

**DOINGS SPECIAL TOWN MEETING
TOWN OF SOUTHWICK
COMMONWEALTH OF MASSACHUSETTS
Wednesday, February 28, 2007 7:00 p.m.**

The Special Town Meeting was called to order by the Moderator, James Putnam at 7:05PM on Wednesday, February 28, 2007 at the Southwick-Tolland Regional High School, Feeding Hills Road in the Auditorium, with approximately 137 registered voters in attendance.

The following registered voters were appointed as tellers for the meeting:

Cal Chunglo
Art Pinell

Charlie Dunlap

A Pledge to Allegiance to the Flag was made.

A moment of silence was observed for:
(reflects anyone who has passed away since December 11, 2006)

Sue- Corrigan – Employee of the Senior Center – Council on Aging
US Servicemen and Women

A motion was made and seconded to allow the following non-voters on to the town meeting floor:

Linda Carr, Town Accountant
Michelle L. Hill, Town Clerk
Benjamin M Coyle, Town Attorney
Harold Murphy, Murphy Real Estate
Ron Michalski, Tighe & Bond

Matthew Campbell, Channel 3 News
David Paine, Plan It Green
Jeff Neece, DPW Director
Rob Levesque, Levesque Association

Unanimous

GREETINGS: In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said town qualified to vote in elections and town affairs to meet and assemble at the SOUTHWICK-TOLLAND REGIONAL HIGH SCHOOL AUDITORIUM ON, February 28, 2007 at 7:00 p.m. then and there for the Special Town Meeting and to act on the following articles:

ARTICLE 1: The Town of Southwick voted to amend the Code of the Town of Southwick by deleting, in its entirety, Chapter 28, "Fire Commissioners, Board of" and by adding a new Chapter 45 entitled "Fire Department" by accepting the provisions of M.G.L. c. 48, §42A which provides for the appointment of fire chief, other officers and firemen as follows:

"In towns which accept this section or have accepted corresponding provisions of earlier laws there shall be a fire department established under the direction of the selectmen, who shall appoint a chief of the fire department and such other officers and firemen as they deem necessary, and fix their compensation in an amount not in the aggregate exceeding the annual appropriation therefore. The selectmen may make suitable regulations governing the fire department and the officers and firemen thereof, and in towns which are not subject to chapter thirty-one may remove the chief and other officers and firemen at pleasure. The chief of the fire

department shall be in immediate control of all town property used by the department, and of the officers and firemen, who shall obey his orders.”

Said new Chapter 45, entitled “Fire Department” shall contain the following provision:

§45-1. Appointment of Chief, other officers and firemen.

A Chief of the Fire Department shall be appointed annually by the Selectmen. They shall also appoint such other officers and firemen as they deem necessary.

Or take any other action relative thereto.

**Passed
Majority**

ARTICLE 2. The Town of Southwick voted to direct that all revenues received by the Town pursuant to a lease with the City of Westfield Gas and Electric Light Department, or its permitted assign, enabling the City of Westfield Gas and Electric Light Department to construct and operate a natural gas pipeline in the former railroad right of way conveyed to the Town of Southwick by the Commonwealth of Massachusetts, be paid and deposited into a separate reserve fund in the Town’s Sewer Enterprise Fund to be used for capital expenditures of the enterprise, subject to further appropriation by subsequent votes of annual or special town meetings authorizing such expenditures

Or take any other action relative thereto.

**Article Amended
Passed
Majority**

ARTICLE 3. The Town of Southwick voted to rescind certain amounts authorized to be borrowed, but which amounts are no longer needed to accomplish the purposes for which they were approved, or take any other action relative thereto.

MOTION: That the following borrowing authorizations, which are no longer needed to accomplish the purposes for which they were approved, be and hereby are rescinded and of no further force or effect:

| <u>Amount</u> | <u>Date of Approval</u> | <u>Warrant Article #</u> | <u>Purpose</u> |
|---------------|-------------------------|--------------------------|-------------------------------|
| \$ 3,000 | April 15, 1986 | 12 | Computers |
| \$ 39,000 | February 24, 1991 | 10 | Wastewater Engineering |
| \$5,490,000 | April 10, 2001 | 10 | Sewers |
| \$ 207,000 | June 28, 1995 | 1 | Water Mains |
| \$ 376,000 | December 12, 1995 | 10 | Consolidated School Town Hall |

**Passed
Unanimous**

ARTICLE 4: The Town of Southwick voted to authorize the Board of Selectmen of the Town of Southwick to enter into an Mutual Aid Agreement for Animal Control with the City of Westfield pursuant to the provisions of M.G.L. c. 40, §4A.

Or take any other action relative thereto.

**Passed
Unanimous**

ARTICLE 5: To see if the town will vote to amend the Town of Southwick Zoning By-law map referenced in Section 185-15 of the code of the Town of Southwick by redesignating a certain parcel of land from the current zoning of Business to a zone of R-40, identified as said real estate in the Town of Southwick located at 187 College Highway (Route 10 & 202) in the County of Hampden in the Commonwealth of Massachusetts as shown on the Assessors Map H, Lot 156, containing approximately 16.5 acres as shown on a plan recorded in the Hampden County Registry of Deeds in Book 7143, page 114. Said land is currently owned by Charles and Donald D’Amour, Trustees of Big Y Trust UDT.

Or take any other action thereto.

Failed
Two-Thirds
Yes - 63
No - 45

A Motion was made and seconded to dissolve the Special Town Meeting at 8:30PM.

UNANIMOUS

A TRUE COPY OF ATTEST:

Michelle L. Hill, Town Clerk