

**PROCEEDINGS
SPECIAL TOWN MEETING
APRIL 25, 2005**

Town Clerk, Maxwell Gould opened the Special Town Meeting at 7:00 PM with 82 members present. We have a quorum.

The Town Clerk administered the Oath of Office to the newly elected RTM members.

Pledge of Allegiance to the Flag.

Moment of silence for Service Members serving in our Armed Forces.

The Moderator, Steve Dalrymple read the Warrant.

**NORTH ATTLEBOROUGH WARRANT
FOR THE REPRESENTATIVE SPECIAL TOWN MEETING
MONDAY, APRIL 25, 2005
7:00 P.M.
NORTH ATTLEBOROUGH MIDDLE SCHOOL CAFETORIUM
LANDRY AVENUE
NORTH ATTLEBOROUGH MA 02760
THE COMMONWEALTH OF MASSACHUSETTS**

Bristol, ss.

To either Constables of North Attleborough:

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the legal voters of the Town of North Attleborough to meet at the North Attleborough Middle School Cafetorium, in said North Attleborough on: MONDAY, THE 25TH OF APRIL 2005. At 7:00 P.M., then and there to act upon the following articles to wit:

And you are hereby directed to serve this warrant by posting up attested copies thereof in at least seventeen public places in said Town and also in one place in each of the voting precincts within the Town at least twenty-one days before the time of said meeting. Hereof, fail not, and make due return of this warrant with your doings thereon to the Town Clerk on or before the time of said meeting.

Given our hands and seal of the Town of North Attleborough on this Thursday, March 17, 2005.

**Marjorie A. Kraskouskas, Chairman
Mark C. Fisher, Vice-Chairman
David Chee
John C. Rhyno
James C. Wood**

BRISTOL, ss.

Pursuant to this within warrant, I have notified the inhabitants of the Town of North Attleborough within described, to meet at the time and place for the purpose within mentioned by posting attested copies of this warrant in seventeen (17) public places in said town twenty-one (21) days before the time of said meeting.

**Chief Michael P. Gould, Sr.
Constable**

Town of North Attleborough (dated 3/30/05)

1. **Central Fire Station**
2. **Richards Memorial Library**
3. **Town Offices**
4. **Cushman Union Church**
5. **Oldetown Church**
6. **Bristol County Savings Bank**
7. **Falls Post Office**
8. **Cumberland Farms – Kelley Boulevard**
9. **Registry of Motor Vehicles**
10. **Housing for the Elderly (Circle Court)**
11. **Housing for the Elderly (Center)**
12. **Housing for the Elderly (Elm Terrace)**
13. **Attleboro Toyota**
14. **Bank of America (Center)**
15. **Fireside Nissan**
16. **Department of Public Works (Smith Street)**
17. **North Attleborough Federal Credit Union**

John Donahue (P7) made a motion to adopt the Procedural Rule as follows: *That the RTM adopt the Procedural Rule that the count of a two-thirds vote, when it is obvious to the Moderator, shall not be taken by the Moderator unless requested by seven or more RTM members.*

Motion seconded.
Motion carried.

John Donahue (P7) made a motion to adopt the Bourne Amendment as follows: *Any RTM members wishing to increase money in any Article that has been recommended by the Finance Committee, must specify where the additional monies will come from.*

Motion seconded.
Motion carried.

ARTICLE 1 AFSCME CONTRACT

HUMAN RESOURCES

To see if the town will vote to appropriate a sum of money to supplement the budgets of various departments for the purpose of financing any changes made in the Personnel ByLaws as a result of Collective Bargaining and otherwise for salary increases for AFSCME Local 1702 and to determine how said appropriation shall be raised whether by taxation, transfer from available funds, transfer from Article 18, Line 4C Salary Reserve of the FY2005 Annual Town Meeting or otherwise.
Or to do or act in any manner relative thereto.

Human Resources.

PURPOSE AND JUSTIFICATION

To fund contract effective 7/1/04.

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of \$40,000 to supplement the budgets of various departments for the purpose of financing any changes made in the personnel By-Laws as a result of collective bargaining and otherwise for salary increases for AFSCME Local 1702. To meet said appropriation, the sum of \$34,194 shall be transferred from Article 18 Line 4c, "Salary Reserve", the sum of \$963 shall be transferred from Article 18 Line 65a, "Sewer Enterprise Salary and Wages", the sum of \$2,986 shall be transferred from Article 18 Line 66a, "Water Enterprise Salary and Wages", and the sum of \$1,857 shall be transferred from Article 18 Line 67a, "Landfill Enterprise Salary and Wages" of the Fiscal Year 2005 Annual Town Meeting.

FINANCE COMMITTEE REASON: The Town has signed a contract with the AFSCME union. This article will fund the departments the agreed upon salary amounts.

The RTM members approved the Finance Committee's recommendation as read.

ARTICLE 2 FIREFIGHTERS' CONTRACT

HUMAN RESOURCES

To see if the town will vote to appropriate a sum of money to supplement the budgets of Fire Department and Ambulance for the purpose of financing any changes made in the Personnel ByLaws, as a result of Collective Bargaining and otherwise for salary increases for Firefighters Local 1992 and to determine how said appropriation shall be raised, whether by taxation, transfer from available funds, transfer from Article 18, Line 4C Salary Reserve of the FY 2005 Annual Town Meeting.

Or to do or act in any manner relative thereto.

Human Resources

PURPOSE AND JUSTIFICATION

To fund contract effective 7/1/04.

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That consideration of this article be indefinitely postponed.

FINANCE COMMITTEE REASON: At the time of voting the contract negotiations had not been finalized.

The RTM members approved the Finance Committee's recommendation as read.

ARTICLE 3 PATROLMENS' CONTRACT

HUMAN RESOURCES

To see if the town will vote to appropriate a sum of money to supplement the budget of the Police Department for the purpose of financing any changes made in the Personnel ByLaws, as a result of Collective Bargaining and otherwise for salary increase for Police Officers' Association Local 550 and to determine how said appropriation shall be raised, whether by taxation, transfer from available funds, transfer from Article 18, Line 4C Salary Reserve of the FY 2005 Annual Town Meeting or otherwise.

Or to do or act in any manner relative thereto.

Human Resources

PURPOSE AND JUSTIFICATION

To fund contract effective 7/1/04.

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That consideration of this article be indefinitely postponed.

FINANCE COMMITTEE REASON: At the time of voting the contract negotiations had not been finalized.

The RTM members approved the Finance Committee's recommendation as read.

ARTICLE 4 PROF. POLICE OFFICERS' CONTRACT

HUMAN RESOURCES

To see if the town will vote to appropriate a sum of money to supplement the budget of the Police Department for the purpose of financing any changes made in the Personnel ByLaws, as a result of Collective Bargaining and otherwise for salary increases for Professional Police Officers' Association Local 280 and to determine how said appropriation shall be raised, whether by taxation, transfer from available funds, transfer from Article 18, Line 4C Salary Reserve of the FY 2005 Annual Town Meeting or otherwise.

Or to do or act in any manner relative thereto.

Human Resources

PURPOSE AND JUSTIFICATION

To fund contract effective 7/1/04.

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That consideration of this article be indefinitely postponed.

FINANCE COMMITTEE REASON: At the time of voting the contract negotiations had not been finalized.

The RTM members approved the Finance Committee's recommendation as read.

ARTICLE 5 ATP SALARY INCREASES

HUMAN RESOURCES

To see if the town will vote to appropriate a sum of money, \$3,160.00 or any other sum, to supplement the budgets of various departments for the salary increases for personnel under the Personnel ByLaws "ATP" classification and to determine how said appropriation shall be raised, whether by taxation, transfer from available funds, transfer from Article 18, Line 4C Salary Reserve of the FY 2005 Annual Town Meeting or otherwise.

Or to do or act in any manner relative thereto.

Human Resources

PURPOSE AND JUSTIFICATION

Effective as of July 1, 2004

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate money to supplement the budgets of various departments for the salary increases for personnel under the Personnel By Laws, "ATP". To meet said appropriation, the sum of \$3,160 shall be transferred from Article 18 Line 4c, "Salary Reserve" of the Fiscal Year 2005 Annual Town Meeting.

FINANCE COMMITTEE REASON: This article will permit department heads the ability to provide salary increases to non-union personnel up to rates equal to those recently negotiated with union personnel, should they so choose.

The RTM members approved the Finance Committee's recommendation as read.

ARTICLE 6 SALARY: TREASURER/COLLECTOR & CLERK

HUMAN RESOURCES

To see if the town will vote to amend the salary of Treasurer/Collector and Town Clerk as set forth in Article 6 of the Fiscal Year 2005 Annual Town Meeting and further amended in Article 10 of the Semi-Annual Town Meeting, as follows:

	From	To
Treasurer/Collector	\$73,542.00	\$74,263.00
Town Clerk	\$17,248.20	\$17,417.30

And to see if the Town will vote to amend Article 18 of the FY 2005 Annual Town Meeting by appropriating the sum of \$890.00 to supplement the line items, as follows:

Increase Line 9a. Town Treasurer Salaries by \$361.00

Increase Line 10a. Tax Collector Salaries by \$360.00
Increase Line 15A Town Clerk Salaries by \$169.00

And to determine whether said sum shall be raised by taxation, transfer from available funds or otherwise.
Or to do or act in any manner relative thereto.

Human Resources

PURPOSE AND JUSTIFICATION

To provide the incumbent Treasurer/Collector and Town Clerk with a salary increase equivalent to managers under the ATP classification.

FINANCE COMMITTEE VOTE: 5-0

2/3 VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend the salary of the Treasurer/Collector and Town Clerk as set forth in Article 6 of the Fiscal Year 2005 Annual Town Meeting and further amended in Article 10 of the Fiscal Year 2005 Semi-Annual Town Meeting as follows:

	FROM	TO
Treasurer/Collector	\$73,542.00	\$74,263.00
Town Clerk	\$17,248.20	\$17,417.30

And that the Town vote to amend Article 18 of the Fiscal Year 2005 Annual Town Meeting by appropriating the sum of \$890 to supplement the line items as follows:

Increase Line 9a, "Town Treasurer Salaries" by \$361;

Increase Line 10a, "Tax Collector Salaries" by \$360; and

Increase Line 15a, "Town Clerk Salaries" by \$169.

To meet said appropriation, the sum of \$890 shall be transferred from Article 18 Line 4c, "Salary Reserve" of the Fiscal Year 2005 Annual Town Meeting.

FINANCE COMMITTEE REASON: This article will permit these two elected officials to receive salary increases equal to other personnel in Town.

The RTM members unanimously approved the Finance Committee's recommendation as read.

ARTICLE 7 PTS' SALARY INCREASES

HUMAN RESOURCES

To see if the town will vote to appropriate a sum of money, \$6033.00, or some other sum, to supplement the budgets of various departments for the salary increases for personnel under the Personnel ByLaws, "PTS" Classification, to amend the "PTS" wage and salary scale by the percentage increase approved by the Town Meeting, and to determine how said appropriation shall be raised, whether by taxation, transfer from available funds, transfer from Article 18, Line 4C Salary reserve of the FY 2005 Annual Town Meeting or otherwise.

Or to do or act in any manner relative thereto.

Human Resources

PURPOSE AND JUSTIFICATION

To provide funds to allow an additional increase for the Part-time and Seasonal Employees, effective July 1, 2004.

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of \$6,033 to supplement the budgets of various departments for the salary increases for personnel under the Personnel By-Laws "PTS" Classification, to amend the "PTS" wage and salary scale by the percentage increase approved at Town Meeting. To meet said appropriation, the sum of \$5,927 shall be transferred from Article 18 Line 4c, "Salary Reserve" and the sum of \$106 shall be transferred from Article 18 Line 67a, "Landfill Enterprise Salary and Wages" of the Fiscal Year 2005 Annual Town Meeting.

FINANCE COMMITTEE REASON: This article will permit department heads the ability to provide salary increases to non-union personnel up to rates equal to those recently negotiated with union personnel, should they so choose.

The RTM members approved the Finance Committee's recommendation as read.

ARTICLE 8 SUPPLEMENT BUILDING INSPECTORS' BUDGET BUILDING INSPECT.

To see if the town will vote to amend Article 18 of the May 17, 2005 Annual Town Meeting for FY 2005 by appropriating the sum of \$5,500 to supplement Line 31b Building Inspector General Expenses and to determine whether said sum shall be appropriated by transfer from available funds or otherwise.

Or to do or act in any manner relative thereto.

Building Inspector

PURPOSE AND JUSTIFICATION

Both vehicles in the Building Inspector's Department need repairs that were unforeseen at the time of the budget request. The Department has currently expended \$2,500 on repairs and the vehicles need additional repairs of approximately \$3,000.

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That consideration of this article be indefinitely postponed.

FINANCE COMMITTEE REASON: A reserve fund transfer to replenish this account has been made by the Finance Committee.

The RTM members approved the Finance Committee's recommendation as read.

ARTICLE 9 PROFESSIONAL SERVICES

BOARD, ASSESSORS

To see if the town will vote to raise and appropriate, appropriate from available funds, or transfer the amount of \$50,000, or any other sum, to retain, under the direction of the Board of Assessors, professional legal, accounting and appraisal services to assist the Town in legal proceedings relating to the Town's determination of value and assessment of property (ies) owned by Mayflower Emerald Square, LLC.

Or to do or act in any manner relative thereto.

Board of Assessors

PURPOSE AND JUSTIFICATION

The appropriation of the requested funds will provide the Board of Assessors with the professional assistance it needs to protect the Town's interest in legal challenges either in court actions or before the Appellate Tax Board.

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of \$50,000 from available free cash to retain, under the direction of the Board of Assessor, professional, legal, accounting and appraisal services to assist the Town in legal proceedings relating to the Town's determination of value and assessment of property(ies) owned by Mayflower Emerald Square, LLC.

FINANCE COMMITTEE REASON: The Finance Committee agrees that the Town's interests would be best served by such utilizing such specialized expertise in this matter.

The RTM members approved the Finance Committee's recommendation as read.

ARTICLE 10 AMEND BUILDING INSPECTORS' FY05 BUDGET

BUILDING INSPECT.

To see if the Town will vote to amend Article 18 of the May 17, 2005 Annual Town Meeting, for FY 2005 by appropriating additional sums to the following line items:

Line 32 Gas Inspector Salaries – increase by \$4,300.00

Line 33 Plumbing Inspector Salaries – increase by \$7,200.00

Line 35 Electrical Inspector Salaries – increase by \$13,500.00

Line 36 Mechanical Inspector Salaries – increase by \$7,300.00

And to determine whether said sums shall be transferred from available funds or otherwise.

Or to do or act in any manner relative thereto.

Building Inspector

PURPOSE AND JUSTIFICATION

The inspectors are paid 75% of the permit fees collected upon completion of the inspection. The number of permits issued and the amount of fees collected have increased over the past year. The increase in permits and fees results in an increase of the amount paid to the inspectors.

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate the sum of \$17,000 from available free cash to Article 18 of the Fiscal Year 2005 Annual Town Meeting as follows:
Increase Line Item 32, "Gas Inspector's Salaries" \$2,100;
Increase Line Item 33, "Plumbing Inspectors Salaries" \$3,600;
Increase Line Item 35, "Electrical Inspector Salaries" \$6,700; and
Increase Line Item 36, "Mechanical Inspector Salaries" \$4,600.

FINANCE COMMITTEE REASON: This article should fund the above-mentioned inspectors' salaries until the end of this fiscal year.

The RTM members approved the Finance Committee's recommendation as read.

ARTICLE 11 LINE ITEM TRANSFER

TOWN TREASURER

To see if the town will vote to transfer the following sums:

FROM: Article 18 FY 2005 Annual Town Meeting Line 9a \$5,600
(Town Treasurer Salaries)

TO: Article 18 FY 2005 Annual Town Meeting Line 10a \$5,600
(Tax Collector Salaries)

Or to do or act in any manner relative thereto.
Treasurer/Tax Collector

PURPOSE AND JUSTIFICATION:

A longtime employee retired from the Tax Collector's Office and is entitled, by union contract, to a lump sum payment (accrued vacation and sick leave buy-back) that was not budgeted. Funds for this are available in the Treasurer's budget due to staff turnover in that department.

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to transfer the following sum:
FROM: Article 18 FY 2005 Annual Town Meeting Line 9a \$5,075
TO: Article 18 FY 2005 Annual Town Meeting Line 10a \$5,075

FINANCE COMMITTEE REASON: The transfer is necessary to properly fund the contractual obligation of the Town with the AFSCME union.

The RTM members approved the Finance Committee's recommendation as read.

ARTICLE 12 TRANSFER OF FUNDS

BOARD OF ASSESSORS

To see if the town will vote to appropriate the sum of \$5,800.00 for the purchase of computer equipment. Said sum shall be transferred from Article 13 of the October 20, 2003 Semi-Annual Town Meeting – Updating Real Estate Assessments.

Or to do or act in any manner relative thereto.
Board of Assessors

PURPOSE AND JUSTIFICATION

The original approved appropriation of \$107,000 for Updating Real Estate Assessments included funding for an updated system, which required a new server. We inadvertently did not break out the \$5,800 (price of server) and list it separate from the balance of the project. Total amount previously approved for Updating will not change.

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to transfer the sum of \$5,800 from Article 13, "Updating Real Estate Assessments", of the Fiscal Year 2003 Semi Annual Town Meeting under the direction of the Board of Assessors for the purpose of purchasing computer equipment.

FINANCE COMMITTEE REASON: This is a "housekeeping" article for a necessary piece of equipment already purchased. It has no monetary impact.

The RTM members approved the Finance Committee's recommendation as read.

ARTICLE 13

LINE ITEM TRANSFER

FIRE COMMISS.

To see if the town will vote to amend Article V of the FY2005 Annual Town Meeting by transfer of the following:

Item 29a (Fire Department) \$19,000 Salary & Wages (Salaries Full-Time)

to

Item 29b (Fire Department) General Expenses

Or to do or act in any manner relative thereto.

Fire Commissioners

PURPOSE AND JUSTIFICATION

High cost of utilities and the under funding of following line Items.

Electricity- \$1,000; Natural Gas - \$3,000; Water/Sewer - \$700; Fuel/Gas - \$7,000, Diesel - \$1,500;

Uniforms - \$1100; Telephone \$800; and Misc. - \$3900.

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend Article 18 of the FY2005 Annual Town Meeting by transfer of the following:

Item 29a (Fire Dept.) \$19,000 Salary & Wages (Salaries Full-Time) to

Item 29b (Fire Dept) General Expenses

FINANCE COMMITTEE REASON: This article will enable the Fire Department to augment their general expenses budget with funds from another department line item.

The RTM members approved the Finance Committee's recommendation as read.

ARTICLE 14 LINE ITEM TRANSFER

PARK & RECREATION

To see if the town will vote to transfer the sum of \$5,000 from the Fiscal Year 2005 Article 18, Line 55A, Salary and Wage to Article 18, line 55B General Expenses.

Or to do or act in any manner relative thereto.

Park Commissioners

PURPOSE AND JUSTIFICATION

The money transferred will be used to pave area at WWI Park.

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That consideration of this article be indefinitely postponed.

FINANCE COMMITTEE REASON: This project is listed on the FY06 Capital Improvement Plan.

The RTM members approved the Finance Committee's recommendation as read.

ARTICLE 15 BOND RESTRUCTURING

TOWN TREASURER

To see if the town will vote to appropriate funds resulting from restructuring the escrow investments associated with the March 1, 2004 refinancing of Town debt to pay for the following projects approved for borrowing as part of Article 4 of the May 17, 2004 Annual Town Meeting:

Item #30	Bus (school)	\$45,000
Item #31	Bus (park)	\$70,000
Item #35	One ton dump truck (DPW)	\$35,825.28
Item #36	6-Wheel dump truck (DPW)	\$75,000
Item #37	6-Wheel dump truck (DPW)	\$75,000
Item #43	Vehicle – truck (Park)	\$40,000

Said appropriation for these purposes may not exceed the \$311,176.47 proceeds realized from these investments.

Or to do or act in any manner relative thereto.

Treasurer/Collector

PURPOSE AND JUSTIFICATION

These funds were generated as a result of the refinancing of town debt during FY 2004 and they must be spent on projects for which the Town has authorized borrowing. Paying off vehicles, for which the Town would normally borrow for 5 years, will have the most advantageous impact on our maturing debt budget (\$75,000 to \$65,000 per year).

FINANCE COMMITTEE VOTE: 5-0

MAJORITY ROLL CALL VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote that the sum of \$311,176.47 being funds and resulting from restructuring the escrow investments associated with the March 1, 2004 refinancing of Town debt is hereby appropriated to the extent thereof, to the following projects approved for borrowing as part of Article 4 at the May 17, 2004 Annual Town Meeting:

Item #30	Bus (School)	\$45,000.00
Item #31	Bus (Park)	\$40,351.19
Item #35	One ton dump truck (DPW)	\$35,825.28
Item #36	6 wheel dump truck (DPW)	\$75,000.00
Item #37	6 wheel dump truck (DPW)	\$75,000.00
Item #43	Vehicle – truck (Park)	\$40,000.00

FINANCE COMMITTEE REASON: Per purpose and justification.

The Moderator declared that according to Town By-Laws, unanimity will dispense of the 2/3 Roll Call Vote Requirement.

The RTM members unanimously approved the motion to dispense with a roll call vote.

The RTM members unanimously approved the Finance Committee’s recommendation as read.

ARTICLE 16 APPROPRIATION OF BOND PROCEEDS

TOWN TREASURER

To see if the town will vote to appropriate the remaining balance of proceeds from the sale of bonds of completed projects for the uses described below:

2001 Bond

Art. 38, 4/26/1999 Town Meeting – Mendon Road Water Mains \$47,984.91

2003 Bond

Art. 9 (Part 3, Item #2), 5/3/2000 Town Meeting – Landry Avenue Water Mains \$9415.70

Art. 35, 6/10/2002 Town Meeting – Landry Avenue Water Mains Supplement \$18,058.38

Art. 33, 6/10/2002 Town Meeting – Pasture Brook Water Main \$98,826.00

For a total of \$174,284.99 to offset expenditures for the following appropriated capital project:

Article 30, 10/18/2004 Town Meeting – Sheldonville Water mains.

Or to do or act in any manner relative thereto.
Treasurer/Collector

PURPOSE AND JUSTIFICATION

To re-appropriate unused proceeds from prior Water Enterprise fund projects to recently authorized Water Enterprise Projects reducing future borrowing.

FINANCE COMMITTEE VOTE: 5-0

MAJORITY ROLL CALL VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote that the sum of \$174,284.99 being the unexpended proceeds from the sale of bonds for completed projects issued for the purpose as follows:

Article 38 of the Warrant at the April 26, 1999 Town Meeting, originally borrowed for the Mendon Road Water Mains Project. (\$47,984.91)

Article 9, Part 3, Item #2 of the Warrant at the May 3, 2000 Town Meeting, originally borrowed for the Landry Avenue Water Mains Project. (\$9,415.70)

Article 33 of the Warrant at the June 10, 2002 Town Meeting, originally borrowed for the Pasture Brook Water Mains Project. (\$98,826.00)

Article 35 of the Warrant at the June 10, 2002 Town Meeting, originally borrowed to pay additional costs of the Landry Avenue Water Mains Project. (\$18,058.38)

Is hereby appropriated to offset expenditures of the Sheldonville water mains project authorized by vote of the town under Article 30 of the Warrant at the October 18, 2004 Town Meeting.

FINANCE COMMITTEE REASON: Per purpose and justification.

The Moderator declared that according to Town By-Laws, unanimity will dispense of the 2/3 Roll Call Vote Requirement.

The RTM members unanimously approved the motion to dispense with a roll call vote.

The RTM members unanimously approved the Finance Committee’s recommendation as read.

ARTICLE 17 ACCEPTANCE OF STREET

S. BROWN, PETITIONER

To see if the town will vote to accept Butterfly Way as a Public Way, said street having been constructed and completed as per Department of Public Works, and the Planning Board specifications.

Butterfly Way is located on the north side of Mount Hope Street, and is shown on a plan titled “Butterfly Way As built Plan”, prepared for Mount Hope Street, Inc., and drawn by Precision Surveying Incorporated.

Or to do or act in any manner relative thereto.

Petition

See Attached

PURPOSE AND JUSTIFICATION

Butterfly Way, having been built to town requirements and specifications, and available to use by all persons, should be classified as a “Public Way”.

FINANCE COMMITTEE VOTE: 5-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That consideration of this article be indefinitely postponed.

FINANCE COMMITTEE REASON: The Planning Board has advised the Finance Committee that they have denied the petitioner’s request to “release the cash bond “as the work is not yet completed.

The Moderator read the following letter from the Planning Board into the record:

*Christopher L. Sweet, Chairman
Finance Committee
43 South Washington Street
North Attleborough, MA 02760*

RE: Butterfly Way: April 25, 2005 Special Town Meeting

Dear Mr. Sweet: It has come to the attention of the Planning Board that a petition article has been placed on the April 25, 2005 Special Town Meeting warrant to accept Butterfly Way as a public way.

Please be advised that the Planning Board does not recommend approval of said article at this time, because the work on Butterfly Way is not entirely completed and the bond has not been released.

This article would be more appropriately placed on a warrant for a June 2005 Special Town Meeting, if scheduled, for the construction of the street will likely be completed by the time such a meeting would be held. For the Planning Board, Donald T. Johnson, Planning Board Agent.

The RTM members approved the Finance Committee's recommendation as read.

Motion made to adjourn the Special Town Meeting Sine Die.

Motion seconded.

Motion carried.

It is 7:45PM.