

**ANNUAL TOWN MEETING**

MAY 15, 2017

Attendance: Precinct A:	81
Precinct B:	71
Precinct C:	98
Precinct D:	90
Total -----	340

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 on Monday, May 15, 2017. At 7:10 p.m. Moderator George Reich noted a quorum was present and called the meeting to order. The Moderator welcomed all and commenced with a brief explanation of the process for the evening.

In respect of tradition, the names of those town employees recently deceased since our last meeting were read. These names are printed in the annual town report. A moment of silence was held in their honor.

The Pledge of Allegiance was then recited followed by Town Clerk Beverly J. Litchfield reading the call of the meeting.

**Consent Agenda - Finance Committee Recommends:** Passing by unanimous vote that the Town accept and approve the following motions as presented in the anticipated motions handout. Articles 1, 2, 4, 8, 9, 10, 11, 12, 13, 15, 16, 17, 18, 19, 23, 47,48, and 50. **(Articles marked \*)**

**\*ARTICLE 1. Choosing miscellaneous officials – Finance Committee Recommends:** Passing by unanimous vote that the following persons be elected to the indicated offices for the ensuing year: Poundkeeper, Michael H. Masley; Surveyor of Lumber, Edward P. Lindsay; Measurer of Wood and Charcoal, Gary Petzold.

**\*ARTICLE 2. Hearing reports – Finance Committee Recommends:** Passing by unanimous vote that the town accepts the reports of all officers and committees as printed in the Annual Town Report.

**ARTICLE 3. Funding Transfers FY 2017 – Finance Committee Recommends:** Passing by unanimous vote pursuant to Section 33B of Chapter 44 of the General Laws, voted to transfer the sum of \$94,347 from previously appropriated but unexpended funds in the following FY’2017 budgets:

#610 Library-Salaries .....	\$3,301
#192 Town Properties-Fuel .....	\$43,445
#194 Group Health Insurance .....	\$47,601

and to place such funds in the following amounts in the following FY’2017 budgets:

#420 Highway-Overtime (Snow Removal) .....	\$21,536
#420 Highway-Expenses (Snow Removal).....	\$69,510
#610 Library – Expenses.....	\$3,301

**\*ARTICLE 4. Ambulance Fund Transfer – Finance Committee Recommends:** Passing by unanimous vote to appropriate \$30,000 from Receipts reserved for Appropriation for Ambulance to the FY’2017 Ambulance Budget to cover operating expenses.

**ARTICLE 5. Parliamentary procedures – Finance Committee Recommends:** Passing by a majority vote that the Town adopt special parliamentary procedures for the purpose of implementing the provisions of Chapter 580

of the Acts of 1980 (Proposition 2½), as amended, and as set forth in a document entitled "Article 5, Exhibit A," on file with the Town Clerk.

**ARTICLE 6. Compensation for elected Town officials. Finance Committee Recommends:** Passing by a majority vote

to fix the compensation for elected Town Officers for fiscal year July 1, 2017 to June 30, 2018, as follows: Assessors, \$3,455 per year, chairman, \$3,813 per year; Town Clerk, \$83,095 per year (all fees revert to the Town treasury); Moderator, \$200 Annual Town Meeting, \$50 Special Town Meeting; Selectmen, \$5,001 per year, chairman \$5,833 per year; Tree Warden, \$10,315 per year; Water Commissioners, \$150 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 other Town officers elected other than by official ballot, fees only, fixed by General Laws.

**ARTICLE 7. Budget appropriations – Finance Committee Recommends:** Passing by a majority vote to accept the report of the Finance Committee and vote to raise and appropriate \$40,806,873 and transfer \$26,000 from offset receipts (for Dog Officer Expenses) to cover the necessary capital expenditures and operating expenses of the Town for Fiscal Year 2018 (July 1, 2017 to June 30, 2018) per appropriations listed separately in the Town Meeting Workbook and incorporated herein by reference, with the exception of those budgets and expenditures which will be voted on separately in subsequent Articles.

Brief explanations were offered by Finance Committee member Nancy Piccin and Superintendent of Schools Albert Ganem, Jr.

**\*ARTICLE 8. Water Enterprise Fund Budget – Finance Committee Recommends:** Passing by unanimous vote that the following sums be appropriated for the Water Enterprise Fund: Salaries, \$415,089; Expenses, \$1,500,466, and that \$1,915,555 be raised as follows: \$1,843,555 from Water Department receipts and \$72,000 from retained earnings.

**\*ARTICLE 9. Water Enterprise Fund Reserve Fund – Finance Committee Recommends:** Passing by unanimous vote that the Town vote to appropriate from water receipts the sum of \$25,000 for a Fiscal Year 2018 Reserve Fund.

**\*ARTICLE 10. Wastewater Enterprise Fund Budget – Finance Committee Recommends:** Passing by unanimous vote that the following sums be appropriated for the Wastewater Enterprise Fund: Salaries, \$232,356; Expenses, \$997,317, and that \$1,229,673 be raised as follows: \$1,161,673 from Wastewater Department receipts and \$68,000 from retained earnings.

**\*ARTICLE 11. Wastewater Enterprise Fund Reserve Fund – Finance Committee Recommends:** Passing by unanimous vote that the Town appropriates from wastewater receipts the sum of \$15,000 for a Fiscal Year 2018 Reserve Fund.

**\*ARTICLE 12. Solid Waste Enterprise Fund Budget – Finance Committee Recommends:** Passing by unanimous vote that the following sums be appropriated for the Solid Waste Enterprise Fund: Salaries, \$140,750; Expenses, \$202,250, and that \$343,000 be raised as follows: \$303,031 from Solid Waste Enterprise Fund receipts, and \$39,969 from retained earnings.

**\*ARTICLE 13. Solid Waste Enterprise Fund Reserve Fund – Finance Committee Recommends:** Passing by unanimous vote that the Town appropriates from Solid Waste Enterprise Fund receipts the sum of \$4,000 for a Fiscal Year 2018 Reserve Fund.

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**ARTICLE 14. Appropriation for Capital Outlays – Finance Committee Recommends:** Requiring a two-thirds vote, passing by a declared two-thirds vote by the Moderator that the Town appropriates \$1,447,000 to pay costs of the following capital outlay items:

Vehicles and Equipment	\$1,150,000
Remodeling Public Buildings	\$ 297,000

including the payment of all costs incidental and related thereto; and that to meet this appropriation, \$150,000 shall be transferred from Receipts Reserved for Appropriation for Ambulance, to pay a portion of the cost of the new quint fire apparatus, and the Treasurer, with the approval of the Selectmen, is authorized to borrow \$1,447,000 in accordance with Chapter 44 of the Massachusetts General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, or take any other action relative thereto.

Brief presentations were made by Fire Chief David Bourcier and Capital Planning Chairman Nick Manolakis.

**\*ARTICLE 15. Receipts reserved for appropriation for ambulance – Finance Committee Recommends:** Passing by unanimous vote to appropriate \$754,275 from Receipts Reserved for Appropriation for Ambulance to Ambulance personal services, operating and capital costs, pursuant to Section 5 of Chapter 40 of the General Laws.

**\*ARTICLE 16. Appropriations for Ambulance Depreciation Account – Finance Committee Recommends:** Passing by unanimous vote to appropriate \$50,000 from Receipts Reserved for Appropriation for Ambulance to be held in a depreciation account for vehicle and equipment replacement pursuant to Section 5 of Chapter 40 of the Massachusetts General Laws.

**\*ARTICLE 17. Receipts reserved for appropriation for cemeteries – Finance Committee Recommends:** Passing by unanimous vote to appropriate \$20,000 from Receipts Reserved for Appropriation for Cemeteries to Cemetery operating expenses, pursuant to Section 5 of Chapter 40 and Section 16 of Chapter 114 of the General Laws.

**\*ARTICLE 18. Acceptance of PEG Access and Cable Related Fund – Finance Committee Recommends:** Passing by unanimous vote to accept General Laws Chapter 44, Section 53F  $\frac{3}{4}$  which establishes a special revenue fund known as the PEG Access and Cable Related Fund. This fund is to begin operation for fiscal year 2018, which begins on July 1, 2017.

**\*ARTICLE 19. Receipts reserved for appropriation for Wilbraham Public Access Television – Finance Committee Recommends:** Passing by unanimous vote to appropriate \$202,207 from the PEG Access and Cable Related Fund for Appropriation for Wilbraham Public Access Television, pursuant to Section 53F  $\frac{3}{4}$  of Chapter 44 of the Massachusetts General Laws.

**ARTICLE 20. Reserve Fund – Finance Committee Recommends:** Passing by unanimous vote to raise and appropriate \$250,000 for a Fiscal Year 2018 Reserve Fund.

**ARTICLE 21. Special Appropriation for road repaving and preservation – Finance Committee Recommends:** Passing by a majority vote to raise and appropriate \$150,000 to repave, resurface and/or crack seal public ways.

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**ARTICLE 22. Other Post Employment Benefits Liability Trust Fund – Finance Committee Recommends:** Passing by unanimous vote that the town vote to raise and appropriate or transfer from the following available funds (free cash, water receipts, wastewater receipts, solid waste receipts, receipts reserved for appropriation for ambulance) a sum of money to be placed into the Other Post-Employment Benefits Liability Trust Fund, established under the provisions of Massachusetts General Laws Chapter 32B, Section 20,

FUND	SOURCE	AMOUNT
General Fund	Raise and appropriate	\$300,000
Water Enterprise Fund	Water receipts	\$9,800
Wastewater Enterprise Fund	Wastewater receipts	\$4,200
Solid Waste Enterprise Fund	Solid waste receipts	\$2,000
Receipts Reserved for Appropriation for Ambulance	Receipts reserved for appropriation for ambulance	\$7,800

**\*ARTICLE 23. Municipal Building Insurance Fund – Finance Committee Recommends:** Passing by unanimous vote to raise and appropriate \$1,000 for the Municipal Building Insurance Fund.

**ARTICLE 24. Stabilization Fund – Finance Committee Recommends:** Passing by unanimous vote to transfer \$50,000 from Free Cash to be added to the Stabilization Fund and to transfer \$250,000 from free cash to be added to the Capital Stabilization Fund, both in accordance with Section 5B of Chapter 40 of the Massachusetts General Law.

**ARTICLE 25. Zoning By-Law Amendment – Agricultural Use Regulations – Planning Board Recommends:** Requiring a two-thirds vote, passing by a declared two-thirds vote by the Moderator to amend the Wilbraham Zoning By-Law as printed in Article 25 of the Warrant.

This article was moved to follow Article 54 since the information in Article 54 would be reflected in Article 25.

**ARTICLE 26. Zoning By-Law Amendment – Restoration of Non-Conforming Uses and Structures – Planning Board Recommends:** Requiring a two-thirds vote, passing by unanimous vote to amend the Wilbraham Zoning By-Law as printed in Article 26 of the Warrant.

**ARTICLE 27. Zoning By-Law Amendment – Miscellaneous Business Use Regulations – Planning Board Recommends:** Requiring a two-thirds vote, passing by a declared two-thirds vote by the Moderator to amend the Wilbraham Zoning By-Law as printed in Article 27 of the Warrant.

**ARTICLE 28. Zoning By-Law Amendment - Rezoning from R-40 to N.S. – Planning Board Recommends:** Requiring a two-thirds vote, passing by a declared two-thirds vote by the Moderator to amend the Wilbraham Zoning By-Law as printed in Article 28 of the Warrant.

**ARTICLE 29. Acceptance of Public Ways –** Passing by a majority vote to accept Carla Lane as a public way as printed in Article 29 of the Warrant.

**ARTICLE 30. Acceptance of Deeds –** Requiring a two-thirds vote, passing by a declared two-thirds vote by the Moderator that the Town accept such deeds and grants of land given to the Town as recorded at the Hampden County Registry of Deeds or the Hampden County Land Registration Office since the date of the last Annual Town Meeting as filed by the Board of Selectmen with the Town Clerk as “Article 30, Exhibit A.

**ARTICLE 31. Community Preservation Program Budget – Finance Committee Recommends:** Passing by a majority vote to appropriate or reserve from the Community Preservation annual revenues in the amounts recommended by the Community Preservation Committee for committee administrative costs, community preservation projects and other expenses in fiscal year 2018, as printed in Article 31 of the Warrant, with each item to be considered a separate appropriation.

APPROPRIATIONS	
FY 2018 estimated revenues for Administrative Costs	\$7,500
<b>RESERVES:</b>	
FY 2018 estimated revenues for Historic Preservation Reserves	\$41,472
FY 2018 estimated revenues for Community Housing Reserves	\$41,472
FY 2018 estimated revenues for Open Space Reserves	\$41,472
FY 2018 estimated revenues for Non-Committed Reserves	<u>\$290,309</u>
FY 2018 estimated total of revenue in Reserves	\$414,725
Estimated new surcharge collections for FY 2018	\$360,630
Estimated State Match for FY 2018	<u>\$54,095</u>
FY 2018 estimated total	\$414,725

**ARTICLE 32. Community Preservation Program Project for Preservation of Town Record Books – Finance Committee Recommends:** Passing by a majority vote to transfer \$9,254 from the Community Preservation Historic Preservation Fund for a Community Preservation Project for the preservation of town record books in the custody of the Town Clerk.

**ARTICLE 33. Community Preservation Program Project for the Country Club of Wilbraham Farmhouse – Finance Committee Recommends:** Passing by a majority vote to transfer \$44,180 from the Community Preservation Historic Preservation Fund for a Community Preservation Project to provide funding for a maintenance and improvement project to preserve the physical structure of the Country Club of Wilbraham’s Farmhouse, formerly the old clubhouse.

**ARTICLE 34. Community Preservation Program Project for the Wilbraham Children’s Museum – Finance Committee Recommends:** Passing by a majority vote to transfer \$8,000 from the Community Preservation Historic Preservation Fund for a Community Preservation Project to provide funding to remove and relocate the building’s septic tank as well as to remove a large tree in order to install the septic tank and an ADA (Americans with Disabilities Act) ramp in the appropriate locations so to make the Wilbraham Children’s Museum fully accessible and finish accessibility code renovations to the Wilbraham Children’s Museum.

**ARTICLE 35. Community Preservation Program Project for Tennis Court Restoration at Minnechaug Regional High School – Finance Committee Recommends:** Passing by a majority vote to transfer \$61,541 from the Community Preservation Non-Committed Fund for a Community Preservation Project to provide funding for the restoration of Minnechaug Regional High School (MRHS) Tennis Courts so to refurbish and extend the life of the tennis courts and provide adjacent ADA parking spaces and handicap accessible entrance gate to the tennis courts.

**ARTICLE 36. Community Preservation Program Project for Atlantic White Cedar Swamp Management Project – Finance Committee Recommends:** Passing by a majority vote to transfer \$24,000 from the Community Preservation Open Space Fund for a Community Preservation Project to implement a CPA funded Atlantic White Cedar Swamp Management Project within Town-owned conservation land known as Atlantic White Cedar Swamp.

**ARTICLE 37. Community Preservation Program Project for Thayer Brook Easy Woodland Trail – Finance Committee Recommends:** (Referred back to committee.) Motion made and seconded to table this article to the end of the meeting. Motion passed by declared two-thirds vote by the Moderator.

Taken as last article of the evening – Due to confusion on correct wording, a motion was made and seconded to refer this article back to the Community Preservation Committee for further review. Motion carried by unanimous vote.

**(MOTION [BOILARD]:** *Move to transfer \$54,800 from the Community Preservation Non-Committed Fund to provide monies for the design and construction of an ADA accessible trail at Thayer Brook.*)

**ARTICLE 38. Community Preservation Program Project for Glendale Cemetery – Finance Committee Recommends:** Passing by a majority vote to transfer \$19,320 from the Community Preservation Non-Committed Fund to provide funding to repair thirty (30) colonial tablets in Glendale Cemetery.

**ARTICLE 39. Community Preservation Program Project for Spec Pond Fishing Platform – Finance Committee Recommends:** Passing by a majority vote to transfer \$5,000 from the Community Preservation Non-Committed Fund for a Community Preservation Project to complete the Spec Pond Fishing Platform/Dock project.

**ARTICLE 40. Community Preservation Program Project for Spec Pond Pavilion/Picnic Grove/Basketball Courts Landscaping – Finance Committee Recommends:** Passing by a majority vote to transfer \$79,829 from the Community Preservation Non-Committed Fund for a Community Preservation Project that includes landscaping and installing fencing around the Spec Pond basketball courts, the Picnic Grove and Pavilion.

**ARTICLE 41. Community Preservation Program Project for Spec Pond Beach – Finance Committee Recommends:** Passing by a majority vote to transfer \$40,000 from the Community Preservation Non-Committed Fund for a Community Preservation Project to conduct a study of Spec Pond Beach’s Guardhouse and Bathhouse buildings; lay a concrete walkway around, and erect a shade structure near, the Bathhouse and necessary tree removal and stump grinding.

**ARTICLE 42. Community Preservation Program Project for the Spec Pond Remediation – Finance Committee Recommends:** Passing by a majority vote to transfer \$75,000 from the Community Preservation Non-Committed Fund for a Community Preservation Project to remediate the invasive plants within Spec Pond.

**ARTICLE 43. Community Preservation Program Project for Affordable Housing Renovations – Finance Committee Recommends:** Passing by a majority vote to transfer \$197,216 from the Community Preservation Affordable Housing Fund and \$27,784 from the Community Preservation Non-Committed Fund for a Community Preservation Project to redesign fifteen (15) congregate housing units into nine (9) one-bedroom apartments with four (4) apartments designed to be wheelchair accessible at The Pines, located at 88 Stony Hill Road.

**ARTICLE 44. Community Preservation Program Project for Old Meeting House Preservation – Finance Committee Recommends:** As amended, passing by a majority vote to transfer \$3,120 from the Community Preservation Historic Preservation Fund for a Community Preservation Project to ~~rehabilitate and restore~~ study the attic level of the Old Meeting House so to further preserve the historic building.

A motion to amend article by deleting “rehabilitate and restore” and insert “study” in its stead passed by a majority vote. Vote on final wording listed above.

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**ARTICLE 45. Mount Marcy (Silo Farm Associates, LLC) Land Purchase – Finance Committee Recommends:**

Requiring a two-thirds vote, passing by a declared two-thirds vote by the Moderator to appropriate Two Hundred Thousand Dollars (\$200,000) to be expended, in addition to the One Hundred Fifty Thousand Dollars (\$150,000) previously appropriated under Article 31 of the Warrant at the 2016 Annual Town Meeting, for a total project appropriation of Three Hundred Fifty Thousand Dollars (\$350,000) to pay costs of acquiring, by negotiated purchase, a parcel of land referred to as "Mount Marcy" and being a portion of property located at 611V Glendale Road owned by Silo Farm Associates, LLC, consisting of 47.31 acres, more or less, and identified more specifically in the Purchase and Sale Agreement dated May 1, 2017, between Silo Farm Associates, LLC and the Town of Wilbraham, to be managed and controlled by the Conservation Commission of the Town of Wilbraham in accordance with M.G.L. Chapter 40, Section 8C for conservation and passive recreation purposes; that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said amount under and pursuant to Chapter 44 and Chapter 44B of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor, provided, however, that the amount of any borrowing authorized by this vote shall be reduced by any federal or state aid or private donations received by the Town prior to the issuance of such bonds or notes; that the Board of Selectmen and the Conservation Commission are authorized to file on behalf of the Town of Wilbraham any and all applications deemed necessary for funding from The Commonwealth of Massachusetts LAND grant program or any other applications for funds in any way connected with the scope of this acquisition; that the Board of Selectmen and the Conservation Commission, as they deem appropriate, are authorized to enter into all agreements and execute any and all instruments including the conveyance of a perpetual conservation restriction to the Minnechaug Land Trust or any other nonprofit organization qualified and willing to hold such a restriction in accordance with M.G.L. Chapter 184 as required by Section 12(a) of Chapter 44B or Chapter 293 Section 10 of the Acts of 1998 as amended, as may be necessary on behalf of the Town of Wilbraham to affect said purchase. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

A motion adjourn the meeting until Tuesday, May 16, 2017 at 7:00 PM failed to pass by a majority. Meeting continued with the next article.

**ARTICLE 46. Public Safety Communication System Upgrade – Finance Committee Recommends:** Passing by unanimous vote that the Town transfer from free cash (2016) Thirty Nine Thousand Nine Hundred Four Dollars and Twenty Six cents (\$ 39,904.26) and from Premium on the 2017 Bond issue, One Hundred Ninety Thousand Ninety Five Dollars and Seventy Four cents (\$190,095.74) in addition to the Two Hundred Fifty Thousand Dollars (\$250,000) previously appropriated under Article 23 of the Warrant at the 2014 Annual Town Meeting to be used to upgrade the multi-site two-way Public Safety radio system.

**\*ARTICLE 47. Authorization to Dispose of Surplus Equipment – Finance Committee Recommends:** Passing by unanimous vote that the Town authorizes 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 48. Grants Authorization – Finance Committee Recommends:** Passing by unanimous vote that the Town authorizes the Board of Selectmen to apply for and accept federal or state grants or monies as may be available and to authorize the expenditure of any such grants or funds received from the LAND Grant Program, and to authorize the Board of Selectmen and/or Conservation Commission to grant a conservation restriction on said parcel(s) of land, if applicable, pursuant to the provisions of G.L. c.44B, Section 12, such grants in accordance with the terms of said grants.

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**ARTICLE 49. Adoption of New General By-Law – Article I, Section 112 Departmental Revolving Funds** – Passing by a majority vote to amend the General By-Laws of the Town of Wilbraham by adding a new Section, Article I, Section 112, as set forth in a document entitled “Article 49, Exhibit A”, to establish and authorize revolving funds for use by certain Town departments, boards, committees, agencies or officers under M.G.L. c. 44 § 53E½.

The Town of Wilbraham authorizes the following Revolving Funds:

Revolving Fund	Department, Board, Committee, Agency or Officer Authorized to Spend from Fund	Fees, Charges, or Other Receipts Credited to Fund	Program or Activity Expenses Payable from Fund	Restrictions or Conditions on Expenses Payable From Fund	Other Requirements or Reports	Fiscal Years
Council on Aging	Director of Elder Affairs	Revenue collected from donations from individuals, organizations and events; memorial donations; and fees for classes, trips and programs	Payment of costs connected with programs and events; repair and maintenance of equipment and furnishings; purchase of memorials and volunteer recognitions; and fees for instructors and classes.	Expenditures authorized by the Director of Elder Affairs, not exceeding a total of \$20,000 in any fiscal year.	Transfer end of year balance to subsequent fiscal year.  The balance in the revolving account shall not exceed \$20,000	Fiscal year 2018 and subsequent years.
Compost Bins	Director of Public Works	Revenue collected from the sale of compost bins.	To purchase additional compost bins.	Expenditures authorized by the Director of Public Works, not exceeding a total of \$5,000 in any fiscal year.	Transfer end of year balance to subsequent fiscal year.  The balance in the revolving account shall not exceed \$5,000	Fiscal year 2018 and subsequent years.
Cemeteries	Cemetery Commissioners	Revenue collected from the sale of boundary markers; foundations, winter access charges and for opening and closing graves	To purchase boundary markers, foundations, and opening and closing of graves.	Expenditures authorized by Cemetery Commissioners, not exceeding a total of \$20,000 in any fiscal year.	Transfer end of year balance to subsequent fiscal year.  The balance in the revolving account shall not exceed \$20,000	Fiscal year 2018 and subsequent years.
Community Garden	Conservation Commission	Revenue collected from the Community Garden lot rentals fees and donations.	To purchase goods, tools and services, including water resources, for the use of the gardeners enrolled in the program.	Expenditures authorized by Conservation Commission, not exceeding a total of \$6,000 in any fiscal year.	Transfer end of year balance to subsequent fiscal year.  The balance in the revolving account shall not exceed \$6,000	Fiscal year 2018 and subsequent years.

**\*ARTICLE 50. Authorization to Enter into Lease/Purchase Agreements – Finance Committee Recommends:** Passing by unanimous vote that the Town vote to 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 interests 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 51. Rescind Unused Borrowing Authorizations – Finance Committee Recommends:** Passing by unanimous vote to rescind the unused borrowing authorizations identified and printed in Article 51 in the Warrant, whose final costs were less than the amounts authorized or were paid down prior to permanent financing that were approved by previous Town meetings.

UNISSUED AMOUNT	DATE OF APPROVAL	WARRANT ARTICLE	ORIGINAL PURPOSE
\$385,000	5/16/16	14	Departmental Equipment
\$21,000	5/11/15	47	Departmental Equipment

**ARTICLE 52. Town By-Law Amendment - Revisions to General By-Laws –** Passing by unanimous vote to amend the General By-Laws of the Town of Wilbraham, as recommended by the By-Law Study Committee, by making the non-substantive changes set forth in the document entitled "2017 Proposed Revisions to General By-Laws of the Town of Wilbraham" by inserting the red text and deleting the strikethrough red text as shown therein, which document is on file with the Town Clerk's Office and available on the Town's official website at <http://www.wilbraham-ma.gov>. The revisions in this document include, but are not limited to; those outlined in the document entitled "2017 Outline of Proposed Revisions to the General By-Laws of the Town of Wilbraham" set forth in a document entitled "Article 52, Exhibit B".

**ARTICLE 53. Adoption of New General By-Law – Article VI, Section 610 Pawnbrokers, Junk and Secondhand Dealers –** Passing by unanimous vote to modify the existing Town By-Laws, relative to Article VI *Regulation of Public Conduct*, Section 610 "Collecting Junk", by deleting it in its entirety, and replacing it as set forth in a document entitled "Article 53, Exhibit C" on file with the Town Clerk.

**ARTICLE 54. Adoption of New General By-Law – Article VI, Section 605 Regulations Concerning Chickens on Fewer than Five (5) Acres –** Passing by a majority vote to modify the existing Town By-Laws, relative to Article VI-*Regulation of Public Conduct*, by adding a new Section 605 "Regulations Concerning Chickens on Fewer than Five (5) Acres" as set forth in a document entitled "Article 54, Exhibit D" on file with the Town Clerk.

**ARTICLE 55. Town By-Law Amendment – Fines for Violations –** Passing by unanimous vote to modify the existing Town By-Laws Article I *General Provisions*, Section 103 "Fines for Violations" by deleting it in its entirety and replacing it with the following:

**SECTION 103 FINES FOR VIOLATIONS**

Whoever violates any of the provisions of these By-Laws shall be punished by a fine of twenty dollars (\$20), unless otherwise provided by the Mass. Gen. Laws or these By-Laws.

**ARTICLE 56. Town By-Law Amendment – Destruction of Signs –** Passing by unanimous vote to modify the existing Town By-Laws Article VII *Traffic By-Laws*, Section 704 "Destruction of Signs" by increasing the fine from twenty (\$20) dollars to fifty (\$50) dollars.

**ARTICLE 57. Town By-Law Amendment-Marijuana Not Medically Prescribed** – Passing by a majority vote to amend the General By-laws of the Town of Wilbraham by adding a new General By-law Section 638 as follows:

**SECTION 638 MARIJUANA NOT MEDICALLY PRESCRIBED**

Consistent with MGL Ch. 94G, Section 3(a)(2), all types of marijuana establishments as defined in MGL Ch. 94G, Section 1(j), to include all marijuana cultivators, marijuana testing facilities, marijuana product manufacturers, marijuana retailers or any other types of licensed marijuana-related businesses, shall be prohibited in the Town of Wilbraham.

**ARTICLE 58. Zoning By-Law Amendment -Marijuana Not Medically Prescribed – Planning Board Recommends:** Requiring a two-thirds vote, passing by a declared two-thirds vote to amend the Wilbraham Zoning By-laws by adding a new Zoning By-Law Section 10.8 as follows:

**SECTION 10.8 MARIJUANA NOT MEDICALLY PRESCRIBED**

Consistent with MGL Ch. 94G, Section 3(a)(2), all types of marijuana establishments as defined in MGL Ch. 94G, Section 1(j), to include all marijuana cultivators, marijuana testing facilities, marijuana product manufacturers, marijuana retailers or any other types of licensed marijuana-related businesses, shall be prohibited in the Town of Wilbraham.

**ARTICLE 59. Zoning By-Law Amendment - Temporary Moratorium on Recreational Marijuana Establishments- Planning Board Recommends:** Requiring a two-thirds vote, passing by a declared two-thirds vote by the Moderator, to amend the Wilbraham Zoning By-laws by adding a new Section 10.9 as set forth in a document, entitled “Article 60, Exhibit E”.

**ARTICLE 60. Water Enterprise Retained Earnings** – Passing by a majority vote to appropriate \$118,172 from available funds in the Water Enterprise Fund retained earnings account to fund painting, cleaning and repairs to the 2 million gallon water tank on Bartlett Avenue.

**ARTICLE 61. Drainage System Repairs – Finance Committee Recommends:** Passing by unanimous vote to raise and appropriate or transfer from available funds (free cash) \$250,000 to be used for Repairs to a Drainage System on Main Street.

Motion to adjourn the annual town meeting to the annual town elections scheduled for May 20, 2017 was made and seconded. Motion carried by unanimous vote. Meeting adjourned at 11:45 p.m.

Respectfully submitted,

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Beverly J. Litchfield, MMC, CMMC  
Town Clerk of Wilbraham

TOWN BULLETIN

Boston, MA

June 23, 2017

**Articles 26, 27, 28, 49, 55 and 56** - We approve Articles 26-28 and 49, 55, 56, and the map related to Article 28, from the May 15, 2017 Wilbraham Annual Town Meeting. (This is part one of articles submitted to this office for review.)

**MAURA HEALEY  
ATTORNEY GENERAL  
Nicole B. Caprioli  
By: Nicole B. Caprioli  
Assistant Attorney General  
Municipal Law Unit  
10 Mechanic Street, Suite 301  
Worcester, MA 01608  
(508) 792-7600 ext. 4418  
[nicole.caprioli@state.ma.us](mailto:nicole.caprioli@state.ma.us)**

TOWN BULLETIN

Boston, MA

September 1, 2017

Articles 25, 52, 53, 54, 57, 58 and 59 - We approve Articles 25, 52, 53, 54, 57, 58 and 59 from the May 15, 2017 Wilbraham Annual Town Meeting.

**MAURA HEALEY  
ATTORNEY GENERAL  
*Nicole B. Caprioli*  
By: Nicole B. Caprioli  
Assistant Attorney General  
Municipal Law Unit  
10 Mechanic Street, Suite 301  
Worcester, MA 01608  
(508) 792-7600 ext. 4418  
[nicole.caprioli@state.ma.us](mailto:nicole.caprioli@state.ma.us)**