

# ANNUAL TOWN MEETING RESULTS MAY 17, 2022

## GENERAL ARTICLES

## Results

Article 1	Reports of Receipts and Expenditures	Pass / Unanimous
Article 2	Auth of TM or Superintendent Re Contracts in Excess of 3 Yrs	Pass / Unanimous
Article 3	Authorization to Accept Grants of Easements	Pass / Unanimous
Article 4	Authorization to Grant Easements	Pass / Unanimous
Article 5	Amend General Bylaw- Chap 5, Article III Council on Aging	Pass / Unanimous
Article 6	Amend General Bylaw – Chapter 45. Town Property	Pass / Unanimous
Article 7	Acquisition of 400 Great Pond Road	Pass - 2/3 Vote Declared
Article 8	Accept donation of land- Academy Road property	Pass / Unanimous
Article 9	Withdrawal of the Police Patrol Officers from Civil Service	Pass / Majority
Article 10	Withdrawal of the Police Lieutenants from Civil Service	Pass / Majority
Article 11	Withdrawal of the Police Sergeants from Civil Service	Pass / Majority
Article 12	Withdrawn	Withdrawn

## CITIZEN PETITIONS

Article 13	Citizen Petition-Petition General Court- Age Exemption- Jesus Melendez	Pass / Unanimous
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## FINANCIAL ARTICLES

Article 14	Appropriation – Capital Improvement Plan for Fiscal Yr 2023	Pass / Majority
Article 15	Report of the CPC-Appropriation CPF	Pass / Majority
Article 16	Set Salaries and Compensation of Elected Officials	Pass / Unanimous
Article 17	Revolving Fund Spending Limits	Pass / Unanimous
Article 18	Appropriation- General Fund for Fiscal Year 2023	Pass Majority
Article 19	Appropriation - Water Enterprise Fund for Fiscal Year 2023	Pass / Unanimous
Article 20	Appropriation - Sewer Enterprise Fund for Fiscal Year 2023	Pass / Unanimous
Article 21	Dissolution of Stevens Estate Enterprise Fund	Pass / Majority
Article 22	Trans capital accts for Stevens Estate to S.E. Revolving Acct	Pass / Majority
Article 23	Transfer to Stabilization	Pass / Unanimous
Article 24	Transfer to Capital Stabilization	Pass / Unanimous
Article 25	MSBA approval for Kittredge School	Pass / Majority
Article 26	Rescind unused and unneeded borrowing authorizations	Pass / Unanimous

## ZONING ARTICLES

Article 27	Amend Zoning Bylaw – Part 13 Inclusion Housing Req	Pass - 2/3 Vote Declared
Article 28	Amend Zoning Bylaw – Article 19 Mixed Use Overlay District	Fail / Yes 407 – No 856
Article 29	Amend Zoning Map – Mixed Use Overlay District	Withdrawn

**Vote Required:**      **Majority vote**

**EXPLANATION:** The Center Realty Trust has offered to donate the fee interest in this parcel. The Town currently holds a conservation restriction on this property. By accepting the donation, the Town would be able to fully utilize the benefits of the land by making it accessible to the public. This article authorizes the Town to assign the interest in the conservation restriction to an eligible non-profit organization.

**Article 9: Withdrawal of the Police Patrol Officers from Civil Service.** To see if the Town will vote to revoke the acceptance of Civil Service Laws for the Town of North Andover police patrol officers, thereby removing the police force from the provisions of the Civil Service Laws, and the rules and regulations relating to the same, provided that this revocation will not affect the Civil Service status of existing personnel in their current positions; or act in any other manner in relation thereto.

**Town Manager**

**Select Board Recommendation:**      **Favorable Action**

**Vote Required:**      **Majority vote**

**EXPLANATION:** Town Meeting adopted Civil Service in 1928 for Police Officers. Police Officers and Firefighters are the only civil service government employees in the Town of North Andover. Civil Service restricts who can be on a hiring list based on a multiple choice test issued state wide. The number of applicants to be considered are limited by the number of vacancies available. The restrictions set forward by Civil Service restrict the Town's ability to hire qualified candidates in a timely manner. Civil Service does not prescreen candidates for disqualifying matters and requires North Andover to extensively document why a candidate is not selected for appointment (subject to a time consuming appeal).

The North Andover Police Department believes that the current list (where the Town competes for candidates with all other Civil Service police departments in the state) is limiting the pool of quality candidates. Leaving Civil Service will allow North Andover to hire a private vendor to test candidates if we wish and will significantly enhance the size and quality of the candidate pool. We will be able to prescreen and identify quality candidates, with diverse backgrounds, college or military experience, prior experience in police service and the language and other types of skills that would best serve our community.

Both the Administration and the Police Union support leaving Civil Service.

**Article 10: Withdrawal of the Police Lieutenants from Civil Service.** To see if the Town will vote to revoke the acceptance of Civil Service Laws for the Town of North Andover police lieutenants, thereby removing the police lieutenants from the provisions of the Civil Service Laws, and the rules and regulations relating to the same, provided that this revocation will not affect the Civil Service status of existing personnel in their current positions; or act in any other manner in relation thereto.

**Town Manager**

**Select Board Recommendation: To be made at Town Meeting**

**Vote Required: Majority vote**

**EXPLANATION:** Town Meeting adopted Civil Service in 1928 for Police Officers. Police Officers and Firefighters are the only civil service government employees in the Town of North Andover. Civil Service restricts who can be on a hiring list based on a multiple choice test issued state wide. The number of applicants to be considered are limited by the number of vacancies available. The restrictions set forward by Civil Service restrict the Town's ability to hire qualified candidates in a timely manner. Civil Service does not prescreen candidates for disqualifying matters and requires North Andover to extensively document why a candidate is not selected for appointment (subject to a time consuming appeal).

The North Andover Police Lieutenants believe that the current list (where the Town competes for candidates with all other Civil Service police departments in the state) is limiting the pool of quality candidates. Leaving Civil Service will allow North Andover to hire a private vendor to test candidates if we wish and will significantly enhance the size and quality of the candidate pool. We will be able to prescreen and identify quality candidates, with diverse backgrounds, college or military experience, prior experience in police service and the language and other types of skills that would best serve our community.

**Both the Administration and the Police Lieutenant Union support leaving Civil Service.**

**Article 11: Withdrawal of the Police Sargeants from Civil Service.** To see if the Town will vote to revoke the acceptance of Civil Service Laws for the Town of North Andover police sargeants, thereby removing the police sargeant from the provisions of the Civil Service Laws, and the rules and regulations relating to the same, provided that this revocation will not affect the Civil Service status of existing personnel in their current positions; or act in any other manner in relation thereto.

**Town Manager**

**Select Board Recommendation: Favorable Action**

**Vote Required: Majority vote**

**EXPLANATION:** Town Meeting adopted Civil Service in 1928 for Police Officers. Police Officers and Firefighters are the only civil service government employees in the Town of North Andover. Civil Service restricts who can be on a hiring list based on a multiple choice test issued state wide. The number of applicants to be considered are limited by the number of vacancies available. The restrictions set forward by Civil Service restrict the Town's ability to hire qualified candidates in a timely manner. Civil Service does not prescreen candidates for disqualifying matters and requires North Andover to extensively document why a candidate is not selected for appointment (subject to a time consuming appeal).

The North Andover Police Sargeants believe that the current list (where the Town competes for candidates with all other Civil Service police departments in the state) is limiting the pool of quality candidates. Leaving Civil Service will allow North Andover to hire a private vendor to test candidates if we wish and will significantly enhance the size and quality of the candidate pool. We will be able to prescreen and identify quality candidates, with diverse backgrounds, college or military experience, prior experience in police service and the language and other types of skills that would best serve our community.

Both the Administration and the Police Sargeant Union support leaving Civil Service.

#### **Article 12: WITHDRAWN**

**Article 13: Citizen Petition-Petition General Court- Age Exemption- Jesus Melendez.** To see if the Board of Selectmen will vote to Petition the General Court to enact Legislation so that Jesus Melendez shall be eligible to have his name certified for original appointment to the position of Firefighter for the Town of North Andover, notwithstanding his having reached over the age of 32 before taking the civil service examination in connection with that appointment. Jesus Melendez shall be eligible for appointment to the position of Firefighter in the Town of North Andover if he otherwise qualifies and is selected for employment under Chapter 31 of the General Laws, any regulations of the civil service commission, and any lawful hiring practices for the Town of North Andover.

**Jesus Melendez**

**Select Board Recommendation:   Favorable Action**

**Vote Required:       Two-thirds (2/3) vote**

Adjourned Town Meeting March 17, 1928.Article 5.

Voted that all free cash in the treasury not otherwise appropriated be applied to the reduction of the tax levy for the current year.

Article 6.

Voted: that the Town Treasurer, with the approval of the Selectmen, be and hereby is authorized to borrow money from time to time in anticipation of the revenue of the financial year beginning January 1, 1928, and to issue a note or notes therefor, payable within one year; any debt or debts incurred under this vote to be paid from the revenue of said financial year.

The vote was unanimous.

Article 7.

Voted to raise and appropriate \$22.90.

Article 8.

Voted that action be postponed and that the committee be continued and enlarged by three more members and instructed to bring in revised plans.

Article 9.

Voted to raise and appropriate the sum of \$4975.00 for purposes mentioned in this article.

Article 10.

Voted to raise and appropriate the sum of \$2500.00 for the purchase of land mentioned in this article.

Article 11.

Voted to accept report of committee as progressive and that the committee be continued. The Moderator was empowered to fill vacancies when occurring in town committees.

Article 12.

Voted to raise and appropriate the sum of \$3500.00 as called for in this article.

Article 13.

The Board of Public Works named as committee.

Article 14.

Voted to accept section 48 of chapter 31 of the General Laws, in so far as it applies to regular or permanent force in the Police Department. A hand vote was taken.

114 voted in favor. 83 voted against.