

FALL ANNUAL TOWN MEETING

TOWN OF WALPOLE

COMMONWEALTH OF MASSACHUSETTS

Norfolk, ss.

To any constable in the Town of Walpole

Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify the inhabitants of the Town of Walpole, qualified to vote in elections in town affairs, to meet in the Auditorium of the Walpole High School in said Walpole on

**THE THIRD MONDAY IN OCTOBER, IT BEING THE
17th DAY OF SAID MONTH, 2005**

at 7:30 p.m. then and there to see if the Town will vote to amend the By-laws and Zoning By-laws to said Town and act on the following articles:

The Meeting was called to order at 7:40 p.m. in the Walpole High School by Moderator Jon Rockwood. All rules and regulations concerning the call of an Annual Town Meeting were fulfilled and a quorum was present.

The Assembly pledged allegiance to the flag.

Town Clerk Ronald A. Fucile attested to the proper return of the Warrant. In accordance with the By-Laws of the Town of Walpole, Article 1, the Selectmen gave notice of the Fall Annual Town Meeting by posting true attested copies of the Warrant calling for the same in two (2) public places in each of the eight (8) precincts on September 27, 2005.

It was Moved and Seconded:

To waive the reading of the Warrant.

Motion Was: So Voted

It was Moved and Seconded:

That all Motions of the Finance Committee be Main Motions.

Motion Was: So Voted

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Town Counsel: Joyce Frank of Kopelman & Paige.

Tellers: Patrick Grant, Mary Campbell, William Abbott, Susanne Murphy, Philip Czachorowski and Elizabeth Nashawaty.

It Was Moved and Seconded:

To Move Articles 3,5,8 and 10 to Monday, October 24, 2005.

Majority Vote Required:

Motion Was: So Voted

It Was Moved and Seconded:

To Move Articles 18, 19, 20 & 21 to Monday, October 24, 2005 to allow the contractor to complete roadwork.

Majority Vote Required:

Motion Was: So Voted

A RESOLUTION

Resolved:

That we the Representative Town Meeting Members inscribe upon the record of the Fall Annual Town Meeting of October 17, 2005:

Our recognition and sincere appreciation of the contributions rendered by the late E. John Ferrara.

As a Representative Town Meeting Member from 1977 to 1992

And Further:

In acknowledgement of the Town's loss, we request the Moderator to observe a moment of silence in his memory.

And Further:

That the Town Clerk be instructed to send a copy of this Resolution to his family.

Presented by Jon Rockwood

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ARTICLE 1: To hear and act on the report of any committee or to choose any committee the Town may think proper and transact any other business that may legally come before the Town.

ARTICLE 2: To see if the Town will vote to raise and appropriate or transfer a sum or sums of money from available funds for the purpose of supplementing the stabilization fund as authorized by Chapter 40, Section 5B of the Massachusetts General Laws as amended, or take any action relative thereto. (Petition of the Board of Selectmen)

ARTICLE 2: On Motion of the Finance Committee; It was Moved and Seconded:

That the Town take No Action.

Majority Vote Required

Motion Was: So Voted: No Action

ARTICLE 4: On Motion of the Finance Committee; It was Moved and Seconded:

That the Town of Walpole raise and appropriate by transfer from Free Cash the sum of \$461,465.86 as a supplemental sum of money for the FY06 School Budget.

Majority Vote Required

Motion Was: So Voted

ARTICLE 6: To see if the Town will vote to transfer from the General Fund a sum of \$660,000 for the FY06 School Budget or take any action in relation thereto. (Petition of the School Committee)

ARTICLE 6: On Motion of the Finance Committee; It was Moved and Seconded:

That the Town take No Action.

Majority Vote Required

Motion Was: So Voted: No Action

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ARTICLE 7: On Motion of the Finance Committee; It was Moved and Seconded:

That the Town approve the monetary items in an agreement between the Walpole School Committee and the American Federation of State, County and Municipal Employees, AFL-CIO, State Council 93, Local 1956, Teacher Aides and Cafeteria Workers for the period of July 1, 2005 through June 30, 2008 and to raise and appropriate from taxation the sum of \$40,442 to defray the cost of said agreement for FY2006.

ARTICLE 7: On Substitute Motion by Nancy Gallivan, Seconded by Jean L. Hogan; It was Moved and Seconded:

To see if the Town will vote to approve monetary items in an agreement between the Walpole School Committee and the American Federation of State, County and Municipal Employees, AFL-CIO, State Council 93, Local 1956 Teachers Aides and Cafeteria Workers, July 1, 2005 –2008 and to raise and appropriate from taxation a sum of \$8,820 to defray the cost of said agreement for FY2006.

ARTICLE 7. It was Moved and Seconded to Make the Substitute Motion the Main Motion

Majority Vote Required

Motion Was So Voted

As the Main Motion: So Voted

ARTICLE 9: On Motion of the Finance Committee; It was Moved and Seconded:

That the Town approve the monetary items in an agreement between the Walpole School Committee and the American Federation of State, County, and Municipal Employees, AFL-CIO, State Council 93, Local 1956, Custodial and Maintenance Employees for the period of July 1, 2005 through June 30, 2008 and to raise and appropriate from taxation the sum of \$26,232 to defray the cost of said agreement for FY2006.

Majority Vote Required

Motion Was So Voted

ARTICLE 11: On Motion of the Finance Committee; It was Moved and Seconded:

To see if the Town will vote to raise and appropriate, borrow and/or transfer a sum or sums of money as may be required for the purchase of capital equipment, including but not limited to vehicles, machinery, and computer/network systems, for the various departments of the Town of Walpole or take any action in relation thereto. (Petition of the Board of Selectmen)

ARTICLE 11: On Motion of the Finance Committee; It was Moved and Seconded:

That the Town take No Action.

Majority Vote Required

Motion Was: So Voted: No Action

ARTICLE 12: To see if the Town will vote to raise and appropriate, borrow and /or transfer a sum or sums of money to resurface, repair and/or reconstruct certain streets and/or sidewalks, to make drainage improvements in certain Town roads, and to rebuild certain manholes and catch basins in the Town or to take any action in relation thereto. (Petition of the Board of Selectmen)

ARTICLE 12: On Motion of the Finance Committee; It was Moved and Seconded:

That the Town take No Action.

Majority Vote Required

Motion Was: So Voted: No Action

ARTICLE 13: On Motion of the Finance Committee; It was Moved and Seconded:

To see if the Town will vote to raise and appropriate, borrow and /or transfer a sum or sums of money to implement a Capital Improvement Program, to protect, improve, and/or modify the physical infrastructure, including but not limited to municipal buildings, facilities, parking lots, fields and other properties, of the Town of Walpole or to take any action in relation thereto. (Petition of the Board of Selectmen)

ARTICLE 13: On Motion of the Finance Committee; It was Moved and Seconded:

That the Town take No Action.

Majority Vote Required

Motion Was: So Voted: No Action

ARTICLE 14: On Motion of the Finance Committee; It was Moved and Seconded:

To see if the Town will vote to accept awarded grants from State, Federal, private, and/or non-profit Agencies and to expend said funds without further appropriation and to raise and appropriate, borrow, and/or transfer a sum of money for required matches to such grants or take any action in relation thereto. (Petition of the Board of Selectmen)

ARTICLE 14: On Motion of the Finance Committee; It was Moved and Seconded:

That the Town take No Action.

Majority Vote Required

Motion Was: So Voted: No Action

ARTICLE 15: On Motion of the Finance Committee; It was Moved and Seconded:

That the Town amend its Charter, the specific amendments being shown on a form placed on file in the office of the Town Clerk, and to see if the Town will vote to authorize a petition to the General court for special legislation to accomplish the same.

The following are the changes to the Charter that are being recommended by the Committee. In each case, the motion to recommend carried by at least a two-thirds majority of those present:

1. Section 2-8(C)

Delete the words “**Permanent Building Maintenance Advisory Committee**”.

Explanatory Note: We were advised that the functions of this Committee are being handled on a day to day basis by the Superintendent and his staff. Moreover, projects involving the expenditure of more than \$5,000 must be vetted by the Capital Budget Committee. According to the Board of Selectmen, this Committee has been dormant for some time and should not be identified in the Charter.

Majority Vote Required: Item 1: So Voted

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2. Section 2-8(D)

Delete the words **“the office of”** in the first sentence so it reads **“if the Moderator is absent, the Town Clerk shall have the power to call the meeting to order ...”**

Explanatory Note: We were unsure as to what was intended by the words “the office of” or what they added.

Majority Vote Required: Item 2: So Voted

3. Section 2-9(D)(5)

Delete ~~the words~~ **“shall include, with each report”** and substitute the following:

“shall report its recommendations in writing prior to each Annual or Special Town Meeting. A copy of each report of the Finance Committee shall be distributed to all Town Meeting Representatives and shall be posted on the Town of Walpole’s website not later than seven days prior to the Town Meeting. At the same time, copies of each report shall also be made available to the public at the office of the Town Clerk, the Walpole Public Library and the Walpole Senior Center. Each report”

~~Strike out the words~~ **“Delete “to each residence” and substitute the words “shall include” in their place.**

Explanatory Note: There is a substantial cost involved in mailing the Finance Committee report to every residence in Town. Other towns in recent years have decided to put information of this nature on their websites to save expense. Recognizing that not all residents have access to the Internet, we have suggested that hard copies also be available to the public at the above locations. This change, if adopted, will also require a change to the town by-laws which continue to require distribution to each residence.

Majority Vote Required: Item 3. Section 2-9(D)(5) – Was Not Voted

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4. Section 2-9(E)(4)

Strike out the word **“mailed”** and substitute the words **“made available”** and strike out the word **“by”** and substitute the words **“in the office of”**.

Explanatory Note: Despite the provision in the Charter requiring that the Rules as amended be mailed to all RTMs, it isn't done and this change merely recognizes that reality.

Majority Vote Required: Item 4: So Voted

5. Section 2-9(G)(5)

Add a comma after the word **“vehicle”**

Strike out the word **“like”** and substitute the words **“cemetery or pond”**

Explanatory Note: We assumed “vehicle” and “equipment” were meant to describe different things. We added cemeteries and ponds as the capital budget committee often deals with requests for capital expenditures to enhance them as well.

Majority Vote Required: Item 5: So Voted

6. Section 2-9(H)

Strike out the expression **“(C)(3)”** and substitute therefor the expression **“(D)(3)”**

Explanatory Note: Typo.

Majority Vote Required: Item 6: So Voted

7. Section 2-12

Strike out the first paragraph thereof in its entirety and substitute the following:

“At least seven (7) days prior to the session of town meeting at which any collective bargaining agreement is presented for approval or funding, the Town Meeting Representatives and Board of Selectmen shall be furnished with a written summary explaining the revisions

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contained therein. In addition to the foregoing, at least seven (7) days before being presented for such approval or funding, a copy of the entire agreement shall be placed on file with the office of Town Clerk for inspection by any Representative Town Meeting Member or resident and shall be posted on the town of Walpole's website. Such agreements shall remain posted on the website until at least five (5) days after the town meeting is dissolved."

Explanatory Note: There are two issues here. The first is cost. Many collective bargaining agreements have changes on only a few pages. It is expensive to photocopy the entire agreement and circulate the same to the RTMs. Making it available in the Town Clerk's office and on the website should give all who want to see the body of the agreement, and not just the summary, an opportunity to do so. More fundamentally, at present the Charter appears to require that copies of the agreements be provided to the RTMs at least seven days before the "town meeting" at which they are to be considered, not seven days before the actual night during town meeting on which they are to be brought forward for action. The proposed change makes it clear that the seven days refers to the night, not the beginning of the town meeting itself. This is in fact how Walpole has been interpreting the Charter in recent years.

Majority Vote Required: Item 7: So Voted

8. [Section 3-2\(B\)\(4\)\(a\)](#) Change "civil defense director" wherever it appears to "emergency management director"

Explanatory Note: This ~~is how this position is presently referred to~~ [change brings the Charter into conformity with current usage.](#)

Majority Vote Required: Item 8: So Voted

9. Section 3-2(B)(4)(c)

Delete the words "Street Naming Committee".

Explanatory Note: The Selectmen advised the Committee that this Committee's function is better handled by Police and Fire and ultimately the Planning Board.

Majority Vote Required: Item 9: So Voted

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10. Section 3-6

Delete “**by the Commonwealth Commissioner of Community Affairs**” and substitute in its place “**as provided in the General Laws of the Commonwealth.**”

Explanatory Note: We thought it was safer to refer to the General Laws.

Majority Vote Required: Item 10: So Voted

11. Section 3-8(B)(1)

Substitute for the words “**Department of Public Health**” the words “**Department of Environmental Protection**”.

Explanatory Note: Conforms to current title.

Majority Vote Required: Item 11: So Voted

12. Section 3-8(B)(2)

Substitute for the words “**the general responsibility for**” the words “**exclusive charge and control of**” and strike the expression “**, and drains**”. Add the words “**or his/her designee**” after “**Town Administrator**” in the last sentence of the second paragraph thereof.

Explanatory Note: The Sewer and Water Commissioners requested the first two changes. They noted that they are given “exclusive charge and control” over water matters but only “general responsibility” for sewers. We opted to go along with “exclusive charge and control” for both. As for drains, we were told that they do not, in fact, maintain storm drains and that this is a highway function. The final change in this Section reflects the fact that the Superintendent of the Sewer and Water Dept. sits in for the Town Administrator at all meetings of the Commissioners.

Majority Vote Required: Item 12: So Voted

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13. Section 3-9(B)(1)

Add after **“The Board of Library Trustees”** the following: **“shall appoint, and may remove consistent with the provisions of the General Laws, a Library Director for an indefinite term and shall”**

Explanatory Note: The Charter says that the Trustees are responsible for “staffing.” We thought it should be clear that this includes the Library Director.

Majority Vote Required: Item 13: So Voted

14. Section 4-1

Delete the sentence: **“The Town Administrator in office at the effective date of this Charter shall be entitled to retain any accrued leave earned before said effective date.”**

Explanatory Note: This provision became moot with the resignation of former Town Administrator .

Majority Vote Required: Item 14: So Voted

15. Section 4-2

Add, in the second paragraph, after the expression **“following his/her appointment”** the following:

“, unless the Board of Selectmen shall vote to waive such residency requirement, provided, however, that such waiver shall be effective only as long as the town administrator resides in a city or town located not more than fifteen (15) miles from Walpole.”

Replace the word **“temporary”** with the word **“Acting”** in the fifth paragraph thereof. and change “four (4) months” to “six (6) months” and “thirty (30) day” to “six (6) month” in that paragraph.

Explanatory Note: The Charter requires that the Town Administrator be “domiciled within the Town within twelve months following his/her appointment.” The Committee believes that this provision may limit the pool of qualified candidates and should be

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modified as recommended. The Committee also believes that if the premise underlying the requirement, i.e., the town ~~will~~ would be better governed if the town administrator had to live in the town, is valid, we have the wrong person in the job. We also think the 15 mile limitation ~~will~~ should ensure that the town administrator would be able to get to his office quickly enough in the event of an emergency. The changes in the 5th paragraph reflect the fact that a search for a new town administrator might conceivably take longer than a total of five months.

Majority Vote Required: Item 15: So Voted

16. Section 4-3(A)

By adding after “**Finance Director**” ~~and before “Building Commissioner”~~ ~~(formerly Inspector of Buildings)~~ the following: “**Assistant Town Administrator**”

Majority Vote Required: Item 16: So Voted

17. Section 4-3(B)

By adding after “**Finance Director**” ~~and before “Building Commissioner”~~ the following: “**Assistant Town Administrator**”, and by deleting the expression “; and the positions of Plumbing Inspector, Wire Inspector, and Gas Inspector, appointed by the Building Commissioner with the approval of the Town Administrator”

Explanatory Note: See 17 above. Also, takes away the need for the Selectmen to approve the appointment of the inspectors.

Majority Vote Required: Item 17: So Voted

18. Section 4-3(A), Section 4-3(B) and Section 4-1(A)

By substituting for the expression “**Inspector of Buildings**” each place it appears the expression “**Building Commissioner**”.

Explanatory Note: ~~See above.~~ This change is intended to bring the Charter into conformity with the current usage.

Majority Vote Required: Item 18: So Voted (See October 24, 2005 – Item 18 Reconsidered)

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19. Section 4-3(A), Section 4-3(B) and Section 4-4(A)

By substituting for the expression “**Health Agent**” the expression each place it appears the expression “**Health Director**”.

Explanatory Note: The Board of Health requested this change. It will not expand the authority of the office nor make the individual acting in this capacity eligible for a higher salary step..

Majority Vote Required: Item 19: So Voted (See October 24, 2005 – Item 19 Reconsidered)

20. Section 4-4(A)

Delete “**and the Board of Selectmen**”

Explanatory Note: Conforms to 17 above.

Majority Vote Required: Item 20: So Voted

21. Section 4-4(B)

Delete in its entirety

Explanatory Note: Conforms to 17 and 21 above.

Majority Vote Required: Item 21: So Voted

22. Section 4-4(C), (D), (E)

Renumber as 4-4(B), 4-4(C) and 4-4(D)

Majority Vote Required: Item 22: So Voted

23. Section 6-6

Delete the word “**Finance**” from title

Explanatory Note: Typo.

Majority Vote Required: Item 23: So Voted

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24. Section 7-6(A)(2) and (3)

By adding immediately before the word “**grounds**” in each Paragraph the word “**specific**”

Explanatory Note: Probably only cosmetic but Committee felt some strengthening of recall provisions were desirable.

Majority Vote Required: Item 24: So Voted

25. Section 7-6(A)(3)

By striking out the period at the end of this section and adding the following language: “**provided, however, such recall petition must be filed with the Town Clerk within sixty (60) days of the date the recall petition was initially issued by the Town Clerk.**”

Explanatory Note: This recommendation resulted from a meeting with Marilyn Contreas of the Department of Community Affairs. Ms. Contreas is responsible for reviewing changes in municipal charters that are submitted for approval. She pointed out that the existing Charter imposes no deadline for turning in signatures after the recall petition is taken out and she recommended that we correct this.

Majority Vote Required: Item 25: So Voted

26. Section 7-7

By adding, immediately before the period at the end of the second paragraph thereof, the following: “**per charge**”.

Explanatory Note: This was a request of the Board of Selectmen. They argued that limiting suspensions to a maximum of 15 days does not give town officials sufficient flexibility to deal with employee discipline.

Majority Vote Required: Item 26: So Voted

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ARTICLE 16: On Motion of the Finance Committee; It was Moved and Seconded:

That the Town authorize the Board of Selectmen to acquire for public works or economic development purposes by purchase, gift, eminent domain or otherwise, and to accept deeds to the Town of the fee simple or lesser interest in the parcels of land described below as needed to make such improvements as the Board deems necessary for such public works or economic development purposes to East Walpole in the area of Chestnut and Washington Streets, as shown on a plan titled, "East Walpole Revitalization Project Plan of Proposed Easements and Fee Takings", by HDR Engineering Inc., dated October 3, 2005, on file with the Town Clerk, upon such terms and conditions as the Board shall determine to be appropriate, said interests in real estate to be under the care, custody and control of the Board of Selectmen.

1. Assessor's Map 20, Parcel 276, located at 255 Washington Street
2. Assessor's Map 20, Parcel 6, located at Washington Street
3. Assessor's Map 20, Parcel 3, located at Washington Street
4. Assessor's Map 20, Parcel 33, located at Washington Street and Chestnut Streets
5. Assessor's Map 20, Parcel 34, located at Union, Washington Street, and Chestnut Streets
6. Assessor's Map 20, Parcel 35, located at Union, Washington Street, and Chestnut Streets
7. Assessor's Map 20, Parcel 31, located at Chestnut Street
8. Assessor's Map 20, Parcel 36, located at 15 Chestnut Street

2/3 Vote Required

Motion Was: So Voted Unanimous

ARTICLE 17: On Motion of the Finance Committee; It was Moved and Seconded:

That the Town will vote to authorize the Board of Selectmen to acquire for general municipal purposes the fee or any lesser interest in property located on the northerly side of Frontier Drive, Walpole, being shown and designated as Parcel A on plan entitled "Frontier Drive Extension in Walpole, MA Prepared for Walsh Contracting Corporation, 82 North Avenue, Attleboro, MA" Scale: 1" = 40', Dated May 22, 1996, Marchionda & Associates, L.P., Engineering and Planning Consultants" recorded with Norfolk County

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Registry of Deeds as Plan No. 701 of 1998, Sheets A & B, in Plan Book 460, and containing approximately 2,395 square feet, under the provisions of Massachusetts General Laws, Chapter 40, Section 14, as it may hereafter be amended, upon such terms and conditions as the Board of Selectmen shall determine to be appropriate, and to authorize the Board of Selectmen to take all related actions necessary or appropriate to carry out this acquisition, or act or transact anything in relation thereto.

2/3 Vote Required

Motion Was: So Voted Unanimous

ARTICLE 22. On Motion by the Finance Committee; It was Moved and Seconded:

That the Town accept Timberline Drive from its beginning at STA 0+00 to its terminus at STA 7+00.00 +/- including any easements and utilities appurtenant thereto and to raise and appropriate by transfer from Free Cash the sum of \$377 for recording documents at the Registry of Deeds.

Majority Vote Required

Motion Was: So Voted

ARTICLE 23. On Motion by the Finance Committee; It was Moved and Seconded:

That the Town accept Crosswoods Path from its beginning at STA 0+00 to its terminus at STA 31+29.00 +/- including any easements and utilities appurtenant thereto and to raise and appropriate by transfer from Free Cash the sum of \$529 for recording documents at the Registry of Deeds.

Majority Vote Required

Motion Was: So Voted

ARTICLE 24. On Motion by the Finance Committee; It was Moved and Seconded:

That the Town accept Industrial Road from STA 10+34.46 to its terminus at STA 13+74.73 +/- including any easements and utilities appurtenant thereto and to raise and appropriate from Free Cash the sum of \$446 for recording documents at the Registry of Deeds.

Majority Vote Required:

Motion Was: So Voted

ARTICLE 25. On Motion by the Finance Committee; It was Moved and Seconded:

That the Town accept Darwin Lane from its beginning at STA 0+00 to its terminus at STA 8+5.23+/-including any easements and utilities appurtenant thereto and to raise and appropriate by transfer from Free Cash the sum of \$1053.50 for recording documents at the Registry of Deeds.

Majority Vote Required:

Motion Was: So Voted

ARTICLE 26. On Motion by the Finance Committee; It was Moved and Seconded:

That the Town accept Queen's Court from its beginning at STA 0+00 to its terminus at STA 2.92.22 +/-including any easements and utilities appurtenant thereto and to raise and appropriate by transfer from Free Cash, the sum of \$981 for recording documents at the Registry of Deeds.

Majority Vote Required:

Motion Was: So Voted

ARTICLE 27: To see if the Town will vote to raise and appropriate, borrow and/or transfer a sum of money to pay for uninsured damage/losses at a private dwelling located at 164 Old Post Road, Walpole, MA, or take any action in relation thereto, (Petition of James Dumas etal.)

ARTICLE 27: On Motion of the Finance Committee; It was Moved and Seconded:

That the Town take No Action.

Majority Vote Required

Motion Was: So Voted: No Action

ARTICLE 28: On Motion of the Finance Committee; It was Moved and Seconded:

That the Town authorize the Walpole Board of Selectmen to enter into a contract for the disposal of solid waste pursuant to General Laws Chapter 30B, Section 12 (f), for a term not to exceed twenty years.

Majority Vote Required

Motion Was: So Voted:

ARTICLE 29: On Motion of the Finance Committee; It was Moved and Seconded:

That the Town amend Article XIII Police Regulations, Section 27A of the Town of Walpole By-Laws to read as follows:

Section 27 Anti noise By-law

- A. It shall be unlawful for any person or persons to engage in commercial, industrial or manufacturing operations, including construction for hire, excavation, pile driving or trash or rubbish collection, between the hours of 8PM and 7AM (8AM Sunday) if the effect of such activities is to create loud or annoying sounds, as defined herein, in any residential area of the Town of Walpole unless such activities are necessitated by exigent emergency circumstances impacting upon life, safety or protection of property. For purposes of this By-law, noise which is plainly audible at a distance of one hundred and fifty feet from such activities shall constitute prima facie evidence of loud or annoying sounds in violation of this By-law.

Majority Vote Required

Motion Was: So Voted:

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The Commonwealth of Massachusetts

Town of Walpole

Fall Annual Town Meeting of October 17, 2005

Adjournment Notice

October 17, 2005

On Motion by Elizabeth Nashawaty, Seconded by Ralph Knobel:

It was voted to adjourn until Monday, October 24, 2005 at 7:30 p.m. in the Walpole High School.

Moderator Jon Rockwood so declared at 10:40 p.m.

**Ronald A. Fucile, Town Clerk
A True Copy Attest**

The Commonwealth of Massachusetts

Town of Walpole

Fall Annual Town Meeting of October 17, 2005

October 24, 2005

Pursuant to the forgoing Adjournment of October 17, 2005, Moderator Jon Rockwood called the Fall Annual Town Meeting to order at 7:40 p.m. All rules and regulations concerning the call of an Adjourned Fall Annual Town Meeting were fulfilled and a quorum was present.

The Assembly pledged allegiance to the Flag.

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Town Counsel was represented by: Joyce Frank of Kopelman & Paige, P.C.

Tellers: Mary Campbell, William Abbott, Patrick Grant, Susanne Murphy, Elizabeth Nashawaty and Philip Czachorowski.

Miscellaneous Information:

Reconsideration of Article 15, Items 18 & 19

ARTICLE 15: On Motion by Carol A. Lane, Seconded by E. Stanley Kelliher:

That we reconsider Article 15, Items 18 & 19

Motion Was: So Voted

ARTICLE 15: On Motion of the Finance Committee; It was Moved and Seconded:

To correct Item 18. to read: Section 4-3(A), Section 4-3(B) and Section 4-4(A)

By substituting for the expression “**Inspector of Buildings**” each place it appears the expression “**Building Commissioner**”.

Majority Vote Required: Item 18: So Voted

On Motion of the Finance Committee; It was Moved and Seconded:

To correct Item 19. to read: Section 4-3(A), Section 4-3(B) and Section 4-4(C)

By substituting for the expression “**Health Agent**” the expression each place it appears the expression “**Health Director**”.

Majority Vote Required: Item 19: So Voted

ARTICLE 18. On Motion by the Finance Committee; It was Moved and Seconded:

That the Town vote to accept Frontier Drive from its beginning at STA 5+20.99 to its terminus at STA 16+47.76+/- including any easements and utilities appurtenant thereto and to raise and appropriate by transfer from Free Cash the sum of \$456 for recording documents at the Registry of Deeds.

Majority Vote Required:

Motion Was: So Voted

ARTICLE 19. On Motion by the Finance Committee; It was Moved and Seconded:

That the Town vote to accept Muskett Lane from its beginning at STA 0+23 to its terminus at STA 6+72.08+/- including any easements and utilities appurtenant thereto and to raise and appropriate by transfer from Free Cash the sum of \$304 for recording documents at the Registry of Deeds.

Majority Vote Required:

Motion Was: So Voted

ARTICLE 20. On Motion by the Finance Committee; It was Moved and Seconded:

That the Town accept Dover Drive from its beginning at STA 0+00 to its terminus at STA 13+69.08+/- including any easements and utilities appurtenant thereto and to raise and appropriate by transfer from Free Cash the sum of \$380 for recording documents at the Registry of Deeds.

Majority Vote Required:

Motion Was: So Voted

ARTICLE 21. On Motion by the Finance Committee; It was Moved and Seconded:

That the Town accept Delaney Drive from its beginning at STA 6+20 to its terminus at STA 19+29.54 +/- including any easements and utilities appurtenant thereto and to raise and appropriate by transfer from Free Cash the sum of \$380 for recording documents at the Registry of Deeds.

Majority Vote Required:

Motion Was: So Voted

ARTICLE 8. On Motion by the Finance Committee; It was Moved and Seconded:

That the Town approve the monetary items in an agreement between the Walpole School Committee and the American Federation of State, County, and Municipal Employees, AFL-CIO, State Council 93, Local 1956, Secretary and Clerical Employees for the period of July 1, 2005 through June 30, 2008 and to raise and appropriate from Taxation the sum of \$31,473 to defray the cost of said agreement for FY2006

Majority Vote Required:

Motion Was: So Voted

ARTICLE 5. On Motion by the Finance Committee; It was Moved and Seconded:

That the Town raise and appropriate from Taxation the sum of \$70,000 for the FY06 School Budget.

Majority Vote Required:

Motion Was: So Voted

ARTICLE 3: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town raise and appropriate from Taxation, the sum of \$688,800 and transfer this amount to defray the following departmental and incidental expenses for the following budgets for the Fiscal Year 2006 commencing July 1, 2005:

- #01300 – Walpole Public Schools - \$593,475
- #01192 – DPW - Building Maintenance – Expenses - \$95,325

Motion to divide the question by John O’Leary, Seconded by Thomas Driscoll:

Majority Vote Required: Motion Was: Defeated

ARTICLE 3: As the Main Motion of the Finance Committee:

Majority Vote Required:

Motion Was: So Voted

ARTICLE 10: To see if the Town will vote to approve the monetary items in an agreement between the Walpole Public School Committee and the Walpole Teacher’s Association and to raise and appropriate from taxation a sum or sums of money to defray the cost of said agreement for the period of July 1, 2005 through a term to be determined, or do or act anything in relation thereto. (Petition of the School Committee)

ARTICLE 10: On Motion by the Finance Committee; It was Moved and Seconded:

That the Town take No Action.

Majority Vote Required

Motion Was: So Voted: No Action

FALL ANNUAL TOWN MEETING, OCTOBER 17, 2005

THE COMMONWEALTH OF MASSACHUSETTS

TOWN OF WALPOLE

FALL ANNUAL TOWN MEETING OF OCTOBER 17, 2005

DISSOLUTION NOTICE

October 24, 2005

There being no further business to come before this Fall Annual Town Meeting:

It Was Moved by Elizabeth Nashawaty, Seconded by Mark Trudell:

That this meeting be dissolved.

Motion Was: So Voted

Moderator Jon W. Rockwood so declared at 10:15 p.m.

**Ronald A. Fucile, Town Clerk
A True Copy Attest**

FALL ANNUAL TOWN MEETING, OCTOBER 17, 2005