

***TOWN OF DOVER***

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**WARRANT**

for the

**ANNUAL TOWN MEETING**

**Monday, May 3, 2010**

**7:00 PM**

Dover-Sherborn Regional School  
Alan Mudge Auditorium

and

**TOWN ELECTIONS**

**Monday, May 17, 2010**

7:00 AM - 8:00 PM

Dover Town House

**TOWN CAUCUS**

**Monday, March 15, 2010 at 7:30 PM**

**Dover Town House**

**WARRANT COMMITTEE OPEN HEARING**

**Monday, March 22, 2010 at 7:30 PM**

**Dover Town House**

**ARTICLES OF THE WARRANT  
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Norfolk, ss.

To any of the Constables of the Town of Dover in said County, Greetings;

In the name of the Commonwealth of Massachusetts you are hereby required to notify and warn the inhabitants of the Town of Dover, qualified as the Constitution requires to vote in elections and in Town affairs, to meet in the Alan Mudge Auditorium at the Dover-Sherborn Regional High School in said Town on Monday, the 3rd day of May, 2010, at seven o'clock in the evening then and there to act on the following articles, to wit:

Article 1. (Selectmen) To hear and act on the various reports of the various committees:

- (a) As contained in the printed 2009 Annual Report; and
- (b) Any other reports submitted to the voters by the Town Committees.

Article 2. (Assessors) To see if the Town will vote to accept the provisions of Chapter 73, Section 4, of the Acts of 1986 as amended by Chapter 126 of the Acts of 1988, in order to allow an additional real estate tax exemption of up to 100 percent in Fiscal Year 2011 for those who qualify for an exemption under Chapter 59, Section 5, Clauses 17D, 22, 22A, 22B, 22C, 22D, 22E, 37A, or 41C of the Massachusetts General Laws; or take any other action relative thereto.

Article 3. (Selectmen) To see if the Town will set the salaries for its elected officials for the ensuing fiscal year; or take any other action relative thereto.

Article 4. (Selectmen) To see what sum the Town will raise and appropriate for salaries and expenditures by departments, officers, boards, and committees of the Town for the ensuing fiscal year; to determine whether the money shall be included in the tax levy, transferred from available funds, or provided by any combination of these methods; or take any other action relative thereto.

Article 5. (Selectmen) To see what sums the Town will raise and appropriate for the various capital purposes listed below; to determine whether the money shall be included in the tax levy, transferred from available funds, borrowed, or provided by any combination of these methods; or take any other action relative thereto:

- 1. Cemetery Commission
  - a. Replace Tractor/Mower

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2. Fire Department
  - a. Extrication Equipment
  - b. Electronic Patient Care Reporting System
  
3. Park & Recreation Commission
  - a. Large Truck
  - b. Computer and Software
  
4. Highway Department
  - a. 3/4 Ton Pickup with Plow
  
5. Police Department
  - a. Patrol Vehicle (1)
  
6. Dover School Committee
  - a. Replacement of Computer Technology and Equipment
  - b. Carpet for Administration Building
  - c. Boiler Glycol (antifreeze) Replacement
  - d. Trees
  - e. Frost Heave Repair 5 Exterior Rear Doors
  - f. HVU-2 Heat Wheel Replacement
  
7. Board of Selectmen
  - a. Fire Station: Painting of floors/walls
  - b. Caryl Community Center Building Maintenance
  
8. Town Clerk
  - a. Election Equipment

Article 6. (Selectmen) To see if the Town will vote to raise and appropriate, appropriate by transfer from available funds, or provide by any combination of these methods, a sum of money for the purpose of funding an unemployment compensation fund as authorized by Chapter 40, Section 5E, of the Massachusetts General Laws; or take any other action relative thereto.

Article 7. (Selectmen) To see if the Town will vote to raise and appropriate, appropriate by transfer from available funds, or provide by any combination of these methods, a sum of money to provide for the payment of accumulated sick leave to retired police officers as authorized by Chapter 375 of the Acts of 1984; or take any other action relative thereto.

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Article 8. (Selectmen) To see if the Town will vote to raise and appropriate, appropriate by transfer from available funds, borrow, or provide by any combination of these methods, a sum of money for the purpose of highway construction, reconstruction and other improvements under the authority of the Massachusetts General Laws as funded by various state budgets; and to authorize the Selectmen to enter into contracts, apply for, accept, expend, and borrow in anticipation of state aid for such projects; or take any other action relative thereto.

Article 9. (Selectmen) To see if the Town will vote pursuant to Chapter 44, Section 53E ½, of the Massachusetts General Laws to authorize the use of revolving fund accounts for the following boards or departments, and that unless otherwise amended by Town Meeting, such accounts shall not exceed the following amounts for Fiscal Year 2011:

1. Building Department

a.	Gas Inspector	\$5,100
b.	Plumbing Inspector	\$16,900
c.	Wiring Inspector	\$22,000

2. Board of Health

a.	Perk and deep hole inspection and permitting	\$40,000
b.	Septic inspection and permitting	\$40,000
c.	Well inspection and permitting	\$15,000
d.	Swimming pool inspection and permitting	\$10,000

3. Building Maintenance Department \$5,000

4. Library

a.	Materials replacement	\$5,000
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and further, that the fees received in connection with these programs be credited to the respective accounts and that the respective board or department be authorized to make expenditures from these accounts in accordance with Chapter 44, Section 53E ½, of the Massachusetts General Laws; or take any other action relative thereto.

Article 10. (Dover Housing Partnership) To see if the Town will vote to raise and appropriate, appropriate by transfer from available funds, or provide by any combination of these methods, a sum of money to subsidize the purchases by eligible buyers of affordable housing units at County Court Condominiums, subject to an adjustment of the future restricted resale price by a lower discount rate from the appraised value of the condominiums so subsidized; or take any other action relative thereto.

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Article 11. (Selectmen) To see if the Town will raise and appropriate, appropriate by transfer from available funds, or borrow, or any combination of these methods, a sum of money for the purpose of renovation of the dispatch area in the Protective Agencies building; or take any other action relative thereto.

Article 12. (Citizens' Petition) To see if the Town will vote to amend the Zoning Bylaws of the Town of Dover by deleting present Subsection D from Article VI, Special Regulations, Section 185-34, Off-Street Parking, and inserting therefor a new Subsection D, as follows:

"D. Recreational parking in Residential Zoning District.

(1) In addition to the ancillary parking currently permitted, parking for recreational use is permitted on a parcel or lot in any residential zone, subject to the following:

(a) The parcel or lot is of "adequate dimension," as defined in the following Subsection D(2) of this Subsection D;

(b) The parcel or lot does not have a dwelling on it and is subject to a recorded legal restriction precluding residential development;

(c) A parking plan is approved by special permit by the Planning Board at an advertised public hearing at which the Board determines that the parking is not inconsistent with public safety needs and that the parking area will not be covered by asphalt or other impermeable surface;

(2) For purposes of this Subsection D, "adequate dimensions" means a parcel or lot at least 30 acres in dimension, in which case two parking spaces are allowed. If a parcel or lot is at least 70 acres, 4 parking spaces are allowed. If the parcel or lot exceeds 100 acres, 5 parking spaces shall be allowed for each full 100 acres."

Or take any other action relative thereto.

Article 13. (Selectmen) To see if the Town will vote to amend Subsection 2 - 4 of Chapter 2 of the General Bylaws by deleting the words "One hundred seventy-five" and replacing them with a lesser number; or take any other action relative thereto.

Article 14. (Selectmen) To see if the Town will vote to amend the length of the terms of offices of appointed Town Officers, Committee members and Commissioners in the Articles of Chapter 4 of the General Bylaws by changing the lengths of terms of office, as follows:

ARTICLE XV (Bonded Constables)

In § 4-21, delete "one-year" and replace with "three-year";

ARTICLE XXX (Board of Fire Engineers)

In § 4-40, delete the first sentence in its entirety and replace with:

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“There shall be a three-member Board of Engineers appointed by the Board of Selectmen on a rotating basis of one member each year for a three-year term. Upon the expiration of terms of the Board of Engineers in the first year after the effective date of this provision, the Board of Selectmen shall appoint one member for a one-year term, one member for a two-year term and one member for a three-year term, and in every year thereafter, upon the expiration of any member’s term, shall appoint each member for a term of three years.”

**ARTICLE XXXVIII (Forest Warden)**

In § 4-48, delete “one-year” and replace with “three-year”;

**ARTICLE XXXIX (Emergency Management Team)**

In § 4-49, delete the words “two-year” appearing twice and replace with them in both places with the words “three-year”;

**ARTICLE XLI**

In § 4-51, delete the second and the third sentences in their entirety and replace them with the following:

The Board of Selectmen shall appoint nine members. Upon the expiration of terms of the members of the Open Space Committee in the first year after the effective date of this provision, the Board of Selectmen shall appoint three members for a one-year term, three members for a two-year term and three members for a three-year term, and in every year thereafter, upon the expiration of the term of any member first appointed by the Board of Selectmen, shall appoint each such member for a term of three years. In addition, the Conservation Commission and the Planning Board shall each appoint one of their members to a one-year term.

Or take any other action relative thereto.

Article 15. (Selectmen) To see if the Town will vote to amend subsection 44 – 5A of Chapter 44 of the General Bylaws by deleting the words “executive assistant” and replacing them with the words “Town Administrator”; or take any other action relative thereto.

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Article 16. (Long Range Planning Committee) To see if the Town will vote to amend subsection 4-32 of Chapter 4, Article XXII (Long Range Planning Committee) of the General Bylaws as follows:

Add to the end of the first sentence in paragraph 4-32A the words “and addressing any other matters that are delegated to the Committee by the Board of Selectmen” so that the paragraph reads as follows:

“The Committee shall be responsible for advising, assisting and coordinating the long range planning of all committees and boards of the Town and addressing any other matters that are delegated to the Committee by the Board of Selectmen. It shall be the duty of the town boards, committees and commissions to furnish the Long Range Planning Committee with information requested for its purposes.”

And, delete paragraph 4-32B in its entirety and relabel current paragraph 4-32C as 4-32B; or take any other action relative thereto.

Article 17. (Planning Board) To see if the Town will vote to amend the Zoning Bylaw by deleting it in its entirety and replacing it with a revised version on file in the Office of the Town Clerk and the Planning Board, said revisions consisting of clarifications; or take any other action relative thereto.

Article 18. (Assessors) To see if the Town will vote to amend subsection 4 – 11 of Chapter 4 of the General Bylaws by deleting the words “an Assistant Assessor” and replacing them with the words “a Town Assessor”; or take any other action relative thereto.

Article 19. (Assessors) To see if the Town will raise and appropriate, appropriate by transfer from available funds, or borrow, or any combination of these methods, a sum of money for a revaluation of all property to be conducted under the supervision of the Board of Assessors; or take any other action relative thereto.

Article 20. (Citizens’ Petition) To see if the Town will vote to raise and appropriate, appropriate by transfer from available funds, or provide by any combination of these methods, a sum of money for the purpose of constructing a sidewalk within the Town-owned right of way on the south side of Springdale Avenue, from its intersection with Main Street easterly to its intersection with the entrance of the residential housing area known as the Meadows, a distance of 3,400 linear feet, more or less, said sidewalk to conform substantially in width and barrier curbing to sidewalks on Centre Street; or take any other action relative thereto.

Article 21. (Citizens’ Petition) To see if the Town will vote to raise and appropriate, appropriate by transfer from available funds, or provide by any combination of these methods, a sum of money for the purpose of constructing a sidewalk within the Town-owned right of way on the east side of Dedham Street, from its intersection with Burnham Road, northerly to the raised crosswalk at the entrance to Caryl Park, a distance

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of 515 linear feet, more or less, said sidewalk to conform substantially in width and barrier curbing to sidewalks on Centre Street; or take any other action relative thereto.

Article 22. (Park & Recreation Commission) To see if the Town will vote to transfer the care, custody and control of the 5 Whiting Road site from the Park & Recreation Commission to the Board of Selectmen; or take any other action relative thereto.

Article 23. (Park & Recreation Commission) To see if the Town will vote to raise and appropriate, appropriate by transfer from available funds, borrow, or any combination of these methods, a sum of money for the purpose of the construction or reconstruction of the Caryl Park playing fields, including the cost of architectural and engineering services for plans and specifications related thereto; or take any other action relative thereto.

Article 24. (Dover-Sherborn Regional School Committee) To see if the Town will vote to approve borrowing authorized by the Dover-Sherborn Regional School Committee to be expended under the Regional School Committee's direction for the purpose of reconstructing or making extraordinary repairs to the regional campus wastewater treatment plant, including design and engineering costs related thereto; or take any other action relative thereto.

Article 25. (Board of Fire Engineers) To see if the Town will vote to accept the provisions of Section 4 (2) (b½) of Chapter 32 of the Massachusetts General Laws to permit service as a permanent-intermittent or call firefighter to be credited as full-time service in the Town's contributory retirement system, notwithstanding that said firefighter has not been appointed as a permanent member of the fire department; or take any other action relative thereto.

Article 26. (Selectmen) To see if the Town will vote to raise and appropriate, appropriate by transfer from available funds, or provide by any combination of these methods, a sum of money for the purpose of hiring consultants to provide design and other services to develop a preservation plan for the Caryl House, located at 107 Dedham Street; or take any other action relative thereto.

Article 27. (Selectmen) To see if the Town will vote to raise and appropriate, appropriate by transfer of available funds, or provide by any combination of these methods a sum of money to fund the Other Post-Retirement Benefits Liability Trust Fund to offset the anticipated cost of premium payments for or direct payments to be made to retired employees, and eligible spouses or dependents of deceased employees of the Town; or take any other action relative thereto.

Article 28. (Selectmen) To see if the Town will vote to authorize the Board of Selectmen to acquire by purchase or donation and/or to take by eminent domain any fees, easements or other interests in all or any part of land shown as lot 71 on Assessors Property Map 6 and on preliminary right of way plans entitled Willow Street Over the Charles River, Bridge No. D-10-004 = N-04-007, prepared by the Massachusetts Department of Transportation Highway Division, on file with the Town Clerk for the purpose of reconstruction of the Willow Street Bridge and work related thereto; and



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further to raise and appropriate, appropriate by transfer from available funds or borrow, or any combination of these methods, a sum of money for the purpose of such acquisitions and/or takings; or take any other action relative thereto.

Article 29. (Dover's Minuteman Regional Technical School Representative) To see if the Town will approve the sum of \$ 725,000 of borrowing authorized by the Minuteman Regional Vocational Technical School District, for the purpose of paying costs of a feasibility study to consider options for making improvements to the District's high school building located at 758 Marrett Road, Lexington, Massachusetts, which options shall include, but not be limited to renovating, reconstructing, expanding, remodeling and adding to the District's high school, or any combination of the foregoing, said sum to be expended at the direction of the School Building Committee. The Massachusetts School Building Authority's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any costs of the Project that the District incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the District, and that the total amount of the borrowing authorized by this vote shall be reduced by any grant amount set forth in the Feasibility Study Agreement that may be executed between the District and the MSBA, or take any other action relative thereto.

Article 30. (Selectmen) To see if the Town will vote to accept the provisions of Section 69 of Chapter 152 of the Massachusetts General Laws to include under the Town's workers' compensation program such elected officials of the Town of Dover except the Board of Selectmen or members of the police and fire departments, as the Board of Selectmen may, from time to time, designate in writing; or take any other action relative thereto.

Article 31. (Warrant Committee) To see if the Town will vote to raise and appropriate, appropriate by transfer from available funds, or provide by any combination of these methods pursuant to Chapter 40, Section 6 of the Massachusetts General Laws a sum not to exceed 5% of the tax levy of Fiscal Year 2010 to be a Reserve Fund, from which transfers are voted by the Warrant Committee from time to time and transferred as provided by statute, and determine whether the money shall be provided by the tax levy, by transfer from available funds including the Reserve Fund Overlay Surplus, or by any combination of these methods; or take any other action relative thereto.

Article 32. (Warrant Committee) To see if the Town will vote to raise and appropriate, appropriate by transfer from available funds, or provide by any combination of these methods, a sum of money to pay any unpaid bills rendered to the Town for prior years; or take any other action relative thereto.

Article 33. (Warrant Committee) To see if the Town will make supplemental appropriations to be used in conjunction with money appropriated under Article 4 of the Warrant for the 2009 Annual Town Meeting, to be expended during the current fiscal year, or make any other adjustments to the Fiscal Year 2010 budget that may be necessary, and determine whether the money shall be provided by transfer from available funds; or take any other action relative thereto.

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Article 34. (Warrant Committee) To see if the Town will vote to transfer from Free Cash in the Treasury an amount to meet the appropriations for the ensuing fiscal year and will authorize the Board of Assessors to use the same to reduce the tax rate; or take any other action relative thereto.

Article 35. (Selectmen) To see if the Town will vote to raise and appropriate, appropriate by transfer from available funds, or provide by any combination of these methods, a sum of money for the purpose of supplementing the Town of Dover Stabilization Fund in accordance with Chapter 40, Section 5B, of the Massachusetts General Laws; or take any other action relative thereto.

And in the name of the Commonwealth of Massachusetts you are hereby further required to notify and warn the inhabitants of the Town of Dover, qualified as aforesaid, to assemble at the Town House in said Monday, the 17th of May, 2010 at seven o'clock in the forenoon, then and there to act on the following article, to wit:

Article 36. To choose by ballot the following Town Offices:

Moderator.....	one year
One member of the Board of Selectmen.....	three years
One member of the Board of Assessors.....	three years
Two members of the Dover School Committee .....	three years
One member of the Dover-Sherborn Regional School Committee .....	three years
Two members of the Board of Library Trustees.....	three years
One member of the Board of Library Trustees.....	one year
(to fill an unexpired term)	
One member of the Cemetery Commissioners .....	three years
One member of the Planning Board.....	five years
One member of the Board of Health.....	three years
Two members of the Park & Recreation Commission .....	three years
Three Constables.....	three years

For these purposes the polls will be open at seven o'clock in the forenoon and will close at eight o'clock in the evening.

And you are directed to serve this warrant by (1) posting attested copies thereof on each of the bulletin boards erected in the Town House, at the Post Office, and in no less than three other Public places where bills and notices are usually posted; and (2) mailing a copy thereof to or leaving same at the residence of every registered voter fourteen days at least before the time of holding said Meeting.

Hereof fail not and make due return of the Warrant with your doings thereon to the Town Clerk at or before the time of the Meeting.

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Given under our hands this 25<sup>th</sup> day of February, 2010.

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David W. Heinlein, Chairman

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Joseph M. Melican, Clerk

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Carol Lisbon, Member

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Carl E. Sheridan, Constable  
A true copy attest: