

**SPECIAL TOWN MEETING
OCTOBER 28, 1996**

Attendance:
Prec: A 27
Prec: B 85
Prec: C 81
Prec: D 54
TOTAL: 247

In accordance with the Warrant, as posted, the inhabitants of the Town of Wilbraham, qualified to vote in Town affairs, met in Minnechaug Regional High School. At 7:00 PM Moderator Arthur Dionne noted a quorum was present and called the meeting to order. The Moderator asked those in attendance to join him in the Pledge of Allegiance to the Flag. The call of the meeting was then read by Town Clerk Beverly J. Radner. After a brief explanation concerning procedures, the Moderator, before proceeding with the meeting, announced that Town Clerk Beverly J. Radner had just received her Certified Municipal Clerk status from the International Institute of Municipal Clerks. Congratulations were extended.

ARTICLE 1. Parliamentary Procedures: Finance Committee Recommends. Voted unanimously that the Town adopt special parliamentary procedures for the purpose of implementing the provisions of Chapter 580 of the Acts of 1980 (Proposition 2 1/2) as amended, and on file with the Town Clerk.

A motion was made and seconded to waive the second reading of the article. Motion carried unanimously.

ARTICLE 2. Budget Amendments: Finance Committee Recommends. A motion was made by Rodney Fountain and seconded to split this article into two separate parts. Motion was carried by a majority vote.

Article 2A. Budget Amendments: Voted by a majority that the Town amend Article 12 as approved by Annual Town Meeting on April 29, 1996, by raising and appropriating an additional \$18,000 in Budget #122, Selectmen Salaries.

Article 2B. Budget Amendments: Voted by a majority that the Town amend Article 12 as approved by Annual Town Meeting on April 29, 1996, by raising and appropriating an additional \$30,621 in Budget #122, Selectmen Expenses.

A brief presentation was made concerning the need for the passing of Article 2B by Donna Koziol of 3 Lebel Ave.

ARTICLE 3. Acquisition of Property for Municipal Purposes: Finance Committee Recommends. Passing by a required 2/3 majority (YES - 215, NO - 4) that the Town abandon or discontinue the eminent domain taking or purchase approved by the 1995 Annual Town Meeting for property owned by William T. and Mable W. Ellison located on Miller Street in Ludlow, Hampden County, Massachusetts, and to reallocate the sum of \$30,000 raised by borrowing under Article 20 of the 1995 Annual Town Meeting, in accordance with Section 14 of

Chapter 40 of the Massachusetts General Laws, for acquiring property now or formerly owned by Ray Haluch, located on Miller Street in Ludlow, Hampden County, Massachusetts and described in Hampden County Registry of Deeds, Book 9005, Page 188, for a municipal purpose, namely for a water corrosion control, purification and distribution facility and related purposes, and that the Board of Water Commissioners be authorized to purchase all or a portion of said parcel.

Tellers sworn in by the Moderator to do the counting were: Dr. Allan Peck, Kirk Burkins, and Judith Dionne.

ARTICLE 4. Acquisition of Property for Municipal Purpose: Finance Committee Recommends. Passing by a required 2/3 majority vote (YES - 161, NO - 39) that the Town abandon or discontinue the eminent domain taking or purchase approved by the 1995 Annual Town Meeting for property owned by William R. and Mable W. Ellison located on Miller Street in Ludlow, Hampden County, Massachusetts, and to authorize the Board of Water Commissioners to take, by its power of eminent domain, pursuant to its authority set forth in Chapter 216 of the Acts of 1987, Chapter 295 of the Acts of 1926 and Chapter 79 or 80A of Massachusetts General Laws, whichever applies, should the purchase described in Article 3 not be consummated, a certain parcel of land now or formerly owned by Ray Haluch, with any buildings and improvements thereon situated on Miller Street, Ludlow, Hampden County, Massachusetts, and described in Hampden County Registry of Deeds Book 9005, Page 188, for a municipal purpose, namely for a water corrosion control, purification and distribution facility and related purposes, and to reallocate the sum of \$30,000 raised by borrowing under Article 20 of the 1995 Annual Town Meeting as described in Article 3 of this Warrant.

This article failed to pass, at first, by a 2/3 majority vote (YES - 112, NO - 96). Required vote to pass was 138 out of the 208 votes cast. A motion was then made and seconded to reconsider the article. Motion carried. John Lovejoy gave a brief explanation of his support for the Water Commissioners and what they do. The motion to reconsider passed by a majority vote. Water Commissioner Zigmund Peret spoke concerning Article 4. The article passed with the taking of the second vote as listed above.

ARTICLE 5. Release of Easement: Finance Committee Recommends. Passing by a 2/3 majority vote (YES - 195, NO - 1) that the Town authorize the Board of Selectmen to release and terminate easement rights granted to the Town by Acropolis Corporation as recorded in the Hampden County Registry of Deeds in Book 4357, Page 321 and Book 4357, Page 323, as shown on a plan recorded in said Registry at Book 167, Pages 88 & 89 and on file with the Town Clerk.

ARTICLE 6. Voted unanimously to adjourn the Special Town Meeting at 8:37 PM.

Attest: BEVERLY J. RADNER, CMC
TOWN CLERK