



Hopkinton Special Town Meeting
January 30, 2017

WARRANT ARTICLES AND MOTIONS

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Adjourn Town Meeting at 11:00 p.m.

Sponsor: Resident

Motion: *I move that the Town vote to defer action on Article 2 until 7 p.m. tomorrow, January 31, 2017, and to adjourn the Annual Town Meeting this evening at the conclusion of the article under discussion at 11:00 p.m. or upon the conclusion of articles 1, 3 and 4 (whichever occurs first), to reconvene at the Hopkinton Middle School Auditorium at 88 Hayden Rowe Street at 7 p.m. tomorrow, January 31, 2017.*

Vote Needed: Simple Majority

ARTICLE 1: Periodic Charter Review: Report and Recommendations

Sponsor: Charter Review Committee

To hear the Report of the Charter Review Committee, submitted pursuant to Section 7-6 of the Town's Home Rule Charter, and to see if the Town will vote to adopt the recommendations of the Charter Review Committee as set forth in a proposed Charter, copies of which are available for inspection in the Town Clerk's office and on the Town's website.

Pass any vote or take any act relative thereto.

Motion (Charter Review Committee): *I move that the Town vote to adopt the recommendations of the Charter Review Committee and to propose the Charter Review Committee's revised Home Rule Charter to the Town's voters at the next Annual Town Election pursuant to Section 4 of Article LXXXIX of the Massachusetts Constitution and Section 10 of Chapter 43B of the Massachusetts General Laws.*

Vote Needed: Two-Thirds Majority

ARTICLE 2: School Building Project

Sponsor: School Committee

To see if the Town will vote to amend the vote taken under Article 1 of the Special Town Meeting of October 26, 2015, to appropriate, borrow or transfer from available funds, an additional amount of money to be expended under the direction of the Elementary School Building Committee for the construction of the new Early Elementary School and related site development on Town-owned property located at 135 Hayden Rowe Street in Hopkinton to replace the existing Center Elementary School, pursuant to a contract utilizing construction management at risk delivery method in accordance with the provisions of *M.G.L. Chapter 149A*, which school facility shall have an anticipated useful life as an educational facility for the instruction of school children of at least 50 years, and for which the Town may be eligible for a school construction grant from the Massachusetts School Building Authority ("MSBA"). The Town acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the Town incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town. Any grant that the Town may receive from the MSBA for the Project shall not exceed the lesser of (1) forty-four and one-half percent (44.50 %) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA.

Pass any vote or take any act relative thereto.

Required Recommendation: Appropriation Committee recommends approval.
Capital Improvements Committee recommends approval.

Motion (Appropriation Committee): *I move that the Town vote to amend the vote taken under Article 1 of the Special Town Meeting Warrant of October 26, 2015, to appropriate the additional amount of one million five hundred thousand dollars (\$1,500,000.00) for the purpose of paying costs of the construction of a new Early Elementary School and related site development on Town-owned property located at 129 Hayden Rowe (formerly 135 Hayden Rowe) in Hopkinton to replace the existing Center Elementary School, pursuant to a construction contract procured in accordance with the provisions of M.G.L. Chapter 149, or a contract utilizing construction management at risk delivery method in accordance with the provisions of M.G.L. Chapter 149A, as determined by the Elementary School Building Committee, including the payment of all costs incidental or related thereto (the "Project"), which school facility shall have an anticipated useful life as an educational facility for the instruction of school children for at least 50 years, and for which the Town of Hopkinton may be eligible for a grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended under the direction of the Elementary School Building Committee. To meet this appropriation, the Town Treasurer is authorized to borrow said amount under M.G.L. Chapter 44, or pursuant to any other enabling authority. The Town of Hopkinton acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the Town of Hopkinton incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town of Hopkinton; provided further that any grant that Town of Hopkinton may receive from the MSBA for the Project shall not exceed the lesser of (1) forty-four and one-half percent (44.50%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; provided that the amount of borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the Town of Hopkinton and the MSBA. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.*

Vote Needed: Two-Thirds Majority.

**ARTICLE 3: Acquisition of Property at 61 Main Street for
Downtown Corridor Realignment**

Sponsor: Board of Selectmen

To see if the Town will vote to authorize the Board of Selectmen to acquire, by gift, purchase, or eminent domain, a fee or other interest in all or any portion of the property located at 61 Main Street and designated on the Assessors Map as U16-250-0, said land to be used for purposes of realigning the intersection of Main Street (Route 135) and Cedar/Grove Street (Route 85) in order to improve the flow of traffic on Main Street and enhance public safety.

Pass any vote or take any act relative thereto.

Required Recommendation: Board of Selectmen recommends approval.

Motion (Board of Selectmen): *I move that the Town vote to authorize the Board of Selectmen to acquire by gift, purchase, or eminent domain pursuant to M.G.L. c.79, §2, upon such terms and conditions as the Selectmen may determine, the fee simple interest in all or any portion of the property described in Article 3 of the Special Town Meeting Warrant for the purposes of realigning the intersection of Main Street (Route 135) and Cedar/Grove Street (Route 85) in order to improve the flow of traffic on Main Street and enhance public safety.*

Vote Needed: Simple Majority.

ARTICLE 4: Authority to Negotiate Solar Agreements

Sponsor: Town Manager

To see if the Town will vote to authorize the Board of Selectmen to negotiate payment in lieu of tax (PILOT) agreements for solar energy projects in the Town of Hopkinton in accordance with Section 38H of Chapter 59 of the Massachusetts General Laws.

Pass any vote or take any act relative thereto.

Required Recommendation: Board of Selectmen recommends approval.

Motion (Board of Selectmen): *We move that the Town vote to authorize the Board of Selectmen to negotiate payment in lieu of tax (PILOT) agreements for solar energy projects in the Town of Hopkinton in accordance with Section 38H of Chapter 59 of the Massachusetts General Laws, provided that PILOT agreements negotiated by the Board of Selectmen in accordance with this vote shall be subject to ratification by Town Meeting.*

Vote Needed: Simple Majority.