

Town of Southwick, Massachusetts

454 College Highway, Southwick, MA 01077

STM Warrant October 27, 2008

*****NOTE: THIS DOCUMENT REPRESENTS THE ACTUAL WARRANT SIGNED BY THE BOARD OF SELECTMEN AND POSTED BY THE CONSTABLE AT SOUTHWICK TOWN HALL, SOUTHWICK POST OFFICE AND SOUTHWICK PUBLIC LIBRARY.*****

SPECIAL TOWN MEETING
COMMONWEALTH OF MASSACHUSETTS
Monday, October 27, 2008
6:30 p.m.

Special Town Meeting, Monday, October 27, 2008, 6:30 p.m. at the Southwick Tolland Regional High School, Feedings Hills Road, in the Auditorium.

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 Monday, October 27, 2008 at 6:30 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 reconsider Article 7 of the Annual Town Meeting held Tuesday, May 20, 2008 as it pertains to the Water Department and vote to raise & appropriate the amount of \$827,738 and appropriate and transfer from Water Retained Earnings the amount of \$750,000 for a total of \$1,577,738 or take any other action thereon.

Requested by
the Board of Water Commissioners

ARTICLE 2. To see if the Town will vote to accept Massachusetts General Law Chapter 41, Section 19K, Additional Compensation for Town Clerk, whereby the position shall be eligible for a stipend up to \$1,000.00 if the incumbent has been awarded a certificate by the Massachusetts Town Clerks' Association as a Certified Massachusetts Municipal Clerk, said additional compensation shall be paid in accordance with the provisions of Massachusetts General Laws Chapter 41, Section 19K or take any other action related therein.

Requested by
the Finance Committee
and Board of Selectmen

ARTICLE 3. To see if the Town will vote to accept Massachusetts General Law Chapter 41, Section 108P, Additional Compensation for Collectors or Treasurers, whereby the position shall be eligible for a stipend up to \$1,000.00 if the incumbent has been awarded a certificate by the Massachusetts Collectors and Treasurers Association as a Certified Massachusetts Treasurer or Collector, said additional compensation shall be paid in accordance with the provisions of Massachusetts General Laws Chapter 41, Section 108P or take any other action related therein.

Requested by
the Finance Committee
and Board of Selectmen

ARTICLE 4. To see if the Town will vote to appropriate and transfer from Water Retained Earnings the following items

- \$20,000 for two new water meter reading devices to replace two obsolete and discontinued models.
- \$35,200 for the administrative fee to the Town paid by the Water Department for the fiscal year 2009.

or to take any other action relative thereto.

Requested by
the Board of Water Commissioners

ARTICLE 5. To see if the Town will vote to authorize the Selectmen to grant an easement to Winifred Zarichak in accordance with the easement attached as Exhibit "A" to maintain a well and related equipment within the limits of Granville Road, Route 57 and to execute any documents necessary to grant said easement and any other actions relative thereto.

Requested by
Winifred Zarichak
and Board of Selectmen

ARTICLE 6. To see if the Town will vote to adopt the following by-law pursuant to Chapter 39, Section 15 of the General Laws and insert as Chapter 20, Section 25 of the Town Code and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the code of the Town of Southwick:

"On Town meeting matters requiring a two-thirds vote by statute, the Town Moderator may declare the two-thirds vote without taking a count, and said declaration shall take the place of the statutory counted vote; provided that the vote so declared is not immediately questioned by seven or more voters as provided in Chapter 39, Section 15 of the General Laws. If the vote is questioned, the Moderator shall immediately put the question to another vote and take a count which shall then be recorded by the Town Clerk."

or take any other action in relation thereto.

Requested by
the Town Clerk

ARTICLE 7. To see if the Town will vote to accept as a Town way, Ferrin Drive as shown on the street layout plan entitled "Ferrin Heights Flexible Residential Subdivision Definitive Subdivision Plan Easterly of Mort Vining Road, Southwick MA for Thomas J. Russo, Jr., Ecotec Environmental Associates, Inc....Scale 1" = 60' Date: July 2002, Revised 02/01/03, Revised 11/04/02, Revised 10/01/02" recorded in the Registry of Deeds for the County of Hampden in Book of Plans 328, Pages 81 through 83 inclusive; and see if the Town will further vote to authorize the Board of Selectmen to acquire by gift certain utility and access and drainage easements including an easement to use said street for all purposes for which public ways are used in the Town of Southwick; or to take any other action relative thereto.

Requested by
Thomas J. Russo, Jr.

ARTICLE 8. To see if the Town will vote to accept as a Town way, Amberleaf Way, as shown on the street layout plan entitled "Amberleaf Manor Zoned R-40 Definitive Plan Subdivision of Property, Southwick, Massachusetts for (owner) Joan Welch, 9 Family Lane, Westfield, MA Date 6/23/2005, Rev. 9/30/2005. Scale 1" = 60'...D.L.Bean..." which plan is recorded in the Registry of Deeds for the County of Hampden in Book of Plans 343, Page 5; and to see if the Town will further vote to authorize the Board of Selectmen to acquire by gift certain utility easements including an easement to use said street for all purposes for which public ways are used in the Town of Southwick; or to take any other action relative thereto.

Requested by
Joan Welch

Given under our hands at said Southwick this 10th day of October the year of the Lord two thousand and eight.

BOARD OF SELECTMEN

_____ Roger B. Cataldo, Chairman

_____ Arthur G. Pinell, Vice-Chairman

_____ David A. St. Pierre

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

_____ Kelly Magni _____

A TRUE COPY
ATTEST:

TOWN CLERK, SOUTHWICK, MA

_____ Michelle L. Hill, Town Clerk

POSTED: TOWN HALL, POST OFFICE, AND LIBRARY