

Prior to the call of the Fall Annual Town Meeting the RTM of Precinct 3 & Precinct 8 met in Walpole High School in accordance with Section 2-7(B)1 of the Walpole Town Charter to fill vacancies in their precincts.

Cliff Snuffer, III of 134 Common Street was elected and sworn to fill the vacancy in Precinct 3.

Gerard R. Lane, Jr. of 98 Bullard Street, was elected and sworn to fill the vacancy in Precinct 8.

FALL TOWN MEETING WARRANT 2010

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
EIGHTEENTH DAY OF SAID MONTH, 2010***

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:

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

The Assembly pledged allegiance to the Flag and the Walpole High School Jazz Choir , directed by Lynda Maccini Parloff, sang the National Anthem.

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

Dignitaries present: Congressman Stephen Lynch and Representative John Rogers.

Tellers: Pat Grant, Phil Dubois, Sally Rose and Josette Burke.

Runners: Brian Cameron and Tom Ryan

Town Clerk, Ronald A. Fucile, attested to the proper return of the Warrant. In accordance with the bylaws of the Town of Walpole, Chapter 219, Town Meetings, Article 1, the Selectmen gave notice of the call of the Fall Annual Town Meeting by posting attested copies of the Warrant calling the same in two (2) public posting places in each of the eight (8) precincts on September 21, 2010.

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 the Main Motions.

Motion Was: So Voted

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. (Petition of the Board of Selectmen)

Town Administrator, Michael Boynton, expressed his appreciation to all department heads, staff and board and committee members for their efforts. He announced the retirement of John Spillane, A/C/O & Veterans Agent and Deborah McElhinney, Purchasing Coordinator and thanked them for their service to the Town of Walpole.

Congressman Stephen Lynch addressed the assembly. He spoke about federal stimulus money (\$1,004,000. divided over two years) allocated for Walpole special education also about an upcoming vote to extend tax cuts. He also welcomed Bob LeBlanc, DPW Superintendent of Highways and Parks back from Iraq.

State Representative John Rogers addressed the assembly. He spoke about a pilot program (free) of enabling software against syber bullying offered to Norwood and Walpole. He also said that the entire delegation had worked to secure a grant from the SBFA for the Bird Middle School Roof replacement.

Michael Gallahue, Chairman of the Historical Commission asked for a few minutes to speak in order to alert Town Meeting of the possibility that the Commission may be asking for some money (5,000 – 7,000) at the Spring Annual Town Meeting.

The Commission, in conjunction with the Town Planner, Don Johnson, and the MPIC are in the process of applying for a matching grant from the MHC. The money from the grant would be used to seek Nat'l Historic register status for 3 significant properties in the Town, namely Union Station, the Old Burial Place (corner of Main & Kendall) and Blackburn Hall. As many of you know, Walpole already has 2 sites listed in the Nat'l Register of Historical Places, the Old Town Hall and the Deacon Willard Lewis House on West Street.

The Town received a similar grant in 2007 to do a survey of Historical Properties. That grant was completed in 2008 and is available to the public via the Town's website.

The proposed grant is a matching grant, requiring a 50% match from the Town. In 2007 the Town's match was provided by an anonymous donor. The Commission will endeavor to find private help this time as well but, if unsuccessful, will be asking for it at the Spring Annual Town Meeting.

A Resolution for Jake Murphy was presented by his daughter Susanne Murphy:

A RESOLUTION:

JOHN D. "JAKE" MURPHY

That we the Representative Town Meeting Members inscribe upon the record of the Fall Annual Town Meeting of October 18, 2010;

Our recognition and sincere appreciation of the contributions rendered by the late
John D. "Jake" Murphy who passed away on June 13, 2010;

And Further;

As a member of: School Committee from 1961 to 1967;

And Further;

As a member for Plans and Specifications for a New Junior High School, West Jr. High, 1963 to 1969 and as the Chairman from 1966 to 1969;

And Further;

As a member of the Finance Committee from 1977 to 1983;

And Further;

As a member of the Economic Development Committee from 1999 to 2005;

And Further;

As a Representative Town Meeting Member, Precinct 2 from 1987 to 1991

And Further;

And in recognition of the Town's loss request the Moderator observe a moment of silence in Jake's memory;

And Further;

That the Town Clerk be instructed to send a copy of this Resolution to Jake's family.

The Resolution Was: So Voted

A Resolution for James Horne was presented by Moderator Jon Rockwood.

A RESOLUTION;

JAMES E. HORNE

That we the Representative Town Meeting Members inscribe upon the record of Fall Town Meeting of October 18, 2010

Our recognition of **Mr. James E. Horne** who was elected to a one year term on June 5, 2010 representing Precinct 3;

And Further

Due to unforeseen medical issues passed away on June 15, 2010 never able to represent the inhabitants of Precinct 3;

And As An Acknowledgement;

And in recognition of the Town's loss request the Moderator observe a moment of silence in James's memory;

And Further;

That the Town Clerk be instructed to send a copy of this Resolution to James's family

The Resolution Was: So Voted

All newly elected RTM (2010) were sworn in by Town Clerk, Ronald A. Fucile.

Town Moderator, Jon Rockwood thanked all who help in the preparation for Town Meeting and all who assist at Town Meeting.

Jon Rockwood also thanked the following Finance Committee members: Tom Jalkut, Mary Hickey, Joanne Muti, Tom Bowen, Mary Ann Boragine, Steve Connell, Deborah Burke, Paul Stasiukevicius and Lynn Donovan for their past service to the Town of Walpole. He welcomed the 9 new members: Sheila Ahmed, Josette Burke, Dennis M. Crowley, III, Joseph M. Denneen, Patrick J. Hinton, Alice Susan Lawson, Julie A. Lowre, Joseph J. McDermott and Timothy Williams. Lawrence Pitman is the new Finance Committee, Chairman and Carol Lane is Co-Chair.

New Members appointed to Capital Budget Committee are John M. Dean and Elizabeth A. Gaffey.

Town Meeting Rules Committee Members are: David Smolinsky, Pct.1, Ann Walsh, Pct.2, John O'Leary, Pct.3, Roland Cunniff, Jr., Pct.4, Kathleen Garvin, Pct.5, Thomas Bowen, Jr., Pct.6, Robert Damish, Pct.7, Joseph Moraski, Pct.8, Patricia A. MacConnell (Pct. 7) At Large Member

Co-Chairs Robert Damish and Kathleen Garvin represented the Rules Committee in presenting the proposed changes to the Rules Applying to the Conduct of Representative Town Meetings.

Motion by Susan Laswon, Seconded by Cliff Snuffer

To delete all changes.

Majority Vote Required: On Standing Vote: 116 Voting: Yes - 55, No - 61

Not a Vote

Motion by Joe Denneen, Seconded by Ann Marie Kannally:

To vote on each change piece by piece.

Motion Was: So Voted

DRAFT

THIS DRAFT CONTAINS EXPLANATORY NOTES, WHICH UPON APPROVAL OF TOWN MEETING, WILL BE REMOVED AND THE TOWN SEAL WILL REPLACE THIS HEADING.

RULES APPLYING TO THE CONDUCT

OF

REPRESENTATIVE TOWN MEETINGS

IN

WALPOLE, MASSACHUSETTS

As amended by the first meeting (Spring Session) of the Annual Town Meeting (1983)

As amended by the first meeting (Spring Session) of the Annual Town Meeting (1986)

As amended by the first meeting (Spring Session) of the Annual Town Meeting (1987)

As amended by the first meeting (Spring Session) of the Annual Town Meeting (1995)

As amended by the first meeting (Spring Session) of the Annual Town Meeting (1997)

As amended by the first meeting (Spring Session) of the Annual Town Meeting (1998)

As amended by the first meeting (Spring Session) of the Annual Town Meeting (1998)

As amended by the first meeting (Spring Session) of the Annual Town Meeting (2001)

As amended by the first meeting (Spring Session) of the Annual Town Meeting (2010)

As amended by the first meeting (Fall Session) of the Annual Town Meeting (2010)

Explanatory Note: This will be added to amendment list if voted by this Fall Annual Town Meeting

**RULES APPLYING TO THE CONDUCT OF REPRESENTATIVE
TOWN MEETING MEMBERS**

The following rules of procedure shall become effective upon a majority vote of the elected representatives of the Annual Town Meeting of 1972 and as amended under Rule 10:

1. SEATING

- a. All RTM Members shall sit in an area designated for them as displayed at the entrances to the meeting.
- b. Individuals who are not RTM Members, but who serve on Town Committees, or are in attendance in support of Town Officials, and wish to be seated in a reserved area must make their presence known to the Moderator.
- c. All other individuals must be seated in the unreserved area. If more space is needed to accommodate the public, the Moderator will realign the reserved area.

2. SPEAKERS:

- a. Any individual wishing to address the assembly must raise his hand to gain attention and shall only be allowed to speak after being recognized by the Moderator
- b. When recognized by the Moderator, RTM Members shall identify themselves by name and precinct number. Town Officials and Town Committee Members shall state their official title. All other speakers shall state their name and residence.
- c. All speakers who have been retained, paid or otherwise, or who are speaking on behalf of or as a representative of a group or organization must so state when identifying themselves.

d. Questions of Conduct, Procedure or Legality

1. The only reason for speaking without recognition of the Moderator shall be to question the conduct, procedure, or legality of the discussion at hand. The RTM Member may stand and vocally state "Mr. Moderator ...Point of Order". The Moderator shall immediately suspend debate, and recognize the RTM Member who shall state the reason for the call of a Point of Order. No further discussion may take place until the Point of Order is addressed and ruled upon by the Moderator.
2. A RTM Member makes a point of order. The Moderator rules on the point of order. Any RTM Member then says, "I appeal from the ruling of the Moderator". The appeal must be seconded. The Moderator then announces a vote on the question, "Should the decision of the Moderator be reversed?"

2/3 Vote Required: On Standing Vote: Yes: 61, No – 59: Motion: Did Not Pass

Explanatory Note: This allows the RTM to have the final say on the conduct of the meeting consistent with the procedure in “Town Meeting Time” and “The Citizens Guide to Town Meeting”. A description was added after d. and the numbers 1 & 2 were added.

- e. The Moderator shall attempt to use the order below when recognizing speakers. This shall in no way restrict the number of times a person may speak nor restrict the Moderator from calling speakers in any order. The Moderator shall make an effort to recognize an individual who wishes to speak for the first time, over those who have previously spoken to the issue:
1. Primary spokespersons for or against the motion who are making a presentation.
 2. The Finance Committee Spokesperson
 3. Town Officials and Town Committee Members, including ex officio members according to the Town Charter, whose official duties or Committee have relevance to the motion
 4. RTM Members
 5. All other speakers. These speakers may speak for not more than 5 minutes. Permission to speak longer than 5 minutes may be granted by a majority vote of the RTM Members.
- f. Presentations being given by speakers listed in Sections 2e-1, 2e-2 and 2e-3 may be limited to a specified time period if recommended by the Moderator or by a RTM Member via a motion. Any recommendation to limit a presentation must also be approved by a majority vote of the RTM Members. A presentation time period may subsequently be extended by a motion which is adopted by a majority vote of the RTM Members.

3. ARTICLE DEBATE

- a. The sponsors of an Article shall not be bound by the recommendation of the Finance Committee. A negative main motion, “no action”, shall be debatable, and the sponsor(s) or RTM Member(s) may speak against dismissal or postponement in favor of affirmative action. Defeating the “no action” is not alone sufficient to establish action on an Article. After defeat of this “no action” motion, the Moderator shall state that no motion has been made and request that a motion be made. A sponsor or RTM Member may then make an alternative motion. In the absence of an alternative motion, the next article shall be taken up.
- b. A RTM Member may appeal a Moderator’s ruling to Town Meeting following the procedure found under Section 2. Speakers (d) 2.

Delete (b) as proposed Appeal of Moderator’s decision (Section 2 (d. 2) Speakers did not pass.

Explanatory Note: This allows the RTM members to have the final say on the conduct of the meeting, and directs them to the procedure. We added (a) to the first paragraph because of new (b).

4. CLOSING DEBATE (Moving the Question)

- a. A motion to close debate may be made by an RTM Member by first gaining recognition from the Moderator as provided under Rule 2a. Such a motion is non-debatable, and the person making the motion must not precede his motion by any comment whatsoever, or the motion and the speaker will be declared out of order and debate shall continue. Upon a properly made motion, the Moderator shall immediately call for a vote on the motion.
- b. *However, prior to the vote, the Moderator will read the names of the RTM Members who have asked to speak but have not yet been heard. If the motion to close debate passes, all debate ceases and the RTM Members vote at once on the pending motion.*

Substitute Motion: That clause 4b be separated into 2 clauses:

- b. *However, prior to the vote, the Moderator will read the names of the RTM Members who have asked to speak but have not yet been heard.*
- c. *If the motion to close debate passes, all debate ceases and the RTM Members vote at once on the pending motion.*

Substitute Motion Was: Defeated

Motion to add section b to 4 Closing Debate (Moving the Question)

Was: Defeated

Explanatory Note: This insures that the RTM Members who have asked to speak are recognized. Added new (b) and changed existing (b) to (c).

- c. A motion to close debate requires a two-thirds vote for passage.

5. METHOD OF TAKING VOTES

A vote will be taken on every Article published in the Warrant.

Motion to Refer back to Committee: On Standing Vote: 114 Voting

Refer back to committee: So Voted: Yes – 83, No - 31

Explanatory Note: This creates a historical record of the action taken by Town Meeting on each warrant article and avoids misuse of the Town Meeting process.

- a. There are four methods for taking votes. They are Voice, Standing, Roll Call and Secret Ballot
- b. A motion will carry only when the affirmative vote, (i.e. “Aye” or “Yes”) meets the quantitative requirements established either by General Laws, or any established

procedural rules (majority, two-thirds, four-fifths, etc.). Any vote, requiring a majority vote for passage that ends in a tie shall result in defeat of the motion.

c. Voice Vote: The RTM members, when called upon by the Moderator, vote by voice; i.e.: “Aye” or “No”. This shall be the primary method of voting.

d. Standing Vote:

1. The Moderator shall conduct a Standing Vote in any of the following cases:

i. If the Moderator is unable to call a Voice Vote

ii. If the motion being voted upon requires other than a simple or 2/3 majority, and the Voice Vote is not unanimous.

iii. If no less than seven (7) RTM Members stand and challenge the call of a Voice Vote.

2. The hall shall be divided into sections by the Moderator. Two tellers for each section, chosen from the RTM Members, shall be appointed by the Moderator. The Moderator shall also appoint alternative Tellers, as needed, to temporarily replace any Teller who wishes to speak on an Article. RTM Members shall stand in accordance with their vote when asked to do so by the Moderator. The Tellers, for each section, shall each count the section, and agree on the count, or conduct a recount. The Tellers shall use the public address system to announce their count to the Moderator and the public at the same time. The Moderator shall count the votes of the Tellers by a show of hands.

e. Roll Call Vote:

1. The Moderator shall conduct a Roll Call vote in the following cases:

i. If prior to taking any vote, a motion is made from the floor, and seconded by no less than twenty (20) RTM Members. Such a motion requires a majority vote for adoption.

ii. If no less than twenty (20) RTM Members stand and challenge the call of a Standing Vote.

2. The Town Clerk shall call the roll, by precinct, RTM Members must respond to the Roll Call with “Aye”, “No” or “Abstain”. At the conclusion of the calling of the roll the Clerk shall request the vote of any RTM Member that was not recorded earlier. The Moderator will call the results of a Roll Call Vote on the basis of those present and voting, assuming that a legal quorum is considered to exist.

f. Secret Ballot Vote:

1. A Secret Ballot Vote shall be conducted in the following cases:

- i. The Moderator shall conduct a Secret Ballot if prior to taking any vote , a motion is made from the floor and seconded by no less than twenty (20) RTM Members. Such a motion requires a two-thirds vote for adoption.
 - ii. In the case of the absence of the Moderator, the election of a Temporary Moderator may be by Secret Ballot on a motion made and seconded from the floor. Such a motion requires a majority for adoption.
2. The RTM Members from each precinct, shall come to the front of the hall and register with a Teller and receive a Ballot. The RTM members will then mark the Ballot in the manner directed and deposit it in the Ballot Box. The Tellers will then count the Ballots with the Town Clerk. The Moderator will call the results of a Secret Ballot.
- g. Motions of either a Roll Call Vote or Secret Ballot Vote are not subject to debate, nor may such a motion be reconsidered.
 - h. There is no appeal to the Moderator’s call of a Roll Call or a Secret Ballot Vote.

6. RECONSIDERATION:

The word “**reconsideration**” applies to a vote, not to an article. The intention of a motion to reconsider, therefore, is to reverse a previously taken vote, regardless of reasons. The motion on which the vote was originally taken is exactly the same motion that will be before the house again if the motion to reconsider is carried.

- a. Reconsideration on any Article, or portion of an Article, if it has previously been divided, is permitted
- b. A motion to reconsider, if defeated, may be raised a second time.
- c. The motion to reconsider, if carried, may not be raised again unless the original vote is reversed. (Example; the original vote was in favor; the vote is reconsidered and the resulting vote is against: the vote against may once more be reconsidered.)
- d. The motion to reconsider is not debatable. The mover must explain, in not more than three minutes why such a motion is being made, following which the vote will be immediately taken, assuming that the mover has made no statements requiring comment by Town Counsel or the Moderator.
- e. A motion to reconsider requires a two-thirds vote for passage.

7. CONSIDERING ARTICLES OUT OF ORDER

- a. Consideration of salary changes under negotiations may be deferred until the conclusion of negotiations.

- b. Upon motion of the Moderator, or any RTM Member, Articles may be considered out of printed sequence only by a majority vote of the RTM. **Courtesy would be given to citizen sponsored Articles.**

Vote Required 2/3: Motion Was: So Voted

Explanatory Note: The purpose is to avoid inconveniencing citizens waiting for Town Meeting to take action on the article they have sponsored.

- c. A vote to change the order of articles for consideration may not be reconsidered.
- d. **Consent Agenda: The purpose of the Consent Agenda would be to identify like Articles, which generate no apparent controversy and could be properly voted on as one unit without debate. The Moderator would read the Article numbers to be placed on the Consent Agenda. If any Town Meeting Member objects to the inclusion of any Article, that Article would be removed and acted upon separately.**

Vote Required 2/3: Motion Was: So Voted

Explanatory Note: There are several Articles on the Warrant that are legally necessary but are generally routine and non-controversial and they are usually passed unanimously. Examples would be street acceptances and annual reauthorizations of revolving funds.

8. NOTIFICATION OF FUTURE MEETINGS

- a. In conformity with the Act establishing a Representative Town Government in Walpole, Chapter 709 of the Acts of 1969, and in conformity with the Town Charter, written notification of the first session of all Town Meetings will be mailed to all Town Meeting Representatives.
- b. The first session of all Town Meetings shall be scheduled on a Monday evening and, in the event of a lack of quorum, shall automatically be rescheduled for the following Monday evening and shall be so posted by the Town Clerk **and notice so published in accordance with the Walpole Town Charter, §219-2.** Additional sessions, as may be required, shall be scheduled for the following consecutive Wednesdays and Mondays until dissolution.

Vote Required 2/3: Motion Was: So Voted

Explanatory Note: This is consistent with what is stated in the Town Charter.

- c. A Town Meeting shall be considered postponed on any day on which school, at the location of Town meeting, has been cancelled and shall reconvene on the next nearest Monday or Wednesday evening.

- d. The Moderator, after consulting with appropriate Town officials, has the authority to postpone Town meeting due to inclement weather or other emergencies. Town Meeting shall reconvene on the next nearest Monday or Wednesday evening.

9. RULES COMMITTEE

- a. A Standing Committee called the Rules Committee consisting of one (1) RTM Member from each Precinct shall be elected at the first meeting (Spring Session) of the Annual Town Meeting.
- b. Each Precinct shall have its caucus at its own convenience and will be prepared to offer a candidate for re-appointment or a new candidate. Upon receipt of a complete slate, the Moderator shall put their names to the RTM Members.
- c. If a vacancy occurs prior to the opening of Town Meeting the Town Clerk shall notify all RTM Members from that Precinct of the opening. The Moderator shall appoint a RTM Member from the same Precinct to serve until the next Special or Annual Town Meeting. At the next Special or Annual Town Meeting, the Precinct shall select a member of the Rules Committee as called for in section (b) above.

10. RULES CHANGES

- a. All proposed changes in Rules will be referred to the Rules Committee which will consider them and make recommendations as the first order of business at the first meeting (Spring Session or Fall Session) of the Annual Town Meeting.
- b. Changes in the Rules, presented in accordance with (a) above shall become immediately effective upon a two-thirds vote of the RTM Members present.
- c. Rules governing all other matters not specifically covered herein or by Rules later adopted, remain within the province of the Moderator to decide and to order.
- d. The Rules Committee shall consider all matters pertaining to the conduct of RTM Meetings.
 - 1. When ordered by a majority of RTM Members
 - 2. When ordered by the Moderator
 - 3. On their initiative

11. MODERATOR APPOINTED COMMITTEES

- a. Study Committees to be appointed by the Moderator require a two-thirds vote of the meeting so to order.

12. ADJOURNMENT, TIME, DISSOLUTION, UNLESS OTHERWISE GOVERNED BY LAW

A meeting may be adjourned at any time upon a motion made and seconded and carried by a simple majority. Such a motion shall carry a time and place for convening the subsequent meeting as stipulated under Section 8b and 8c.

13. ATTRIBUTION OF WRITTEN INFORMATION

Any written information distributed, inside the building, to Town Meeting Representatives must be identifiable as to the responsible individual. In the case of a committee or citizens group, written information, distributed inside the building, must include the name of the Chairman or authorized representative of said group

14. BROADCAST OF TOWN MEETING

If the Moderator determines that the proceedings will likely be interrupted by the broadcast coverage including lighting, roving cameras, and interviews being conducted while Town Meeting is in session, the Moderator may recommend changes to be made after informing the RTM members and securing a majority vote.

15. ORDER OF DOCUMENTS TO BE USED WHEN CONDUCTING TOWN MEETING

Town Meeting shall be conducted under the following documents. In the case of any conflict, the priority of the documents shall be as follows.

1. Massachusetts General Laws
2. Walpole Town Charter
3. Walpole Town Meeting Rules
4. Town Meeting Time
5. **A Citizen's Guide to Town Meeting, Secretary of the Commonwealth Citizen Information Service**

Vote Required 2/3: Motion Was: So Voted

Explanatory Note: Adds additional document to the list.

**Appendix I
Reference Chart
Types of Motions**

| Motion | Second Required | Debate Allowed | Amend Allowed | Vote Necessary | Reconsideration Allowed | Notes |
|----------------------------|-----------------|----------------|---------------|----------------|-------------------------|--|
| Privileged Motions: | | | | | | |
| Dissolve | Yes | No | No | Majority | No | |
| Adjourn | Yes | Yes | Yes | Majority | No | |
| Quorum | No | No | No | No | No | |
| Time to Adjourn | Yes | Yes | Yes | Majority | Yes | |
| Subsidiary Motions: | | | | | | |
| Table | Yes | No | No | 2/3 Vote | Yes | |
| Move Question | Yes | No* | No | 2/3 Vote | No | *No Other Comments may be made |
| Limit on Debate | Yes | No | No | 2/3 Vote* | Yes | *Presentation time is set by a majority vote |
| Postpone to a Certain Time | Yes | Yes | Yes | Majority | Yes | |
| Refer to Committee | Yes | Yes | Yes | Majority* | Yes | *2/3 vote required to set up committee with Moderator appointees |
| Substitute Motion | Yes | Yes | Yes | Majority | Yes | |
| Postpone Indefinite | Yes | Yes | No | Majority | Yes | |
| Incidental Motions: | | | | | | |
| Point of Order | No | No | No | No | No | May interrupt speaker |
| Appeal | Yes | Yes | No | Majority | Yes | |
| Appeal Moderator's Ruling | Yes | Yes | No | Majority | No | *3 minutes allowed to explain |
| Divide Question | Yes | Yes | Yes | Majority | No | |
| Separate Consideration | Yes | Yes | Yes | Majority | No | |
| Roll Call | 20 Members* | No | No | Majority | No | *20 Members must second |
| Secret Ballot | 20 Members* | No | No | 2/3 Vote | No | *20 Members must second |
| Nominations | No | No | No | Plurality | No | |
| Withdraw | No | No | No | Majority | No | |
| Suspend Rules | Yes | No | No | 2/3 Vote* | No | May be more restrictive or out of order depending on the rule |
| Main Motions: | | | | | | |
| Reconsider | Yes | No* | No | 2/3 Vote | No | *3 minutes allowed to explain |
| Take off Table | Yes | No | No | Majority | No | |
| Main | Yes | Yes | Yes | Depends* | Yes | *Set by Law or Charter |

Based on Town Meeting Time and amended according to Massachusetts General Law, the Walpole Charter

Explanatory Note: New Motion to Appeal the Moderator's Ruling added to Chart.

Delete: Appeal Moderator's Ruling because Section 2. Speakers new d (2) – did not pass.

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

That the Town vote to amend the Zoning Bylaw, Section 2.7, Subdivision Phasing, Subsection B. Applicability, first paragraph, second sentence, by changing “2010” to “2015”, such that said paragraph will read as follows (text to be removed is ~~crossed off~~, and text to be inserted in place of the removed text is in *italics and underlined*):

B. Applicability

Beginning on the effective date of Subsection 2.7 of the Zoning Bylaw, no building permit for new single-family residential construction shall be issued unless in accordance with the regulations contained herein. This section of the Zoning Bylaw shall be in effect until December 31, ~~2010~~ 2015, at which time it shall automatically cease to be effective, unless otherwise extended for a longer period of time in accordance with applicable provisions of Massachusetts law.

Vote Required: 2/3rds: Motion Was: So Voted Unanimous

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

That the Town vote to amend the Fiscal Year 2011 Budget adopted under Article Six of the Spring Annual Town Meeting on May 7, 2010, and appropriate or reduce the sums shown below totaling the net decrease of \$148,592 as follows:

| | | Decrease | Increase |
|----------|------------------------------|-----------|-------------|
| 01914002 | Health Insurance | \$230,345 | |
| 01700 | Debt Budget | \$102,100 | |
| 01543001 | Veteran’s Services Salary | \$5,487 | |
| 01300 | Walpole Public Schools | | \$129,417 |
| 01161001 | Town Clerk Salary | | \$12,583 |
| 01292001 | Animal Control Salary | | \$20,614 |
| 01292002 | Animal Control Expenses | | \$2,300 |
| 01421001 | DPW Admin. Salary (Seasonal) | | \$8,050 |
| 01145001 | Treasurer-Collector Salary | | \$2,229 |
| 01132002 | Reserve Fund | | \$14,147 |
| | | | |
| | TOTAL | \$337,932 | \$189,340 |
| | Net Decrease | | \$(148,592) |

Majority Vote Required: Motion Was: So Voted

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

That the Town vote to transfer the sum of \$483,455 from Free Cash, said funds collected from Medicaid reimbursements for the FY2011 School Budget.

Majority Vote Required: Motion Was: So Voted

ARTICLE 5: To see if the Town will vote to raise and appropriate, and/or transfer such sum or sums of money as may be required for payment of unpaid bills of previous years, incurred by the departments, boards and officers of the Town of Walpole, or to take any action relative thereto. (Petition of the Board of Selectmen)

ARTICLE 5: 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

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

That the Town appropriate the sum of \$250,000 for the purpose of supplementing Fiscal Year 2011 Water Rates and to meet this appropriation \$250,000 be transferred from Water Enterprise Fund Retained Earnings Account.

On Substitute Motion by Joseph C. Moraski, Pct.8, Seconded by Cliff Snuffer, Pct.3:

To transfer the sum of \$450,000.00 from Water retained earnings

Ruled outside of scope of the Article by Moderator Jon Rockwood

As the Main Motion Article 6:

Majority Vote Required: Motion Was: So Voted

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

That the sum of \$595,630 be appropriated for the purpose of resurfacing, repairing and/or reconstructing certain streets and/or sidewalks, to make drainage improvements in certain Town roads, and to rebuild certain manholes and catch basins in the Town, and that to meet this appropriation the sum of \$585,630 be transferred from Chapter 90 funds, and \$10,000 be transferred from Free Cash

Majority Vote Required: Motion Was: So Voted

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

That the sum of \$84,000 is transferred from Free Cash 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.

Majority Vote Required: Motion Was: So Voted

ARTICLE 9: 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 9: *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

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

That the Town accept Walden Drive from its beginning at STA 0+00 +/- to its end at STA 17 + 20+/- including any easements and utilities appurtenant thereto, and to transfer the sum of \$379.00 from Free Cash for recording of documents at the Registry of Deeds.

Majority Vote Required: Motion Was: So Voted

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

That the Town accept as a public way the altered layout of a portion of Summer Street, as shown on a plan entitled "Summer Street Widening Plan of land in Walpole, Mass", dated June 25, 2010, prepared by John R. Anderson & Associates on file with the Town Clerk, and to include within the layout of said portion of Summer Street the parcel of land shown as "Parcel 3-2" on said plan, and further to authorize the Board of Selectmen to acquire, by gift, purchase, or eminent domain, the fee or lesser interest in said land and any related easements.

Majority Vote Required: Motion Was: So Voted

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

That the Town accept the provision of M.G.L. c 32B, Section 20, which provides that the town which accepts said section may establish a separate fund, to be known as an Other Post Employment Benefits Liability Trust Fund and a funding schedule and may appropriate amounts recommended by the schedule to be credited to the fund to be used for the purpose of reducing the unfunded actuarial liability of health care and other post-employment benefits.

Majority Vote Required: Motion Was: So Vote

ARTICLE 13: To see if the Town will vote pursuant to General Laws Chapter 40, Section 15A, to transfer from the Treasurer/Collector for the purpose of tax title foreclosure and sale at auction to the Treasurer/Collector for the same purpose and also for the purpose of consenting to a grant of restriction by the record owner of the real property described hereafter and to authorize the Board of Selectmen and/or the Treasurer/Collector to consent to that certain Grant of Environmental Restrictions and Easement to be granted by B.I.M. Investment Corporation and Shaffer Realty Nominee Trust to the United States Environmental Protection Agency and the Commonwealth of Massachusetts Department of Environmental Protection, which Grant is to encumber certain parcels of real property owned of record by B.I.M. Investment Corporation, a Massachusetts corporation, situated on South Street and being more particularly shown as Lot A (Assessor's Map D12, Parcel 1235-1) and Lot C (Assessor's Map D12, Parcel 1235-4) on a plan of land entitled "Plan of Land in Walpole, Mass.", dated March 12, 1937, prepared by E. Worthington, Engineer, recorded with the Norfolk County Registry of Deeds as Plan No. 154 of 1937 in Book 2137, Page 501, upon such other terms and conditions as the Board of Selectmen and/or the Treasurer/Collector shall determine to be appropriate, and to authorize the Board of Selectmen and/or the Treasurer/Collector to execute and deliver for recording any document reasonably required to effectuate such consent, including without limitation a subordination of the Town's tax title to said restriction, or take any other action relative thereto.
(Petition of the Board of Selectmen)

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

Article 13 is referred back to the Board of Selectmen.

Majority Vote Required:

Motion Was: So Voted: Refer back to Board of Selectmen

TOWN OF WALPOLE
THE COMMONWEALTH OF MASSACHUSETTS
FALL ANNUAL TOWN MEETING, OCTOBER 18, 2010

DISSOLUTION NOTICE

October 18, 2010

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

It Was Moved by Ralph Knobel, Seconded by A. Susan Lawson:

That this meeting be dissolved.

Motion Was: So Voted

Moderator Jon W. Rockwood so declared at 10:50 p.m.

Ronald A. Fucile, Town Clerk
A True Copy Attest

