

**Town of Spencer
Annual Town Meeting
May 5, 2016
Memorial Town Hall**

The Meeting was called to order at 7:09 p.m. by Moderator, Peter J. Adams following the announcement of a quorum by Registrar Elizabeth McPherson.

The Reading of the Return of the Warrant was waived. The meeting was posted in accordance with the law. A moment of silence was observed in honor of those residents who had passed away in the past year.

The Moderator led the attendees in the Pledge of Allegiance and the National Anthem was sung by Sandra Fritze.

Moderator Peter Adams shared the following comments:

We are now engaged in the great quadrennial contest to determine our next President. Day after day we endure the barrage of candidates' untenable but expected promises of future prosperity and grandeur. Sadly though, much of the current political climate generated by candidates for our highest office conflates good government with passion and intolerance; a dangerous combination and existential threat to our democratic society. In the midst of the deluge of advertisements, rallies and meaningless sound bites, we can lose sight of a truth that this country was founded on—that acquiescence, to any extent, by the governed to the implementation of intolerance by the governors inevitably erodes not just the rights and privileges of the oppressed but also the freedoms of all citizens. We can forget that good government never condones intolerance.

We do not have to look far in our history to find extreme instances where societies mindlessly acquiesced to intolerance.

On this date, 71 years ago, May 5, 1945, an ugly chapter of intolerance ended when the last massive concentration camp of the Third Reich, Mauthausen-Gusen, was liberated by the Allies.

Over the course of eight years, thousands upon thousands of political objectors, intelligentsia, socialists, communists, Romani, and Auschwitz-Birkenau transplants—the incorrigibles of the Reich—were subjected to slave labor and an intentional practice of extermination through labor.

Begun in 1938, Mauthausen was one of the first massive concentration camps of the German Reich. It was constructed partially with funds stolen from its prisoners and gradually expanded to over one hundred sub-camps of forced labor. Those imprisoned were subjected to starvation, coerced execution of each other, and execution of the weakened laborers through lethal injection, gas chambers and hypothermia. Records

were deliberately destroyed or forged by the overseers. Historians estimate that between 120,000 and 320,000 prisoners died there.

We learn important lessons from the Mauthausens of history—that intolerance is a cancer in the body politic which can lead to extreme and unimaginable consequences; that good government deters such injustice;’ and that good government begins at home. If we listen intently, debate thoughtfully and govern fairly, we will prosper as a free people. Every act of governance, from this town meeting to the voting booths on Election Day must be a check against the oppression of intolerance. If we act impetuously, abandon compassion and govern with prejudice, then acts of governance are but more bricks in a wall of intolerance which blocks the light of freedom rather than being the solid pavers in the path of liberty

Govern wisely and we build a tolerant path for our children and grandchildren to follow; one that does not lead to another Mauthausen concentration camp.

Moderator Adams then introduced the Selectmen present; Chairman Gary Woodbury, John Stevens, and Christopher Woodbury; the Town Administrator, Adam Gaudette; Town Counsel, Stanley Weinberg; Town Clerk Laura Torti; and Chair of the Finance Committee, Mary Braney. Mrs. Braney then introduced those members of the Finance Committee who were present. A call of persons interested in serving on the Finance Committee was put forth by the Moderator.

Chairman Gary Woodbury presented the Meritorious Service Award to Nancy Andrews for her many years of service to the Town.

Chairman Woodbury and Selectman John Stevens then inducted Moderator Peter Adams to membership in Leadership Hall—an award given from time to time to those who have demonstrated exceptional dedication to the betterment of the community.

The following articles were voted upon:

Article 1: *The moderator declared a majority vote to amend its Fiscal Year 2016 Operating Budget by appropriating the sum of Two Hundred Eighteen Thousand, Three Hundred Eighty Dollars and No Cents (\$218,380.00) to the following various accounts to cover additional expenses and further to transfer said sum from previously certified and available Free Cash to meet said appropriation:*

<u>Department</u>	<u>Account</u>	<u>Amount</u>
Tax Title (Legal) Expenses	11158-57000	\$ 20,000.00
Town Clerk Salaries & Wages	11161-51000	\$ 1,000.00
Police Department Salaries & Wages	11210-51000	\$ 20,000.00
Police Department Expenses	11210-57000	\$ 15,000.00
Fire Department Salaries & Wages	11220-51000	\$ 12,380.00
Fire Department Expenses	11220-57000	\$ 9,000.00
ODIS Salaries & Wages	11250-57000	\$ 1,000.00
Highway Department Expenses	11422-57000	\$ 10,000.00
Snow & Ice Expenses	11423-57000	\$100,000.00
Veterans Services Expenses	11543-57000	\$ 30,000.00
Total		\$218,380.00

John Stevens spoke on this article.

Article 2: *The moderator declared a unanimous vote to appropriate the sum of One Thousand Dollars and No Cents (\$1,000.00) for the Sick Leave Buy Back Fund (Account #083-83000-39800) and to meet said appropriation by transferring from previously certified and available Free Cash.*

Article 3: *The moderator declared a majority vote to approve a consent agenda consisting of the following actions, or take any action relating thereto. Such items may be voted as a block, or singly, or in any combination but however voted, will be treated for accounting and legislative purposes as if each item voted were voted as a separate article.*

- A. Receive, in writing, the reports of the Town Officers and Committees.
- B. Authorize the Planning Board to establish a revolving fund in conformity with Chapter 44, Section 53E1/2 of the Massachusetts General Laws for the following purposes and subject to the following conditions:
 - 1. to be the depository for monies received from ANR Fees and Subdivision Fees;
 - 2. to fund the administrative costs of the Planning Board;
 - 3. to limit the total amount to be expended from the fund in Fiscal Year 2017 at Five Thousand Dollars and No Cents (\$5,000.00); and

4. to have the Planning Board be the only authority empowered to expend monies from this fund.
- C. Authorize the establishment of a revolving fund for the Sugden Block in conformity with Chapter 44, Section 53E1/2 of the Massachusetts General Laws, for the following purposes and subject to the following conditions:
1. to be the depository for receipts of rentals and charges from the Sugden Block;
 2. to pay expenses associated with the operation of the Sugden Block;
 3. to limit the total amount to be expended from the fund in Fiscal Year 2017 at One Hundred Thousand Dollars and No Cents (\$100,000.00); and
 4. to have the Town Administrator be the only authority empowered to expend monies from this fund.
- D. Authorize the Office of Development and Inspectional Services (ODIS) to establish a revolving fund in conformity with Chapter 44, Section 53E1/2 of the Massachusetts General Laws, for the following purposes and subject to the following conditions:
1. to be the depository for 80% of the fees collected for electrical permits;
 2. to compensate the Wiring Inspector;
 3. to limit the total amount to be expended from the fund in Fiscal Year 2017 at Forty-Five Thousand Dollars and No Cents (\$45,000.00); and
 4. to have the Director of the Office, subject to the approval of the Town Administrator, be the only authority empowered to expend monies from this fund.
- E. Authorize the Parks and Recreation Commission to establish a revolving fund in conformity with Chapter 44, Section 53E1/2 of the Massachusetts General Laws, for the following purposes and subject to the following conditions:
1. to be the depository for monies received for park rentals, sticker fees, and fees charged for program offerings;
 2. to be used to fund the costs of part-time personnel, utilities, supplies, and expenses related to program offerings;
 3. to limit the total amount to be expended from the fund in Fiscal Year 2017 at Ninety Thousand Dollars and No Cents (\$90,000.00); and
 4. to have the Parks and Recreation Commission be the only authority empowered to expend monies from this fund.
- F. Authorize the Board of Selectmen to establish a Celebrations Revolving Fund in conformity with Chapter 44, Section 53E1/2 of the Massachusetts General Laws, for the following purposes and subject to the following conditions:
1. to be the depository for donations, gifts and fees collected for community celebrations, including, but not limited to, the Fourth of July (Independence Day), Halloween, and Christmas;

2. to limit the total amount to be expended from the fund in Fiscal Year 2017 at Fifty Thousand Dollars and No Cents (\$50,000.00); and
 3. to have the Town Administrator, subject to the approval of the Board of Selectmen, be the only authority empowered to expend monies from this fund.
- G. Authorize the Board of Selectmen to establish a Council on Aging Revolving Fund in conformity with Chapter 44, Section 53E1/2 of the Massachusetts General Laws, for the following purposes and subject to the following conditions:
1. to be the depository for donations, gifts and fees collected for Council on Aging programs;
 2. to limit the total amount to be expended from the fund in Fiscal Year 2017 at Ten Thousand Dollars and No Cents (\$10,000.00); and
 3. to have the Council on Aging be the only authority empowered to expend monies from this fund.
- H. Authorize the Board of Selectmen to establish a Stormwater Management Revolving Fund in conformity with Chapter 44, Section 53E1/2 of the Massachusetts General Laws, for the following purposes and subject to the following conditions:
1. to be the depository for stormwater fees and fines collected to be used for Stormwater Management (MS4) related programs;
 2. to limit the total amount to be expended from the fund in Fiscal Year 2017 at One Hundred Thousand Dollars and No Cents (\$100,000.00); and
 3. to have the Town Administrator be the only authority empowered to expend monies from this fund.
- I. Appropriate the sum of money received or to be received from the Chapter 90 State Aid to Highways Program to be expended for construction and/or maintenance upon any state approved road, or for any other authorized purpose, for Fiscal Year 2017, with such funds to be reimbursed 100% from such Program.
- J. Authorize the Board of Selectmen to apply for, accept, and expend the following funds:
- Community Development Block Grant funds;
Community Innovation Challenge Grant funds;
District Local Technical Assistance Grant funds; and
Other State and Federal grant-in-aid assistance, as appropriate and necessary.
- K. Appropriate the sum of 100% of all fines, penalties, and assessments received in Fiscal Year 2017 as payment under the provisions of Massachusetts General Laws, Chapter 148A, as amended by Chapter 304 of the Acts of 2004, to an account entitled "Building and Fire Code Enforcement Fines."

- L. Appropriate the sum of 50% of all monies received in Fiscal Year 2017 as payment for the so-called “products,” “conveyance,” “roll-back” or other such tax or payment, other than real estate taxes and related payments-in-lieu-of-taxes, under the provisions of Massachusetts General Laws, Chapter(s) 61, 61A, and 61B to the Land Acquisition Stabilization Fund and the sum of 100% of all monies received from the Commonwealth of Massachusetts as payments from the Forest Products Trust Fund to the Land Acquisition Stabilization Fund.

- M. Authorize the Town Treasurer/Collector to enter into a compensating balance agreement(s) for Fiscal Year 2017 pursuant to Massachusetts General Laws, Chapter 44, Section 53F, and further vote to authorize the Town Treasurer/Collector to borrow such sums of money as he/she may deem necessary, with the consent of the Finance Committee, in anticipation of revenue and/or reimbursements and to issue notes of the Town payable thereof in accordance with applicable law.

- N. Authorize the Board of Selectmen, in conformance with Section 11(m) of the Spencer Governmental Act and MGL c. 40, Section 4, to enter into and negotiate the terms thereof, all contracts for the exercise of its corporate powers.

Article 4: *The moderator declared a unanimous vote to*, as a block, fix or maintain the salaries of the elected officials for Fiscal Year 2017 as follows:

Board of Selectmen	\$ 0.00	Yearly
Moderator	\$ 200.00	Yearly
Board of Assessors	\$ 950.00	Yearly
Town Treasurer/Collector	\$ 67,000.00	Yearly
Town Clerk	\$ 64,690.00	Yearly
Water Commissioners	\$ 725.00	Yearly
Sewer Commissioners	\$ 725.00	Yearly
Board of Health	\$ 725.00	Yearly

Article 5: *The moderator declared a unanimous vote to*, as a block, amend the Personnel Bylaws by substituting the following new compensation schedule, Section 2-Schedules B, C, and D:

(Informational Note: These rates all generally go up 2.0%)

Schedule B

	I	II	III	IV	V
Compensation Grade S-2	\$400.11	\$414.70	\$446.51	\$478.48	\$510.35
Compensation Grade S-3	\$446.51	\$478.48	\$510.35	\$542.25	\$575.70
Compensation Grade S-4	\$510.35	\$542.25	\$575.70	\$606.08	\$637.91
Compensation Grade S-5	\$575.70	\$606.08	\$637.91	\$669.93	\$701.67

Compensation Grade S-6	\$637.91	\$669.93	\$701.67	\$732.73	\$781.51
Compensation Grade S-7	\$701.67	\$732.73	\$781.51	\$829.31	\$877.22
Compensation Grade S-8	\$781.51	\$829.31	\$877.22	\$925.07	\$972.94
Compensation Grade S-9	\$877.22	\$925.07	\$972.94	\$1,016.30	\$1,076.90
Compensation Grade S-9A	\$925.06	\$974.21	\$1,020.11	\$1,076.90	\$1,138.19
Compensation Grade S-10	\$972.94	\$1,016.30	\$1,076.90	\$1,136.03	\$1,198.51
Compensation Grade S-10A	\$1,028.54	\$1,074.46	\$1,138.31	\$1,200.84	\$1,266.88
Compensation Grade S-11	\$1,076.90	\$1,136.03	\$1,198.51	\$1,264.44	\$1,334.78
Compensation Grade S-12	\$1,198.51	\$1,264.44	\$1,334.78	\$1,380.32	\$1,484.71
Compensation Grade S-13	\$1,334.78	\$1,380.32	\$1,484.71	\$1,566.35	\$1,653.28
Compensation Grade S-14	\$1,484.71	\$1,566.35	\$1,653.28	\$1,744.21	\$1,841.03

Schedule C

Administrative Intern / Co-op Student	\$10.00	hourly
Animal Control & Inspection Officer	\$26,000.00	yearly
Animal Control & Inspection Officer-Alternate	\$5,000.00	yearly
COA Director	\$18.75	hourly
Election Inspectors	\$10.75	hourly
Election Wardens / Clerks	\$11.85	hourly
Engineering Aide	\$11.80	hourly
Facilities Maintenance Worker	\$12.75	hourly
Finance Committee Clerk	\$410.00	yearly
Fluoride Coordinator	\$12.65	hourly
Gas Inspector	\$5,361.00	yearly
Laborer (Seasonal/Intermittent)	\$11.80	hourly
Library Childhood Literacy Coordinator	\$112.60	weekly
Library Page	\$10.00	hourly
Light Equipment Operator (LEO) - Seasonal	\$18.30	hourly
Parks & Rec Adven. Prog. Director	\$18.05	hourly
Parks & Rec Adven. Prog. Head Counselor	\$12.95	hourly
Parks & Rec Adven. Prog. Counselor	\$10.65	hourly
Parks & Rec Waterfront Director	\$16.40	hourly
Parks & Rec Water Safety Instructor	\$14.70	hourly
Parks & Rec Lifeguard	\$12.95	hourly
Parks & Rec Parking Attendant	\$10.00	hourly
Parks & Rec Chair	\$421.50	yearly
Parks & Rec Clerk	\$421.50	yearly
Planning Board	\$1,080.00	yearly
Planning Board - Alternate	\$508.00	yearly
Plumbing Inspector	\$5,361.00	yearly

Police Dispatcher	\$16.15	hourly
Registrars	\$1,293.00	yearly
Sealer of Weights & Measures	\$4,458.00	yearly
SEMA, Director of Operations	\$2,327.00	yearly
SFD Deputy Chief	\$9,041.00	yearly
SFD Captain	\$19.00	hourly
SFD Lieutenant	\$17.65	hourly
SFD Fire Science Instructor	\$20.70	hourly
SFD Firefighter	\$16.10	hourly
SFD Truck Engineer Back Line	\$455.40	yearly
SFD Truck Engineer Front Line	\$605.65	yearly
Tree Climber	\$19.70	hourly
Tree Groundman	\$17.00	hourly
Tree Warden	\$23.20	hourly
Veteran Agent	\$19.80	hourly
Zoning Board of Appeals	\$1,082.00	yearly
Zoning Board of Appeals - Alternate	\$508.70	yearly

Schedule D

	I	II	III	IV	V
Compensation Grade H-1	\$9.64	\$10.26	\$10.92	\$11.59	\$12.42
Compensation Grade H-2	\$10.92	\$11.59	\$12.42	\$13.47	\$14.25
Compensation Grade H-3	\$12.42	\$13.47	\$14.25	\$15.25	\$15.97
Compensation Grade H-4	\$14.25	\$15.25	\$15.97	\$17.06	\$17.82
Compensation Grade H-5	\$15.97	\$17.06	\$17.82	\$18.83	\$19.65
Compensation Grade H-6	\$17.82	\$18.83	\$19.65	\$20.64	\$22.00
Compensation Grade H-7	\$19.65	\$20.64	\$22.00	\$23.20	\$24.50
Compensation Grade H-8	\$22.00	\$23.09	\$24.25	\$25.47	\$26.74
Compensation Grade H-9	\$24.25	\$25.47	\$26.74	\$28.06	\$29.46
Compensation Grade H-10	\$26.74	\$28.06	\$29.46	\$30.94	\$32.47
Compensation Grade H-11	\$29.46	\$30.94	\$32.47	\$34.11	\$35.82
Compensation Grade H-12	\$32.47	\$34.11	\$35.82	\$37.59	\$39.48

Article 6: *The moderator declared a unanimous vote to, as a block, provided that any amount stated herein shall be for the use of the Spencer-East Brookfield Regional School District for Fiscal Year 2017 in accordance with any conditions stated herein and further provided that any stated amount shall be reduced to any lesser amount which shall subsequently be certified by the school committee and certified to the Town, to:*

1. raise and appropriate the sum of Six Million, One Hundred Forty-One Thousand, Two Hundred Thirty-Six Dollars and No Cents (\$6,141,236.00)

for the Operating Assessment Account #11300-56000 which represents the amount required for Minimum Local Contribution;

2. raise and appropriate the sum of One Million, Two Hundred Three Thousand, Twenty-Four Dollars and No Cents (\$1,203,024.00) for the Operating Assessment Account #11300-56000 which represents the amount required for Transportation;
3. raise and appropriate the sum of Two Hundred Thirty-Eight Thousand, One Hundred Seventy-Five Dollars and No Cents (\$238,175.00) for the purposes of paying the costs of Debt Service and Capital Assessments Account #11300-56010 for previously approved building and design projects;
4. raise and appropriate the sum of Four Hundred Ninety-Five Thousand, Three Hundred Fifty-Four Dollars and No Cents (\$495,354.00) for the Operating Assessment Account #11300-56000 which represents the amount required for Additional Local Assessment,

School Committee Chair Kevin Hayes, and Superintendent of Schools N. Tracy Crowe spoke on this article.

Article 7: *The moderator declared a unanimous vote to raise and appropriate the sum of One Million, Two Hundred Thirty-Three Thousand, Four Hundred Forty-Eight Dollars and No Cents (\$1,233,448.00) for Fiscal Year 2017 for the following purposes:*

Bay Path Vocational Regional Technical High School Operating Assessment Account #11300-52000	\$991,365.00
Bay Path Vocational Regional Technical High School Transportation Assessment Account #11300-52000	\$64,790.00
Bay Path Vocation Regional Technical High School “Buy In” Debt Assessment Account #11300-52500	\$34,130.00
Bay Path Vocation Regional Technical High School Capital Debt Assessment Account #11300-52500	\$140,445.00
Bay Path Vocation Regional Technical High School Capital Debt Assessment Account #11300-52500	\$2,718.00

Article 8: *The moderator declared a majority vote to raise and appropriate the sum of Forty-Six Thousand, Seven Hundred Sixty-Four Dollars and No Cents (\$46,764.00) for Fiscal Year 2017 for the following purposes:*

Smith Regional Agricultural High School Non-resident Vocational Assessment
Account #11300-52000 \$20,664.00

Smith Regional Agricultural High School Non-resident Vocational Transportation
Account #11300-52100 \$26,100.00

Town Administrator Adam Gaudette and William Shemeth spoke on this article.

Article 9: *The moderator declared a unanimous vote to raise and appropriate the sum of Thirty-Three Thousand, One Hundred Forty-Seven Dollars and No Cents (\$33,147.00) for Fiscal Year 2017 for the following purposes:*

Tantasqua Regional High School Non-resident Vocational Tuition Assessment
Account #11300-52000 \$17,852.00

Tantasqua Regional High School Non-resident Vocational Transportation
Account #11300-52100 \$15,295.00

Article 10: *The moderator declared a unanimous vote to raise and appropriate the sum of Forty Thousand, One Hundred Forty-Nine Dollars and No Cents (\$40,149.00) for Fiscal Year 2017 for the following purposes:*

Norfolk County Regional Agricultural High School Non-resident Vocational
Tuition Assessment
Account #11300-52000 \$22,149.00

Norfolk County Regional Agricultural High School Non-resident Vocational
Transportation
Account #11300-52100 \$18,000.00

Article 11: *The moderator declared a unanimous vote to raise and appropriate the sum of Eight Million, Seven Hundred Thirty-Two Thousand, Five Hundred Thirteen Dollars and No Cents (\$8,732,513.00) to pay for the operations of the General Government expenses for Fiscal Year 2017, and to meet said appropriation from a transfer of Ten Thousand Dollars and No Cents (\$10,000.00) from the Wetlands Protection Fund, from taxation, from available funds in the Treasury, and anticipated receipts as may be needed or decided necessary.*

Article 12: *The moderator declared a unanimous vote to:*

1. appropriate the sum of One Million, Three Hundred Eighty-Eight Thousand, Eight Hundred Ninety-Nine Dollars and No Cents (\$1,388,899.00) for the use of the Water Department for Fiscal Year 2017, and to fund said appropriation

with a transfer from the receipts and revenue of the Water Enterprise Fund collected by the Water Department for said Fiscal Year;

2. authorize Indirect Costs for Fiscal Year 2017 at One Hundred Thirty-Three Thousand, Seven Hundred Twenty-Three Dollars and No Cents (\$133,723.00); and
3. have the Board of Water Commissioners set the Fiscal Year 2017 rates and fees to meet said appropriation and level of Indirect Costs;

Article 13: *The moderator declared a unanimous vote to:*

1. appropriate the sum of One Million, Fifty-Three Thousand, Twenty-Seven Dollars and No Cents (\$1,053,027.00) for the use of the Sewer Department for Fiscal Year 2017, and to fund said appropriation with the receipts and revenue of the Sewer Enterprise Fund collected by the Sewer Department for said Fiscal Year;
2. authorize Indirect Costs for Fiscal Year 2017 at One Hundred Forty-Six Thousand, Four Hundred Three Dollars and No Cents (\$146,403.00); and
3. have the Board of Sewer Commissioners set the Fiscal Year 2017 rates and fees to meet said appropriation and level of Indirect Costs;

Article 14: *The moderator declared a unanimous vote to appropriate the sum of One Hundred One Thousand, Five Hundred Eighty-Seven Dollars and No Cents (\$101,587.00) for Water Department capital projects, as approved by the Capital Improvements Planning Committee (CIPC), as generally illustrated below and to meet said appropriation by transferring said sum from previously certified and available Retained Earnings of the Water Enterprise Fund to the following accounts;*

1. \$30,000 Cold Storage Building at Meadow Well (Account #15000-58880)
2. \$71,587 Capital Efficiency Plan (Account #15000-58860)

Article 15: *The moderator declared a unanimous vote to appropriate the sum of Fifty-Five Thousand, Ninety-Four Dollars and Eighty-Six Cents (\$55,094.86) for the Sewer Department Clarifiers Upgrade Capital Project as approved by the Capital Improvements Planning Committee (CIPC), by transferring said sum to the existing Clarifiers Account (#20000-58875), and to meet said appropriation by transferring the sum of Forty-Four Thousand, Ninety-Four Dollars and Eighty-Six Cents (\$44,094.86) from the Sewer System Upgrade Capital Account (#20000-58600) and Eleven Thousand Dollars and No Cents (\$11,000.00) from previously certified and available Retained Earnings of the Sewer Enterprise Fund.*

Article 16: *The moderator declared a unanimous vote to appropriate the sum of Eighty-Eight Thousand Dollars and No Cents (\$88,000.00) for the Sewer Department’s Portion of the Main Street TIP Project as approved by the Capital Improvements Planning Committee (CIPC), by transferring said sum to the existing Sewer Main Street Account (#20000-58000), and to meet said appropriation by transferring the sum of Twenty-Eight Thousand Dollars and No Cents (\$28,000.00) from the Sewer System Capital Improvement Account (#20000-58870) and Sixty Thousand Dollars and No Cents (\$60,000.00) from previously certified and available Retained Earnings of the Sewer Enterprise Fund.*

Article 17: *The moderator declared a unanimous vote to appropriate the sum of Four Hundred Forty-Two Thousand, Seven Hundred Thirty-Five Dollars and Ninety Cents (\$442,735.90) for a capital program of equipment purchases and improvements, as generally illustrated below, and to meet said appropriation by transferring the following sums from the following accounts; Four Hundred Thirty-Nine Thousand, Nine Hundred Thirty-Five Dollars and No Cents (\$439,935.00) from previously certified and available Free Cash and Two Thousand, Eight Hundred Dollars and Ninety Cents (\$2,800.90) from the Electric Vehicle/Charging Station capital account (#60000-59239);*

<u>Dept.</u>	<u>Item</u>	<u>Amount</u>
Assessors	Triannual Evaluation	\$30,000.00
Fire Department	Radio Communications Upgrade (III)	\$25,000.00
Fire Department	Replacement Cruiser	\$48,000.00
Fire Department	Fire Station Exhaust System	\$75,000.00
Highway Department	6-Wheel Dump Truck/Salt/Plow	\$170,000.00
Police Department	Police Station HVAC Repairs	\$21,336.00
Police Department	Replacement Cruiser	\$40,000.00
Parks & Recreation	Powder Mill Park Safety Surface	\$2,500.00
Parks & Recreation	O’Gara Grandstand Screen Repairs	\$4,499.90
Town Clerk	Voting Machine Replacements (partial)	\$26,400.00
Total		\$442,735.90

Article 18: *The moderator declared a unanimous vote to authorize the Board of Selectmen, for consideration of no more than a total sum of Two Hundred Six Thousand, Five Hundred Twenty-Nine Dollars and No Cents (\$206,529.00) to purchase, accept as a gift, or take by eminent domain all interests for the proposed Main Street Reconstruction project to be funded under the Transportation Improvement Program (TIP) program, generally taking place from its intersection with High Street to the intersection of Grove street and further to appropriate the sum of Two Hundred Six Thousand, Five Hundred Twenty-Nine Dollars and No Cents (\$206,529.00) for said taking(s) and to meet said appropriation by transferring the sum of Twenty-Six Thousand, Five Hundred Twenty-Nine Dollars and No Cents (\$26,529.00) from previously certified and available Free Cash; One Hundred Thousand, One Hundred Eighty-Four Dollars and Twenty-Seven Cents (\$100,184.27) from the Land Acquisition Stabilization Fund (Account # 83000-*

39920); and the sum of Seventy-Nine Thousand, Eight Hundred Fifteen Dollars and Seventy-Three Cents (\$79,815.73) from the following capital accounts:

60000-59058	Massasoit Parking Lot Paving	\$20,455.08
60000-59122	Transfer Station Driveway Paving	\$15,001.38
60000-59149	Maple Street (non-Federal share)	\$32,121.35
60000-59162	Maple Street (non-anticipatory costs)	\$3,029.09
60000-59189	Library Computers	\$240.80
60000-59211	Highway Security Fence	\$3,000.00
60000-59242	Highway Used Excavator	\$50.00
60000-59249	Removal of UST's (2)	\$5,635.93
60000-59251	Fire Dept. 5-ton Skid Unit	\$241.10
60000-59252	Library Copier Replacement	\$41.00
TOTAL:		\$79,815.73

for said purposes, and to further authorize the Board of Selectmen to negotiate, execute, deliver, and accept such deeds and other documents it deems necessary to carry out the purposes of this article.

Ralph Hicks spoke on this article.

Article 19: *The moderator declared a majority vote of 139 in favor and 2 opposed to appropriate the following sums of money to be expended by the Town Administrator, subject to the approval of the Board of Selectmen, and authorize the following debt related thereto:*

- A.** Appropriate the sum of Nineteen Million Dollars and No Cents (\$19,000,000.00) for the expenses related to the Comprehensive Roads Project, so-called, including, but not limited to: surveying and engineering services, project management services, drainage, roadway, sidewalk, curbing and bridge reconstruction.
- B.** To meet said appropriation by authorizing the Town Treasurer/Collector to borrow a sum of money for the above project; to issue bonds or notes of the town therefor under the provisions of Massachusetts General Laws, Chapter 44, Section 7(1), (1A), (4), (5), (6), (7) and (34), or any other enabling authority, subject to the approval of the Board of Selectmen, and to pay all necessary legal and bond preparation costs associated with the issuance of said bonds or notes as authorized under the provisions of Massachusetts General Laws, Chapter 44, Section 20; provided, however, that no funds shall be borrowed or expended hereunder unless the Town shall have voted to exclude the amounts necessary to repay any such borrowing from the property tax levy limitations of M.G.L. c. 59, s. 21C (also known as Proposition 2 1/2) and the General Court has voted to approve the special legislation outlined in Article 20 hereunder; and
- C.** To authorize the Board of Selectmen and the Town Administrator to seek and accept any and all State or Federal grant-in-aid assistance or reimbursement, and/or State or

Federal subsidized public works project loan, as appropriate and necessary, to lower local project costs and expenses.

Adam Gaudette, Donald Clough, Robert Cirba and William Shemeth spoke on this article.

Article 20: *The moderator declared a unanimous vote to authorize the Board of Selectmen to petition the General Court of the Commonwealth of Massachusetts for special legislation relative to authorizing the Town of Spencer to issue certain bonds for terms of 30 years, as set forth below, provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court, and to authorize the Board of Selectmen to approve amendments which shall be within the scope of the general public objectives of the petition in relation thereto of the following:*

“AN ACT AUTHORIZING THE TOWN OF SPENCER TO ISSUE CERTAIN BONDS FOR TERMS OF 30 YEARS

SECTION 1. Notwithstanding clauses (1), (1A), (4), (5), (6), (7) and (34) of section 7 of chapter 44 of the General Laws or any other general or special law to the contrary, bonds issued by the Town of Spencer pursuant to said clauses (1), (1A), (4), (5), (6), (7) and (34) of said section 7 of said chapter 44 may be issued for a term of 30 years from the date of issuance, or for such shorter term as the Board of Selectmen of the Town of Spencer shall otherwise determine.

SECTION 2. This act shall take effect upon its passage.”

Article 21: *The moderator declared a unanimous vote to accept the gift of privately owned real estate being a parcel of land located at West Main Street, Spencer, and generally described as Parcel 1-1, Map R29 in the records of the Board of Assessors, including the land, buildings, structures and fixtures thereon, on such terms, conditions, and consideration as the said Board of Selectmen deem to be reasonable, appropriate and in the best interests of the Town, and further to authorize the Board of Selectmen to negotiate, execute, and deliver such deeds and other documents as may be necessary to carry out the purpose of this article.*

Article 22: *The moderator declared a unanimous vote to amend the General Bylaws Article 6 (Streets and Highways), by amending Section 3. (Obstruction of Streets and Sidewalks), by striking the existing paragraph and replacing with the following:*

“No person shall place or cause to be placed in any of the public streets, sidewalks, or squares, any dirt, rubbish, wood, timber, water, snow, ice or other material of any kind tending to obstruct the streets or sidewalks without written permission from the Highway Superintendent. Any person in violation of this section may, be subject to enforcement under Article 11, Section 5. Non-Criminal Disposition (MGL Ch. 40, Section 21D).”

Article 23: *The moderator declared a majority vote to pass over this article to amend the Zoning Bylaws, by inserting new Section 6.6 Fences and Hedges; or take any action relating thereto. (Sponsored by the Planning Board)*

Kurt Nordquist, Ralph Hicks, Michael Malone, Rodney Foisy, Steven Tyler, William Shemeth, and Michael Toomey all spoke on this article.

Article 24: *The moderator declared a majority vote of 105 in favor and 5 opposed to amend the General Bylaws Article 6 (Streets and Highways), by amending Section 4. (Driveway Cuts and Drainage) by striking the existing Section in its entirety and replacing with a new Section 4.*

Article 25: *The moderator declared a majority vote of 105 in favor and 5 opposed to amend the Zoning Bylaws Section 6.2 (Driveways), by striking the existing Section in its entirety and inserting a new Section 6.2.*

Article 26: *The moderator declared a majority vote of 105 in favor and 1 opposed to amend the Zoning Bylaws Section 4.3.20 (Tattoo Parlors or body piercing studios E-24), by striking Sub-Section A. in its entirety and inserting a new Sub-Section A. with language as follows:*

“A. Tattoo Parlors and body piercing studios must also obtain a Board of Health Review and certification that the facility complies with all Board of Health regulations. Failure to receive, or revocation of, Board of Health approval shall be deemed grounds for the revocation of an approved Special Permit.”

A motion to adjourn the meeting was made and seconded.

Majority voted at 8:54 p.m. to dissolve the Meeting.

One hundred fifty-six registered voters attended.

Respectfully submitted,

Laura J. Torti
Town Clerk