

*****NOTE: THIS DOCUMENT REPRESENTS THE ACTUAL WARRANT
SIGNED BY THE BOARD OF SELECTMEN AND POSTED BY
THE CONSTABLE AT SOUTHWICK TOWN HALL, SOUTHWICK POST
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**SPECIAL TOWN MEETING
COMMONWEALTH OF MASSACHUSETTS
December 11, 2006
7:00 p.m.**

Special Town Meeting, **December 11, 2006** at **7:00** p.m. at the Southwick-Tolland Regional High School, Feeding Hills Road in the Gymnasium.

HAMPDEN SS. To either of the Constables of the Town of Southwick in the County of Hampden:

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, December 11, 2006 at 7:00 p.m. then and there for the Special Town Meeting and to act on the following articles:

ARTICLE 1. To see if the Town will vote to appropriate and transfer from available funds the sum of \$148,125.00 for the following salary accounts.

Accounting Clerical	\$ 7,174.00	Library Dir.	\$ 1,420.00
Animal Control Officer(s)	\$ 3,250.00	Asst. Library Dir.	\$ 1,090.00
Assessors F/T	\$ 2,446.00	Library P/T Clerical	\$ 1,500.00
Assessors P/T	\$ 473.00	Planning Board Clerical	\$ 200.00
Asst. Assessor	\$ 1,250.00	Police P/T Records Clerk	\$ 1,000.00
Asst. T/C/C	\$ 1,020.00	Selectmen Admin. Asst.	\$ 2,154.00
T/C/C Clerical	\$ 1,653.00	Selectmen Secretary	\$ 300.00
Bldg./BOH Insp. Clerical	\$ 1,080.00	Emer. Man. Director	\$ 1,000.00
Board of Appeals Clerical	\$ 100.00	DPW Sewer Clerical	\$ 200.00
Board of Health Inspector	\$ 950.00	DPW Sewer Spec. Asst.	\$ 350.00
Board of Health P/T Clerical	\$ 50.00	DPW F/T Sewer	\$ 5,939.00
Cemetery	\$ 50.00	DPW Sewer Comm. Clerical	\$ 50.00
Conservation Administrator	\$ 510.00	DPW F/T Solid Waste	\$17,733.00
Council on Aging Director	\$ 820.00	DPW O/T Solid Waste	\$ 562.00
Council on Aging P/T Clerical	\$ 2,150.00	Supervisor Bldgs./Grounds	\$ 4,200.00
Crossing Guard	\$ 100.00	Town Accountant	\$ 3,620.00
Custodial	\$ 3,950.00	Asst. Town Accountant	\$ 1,020.00
Dispatch F/T	\$ 1,000.00	Police Chief	\$ 3,460.00
Dispatch P/T	\$ 3,542.00	Police Dept. F/T	\$16,561.00
Dispatch O/T	\$ 9,444.00	Town Hall P/T	\$ 3,000.00
DPW Spec. Asst.	\$ 400.00	DPW Water Director	\$ 1,400.00
EMS Clerical	\$ 350.00	DPW Water Spec. Asst.	\$ 400.00
Fin Com Clerical	\$ 100.00	DPW Water Clerical	\$ 1,644.00
Fire Clerical	\$ 1,850.00	DPW P/T Water Clerical	\$ 200.00
DPW F/T Highway	\$17,085.00	DPW F/T Water	\$18,325.00

Total \$148,125.00

Or take any action thereto.

Requested by the Board of Selectmen
and Water Commissioners

ARTICLE 2. To see if the Town will vote to appropriate and transfer from available funds the sum of \$3,000.00 for the following operational accounts.

Cleaning and Inspection of Water Storage Tank.....\$3,000.00

Or take any action thereto.

Requested by Water Commissioners
and DPW

ARTICLE 3. To see if the Town will vote to appropriate and transfer from available funds the sum of \$61,500.00 for the following capital items

DPW Water Division Truck.....\$55,000.00
LMC Monitor CATV Equipment.....\$ 6,500.00

Or take any other action thereto.

Requested by the Water
Commissioners, Lake Management and Board of
Selectmen

ARTICLE 4: To see if the Town will vote to appropriate and transfer \$55,000.00 from FY2007 Community Preservation Fund Budgeted Community Housing Reserves to remove the existing windows and frames in 2 Babb Road, Map 1, Lot 41, Book, 5181, Page 84; 46 Birchwood Road, Map B1, Lot 21, Book 5331, Page 57; and 48 Birchwood Road, Map B1, Lot 22, Book 5331, Page 57; prepare the rough openings to receive new window units, install new Pella (or equal) fiberglass window units, install appropriate sealants and trim, and paint any affected areas to match the surrounding surfaces, or take any other action relative thereto.

MOTION: To see if the town will vote to appropriate and transfer from the Community Preservation Fund \$55,000.00 from FY2007 Budgeted Community Housing Reserve Fund for the Housing Authority to remove the existing windows and frames in the houses, prepare the rough openings to receive new window units, install new Pella (or equal) fiberglass window units, install appropriate sealants and trim, and paint any affected areas to match the surrounding surfaces of 2 Babb Road, 46 Birchwood Road and 48 Birchwood Road.

Or take any other action thereto.

Requested by the Community Preservation Committee

ARTICLE 5: To see if the Town will vote to appropriate and transfer the sum of \$92,500.00 from the FY07 Community Preservation Fund Budgeted Open Space Reserves in order to be eligible to receive a grant under the Agricultural Preservation Restriction Program through the Massachusetts Department of Food & Agriculture for the acquisition of an Agricultural Preservation Restriction pursuant to M.G.L. Chapter 44B and Chapter 267 of the Acts of 2000 on the Brzoska farm land located at 384 College Highway and the East side of 12 Sheep Pasture Road, known as Map E 326A & H105, said Brzoska farm land is described in Book 5889, page 471, and Book 5489, page 462 at the Hampden County Registry of Deeds, or take any other action relative thereto.

MOTION: To see if the Town will vote to appropriate and transfer the sum of \$92,500.00 from the FY07 Community Preservation Fund Open Space Reserves portion of the in order to be eligible to receive a grant under the Agricultural Preservation Restriction Program through the Massachusetts Department of Food & Agriculture for the acquisition of an Agricultural Preservation Restriction pursuant to M.G.L. Chapter 44B and Chapter 267 of the Acts of 2000 on the Brzoska farm land located at 384 College Highway and the East side of 12 Sheep Pasture Road, known as Map E 326A & H105, said Brzoska farm land is described in Book 5889, page 471, and Book 5489, page 462 at the Hampden County Registry of Deeds.

Or take any other action thereto.

Requested by the Community Preservation Committee

ARTICLE 6: To See if the Town of Southwick will vote in accordance with M.G.L. c. 40, §4A to authorize the Southwick Board of Selectmen and Board of Health to enter into an inter municipal agreement with one or more other governmental units to provide public health, public works and general government administration services which the Board of Health, Department of Public Works, and other administrative bodies in town are authorized to perform, in accordance with an Inter Municipal Mutual Aid Agreement to be entered between the Town and various governmental units.

Or take any other action thereto.

Requested by the Board of Selectmen
And Board of Health

ARTICLE 7: To see if the Town will vote to accept, commencing with Fiscal Year 2008, the provisions of Chapter 184, Section 51 of the Acts of 2002, amending Chapter 50, Section 5 (41C) of the Massachusetts General Laws, by decreasing the eligibility age for senior tax exemptions from 70 to 65, by increasing the gross receipts limit from \$13,000.00 to \$20,000.00 if single and from \$15,000.00 to \$30,000.00 if married, by increasing the whole asset limit from \$28,000.00 to \$40,000.00 if single and from \$30,000.00 to \$55,000.00 if married, and by increasing the amount of the exemption from \$500.00 to \$1,000.00.

Or take any action relative thereto.

Requested by the Board of Assessors

ARTICLE 8: To see if the Town will vote to accept, the provisions of Chapter 79 of the Acts of 2006, adding Chapter 39, Section 23D of the Massachusetts General Laws which states:

“(a) Notwithstanding any general or special law to the contrary, upon municipal acceptance of this section for 1 or more types of adjudicatory hearings, a member of any municipal board, committee or commission when holding an adjudicatory hearing shall not be disqualified from voting in the matter solely due to that member's absence from no more than a single session of the hearing at which testimony or other evidence is received. Before any such vote, the member shall certify in writing that he has examined all evidence received at the missed session, which evidence shall include an audio or video recording of the missed session or a transcript thereof. The writtencertification shall be part of the

record of the hearing. Nothing in this section shall change, replace, negate or otherwise supersede applicable quorum requirements.

(b) By ordinance or by-law, a city or town may adopt minimum additional requirements for attendance at scheduled board, committee, and commission hearings under this section.”

Or take any other action relative thereto.

Requested by the Planning Board
and Board of Appeals

ARTICLE 9: To see if the Town will vote to accept the provisions of M.G.L. c. 41, §100B, regarding disability benefits for police officers or fire fighters or their widow or next of kin for all reasonable hospital, medical and surgical, chiropractic, nursing, pharmaceutical, prosthetic and related expenses and reasonable charges for podiatry incurred by such police officer or firefighter after his retirement, provided for in said section and to appropriate and transfer the sum of \$4,500.00 for such purpose, or take any other action relative thereto.

Requested by the Board of Selectmen

ARTICLE 10: To see if the Town will vote to authorize the Board of Selectmen to enter into a long term lease with the City of Westfield Gas and Electric Light Department, or its permitted assigns, under terms and conditions that the Board of Selectmen in its sole discretion deems advisable, for the purpose of enabling the said City of Westfield Gas and Electric Department to construct, maintain, and operate a natural gas pipeline in a portion of the former railroad right of way conveyed to the Town of Southwick by the Commonwealth of Massachusetts pursuant to a deed dated December 20, 1996, recorded in the Hampden County Registry of Deeds in Book 9721, Page 229.

Or take any other action thereto.

Requested by the Board of Selectmen

ARTICLE 11: To see if the Town will vote to authorize the Board of Selectmen to take by eminent domain, or otherwise acquire, for any and all municipal purposes, that certain real estate known as the former railroad right of way as more particularly described in a deed from the Commonwealth of Massachusetts, Executive office of Transportation and Construction, to the Town of Southwick, dated December 20, 1996, recorded in the Hampden County Registry of Deeds in Book 9721, Page 229; including the taking, purchase, or other acquisition of any easements, licenses, rights

of way, pipes, conduits, basins, structures, and facilities and their appurtenances located in, on, over, or under said real estate.

Or take any other action thereto.

Requested by the Board of Selectmen

Given under our hands at said Southwick this **22st** day of **November** the year of the Lord **two thousand and six**.

BOARD OF SELECTMEN

_____David A. St. Pierre, Chairman

_____Fred B. Arnold, II, Vice Chairman

_____Roger B. Cataldo, Clerk

HAMPDEN SS.,

Pursuant to the within warrant I have notified and warned the inhabitants of the Town of Southwick by posting up attested copies of the same three (3) public places in said Town fourteen (14) days before the date thereof, as within directed.

Constable of Southwick, MA

T. J. Welch

A TRUE COPY
ATTEST:

TOWN CLERK, SOUTHWICK, MA

Michelle L. Hill TownClerk

POSTED: TOWN HALL, POST OFFICE, AND LIBRARY

STM 12.11.06