

WELLESLEY RESIDENTS ENROLLED IN SCHOOLS

as of
October 1, 2004 in Grades K-12

WELLESLEY PUBLIC SCHOOLS

	<u>Non-resident*</u>	<u>Wellesley resident</u>
Elementary Schools	Grades K-5 77	Grades K-5 2,122
Middle School	Grades 6-8 41	Grades 6-8 939
High School	Grades 9-12 <u>56</u>	Grades 9-12 <u>1,077</u>
	174	4,138

(Total Wellesley Public Schools enrollment,
both resident and non-resident) 4,312

STUDENTS ATTENDING PUBLIC SCHOOLS OUTSIDE OF WELLESLEY
(including programs under the direction of The Education Cooperative). 17
VOCATIONAL/REGIONAL SCHOOLS 3

PRIVATE SCHOOLS IN WELLESLEY

Dana Hall	Grades 6-12	67
St. John's School	Grades K-6	133
St. Paul's School	Grades K-8	72
Tenacre Country Day	Grades K-6	<u>68</u>
	TOTAL	340

PRIVATE SCHOOLS OUTSIDE OF WELLESLEY**

In-State	Grades K-12	333
Out-of-State	Grades K-12	<u>0</u>
	TOTAL	333

GRAND TOTAL **5,005**

* Includes students paying tuition, in approved foreign exchange programs, participating in ABC or METCO programs, and others.

** Excluding state-approved private special education schools for which Wellesley pays tuition.

REPORT OF THE TOWN CLERK

The office of the Town Clerk serves as the repository of vital records for the town; conducts all activities related to census, elections and voter registration; issues a variety of licenses and permits; and serves as the office of record for a variety of public filings. A staff of four assists the Clerk in carrying out the various functions of the office.

Census and Elections

The elections and voter registration activity of the office was busy this past year with a State Primary in September and the quadrennial State and Presidential Election in November. The November 2004 election saw record participation with 88% turnout. On the local level the

town had three special elections (January: debt exclusion, May: operating override and June: position on the Board of Selectmen) and the Annual Town Election in March. The September 2004 State Primary also included a local override question.

The administration of elections requires the assistance of 70 poll workers and the cooperation of the Department of Public Works, the Wellesley Public Schools, the Police Department, and NIS department. Without the support and cooperation of these departments and citizens we would not be able to fulfill our mandate.

The Board of Registrars of Voters is charged with the responsibility of certifying the validity of voter signatures on registrations, absentee ballots, nomination papers and petitions. As of the March 1, 2005 election the Town of Wellesley had 15,893 registered voters.

The continuing members of the Board of Registrars for FY 2005 were Tom Parsons, Democrat, and William Sawyer, Republican, and Kathleen F. Nagle, Unenrolled. The Board operated with a vacancy during this past year.

Town Meeting

The Town Clerk is also responsible for keeping and publishing the minutes of Town Meeting. This past year we had a three session Special Town Meeting December 6, 8, and 13, 2004 and a 6 session Annual Town Meeting, beginning March 28, 2005 and ending April 12, 2005 and another Special Town Meeting June 13, 2005.

Vital Records and Miscellaneous

During the period July 1, 2004 to June 30, 2005 the office processed:

349 Birth records for residents, and non-residents who utilize the Wellesley Birthing

Center;

86 Marriage Intentions

186 Death records.

165 Business Certificates (D/B/A)

2304 Dog Licenses

The office is now in its second year as a passport application acceptance agency for the Department of State. During the past year we have processed 346 applications for revenue of \$10,380. This represents an increase of nearly 100 transactions over FY04. We hope this service will continue to grow as a convenience for our residents.

Our total receipts for FY 2005 were \$91,121.59.

I am grateful to the staff of Assistant Town Clerk Jacquie Carmisciano, Elections and Voter Registration Clerk , Louise Thomas, and staff Mary Doherty and Diane Innes for their able assistance in the office.

Respectfully submitted,

Kathleen F. Nagle
Town Clerk

TOWN CLERK'S RECORDS OF MASSACHUSETTS STATE

PRIMARY HELD

September 14, 2004

(Seal)

Wellesley, Massachusetts.
September 15, 2004

In pursuance of the foregoing Warrant, the inhabitants of the Town of Wellesley qualified to vote in Primaries met at the polling places designated for the several precincts in said Wellesley, on Tuesday, September 14, 2004 at 7:00 A.M.

Polling places had been designated as follows:

The voters of Precinct A, in Bates School
The voters of Precinct B, in Sprague School
The voters of Precinct C, in Ernest F. Upham School
The voters of Precinct D, in Otho L. Schofield School
The voters of Precinct E, in Joseph E. Fiske School
The voters of Precinct F, in Wellesley Senior High School
The voters of Precinct G, in Hunnewell School

The following served as Precinct Officers in the respective precincts by appointment either by the Selectmen or by the Town Clerk:

PRECINCT A (Bates School)

Warden, John G. Schuler
Clerk, Edwina W. Schuler

Paul L. Shakespeare
William T. Magorty
Elizabeth A. Ide

Richard M. Tucker
Kathan Tracy

PRECINCT B (Sprague School)

Warden, George E. Sarafian
Clerk, Barbara M. Sturgis

Barbara Jean West
Anne Marie McDonald
Florence A. Capobianco

Dorothy J. Buckley
Sylvia A. Dickey
Lillian Ann Stanwich

PRECINCT C (Upham School)
Warden, Paul E. Carter
Clerk, James B. Corscadden

Lois E. Dickinson
Minnie Ito
Edwin T. Donahue

Janet A. Hough
Hertha Marie Page

PRECINCT D (Schofield School)
Warden, Paul J. Kloss
Clerk, Alice N. Erickson

Joseph E. Connolly
Mary E. Whalen
Kathleen Wagner

Janet V. Beyer
Dona Kemp
M. Sue Wright

PRECINCT E (Fiske School)
Warden, John E. Woodacre
Clerk, Ralph E. Bailey

Jayne M. Moore
William A. Monroe, Jr.
Paula F. Burton

Arthur L. Kaplan
Esther H. McKenzie

PRECINCT F (Senior High School)
Warden, Harold J. Fennessey
Clerk, Jilda R. Johnson

Claire T. Shakespeare
Dorothy M. Holmes
Helen Stewart

Ruth M. von Kelsch
Marilyn Agnew
Cathleen Hardisty

PRECINCT G (Hunnewell School)
Warden, Stanley G. Hodges
Clerk, Henry J. Lysaght

Rosemary Giuffre
Alix Jackson
Deborah T. Rempis

Joseph Stephen Harkins
Nancy B. Lane

FINAL TABULATING CENTER (Town Hall)
Terrance Connolly

Lien Alpert

The Town Clerk and Registrars of Voters, upon receipt of the returns from the several precincts, forthwith canvassed the same and announced the final results at 9:15 P.M.

The total number of votes cast was 1,527 about 10% of registered voters, 15,510.

PRECINCT	Democrat	Republican	Green	Libertarian	Total
A	144	30	0	0	174
B	308	53	0	0	361
C	81	42	0	0	123
D	124	22	0	1	147
E	163	40	0	0	203
F	242	51	0	0	293
G	189	<u>36</u>	<u>0</u>	<u>0</u>	<u>225</u>
TOTAL	1251	274	1	1	1527

The vote by precincts is as follows:

PRECINCT	A	B	C	D	E	F	G	Total
DEMOCRATIC PARTY PRIMARY								
REPRESENTATIVE IN CONGRESS								
BARNEY FRANK	131	271	78	115	143	215	180	1133
BLANKS	13	37	3	9	20	27	9	118
WRITE- IN	0	0	0	0	0	0	0	0
Totals	144	308	81	124	163	242	189	1251
COUNCILLOR SECOND DISTRICT								
		B				F	G	
KELLY A. TIMILTY		184				153	120	457
BLANKS		124				89	69	282
WRITE-INS		0				0	0	0
Totals		308				242	189	739
COUNCILLOR THIRD DISTRICT								
	A		C	D	E			
MARILYN PETTITO DEVANEY	99		51	87	114			351
BLANKS	45		30	37	49			161
WRITE-INS	0		0	0	0			0
Totals	144		81	124	163			512
SENATOR IN GENERAL COURT- NORFOLK BRISTOL AND MIDDLESEX DISTRICT								
		B				F	G	
ANGUS G. MCQUILKEN		205				157	137	499
PATRICIA B. ROSS		39				29	13	81
BARBARA A. SMITH		3				1	3	7
GERALD A. WASSERMAN		54				47	28	129

BLANKS		7				8	8	23
Write-Ins		0				0	0	0
Totals		308				242	189	739
		B				F	G	

SENATOR IN GENERAL COURT- FIRST MIDDLESEX AND NORFOLK DISTRICT

CYNTHIA STONE CREEM	114		71	102	139			426
BLANKS	30		10	22	24			86
Write-Ins	0		0	0	0			0
Totals	144		81	124	163			512
		A	B	C	D	E	F	G

REPRESENTATIVE IN GENERAL COURT

ALICE HANLON PEISCH	135	283	73	114	147	210	168	1130
BLANKS	9	25	8	10	16	32	21	121
Write-Ins	0	0	0	0	0	0	0	0
Totals	144	308	81	124	163	242	189	1251

REGISTER OF DEEDS

WILLIAM P. O'DONNELL	96	191	55	80	98	143	103	766
ANTHONY T. MCDONNELL	17	27	5	21	26	16	19	131
BLANKS	31	90	21	23	39	83	67	354
Write-Ins	0	0	0	0	0	0	0	0
Totals	144	308	81	124	163	242	189	1251

SHERIFF

MICHAEL G. BELLOTTI	103	188	59	91	117	142	115	815
BLANKS	41	120	22	33	46	100	74	436
WRITE INS	0	0	0	0	0	0	0	0
Totals	144	308	81	124	163	242	189	1251

COUNTY COMMISSIONER

JOHN M. GILLIS	48	89	23	38	62	69	45	374
FRANCIS W. O'BRIEN	70	123	33	53	72	99	66	516
STEPHEN G. HAROLD	14	33	10	14	20	15	7	113
SUSAN M. ROGERS	58	112	37	58	53	82	66	466
BLANKS	98	259	59	85	119	219	194	1033
WRITE INS	0	0	0	0	0	0	0	0
Totals	288	616	162	248	326	484	378	2502

REPUBLICAN PARTY PRIMARY	A	B	C	D	E	F	G	TOTAL
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REPRESENTATIVE IN CONGRESS

BLANKS	30	53	42	22	40	51	36	274
WRITE- IN	0	0	0	0	0	0	0	0
TOTALS	30	53	42	22	40	51	36	274

	A	B	C	D	E	F	G	TOTAL
COUNCILLOR SECOND DISTRICT								
BLANKS		53				51	36	140
WRITE-INS		0				0	0	0
Totals		53				51	36	140

	A	B	C	D	E	F	G	TOTAL
COUNCILLOR THIRD DISTRICT								
BLANKS	30		42	22	40			134
WRITE-INS	0		0	0	0			0
Totals	30		42	22	40			134

SENATOR IN GENERAL COURT- NORFOLK BRISTOL AND MIDDLESEX DISTRICT

SCOTT P. BROWN		51				46	32	129
BLANKS		2				5	4	11
Write-Ins		0				0	0	0
Totals		53				51	36	140

SENATOR IN GENERAL COURT- FIRST MIDDLESEX AND NORFOLK DISTRICT

MATTHEW FRASER	27		41	18	38			124
BLANKS	3		1	4	2			10
Write-Ins	0		0	0	0			0
Totals	30		42	22	40			134

REPRESENTATIVE IN GENERAL COURT

GEORGE P. FIELD	30	50	41	20	39	45	35	260
BLANKS	0	3	1	2	1	6	1	14
Write-Ins	0	0	0	0	0	0	0	0
Totals	30	53	42	22	40	51	36	274

REGISTER OF DEEDS

BLANKS	30	53	42	22	40	51	36	274
Write-Ins	0	0	0	0	0	0	0	0
Totals	30	53	42	22	40	51	36	274

	A	B	C	D	E	F	G	
SHERIFF								0
BLANKS	30	53	42	22	40	51	36	274
WRITE INS	0	0	0	0	0	0	0	0
Totals	30	53	42	22	40	51	36	274

COUNTY COMMISSIONER								0
BLANKS	60	106	84	44	80	102	72	548
WRITE INS	0	0	0	0	0	0	0	0
Totals	60	106	84	44	80	102	72	548

LIBERTARIAN PARTY PRIMARY	A	B	C	D	E	F	G	TOTAL
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REPRESENTATIVE IN CONGRESS								0
BLANKS								0
WRITE- IN-Barney Frank				1				1
TOTALS	0	0	0	1	0	0	0	1

COUNCILLOR SECOND DISTRICT								0
BLANKS				1				1
WRITE-INS								0
Totals	0	0	0	1	0	0	0	1

COUNCILLOR THIRD DISTRICT								0
BLANKS								0
WRITE-INS								0
Totals	0	0	0	0	0	0	0	0

SENATOR IN GENERAL COURT- NORFOLK BRISTOL AND MIDDLESEX DISTRICT								0
LOUIS SINOFF								0
BLANKS								0
Write-Ins- Cynthia Creem				1				1
Totals	0	0	0	1	0	0	0	1

SENATOR IN GENERAL COURT- FIRST MIDDLESEX AND NORFOLK DISTRICT

BLANKS		0
Write-Ins		0
Totals		



REPRESENTATIVE IN GENERAL COURT

BLANKS		0
Write-Ins- Alice Peisch	1	1
Totals	1	1



REGISTER OF DEEDS

BLANKS	1	
Write-Ins		
Totals		



SHERIFF

BLANKS	1	
WRITE INS		
Totals		



COUNTY COMMISSIONER

BLANKS	1	
WRITE INS- Susan Rogers	1	
Totals		



GREEN RAINBOW PARTY PRIMARY	No Ballots Cast								
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NO Candidates nominated

The ballots cast and the unused ballots in the several precincts were returned to the Town Clerk in sealed boxes. The voting lists used at the entrances and exits to the polling places, the tally sheets and the precinct records of election were also returned, all properly sealed in conformity with the laws governing elections.

Attest:

Kathleen F. Nagle
Town Clerk

TOWN CLERK'S RECORDS OF MASSACHUSETTS

STATE ELECTION HELD

November 2, 2004

(Seal)

Wellesley, Mass.
November 3, 2004

In pursuance of Warrant dated October 5, 2004, the inhabitants of the Town of Wellesley qualified to vote in elections met at the polling places designated for the several precincts in said Wellesley on Tuesday, November 2, 2004, at 6:30 A.M.

Polling places had been designated as follows:

The voters of Precinct A, in Katherine Lee Bates School
The voters of Precinct B, in Sprague School
The voters of Precinct C, in Ernest F. Upham School
The voters of Precinct D, in Otho L. Schofield School
The voters of Precinct E, in Joseph E. Fiske School
The voters of Precinct F, in Wellesley Senior High School
The voters of Precinct G, in Hunnewell School

The following served as Precinct Officers in the respective precincts by appointment either by the Selectmen or by the Town Clerk:

PRECINCT A (Bates School)

Warden, John G. Schuler

Clerk/Deputy Warden, Edwina W. Schuler

Paul L. Shakespeare
Elizabeth A. Ide
Althea S. Glick
Claire Wilson

William T. Magorty
Richard M. Tucker
Deb Rempis

PRECINCT B (Sprague School)

Warden, George E. Sarafian

Clerk/Deputy Warden, Barbara M. Sturgis

Barbara Jean West
Florence A. Capobianco
Lillian Ann Stanwich
Paul Harris

Anne Marie McDonald
Sylvia A. Dickey
M. Sue Wright
Harris Holstein

PRECINCT C (Upham School)

Warden, Paul E. Carter

Clerk/Deputy Warden, Lois E. Dickinson

Janet A. Hough	Minnie Ito
Marjorie L Paltrineri	Hertha Marie Page
Edwin T. Donahue	Irene Flint
Tim Flint	Barbara Charlton
William Charlton	

PRECINCT D (Schofield School)

Warden, Paul J. Kloss

Clerk/Deputy Warden, Alice N. Erickson

Joseph E. Connolly	Hector A. Macdonald
Joseph D. Nickerson	Celesta A. Nickerson
Janet V. Beyer	Mary E. Whalen
Cathleen Hardisty	

PRECINCT E (Fiske School)

Warden, John E. Woodacre

Clerk/Deputy Warden, Ralph E. Bailey

Jayne M. Moore	William A. Monroe, Jr.
Paula F. Burton	Arthur L. Kaplan
Esther H. McKenzie	Robert McCarthy
Nancy Saumsiegel	

PRECINCT F (Senior High School)

Warden, Harold J. Fennessey

Clerk/Deputy Warden, Jilda R. Johnson

Dora Carter	Claire T. Shakespeare
Ruth M. von Kelsch	Dorothy M. Holmes
Marilyn Agnew	Pamela Kubbins
Helen Stewart	

PRECINCT G (Hunnewell School)

Warden, Stanley G. Hodges

Clerk/Deputy Warden, Henry J. Lysaght

Richard F. Surman	Rosemary Giuffre
Joseph Stephen Harkins	Nancy B. Lane
Alix Johnson	Henry Petrilli
Kathleen Wagner	Kathan Tracy

FINAL TABULATING CENTER (Town Hall)

Terrance Connolly

Lien Alpert

The Town Clerk, upon receipt of the returns from the several precincts, forthwith canvassed the same and announced the final results at 9:30 P.M.

The total number of votes cast was 14221, 88%.

PRECINCT	A	B	C	D	E	F	G	Total
Number Voting	2304	2283	2331	2018	2205	1885	1195	14221
Total Registered	2512	2625	2613	2310	2527	2134	1436	16157
Percentage Voting	92%	87%	89%	87%	87%	88%	83%	88%

The Votes Cast by Office and by precinct are as follows:

Electors of President and Vice President, vote for ONE

	A	B	C	D	E	F	G	TOTAL
Badnarik and Campagna, Libertarian	9	5	10	11	18	11	3	67
Bush and Cheney, Republican	812	802	1156	656	819	660	306	5211
Cobb and LaMarche, Green-Rainbow	5	8	9	5	5	10	2	44
Kerry and Edwards, Democratic	1433	1421	1114	1304	1311	1171	860	8614
Ralph Nader	6	5	5	9	6	4	0	35
Other Write-ins	5	5	4	9	6	3	6	38
Blanks	34	37	33	24	40	26	18	212
Totals	2304	2283	2331	2018	2205	1885	1195	14221

	A	B	C	D	E	F	G	TOTAL
Representative in Congress, Fourth District, Vote for ONE								
Barney Frank, 274 Grove St., Newton	1584	1583	1363	1431	1494	1276	859	9590
Charles A. Morse 35 University Rd., Brookline	579	526	776	460	554	449	221	3565
Other Write-ins	1	1	6	3	7	4	3	25
Blanks	140	173	186	124	150	156	112	1041
Totals	2304	2283	2331	2018	2205	1885	1195	14221
Councillor, Third District, Vote for ONE								
Marilyn M. Petitto Devaney, 98 Westminster Ave., Watertown	1427		1221	1255	1283			5186
Other Write-ins	12		21	14	11			58
Blanks	865		1089	749	911			3614
Totals	2304		2331	2018	2205			8858
Councillor, Second District, Vote								
		B				F	G	TOTAL

for ONE								
Kelly A. Timilty 15 Virgil Rd., Boston		1372				1146	746	3264
Other Write-ins		5				11	2	18
Blanks		906				728	447	2081
Totals		2283				1885	1195	5363
Senator in General Court, First Middlesex and Norfolk, Vote for ONE								
	A		C	D	E			TOTAL
Cynthia Stone Creem 110 Huntington Rd., Newton	1255		936	1180	1144			4515
Matthew Fraser 545 Heath St., Brookline	759		1071	596	768			3194
Write-ins	1		2	0	1			4
Blanks	289		322	242	292			1145
Totals	2304		2331	2018	2205			8858

Senator in General Court, Norfolk, Bristol & Middlesex, Vote for ONE								
		B				F	G	TOTAL
Scott P. Brown 70 Hayden Woods, Wrentham		941				790	379	2110
Angus G. McQuilken 3 Holbrook Way, Millis		1162				915	695	2772
Louis Sinoff 39 Rice St., Wayland		33				41	24	98
Write-ins		1				1	1	3
Blanks		146				138	96	380
Totals		2283				1885	1195	5363

Representative in General Court, Vote for ONE								
	A	B	C	D	E	F	G	TOTAL
Alice Hanlon Peisch 37 Pine St., Wellesley	1426	1426	1210	1365	1308	1184	812	8731
George P. Field 53 Windsor Rd., Wellesley	793	762	1044	592	811	632	316	4950
Write-ins	0	1	0	0	0	0	1	2
Blanks	85	94	77	61	86	69	66	538
Totals	2304	2283	2331	2018	2205	1885	1195	14221

Register of Deeds, Norfolk, to fill vacancy, Vote for ONE								
	A	B	C	D	E	F	G	TOTAL
William P. O'Donnell 55 Albemarle Rd., Norwood	1506	1432	1302	1311	1342	1171	768	8832
Other Write-ins	8	2	19	7	10	9	3	58
Blanks	790	849	1010	700	853	705	424	5331
Totals	2304	2283	2331	2018	2205	1885	1195	14221
Sheriff, Norfolk, Vote for ONE								
	A	B	C	D	E	F	G	TOTAL
Michael P. Bellotti, 33 Bayberry Rd., Quincy	1489	1429	1303	1319	1371	1163	755	8829
Other Write-ins	10	2	14	7	6	7	6	52
Blanks	805	852	1014	692	828	715	434	5340
Totals	2304	2283	2331	2018	2205	1885	1195	14221
County Commissioner, Norfolk, Vote for TWO								
	A	B	C	D	E	F	G	TOTAL
John M. Gillis, 1000 Southern Artery, Quincy	1067	947	896	926	938	826	568	6168
Francis W. O'Brien, 26 Charlesbank Rd., Dedham	917	901	823	805	848	760	470	5524
Write-ins	4	0	13	8	8	10	5	48
Blanks	2620	2718	2930	2297	2616	2174	1347	16702
TOTALS	4608	4566	4662	4036	4410	3770	2390	28442

QUESTION NO. 1

Shall the Town of Wellesley be allowed to assess an additional \$2,500,000 in real estate and personal property taxes for the purpose of funding its Group Insurance Liability Trust Fund to reduce the Town's unfunded post retirement benefit liability to zero over a 30 year period for the fiscal years beginning July first two thousand and five?

	A	B	C	D	E	F	G	TOTAL
YES	493	498	425	484	414	437	372	3123
NO	1619	1596	1691	1389	1586	1270	626	9777
Blanks	192	189	215	145	205	178	197	1321
TOTALS	2304	2283	2331	2018	2205	1885	1195	14221

QUESTION NO. 2
THIS QUESTION IS NOT BINDING

Shall the state representative from this district be instructed to vote in favor of legislation requiring that in all separation and divorce proceedings involving minor children, the court shall uphold the fundamental rights of both parents to the shared physical and legal custody of their children and the children's right to maximize their time with each parent, so far as is practical, unless one parent is found unfit or the parents agree otherwise, subject to the requirements of existing child support and abuse prevention laws?

	A	B	C	D	E	F	G	TOTAL
YES	1576	1555	1574	1409	1486	1284	792	9676
NO	400	376	433	359	398	307	150	2423
Blanks	328	352	324	250	321	294	253	2122
TOTALS	2304	2283	2331	2018	2205	1885	1195	14221

The ballots cast and the unused ballots in the several precincts were returned to the Town Clerk in sealed boxes. The voting lists used at the entrances and exits to the polling places, the tally sheets and the precinct records of election were also returned, all properly sealed in conformity with the laws governing elections.

The foreign-mailed absentee ballots, postmarked on or before November 2, 2004 and received within ten days of the election, were examined, recorded, and added to the vote tabulated on November 2, 2004 and the final results are certified herein.

Attest:

Kathleen F. Nagle
Town Clerk

TOWN CLERK'S RECORDS OF SPECIAL ELECTION HELD

January 25, 2005

(Seal)

Wellesley, MA
January 26, 2005

In pursuance of Warrant dated December 8, 2004, the inhabitants of the Town of Wellesley qualified to vote in elections met at the polling places designated for the several precincts in said Wellesley on January 25, 2005 at 7:00 A.M.

Polling places had been designated as follows:

The voters of Precinct A, in Bates School
The voters of Precinct B, in Sprague School
The voters of Precinct C, in Ernest F. Upham School
The voters of Precinct D, in Otho L. Schofield School
The voters of Precinct E, in Joseph E. Fiske School
The voters of Precinct F, in Wellesley Senior High School
The voters of Precinct G, in Hunnewell School

The following served as Precinct Officers in the respective precincts by appointment either by the Selectmen or by the Town Clerk:

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Warden, Paul L. Shakespeare
Clerk, Elizabeth A. Ide

William T. Magorty
Deborah T. Rempis
Cathleen Hardisty

Mary E. Whalen
Richard M. Tucker

PRECINCT B (Sprague School)
Warden, George E. Sarafian
Clerk, Barbara M. Sturgis

Barbara Jean West
Sylvia A. Dicke

AnneMarie McDonald

PRECINCT C (Upham School)
Warden, Paul E. Carter
Clerk, James B. Corscadden

Lois E. Dickinson
Janet A. Hough
Minnie Ito

Edwin T. Donahue
Hertha Marie Page

PRECINCT D (Schofield School)
Warden, Paul J. Kloss
Clerk, Alice N. Erickson

Joseph E. Connolly
Joseph D. Nickerson
Janet V. Beyer

Hector A. Macdonald
Celesta A. Nickerson

PRECINCT E (Fiske School)
Warden, John E. Woodacre, Jr.
Clerk, Ralph E. Bailey

Jayne M. Moore
William A. Monroe, Jr.
Robert McCarthy

Arthur L. Kaplan
Esther H. McKenzie

PRECINCT F (Senior High School)
Warden, Harold J. Fennessey
Clerk, Jilda R. Johnson

Claire T. Shakespeare
Ruth M. von Kelsch

Dorothy M. Holmes
Marilyn Agnew

PRECINCT G (Hunnewell School)
Warden, Henry J. Lysaght
Clerk, Vacant

Joseph Stephen Harkins
Alix Jackson
Pamela L. Kubbins

Nancy B. Lane
Nancy W. Saumsiegle

FINAL TABULATION CENTER (Town Hall)

Terrance Connolly

Lien Alpert

The Town Clerk, upon receipt of the returns from the several precincts, forthwith canvassed the same and announced the final results at 8:45 P.M.

The total number of votes cast and the result of the balloting was as follows:

PRECINCT	A	B	C	D	E	F	G	Total	
Voters	712	622	663	582	572	532	230	3913	
Total Registered	2519	2624	2612	2303	2515	2138	1444	16155	
Percentage	28%	24%	25%	25%	23%	25%	16%	24%	
Question 1 - Wellesley Middle School Renovation \$26,175,000									
Shall the Town of Wellesley be allowed to exempt from the provisions of Proposition Two and One-Half, so called, the amounts required to pay the principal and interest on the bonds to be issued in an aggregate principal amount of \$26,175,000 order to pay for the costs remodeling, reconstructing or making extraordinary repairs to the Wellesley Middle School, including costs of furniture and equipment, phase moving costs and the temporary rental of office space for school administration?									
		A	B	C	D	E	F	G	Total
YES	74%	537	405	519	452	414	404	148	2879
NO	26%	175	217	144	129	158	128	82	1033
BLANKS					1				1
Totals		712	622	663	581	572	532	230	

The ballots cast and the unused ballots in the several precincts were returned to the Town Clerk in sealed boxes. The voting lists used at the entrances to the polling places and at the ballot boxes with tally sheets and copy of the precinct record of election were also returned, all properly sealed in conformity with the laws governing elections.

Attest:

Kathleen F. Nagle
Town Clerk

TOWN CLERK'S RECORDS OF TOWN ELECTIONS HELD

March 1, 2005

(Seal)

Wellesley, MA
March 2, 2005

In pursuance of Warrant dated January 18, 2005, the inhabitants of the Town of Wellesley qualified to vote in elections met at the polling places designated for the several precincts in said Wellesley on March 1, 2005 at 7:00 A.M.

Polling places had been designated as follows:

The voters of Precinct A, in Katherine E. Bates School
The voters of Precinct B, in Sprague School
The voters of Precinct C, in Ernest F. Upham School
The voters of Precinct D, in Otho L. Schofield School
The voters of Precinct E, in Joseph E. Fiske School
The voters of Precinct F, in Wellesley Senior High School
The voters of Precinct G, in Hunnewell School

The following served as Precinct Officers in the respective precincts by appointment either by the Selectmen or by the Town Clerk:

PRECINCT A (Bates School)

Warden, John G. Schuler

Clerk/Deputy Warden, Edwina W. Schuler

Paul L. Shakespeare
Deborah T. Rempis
Gerta Plouffe
Gerald C. Hume

William T. Magorty
Cathleen Hardisty
Elizabeth M. Hume

PRECINCT B (Sprague School)

Warden, George E. Sarafian

Clerk/Deputy Warden, Barbara M. Sturgis

Barbara Jean West
Elinor G. Everts
Timothy M. Flint
Dona Kemp

Anne Marie McDonald
Nancy A. Fraser
Irene Flint

PRECINCT C (Upham School)

Warden, Paul E. Carter

Clerk/Deputy Warden, James B. Corscadden

Lois E. Dickinson
Janet A. Hough
Edwin T. Donahue

Minnie Ito
Hertha Marie Page

PRECINCT D (Schofield School)

Warden, Paul J. Kloss

Clerk/Deputy Warden, Alice N. Erickson

Joseph E. Connolly
Janet V. Beyer
Barbara A. Charlton
Ann L. Hile

Mary E. Whalen
Mary E. Sandman
Nancy W. Saumsiegle

PRECINCT E (Fiske School)

Warden, John E. Woodacre, Jr.

Clerk/Deputy Warden, Ralph E. Bailey

Jayne M. Moore
Paula F. Burton
Esther H. McKenzie

William A. Monroe, Jr.
Arthur L. Kaplan
Robert McCarthy

PRECINCT F (Senior High School)

Warden, Harold J. Fennessey

Clerk/Deputy Warden, Jilda Johnson

Claire T. Shakespeare
Dorothy M. Holmes
Mary Ellen Robertson

Ruth M. von Kelsch
Marilyn Agnew

PRECINCT G (Hunnewell School)

Warden, Stanley G. Hodges

Clerk/Deputy Warden, Henry J. Lysaght

Joseph Stephen Harkins
Rosemary Giuffre
Claire D. Wilson

Nancy B. Lane
Alix Jackson

FINAL TABULATING CENTER (Town Hall)

Terrance Connolly

Lien Alpert

The Town Clerk, upon receipt of the returns from the several precincts, forthwith canvassed the same and announced the final results at 9:30 P.M.

The total number of ballots cast was as follows:

PRECINCT	A	B	C	D	E	F	G	Total
Voters	755	798	746	685	725	622	281	4612
Total Registered	2495	2575	2561	2271	2470	2093	1428	15893
Percentage	30%	31%	29%	30%	29%	30%	20%	29%

The results of the balloting were as follows:

	A	B	C	D	E	F	G	TOTAL
MODERATOR, One Year, Vote for ONE								
SAWITSKY, HEATHER B. 23 Hobart Rd., Candidate for Re-election	490	496	453	434	454	403	182	2912
WRITE INS	2	5	5	3	1	2	0	18
BLANKS	263	297	288	248	270	217	99	1682
BOARD OF SELECTMEN, Three Years, Vote for not more than TWO								
BABSON, KATHERINE L., JR. 27 Clovelly Rd.	512	469	539	501	488	453	213	3175
HIMMELBERGER, DAVID J. 387 Linden Street, Candidate for Re-election	438	476	461	422	377	358	166	2698
SWITZLER, ROYALL H. 10 Oakridge Rd.	304	377	279	246	327	241	100	1874
WRITE INS	2	0	2	1	4	0	1	10
BLANKS	254	274	211	200	254	192	82	1467
BOARD OF PUBLIC WORKS, Three Years, Vote for ONE								
CHARLTON, WILLIAM E. 29 Wall Street, Candidate for Re-election	453	483	431	402	422	363	164	2718
WRITE INS	0	0	1	2	1	0	0	4
BLANKS	302	315	314	281	302	259	117	1890
ASSESSORS, Three Years, Vote for ONE								
CHAPIN, DAVID C., 10 Strathmore Rd. Candidate for Re-election	454	515	436	413	415	368	167	2768
WRITE INS	1	1	3	1	0	0	0	6
BLANKS	300	282	307	271	310	254	114	1838

BOARD OF HEALTH, Three Years, Vote for ONE								
COHEN, SHEPARD N. 38 Cartwright Rd. Candidate for Re-election	452	474	426	400	417	377	162	2708
WRITE INS	0	1	2	0	0	0	0	3
BLANKS	303	323	318	285	308	245	119	1901
LIBRARY TRUSTEES, Three Years, Vote for Not More than TWO								
BATISTA, DUANE R. 21 Westerly Street Candidate for Re-election	460	486	413	390	405	353	171	2678
SEIPEL, LAMONT, JR 10 Fuller Brook Rd.	413	422	359	357	374	353	156	2434
WRITE INS	4	0	4	1	0	1	1	11
BLANKS	633	688	716	622	671	537	234	4101
NATURAL RESOURCES, Three Years, Vote for not more than TWO								
GAUGHAN, JOAN E 12 Laurel Terrace Candidate for Re-Election	447	475	418	397	418	348	168	2671
SEABORN, EMMETT O., JR. 4 Framar Rd.	385	401	352	331	364	333	141	2307
WRITE INS	1	2	1	0	0	0	1	5
BLANKS	677	718	721	642	668	563	252	4241
SCHOOL COMMITTEE, Three Years, Vote for not more than TWO								
NEWMAN, SUZANNE B. 4 Frost Circle	458	448	419	383	402	355	165	2630
JABLONSKI, SUSAN C. 100 Royalston Rd. Candidate for Re-election	424	424	450	377	387	339	154	2555
WRITE INS	4	2	6	4	2	4	3	25
BLANKS	624	722	617	606	659	546	240	4014
PLANNING BOARD, Five Years, Vote for ONE								
DEMASI, FRANK S. 26 Macarthur Rd.	430	461	395	379	395	352	154	2566
WRITE INS	1	0	4	0	1	0	2	8
BLANKS	324	337	347	306	329	270	125	2038

RECREATION COMMISSION, Three Years, Vote for ONE								
ROOKS, KATHERINE OTTELIA, 46 Fiske Rd.	281	270	310	368	291	229	126	1875
GLEASON, RICHARD J. 21 Shadow Lane	286	361	210	193	246	196	74	1566
WRITE INS	1	0	0	0	0	0	0	1
BLANKS	187	167	226	124	188	197	81	1170
HOUSING AUTHORITY, Five Years, Vote for ONE								
BENTO, JEREMY 237 Weston Rd.	405	427	371	354	367	316	153	2393
WRITE INS	1	0	1	0	0	0	0	2
BLANKS	349	371	374	331	358	306	128	2217

TOWN MEETING

PRECINCT A, Vote for not more than ELEVEN

LITTLEFIELD, SUZANNE G. 44 Boulder Brook Road	Candidate for Re-election	437*
DOCKTOR, BRENDA S. 15 Cavanagh Road		421*
CALDERWOOD, NANCY G. 6 Pilgrim Road		421*
NEWMAN, SUZANNE B. 4 Frost Circle	Candidate for Re-election	415*
PRIVER, ARTHUR S. 26 Linwood Road	Candidate for Re-election	390*
KEENE, ALISSA S. 48 Norwich Road		388*
WAGSTAFF, DAVID R. 4 Stevens Road	Candidate for Re-election	386*
JOHNSON, G. LANE, JR. 81 Parker Road	Candidate for Re-election	351*
HUMPHRYS, MICHAEL D. 44 Shirley Road	Candidate for Re-election	339*
NACKONEY, OGDEN DENNY 29 Earle Road	Candidate for Re-election	333*
OLSEN, HAROLD A. 26 Woodfield Road	Candidate for Re-election	325*

PRECINCT B, Vote for not more than Thirteen

HIMMELBERGER, DAVID J. 387 Linden Street	Candidate for Re-election	493*
JULIANI, FELIX 6 Sylvester Terrace	Candidate for Re-election	440*
DISCHINO, DENNIS M. 37 Linden Street #25	Candidate for Re-election	368*
ANDREWS, JANE M.L. 7 Harvard Street	Candidate for Re-election	347*
KAPLAN, LAWRENCE R. 8 High Meadow Circle	Candidate for Re-election	338*
GLEASON, RICHARD J. 21 Shadow Lane	Candidate for Re-election	335*
MONTALI, VINCENT L. 50 Oak Street	Candidate for Re-election	333*
TAYLOR, CATHY J. 49 Wall Street	Candidate for Re-election	326*
SMITH, POLLY D. 29 Summit Road	Candidate for Re-election	323*
O'LEARY, FRANCES P. 21 Westerly Street #23	Candidate for Re-election	317*
LABADINI, RONALD P. 62 Pleasant Street		290*
GROSSMAN, STEVEN E. 37 Turner Road	Candidate for Re-election	272*
WIER, PETER A. 33A Oak Street		* 255(1 year term)
DEMASI, FRANK S. 26 MacArthur Road		242
WILKINS, DOUGLAS H. 11 Lawrence Road		225
FEINER, JOSEPH 6 Hill Top Road		222
HIMSTEAD, TODD ELLIOTT 18 Hill Top Road		215
GORDON, JAMES 50 Avon Road		137
BENTO, JEREMY E. 237 Weston Road #3		133

PRECINCT C, Vote for not more than THIRTEEN

JABLONSKI, SUSAN C. 100 Royalston Road	Candidate for Re-election	415*
WARSHAW, HARRIET S. 39 Chatham Circle	Candidate for Re-election	408*
GRAPE, LINDA OLIVER 61 Lowell Road	Candidate for Re-election	402*
SULLIVAN, LOIS C. 15 Nantucket Road	Candidate for Re-election	401*
EPSTEIN, REBECCA WATT 15 Rockridge Road	Candidate for Re-election	391*
PARKER, THEODORE F. 9 Dinsmore Road	Candidate for Re-election	386*
DRURY, JAMES F. 11 Dukes Road		379*
BOYCE, KATHLEEN M. 10 Rockridge Road	Candidate for Re-election	375*
TUOHY, MARIJANE 105 Albion Road	Candidate for Re-election	366*
NORWOOD, SARAH JO 56 Fox Hill Road	Candidate for Re-election	363*
POWELL, ELIZABETH P. 109 Edmunds Road	Candidate for Re-election	325*
FLINT, IRENE C. 57 Audubon Road		316*
SWITZLER, ROYALL H 10 Oakridge Rd..	Candidate for Re-election	309
CRAMER, RUSSELL III 81 Greylock Rd.	Candidate for Re-election	299

PRECINCT D, Vote for not more than ELEVEN

PEISCH, THOMAS E. 37 Pine Street	Candidate for Re-election	405*
JOSEPH, SANDRA SABA 52 Damien Road	Candidate for Re-election	389*
TOUSSAINT, JOELLEN M. 84 Whittier Road	Candidate for Re-election	386*
AVELLONE, SANDRA N. 21 Elm Street	Candidate for Re-election	367*
KATO, CATHRYN J. 20 River Glen Road		348*
SCHULER, JOHN G. 35 Emerson Road	Candidate for Re-election	340*
AXELROD, AMY J. 189 Washington Street		338*
TUCKER, SHEILA B.	Candidate for Re-election	338*

31 Ledyard Street		
BROWN, DOT		
30 Washburn Avenue	Candidate for Re-election	330*
SARGENT, THOMAS A.		
25 The Waterway	Candidate for Re-election	324*
MORSE, SHEILA		
47 Longfellow Road	Candidate for Re-election	317*

PRECINCT E, Vote for not more than ELEVEN

BABSON, KATHERINE L., JR. 27		
Clovelly Road	Candidate for Re-election	492*
DUGAN, OWEN H.		
121 Forest Street	Candidate for Re-election	390*
METZGER, MARGARET ANN 12		
Arlington Road	Candidate for Re-election	352*
MACDONALD, KATHERINE K. 22		
Jefferson Road	Candidate for Re-election	349*
SMITH, AMIE WITTEN		
37 Hunnewell Street		345*
WASILAUSKAS, SUSAN		
242 Oakland Street	Candidate for Re-election	342*
McCONCHIE, JOHN L., JR.		
25 Whiting Road	Candidate for Re-election	335*
KEMP, DONA M.		
14 Sheridan Road	Candidate for Re-election	330*
SHIND, LAURENCE D.		
36 Grantland Road	Candidate for Re-election	320*
SECHREST, ROBERT C.		
15 Allen Road	Candidate for Re-election	319*
DONNELLY, JUDITH B.		
23 Abbott Road		258*
URBAN, RAYMOND		
57 Madison Road	Candidate for Re-election	240
MEADE, JAMES C.		
428 Washington Street	Candidate for Re-election	180

PRECINCT F, Vote for not more than TWELVE

O'BRIEN, MAURA M.		
60 Radcliffe Road	Candidate for Re-election	353*
DeFAZIO, SALVATORE, III		
88 Fuller Brook Road	Candidate for Re-election	335*
McMAHON, BARBARA H.		
7 Amherst Road	Candidate for Re-election	332*
TROY, SUSAN S.		
54 Radcliffe Road	Candidate for Re-election	311*
SHANAHAN, BARBARA C.		
9 Winthrop Road	Candidate for Re-election	304*

WOODACRE, JOHN E. 100 Brook Street	Candidate for Re-election	301 *
HAY, PRUDENCE B. 10 Ingraham Road	Candidate for Re-election	299 *
EDWARDS, CYNTHIA C. 189 Benvenue Street	Candidate for Re-election	292 *
GUBELLINI, PETER W. 89 Wellesley Avenue	Candidate for Re-election	281 *
von KELSCH, RUTH M. 112 Great Plain Avenue	Candidate for Re-election	277 *
KLOCKE, JAMES F. 3 Twitchell Street		241 *
MASTRIANNI, MICHAEL J. 30 Fuller Brook Road		237 *
HARRINGTON, THOMAS J. 167 Great Plain Ave.		209
LIEUWMA, RONALD H. 107 Wellesley Ave.		106

PRECINCT G, Vote for not more than THIRTEEN

LATHAM, LYNNE M. 46 Denton Road	Candidate for Re-election	146 *
MORSE, RICHARD A. 15 Homestead Road	Candidate for Re-election	143 *
SCHWARTZSTEIN, RICHARD M. 29 Appleby Road	Candidate for Re-election	139 *
PIPER-SMYER, MICHAEL 32 Dover Road	Candidate for Re-election	139 *
LOCKE, JOHN A. 866R Washington Street	Candidate for Re-election	138 *
AMICK, EMILY J. 106 Central Street		136 *
MERRY, PAUL H. 18 Belair Road	Candidate for Re-election	136 *
HAND, EDWARD S., JR. 26 Weston Road	Candidate for Re-election	135 *
GOSS, CHRISTINE 12 Upland Road	Candidate for Re-election	128 *
BIGGERS, PHILIPPA J. 14 Dover Road	Candidate for Re-election	121 *
JONES, CHRISTOPHER A. 48 Leighton Road	Candidate for Re-election	114 *
CLAYTON, LINDA LUTFY 8 Cross Street	Candidate for Re-election	111 *
TAYLOR, GEORGE A. 9 Cottage Street	Candidate for Re-election	102 *
MANNING, KENNETH S. 513 Washington St.		89

* Elected – 3 year term

The ballots cast and the unused ballots in the several precincts were returned to the Town Clerk in sealed boxes. The voting lists used at the entrances and exits to the polling places, the tally sheets and the precinct records of election were also returned, all properly sealed in conformity with the laws governing elections.

Attest:

Kathleen F. Nagle
Town Clerk

TOWN CLERK'S RECORDS OF SPECIAL ELECTION HELD

May 10, 2005



Wellesley, MA
May 11, 2005

In pursuance of Warrant dated May 2, 2005, the inhabitants of the Town of Wellesley qualified to vote in elections met at the polling places designated for the several precincts in said Wellesley on May 10, 2005 at 7:00 A.M.

Polling places had been designated as follows:

The voters of Precinct A, in Bates School
The voters of Precinct B, in Sprague School
The voters of Precinct C, in Ernest F. Upham School
The voters of Precinct D, in Otho L. Schofield School
The voters of Precinct E, in Joseph E. Fiske School
The voters of Precinct F, in Wellesley Senior High School
The voters of Precinct G, in Hunnewell School

The following served as Precinct Officers in the respective precincts by appointment either by the Selectmen or by the Town Clerk:

PRECINCT A (Bates School)
Warden, John G. Schuler
Clerk, Edwina W. Schuler

Paul L. Shakespeare
Elizabeth A. Ide
Althea S. Glick

William T. Magorty
Richard M. Tucker

PRECINCT B (Sprague School)
Warden, George E. Sarafian
Clerk, Barbara M. Sturgis

Barbara Jean West
Ann Hile
Timothy Flint

Anne Marie McDonald
Irene Flint

PRECINCT C (Upham School)
Warden, Paul E. Carter
Clerk, James B. Corscadden

Lois E. Dickinson
Minnie Ito
Edwin T. Donahue

Janet A. Hough
Hertha Marie Page

PRECINCT D (Schofield School)
Warden, Paul J. Kloss
Clerk, Joseph E. Connolly

Hector A. Macdonald
Celesta A. Nickerson
Mary E. Whalen

Joseph D. Nickerson
Janet V. Beyer

PRECINCT E (Fiske School)
Warden, John E. Woodacre, Jr.
Clerk, Ralph E. Bailey

Jayne M. Moore
Paula F. Burton
Esther H. McKenzie

William A. Monroe, Jr.
Arthur L. Kaplan

PRECINCT F (Senior High School)
Warden, Harold J. Fennessey
Clerk, Jilda R. Johnson

Pamela L. Kubbins
Dorothy M. Holmes
Barbara A. Charlton

Ruth M. von Kelsch
Mary Ellen Robertson
William E. Charlton

PRECINCT G (Hunnewell School)
Warden, Stanley G. Hodges
Clerk, Henry J. Lysaght

Rosemary Giuffre
Nancy B. Lane
Cathleen Hardisty

Joseph Stephen Harkins
Alix Jackson

FINAL TABULATION CENTER (Town Hall)

Terrance Connolly

Lien Alpert

The Town Clerk, upon receipt of the returns from the several precincts, forthwith canvassed the same and announced the final results at 9:30 P.M.

The total number of votes cast was as follows:

PRECINCT	A	B	C	D	E	F	G	Total
Voters	1435	1368	1363	1242	1255	1079	522	8264
Total Registered	2469	2547	2519	2234	2445	2005	1375	15594
Percentage	58%	54%	54%	56%	51%	54%	38%	53%

The following instructions as to the operation of the questions were printed on each ballot for the information of the voter:

Questions 1a and 1b are *separate* questions. You may vote for or against each question independently. Each question requires a majority of those voting on that question to pass. If both questions pass, the question with the higher dollar amount will prevail.

The first ballot question was:

Question 1a.

Shall the Town of Wellesley be allowed to assess an additional \$3,552,392 in real estate and personal property taxes for the following:

\$2,596,851 for the purpose of funding its general fund operating budget for public education, libraries, public works, and general government including fire and police

and

\$955,541 for the purpose of funding

- Branch Libraries (\$66,053),
- RDF Sunday and some weekday operations (\$85,000),
- One firefighter position (\$50,000),
- One police officer position (\$50,000),

- Hunnewell Field Lights (\$12,500),
- Elementary Spanish (\$471,988),
- Other education programs including Middle School 6th grade Spanish and 8th grade communication labs (\$100,000), and staffing for High School Library, writing labs, humanities and performing arts (\$120,000)

for the fiscal year beginning July first, two thousand and five?

YES _____ NO _____

The voting by precincts for ballot **Question 1a** was:

	A	B	C	D	E	F	G	TOTAL
YES	733	601	722	665	565	563	252	4101
NO	696	759	638	571	680	506	268	4118
BLANKS	6	8	3	6	10	10	2	45
Totals	1435	1368	1363	1242	1255	1079	522	8264

The question failed.

The second ballot question was:

Question 1b.

Shall the Town of Wellesley be allowed to assess an additional amount in real estate and personal property taxes of:

\$2,596,851 for the purpose of funding its general fund operating budget for public education, libraries, public works, and general government including fire and police

for the fiscal year beginning July first, two thousand and five?

YES _____ NO _____

The voting by precinct for ballot **Question 1b** was:

	A	B	C	D	E	F	G	TOTAL
YES	785	662	774	714	635	624	271	4465
NO	638	700	582	524	613	447	246	3750
BLANKS	12	6	7	4	7	8	5	49
Totals	1435	1368	1363	1242	1255	1079	522	8264

The question passed.

The ballots cast and the unused ballots in the several precincts were returned to the Town Clerk in sealed boxes. The voting lists used at the entrances to the polling places and at the ballot boxes with tally sheets and a copy of the precinct record of election were also returned, all properly sealed in conformity with the laws governing elections.

Attest:

Kathleen F. Nagle
Town Clerk

TOWN CLERK'S RECORDS OF SPECIAL ELECTION HELD

June 14, 2005



Wellesley, MA
June 15, 2005

In pursuance of Warrant dated May 16, 2005, the inhabitants of the Town of Wellesley qualified to vote in elections met at the polling places designated for the several precincts in said Wellesley on June 14, 2005 at 7:00 A.M.

Polling places had been designated as follows:

The voters of Precinct A, in Bates School
The voters of Precinct B, in Sprague School
The voters of Precinct C, in Ernest F. Upham School
The voters of Precinct D, in Otho L. Schofield School
The voters of Precinct E, in Joseph E. Fiske School
The voters of Precinct F, in Wellesley Senior High School
The voters of Precinct G, in Hunnewell School

The following served as Precinct Officers in the respective precincts by appointment either by the Selectmen or by the Town Clerk:

PRECINCT A (Bates School)
Warden, John G. Schuler
Clerk, Edwina W. Schuler

Paul L. Shakespeare
Elizabeth A. Ide
Althea S. Glick

William T. Magorty
Richard M. Tucker

PRECINCT B (Sprague School)
Warden, George E. Sarafian
Clerk, Barbara M. Sturgis

Barbara Jean West
Irene C. Flint
Alix Jackson

Pamela L. Kubbins
Timothy M. Flint
Kathan G. Tracy

PRECINCT C (Upham School)
Warden, Paul E. Carter
Clerk, Lois E. Dickinson

Minnie Ito
Edwin T. Donahue

Hertha Marie Page
Deborah T. Rempis

PRECINCT D (Schofield School)
Warden, Paul J. Kloss
Clerk, Joseph E. Connolly

Hector A. Macdonald
Joseph D. Nickerson

Mary E. Whalen
Celesta A. Nickerson

PRECINCT E (Fiske School)
Warden, John E. Woodacre, Jr.
Clerk, Ralph E. Bailey

Arthur L. Kaplan
William A. Monroe, Jr.
Paula F. Burton

Jayne M. Moore
Esther H. McKenzie
Robert McCarthy

PRECINCT F (Senior High School)
Warden, Harold J. Fennessey
Clerk, Jilda R. Johnson

Dora Carter
Dorothy M. Holmes

Ruth M. von Kelsch
Marilyn Agnew

PRECINCT G (Hunnewell School)
 Warden, Stanley G. Hodges
 Clerk, Henry J. Lysaght

Rosemary Giuffre
 Joseph Stephen Harkins

Nancy B. Lane
 Cathleen Hardisty

FINAL TABULATION CENTER (Town Hall)

Terrance Connolly

Lien Alpert

The Town Clerk, upon receipt of the returns from the several precincts, forthwith canvassed the same and announced the final results at 9:00 P.M.

The total number of votes cast was as follows:

PRECINCT	A	B	C	D	E	F	G	Total
Voters	195	129	206	155	245	98	68	1096
Total Registered	2443	2499	2467	2196	2384	1961	1344	15294
Percentage	8%	5%	8%	7%	10%	5%	5%	7%

The results of the balloting were as follows:

	A	B	C	D	E	F	G	TOTAL
Board of Selectmen, partial one year term								
Owen Dugan	183	124	197	146	236	84	63	1033
Write-ins - Royall Switzler	12	4	8	7	8	11	4	54
Write-ins - Other	0	1	0	2	1	3	1	8
Blanks	0	0	1	0	0	0	0	1
Totals	195	129	206	155	245	98	68	1096

The ballots cast and the unused ballots in the several precincts were returned to the Town Clerk in sealed boxes. The voting lists used at the entrances and exits to the polling places,

the tally sheets and the precinct records of election were also returned, all properly sealed in conformity with the laws governing elections.

Attest:

Kathleen Nagle
Town Clerk

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TOWN CLERK'S RECORD
OF THE
December 6, 2004 SPECIAL TOWN MEETING

(Seal)

December 6, 2004

Wellesley Middle School

December 7, 2004

In pursuance of a Warrant dated October 25, 2004, the duly elected Town Meeting Members proceeded as follows:

The Special Town Meeting was called to order by the Moderator, Heather B. Sawitsky, at 7:43 P.M. The Moderator declared a quorum present.

The Officer's Return of the Service of the Warrant was read by the Town Clerk, Kathleen F. Nagle. Prior to the meeting, Barry M. Cluff, Precinct B, appointed to fill the term of John Barlow, was sworn. The Meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 207 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the front section of the hall, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did not vote: Christopher Clark, Acting Executive Director of General Government Services;

Terrance J. Connolly, Acting Assistant Director of General Government Services;
Christopher Ketchen, Budget Project Manager; Marc Waldman, Town Treasurer; Svetlana Orlova, Town Accountant; Hans Larsen, Chair and Amy Axelrod, Susan Hurwitz, Barbara Jones, Dan Kasper and Pat O’Sullivan, Members of the Advisory Committee; Susan Adler, Human Resources Director; Edward Chazen, Planning Board; David A.T. Donohue, Chair, Board of Public Works; Michael Eby, Chairman PBC, and Kathy Mullaney, Permanent Building Committee Staff; Robert Bell and Robert Vogel of DPC, Alex Pitkin and Joel Seeley of SMMA, Guests of PBC; Gerry Murphy, School Committee; Matthew King, Superintendent of Schools; David Fleischman, Assistant Superintendent of Schools, Paul Browne, Ruth Quinn Berdell and Dorsey Yearley, Wellesley Public Schools; Pip Lewis, HMFH, Guest of WPS; James Stokes, Chair, Human Relations Task Force; Jan Kaseta, Recreation Director.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch assisted by Ed Donahue, Christine Olaksen, Bob White, Jill Nilsen, Pam Kubbins and Paul Criswell.

The Moderator explained the rules and regulations of the Town Meeting and the power and duties of the Moderator in connection with the conduct of the Meeting.

The Moderator informed the Meeting that, unless objections were raised, the Meeting would dispense with the reading of the Warrant. No objections were raised, and the Meeting proceeded.

The Moderator announced the order of articles as follows: Article 2, followed by Articles 7, 8, 9; Wednesday, December 8 returning to Article 3 and following in order through to completion.

ARTICLE 1. To choose a Moderator to preside over said meeting.

No motion offered.

ARTICLE 2. To receive reports of Town officers and committees and act thereon, and discharge presently authorized special committees; or take any other action relative thereto.

Moderator, **Heather Sawitsky**, asked the assembled Town Meeting to stand for a moment of silence in recognition of the death of R. Arnold Wakelin, Jr., Executive Director of General Government, who died on November 8, 2004.

The Moderator also recognized the announced retirement of Selectman, Lawrence D. Shind.

The following reports were received and filed with the Town Clerk: Advisory Committee, Community Preservation Committee, Human Resources Task Force, School Committee.

James Stokes presented the findings of the Human Resources Task Force report. The Task Force was discharged with the thanks of Town Meeting.

Vincent Juliani, Chairman of the Board of Selectmen presented a progress report on the state of the Town, including the formation of a search committee for the position of Executive Director and a financial overview. **Chris Clark**, Acting Executive Director of General Government presented a Capital, Debt and Tax Impact Analysis of proposed projects. **Hans Larsen**, Chair of the Advisory Committee, presented remarks relative to the Advisory Committee's criteria in assessing budget requests for FY06.

ARTICLE 7. To see what sum of money the Town will raise and appropriate, or otherwise provide, for architectural, engineering and/or other services for plans and specifications for the reconstruction, remodeling, and/or addition to the Wellesley Middle School, to accommodate the classroom and/or administrative needs of the School Department and/or other educational needs of the Town; and for the construction, reconstruction, remodeling, rehabilitation and/or modernization of the same; and for other services in connection therewith; to determine whether such sum shall be raised by taxation, borrowing or otherwise; and to authorize the Selectmen to petition the Commonwealth of Massachusetts for a construction grant, if available, under the provisions of M.G.L. 70B as amended by Chapter 210 of the Acts of 2004, or other authority; or take any other action relative thereto.

Suzy Littlefield, Precinct A, Chair of the School Committee offered the following motion:

That the sum of \$25,000,000 be appropriated for remodeling, reconstructing, or making extraordinary repairs to the Wellesley Middle School; that of said appropriation

1. \$24,710,000 is to be expended under the direction of the Permanent Building Committee for the remodeling, reconstructing or making extraordinary repairs to the Wellesley Middle School and such other expenditures related to this project as the Permanent Building Committee shall determine, and further
2. \$290,000 is to be expended under the direction of the School Committee for furniture and equipment and the temporary rental of office space for central administration;

That the Treasurer, with the approval of the Selectmen, is authorized to borrow \$25,000,000 under the provisions of Massachusetts General Laws, Chapter 44 or Chapter 70B, or any other enabling authority; and

That the Selectmen are hereby authorized to petition the Commonwealth of Massachusetts for a construction grant, if available, under the provisions of Massachusetts General Laws Chapter 70B, as amended, or any other enabling authority:

PROVIDED HOWEVER, that said total appropriation of \$25,000,000 is contingent upon the passage of a referendum question under paragraph (k) of Section 21C of Chapter 59 of the Massachusetts General Laws authorizing the exclusion of the debt service (principal and interest) from the provisions of Proposition 2 ½ on any borrowing incurred to finance the total amount required to pay for the costs of remodeling, reconstructing or making extraordinary repairs to the Wellesley Middle School, including costs of furniture and equipment and of temporarily relocating central administration currently housed in the Wellesley Middle School.

Suzy Littlefield, and Michael Eby, Chair of the PBC, spoke in support of the motion.

Suzy Littlefield, Precinct A, Chair of the School Committee offered the following motion to amend, action on which was **VOTED, by declared voice vote**:

That the sum of \$1,175,000 be added to the amount appropriated under Article 7 Motion 1 for the following:

To the School Committee

\$373,000	Selected Furniture Replacement
\$300,000	Phased Moving Costs

To the Permanent Building Committee

\$120,000	New Kitchen Equipment
\$45,000	Resurface all chalk boards as marker boards
\$337,000	Paint and Scrape all windows not replaced

So that the total appropriation for the Wellesley Middle School Renovation is \$26,175,000, so that the main motion shall now read as follows:

That the sum of \$26,175,000 be appropriated for remodeling, reconstructing, or making extraordinary repairs to the Wellesley Middle School; that of said appropriation

1. \$25,212,000 is to be expended under the direction of the Permanent Building Committee for the remodeling, reconstructing or making extraordinary repairs to the Wellesley Middle School and such other expenditures related to this project as the Permanent Building Committee shall determine, and further

2. \$963,000 is to be expended under the direction of the School Committee for furniture and equipment, phased moving costs, and the temporary rental of office space for central administration;

That the Treasurer, with the approval of the Selectmen, is authorized to borrow \$26,175,000 under the provisions of Massachusetts General Laws, Chapter 44 or Chapter 70B, or any other enabling authority; and

That the Selectmen are hereby authorized to petition the Commonwealth of Massachusetts for a construction grant, if available, under the provisions of Massachusetts General Laws Chapter 70B, as amended, or any other enabling authority:

PROVIDED HOWEVER, that said total appropriation of \$26,175,000 is contingent upon the passage of a referendum question under paragraph (k) of Section 21C of Chapter 59 of the Massachusetts General Laws authorizing the exclusion of the debt service (principal and interest) from the provisions of Proposition 2 ½ on any borrowing incurred to finance the total amount required to pay for the costs of remodeling, reconstructing or making extraordinary repairs to the Wellesley Middle School, including costs of furniture and equipment and of temporarily relocating central administration currently housed in the Wellesley Middle School.

After discussion the following amended main motion under Article 7 was **VOTED by declared 2/3rd majority voice vote:**

That the sum of \$26,175,000 be appropriated for remodeling, reconstructing, or making extraordinary repairs to the Wellesley Middle School; that of said appropriation

3. \$25,212,000 is to be expended under the direction of the Permanent Building Committee for the remodeling, reconstructing or making extraordinary repairs to the Wellesley Middle School and such other expenditures related to this project as the Permanent Building Committee shall determine, and further
4. \$963,000 is to be expended under the direction of the School Committee for furniture and equipment, phased moving costs, and the temporary rental of office space for central administration;

That the Treasurer, with the approval of the Selectmen, is authorized to borrow \$26,175,000 under the provisions of Massachusetts General Laws, Chapter 44 or Chapter 70B, or any other enabling authority; and

That the Selectmen are hereby authorized to petition the Commonwealth of Massachusetts for a construction grant, if available, under the provisions of Massachusetts General Laws Chapter 70B, as amended, or any other enabling authority:

PROVIDED HOWEVER, that said total appropriation of \$26,175,000 is contingent upon the passage of a referendum question under paragraph (k) of Section 21C of Chapter 59 of the Massachusetts General Laws authorizing the exclusion of the debt service (principal and interest) from the provisions of Proposition 2 ½ on any borrowing incurred to finance the total amount required to pay for the costs of remodeling, reconstructing or making extraordinary repairs to the Wellesley Middle School, including costs of furniture and

equipment and of temporarily relocating central administration currently housed in the Wellesley Middle School.

At 9:30 p.m. the Moderator declared a short recess. The Meeting was reconvened at 9:43 p.m.

Peter Gubellini, Precinct F, member of the Board of Selectmen, offered the following motion, action on which was

VOTED, unanimously by voice vote, that when this Annual Town Meeting adjourns, it does so until Wednesday, December 8, 2004, at 7:30 p.m. in this same hall. The exact wording of the motion was also displayed on the screen in the hall during the recess.

ARTICLE 8. To see what sum of money the Town will raise and appropriate, or otherwise provide, for the acquisition by purchase, lease or otherwise of modular classrooms, including necessary architectural, engineering, site preparation, furnishing and equipping and any other services connected therewith; to determine whether such sum shall be raised by taxation, borrowing and/or by transfer from available funds; or take any other action relative thereto.

Susan Jablonski, Precinct C, member of the School Committee offered the following motion, action on which was **VOTED by declared 2/3rd majority voice vote**,:

That the sum of \$2,830,000 be appropriated for the acquisition by purchase, lease or otherwise of modular classrooms, including necessary architectural, engineering, and other services, site preparation, furnishing and equipping; that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$2,830,000 under G.L. Chapter 44 or any other enabling authority; and that the Permanent Building Committee is authorized to take any other action necessary to carry out this project.

ARTICLE 9. To see what sum of money the Town will raise and appropriate, or otherwise provide, for architectural, engineering and/or other services for plans and specifications for the reconstruction, remodeling, and/or addition to the Wellesley High School, to accommodate the classroom and/or administrative needs of the School Department and/or other educational needs of the Town; and for the construction, reconstruction, remodeling, rehabilitation and/or modernization of the same; and for other services in connection therewith; to determine whether such sum shall be raised by taxation, borrowing or otherwise; and to authorize the Selectmen to petition the Commonwealth of Massachusetts for a construction grant, if available, under the provisions of M.G.L. 70B as amended by Chapter 210 of the Acts of 2004, or other authority; or take any other action relative thereto.

Anna Sereiko, Precinct A, member of the School Committee offered the following motion:

_____ That the sum of \$610,000 be appropriated for architectural, engineering, and/or other professional services for the reconstruction, remodeling, and/or addition to the Wellesley High School, to accommodate the classroom and/or administrative needs of the

School Department and/or other educational needs of the Town, and for the construction, reconstruction, remodeling, rehabilitation and/or modernization of the same, and for other services in connection therewith; that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$610,000 under G.L. Chapter 44, or G.L. Chapter 70B or any other enabling authority; and that the Permanent Building Committee is authorized to take any other action necessary to carry out this project; and

That the Selectmen are hereby authorized to petition the Commonwealth of Massachusetts for a construction grant, if available, under the provisions of Massachusetts General Laws Chapter 70B, as amended, or any other enabling authority.

After a presentation on the merits of the motion by **Anna Sereiko and Michael Eby**, Chair of the Permanent Building Committee a motion to adjourn was voted and the meeting adjourned.

The Meeting adjourned at 11:00 pm.

Attest:

Kathleen F. Nagle
Town Clerk

CERTIFICATE OF NOTICE
OF ADJOURNED ANNUAL TOWN MEETING
(SEAL)

December 7, 2004
Wellesley, MA

I hereby certify that notice that the Town Meeting would adjourn from December 6, 2004 to December 8, 2004 at 7:30 p.m. at the Wellesley Middle School was posted on the screen in the Hall during the recess of the Meeting on December 7, 2004 and was announced by the Moderator and posted on the screen in the Hall at the recommencement of the Meeting on December 6, 2004. A notice of the adjournment was also posted in the office of the Town Clerk on December 7, 2004.

Attest:

Kathleen F. Nagle
Town Clerk

TOWN CLERK'S RECORD
OF THE
December 6, 2004 SPECIAL TOWN MEETING

(Seal)

December 8, 2004

Wellesley Middle School

December 9, 2004

An adjourned session of the December 6, 2004 Special Town Meeting from December 6, 2004 was held this evening at the Wellesley Middle School Auditorium, 50 Kingsbury Street. The Meeting was called to order by the Moderator, Heather B. Sawitsky, at 7:43 P.M. The Moderator declared a quorum present.

The Meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 191 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the front section of the hall, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did not vote: Christopher Clark, Acting Executive Director of General Government Services; Terrance J. Connolly, Acting Assistant Director of General Government Services; Christopher Ketchen, Budget Project Manager; Terrence Cunningham, Chief of Police and William Brooks, Deputy Chief of Police; Hans Larsen, Chair and Amy Axelrod, Susan Hurwitz, Barbara Jones, Dan Kasper and Pat O'Sullivan, Members of the Advisory Committee; Matt King, PBC member, Kathy Mullaney, Permanent Building Committee Staff; Alex Joel Seeley of SMMA, Roger Gurney, Ryegate Inc., Guests of PBC; Gerry

Murphy, School Committee; Matthew King, Superintendent of Schools; David Fleischman, Assistant Superintendent of Schools, Paul Browne, Ruth Quinn Berdell, Wellesley Public Schools; Joel Slocum, Human Resources Board; Tom Schnorr, Chair WHDC, Robert E. Kenney WHDC, James Alexander, Richard Garaffo, and David L. Goldman WHDC guests; Rachel Lebeaux, Wellesley Townsman.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch assisted by Ed Donahue, Vickie Keiser, Bob White, Jill Nilsen, Pam Kubbins and Paul Criswell.

The Moderator announced the order of articles as follows: Article 9, followed by Articles 3, 4, 5, 6, then 10, 11, 12. If an additional session is needed the meeting will reconvene on Monday December 13, 2004 in this place.

ARTICLE 9 was on the floor at the close of the previous session and discussion was reopened. After extended discussion, the following motion **FAILED by standing counted vote, 116 yes and 68 no, 2/3rd required (yes vote achieved only 63%)**:

That the sum of \$610,000 be appropriated for architectural, engineering, and/or other professional services for the reconstruction, remodeling, and/or addition to the Wellesley High School, to accommodate the classroom and/or administrative needs of the School Department and/or other educational needs of the Town, and for the construction, reconstruction, remodeling, rehabilitation and/or modernization of the same, and for other services in connection therewith; that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$610,000 under G.L. Chapter 44, or G.L. Chapter 70B or any other enabling authority; and that the Permanent Building Committee is authorized to take any other action necessary to carry out this project; and

That the Selectmen are hereby authorized to petition the Commonwealth of Massachusetts for a construction grant, if available, under the provisions of Massachusetts General Laws Chapter 70B, as amended, or any other enabling authority.

The Moderator announced there would be no break.

The Moderator requested that Town Meeting Members pause to recognize the service, since 1950, of Precinct A member, **William Nutting**. Mr. Nutting has announced his intention to retire as a Town Meeting Member at the expiration of his current term in March 2005. The Town Meeting Members rose in a standing tribute.

ARTICLE 3. To see what sum of money the Town will raise and appropriate, or otherwise provide, to the Board of Selectmen for traffic signalization at the intersection of Walnut, River, and Cedar Streets; to determine whether such sum shall be raised by taxation, borrowing and/or by transfer from available funds; or take any other action relative thereto.

Vincent Juliani, Precinct A, Chairman of the Board of Selectmen, offered the following motion, and **Police Chief Terrence Cunningham** gave a presentation in support of the motion, action on which was **VOTED by declared 2/3rd majority voice vote:**

That the sum of \$285,000 be appropriated for traffic signalization improvements at the intersection of Walnut, River, and Cedar Streets and other related improvements, if required; that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$285,000 under G.L. Chapter 44 or any other enabling authority; and that the Board of Selectmen is authorized to take any other action necessary to carry out this project.

ARTICLE 10. To see if the Town will vote to transfer a sum of money appropriated under Article 3 of the Warrant for the November 28, 2000 Special Town Meeting for the construction of an addition to and remodeling, reconstructing and making extraordinary repairs to the Sprague School/Recreation Building, including original equipment and furnishings, on site work, and for the construction and installation of related street, sidewalk and traffic signalization improvements; or take any other action relative thereto.

David Himmelberger, Precinct G, member of the Board of Selectmen, offered the following motion action on which was **VOTED, unanimously:**

That the sum of \$100,000 be transferred from the amount voted under Article 3 Motion 1 of the Warrant for the November 28, 2000 Special Town Meeting from the Board of Selectmen to the Permanent Building Committee.

ARTICLE 11. To see if the Town will vote to amend, rescind, or otherwise affect any action voted under any of the Articles of the Warrant for the 2004 Annual Town Meeting for all purposes, including (a) adjusting the amounts appropriated and/or (b) changing the sources of funding as provided therein, including but not necessarily limited to the following articles in said warrant:

- (a) Article 8 (Appropriations for the Operation of the Several Town Departments)
- (b) Article 23 (Walnut Street Fire Station)

To raise, appropriate or otherwise provide money therefore; or take any other action relative thereto.

(Board of Selectmen)

Vincent Juliani, Precinct A, Chairman of the Board of Selectmen offered the following motion action on which was **VOTED, unanimously by voice vote:**

That the vote taken under Motion 2 of Article 8 of the Warrant for the 2004 Annual Town Meeting be amended by striking "March 1, 2004" and replacing it with "July 1, 2004"

so that said vote shall now read as follows:

That the following appropriations in Article 8 Motion 1 be funded from the following sources:

Available funds on Hand in the Revenue Surplus Account, <i>July 1, 2004</i> for		
	Board of Selectmen Expenses	
155-02	Emergency Medical Services for services rendered prior to July 1, 2004	\$17,500
	Board of Selectmen Capital Outlay	
151-04	Fire Department Capital Outlay	\$39,000
152-04	Police Department Capital Outlay	\$39,271
491-04	Board of Public Works Street and Other Capital Improvements	<u>\$439,229</u>
		\$535,000

Vincent Juliani, Precinct A, Chairman of the Board of Selectmen, offered the following Motion 2, action on which was **VOTED , unanimously by voice vote**:

That the vote taken under Motion 1 of Article 23 of the Warrant for the 2004 Annual Town Meeting be amended by striking “March 1, 2004” and replacing it with “July 1, 2004” so that said vote shall now read as follows:

To appropriate the sum of \$15,000 to the Wellesley Housing Development Corporation for the purpose of preparing a Request for Proposals for the redevelopment of the Walnut Street Fire Station for use as either two units or three units of housing, one of which will be "affordable" in perpetuity ("affordable" housing is defined in the Town of Wellesley Affordable Housing Policy adopted by the 1989 Town Meeting under Article 31 and amended by the 1997 Town Meeting under Article 42); and that said appropriation shall be taken from available funds on hand in the Revenue Surplus Account on *July 1, 2004*.

ARTICLE 12. To see what sum of money the Town will raise and appropriate, or otherwise provide, including transfer from available funds, or borrowing, for the following:

- (a) for the operation of the several Town departments, including capital outlay, maturing debt and interest, and to provide for a Reserve Fund;
- (b) for extraordinary maintenance, special capital projects and other capital outlay items for the several Town departments;
- (c) for such purposes as may be voted contingent upon passage by the voters of referendum questions as authorized by the General Laws Chapter 59, Section 21c (m), as amended;

or take any other action relative thereto.

Vincent Juliani, Precinct A, Chairman of the Board of Selectmen offered the following **Motion 1** action on which was **VOTED , unanimously by voice vote**:

That the sum of \$90,000 be transferred from the amount voted under Article 8 Motion 1 of the Warrant for the 2003 Annual Town Meeting:

From Line 152-01 Personal Services
 To Line 152-02 Expenses

Vincent Juliani, Precinct A, Chairman of the Board of Selectmen offered the following **Motion 2** action on which was **VOTED , by declared voice vote**:

That the following amount be added to the following appropriation voted under Motion 1 of Article 8 of the Warrant for the 2004 Annual Town Meeting:

281-08	Debt Service including payments On maturing Debt and Interest	\$260,000
--------	--	-----------

So that said line item 281-08 shall now read as follows:

281-08	Debt Service including payments	\$5,429,188
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Vincent Juliani, Precinct A, Chairman of the Board of Selectmen offered the following **Motion 3** action on which was **VOTED, by declared voice vote**:

To amend Motion 2 of Article 8 of the Warrant for the 2004 Annual Town Meeting by adding:

281-08	Debt & Interest	\$160,000
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So that said vote shall now read as follows:

That the following appropriations in Article 8 Motion 1 be funded from the following sources:

Available funds on Hand in the Revenue Surplus Account, July 1, 2004 for		
Board of Selectmen Expenses		
155-02	Emergency Medical Services for services rendered prior to July 1, 2004	\$17,500
Board of Selectmen Capital Outlay		
151-04	Fire Department Capital Outlay	\$39,000
152-04	Police Department Capital Outlay	\$39,271
281-08	Debt & Interest	\$160,000
491-04	Board of Public Works Street and Other Capital Improvements	<u>\$439,229</u>
		\$695,000

Peter Gubellini, Precinct F, member of the Board of Selectmen, offered the following motion, action on which was

Voted, unanimously by voice vote, that when this Annual Town Meeting adjourns, it does so until Monday, December 13, 2004, at 7:30 p.m. in this same hall.

The exact wording of the motion was also displayed on the screen.

The Meeting adjourned at 11:10 pm.

Attest:

Kathleen F. Nagle
Town Clerk

CERTIFICATE OF NOTICE
OF ADJOURNED ANNUAL TOWN MEETING
(SEAL)

December 9, 2004
Wellesley, MA

I hereby certify that notice that the Town Meeting would adjourn from December 8, 2004 to December 13, 2004 at 7:30 p.m. at the Wellesley Middle School was posted on the screen in the Hall at the close of the Meeting on December 8, 2004. A notice of the adjournment was also posted in the office of the Town Clerk on December 9, 2004.

Attest:

Kathleen F. Nagle
Town Clerk

TOWN CLERK'S RECORD
OF THE
December 6, 2004 SPECIAL TOWN MEETING

(Seal)

December 13, 2004

Wellesley Middle School

December 14,
2004
An adjourned session of the December 6, 2004 Special Town Meeting from
December 8, 2004 was held this evening at the Wellesley Middle School Auditorium, 50
Kingsbury Street. The Meeting was called to order by the Moderator, Heather B. Sawitsky,
at 7:44 P.M. The Moderator declared a quorum present.

The Meeting was held under the provisions of Chapter 202 of the Acts of 1932 as
amended. The checklist of Town Meeting Members showed there were 185 members
present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of
the Town by occupying the front section of the hall, and were in the charge of a detail of
police. Entrance to the enclosure was through one door, and each Town Meeting Member
was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did
not vote: Christopher Clark, Acting Executive Director of General Government Services;
Terrance J. Connolly, Acting Assistant Director of General Government Services;
Christopher Ketchen, Budget Project Manager; Hans Larsen, Chair and Susan Hurwitz, Dan
Kasper and Pat O'Sullivan, Members of the Advisory Committee; Tom Schnorr, Chair
WHDC, Robert E. Kenney and Betsy Zahniser WHDC, Jacques Abatt, Richard Garaffo and
David L. Goldman of New Boston Ventures, Tony Hsiao, WHDC guests; Joel Slocum, CPC;

Edward Chazen, Frank DeMasi, Planning Board and Rick Brown, Planning Director; Ronald Labidini, Hollis Realty; and Rachel Lebeaux, Wellesley Townsman.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch assisted by Ed Donahue, Christine Olaksen, Bob White, Jill Nilsen, Pam Kubbins and Paul Criswell.

The Moderator announced the order of articles as follows: 4, 5, and 6.

ARTICLE 4. To see if the Town will authorize the Board of Selectmen to sell the Town-owned Walnut Street Fire station property, located at the corner of Walnut and Hunting Streets as shown on a plan entitled “Subdivision of Engine House Lot, Walnut Street, Wellesley, Mass.” by Stephen S. Fader, Town Engineer dated May 14, 1999, a copy of which is on file with the Planning Board and the Town Clerk, subject to the restrictions that said property be redeveloped and converted for use as mixed-income homeownership housing, at least one unit of which must be affordable (as defined in the Town of Wellesley Affordable Housing Policy) and that all renovations to said property comply with historic preservation criteria approved by the Wellesley Historical Commission, such sale to be for such price (which may be nominal and/or which may require the Town to pay for a portion of the redevelopment costs relating to said restrictions); to such buyer who accepts the aforesaid restrictions, and on such other terms and conditions as said Board shall determine; or take any other action relative thereto.

Vincent Juliani, Precinct A, Chairman of the Board of Selectmen, offered and **Tom Schnorr**, Chairman of the Wellesley Housing Development Corporation presented in support of the following **Motion 1**, action on which was **VOTED by standing counted vote 141 yes, 37 no, 2 abstain, thus a 79.2% favorable vote, 2/3 required**:

That pursuant to M.G.L. Chapter 40, §15A, the parcel of land commonly known as the Walnut Street Fire station and numbered 182 Walnut Street and located at the corner of Walnut and Hunting Streets, together with the building thereon, be transferred to the Board of Selectmen for the purpose of selling the same, subject to the restrictions that said property be redeveloped and converted for use as three units of mixed-income homeownership housing, at least one unit of which must be affordable (as defined in the Town of Wellesley Affordable Housing Policy) and that all renovations to said property comply with historic preservation criteria approved by the Wellesley Historical Commission. Said parcel is shown on a plan entitled “Subdivision of Engine House Lot, Walnut Street, Wellesley, Mass.” by Stephen S. Fader, Town Engineer dated May 14, 1999, a copy of which is on file with the Planning Board and the Town Clerk.

Vincent Juliani, Precinct A, Chairman of the Board of Selectmen offered the following **Motion 2**, action on which was **VOTED by declared voice vote**:

That pursuant to M.G.L. Chapter 40, §3, the Board of Selectmen is hereby authorized to sell and convey the parcel of land commonly known as the Walnut Street Fire station and numbered 182 Walnut Street and located at the corner of Walnut and Hunting Streets, together with the building thereon, to New Boston Ventures LLC or its nominee,

subject to the restrictions that said property be redeveloped and converted for use as three units of mixed-income homeownership housing, at least one unit of which must be affordable (as defined in the Town of Wellesley Affordable Housing Policy) and that all renovations to said property comply with historic preservation criteria approved by the Wellesley Historical Commission, for the sum of One Dollar (\$1.00), and on such other terms and conditions as the Board of Selectmen shall deem appropriate consistent with the foregoing; the Board of Selectmen are also hereby authorized to execute and deliver a purchase and sale contract, land disposition agreement, deed and such other documents as the Board of Selectmen deem appropriate to consummate such sale and conveyance. Said parcel is shown on a plan entitled "Subdivision of Engine House Lot, Walnut Street, Wellesley, Mass." by Stephen S. Fader, Town Engineer dated May 14, 1999, a copy of which is on file with the Planning Board and the Town Clerk.

ARTICLE 5. To see if the Town will vote to raise and appropriate or otherwise provide funds to the Wellesley Housing Development Corporation to administer and supervise the sale and redevelopment of the Walnut Street Fire station as mixed-income housing subject to affordability and historic preservation restrictions and to pay for a portion of the redevelopment costs relating to such restrictions; to determine whether such sum shall be raised by taxation, borrowing and/or by transfer from available funds; or take any other action relative thereto.

Katherine Macdonald, Precinct E, member of the Wellesley Housing Development Corporation, offered the following motion action on which was **VOTED by declared voice vote**:

That \$9,616 is hereby appropriated for administration and supervision of the sale and redevelopment of the Walnut Street Fire Station as mixed-income housing subject to affordability and historic preservation restrictions. The funds, to be appropriated to the Wellesley Housing Development Corporation, are to be taken from the balance on hand of the 2004 Annual Town Meeting appropriation to the Wellesley Housing Development Corporation for the purpose of preparing an RFP for the redevelopment of the Fire Station.

ARTICLE 6. To act on the report of the Community Preservation Committee on the fiscal year 2005 community preservation budget and, pursuant to the provisions of General Laws Chapter 44B, to appropriate available funds for the undertaking of community preservation projects, or take any other action relative thereto.

Katherine L. Babson, Jr., Chairman of the Community Preservation Committee offered the following **Motion 1**, action on which was **VOTED by declared voice vote**:

That the following amount, recommended by the Community Preservation Committee, be appropriated from fiscal year 2005 Community Preservation Fund revenues for fiscal year 2005 community preservation purposes: \$35,000 in order to fund a study to assess the feasibility of decking the Tailby Lot to provide community housing, open space and additional parking.

Katherine L. Babson, Jr., Chairman of the Community Preservation Committee offered the following **Motion 2**, action on which was **VOTED unanimously**:

That the vote taken under Motion 1 of Article 12 of the Warrant for the 2004 Annual Town Meeting be amended to authorize the Wellesley Housing Development Corporation to use \$80,000 of its appropriation from Community Preservation Funds to support the development by Charles River Association for Retarded Citizens of four units of affordable housing with supportive services for four unrelated adults with mental retardation capable of living in a group home setting within the existing house at 4 Marshall Road, Wellesley, the funds to be released upon Charles River Association for Retarded Citizens (or its designated affiliate) obtaining title to such house.

Katherine L. Babson, Jr., Chairman of the Community Preservation Committee offered the following **Motion 3**, action on which was **VOTED unanimously**:

That the vote taken under Motion 1 of Article 12 of the Warrant for the 2004 Annual Town Meeting be amended to revise the terms of the \$65,000 appropriation of Community Preservation Funds for Charles River Association of Retarded Citizens to read as follows: "To support the development by Charles River Association for Retarded Citizens of four units of affordable housing with supportive services for four unrelated adults with mental retardation capable of living in a group home setting within the existing house at 4 Marshall Road, Wellesley, the funds to be released upon Charles River Association for Retarded Citizens (or its designated affiliate) obtaining title to such house."

ARTICLE 13. To see how the Town will vote to raise money appropriated under any of the above articles; or take any other action relative thereto.
No motion offered.

Vincent Juliani, Precinct A, Chairman of the Board of Selectmen, offered the following motion, action on which was

Voted, unanimously by voice vote, that this Special Town Meeting be and hereby is dissolved.

The Meeting dissolved at 9:45 p.m.

Attest:

Kathleen F. Nagle
Town Clerk

INDEX – 2005 ANNUAL TOWN MEETING

Meeting Dates
March 28, 2005
March 29, 2005
April 4, 2005
April 5, 2005
April 11, 2005
April 12, 2005

RESOLUTIONS

Richard J. Birch
Ruth B. Humphries
Eleanor McNamara Stimets
R. Arnold Wakelin Jr.

Article Number - Subject

1. Choose Moderator
2. Receive Reports, Act Thereon and Discharge Committees

REVENUE ARTICLES

3. Establish Fees for Public Services and Programs

APPROPRIATIONS – OPERATING AND OUTLAY

4. Acknowledge Receipt of Town Financial Plan
5. Amend Town Bylaw – Job Classifications by Groups
6. Amend Town Bylaw – Salary Plan – Pay Schedule
7. Amend Town Bylaw – Appendix - Classification and Salary Plan
8. Appropriations - Omnibus Budget and Capital
9. Set Salary of Elected Official
10. Appropriation – Municipal Light Plant
11. Appropriation – Water Enterprise Fund
12. Appropriation – Sewer Enterprise Fund
13. Appropriation – Community Preservation Fund

APPROPRIATIONS - SPECIAL CAPITAL PROJECTS

14. Tailby Lot Study Committee
15. Water and Sewer Fund Loan Authorization
16. Appropriation - DPW Facility Improvements
17. Appropriation - DPW Salt/Sand Shed
18. Appropriation - Wellesley High School - Design Plans

AUTHORIZATIONS

19. Land Exchange – 10 Clovelly Road

20. Land Exchange – 12 Marvin Road

GENERAL

21. Accept/Abandon Easements

AMEND ZONING BYLAWS/CITIZENS' PETITION

22. Amend ZBL – Increase Violation Fine
23. Amend ZBL – Covered Stair Landings in Side Yards
24. Amend ZBL – Inclusionary Zoning for Residential Subdivisions
25. Amend ZBL – Non-accessory Use Parking Lots
26. Amend ZBL – Phased Construction for PSI
27. Amend ZBL – Fire Protection and Safety for PSI
28. Amend ZBL – Pedestrian Safety for PSI
29. Amend ZBL – Drainage Review Requirements
30. Amend ZBL – Wellesley Square Commercial District Sub-clause
31. Amend ZBL and Zoning map to create Linden Street Corridor
32. Amend ZBL – 139 Linden Street as Business District
33. Amend ZBL – Accessory Family Dwelling Unit

STREET ACCEPTANCES

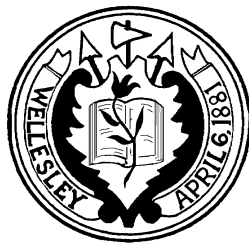
34. Acceptance of Buckingham Terrace
35. Acceptance/Approval of Linden Street Widening

AMEND TOWN BYLAWS

36. Amend TBL – Eliminate Art Commission from 19.7
37. Amend TBL – Include Census in Town Clerk Duties

GENERAL

38. Authorized/Unissued Loans
39. Appropriation – Indemnification of Town Employees
40. Appropriation – Stabilization Fund
41. Appropriation – Expenses Incurred Prior to July 1, 2004
42. Appropriation – Settle Claims
43. Authorization – Disposal of Property
44. Authorization – Appoint Fire Engineer
45. Authorization – Authorize MLP Payment as estimated
46. Raise Money



TOWN CLERK'S RECORD
OF THE 125th ANNUAL TOWN MEETING

March 28, 2005
Wellesley Middle School

March 29, 2005

In pursuance of a Warrant dated January 18, 2005, the duly elected Town Meeting Members proceeded as follows:

The 125th Annual Town Meeting was called to order by the Moderator, Heather B. Sawitsky, at 7:35 P.M. The Moderator declared a quorum present.

Joan Murray, Ecclesia Ministries, offered the invocation.

Representatives of the Wellesley Veterans' Council presented the colors to the meeting.

The Middle School Jazz Band, under the direction of Mr. Henry Platt, played the "Star Spangled Banner".

Vincent Juliani, Jr., led the meeting in a salute to the flag.

The Moderator informed the Town Meeting Members that the General Laws require that all members be sworn to the faithful performance of their duties. Kathleen F. Nagle, Town Clerk, administered the oath to the Town Meeting Members elected at the March 1, 2005 Annual Town Election.

The Town Clerk, Kathleen F. Nagle, read the Officer's Return of the Service of the Warrant. The meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 210 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the front section of the hall, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did not vote: Christopher Clark, Acting Executive Director, General Government Services; Terrance J. Connolly, Acting Assistant Director, General Government Services; Hans Larsen, Chairman, Susan Hurwitz, Barbara Jones, Dan Kaspar, Don McCauley, and Pat O'Sullivan, Advisory Committee; David A.T. Donohue, Board of Public Works, Chairman, Michael Pakstis, Department of Public Works (DPW), Director, Judith Curby, DPW Assistant Director, Stephen S. Fader, DPW Town Engineer, David A. Cohen, DPW, Sr. Management Analyst; Christopher Ketchen, Budget Project Manager, Department of Financial Services; Richard A. DeLorie, Deputy Fire Chief; William Brooks, Deputy Police

Chief; Kevin Rooney, Fire Chief; Susan Adler, Human Resources, Director, Cheryl Daebritz, Human Resources, Staff; Janet Bowser, Natural Resources Commission, Director; Zarah Tzanev, Photographer, Wellesley Townsman; Edward H. Chazen and Frank DeMasi, Planning Board, Richard H. Brown, Planning, Director, Meghan Conlon, Planning, Staff; Terrence Cunningham, Police Chief; Jan Kaseta, Recreation Department, Director; David Kornwicz, Retirement Board; Gerry Murphy, School Committee; Marc Waldman, Treasurer; Janice Coduri, Wellesley Free Library (WFL), Director, Helen Charbonneau, WFL, Asst Director, Elise MacLennan, WFL, Asst Director; Matthew King, Wellesley Public Schools (WPS) Superintendent, Paul Browne, WPS Assistant Business Manager, Ruth Q. Berdell, WPS Business Manager.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch, assisted by Christine Olaksen, Ed Donahue, Pam Kubbins, Kevin Donahue, Irene Flint, and Dot Brown.

The Moderator expressed appreciation to the attendance checkers for the Annual Town Meeting: Paul Carter, George Sarafian, Ralph Bailey, and Harold Fennessey.

The Moderator explained the rules and regulations of the Town Meeting and the power and duties of the Moderator in connection with the conduct of the meeting.

The Moderator announced the dates of the Town Meeting: March 28, 29, April 4, 5, April 11, 12, no meeting April 18, 19 and resume if needed April 25, 26.

The Moderator stated that to her knowledge no motions would be offered under Articles 1, 2, 3, 7, 14, 17, 31, 32, 35, 39, 41, 42, 43 and 46.

The Moderator informed the meeting that unless objections were raised, the meeting would dispense with the reading of the Warrant. No objections were raised and the meeting proceeded.

The Moderator entertained the following resolution offered by Kate Kane-Leach, Precinct D, in memory of the passing of **Richard J. Birch** to wit:

RESOLUTION IN MEMORY OF RICHARD J. BIRCH

WHEREAS: With the death of Richard J. Birch on June 6, 2004, the Town of Wellesley has lost one of the most active civic leaders and hardworking volunteers for the town and its boards.

WHEREAS: Dick lived in Wellesley for 33 years and served as a TMM for most of the years stretching from 1975 to 1999 where after he and his wife Peg moved to New London, New Hampshire. Dick graduated from Harvard Law and studied as an undergraduate at Colgate where he volunteered, up until the time of his death, for his old fraternity. Dick was a very active member of the AMC Cold River Camp where he was on the Volunteer Management Committee. Dick had a great sense of humor and threatened to use the slogan, "It Happens!" when he ran successfully for the Sewer Commission in New London.

WHEREAS: Dick often used his dichotomous nature to fight for the things that he loved. He wrote hundreds of warrant articles for better citizen's access to public information, whereby he addressed issues such as conflict of interest, public comment, and even the price of a copied piece of paper from the Town Clerk's

office. He was tenacious about language being precise and would often correct the “wills” and “shoulds” to “shalls” in our own warrant articles here.

WHEREAS: While on the Board of Public Works, which he also chaired, Dick took on a nasty battle when he proved that the newly built incinerators at the town dump did not meet spec and the town was being defrauded. A bitter court case ensued which Dick weathered successfully.

WHEREAS: For those of us lucky enough to call him a friend we all know the story he liked to tell most often. He met his “wife-to-be” at a Harvard/Wellesley mixer and upon eyeing the beautiful young woman, one day to be, Peg Birch, he had all his friends write their names in her dance card so he could dance with her all night long. During the dancing Dick was yelling to Peg so to be heard over the band when they took an unexpected break and he was heard throughout yelling, “and how many children do you want to have?” They had two and I still remember them walking past my home hand and hand many years later, still with an adolescent twinkle in his eye when looking at her. We remember him as a lover and a fighter.

NOW THEREFORE BE IT RESOLVED that this Town Meeting, acting on behalf of all the citizens of Wellesley, expresses sorrow at Dick’s passing and appreciation for his dedication to the Town and it’s citizens and further that the Town Clerk be instructed to record this RESOLUTION in the minutes of this Town Meeting, and to send copy to his lovely Peg.

The Moderator recognized Nancy Saunders, Precinct A, who offered the following resolution in honor of the passing of **Ruth B. Humphries**, to wit:

RESOLUTION IN MEMORY OF RUTH B. HUMPHRIES

WHEREAS: With the death of Ruth Humphries on February 11, 2005, the Town of Wellesley has lost a valued contributor to the life of our community. She waged a courageous fight against cancer and her illness never stopped her work and volunteering activities.

WHEREAS: Ruth had a deep and abiding love for the Town of Wellesley, which began when she attended Wellesley College, from which she graduated in 1954. Wellesley College had also been the alma mater of her mother class of ’23, her aunt, and her great aunt, class of 1898. In the mid 1960’s Ruth returned to Wellesley with her husband to raise her three children, all of whom graduated from the Wellesley Public Schools.

WHEREAS: Ruth’s service to the town has manifested itself in many ways. Twenty-five years ago she became a Town Meeting member. She also served on the Advisory Committee and in the late 1980’s on the Affordable Housing Committee. She joined the board of the Wellesley Education Foundation 19 years ago soon after its beginning and had a particular talent for recruiting teams for the Wellesley Spelling Bee. She has been on the board and a valued member of the League of Women Voters for many years. Whenever there was a job to do, Ruth would always volunteer.

In addition to her volunteer work Ruth was a highly respected real estate broker, beginning in 1966. She was co-owner and president of Rutledge Properties from 1978 to 1990, and continued as an agent there until her passing. Thus, she knew every corner of our town well.

WHEREAS: Ruth's love of nature and the outdoors and her interest in maintaining the quality of life of her beloved town were integral factors in her life. At home she was an accomplished pianist, particularly enjoying playing 2 piano, 8 hand duets. Her summers were filled with sailing and her family's camp on Lake Champlain. Her sense of humor was valued by all who knew her well.

NOW THEREFORE BE IT RESOLVED that this Town Meeting, acting on behalf of all the citizens of Wellesley, expresses sorrow at Ruth's passing and publicly acknowledges its appreciation for her distinguished public service to the Town, and further that this resolution be made a part of the records of this Town Meeting, and a copy of it sent to Ruth's husband and family.

The Moderator recognized George E. Roman, Precinct C, who offered the following resolution in honor of the passing of **Eleanor McNamara Stimets**, to wit:

RESOLUTION IN MEMORY OF ELEANOR McNAMARA STIMETS

Whereas: Eleanor McNamara Stimets, a long-time resident of Wellesley, passed away on February 9, 2005 in her 94th year. Eleanor was an Honorary Director of the Wellesley Historical Society, and

Whereas: Eleanor moved to Wellesley with her family in 1917, graduated from Wellesley High School in 1927 and Wellesley College in 1931. She grew up on Worcester Street at the corner of Weston Road in the 1824 Dadmun house, a former toll house on the Worcester Turnpike, and

Whereas: Eleanor served the Wellesley community faithfully as a member of the School Committee and the Centennial Committee. She received the Community Center's Wellesley Award in 1990 for her distinguished service, and

Whereas: The McNamara family sold their home in 1974 to the Wellesley Historical Society for one dollar and supported its move to its present location where it is now the Society's Headquarters and Museum, and

Whereas: Eleanor and her husband, Elmer, were active members of the Wellesley Players, New England's oldest community theater, and

Whereas: Eleanor will always be remembered for her generosity and vibrant spirit in sharing with us her love of Wellesley and her deep appreciation of our historical roots.

NOW THEREFORE BE IT RESOLVED, that this Town Meeting, on behalf of the residents of the Town of Wellesley, expresses its deep regret at the passing of Eleanor McNamara Stimets and publicly acknowledges its appreciation for her dedicated service and significant contributions to the life of our Town, and further that the

Town Clerk be instructed to record this Resolution in the minutes of this Meeting, and to transmit copies to the Stimets' family.

The Moderator recognized Vincent Juliani, Jr., Precinct A, who offered the following resolution in honor of the passing of **R. Arnold Wakelin, Jr.**, to wit:

RESOLUTION IN MEMORY OF R.ARNOLD WAKELIN, JR.

WHEREAS: On November 8th, 2004, the Town of Wellesley was saddened by the death of our esteemed Executive Director of General Government, R. Arnold Wakelin, Jr. Arnold made numerous and impressive contributions to the Town of Wellesley and its residents throughout his forty-seven years of service. With his passing, Wellesley lost a dedicated leader and faithful friend.

WHEREAS: In addition to Executive Director, Arnold served as a valued member of the Town's Retirement Board. He was also an active member of the Wellesley Kiwanis Club for over forty years, having served as President and most recently Treasurer. Arnold served our community with a deep sense of commitment and devotion. He earned the regard and heartfelt respect of all who were privileged to know him.

WHEREAS: Arnold gave earnestly of his time to our community and we think of the many citizens who have benefited from his leadership and participation in the Town of Wellesley. His former associates and the citizens of the Town regard his passing as a great loss.

WHEREAS: The thanks of this Meeting and the community are due Arnold Wakelin for the able manner in which he performed his various appointed and volunteer duties. We sincerely regret his passing.

WHEREAS: On behalf of the Citizens of Wellesley, this Resolution is being presented as an opportunity to express the esteem in which we hold him as a faithful and devoted citizen.

NOW THEREFORE BE IT RESOLVED, that this TOWN MEETING, on behalf of the residents and municipal employees of the Town of Wellesley, expresses its deep regret at the passing of R. Arnold Wakelin, Jr. and publicly acknowledges its appreciation for his dedicated service and significant contributions to the citizens of our Town, and further, that the Town Clerk be instructed to record this Resolution in the minutes of this Meeting, and to transmit copies to Mr. Wakelin's family.

Mr. Juliani further announced that as a memorial to Mr. Wakelin the Town Hall driveway will be renamed Wakelin Way at a dedication ceremony on May 20, 2005.

The Town Meeting unanimously adopted the foregoing resolutions and observed a moment of silence.

ARTICLE 1. To choose a Moderator to preside over said meeting.

No motion offered.

ARTICLE 3. To see what action the Town will take to establish new and/or amend current fees or other charges for services and programs provided to the public; or take any other action relative thereto.

No motion offered.

ARTICLE 4. To see if the Town will adopt the Five Year Capital Budget Program as proposed under Town Bylaw 19.5.2. Report of Capital Projects; or take any other action relative thereto.

Vincent Juliani Jr., Precinct A, Chairman of the Board of Selectmen, offered the following motion, that this Town Meeting hereby acknowledges receipt of the Five-Year Capital Budget Program and the Town-Wide Financial Plan required to be presented to the Annual Town Meeting by the Board of Selectmen pursuant to Bylaws 19.5.2.b and 19.16.2.b respectively.

Hans Larsen, Chairman of the Advisory Committee, offered the Advisory Committee comments on the Five-Year Capital Budget and Town Wide Financial Plan.

At 8:50 pm the Moderator declared a recess. The meeting reconvened at 9:20 pm.

Vincent Juliani, Jr., Precinct A, Chairman of the Board of Selectmen, offered the following motion, which was

VOTED, unanimously by voice vote, that when this Annual Town Meeting adjourns, it does so until Tuesday March 29, 2005, at 7:30 p.m. in this same hall.

The exact language of the motion to adjourn was displayed in the screen at the front of the hall.

After extended discussion the Moderator called for action on the main motion which was

VOTED, by declared voice vote, that this Town Meeting hereby acknowledges receipt of the Five-Year Capital Budget Program and the Town-Wide Financial Plan required to be presented to the Annual Town Meeting by the Board of Selectmen pursuant to Bylaws 19.5.2.b and 19.16.2.b respectively.

ARTICLE 2. To receive reports of town officers and committees, including the Annual Town Report, the Report to this Town Meeting of the Advisory Committee, and the Report of the Board of Selectmen on Long Range Planning pursuant to Town Bylaw 19.16, and discharge presently authorized special committees; or take any other action relative thereto.

The reports of the following boards and committees were received and filed with the Town Clerk: Advisory Committee, Community Preservation Committee, Library Trustees,

Planning Board, Recreation Commission, School Committee, and Board of Selectmen's Annual Report for Fiscal Year 2004, and Five Year Town Wide Financial Plan.

Vincent Juliani, Jr., announced the resignation from the Board of Selectmen of Peter Gubellini effective March 25, 2005 due to his relocation from the Town of Wellesley. The Board of Selectmen will report at a later date as to any action they will take to fill the vacant seat on the board.

The Moderator recognized David Kornwicz, member of the Retirement Board, who presented the Board of Selectmen's Retiree Healthcare Liability Funding Update.

The Moderator recognized Harriet Warshaw who presented the Board of Selectmen's Executive Director Position Recruitment Process Report. Mrs. Warshaw announced that the firm of Bennet Yarger Associates has been retained as a search consultant.

It was moved and the meeting voted to adjourn. The meeting adjourned at 10:45 p.m.

Attest:

Kathleen F. Nagle
Town Clerk

CERTIFICATE OF NOTICE
OF ADJOURNED ANNUAL TOWN MEETING



March 29, 2005
Wellesley, MA

I hereby certify that notice that the Town Meeting would adjourn from March 28, 2005 to March 29, 2005 at 7:30 p.m. at the Wellesley Middle School was posted on the screen in the Hall during the recess of the meeting on March 28, 2005 and was announced by the Moderator and posted on the screen in the Hall at the recommencement of the meeting on March 28, 2005. A notice of the adjournment was also posted at the Town Clerk's Office.

Attest:

Kathleen F. Nagle
Town Clerk

TOWN CLERK'S RECORD
OF ADJOURNED SESSION OF 2005 ANNUAL TOWN MEETING



March 29, 2005
Wellesley Middle School

March 30, 2005

An adjourned session of the Annual Town meeting from March 28, 2005 was held this evening at the Wellesley Middle School Auditorium, 50 Kingsbury Street. The Moderator, Heather B. Sawitsky, called the meeting to order at 7:44 P.M. The Moderator declared a quorum present.

The meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 214 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the front section of the hall, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did not vote: The following were seated within this area by permission of the Moderator, but did not vote: Christopher Clark, Acting Executive Director, General Government Services; Terrance J. Connolly, Acting Assistant Director, General Government Services; Hans Larsen, Chairman, Susan Hurwitz, Dan Kaspar, Don McCauley, and Pat O'Sullivan, Advisory Committee; David A.T. Donohue, Board of Public Works, Chairman, Judith Curby, DPW Assistant Director; Michael Pakstis, DPW Director Stephen S. Fader, DPW Town Engineer, David A. Cohen, DPW, Sr. Management Analyst; Gordon Kingsley, Municipal Light Board, Richard A. Joyce, MLP Director; Christopher Ketchen, Budget Project Manager, Department of Financial Services; Richard A. DeLorie, Deputy Fire Chief; William Brooks, Deputy Police Chief; Kevin Rooney, Fire Chief; Janice Trainor-Tellier, Health Department, Director; Susan Adler, Human Resources, Director; Frank DeMasi, Planning Board, Richard H. Brown, Planning, Director, Meghan Conlon, Planning, Staff; Terrence Cunningham, Police Chief; Jan Kaseta, Recreation Department, Director; Gerry Murphy, School Committee; Marc Waldman, Treasurer; Duane Batista, Library Trustee, Janice Coduri, WFL, Director, Elise MacLennan, WFL, Assistant Director; Matthew King, WPS Superintendent, Paul Browne, WPS Assistant Business Manager, Ruth Q. Berdell, WPS Business Manager, David Fleishman WPS, Assistant Superintendent, Dorsey yearly, WPS, Director of Student Services and Rachel Lebeaux, Wellesley Townsman.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch, assisted by Christine Olaksen, Ed Donahue, Pam Kubbins, Kevin Donahue, Irene Flint, and Dot Brown.

On behalf of Town Meeting, the Moderator acknowledged the collaborative efforts of all Town Boards and Committees in preparing the financial reports of the previous evening and commended the work especially of Christopher Clark, Acting Executive

Director of General Government Services, Terry Connolly, Acting Assistant Director of General Government Services and Christopher Ketchen, Budget Project Manager for the Department of Financial Services.

ARTICLE 5. To see if the Town will vote to amend ARTICLE 31 of the Town Bylaws by making changes in Schedule A entitled “Job Classifications by Groups” which constitutes part of said Bylaws; or take any other action relative thereto.

Stephanie Wasser, Precinct C, member of the Human Resources Board offered the following motion, which was

VOTED, unanimously that the Classification Plan established at the 1950 Annual Town Meeting as amended, be further amended as recommended by the Human Resources Board by striking Schedule A, “Job Classification by Groups” and inserting a new Schedule A as follows:

New Classifications

<u>Classification</u>	<u>Department</u>	<u>Job Group</u>
Custodian	SEL/REC	44
Landscape Planner	DPW	56
Engineering Technician	MLP	18

Reclassifications

<u>Classification</u>	<u>Department</u>	<u>From Job Group to Job Group</u>
Library Director	LIB	61 to 62
Park Maintenance Craftsman	DPW	16 to 18

Reclassifications and Title Changes

<u>From Title and Job Group</u>	<u>Department</u>	<u>To Title and Job Group</u>
Assistant Director, Automation and Technology 58	LIB	Assistant Director for Technology 59

Title Changes

<u>From Title</u>	<u>To Title</u>	<u>Department</u>	<u>Job Group</u>
Assistant Director, Administration	Assistant Director for Library Services	LIB	59

Deletions

<u>Title</u>	<u>Department</u>	<u>Job Group</u>
Custodian, Town Hall	SEL	43
Custodian, Recreation	REC	43
Custodian/Utility Person, Police	POL	44

SCHEDULE A
JOB CLASSIFICATIONS BY GROUPS

GROUP 69	
Executive Director of General Government Services	SEL
GROUP 65	
Director, DPW	DPW
Director, Financial Services	DFS
GROUP 63	
Chief of Police	POL
Treasurer/Collector	T&C
GROUP 62	
Fire Chief	FIR
Human Resources Director	HR
Programs Manager/Assistant Director	DPW
Superintendent, Park & Highway	DPW
Town Engineer	DPW
Library Director	LIB
GROUP 61	
Asst. Director of General Government Services	DFS
Deputy Chief of Police	POL
NIS Director	DFS
Superintendent, Water & Sewer Division	DPW
Town Accountant	DFS
GROUP 60	
Chief Assessor	ASR
Deputy Fire Chief	FIR
Director, Community and Public Health Services	HLTH
Director of Recreation	REC
Superintendent/RDF	DPW
GROUP 59	
Assistant Director for Library Services	LIB
Assistant Superintendent, W&S Division	DPW
Assistant Town Engineer	DPW
Capital Campaign Coordinator	LIB
Facilities Maintenance Administrator	SEL
Planning Director	PLAN
Assistant Director for Technology	LIB
GROUP 58	
Assistant NIS Director	NIS
Assistant Superintendent, Highway Division	DPW
Assistant Superintendent - Park & Tree	DPW

Inspector of Buildings	BLDG
Landscape Architect	DPW
Senior Civil Engineer	DPW
Senior Management Analyst	DPW
GROUP 57	
Assistant Director	REC
Assistant Director/Health	HLTH
Deputy Assistant Director, General Govt. Services	SEL
Director of Natural Resources	NRC
GIS Manager	NIS
Network Manager/Webmaster	NIS
Technical Operations Manager	NIS
Youth Director	YC
GROUP 56	
Civil Engineer	DPW
Director of Senior Services	COA
Management Analyst	DPW
Landscape Planner	DPW
GROUP S55	
Fleet Maintenance Supervisor, Highway	DPW
GROUP 55	
Environmental Health Specialist	HLTH
Environmental Protection Specialist/RDF Business Manager	DPW
GIS Administrator	NIS
Local Building Inspector	BLDG
Program Administrator	REC
Senior Engineer	DPW
GROUP S54	
Customer Services Supervisor	MLP
General Foreman, All Divisions	DPW
Overhead Line Foreman	MLP
Supervisor of Accounting	DPW
Underground Line Foreman	MLP
GROUP 54	
Assistant Treasurer/Collector, T&C	DFS
Budget Projects Manager	DFS
Director of Veterans' Services	VET
Horticulturist, Park & Tree Division	DPW
Human Resources Generalist	HR
Inspector of Wires	BLDG
Planner	PLAN
Plumbing & Gas Inspector	BLDG
Retirement Administrator	DFS

Transportation Projects Manager	SEL
GROUP S53	
Coordinator, Light Plant	MLP
Signal Alarm Foreman, Light Plant	MLP
Supervisor, RDF	DPW
GROUP 53	
Analyst/Programmer	NIS
Environmental Education Coordinator	
Health Communication and Services Specialist	NRC
Public Health Nurse	HLTH HLTH
GROUP 52	
Conservation Administrator	NRC
GIS Analyst	DPW
Nutritionist	HLTH
Projects Administrator	PBC
RDF Business Manager	DPW
GROUP 51	
Assistant Administrator	ASR
Assistant Town Clerk	TC
Design Review Administrator	PLAN
Executive Secretary, Director, DPW	DPW
Executive Secretary, Zoning Board of Appeals	ZBA
Health & Social Services Administrator	COA
Microcomputer Coordinator	NIS
Sealer of Weights & Measures/Parking Clerk	SEL
GROUP S50	
Collections Representative	MLP
GROUP 50	
Animal Control Officer/Inspector of Animals	POL
GROUP 49	
Accountant B	DFS
Administrative Secretary	SEL
Elections & Registration Administrator	TC
Senior Intern (temporary)	ALL
GROUP 48	
Head Maintenance Custodian, Town Hall	SEL
Office Assistant, Building	BLDG
Personnel Administrative Assistant	HR
Senior Office Assistant	DPW

GROUP 47	
Accounting Assistant	POL
Administrative Assistant	HLTH
Office Assistant, Electric	MLP
Office Assistant, Engineering	DPW
Office Assistant, Management	DPW
Office Assistant, Park and Highway	DPW
Office Assistant, W&S	DPW
Secretary, DFS	DFS
Secretary, Fire	FIR
Secretary, Library	LIB
Secretary, Police	POL
Secretary, Recreation	REC
Senior Secretary, Selectmen	SEL
Voter Registration Clerk	TC
GROUP 47D	
Dispatcher	POL
GROUP 46	
Accounting Clerk, T&C	DFS
Intern (temporary)	ALL
Office Assistant	SEL
Office Assistant, RDF	DPW
GROUP 45	
Bookkeeping/Accounting Clerk	POL
Office Assistant/Records Clerk, Police	POL
Program Administrator	COA
Secretary (all Departments)	ALL
Secretary, Assessor's	ASR
Secretary, Director's Office	DPW
Secretary, NRC	NRC
Secretary/Technical Assistant	PLAN
GROUP 44	
Clerk	TC
Custodian	SEL/REC
Secretary, Building	BLDG
Secretary, Support	DPW
GROUP 43	
Clerk	ALL
Clerk Typist	TC
Secretary II	REC
Seniors Activities Coordinator	COA
Switchboard Operator/Receptionist	SEL
GROUP 42	
Clerk/Government Services	SEL

Office Clerk	HLTH
Parking Meter Attendant	SEL
 GROUP 41	
Clerk, General	ALL
Night Watchman, Highway	DPW
 GROUP 38	
Senior Customer Service Representative	MLP
 GROUP 35	
Accounts Payable Clerk	DPW
Administrative Clerk	DPW
Bookkeeping/Account Clerk	DPW
Clerk/Engineering	DPW
Customer Service Representative	DPW/MLP
 GROUP 34	
Administrative Clerk	DPW
Communications Clerk/Receptionist	MLP
Credit/Collections Clerk	MLP
 GROUP 33	
Administrative Records Clerk	DPW
Cashier/Records Assistant	MLP
Clerk	DPW
 GROUP 31	
Clerk, General	DPW
 GROUP 21	
Electrician A	MLP
Lead Cablesplicer	MLP
Lead Lineman	MLP
 GROUP 20	
Automotive Mechanic Foreman A, Highway	DPW
Cablesplicer, 1st class	MLP
Chief Substation Operator, Electric	MLP
Construction Craftsman, Highway	DPW
Construction Foreman/Electric	MLP
Engineer A	DPW
Foreman A - All Divisions	DPW
Horticultural Technician	DPW
Lineman, 1st class	MLP
Senior Welder, Highway	DPW
Tree Care Foreman/Park & Tree	DPW

GROUP 19	
Meter & Sign Repair Person, Highway	DPW
Meter/Backflow Prevention Device Coordinator	DPW
GROUP 18	
Automotive Mechanic, Highway	DPW
Foreman B - All Divisions	DPW
Groundskeeping Foreman, Park	DPW
Highway Craftsman	DPW
Lead Baler	DPW
Lead Tree Climber/Park & Tree	DPW
Primary Water Treatment Plant Operator	DPW
Welder, Highway	DPW
Engineering Technician	MLP
Park Maintenance Craftsman	DPW
GROUP 17	
Cablesplicer, 2nd class	MLP
Lineman, 2nd class	MLP
Park Technical Services Craftsman	DPW
Power Shovel Operator, Highway, W&S	DPW
Stockkeeper, Automotive, Highway	DPW
Substation Operator, Electric	MLP
Tractor Trailer Operator	DPW
Tree Climber, Park & Tree	DPW
GROUP 16	
General Mechanic A, W&S	DPW
Groundskeeper, Park & Tree	DPW
Head Custodian	DPW
Heavy Equipment Operator, Highway	DPW
Meter Reader/Stockkeeper	MLP
Secondary Water Treatment Plant Operator	DPW
Stockkeeper, Electric	MLP
Transfer Haul Equip. Operator, RDF	DPW
GROUP 15	
Industrial Equipment Operator, RDF	DPW
Seasonal Park Maintenance/Park & Tree	DPW
Stockkeeper, W&S	DPW
GROUP 14	
Building Maintenance Person, Highway	DPW
Cablesplicer Helper, Electric	MLP
Custodian	DPW
Groundman, Electric	MLP
Medium Equipment Operator, Highway, Park	DPW
Truck Driver A/Laborer, W&S	DPW

GROUP 13 Permit Verifier/Trash Collector, RDF	DPW
GROUP 12 Light Equipment Operator, Highway, Park	DPW
GROUP 11 Laborer - All Divisions	DPW
GROUP L17 Public Services Coordinator	LIB
GROUP L16 Children's Services Supervisor Reference Services Supervisor Technical Services Supervisor	LIB LIB LIB
GROUP L15 Branch Libraries Supervisor Interlibrary Loan Supervisor	LIB LIB
GROUP L14 Reference Librarian - Adult Services Reference Librarian - Audio-Visual Services Reference Librarian - Children's Services Reference Librarian - Periodical Services Reference Librarian - Young Adults' Services	LIB LIB LIB LIB LIB
GROUP L9 Circulation Supervisor	LIB
GROUP L6 Acquisition Assistant Assistant Cataloger Assistant Circulation Supervisor Bookkeeper	LIB LIB LIB LIB
GROUP L4	
GROUP L3 Library Assistant II Library Assistant III	LIB LIB
GROUP L2 Library Assistant I	LIB
GROUP L1 Helper	LIB
GROUP C6	

Head Building Maintenance Person	LIB
GROUP C4 Building Maintenance Person	LIB
GROUP P40 Lieutenant	POL
GROUP P30 Sergeant	POL
GROUP P20 Detective	POL
Prosecuting Officer	POL
Safety Officer	POL
GROUP P18 Police Officer - EMT	POL
GROUP P15 Police Officer - Special	POL
GROUP P10 Police Officer	POL
GROUP F40 Captain	FIR
Captain, Special Services	FIR
GROUP F30 Lieutenant	FIR
GROUP F19 Automotive Mechanic	FIR
GROUP F10 Firefighter	FIR

GENERAL GROUP: This group includes all part-time seasonal, casual, special and other jobs or positions not otherwise classified above, whose job titles shall be as shown on the personnel records of the Human Resources Board.

The rates of pay, as shown in the personnel records of the Human Resources Board, shall continue in effect until otherwise adjusted by the Human Resources Board or by amendment of the Plan.

ARTICLE 6. To see if the Town will vote to amend ARTICLE 31 of the Town Bylaws by making changes in Schedule B entitled “Salary Plan – Pay Schedule” established under Section 31.6, which constitutes part of said Bylaws; to raise and appropriate, or otherwise provide, money therefore; or take any other action relative thereto.

Vincent Juliani, Precinct A, Chairman of the Board of Selectmen, offered the following **Motion 1**, which was

VOTED, unanimously, that the Salary Plan as established at the 1950 Annual Town Meeting as amended, be further amended as recommended by the Human Resources Board by striking the existing Pay Schedules for the DPW/MLP Clerical Unit, AFSCME Local 335; the DPW/MLP Supervisory Unit, AFSCME Local 335; the Wellesley Police Patrolmen's Association; and the Wellesley Police Superior Officers' Association; and inserting the new Pay Schedules as follows:

DPW/MLP CLERICAL UNIT, AFSCME LOCAL 335 – RATE PER HOUR

FY06 (effective July 1, 2005 – 2%)

Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
38	17.34	18.13	19.04	19.80	20.56	21.49
37	16.54	17.26	18.13	18.83	19.57	20.49
36	15.83	16.52	17.30	18.06	18.76	19.46
35	15.20	15.78	16.54	17.26	17.92	18.70
34	14.51	15.03	15.78	16.54	17.09	17.83
33	13.72	14.30	14.90	15.67	16.21	16.95
32	13.04	13.62	14.17	14.83	15.46	16.08
31	12.40	13.04	13.63	14.17	14.77	15.35

DPW/MLP CLERICAL UNIT, AFSCME LOCAL 335 – RATE PER HOUR

FY07 (effective July 1, 2006 – 2 ½%)

Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
38	17.77	18.58	19.52	20.30	21.07	22.03
37	16.95	17.69	18.58	19.30	20.06	21.00
36	16.23	16.93	17.73	18.51	19.23	19.95
35	15.58	16.17	16.95	17.69	18.37	19.17
34	14.87	15.41	16.17	16.95	17.52	18.28
33	14.06	14.66	15.27	16.06	16.62	17.37
32	13.37	13.96	14.52	15.20	15.85	16.48
31	12.71	13.37	13.97	14.52	15.14	15.73

DPW/MLP CLERICAL UNIT, AFSCME LOCAL 335 – RATE PER HOUR

FY08 (effective July 1, 2007 – 2 ¼%)

Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
38	18.17	19.00	19.96	20.76	21.54	22.53
37	17.33	18.09	19.00	19.73	20.51	21.47
36	16.60	17.31	18.13	18.93	19.66	20.40

35	15.93	16.53	17.33	18.09	18.78	19.60
34	15.20	15.76	16.53	17.33	17.91	18.69
33	14.38	14.99	15.61	16.42	16.99	17.76
32	13.67	14.27	14.85	15.54	16.21	16.85
31	13.00	13.67	14.28	14.85	15.48	16.08

DPW/MLP SUPERVISORY UNIT, AFSCME LOCAL 335 - RATE PER WEEK
FY 06 (effective July 1, 2005 – 2%)

Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	
S55	23.93	24.88	25.82	26.73	27.81	28.89	30.22	
S54	22.47	23.35	24.24	25.10	26.11	27.11	28.38	
S53	20.16	21.92	22.76	23.57	24.52	25.46	26.64	
S50	17.46	18.15	18.82	19.52	20.29	21.08	22.04	
Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8
ES54	22.47	23.35	24.24	25.10	26.11	27.11	28.38	30.69

DPW/MLP SUPERVISORY UNIT, AFSCME LOCAL 335 - RATE PER WEEK
FY 07 (effective July 1, 2006 – 2 ½%)

Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	
S55	24.53	25.50	26.47	27.40	28.51	29.61	30.98	
S54	23.03	23.93	24.85	25.73	26.76	27.79	29.09	
S53	20.66	22.47	23.33	24.16	25.13	26.10	27.31	
S50	17.90	18.60	19.29	20.01	20.80	21.61	22.59	
Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8
ES54	23.03	23.93	24.85	25.73	26.76	27.79	29.09	31.46

DPW/MLP SUPERVISORY UNIT, AFSCME LOCAL 335 - RATE PER WEEK
FY 08 (effective July 1, 2007 – 2 ¼%)

Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	
S55	25.08	26.07	27.07	28.02	29.15	30.28	31.68	
S54	23.55	24.47	25.41	26.31	27.36	28.42	29.74	
S53	21.12	22.98	23.85	24.70	25.70	26.69	27.92	
S50	18.30	19.02	19.72	20.46	21.27	22.10	23.10	
Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8
ES54	23.55	24.47	25.41	26.31	27.36	28.42	29.74	32.17

POLICE PATROLMEN'S UNIT - RATE PER WEEK

FY 06 (*effective July 1, 2005 - 1.5%*)

	Step 1	Step 2	Step 3	Step 4
P-10	770.50	815.77	861.23	906.61

POLICE PATROLMEN'S UNIT - RATE PER WEEK

FY 07 (*effective July 1, 2006 - 2.5%*)

	Step 1	Step 2	Step 3	Step 4
P-10	789.76	836.16	882.76	929.28

POLICE PATROLMEN'S UNIT - RATE PER WEEK

FY 08 (*effective July 1, 2007 - 2.25%*)

	Step 1	Step 2	Step 3	Step 4
P-10	807.53	854.97	902.62	950.19

POLICE SUPERIOR OFFICERS UNIT - RATE PER WEEK

FY 06 (*effective July 1, 2005 - 2%*)

P40	1,301.57
P30	1,129.02

POLICE SUPERIOR OFFICERS UNIT - RATE PER WEEK

FY 07 (*effective July 1, 2006 - 2.5%*)

P40	1,334.11
P30	1,157.24

POLICE SUPERIOR OFFICERS UNIT - RATE PER WEEK

FY 08 (*effective July 1, 2007 - 2.25%*)

P40	1,364.13
P30	1,183.28

Stephanie Wasser, Precinct C, member of the Human Resources Board offered the following **Motion 2**, which was:

VOTED, unanimously, that the Salary Plan as established at the 1950 Annual Town Meeting as amended, be further amended effective July 1, 2005, as recommended by the Human Resources Board, by striking the existing pay schedule for the non-bargaining unit, non-management personnel (Job Groups 40-49) and inserting the new schedule as follows:

Salary rates effective as indicated as of July 1, 2005
Reflects 3% increase for steps 1-5; 5% for step 6 over FY 05

Job Group	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
49	627.20	651.35	682.85	711.55	743.05	789.25
	17.92	18.61	19.51	20.33	21.23	22.55
48	600.95	626.15	656.25	687.05	712.60	757.40
	17.17	17.89	18.75	19.63	20.36	21.64
47	575.40	600.95	631.05	656.25	682.85	726.60
	16.44	17.17	18.03	18.75	19.51	20.76
46	554.75	575.40	600.95	626.15	651.35	696.15
	15.85	16.44	17.17	17.89	18.61	19.89
45	529.55	550.20	575.40	600.95	626.15	663.95
	15.13	15.72	16.44	17.17	17.89	18.97
44	504.00	524.65	550.20	575.40	595.70	633.15
	14.40	14.99	15.72	16.44	17.02	18.09
43	479.15	499.80	518.70	544.95	564.55	601.65
	13.69	14.28	14.82	15.57	16.13	17.19
42	453.25	472.85	492.80	518.35	539.35	570.50
	12.95	13.51	14.08	14.81	15.41	16.30
41	432.95	453.95	472.85	492.80	513.80	544.25
	12.37	12.97	13.51	14.08	14.68	15.55

Fire Department
(Mechanic - not in bargaining unit)

Job Group	Step 1	Step 2	Step 3	Step 4
F19	789.36	835.80	882.16	946.66

Stephanie Wasser, Precinct C, member of the Human Resources Board offered the following **Motion 3**, which was:

VOTED, unanimously, that the Salary Plan as established at the 1950 Annual Town Meeting as amended, be further amended effective July 1, 2005, as recommended by the Human Resources Board, by striking the existing pay schedule for the Merit Pay Plan (Job Groups 50-69) and inserting the new schedule as follows:

SCHEDULE B
SALARY PLAN - PAY SCHEDULES

Salary rates effective as indicated as of July 1, 2005

Job Group	Minimum	Midpoint	Maximum
69	106,800	133,500	160,200
68	98,880	123,600	148,320
67	91,680	114,600	137,520
66	84,800	106,000	127,200
65	78,560	98,200	117,840
64	73,360	91,700	110,040
63	68,640	85,800	102,960
62	64,160	80,200	96,240
61	60,000	75,000	90,000
60	56,000	70,000	84,000
59	52,320	65,400	78,480
58	49,040	61,300	73,560
57	45,760	57,200	68,640
56	42,880	53,600	64,320
55	40,000	50,000	60,000
54	38,080	47,600	57,120
53	36,400	45,500	54,600
52	34,480	43,100	51,720
51	32,880	41,100	49,320
50	31,360	39,200	47,040

Network and Information Systems

Job Group	Minimum	Midpoint	Maximum
61	67,840	84,800	101,760
60	63,440	79,300	95,160
59	59,280	74,100	88,920
58	55,360	69,200	83,040
57	51,680	64,600	77,520

56	48,320	60,400	72,480
55	46,000	57,500	69,000
54	43,840	54,800	65,760
53	41,760	52,200	62,640
52	39,760	49,700	59,640
51	37,840	47,300	56,760

Stephanie Wasser, Precinct C, member of the Human Resources Board offered the following **Motion 4**, which was:

VOTED, by declared voice vote, that the sum of \$120,000 be appropriated to the Human Resources Board for the purpose of granting salary increases to employees in Job Groups 50 and above in the classification plan.

ARTICLE 7. To see if the Town will vote to amend ARTICLE 31 of the Town Bylaws by making changes in the appendix to the Classification and Salary Plans established under Sections 31.1 and 31.6 respectively, which constitutes part of said Bylaws; or take any other action relative thereto.

No motion offered.

ARTICLE 8. To see what sum of money the Town will raise and appropriate, or otherwise provide, including transfer from available funds, or borrowing, for the following:

(a) for the operation of the several Town departments, including capital outlay, maturing debt and interest, and to provide for a Reserve Fund;

(b) for extraordinary maintenance, special capital projects and other capital outlay items for the several Town departments;

(c) for such purposes as may be voted contingent upon passage by the voters of referendum questions as authorized by the General Laws Chapter 59, Section 21c (m), as amended;

or take any other action relative thereto.

Vincent Juliani, Precinct A, Chairman of the Board of Selectmen, offered the **first** motion under Article 8:

That the following sums of money be appropriated to the Town boards and officials and for the purposes as hereinafter set forth:

To the Board of Selectmen, for:

110 General, Financial and Maintenance Services	
10-01 Personal Services	\$1,312,155

110-02	Expenses	\$610,887	\$1,923,042
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And it is recommended that the sums be allocated as follows:

111	Executive Director's Office		
111-01	Personal Services	\$546,853	
111-02	Expenses	\$41,325	\$588,178
119	Central Administrative Services		
119-02	Expenses	\$21,000	\$21,000
120	Wellesley Housing Development Corporation		
120-01	Personal Services	\$3,000	
120-02	Expenses	\$500	\$3,500
118	Human Relations Committee		
118-02	Expenses	\$200	\$200
115	Veterans' Observances		
115-02	Expenses	\$2,500	\$2,500
116	Celebrations Committee		
116-02	Expenses	\$0	\$0
123	Network and Information Systems		
123-01	Personal Services	\$370,702	
123-02	Expenses	\$190,827	\$561,529
114	Parking Fine Processing		
114-01	Personal Services	\$22,233	
114-02	Expenses	\$43,600	\$65,833
113	Town Report		
113-02	Expenses	\$5,000	\$5,000
117	Training and Development		
117-02	Expenses	\$1,500	\$1,500
122	Treasurer & Collector		
122-01	Personal Services	\$203,859	
122-02	Expenses	\$124,650	\$328,509
131	Maintenance Services		
131-01	Personal Services	\$168,508	
131-02	Expenses	\$77,035	\$245,543
131	Comprehensive Building Maintenance		
a	Expenses	\$99,750	\$99,750

To the Board of Selectmen, for:

140 Human Services			
140-01 Personal Services		\$186,801	
140-02A Expenses		\$111,413	
140-02B Benefits		\$4,500	\$302,714

Provided, that, of the foregoing appropriation of \$111,413 for expenses, the expenditure of \$86,950 in the aggregate shall be unrestricted and additional amounts not to exceed \$27,000 in the aggregate shall only be expended dollar for dollar to the extent of receipt by the Town of revenue for program and service fees of the Council on Aging.

And it is recommended that the sums be allocated as follows:

141 Council on Aging			
141-01 Personal Services		\$90,250	
141-02 Expenses		\$86,950	\$177,200
142 Fair Housing Committee			
142-02 Expenses		\$475	\$475
143 Veterans' Services			
143-01 Personal Services		\$46,280	
143-02 Expenses		\$2,140	\$48,420
144 Veterans' Benefits			
144-02B Benefits		\$4,500	\$4,500
145 Youth Commission			
145-01 Personal Services		\$50,271	
145-02 Expenses		\$21,848	\$72,119

To the Board of Selectmen, for:

150 Public Safety and			
160 Protective Services			
150-01 Personal Services		\$7,956,214	
150-02 Expenses		\$945,923	\$8,902,137

And it is recommended that the sums be allocated as follows:

161 Building Department			
161-01 Personal Services		\$268,691	
161-02 Expenses		\$19,355	\$288,046
151 Fire Department			
151-01 Personal Services		\$3,595,614	
151-02 Expenses		\$281,160	\$3,876,774
152 Police Department			
152-01 Personal Services		\$3,984,899	
152-02 Expenses		\$638,583	\$4,623,482

162	Sealer of Weights and Measures			
162-01	Personal Services	\$16,826		
162-02	Expenses	\$4,250		\$21,076
153	Special School Police			
153-01	Personal Services	\$90,184		
153-02	Expenses	\$2,575		\$92,759

And further that the fees collected, whenever received, for room rental at the Police Headquarters facility be appropriated to the Police Department for expenses in connection with the rental of rooms.

And further that the fees collected, whenever received, for production of copies in the Building Department be appropriated to the Building Department for expenses in connection with requests for maps and documents.

Selectmen Appointed Committees

To the Historical Commission, for:

173	Historical Commission			
173-02	Expenses	\$250		\$250

To the Historic District Commission, for:

174	Historic District Commission			
174-02	Expenses	\$250		\$250

To the Zoning Board of Appeals, for:

175	Zoning Board of Appeals			
175-01	Personal Services	\$39,794		
175-02	Expenses	\$7,790		\$47,584

Moderator Appointed Committees

To the Advisory Committee, for:

171	Advisory Committee			
171-01	Personal Services	\$3,055		
171-02	Expenses	\$19,000		\$22,055

To the Audit Committee, for:

172	Auditing			
172-02	Expenses	\$62,000		\$62,000

To the Permanent Building Committee, for:

132 Permanent Building Committee			
132-01 Personal Services		\$4,189	
132-02 Expenses		\$7,200	\$11,389

To the Human Resources Board, for:

184 Human Resources Board			
184-01 Personal Services		\$211,732	
184-02 Expenses		\$20,475	\$232,207

Specialized Elected Boards

To the Board of Assessors, for:

181 Assessors			
181-01 Personal Services		\$152,805	
181-02 Expenses		\$129,700	\$282,505

To the Board of Health, for:

182 Board of Health			
182-01 Personal Services		\$268,600	
182-02 Expenses		\$71,779	\$340,379

To the Board of Health, Grant Funds for:

182a-02 Mental Health Services		\$157,808	\$157,808
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Including funding for a program of grants for providing cooperative or complementary facilities to out-patient clinics established in accordance with the provisions of Chapter 19 of the Massachusetts General Laws, in cooperation with the Department of Health and other agencies collaborating with said department and for providing payment for services rendered or to be rendered by such public or private agencies.

To the Natural Resources Commission, for:

183 Natural Resources Commission			
183-01 Personal Services		\$146,552	
183-02 Expenses		\$15,065	\$161,617

Further, that all fees not payable to the Department of Environmental Protection collected under the provisions of Section 40 of Chapter 131 of the General Laws (the Wetlands Protection Act) be appropriated to the Wetlands Protection Committee for carrying out its duties under said act. And further, that funds collected for use of the Town gardens off Oakland Street be appropriated to the Natural Resources Commission for expense costs of said program.

To the Planning Board, for:

185 Planning Board			
185-01 Personal Services	\$140,973		
185-02 Expenses	\$20,325		\$161,298

To the Recreation Commission, for:

186 Recreation Commission			
186-01 Personal Services	\$657,834		
186-02 Expenses	\$564,140		\$1,229,774

Provided that of the foregoing total appropriation of \$1,229,774 the expenditure of \$374,074 in the aggregate shall be unrestricted in order to support administration costs, building maintenance costs, and programs not supported by user fees, and additional amounts not to exceed \$855,700 in the aggregate shall only be expended dollar for dollar to the extent of receipts by the Town of revenues for the 2005 summer day camp and Morse's Pond Programs, whenever received and for other recreation programs and service fees, including receipts from the rental or other use of the Warren Recreation/Health Building received during fiscal year 2006. Further that user fees assessed to user groups to partially offset the costs of maintaining playing fields in the Town of Wellesley that are collected by the Recreation Commission whenever collected shall be expended by the Board of Public Works after consultation with the Recreation Commission and the Natural Resources Commission.

To the Recreation Commission, for:

187 Teen Center Program			
187-02 Expenses	\$7,500		\$7,500

Provided that said sum of \$7,500 shall only be expended dollar for dollar to the extent of receipts by the Town of revenues from or for such program, including from admission fees and the sale of refreshments.

To the Town Clerk, for:

188 Town Clerk/Election & Registration			
188-01 Personal Services	\$218,301		
188-02 Expenses	\$46,850		\$265,151

To the Board of Selectmen, for:

210 Law			
210-02 Legal Services and Expenses	\$259,770		\$259,770

To the Advisory Committee, for:

220 Reserve Fund			
220-02 Expenses	\$175,000		\$175,000

To the Board of Selectmen, for:

262 Risk Management			
262-07 Expenses		\$361,221	\$361,221
240 Employee Group Life/Health Insurance			
240-07 Expenses		\$10,449,000	\$10,449,000
250 Unemployment Compensation			
250-07 Expenses		\$100,000	\$100,000
155 Emergency Medical Services			
155-02 Expenses		\$112,000	\$112,000

To the Contributory Retirement Board, for:

232 Non-Contributory Pensions & Annuities			
232-02 Pensions & Annuities		\$72,853	\$72,853

To the Board of Selectmen, for:

262 Workers Compensation		\$254,132	\$254,132
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And further, that the balance on hand in the Workers' Compensation fund on June 30, 2005 and any interest earnings of the program, are appropriated for expenses related to the Workers' Compensation Program of the Town for Fiscal Year 2006.

131			
131-02b Comprehensive Building Maintenance and Extraordinary Repairs		\$156,500	\$156,500
263 Compensated Absences			
263-01 Personal Services		\$90,000	\$90,000
190 Traffic & Parking Management			
190-01 Personal Services		\$180,982	
190-02 Expenses		\$298,675	
190-04 Capital Outlay		\$131,400	\$611,057

Said \$479,657 operating sum shall be taken from the Parking Meter Receipts Account, and said \$131,400 capital sum shall be taken from funds available in the Parking Meter Receipts Account on March 1, 2005.

To the Town Treasurer and Collector, for:

281-08	Debt Service including payments on maturing Debt and Interest	\$6,487,679	\$6,487,679
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of which \$81,225 shall be taken from the Parking Meter Receipts Account.

And Further:

That the Town appropriate the following sums for libraries to be expended under the direction of the trustees of the Wellesley Free Library, namely:

300 Wellesley Free Library and branches thereof

310-01	Personal Services	\$1,557,885	
	Plus income from the Wellesley Free Library Fund		
310-02	Expenses	\$620,242	\$2,178,127

And further that the fees collected, whenever received, for room rental at the Wellesley Free Library facility be appropriated to the Library for expenses in connection with the rental of rooms.

To the Board of Public Works, for:

400 Operating and Maintenance Services

400-01	Personal Services	\$3,054,081	
400-02	Expenses	\$2,405,227	\$5,459,308

And it is recommended that the sums be allocated as follows:

410 Engineering

410-01	Personal Services	\$438,883	
410-02	Expenses	\$76,115	\$514,998

420 Highway

420-01	Personal Services	\$825,474	
420-02	Expenses	\$333,299	\$1,158,773

430 Park and Tree

430-01	Personal Services	\$827,238	
430-02	Expenses	\$210,259	\$1,037,497

440 Recycling and Disposal

440-01	Personal Services	\$608,327	
440-02	Expenses	\$1,189,688	\$1,798,015

450 Management

450-01	Personal Services	\$257,444	
450-02	Expenses	\$40,096	\$297,540

425 Fleet Maintenance

425-01	Personal Services	\$96,715	
425-02	Expenses	\$49,226	\$145,941

470 Winter Maintenance

470-02	Expenses	\$326,402	\$326,402
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460 Street Lighting Services

460-02	Expenses	\$180,142	\$180,142
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And further:

That the cash on hand in the street opening permit program on June 30, 2005, and receipts of said program during Fiscal Year 2006, including payments from private contractors, private and public utilities including cable television, and programs of the Town's Department of Public Works and others, pursuant to regulations entitled "Work in the Public Way, Rules, Regulations, and Permit Procedures, Wellesley, Massachusetts, 1997" as amended, be appropriated to the Board of Public Works for the costs associated with said program, including extended maintenance costs.

And further:

That the cash on hand in the RDF Baler and Compactors Major Repairs and Replacement Fund on June 30, 2005 be appropriated to the Board of Public Works for major repairs and replacement of the baler and the trash compactors and their attachments at the Recycling and Disposal Facility (major repair being defined as repairs or scheduled maintenance costing more than \$5,000); that any interest earned on the money in this fund shall accrue to this fund; and that expenditures from this fund may be made by the Board of Public Works for major repairs, but expenditures for equipment replacement shall be subject to Town Meeting appropriation.

And further:

That the cash on hand in the Home Composting Bin Fund on June 30, 2005, and receipts of said program during Fiscal Year 2006, including payments from residents for home composting bins, be appropriated to the Board of Public Works for the costs of said program.

And further:

That the Town appropriate the following sum to be expended under the direction of the Municipal Light Board:

491-02	Fire and Traffic Signal Systems	\$82,304	\$82,304
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And further:

That the Town appropriate the following sum which includes funds for non-public school busing to be expended under the direction of the School Committee:

500	Education		\$42,721,441
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And this Town Meeting recommends that said sum be allocated as follows:

510 Instructional

510-01	Personal Services	\$31,339,347	
510-02	Expenses	\$1,286,160	\$32,625,507

520 Administration

520-01	Personal Services	\$772,111	
520-02	Expenses	\$148,490	\$920,601

530 Operations

530-01	Personal Services	\$2,005,894	
530-02	Expenses	\$1,689,790	\$3,695,684
550	Community Services	\$5,000	\$5,000
560	Special Tuition/ Transportation/ Inclusion		
560-01	Personal Services	\$2,514,107	
560-02	Expenses	\$2,960,542	\$5,474,649

And further:

That the following receipts be appropriated to the School Committee for education:

- (A) All receipts from parking fees charged to students at the Senior High School;
- (B) 100% of the fees paid by parents for school transportation services not mandated by the state.

Total Operating FY 2006			\$77,192,373
Maturing Debt and Interest Total			\$6,487,679

That the following sums of money be appropriated to the Town Boards and Officials for extraordinary maintenance, special capital projects and other capital outlay items for the following departments:

School Committee

500-04	Capital Outlay	\$935,699	
	School Committee Subtotal		\$935,699

(To be expended under the direction of the School Committee)

Recreation Commission

186-04	Capital Outlay	\$10,600	
	Recreation Commission Subtotal		\$10,600

(To be expended under the direction of the Recreation Commission)

Planning Board

185-04	Capital Outlay	\$50,000	
	Planning Board Subtotal		\$50,000

(To be expended under the direction of the Planning Board)

Board of Selectmen

131-04	Director's Office Capital Outlay	\$0	
151-04	Fire Department Capital Outlay	\$21,000	
152-04	Police Department Capital Outlay	\$0	
	Board of Selectmen Subtotal		\$21,000

(To be expended under the direction of the Board of Selectmen)

Town Clerk

188-04	Capital Outlay	\$16,000	
	Town Clerk Subtotal		\$16,000

(To be expended under the direction of the Town Clerk)

Natural Resources Commission

183-04	Capital Outlay	\$83,150	
	Natural Resources Commission Subtotal		\$83,150

(To be expended under the direction of the Natural Resources Commission)

Board of Public Works

491-04	Capital Improvements		
	Street and Other Capital Improvements	\$744,000	
492-04	Equipment Capital Outlay	\$380,000	
	Board of Public Works Subtotal		\$1,124,000

(To be expended under the direction of the Board of Public Works)

	MLP Fire & Traffic Signal Systems		\$0
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(To be expended under the direction of the Municipal Light Board)

	Total Capital		\$2,240,449
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Provided that the appropriation of funds from tax levy, excluding maturing debt and interest, under this motion for Fiscal Year 2006 is contingent upon the passage of a referendum question under Paragraph (g) of Section 21C of Chapter 59 of the General Laws, as

amended, authorizing \$2,587,151 of said appropriation to be raised in excess of the Proposition 2 ½ limits.

And further, the following additional services, in addition to those appropriated above, are appropriated contingent upon the passage of a referendum question under Paragraph (g) of Section 21C of Chapter 59 of the General Laws, as amended, authorizing \$3,542,692 of said appropriation to be raised in excess of the Proposition 2 ½ limits:

500	Education			
510	Instructional			
	510-01	Personal Services	\$680,193	
	510-02	Expenses	\$11,795	\$691,988
300	Wellesley Free Library and branches thereof			
	310-01	Personal Services	\$59,917	
	310-02	Expenses	\$6,136	\$66,053
440	Recycling and Disposal			
	440-01	Personal Services	\$85,000	\$85,000
152	Police Department			
	152-01	Personal Services	50,000	\$50,000
151	Fire Department			
	151-01	Personal Services	\$50,000	\$50,000
186	Recreation Commission			
	186-02	Expenses	\$12,500	\$12,500
				\$955,541

Vincent Juliani, Precinct A, Chairman of the Board of Selectmen, spoke in support of the General Government portion of the motion.

Mary Ann Cluggish, Precinct G, Chairman of the Board of Library Trustees, spoke in support of the Library portion of the motion.

The moderator declared a short recess at 8:50 pm. The meeting resumed at 9:15 pm.

Vincent Juliani, Precinct A, offered the following motion, which was

VOTED, unanimously by voice vote, that when this Annual Town Meeting adjourns, it does so until Monday, April 4, 2005, at 7:30 p.m. in this same hall.

The exact wording of the motion to adjourn was displayed on the screen at the front of the hall during the recess.

David A.T. Donohue, Precinct E, Chairman of the Board of Public Works spoke in support of the Department of Public Works portion of the motion.

Suzy Littlefield, Precinct A, Chairman of the School Committee, spoke in support of the Schools portion of the motion.

Hans Larsen, Precinct D, Chairman of the Advisory Committee, offered the advisory recommendation on the motion.

The moderator opened the floor for discussion of Article 8, Motion1. Extended discussion was entertained.

It was moved and the meeting voted to adjourn. The meeting adjourned at 11:00 p.m.

Attest:

Kathleen F. Nagle
Town Clerk

CERTIFICATE OF NOTICE
OF ADJOURNED ANNUAL TOWN MEETING



March 30, 2005
Wellesley, MA

I hereby certify that notice that the Town Meeting would adjourn from March 29, 2005 to April 4, 2005 at 7:30 p.m. at the Wellesley Middle School was posted on the screen in the Hall during the recess of the meeting on March 29, 2005 and was announced by the Moderator and posted on the screen in the Hall at the recommencement of the meeting on March 29, 2005. The notice was also posted in Town Hall at the office of the Town Clerk on March 30, 2005.

Attest:

Kathleen F. Nagle
Town Clerk

TOWN CLERK'S RECORD
OF THE ANNUAL TOWN MEETING



April 4, 2005
Wellesley Middle School

April 5, 2005

An adjourned session of the Annual Town meeting from March 29, 2005 was held this evening at the Wellesley Middle School Auditorium, 50 Kingsbury Street. The Moderator, Heather B. Sawitsky, called the meeting to order at 7:50 P.M. The Moderator declared a quorum present.

The meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 209 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the front section of the hall, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did not vote: Christopher Clark, Acting Executive Director, General Government Services; Terrance J. Connolly, Acting Assistant Director, General Government Services; Hans Larsen, Chairman, Susan Hurwitz, Barbara Jones, Dan Kaspar, Don McCauley, and Pat O'Sullivan, Advisory Committee; Judith Curby, DPW Assistant Director, Stephen S. Fader, DPW Town Engineer, David A. Cohen, DPW, Sr. Management Analyst; Gordon Kingsley, MLP, Chairman, Richard Joyce, MLP, Director, Debra Healy, MLP Staff; Christopher Ketchen, Budget Project Manager, Department of Financial Services; Terrence Cunningham, Police Chief; William Brooks, Deputy Police Chief; Kevin Rooney, Fire Chief; Frank DeMasi, Planning Board, Richard H. Brown, Planning, Director, Meghan Conlon, Planning, Staff; Jan Kaseta, Recreation Department, Director; Janice Trainor-Tellier, Director Health Department; Gerry Murphy, School Committee; Marc Waldman, Treasurer; Duane Batista, Library Trustee, Janice Coduri, WFL, Director, Helen Charbonneau, WFL, Asst Director, Elise MacLennan, WFL, Asst Director; Matthew King, WPS Superintendent, Paul Browne, WPS Assistant Business Manager, Ruth Q. Berdell, WPS Business Manager, David Fleishman, WPS, Assistant Superintendent; Rachel Lebeaux, Wellesley Townsman.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch, assisted by Bob White, Paul Criswell, Ed Donahue, Pam Kubbins, Irene Flint, and Dot Brown.

The Moderator announced that Town Counsel, Albert Robinson, has been taken sick and will not be in attendance for this session. All motions acted upon in this session will be held open for legal review.

The Moderator introduced further discussion on Article 8, Motion 1 by explaining the structure of the vote. The first clause of the motion seeks approval of a line item budget that is contingent on a successful override vote in the amount of \$2.5 million. The second

clause seeks approval for an additional \$995,00 appropriation for specific identified services not contained in the line item budget. The additional appropriation is contingent on the passage of an override vote in the amount of roughly \$3.5 million. The exact form of the override vote is to be determined by the Board of Selectmen.

If neither override question passes, Town Meeting will reconvene to adopt a balanced budget that will be \$2.5 million less than the line item budget currently before Town Meeting. If the \$3.5 million override fails, but the \$2.5 million passes, the specific services identified in addition to the line item budget will not be funded, and no further action of Town Meeting will be required.

The gap lists pertaining to the \$2.5 million override question are not binding, but are good faith representations of the cuts Town boards expect to make in the event the \$2.5 million override question fails. The gap list pertaining to the additional services in the amount of \$955,000 are binding. Under state law, Town Meeting may only authorize a dollar amount for the School Committee, and therefore any vote of Town Meeting delineating the use of school funds is technically a recommendation only. However, the School Committee has voted to cut the services listed under the \$995,000 gap list in the event the \$3.5 million override does not pass, and the School Committee therefore considers this list to be binding.

The Moderator then entertained the following Motions to Amend Article 8, Motion 1:

Tim McMurrich, Precinct B, offered the following **first motion to amend**, action on which:

FAILED, by declared voice vote, that Article 8 Motion 1 be amended by deleting language at the end of the Motion beginning with the words “And further, the following additional services, in addition to those appropriated above” and ending with the amount “\$955,541”, so that the Motion as amended would then end with the words “authorizing \$2,587,151” of said appropriation to be raised in excess of the Proposition 2 ½ limits.”

Douglas Weil, Precinct F, offered the following **second motion to amend**, action on which:

FAILED, by declared voice vote, that Article 8, Motion 1 be amended by adding a new line item as follows, to be placed following “Total Capital”

600	Stabilization Fund	\$50,000
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And that the amounts of the two referendum questions be adjusted accordingly.

Salvatore DeFazio, Precinct F, offered the following **third motion to amend**, which was:

VOTED, by declared voice vote, that Article 8, Motion 1 be amended by adding \$9,700 to line item 116-02, entitled Celebrations Committee Expenses so that said line item shall read \$9,700.

And further, that the Executive Director is requested to change the base override form \$77,192,373 to \$77,202,073.

The Moderator declared a brief recess at 9:00 p.m. The meeting reconvened at 9:30 p.m.

Vincent Juliani, Jr., Precinct A, Chairman of the Board of Selectmen, offered the following motion, which was

VOTED, unanimously by voice vote, that when this Annual Town Meeting adjourns, it does so until Tuesday April 5, 2005, at 7:30 p.m. in this same hall.

The exact language of the motion to adjourn was displayed in the screen at the front of the hall.

Mary E. Rich, Precinct B, offered the following **fourth motion to amend**, action on which

FAILED, by declared voice vote, that line item 500 Education under additional services is reduced by \$471,988 so that the total now reads \$220,000.

After extended discussion the moderator called for the vote on the **amended Article 8 Motion 1** which was

VOTED, by declared voice vote, that the following sums of money be appropriated to the Town boards and officials and for the purposes as hereinafter set forth:

To the Board of Selectmen, for:

110 General, Financial and Maintenance Services			
10-01 Personal Services	\$1,321,855		
110-02 Expenses	\$620,587		\$1,923,042
And it is recommended that the sums be allocated as follows:			
111 Executive Director's Office			
111-01 Personal Services	\$546,853		
111-02 Expenses	\$41,325		\$588,178
119 Central Administrative Services			
119-02 Expenses	\$21,000		\$21,000
120 Wellesley Housing Development Corporation			
120-01 Personal Services	\$3,000		
120-02 Expenses	\$500		\$3,500
118 Human Relations Committee			
118-02 Expenses	\$200		\$200
115 Veterans' Observances			
115-02 Expenses	\$2,500		\$2,500
116 Celebrations Committee			

116-02	Expenses	\$9,700	\$9,700
123	Network and Information Systems		
123-01	Personal Services	\$370,702	
123-02	Expenses	\$190,827	\$561,529
114	Parking Fine Processing		
114-01	Personal Services	\$22,233	
114-02	Expenses	\$43,600	\$65,833
113	Town Report		
113-02	Expenses	\$5,000	\$5,000
117	Training and Development		
117-02	Expenses	\$1,500	\$1,500
122	Treasurer & Collector		
122-01	Personal Services	\$203,859	
122-02	Expenses	\$124,650	\$328,509
131	Maintenance Services		
131-01	Personal Services	\$168,508	
131-02	Expenses	\$77,035	\$245,543
131	Comprehensive Building Maintenance		
a	Expenses	\$99,750	\$99,750

To the Board of Selectmen, for:

140	Human Services		
140-01	Personal Services	\$186,801	
140-02A	Expenses	\$111,413	
140-02B	Benefits	\$4,500	\$302,714

Provided, that, of the foregoing appropriation of \$111,413 for expenses, the expenditure of \$86,950 in the aggregate shall be unrestricted and additional amounts not to exceed \$27,000 in the aggregate shall only be expended dollar for dollar to the extent of receipt by the Town of revenue for program and service fees of the Council on Aging.

And it is recommended that the sums be allocated as follows:

141	Council on Aging		
141-01	Personal Services	\$90,250	
141-02	Expenses	\$86,950	\$177,200
142	Fair Housing Committee		
142-02	Expenses	\$475	\$475
143	Veterans' Services		
143-01	Personal Services	\$46,280	

143-02	Expenses	\$2,140	\$48,420
145	Veterans' Benefits		
144-02B	Benefits	\$4,500	\$4,500
146	Youth Commission		
145-01	Personal Services	\$50,271	
145-02	Expenses	\$21,848	\$72,119

To the Board of Selectmen, for:

150	Public Safety and		
160	Protective Services		
150-01	Personal Services	\$7,956,214	
150-02	Expenses	\$945,923	\$8,902,137

And it is recommended that the sums be allocated as follows:

161	Building Department		
161-01	Personal Services	\$268,691	
161-02	Expenses	\$19,355	\$288,046
151	Fire Department		
151-01	Personal Services	\$3,595,614	
151-02	Expenses	\$281,160	\$3,876,774
152	Police Department		
152-01	Personal Services	\$3,984,899	
152-02	Expenses	\$638,583	\$4,623,482
162	Sealer of Weights and Measures		
162-01	Personal Services	\$16,826	
162-02	Expenses	\$4,250	\$21,076
153	Special School Police		
153-01	Personal Services	\$90,184	
153-02	Expenses	\$2,575	\$92,759

And further that the fees collected, whenever received, for room rental at the Police Headquarters facility be appropriated to the Police Department for expenses in connection with the rental of rooms.

And further that the fees collected, whenever received, for production of copies in the Building Department be appropriated to the Building Department for expenses in connection with requests for maps and documents.

Selectmen Appointed Committees

To the Historical Commission, for:

173 Historical Commission			
173-02 Expenses		\$250	\$250

To the Historic District Commission, for:

174 Historic District Commission			
174-02 Expenses		\$250	\$250

To the Zoning Board of Appeals, for:

175 Zoning Board of Appeals			
175-01 Personal Services		\$39,794	
175-02 Expenses		\$7,790	\$47,584

Moderator Appointed Committees

To the Advisory Committee, for:

171 Advisory Committee			
171-01 Personal Services		\$3,055	
171-02 Expenses		\$19,000	\$22,055

To the Audit Committee, for:

172 Auditing			
172-02 Expenses		\$62,000	\$62,000

To the Permanent Building Committee, for:

132 Permanent Building Committee			
132-01 Personal Services		\$4,189	
132-02 Expenses		\$7,200	\$11,389

To the Human Resources Board, for:

184 Human Resources Board			
184-01 Personal Services		\$211,732	
184-02 Expenses		\$20,475	\$232,207

Specialized Elected Boards

To the Board of Assessors, for:

181 Assessors			
181-01 Personal Services		\$152,805	

181-02	Expenses	\$129,700	\$282,505
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To the Board of Health, for:

182	Board of Health		
182-01	Personal Services	\$268,600	
182-02	Expenses	\$71,779	\$340,379

To the Board of Health, Grant Funds for:

182a-02	Mental Health Services	\$157,808	\$157,808
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Including funding for a program of grants for providing cooperative or complementary facilities to out-patient clinics established in accordance with the provisions of Chapter 19 of the Massachusetts General Laws, in cooperation with the Department of Health and other agencies collaborating with said department and for providing payment for services rendered or to be rendered by such public or private agencies.

To the Natural Resources Commission, for:

183	Natural Resources Commission		
183-01	Personal Services	\$146,552	
183-02	Expenses	\$15,065	\$161,617

Further, that all fees not payable to the Department of Environmental Protection collected under the provisions of Section 40 of Chapter 131 of the General Laws (the Wetlands Protection Act) be appropriated to the Wetlands Protection Committee for carrying out its duties under said act. And further, that funds collected for use of the Town gardens off Oakland Street be appropriated to the Natural Resources Commission for expense costs of said program.

To the Planning Board, for:

185	Planning Board		
185-01	Personal Services	\$140,973	
185-02	Expenses	\$20,325	\$161,298

To the Recreation Commission, for:

186	Recreation Commission		
186-01	Personal Services	\$657,834	
186-02	Expenses	\$564,140	\$1,229,774

Provided that of the foregoing total appropriation of \$1,229,774 the expenditure of \$374,074 in the aggregate shall be unrestricted in order to support administration costs, building maintenance costs, and programs not supported by user fees, and additional amounts not to exceed \$855,700 in the aggregate shall only be expended dollar for dollar to the extent of receipts by the Town of revenues for the 2005 summer day camp and Morse's Pond

Programs, whenever received and for other recreation programs and service fees, including receipts from the rental or other use of the Warren Recreation/Health Building received during fiscal year 2006. Further that user fees assessed to user groups to partially offset the costs of maintaining playing fields in the Town of Wellesley that are collected by the Recreation Commission whenever collected shall be expended by the Board of Public Works after consultation with the Recreation Commission and the Natural Resources Commission.

To the Recreation Commission, for:

187 Teen Center Program			
187-02 Expenses		\$7,500	\$7,500

Provided that said sum of \$7,500 shall only be expended dollar for dollar to the extent of receipts by the Town of revenues from or for such program, including from admission fees and the sale of refreshments.

To the Town Clerk, for:

188 Town Clerk/Election & Registration			
188-01 Personal Services		\$218,301	
188-02 Expenses		\$46,850	\$265,151

To the Board of Selectmen, for:

210 Law			
210-02 Legal Services and Expenses		\$259,770	\$259,770

To the Advisory Committee, for:

220 Reserve Fund			
220-02 Expenses		\$175,000	\$175,000

To the Board of Selectmen, for:

262 Risk Management			
262-07 Expenses		\$361,221	\$361,221

240 Employee Group Life/Health Insurance			
240-07 Expenses		\$10,449,000	\$10,449,000

250 Unemployment Compensation			
250-07 Expenses		\$100,000	\$100,000

155 Emergency Medical Services			
155-02 Expenses		\$112,000	\$112,000

To the Contributory Retirement Board, for:

232 Non-Contributory Pensions & Annuities			
232-02 Pensions & Annuities		\$72,853	\$72,853

To the Board of Selectmen, for:

262 Workers Compensation	\$254,132	\$254,132
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And further, that the balance on hand in the Workers' Compensation fund on June 30, 2005 and any interest earnings of the program, are appropriated for expenses related to the Workers' Compensation Program of the Town for Fiscal Year 2006.

131			
131-02b	Comprehensive Building Maintenance and Extraordinary Repairs	\$156,500	\$156,500
263 Compensated Absences			
263-01	Personal Services	\$90,000	\$90,000
190 Traffic & Parking Management			
190-01	Personal Services	\$180,982	
190-02	Expenses	\$298,675	
190-04	Capital Outlay	\$131,400	\$611,057

Said \$479,657 operating sum shall be taken from the Parking Meter Receipts Account, and said \$131,400 capital sum shall be taken from funds available in the Parking Meter Receipts Account on March 1, 2005.

To the Town Treasurer and Collector, for:

281-08	Debt Service including payments on maturing Debt and Interest	\$6,487,679	\$6,487,679
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of which \$81,225 shall be taken from the Parking Meter Receipts Account.

And Further:

That the Town appropriate the following sums for libraries to be expended under the direction of the trustees of the Wellesley Free Library, namely:

300 Wellesley Free Library and branches thereof			
310-01	Personal Services	\$1,557,885	
	Plus income from the Wellesley Free Library Fund		
310-02	Expenses	\$620,242	\$2,178,127

And further that the fees collected, whenever received, for room rental at the Wellesley Free Library facility be appropriated to the Library for expenses in connection with the rental of rooms.

To the Board of Public Works, for:

400 Operating and Maintenance Services			
400-01 Personal Services	\$3,054,081		
400-02 Expenses	\$2,405,227	\$5,459,308	

And it is recommended that the sums be allocated as follows:

410 Engineering			
410-01 Personal Services	\$438,883		
410-02 Expenses	\$76,115	\$514,998	
420 Highway			
420-01 Personal Services	\$825,474		
420-02 Expenses	\$333,299	\$1,158,773	
430 Park and Tree			
430-01 Personal Services	\$827,238		
430-02 Expenses	\$210,259	\$1,037,497	
440 Recycling and Disposal			
440-01 Personal Services	\$608,327		
440-02 Expenses	\$1,189,688	\$1,798,015	
450 Management			
450-01 Personal Services	\$257,444		
450-02 Expenses	\$40,096	\$297,540	
425 Fleet Maintenance			
425-01 Personal Services	\$96,715		
425-02 Expenses	\$49,226	\$145,941	
470 Winter Maintenance			
470-02 Expenses	\$326,402	\$326,402	
460 Street Lighting Services			
460-02 Expenses	\$180,142	\$180,142	

And further:

That the cash on hand in the street opening permit program on June 30, 2005, and receipts of said program during Fiscal Year 2006, including payments from private contractors, private and public utilities including cable television, and programs of the Town's Department of Public Works and others, pursuant to regulations entitled "Work in the Public Way, Rules, Regulations, and Permit Procedures, Wellesley, Massachusetts, 1997" as amended, be appropriated to the Board of Public Works for the costs associated with said program, including extended maintenance costs.

And further:

That the cash on hand in the RDF Baler and Compactors Major Repairs and Replacement Fund on June 30, 2005 be appropriated to the Board of Public Works for major repairs and replacement of the baler and the trash compactors and their attachments at the Recycling and Disposal Facility (major repair being defined as repairs or scheduled maintenance costing more than \$5,000); that any interest earned on the money in this fund shall accrue to this fund; and that expenditures from this fund may be made by the Board of Public Works for major repairs, but expenditures for equipment replacement shall be subject to Town Meeting appropriation.

And further:

That the cash on hand in the Home Composting Bin Fund on June 30, 2005, and receipts of said program during Fiscal Year 2006, including payments from residents for home composting bins, be appropriated to the Board of Public Works for the costs of said program.

And further:

That the Town appropriate the following sum to be expended under the direction of the Municipal Light Board:

491-02	Fire and Traffic Signal Systems	\$82,304	\$82,304
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And further:

That the Town appropriate the following sum which includes funds for non-public school busing to be expended under the direction of the School Committee:

500	Education		\$42,721,441
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And this Town Meeting recommends that said sum be allocated as follows:

510 Instructional

510-01	Personal Services	\$31,339,347	
510-02	Expenses	\$1,286,160	\$32,625,507

520 Administration

520-01	Personal Services	\$772,111	
520-02	Expenses	\$148,490	\$920,601

530 Operations

530-01	Personal Services	\$2,005,894	
530-02	Expenses	\$1,689,790	\$3,695,684

550 Community Services

\$5,000	\$5,000
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560 Special Tuition/ Transportation/ Inclusion

560-01	Personal Services	\$2,514,107	
560-02	Expenses	\$2,960,542	\$5,474,649

And further:

That the following receipts be appropriated to the School Committee for education:

- (A) All receipts from parking fees charged to students at the Senior High School;
- (B) 100% of the fees paid by parents for school transportation services not mandated by the state.

Total Operating FY 2006	\$77,202,073
Maturing Debt and Interest Total	\$6,487,679

That the following sums of money be appropriated to the Town Boards and Officials for extraordinary maintenance, special capital projects and other capital outlay items for the following departments:

School Committee

500-04	Capital Outlay	\$935,699	
	School Committee Subtotal		\$935,699

(To be expended under the direction of the School Committee)

Recreation Commission

186-04	Capital Outlay	\$10,600	
	Recreation Commission Subtotal		\$10,600

(To be expended under the direction of the Recreation Commission)

Planning Board

185-04	Capital Outlay	\$50,000	
	Planning Board Subtotal		\$50,000

(To be expended under the direction of the Planning Board)

Board of Selectmen

131-04	Director's Office Capital Outlay	\$0	
151-04	Fire Department Capital Outlay	\$21,000	
152-04	Police Department Capital Outlay	\$0	
	Board of Selectmen Subtotal		\$21,000

(To be expended under the direction of the Board of Selectmen)

Town Clerk

188-04	Capital Outlay	\$16,000	
	Town Clerk Subtotal		\$16,000

(To be expended under the direction of the Town Clerk)

Natural Resources Commission

183-04	Capital Outlay	\$83,150	
	Natural Resources Commission Subtotal		\$83,150

(To be expended under the direction of the Natural Resources Commission)

Board of Public Works

491-04	Capital Improvements Street and Other Capital Improvements	\$744,000	
492-04	Equipment Capital Outlay	\$380,000	
	Board of Public Works Subtotal		\$1,124,000

(To be expended under the direction of the Board of Public Works)

	MLP Fire & Traffic Signal Systems		\$0
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(To be expended under the direction of the Municipal Light Board)

	Total Capital		\$2,240,449
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Provided that the appropriation of funds from tax levy, excluding maturing debt and interest, under this motion for Fiscal Year 2006 is contingent upon the passage of a referendum question under Paragraph (g) of Section 21C of Chapter 59 of the General Laws, as amended, authorizing \$2,596,851 of said appropriation to be raised in excess of the Proposition 2 ½ limits.

And further, the following additional services, in addition to those appropriated above, are appropriated contingent upon the passage of a referendum question under Paragraph (g) of Section 21C of Chapter 59 of the General Laws, as amended, authorizing an additional amount of \$955,541 to be raised in excess of Proposition 2 ½ limits, thereby authorizing a total appropriation in excess of the Proposition 2 ½ limits of \$3,552,392:

500 Education

510	Instructional			
510-01	Personal Services		\$680,193	
510-02	Expenses		\$11,795	\$691,988
300	Wellesley Free Library and branches thereof			
310-01	Personal Services		\$59,917	
	310-02 Expenses		\$6,136	
				\$66,053
440	Recycling and Disposal			
440-01	Personal Services		\$85,000	\$85,000
152	Police Department			
152-01	Personal Services		\$50,000	\$50,000
151	Fire Department			
151-01	Personal Services		\$50,000	\$50,000
186	Recreation Commission			
186-02	Expenses		\$12,500	\$12,500
				\$955,541

Vincent Juliani, Precinct A, chairman of the Board of Selectmen offered the following **second motion under Article 8**, which was

VOTED, by declared 2/3 majority voice vote, that the appropriations in Motion 1 identified below be funded from the following sources:

Available Funds on Hand in the Stabilization Fund, March 1, 2005 for

500-04	School Committee Capital Outlay	<u>\$200,000.00</u>	\$200,000.00
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That the following unencumbered balances

For School Technology Program under Article 8 of the 1998 Annual Town Meeting Warrant	\$60,000.00
Walnut Street Fire Station (Design) under Article 8 of the 1998 ATM Warrant	\$12,779.45
Glen Road Sidewalk under Article 9 of the May 2001 STM Warrant	\$76,940.55
For Washington Street/Glen Road Project under Article 16 of the 2000 ATM Warrant	<u>\$38,089.74</u>

be transferred to

500-04	School Committee Capital Outlay	\$187,809.74
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Vincent Juliani, Precinct A, Chairman of the Board of Selectmen, offered the following **third motion under Article 8**, which was

VOTED, unanimously, that the line item accounts identified below, appropriated under motion 1 of Article 8 of the Warrant for the 2004 Annual Town Meeting, be transferred or otherwise amended by:

1. Transferring \$1,200 from 120 Wellesley Housing Development Corporation, 120-02 Expenses to 120-01 Personal Services.
2. Transferring \$4,000 from 300 Wellesley Free Library and branches thereof, 310-01 Personal Services to 310-02 Expenses.
3. Transferring \$20,000 from available funds on hand in the Parking Meter Receipts Account on March 1, 2005 to 190 Traffic and Parking Management, 190-02 Expenses.
4. Transferring \$135,000 from available funds on hand in the Revenue Surplus Account on July 1, 2004 and \$120,000 from 210 Law, 210-02 Legal Services and Expenses, previously appropriated under Article 8 of the Warrant for the 2003 Annual Town Meeting to 240 Employee Group Life/Health Insurance, 240-07 Expenses.
5. Transferring \$25,000 from Available Funds on Hand in the Revenue Surplus Account on July 1, 2004 to 281-08 Debt Service including payments on maturing Debt and Interest.
6. Increasing 186 Recreation Commission, 186-01 Personal Services by \$111,918 to \$658,975 and 186-02 Expenses by \$95,915 to \$518,055. This will be funded by program user fees with said cap increased to \$798,762 and only expended dollar for dollar.

Vincent Juliani, Precinct A, Chairman of the Board of Selectmen then announced that the Board of Selectmen have voted to hold a special election for the purposes of an override on May 10, 2005; that the dedication for Wakelin Way in honor of R. Arnold Wakelin Jr. will be conducted on May 20; that the election to fill the vacant seat on the Board of Selectmen will be held on June 14, 2005.

It was moved and the meeting voted to adjourn. The meeting adjourned at 10:55 pm.

Attest:

Kathleen F. Nagle
Town Clerk

CERTIFICATE OF NOTICE
OF ADJOURNED ANNUAL TOWN MEETING



April 5, 2005
Wellesley, MA

I hereby certify that notice that the Town Meeting would adjourn from April 4, 2005 to April 5, 2005 at 7:30 p.m. at the Wellesley Middle School was posted on the screen in the Hall during the recess of the meeting on April 4, 2005 and was announced by the Moderator and posted on the screen in the Hall at the recommencement of the meeting on April 4, 2005. The notice was also posted in Town Hall at the office of the Town Clerk on April 5, 2005.

Attest:

Kathleen F. Nagle
Town Clerk

TOWN CLERK'S RECORD
OF THE ANNUAL TOWN MEETING



April 5, 2005
Wellesley Middle School

April 6, 2005

An adjourned session of the Annual Town meeting from April 4, 2005 was held this evening at the Wellesley Middle School Auditorium, 50 Kingsbury Street. The Moderator, Heather B. Sawitsky, called the meeting to order at 7:40 P.M. The Moderator declared a quorum present.

The meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 213 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the front section of the hall, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

_____ The following were seated within this area by permission of the Moderator, but did not vote: Christopher Clark, Acting Executive Director, General Government Services; Terrance J. Connolly, Acting Assistant Director, General Government Services; Hans Larsen, Chairman, Susan Hurwitz, Barbara Jones, Don McCauley, and Pat O'Sullivan, Advisory Committee; Mike Pakstis, Director, DPW; Judith Curby, DPW Assistant Director, Stephen S. Fader, DPW Town Engineer, David A. Cohen, DPW, Sr. Management Analyst;

Gordon Kingsley, MLP, Chairman, Richard Joyce, MLP, Director, Debra Healy, MLP Staff; Christopher Ketchen, Budget Project Manager, Department of Financial Services; Frank DeMasi, Planning Board, Richard H. Brown, Planning, Director, Meghan Conlon, Planning, Staff; Gerry Murphy, School Committee; Matthew King, WPS Superintendent, Paul Browne, WPS Assistant Business Manager, Ruth Q. Berdell, WPS Business Manager, David Fleishman, WPS, Assistant Superintendent; Laurel Sparks, Mary Hayes, Jack Sullivan, WHS Facility Advisory Committee; James Broderick, Resident, Guest of NRC; Janet Bowser, NRC, Director; Michael Eby, PBC, Chair, Kathy Mullaney, PBC, Staff.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch, assisted by Bob White, Paul Criswell, Ed Donahue, Pam Kubbins, Christine Kehoe, and Dot Brown.

The Moderator announced that James Goodhue has been appointed temporary Town Counsel for tonight's session.

The Moderator announced that Article 8 and all articles acted upon in the session of April 4 have been reviewed by town counsel and are now closed.

ARTICLE 9. To see what action the Town will take to fix the salary and compensation of all elected officials of the Town as provided by the General Laws Chapter 41, Section 108 as amended; or take any other action relative thereto.

Vincent Juliani, Precinct A, Chairman of the Board of Selectmen, offered the following motion, which was

VOTED, by declared voice vote, that the annual salary of the Town Clerk be fixed at the amount of \$66,438 effective July 1, 2005.

ARTICLE 10. To see what sum of money the Town will raise and appropriate, or otherwise provide, to the Municipal Light Board for the Municipal Light Plant; or take any other action relative thereto.

William Charlton, Precinct B, member of the Board of Public Works, offered, and Gordon Kingsley, Chairman of the Municipal Light Plant Committee spoke in support of the following motion, which was

VOTED, by declared voice vote, that the Municipal Light Plant be authorized to expend the following sums:

<u>Operating Budget*</u>	
Operating Salaries	\$1,208,484
Materials and Services	543,991
Health Insurance	203,000
FICA	11,273
Purchase Power	11,116,503
Transmission	<u>1,760,800</u>
Sub Total	14,844,051
 <u>Capital Outlays</u>	
Salaries	546,788

Services/Materials	1,606,861
Vehicles	280,494
Insurance	136,145
FICA	<u>7,538</u>
Sub Total	2,577,826

Payments That Benefit The Town**

Payment in Lieu of Taxes	1,000,000
Holiday Lights, Banners and Civic Events	40,000
Fiber Optic Network for Town	<u>56,000</u>
Total Benefits to Town	1,096,000

Emergency Contingencies **750,000**

Total Fiscal Year 2006 Budget Request **\$19,267,877**

To be paid for by electric revenues and retained earnings.

* Excludes depreciation expense in the amount of \$1,554,000.

** Town benefits do not include electric rate subsidization for: Municipal buildings (\$114,993); streetlights (\$275,435) and Network and Information support fees (\$114,144).

ARTICLE 11. To see what sum of money the Town will raise and appropriate, or otherwise provide, to the Board of Public Works for the Water Program; or take any other action relative thereto.

Owen H. Dugan, Precinct E, Member of the Board of Public Works offered the following motion, which was

VOTED, unanimously that the sum of \$5,712,153 be appropriated to the Water Enterprise Fund, to be expended as follows:

Salaries	\$ 1,347,365
Expenses	1,811,021
Depreciation	788,000
Capital Outlay	694,300
Debt	430,000
Payment in Lieu of Taxes	88,000
Emergency Reserve	<u>553,467</u>
Total Authorized Use of Funds	\$ 5,712,153

And that \$5,712,153 be raised as follows:

Department Receipts	\$ 4,124,000
Depreciation	788,000
Retained Earnings	<u>800,153</u>
Total Sources of Funds	\$ 5,712,153

ARTICLE 12. To see what sum of money the Town will raise and appropriate, or otherwise provide, to the Board of Public Works for the Sewer Program; or take any other action relative thereto.

Owen H. Dugan, Precinct E, Member of the Board of Public Works offered the following motion, which was

VOTED, unanimously that the sum of \$6,402,718 be appropriated to the Sewer Enterprise Fund, to be expended as follows:

Salaries	\$ 594,243
Expenses	4,487,011
Depreciation	275,000
Capital Outlay	520,000
Debt	73,440
Payment in Lieu of Taxes	37,000
Emergency Reserve	403,218
Budgeted Surplus	<u>12,806</u>
Total Authorized Use of Funds	\$ 6,402,718

And that \$6,402,718 be raised as follows:

Department Receipts	\$ 5,493,000
Depreciation	275,000
Proceeds from Grants and Loans	231,500
Retained Earnings	<u>403,218</u>
Total Sources of Funds	\$ 6,402,718

ARTICLE 13. To act on the report of the Community Preservation Committee on the fiscal year 2006 community preservation budget and pursuant to the provisions of General Laws Chapter 44B to appropriate or reserve for later appropriation monies from Community Preservation Fund annual revenues or available funds for the administrative expenses of the Community Preservation Committee, the payment of debt service, the undertaking of community preservation projects and all other necessary and proper expenses for the year; or take any other action relative thereto.

Sarah Norwood, Precinct C, Chairman of the Community Preservation Committee offered the following motion, which was

VOTED, by declared voice vote, that the following amounts recommended by the Community Preservation Committee, be appropriated or reserved from fiscal year 2006 Community Preservation Fund revenues, unless otherwise specified, for fiscal year 2006 community preservation purposes with each item considered a separate appropriation:

RECOMMENDED AMOUNTS			
	From Prior Year CPA Fund Reserves for:	From Unreserved CPA Funds	Total Recommended
FY06 APROPRIATIONS			
Administration Expenses for the Community Preservation Committee		\$ 50,000	\$ 50,000
APPROPRIATED TO:	194-HISTORIC RESOURCES		
Wellesley Historical Society for preservation of the Dadmun-McNamara House, contingent upon completion of a Historical Preservation Covenant to be held by the Towns.	\$ 32,694		\$ 32,694
Wellesley Historical Commission t pay for consultant services to register two properties on the National Register of Historic Places: Wellesley Hills Library and Fuller Brook Park	\$ 7,450		\$ 7,450
	183-HOUSING		
Wellesley Housing Development Corporation to be used to create affordable housing	\$115,047	\$334,953	\$450,000
	172-OPEN SPACE		
Wellesley Conservation Council to create ten signs to be placed at the Council's Sanctuaries.	\$ 4,400		\$ 4,400
Department of Public Works for the completion of the Elm Park improvements/restoration in Wellesley Hills.	\$ 51,110		\$ 51,110
TOTAL	\$ 210,701	\$384,953	\$595,654

And that the sums equal to the following percentages of said fund collected in Fiscal Year 2005 be reserved for future appropriation for the purposes hereinafter set forth:

10% Open Space

10% for Historic Resources

(None to be reserved for Community Housing as the above appropriation for housing includes the 10%)

Provided any amounts from the foregoing appropriations which are returned as unexpended shall be credited to the reserve or unreserved account(s) from which they were appropriated.

At 9:30 p.m. the Moderator declared a short recess. The meeting reconvened at 9:45 p.m.

Harriet Warshaw, Precinct C, member of the Board of Selectmen, offered the following motion, which was

VOTED, unanimously, that when this Annual Town Meeting adjourns, it does so until Monday April 11, 2005, at 7:30 p.m. in this same hall.

The exact wording of the motion was displayed on the screen in the hall during the recess.

ARTICLE 18. To see what sum of money the Town will raise and appropriate, or otherwise provide, for architectural, engineering and/or other services for plans and specifications for the reconstruction, remodeling, and/or addition to the Wellesley High School, to accommodate the classroom and/or administrative needs of the School Department and/or other educational needs of the Town; and for the construction, reconstruction, remodeling, rehabilitation and/or modernization of the same; and for other services in connection therewith; to determine whether such sum shall be raised by taxation, borrowing or otherwise; and to authorize the Selectmen to petition the Commonwealth of Massachusetts for a construction grant, if available, under the provisions of M.G.L. 70B as amended by Chapter 208 of the Acts of 2004, or other authority; or take any other action relative thereto.

Anna Sereiko, Precinct A, member of the School Committee, offered the following motion, which was

VOTED, by declared voice vote, that the sum of \$136,605 be appropriated for architectural, engineering, and/or other professional services for the reconstruction, remodeling, and/or addition to the Wellesley High School, including a new building at the existing high school site or at a new site, to accommodate the classroom and/or administrative needs of the School Department and/or other educational needs of the Town, and for the construction, reconstruction, remodeling, rehabilitation and/or modernization of the same, and for other services in connection therewith; that the unexpended balance from the appropriation voted under Motion 2 of Article 17 of the Warrant for the 2004 Annual Town Meeting be transferred to fund this appropriation; and that the Permanent Building Committee is authorized to take any other action necessary to carry out this project.

Royall Switzler, Precinct C, challenged the call of the vote. The challenge was not supported by 7 other members and the vote stood as declared by the Moderator.

Royall Switzler gave notice of an intention to move for reconsideration of Article 18 at a subsequent session of the Annual Town Meeting.

ARTICLE 16. To see what sum of money the Town will raise and appropriate, or otherwise provide, to the Board of Public Works, for the cost of engineering services, for plans and specifications, for construction, reconstruction, remodeling, rehabilitation and/or modernization of the electrical systems of the Department of Public Works Park/Highway buildings; to determine whether such sum shall be raised by taxation, through borrowing and/or by transfer from available funds; or take any other action relative thereto.

William Charlton, Precinct B, Member of the Board of Public Works, offered the following motion, which was

VOTED, by declared voice vote, 2/3 required, that the sum of \$100,000 (one hundred thousand dollars) be appropriated to the Permanent Building Committee for the cost of engineering design services, including preparation of bid documents, for construction, reconstruction, remodeling, rehabilitation and/or modernization of the electrical systems of the Department of Public Works Park/Highway Garages; that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$100,000 (one hundred thousand dollars) under Massachusetts General Laws, Chapter 44 as amended or any other enabling authority; and that the Permanent Building Committee is authorized to take all action necessary to carry out this project.

ARTICLE 15. To see what sum of money the Town will raise and appropriate, or otherwise provide, to the Board of Public Works for water and/or sewer line rehabilitation; and for any equipment or services connected therewith; to determine whether such sums shall be raised by taxation, through borrowing and/or by transfer from available funds; or take any other action relative thereto.

William Charlton, Precinct B, Member of the Board of Public Works, offered the following motion, which was

VOTED, unanimously (2/3 required), that \$277,200 (two hundred seventy seven thousand, two hundred dollars) is appropriated for the purpose of financing the construction and reconstruction of sewers and sewerage systems for inflow/infiltration purposes; that to meet this appropriation the Treasurer with the approval of the Board of Selectmen is authorized to borrow \$277,200 (two hundred seventy seven thousand, two hundred dollars) and issue bonds or notes therefore under Chapter 44 of the General Laws; that the Treasurer

with the approval of the Board of Selectmen is authorized to borrow all or a portion of such amount from the Massachusetts Water Resources Authority and in connection therewith to enter into a loan agreement and financial assistance agreement with the Authority; and that the Board of Public Works is authorized to expend all funds available for the project and to take any other action necessary to carry out the project.

It was moved and the meeting voted to adjourn. The meeting adjourned at 10:50 p.m.

Attest:

Kathleen F. Nagle
Town Clerk

CERTIFICATE OF NOTICE
OF ADJOURNED ANNUAL TOWN MEETING



April 6, 2005
Wellesley, MA

I hereby certify that notice that the Town Meeting would adjourn from April 5, 2005 to April 11, 2005 at 7:30 p.m. at the Wellesley Middle School was posted on the screen in the Hall during the recess of the meeting on April 5, 2005 and was announced by the Moderator and posted on the screen in the Hall at the recommencement of the meeting on April 5, 2005. The notice was also posted in Town Hall at the office of the Town Clerk on April 6, 2005.

Attest:

Kathleen F. Nagle
Town Clerk

TOWN CLERK'S RECORD
OF THE ANNUAL TOWN MEETING



April 11, 2005
Wellesley Middle School

April 12, 2005

An adjourned session of the Annual Town meeting from April 5, 2005 was held this evening at the Wellesley Middle School Auditorium, 50 Kingsbury Street. The Moderator, Heather B. Sawitsky, called the meeting to order at 7:40 P.M. The Moderator declared a quorum present.

The meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 205 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the front section of the hall, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did not vote: Christopher Clark, Acting Executive Director, General Government Services; Terrance J. Connolly, Acting Assistant Director, General Government Services; Hans Larsen, Chairman, Susan Hurwitz, Dan Kaspar, Don McCauley, and Pat O'Sullivan, Advisory Committee; David A.T. Donohue, Chairman of the BPW, Mike Pakstis, Director, DPW; Judith Curby, DPW Assistant Director, Stephen S. Fader, DPW Town Engineer, David A. Cohen, DPW, Sr. Management Analyst; Christopher Ketchen, Budget Project Manager, Department of Financial Services; Ed Chazen and Frank DeMasi, Planning Board, Richard H. Brown, Planning, Director, Meghan Conlon, Planning, Staff; Jan Kaseta, Director of Recreation Department; Thomas Schnorr, Wellesley Housing Development Corporation; Gerry Murphy, School Committee; Matthew King, WPS Superintendent, Paul Browne, WPS Assistant Business Manager, Ruth Q. Berdell, WPS Business Manager, David Fleishman, WPS, Assistant Superintendent; Tom Goemaat, Cynthia Westerman, WHS Facility Advisory Committee; James Broderick, and Erik Garpstad, Residents, Guests of NRC; Janet Bowser, NRC, Director; Rachel Lebeaux, Wellesley Townsman.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Kevin Donohue, assisted by Bob White, Paul Criswell, Marijane Tuohy, Pam Kubbins, Christine Kehoe, and Dot Brown.

Royall Switzler, Precinct C, **moved to reconsider Article 18.** The moderator allowed the motion ruling that there may be additional information that might cause a member to change their vote of the previous session. After discussion, the motion to reconsider

FAILED, by declared voice vote and the vote taken under Article 18 during the session of April 5 was sustained.

ARTICLE 14. To see if the Town will vote to raise and appropriate or otherwise provide funds from the General Fund or CPC Fund or both to the Tailby Lot Study Committee for further study of the feasibility of redeveloping the Tailby Lot; or take any other action relative thereto.

No motion offered.

ARTICLE 17. To see what sum of money the Town will raise and appropriate, or otherwise provide, to the Board of Public Works, for the cost of engineering services, for plans and specifications, for construction, reconstruction, remodeling, rehabilitation and/or modernization of a new salt/sand shed and/or the existing salt/sand shed at the Department of Public Works facility; to determine whether such sum shall be raised by taxation, through borrowing and/or by transfer from available funds; or take any other action relative thereto.

No motion offered.

ARTICLE 19. To see if the Town will vote to acquire by exchange, purchase, eminent domain, gift or otherwise, for parkland purposes, a portion of the parcel of land commonly referred to as 19 Clovelly Road now or formerly owned by Mr. Jim and Pamela Broderick containing approximately 2823 square feet, as shown on a plan entitled "Plan of Land at 19 Clovelly Road, Wellesley Massachusetts showing proposed land exchange with the Town of Wellesley", prepared by Jerry Grossman, Land Surveyor, dated December 17, 2004, scale 1" = 40'; a copy of which is on file in the Office of the Town Clerk; in exchange for this acquisition, the Town will convey a portion of parkland on a parcel of land, commonly referred to as the Caroline Brook/Fuller Brook Parkland, now or formerly owned by the Town of Wellesley under the jurisdiction of the Natural Resources Commission containing approximately 2560 square feet as shown on the above referenced plan; the result of this exchange will correct an encroachment of private property onto Town-owned parkland and will allow for a net gain of 256 square feet of Town-owned parkland; or take any action relative thereto.

Joan Gaughan, Precinct E, Chairman of the Natural Resources Commission, offered the **first motion under Article 19**, which was

VOTED, by standing counted vote, 2/3 required, (144 in favor, 52 against, 2 abstain) that pursuant to M.G.L. Chapter 40, § 15A, the parcel of parkland within the Caroline Brook/Fuller Brook Park shown on the plan hereinafter referred to, containing approximately 2,044 square feet of land according to said plan, be transferred to the Board of Selectmen for the purpose of conveying the same to James and Pamela Broderick (Broderick) in exchange for the conveyance to the Town, for parkland purposes, to be held under the jurisdiction of the Natural Resource Commission, of a parcel of land currently owned by Broderick as shown on said plan containing approximately 2,263 square feet of land according to said plan, thus resulting in a net increase of approximately 219 square feet of additional parkland to be owned by the Town. The plan herein referred to being entitled "Plan of Land at 19 Clovelly Road, Wellesley, Massachusetts showing proposed land exchange with the Town of Wellesley" prepared by Frank Iebba, Professional Land Surveyor, Essex Engineering & Survey, dated December 29, 2004, scale 1" = 30', a copy of which is on file in the Office of the Town Clerk.

Joan Gaughan, Precinct E, Chairman of the Natural Resources Commission, offered the **second motion under Article 19**, which was

VOTED, by declared voice vote, 2/3 required, that pursuant to M.G.L. Chapter 40, § 3, the Board of Selectmen is hereby authorized to convey the parcel of parkland within the Caroline Brook/Fuller Brook Park shown on the plan hereinafter referred to, containing approximately 2,044 square feet of land according to said plan, to James and Pamela Broderick (Broderick) in exchange for the conveyance to the Town, for parkland purposes, to be held under the jurisdiction of the Natural Resource Commission, of a parcel of land currently owned by Broderick as shown on said plan containing approximately 2,263 square feet of land according to said plan, thus resulting in a net increase of approximately 219 square feet of additional parkland to be owned by the Town. The plan herein referred to being entitled "Plan of Land at 19 Clovelly Road, Wellesley, Massachusetts showing proposed land exchange with the Town of Wellesley" prepared by Frank Iebba, Professional Land Surveyor, Essex Engineering & Survey, dated December 29, 2004, scale 1"= 30', a copy of which is on file in the Office of the Town Clerk.

Provided, the foregoing conveyance is further authorized by special act of the General Court, the Board of Selectmen being authorized to file a Home Rule Petition seeking such authority.

And provided further, that the Board of Selectmen shall not exercise such authority unless and until the Town has acquired as parkland the parcel currently owned by Broderick and title has been certified by Town Counsel to be good in the Town.

Joan Gaughan, Precinct E, Chairman of the Natural Resources Commission, offered the **third motion under Article 19**, which

FAILED, by standing counted vote, 2/3 required to pass (117 in favor, 79 opposed, 1 abstain, 60% in favor) that the Town vote to acquire by deed, in consideration of the exchange of land described in Motion 1 of this Article, the parcel of land currently owned by James and Pamela Broderick as shown on the plan hereinafter referred to containing approximately 2,263 square feet of land according to said plan; said land to be held as parkland under the jurisdiction of the Natural Resources Commission. This plan herein referred to being entitled "Plan of Land at 19 Clovelly Road, Wellesley, Massachusetts showing proposed land exchange with the Town of Wellesley" prepared by Frank Iebba, Professional Land Surveyor, Essex Engineering & Survey, dated December 29, 2004, scale 1"= 30', a copy of which is on file in the Office of the Town Clerk.

The Moderator ruled that the failure of one motion under Article 19 causes the entire Article to fail.

Joan Gaughan gave notice of an intention to move for reconsideration of Article 19 at a later session of Annual Town Meeting.

At 9:35 p.m. the Moderator declared a short recess. The meeting was reconvened at 9:50 p.m.

Harriet Warshaw, Precinct C, member of the Board of Selectmen, offered the following motion, which was

VOTED, unanimously, that when this Annual Town Meeting adjourns, it does so until Tuesday April 12, 2005, at 7:30 p.m. in this same hall.

The exact wording of the motion was displayed on the screen in the hall during the recess.

ARTICLE 20. To see if the Town will vote to acquire by exchange, purchase, eminent domain, gift or otherwise, for parkland purposes a portion of the parcel of land commonly referred to as 12 Marvin Road now or formerly owned by Dr. Erik Garpestad and Ms. Kathleen Walsh containing approximately 960 square feet, as shown on a plan entitled “Plan of Land at 12 Marvin Road, Wellesley, Massachusetts”, prepared by Everett M. Brooks Co., dated October 26, 2004, scale 1” = 20’; a copy of which is on file in the Office of the Town Clerk; in exchange for this acquisition, the Town will convey a portion of Town-owned parkland on a portion of the parcel of land commonly referred to as the Fuller Brook Park, now or formerly owned by the Town of Wellesley under the jurisdiction of the Natural Resources Commission containing approximately 923 square feet as shown on the above referenced plan; the result of this exchange will correct an encroachment of private property onto Town-owned parkland and will allow for a net gain of 37 square feet of Town-owned parkland; the Natural Resources Commission hereby grants an easement for a private storm drain connection on Town-owned parkland to the owner of 12 Marvin Road; or take any action relative thereto.

Joan Gaughan, Precinct E, Chairman of the Natural Resources Commission, offered the **first motion under Article 20**, which was

VOTED, unanimously that pursuant to M.G.L. Chapter 40, § 15A, the parcel of parkland within the Fuller Brook Park shown on the plan hereinafter referred to, containing approximately 923 square feet of land according to said plan, be transferred to the Board of Selectmen for the purpose of conveying the same to Erik Garpestad and Kathleen E. Walsh (Garpestad and Walsh) in exchange for the conveyance to the Town, for parkland purposes, to be held under the jurisdiction of the Natural Resource Commission, of a parcel of land currently owned by Garpestad and Walsh as shown on said plan containing approximately 960 square feet of land according to said plan, thus resulting in a net increase of approximately 37 square feet of additional parkland to be owned by the Town. The plan herein referred to being entitled “Plan of Land in Wellesley, MA, 12 Marvin Road” prepared by Bruce Bradford, Professional Land Surveyor, Everett M. Brooks Co., dated February 9, 2005, scale 1”= 20’, a copy of which is on file in the Office of the Town Clerk.

Joan Gaughan, Precinct E, Chairman of the Natural Resources Commission, offered the **second motion under Article 20**, which was

VOTED, unanimously, that pursuant to M.G.L. Chapter 40, § 3, the Board of Selectmen is hereby authorized to convey the parcel of parkland within the Fuller Brook Park shown on the plan hereinafter referred to, containing approximately 923 square feet of land according to said plan, to Erik Garpestad and Kathleen E. Walsh (Garpestad and Walsh) in exchange for the conveyance to the Town, for parkland purposes, to be held under the jurisdiction of the Natural Resource Commission, of a parcel of land currently owned by Garpestad and Walsh as shown on said plan containing approximately 960 square feet of land according to said plan, thus resulting in a net increase of approximately 37 square feet of additional parkland to be owned by the Town. The plan herein referred to being entitled

“Plan of Land in Wellesley, MA, 12 Marvin Road” prepared by Bruce Bradford, Professional Land Surveyor, Everett M. Brooks Co., dated February 9, 2005, scale 1”= 20’, a copy of which is on file in the Office of the Town Clerk.

The Board of Selectmen is also authorized to grant an easement to the owner of 12 Marvin Road to allow a storm drainage pipe to pass through town owned parkland as shown on the above referenced plan.

Provided, the foregoing conveyance is further authorized by special act of the General Court, the Board of Selectmen being authorized to file a Home Rule Petition seeking such authority.

And provided further, that the Board of Selectmen shall not exercise such authority unless and until the Town has acquired as parkland the parcel currently owned by Garpestad and Walsh and title has been certified by Town Counsel to be good in the Town.

Joan Gaughan, Precinct E, Chairman of the Natural Resources Commission, offered the **third motion under Article 20**, which was

VOTED, unanimously, that the Town vote to acquire by deed, in consideration of the exchange of land described in Motion 1 of this Article, the parcel of land currently owned by Erik Garpestad and Kathleen E. Walsh as shown on the plan hereinafter referred to containing approximately 960 square feet of land according to said plan; said land to be held as parkland under the jurisdiction of the Natural Resources Commission. This plan herein referred to being entitled “Plan of Land in Wellesley, MA, 12 Marvin Road” prepared by Bruce Bradford, Professional Land Surveyor, Everett M. Brooks Co., dated February 9, 2005, scale 1”= 20’, a copy of which is on file in the Office of the Town Clerk.

ARTICLE 21. To see if the Town will vote to grant, accept and/or abandon one or more easements, including but not limited to utility and drainage easements, at one or more locations in the Town; or take any other action relative thereto.

William Charlton, Precinct B, member of the Board of Public Works, offered the following motion, which was

VOTED, unanimously, that the Town hereby accepts, and abandons, as the case may be, the utility and electric, roadway and vault easements identified on the document entitled “Recorded Easements to be Accepted or Abandoned at the 2005 Annual Town Meeting under Warrant Article 21”, dated March 22, 2005, a copy of said document being on file in the Office of the Town Clerk.

ARTICLE 22. To see if the Town will vote to amend the Zoning Bylaw to increase the fine for zoning violations from \$100 to \$300 dollars by amending the Zoning Bylaw SECTION XXIII. ENFORCEMENT AND PENALTIES. part H. by striking the words “one hundred (\$100) dollars” and inserting the words “three hundred (\$300) dollars” so that part H. will read substantially as follows:

H. Whoever violates any provision of this Zoning Bylaw or any of the conditions under which a permit is issued by the Inspector of Buildings or permission is granted by the Permit Granting Authority or special permit Granting

Authority, or any decision rendered by the Permit Granting Authority under the provisions of this Zoning Bylaw, shall be liable to a fine of not more than three hundred (\$300) dollars for each day such violation continues. The Inspector of Buildings is authorized to allow a reasonable period of time, not to exceed ten (10) days, for correction of a zoning violation prior to issuing a citation; however, this period of time may be extended for up to thirty (30) additional days if the Inspector of Buildings determines that the purpose and intent of the Zoning Bylaw would be served by so doing.

or take any other action relative thereto.

Thomas Frisardi, Precinct E, Chairman of the Planning Board, offered and Ed Chazen, member of the Planning Board spoke in support of the following motion, which was

VOTED, unanimously, 2/3 required, that the Zoning Bylaw SECTION XXIII. ENFORCEMENT AND PENALTIES. part H. be amended by striking the words “one hundred (\$100) dollars” and inserting the words “three hundred (\$300) dollars” so that part H. will read as follows:

- H. Whoever violates any provision of this Zoning Bylaw or any of the conditions under which a permit is issued by the Inspector of Buildings or permission is granted by the Permit Granting Authority or special permit Granting Authority, or any decision rendered by the Permit Granting Authority under the provisions of this Zoning Bylaw, shall be liable to a fine of not more than three hundred (\$300) dollars for each day such violation continues. The Inspector of Buildings is authorized to allow a reasonable period of time, not to exceed ten (10) days, for correction of a zoning violation prior to issuing a citation; however, this period of time may be extended for up to thirty (30) additional days if the Inspector of Buildings determines that the purpose and intent of the Zoning Bylaw would be served by so doing.

ARTICLE 23. To see if the Town will vote to amend the Zoning Bylaw SECTION XIX. YARD REGULATIONS. A. DEFINITIONS. to allow unenclosed covered stair landings in the required side yard setback by adding to the definition of Side Yard the words “unenclosed, covered or uncovered” immediately preceding the words “stair landing” so that the definition of Side Yard will read substantially as follows:

Side Yard - An area, on the same lot with the building, measured from the side line of the lot to the building, extending from the front yard to the rear yard, and unoccupied above ground level except by covered basement entrances not over four feet in height and not over 35 square feet in area, bay windows that do not have a foundation and do not extend more than two feet from the wall of the building, uncovered steps, eaves projecting not more than 2 feet from the wall of the building, attached chimneys projecting not more than 2 feet from the wall of the building and unenclosed, covered or uncovered stair landings not over 25 square feet in area.

or take any other action relative thereto.

Thomas Frisardi, Precinct E, Chairman of the Planning Board, offered and Ed Chazen, member of the Planning Board spoke in support of the following motion, which was

VOTED, unanimously, 2/3 required, that the Zoning Bylaw SECTION XIX. YARD REGULATIONS. A. DEFINITIONS. be amended by adding to the definition of Side Yard the words “unenclosed, covered or uncovered” immediately preceding the words “stair landings” so that the definition of Side Yard will read as follows:

Side Yard - An area, on the same lot with the building, measured from the side line of the lot to the building, extending from the front yard to the rear yard, and unoccupied above ground level except by covered basement entrances not over four feet in height and not over 35 square feet in area, bay windows that do not have a foundation and do not extend more than two feet from the wall of the building, uncovered steps, eaves projecting not more than 2 feet from the wall of the building, attached chimneys projecting not more than 2 feet from the wall of the building and unenclosed, covered or uncovered stair landings not over 25 square feet in area.

ARTICLE 24. To see if the Town will vote to require a portion of dwelling units in residential subdivisions to be made available as affordable units by adding to SECTION XVIB. INCLUSIONARY ZONING. part B. Applicability. language to read substantially as follows:

and to single family residential subdivisions on sites having a development potential under current zoning of five or more lots.

so that part B. Applicability will read substantially as follows:

B. Applicability

The provisions of this section shall apply to all projects requiring approval as Projects of Significant Impact under SECTION XVIA. SITE PLAN APPROVAL in BUSINESS DISTRICTS, BUSINESS DISTRICTS A, INDUSTRIAL DISTRICTS, INDUSTRIAL DISTRICTS A, and WELLESLEY SQUARE COMMERCIAL DISTRICT and to single family residential subdivisions on sites having a development potential under current zoning of five or more lots.

and by adding to SECTION II. SINGLE RESIDENCE DISTRICTS a new clause C. INCLUSIONARY ZONING to read substantially as follows:

C. INCLUSIONARY ZONING: The provisions of SECTION XVIB. INCLUSIONARY ZONING shall apply.

or take any other action relative thereto.

Sue Wright, Precinct A, Member of the Planning Board, offered the following motion, which was

VOTED, by declared voice vote, 2/3 required, that the Zoning Bylaw be amended by adding to SECTION XVIB. INCLUSIONARY ZONING. part B. Applicability. language to read as follows:

and to single family residential subdivisions on sites having a development potential under current zoning of five or more lots.

so that part B. Applicability will read as follows:

B. Applicability

The provisions of this section shall apply to all projects requiring approval as Projects of Significant Impact under SECTION XVIA. SITE PLAN APPROVAL in BUSINESS DISTRICTS, BUSINESS DISTRICTS A, INDUSTRIAL DISTRICTS, INDUSTRIAL DISTRICTS A, and WELLESLEY SQUARE COMMERCIAL DISTRICT and to single family residential subdivisions on sites having a development potential under current zoning of five or more lots.

and by adding to SECTION II. SINGLE RESIDENCE DISTRICTS a new clause C. INCLUSIONARY ZONING to read as follows:

C. INCLUSIONARY ZONING: The provisions of SECTION XVIB. INCLUSIONARY ZONING shall apply.

It was moved and the meeting voted to adjourn. The meeting adjourned at 10:40 p.m.

Attest:

Kathleen F. Nagle
Town Clerk

CERTIFICATE OF NOTICE
OF ADJOURNED ANNUAL TOWN MEETING



April 12, 2005
Wellesley, MA

I hereby certify that notice that the Town Meeting would adjourn from April 11, 2005 to April 12, 2005 at 7:30 p.m. at the Wellesley Middle School was posted on the screen in the Hall during the recess of the meeting on April 11, 2005 and was announced by the Moderator and posted on the screen in the Hall at the commencement of the meeting on April 11, 2005. The notice was also posted in Town Hall at the office of the Town Clerk on April 12, 2005.

Attest:

Kathleen F. Nagle
Town Clerk

TOWN CLERK'S RECORD
OF THE ANNUAL TOWN MEETING



April 12, 2005
Wellesley Middle School

April 13, 2005

An adjourned session of the Annual Town meeting from April 11, 2005 was held this evening at the Wellesley Middle School Auditorium, 50 Kingsbury Street. The Moderator, Heather B. Sawitsky, called the meeting to order at 7:45 P.M. The Moderator declared a quorum present.

The meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 184 members present. Only 121 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the front section of the hall, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did not vote: Christopher Clark, Acting Executive Director, General Government Services; Terrance J. Connolly, Acting Assistant Director, General Government Services; Hans Larsen, Chairman, Susan Hurwitz, Don McCauley, and Pat O'Sullivan, Advisory Committee; Christopher Ketchen, Budget Project Manager, Department of Financial Services; Frank DeMasi, Planning Board, Richard H. Brown, Planning, Director, Meghan Conlon, Planning, Staff; Kevin Rooney, Fire Chief.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jackie Hatch; Assistant Tellers for this session are Bob White, Paul Criswell, Ed Donohue, Christine Olaksen, Marijane Tuohy, and Dot Brown.

The Moderator asked the Town Meeting to acknowledge the contribution of Town Meeting Member, **Douglas Weil**, Precinct F, who has been a long time member of this body and will be moving from Wellesley after the conclusion of this Annual Town Meeting.

The Moderator also expressed the appreciation of the Town Meeting for the counsel and service of the members of Advisory Committee, especially those who are senior members and will be finishing their terms this year.

The Moderator announced that there will be no motion to reconsider Article 19 and the article is closed.

ARTICLE 25. To see if the Town will vote to amend the Zoning Bylaw to reduce parking congestion and encourage shared parking by adopting regulations to establish a conditional special permit provision to allow, off-street parking as a non-accessory use;

by adding a definition of “Accessory Use” to SECTION IA. DEFINITIONS. to read substantially as follows:

Accessory Use – A use incidental to and customarily associated with a specific principal use, located on the same lot or parcel.

by re-lettering SECTION II. SINGLE RESIDENCE DISTRICTS., A., 8., clause j. as clause k. and by adding a new clause j. to read substantially as follows:

- j. Off-street parking as a non-accessory use subject to the following criteria:
- (i). The non-accessory use parking shall not cause a significant disturbance or disruption of any residential neighborhood, in terms of safety, noise, traffic, appearance, or noxious odors;
 - (ii) The non-accessory use parking shall not cause there to be fewer than the number of parking spaces available for accessory use parking as are required under SECTION XXI., OFF STREET PARKING. Part D. REGULATIONS AND RESTRICTIONS., Subpart 2. REQUIRED PARKING.;
 - (iii) There shall be no reduction in area devoted to landscaping and screening as required by SECTION XXI. OFF-STREET PARKING., Part D., Subpart 3. DEVELOPMENT STANDARDS;
 - (iv) The non-accessory use parking will not detract from the use of the parking lot for the accessory use; and
 - (v) Special Permits issued under this paragraph shall be subject to annual renewal.

or take any other action relative thereto.

Rose Mary Donahue, Precinct E, member of the Planning Board offered the following motion, which was

VOTED, unanimously, 2/3 required, that the Zoning Bylaw be amended

by adding a definition of “Accessory Use” to SECTION IA. DEFINITIONS. to read as follows:

Accessory Use – A use incidental to and customarily associated with a specific principal use, located on the same lot or parcel.

by re-lettering SECTION II. SINGLE RESIDENCE DISTRICTS., A., 8., clause j. as clause k. and by adding a new clause j. to read as follows:

- j. Off-street parking as a non-accessory use subject to the following criteria:
- (i). The non-accessory use parking shall not cause a significant disturbance or disruption of any residential neighborhood, in terms of safety, noise, traffic, appearance, or noxious odors;

- (ii) The non-accessory use parking shall not cause there to be fewer than the number of parking spaces available for accessory use parking as are required under SECTION XXI., OFF STREET PARKING. Part D. REGULATIONS AND RESTRICTIONS., Subpart 2. REQUIRED PARKING.;
- (iii) There shall be no reduction in area devoted to landscaping and screening as required by SECTION XXI. OFF-STREET PARKING., Part D., Subpart 3. DEVELOPMENT STANDARDS;
- (iv) The non-accessory use parking will not detract from the use of the parking lot for the accessory use; and
 - (v) Special Permits issued under this paragraph shall be subject to annual renewal.

ARTICLE 26. To see if the Town will vote to amend the Zoning Bylaw by authorizing the Inspector of Buildings to regulate phased or segmented construction projects by aggregating separate component projects over a three-year period;

by amending Section XVIA.SITE PLAN APPROVAL. part B. DEFINITIONS. by adding thereto a definition of “Construction Project” to read substantially as follows:

Construction Project - the term shall include phased or segmented projects where a series of two or more projects on a single parcel, lot or development site, for which building permits are filed within a three-year period are, in the opinion of the Inspector of Buildings, components or segments of a single project.

or take any other action relative thereto.

Rose Mary Donahue, Precinct E, member of the Planning Board offered the following motion, which was

VOTED, unanimously, 2/3 required, that the Zoning Bylaw be amended

by adding to Section XVIA.SITE PLAN APPROVAL. part B. DEFINITIONS. a definition of “Construction Project” to read as follows:

Construction Project - the term shall include phased or segmented projects where a series of two or more projects on a single parcel, lot or development area, for which building permits are filed within a three-year period are, in the opinion of the Inspector of Buildings, components or segments of a single project.

ARTICLE 27. To see if the Town will vote to amend the Zoning Bylaw to further define and clarify the review requirements and minimum Project of Significant Impact service standards for:
fire protection and life safety,

by amending the Zoning Bylaw SECTION XVIA.SITE PLAN APPROVAL. C. APPLICABILITY AND PROCEDURE.

by adding to the paragraph entitled “Project of Significant Impact (PSI)” clause 6. language to read substantially as follows:

identification of proposed use and occupancy and characteristics of the occupants, building contents, equipment and materials on site; identification of possible hazards and hazard scenarios; proposed Comprehensive Emergency Plan, Evacuation Plan and Shelter-in-Place Plan;

so that clause 6. will read substantially as follows:

6. identification of proposed use and occupancy and characteristics of the occupants, building contents, equipment and materials on site; identification of possible hazards and hazard scenarios; proposed Comprehensive Emergency Plan, Evacuation Plan and Shelter-in-Place Plan; anticipated impact on municipal fire alarm systems;

and by adding to the minimum service standard paragraph currently entitled “Fire Alarm Systems” language to read substantially as follows:

There shall be off-site fire protection facilities serving the development site meeting the needs of the project based on the intended use and occupancy in the opinion of the Fire Chief including fire flow requirements, location of and access to fire hydrants and access for emergency vehicles. There shall be developed and submitted a Comprehensive Emergency Plan, an Evacuation Plan and a Shelter-in-Place Plan satisfactory to the Fire Chief and meeting the specifications and standards adopted by the Fire Chief.

and by re-titling the paragraph as “Fire Protection and Life Safety” so that the paragraph will read as follows:

Fire Protection and Life Safety –

There shall be sufficient municipal fire alarm system capacity to meet the operating requirements of the proposed use under applicable codes, regulations and statutes enforced by the Fire Chief. There shall be off-site fire protection facilities serving the development site meeting the needs of the project based on the intended use and occupancy in the opinion of the Fire Chief including fire flow requirements, location of and access to fire hydrants and access for emergency vehicles. There shall be developed and submitted a Comprehensive Emergency Plan, an Evacuation Plan and a Shelter-in-Place Plan satisfactory to the Fire Chief and meeting the specifications and standards adopted by the Fire Chief.

or take any other action relative thereto.

Thomas Frisardi, Precinct E, Chairman of the Planning Board offered the following motion, which was

VOTED, unanimously, 2/3 required, that the Zoning Bylaw SECTION XVIA.SITE PLAN APPROVAL. C. APPLICABILITY AND PROCEDURE. be amended

by adding to the paragraph entitled “Project of Significant Impact (PSI)” clause 6. language to read as follows:

identification of proposed use and occupancy and characteristics of the occupants, building contents, equipment and materials on site; identification of possible hazards and hazard scenarios; proposed comprehensive emergency plan which shall include an evacuation plan and a shelter-in-place plan;

so that clause 6. will read as follows:

6. identification of proposed use and occupancy and characteristics of the occupants, building contents, equipment and materials on site; identification of possible hazards and hazard scenarios; proposed comprehensive emergency plan which shall include an evacuation plan and a shelter-in-place plan; anticipated impact on municipal fire alarm systems;

and by adding to the minimum service standard paragraph currently entitled “Fire Alarm Systems” language to read as follows:

There shall be off-site fire protection facilities serving the development site in the opinion of the Fire Chief meeting the needs of the project based on the intended use and occupancy including fire flow requirements, location of and access to fire hydrants and access for emergency vehicles. There shall be developed and submitted a comprehensive emergency plan which shall include an evacuation plan and a shelter-in-place plan satisfactory to the Fire Chief and meeting the specifications and standards adopted by the Fire Chief.

and by adding to the first paragraph under the heading “Special Permit for Projects of Significant Impact” the words “fire protection and life safety” immediately following the words “alarm system” so that the paragraph will read as follows:

No decision shall be made by the Planning Board acting as SPGA in connection with any application for approval of a project of significant impact until the municipal systems analysis has been approved by the Board of Public Works for water, sewer, storm drain and refuse disposal portions by the Municipal Light Board for the electric portion, by the Fire Chief for the municipal fire alarm system, fire protection and life safety portion and by the Board of Selectmen for the traffic and pedestrian safety portion and has been completed to the satisfaction of the Planning Board.

and by re-titling the paragraph as “Fire Protection and Life Safety” so that the paragraph will read as follows:

Fire Protection and Life Safety –

There shall be sufficient municipal fire alarm system capacity to meet the operating requirements of the proposed use under applicable codes, regulations and statutes enforced by the Fire Chief. There shall be off-site fire protection facilities serving the development site in the opinion of the Fire Chief meeting the needs of the project based on the intended use and occupancy including fire flow requirements, location

of and access to fire hydrants and access for emergency vehicles. There shall be developed and submitted a comprehensive emergency plan which shall include an evacuation plan and a shelter-in-place plan satisfactory to the Fire Chief and meeting the specifications and standards adopted by the Fire Chief.

ARTICLE 28. To see if the Town will vote to further define and clarify the review requirements and minimum Project of Significant Impact service standards for:

traffic and pedestrian safety,

by amending the Zoning Bylaw SECTION XVIA. SITE PLAN APPROVAL. C. APPLICABILITY AND PROCEDURE.

by adding to clause numbered 2. the words “at development access locations” immediately after the words “sight distances” so that clause 2. will read substantially as follows:

2. existing traffic conditions, and traffic conditions at the projected time of occupancy at present connections to the street system and intersecting streets bordering the development area, including average daily and peak hour volumes, vehicle speed along the bordering streets, sight distances at development access locations along bordering streets, accident data, existing traffic controls and levels of service (LOS);

by adding to clause numbered 3. the words “and intersections” immediately after words “identification of roadways” and by adding the following words to the end of clause 3:

identification of the total daily traffic volumes along impacted roadways and peak hour traffic volumes at impacted intersections for existing conditions and projected conditions at time of full project occupancy including a) the traffic generated by the proposed development and the percentage of the total; b) traffic generated by the surrounding residential neighborhood; c) the portion of traffic that is non-local residential, or through traffic; d) the distribution of proposed development traffic; and e) the existing and projected classification of vehicle types (passenger car and heavy-truck, etc.

so that clause 3. will read as follows:

3. identification of roadways and intersections impacted by development traffic; identification of the total daily traffic volumes along impacted roadways and peak hour traffic volumes at impacted intersections for existing conditions and projected conditions at time of full project occupancy including a) the traffic generated by the proposed development and the percentage of the total; b) traffic generated by the surrounding residential neighborhood; c) the portion of traffic that is non-local residential, or through traffic; d) the distribution of proposed development traffic; and e) the existing and projected classification of vehicle types (passenger car and heavy-truck, etc.

by adding to clause numbered 4. the words “existing and” after the words “proposed changes to traffic controls;” and by adding the words “average delay, and average and 95th percentile queue lengths” after the words “projected level of service” so that clause 4. will read substantially as follows:

4. estimated traffic impacts of the proposed development in terms of the amount of morning and afternoon peak hour (mid-day peak where applicable) and total daily traffic generated by the development on streets bordering the development area; sight lines from access connections; proposed changes to traffic controls; cut-through traffic resulting from the development; and existing and projected levels of service, average delay, and average and 95th percentile queue lengths at intersections identified in item 3. above and at points of connection of the development area to the street system.

and by adding to clause 5. language to read substantially as follows:

a detailed identification of gaps in the sidewalk network and identification of cracking, deterioration, profile distortion (heaving, sinking, shifting), patching and missing sections and intrusion or encroachment of vegetation into the sidewalk area within a walking distance of 600 feet from the development area and along a walking route to the nearest public transportation station or hub if such a facility exists within one mile of the development site; identification of sidewalk links or connections to surrounding neighborhoods.

so that clause 5. will read substantially as follows:

5. possible hazardous pedestrian and bicycle crossings; a detailed identification of gaps in the sidewalk network and identification of cracking, deterioration, profile distortion, patching and missing sections and intrusion or encroachment of vegetation onto the sidewalk area within a walking distance of 600 feet from the development area and along a walking route to the nearest public transportation station or hub if such a facility exists within one mile of the development site; identification of sidewalk links or connections to surrounding neighborhoods.

and by striking the first paragraph of minimum service standard entitled “Traffic and Pedestrian Safety” and by inserting in its place a new paragraph to read substantially as follows:

There shall be no degradation of the level of service, operation or safety of any impacted intersection or roadway segment. Evaluations shall be made in accordance with the latest Highway Capacity Manual methodology approved for use by the Massachusetts Highway Department and shall include and consider average delay, volume to capacity ratios, queuing, existing safety records and potential effects on safety. In the event existing field conditions (traffic) cannot be modeled/analyzed accurately, additional field data (e.g., delay study, gap study...etc.) shall be collected and submitted to calibrate the traffic conditions.

and by adding to end of the second paragraph of the minimum service standard entitled “Traffic and Pedestrian Safety” the following words:

sidewalks within specified walking distances and sidewalk connections to surrounding neighborhoods and to public transportation shall be safe and convenient.

so that the minimum service standard entitled “Traffic and Pedestrian Safety” shall read substantially as follows:

Traffic and Pedestrian Safety

There shall be no degradation of the level of service, operation or safety of any impacted intersection or roadway segment. Evaluations shall be made in accordance with the latest Highway Capacity Manual methodology approved for use by the Massachusetts Highway Department and shall include and consider average delay, volume to capacity ratios, queuing, existing safety records and potential effects on safety;

pedestrian and bicycle circulation shall be provided in accordance with recognized safety standards; sidewalks within specified walking distances and sidewalk connections to surrounding neighborhoods and to public transportation shall be safe and convenient.

or take any other action relative thereto.

Thomas Frisardi, Precinct E, Chairman of the Planning Board, offered the following motion, which was

VOTED, unanimously, 2/3 required, that the Zoning Bylaw SECTION XVIA. SITE PLAN APPROVAL. C. APPLICABILITY AND PROCEDURE. be amended

by adding to clause 5. language to read as follows:

a detailed identification of gaps in the sidewalk network and identification of cracking, deterioration, heaving, sinking, shifting, patching and missing sections and intrusion or encroachment of vegetation and other obstructions into the sidewalk area within a walking distance of 600 feet from the development area and along walking routes to the nearest public transportation station(s) or boarding point(s) if such facilities exists within one mile of the development site; identification of sidewalk links or connections to surrounding neighborhoods.

so that clause 5. will read as follows:

5. possible hazardous pedestrian and bicycle crossings; a detailed identification of gaps in the sidewalk network and identification of cracking, deterioration, heaving, sinking, shifting, patching and missing sections and intrusion or encroachment of vegetation and other obstructions into the sidewalk area within a walking distance of 600 feet from the development area and along walking routes to the nearest public transportation station(s) or boarding point(s) if such facilities exists within one mile of the development site; identification of sidewalk links or connections to surrounding neighborhoods.

and by adding to end of the second paragraph of the minimum service standard entitled “Traffic and Pedestrian Safety” the following:

sidewalks within specified walking distances and sidewalk connections to surrounding neighborhoods and to public transportation shall be safe and convenient.

so that the second paragraph of the minimum service standard entitled “Traffic and Pedestrian Safety” shall read as follows:

pedestrian and bicycle circulation shall be provided in accordance with recognized safety standards; sidewalks within specified walking distances and sidewalk connections to surrounding neighborhoods and to public transportation shall be safe and convenient.

ARTICLE 29. To see if the Town will vote to further define drainage requirements to meet current standards and to establish a program of review and monitoring of grading and drainage for single and two family construction projects by amending the Zoning Bylaw by adding a new SECTION XVIB. DRAINAGE REVIEW. to read substantially as follows:

SECTION XVIB. DRAINAGE REVIEW

A. PURPOSE.

This Section is adopted by the Town

to provide a pre-construction, construction and post-construction review of the projects which have the potential for detrimental effect caused by storm water drainage discharge onto streets and ways, into the Town’s storm water drainage system and into the Charles River, the Town’s lakes, ponds and streams; to reduce discharge of pollutants to the maximum extent practicable; to protect water quality; to satisfy the water quality requirements of the Clean Water Act and Massachusetts Water Quality Standards; to maintain compliance with Wellesley’s General Permit under the National Pollutant Discharge Elimination System of U.S. EPA; and to be consistent with the Massachusetts Wetlands Protection Act; the Town of Wellesley Wetlands Protection Bylaw (Article 44 of the Town Bylaws); the Town of Wellesley Erosion and Sedimentation Control Regulations and the Municipal Stormwater Drainage System Rules and Regulations adopted by the Board of Public Works; by minimizing land clearing; by minimizing the amount of exposed soil and duration of exposure, by installing, protecting and maintaining vegetative buffers silt fencing, and BMP’s.

B. DEFINITIONS.

Best Management Practices (BMP’s) – The most effective and practical measures to reduce or prevent pollutants from reaching water bodies and to control the quantity of runoff from a site. These measures may be structural, such as particle separators or sand filters, and they may be non-structural, such as but not limited to, buffer areas around developments or proper methods for storage of chemicals.

Construction Mitigation Plan– A plan which details the design, location and type of erosion and sedimentation control measures to be employed on-site.

Grading and Drainage Plan – to be prepared in accordance with specifications to be developed and from time to time amended by the Town Engineer it shall include but not be limited to the following information: post-development peak runoff rates, rates of recharge

of stormwater to groundwater and rates of removal of total suspended solids. It shall be stamped and signed by a Massachusetts Registered Professional Engineer.

On-Site Stormwater System - catch basins, leaching basins, manholes, pipes, retention and/or detention basins, swales, drainage ditches, headwalls, BMP's and other components.

Operation and Maintenance Plan – A plan which includes the details of the regular maintenance of the on-site stormwater system including but not necessarily limited to cleaning of dry wells for roof drains and any catch basins, sweeping of paved areas draining into the catch basins, visual inspection of drainage structures for damage or blockage, keeping the area around catch basins located in lawns or other landscaped areas clear of excess leaves, twigs and other debris, and inspection and maintenance of BMP's.

Review Staff – Town Engineer (or designated representative of the Town Engineer), Inspector of Buildings (or designated representative of the Inspector of Buildings), Wetlands Administrator (or designated representative of the Wetlands Administrator).

C.. APPLICABILITY.

The provisions of this section shall apply to:

Construction of a new one or two-family dwelling;

Reconstruction of a one or two-family dwelling in conjunction with removal of 50% or more of the existing building coverage (footprint); or

Addition to a one or two-family dwelling where total building coverage (footprint) would be increased by 50% or more.

D. PROCEDURE

Prior to the issuance of a building permit, a grading and drainage plan and other materials as may be required consistent with specifications to be developed by the Wellesley Department of Public Works shall be submitted to the Planning Director. A reasonable submission fee may be established and from time to time adjusted by the review staff. The Planning Director shall forthwith send copies of the submission to the review staff.

The review staff shall within 14 days make such comments or recommendation as deemed appropriate and shall send copies to the Planning Director and the applicant. The grading and drainage plan may be approved, approved subject to conditions or plan modifications. An operation and maintenance plan may be required in instances where the on-site stormwater system is deemed by the review staff to warrant same. A construction mitigation plan may be required if in the opinion of the review staff the topography of the land warrants erosion and sedimentation control measures.

Prior to a Certificate of Occupancy being issued or final building inspection being made as the case may be for the construction, reconstruction or addition an inspection shall be made by the Town Engineer or designated representative of the Town Engineer to determine whether there is compliance with the grading and drainage plan and notify the other members of the review staff of the inspection results. If there is compliance the other

members of the review staff shall be so notified whereupon a Certificate of Occupancy may be issued, or final building inspection may be made. If found to be not in compliance, the Planning Director shall notify the applicant of the work remaining to be done.

E. APPEALS

An applicant may appeal the decision of the review staff. In the event of an appeal it shall be made to the Zoning Board of Appeals in accordance with SECTION XXIV. PERMIT GRANTING AUTHORITY.

and by adding to SECTION IA. DEFINITIONS. a definition of the terms “drainage” and “storm drainage” to read substantially as follows:

Drainage and Storm Water Drainage – surface water runoff and the removal of surface water runoff by a system which may include catch basins, leaching basins, manholes, pipes, retention and/or detention basins, swales, drainage ditches, headwalls and other components which meet best management practices and are consistent with the Clean Water Act, Massachusetts Water Quality Standards, the National Pollutant Discharge Elimination System of U.S. EPA, the Massachusetts Wetlands Protection Act and the Wellesley Wetlands Protection Bylaw (Article 44 of the Town Bylaws); the Erosion and Sedimentation Control Regulations and the Municipal Stormwater Drainage System Rules and Regulations adopted by the Board of Public Works.

or take any other action relative thereto.

Sue Wright, Precinct A, member of the Planning Board, offered the following motion, which was

VOTED, unanimously, 2/3 required, that the Zoning Bylaw be amended by adding a new SECTION XVI C. DRAINAGE REVIEW. to read as follows:

SECTION XVI C. DRAINAGE REVIEW

A. PURPOSE

This Section is adopted by the Town to provide a pre-construction, construction and post-construction review of the projects which have the potential for detrimental effect caused by storm water drainage discharge onto streets and ways, into the Town’s storm water drainage system and into the Charles River, the Town’s lakes, ponds and streams; to reduce discharge of pollutants to the maximum extent practicable; to protect water quality; to satisfy the water quality requirements of the Clean Water Act and Massachusetts Water Quality Standards; to maintain compliance with Wellesley’s General Permit under the Phase II Regulations of National Pollutant Discharge Elimination System of U.S. EPA; and to be consistent with the Massachusetts Wetlands Protection Act; the Town of Wellesley Wetlands Protection Bylaw (Article 44 of the Town Bylaws); the Town of Wellesley Erosion and Sedimentation Control Regulations and the Municipal Stormwater Drainage System Rules and Regulations adopted by the Board of Public Works; by minimizing land clearing; by minimizing the amount of exposed soil and duration of exposure, by installing, protecting and maintaining vegetative buffers, silt fencing, and BMP’s.

B. DEFINITIONS

Best Management Practices (BMP's) – The most effective and practical measures to reduce or prevent pollutants from reaching water bodies and to control the quantity of runoff from a site. These measures may be structural, such as particle separators or sand filters, and they may be non-structural, such as but not limited to, buffer areas around developments or proper methods for storage of chemicals.

Construction Mitigation Plan– A plan which details the design, location and type of erosion and sedimentation control measures to be employed on-site.

Grading and Drainage Plan – to be prepared in accordance with specifications to be developed and from time to time amended by the Town Engineer it shall include but not be limited to the following information: post-development peak runoff rates, rates of recharge of stormwater to groundwater and rates of removal of total suspended solids. It shall be stamped and signed by a Massachusetts Registered Professional Engineer.

On-Site Stormwater System - catch basins, leaching basins, manholes, pipes, retention and/or detention basins, swales, drainage ditches, headwalls, BMP's and other components.

Operation and Maintenance Plan – A plan which includes the details of the regular maintenance of the on-site stormwater system including but not necessarily limited to cleaning of dry wells for roof drains and any catch basins, sweeping of paved areas draining into the catch basins, visual inspection of drainage structures for damage or blockage, keeping the area around catch basins located in lawns or other landscaped areas clear of excess leaves, twigs and other debris, and inspection and maintenance of BMP's.

Review Staff – Town Engineer (or designated representative of the Town Engineer), Inspector of Buildings (or designated representative of the Inspector of Buildings), Wetlands Administrator (or designated representative of the Wetlands Administrator).

C. APPLICABILITY

The provisions of this section shall apply to all projects not otherwise subject to SECTION XVIA. SITE PLAN APPROVAL. involving grading or re-grading of land to planned elevations, and/or removal or disturbance of the existing vegetative cover, over an area of one acre or more.

D. PROCEDURE

Prior to the issuance of a building permit, a grading and drainage plan and other materials as may be required consistent with specifications to be developed by the Wellesley Department of Public Works shall be submitted to the Planning Director. A reasonable submission fee may be established and from time to time adjusted by the review staff. The Planning Director shall forthwith send copies of the submission to the review staff.

The review staff shall within 14 days make such comments or recommendations as deemed appropriate and shall send copies to the Planning Director and the applicant. The grading and drainage plan may be approved, approved subject to conditions or plan modifications. An operation and maintenance plan may be required in instances where the on-site stormwater

system is deemed by the review staff to warrant same. A construction mitigation plan may be required if in the opinion of the review staff the topography of the land warrants erosion and sedimentation control measures.

Prior to a Certificate of Occupancy being issued or final building inspection being made as the case may be for the construction, reconstruction or addition an inspection shall be made by the Town Engineer or designated representative of the Town Engineer to determine whether there is compliance with the grading and drainage plan and notify the other members of the review staff of the inspection results. If there is compliance the other members of the review staff shall be so notified whereupon a Certificate of Occupancy may be issued, or final building inspection may be made. If found to be not in compliance, the Planning Director shall notify the applicant of the work remaining to be done.

E. APPEALS

An applicant may appeal the decision of the review staff. In the event of an appeal it shall be made to the Zoning Board of Appeals in accordance with SECTION XXIV. PERMIT GRANTING AUTHORITY.

and by adding to SECTION IA. DEFINITIONS. a definition of the terms “drainage” and “storm water drainage” to read as follows:

Drainage and Storm Water Drainage – surface water runoff and the removal of surface water runoff by a system which may include catch basins, leaching basins, manholes, pipes, retention and/or detention basins, swales, drainage ditches, headwalls and other components which meet best management practices and are consistent with the Clean Water Act, Massachusetts Water Quality Standards, the Phase II Regulations of National Pollutant Discharge Elimination System of U.S. EPA, the Massachusetts Wetlands Protection Act and the Wellesley Wetlands Protection Bylaw (Article 44 of the Town Bylaws); the Erosion and Sedimentation Control Regulations and the Municipal Stormwater Drainage System Rules and Regulations adopted by the Board of Public Works.

ARTICLE 30. To see if the Town will vote to amend the Zoning Bylaw to add reference in SECTION I. ESTABLISHMENT OF DISTRICTS. to the WELLESLEY SQUARE COMMERCIAL DISTRICT which was adopted at the 2004 Annual Town Meeting by adding a sub-clause A. 15. to read substantially as follows:

15. Wellesley Square Commercial District (SECTION IXC.)

and by renumbering the current sub-clauses 15 through 25 as sub-clauses 16 through 26;

or take any other action relative thereto.

Rose Mary Donahue, Precinct E, member of the Planning Board, offered the following motion, which was

VOTED, unanimously, 2/3 required, that the Zoning Bylaw be amended by adding a sub-clause 15. in SECTION I. ESTABLISHMENT OF DISTRICTS. to read as follows:

15. Wellesley Square Commercial District (SECTION IXC.)

and by renumbering the current sub-clauses 15 through 25 as sub-clauses 16 through 26.

ARTICLE 31. To see if the Town will vote to amend the Zoning Bylaw and the Zoning Map by establishing a Linden Street Corridor Overlay District (“LSCOD”) to include land on the northerly and southerly side of Linden Street, said land now included in part within a Business District and in part within an Industrial District, as shown on a plan entitled “Linden Street Corridor Overlay District (“LSCOD”), dated December 13, 2004, scale 1” = 160’, by Vanasse Hangen Brustlin, Inc., a copy of which plan is on file at the Offices of the Town Clerk and Planning Board, for a current version of the proposed zoning amendment, see draft on file at the Offices of the Town Clerk and Planning Board; or take any other action relative thereto.

No motion offered.

ARTICLE 32. To see if the Town will vote to amend the Zoning Bylaws and the Zoning Map by establishing as a Business District land now in part within a Business District, in part within an Industrial District and in part with in a General Residence, the land shown on Assessors Sheet 123, Lot 56 known as 139 Linden Street and further described in a deed recorded in the Norfolk County Registry of Deeds at Book: 8186, Page: 611. Said lot containing 17,646 square feet of land; or take any other action relative thereto.

No motion offered.

ARTICLE 33. To see if the Town will vote to amend the Zoning Bylaws of the Town of Wellesley by adding to Section II. A.8. the following:

Section II.A.8.k

Accessory Family Dwelling Unit: provided that:

- (i) The area of the lot on which the single-family dwelling is located shall not be less than ten thousand (10,000) square feet;
- (ii) The accessory dwelling unit shall be located within the single-family dwelling;
- (iii) The accessory dwelling unit shall be a use incidental to the single-family dwelling;
- (iv) Such unit shall be occupied by not more than two persons related by blood, adoption or marriage to the person owning and residing in the dwelling;
- (v) No more than one such accessory dwelling unit shall exist on any one lot;
- (vi) Reasonable alterations shall be permitted to provide for the creation of the accessory dwelling unit in the single-family dwelling;
- (vii) Floor plans of the dwelling unit and the single-family dwelling, with a site plan showing the location of the single-family dwelling on the lot, have been filed with the Inspector of Buildings prior to or at the time of application to the Special Permit Granting Authority;

- (viii) Application for a building permit or certificate of occupancy shall be made to the Inspector of Buildings and no use or occupancy shall be allowed prior to the issuance of a certificate of occupancy by the Inspector of Buildings;
- (ix) A site plan, at a measurable scale, shall be submitted with the application to the Special Permit Granting Authority showing the location and arrangement of parking spaces on the property;
- (x) The property is served by Town sewer or, alternatively, the on site subsurface disposal system is adequate to accommodate any increased flows generated by the additional dwelling unit;
- (xi) Additional landscaping and fencing may be required to provide visual and auditory protection to adjacent properties;
- (xii) The Special Permit Granting Authority shall be satisfied that, upon the termination or expiration of the special permit, the facilities of such unit can readily be removed or, alternatively, reintegrated with the dwelling to produce an allowed use of the property as a single family residence;
- (xiii) The gross floor area of such unit shall not exceed the lesser of 1000 square feet or 30 percent of the gross floor area of the dwelling (including any addition thereto for such unit);
- (xiv) No rent shall be paid for such unit;
- (xv) The special permit may only be issued for the duration of the unit's occupancy by persons related to the person owning and residing in the dwelling. Such special permit shall require the filing of a sworn affidavit by the special permit holder with the Town Clerk certifying such occupancy every four years or at such other time as the Special Permit Granting Authority may require;
- (xvi) Such special permit shall automatically terminate upon the sale, transfer or other change in ownership of the property of which such unit forms a part;
- (xvii) The Inspector of Buildings may, in addition to other remedies, order removal of any separate kitchen facilities, equipment, fixtures, interior alterations, any separate metering of utilities, and any structural changes, that were installed to create such unit if the lawful use of such unit has expired or been terminated; or take any other action relative thereto.

No Motion offered.

ARTICLE 34. To see if the Town will vote to accept as a public way (without betterments) the following street as laid out by the Board of Selectmen: Buckingham Terrace, as shown on a plan on file in the Office of the Town Clerk entitled "Buckingham Terrace Street Acceptance Plan" drawn by VHB, Inc. dated November 29, 2004; to raise and appropriate money therefor, or take any other action relative thereto.

Thomas Frisardi, Precinct E, Chairman of the Planning Board, offered the following motion, which was,

VOTED, unanimously, that the Town vote to accept as a public way (without betterments) Buckingham Terrace as laid out by the Board of Selectmen and shown on a plan on file in the Office of the Town Clerk entitled "Buckingham Terrace Street Acceptance Plan" by Vanasse Hangen Brustlin, Inc., dated December 22, 2004.

ARTICLE 35. To see if the Town will vote to acquire from Eastern Development, by gift, purchase, eminent domain, or otherwise, and then accept as a public way, further portions of the following street as laid out by the Board of Selectmen: Linden Street, as shown on the plan on file in the office of the Town Clerk entitled "Street Acceptance Plan of Linden Street – Showing a Widening of the Street Layout" Scale 1" = 40', by VHB, Inc., dated January 10, 2005, to raise and appropriate or otherwise provide money therefor, including transfer from available funds or borrowing; or take any other action relative thereto.

No motion offered.

ARTICLE 36. To see if the Town will vote to amend the Town Bylaws, Article 19. Board of Selectmen, Section 19.7, Appointments, by striking 6. Art Commission; or take any other action relative thereto.

Katherine L. Babson, Jr., Precinct E, member of the Board of Selectmen, offered the following motion, which was

VOTED, unanimously, that the Town Bylaws, Article 19. Board of Selectmen, Section 19.7, Appointments, be amended by striking 6. Art Commission.

ARTICLE 37. To see if the Town will vote to amend the Town Bylaws, Article 26. Town Clerk, Section 26.3, Duties, by adding part h. to read substantially as follows:

h. Conduct an annual census;

or take any other action relative thereto.

Katherine L. Babson, Jr., Precinct E, member of the Board of Selectmen, offered the following motion, which was

VOTED, unanimously, that the Town Bylaws, Article 26. Town Clerk, Section 26.3, Duties, by amended by adding part h. to read as follows:

h. Conduct an annual census.

ARTICLE 38. To see what action the Town will take on the authorized and unissued loans originally voted under the following authority:

- a. Under Article 4 of the Warrant for the June 10, 2002 Special Town Meeting for the supplemental site related work at the Sprague School;

and including any additional authorizations identified in the list of same on file in the offices of the Board of Selectmen and Town Clerk; or take any other action relative thereto.

Harriet Warshaw, Precinct C, member of the Board of Selectmen, offered the following motion, which was

VOTED, unanimously, that the Town vote to rescind the loan authorization voted under Article 4 of the Warrant for the June 10, 2002 Special Town Meeting (\$255,000 for supplemental site related work at the Sprague School).

ARTICLE 39. To see if the Town will vote as authorized by the General Laws, Chapter 258, Section 9, to indemnify Town Board members, officers, officials and employees from personal financial loss and expenses, including legal fees and costs, if any, in an amount not to exceed one million dollars, arising out of any claim, action, award, compromise, settlement or judgment by reason of an intentional tort, or by reason of any act or omission which constitutes a violation of the civil rights of any person under any federal or state law, if such employee or official is acting within the scope of his official duties or employment; and to raise and appropriate or otherwise provide money therefor; or take any other action relative thereto.

No motion offered.

ARTICLE 40. To see what sum of money the Town will raise and appropriate, or otherwise provide, for the Stabilization Fund pursuant to the provisions of General Laws Chapter 40, Section 5B, as amended; or take any other action relative thereto.

Harriet Warshaw, Precinct C, member of the Board of Selectmen, offered the following **first motion under Article 40**, which was

VOTED, unanimously, that the sum of \$250,000 is hereby appropriated to the Stabilization Fund, established pursuant to the provisions of Chapter 40, Section 5B, as amended, of the General Laws

Harriet Warshaw, Precinct C, member of the Board of Selectmen, offered the following **second motion under Article 40**, which was

VOTED, unanimously, that there be and hereby is appropriated to the Stabilization Fund the difference between the amount the Town is authorized to levy for Fiscal Year 2006 real estate and personal property taxes and the sum of all amounts to be levied excepting said appropriations, it being the intent of Town Meeting for these purposes to use its authority to appropriate such sums as will levy taxes to the maximum limit authorized by Proposition 2½, so called, for Fiscal Year 2006.

ARTICLE 41. To see what sum of money the Town will raise and appropriate, or otherwise provide, for expenses incurred by Town departments prior to July 1, 2004; or take any other action relative thereto.

No motion offered.

ARTICLE 42. To see what sum of money the Town will authorize the Board of Selectmen to pay in settlement of claims, actions and proceedings against the Town; to raise and appropriate or otherwise provide monies therefore; or take any other action relative thereto.

No motion offered.

ARTICLE 43. To see what action the Town will take to authorize the disposal of tangible Town property having a value in excess of \$10,000; or take any other action relative thereto.

No motion offered.

ARTICLE 44. To see if the Town will authorize the Board of Selectmen to appoint one or more of their number as fire engineer; or take any other action relative thereto.

David Himmelberger, Precinct B, member of the Board of Selectmen, offered the following motion, which was

VOTED, unanimously, that the Town authorize the Board of Selectmen to appoint one or more of their number as fire engineers.

ARTICLE 45. To see if the Town will vote to authorize the Board of Assessors to use any monies paid to the Town from the Wellesley Municipal Light Plant as an estimated receipt when computing the Fiscal Year 2006 Tax Rate; or take any other action relative thereto.

David Himmelberger, Precinct B, member of the Board of Selectmen, offered the following motion, which was

VOTED, unanimously, that the Town authorizes the Board of Assessors to use any monies paid to the Town from the Municipal Light Plant, Water Enterprise Fund, and Sewer Enterprise Fund as estimated receipts when computing the fiscal year 2006 tax rate.

ARTICLE 46. To see how the Town will vote to raise money appropriated under any of the above articles; or take any other action relative thereto.

No motion offered.

Harriet Warshaw, Precinct C, member of the Board of Selectmen, offered the following motion, which was

VOTED, unanimously, that the Annual Town Meeting be and hereby is dissolved.

The meeting adjourned at 9:15 p.m.

Attest:

Kathleen F. Nagle
Town Clerk

INDEX - SPECIAL TOWN MEETING

June 13, 2005

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TOWN CLERK'S RECORD
OF THE
June 13, 2005 SPECIAL TOWN MEETING



June 13, 2005

Wellesley High School

June 14, 2005

In pursuance of a Warrant dated May 16, 2005, the duly elected Town Meeting Members proceeded as follows:

The Special Town Meeting was called to order by the Moderator, Heather B. Sawitsky, at 7:45 P.M. The Moderator declared a quorum present.

The Officer's Return of the Service of the Warrant was read by the Town Clerk, Kathleen F. Nagle. The Meeting was held under the provisions of Chapter 202 of the Acts of 1932 as amended. The checklist of Town Meeting Members showed there were 209 members present. Only 122 were needed for a quorum.

The duly elected Town Meeting Members were segregated from the other voters of the Town by occupying the front section of the auditorium and designated rows in the rear section of the auditorium, and were in the charge of a detail of police. Entrance to the enclosure was through one door, and each Town Meeting Member was checked from the official list of members before being admitted to the enclosure.

The following were seated within this area by permission of the Moderator, but did not vote: Christopher Clark, Acting Executive Director of General Government Services; Terrance J. Connolly, Acting Assistant Director; Christopher Ketchen, Budget Program Manager; David A.T. Donohue, Board of Public Works, Mike Pakstis, Director, Department of Public Works, Steve Fader, Town Engineer; Susan Hurwitz, Dan Kasper, Hans Larsen, and Patricia O'Sullivan members of the Advisory Committee; Duane Batista, Library Trustee; Frank DeMasi, Planning Board, Rick Brown, Planning Director, Meghan Conlon, Planning Board Staff; James Chambers, Donald Cooke, Brian Fairbanks, Ana Frill, Douglas Landry and Christopher Lovett, VHB; Jim Gordon, Stu Hunziker, Jim Lamp, Tom Maher, Margaret Murphy, Ray Murphy, Tim Sullivan, and Paul Waystack, Eastern Development; Howard Elkus, Don Mertz, E-M; Dan Lanzillo, Rick Roche and Jim Sperber, Roche Brothers; Yanni Tsipis and Ted Chryssicas, Meredith and Grew; Alan Cloutier, Ken Ho and Frank Romeo, Beta Group; David Chapin, Board of Assessors; David Grissino, Design Review Board; Tom Schnorr, Wellesley Housing Development Corp.; Terry Cunningham, Chief of Police; William Brooks, Deputy Chief of Police.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Jacqueline Hatch; left-hand section Bob White and Dot Brown; center section, Jill Nilsen and Kevin Donahue; right-hand section, Irene Flint and Jean Childs.

The Moderator explained the rules and regulations of the Town Meeting and the power and duties of the Moderator in connection with the conduct of the Meeting.

The Moderator informed the Meeting that, unless objections were raised, the Meeting would dispense with the reading of the Warrant. No objections were raised, and the Meeting proceeded.

ARTICLE 1. To choose a Moderator to preside over said meeting.

No motion offered.

ARTICLE 2. To receive reports of Town officers and committees and act thereon, and discharge presently authorized special committees; or take any other action relative thereto.

The Reports of the Advisory Committee, Planning Board and the Board of Selectmen were received and placed on file with the Town Clerk.

Christopher Clark, Acting Executive Director of General Government gave a brief report on the activity this year to maintain the AAA Bond Rating for the Town of Wellesley.

ARTICLE 3. To see if the Town will vote to amend ARTICLE 31 of the Town Bylaws by making changes in Schedule B entitled "Salary Plan – Pay Schedule" established under Section 31.6, which constitutes part of said Bylaws; to raise and appropriate, or otherwise provide, money therefor; or take any other action relative thereto.

Vin Juliani, Precinct A, Chairman of the Board of Selectmen, offered the following motion, which was

VOTED, unanimously, that the Salary Plan as established at the 1950 Annual Town Meeting as amended, be further amended as recommended by the Human Resources Board by striking the existing Pay Schedules for the Wellesley Free Library Staff Association; and inserting the new Pay Schedules as follows:

Wellesley Free Library Staff Association - Rate per hour
FY 06 (effective July 1, 2005 - 2%)

GROUP	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8
L-17S	23.19	24.25	25.18	26.12	27.17	28.12	29.11	30.13
L-16S	22.88	23.81	24.77	25.74	26.78	27.87	28.96	30.11
L-16	21.51	22.48	23.52	24.48	25.45	26.41	27.33	28.29
L-15	20.04	20.94	21.85	22.85	23.80	24.74	25.68	26.46
L-14S	19.46	20.22	21.17	22.13	23.00	23.91	24.87	25.74
L14	18.48	19.46	20.22	21.17	22.14	23.00	23.90	24.87
L-9S	18.46	19.29	20.06	20.87	21.62	22.38	23.15	23.60

L-6S2	15.52	16.18	16.94	17.67	18.39	19.01	19.67	20.35
L-6S	14.33	14.89	15.52	16.18	16.94	17.67	18.39	19.02
L-6	13.75	14.34	14.89	15.52	16.18	16.94	17.67	18.39
L-3S	13.56	14.03	14.69	15.25	15.84	16.39	16.96	17.56
L-3	11.83	12.39	12.89	13.55	14.03	14.69	15.25	15.84
L-2	11.29	11.75	12.24	12.89	13.36	13.90	14.43	15.02
L-1	8.52	8.77	9.13	9.50	9.93	10.31	10.70	11.17
C-6	15.61	16.55	17.47	18.35				
C-4	14.17	15.05	15.87	16.71				

Wellesley Free Library Staff Association - Rate per hour
FY 07 (effective July 1, 2006 - 2 1/2%)

GROUP	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8
L-17S	23.77	24.86	25.81	26.77	27.85	28.82	29.84	30.88
L-16S	23.45	24.41	25.39	26.38	27.45	28.57	29.68	30.86
L-16	22.05	23.04	24.11	25.09	26.09	27.07	28.01	29.00
L-15	20.54	21.46	22.40	23.42	24.40	25.36	26.32	27.12
L-14S	19.95	20.73	21.70	22.68	23.58	24.51	25.49	26.38
L14	18.94	19.95	20.73	21.70	22.69	23.58	24.50	25.49
L-9S	18.92	19.77	20.56	21.39	22.16	22.94	23.73	24.19
L-6S2	15.91	16.58	17.36	18.11	18.85	19.49	20.16	20.86
L-6S	14.69	15.26	15.91	16.58	17.36	18.11	18.85	19.50
L-6	14.09	14.70	15.26	15.91	16.58	17.36	18.11	18.85
L-3S	13.90	14.38	15.06	15.63	16.24	16.80	17.38	18.00
L-3	12.13	12.70	13.21	13.89	14.38	15.06	15.63	16.24
L-2	11.57	12.04	12.55	13.21	13.69	14.25	14.79	15.40
L-1	8.73	8.99	9.36	9.74	10.18	10.57	10.97	11.45
C-6	16.00	16.96	17.91	18.81				
C-4	14.52	15.43	16.27	17.13				

Wellesley Free Library Staff Association - Rate per hour
FY 08 (effective July 1, 2007 - 2 1/4%)

GROUP	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8
L-17S	24.30	25.42	26.39	27.37	28.48	29.47	30.51	31.57
L-16S	23.98	24.96	25.96	26.97	28.07	29.21	30.35	31.55
L-16	22.55	23.56	24.65	25.65	26.68	27.68	28.64	29.65

L-15	21.00	21.94	22.90	23.95	24.95	25.93	26.91	27.73
L-14S	20.40	21.20	22.19	23.19	24.11	25.06	26.06	26.97
L14	19.37	20.40	21.20	22.19	23.20	24.11	25.05	26.06
L-9S	19.35	20.21	21.02	21.87	22.66	23.46	24.26	24.73
L-6S2	16.27	16.95	17.75	18.52	19.27	19.93	20.61	21.33
L-6S	15.02	15.60	16.27	16.95	17.75	18.52	19.27	19.94
L-6	14.41	15.03	15.60	16.27	16.95	17.75	18.52	19.27
L-3S	14.21	14.70	15.40	15.98	16.61	17.18	17.77	18.41
L-3	12.40	12.99	13.51	14.20	14.70	15.40	15.98	16.61
L-2	11.83	12.31	12.83	13.51	14.00	14.57	15.12	15.75
L-1	8.93	9.19	9.57	9.96	10.41	10.81	11.22	11.71
C-6	16.36	17.34	18.31	19.23				
C-4	14.85	15.78	16.64	17.52				

Each grade which has both a straight number group and the same number group followed by an "S" shall be considered as one group for all purposes other than salary.

and further,

that the amount of \$25,955 be added to the amounts appropriated under Article 8 of the 2005 Annual Town Meeting for libraries to be expended under the direction of the trustees of the Wellesley Free Library and distributed as follows:

310	Wellesley Free Library and branches thereof	
	310-01 Personal Services	\$22,582
	310-02 Expenses	3,373
		\$25,955

ARTICLE 4. To see if the Town will vote to amend the Zoning Bylaws and the Zoning Map by establishing a Linden Street Corridor Overlay District (“LSCOD”) to include land on the northerly and southerly side of Linden Street, said land now included in part within a Business District and in part within an Industrial District, said land being shown on a plan entitled “Linden Street Corridor Overlay District (“LSCOD”)” dated December 13, 2004 scale 1” = 160’, by Vanasse Hangen Brustlin, Inc., a copy of which is on file at the office of the Town Clerk; and in connection therewith to authorize the Town to accept, by gift or otherwise, and dispose of, easements and other rights or interests (such as, but not limited to, drainage or utility easements) necessary or convenient in connection with the above land; or take any other action relative thereto.

Les Shea, Precinct C, and Counsel for Eastern Development, offered the following Motion 1: that the Zoning Bylaw be amended by adding to SECTION 1. ESTABLISHMENT OF DISTRICTS. a new item 26. to read as follows:

“26. Linden Street Corridor Overlay District (SECTION XIVG.)”

and by adding a new SECTION XIVG. LINDEN STREET CORRIDOR OVERLAY DISTRICT (“LSCOD”) to read as follows:

SECTION XIVG. LINDEN STREET CORRIDOR OVERLAY DISTRICT (“LSCOD”)

- A. Purpose: In recognition of the unique location, function, and character of land uses along the Linden Street commercial corridor, the Linden Street Corridor Overlay District (LSCOD) is intended to encourage the redevelopment of unsightly and inefficient properties in a coordinated and well-planned manner in order to promote:
- More efficient and organized layout of buildings, parking areas, vehicular circulation aisles, and pedestrian walkways.
 - Orderly master planning of the Linden Street corridor.
 - Improved facilities and circulation for the safety, comfort, ease of movement, and convenience of pedestrians.
 - Enhanced aesthetic quality and architectural compatibility of new and existing buildings.
 - Enhanced quality of landscape, including features such as trees, shrubs, lawns, and other plantings, as well as features such as walkways, plazas, street furnishings, lighting, and perimeter fencing.
 - Consolidation, improved organization, and safe design of site access points.
 - Improved overall traffic safety and operations along Linden Street.
 - Enhanced property values along the corridor, including adjacent residential and commercial neighborhoods.
 - Improved watershed conditions and drainage and improvement of existing flooding conditions on private property.
 - Decreased peak stormwater drainage rates into downstream receiving bodies by increasing open space.
- B. Applicability: The LSCOD is shown on the Zoning Map and shall be considered as overlaying other existing zoning districts.
- C. Underlying Zoning Districts: The LSCOD confers additional development options to be employed at the discretion of the property owner. The LSCOD does not in any manner remove or alter the zoning rights permitted by the underlying zoning district. However, use of one or more of the LSCOD development options requires consistency with all LSCOD requirements. If two or more lots are (i) contiguous to each other, and (ii) owned by the same person or entity, such lots may be combined as a single “Development Site.” The limits of any Development Site shall be identified by the Applicant and endorsed by the land owner or owners at the time of project submission. Lots that would be contiguous to each other but for a street or right of way shall be considered to be contiguous for the purposes of assembling a

Development Site. One or more lots may be added to an existing Development Site, but only if such addition would not cause the Development Site, as so enlarged, to be out of conformance with the provisions hereof.

- D. Permitted Uses: Any use or uses that are permitted in the underlying zoning district are permitted, provided that if, in the underlying zoning district, a special permit would be required for any particular use, the same special permit shall be required for such use in the LSCOD. Any non-conforming uses or structures will continue to be governed by General Laws Chapter 40A Section 6, and by Section XVII of this Bylaw.

Notwithstanding the foregoing, the following uses shall not be permitted on any Development Site:

1. any use that would not be permitted in a Business District (provided that any use that would be permitted in a Business District with a special permit or other appropriate relief shall similarly be permitted in the LSCOD with a special permit or such other relief);
2. sale or rentals of trailers, boats or recreational vehicles;
3. sale of items or products out of trailers;
4. hotel or motel;
5. movie theatre;
6. automobile dealership (new or used);
7. storage of oil or petroleum products (other than as accessory to another permitted use and then only in accordance with applicable state and federal laws), provided that this clause shall not prohibit use for a gasoline service station with associated repair facilities;
8. laundry establishments with on-premises dry cleaning facilities, provided that the foregoing will not restrict laundry establishments with dry cleaning pick-up and drop-off service;
9. drive-through windows where food or beverage is purchased by customers in vehicles
10. light manufacturing; and
11. "adult uses," as defined in Section IA of this Bylaw.

- E. Minimum Open Space: There shall be provided for each Development Site minimum open space (as defined in Section IA.) equal to at least eighteen percent (18%) of the area of the Development Site. In computing the total open space for the Development Site, open space provided pursuant to Section XXI(D)(3) shall be included.

- F. Maximum Floor Area Ratio: The maximum floor area ratio (as defined in SECTION IA. DEFINITIONS) for a Development Site shall be 0.3. Notwithstanding the foregoing, the maximum floor area ratio for a Development Site may be increased

above 0.3 (but not in excess of 0.35), upon and subject to the issuance of a special permit granted by the Planning Board in accordance with the following:

1. A report shall have been received from the Design Review Board finding that the proposed project is consistent with the design criteria listed in Section XXII of this Bylaw;
2. The Planning Board shall find that the proposed project provides and/or contributes to and enhances pedestrian access and safety and will accommodate pedestrian and bicycle circulation (including reasonable bicycle parking areas, suitably separated from motor vehicle traffic lanes) in accordance with nationally recognized and accepted standards;
3. The Design Review Board shall find that the proposed project contains architectural features that enhance the appearance of the Development Site;
4. Newly constructed buildings in the proposed project shall be designed so as to minimize excessive noise from loading or refuse removal activities and from the operation of HVAC or mechanical equipment;
5. The Proposed Project includes affordable housing units in excess of those required under Section XVIB of this Bylaw; and
6. The proposed project shall include open space that enhances the local commercial environment, including (i) at least one park-type area of not less than 6,000 square feet with amenities such as benches and shade trees; (ii) at least three areas of green space of at least 1,000 contiguous square feet each, which will enhance the absorption and drainage of storm water; and (iii) open space that enhances pedestrian safety, including readily identifiable pathways with appropriate signage or markings. Open space referred to in clauses (i) and (ii) will be planted and maintained substantially in accordance with a landscape plan, which will be reviewed and approved by the Design Review Board and the Town Horticulturalist.

Upon the satisfaction of the foregoing conditions, the Planning Board shall issue a special permit allowing an increase in the maximum floor area ratio above 0.3, but in no event shall the maximum Floor Area Ratio for any Development Site exceed 0.35.

- G. Inclusionary Zoning. The provisions of SECTION XVIB. INCLUSIONARY ZONING shall apply.
- H. Site Plan Approval. The provisions of SECTION XVIA. SITE PLAN APPROVAL shall apply.
 - (a) In connection with an application for any special permit or site plan approval under Section XVIA, a proposed development in the LSCOD shall not degrade the level of service designation at an impacted intersection or roadway segment to a level below the level of "C" and, if an impacted intersection or roadway segment is projected to operate at an level of service lower than "C" in a design year no-build

alternative, then the proposed development shall not degrade the level of service designation below the projected design year no-build levels. An exception shall be for unsignalized intersections where, for the specific hour in question, fifty (50) trips per hour or less during the design year no-build peak hour are projected for a minor street approach. For these locations, the Applicant shall undertake an evaluation to identify any specific circumstances requiring further action or mitigation, which may be the subject of negotiated improvements at the discretion of the Planning Board.

(b) In connection with evaluation under Section XVIA of the storm drainage system, if the Planning Board determines that the minimum service standards cannot reasonably be achieved, but that the proposed project will effect an improvement in the no-build alternative, the Planning Board may, in its reasonable discretion, modify the minimum service standard and requirements, which modification may be conditioned on reasonable and acceptable mitigation measures. Any such mitigation measures shall be incorporated into the conditions of such special permit or site plan approval.

- I. Yards and Setbacks: The provisions of Section XIX (Yard Regulations) are inapplicable to proposed projects under this Section. No building or structures shall hereafter be erected or placed nearer to any street or property line of a property abutting the Development Site than the following:

Rear	10 feet
Side	10 feet
Front	15 feet

- J. Buffers: A buffer area shall be provided along the property line where the property line of the Development Site is contiguous to the property line of another lot within an existing residential district. This buffer shall be landscaped and screened by way of fences, walls and/or plantings sufficient to reasonably and substantially shield abutting land from parking and loading areas and buildings. Any such fences or walls may provide openings to allow safe pedestrian access and egress between the Development Site and the adjacent neighborhood. A Landscape Plan identifying the location and treatment of said buffer shall be prepared by a Landscape Architect licensed in the Commonwealth of Massachusetts, and approved by the Design Review Board. The foregoing requirement may be satisfied by (a) a landscaped and planted strip between the Development Site and the abutting residential district at least ten feet (10') in width, and/or (b) where existing conditions do not permit a 10-foot buffer, then a buffer strip between the Development Site and the abutting residential district, with fencing, walls or plantings at least seven feet (7') in average height. The approved buffer plan shall be incorporated into the required site plan approval under Section XVIA. No parking spaces, commercial loading facilities and maneuvering areas shall hereafter be placed within any buffer area.

- K. Lighting: An exterior lighting plan showing the location and design of light posts and luminaires for all exterior lighting shall be reviewed and approved by the Design Review Board. Unless specifically otherwise approved by the Design Review Board, luminaires shall be of a type having a total cutoff of less than ninety (90) degrees, and shall direct light onto the site. The approved lighting plan shall be incorporated into the required site plan approval under Section XVIA.

- L. Off-Street Parking: Parking shall be provided in accordance with SECTION XXI. The landscaping and screening requirements set forth in Section XXI shall apply to any proposed project.
- M. No more than two stores having a ground floor area of more than twenty-five thousand (25,000) square feet each shall be on a Development Site, unless the Planning Board shall first have granted a special permit.

and by adding to SECTION XXI. OFF-STREET PARKING. Part D, Subpart 2. REQUIRED PARKING. the following text immediately after the item labeled “Town House” therein:

Use	Zoning District	Minimum Number of Parking Spaces
Any residential use.	Linden Street Corridor Overlay District	2.5 spaces per one, two or three bedroom unit
Any non-residential use.	Linden Street Corridor Overlay District	5 spaces for each 1,000 square feet of ground coverage of buildings*, but not less than 3.2 spaces per 1,000 square feet of floor area of buildings.**

For purposes of the above parking requirements, any increase in on-street parking spaces included in a proposed Linden Street Corridor Overlay District Development Site at the expense of the proponent shall be counted towards satisfaction of the off-street parking requirement.”

The Moderator recognized Jim Lamp of Eastern Development to speak in support of the motion. Additional Speakers in support of the motion were Steve Langer, Precinct C, Counsel for Eastern Development, Don Cook, of VHB, traffic consultant for Eastern Development, Rick Roche of Roche Brothers, Inc.

Thomas Frisardi, Precinct E, Planning Board, Vincent Juliani, Precinct A, Chair of the Board of Selectmen, David Himmelberger, Precinct B, member of the Board of Selectmen and Ted Chryssicas, of Meredith and Grew Consulting, reported on the activities of the Boards in review of this proposal and spoke in support of the motion. Hans Larsen, Chairman of the Advisory Committee, offered the Advisory Committee recommendation.

The Moderator called a short recess at 9:25 pm. The meeting resumed at 9:45 pm.

Vincent Juliani, Precinct A, Chairman of the Board of Selectmen offered the following motion, which was

VOTED, unanimously, that when this Special Town Meeting adjourns, it does so until Wednesday June 15, 2005, at 7:30 p.m. in this same hall.

Mary Jane Tuohy, Precinct C, offered the following amendment #1 to the main motion, which was

VOTED, by standing counted vote (122-71-1) that Section D. Permitted Uses, Part 5 be amended by adding the following:

“(except upon granting of a special permit as provided in Section XXV)”

so that Part 5 now reads

“movie theatre (except upon granting of a special permit as provided in Section XXV);”

The Moderator entertained extended discussion on the amended main motion, after which **Article 4, Motion 1, as amended** was

VOTED, by declared voice vote, 2/3 required that the Zoning Bylaw be amended by adding to SECTION 1. ESTABLISHMENT OF DISTRICTS. a new item 26. to read as follows:

“26. Linden Street Corridor Overlay District (SECTION XIVG.)”

and by adding a new SECTION XIVG. LINDEN STREET CORRIDOR OVERLAY DISTRICT (“LSCOD”) to read as follows:

SECTION XIVG. LINDEN STREET CORRIDOR OVERLAY DISTRICT (“LSCOD”)

A. Purpose: In recognition of the unique location, function, and character of land uses along the Linden Street commercial corridor, the Linden Street Corridor Overlay District (LSCOD) is intended to encourage the redevelopment of unsightly and inefficient properties in a coordinated and well-planned manner in order to promote:

- More efficient and organized layout of buildings, parking areas, vehicular circulation aisles, and pedestrian walkways.
- Orderly master planning of the Linden Street corridor.
- Improved facilities and circulation for the safety, comfort, ease of movement, and convenience of pedestrians.
- Enhanced aesthetic quality and architectural compatibility of new and existing buildings.
- Enhanced quality of landscape, including features such as trees, shrubs, lawns, and other plantings, as well as features such as walkways, plazas, street furnishings, lighting, and perimeter fencing.
- Consolidation, improved organization, and safe design of site access points.
- Improved overall traffic safety and operations along Linden Street.

- Enhanced property values along the corridor, including adjacent residential and commercial neighborhoods.
 - Improved watershed conditions and drainage and improvement of existing flooding conditions on private property.
 - Decreased peak stormwater drainage rates into downstream receiving bodies by increasing open space.
- B. Applicability: The LSCOD is shown on the Zoning Map and shall be considered as overlaying other existing zoning districts.
- C. Underlying Zoning Districts: The LSCOD confers additional development options to be employed at the discretion of the property owner. The LSCOD does not in any manner remove or alter the zoning rights permitted by the underlying zoning district. However, use of one or more of the LSCOD development options requires consistency with all LSCOD requirements. If two or more lots are (i) contiguous to each other, and (ii) owned by the same person or entity, such lots may be combined as a single “Development Site.” The limits of any Development Site shall be identified by the Applicant and endorsed by the land owner or owners at the time of project submission. Lots that would be contiguous to each other but for a street or right of way shall be considered to be contiguous for the purposes of assembling a Development Site. One or more lots may be added to an existing Development Site, but only if such addition would not cause the Development Site, as so enlarged, to be out of conformance with the provisions hereof.
- D. Permitted Uses: Any use or uses that are permitted in the underlying zoning district are permitted, provided that if, in the underlying zoning district, a special permit would be required for any particular use, the same special permit shall be required for such use in the LSCOD. Any non-conforming uses or structures will continue to be governed by General Laws Chapter 40A Section 6, and by Section XVII of this Bylaw.

Notwithstanding the foregoing, the following uses shall not be permitted on any Development Site:

1. any use that would not be permitted in a Business District (provided that any use that would be permitted in a Business District with a special permit or other appropriate relief shall similarly be permitted in the LSCOD with a special permit or such other relief);
2. sale or rentals of trailers, boats or recreational vehicles;
3. sale of items or products out of trailers;
4. hotel or motel;
5. movie theatre (except upon granting of a special permit as provided in Section XXV);”
6. automobile dealership (new or used);

7. storage of oil or petroleum products (other than as accessory to another permitted use and then only in accordance with applicable state and federal laws), provided that this clause shall not prohibit use for a gasoline service station with associated repair facilities;
8. laundry establishments with on-premises dry cleaning facilities, provided that the foregoing will not restrict laundry establishments with dry cleaning pick-up and drop-off service;
9. drive-through windows where food or beverage is purchased by customers in vehicles
10. light manufacturing; and
11. “adult uses,” as defined in Section IA of this Bylaw.

E. **Minimum Open Space:** There shall be provided for each Development Site minimum open space (as defined in Section IA.) equal to at least eighteen percent (18%) of the area of the Development Site. In computing the total open space for the Development Site, open space provided pursuant to Section XXI(D)(3) shall be included.

F. **Maximum Floor Area Ratio:** The maximum floor area ratio (as defined in SECTION IA. DEFINITIONS) for a Development Site shall be 0.3. Notwithstanding the foregoing, the maximum floor area ratio for a Development Site may be increased above 0.3 (but not in excess of 0.35), upon and subject to the issuance of a special permit granted by the Planning Board in accordance with the following:

1. A report shall have been received from the Design Review Board finding that the proposed project is consistent with the design criteria listed in Section XXII of this Bylaw;
2. The Planning Board shall find that the proposed project provides and/or contributes to and enhances pedestrian access and safety and will accommodate pedestrian and bicycle circulation (including reasonable bicycle parking areas, suitably separated from motor vehicle traffic lanes) in accordance with nationally recognized and accepted standards;
3. The Design Review Board shall find that the proposed project contains architectural features that enhance the appearance of the Development Site;
4. Newly constructed buildings in the proposed project shall be designed so as to minimize excessive noise from loading or refuse removal activities and from the operation of HVAC or mechanical equipment;
5. The Proposed Project includes affordable housing units in excess of those required under Section XVIB of this Bylaw; and
6. The proposed project shall include open space that enhances the local commercial environment, including (i) at least one park-type area of not less than 6,000 square feet with amenities such as benches and shade trees; (ii) at

least three areas of green space of at least 1,000 contiguous square feet each, which will enhance the absorption and drainage of storm water; and (iii) open space that enhances pedestrian safety, including readily identifiable pathways with appropriate signage or markings. Open space referred to in clauses (i) and (ii) will be planted and maintained substantially in accordance with a landscape plan, which will be reviewed and approved by the Design Review Board and the Town Horticulturalist.

Upon the satisfaction of the foregoing conditions, the Planning Board shall issue a special permit allowing an increase in the maximum floor area ratio above 0.3, but in no event shall the maximum Floor Area Ratio for any Development Site exceed 0.35.

- G. Inclusionary Zoning. The provisions of SECTION XVIB. INCLUSIONARY ZONING shall apply.
- H. Site Plan Approval. The provisions of SECTION XVIA. SITE PLAN APPROVAL shall apply.

(a) In connection with an application for any special permit or site plan approval under Section XVIA, a proposed development in the LSCOD shall not degrade the level of service designation at an impacted intersection or roadway segment to a level below the level of "C" and, if an impacted intersection or roadway segment is projected to operate at an level of service lower than "C" in a design year no-build alternative, then the proposed development shall not degrade the level of service designation below the projected design year no-build levels. An exception shall be for unsignalized intersections where, for the specific hour in question, fifty (50) trips per hour or less during the design year no-build peak hour are projected for a minor street approach. For these locations, the Applicant shall undertake an evaluation to identify any specific circumstances requiring further action or mitigation, which may be the subject of negotiated improvements at the discretion of the Planning Board.

(b) In connection with evaluation under Section XVIA of the storm drainage system, if the Planning Board determines that the minimum service standards cannot reasonably be achieved, but that the proposed project will effect an improvement in the no-build alternative, the Planning Board may, in its reasonable discretion, modify the minimum service standard and requirements, which modification may be conditioned on reasonable and acceptable mitigation measures. Any such mitigation measures shall be incorporated into the conditions of such special permit or site plan approval.

- I. Yards and Setbacks: The provisions of Section XIX (Yard Regulations) are inapplicable to proposed projects under this Section. No building or structures shall hereafter be erected or placed nearer to any street or property line of a property abutting the Development Site than the following:

Rear	10 feet
Side	10 feet
Front	15 feet

- J. **Buffers:** A buffer area shall be provided along the property line where the property line of the Development Site is contiguous to the property line of another lot within an existing residential district. This buffer shall be landscaped and screened by way of fences, walls and/or plantings sufficient to reasonably and substantially shield abutting land from parking and loading areas and buildings. Any such fences or walls may provide openings to allow safe pedestrian access and egress between the Development Site and the adjacent neighborhood. A Landscape Plan identifying the location and treatment of said buffer shall be prepared by a Landscape Architect licensed in the Commonwealth of Massachusetts, and approved by the Design Review Board. The foregoing requirement may be satisfied by (a) a landscaped and planted strip between the Development Site and the abutting residential district at least ten feet (10') in width, and/or (b) where existing conditions do not permit a 10-foot buffer, then a buffer strip between the Development Site and the abutting residential district, with fencing, walls or plantings at least seven feet (7') in average height. The approved buffer plan shall be incorporated into the required site plan approval under Section XVIA. No parking spaces, commercial loading facilities and maneuvering areas shall hereafter be placed within any buffer area.

- K. **Lighting:** An exterior lighting plan showing the location and design of light posts and luminaires for all exterior lighting shall be reviewed and approved by the Design Review Board. Unless specifically otherwise approved by the Design Review Board, luminaires shall be of a type having a total cutoff of less than ninety (90) degrees, and shall direct light onto the site. The approved lighting plan shall be incorporated into the required site plan approval under Section XVIA.

- L. **Off-Street Parking:** Parking shall be provided in accordance with SECTION XXI. The landscaping and screening requirements set forth in Section XXI shall apply to any proposed project.

- M. No more than two stores having a ground floor area of more than twenty-five thousand (25,000) square feet each shall be on a Development Site, unless the Planning Board shall first have granted a special permit.

and by adding to SECTION XXI. OFF-STREET PARKING. Part D, Subpart 2. REQUIRED PARKING. the following text immediately after the item labeled "Town House" therein:

Use	Zoning District	Minimum Number of Parking Spaces
Any residential use.	Linden Street Corridor Overlay District	2.5 spaces per one, two or three bedroom unit
Any non-residential use.	Linden Street Corridor Overlay District	5 spaces for each 1,000 square feet of ground coverage of buildings*, but not less than 3.2 spaces per 1,000 square feet of floor area of buildings.**

For purposes of the above parking requirements, any increase in on-street parking spaces included in a proposed Linden Street Corridor Overlay District Development Site at the expense of the proponent shall be counted towards satisfaction of the off-street parking requirement.”

Les Shea, Precinct C, Counsel for Eastern Development offered the **second motion under Article 4**, which was

VOTED, unanimously, 2/3 required, that the Zoning Map be amended by establishing a LINDEN STREET CORRIDOR OVERLAY DISTRICT (LSCOD) to include land on the northerly and southerly side of Linden Street, said land now included in part within a Business District and in part within an Industrial District, said land being shown on a plan entitled “Linden Street Corridor Overlay District (LSCOD)”, dated December 13, 2004, scale 1” = 160’, by Vanasse Hangen Brustlin, Inc., a copy of which plan is on file at the Offices of the Town Clerk and Planning Board.

Les Shea, Precinct C, Counsel for Eastern Development offered the **third motion under Article 4**, which was

VOTED, unanimously, 2/3 required, that the Board of Selectmen is hereby authorized to accept in the form of an easement or easements for roadway and sidewalk purposes the areas shown as widening Linden Street, as shown on a plan entitled “Preliminary Linden St. Easement Plan”, 1 inch = 50 feet by Vanasse Hangen Brustlin, Inc., Watertown, MA dated June 2, 2005. Area of easement approximately 14,819 sq. ft. on the north side of Linden Street and 12,821 sq. ft. on the south side of Linden Street. Total area of easements estimated to be 27,640 sq. ft. The final locations and dimensions of said easement area(s) to be determined in consultation with the Town Engineer upon completion of final design plans.

ARTICLE 5. To see if the Town will vote to acquire from Eastern Development, by gift, purchase, eminent domain, or otherwise, and then accept as a public way, further portions of the following street as laid out by the Board of Selectmen: Linden Street, as shown on the plan on file in the office of the Town Clerk entitled “Street Acceptance Plan of Linden Street – Showing a Widening of the Street Layout” Scale 1” = 40’, by VHB, Inc., dated January 10, 2005, to raise and appropriate or otherwise provide money therefor, including transfer from available funds or borrowing; or take any other action relative thereto.

No motion offered.

ARTICLE 6. To see if the Town will vote to amend the Zoning Bylaws and the Zoning Map by establishing as a Business District land now in part within a Business District, in part within an Industrial District and in part within a General Residence District, the land shown on Assessors Sheet 123, Lot 56 known as 139 Linden Street and further described in a deed recorded in the Norfolk County Registry of Deeds at Book: 8186, Page: 611. Said lot containing 17,646 square feet of land; or take any other action relative thereto.

No motion offered.

ARTICLE 7. To see if the Town will vote to establish a separate position of Chief Financial Officer/Town Accountant, to be appointed by the Executive Director of General Government Services subject to the approval of the Board of Selectmen, which position shall have such duties and responsibilities as the Town shall provide, by amending the Town Bylaws, Article 19. Board of Selectmen, Part III, Executive Director, and Part IV, Department of Financial Services, Article 31. Retirement Board, and such other bylaws as may be necessary or prudent to accomplish the same; and to authorize the Board of Selectmen to petition the General Court for Special Home Rule legislation to further provide for the same, including without limitation to repeal c. 247 of the Acts of 1995 which currently provides that the Executive Director shall be the Chief Financial Officer of the Town; or take any other action relative thereto.

Harriet Warshaw, Precinct C, member of the Board of Selectmen offered the following motion, which was

VOTED, by declared voice vote, that the Town Bylaws be amended as follows:

First, by striking Part III Professional Staff from Article 19. BOARD OF SELECTMEN as it presently appears and substituting the following Part III in its place.

PART III. PROFESSIONAL STAFF

19.31. Executive Director of General Government Services. The Town shall have an Executive Director of General Government Services (“Executive Director”) who shall be appointed by the Selectmen and who shall act for and with the authority of the Selectmen. The Selectmen may elect to enter into a contract with the Executive Director pursuant to G.L. c. 41, §108 N.

The Executive Director shall be the Chief Operating Officer of the Town, whose principal duties shall include but not be limited to:

- a. Implementing the Town’s policies and procedures as promulgated by the Selectmen as the Town’s Chief Executive Board.
- b. Overseeing and being responsible to the Selectmen in their responsibilities for the Town’s finances, including without limitation the annual Town-Wide Financial Plan and Five Year Capital Budget program required under these bylaws, and the investment of Town funds.
- c. Overseeing the development and enforcement of internal controls, using best municipal finance and general accounting practices as appropriate.
- d. Overseeing and being responsible for maintenance and quality control of all buildings and other structural assets under the Selectmen’s jurisdiction and, upon request, of such assets under the jurisdiction of other boards and committees.

e. Overseeing and being responsible for all other operating facets under the jurisdiction of the Selectmen, and as established by these bylaws, applicable special acts, and other duties as the Selectmen may from time to time specify.

f. Coordinating the activities of Town departments and arranging meetings between Town department heads in order to deal with common problems and allow an interchange of ideas and information and to lead the Town's strategic planning.

g. Overseeing the Town's network and information systems.

The Executive Director shall be the Town's Chief Procurement Officer, who may delegate the powers and duties of such position as provided by law.

19.32. Executive Director, Term. The term of office shall be three years commencing on July 1.

19.33. Staff. The Executive Director shall appoint the Finance Director, the Facilities Maintenance Administrator and the Network and Information Systems Director, such appointments to be subject to the approval of the Selectmen (hereinafter referred to as "principal staff") and such other staff as the Executive Director shall deem appropriate and for which funding has been provided. The Executive Director shall exercise general supervision over all town departments for which the Selectmen are the appointing or employing authority.

19.34. Principal Staff, Term. The appointments of all principal staff shall be for a period not to exceed three years.

Second, by striking from said Article 19. BOARD OF SELECTMEN Part IV, Department of Financial Services, Sections 19.41 Department, 19.42 Town Accountant and the introductory paragraph of Section 19.43 Treasurer and Collector of Taxes, as they presently appear and substituting the following Sections 19.41, 19.42, and introductory paragraph of Section 19.43 in their place:

PART IV. DEPARTMENT OF FINANCIAL SERVICES

19.41. Department. The Town shall have a Department of Financial Services headed by the Finance Director who shall be the Town's Chief Financial Officer.

19.42. Finance Director. The Executive Director may elect to enter into a contract with the Finance Director pursuant to G. L. c. 41, § 108 N, subject to the Selectmen's approval. The Finance Director shall be the Town Accountant and shall have, except as expressly provided by these bylaws, the powers and duties vested by law in comptrollers and town accountants. Among the duties and responsibilities of the Finance Director shall be the following:

- a. Coordinating and administrating Town financial services and activities, including providing support as needed to the Advisory Committee and other Town boards and committees.
- b. Serving as a member of the Retirement Board *ex officio*.
- c. Assisting in the development of budgets and reviewing all budgets for format, completeness, and accuracy before submission to the Advisory Committee.
- d. Assisting the Executive Director in preparing and supervising purchasing and inventory control procedures.
- e. Administering the disposal of Town property.
- f. Maintaining Town accounting records and financial statements.
- g. Paying all Town obligations, after securing required approvals.
- h. Monitoring all expenditures of Town funds.
- i. Timely reporting to the Selectmen and to other appropriate boards of actual or foreseeable incurring of obligations or expenditures of funds in excess of budgeted appropriations.
- j. Maintaining payroll and other financial records relating to all Town personnel.
- k. Sending to each board, at regular intervals, a statement of the funds expended during the preceding month and a statement of the balances remaining under appropriated budgets.

19.43. Treasurer and Collector of Taxes. The Town shall have a Town Treasurer and Collector of Taxes (“Treasurer/Collector”), who shall be appointed by the Finance Director, for a three year term commencing on July 1, subject to the approval of the Executive Director. The Treasurer/Collector shall have, except as otherwise expressly provided by these bylaws, the powers and duties vested by law in Town treasurers and collectors of taxes. Among the duties and responsibilities of the Treasurer/Collector shall be the following:

Third, by striking from Article 32. RETIREMENT BOARD, Section 32.1. Membership, subpara. a as it presently appears and substituting in its place the following:

- a. The Finance Director *ex officio*

so that said Section 32.1. Membership shall read in its entirety as follows:

32.1. **Membership.** The Town shall have a Retirement Board consisting of five persons selected in accordance with Chapter 32, Section 20(4), of the General Laws:

- a. The Finance Director *ex officio*;
- b. Two persons elected by the members in service of the Town retirement system from among their number, or from among persons retired from such system;
- c. One person chosen by the Board of Selectmen;
- d. A person chosen by the other four members of the Board. If the fifth member is not chosen by the other four members within thirty days after the expiration of the term of the fifth member, that member shall be appointed by the Selectmen.

And further, the Board of Selectmen is hereby authorized to petition the General Court for special home rule legislation amending Section 3 of c. 555 of the Acts of 1978 (an Act authorizing certain bylaws and amending certain acts relating to the Town of Wellesley) and c.247 of the Acts of 1995 (an act relative to the Chief Financial Officer of the Town of Wellesley) to conform legislative authority to the foregoing bylaw changes.

ARTICLE 8. To see how the Town will vote to raise money appropriated under any of the above articles; or take any other action relative thereto.

No motion offered.

Vincent Juliani, Chairman of the Board of Selectmen, offered the following motion, action on which was

Voted, by unanimous voice vote, that this Special Town Meeting be and hereby is dissolved.

The Meeting dissolved at 11:25 p.m.

Attest:

Kathleen F. Nagle
Town Clerk