

Consent

2/28 (16)

approval of override questions

ABSENTEE OFFICIAL BALLOT TOWN ELECTION ACTON, MASSACHUSETTS MARCH 29, 2005



Eva K. Bowen
TOWN CLERK

- A. To vote, complete the arrow(s) ← pointing to your choice(s), like this: ←
- B. Follow directions as to the number of candidates to be marked for each office.
- C. To vote for a person whose name is not printed on the ballot, write the candidate's name on the line provided and complete the arrow.

Penalty for willfully defacing, tearing down, removing or destroying a List of Candidates or Specimen Ballot - Fine not exceeding One Hundred Dollars

<p style="text-align: center;">MODERATOR</p> <p>For One Year Vote for ONE</p> <p>DONALD MACKENZIE Candidate for 12 Wilson Lane Re-election ←</p> <p style="text-align: right;">Write-In ←</p> <hr/> <p style="text-align: center;">SELECTMAN</p> <p>For Three Years Vote for not more than TWO</p> <p>F. DORE HUNTER Candidate for 3 Foster Street Re-election ←</p> <p>ALEXANDER J. HOROVITZ ←</p> <p>23 John Swift Road ←</p> <p>LAUREN S. ROSENZWEIG ←</p> <p>26 Marshall Path ←</p> <p style="text-align: right;">Write-In ←</p> <p style="text-align: right;">Write-In ←</p> <hr/> <p style="text-align: center;">SCHOOL COMMITTEE</p> <p>For Three Years Vote for not more than TWO</p> <p>ALLEN NITSCHHELM ←</p> <p>9 Marian Road ←</p> <p>JOHN E. RYDER, JR. ←</p> <p>10 Isaac Davis Way ←</p> <p>SHARON A. SMITH-McMANUS ←</p> <p>1 Horseshoe Drive ←</p> <p style="text-align: right;">Write-In ←</p> <p style="text-align: right;">Write-In ←</p>	<p style="text-align: center;">LIBRARY TRUSTEE</p> <p>For Three Years Vote for ONE</p> <p>ROBERT J. SURDEL Candidate for 6 Bayberry Road Re-election ←</p> <p style="text-align: right;">Write-In ←</p> <hr/> <p style="text-align: center;">HOUSING AUTHORITY</p> <p>For Five Years Vote for ONE</p> <p>DENNIS P. SULLIVAN Candidate for 34 Duggan Road Re-election ←</p> <p style="text-align: right;">Write-In ←</p> <hr/> <p style="text-align: center;">HOUSING AUTHORITY</p> <p>For One Year Vote for ONE</p> <p>KENNETH SGHIA-HUGHES ←</p> <p>17 Carriage Drive ←</p> <p style="text-align: right;">Write-In ←</p> <hr/> <p style="text-align: center;">WATER SUPPLY DISTRICT OF ACTON</p> <hr/> <p style="text-align: center;">CLERK</p> <p>For Three Years Vote for ONE</p> <p>CHARLES E. ORCUTT, III Candidate for 58 Wood Lane Re-election ←</p> <p style="text-align: right;">Write-In ←</p> <hr/> <p style="text-align: center;">COMMISSIONER</p> <p>For Three Years Vote for ONE</p> <p>STEPHEN C. STUNTZ Candidate for 27 Central Street Re-election ←</p> <p style="text-align: right;">Write-In ←</p>
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TURN BALLOT OVER AND VOTE BOTH SIDES

QUESTION 1

Shall the Acton Town Charter be amended as follows:

(1) Amend Section 4-2 by adding the following line directly below "Board of Health:"

<u>Board or Commission</u>	<u>Number of Members</u>	<u>Length of Term (years)</u>
Board of Health (Associate Members)	2	3

(2) Amend Section 4-2 by adding the following text paragraph under the existing table of Selectmen appointees:

The chairperson of any town board or commission with associate or alternate members may designate any such associate or alternative member to sit on the board of the agency for any particular matter(s) in the case of an absence, inability to act, or conflict of interest on the part of any regular board member thereof, or in the event of a vacancy on the board, until said vacancy is filled;
as unanimously voted under Article 51 of the warrant for the 2004 Annual Town Meeting?

YES ←

NO ←

SUMMARY

The April, 2004 Annual Town Meeting voted unanimously to make amendments to the Town Charter by authorizing the Board of Selectmen to appoint Associate Board of Health Members and to authorize the Chairman of a Board or Commission to designate an associate member as a voting participant in cases when a full member is unavailable to vote. This article has been proposed due to the complexity of issues before the Board of Health. These issues have increased the situations when member conflict of interests has required a member or members to be recused from the issue. In some cases this leads to a Board without a quorum and unable to act on the issue.

Instructions for Questions 2 and 3

Questions 2 and 3 are separate questions. You may vote for or against each question independently. Each question requires a majority of those voting on the question to pass. If more than one question passes, the question with the highest dollar amount will prevail.

QUESTION 2

Shall the Town of Acton be allowed to assess an additional \$3,800,000 in real estate and personal property taxes for the purposes of funding the operating expenses of the Acton Public Schools, funding the Town's regional school district assessment for the Acton-Boxborough Regional School system, funding the operating expenses of the Police Department, Fire Department, West Acton Citizens Library, Memorial Library, Highway Department, Finance Department, Municipal Properties Department, Natural Resources Department, Building Department, Health Department, Engineering Department, Cemetery Department, and Planning Department of the Town and the Acton-Boxborough Cultural Council and otherwise funding the Town's operation budget for the fiscal year beginning July first, two thousand and five?

YES ←

NO ←

QUESTION 3

Shall the Town of Acton be allowed to assess an additional \$4,500,000 in real estate and personal property taxes for the purposes of funding the operating expenses of the Acton Public Schools, funding the Town's regional school district assessment for the Acton-Boxborough Regional School system, funding the operating expenses of the Police Department, Fire Department, West Acton Citizens Library, Memorial Library, Highway Department, Finance Department, Municipal Properties Department, Natural Resources Department, Building Department, Health Department, Engineering Department, Cemetery Department, and Planning Department of the Town and the Acton-Boxborough Cultural Council and otherwise funding the Town's operation budget for the fiscal year beginning July first, two thousand and five?

YES ←

NO ←

END OF BALLOT

John Murray

From: Eva Bowen
Sent: Wednesday, February 23, 2005 10:31 AM
To: Don Johnson; John Murray
Cc: Karen Kucala; Stephen Barrett
Subject: Ballot set-up

I have been in contact with the Elections Division of the Secretary of State in regard to your questions.

As per MGL CH54:S42 "if the approval of a question is submitted to the voters, it shall be printed on the ballot after the names of the candidates."

The note on the bottom of the Ballot front "TURN BALLOT OVER AND VOTE BOTH SIDES" can not indicate any title to what is on the other side, can only instruct the voter to look on the other side.

For the Override questions, the number sequence that is assigned to them now, 3.8 is question 2 and 4.5 is question 3, can remain as is because of the instruction block inserted just before the question.

I will hold off until Tuesday, March 1st, to send the final Proof Authorization to the printer.

I hope this answers the concerns that you had indicated.

Eva

2/25/2005