

**PROCEEDINGS
SPECIAL TOWN MEETING
JUNE 5, 2006**

On Monday, June 5, 2006, Town Clerk, Maxwell Gould opened the Special Town Meeting at 7:10PM. "With 68 RTM members present, we have a quorum."

Pledge of Allegiance to our Flag.

Moment of silence for our men and women serving overseas in the Armed Forces.

Few words in memorium of John Leite and Joyce Gormley who recently passed away.

Town Moderator, Steve Dalrymple read the warrant.

**NORTH ATTLEBOROUGH WARRANT
FOR THE REPRESENTATIVE SPECIAL TOWN MEETING
MONDAY, JUNE 5, 2006 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 5th OF JUNE, 2006 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, April 27, 2006.

**John C. Rhyno, Chairman
William A. Moffitt, Vice-Chairman
Marjorie A. Kraskouskas
Dale Langille
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**

- 1. Central Fire Station**

2. **Richards Memorial Library**
3. **Town Offices – Town Clerk**
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. **Boch Toyota**
14. **Bank of America (Center)**
15. **Fireside Nissan**
16. **Department of Public Works (Smith Street)**
17. **North Attleborough Federal Credit Union**

Charles Mottinger (P1) made a motion as follows:

Mr. Moderator, I would like to make a motion to adopt the Bourne Amendment, which states that any RTM Member wishing to increase money in an article that has been recommended by the Finance Committee, must specify where the additional monies will come from.

Motion seconded.

Motion carried.

Charles Mottinger (P1) made a motion as follows:

Mr. Moderator, I would like to make a motion that the RTM adopt the procedural rule that the count of two-thirds vote, when it is obvious by the moderator, shall not be taken unless requested by seven or more RTM members.

Motion seconded.

Motion carried.

Walter St. Lawrence (P2) made a motion as follows:

That Special RTM be adjourned to June 19th.

Motion seconded.

After much discussion, a motion was made and seconded to move the question.

Motion carried.

The motion to adjourn the Special Town Meeting to June 19th was defeated.

ARTICLE 1 AMEND ARTICLE VIII, SECTION 6

CONSERVATION COMM.

To see if the town will vote to amend Article VIII, Section 6 of the Town ByLaws that currently reads:

Article VIII, Section 6 – Conservation Commission

Penalty: not more than \$100 for any violation of rules and regulations.

Enforcing Officer: Conservation Commission, Conservation Commission Officers, Police Officer

To read:

Article VIII, Section 6 – Conservation Commission

Penalty: \$25.00 first offense for any violation of rules and regulations in a calendar year.

\$50.00 second offense for any violation of rules and regulations in a calendar year.

\$100.00 third and subsequent offense for any violation of rules and regulations in a calendar year.

Enforcing Officer: Conservation Commission, Conservation Officers, Police Officer.

Or to do or act in any manner relative thereto. Conservation Commission See Attached

PURPOSE AND JUSTIFICATION

Article VIII, Section 06 of the by-laws allows the Conservation Commission to adopt rules and regulations for property under its control and jurisdiction. This authority stems from MGL Chapter 40, Section 8C, which establishes the Conservation Commission and gives it its authority. Based on the Attorney General's interpretation of Chapter 40, Section 21D, the current wording of the penalty section of the by-law may not comply with the statute. See attached memo from the ByLaw Study and Codification Committee.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: The petitioner has requested that this article be withdrawn.

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

ARTICLE 2 AMEND ARTICLE XII, SECTION 4

CONSERVATION COMM.

To see if the Town will vote to amend Article XII, Section 4 of the Town ByLaws that currently reads:

Article XII, Section 4 – Motorboats

Penalty: not to exceed \$100.00

Enforcing Officer: Police Officer

To read:

Article XII, Section 4 – Motorboats

Penalty: \$50.00 first offense for any violation in a calendar year.

\$100.00 second and subsequent offense for any violation in a calendar year.

Enforcing Officer: Conservation Commission, Conservation Officers, Police Officer.

Or to do or act in any manner relative thereto. Conservation Commission See Attached

PURPOSE AND JUSTIFICATION

Article VIII, Section 6 of the by-laws allows the Conservation Commission to adopt rules and regulations for property under its control and jurisdiction. This authority stems from MGL Chapter 40, Section 8C, which establishes the Conservation Commission and gives it its authority. Based on the Attorney General's interpretation of Chapter 40, Section 21D, the current wording of the penalty section of the by-law may not comply with the statute. See attached memo from the ByLaw Study and Codification Committee.

The addition of the Conservation Commission and Officers also will allow for great flexibility in enforcement and will mirror Article VII, section 6 of the ByLaws.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: The petitioner has requested that this article be withdrawn.

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

ARTICLE 3 AMEND ARTICLE XII, SECTION 7

CONSERVATION COMM.

To see if the town will vote to amend Article XII, Section 7 of the Town ByLaws that currently reads:

Article XII Section 7 – Waterfowl

Penalty: not to exceed \$100.00.

Enforcing Officer: Conservation Agent

To read:

Article XII, Section 7 – Conservation Commission

Penalty: \$25.00 first offense for any violation in a calendar year.

\$50.00 second offense for any violation in a calendar year.

\$100.00 third and subsequent offense for any violation in a calendar year.

Enforcing Officer: Conservation Agent.

Or to do or act in any manner relative thereto. Conservation Commission See Attached

PURPOSE AND JUSTIFICATION

Article VIII, Section 6 of the by-laws allows the Conservation Commission to adopt rules and regulations for property under its control and jurisdiction. This authority stems from MGL Chapter 40, Section 8C, which establishes the Conservation Commission and gives it its authority. Based on the Attorney General's interpretation

of Chapter 40, Section 21D, the current wording of the penalty section of the bylaw may not comply with the statute. See attached memo from the ByLaw Study and Codification Committee.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: The petitioner has requested that this article be withdrawn.

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

ARTICLE 4 AMEND ARTICLE XX, SECTION 3

PLANNING BOARD

To see if the town will vote to amend the Town ByLaws, Article XX, SUPPLEMENTARY REGULATIONS, Section 3, ENFORCEMENT OF REGULATIONS, **second sentence**, by removing the words “, upon conviction,” and by removing the words “not less than one hundred dollars (\$100.00), nor more than “ from said sentence, such that after this amendment the sentence would read, “Whoever violates any of these supplementary regulations shall be punished by a fine of three hundred dollars (\$300.00), for each day the violation continues.”, **and to see if the Town will vote to amend the Town ByLaws, ARTICLE XXI. PENALTY FOR VIOLATION OF BY-LAWS Section 3. NON-CRIMINAL VIOLATIONS, Article XX – Supplemental Regulations**, by removing the words, “not more than” from **Penalty:**, and by removing “s “from **Enforcing Officer:** and replacing it with the words “or its” such that after these amendments these statements would read, “Penalty: \$300.00 per day; and “Enforcing Officer: Planning Board or its Agent”.

Or to do or act in any manner relative thereto. Planning Board See Attached

PURPOSE AND JUSTIFICATION This article will set a definitive fine for earth removal violations, as requested by the By Law Study Committee, and will allow the Planning Board itself to enforce this section of the Town ByLaws if the Board's Agent is not available.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend the Town ByLaws, Article XX, SUPPLEMENTARY REGULATIONS, Section 3, ENFORCEMENT OF REGULATIONS, **second sentence**, by removing the words “, upon conviction,” and by removing the words “not less than one hundred dollars (\$100.00), nor more than “ from said sentence, such that after this amendment the sentence would read, “Whoever violates any of these supplementary regulations shall be punished by a fine of three hundred dollars (\$300.00), for each day the violation continues.”, **and that the Town vote to amend the Town ByLaws, ARTICLE XXI.**

PENALTY FOR VIOLATION OF BY-LAWS Section 3. NON-CRIMINAL VIOLATIONS, Article XX – Supplemental Regulations, by removing the words, “not more than” from **Penalty:**, and by removing “s “from **Enforcing Officer:** and replacing it with the words “or its” such that after these amendments these statements would read, “Penalty: \$300.00 per day; and “Enforcing Officer: Planning Board or its Agent”.

FINANCE COMMITTEE REASON: Upon the recommendation of the By Law Study Committee.

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

ARTICLE 5 GENERAL COURT PETITION-GOLF COURSE

BOARD, SELECTMEN

To see if the town will vote to approve the filing of a petition in the General Court under the provisions of Section 8 of Article 89 of the Amendments to the Constitution for an act to authorize the Board of Selectmen to enter into a Lease for fifty years with options for three additional ten year periods pursuant to the terms and conditions of a written agreement between the Board of Selectmen and the North Attleboro Golf Group to develop and operate a public golf facility on land known as the Mount Hope Street Sanitary Landfill and adjacent property comprised of approximately fifty acres of land identified as:

Assessors' Map 33, Lot 66 (portion thereof)

Assessors' Map 33, Lot 67 (portion thereof)

Assessors' Map 33, Lot 131 (portion thereof)

Assessors' Map 34, Lot 576

Assessors' Map 33, Lot 128

Assessors' Map 33, Lot 63 (15.8 acre portion)

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

PURPOSE AND JUSTIFICATION

To approve a fifty year lease between the Board of Selectmen and North Attleboro Golf Group and authorize sending it to the General Court for their approval.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: There was a lack of sufficient information.

Motion made as follows:

I like to table Article 5 to the end of the Warrant.

Motion seconded.

After much discussion, a motion was made and seconded to move the question and go directly to a vote on the motion to table Article 5.

Motion seconded.

The motion to move the question was approved.

The motion to table Article 5 was defeated.

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

ARTICLE 6 REAPPROPRIATE EXCESS PROCEEDS TREASURER/COLLECTOR

To see if the town will vote to reappropriate the following sums of excess proceeds from the following Water Enterprise Fund projects to pay the principal of the original loan as follows:

- Article 9 April 24, 2000 Town Meeting – H.S./Landry Ave Fire Main - \$15.80
- Article 6 April 23, 2001 Town Meeting – High Street Tank - \$23.72
- Article 6 April 23, 2001 Town Meeting – General Water Mains - \$55.33
- Article 33 June 10, 2002 Town Meeting – Pasturebrook Water Mains - \$15.80
- Article 35 June 10, 2002 Town Meeting – Landry Avenue Mains Supplement - \$1.59
- Article 6 April 22, 2003 Town Meeting – Elmwood Tank - \$15.80

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

PURPOSE AND JUSTIFICATION

To expend some minor remaining balances of excess proceeds from past bond issues and thereby clear the town’s books of these balances.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to reappropriate the following sums of excess proceeds from the following Water Enterprise Fund projects to pay the principal of the original loan as follows:

- Article 9 April 24, 2000 Town Meeting – H.S./Landry Ave Fire Main - \$15.80
- Article 6 April 23, 2001 Town Meeting – High Street Tank - \$23.72
- Article 6 April 23, 2001 Town Meeting – General Water Mains - \$55.33
- Article 33 June 10, 2002 Town Meeting – Pasturebrook Water Mains - \$15.80
- Article 35 June 10, 2002 Town Meeting – Landry Avenue Mains Supplement - \$1.59
- Article 6 April 22, 2003 Town Meeting – Elmwood Tank - \$15.80

FINANCE COMMITTEE REASON: This is good fiscal housekeeping.

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

ARTICLE 7 RESCIND BORROWING AUTHORIZATION TREASURER/COLLECTOR

To see if the town will vote to rescind the borrowing authorization for issuance costs for the following articles and the following unissued amounts:

Town Meeting Date	Article #	Short Title	Remaining Issue Cost	Total Authorization To Be Rescinded
10/16/1995	37	Remediation of septic systems	\$2,600.00	\$2,600.00
4/27/1998	17	Sewer Infiltration & Inflow	\$29,919.80	\$29,919.80
10/19/1998	46	Household Sewer Connections	\$6,000.00	\$6,000.00
4/22/1996	15 Item Pt 3, #11	Hoppin Hill Water Mains	\$12,331.00	\$12,331.00
6/15/1998	23	Water Treatment Facility	\$114,000.00	\$114,000.00
10/16/2000	22	Water Treatment Plainville	\$6,144.16	\$6,144.16
4/22/2002	6 Part 3	General Fire Flows	\$15,600.00	\$15,600.00
4/22/2002	6 Part 3	General Water Mains	\$20,685.00	\$20,685.00

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

PURPOSE AND JUSTIFICATION

The amounts borrowed for these issuance costs were less than the amounts authorized. Town Meeting action is required to remove these unissued amounts from the Town’s books.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to rescind the borrowing authorization for issuance costs for the following articles and the following unissued amounts:

Town Meeting Date	Article #	Short Title	Remaining Issue Cost	Total Authorization To Be Rescinded
10/16/1995	37	Remediation of septic systems	\$2,600.00	\$2,600.00
4/27/1998	17	Sewer Infiltration & Inflow	\$29,919.80	\$29,919.80
10/19/1998	46	Household Sewer Connections	\$6,000.00	\$6,000.00
4/22/1996	15 Item Pt 3, #11	Hoppin Hill Water Mains	\$12,331.00	\$12,331.00
4/22/2002	6 Part 3	General Fire Flows	\$15,600.00	\$15,600.00
4/22/2002	6 Part 3	General Water Mains	\$20,685.00	\$20,685.00

FINANCE COMMITTEE REASON: Good fiscal housekeeping.

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

ARTICLE 8 TRANSFER OF FUNDS

BOARD OF HEALTH

To see if the town will vote to transfer the sum of \$400.00 from Article 3 of the FY06 Annual Town Meeting line 49a, Board of Health’s Salary and Wages account of Assistant Health Agent to line 40a of the Board of Health’s Salary and Wages account of the clerical overtime line item. Or to do or act in any manner relative thereto. Board of Health

PURPOSE AND JUSTIFICATION

The Board of Health members are meeting every week. The overtime line item is depleted. As a member of a Collective Bargaining Unit, the full-time clerical person receives overtime wages for the purpose of recording minutes at all Board meetings.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the town vote to amend FY06 Annual Town Meeting Article 3, Line 49a, “Board of Health Salary & Wage-Assistant Health Agent” by transferring the sum of _\$400.00_ from said line item to Line Item No. 40a, “Board of Health Salary :& Wage –Clerical Overtime”.

FINANCE COMMITTEE REASON: Approval of this article will enable the Board of Health to continue to have secretarial coverage through the remainder of this fiscal year.

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

ARTICLE 9 TRANSFER OF FUNDS

TOWN ACCOUNTANT

To see if the town will vote to amend Article 3 of the FY 2006 Annual Town Meeting by transferring the sum of \$7,000 from Line Item 8A – Town Accountant – Dept. Head Salary and Wages to Line Item 8B – Town Accountant – General Expenses. Or to do or act in any manner relative thereto. Town Accountant

PURPOSE AND JUSTIFICATION

Funds were not used in the Salary and Wages Account because of vacancies in the office. Implementation of MUNIS will require changes in filing practices and the type of storage units required. These funds could be used for that purpose.

FINANCE COMMITTEE VOTE: 4-2

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend FY06 Annual Town Meeting Article 3, Line Item 8A, “Town Accountant – Department Head Salary & Wages” by transferring the sum of \$7,000 to Line Item 8A, “Town Accountant – General Expenses”.

FINANCE COMMITTEE REASON: This purchase is based upon the advice of the MUNIS System Implementation Specialist.

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

ARTICLE 10 TRANSFER OF FUNDS

BUILDING INSPECTOR

To see if the town will vote to amend Article 18 of the FY 2006 Special Town Meeting of the following:
Item 31a (Building Department) of \$5,200.00 Salary and Wages to
Item 31b (Building Department) General Expenses.

Or to do or act in any manner relative thereto. Building Inspector See Attached

PURPOSE AND JUSTIFICATION

Purchase an additional GEO License at a cost of \$3,995.00, unexpected vehicle repair at a cost of \$550.00 and office supplies (envelopes, permits, inspection tags, etc.)

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: We did not have sufficient information.

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

ARTICLE 11 TRANSFER OF FUNDS

TAX COLLECTOR

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

From:	Art 3 FY 2006 Annual Town Meeting Line #11c., Tax Title Expenses	\$1,405
	Art 3 FY 2006 Annual Town Meeting Line #11a., Tax Collector Salaries	\$ 750
	Art 3 FY 2006 Annual Town Meeting Line #10a., Treasurer’s Salaries	\$2,910
To:	Art 3 FY 2006 Annual Town Meeting Line #11b., Tax General Expenses	\$5,065

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

PURPOSE AND JUSTIFICATION

To provide adequate funds for postage to mail tax bills. Original appropriation was \$21,000. Number of bills increased by about 4% and the 5.4% postage increase in January was not anticipated when budget was approved. Additional funds are also needed for the printing and mailing of bills.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to transfer the following sums:

From:	Art 3 FY 2006 Annual Town Meeting Line #11c., Tax Title Expenses	\$1,405
	Art 3 FY 2006 Annual Town Meeting Line #11a., Tax Collector Salaries	\$ 750
	Art 3 FY 2006 Annual Town Meeting Line #10a., Treasurer’s Salaries	\$2,910
To:	Art 3 FY 2006 Annual Town Meeting Line #11b., Tax General Expenses	\$5,065

FINANCE COMMITTEE REASON: This transfer will allow the Town Treasurer to meet his expenses.

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

ARTICLE 12 TRANSFER OF FUNDS

BOARD, PUBLIC WORKS

To see if the town will vote to amend Article 3 of the FY 2006 Annual Town Meeting by transfer of the following items:

- Item 40a Forestry - \$8,000 Salaries to
 - Item 45b Highway – General Expenses
 - Item 48b Motor Maintenance - \$10,000 General Expenses to
 - Item 45b Highway – General Expenses
- Or to do or act in any manner relative thereto. Board of Public Works

PURPOSE AND JUSTIFICATION

To supplement the shortfall in the Highway Division budget appropriations for maintenance of stormwater systems and for increased costs associated with roadway maintenance materials such as asphalt, cement, etc.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend FY06 Annual Town Meeting Article 3, Line Item No. 40a, Forestry – Salary & Wages” by transferring the sum of _\$8,000_ to Line Item No. 45b, “Highway Maintenance” and by transferring the sum of _\$10,000_ from Line Item 48b, “Motor Maintenance – General Expenses” to Line Item 45b, “Highway – General Expenses”.

FINANCE COMMITTEE REASON: This transfer will enable the public works to correct shortfalls in the referenced line items.

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

ARTICLE 13 TRANSFER OF FUNDS

BOARD, SELECTMEN

To see if the town will vote to transfer the sum of \$3500 or any other sum from Line Item #4a, Board of Selectmen – Salaries of the FY2006 Annual Town Meeting to supplement Line Item #4b Board of Selectmen – General Expenses of the FY 2006 Annual Town Meeting. Or to do or act in any manner relative thereto. Board of Selectmen

PURPOSE AND JUSTIFICATION

This funding is needed to ensure sufficient funds for the Selectmen's office needs and purchases of supplies through the end of the fiscal year.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to amend FY06 Annual Town Meeting Article 3 Line Item 4a, “Board of Selectmen – Salary & Wages” by transferring the sum of _\$3,500_ to Line Item No. 4b, “Board of Selectmen – General Expenses”.

FINANCE COMMITTEE REASON: This transfer will allow the selectmen's office to purchase supplies through the end of this fiscal year.

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

ARTICLE 14 REPLACEMENT OF WATER WELL

BOARD, PUBLIC WORKS

To see if the town will vote to appropriate \$330,000 to supplement Article 20, Item #4 of the FY 1999 Annual Town Meeting for the replacement of the Kelley #2 Water Supply Well including all costs incidental and related to in order to augment the Town's future water needs and to meet said appropriation \$330,000 (retained earnings) be transferred from Article 6, Part 2, Item #3 of the 2000 Annual Town Meeting. Said appropriation to be expended under the direction of the Board of Public Works and that the Board of Public Works is authorized to apply for, accept and expend any State or Federal grants that may be available for such purpose. Or to do or act in any manner relative thereto. Board of Public Works

PURPOSE AND JUSTIFICATION

The original intent of Article 6/2000 ATM was to develop a new well within the Ten Mile River watershed. After years of negotiations with the Department of Environmental Management (DEP) it is apparent that the permitting

process being required is not economically feasible at this time to pursue. Therefore we are installing a replacement well at the Kelley #2 location to meet the water supply needs of the Town.

FINANCE COMMITTEE VOTE: 4-2

ROLL-CALL MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That the Town vote to appropriate \$330,000 to supplement Article 20, Item #4 of the FY 1999 Annual Town Meeting for the replacement of the Kelley #2 Water Supply Well including all costs incidental and related to in order to augment the Town's future water needs and to meet said appropriation \$330,000 (retained earnings) be transferred from Article 6, Part 2, Item #3 of the 2000 Annual Town Meeting. Said appropriation to be expended under the direction of the Board of Public Works and that the Board of Public Works is authorized to apply for, accept and expend any State or Federal grants that may be available for such purpose.

FINANCE COMMITTEE REASON: Acceptance of this article will enable the DPW to meet the town's water supply in the most economical and efficient manner.

The RTM members approved the Finance Committee's recommendation as read. With 77 RTM members voting, 73-Yes and 4-No. 51 votes needed.

ARTICLE 15 SUPPLEMENT LABOR NEGOTIATOR

BOARD, SELECTMEN

To see if the town will vote to amend Article 3 of the FY 2006 Annual Town Meeting by raising and appropriating the sum of \$10,000 or some other sum to supplement line 24, Labor Negotiators, and to determine whether said sum shall be raised by transfer of available funds, taxation, borrowing or otherwise. Or to do or act in any manner relative thereto. Board of Selectmen

PURPOSE AND JUSTIFICATION

This funding is needed for anticipated and additional legal expenses through the end of this fiscal year.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: There was insufficient information available to determine the appropriate funding source.

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

ARTICLE 16 SALARY & CLASSIFICATION STUDY

HUMAN RESOURCES

To see if the town will vote to appropriate \$15,000, or some other sum of money, to supplement the budget of the Human Resources Department for the purpose of financing the cost of hiring a Consultant to conduct a comprehensive salary and classification study for the management positions covered by the United Steelworkers along with other Town management positions and to determine how said appropriation shall be raised, whether by taxation, transfer from available funds or otherwise. Or to do or act in any manner relative thereto. Human Resources

PURPOSE AND JUSTIFICATION

Per the USWA bargaining agreement the Town has agreed, as part of the negotiation process, to hire a consultant to conduct a comprehensive salary and classification survey for those positions covered by the United Steelworkers. The last time a comprehensive study was done for these positions was in 1999.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: There was insufficient information available to determine the appropriate funding source.

After some discussion, a motion was made to move the question.

Motion seconded.

Motion carried.

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

ARTICLE 17 UNPAID BILL

MIS

To see if the town will vote to amend Article 3 of the Fiscal Year 2006 Annual Town Meeting, MIS, by allowing payment of \$262.49 from Line 14B, General Expenses for unpaid telephone bills incurred prior to June 2005.

Or to do or act in any manner relative thereto. MIS

PURPOSE AND JUSTIFICATION

The bills in question, from 2003 and 2004, were not presented in a timely manner to the town, however, the town has determined that the bills in question do represent legitimate municipal obligations. The MIS Department is responsible for many data/fax/modem lines in the Town Hall.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: Payment of this FY05 expense must come from free cash. Town Counsel has advised that an article for this item be submitted at the October Town Meeting or a Special Town Meeting in the future.

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

ARTICLE 18 FY06 SNOW & ICE DEFICIT

BOARD, PUBLIC WORKS

To see if the town will vote to appropriate the sum of \$235,000.00, or any other sum, to supplement Article 3, Line 46, Snow and Ice, of the Annual Town Meeting for Fiscal Year 2006. Said sum shall be raised by taxation, by transfer of available funds or otherwise. Or to do or act in any manner relative thereto. Board of Public Works

PURPOSE AND JUSTIFICATION

This line item has been budgeted for \$100,000 for over ten years but it has not been adjusted for inflationary increases during that time period. However, the cost of road salt, labor and fuel related to snow removal work has increased tremendously over the past decade.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

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

FINANCE COMMITTEE REASON: There was insufficient information available to determine the appropriate funding source.

The RTM members approved the Finance Committee's recommendation as read. 77 RTM members voting, 50-Yes and 27-No.

ARTICLE 19 STABILIZATION FUND

BOARD, SELECTMEN

To see if the town will vote to transfer a sum of money from taxation or available funds to the Municipal Stabilization Fund. Or to do or act in any manner relative thereto. Board of Selectmen

PURPOSE AND JUSTIFICATION

To supplement the current Stabilization Fund balance.

FINANCE COMMITTEE VOTE: 6-0

MAJORITY VOTE

FINANCE COMMITTEE RECOMMENDATION: That this article be indefinitely postponed.

FINANCE COMMITTEE REASON: There was insufficient information available to determine the appropriate funding source.

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

Motion made and seconded to continue until 10:00PM and resume the Annual Town Meeting.

With 71 RTM members voting, 44-Yes and 27-No, the motion to continue passes.

Motion made and seconded to adjourn the Special Town Meeting Sine Die.

Motion carried.

It is 9:20 PM.