

**TOWN OF WINCHENDON**

**SPECIAL TOWN MEETING WARRANT**

**MONDAY, NOVEMBER 13, 2023**

**7:00pm – Murdock High School**

|  |  |  |  |
| --- | --- | --- | --- |
| **ARTICLE** | **DESCRIPTION** |  | **SOURCE** |
| 1 | Committee Report |  | N/A |
| 2 | Payment of Prior Year Bills |  |  Free Cash |
| 3 | OPEB Trust Account |  | Free Cash |
| 4 | Separation Liability Account |  | Free Cash |
| 5 | Stabilization Funds |  | Free Cash |
| 6 | Fire Department Houseman Wages |  | Free Cash |
| 7 | Fire Department Spare Houseman Account |  | Free Cash |
| 8 | 2016 Freight Liner Ambulance |  |  Borrow |
| 9 | DPW and Fire Department Repair Account |  |  Free Cash |
| 10 | ARPA Fund for SCBA |  |  Free Cash |
| 11 | Reallocate Winchendon Community Park Barn Funds to Blair Square  |  |  N/A |
| 12 | Lincoln Ave Transfer to Redevelopment Authority |  |  N/A N/A |
|  13 | Transfer Poland and Streeter Schools to MVOC |  |  N/A |
| 14 | Winchendon Furniture Land Swap for Bike Path |  |  N/A  |
| 15 | Accept Unaccepted Roads-DPW |  |  N/A |
|  16 | Previous Town Charter Revisions (Revote needed) |  | N/A |
| 17 | Zoning Bylaw Final Draft |  |  N/A  |
| 18 | General Bylaw Final Draft |  | N/A |
| 19 | Name Change Board of Selectmen to Select Board- Charter |  | N/A |
|  20 | Name Change Board of Selectmen to Select Board - Bylaw |  | N/A |
| 21 | Prudent Investment Rules Acceptance |  |  N/A  |
| 22 | Temporary Solar Moratorium Non-Binding Referendum **REFERENDUM** |  | N/A |

**SPECIAL TOWN MEETING SUMMARY SHEET**

**FINANCE COMMITTEE PUBLIC HEARING
Tuesday, October 24th, 2023**

 **7:00 PM
Town Hall, 2nd Floor Auditorium, 109 Front Street**

**TOWN OF WINCHENDON
SPECIAL TOWN MEETING
NOVEMBER 13, 2023**

Worcester, ss:

To either of the Constables in the Town of Winchendon, in the County of Worcester,
GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Winchendon qualified to vote in town elections and town affairs to meet at the MURDOCK MIDDLE/HIGH SCHOOL, 3 Memorial Drive, off Elmwood Road in said Winchendon on

**MONDAY, NOVEMBER 13, 2023**

**AT 7:00 P.M.**

**It was determined after the warrant was posted that the free cash was not certified and the Town Meeting was planned to be postponed to a future date. On Monday, November 13, 2023 at 7:00pm, the Town Moderator-Coral Grout and myself Town Clerk-Wendy Stevens met at the Murdock Middle/High School. The Moderator called the Special Town Meeting to order and announced “seeing no quorum, this meeting is cancelled and continued to December 11, 2023” at 7:01pm.**

**On December 11, we met at the Murdock Middle/High School at 7:00pm. The Special Town Meeting was called to order at 7:00pm with a quorum present of 155 registered voters. Attorney Jonathan Murray was present representing Town Counsel-KP Law. After allowing for more voters to check-in, Moderator Grout announced the Pledge of Allegiance to be conducted. Board of Selectmen Chair Audrey LaBrie introduced new Town Manager Bill McKinney and Attorney Jonathan Murray from KP Law.**

then and there to act on the following articles:

**REPORTS AND COMMITTEES**

**ARTICLE 1**

To see if the Town will vote to hear and act on the reports of the Finance Committee, and any other Board or

Committee, or act in relation thereto. (Usual and customary article)

**BOARD OF SELECTMEN: 4-0-0 RECOMMEND FINANCE COMMITTEE: 7-0-0 RECOMMEND**

**Finance Committee Chairman Tom Kane presented the Finance Committee report-Free cash is not certified, therefore all the free cash money articles will be passed over.**

**VOTED: Approved by Majority that the vote to hear and act on the report of the Finance Committee and Board of Selectmen.**

**Yes: 85% NO: 15% Passed by Majority at 7:15pm**

**ARTICLE 2**

To see if the Town will vote to transfer from Free Cash the sum of $193,469.01 for the payment of bills of a prior fiscal year as follows:

**Fiscal Year Name Invoice Amount**

FY2023 Point Software $ 3,913.00

FY2023 Safeguard Business System $ 799.34

FY2023 Law Office of Iris Leahy $ 560.00

FY2023 M.I.I.A $ 187,876.73

FY2023 Verizon $ 319.94

**Total $ 193,469.01**

or act in relation thereto.

(Submitted by the Town Manager) **Nine-tenths vote required**

**BOARD OF SELECTMEN: 3-1-0 No Vote At This Time FINANCE COMMITTEE:**

**An Amendment was made and seconded to change the funding source from Free Cash to Stabilization.**

**Yes: 91% No: 9% Amendment passed at 7:20pm**

**Article was read with the Amendment**

**Yes: 88% No 12% Amended Article Failed due to 9/10ths vote required**

**A request was made to reconsider the Article stating if unpaid bills remain unpaid, it may cause a termination of the employee’s health insurance.**

**The vote to reconsider**

**Yes: 91% No: 9% Voted to reconsider passed at 7:24pm**

**Final vote was taken: Approved by 9/10th Vote to Transfer from Stabilization Fund the sum of $193,469.01 for the payment of prior year bills as outlined in the Special Town Meeting Warrant:**

**Fiscal Year Name Invoice Amount**

FY2023 Point Software $ 3,913.00

FY2023 Safeguard Business System $ 799.34

FY2023 Law Office of Iris Leahy $ 560.00

FY2023 M.I.I.A $ 187,876.73

FY2023 Verizon $ 319.94

**Total $ 193,469.01**

**Yes: 92% No: 8% Passed by 9/10th Majority at 7:26pm**

**FINANCIAL ARTICLES**

**ARTICLE 3**

To see if the Town will vote to transfer from Free Cash the amount of $ 118,555.00 to the OPEB Trust Account that was established to mitigate the Town’s liability for Other Post-Employment Benefits (OPEB), or act in relation thereto.

(Submitted by the Finance Committee) **Majority Vote Required**

**BOARD OF SELECTMEN: 3-0-1 Not Recommend FINANCE COMMITTEE:**

**Motion was made to Pass over**

**Yes: 90% No: 10% Passed Over at 7:28pm**

**ARTICLE 4**

To see if the Town will vote to accept the provisions of General Laws Chapter 40, Section 13D relative to establishing a reserve fund for future contractual separation payments upon the termination of a town employee or officer’s employment, and further to see if the Town will vote to transfer from Free Cash the sum of $50,000 to such a Reserve Account established to mitigate the Town’s liability for Contractual Separation Pay-outs, or act in relation thereto.

(Submitted by the Finance Committee) **Majority Vote Required**

**BOARD OF SELECTMEN: 3-0-1 Not Recommend At This Time FINANCE COMMITTEE:**

**Motion was made to Pass Over**

**Yes: 93% No: 7% Passed over at 7:28pm**

**ARTICLE 5**

To see if the Town will vote to transfer from Free Cash a sum of money to the Stabilization Fund, or act in relation thereto.

(Submitted by the Finance Committee) **Majority Vote Required**

**BOARD OF SELECTMEN: 3-0-1 Not Recommend At This Time FINANCE COMMITTEE:**

**Motion was made to Pass Over**

**Yes: 93% No: 7% Passed Over at 7:29pm**

**ARTICLE 6**

To see if the Town will vote to transfer from Free Cash the additional sum of $60,000.00 to be added to the Fire Department Houseman account to pay for phase one of a Wage Scale Adjustment, or act in relation thereto.

(Submitted by the Town Manager) **Majority Vote Required**

**BOARD OF SELECTMEN: 4-0-0 No Vote At This Time FINANCE COMMITTEE:**

**Motion was made to Pass Over**

**Yes: 90% No: 10% Passed Over at 7:30pm**

**ARTICLE 7**

To see if the Town will vote to transfer from Free Cash the additional sum of $126,245.00 to the Fire Department Spare Houseman account to pay for the additional staffing needed to cover multiple emergency calls, or act in relation thereto.

(Submitted by the Town Manager) **Majority Vote Required**

**BOARD OF SELECTMEN: 3-1-0 No Vote At This Time FINANCE COMMITTEE:**

**Motion was made to Pass Over**

**Yes: 90% No: 10% Passed Over at 7:31pm**

**ARTICLE 8**

To see if the Town will vote to raise and appropriate, transfer from available funds, and/or borrow the sum of $442,551.00 for the purposes of purchasing and equipping an ambulance (with an estimated 18-month delivery time) to replace the current 2016 Freightliner ambulance, and that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, be authorized to borrow under and pursuant to Chapter 44 of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor, or act in relation thereto.

(Submitted by the Town Manager) **2/3** **Vote Required**

**BOARD OF SELECTMEN: 4-0-0 RECOMMEND FINANCE COMMITTEE: 4-3-0 RECOMMEND**

**VOTED: Approved by 2/3 Vote Required that the Town vote to see if the Town will vote to raise and appropriate, transfer from available funds, and/or borrow the sum of $442,551.00 for the purposes of purchasing and equipping an ambulance (with an estimated 18-month delivery time) to replace the current 2016 Freightliner ambulance, and that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, be authorized to borrow under and pursuant to Chapter 44 of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor.**

**Yes: 82% No: 18%  Passed by 2/3 Vote Required at 7:42pm**

**ARTICLE 9**

To see if the Town will vote to transfer from Free Cash the additional sum of $35,000 to the DPW & Fire Department vehicle repair account, or act in relation thereto.

(Submitted by the Town Manager) **Majority Vote Required**

 **BOARD OF SELECTMEN: 3-0-1 RECOMMEND FINANCE COMMITTEE:**

**Motion was made to Pass Over**

**Yes: 90% No: 10% Passed Over at 7:43pm**

**ARTICLE 10**

To see if the Town will vote to transfer the sum of $158,754.00 from Free Cash, to supplement previously appropriated ARPA funds, for the purpose of funding the purchase of the Fire Department apparatus fire equipment known as Self-Contained Breathing Apparatus (“S.C.B.A .”), and all related expenses and costs, or act in relation thereto.

(Submitted by the Town Manager) **Majority Vote Required**

 **BOARD OF SELECTMEN: 2-1-1 RECOMMEND FINANCE COMMITTEE:**

**Motion was made to Pass Over**

**Yes: 91% No: 9% Passed Over at 7:44pm**

**ARTICLE 11**

To see if the Town will vote to transfer the sum of $140,000.00, which was previously approved pursuant to a vote under Article 18 of the May 15, 2023 Annual Town Meeting for purpose of funding the Recreation Department - Winchendon Community Park Barn Exterior Project, for the new purpose of funding the Blair Square Project, or act in relation thereto.

(Submitted by the Town Manager) **2/3 Vote Required**

**BOARD OF SELECTMEN: 4-0-0 RECOMMEND FINANCE COMMITTEE: 7-0-0 RECOMMEND**

**Voted: Approved by 2/3 Vote Required that the Town transfer the sum of $140,000.00, which was previously approved pursuant to a vote under Article 18 of the May 15, 2023 Annual Town Meeting for purpose of funding the Recreation Department - Winchendon Community Park Barn Exterior Project, for the new purpose of funding the Blair Square Project.**

**Yes: 80% No: 20% Passed by 2/3 Vote Required**

**REQUEST TO TRANSFER/ACQUIRE PROPERTY**

**ARTICLE 12 Lincoln Avenue – Town to the Redevelopment Authority**

To see if the Town will vote to transfer from the board or commission having the care, custody and control of certain property located at Lincoln Avenue, shown as Assessors Map 2-0-77 and described in a deed recorded with the Worcester South District Registry of Deeds in Book 50638 Page 37, to the Board of Selectmen for general municipal purposes and the purpose of conveyance, and authorize the Board of Selectmen to convey said property to the Winchendon Redevelopment Authority, for such consideration, which may be nominal consideration, and upon such other terms and conditions as the Board of Selectmen deems appropriate, and to take such additional action as may be needed to effectuate the purposes of this vote, including but not limited to execution of instruments and documents to convey said property, or act in relation thereto.

(Submitted by the Town Manager) **2/3 Vote Required**

**BOARD OF SELECTMEN: 4-0-0 RECOMMEND FINANCE COMMITTEE: 7-0-0 RECOMMEND**

**Voted: Approved by 2/3 Vote Required that the Town to transfer from the board or commission having the care, custody and control of certain property located at Lincoln Avenue, shown as Assessors Map 2-0-77 and described in a deed recorded with the Worcester South District Registry of Deeds in Book 50638 Page 37, to the Board of Selectmen for general municipal purposes and the purpose of conveyance, and authorize the Board of Selectmen to convey said property to the Winchendon Redevelopment Authority, for such consideration, which may be nominal consideration, and upon such other terms and conditions as the Board of Selectmen deems appropriate, and to take such additional action as may be needed to effectuate the purposes of this vote, including but not limited to execution of instruments and documents to convey said property.**

**Yes: 89% No: 11% Passed by 2/3 Vote Required**

**ARTICLE 13 Conveyance to Montachusett Veterans Outreach Center, Inc. for Veterans Housing**

To see if the Town will vote to authorize the Board of Selectmen to convey the Town-owned property located at Oak Street, and shown as Assessors Map 5B2-0-117, being a portion of the Poland and Streeter Schools property, for nominal consideration, to Montachusett Veterans Outreach Center, Inc., or its nominee, being the remaining portion of the property described in a deed recorded with the Worcester South District Registry of Deeds in Book 742, Page 492, and authorized for conveyance by Article 13 of the October 28, 2019 Special Town Meeting, upon such terms and conditions as the Board of Selectmen deems appropriate, and to take such additional action as may be needed to effectuate the purposes of this vote, including but not limited to execution of instruments and documents to convey said property, or act in relation thereto.

(Submitted by the Town Manager) **Majority Vote Required**

**BOARD OF SELECTMEN: 3-0-1 RECOMMEND FINANCE COMMITTEE: 7-0-0 RECOMMEND**

**Voted: Approved by Majority Vote the Town will vote to authorize the Board of Selectmen to convey the Town-owned property located at Oak Street, and shown as Assessors Map 5B2-0-117, being a portion of the Poland and Streeter Schools property, for nominal consideration, to Montachusett Veterans Outreach Center, Inc., or its nominee, being the remaining portion of the property described in a deed recorded with the Worcester South District Registry of Deeds in Book 742, Page 492, and authorized for conveyance by Article 13 of the October 28, 2019 Special Town Meeting, upon such terms and conditions as the Board of Selectmen deems appropriate, and to take such additional action as may be needed to effectuate the purposes of this vote, including but not limited to execution of instruments and documents to convey said property.**

**Yes: 97% No: 3% Passed by Majority at 7:56pm**

**ARTICLE** **14**: **Property Exchange for Bicycle Path**

To see if the Town will vote to transfer the care, custody and control of a Town-owned parcel of land containing 100 square feet, more or less, being a portion of the property located at Spruce Street identified as Assessors’ Map 5B3-0-173 and acquired by the Town by a deed recorded with the Worcester South District Registry of Deeds in Book 154, Page 98, said property shown on a sketch plan on file with the Town Clerk, from the Board of Selectmen or other board or officer having custody thereof for the purpose for which said parcel is currently held to the Board of Selectmen for general municipal purposes and for the purpose of conveyance, and to authorize the Board of Selectmen to convey said parcel on such terms and conditions and for such consideration as the Board of Selectmen deems in the best interests of the Town, including, without limitation, in exchange for a parcel of land containing 749 square feet, more or less, being a portion of the property located at Central Street, identified as Assessor’s Map 5A3-0-353, said property shown on a sketch plan on file with the Town Clerk, for general municipal purposes; and to authorize the Board of Selectmen to enter into all agreements and execute any and all instruments on behalf of the Town as may be necessary or appropriate to effectuate the foregoing, or act in relation thereto.

(Submitted by the Town Manager) **2/3 Vote Required**

 **BOARD OF SELECTMEN: 4-0-0 RECOMMEND FINANCE COMMITTEE: 7-0-0 RECOMMEND**

**Voted: Approved by 2/3 Vote Required to transfer the care, custody and control of a Town-owned parcel of land containing 100 square feet, more or less, being a portion of the property located at Spruce Street identified as Assessors’ Map 5B3-0-173 and acquired by the Town by a deed recorded with the Worcester South District Registry of Deeds in Book 154, Page 98, said property shown on a sketch plan on file with the Town Clerk, from the Board of Selectmen or other board or officer having custody thereof for the purpose for which said parcel is currently held to the Board of Selectmen for general municipal purposes and for the purpose of conveyance, and to authorize the Board of Selectmen to convey said parcel on such terms and conditions and for such consideration as the Board of Selectmen deems in the best interests of the Town, including, without limitation, in exchange for a parcel of land containing 749 square feet, more or less, being a portion of the property located at Central Street, identified as Assessor’s Map 5A3-0-353, said property shown on a sketch plan on file with the Town Clerk, for general municipal purposes; and to authorize the Board of Selectmen to enter into all agreements and execute any and all instruments on behalf of the Town as may be necessary or appropriate to effectuate the foregoing.**

**Yes: 90% No: 10% Passed by 2/3 Vote Required at 7:58pm**

**GENERAL BUSINESS ARTICLES**

**ARTICLE** **15**

To see if the Town will vote to accept the list of public way the roadways known as, and listed on file in the office of the Town Clerk, and available on the Town’s website at <http://www.townofwinchendon.com/> and authorize the Board of Selectmen to acquire, by gift, purchase, and/or eminent domain, the fee to and/or easements in said for all purposes for which public ways are used in the Town of Winchendon and any drainage, access, utility and/or other easements related thereto, or act in relation thereto.

(Submitted by the Town Manager)

 **Majority Vote Required – Unless road is not shown on a subdivision road approved by the Planning Board, in which case the vote is 2/3**

**BOARD OF SELECTMEN: 4-0-0 RECOMMEND FINANCE COMMITTEE: 7-0-0 RECOMMEND**

 **PLANNING BOARD: 5-0-0 RECOMMEND**

**Voted: Approved by 2/3 Vote Required to accept the list of public way the roadways known as, and listed on file in the office of the Town Clerk, and available on the Town’s website at** [**http://www.townofwinchendon.com/**](http://www.townofwinchendon.com/) **and authorize the Board of Selectmen to acquire, by gift, purchase, and/or eminent domain, the fee to and/or easements in said for all purposes for which public ways are used in the Town of Winchendon and any drainage, access, utility and/or other easements related thereto.**

**Yes: 89% No: 11% Passed by 2/3 Vote Required at 8:07pm**

**List of roads shown below:**

|  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **Street Name** | **Surface Width/ FT** | **Length/FT** | **House Start** | **House Stop** | **Book** | **Page/Plan** | **Entire Street** | **Property Name** |
| **Non Sub Divison Roads** |  |  |  |  |  |  |  |  |
| COMMERCIAL DRIVE | 27 | 786 |   |   | 45928 | 206 | X | Hill View Buisness Park |
| HILLSIDE DRIVE | 20 | 330 |   |   | 230 | 105 | X | Monomonoc Lake Shores, Inc. |
| JEFFERSON AVENUE | 22 | 336 |   |   | 303 | 77 | X | Adams Avenue Project |
| SHADY GLEN TERRACE | 22 | 427 |   |   | 230 | 92 | X | Monomonoc Lake Shores, Inc. |
| SUMMER DRIVE | 22 | 548 | 5 | 25 | 407 | 65 |   |   |
| SUNNY COVE ROAD | 22 | 297 |   |   | 203 | 68 | X |   |
| WENDELL DRIVE | 24 | 420 |   |   | 545 | 86 | X |   |
| MAPLE PLACE B | 20 | 141 |   |   | 290 | 53 | X |   |
|   |   |   |   |   |   |   |   |   |
| **Sub Divison Roads** |  |  |  |  |  |  |  |  |
| BLUE BIRD RD | 24 | 415 |   |   | 576 | 16 | X | Benjamin Hill Estates |
| LOON ROAD | 24 | 306 |   |   | 576 | 16 | X | Benjamin Hill Estates |
| PHYLLIS ROAD | 24 | 960 |   |   | 620 | 9 | X | Sandy Heights |
| CHASE LANE | 24 | 1032 |   |   | 701 | 69 | X | Sandy Heights |
| CONVERSE DRIVE | 24 | 3220 |   |   | 617 | 120 | X | Winchendon Heights |
| PRENTICE CIRCLE | 24 | 757 |   |   | 617 | 120 | X | Winchendon Heights |
| KING PHILLIP WAY | 24 | 1048 |   |   | 617 | 120 | X | Winchendon Heights |
| HAPGOOD ROAD | 24 | 2327 |   |   | 617 | 120 | X | Winchendon Heights |

**OTHER ARTICLES**

**ARTICLE 16**

To see if the Town will vote pursuant to G.L. c.43B, §10(a) to amend the Town Charter as recommended by the Charter Bylaw Review Committee in a document entitled, “2021 Proposed Charter Revisions”, on file in the office of the Town Clerk and available on the Town’s website at <http://www.townofwinchendon.com/>, with text to be inserted underlined and text to be deleted shown in the margins; revisions include but are not limited to: ministerial and clerical amendments such as grammar, capitalization, gender neutrality, internal consistency, and references to and updates based upon state law and other matters; or act in relation thereto.

(Submitted by Charter Bylaw Review Committee in 2021 – Revote needed) **2/3 vote required**

**BOARD OF SELECTMEN: 4-0-0 RECOMMEND FINANCE COMMITTEE: 7-0-0 RECOMMEND**

*Explanation: This article passed at ATM of May 2021 and was returned approved by the Attorney General’s office. It was required to be placed on the next Town Elections Ballot and was not; therefore, at the guidance of Town Counsel, the article is being resubmitted at Town Meeting the Fall 2023.*

**Voted: Approved by 2/3 Vote Required Vote Town will vote pursuant to G.L. c.43B, §10(a) to amend the Town Charter as recommended by the Charter Bylaw Review Committee in a document entitled, “2021 Proposed Charter Revisions”, on file in the office of the Town Clerk and available on the Town’s website at** [**http://www.townofwinchendon.com/**](http://www.townofwinchendon.com/)**, with text to be inserted underlined and text to be deleted shown in the margins; revisions include but are not limited to: ministerial and clerical amendments such as grammar, capitalization, gender neutrality, internal consistency, and references to and updates based upon state law and other matters; or act in relation thereto.**

**Yes: 83% Yes No: 17% Passed by 2/3 Vote Required at 8:11pm**

**ARTICLE 17**

To see if the Town shall accept the renumbering and revision of the Zoning Bylaw of the Town from its original numbering, as amended through May 15, 2023, to the numbering or codification, arrangement, sequence and captions and the comprehensive revisions to the text of the Zoning Bylaw as set forth in the Final Draft of the Code of the Town of Winchendon, dated September 28, 2023; said codification of the Zoning Bylaw having been done under the direction of the Planning Board, and being a compilation and comprehensive revision of the present Zoning Bylaw, including amendments thereto. The Zoning Bylaw shall be codified as Chapter 300 of the “Code of the Town of Winchendon, Massachusetts.” or act in relation thereto.

(Submitted by the Town Manager) **2/3 Vote Required**

**BOARD OF SELECTMEN: 4-0-0 RECOMMEND AS AMENDED TO UPDATE THE FINAL DRAFT OF THE CODE TO BE DATED OCTOBER 24, 2023**

 **FINANCE COMMITTEE: 7-0-0 RECOMMEND PLANNING BOARD: 3-0-0**

**An Amendment was made to change the date from September 28, 2023 to October 24, 2023.**

**Vote on the Amendment was**

**Yes: 89% No: 11% Amendment Passed at 8:15pm**

**Article was Voted with Amendment:**

**Approved by 2/3 Vote required to see if the Town shall accept the renumbering and revision of the Zoning Bylaw of the Town from its original numbering, as amended through May 15, 2023, to the numbering or codification, arrangement, sequence and captions and the comprehensive revisions to the text of the Zoning Bylaw as set forth in the Final Draft of the Code of the Town of Winchendon, dated October 24, 2023; said codification of the Zoning Bylaw having been done under the direction of the Planning Board, and being a compilation and comprehensive revision of the present Zoning Bylaw, including amendments thereto. The Zoning Bylaw shall be codified as Chapter 300 of the “Code of the Town of Winchendon, Massachusetts.”**

**Yes: 85% No: 15% Passed by 2/3 Vote Required at 8:17pm**

**ARTICLE 18**

To see if the Town shall accept the renumbering and revision of the various bylaws of the Town from their original numbering or their numbering in the former General Bylaw compilation, as amended through May 15, 2023, to the numbering or codification, arrangement, sequence and captions and the comprehensive revisions to the text of the General Bylaws as set forth in the Final Draft of the Code of the Town of Winchendon, dated September 28,2023; said codification having been done under the direction of the Board of Selectmen and Town Attorney, and said Code being a compilation and comprehensive revision of the present bylaws of the Town. All bylaws of a general and permanent nature, as amended, heretofore in force and not included in the Code shall be repealed, except that such repeal shall not affect any suit or proceeding pending as the result of an existing law, and such repeal shall not apply to or affect any bylaw, order or article heretofore adopted accepting or adopting the provisions of any statute of the Commonwealth. These bylaws shall be referred to as the “Code of the Town of Winchendon, Massachusetts.” or act in relation thereto.

(Submitted by the Town Manager) **Majority Vote Required**

**BOARD OF SELECTMEN: 4-0-0 RECOMMEND FINANCE COMMITTEE: 7-0-0 RECOMMEND**

**Voted: Approved by Majority that the Town shall accept the renumbering and revision of the various bylaws of the Town from their original numbering or their numbering in the former General Bylaw compilation, as amended through May 15, 2023, to the numbering or codification, arrangement, sequence and captions and the comprehensive revisions to the text of the General Bylaws as set forth in the Final Draft of the Code of the Town of Winchendon, dated September 28,2023; said codification having been done under the direction of the Board of Selectmen and Town Attorney, and said Code being a compilation and comprehensive revision of the present bylaws of the Town. All bylaws of a general and permanent nature, as amended, heretofore in force and not included in the Code shall be repealed, except that such repeal shall not affect any suit or proceeding pending as the result of an existing law, and such repeal shall not apply to or affect any bylaw, order or article heretofore adopted accepting or adopting the provisions of any statute of the Commonwealth. These bylaws shall be referred to as the “Code of the Town of Winchendon, Massachusetts.”**

**Yes: 87% No: 13% Passed by Majority at 8:20pm**

**ARTICLE 19**

To see if the Town will vote, pursuant to M.G.L. c. 43B, Section 10(a), to amend the Town Charter to rename the Board of Selectmen as the “Select Board,” and, for such purposes, to replace the words “Board of Selectmen” or “Selectmen” with “Select Board”, and replace the word “Selectman” with “Select Board member”; and further, to authorize the Town Clerk to make non-substantive ministerial revisions to ensure that gender issues in the Town Charter are revised to properly reflect such change in title; and further, that said “Select Board” and “Select Board member” shall have all powers and authority granted to the Board of Selectmen under any state law or special act; or take any other action relative thereto.

(Submitted by the Board of Selectmen) **2/3 Vote Required**

**BOARD OF SELECTMEN: 4-0-0 RECOMMEND FINANCE COMMITTEE: 7-0-0 RECOMMEND**

**Voted: Failed by 2/3 Vote Required the Town will vote, pursuant to M.G.L. c. 43B, Section 10(a), to amend the Town Charter to rename the Board of Selectmen as the “Select Board,” and, for such purposes, to replace the words “Board of Selectmen” or “Selectmen” with “Select Board”, and replace the word “Selectman” with “Select Board member”; and further, to authorize the Town Clerk to make non-substantive ministerial revisions to ensure that gender issues in the Town Charter are revised to properly reflect such change in title; and further, that said “Select Board” and “Select Board member” shall have all powers and authority granted to the Board of Selectmen under any state law or special act.**

**Yes: 42% No: 58% Failed by 2/3 Vote Required at 8:28pm**

**ARTICLE 20**

To see if the Town will vote to amend the Town’s General Bylaws to rename the Board of Selectmen as the “Select Board,” and, for such purposes, to replace the words “Board of Selectmen” or “Selectmen” with “Select Board”, and replace the word “Selectman” with “Select Board member”; and further, to authorize the Town Clerk to make non-substantive ministerial revisions to ensure that gender issues in the General Bylaws are revised to properly reflect such change in title; and further, that said “Select Board” and “Select Board member” shall have all powers and authority granted to the Board of Selectmen under any state law or special act; or take any other action relative thereto.

(Submitted by Board of Selectmen) **Majority Vote Required**

**BOARD OF SELECTMEN: 4-0-0 RECOMMEND FINANCE COMMITTEE: 7-0-0 RECOMMEND**

**Motion was made and Passed Over**

**Yes: 89% No: 11% Passed Over at 8:29pm**

**ARTICLE 21**

To see if the Town will vote to accept the provisions of G.L. c. 44, **§ 5**4(b) to allow Town trust funds to be invested in accordance with G.L c.203C, the so-called “Prudent Investment Rule”, or take any other action relative thereto.

(Submitted by the Board of Selectmen) **Majority Vote Required**

**BOARD OF SELECTMEN: 4-0-0 RECOMMEND FINANCE COMMITTEE: 7-0-0 RECOMMEND**

**Voted: Approved by Majority Vote to accept the provisions of G.L. c. 44, § 54(b) to allow Town trust funds to be invested in accordance with G.L c.203C, the so-called “Prudent Investment Rule”.**

**Yes: 81% No: 19% Passed by Majority Vote at 8:30pm**

**ARTICLE 22 TEMPORARY SOLAR MORATORIUM NON-BINDING REFERENDUM**

To see if the Town will seek to amend the Town’s Zoning Bylaw by adding a new Section 6.11.19: Temporary Moratorium on the Construction of Solar Energy Collection Systems.

(Submitted by the Board of Selectmen)

**BOARD OF SELECTMEN: 4-0-0 NO VOTE FINANCE COMMITTEE:**

**This vote was basically a poll vote to see if there was interest in moving forward with a temporary solar moratorium.**

**Yes: 78% No: 22% Passed by Majority vote at 8:46pm**

**Motion to adjourn Passed and seconded at 8:46pm**

You are hereby directed to serve this warrant by posting attested copies thereof at the several places designated by the bylaws of the Town of Winchendon fourteen days at least before the time of holding such meeting and by mailing a notice with information on how and where a copy of the warrant can be obtained and where it can be viewed (electronically and/or in person) to be mailed to each household owned or occupied by a registered voter of the Town. Immediately upon posting of the warrant, copies shall be provided to citizens on request and the warrant shall be posted on any Town electronic bulletin board and on the Town website as required by said bylaws.

Hereof, fail not and make due return of said warrant with your doings thereon at the time and place of the meeting aforesaid. Given under our hands and seal this 23rd day of October, 2023

**BOARD OF SELECTMEN:**

**\_\_\_**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Audrey LaBrie, Chair

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Rick Ward, Vice-Chair

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Barbara Anderson

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Danielle LaPointe

Melissa Blanchard

I have this day posted the within warrant as therein directed:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

PRINT CONSTABLE NAME

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_

SIGN CONSTABLE NAME DATE:

**FINANCE COMMITTEE PUBLIC HEARING**

**Tuesday, October 24, 2023 at 7:00 PM**

**Town Hall, 2nd Floor Auditorium, 109 Front St.**

This institution is an equal opportunity provider. To file a complaint of Discrimination write USDA, Director, Office of Civil Rights, Washington, DC 20250-9410