

BYLAWS

Motion A:

BYLAWS ARTICLE 1 TOWN ELECTION AND TOWN MEETINGS

Section 2 Special Town Meetings

The Select Board shall call a Special Town Meeting, in accordance with Section 2-11 (c) of the Charter, by giving public notice in a local newspaper at least ~~twenty-eight (28)~~ fourteen (14) days prior to the date of such Special Town Meeting, except where compliance with this provision would defeat the purpose of said Special Town Meeting. Special Town Meetings shall be held on a Tuesday at 7:30 P.M. For the purposes of this section, the words "local newspaper" shall include a newspaper of general circulation in the town, the town's website, police and public works temporary signage, social media and/or other communication means, that alone or in combination, are reasonably capable of reaching and informing the citizens of the town.

Motion B:

ARTICLE 3 PROCEDURE AT TOWN MEETINGS

Section 11 Motion for the Previous Question

The motion for the previous question shall not be entertained by the Moderator (i) until the Moderator has successfully called three times for each side (e.g. Yea or Nay) of a question and (ii) until, in the Moderator's judgement, the discussion has become repetitive with further discussion appearing pointless with no additional points appearing to remain to be made or discussed. For the purposes of (i) immediately above, the term "successfully" shall mean the Moderator calls on a speaker for a particular side of a question and that individual actually speaks to such side of a question. When the Moderator calls for a particular side of a question and no one seeks recognition, such call shall also count as being successfully made. ~~if three or more persons are seeking recognition who have not previously spoken to the question.~~ Where the Moderator is on notice [aware of or believes] that further additional points remain to be made or discussed by person(s) in attendance, the Moderator shall not entertain the motion for the previous question. Further, where conditions (i) and (ii) are satisfied, the Moderator may terminate debate on the Moderator's own initiative when the subject of the question or a report appears in the Moderator's judgement, to have been exhausted.

Motion C:

Section 13. Dissolution

The representative town meeting may vote to dissolve upon disposition of all articles on the warrant for a particular town meeting and may also vote to dissolve before such disposition as provided below.

The moderator may entertain a motion to dissolve when, in consultation with the legal counsel, the moderator determines that the articles remaining on the warrant [or the motions thereunder] are i) substantially similar to any other warrant article negatively acted upon within the last two years or (ii) are [entirely] outside the scope of any municipal authority of the town or (iii) involve the violation of rights of any person(s) and/or (iv) are likely to create potential breach of existing contract or tort liability for the town. When the Moderator determines that a motion to dissolve is in order, the Moderator shall list and briefly describe each remaining warrant article, if any, the substantial similarity, if any, to previous warrant articles and the associated result(s), if any, of consultation with legal counsel.

Motion D:

Section 14. Consent Agendas

Consent Agenda

For any town meeting, the Moderator may, in consultation with (i) the chairperson and secretary of the Finance Committee and (ii) legal counsel identify warrant articles and associated motions that are likely to be non-controversial and not requiring of formal debate. The Moderator may place such warrant articles and associated motions on one or more consent agendas to be voted positively as a slate at representative town meeting. The consent agenda shall be in the form of a motion listing all such articles and their respective motions.

Such a consent agenda shall be in order when the Moderator communicates the warrant articles and associated specific motions [recommended by the Finance Committee] at least 7 days before an annual town meeting and at least 48 business hours before a special town meeting to representative town meeting members, interested parties and the public. Notification to representative town meeting

members shall be in writing [by email or printed copy]. Notification to others may be by announcement on [the main page of the town's website and the town meeting page of the website].

Prior to voting the consent agenda at town meeting, the Moderator shall identify and briefly describe each article individually giving representative town meeting members the opportunity to call for such article to be withdrawn from the consent agenda. When seven or more representative town meeting members call for such withdrawal of a specific article, such article shall be removed from the consent agenda. The Moderator may query the persons seeking the withdrawal to ascertain the purpose of their request. Where the purpose of the withdrawal can be expeditiously addressed without consideration of the motion, the persons seeking the hold may withdraw their request. When the number of persons seeking the hold becomes lower than seven, article and associated motion previously withdrawn shall be restored to the consent agenda motion.

All articles remaining on the consent agenda shall then be voted upon, without sponsor presentation or debate, as a single vote with the required quantum of vote for items on the consent agenda. Nothing under this section shall preclude the use of one or more consent agendas at any town meeting.

Motion E:

Special Consent Agenda

When, in consultation with legal counsel, that a warrant article consists of the items in Section 13 (ii), (iii) or (iv), the Moderator shall place such warrant articles on a special consent agenda to be voted as Indefinite Postponement or Not to Adopt the Article. Before allowing a vote on such special consent agenda, the Moderator shall list and briefly describe each such warrant article and the result of consultation with legal counsel. Any warrant article placed on such special consent agenda may be removed by a separate majority vote. Motions to remove an article from such special consent agenda [are not debatable; are subject to debate limited to [5];[10] minutes with any speaker limited to [2] minutes.] Any warrant article removed from the special consent agenda shall be considered in order of the warrant or as otherwise determined by town meeting. All items remaining on the special consent agenda shall be subject to majority voted without sponsor presentation or further debate.

Motion F:

PRECEDENCE OF MOTIONS

Motion	Second Required	Debate	Amend	Vote Required
Adjourn or dissolve	Yes	No	No	Majority
Adjourn to a fixed time or recess ⁺⁺⁺⁺	Yes	Yes	Yes	Majority
Lay on the table	Yes	Yes ⁺	No	2/3 <u>rds</u> Majority
For the previous question ⁺⁺⁺	Yes	No	No	2/3 <u>rds</u> Majority
For secret ballot	Yes	No	No	2/3 <u>rds</u> Majority
Roll call vote	Yes	Yes	No	1/3 <u>rd</u> Majority
Postpone to a time certain	Yes	Yes ⁺	Yes	Majority
Commit, recommit, or refer	Yes	Yes	Yes	Majority
Amend	Yes	Yes	Yes	Majority
Postpone indefinitely	Yes	Yes	No	Majority
Main Motion	Yes	Yes	Yes	Majority ⁺⁺
Take no action	Yes	Yes	No	Majority
Waive Mandatory Conditions	Yes	Yes	No	2/3 <u>rds</u>
Precedent ⁺⁺⁺⁺⁺				Majority
Reconsideration	Yes	Yes	No	2/3 <u>rds</u> Majority
Take from the table	Yes	Yes ⁺	No	Majority
Take up an article out of order	Yes	Yes	Yes	2/3 <u>rds</u> Majority

+ See Section 3.

++ Some main motions are required by the general laws to be passed by greater than a majority vote; for example, bond issues, zoning changes, the taking of land require a 2/3 vote. For other examples, refer to the appendix in *Town Meeting Time* entitled "Quantum of Vote."

+++ See Section 11

++++ Finance Committee Public Hearing; See By-Law Article 1, Section 3.

Take no action shall be considered a neutral or non-negative action.

Motion G:**-ARTICLE 10 SELECT BOARD****Section 1 Scope of Powers and Duties**

In accordance with Section 3-2 of the Charter, the Select Board shall be responsible for the general direction and management of the administration of the fiscal, prudential and municipal property and affairs of the executive branch of the Town in all matters not otherwise provided for by law, by charter or by these by-laws but not including the affairs, powers or prerogatives of legislative branch of the Town.