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**ANNUAL TOWN MEETING
MAY 3, 2012
MEMORIAL TOWN HALL
GREAT HALL**

The Meeting was called to order at 7:30PM by Moderator, Peter J. Adams.
Reading of the Return of the Warrant was waived. Meeting was posted in accordance with the law.

Moment of Silence for all of our friends and relatives who passed away since the last Annual Town Meeting.

The National Anthem was sung by James Pervier.

Moderator introduced to attendees, himself, Members of the Board of Selectmen, Town Administrator, Administrative Assistant, Town Counsel and Mary Braney introduced Finance Committee members present.

Town Clerk, Jean M. Mulhall, was presented with flowers and a vase embossed with the Town Seal, as this will be her last meeting. Town Clerk will retire June 30, 2012.

Moderator reviewed procedures for Town Meeting.

Moderator thanked Rich Lapierre (Sounds by Rich) for supplying the sound system.

Donald Berthiaume, Chairman of the BOS, thank the Worcester County Sheriff's Office for their assistance in painting the Great Hall.

He also presented Peter Durant a clock, as Mr. Durant did no seek re-election to the BOS.

The Meritorious Service Award was presented to the Spencer Exchange Club.

Peter Durant, Selectman, asked that attendees complete a survey for the Financial Management Planning Committee.

The following articles were acted upon:

ARTICLE 1

Article 1: Majority voted that the Town amend its Fiscal Year 2012 Operating Budget by appropriating the sum of Two Hundred Sixty-One Thousand, Five Hundred Twenty Dollars and Seventy Cents (\$261,520.70) to the following various accounts, and further to transfer said sum from Overlay Surplus Account to meet said appropriation:

<u>Department</u>	<u>Account</u>	<u>Amount</u>
Finance Committee Salaries & Wages	11131-51000	\$14.30
Information Technology Expenses	11155-57000	\$15,000.00
Elections & Registrars Salaries & Wages	11162-51000	\$678.56
Police Department Salaries & Wages	11210-51000	\$50,000.00
Police Department Expenses	11210-57000	\$6,000.00
Fire Department Salaries & Wages	11220-51000	\$18,000.00
Fire Department Expenses	11220-57000	\$10,000.00
ODIS Salaries & Wages (PB & ZBA Boards)	11250-51000	\$299.89
Snow & Ice Expenses	11423-57000	\$117,045.00
Veterans Benefits Expenses	11543-57000	\$25,000.00

Library Expenses (Elevator Repair)	11610-57000	\$13,060.63
Parks & Recreation Salaries & Wages	11640-51000	<u>\$6,422.32</u>
	Total	\$261,520.70

ARTICLE 2

Article 2: Majority voted that the Town transfer the sum of One Hundred Twenty-Four Thousand, Seven Hundred Fifty Dollars and No Cents (\$124,750.00) from the FY2012 Sewer Department Debt Service Account (20000-59000) to the FY2012 Sewer Department Expenses Account (20000-57000) to cover additional expenses.

ARTICLE 3

Article 3: Majority voted that the Town transfer the sum of Four Thousand, Five Hundred Dollars and No Cents (\$4,500.00) from the FY2012 Employee Benefits Salaries & Wages Account (11800-51000) to the FY2012 Employee Benefits Expenses Account (11800-57000) to cover additional expenses.

ARTICLE 4

Article 4: Majority voted that the Town transfer the sum of Five Thousand Dollars and No Cents (\$5,000.00) from the FY2012 Debt Service Short Term Debt-Interest Account (11710-59100) to the FY2012 Debt Service Administrative Expenses Account (11710-57000) to cover additional expenses; or take any action relating thereto.

ARTICLE 5

Article 5: Majority voted, as a block, that the Town approve a consent agenda consisting of the following actions. Such items may be voted as a block, or singly, or in any combination but however voted, will be treated for accounting and legislative purposes as if each item voted were voted as a separate article.

- A. Receive, in writing, the reports of the Town Officers and Committees.
- B. Authorize the Planning Board to establish a revolving fund in conformity with Chapter 44, Section 53E1/2 of the Massachusetts General Laws for the following purposes and subject to the following conditions:
 - 1. to be the depository for monies received from ANR Fees and Subdivision Fees;
 - 2. to fund the administrative costs of the Planning Board;
 - 3. to have limit on the total amount to be expended from the fund in Fiscal Year 2013 at Five Thousand Dollars and No Cents (\$5,000.00); and
 - 4. to have the Planning Board be the only authority empowered to expend monies from this fund.

- C. Authorize the establishment of a revolving fund for the Sugden Block in conformity with Chapter 44, Section 53E1/2 of the Massachusetts General Laws, for the following purposes and subject to the following conditions:
1. to be the depository for receipts of rentals and charges from the Sugden Block;
 2. to pay expenses associated with the operation of the Sugden Block;
 3. to have a limit on the total amount to be expended from the fund in Fiscal Year 2013 at Sixty Seven Thousand, One hundred Forty Dollars and No Cents (\$67,140.00); and
 4. to have the Town Administrator be the only authority empowered to expend monies from this fund.
- D. Authorize the Office of Development and Inspectional Services (ODIS) to establish a revolving fund in conformity with Chapter 44, Section 53#1/2 of the Massachusetts General Laws, for the following purposes and subject to the following conditions:
1. to be depository for 80% of the fees collected for Electrical Permits;
 2. to compensate the Wiring Inspector;
 3. to have a limit on the total amount to be expended from the fund in Fiscal Year 2013 at Seventeen Thousand, Seven Hundred Thirty-Three Dollars and No Cents (\$17,733.00); and
 4. to have the Director of the Office, subject to the approval of the Town Administrator, be the only authority empowered to expend monies from this fund.
- E. Authorize the Parks and Recreation Commission to establish a revolving fund in conformity with Chapter 44, Section 53E1/2 of the Massachusetts General Laws, for the following purposes and subject to the following conditions:
1. to be the depository for monies received for park rentals, sticker fees, and fees charged for program offerings;
 2. to be used to fund the costs of part-time personnel, utilities, supplies, and expenses related to program offerings;
 3. to have a limit on the total amount to be expended from the fund in Fiscal Year 2013 at Ninety Thousand Dollars and No Cents (\$90,000.00); and
 4. to have the Parks and Recreation Commission be the only authority empowered to expend monies from this fund.
- F. Authorize the Board of Selectmen to establish a Celebrations Revolving Fund in conformity with Chapter 44, Section 53E1/2 of the Massachusetts General Laws, for the following purposes and subject to the following conditions:
1. to be the depository for donations, gifts and fees collected for community celebrations, including, but not limited to, the Fourth of July (Independence Day), Halloween, and Christmas;

2. to have a limit on the total amount to be expended from the fund in Fiscal Year 2013 at Thirty Thousand Dollars and No Cents (\$30,000.00); and
 3. to have the Town Administrator, subject to the approval of the Board of Selectmen, be the only authority empowered to expend monies from this fund.
- G. Appropriate the sum of money received or to be received from the Chapter 90 State Aid to Highways Program to be expended for construction and/or maintenance upon any state approved road, or for any other authorized purpose, for Fiscal Year 2013, with such funds to be reimbursed 100% from such Program.
- H. Authorize the Board of Selectmen to apply for, accept, and expend the following funds:
- Community Development Block Grant funds;
 - Community Innovation Challenge Grant funds;
 - District Local Technical Assistance Grant funds; and
 - Other State and Federal grant-in-aid assistance, as appropriate and necessary.
- I. Appropriate the sum of 100% of all fines, penalties, and assessments received in Fiscal Year 2013 as payment under the provisions of Massachusetts General Laws, Chapter 148A, as amended by Chapter 304 of the Acts of 2004, to an account entitled "Building and Fire Code Enforcement Fines."
- J. Appropriate the sum of 50% of all monies received in Fiscal Year 2013 as payment for the so-called "products," "conveyance," "roll-back" or other such tax or payment, other than real estate taxes and related payments-in-lieu-of-taxes, under the provisions of Massachusetts General Laws, Chapter(s) 61, 61A, and 61B to the Land Acquisition Stabilization Fund and the sum of 100% of all monies received from the Commonwealth of Massachusetts as payments from the Forest Products Trust Fund to the Land Acquisition Stabilization Fund.
- K. Authorize the Town Treasurer/Collector to enter into a compensating balance agreement(s) for Fiscal Year 2013 pursuant to Massachusetts General Laws, Chapter 44, Section 53F, and further vote to authorize the Town Treasurer/Collector to borrow such sums of money as he/she may deem necessary, with the consent of the finance Committee, in anticipation of revenue and/or reimbursements and to issue notes of the Town payable thereof in accordance with applicable law.
- L. Authorize the Board of Selectmen, in conformance with Section 11(m) of the Spencer Governmental Act and MGL c. 40, Section 4, to enter into and negotiate the terms thereof, all contracts for the exercise of its corporate powers.

ARTICLE 6

Article 6: Majority voted, as a block, that the Town fix or maintain the salaries of the elected officials for Fiscal Year 2013 as follows:

Board of Selectmen	\$ 1,000.00	Yearly
Moderator	\$ 0.00	Yearly
Board of Assessors	\$ 925.00	Yearly
Town Treasurer/Collector	\$ 59,280.00	Yearly
Town Clerk	\$ 57,129.00	Yearly
Water Commissioners	\$ 700.00	Yearly
Sewer Commissioners	\$ 700.00	Yearly
Board of Health	\$ 700.00	Yearly

ARTICLE 7

Article 7: Majority voted, as a block, that the Town amend the Personnel Bylaws by substituting the following new compensation schedule, Section 2-Schedules B, C, and D:

(Informational Note: These rates all generally go up 2.9%)

Schedule B

	I	II	III	IV	V
Compensation Grade S-2	\$372.93	\$386.52	\$416.17	\$445.97	\$475.67
Compensation Grade S-3	\$416.17	\$445.97	\$475.67	\$505.41	\$536.59
Compensation Grade S-4	\$475.67	\$505.41	\$536.59	\$564.90	\$594.57
Compensation Grade S-5	\$536.59	\$564.90	\$594.57	\$624.41	\$653.99
Compensation Grade S-6	\$594.57	\$624.41	\$653.99	\$682.95	\$728.41
Compensation Grade S-7	\$653.99	\$682.95	\$728.41	\$772.96	\$817.62
Compensation Grade S-8	\$728.41	\$772.96	\$817.62	\$862.22	\$906.84
Compensation Grade S-9	\$817.62	\$862.22	\$906.84	\$947.25	\$1,003.73
Compensation Grade S-9A	\$862.21	\$908.02	\$950.80	\$1,003.73	\$1,060.86
Compensation Grade S-10	\$906.84	\$947.25	\$1,003.73	\$1,058.84	\$1,117.08
Compensation Grade S-10A	\$958.66	\$1,001.46	\$1,060.97	\$1,119.25	\$1,180.80
Compensation Grade S-11	\$1,003.73	\$1,058.84	\$1,117.08	\$1,178.53	\$1,244.09
Compensation Grade S-12	\$1,117.08	\$1,178.53	\$1,244.09	\$1,286.54	\$1,383.83
Compensation Grade S-13	\$1,244.09	\$1,286.54	\$1,383.83	\$1,459.93	\$1,540.96
Compensation Grade S-14	\$1,383.83	\$1,459.93	\$1,540.96	\$1,625.71	\$1,715.94

Schedule C

Administrative Intern / Co-op Student	\$8.89	hourly
Animal Control & Inspection Officer	\$12,116.00	yearly
Animal Control & Inspection Officer-Alternate	\$660.60	yearly
COA Director	\$17.41	hourly
Election Inspectors	\$10.04	hourly
Election Wardens / Clerks	\$11.08	hourly
Engineering Aide	\$11.03	hourly

Facilities Maintenance Worker	\$11.76	hourly
Finance Committee Clerk	\$381.75	yearly
Fluoride Coordinator	\$11.81	hourly
Gas Inspector	\$3,705.00	yearly
Laborer (Seasonal/Intermittent)	\$11.03	hourly
Library Childhood Literacy Coordinator	\$104.96	weekly
Library Page	\$8.88	hourly
Light Equipment Operator (LEO) - Seasonal	\$17.04	hourly
Parks & Rec Adven. Prog. Director	\$16.83	hourly
Parks & Rec Adven. Prog. Head Counselor	\$12.07	hourly
Parks & Rec Adven. Prog. Counselor	\$9.93	hourly
Parks & Rec Waterfront Director	\$15.31	hourly
Parks & Rec Water Safety Instructor	\$13.70	hourly
Parks & Rec Lifeguard	\$12.07	hourly
Parks & Rec Parking Attendant	\$8.62	hourly
Parks & Rec Chair	\$393.00	yearly
Parks & Rec Clerk	\$393.00	yearly
Planning Board	\$1,009.00	yearly
Planning Board - Alternate	\$474.00	yearly
Plumbing Inspector	\$4,997.00	yearly
Police Dispatcher	\$15.00	hourly
Registrars	\$1,206.00	yearly
Sealer of Weights & Measures	\$4,155.00	yearly
SEMA, Director of Operations	\$2,169.00	yearly
SFD Deputy Chief	\$8,426.48	yearly
SFD Captain	\$17.72	hourly
SFD Lieutenant	\$16.41	hourly
SFD Fire Science Instructor	\$19.29	hourly
SFD Firefighter (over 10 years)	\$15.00	hourly
SFD Firefighter (5-10 years)	\$13.64	hourly
SFD Firefighter (under 5 years)	\$12.34	hourly
SFD Firefighter (sub)	\$9.25	hourly
SFD Truck Engineer Back Line	\$424.46	yearly
SFD Truck Engineer Front Line	\$564.56	yearly
Tree Climber	\$18.40	hourly
Tree Groundman	\$15.84	hourly
Tree Warden	\$21.59	hourly
Veterans Agent	\$10,800.00	yearly
Zoning Board of Appeals	\$1,009.00	yearly
Zoning Board of Appeals - Alternate	\$474.00	yearly

Schedule D

	I	II	III	IV	V
Compensation Grade H-1	\$8.98	\$9.56	\$10.18	\$10.81	\$11.57
Compensation Grade H-2	\$10.18	\$10.81	\$11.57	\$12.55	\$13.28
Compensation Grade H-3	\$11.57	\$12.55	\$13.28	\$14.22	\$14.88
Compensation Grade H-4	\$13.28	\$14.22	\$14.88	\$15.90	\$16.61
Compensation Grade H-5	\$14.88	\$15.90	\$16.61	\$17.55	\$18.32
Compensation Grade H-6	\$16.61	\$17.55	\$18.32	\$19.23	\$20.51
Compensation Grade H-7	\$18.32	\$19.23	\$20.51	\$21.62	\$22.83

Compensation Grade H-8	\$20.51	\$21.52	\$22.61	\$23.74	\$24.92
Compensation Grade H-9	\$22.61	\$23.74	\$24.92	\$26.15	\$27.46
Compensation Grade H-10	\$24.92	\$26.15	\$27.46	\$28.84	\$30.27
Compensation Grade H-11	\$27.46	\$28.83	\$30.27	\$31.79	\$33.39
Compensation Grade H-12	\$30.27	\$31.79	\$33.39	\$35.04	\$36.80

ARTICLE 8

Article 8: Majority voted (Declared Vote by Moderator) that the Town appropriate the sum of One Million, Seven Hundred Thousand Dollars and No Cents (\$1,700,000.00) to be expended by the Sewer Department to:

- A. fund repairs and upgrades to the Sewer System, including the waste water treatment plant, collection system, and pump stations;
- B. to meet said appropriation by authorizing the Town Treasurer with the approval of the Board of Selectmen to borrow \$1,700,000 for a period of not more than twenty years, exclusive of the term of any temporary financing issued in anticipation of the issuance of long term bonds, to be repaid from receipts and revenues of the Sewer Department; and
- C. to have the Board of Sewer Commissioners set the Fiscal Year 2013 rates and fees to meet said appropriation.

Moderator declared: 98 In Favor and 2 Opposed.

ARTICLE 9

Article 9: Majority voted (Declared Vote by Moderator) that the Town rescind authorizations allowed under the following articles:

May 5, 2011 Annual Town Meeting	Article 15
October 27, 2011 Special Town Meeting	Article 9

Moderator declared: 99 In Favor and 1 Opposed.

Note: these articles previously authorized the design services and construction of a replacement sewer pump station on Meadow Road and are to be replaced by Article 8 herein.

ARTICLE 10

Article 10: Majority voted that the Town:

- 1. appropriate the sum of One Million, Sixty-Two Thousand, Six Hundred Seventy-One Dollars and No Cents (\$1,062,671.00) for the use of the Sewer Department for Fiscal Year 2013, and to fund said appropriation with a transfer from the receipts and

- revenue of the Sewer Enterprise Fund collected by the Sewer Department for said Fiscal Year;
2. authorize Indirect Costs for Fiscal Year 2013 at One Hundred Forty-One Thousand, Three Hundred Twenty-Six Dollars and No Cents (\$141,326.00); and
 3. have the Board of Sewer Commissioners set the Fiscal Year 2013 rates and fees to meet said appropriation and level of Indirect Costs.

ARTICLE 11

Article 11: Majority voted that the Town:

1. appropriate the sum of One Million, Four Hundred Twenty-One Thousand, One Hundred Thirty-Three Dollars and No Cents (\$1,421,133.00) for the use of the Water Department for Fiscal Year 2013, and to fund said appropriation with a transfer from the receipts and revenue of the Water Enterprise Fund collected by the Water Department for said Fiscal Year;
2. authorize Indirect Costs for Fiscal Year 2013 at One Hundred Thirty-Five Thousand, Two Hundred Eight Dollars and No Cents (\$135,208.00); and
3. have the Board of Water Commissioners set the Fiscal Year 2013 rates and fees to meet said appropriation and level of Indirect Costs.

ARTICLE 12

Article 12: Unanimously voted that the Town raise and appropriate the sum of Seven Million, Eight Hundred Fourteen Thousand, Four Hundred Twenty-Five Dollars and No Cents (\$7,814,425.00) to pay for the operations of the General Government expenses for Fiscal Year 2013, and to meet said appropriation from a transfer of Forty Five Thousand Dollars and No Cents (\$45,000.00) from the Overlay Surplus Account, a transfer of Ten Thousand Dollars and No Cents (\$10,000.00) from the Wetlands Protection Fund, from taxation, from available funds in the Treasury, and anticipated receipts as may be needed or decided necessary. (See attached Budget)

ARTICLE 13

Article 13: Unanimously voted, as a block, that the Town, provided that any amount stated herein shall be for the use of the Spencer East Brookfield Regional School District for Fiscal Year 2013 in accordance with any conditions stated herein and further provided that any stated amount shall be reduced to any lesser amount which shall subsequently be certified by the school committee and certified to the Town, to:

1. raise and appropriate the sum of Six Million, Six Hundred Twenty-Nine Thousand, Six Hundred Seventy-Four Dollars and No Cents (\$6,629,674.00) for the Operating Assessment Account #11300-56000;
2. raise and appropriate the sum of Four Hundred Thirty-Six Thousand, Ten Dollars and No Cents (\$436,010.00) for the purposes of paying the costs of debt service and Capital Assessments Account #11300-56010 for previously approved building and design projects.

ARTICLE 14

Article 14: Unanimously voted that the Town raise and appropriate the sum of Six Hundred Sixteen Thousand, Four Hundred Thirty-Four Dollars and No Cents (\$616,434.00) for Fiscal Year 2013 for the following purposes:

Bay Path Vocational Regional Technical High School Assessment Account #11300-52000	\$582,304.00
Bay Path Vocation Regional Technical High School “Buy In” Debt Account #11300-52500	\$34,130.00

ARTICLE 15

Article 15: Majority voted that the Town raise and appropriate the sum of Fifty-Six Thousand, Nine Hundred Fifty-Two Dollars and No Cents (\$57,052.00) for Fiscal Year 2013 for the following purposes:

Smith Vocational Regional Agricultural High School Assessment Account #11300-52000	\$34,552.00
Smith Vocational Regional Agricultural High School Transportation Account #11300-52100	\$22,500.00

(There was a clerical error in this article. Total was typed as \$56,952.00 and should be \$57,052.00).

ARTICLE 16

Article 16: Majority voted (Declared Vote by Moderator) that the Town approve the \$73,722,405 borrowing authorized by the Southern Worcester County Regional Vocational School District (the “District”), for the purpose of paying costs of designing, constructing, originally equipping and furnishing an addition to and renovation of the Bay Path Regional Vocational Technical High School, located at 57 Old Muggett Hill Road, Charlton, including the payment of all costs incidental or related thereto (the “Project”), which school facility shall have an anticipated useful life as an educational facility for the instruction of school children of at least 50 years, and for which the District may be eligible for a school construction grant from the

Massachusetts School Building Authority (“MSBA”), said amount to be expended at the direction of the School Building Committee; that the Town acknowledges that the MSBA’s grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any Project costs the District incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the District and its member municipalities; provided further that any grant that District may receive from the MSBA for the Project shall not exceed the lesser of (1) sixty-seven and forty-one hundredths percent (67.41%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; provided, however, that the approval of the District’s borrowing by this vote shall be subject to and contingent upon an affirmative vote of the Town to exempt its allocable share of the amounts required for the payment of interest and principal on said borrowing from the limitations on taxes imposed by M.G.L.59, Section 21C (Proposition 2 ½); and that the amount of borrowing authorized by the District shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the District and the MSBA.

Moderator declared: 97 In Favor and 3 Opposed.

ARTICLE 17

Article 17: Majority voted that the Town appropriate the sum of Five Hundred Twenty Thousand Dollars and No Cents (\$520,000.00) for Water Department capital projects, as approved by the Capital Improvements Planning Committee (CIPC), as generally illustrated below and to meet said appropriation by transferring said sum from previously certified retained earnings of the Water Department;

<u>Department</u>	<u>Item</u>	<u>Amount</u>
Water	Stairs at Highland Pump Station	\$40,000.00
Water	Meter Base Replacements	\$30,000.00
Water	Roadway Paving (Lincoln, Elm, And Pleasant Streets)	\$200,000.00
Water	Capital Efficiency Plan Program	<u>\$250,000.00</u>
	Total	\$520,000.00

ARTICLE 18

Article 18: Majority voted (Declared Vote by Moderator) that the Town appropriate the sum of Two Hundred Fifty-Nine Thousand Dollars and No Cents (\$259,000.00) for a capital program of equipment purchases and capital improvements, as generally illustrated below, and to meet said appropriation by transferring the following sums from the following accounts; Two Hundred One Thousand, Eight Hundred Thirty-Nine Dollars and No Cents (\$201,839.00) from Free Cash, Twenty-Nine Thousand, Seven Hundred Fifty-Six Dollars and Eighteen Cents (\$29,756.18) from Building Stabilization, Two Thousand, Seven Hundred Nineteen Dollars and Thirty-Five Cents (\$2,719.35) from Fire Station Roof Repairs (#60000-59181), Twenty-Four Thousand, Six Hundred Fifty-Two Dollars and Eighty-Seven Cents (\$24,652.87) from Highway Sidewalk Plow (#60000-59186), and Thirty-Two Dollars and Sixty Cents (\$32.60) from Police Station Electrical Repairs (#60000-59206);

<u>Dept.</u>	<u>Item</u>	<u>Amount</u>
Fire Department	Server Replacement	\$ 4,000
Fire Department	Computer Replacements (6 PC's)	\$ 6,000
Fire Department	Turnout Gear (3 sets)	\$ 6,000
Fire Department	Cruiser Replacement	\$ 43,000
Fire Department	Additional Annex Funds	\$125,000
Highway Department	Security Fence Repairs	\$ 3,000
Parks & Recreation	Office Computer Replacement	\$ 1,000
Parks & Recreation	O'Gara Park Infield & Track Repairs	\$ 12,000
Parks & Recreation	Depot Trail Restorations	\$ 10,000
Police Department	Copier Replacement	\$ 4,500
Police Department	Personnel Management Software	\$ 5,000
Police Department	Cruiser Replacement	\$ 37,500
Transfer Station	Roof/Gutter Repairs	\$ 2,000
Total:		\$259,000

Moderator declared: 99 In Favor and 1 Opposed.

ARTICLE 19

Article 19: Majority voted that the Town appropriate the sum of Forty-Five Thousand Dollars and No Cents (\$45,000.00) for the capital project of fire alarm and security system upgrades at the Sugden Block, as approved by the Capital Improvements Planning Committee (CIPC), and to meet said appropriation by transferring the sum of Seven Thousand Seven Hundred Twenty-Seven Dollars and No Cents (\$7,727.00) from Sugden Block Operations Reserve (#29000-29270), Nineteen Thousand Three Hundred Twenty Dollars and No Cents (\$19,320.00) from Sugden Block Capital Reserve (#29000-29280), and Seventeen Thousand, Nine Hundred Fifty-Three Dollars and No Cents (\$17,953.00) from the Sugden Block Unreserved Fund Balance (#29000-35900).

ARTICLE 20

Article 20: Majority voted that the Town transfer the sum of Ten Thousand, Four Hundred Thirty-Six Dollars and Seventy Cents (\$10,436.70) from the Lake Street Intercom Account (#60000-59196) and Three Thousand, Four Hundred Fifty-Eight Dollars and No Cents (\$3,458.00) from Knox Trail Cement Landing Account (#60000-59197) to the SEBRSD District Wide Video Streaming Account (#60000-59198).

ARTICLE 21

Article 21: Amend Water Conservation and Restriction General Bylaw. Majority voted that the Town amend Article 15 of the Town's General Bylaws, entitled "Water Conservation and Restriction Bylaw," as follows:

1. In Section 4, Definitions, delete “Water Users shall mean all persons using water within the Town. Inclusive of public water supply system users shall be subject to this by-law. This by-law shall be in effect year round.” and insert in its place the following: “Water Users shall mean all persons using a public water supply system.”

2. In Section 5, Declaration of a State of Water Supply Conservation, delete the second sentence of the third paragraph, which reads, “The Water Commissioners may designate the Water Department Superintendent, Town Manager or Utilities and Facilities Superintendent to declare a State of Water Supply Conservation at any time that conditions warrant.” and insert in its place the following: “The Water Commissioners may designate the Water Department Superintendent, Town Administrator or Utilities and Facilities Superintendent to declare a State of Water Supply Conservation at any time that conditions warrant.”

3. In Section 11, Penalties, delete clause d), which reads “Fourth and subsequent violations: \$500.00 dollar fine” and insert in its place the following: “d) Fourth and subsequent violations: \$300.00 dollar fine.”

ARTICLE 22

Article 22: Unanimously voted that the Town accept a permanent drainage easement from George and Sara Cox on their property located at 8 Thompson Pond Road, Spencer, on such terms and conditions as the Board of Selectmen deem reasonable, appropriate, and in the best interests of the Town.

ARTICLE 23

Article 23: Unanimously voted that the Town accept a permanent drainage easement from Peter and Elizabeth Vincent on their property located at 219 Greenville Street, Spencer, on such terms and conditions as the Board of Selectmen deem reasonable, appropriate, and in the best interests of the Town.

ARTICLE 24

Article 24: Unanimously voted that the Town accept a permanent drainage easement from Timothy Boucher and Raymond Quill on their property located at 218 Greenville Street, Spencer, on such terms and conditions as the Board of Selectmen deem reasonable, appropriate, and in the best interests of the Town.

ARTICLE 25

Article 25 (Citizens’ Petition): Majority voted that the Town Pass Over this Article.

(To see if the Town will vote to purchase a suitable one or more acre lot within a two mile radius of the Town center for the purpose of constructing a one story building suitable for use as a Senior Center for the Town. Said lot should allow adequate space for parking a minimum of 25 cars).

ARTICLE 26

Article 26 (Citizens' Petition): Majority voted that the Town Pass Over this Article.

(To see if the Town will vote to construct a one story building, containing a minimum of 1600 sq. ft. of usable interior space to serve as a Senior Center for the residents of the Town of Spencer. Said building should include a kitchen of approximately 250 sq. ft; and a dining area of approximately 250 sq. ft.; a minimum if two separate offices that may be used for private conferences; a suitable library space of 100 square feet or more; and a minimum of 2 or more additional activity room, in addition to bathroom facilities; or take any action relative thereto).

ARTICLE 27

Article 27: Resolution to Seek Lower Electric Rates in a Competitive Market. Majority voted (Hand Counted Vote) that the Town accept the following:

Whereas, the Commonwealth of Massachusetts, by enacting Chapter 164 of the Acts of 1997, has established a competitive marketplace through deregulation and restructuring of the electric utility industry; and

Whereas, the citizens of the Town of Spencer in Worcester County have substantial economic, environmental, and social interests at stake; and

Whereas, Spencer's residential and business consumers are interested in reducing their electricity rates;

Be it therefore resolved, that the Town Meeting of Spencer grant the Board of Selectmen authority to develop and participate in a contract, or contracts, for power supply and other related services, independently, or in joint action with other municipalities through the Hampshire Council of Governments. If such contracts are to be approved, individual consumers would retain the option not to participate and to choose any alternative service they desire; and

Be it further resolved, that the Board of Selectmen will appoint a representative for a committee to oversee such joint action.

Hand Count: 41 In Favor and 38 Opposed.

A Motion was made to dissolve the Meeting.

Majority voted at 9:20PM to dissolve this Meeting.

101 Registered Voters attended this Meeting.

Jean M. Mulhall, Town Clerk

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