

**2006 Annual Town Meeting**

TABLE OF CONTENTS

March 27, 2006.....3  
 March 28, 2006.....18  
 April 3, 2006.....23  
 April 4, 2006.....29  
 April 10, 2006.....33  
 April 11, 2006.....40

**RESOLUTIONS**

**PAGE NUMBER**

In Memory of Richard Gleason	4
In Memory of Arshag Merguerian	5
In Honor of the 125 <sup>th</sup> Birthday of the Town of Wellesley	5

**ARTICLE NUMBER – SUBJECT**

1. Choose Moderator	6
2. Receive Reports, Act Thereon and Discharge Committees	6

**REVENUE ARTICLES**

3. Establish/Amend Fees	6
-------------------------	---

**APPROPRIATIONS – OPERATING AND OUTLAY**

4. Amend Classifications Plan	6
5. Amend Salary Plan – Pay Schedule	13
6. Amend Salary Plan - Appendix	15
7. Set Salary of Elected Officials	16
8. Appropriations – Omnibus Budget and Capital	16
8.1 General Government	19
8.2 Public Safety	20
8.3 Public Works	20
8.4 Library	20
8.5 Recreation	21
8.6 Health	21
8.7 Natural Resources	21
8.8 Municipal Light Plant	21
8.9 Schools	21
8.10 Employee Benefits	21
8.11 Capital	22
8.12 Receipts Reserved	22
9. Appropriation – Branch Libraries	25
10. Appropriation – Electric Program	25
11. Appropriation – Water Program	26
12. Appropriation – Sewer Program	26
13. Appropriation – Community Preservation Fund	32
14. Appropriation – Establish Revolving Funds	27
15. Appropriation – Revolving Funds	27

**APPROPRIATIONS – SPECIAL CAPITAL PROJECTS**

16. Appropriation – MLP/DPW Building Project	30
17. Appropriation – Park/Highway Garage Electrical System	34
18. Appropriation – DPW Storm Water Drainage Improvements	34
19. Appropriation – DPW Salt/Sand Shed	35

20. Appropriation – Morses Pond Dock	31
21. Appropriation – Morses Pond Management Plan	35
22. Appropriation – Middle School Construction Contingency	35
23. Appropriation – Elementary School Modular Classrooms	35
24. Appropriation – Wellesley High School	37
<b>AUTHORIZATIONS</b>	
25. Authorize Inter-Municipal Aid Agreement	37
26. Assessor Compensation – Certified Assessment Evaluator	40
27. Veterans Retirement Allowance	40
28. Accept/Abandon Easements	41
29. Retiree Medicare Enrollment	41
30. OPEB Special Legislation	41
31. Kepes Panels	42
32. Land Exchange – 19 Clovelly Road	38

**AMEND ZONING BYLAW**

33. Amend ZBL – 139 Linden Street as Business District	42
<b>STREET ACCEPTANCES</b>	
34. Acceptance of Stonefield Lane	42
35. Acceptance of Partridge Road	42
36. Acceptance of Woodside Avenue	43
<b>AMEND TOWN BYLAWS</b>	
37. Amend TBL – Ice and Snow on Streets and Sidewalks	43
38. Amend TBL – Increase Membership on Historical Commission	43
39. Amend TBL – Permanent Building Committee Oversight of MLP Building Projects	28
40. Amend TBL – Reduce Membership Board of Trustees Wellesley Free Library	43
41. Amend TBL – Natural Resources Commission Associate Member	44
42. Amend TBL – Preparation and/or Retail Sale of Food or Beverage	44
<b>GENERAL</b>	
43. Authorized/Unissued Loans	45
44. Authorization – Indemnification of Town Employees	45
45. Appropriation – Stabilization Fund	45
46. Appropriation – Expenses Incurred Prior to July 1, 2005	45
47. Authorization – Settle Claims	45
48. Authorization – Disposal of Property	45
49. Authorization – Appoint Fire Engineer	46
50. Authorization – Authorize MLP Payment as estimated	37
51. Raise Money	46



TOWN CLERK'S RECORD  
OF THE 126<sup>th</sup> ANNUAL TOWN MEETING

March 27, 2006  
Wellesley High School

March 28, 2006

In pursuance of a Warrant dated January 17, 2006, the duly elected Town Meeting Members proceeded as follows:

The 126<sup>th</sup> Annual Town Meeting was called to order by the Moderator, Heather B. Sawitsky, at 7:40 P.M. The Moderator declared a quorum present.

Reverend Thomas Powers, of St. John the Evangelist Church, Wellesley, offered the invocation.

Representatives of the Wellesley Veterans' Council presented the colors to the meeting.

The Middle School Jazz Band, under the direction of Mr. Henry Platt, played the "Star Spangled Banner".

Harriet Warshaw, Chairman of the Board of Selectmen, led the meeting in a salute to the flag.

The Moderator informed the Town Meeting Members that the General Laws require that all members be sworn to the faithful performance of their duties. Kathleen F. Nagle, Town Clerk, administered the oath to the Town Meeting Members elected at the March 7, 2006 Annual Town Election.

Ms. Nagle announced the appointment and election of members subsequent to the Annual Town Election as follows:

1. due to a tie vote in the annual election, the Town Meeting Members of Precinct G met prior to the Annual Town Meeting and elected Fredrick Schaller, Jr. and Joan Cody to three year terms;
2. due to the relocation of two members from Precinct D, Peter Mongeau and John Staniunas were appointed to one year terms by the Town Clerk.

The Town Clerk, Kathleen F. Nagle, read the Officer's Return of the Service of the Warrant.

The meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 220 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying assigned rows in the auditorium, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did not vote: Hans Larsen, Executive Director, General Government Services; Terrance J. Connolly, Assistant Director, General Government Services; Susan Hurwitz, Chairman, Mark Antonelli, Ken Baer, Katy Gibson, Advisory Committee; David A.T. Donohue, Board of Public Works, Michael Pakstis, Director, Department of Public Works (DPW), Judith Curby, DPW Assistant Director, Stephen S. Fader, DPW Town Engineer, David A. Cohen, DPW, Sr. Management Analyst; Christopher Ketchen, Budget Project Manager, Department of Financial Services; Kevin Rooney, Fire Chief; Josh Black, Chairman, Human Resources Committee, Susan Adler, Human Resources, Director; Neal Seaborn, Vice Chair NRC, Janet Bowser, Natural Resources Commission, Director; Kim Hoff, Director Council on Aging; Edward H. Chazen, Chris Chan, Planning Board, Richard H. Brown, Director Planning Department; Terrence Cunningham, Police Chief; Carl Fleischer, Recreation Commission; Marc Waldman, Treasurer; Sheryl Strother, Town Accountant; Duane Batista, Amanda Fischman Henshon, Library Trustees, Janice Coduri, Wellesley Free Library (WFL), Director; Marlene Allen, School Committee, Matthew King, Wellesley Public Schools (WPS) Superintendent, Ruth Q. Berdell, WPS Business Manager; Missy Ryan, Boston Globe; Barbara Lehman, Wellesley Townsman.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Robert White, assisted by Christine Olaksen, Jean Childs, Sandy Avellone, Paul Criswell, Ed Donahue, and Pam Kubbins.

The Moderator expressed appreciation to the attendance checkers for the Annual Town Meeting: Paul Carter, George Sarafian, James Corscadden, and Harold Fennessey.

The Moderator explained the rules and regulations of the Town Meeting and the power and duties of the Moderator in connection with the conduct of the meeting.

The Moderator announced the dates of the Town Meeting: March 27, 28, April 3, 4, April 10, 11, no meeting April 17, 18 and resume if needed April 24, 25.

The Moderator stated that to her knowledge no motions would be offered under Articles 1, 2, 3, 6, 9, 19, 22, 26, 28, 31, 33, 36, 40, 41, 43-48, and 51. Article 13 is to be considered with Articles 20 and 21 and Article 39 will be taken up prior to Article 16.

The Moderator informed the meeting that unless objections were raised, the meeting would dispense with the reading of the Warrant. No objections were raised and the meeting proceeded.

The Moderator entertained the following resolution offered by Joan Gaughan, Precinct E, Natural Resources Commission, in memory of the passing of **Richard Gleason** to wit:

#### RESOLUTION IN MEMORY OF RICHARD GLEASON

WHEREAS: With the death of Richard J. Gleason on September 4, 2005, the Town of Wellesley has lost one of the community's most dedicated environmental leaders and hard working volunteers.

WHEREAS: Dick served the Town of Wellesley with distinction since 1977, serving as a Town Meeting Member for over 28 years until his death. Dick served on the Town's Advisory Subcommittee for Public Works from 1977-1980, on the Board of Public Works from 1984 –1994, and on the Natural Resources Commission from 1994 – 2003, with three years as its Chairman.

WHEREAS: During Dick's many years of commitment to the Town he oversaw several initiatives including improvements to the Town's Recycling Program and extensive investment by the Town in planting public shade trees. Dick's strong commitment to protecting and preserving open space included the acquisition of 119 Cliff Road, as well as encouraging Town residents to reduce pesticide use to protect residents' health.

NOW THEREFORE BE IT RESOLVED that this Town Meeting, acting on behalf of all the citizens of Wellesley, expresses sorrow at Dick's passing and appreciation for his dedication to the Town, its environment and its citizens and further that the Town Clerk be instructed to record this RESOLUTION in the minutes of this Town Meeting and to send a copy to his family.

The Moderator recognized Edward Hand, Precinct G, who offered the following resolution in honor of the passing of **Arshag Merguerian**, to wit:

RESOLUTION IN MEMORY OF ARSHAG MERGUERIAN

WHEREAS: With the death of Arshag Merguerian on November 8, 2006 the Town of Wellesley lost a dedicated, unique, and humble civic leader;

WHEREAS: In addition to managing his own architectural practice he contributed greatly to enhanced aesthetics and preservation in the Town of Wellesley. His architectural background and commitment to good design proved valuable assets to his civic roles on the Wellesley Design Review Board from the Board's inception in 1978 to 2006 and on the Wellesley Historic District Commission from the Commission's inception in 1980 to 2006;

WHEREAS: His contributions and recommendations have bettered great structures, landscapes, homes, churches, commercial areas, signs, and municipal buildings throughout Wellesley, one building and one review at a time;

WHEREAS: Throughout his twenty-seven year tenure, he promoted the construction, renovation, preservation and protection of distinctive characteristics of buildings and places significant to the past, present, and future of the Town;

WHEREAS: He was an inspiration to all with whom he came in contact in terms of his strength and spirit, as well as his understanding of character, design, and architecture;

NOW THEREFORE BE IT RESOLVED that this Town Meeting, acting on behalf of all the citizens of Wellesley, expresses sorrow at Arshag's passing and appreciation for his dedication to the Town and further that the Town Clerk be instructed to record this RESOLUTION in the minutes of this Town Meeting, and to send copies to his wife and children.

The Town Meeting unanimously adopted the foregoing resolutions and observed a moment of silence.

The Moderator recognized Salvatore DeFazio III, Precinct F, who offered the following resolution in honor of the **125<sup>th</sup> Anniversary of the founding of the Town of Wellesley**, to wit:

**WHEREAS**, Wellesley was incorporated as a Town by the State Legislature and signed by the Governor on April 6, 1881, and

**WHEREAS**, the action of successful incorporation was the result of one hundred and ten years of previous attempts to separate from the Town of Needham, and

**WHEREAS**, this new town was named in honor of Isabella Pratt Wells, wife of the generous benefactor and town leader, Horatio Hollis Hunnewell,

**NOW, THEREFORE, BE IT RESOLVED THAT,**

We, the elected members of this one hundred and twenty sixth Annual Town Meeting recognize and acknowledge that April 6, 2006 is the glorious birthday of our great town, and

**BE IT FURTHER RESOLVED THAT,**

We recognize and salute the efforts of previous town meetings who responded to the desires and needs of the townspeople to build Wellesley into the pre-eminent community that it is, and

**BE IT FURTHER RESOLVED THAT,**

We acknowledge the generous spirit of volunteers in this town who continue to work for good government, protecting and preserving the natural beauties of our town and strengthening our schools, libraries and other services for the good of all its citizens, and

**BE IT FURTHER RESOLVED THAT,**

The Town Clerk be directed to record this action in the report for this Annual Town Meeting.

Mr. DeFazio further announced that birthday celebrations will be held beginning with an interfaith service on April 5, a reception on April 6, and will continue with varied programming throughout the year.

The Resolution was unanimously adopted.

**ARTICLE 1.** To choose a Moderator to preside over said meeting.

No motion offered.

**ARTICLE 2.** To receive reports of town officers and committees, including the Annual Town Report, the Report to this Town Meeting of the Advisory Committee, and the Reports of the Board of Selectmen on the Five Year Capital Budget Program and the Town-Wide Financial Plan pursuant to Town Bylaw Sections 19.5.2 and 19.16 respectively; and discharge presently authorized special committees; or take any other action relative thereto.

The reports of the following boards and committees were received and filed with the Town Clerk: Advisory Committee, Planning Board, and Community Preservation Committee.

**Susan Hurwitz**, Chairman of the Advisory Committee reported on the general process of the Advisory Committee and the overview picture of Town finances.

**Harriet Warshaw**, Chairman of the Board of Selectmen, introduced the FY 2007 Town Wide Financial Plan as required under Town of Wellesley Bylaw Article 19 section 16. **Hans Larsen**, Executive Director presented an oral report on the Town Wide Financial Plan.

At 9:05 pm the Moderator declared a recess. The meeting reconvened at 9:35 pm.

**ARTICLE 3.** To see what action the Town will take to establish new and/or amend current fees or other charges for services and programs provided to the public; or take any other action relative thereto.

No motion offered.

**ARTICLE 4.** To see if the Town will vote to amend ARTICLE 31 of the Town Bylaws by making changes in Schedule A entitled “Job Classifications by Groups” which constitutes part of said Bylaws; or take any other action relative thereto.

Stephanie Wasser, Precinct C, member of the Human Resources Board offered the following motion; Josh Black, Chairman of the Human Resources Board spoke in support of the motion, which was

**VOTED, unanimously,** that the Classification Plan established at the 1950 Annual Town Meeting as amended, be further amended as recommended by the Human Resources Board by striking Schedule A, “Job Classification by Groups” and inserting a new Schedule A as follows:

<u>Classification</u>	<u>New Classifications</u>	<u>Department</u>	<u>Job Group</u>
Meter/Backflow Prevention Device Technician		DPW	17

Apprentice Lineworker/Stockkeeper	MLP	17
Facilities Supervisor	LIB	L9
Foreman A/Athletic Fields	DPW	20
Assistant Town Accountant	DFS	56

<u>Reclassifications</u>		
<u>Classification</u>	<u>Department</u>	<u>From Job Group to Job Group</u>
Office Assistant/Records Clerk	POL	45 to 46
Sealer of Weights and Measures/Parking Clerk	SEL	51 to 52
Administrative Assistant	HLTH	47 to 48

**Title Changes**

<u>From Title</u>	<u>To Title</u>	<u>Department</u>	<u>Job Group</u>
Power Shovel Operator	Crane Operator	DPW	17
Secretary	Administrative Assistant	POL	47

**Deletions**

<u>Title</u>	<u>Department</u>	<u>Job Group</u>
Clerk	ALL	41
Clerk	ALL	43
Clerk-Typist	TC	43
Program Administrator	COA	45
Bookkeeping/Accounting Clerk	POL	45
Design Review Administrator	PLANNING	51
Nutritionist	HLTH	52
Environmental Protection	DPW	55
Specialist/RDF Business Manager		
Capital Campaign Coordinator	LIB	59
Retirement Administrator	DFS	54
Administrative Clerk	DPW/MLP	35
Secretary	ALL	45
Seasonal Park Maintenance	DPW	15
Meter Reader/Stockkeeper	MLP	16
Lead Building Maintenance Person	LIB	C6
Secretary II	REC	43
Secretary, Support	DPW	44
Intern	ALL	46
Senior Intern	ALL	49

SCHEDULE A  
JOB CLASSIFICATIONS BY GROUPS

GROUP 69	
Executive Director of General Government Services	SEL
GROUP 65	
Director, DPW	DPW
Director, Financial Services	DFS
GROUP 63	
Chief of Police	POL
Treasurer/Collector	T&C
GROUP 62	
Fire Chief	FIR
Human Resources Director	HR
Programs Manager/Assistant Director	DPW

Superintendent, Park & Highway	DPW
Town Engineer	DPW
Library Director	LIB
GROUP 61	
Asst. Director of General Government Services	DFS
Deputy Chief of Police	POL
NIS Director	DFS
Superintendent, Water & Sewer Division	DPW
Town Accountant	DFS
GROUP 60	
Chief Assessor	ASR
Deputy Fire Chief	FIR
Director, Community and Public Health Services	HLTH
Director of Recreation	REC
Superintendent/RDF	DPW
GROUP 59	
Assistant Director for Library Services	LIB
Assistant Superintendent, W&S Division	DPW
Assistant Town Engineer	DPW
Facilities Maintenance Administrator	SEL
Planning Director	PLAN
Assistant Director for Technology	LIB
GROUP 58	
Assistant NIS Director	NIS
Assistant Superintendent, Highway Division	DPW
Assistant Superintendent - Park & Tree	DPW
Inspector of Buildings	BLDG
Landscape Architect	DPW
Senior Civil Engineer	DPW
Senior Management Analyst	DPW
GROUP 57	
Assistant Director	REC
Assistant Director/Health	HLTH
Deputy Assistant Director, General Govt. Services	SEL
Director of Natural Resources	NRC
GIS Manager	NIS
Network Manager/Webmaster	NIS
Technical Operations Manager	NIS
Youth Director	YC
GROUP 56	
Assistant Town Accountant	DFS
Civil Engineer	DPW
Director of Senior Services	COA
Management Analyst	DPW
Landscape Planner	DPW
GROUP S55	
Fleet Maintenance Supervisor, Highway	DPW
GROUP 55	
Environmental Health Specialist	HLTH
GIS Administrator	NIS
Local Building Inspector	BLDG
Program Administrator	REC
Senior Engineer	DPW

GROUP S54	
Customer Services Supervisor	MLP
General Foreman, All Divisions	DPW
Overhead Line Foreman	MLP
Supervisor of Accounting	DPW
Underground Line Foreman	MLP
GROUP 54	
Assistant Treasurer/Collector, T&C	DFS
Budget Projects Manager	DFS
Director of Veterans' Services	VET
Horticulturist, Park & Tree Division	DPW
Human Resources Generalist	HR
Inspector of Wires	BLDG
Planner	PLAN
Plumbing & Gas Inspector	BLDG
Transportation Projects Manager	SEL
GROUP S53	
Coordinator, Light Plant	MLP
Signal Alarm Foreman, Light Plant	MLP
Supervisor, RDF	DPW
GROUP 53	
Analyst/Programmer	NIS
Environmental Education Coordinator	NRC
Health Communication and Services Specialist	HLTH
Public Health Nurse	HLTH
GROUP 52	
Conservation Administrator	NRC
GIS Analyst	DPW
Projects Administrator	PBC
RDF Business Manager	DPW
Sealer of Weights and Measures/Parking Clerk	SEL
GROUP 51	
Assistant Administrator	ASR
Assistant Town Clerk	TC
Executive Secretary, Director, DPW	DPW
Executive Secretary, Zoning Board of Appeals	ZBA
Health & Social Services Administrator	COA
Microcomputer Coordinator	NIS
GROUP S50	
Collections Representative	MLP
GROUP 50	
Animal Control Officer/Inspector of Animals	POL
GROUP 49	
Accountant B	DFS
Administrative Secretary	SEL
Elections & Registration Administrator	TC
GROUP 48	
Administrative Assistant	HLTH
Head Maintenance Custodian, Town Hall	SEL
Office Assistant, Building	BLDG

Personnel Administrative Assistant	HR
Senior Office Assistant	DPW
GROUP 47	
Accounting Assistant	POL
Administrative Assistant	POL
Office Assistant, Electric	MLP
Office Assistant, Engineering	DPW
Office Assistant, Management	DPW
Office Assistant, Park and Highway	DPW
Office Assistant, W&S	DPW
Secretary, DFS	DFS
Secretary, Fire	FIR
Secretary, Library	LIB
Secretary, Recreation	REC
Senior Secretary, Selectmen	SEL
Voter Registration Clerk	TC
GROUP 47D	
Dispatcher	POL
GROUP 46	
Accounting Clerk, T&C	DFS
Office Assistant	SEL
Office Assistant, RDF	DPW
Office Assistant/Records Clerk	POL
GROUP 45	
Secretary, Assessor's	ASR
Secretary, Director's Office	DPW
Secretary, NRC	NRC
Secretary/Technical Assistant	PLAN
GROUP 44	
Clerk	TC
Custodian	SEL/REC
Secretary, Building	BLDG
GROUP 43	
Seniors Activities Coordinator	COA
Switchboard Operator/Receptionist	SEL
GROUP 42	
Clerk/Government Services	SEL
Office Clerk	HLTH
Parking Meter Attendant	SEL
GROUP 41	
Night Watchman, Highway	DPW
GROUP 38	
Senior Customer Service Representative	MLP
GROUP 35	
Accounts Payable Clerk	DPW
Bookkeeping/Account Clerk	DPW
Clerk/Engineering	DPW
Customer Service Representative	DPW/MLP
GROUP 34	
Administrative Clerk	DPW
Communications Clerk/Receptionist	MLP

Credit/Collections Clerk	MLP
GROUP 33	
Administrative Records Clerk	DPW
Cashier/Records Assistant	MLP
Clerk	DPW
GROUP 31	
Clerk, General	DPW
GROUP 21	
Electrician A	MLP
Lead Cablesplicer	MLP
Lead Lineman	MLP
GROUP 20	
Automotive Mechanic Foreman A, Highway	DPW
Cablesplicer, 1st class	MLP
Chief Substation Operator, Electric	MLP
Construction Craftsman, Highway	DPW
Construction Foreman/Electric	MLP
Engineer A	DPW
Foreman A - All Divisions	DPW
Foreman A - Athletic Fields	DPW
Horticultural Technician	DPW
Lineman, 1st class	MLP
Senior Welder, Highway	DPW
Tree Care Foreman/Park & Tree	DPW
GROUP 19	
Meter & Sign Repair Person, Highway	DPW
Meter/Backflow Prevention Device Coordinator	DPW
GROUP 18	
Automotive Mechanic, Highway	DPW
Foreman B - All Divisions	DPW
Groundskeeping Foreman, Park	DPW
Highway Craftsman	DPW
Lead Baler	DPW
Lead Tree Climber/Park & Tree	DPW
Primary Water Treatment Plant Operator	DPW
Welder, Highway	DPW
Engineering Technician	MLP
Park Maintenance Craftsman	DPW
GROUP 17	
Apprentice Lineworker/Stockkeeper	MLP
Cablesplicer, 2nd class	MLP
Crane Operator	DPW
Lineman, 2nd class	MLP
Meter/Backflow Prevention Device Technician	DPW
Park Technical Services Craftsman	DPW
Power Shovel Operator, W&S	DPW
Stockkeeper, Automotive, Highway	DPW
Substation Operator, Electric	MLP
Tractor Trailer Operator	DPW
Tree Climber, Park & Tree	DPW
GROUP 16	
General Mechanic A, W&S	DPW
Groundskeeper, Park & Tree	DPW
Head Custodian	DPW

Heavy Equipment Operator, Highway	DPW
Secondary Water Treatment Plant Operator	DPW
Stockkeeper, Electric	MLP
Transfer Haul Equip. Operator, RDF	DPW
GROUP 15	
Industrial Equipment Operator, RDF	DPW
Stockkeeper, W&S	DPW
GROUP 14	
Building Maintenance Person, Highway	DPW
Cablesplicer Helper, Electric	MLP
Custodian	DPW
Groundman, Electric	MLP
Medium Equipment Operator, Highway, Park	DPW
Truck Driver A/Laborer, W&S	DPW
GROUP 13	
Permit Verifier/Trash Collector, RDF	DPW
GROUP 12	
Light Equipment Operator, Highway, Park	DPW
GROUP 11	
Laborer - All Divisions	DPW
GROUP L17	
Public Services Coordinator	LIB
GROUP L16	
Children's Services Supervisor	LIB
Reference Services Supervisor	LIB
Technical Services Supervisor	LIB
GROUP L15	
Branch Libraries Supervisor	LIB
Interlibrary Loan Supervisor	LIB
GROUP L14	
Reference Librarian - Adult Services	LIB
Reference Librarian - Audio-Visual Services	LIB
Reference Librarian - Children's Services	LIB
Reference Librarian - Periodical Services	LIB
Reference Librarian - Young Adults' Services	LIB
GROUP L9	
Circulation Supervisor	LIB
Facilities Supervisor	LIB
GROUP L6	
Acquisition Assistant	LIB
Assistant Cataloger	LIB
Assistant Circulation Supervisor	LIB
Bookkeeper	LIB
GROUP L3	
Library Assistant II	LIB
Library Assistant III	LIB
GROUP L2	

Library Assistant I	LIB
GROUP L1 Helper	LIB
GROUP C4 Building Maintenance Person	LIB
GROUP P40 Lieutenant	POL
GROUP P30 Sergeant	POL
GROUP P20 Detective Prosecuting Officer Safety Officer	POL POL POL
GROUP P18 Police Officer - EMT	POL
GROUP P15 Police Officer - Special	POL
GROUP P10 Police Officer	POL
GROUP F40 Captain Captain, Special Services	FIR FIR
GROUP F30 Lieutenant	FIR
GROUP F19 Automotive Mechanic	FIR
GROUP F10 Firefighter	FIR

GENERAL GROUP: This group includes all part-time seasonal, casual, special and other jobs or positions not otherwise classified above, whose job titles shall be as shown on the personnel records of the Human Resources Board.

The rates of pay, as shown in the personnel records of the Human Resources Board, shall continue in effect until otherwise adjusted by the Human Resources Board or by amendment of the Plan.

**ARTICLE 5.** To see if the Town will vote to amend ARTICLE 31 of the Town Bylaws by making changes in Schedule B entitled “Salary Plan – Pay Schedule” established under Section 31.6, which constitutes part of said Bylaws; to raise and appropriate, or otherwise provide, money therefor; or take any other action relative thereto.

**MOTION 1**

Stephanie Wasser, Precinct C, member of the Human Resources Board offered the first motion; Josh Black, Chairman of the Human Resources Board spoke in support of the motion, which was

**VOTED, by declared voice vote**, that the Salary Plan as established at the 1950 Annual Town Meeting as amended, be further amended effective July 1, 2006, as recommended by the Human Resources Board, by striking the existing pay schedule for the non-bargaining unit, non-management personnel (Job Groups 40-49) and inserting the new schedule as follows:

Salary rates effective as indicated as of July 1, 2006

*Reflects 2.5% increase over FY 06*

Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
49	642.95 18.37	667.80 19.08	700.00 20.00	729.40 20.84	761.60 21.76	808.85 23.11
48	616.00 17.60	641.90 18.34	672.70 19.22	704.20 20.12	730.45 20.87	776.30 22.18
47	589.75 16.85	616.00 17.60	646.80 18.48	672.70 19.22	700.00 20.00	744.80 21.28
46	568.75 16.25	589.75 16.85	616.00 17.60	641.90 18.34	667.80 19.08	713.65 20.39
45	542.85 15.51	563.85 16.11	589.75 16.85	616.00 17.60	641.90 18.34	680.40 19.44
44	516.60 14.76	537.60 15.36	563.85 16.11	589.75 16.85	610.75 17.45	648.90 18.54
43	491.05 14.03	512.40 14.64	531.65 15.19	558.60 15.96	578.55 16.53	616.70 17.62
42	464.45 13.27	484.75 13.85	505.05 14.43	531.30 15.18	553.00 15.80	584.85 16.71
41	443.80 12.68	465.15 13.29	484.75 13.85	505.05 14.43	526.75 15.05	557.90 15.94

Fire Department

(Mechanic - not in bargaining unit)

Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
F19	858.65	901.58	946.65	994.23	1,043.96	1,096.15

**MOTION 2**

Stephanie Wasser, Precinct C, member of the Human Resources Board offered **the second motion**; Josh Black, Chairman of the Human Resources Board spoke in support of the motion, which was

**VOTED, by declared voice vote**, that the Salary Plan as established at the 1950 Annual Town Meeting as amended, be further amended effective July 1, 2006, as recommended by the Human Resources Board, by striking the existing pay schedule for the Merit Pay Plan (Job Groups 50-69) and inserting the new schedule as follows:

SCHEDULE B  
SALARY PLAN - PAY SCHEDULES

**Salary rates effective as indicated as of July 1, 2006**

Job Group	Minimum	Midpoint	Maximum
69	109,440	136,800	164,160
68	101,360	126,700	152,040
67	94,000	117,500	141,000
66	86,960	108,700	130,440
65	80,560	100,700	120,840
64	75,200	94,000	112,800
63	70,320	87,900	105,480
62	65,760	82,200	98,640
61	61,520	76,900	92,280
60	57,440	71,800	86,160
59	53,600	67,000	80,400
58	50,240	62,800	75,360
57	46,880	58,600	70,320
56	43,920	54,900	65,880
55	41,040	51,300	61,560
54	39,040	48,800	58,560
53	37,280	46,600	55,920
52	35,360	44,200	53,040
51	33,680	42,100	50,520
50	32,160	40,200	48,240

Network and Information Systems

Job Group	Minimum	Midpoint	Maximum
61	69,520	86,900	104,280
60	65,040	81,300	97,560
59	60,800	76,000	91,200
58	56,720	70,900	85,080
57	52,960	66,200	79,440
56	49,520	61,900	74,280
55	47,120	58,900	70,680
54	44,960	56,200	67,440
53	42,800	53,500	64,200
52	40,720	50,900	61,080
51	38,800	48,500	58,200

**MOTION 3**

Stephanie Wasser, Precinct C, member of the Human Resources Board offered the **third motion**; Josh Black, Chairman of the Human Resources Board spoke in support of the motion, which was

**VOTED, by declared voice vote**, that the sum of \$100,000 be appropriated to the Human Resources Board for the purpose of granting salary increases to employees in Job Groups 50 and above in the classification plan.

**ARTICLE 6.** To see if the Town will vote to amend ARTICLE 31 of the Town Bylaws by making changes in the appendix to the Classification and Salary Plans established under Sections 31.1 and 31.6 respectively, which constitutes part of said Bylaws; or take any other action relative thereto.

No motion offered.

**ARTICLE 7.** To see what action the Town will take to fix the salary and compensation of all elected officials of the Town as provided by the General Laws Chapter 41, Section 108 as amended; or take any other action relative thereto.

Harriet Warshaw, Precinct C, Chairman of the Board of Selectmen, offered and spoke in support of the following motion, which was

**VOTED, by declared voice vote**, that the annual salary of the Town Clerk be fixed at the amount of \$68,431 effective July 1, 2006.

**ARTICLE 8.** To see what sums of money the Town will raise and appropriate, or otherwise provide, including transfer from available funds, or borrowing, for the following:

(a) for the operation of the several Town departments, including capital outlay, maturing debt and interest, and to provide for a Reserve Fund;

(b) for extraordinary maintenance, special capital projects and other capital outlay items for the several Town departments;

(c) for such purposes as may be voted contingent upon passage by the voters of referendum questions as authorized by the General Laws Chapter 59, Section 21c (m), as amended;

#### **MOTION 1**

Susan Jablonski, Precinct C, Chairman of the School Committee offered and spoke in support of the **first motion**, which was

**VOTED, by declared voice vote**, that the sum of \$783,000 be appropriated for education, said sum to be taken from free cash, as certified as of July 1, 2006, and added to the amount appropriated for education under Motion 1 of Article 8 of the Warrant for the 2006 Annual Town Meeting.

#### **MOTION 2**

Stephen Mahoney, Precinct F, Chairman of the Board of Assessors, offered and spoke in support of the **second motion**, which was

**VOTED, by declared voice vote**, that the sum of \$10,000 appropriated to 181-02 Assessors Expenses in Motion 1 of Article 8 of the Warrant for the 2006 Annual Town Meeting be transferred to Assessors Personal Services 181-01.

#### **MOTION 3**

Harriet Warshaw, Precinct C, Chairman of the Board of Selectmen, offered and spoke in support of the **third motion**, which was

**VOTED, unanimously by voice vote**, that the Town authorizes the receipt by the Treasurer of \$2,050,000 (Two million, fifty thousand dollars) pursuant to Section 6 of the "Linden Square Development Agreement" signed between the Town by and through the Board of Selectmen and Lindwell SC, Inc., Lindwell OP, Inc. and Lindwell Realty Trust (collectively the "Owner") on June 3, 2006; and

That of said sum of \$2,050,000 (Two million, fifty thousand dollars), \$1,200,000 (One million, two hundred thousand dollars) is appropriated to, and to be expended under the direction of, the Board of Public Works to complete reconstruction of Linden Street from Rockland Street to Hilltop Road and from Everett Street to Weston Road; and that \$850,000 (Eight hundred fifty thousand dollars) is appropriated to, and to be expended under the direction of, the Board of Selectmen for traffic expenses.

Harriet Warshaw, Precinct C, Chairman of the Board of Selectmen, offered the following motion which was

**VOTED, unanimously by voice vote**, that when this Annual Town Meeting adjourns, it does so until Tuesday, March 28, 2006, at 7:30 p.m. in this same hall.

The meeting adjourned at 10:45 p.m.

Attest:

Kathleen F. Nagle  
Town Clerk

CERTIFICATE OF NOTICE  
OF ADJOURNED ANNUAL TOWN MEETING



March 28, 2006  
Wellesley, MA

I hereby certify that notice that the Town Meeting would adjourn from March 27, 2006 to March 28, 2006 at 7:30 p.m. at the Wellesley High School was voted unanimously by the Town Meeting. That said adjournment was announced by the Moderator at the close of the meeting of March 27, 2006 and a notice was posted on the town website ([www.wellesleyma.gov](http://www.wellesleyma.gov)) and in the Town Hall at the office of the Town Clerk on March 28, 2006.

Attest:

Kathleen F. Nagle  
Town Clerk

TOWN CLERK'S RECORD  
OF ADJOURNED SESSION OF 2006 ANNUAL TOWN MEETING



March 28, 2006  
Wellesley High School

March 29, 2006

An adjourned session of the Annual Town meeting from March 27, 2006 was held this evening at the Wellesley High School Auditorium, 50 Rice Street. The Moderator, Heather B. Sawitsky, called the meeting to order at 7:44 P.M. The Moderator declared a quorum present.

The meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 210 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the assigned rows of the hall, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did not vote: Hans Larsen, Executive Director, General Government Services; Terrance J. Connolly, Assistant Director, General Government Services; Susan Hurwitz, Chairman, Mark Antonelli, Ken Baer, Katy Gibson, Advisory Committee; Michael Pakstis, Director, Department of Public Works (DPW), Judith Curby, DPW Assistant Director, Stephen S. Fader, DPW Town Engineer, David A. Cohen, DPW, Sr. Management Analyst; Christopher Ketchen, Budget Project Manager, Department of Financial Services; Kevin Rooney, Fire Chief; Neal Seaborn, Vice Chair NRC; Kim Hoff, Director Council on Aging; Richard H. Brown, Director Planning Department; Terrence Cunningham, Police Chief; Carl Fleischer, Recreation Commission, Jan Kaseta, Director Recreation Department; Donna McCabe, Chief Assessor; Marc Waldman, Treasurer; Sheryl Strother, Town Accountant; Amanda Fischman Henshon, Library Trustees, Janice Coduri, Wellesley Free Library (WFL), Director, Helen Charbonneau and Elise MacLennan, WFL Staff; Marlene Allen, School Committee, Matthew King, Wellesley Public Schools (WPS) Superintendent, Ruth Q. Berdell, WPS Business Manager, Bella Wong, WPS Assistant Superintendent, Dorsey Yearley, WPS Director of Special Education; Barbara Lehman, Rachael Lebeaux, Wellesley Townsman.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch, assisted by Christine Olaksen, Paul Criswell, Sandy Avellone, Bob White, Edwin Donahue, and Pam Kubbins.

The Moderator announced an opportunity for Town Meeting Members and the public to tour the Wellesley High School on April 3 and 4 beginning at 6:30 pm from this auditorium. Town Meeting members are also invited to view the land under consideration for Article 32 at 19 Clovelly Road on April 1, 1-4 pm.

The Moderator then returned to consideration of Article 8.

**ARTICLE 8, MOTION 4**

Harriet Warshaw, Precinct C, Chairman of the Board of Selectmen, offered the **fourth motion under Article 8**. Mrs. Warshaw spoke in support of the General Government portion of the motion; William Charlton, Chairman of the Board of Public Works spoke in support of the Public works portion of the motion; Marla Robinson, Chairman of the Board of Library Trustees spoke in support of the Library portion of the motion; Susan Jablonski, Chairman of the School Committee spoke in support of the School Department portion of the motion. Susan Hurwitz,

Chairman of the Advisory Committee offered the favorable recommendation of the Advisory Committee.

At 8:50 pm the Moderator declared a brief recess. At 9:15 the meeting resumed.

David Himmelberger, Precinct B, Board of Selectmen, offered the following motion

**VOTED, unanimously by voice vote**, that when this meeting adjourns, it does so until April 3, 2006 at 7:30 p.m. in this same hall. The motion was projected on the screen.

The meeting resumed discussion of **Article 8 motion 4**. After discussion by the Town Meeting it was

**VOTED, by declared voice vote**, that the following sums of money be appropriated to the Town boards and officials and for the purposes as herinafter set forth:

Funding Item	-		Total Ops
	01 Pers Srvs	02 Expenses	
<b>GENERAL GOVERNMENT</b>			
To the Board of Selectmen for General Government; \$1,684,949 for 01-Personal Services and \$1,538,774 for 02-Expenses. And it is recommended that the sums be allocated as follows:			
<i>Board of Selectmen - Administration</i>			
122 Executive Director's Office	641,387	41,325	682,712
199 Central Administrative Services	0	21,000	21,000
155 Network & Information Systems	379,702	191,426	571,128
145 Treasurer & Collector	212,192	124,150	336,342
197 Parking Fines Processing	40,000	45,525	85,525
152 Training & Development	0	1,500	1,500
195 Town Report	0	5,000	5,000
181 Human Relations Committee	0	200	200
<i>Board of Selectmen - Facilities</i>			
192 Facilities Maintenance	173,680	80,142	253,822
193 Building Maintenance Operations	0	99,750	99,750
193 Building Maintenance Projects		156,100	156,100
<i>Board of Selectmen - Human Services</i>			
541 Council on Aging	93,731	89,950	183,681
183 Fair Housing Committee	0	475	475
543 Veterans' Services	47,947	2,140	50,087
543 Veterans' Benefits	0	4,500	4,500
542 Youth Commission	52,281	21,848	74,129
<i>Board of Selectmen - Other Services</i>			
180 Housing Development Corporation	3,000	500	3,500
182 MetroWest Planning	0	5,250	5,250
691 Historical Commission	0	250	250
690 Historical District Commission	0	250	250
694 Veterans' Observances	0	2,500	2,500
693 Celebrations Committee	0	4,700	4,700
176 Zoning Board of Appeals	41,029	8,465	49,494
<i>Board of Selectmen - Shared Services</i>			
151 Law		259,770	259,770
945 Risk Management		372,058	372,058
<b>Subtotal - Board of Selectmen - General Government</b>	<b>1,684,949</b>	<b>1,538,774</b>	<b>3,223,723</b>
		-	

<b>Funding Item</b>	<b>01</b>	<b>02</b>	<b>Total Ops</b>
	<b>Pers Srvs</b>	<b>Expenses</b>	
<b><i>Other General Government</i></b>			
To the following Town boards and officials:			
161 Town Clerk/Election & Registration	236,688	47,800	284,488
141 Board of Assessors	212,268	81,200	293,468
175 Planning Board	145,558	25,575	171,133
135 Audit Committee	0	62,000	62,000
185 Permanent Building Committee	7,268	7,200	14,468
152 Human Resources Board	212,753	20,820	233,573
131 Advisory Committee	5,280	24,780	30,060
132 Advisory Committee - Reserve Fund		175,000	175,000
<b>Subtotal - Other General Government</b>	<b>819,815</b>	<b>444,375</b>	<b>1,264,190</b>
<b>GENERAL GOVERNMENT TOTAL</b>	<b>2,504,764</b>	<b>1,983,149</b>	<b>4,487,913</b>

**PUBLIC SAFETY - BOARD OF SELECTMEN**

To the Board of Selectmen for Public Safety, \$8,155,048 for 01-Personal Services and \$1,127,574 for 02-Expenses. And it is recommended that the sums be allocated as follows:

210 Police Department	4,084,862	676,325	4,761,187
299 Special School Police	91,449	2,652	94,101
220 Fire Department	3,688,037	308,192	3,996,229
241 Building Department	275,959	21,505	297,464
122 Emergency Medical Services		115,400	115,400
244 Sealer of Weights & Measures	14,741	3,500	18,241
<b>PUBLIC SAFETY TOTAL - BOARD OF SELECTMEN</b>	<b>8,155,048</b>	<b>1,127,574</b>	<b>9,282,622</b>

**PUBLIC WORKS**

To the Board of Public Works, \$3,189,135 for 01-Personal Services and \$2,579,873 for 02-Expenses. And it is recommended that the sums be allocated as follows:

410 Engineering	431,515	77,615	509,130
420 Highway	849,013	396,622	1,245,635
454 Fleet Maintenance	98,985	53,807	152,792
430 Park	847,679	224,159	1,071,838
440 Recycling & Disposal	693,858	1,266,566	1,960,424
450 Management	268,085	40,096	308,181
458 Street Lighting	0	186,447	186,447
456 Winter Maintenance	0	334,561	334,561
<b>PUBLIC WORKS TOTAL</b>	<b>3,189,135</b>	<b>2,579,873</b>	<b>5,769,008</b>

Provided that of the foregoing appropriation to the Board of Public Works for 01-Personal Services, the sum of \$45,043 is contingent upon the passage of a referendum question under Paragraph (g) of Section 21C of Chapter 59 of the General Laws, as amended, authorizing said \$45,043 to be raised in excess of the Proposition 2 1/2 limits.

That the cash on hand in the RDF Baler and Compactors Major Repairs and Replacement Fund on June 30, 2006 be appropriated to the Board of Public Works for major repairs and replacement of the baler and the trash compactors and their attachments at the Recycling and Disposal Facility (major repair being defined as repairs or scheduled maintenance costing more than \$5,000); that any interest earned on the money in this fund shall accrue to this fund; and that expenditures from this fund may be made by the Board of Public Works for major repairs, but expenditures for equipment replacement shall be subject to Town Meeting Appropriation.

<b>Funding Item</b>	<b>01</b>	<b>02</b>	<b>Total Ops</b>
	<b>Pers Srvs</b>	<b>Expenses</b>	
<b><u>WELLESLEY FREE LIBRARY</u></b>			
To the Trustees of the Wellesley Free Library:			
610 Library Trustees	1,477,081	579,670	2,056,751
620 Regional Services (Non-Tax Impact)	149,450	67,736	217,186
<b>LIBRARY TOTAL</b>	<b>1,626,531</b>	<b>647,406</b>	<b>2,273,937</b>

That in addition to the foregoing appropriation, any income from the Wellesley Free Library Fund be appropriated to the Trustees of the Wellesley Free Library for 01-Personal Services.

**RECREATION**

To the Recreation Commission:

630 Recreation Commission	294,475	96,525	391,000
630 Recreation Programs - (Non-Tax Impact)	448,523	509,212	957,735
640 Teen Center	0	7,500	7,500
<b>RECREATION TOTAL</b>	<b>742,998</b>	<b>613,237</b>	<b>1,356,235</b>

That of the above appropriation to the Recreation Commission, \$957,735 in the aggregate shall only be expended dollar for dollar to the extent of receipts by the Town of revenues for the 2006 summer day camp and Morses Pond Programs, whenever received and for other recreation programs and service fees, including receipts from the rental or other use of the Warren Building received during Fiscal Year 2007.

**HEALTH**

To the Board of Health:

510 Board of Health	297,160	80,899	378,059
523 Mental Health Services	0	157,808	157,808
<b>HEALTH TOTAL</b>	<b>297,160</b>	<b>238,707</b>	<b>535,867</b>

**NATURAL RESOURCES**

To the Natural Resources Commission:

171 Natural Resources Commission	149,886	15,440	165,326
171 Morses Pond Project - Interdepartmental (NRC, BPW, Rec)	0	75,000	75,000
<b>NATURAL RESOURCES TOTAL</b>	<b>149,886</b>	<b>90,440</b>	<b>240,326</b>

**Funding Item**

**01            02**  
**Pers Svcs Expenses Total Ops**

**MLP - TAX IMPACT**

To the Municipal Light Board:

492 Fire & Traffic Signal Systems	58,280	25,470	83,750
<b>MLP - TAX IMPACT TOTAL</b>	<b>58,280</b>	<b>25,470</b>	<b>83,750</b>

<b>NON-SCHOOL TOTAL</b>	<b>16,723,802</b>	<b>7,305,856</b>	<b>24,029,658</b>
-------------------------	-------------------	------------------	-------------------

**WELLESLEY PUBLIC SCHOOLS**

To the School Committee, \$47,032,871 in the aggregate for 01-Personal Services and 02-Expenses. And it is recommended that the sum be allocated as follows:

320 Instruction	33,797,309	1,418,857	35,216,166
330 Administration	797,003	186,990	983,993
340 Operations	2,156,300	2,246,853	4,403,153
350 Community Service	5,000	0	5,000
360 Special Tuition/Transportation/Inclusion	2,609,168	3,815,391	6,424,559
<b>SCHOOL TOTAL</b>	<b>39,364,780</b>	<b>7,668,091</b>	<b>47,032,871</b>

**EMPLOYEE BENEFITS**

To the following Town boards and officials for the purposes indicated:

914 Board of Selectmen - Group Insurance	11,873,100	11,873,100	
919 Board of Selectmen - Other Post Employment Benefits Liability Fund	600,000	600,000	
912 Board of Selectmen - Workers' Compensation	261,476	261,476	
913 Board of Selectmen - Unemployment Compensation	100,000	100,000	
950 Board of Selectmen - Compensated Absences	90,000	90,000	
911 Contributory Retirement Board - Non-Contributory Pensions	72,219	72,219	
<b>EMPLOYEE BENEFITS TOTAL</b>	<b>0</b>	<b>12,996,795</b>	<b>12,996,795</b>

And further, that the balance on hand in the Workers' Compensation fund on June 30, 2006 and any interest earnings of the program, are appropriated for expenses related to the Workers' Compensation Program of the Town for Fiscal Year 2007.

<b>ALL PERSONAL SERVICES &amp; EXPENSES</b>	<b>56,088,582</b>	<b>27,970,742</b>	<b>84,059,324</b>
---	-------------------	-------------------	-------------------

<u>Funding Item</u>	<u>04-Capital Outlay</u>	<u>Total Outlay</u>
<b>CAPITAL &amp; DEBT</b>		
To the following Town boards and officials for the purposes indicated:		
<i>Departmental Cash Capital</i>		
400 Board of Public Works - Capital	1,107,500	1,107,500
300 School Committee - Capital	1,165,319	1,165,319
122 Board of Selectmen - Capital	35,272	35,272
610 Library Trustees - Capital	23,700	23,700
171 Natural Resources Commission - Capital	25,000	25,000
175 Planning Board - Capital	20,000	20,000
161 Town Clerk - Capital	16,000	16,000
630 Recreation Commission - Capital	6,400	6,400
<b>Subtotal - Cash Capital</b>	<b>2,399,191</b>	<b>2,399,191</b>

<u>Funding Item</u>	<u>01 Pers Srvs</u>	<u>02 Expenses</u>	<u>Total Ops</u>
To the Town Treasurer and Collector for:			
700 Debt Service including payments on maturing debt and interest		8,977,475	8,977,475
<b>Subtotal - Maturing Debt &amp; Interest</b>		<b>8,977,475</b>	<b>8,977,475</b>
Of which \$76,825 shall be taken from the Parking Meter Receipts Account.			

<b>CAPITAL &amp; DEBT TOTAL</b>	<b>11,376,666</b>	<b>11,376,666</b>
---------------------------------	-------------------	-------------------

<u>Funding Item</u>	<u>01 Pers Srvs</u>	<u>02 Expenses</u>	<u>Total Ops</u>
<b>RECEIPTS RESERVED FOR APPROPRIATION</b>			
To the Board of Selectmen, to be taken from the Parking Meter Receipts Account:			
293 Traffic & Parking Operations	103,527	281,450	384,977
293 Traffic & Parking Maintenance Capital		109,000	109,000
<b>RECEIPTS RESERVED TOTAL</b>	<b>103,527</b>	<b>390,450</b>	<b>493,977</b>

<b>TOTAL APPROPRIATIONS - ARTICLE 8, MOTION 4</b>	<b>95,929,967</b>
---	-------------------

Provided further, that the foregoing appropriations, excluding debt service, are contingent upon the passage of a referendum question under Paragraph (g) of Section 21C of Chapter 59 of the General Laws, as amended, authorizing \$2,961,718 of said appropriation to be raised in excess of the Proposition 2 1/2 limits.

It was moved and the meeting voted to adjourn. The meeting adjourned at 10:45 p.m.

Attest:

Kathleen F. Nagle  
Town Clerk

CERTIFICATE OF NOTICE  
OF ADJOURNED ANNUAL TOWN MEETING



March 29, 2006  
Wellesley, MA

I hereby certify that notice that the Town Meeting would adjourn from March 28, 2006 to April 3, 2006 at 7:30 p.m. at the Wellesley High School was posted on the screen in the Hall during the recess of the meeting on March 28, 2006 and was announced by the Moderator and posted on the screen in the Hall at the recommencement of the meeting on March 28, 2006. The notice was also posted in Town Hall at the office of the Town Clerk on March 29, 2006.

Attest:

Kathleen F. Nagle  
Town Clerk

TOWN CLERK'S RECORD  
OF THE ANNUAL TOWN MEETING



April 3, 2006  
Wellesley High School

April 4, 2006

An adjourned session of the Annual Town meeting from March 28, 2006 was held this evening at the Wellesley High School Auditorium, 50 Rice Street. The Moderator, Heather B. Sawitsky, called the meeting to order at 7:45 p.m. The Moderator declared a quorum present.

The meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 209 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the assigned rows of the hall, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did not vote: Hans Larsen, Executive Director, General Government Services; Terrance J. Connolly, Assistant Director, General Government Services; Susan Hurwitz, Chairman, Mark Antonelli, Ken Baer, Katy Gibson, Don McCauley, Advisory Committee; David A. T. Donohue, BPW, Michael Pakstis, Director, Department of Public Works (DPW), Judith Curby, DPW Assistant Director, Stephen S. Fader, DPW Town Engineer, David A. Cohen, DPW, Sr. Management Analyst; Gordon F. Kingsley, MLP, Richard Joyce, Director MLP, Debra Healy, MLP staff; Christopher Ketchen, Budget Project Manager, Department of Financial Services; Neal Seaborn, Vice Chair NRC, Janet Bowser, Director NRC; Kim Hoff, Director Council on Aging; Michael Eby, Chair PBC, Kathryn Mullaney, PBC staff; Edward Chazen, Planning Board, Richard H. Brown, Director Planning Department; Sheryl Strother, Town Accountant; Amanda Fischman Henshon, Library Trustees, Janice Coduri, Wellesley Free Library (WFL), Director, Helen Charbonneau and Elise MacLennan, WFL Staff, Mark Flanzer, Citizens to Save the Branches; Marlene Allen, School Committee, Matthew King, Wellesley Public Schools (WPS) Superintendent, Ruth Q. Berdell, WPS Business Manager, Bella Wong, WPS Assistant Superintendent; Barbara Lehman, Wellesley Townsman.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch, assisted by Paul Criswell, Christine Olakson, Bob White, Sandy Avellone, Pam Kubbins, and Stephanie Wasser.

The Moderator announced that the Wellesley High School Drama group had recently won the Massachusetts Drama Guild statewide competition for one act plays and will represent Massachusetts at a regional festival to be held in New Hampshire later this spring.

The Moderator announced the meeting would continue action under Article 8.

#### **ARTICLE 8, MOTION 5**

Susan Jablonski, Precinct C, Chairman of the School Committee offered the following **fifth motion under Article 8**:

That the sum of \$4,382,735 (Four million, Three hundred Eighty-two thousand, Seven hundred Thirty-five dollars) be appropriated for school building roof maintenance and replacement; plumbing, heating and electrical system repairs; flooring replacement; ceiling and window replacement; and

That to raise said sum, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$4,382,735 (Four million, Three hundred Eighty-two thousand, Seven hundred Thirty-five dollars) under Massachusetts General Laws, Chapter 44 as amended, and that the School Committee is authorized to take all actions necessary to carry out this project; and

That the Selectmen are hereby authorized to petition the Commonwealth of Massachusetts for a construction grant, if available, under the provisions of Massachusetts General Laws, as amended, or any other enabling authority:

PROVIDED HOWEVER, that said total appropriation of \$4,382,735 (Four million, Three hundred Eighty-two thousand, Seven hundred Thirty-five dollars) is contingent upon the passage of a referendum question under paragraph (k) of Section 21C of Chapter 59 of the Massachusetts General Laws authorizing the exclusion of the debt service (principal and interest) from the provisions of Proposition 2 ½, so called, on any borrowing incurred pursuant to this vote.

At 8:45 p.m. the Moderator declared a short recess. The meeting reconvened at 9:10 p.m.

Harriet Warshaw, chairman of the Board of Selectmen, announced that the above mentioned **Motion 5 under Article 8 is being withdrawn** and will be moved at a subsequent session of the Town Meeting.

Vincent Juliani, Precinct A, member of the Board of Selectmen, offered the following motion, which was

**VOTED, unanimously**, that when this Annual Town Meeting adjourns, it does so until Tuesday, April 4, 2006, at 7:30 p.m. in this same hall.

The exact wording of the motion was displayed on the screen in the hall.

#### **ARTICLE 8, MOTION 6**

Mary Ann Cluggish, Precinct G, Chairman of the Board of Library Trustees offered the following **motion sixth under Article 8**. Mark Flanzer, Precinct D, representative of Citizens to Save the Branches spoke in support of the motion and offered a petition in support of the motion signed by 602 residents and to be noted in the record of this meeting. After discussion of the meeting it was

**VOTED, by declared voice vote**, that the sum of \$75,603 (Seventy-five thousand, Six hundred Three dollars) be appropriated to the Trustees of the Wellesley Free Library for operation of the Hills Branch and the Fells Branch libraries;

PROVIDED HOWEVER, that the foregoing appropriation is contingent upon the passage of a referendum question under Paragraph (g) of Section 21C of Chapter 59 of the General Laws, as amended, authorizing said appropriation to be raised in excess of the Proposition 2 ½ limits.

**ARTICLE 8, MOTION 7**

Harriet Warshaw, Precinct C, Chairman of the Board of Selectmen offered the **seventh motion under Article 8**, which was

**VOTED, unanimously**, that the amount appropriated by Motion 4, 300-04 School Committee Capital Outlay, \$185,216 be raised by transferring to said 300-04 the following unencumbered balances

For Compensated Absences under Article 8 of the 2002 Annual Town Meeting Warrant	\$26,244	
For Compensated Absences under Article 8 of the 2003 Annual Town Meeting Warrant	\$74,894	
For Compensated Absences under Article 8 of the 2004 Annual Town Meeting Warrant	\$64,078	
For Compensated Absences under Article 8 of the 2005 Annual Town Meeting Warrant	<u>\$20,000</u>	
		\$185,216

**ARTICLE 9.** To see what sum of money the Town will raise or appropriate, or otherwise provide, to the Board of Library Trustees for the operation of the branches; or take any other action relative thereto

No motion offered.

**ARTICLE 10.** To see what sum of money the Town will raise and appropriate, or otherwise provide, to the Municipal Light Board for the Municipal Light Plant; or take any other action relative thereto.

William Charlton, Precinct B, Chairman of the Board of Public Works, offered, and David A.T. Donohue, Chairman of the Municipal Light Plant Committee spoke in support of the following motion, which was

**VOTED, Unanimously**, that the Municipal Light Plant be authorized to expend the following sums:

<b><u>Operating Budget*</u></b>	
Operating Salaries	\$1,166,600
Materials and Services	610,483
Health Insurance	217,783
FICA	11,617
Purchase Power	12,071,015
Transmission	<u>2,171,600</u>
<b>Sub Total</b>	<b>16,249,098</b>
<b><u>Capital Outlays</u></b>	
Salaries	976,659
Services/Materials	1,964,816
Vehicles	378,285
Insurance	199,150
FICA	<u>9,727</u>
<b>Sub Total</b>	<b>3,528,637</b>

**Payments That Benefit The Town\*\***

Payment in Lieu of Taxes	1,000,000
Holiday Lights, Banners and Civic Events	40,000
Fiber Optic Network for Town	<u>56,000</u>
<b>Total Benefits to Town</b>	<b>1,096,000</b>

**Emergency Contingencies** 750,000

**Total Fiscal Year 2007 Budget Request** **\$21,623,735**

To be paid from electric revenues and retained earnings.

\* Excludes depreciation expense in the amount of \$1,600,000.

\*\* Town benefits do not include electric rate subsidization for: Municipal buildings (\$155,211); streetlights (\$292,717) and Network and Information support fees (\$118,000).

**ARTICLE 11.** To see what sum of money the Town will raise and appropriate, or otherwise provide, to the Board of Public Works for the Water Program; or take any other action relative thereto.

William Charlton, Precinct B, Chairman of the Board of Public Works, offered, and David A.T. Donohue, member Board of Public Works spoke in support of the following motion, which was

**VOTED, Unanimously,** that the sum of \$6,284,028 be appropriated to the Water Enterprise Fund, to be expended as follows:

Salaries	\$ 1,384,264
Expenses (incl. interest, deprec., and all non-op exp)	3,032,975
Capital Outlay	767,400
Debt	481,696
Emergency Reserve	<u>617,693</u>
Total Authorized Use of Funds	\$ 6,284,028

And that said \$6,284,028 be raised as follows:

Department Receipts	\$ 4,599,345
Retained Earnings	<u>1,684,683</u>
Total Sources of Funds	\$ 6,284,028

**ARTICLE 12.** To see what sum of money the Town will raise and appropriate, or otherwise provide, to the Board of Public Works for the Sewer Program; or take any other action relative thereto.

William Charlton, Precinct B, Chairman of the Board of Public Works, offered, and David A.T. Donohue, member Board of Public Works spoke in support of the following motion, which was

**VOTED, Unanimously,** that the sum of \$7,457,288 be appropriated to the Sewer Enterprise Fund, to be expended as follows:

Salaries	\$ 626,378
Expenses (incl. interest, deprec., and all non-op exp)	5,316,208
Capital Outlay	934,800
Debt	98,905
Emergency Reserve	<u>480,997</u>
Total Authorized Use of Funds	\$ 7,457,288

And that said \$7,457,288 be raised as follows:

Department Receipts	\$ 6,138,794
Retained Earnings	<u>1,318,494</u>
Total Sources of Funds	\$ 7,457,288

The Moderator announced that Article 13 would be considered at a later session in conjunction with Article 20.

**ARTICLE 14.** To see if the Town will vote pursuant to Section 53E½ of Chapter 44 of the General Laws, as amended, to authorize the establishment of one or more revolving fund(s) for the purpose of funding the activities of certain departments of the Town; or take any other action relative thereto.

Owen Dugan, Precinct E, member of the Board of Selectmen, offered the following motion, which was

**VOTED, unanimously,** that the Town vote to establish revolving funds, pursuant to Section 53E ½ of Chapter 44 of the General Laws, as amended, for the following purposes:

Street Opening Maintenance, said funds to be expended under the direction of the Department of Public Works, annual expenditures not to exceed \$ 150,000;

DPW Field Use Maintenance, said funds to be expended under the direction of the Department of Public Works, annual expenditures not to exceed \$100,000;

Council on Aging Transportation, said funds to be expended under the direction of the Council on Aging department, annual expenditures not to exceed \$4,500;

Council on Aging Social and Cultural Programs, said funds to be expended under the direction of the Council on Aging, annual expenditures not to exceed \$27,000;

Building Department Document Fees, said funds to be expended under the direction of the Building department, annual expenditures not to exceed \$50,000;

Teen Center Program Revenues, said funds to be expended under the direction of the Recreation department, annual expenditures not to exceed \$31,500;

Recreation Summertime Revenues, said funds to be expended under the direction of the Recreation department, annual expenditures not to exceed \$20,000.

**ARTICLE 15.** To see what sum of money the Town will raise and appropriate, or otherwise provide, including transfer from available funds, for one or more revolving fund(s) established by Town Meeting in accordance with the provisions of Section 53E½ of Chapter 44 of the General Laws; or take any other action relative thereto.

**MOTION 1**

Owen Dugan, Precinct E, member of the Board of Selectmen, offered the following motion one, which was

**VOTED, unanimously,** that the Town appropriate the sum of \$53,300 from free cash to the Street Opening Maintenance revolving fund.

**MOTION 2**

Owen Dugan, Precinct E, member of the Board of Selectmen, offered the following motion two, which was

**VOTED, unanimously**, that the Town appropriate the sum of \$69,600 to the Field Use Maintenance revolving fund.

**ARTICLE 39.** To see if the Town will authorize the Permanent Building Committee to oversee MLP building projects by amending the Town Bylaws, Article 14. Permanent Building Committee, Section 14.1. Definitions., subparagraph a., by striking that portion of subparagraph a. which begins “It does not include” and substituting therefor the following:

“It [the term “project”] does not include:

substations or other structures or any of the service equipment thereof of the Municipal Light Plant, but the term “project” shall include buildings of said plant;

buildings of the Housing Authority;

public works such as sewers, streets and the like, including those uninhabited buildings and other structures used exclusively in connection therewith; and

routine maintenance and upkeep of a building or other structure and its service equipment which are performed on a regular basis.”;

or take any other action relative thereto.

William Charlton, Precinct B, Chairman of the Board of Public Works, offered, and David A.T. Donohue, member Board of Public Works spoke in support of the following motion, which was

**VOTED, unanimously**, that the Town Bylaws be amended to authorize the Permanent Building Committee to oversee MLP building projects by amending the Town Bylaws, Article 14. Permanent Building Committee, Section 14.1. Definitions., subparagraph a., by striking that portion of subparagraph a. which begins “It does not include” and substituting therefor the following:

“It [the term “project”] does not include:

substations or other structures or any of the service equipment thereof of the Municipal Light Plant, but the term “project” shall include buildings of said plant;

buildings of the Housing Authority;

public works such as sewers, streets and the like, including those uninhabited buildings and other structures used exclusively in connection therewith; and

routine maintenance and upkeep of a building or other structure and its service equipment which are performed on a regular basis.”

It was moved and the meeting voted to adjourn. The meeting adjourned at 10:40 pm.

Attest:

Kathleen F. Nagle  
Town Clerk

CERTIFICATE OF NOTICE  
OF ADJOURNED ANNUAL TOWN MEETING



April 4, 2006  
Wellesley, MA

I hereby certify that notice that the Town Meeting would adjourn from April 3, 2006 to April 4, 2006 at 7:30 p.m. at the Wellesley High School voted after the break of the meeting of April 3, 2006 and was announced by the Moderator and posted on the screen in the Hall at the recommencement of the meeting on April 3, 2006. The notice was also posted in Town Hall at the office of the Town Clerk on April 4, 2006.

Attest:

Kathleen F. Nagle  
Town Clerk

TOWN CLERK'S RECORD  
OF THE ANNUAL TOWN MEETING



April 4, 2006  
Wellesley High School

April 5, 2006

An adjourned session of the Annual Town meeting from April 3, 2006 was held this evening at the Wellesley High School Auditorium, 50 Kingsbury Street. The Moderator, Heather B. Sawitsky, called the meeting to order at 7:43 pm. The Moderator declared a quorum present.

The meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 206 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the assigned rows of the hall, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did not vote: Hans Larsen, Executive Director, General Government Services; Terrance J. Connolly, Assistant Director, General Government Services; Susan Hurwitz, Chairman, Mark Antonelli, Ken Baer, Katy Gibson, Don McCauley, Advisory Committee; David A. T. Donohue, BPW, Michael Pakstis, Director, Department of Public Works (DPW), Judith Curby, DPW Assistant Director, Stephen S. Fader, DPW Town Engineer, David A. Cohen, DPW, Sr. Management Analyst; Gordon F. Kingsley, MLP, Richard Joyce, Director MLP, Debra Healy, MLP staff, Peter Bracken and Donald Newell, MLP; Christopher Ketchen, Budget Project Manager, Department of Financial Services; Neal Seaborn, Vice Chair NRC, Janet Bowser, Director NRC, Dr. Ken Wagner, guest of NRC; David Dinwoodey, Community Preservation Committee; Gary McCabe, Wellesley Housing Authority; Michael Eby, Chair PBC, Kathryn Mullaney, PBC staff; Richard H. Brown, Director Planning Department; Carl Fleischer, Recreation Commissioner, Jan Kaseta, Director Recreation Department; Janice Tellier, Director Health Department; Sheryl Strother, Town Accountant; Marlene Allen, School Committee, Matthew King, Wellesley Public Schools (WPS) Superintendent, Ruth Q. Berdell, WPS Business Manager, Bella Wong, WPS Assistant Superintendent; Rachel Lebeaux, Wellesley Townsman.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch, assisted by Paul Criswell, Christine Olakson, Bob White, Sandy Avellone, Pam Kubbins, and Stephanie Wasser.

The Moderator recognized Harriet Warshaw, Chairman of the Board of Selectmen. Mrs. Warshaw announced that the Board of Selectmen will not be offering a debt exclusion question for the FY2007 budget cycle. Debt service on two proposed capital projects (Morses Pond Dock and the Park/Highway Garage electrical system repairs) will be included in an override question.

Susan Jablonski, Chairman of the School Committee announced that the School Committee is withdrawing its Article 8, Motion 5, from further consideration.

**ARTICLE 16.** To see if the Town will vote to approve the project, proposed jointly by the Municipal Light Board and the Board of Public Works, to raze the existing garage whose space is currently being shared by the Municipal Light Plant and the Department of Public Works and construct (a) a new garage/warehouse for the MLP and (b) a new garage and office facilities for the DPW, including the Water and Sewer Divisions, and possibly other town departments, as follows:

(a) A vote pursuant to Section 41 of Chapter 164 of the General Laws, or any other enabling authority, authorizing the MLP to construct a new MLP garage/warehouse, and to raze the existing garage/warehouse; said action to be solely at the MLP's expense; and

(b) A vote to raise and appropriate, or otherwise provide, a sum of money for engineering services, plans and specifications, and for the construction of a new garage and office facilities for the DPW, including the Water and Sewer Divisions, and possibly other town departments; and to determine whether such sum shall be raised by taxation, through borrowing and/or by transfer of available funds, including from either or both of the Water and Sewer enterprise funds; and

(c) If necessary to establish proper siting for both buildings, a vote pursuant to Section 15A of Chapter 40 of the General Laws transferring the care, custody, management and control of all or portion(s) of the land currently under the jurisdiction of the MLP and DPW respectively between the same departments;

a favorable vote under (a) and (b) above being required for the project to proceed;

William Charlton, Precinct B, Chairman of the Board of Public Works offered the following motion. David A.T. Donohue, Chairman of the Municipal Light Board spoke in support of the motion which was

**VOTED**, by declared voice vote, the vote was questioned by more than 7 Town Meeting Members so a standing counted vote was conducted. **The standing counted vote confirmed the voice vote 129 yes, 75 no, 0 abstentions.** The Motion carried, to wit:

That \$606,500 is appropriated to the Permanent Building Committee for the architectural, engineering and/or other professional services, including preparation of bid documents, for the construction, reconstruction, remodeling and/or modernization of the offices and garages of the Municipal Light Plant and Department of Public Works and for other services in connection therewith including site preparation work;

That to raise said sum:

\$183,00 has been committed for said purpose by the MLP;

\$150,350 shall be transferred from the unexpended balance of the amount appropriated to the Board of Public Works for Capital Outlay under Article 11 of the Warrant for the 2005 Annual Town Meeting;

\$150,350 shall be transferred from the unexpended balance of the amount appropriated to the Board of Public Works for Capital Outlay under Article 12 of the Warrant for the 2005 Annual Town Meeting;

\$17,685 shall be transferred from the unexpended balance of the amount appropriated to the Board of Public Works for Capital Improvements under Article 8 of the Warrant for the 2001 Annual Town Meeting;

\$46,345 shall be transferred from the unexpended balance of the amount appropriated to the Board of Public Works for Capital Improvements under Article 8 of the Warrant for the 2002 Annual Town Meeting;

\$46,990 shall be transferred from the unexpended balance of the amount appropriated to the Board of Public Works for Capital Improvements under Article 8 of the Warrant for the 2004 Annual Town Meeting;

\$11,780 shall be transferred from the unexpended balance of the amount appropriated to the Board of Public Works for Operating Expenses under Article 8 of the Warrant for the 2005 Annual Town Meeting;

---

Total raised \$606,500;

and that the Permanent Building Committee is hereby authorized to take any and all other action necessary to carry out this vote.

And further that said appropriation shall be effective immediately.

At 9:20 pm the moderator declared a short break. The meeting resumed at 9:44 pm.

Harriet Warshaw, Precinct C, Chairman of the Board of Selectmen offered the following motion to adjourn, which was

**VOTED, unanimously**, that when this Annual Town Meeting adjourns, it does so until April 10, 2006, at 7:30 p.m. in this same hall.

The exact wording of the motion was displayed on the screen in the hall.

**ARTICLE 20.** To see what sum of money the Town will raise and appropriate, or otherwise provide, to the Recreation Commission, for the cost of planning and engineering services, for plans and specifications, and for construction, reconstruction, remodeling, rehabilitation and/or modernization of the Morses Pond dock; to determine whether such sum shall be raised by taxation, through borrowing and/or by transfer from available funds; or take any other action relative thereto.

James Conlin, Precinct D, Chairman of the Recreation Commission offered and spoke in support of the following motion which was

**VOTED, by declared voice vote, 2/3 required**, that that the sum of \$115,000 (One hundred fifteen thousand dollars) be appropriated for the purchase of a dock at Morses Pond. That to raise said sum, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$115,000 (One hundred fifteen thousand dollars) under Massachusetts General Laws, Chapter 44 as amended, and that the Recreation Commission is authorized to take all action necessary to carry out this project.

Provided further, that the sum of \$28,750 (Twenty-eight thousand, Seven Hundred Fifty dollars) be appropriated to the Treasurer for debt service.

PROVIDED HOWEVER, that the foregoing appropriations are contingent upon the passage of a referendum question under paragraph (g) of Section 21C of Chapter 59 of the Massachusetts General Laws authorizing \$28,750 (Twenty-eight thousand, Seven Hundred Fifty dollars) to be raised in excess of Proposition 2 ½ limits.

**ARTICLE 13.** To act on the report of the Community Preservation Committee on the fiscal year 2007 community preservation budget and pursuant to the provisions of General Laws Chapter 44B to appropriate or reserve for later appropriation monies from Community Preservation Fund annual revenues or available funds for the administrative expenses of the Community Preservation Committee, the payment of debt service, the undertaking of community preservation projects and all other necessary and proper expenses for the year; or take any other action relative thereto.

Sarah Norwood, Precinct C, Chairman of the Community Preservation Committee offered and spoke in support of the following motion, which was

**VOTED, unanimously,** that the following amounts recommended by the Community Preservation Committee be appropriated for fiscal year 2007 community preservation purposes from the specific funding sources set forth below, with each item to be considered a separate appropriation:

A. For Community Housing Purposes:

1. To the Wellesley Housing Development Corporation, the amount of \$125,000 for affordable housing purposes, said appropriation to be funded entirely from the Community Preservation Fund Community Housing Reserve;

2. To the Wellesley Housing Development Corporation, the amount of \$10,500 to engage a consultant to develop a monitoring system for the Town's affordable housing stock, said appropriation to be funded entirely from the Community Preservation Fund Community Housing Reserve; and

3. To the Wellesley Housing Authority, the amount of \$25,000 to engage a consultant to determine the costs of repairing damaged and unoccupied units at the Authority's Linden Street property and to determine the costs of constructing eight new one-bedroom units at its Barton Road property, including a study of the feasibility of state and/or private funding for such projects and, if deemed feasible, the preparation of financing and development plans, said appropriation to be funded (i) by \$2,942 being taken from the Community Preservation Fund Community Housing Reserve, and (ii) by the remaining \$22,058 being taken from unreserved balances on hand in the Community Preservation Fund.

B. For Open Space and Recreation Purposes:

To the Department of Public Works, the amount of \$250,000 for the acquisition of a pond weed harvester and accessory equipment as part of the capital expenditures program for the first year of the Morses Pond Management Plan, said appropriation to be funded (i) by \$125,000 being taken from the Community Preservation Fund Open Space Reserve, and (ii) by the remaining \$125,000 being taken from unreserved balances on hand in the Community Preservation Fund.

C. For Administrative Expenses of the Community Preservation Committee:

To the Community Preservation Committee, the amount of \$50,000 to be expended for any permissible administrative purpose under the Community Preservation Act, said appropriation to be funded entirely from unreserved balances on hand in the Community Preservation Fund;

And

II. That the following respective amounts from the annual Community Preservation Fund revenues received for fiscal year 2006 be reserved for the following community preservation categories:

Open Space (excluding Recreation)	\$ 138,442
Historic Resources	\$ 138,442

Community Housing

\$ 138,442

and (i) in the case of the Open Space Reserve and Historic Reserve categories, such reserved amounts shall be for future appropriation, and (i) in the case of the Community Housing Reserve category, such reserved amount shall be made available to fund the current Community Housing appropriations authorized under paragraphs A.1 through A.3 of Part I of this Motion.

It was moved and the meeting voted to adjourn. The meeting adjourned at 10:45 pm.

Attest:

Kathleen F. Nagle  
Town Clerk

CERTIFICATE OF NOTICE  
OF ADJOURNED ANNUAL TOWN MEETING



April 5, 2006  
Wellesley, MA

I hereby certify that notice that the Town Meeting would adjourn from April 4, 2006 to April 10, 2006 at 7:30 p.m. at the Wellesley High School voted after the break of the meeting of April 4, 2006 and was announced by the Moderator and posted on the screen in the Hall at the commencement of the meeting on April 4, 2006. The notice was also posted in Town Hall at the office of the Town Clerk on April 5, 2006.

Attest:

Kathleen F. Nagle  
Town Clerk

TOWN CLERK'S RECORD  
OF THE ANNUAL TOWN MEETING



April 10, 2006  
Wellesley High School

April 11, 2006

An adjourned session of the Annual Town meeting from April 4, 2006 was held this evening at the Wellesley High School Auditorium, 50 Kingsbury Street. The Moderator, Heather B. Sawitsky, called the meeting to order at 7:40 pm. The Moderator declared a quorum present.

The meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 211 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the assigned rows of the hall, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did not vote: Hans Larsen, Executive Director, General Government Services; Terrance J. Connolly, Assistant Director, General Government Services; Susan Hurwitz, Chairman, Mark Antonelli, Ken Baer, Katy Gibson, Don McCauley, Advisory Committee; Michael Pakstis, Director, Department of Public Works (DPW), Judith Curby, DPW Assistant Director, Stephen S. Fader, DPW Town Engineer, David A. Cohen, DPW, Sr. Management Analyst; Christopher Ketchen, Budget Project Manager, Department of Financial Services; Neal Seaborn, Vice Chair NRC, Janet Bowser, Director NRC, Dr. James Broderick, Proponent Article 32; Michael Eby, Chair PBC, Kathryn Mullaney, PBC staff; Richard H. Brown, Director Planning Department; Janice Tellier, Director Health Department; Sheryl Strother, Town Accountant; Marlene Allen, School Committee, Matthew King, Wellesley Public Schools (WPS) Superintendent, Ruth Q. Berdell, WPS Business Manager, Bella Wong, WPS Assistant Superintendent; Susan Adler, Human Resources Director; Rachel Lebeaux, Wellesley Townsman: J. D. Sloan, Photographer.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch, assisted by Paul Criswell, Ogden Nackoney, Bob White, Nancy Calderwood, Pam Kubbins, and David Livingston.

**ARTICLE 17.** To see what sum of money the Town will raise and appropriate, or otherwise provide, to the Permanent Building Committee, for the construction, reconstruction, remodeling, rehabilitation and/or modernization of the electrical systems of the Department of Public Works Park/Highway Garages; to determine whether such sum shall be raised by taxation, through borrowing and/or by transfer from available funds; or take any other action relative thereto.

Michael Humphrys, Precinct A, member of the Board of Public Works, offered the following motion, which was

**VOTED, by declared voice vote, 2/3 required,** that the sum of \$1,170,000 (One million, one hundred seventy thousand dollars) be appropriated to the Permanent Building Committee for the cost of construction, reconstruction, remodeling, rehabilitation and/or modernization of the electrical systems of the Department of Public Works Park/Highway Garages; that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$1,121,000 (One million, One hundred twenty-one thousand dollars) under Massachusetts General Laws, Chapter 44 as amended or any other enabling authority; and further that to meet this appropriation transfer the sum of \$49,000 (forty nine thousand dollars) from the amount appropriated under Motion 1 of Article 16 of the Warrant for the 2005 Annual Town Meeting; and that the Permanent Building Committee is authorized to take all action necessary to carry out this project.

Provided further, that the sum of \$168,150 (One hundred sixty-eight thousand, One hundred fifty dollars) be appropriated to the Treasurer for debt service.

PROVIDED HOWEVER, that the foregoing appropriations are contingent upon the passage of a referendum question under paragraph (g) of Section 21C of Chapter 59 of the General Laws, as amended, authorizing \$168,150 (One hundred sixty-eight thousand, One hundred fifty dollars) to be raised in excess of the Proposition 2 ½ limits.

**ARTICLE 18.** To see what sum of money the Town will raise and appropriate, or otherwise provide, to the Board of Public Works, for the cost of planning and engineering services, for plans and specifications, and for construction and/or reconstruction of drains, culverts, and drainage improvement systems within the Town of Wellesley; to determine whether such sum shall be raised by taxation, through borrowing and/or by transfer from available funds; or take any other action relative thereto.

Michael Humphrys, Precinct A, member of the Board of Public Works, offered the following motion, which was

**VOTED, unanimously, 2/3 required, that** the sum of \$333,000 (Three hundred thirty-three thousand dollars) be appropriated for the purpose of funding storm water drainage

improvements. That to raise said sum, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$333,000 (Three hundred thirty-three thousand dollars) under Massachusetts General Laws, Chapter 44 as amended, and that the Board of Public Works is authorized to take all action necessary to carry out this project.

Provided, said appropriation is contingent upon passage of the referendum question on the Town's operating budget referred to in Motion 4 of Article 8 of the Warrant for this Town Meeting.

**ARTICLE 19.** To see what sum of money the Town will raise and appropriate, or otherwise provide for the cost of planning and engineering services, for plans and specifications, and for construction of a new salt/sand shed and/or the reconstruction, remodeling, rehabilitation and/or modernization of the existing salt/sand shed; to determine whether such sum shall be raised by taxation, through borrowing and/or by transfer from available funds; or take any other action relative thereto.

No motion offered.

**ARTICLE 21.** To see what sum of money the Town will raise and appropriate, or otherwise provide to the Board of Public Works, Natural Resources Commission and/or Recreation Commission for the purpose of protecting, preserving, managing and improving Morses Pond, which may include but not be limited to the following: (a) rooted plant control; (b) phosphorus and sediment inactivation; (c) dredging; (d) watershed management and education; (e) Town bylaw review and enhancement; (f) low impact development, construction, and demonstration efforts; and (g) program implementation; to determine whether such sum will be raised by taxation, through borrowing and/or by transfer from available funds; or take any other action relative thereto.

No motion offered.

**ARTICLE 22.** To see what sum of money the Town will raise and appropriate, or otherwise provide, in addition to the amount appropriated under Article 7 of the December 6, 2004 Special Town Meeting, for the architectural, engineering, and/or other professional services for the reconstruction, remodeling, and/or addition to the Wellesley Middle School, to accommodate the classroom and/or administrative needs of the School Department and/or other educational needs of the Town, and for the construction, reconstruction, remodeling, rehabilitation and/or modernization of the same, and for other services in connection therewith; to determine whether such sum shall be raised by taxation, through borrowing and/or by transfer from available funds; or take any other action relative thereto.

No motion offered.

**ARTICLE 23.** To see what sum of money the Town will raise and appropriate, or otherwise provide, for the acquisition, by purchase, lease or otherwise, of modular classrooms, including necessary architectural, engineering, site preparation and any other services connected therewith; to determine whether such sum shall be raised by taxation, through borrowing and/or by transfer from available funds; or take any other action relative thereto.

Susan Jablonski, Precinct C, Chairman of the School Committee, offered and spoke in support of the following motion:

That the sum of \$2,320,000 (Two million, three hundred twenty thousand dollars) be appropriated to the Permanent Building Committee for the acquisition by purchase, lease or otherwise, of modular/pre-engineered classrooms, including necessary architectural, engineering, and other services, site preparation, furnishing and equipping;

That to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$2,320,000 (Two million, three hundred twenty thousand dollars) under G.L. Chapter 44 or any other enabling authority;

That the Selectmen are hereby authorized to petition the Commonwealth of Massachusetts for a construction grant, if available, under the provisions of G.L. Chapter 70B, as amended, or any other enabling authority; and that the Permanent Building Committee is authorized to take any other action necessary to carry out this project;

And further that said appropriation shall be effective immediately.

**MOTION to AMEND #1**

Kathleen Boyce, Precinct C, offered the first motion to amend:

That, Motion 1 under Article 23 be amended by deleting the words “lease or otherwise”.

**The motion to amend carried by declared voice vote.**

**MOTION to AMEND #2**

Robert Sechrest, Precinct C, offered the second motion to amend the previously Amended Motion 1:

That Motion 1, as Amended, be further amended by inserting the words “to be installed at the Schofield and Fiske School sites at the end of the first paragraph after the word “equipping”.

**The motion failed by declared voice vote.**

The moderator then asked for the vote on the main Amended Motion 1 under Article 23 which was

**VOTED, by declared voice vote, 2/3 required,** that the sum of \$2,320,000 (Two million, three hundred twenty thousand dollars) be appropriated to the Permanent Building Committee for the acquisition by purchase of modular/pre-engineered classrooms, including necessary architectural, engineering, and other services, site preparation, furnishing and equipping;

That to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$2,320,000 (Two million, three hundred twenty thousand dollars) under G.L. Chapter 44 or any other enabling authority;

That the Selectmen are hereby authorized to petition the Commonwealth of Massachusetts for a construction grant, if available, under the provisions of G.L. Chapter 70B, as amended, or any other enabling authority; and that the Permanent Building Committee is authorized to take any other action necessary to carry out this project;

And further that said appropriation shall be effective immediately.

The moderator declared a short recess at 9:25 pm. The meeting resumed at 9:42 pm.

Harriet Warshaw, Precinct C, Chairman of the Board of Selectmen offered the following motion to adjourn, which was

**VOTED, unanimously,** that when this Annual Town Meeting adjourns, it does so until April 11, 2006, at 7:30 p.m. in this same hall.

The exact wording of the motion was displayed on the screen in the hall.

**ARTICLE 50.** To see if the Town will vote to authorize the Board of Assessors to use any monies paid to the Town from the Wellesley Municipal Light Plant as an estimated receipt when computing the Fiscal Year 2007 Tax Rate; or take any other action relative thereto.

David Himmelberger, Precinct B, member of the Board of Selectmen, offered the following motion, which was

**VOTED, unanimously,** that the Town authorizes the Board of Assessors to use \$1,000,000 paid to the Town from the Municipal Light Plant as estimated receipt when Computing the fiscal year 2007 tax rate.

**ARTICLE 24.** To see what sum of money the Town will raise and appropriate, or otherwise provide, for architectural, engineering and/or other services for plans and specifications for a new High School building or for the reconstruction, remodeling, and/or addition to the existing High School, to accommodate the classroom and/or administrative needs of the School Department and/or other educational needs of the Town; and for the construction, reconstruction, remodeling, rehabilitation and/or modernization of the same; and for other services in connection therewith; to determine whether such sum shall be raised by taxation, through borrowing or otherwise; and to authorize the Selectmen to petition the Commonwealth of Massachusetts for a construction grant, if available, under the provisions of Chapter 70B of the General Laws as amended by Chapter 208 of the Acts of 2004, or other authority; or take any other action relative thereto.

Susan Jablonski, Precinct C, Chairman of the School Committee offered the following motion. Michael Young, member of the School Committee, spoke in support of the motion, which was

**VOTED, unanimously, 2/3 required,** that the sum of \$175,000 be appropriated to the School Committee for architectural, engineering, and/or other professional services for the reconstruction, remodeling, and/or addition to the Wellesley High School to accommodate the classroom and/or administrative needs of the School Department and/or other educational needs of the Town;

That to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$175,000 under G.L. c.44, or G.L. c. 70B or any other enabling authority;

That the Selectmen are hereby authorized to petition the Commonwealth of Massachusetts for a construction grant, if available, under the provisions of G.L. Chapter 70B, as amended, or any other enabling authority; and that the School Committee is authorized to take any other action necessary to carry out this project;

And further that said appropriation shall be effective immediately.

**ARTICLE 25.** To see if the Town will vote pursuant to Section 4A of Chapter 40 of the General Laws to authorize the Board of Health to enter into an Inter-Municipal Aid Agreement with one or more other municipalities to provide jointly certain public health services; copies of said agreement being on file in the offices of the Board of Health and the Town Clerk; or take any other action relative thereto.

Linda Perlmutter, Precinct E, Board of Health, offered and spoke in support of the following motion, which was

**VOTED, unanimously,** that the Town authorizes the Board of Health to enter into an Inter-Municipal Aid Agreement pursuant to Section 4A of Chapter 40 of the General Laws.

**ARTICLE 32.** To see if the Town will vote

(a) to acquire by exchange, purchase, eminent domain, gift or otherwise, for parkland purposes, a portion of the parcel of land commonly referred to as 19 Clovelly Road now or formerly owned by Dr. James and Pamela Broderick containing approximately 1320 square feet, as shown on a plan entitled "Plan of Land at 19 Clovelly Road, Wellesley Massachusetts showing proposed land exchange with the Town of Wellesley", prepared by Frank Iebba, Land Surveyor, dated December 15, 2005, scale 1" = 30'; a copy of which is on file in the Office of the Town Clerk; and

(b) in exchange for this acquisition, to convey a certain portion of the Town-owned Caroline Brook/Fuller Brook parkland, as shown on said plan, containing approximately 1200 square feet; the result of said exchange to correct an encroachment of private property onto Town-owned parkland and will allow for a net gain to the Town of approximately 120 square feet of parkland; and

(c) to authorize the Board of Selectmen to petition the General Court for authorization to complete this exchange;

or take any action relative thereto.

Joan Gaughan, Precinct E, Chairman of the Natural Resources Commission offered the following three motions. Mrs. Gaughan introduced Dr. James Broderick, home owner at 19 Clovelly Rd. who spoke in support of the motions, which were

### **MOTION 1**

**VOTED, unanimously, 2/3 required,** that pursuant to M.G.L. Chapter 40, § 15A, the parcel of parkland within the Caroline Brook/Fuller Brook Park shown on the plan hereinafter referred to, containing approximately 857 square feet of land according to said plan, be transferred to the Board of Selectmen for the purpose of conveying the same to James and Pamela Broderick (Broderick) in exchange for the conveyance to the Town, for parkland purposes, to be held under the jurisdiction of the Natural Resource Commission, of a parcel of land currently owned by Broderick as shown on said plan containing approximately 966 square feet of land according to said plan, thus resulting in a net increase of approximately 109 square feet of additional parkland to be owned by the Town. The plan herein referred to being entitled “Plan of Land at 19 Clovelly Road, Wellesley, Massachusetts showing proposed land exchange with the Town of Wellesley” prepared by Frank Iebba, Land Surveyor, dated January 16, 2006, scale 1”= 20’, a copy of which is on file in the Office of the Town Clerk.

And further

### **MOTION 2**

**VOTED, unanimously,** That pursuant to M.G.L. Chapter 40, § 3, the Board of Selectmen is hereby authorized to convey the parcel of parkland within the Caroline Brook/Fuller Brook Park shown on the plan hereinafter referred to, containing approximately 857 square feet of land according to said plan, to James and Pamela Broderick (Broderick) in exchange for the conveyance to the Town, for parkland purposes, to be held under the jurisdiction of the Natural Resource Commission, of a parcel of land currently owned by Broderick as shown on said plan containing approximately 966 square feet of land according to said plan, thus resulting in a net increase of approximately 109 square feet of additional parkland to be owned by the Town. The plan herein referred to being entitled “Plan of Land at 19 Clovelly Road, Wellesley, Massachusetts showing proposed land exchange with the Town of Wellesley” prepared by Frank Iebba, Land Surveyor, dated January 16, 2006, scale 1”= 20’, a copy of which is on file in the Office of the Town Clerk.

Provided, the foregoing conveyance is further authorized by special act of the General Court, the Board of Selectmen being authorized to file a Home Rule Petition seeking such authority.

And provided further, that the Board of Selectmen shall not exercise such authority unless and until the Town has acquired as parkland the parcel currently owned by Broderick and title has been certified by Town Counsel to be good in the Town.

And further

### **MOTION 3**

**VOTED, unanimously,** that the Town vote to acquire by deed, in consideration of the exchange of land described in Motion 1 of this Article, the parcel of land currently owned by

James and Pamela Broderick as shown on the plan hereinafter referred to containing approximately 966 square feet of land according to said plan; said land to be held as parkland under the jurisdiction of the Natural Resources Commission. This plan herein referred to being entitled "Plan of Land at 19 Clovelly Road, Wellesley, Massachusetts showing proposed land exchange with the Town of Wellesley" prepared by Frank Iebba, Land Surveyor, dated January 16, 2006 scale 1"= 20', a copy of which is on file in the Office of the Town Clerk.

It was moved and the meeting voted to adjourn. The meeting adjourned at 11:10 pm.

Attest:

Kathleen F. Nagle  
Town Clerk

CERTIFICATE OF NOTICE  
OF ADJOURNED ANNUAL TOWN MEETING



April 11, 2006  
Wellesley, MA

I hereby certify that notice that the Town Meeting would adjourn from April 10, 2006 to April 11, 2006 at 7:30 p.m. at the Wellesley High School voted after the break of the meeting of April 10, 2006 and was announced by the Moderator and posted on the screen in the Hall at the commencement of the meeting on April 10, 2006. The notice was also posted in Town Hall at the office of the Town Clerk on April 11, 2006.

Attest:

Kathleen F. Nagle  
Town Clerk

TOWN CLERK'S RECORD  
OF THE ANNUAL TOWN MEETING



April 11, 2006  
Wellesley High School

April 12, 2006

An adjourned session of the Annual Town meeting from April 10, 2006 was held this evening at the Wellesley High School Auditorium, 50 Kingsbury Street. The Moderator,

Heather B. Sawitsky, called the meeting to order at 7:40 P.M. The Moderator declared a quorum present.

The meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 190 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the assigned rows of the hall, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did not vote: Hans Larsen, Executive Director, General Government Services; Terrance J. Connolly, Assistant Director, General Government Services; Susan Hurwitz, Chairman, Mark Antonelli, Katy Gibson, Don McCauley, Advisory Committee; Michael Pakstis, Director, Department of Public Works (DPW), Judith Curby, DPW Assistant Director, Stephen S. Fader, DPW Town Engineer, David A. Cohen, DPW, Sr. Management Analyst; Richard H. Brown, Director Planning Department; Sheryl Strother, Town Accountant; Bella Wong, WPS Assistant Superintendent; Susan Adler, Human Resources Director; Linda Buffum, Historical Commission; Kevin Feeley, Special Counsel for Retirement Board; David Kornwitz, Retirement Board, Laurie Lizak, Administrator Retirement Board; Helen Robertson, Community Preservation Committee; Johann van der Wal, Proponent Article 35; Marc Waldman, Treasurer. The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch, assisted by Stephanie Wasser, Ogden Nackoney, Bob White, Nancy Calderwood, Pam Kubbins, and David Livingston.

The Moderator announced the date of the Special Election for the override questions will be on May 16, 2006.

**ARTICLE 26.** To see if the Town will vote to accept Section 21A1/2 of Chapter 59 of the General Laws, thereby providing that additional compensation in a sum equal to ten percent of regular compensation be paid to a Town employee who is an assessor or assistant assessor and who, after study, qualifies as a certified assessment evaluator and/or a certified Massachusetts assessor; or take any other action relative thereto.

No motion offered.

**ARTICLE 27.** To see if the Town will vote to approve the following actions of the Retirement Board:

- a. said Board's acceptance of the provisions of paragraph (e) of subdivision 2 of Section 7 of Chapter 32 of the General Laws, added by Chapter 157 of the Acts of 2005, thereby providing certain qualifying veterans with an additional yearly retirement allowance; and
- b. said Board's acceptance of the provisions of Section 2 of said Chapter 157 of the Acts of 2005, thereby providing certain qualifying veterans to receive said additional yearly allowance retroactively;

or take any other action relative thereto.

David Himmelberger, Precinct B, member of the Board of Selectmen, offered the following motion and introduced David Kornwitz, member of the Retirement Board, who spoke in support of the motion which was

**VOTED, by declared voice vote,** that the Town approves the following actions of the Retirement Board:

- a. said Board's acceptance of the provisions of paragraph (e) of subdivision 2 of Section 7 of Chapter 32 of the General Laws, added by Chapter 157 of the Acts of 2005, thereby providing certain qualifying veterans with an additional yearly retirement allowance; and
- b. said Board's acceptance of the provisions of Section 2 of said Chapter 157 of the Acts of 2005, thereby providing certain qualifying veterans to receive said additional yearly allowance retroactively.

**ARTICLE 28.** To see if the Town will vote to grant, accept and/or abandon one or more easements, including but not limited to utility and drainage easements, at one or more locations in the Town; or take any other action relative thereto.

No motion offered.

**ARTICLE 29.** To see if the Town will vote to accept Section 18 of Chapter 32B of the General Laws, the effect of which would be to require that all Town retirees, their spouses and dependents who are enrolled in or eligible to be enrolled in Medicare Part A at no cost to them, their spouse or dependents, enroll in a Medicare health benefits supplement plan offered by the Town; or take any other action relative thereto.

Katherine Babson, Precinct E, member of the Board of Selectmen, offered the following motion which was

**VOTED, by declared voice vote,** that the Town hereby accepts Section 18 of Chapter 32B of the General Laws.

**ARTICLE 30.** To see if the Town will vote to authorize the Board of Selectmen to petition the General Court for Home Rule legislation authorizing the Town to raise and appropriate, or otherwise provide, money to pre-fund some portion of the Town's liability for Postemployment Benefits Other Than Pensions (OPEB) through a temporary levy limit override or exclusion, or such other funding approach as the Town should choose; provided that said funding shall be contingent upon the passage of a referendum question under Section 21C of Chapter 59 of the General Laws authorizing said appropriation to be raised in excess of the Proposition 2 ½ limits; or take any other action relative thereto.

Katherine Babson, Precinct E, member of the Board of Selectmen, offered the following motion which was

**VOTED, by declared voice vote,** that the Town vote to authorize the Board of Selectmen to petition the General Court for special Home Rule Legislation authorizing the Town to assess taxes in excess of the levy limitation for purposes of funding the Town of Wellesley Group Insurance Liability Fund as established under Chapter 88 of the Acts of 2004, provided that said funding shall be contingent upon passage of a referendum question under Section 21C of Chapter 59 of the General Laws, or said special legislation or any other enabling authority.

**ARTICLE 31.** To see what action the Town will take on the report of the committee appointed to study the disposition of the Kepes Panels; to raise and appropriate, or otherwise provide, a sum of money in connection therewith; or take any other action relative thereto.

No motion offered.

**ARTICLE 33.** To see if the Town will vote to amend the Zoning Bylaws and the Zoning Map by establishing as a Business District land now in part within a Business District, in part within an Industrial District and in part with in a General Residence, the land shown on Assessors Sheet 123, Lot 56 known as 139 Linden Street and further described in a deed recorded in the Norfolk County Registry of Deeds at Book: 8186, Page: 611. Said lot containing 17,646 square feet of land; or take any other action relative thereto.

No motion offered.

**ARTICLE 34.** To see if the Town will vote to accept as a public way (without betterments) the following street as laid out by the Board of Selectmen: Stonefield Lane, as shown on a plan on file in the Office of the Town Clerk entitled "Stonefield Lane Street Acceptance Plan" drawn by GLM Engineering Consultants, Inc., dated June 8, 2005; to raise and appropriate money therefor, or take any other action relative thereto.

Vincent Juliani, Precinct A, member of the Board of Selectmen, offered the following motion which was

**VOTED, by declared voice vote,** that the Town vote to accept as a public way (without betterments) Stonefield Lane as laid out by the Board of Selectmen and shown on a plan on file in the Office of the Town Clerk entitled "Stonefield Lane Street Acceptance Plan" drawn by GLM Engineering Consultants, Inc., dated June 8, 2005.

**ARTICLE 35.** To see if the Town will vote to accept as a public way (with betterments) the following street as laid out by the Board of Selectmen: Partridge Road, as shown on a plan on file in the Office of the Town Clerk entitled "Partridge Road Street Acceptance Plan" drawn by Stephen S. Fader, Town Engineer, dated December 29, 2005; to raise and appropriate money therefor, or take any other action relative thereto.

William Mone, Town Meeting Member Precinct E, offered the following motion and introduced Johann van der Wal, homeowner at 15 Partridge Road, who spoke in support of the motion, which **FAILED by declared voice vote.**

That the Town vote to accept as a public way (with betterments) Partridge Road as laid out by the Board of Selectmen and shown on a plan on file in the Office of the Town Clerk entitled "Partridge Road Street Acceptance Plan" drawn by Stephen S. Fader, Town Engineer, dated December 29, 2005;

That the sum of \$96,000 (Ninety-six thousand dollars) be appropriated to the Board of Selectmen for construction of Partridge Road or widening thereof, including the cost of pavement and resurfacing and for the construction, reconstruction, or expansion of water mains and other related costs;

That to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$96,000 (Ninety-six thousand dollars) under G.L. Chapter 44 or any other enabling authority; and that the Board of Selectmen is authorized to take any other action necessary to carry out this project.

At 9:10 p.m. the Moderator declared a short recess. The meeting was reconvened at 9:20 p.m.

**ARTICLE 36.** To see if the Town will vote to accept as a public way (with betterments) the following street as laid out by the Board of Selectmen: Woodside Avenue, as shown on a plan on file in the Office of the Town Clerk entitled "Woodside Avenue Street Acceptance Plan"

drawn by Stephen S. Fader, Town Engineer, dated December 29, 2005; to raise and appropriate money therefor, or take any other action relative thereto.

No motion offered.

**ARTICLE 37.** To see if the Town will vote to amend the Town Bylaws, Article 49. Police Regulations, Section 49.5, Ice and Snow on Streets., to clarify that it is impermissible to plow or shovel, lay, throw or place, or cause to be laid, thrown or placed (either by one's own action or by the actions of a plowing contractor or other agent) any ice or snow on any street or sidewalk in the Town; or take any other action relative thereto.

William Charlton, Precinct B, Chairman of the Board of Public works offered and spoke in support of the following motion, which was

**VOTED, by declared voice vote,** that the Town Bylaws, Article 49 Police Regulations Section 49.5 Ice and Snow on Streets be amended by striking Section 49.5 Ice and Snow on Streets and by substituting the following:

Section 49.5 Ice and Snow on Streets. No person shall plow or shovel, lay, throw or place, or cause to be laid, thrown or placed (either by one's own action or by the actions of a plowing contractor or other agent) any ice or snow on any street or sidewalk in the Town which has been cleared or plowed for travel.

**ARTICLE 38.** To see if the Town will vote to increase the membership on the Historical Commission from the present five to seven members by amending the Town Bylaws, Article 17. Historical Commission, Section 17.1, Membership. by striking the word "five" and substituting therefor the word "seven" so that said Section shall read as follows: "The Town shall have an Historical Commission consisting of seven residents appointed by the Selectmen."; or take any other action relative thereto.

Vincent Juliani, Precinct A, member of the Board of Selectmen, offered and spoke in support of the following motion, which was

**VOTED, unanimously,** that the Town Bylaws, Article 17. Historical Commission, Section 17.1, Membership be amended by striking the word "five" and substituting therefor the word "seven" so that said Section shall read as follows: "The Town shall have an Historical Commission consisting of seven residents appointed by the Selectmen."

**ARTICLE 40.** To see if the Town will vote to reduce the number of Library Trustees from the present 6 to 5, by amending the Town Bylaws, Article 36. Board of Trustees of the Wellesley Free Library, Section 36.1., Membership., by striking the word "six" and substituting therefor the word "five" so that said Section shall read as follows: "The Town shall have an elected Board of Trustees of the Wellesley Free Library consisting of five residents."; and to authorize the Board of Selectmen and said Board of Trustees to petition the General Court for Home Rule legislation authorizing the same; or take any other action relative thereto.

No motion offered.

**ARTICLE 41.** To see if the Town will vote to authorize an associate membership position on the Natural Resources Commission and to set the term of said position by amending the Town Bylaws, Article 43. Natural Resources Commission, as follows:

1. Section 43.2. Membership., by adding to the end of the first sentence the following: "and an associate member who shall be a resident appointed by the Board of Selectmen and Natural Resources Commission in joint session.";

2. Section 43.3. Term., by adding to the end of the first sentence the following: “The term of office of the associate member shall be two years.”;

or take any other action relative thereto.

No motion offered.

**ARTICLE 42.** To see if the Town will vote to further regulate the preparation and/or retail sale of food or beverage by amending the Town Bylaws, Article 49. Police Regulations, by adding a new Section 49.2C Preparation and/or retail sale of food or beverage. to read substantially as follows:

49.2C Preparation and/or retail sale of food or beverage.

- (a) Unless otherwise licensed as a common victualler, no retail business establishment shall prepare and/or sell prepared food or beverage for “take out” unless the Board of Selectmen, upon such terms and condition as it may deem appropriate, has granted to the owner and/or operator of such retail business establishment a license under this bylaw.
- (b) The Board of Selectmen may adopt rules and regulations to govern the administration of the licensing process, and in so doing may impose such terms and conditions upon granting such license as it may consider to be appropriate.

and to authorize the Board of Selectmen to petition the General Court for Home Rule legislation authorizing the same, should said legislation be deemed necessary; or take any other action relative thereto.

Vincent Juliani, Precinct A, member of the Board of Selectmen, offered and spoke in support of the following motion, which was

**VOTED, by declared voice vote, which was challenged by 7 or more members, and confirmed by a standing counted vote of 120 yes, 49 no, none abstaining,** that the Town Bylaws, Article 49. Police Regulations, be amended by adding a new Section 49.2C Preparation and/or retail sale of food or beverage. to read as follows:

49.2C Preparation and/or retail sale of food or beverage.

- (a) The Board of Selectmen may grant licenses to persons whose principal business is to prepare and sell food or beverage at retail who are not otherwise licensed as a common victualler. No person who is eligible for such license shall conduct said business without being so licensed. This bylaw shall not require the Selectmen to grant said license if, in their opinion, the public good does not require it. For these purposes, in determining whether the public good is served, the Selectmen shall ascertain whether the traveling public will be inconvenienced in its use of the public ways and sidewalks, whether the business has sufficient parking, and whether the public safety is protected. A fee of \$50.00 shall be charged for said license.
- (b) The Board of Selectmen may adopt rules and regulations to govern the administration of the licensing process, and in doing so may impose such terms and conditions upon granting such license as it may consider to be appropriate.

Provided, any person conducting said principal business as of the day this bylaw takes effect may continue to do so for up to 90 days, by the end of which time said business shall be discontinued unless a license has by then been issued. In entertaining an application the

Selectmen shall apply the standards set forth in Bylaw 49.2C insofar as is practicable considering that the applicant has been operating prior to the Town enacting said bylaw.

**ARTICLE 43.** To see what action the Town will take on the authorized and unissued loans including those identified in the list of same on file in the offices of the Board of Selectmen and Town Clerk; or take any other action relative thereto.

No motion offered.

**ARTICLE 44.** To see if the Town will vote, as authorized by Section 9 of Chapter 258 of the General Laws, to indemnify Town Board members, officers, officials and employees from personal financial loss and expenses, including legal fees and costs, if any, in an amount not to exceed one million dollars, arising out of any claim, action, award, compromise, settlement or judgment by reason of an intentional tort, or by reason of any act or omission which constitutes a violation of the civil rights of any person under any federal or state law, if such employee or official is acting within the scope of his official duties or employment; and to raise and appropriate or otherwise provide money; or take any other action relative thereto.

No motion offered.

**ARTICLE 45.** To see what sum of money the Town will raise and appropriate, or otherwise provide, for the Stabilization Fund pursuant to the provisions of Section 5B of Chapter 40 of the General Laws, as amended; or take any other action relative thereto.

No motion offered.

**ARTICLE 46.** To see what sum of money the Town will raise and appropriate, or otherwise provide, for expenses incurred by Town departments prior to July 1, 2005; or take any other action relative thereto.

No motion offered.

**ARTICLE 47.** To see what sum of money the Town will authorize the Board of Selectmen to pay in settlement of claims, actions and proceedings against the Town; to raise and appropriate or otherwise provide monies therefor; or take any other action relative thereto.

No motion offered.

**ARTICLE 48.** To see what action the Town will take to authorize the disposal of tangible Town property having a value in excess of \$10,000; or take any other action relative thereto.

No motion offered.

The Moderator expressed the appreciation of the town meeting for the work of the Town Boards in preparing for this Annual Town Meeting; for the work of the Advisory Committee, especially those whose terms expire this year, Chairman Susan Hurwitz, Vice Chairman Phil Laughlin, and members Mark Antonelli and Patricia O' Sullivan; and for the leadership of Hans Larsen, Executive Director, in his first year of service.

**ARTICLE 49.** To see if the Town will authorize the Board of Selectmen to appoint one or more of their number as fire engineer; or take any other action relative thereto.

David Himmelberger, Precinct B, member of the Board of Selectmen offered the following motion, which was

**VOTED, unanimously**, that the Town authorize the Board of Selectmen to appoint one or more of their number as fire engineers.

**ARTICLE 51.** To see how the Town will vote to raise money appropriated under any of the above articles; or take any other action relative thereto.

No motion offered.

Harriet Warshaw, Precinct C, chairman of the Board of Selectmen, offered the following motion, which was

**VOTED, unanimously**, that the Annual Town Meeting be and hereby is dissolved.  
The meeting adjourned at 11:05 p.m.

Attest:

Kathleen F. Nagle  
Town Clerk