

Arlington Town Meeting Voting Results 05/16/2012

2012 Annual Town Meeting (Eighth Session)
Wednesday, May 16, 2012

Annual Town Meeting

Articles Voted: 14, 27, 38, 47, 52, 55 – 73

ARTICLE 14

BYLAW AMENDMENT/MUNICIPAL CHARGE LIENS-SCHOOL FEES

VOTED: (QUORUM PRESENT)

That no action be taken under Article 14.

A true copy of the vote under
Article 14 of the Warrant for the
Annual Town Meeting of the
Town of Arlington at the session
held May 16, 2012.

**ATTEST:
Town Clerk**

ARTICLE 27

TRANSFER OF REAL PROPERTY/GIBBS JUNIOR HIGH SCHOOL

VOTED: (UNANIMOUSLY) (QUORUM PRESENT)

That the current temporary placement of the care, custody, management and control of the William Gibbs Junior High School and its appurtenant land with the Town Manager be and hereby is extended by three years until June 30, 2017.

A true copy of the vote under
Article 27 of the Warrant for the
Annual Town Meeting of the
Town of Arlington at the session
held May 16, 2012.

**ATTEST:
Town Clerk**

ARTICLE 38

COLLECTIVE BARGAINING

VOTED: (POSITIVE) (QUORUM PRESENT)

That the sum of \$900,000 be and hereby is appropriated, to be set aside for funding future collective bargaining agreements, said sum to be raised by the general tax and said sum shall not be expended without a further vote of Town Meeting.

A true copy of the vote under Article 38 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held May 16, 2012.

**ATTEST:
Town Clerk**

ARTICLE 47

**APPROPRIATION/SPECIAL EDUCATION RESERVE
ACCOUNT**

VOTED: (UNANIMOUSLY) (QUORUM PRESENT)

That \$500,000 in fiscal year 2012 unspent special education funds be transferred to the Special Education Reserve Account (No. 0751).

A true copy of the vote under Article 47 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held May 16, 2012.

**ATTEST:
Town Clerk**

ARTICLE 52

APPROPRIATION/SIGNAGE FOR HISTORIC SITES

VOTED: (POSITIVE) (QUORUM PRESENT)

That the sum of \$20,000 be and hereby is appropriated for the acquisition and placement of promotional, informational and/or directional signage relative to four historic Town sites: the Cyrus E. Dallin Art Museum, the Jason Russell House, the Uncle Sam Memorial Statue, and the Old Schwamb Mill in consultation with the four organizations related to the sites. Said sum to be raised by the general tax and expended under the direction of the Town Manager.

A true copy of the vote under Article 52 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held May 16, 2012.

**ATTEST:
Town Clerk**

ARTICLE 55 APPROPRIATION/HARRY BARBER COMMUNITY SERVICE PROGRAM

VOTED: (UNANIMOUSLY) (QUORUM PRESENT)

That the sum of \$3,750 be and hereby is appropriated for the purpose of conducting the Harry Barber Community Service Program; said sum to be raised by general tax and expended under the director of the Town Manager.

A true copy of the vote under Article 55 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held May 16, 2012.

**ATTEST:
Town Clerk**

ARTICLE 56 APPROPRIATION/UNCLE SAM COMMITTEE 2012

VOTED: (UNANIMOUSLY) (QUORUM PRESENT)

That the sum of \$1,500 be and hereby is appropriated for the purpose of the upgrade of Uncle Sam Park, signage, lighting, and tourist signboard; said sum to be raised by general tax and expended under the director of the Town Manager.

A true copy of the vote under Article 56 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held May 16, 2012.

**ATTEST:
Town Clerk**

ARTICLE 57

APPROPRIATION/ARLINGTON SENIOR CENTER

VOTED: (UNANIMOUSLY) (QUORUM PRESENT)

That no action be taken under Article 57

A true copy of the vote under Article 57 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held May 16, 2012.

**ATTEST:
Town Clerk**

ARTICLE 58

**APPROPRIATION/ARLINGTON HIGH SCHOOL
CONCUSSION REDUCTION PROGRAM**

VOTED: (QUORUM PRESENT)

That no action be taken under Article 58

A true copy of the vote under Article 58 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held May 16, 2012.

**ATTEST:
Town Clerk**

ARTICLE 59

**APPROPRIATION/PENSION ADJUSTMENT FOR FORMER
TWENTY-FIVE YEAR ACCIDENTAL DISABILITY EMPLOYEES**

VOTED: (POSITIVE) (QUORUM PRESENT)

That the sum of \$0 be and hereby is appropriated to implement the provisions of Chapter 32 of Massachusetts General Laws Section 90A, 90C, 90D and 90E, pursuant to which the Town pays up to fifty percent of the maximum salary as set forth in the Compensation and Pay Plan for the position formerly held by retired employees with twenty-five or more years of service to the Town and those employees who retired under an Accidental Disability; provided, however, that no one who retires after May 1, 2010 shall be eligible under this vote unless they qualify for at least a fifty percent pension, without this vote, upon their retirement. This adjustment to be paid to those who qualify, and administered in accordance with prior practice and understanding relating to the retirement allowance of said retirees; said sum to be expended under the direction of the Retirement Board.

A true copy of the vote under Article 59 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held May 16, 2012.

ATTEST:
Town Clerk

ARTICLE 60

**APPROPRIATION/OTHER POST EMPLOYMENT
BENEFITS (OPEB) TRUST FUND**

VOTED: (POSITIVE) (QUORUM PRESENT)

That the Town takes the following actions:

- (a) appropriates into said Other Post-Employment Benefits Fund (OPEB), authorized by Chapter 161 of the Acts of 2005, the sum of \$392,877 representing that amount of money that is the difference between the previously established base amount of \$500,000 and the fiscal 2013 appropriation for the non-contributory pension obligation; said sum to be raised by the general tax;
- (b) appropriates into said fund the sum of \$155,000 representing the increased share of retiree HMO contributions as voted by the Board of Selectmen on November 6, 2006; said sum to be raised by the general tax.

A true copy of the vote under Article 60 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held May 16, 2012.

ATTEST:
Town Clerk

ARTICLE 61

APPROPRIATION/OVERLAY RESERVE

VOTED: (POSITIVE) (QUORUM PRESENT)

That the sum of \$200,000 be and hereby is appropriated, to be transferred from Overlay Reserve Surplus Accounts of previous fiscal years, said sum to be utilized in the determination of the tax rate.

A true copy of the vote under Article 61 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held May 16, 2012.

ATTEST:
Town Clerk

ARTICLE 62

APPROPRIATION/STABILIZATION FUND

VOTED: (MAJORITY VOTE) (QUORUM PRESENT – MORE THAN 85 TMM PRESENT AND VOTING)

That the sum of \$100,000 be and hereby is appropriated to the Long Term Stabilization Fund, said sum to be raised by general tax.

A true copy of the vote under Article 62 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held May 16, 2012.

**ATTEST:
Town Clerk**

ARTICLE 63

APPROPRIATION/OVERRIDE STABILIZATION FUND

VOTED: (MAJORITY VOTE) (QUORUM PRESENT – MORE THAN 85 TMM PRESENT AND VOTING)

That the sum of \$3,879,357 be appropriated to the Override Stabilization Fund, said sum to be raised by general tax and expended under the direction of future town meetings.

A true copy of the vote under Article 63 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held May 16, 2012.

**ATTEST:
Town Clerk**

ARTICLE 64

APPROPRIATION/TIP FEE STABILIZATION

VOTED: (MAJORITY) (QUORUM PRESENT – MORE THAN 85 TMM PRESENT AND VOTING)

That the sum of \$400,000 be and hereby is appropriated and transferred from the Arlington Tip Fee Stabilization Fund established under Chapter 8 of the Acts of 1998 to the Sanitation Budget 16d Rubbish Disposal/Recycling, said sum to be expended under the direction of the Town Manager.

A true copy of the vote under Article 64 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held May 16, 2012.

ATTEST:
Town Clerk

ARTICLE 65

TRANSFER OF FUNDS/CEMETERY

VOTED: (POSITIVE) (QUORUM PRESENT)

That the Town transfer \$150,000 to the Cemetery Commissioners for the care of Town cemeteries, said sum shall be taken from the "Sale of Lots and Graves Fund."

A true copy of the vote under Article 65 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held May 16, 2012.

ATTEST:
Town Clerk

ARTICLE 66

USE OF FREE CASH

VOTED: (POSITIVE) (QUORUM PRESENT)

That the sum of \$600,000 be taken from available funds in the treasury, and that the Board of Assessors is instructed to use said amount in the determination of the tax rate.

A true copy of the vote under Article 66 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held May 16, 2012.

ATTEST:
Town Clerk

ARTICLE 67

VOTE/FLOOD STUDY INTERLAKEN NEIGHBORHOOD

VOTED: (QUORUM PRESENT)

That no action be taken under Article 67

A true copy of the vote under Article 67 of the Warrant for the Annual Town Meeting of the Town of Arlington at the session held May 16, 2012.

ATTEST:
Town Clerk

ARTICLE 68

**VOTE/GEOGRAPHIC INFORMATION SYSTEM (GIS)
CHAPTER 40B STUDY COMMITTEE**

VOTED: (QUORUM PRESENT)

That no action be taken under Article 68.

A true copy of the vote under
Article 68 of the Warrant for the
Annual Town Meeting of the
Town of Arlington at the session
held May 16, 2012.

**ATTEST:
Town Clerk**

ARTICLE 69

**VOTE/RESCIND EMINENT DOMAIN AUTHORITY-
MASSACHUSETTS AVENUE SIDEWALKS**

VOTED: (QUORUM PRESENT)

That no action be taken under Article 69.

A true copy of the vote under
Article 69 of the Warrant for the
Annual Town Meeting of the
Town of Arlington at the session
held May 16, 2012.

**ATTEST:
Town Clerk**

ARTICLE 70

**VOTE/ADD BALLOT QUESTION ON MASS. AVE.
TRAVEL LANE COUNT**

VOTED: (QUORUM PRESENT)

That no action be taken under Article 70.

A true copy of the vote under
Article 70 of the Warrant for the
Annual Town Meeting of the
Town of Arlington at the session
held May 16, 2012.

**ATTEST:
Town Clerk**

ARTICLE 71 HOME RULE LEGISLATION/TIMOTHY EDWARD FLOOD

VOTED: (QUORUM PRESENT)

That no action be taken under Article 71.

A true copy of the vote under
Article 71 of the Warrant for the
Annual Town Meeting of the
Town of Arlington at the session
held May 16, 2012.

**ATTEST:
Town Clerk**

**ARTICLE 72 BYLAW AMENDMENT/RESTRICTIONS ON THE USE OF
 OUTSIDE COUNSEL FOR ZONING AND LAND USE MATTERS**

VOTED: (QUORUM PRESENT)

That no action be taken under Article 72.

A true copy of the vote under
Article 72 of the Warrant for the
Annual Town Meeting of the
Town of Arlington at the session
held May 16, 2012.

**ATTEST:
Town Clerk**

ARTICLE 73

**RESOLUTION/US SUPREME COURT DECISION IN
CITIZENS UNITED v. FEDERAL ELECTION COMMISSION**

**VOTED: (STANDING VOTE – 109 IN THE AFFIRMATIVE AND 42 IN THE
NEGATIVE) (QUORUM PRESENT)**

It is hereby resolved that:

WHEREAS, we the people adopted and ratified the United States Constitution to protect the free speech and other rights of people, not corporations;

Corporations are not people; they are entities created by the law of states and nations;

For the past three decades, the Supreme Court of the United States has wrongly transformed the First Amendment and Constitution into a powerful tool for corporations seeking to evade and invalidate the people's laws;

This corporate misuse of the Constitution reached an extreme conclusion in the United States Supreme Court's ruling in *Citizens United v. Federal Election Commission*;

Citizens United v. Federal Election Commission overturned longstanding precedent prohibiting corporations from spending corporate general treasury funds in our elections;

Citizens United v. Federal Election Commission unleashes a torrent of corporate money in our political process unmatched by any campaign expenditure totals in United States history;

Citizens United v. Federal Election Commission purports to invalidate state laws and even state constitutional provisions separating corporate money from elections;

Citizens United v. Federal Election Commission presents a serious and direct threat to our republican democracy;

Article V of the United States Constitution empowers and obligates the people of the United States of America to use the constitutional amendment process to correct those egregiously wrong decisions of the United States Supreme Court that go to the heart of our democracy and republican self-government;

and

The people and states of the United States of America have strengthened the nation and preserved liberty and equality for all by using the amendment process throughout our history, including in six of the ten decades of the twentieth century, and reversing seven erroneous Supreme Court decisions;

NOW THEREFORE BE IT REVOLVED THAT THE TOWN OF ARLINGTON CALLS UPON THE UNITED STATES CONGRESS TO PASS AND SEND TO THE STATES FOR RATIFICATION A CONSTITUTIONAL AMENDMENT TO REVERSE CITIZENS UNITED V. FEDERAL ELECTION COMMISSION AND TO RESTORE CONSTITUTIONAL RIGHTS AND FAIR ELECTIONS TO THE PEOPLE.

AND BE IT FURTHER RESOLVED THAT THE TOWN OF ARLINGTON CALLS UPON THE LEGISLATIVE BODY OF THE COMMONWEALTH OF MASSACHUSETTS TO CALL UPON THE MEMBERS OF ITS CONGRESSIONAL DELEGATION TO PASS AND SEND TO THE STATES FOR RATIFICATION A CONSTITUTIONAL AMENDMENT TO REVERSE CITIZENS UNITED V. FEDERAL ELECTION COMMISSION.

AND BE IT FURTHER RESOLVED THAT THE TOWN OF ARLINGTON CALLS UPON THE UNITED STATES CONGRESS AND THE LEGISLATIVE BODY OF THE COMMONWEALTH OF MASSACHUSETTS TO TAKE ANY OTHER APPROPRIATE ACTION TO REVERSE CITIZENS UNITED V. FEDERAL ELECTION COMMISSION OR AMELIORATE THE DETRIMENTAL EFFECTS OF CITIZENS UNITED V. FEDERAL ELECTION COMMISSION.

A true copy of the vote under
Article 73 of the Warrant for the
Annual Town Meeting of the
Town of Arlington at the session
held May 16, 2012.

ATTEST:
Town Clerk