



2. In connection with the discussions of said motion, it shall be appropriate for the Town Meeting to consider the effect which a reduction in the portion of the Town budget proposed by said Article would have upon the Town.

3. After said motion has been discussed, a tentative vote shall then be taken by the Town Meeting which shall not, however, be binding upon the Town Meeting. If said motion receives a majority of those voting, it shall be retained for final consideration by the Town Meeting at the conclusion of the initial presentation of all proposed appropriations under Article 7. If said motion fails to receive a majority of those voting in said tentative vote, it shall not be subject to further consideration by said Town Meeting.

4. At the conclusion of the presentation of Article 7, before consideration of the main motion with respect to Article 7, all of those motions relating to appropriations, increases or decreases in appropriations or decreases in funding from fees or other sources of revenue which have received a tentative majority vote shall then be presented by the Moderator for final consideration after the Finance Committee has analyzed said motions and has prepared a summary showing the cumulative effect that the adoption of said motions would have upon the proposed appropriations under Article 7. Said motions shall be considered in the order in which they were presented but no motions not previously presented for tentative vote shall be considered unless requested by two-thirds vote of the Town Meeting.

5. The Finance Committee shall certify to the Moderator prior to the commencement of discussion on each Article, upon request, the amount available for appropriation by said Town Meeting, taking into account appropriations already made and appropriations recommended by the Finance Committee which have not yet been voted upon. No motion shall be considered which attempts to appropriate an amount in excess of that which the Finance Committee certifies to be available for appropriation under the provisions of Chapter 580 of the Acts of 1980, as amended (Proposition 2 1/2)

9:20 a.m.: Town Moderator called for a motion to adjourn the meeting so that the Special Town Meeting scheduled for this date could be called to order. The Annual Town Meeting would reconvene at the conclusion of the Special Town Meeting.

9:25 a.m.: Annual Town Meeting was reconvened.

ARTICLE 4. Compensation for Elected Town Officials: Finance Committee Recommends. Voted Unanimously that the Town fix the compensation for all elected Town Officers for the fiscal year beginning July 1, 1992 and ending June 30, 1993, be fixed as follows:

Assessors, Chairman	-----	\$2,200	per year
Assessors, Member	-----	2,000	per year
Town Clerk	-----	23,263	per year (all fees revert to the Town treasury)

Moderator----- 200.00 Annual Town Meeting  
 50.00 Special Town Meeting  
 Selectmen-----\$1,500 per year  
                   Chairman---- 1,800 per year  
 Tree Warden----- 5,953 per year  
 Water Commissioners----- 150.00 per year  
 Cemetery Commissioners---- No salary  
 Library Trustees----- No salary  
 Planning Board Members---- No Salary  
 Poundkeeper, Field Drivers, Weighers of Grain,  
 Surveyors of Lumber, Measurers of Wood and Charcoal  
 (all Town officers elected other than by official  
 ballot), fees only, fixed by General Laws.

ARTICLE 5: Overlay Reserve Fund: Finance Committee Recommends.  
 Voted Unanimously that the Town appropriate \$54,400 to Budget 077,  
 Group Health and Life Insurance, from overlay funds certified as  
 excess by the Board of Assessors pursuant to Section 25 of Chapter  
 59 of the Massachusetts General Laws. (Note: This article was  
 amended at the conclusion of the Annual Town Meeting on June 22,  
 1992--see amended article for reconvened meeting of 6/22/92)

ARTICLE 6: Reserve Fund: Finance Committee Recommends. Voted  
 Unanimously that the Town appropriate the sum of \$100,000, for a  
 Fiscal Year 1993 Reserve Fund, pursuant to Section 5A of Chapter  
 40 of the Massachusetts General Laws.

Town Moderator Arthur F. Dionne took this time to pay tribute to  
 Fred Frey for his many years of serving on town committees and  
 the many successful projects he headed within the community and  
 wished him and his wife a successful and happy future in their  
 move to Connecticut.

ARTICLE 7: Budget Appropriations:

A motion by Jeffrey Spear to postpone the entire budget article  
 until June 22nd was defeated by a vote of Yes-66, No-96.

Tellers sworn in were: Doris Bowman, Dr. Alan Peck, & John Lovejoy.

Reading of Budget line items continued without incident until  
 Budget #201 Regional Schools

A long discussion between, Regional School Committee, Finance  
 Committee and the Board of Selectmen, as to the value of  
 postponing a vote on the Regional School Budget, followed. The  
 question of a possibility of an Override Vote to make up the  
 shortfall was not approved by either the Finance Committee or the  
 Board of Selectmen. The Finance Committee felt that we should  
 live within our means. The Board of Selectmen felt that  
 conditions in the economy would not be conducive to an override  
 at this time, therefore, would not vote to call for an override.  
 The representatives from the School felt that the Town could  
 raise fees and sell off town property to cover the shortfall.  
 Suzanne Rose, Regional School Committee Chairman, noted that  
 Hampden voted a higher figure for their share and that the  
 Wilbraham Regional School Committee would defend Hampden's vote.

Selectmen, Candaras and Nelson reiterated the boards position that in this bad economy it was their responsibility to do what was best for all. To put off passing the budget was not responsible management. They had no desire to usurp right of the School Committee but felt there was no purpose in continuing to delay. General meeting members requested what consequences if regional budget was delayed until Hampden results were confirmed. Selectmen did not feel we should be governed by what Hampden did. Suzanne Rose felt a motion to postpone the Regional School Budget until June 22nd would be in order.

Jeffrey Spear, School Committee member motioned to postpone the Regional School Committee Budget #201 until June 22, 1992. The Moderator asked for a show of hands & determined that the motion was defeated.

School Committee Member, Pamela Getchell challenged the ruling and asked for a hand count.

The vote on the motion by hand count was :Yes 104, No 101  
Moderator ruled the Motion to Postpone the Regional School Budget until June 22nd passed by majority vote.

Budget reading continued until completed.

Vote on the Budget, Article 7, with the exception of Budget #201 was tentatively passed by Majority vote. Final vote would be taken up at the adjourned meeting on June 22, 1992.

Meeting was adjourned for lunch, at 12:00 noon.  
Town Meeting Reconvened at 1:20 p.m.

Town Moderator Arthur F. Dionne called for a moment of silence in memory of the following deceased residents who were active in town government:

Walter Lopata - Wilbraham Public Schools  
Whalen Holley - Hampden-Wilbraham Regional School  
Thomas Trewin - Hampden-Wilbraham Regional School  
Ella Lindsay - Cook, School Department  
Sophie Ciecko - Cook, School Department  
Barbara N. Boyer - Substitute Teacher  
Earl W. Decorie - Playground Commission  
Robert G. Sweeney - Police Officer

ARTICLE 8: Chapter 44 & Chapter 90 Anticipation Borrowing: Finance Committee Recommends. Voted Unanimously that the Town authorize the Treasurer, with the approval of the Board of Selectmen, to borrow in anticipation of \$229,507 in state receipts in accordance with the Section 6A and Section 7, Subsections 5 and 6 of Chapter 44 of the Massachusetts General Laws, said money representing allotment for Chapter 33, acts of 1991, or Chapter 90 road construction, reimbursement from the state to be used to retire such debt.

ARTICLE 9: Authorization to Borrow for Capital Outlays: Finance Committee Recommends. Voted by more than 2/3 Majority (Yes 123, No 27) that the Town appropriate the following:

\$41,800 is appropriated for remodeling, reconstructing or making extraordinary repairs to public buildings owned by the Town: and that to meet this appropriation the Treasurer with the approval of the Selectmen is authorized to borrow \$41,800 under Section 7 (3A) of Chapter 44 of the Massachusetts General Laws.

ARTICLE 10: Council on Aging Revolving Fund: Finance Committee Recommends. Voted Unanimously that the Town authorize a revolving fund under the Council on Aging in accordance with Section 53E1/2 of Chapter 44 of the Massachusetts General Laws. Receipts shall be credited into said fund from the following sources:

1. Donations from individuals, businesses, civic groups and clubs, social service agencies and Friends of Wilbraham Seniors.
2. The bulletin board maintenance and development allowance from the Senior Network.
3. Donations as a result of bake sales, use of copy machine, annual flu clinic, Health and Information Fair, tax assistance program, special programs, movies and socials.
4. Sales of "license plates", Elder Guides and Tee Shirts.
5. Memorial donations.
6. Charges for exercise, dance, arts and crafts, painting and swimming classes.
7. Charges for special trips including baseball games, visits to other Senior Centers and bus transportation.

Expenditures authorized by the Director of Elder Affairs, not exceeding a total of \$5,000 in FY 1993, may be made for the following purposes;

1. Payment to part-time instructors for classes in exercise, dance, arts and crafts, painting, swimming.
2. Purchase of refreshments and paper goods for programs.
3. Payment for speakers, entertainment, and special programs.
4. Special trips including bus transportation to baseball games and visits to other Senior Centers.
5. Rental of videos.
6. Repair of office equipment and furniture.
7. Annual cleaning of upholstered furniture.

8. Piano tuning.
9. Purchase of memorial items and plaques.
10. Purchase of trophies, prizes, and small gifts.
11. Payment for volunteer recognition, including meals, mementos, and certificates.
12. Office supplies.
13. Decorations for holidays and special occasions.
14. Maintenance of VCR and television equipment.
15. Purchase of supplies for classes, including materials and tools for arts and crafts.

ARTICLE 11: Voted Unanimously to MOVE NO ACTION. (To accept an ambulance vehicle as a gift from the Wilbraham Ambulance Society. This article was put on the warrant for discussion and informational purposes only, as acceptance of this gift does not require town meeting approval.)

ARTICLE 12: Ambulance Fees and Service: Finance Committee Recommends. Voted by a Majority that the Town amend Article I of the Town By-Laws by inserting the following Section 109, Ambulance Fees and Operation:

"In accordance with Section 5 (21A) of Chapter 40 of the Massachusetts General Laws, the Town authorizes the establishment of fees for utilization of a Town-operated emergency ambulance service. The ambulance service shall be operated by the Fire Department. Said fees shall be in accordance with those fees set by Insurance Standards and Medicare. An abatement procedure shall be established for residents who are uninsurable or unable to pay said fee."

ARTICLE 13: Ambulance Oversight Committee: Voted Unanimously that the Town amend Article V of the Town By-Laws by inserting the following as Section 517, Ambulance Oversight Committee:

"The Board of Selectmen shall appoint an Ambulance Oversight Committee, consisting of five members, whose duties shall include making recommendations to the Board of Selectmen regarding the operation of emergency ambulance service within the Fire Department, establishment of fee abatement guidelines and procedures, and review, and acceptance or rejection of requests for abatements of fees. Members shall be appointed for staggered terms not exceeding three years."

ARTICLE 14: (Petitioned Article) Voted Unanimously to MOVE NO ACTION. (To accept the provisions of Section 53F1/2 of Chapter 44 of the M.G.L.'s, with respect to an Ambulance enterprise fund effective July 1, 1992. John Lovejoy agreed that there was no time to implement this procedure for this fiscal year but was allowed to give his presentation for future reference.)

Selectman Kevin Moriarty thanked everyone, on behalf of the Board of Selectmen and the Town, for their contributions to the Wilbraham Ambulance Society. Thanks were given to Dr. Alan Peck and his committee for their efforts in bringing to fruition our own town ambulance service.

ARTICLE 15: Authorization to Dispose of Surplus Equipment:  
Finance Committee Recommends. Voted Unanimously that the Town authorize and empower the Board of Selectmen on behalf of the Town to sell, transfer, or otherwise dispose of damaged, obsolete, or unneeded tangible personal property or equipment owned by the Town.

ARTICLE 16: Authorization to Enter Into Lease/Purchase Agreement  
Finance Committee Recommends. Voted Unanimously that the Town authorize the Board of Selectmen to make contracts for the lease, with option to purchase, of various municipal equipment, subject to annual appropriation, if in the opinion of the Board it is in the best interest of the Town. The Board of Selectmen shall identify within its budget submission to the Finance Committee, any contract for the lease with an option to purchase.

ARTICLE 17: Agreement with the City of Springfield on the Acceptance of Compost. Voted by a Majority that the Town authorize entry into an agreement with the City of Springfield in accordance with Section 4A of Chapter 40 of the Massachusetts General Laws, for the acceptance of compost from the Springfield Regional Wastewater Treatment Plant for a fee and under other conditions as set forth in said agreement.

ARTICLE 18: Acceptance of Public Ways. Voted Unanimously that the Town accept as public ways, pursuant to a layout filed by the Board of Selectmen with the Town Clerk, all or portions of the following streets: Hickory Hill Drive, Laurel Lane, McIntosh Drive and Apple Hill Road.

ARTICLE 19: Acceptance of Deeds. Voted Unanimously that the Town accept various deeds of land and easement rights to the Town recorded at the Hampden County Registry of Deeds or the Land Registration Office since the date of the last Annual Town Meeting.

ARTICLE 20: Hours of Business. Voted by a Majority that the Town amend Article VI, Section 609 of the Town By-Laws by inserting the following after the first sentence:

"The Board of Selectmen may, upon receipt of a written request from the business owner or operator, and after a duly noticed public hearing, grant permission by a majority vote of the board's total membership for one or more 24-hour licenses to conduct the ordinary and usual business activity of the business owner between the hours of 2:00 A.M. and 5:00 A.M. Said written request shall include the specific date(s) and business activities to be conducted. The Board of Selectmen, in granting its permission shall have the right to impose any reasonable conditions or requirements as they deem necessary and appropriate to protect the public safety, health and welfare interests of the

community. In no event will such a license be granted where, in the opinion of the Board after a public hearing, the activity requested would be detrimental to the specific part of the community in which the business is located."

and to further amend this section by increasing the penalty for violations from fifty dollars (\$50.00) to one-hundred dollars (\$100.00) for each offense.

ARTICLE 21: Commission on Disability. Voted Unanimously that the Town accept Section 8J of Chapter 40 of the Massachusetts General Laws providing for the establishment of a Commission on Disability to promote the inclusion and integration of persons with disabilities in the activities, services and employment opportunities of the community, and that the Town amend Article V of the Town By-Laws by adding Section 518, Commission on Disability, to read as follows:

"a. The Board of Selectmen shall appoint a Commission on Disability of nine members, a majority of whom must be persons with disabilities as defined by U.S. Public Law 101-336, the Americans with Disabilities Act. One member may be of the immediate family of a person with a disability, and one member shall be an elected or appointed municipal official. The terms of the first members of said commission shall be for one, two or three years, and so arranged that the term of one-third of the members expires each year, and their successors shall be appointed for terms of three years each.

b. The Commission shall advise and assist municipal officials in ensuring compliance with federal and state disability laws; review policies and activities of municipal departments and boards as they affect persons with disabilities; provide information, referral, and technical assistance to individuals, businesses and organizations in all matters pertaining to disability; and coordinate the activities of other local groups organized to meet the needs of persons with disabilities."

ARTICLE 22: Adjournment of Annual Town Meeting. Voted Unanimously that the Town adjourn this meeting to 8:30 a.m., Saturday, May 2, 1992, when the Annual Elections will be held at Wilbraham Community Center, Precinct A; Mile Tree School, Precinct B; Memorial School, Precinct C; and Soule Road School, Precinct D, polls closing at 6:30 P.M., and to further adjourn the Annual Town Meeting until 7:00 P.M. Monday, June 22, 1992, at Minnechaug Regional High School, at which time final action will be taken to bring the FY 1993 budget into full compliance with Chapter 580 of the Acts of 1980, as amended.

Adjourned 5:00 p.m.  
April 25, 1992

06/22/92

ANNUAL TOWN MEETING OF 04/25/92 CONTINUATION:

ATTENDANCE:

Precinct A- 31  
Precinct B-103  
Precinct C- 75  
Precinct D-107  
Total - 316

The Annual Town Meeting reconvened at 7:10 p.m. on June 22, 1992. at Minnechaug High School. Town Moderator Arthur F. Dionne, noted a quorum was present and called the meeting to order. The Moderator reminded the members that a Special Town Meeting was also called for this evening and asked for a motion to further adjourn the Annual Town Meeting until after the Special Town Meeting. It was unanimously voted.

8:30 p.m. the Annual Town Meeting was again reconvened.

ARTICLE 5: (AMENDED) Overlay Reserve Fund. Finance Committee Recommends. Voted Unanimously, as amended, that the Town appropriate \$54,400 to Budget 077, Group Health and Life Insurance, and \$8,761 to Budget 003, Selectmen's Salaries, from overlay funds certified as excess by the Board of Assessors pursuant to Section 25 of Chapter 59 of the Massachusetts general Laws.

Two Amendments were submitted by the Board of Selectmen under Article 7, Budget Appropriations, to increase specific budgets and to finalize Article 7.

Much discussion ensued over Regional School Budget. An amendment by Suzanne Rose pertaining to the selling or mortgaging town owned property to raise \$77,238 was ruled out of order by Town Moderator Arthur F. Dionne.

Jeffrey Spear, proposed that Regional Budget be voted down. Legal problems of operating without a budget were raised by Town Moderator and Selectmen.

Town Moderator reminded body that budget figures voted on 4/25/92 are frozen and cannot be touched except for extra money received.

Jeffrey Spear made a motion to divide the first amendment into two separate votes, labeling them, Amendment 7A and 7B. The motion passed by a Majority.

Motion on 7A: Move that the Town amend the report of the Finance Committee to increase Budget 003, Selectmen Salaries, by \$11,488; Budget 034, Treasurer-Collector's Expenses by \$2,500; Budget 200, Local Schools, by \$29,068; Budget 571, Cemetery Capital, by \$1,000. VOTE ON THIS MOTION-YES 140, NO 154. MOTION DOES NOT PASS.

Jeffrey Spear moved that, excluding the \$1,000 for Cemetery Capital, the remaining \$54,430 listed in this amendment, be split between Local & Regional Schools.

This amendment erupted into a heated discussion between school and town officials. Police Chief, John Kirchof stated that schools had included pay raises in their budget, while town officials had not and felt it was unfair. John Lovejoy stated motion was not fair to anyone since there was not enough money for the schools but enough to rob a lot of good people of their needed budget money. Regional should withdraw their motion and go forward with their own \$77,000. Thomas Toman agreed stating it was a disaster to figure out who was suffering more. Felt that we would all be losers. A request for a sense of the body would not be binding.

The Moderator called for a vote on the motion to split \$54,430 between Regional and Local Schools. The motion was defeated.

Moderator: This leaves Article 7A in suspension.

Frank Everton of the Finance Committee moved for reconsideration. Motion Carried by a Majority.

The Vote on 7A, after reconsideration, Passed by a Majority.

7B: Move to increase Budget 201, Regional School Assessment, by \$11,374 and approve a total appropriation of \$2,554,258 for Budget 201.

Suzanne Rose recommended defeat of this motion.

Moderator advised that if motion was voted down we would have no number for Regional School Budget. Requested ruling from Town Counsel. Town Counsel advised to vote on merits of motion & discussed the possibility of a 1/12th budget. Town Administrator also advised that town cannot spend money unless appropriated. More discussion on 1/12th budget. Moderator reiterated that Regional Budget was \$77,000 less than they think they should have. Money is not available. He reasoned that enough money would have to be appropriated to implement a 1/12th Budget.

Vote on amendment 7B: Yes 102, No 127 Motion Did Not Pass.

Vote on Article 7: Budget Appropriations (Without Regional School Budget) Passed by a Majority.

At this point much confusion arose from the voting membership as to where this vote left the Regional School Budget. John Lovejoy called attention to the voting body that without a Regional School Budget, the Assessor's numbers will be diminished and he feared grave consequences from this vote and moved that the vote on amendment 7B be reconsidered.

Jeffrey Spear said he would support reconsideration of 7B.

Vote on reconsideration of 7B: Passed by a Majority.

Vote on Amendment 7B, after reconsideration, Passed by a Majority.

Jeffrey Spear asked that a sense of the body for an override vote be taken after the vote on Article 7.

A motion for reconsideration of Article 7 to address original sum of \$15,372,414, passed Unanimously.

A vote to amend Article 7 to read \$15,372,414 Passed Unanimously.

Final Vote on Article 7:

Voted Unanimously, as amended, and after reconsideration, that the Town accept the report of the Finance Committee and appropriate the sum of \$15,372,414 to cover the necessary capital expenditures and operating expenses of the Town for Fiscal Year 1993 (July 1, 1992 to June 30, 1993) per appropriations listed separately and incorporated herein by reference, and to provide said appropriations as follows:

Transfer from: Water Receipts	
to: Water Enterprise Fund	\$609,075
from: Solid Waste Receipts	
to: Solid Waste Enterprise	444,135
from: Capital Cost Recovery	
to: Sewer Debt and Interest	21,060
from: Sewer Receipts	
to: Sewer Enterprise Fund	369,429
to: Sewer Capital	5,000
from: Cemetery Trust Fund	
to: Cemetery Capital Projects	8,000
from: Offset Receipts	
to: Dog Officer's Expense	20,000

Amount of Certified Free Cash Required for FY 1993 municipal appropriations: 0

Moderator called for a sense of the meeting for an Override. Majority of those present were in favor.

Moderator asked for a motion to dissolve the meeting. It was so moved and voted unanimously to dissolve the meeting at 10:50 p.m.

ATTEST: MARY A. IRLA, CMC  
TOWN CLERK