

Motion to adjourn at 10:44 PM and motion was seconded and so moved. Town Meeting will be reconvened on Monday, May 20, 2013, at 7:30 PM. The business of Town meeting will be with Article 20

Attest:

Amy E. Warfield
Town Clerk

**ADJOURNED TOWN MEETING
MONDAY, May 20, 2013
FOGELBERG PERFORMING ARTS CENTER – BHS**

Meeting was called to order at 7:36 PM and opening with the Pledge of Allegiance, lead by Town Moderator, Charley Murphy. Technical support was provided by BHS Students Rachel Merullo, Tim Maiorana, Bo Conley, Jon DiRusso and Nick Silva. Motion was made to reconvene on Wednesday, May 22 at 7:30 PM if the business is not completed tonight. The body was also reminded about the motion to reconsider Article 4 which would be taken up at the end of business. A report was given by John Petri about plans for September Town Meeting. About overall report/plan for Facilities and status for Assistant TA and Facilities Manager position will be presented at that time. Business resumes:

GENERAL BYLAW ARTICLES

ARTICLE 20 RE: Amend General By-Law, Article XIV, Section 4.2.2, Earth Removal, Earth Moving and Addition of Fill

To see if the Town will vote to amend the Section 4.2.2 of the General Bylaws, Article XIV, Environment, Earth Removal, Earth Moving and Addition of Fill, to insert a new section, 4.2.2.9, as follows:

The Board of Selectmen may waive strict compliance with the standards in Section 4.2.4, 4.2.5 and 4.2.6 when the applicant demonstrates that doing so serves the public interest and will not compromise the goals and objectives of this bylaw.

MAIN MOTION: As printed in the Warrant

ACTION: MAJORITY APPROVED MAIN MOTION

ARTICLE 21 RE: General Bylaw Amendments to Article XIII Section 2.4 "Kennels" (Housekeeping)

To see if the Town will vote to amend Article XIII Section 2.4 "Kennels" as follows: (Change is underlined – deleted part with strike thru.)

2.4 Kennels

Any owner/keeper of four dogs or more, three months old or over, shall apply for a kennel license from the Town Clerk. Kennel licenses shall not be issued unless the Animal Control Officer and the Board of Health have made a favorable recommendation to the Town Clerk and unless a license has been obtained from the Board of Health. The recommendation of the Animal Control Officer shall be based on the annual inspection of the premises as provided in Chapter 140 Section 137C of the Mass. General Laws in addition to complaints registered and violations committed in the previous 12 month period against the owner/keeper.

A "kennel" constitutes one pack or collection of dogs on a single premise, whether maintained for breeding, sale, training, hunting, or other purposes, including a shop where dogs are on sale, and also including every pack or collection of more than three dogs three months old or over owned or kept by a person on a single premise, irrespective of the purpose for which they are maintained.

Continues on next column:

The Clerk shall upon application issue without charge a kennel license to any domestic charitable corporation incorporated exclusively for the purpose of protecting animals from cruelty, neglect or abuse and for the relief of suffering among animals.

MAIN MOTION: As printed in the Warrant

ACTION: PASSES UNANIMOUSLY

ARTICLE 22 Re: Support a Constitutional Amendment to Stipulate that Corporations are Not People and Do Not Enjoy the First Amendment Rights of People

To see if the Town of Burlington will vote to support a resolution for an amendment to the US Constitution and, also, to direct the Board of Selectmen to send a letter indicating that support to Burlington's US Representative and US Senators as indicated below:

WHEREAS, for the past three decades, a divided United States Supreme Court has erroneously transformed the Bill of Rights into a powerful tool for corporations seeking to evade and invalidate the people's laws, and has compromised the integrity of our democratic process by striking down legislation aimed at mitigating the disproportionate influence of money in policy making; and, WHEREAS, the expenditure of unlimited money in elections threatens to overwhelm our individual voices in the democratic process and to facilitate the undue influence of well-financed special interests in government; and, WHEREAS, the U.S. Constitution was adopted and ratified to protect the free speech and other rights of people, not corporations and other artificial entities; and, WHEREAS, corporations can and do make important contributions to our society using unique advantages that government has granted them, corporations are not themselves members of "We the People" by whom and for whom our Constitution was established, and are subject to regulation as the people, through their elected representatives, may deem reasonable; and, WHEREAS, the impact of the Court's decisions in Citizens United v. Federal Election Commission and others will be felt at the local, state, and federal level as big campaign donors seek to dominate policy making; and, WHEREAS, 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 clear threats to our democracy and our republican form of self-government;

NOW, THEREFORE, BE IT RESOLVED that we the citizens of Burlington, Massachusetts, petition the U.S. Congress to pass and send to the states an amendment to the U.S. Constitution that would affirm that corporations are not entitled to the constitutional rights of human beings, and that Congress, and state and local governments may place limits on political advertising, contributions and expenditures from any source.

AND, BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to every member of the Massachusetts congressional delegation as well as the state representative(s) and state senator(s) representing the town of Burlington.

Motion was made to amend the Article by Steve Stamm, it was seconded. The amended would delete the 3rd and 4th WHEREAS paragraphs and change the paragraph beginning with NOW, THEREFORE to state:

NOW, THEREFORE, BE IT RESOLVED that we the citizens of Burlington, Massachusetts, petition the U.S. Congress to pass and send to the states an amendment to the U.S. Constitution that would affirm that ~~corporations are not entitled to the constitutional rights of human beings, and that~~ Congress, and state and local