

**ANNUAL TOWN MEETING**

May 10, 2021

Attendance: Precinct A:	93
Precinct B:	71
Precinct C:	78
Precinct D:	95
Total -----	337

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 10, 2021. At 7:05 p.m. Moderator James S. Jurgens 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 and town committees 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 by Moderator James S. Jurgens, followed by Town Clerk Carole J. Tardif agreeing all protocols of posting were met, and abstained from reading the call of the meeting.

Due to the Covid – 19 pandemic, Moderator James S. Jurgens thanked all Town Employee and Volunteers for all their efforts in setting up the Auditorium and Cafeteria. The Town followed all guidelines set forth from Governor Baker, social distancing at check in tables, wearing of face coverings, sanitizing during the meeting. Also thanked all First Responders and Law Enforcers for all they do.

Moderator Jurgens stated ARTICLE 12. Solid Waste Enterprise Fund Reserve Fund the amount of \$8,000 listed on Warrant was correct, the motion was incorrect. A motion was made on floor to amend the amount of ARTICLE 33. CPA Project for Recreational Complex from \$300,000 to \$35,000 to fund Development Mater Plan only, this motion failed.

*\*Articles listed on the Consent Agenda are considered to be routine and will be acted on using an expedited procedure. Questions or concerns from the floor regarding any Consent Agenda article will result in that article’s removal from the Consent Agenda for action under regular procedures.*

**Consent Agenda (articles marked \*) - Finance Committee Recommends:**

Passing by majority vote that the Town accept and approve the following motions as presented in the anticipated motions handout. Articles 1,2,7,8,9,10,11,12,13,15,16,17,18,36,37, and 38.

**\*ARTICLE 1. Choosing miscellaneous officials (consent agenda):** Passing by majority vote that the following persons be elected to the indicated offices for the ensuing year: Poundkeeper, Paul Morrissey; Measurer of Wood and Charcoal, Gary Petzold; Measurer of Wood and Charcoal, Susan Petzold.

**\*ARTICLE 2. Hearing reports (consent agenda):** Passing by majority vote that the town accept the reports of all officers and committees as printed in the Annual Town Report.

**ARTICLE 3. Funding Transfers FY 2021. - Finance Committee Recommends:** Passing by majority vote to transfer the sum of \$12,135 from previously appropriated but unexpended funds in the following FY'2021 budgets:

#194 Group Health Insurance .....\$12,135

and to place such funds in the following amounts in the following FY'2021 budgets:

#113 Town Meeting (Equipment) .....\$1,000

#163 Registrars Expenses (Postage).....\$600

#292 Animal Control (Town Clerks expenses) .....\$400

#122 Board of Selectmen (Salaries Overtime) .....\$6,500

#420 Highway (Snow Removal).....\$3,635

**ARTICLE 4. Parliamentary procedures – Finance Committee Recommends:** Passing by 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 "Article4, Exhibit A," on file with the Town Clerk.

**ARTICLE 5. Compensation for elected Town officials. – Finance Committee Recommends:** Passing by a unanimous vote to fix the compensation for elected Town Officers for fiscal year July 1, 2021 to June 30, 2022, as follows: Assessors, \$3,667 per year, chairman, \$4,047 per year; Town Clerk, \$81,643 per year (all fees revert to the Town treasury); Moderator, \$200 Annual Town Meeting, \$50 Special Town Meeting; Selectmen, \$5,255 per year, chairman \$6,130 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 6. Budget Appropriations. – Finance Committee Recommends:** Passing by majority vote to accept the report of the Finance Committee and vote to raise and appropriate \$45,793,309, and appropriate from Free Cash \$81,659 to cover the necessary capital expenditures and operating expenses of the Town for Fiscal Year 2022 (July 1, 2021 to June 30, 2022) 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.

Presentations were given by Finance Committee and the Hamden Wilbraham Regional School District. A question and answer session followed.

**\*ARTICLE 7. Water Enterprise Fund Budget (consent agenda):** Passing by majority vote that the following sums be appropriated for the Water Enterprise Fund: Salaries, \$455,824; Expenses, \$1,345,462, and that \$1,801,286 be raised as follows: \$1,801,286 from Water Department receipts for Fiscal Year 2022 expenses.

**\*ARTICLE 8. Water Enterprise Fund Reserve Fund (consent agenda):** Passing by majority vote that the Town vote to appropriate from water receipts the sum of \$70,000 for a Fiscal Year 2022 Reserve Fund.

**\*ARTICLE 9. Wastewater Enterprise Fund Budget (consent agenda):** Passing by majority vote that the following sums be appropriated for the Wastewater Enterprise Fund: Salaries, \$261,568; Expenses, \$904,593 and that \$1,166,161 be raised as follows: \$1,092,200 from Wastewater Department receipts,\$73,961 from retained earnings for Fiscal Year 2022 expenses.

**\*ARTICLE 10. Wastewater Enterprise Fund Reserve Fund (consent agenda):** Passing by majority vote that the Town vote to appropriate from wastewater receipts the sum of \$60,000 for a Fiscal Year 2022 Reserve Fund.

**\*ARTICLE 11. Solid Waste Enterprise Fund Budget (consent agenda):** Passing by majority vote that the following sums be appropriated for the Solid Waste Enterprise Fund: Salaries, \$132,134; Expenses, \$217,827, and that \$349,961 be raised as follows: \$318,000 from Solid Waste Enterprise Fund receipts, and \$31,961 from retained earnings for Fiscal Year 2022 expenses.

**\*ARTICLE 12. Solid Waste Enterprise Fund Reserve Fund (consent agenda):** Passing by majority vote that the Town vote to appropriate from Solid Waste Enterprise Fund receipts the sum of \$8,000 for a Fiscal Year 2022 Reserve Fund.

**\*ARTICLE 13. Rescind Unused Borrowing Authorizations (consent agenda):** Passing by majority vote that the Town vote to rescind the \$300,000 in unused borrowing authority that was greater than the Bonds that were actually issued:

<u>Unissued amount</u>	<u>Date of Approval</u>	<u>Warrant Article</u>	<u>Original Purpose</u>
\$300,000	5/15/17	14	Equipment (Fire Ladder Truck)

**ARTICLE 14. Capital Projects from Free Cash – Finance Committee Recommends:** Passing by majority vote that the Town vote to appropriate from available funds (Free Cash 2020), \$829,100 ~~\$894,100~~ to fund the following Projects in Fiscal Year 2021:

DEPARTMENT	PROJECT	AMOUNT
DPW Highway	PICKUP TRUCK SUPT OF OPERATIONS	\$15,000
	SERVICE TRUCK WITH LIFT GATE	\$50,000
	REPLACE TRUCK # 28	\$90,000
	ENTERPRISE FUNDS TO CONTRIBUTE \$ 33,000 TOWARD PICK UP AND SERVICE TRUCKS	
Recreation	Aerator	\$20,000
	Vehicle Lift	\$10,000
	Roller	\$18,000
	Vehicle Tamper	\$2,600
Facility Maintenance	Town Maintenance Repairs	\$100,000
	Memorial School Condenser System TANK ONLY	\$33,000
	Library Boiler	\$45,000
IT Department	Network Core Modernization Equipment	\$92,000
HWRSD	Middle School Replace Vinyl Asbestos Tile / With Vinyl composite tile	\$100,000
Fire Department	Hose. Intake Gate (Ladder Truck) Hydrant gates 2 Thermal cameras	\$7,500

	Grant for Fire Truck. If Awarded To Town our Share	\$ 35,000
	New Command Vehicle	\$ 50,000
	Equipment Grant for Additional Hose Town Share	\$ 10,000
DPW (Highway)	Sidewalks and Guardrails	\$150,000
Assessor's Office	Consulting fees	<del>\$ 65,000</del>
Weight and Measures	Gas Proofers	\$1,000

**\*ARTICLE 15. Receipts reserved for appropriation for ambulance (consent agenda):** Passing by majority vote to appropriate \$866,018 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. Receipts reserved for appropriation for cemeteries (consent agenda):** Passing by majority 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 17. Receipts reserved for appropriation for Wilbraham Public Access Television (consent agenda):** Passing by majority vote to appropriate \$165,407 from the PEG Access and Cable Related Fund for Appropriation for Wilbraham Public Access Television, pursuant to Section 53F ¾ of Chapter 44 of the Massachusetts General Laws.

**\*ARTICLE 18. Appropriations for Ambulance Depreciation Account (consent agenda):** Passing by majority vote to appropriate \$65,000 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 19. Reserve Fund – Finance Committee Recommends:** Passing by unanimous vote to raise and appropriate \$200,000 for a Fiscal Year 2022 Reserve Fund.

**ARTICLE 20. Special Appropriation for road repaving and preservation – Finance Committee Recommends:** Passing by unanimous vote to raise and appropriate \$150,000 to repave, resurface and/or crack seal public ways.

**ARTICLE 21. Other Post-Employment Benefits Liability Trust Fund – Finance Committee Recommends:** Passing by majority 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	\$500,000
Water Enterprise Fund	Water receipts	\$15,521
Wastewater Enterprise Fund	Wastewater receipts	\$4,957
Solid Waste Enterprise Fund	Solid waste receipts	\$2,600

Receipts Reserved for Appropriation for Ambulance	Receipts reserved for appropriation for ambulance	\$4,500
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**ARTICLE 22. Stabilization Fund - Finance Committee Recommends:** Passing by majority vote to transfer \$100,000 from Free Cash to be added to the Stabilization Fund and to transfer \$500,000 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 23. Water Enterprise Retained Earnings – Finance Committee Recommends:** Passing by majority vote to appropriate \$10,000 from the Water Enterprise Retained Earnings account to fund the Water Department’s share of a new pickup Truck (\$5,000) and a new Fleet service truck with a lift gate (\$5,000).

**ARTICLE 24. Waste Water Enterprise Retained Earnings – Finance Committee Recommends:** Passing by unanimous vote to appropriate \$ 20,000 from the Waste Water Enterprise Fund Retained Earnings account to fund the Waste Water Department’s share of a new Pickup Truck (\$15,000), and a new Fleet service truck with a lift gate (\$5,000).

**ARTICLE 25. Solid Waste Enterprise Retained Earnings – Finance Committee Recommends:** Passing by majority vote to appropriate \$3,000 from the Solid Waste Enterprise Retained Earnings account to fund the Solid Waste Department’s share of a new Pickup Truck (\$3,000).

**ARTICLE 26. Zoning By-Law Amendment – Nanobrewery Regulations – Planning Board Recommends:** Requiring a two-third vote, passing by declared two-third vote by the Moderator that the Town amend the Wilbraham Zoning By-Law by revising sections 1.3 and 3.4.5 as set forth in a document entitled "Zoning Amendment Exhibit A" on file with the Town Clerk.

**ARTICLE 27. Zoning By-Law Amendment – Parking or Storage Restrictions for Trucks and Buses in Residential Districts – MOVE NO ACTION**

**ARTICLE 28. Zoning By-Law Amendment – Large-Scale Ground-Mounted Solar Energy Systems – Planning Board Recommends:** Requiring a two-third vote, passing by declared two-third vote by the Moderator to amend the Wilbraham Zoning By-Law by deleting existing section 10.7 and substituting therefor a revised section 10.7 as set forth in a document entitled "Zoning Amendment Exhibit C" on file with the Town Clerk.

**ARTICLE 29. Acceptance of Deeds –** Passing by majority vote to accept such deeds and grants of interests in land to the Town 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 29, Exhibit A”.

**ARTICLE 30. Authorization for PILOT for Ground Mounted Solar – Assessors Recommends:** Passing by majority vote to vote, pursuant to GL. c. 59, sec. 38H, to authorize the Board of Selectmen to negotiate and enter into a payment-in-lieu-of-tax (PILOT) agreement with the lessee/operator of the solar photovoltaic energy generating facility to be developed at 126V Beebe Road (Parcel ID: 5801) upon such terms and conditions as the Board of Selectmen shall deem to be in the best interest of the Town.

**ARTICLE 31. Community Preservation Program Budget – Finance Committee Recommends:** Passing by majority vote to appropriate or reserve from the Community Preservation annual revenues and fund balance in the amounts recommended by the Community Preservation Committee for committee administrative and

operating costs, community preservation projects and other expenses in fiscal year 2022, with each item to be considered a separate appropriation; or take any other action relative thereto.

APPROPRIATIONS	
FY 2022 estimated revenues for Administrative and Operating	\$15,000
RESERVES:	
FY 2022 estimated revenues for Historic Preservation Reserves	\$50,592
FY 2022 estimated revenues for Community Housing Reserves	\$50,592
FY 2022 estimated revenues for Open Space Reserves	\$50,592
FY 2022 estimated revenues for Budgeted Reserve	<u>\$429,283</u>

**ARTICLE 32. CPA Project for Town Records Preservation – Finance Committee Recommends:** Passing by majority vote to transfer \$5,145 from the FY2022 Community Preservation Historic Fund Balance to provide funding for the preservation of Town’s Historical documents kept in custody of the Town Clerk.

**ARTICLE 33. CPA Project for Recreational Complex – Finance Committee Recommends:** Passing by majority vote to transfer \$300,000 from the FY2022 Community Preservation Budgeted Reserve Fund Balance to provide funding for the development of a Master Plan and the implementation of said plan for a Recreational Complex to be constructed principally at 540 Stony Hill Road commonly referred to as the Wilbraham Soccer Fields

**ARTICLE 34. CPA Project for Stony Hill Road Fence – Country Club of Wilbraham – Finance Committee Recommends:** Passing by majority vote to transfer \$17,563 from the FY2022 Community Preservation Budgeted Reserve Fund Balance to provide funding for the construction of a fence at 859 Stony Hill Road.

**ARTICLE 35. CPA Project for Cart Path – Country Club of Wilbraham –** Passing by majority vote to transfer \$31,500 from the FY2022 Community Preservation Budgeted Reserve Fund Balance to provide funding for the construction of a Cart Path at 859 Stony Hill Road.

**\*ARTICLE 36. Authorization to Dispose of Surplus Equipment (consent agenda).** – Passing by majority vote that the Town vote to authorize 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 37. Departmental Revolving Funds (consent agenda).** – Passing by majority vote that the Town vote to fix the maximum amount that may be spent during Fiscal year FY2022 beginning on July 1, 2021 for the revolving funds established in Town By-laws for certain departments, boards, committees, agencies or officers in accordance with Massachusetts General Laws Chapter 44, Section 53E ½, the Town of Wilbraham shall authorize the following Revolving Funds: Council on Aging, \$20,000; Compost Bins, \$5,000; Cemetery, \$20,000; and Community Garden, \$6,000.

**\*ARTICLE 38. Authorization to Enter into Lease/Purchase Agreements (consent agenda)** – Passing by majority 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 39. Comprehensive Stormwater By-law Amendment.** – Passing by majority vote to amend By-law Article VI Section 634, "Comprehensive Stormwater By-law" by replacing the existing language with the text on file with the Town Clerk as "Article 39, Exhibit A, Part 1".

**ARTICLE 40. Adoption of a Local Option Meals Excise Tax – Motion Failed** to adopt, pursuant to M.G.L. c. 4, §4, a Local Option Meals Excise Tax under M.G.L. c. 64L on the sale of restaurant meals originating within the Town by a vendor at the rate of .75 percent of the gross receipts of the vendor from the sale of restaurant meals

**ARTICLE 41. Adoption of Non-Partisan Elections for Wilbraham Elected Officials.** Passing by majority vote that the Town vote to authorize the Board of Selectmen to petition the General Court for special Home Rule legislation under the Home Rule Amendment to the Massachusetts Constitution entitled “An Act Relative to Town Elections in the Town of Wilbraham,” as set forth in Article 41 of this Warrant.

Motion to adjourn was made and seconded.

Meeting adjourned at 11:59 p.m.

Attest: \_\_\_\_\_

Carole J. Tardif  
Town Clerk of Wilbraham