

# TOWN OF GROVELAND

## SPECIAL TOWN MEETING WARRANT

**COMMONWEALTH OF MASSACHUSETTS**

***Essex,ss:***

To Ronald C. Weeks, Chief of Police of the Town of Groveland, in the County of Essex

### GREETINGS:

In the name of the Commonwealth you are hereby required to notify and warn the inhabitants of said Town who are qualified to vote in the ***Special Town Meeting*** to meet at the **Dr. Elmer S. Bagnall School**, 253 School Street on Monday, April 26, 2004 @ 7:00 P.M. to vote on the following Articles:

Town Meeting was called to order by Town Clerk Richard T. Sciacca. He explained that due to absence of the moderator, that we needed to elected an acting moderator. This person could be for one or both sessions of the Town meetings. He suggested that those who wish to take on this task could put their candidates' name up for nomination. Thereafter there would be an election to appoint one for the evening. All said the pledge of Allegiance.

**DATE AND ACTION TAKEN:**

The town clerk, thanking all for coming, said greeting. Dick introduced the town official who will guide the citizens through the town meeting business. He then introduced the family of the late Selectman, Carl F. Lemuth. The Town Clerk gave the following address:

"I am honored to say a few words about Carl.

Carl was a very ambitious individual, he chose three directions for his life to follow: The first was that of a husband and a devoted father, the second was to his country, for which he served, and third was in service to his town of Groveland.

Carl ran for the position of Selectmen in the early nineteen seventies. He failed to get elected, yet he choose other ways in which to serve his town.. He first joined the Planning Board where he helped to write the laws, which would help control, the large growth of homes in our town. From this board he took on the challenge of serving on the Finance Board. In this era, their board had to deal with less state and federal monies. This also would be when the mandated Proposition 2/1/2,( a tax limiting measure) would be enacted by State law. Yet through all these issues, this board kept the town on a sound financial footing. Then came the well pollution problems for our town. Wells closed and contamination issues needed to be dealt with. Carl and his board members would get our water clean, deal with the pollution issues and would restore our quality of water. He would go on to serve on two more board, that of the Road Study program, which is still in effect today. When the work of this committee had been completed it will have repaired all roads in Groveland. He then proceeded to help draft and put into place the Regionalization K-12 agreement for our school system.

Carl would come full circle in his service to his town. Where he once started in his quest to become a Selectman, he succeeded and served almost one full term. Due to health issues he resigned his last year.

If he were here tonight, I know that he would say to you the citizens of Groveland, take on the challenge of public service, and find some cause, some committee in which to serve. Your presence here tonight is a perfect example of that fact, for you are here because you care about your town.

The family was present two plaques and the very flag, which was lowered out of respect to Carl.

Richard Hodges, Union Street, was nominated and elected as the acting Moderator for both the Special as well as the Annual town Meeting.

With the Town Clerk having declared a quorum met of 100 registered voters the Special Town Meeting was called to order.

**ARTICLE 1:** To see if the Town will vote to establish a Capital Projects Stabilization Fund under Massachusetts General Laws Chapter 40, Section 5B, for the purpose of funding projects which meet the borrowing purposes as set forth in Massachusetts General Laws Chapter 44, Sections 7 and 8; or take any other action relative thereto.  
**Note:** This vote requires a 2/3 majority.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS UNFAVORABLE ACTION**

**Moved and seconded for favorable action**

**ACTION TAKEN:** April 26, 2004: Thomas Minichiello, Chairman of the Finance Board pointed out that this

**DATE AND ACTION TAKEN:**

is a new law and the Finance Board wants to see how other towns deal with it first. He went on to state that the Finance Board would like to see \$500,000.00 placed in this fund. At the present time the Capital Committee must get voters permission to expend these monies. If this article were to pass as written it would allow the Capital Committee to spend the monies without voters permission.

Jeff Pappas, Capital Committee Chairman, stated that the very best way to fund Capital Projects would be through this type of fund. He went on to point out that in order to expend these funds they would still have to go through the town meeting process, which required 2/3/vote approval.

Voted as follows: Favorable Action 112, Unfavorable Action 97 Lack of 2/3 rd majority vote caused the Article to be defeated.

**ARTICLE 2:** To see if the Town will vote to transfer \$10,000.00 from Fiscal Year 2003 Free Cash to the Capital Projects Stabilization Fund; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND MADE MOTION TO TABLE**

**FINANCE BOARD RECOMMENDS NO ACTION**

**ACTION TAKEN: April 26, 2004: Voted to table by 2/3 Favorable Action.**

**ARTICLE 3:** To see if the Town will vote to transfer \$140,288.00 from Fiscal Year 2003 Free Cash to the Stabilization Fund Account #85-3590-00; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND Motion to Amend the Article as follows:**

Article 3, I, Greg Lebreque, do hereby move that the Town vote to amend Article 3 by increasing the sum of FY 2003 Free Cash being transferred to the town's Stabilization Fund Account #85-3590-00 from \$140,288.00 to \$150,288.00

Motion was seconded for favorable action. No discussion took place. Voted 2/3<sup>rd</sup>'s favorable action. Declared by Moderator 2/3 favorable action. Article voted April 26, 2004

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:**

**ARTICLE 4:** To see if the Town will vote to make the following transfers relative to the Cable Television Contract receipts in order to fund technological upgrades to the Town's video, voice and technology functions:

\$12,000.00 from Cable Technology Fund Account #24-3590-48 to Cable T.V. Access Expenditure Account #01-5-199-299;

\$92,000.00 from Cable Technology Fund .% of Gross Fund Account #24-3590-51 to Cable T.V. Access Expenditure Account #01-5-199-299; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004: Moved and seconded for favorable action. No Discussion.

Voted favorable action.

**ARTICLE 5:** To see if the Town will vote to transfer the sum of ONE THOUSAND FIVE HUNDRED DOLLARS (\$1,500.00) from Highway Salary line item #01-5-422-110-12 to Highway Part time Wages line item #01-5-422-1 10-13; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE VOTED:** April 26, 2004. Motion made to Move and seconded for favorable action. Voted favorable action.

**ARTICLE 6:** To see if the Town will vote to transfer the sum of SIX THOUSAND EIGHT HUNDRED DOLLARS (\$6,800.00) from Highway Salary line item #01-5-422-110-12 to Road Maintenance line item #01-5-426-200; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 27, 2004: Moved and seconded for favorable action Voted favorable action.

**ARTICLE 7:** To see if the Town will vote to transfer the sum of SIX THOUSAND DOLLARS (\$6,000.00) from Highway Salary line item #01-5-422-110-12 to Reserve Fund line item #01-5-132; or take any other action relative thereto.

**DATE AND ACTION TAKEN:**

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004 Moved and seconded for favorable action.

**ARTICLE 8:** To see if the Town will vote to transfer the sum of TWO THOUSAND DOLLARS (\$2,000.00) from Highway Salary line item #01-5-422-110-12 to Road Machinery line item #01-5-425-200; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004 Moved and seconded for favorable action. Discussion: John P.

Bevelacqua, 63 Center St, asked, "What does "or take any other action relative thereto mean?" Town counsel stated that it meant that although the warrant has been posted that it could be altered at the town meeting so long as the original intent of the article stayed in tact.

**Voted favorable action.**

**ARTICLE 9:** To see if the Town will vote to transfer the sum of TWO THOUSAND DOLLARS (\$2,000.00) from Treasurer's Tax Title & Possession line item #01-5-144-299 to Plumbing & Gas Inspector Salary line item #01-5-243-110; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION F**

**INANCE BOARD RECOMMENDS FAVORABLE ACTION**

**Date and Action:** Voted April 26, 2004: Moved and seconded for favorable action. No discussion took place.

**Voted Favorable action.**

**DATE AND ACTION TAKEN:**

**ARTICLE 10:** To see if the Town will vote to transfer the sum of TWO THOUSAND DOLLARS (\$2,000.00) from Treasurer's Tax Title & Possession line item #01-5-144-299 to Wire Inspector Salary line item #01-5-245-110; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004: Moved and seconded for favorable action. No discussion took place. Voted favorable action.

**ARTICLE 11:** To see if the Town will vote to transfer the sum of FIVE HUNDRED DOLLARS (\$500.00) from Treasurer's Tax Title & Possession line item #01-5-144-299 to Animal Control Expenses line item #01-5-292-200; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004 Moved and seconded for favorable action. No Discussion. Voted favorable action.

**ARTICLE 12:** To see if the Town will vote to transfer the sum of SIXTEEN THOUSAND DOLLARS (\$16,000.00) from Debt Service Interest line item #01-5-750-915 to Town Counsel Expense line item #01-5-151-200; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004 Moved and seconded for favorable action. No discussion. Voted favorable action.

**ARTICLE 13:** To see if the Town will vote to transfer the sum of EIGHT THOUSAND DOLLARS (\$8,000.00) from Fire Expense line item #01-5-220-200 to Fire Salary line item #01-5-220-110; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**DATE AND ACTION TAKEN:**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

**DATE AND ACTION TAKEN:** April 26, 2004 Moved and seconded for favorable action. No discussion. Voted

Favorable action.

**ARTICLE 14:** To see if the Town will vote to transfer the sum of ONE THOUSAND TWO HUNDRED DOLLARS (\$1,200.00) from Fire Expense line item #01-5-220-200 to Fire Salary Inspectors line item #01-5-220-110-10; or take any other action relative thereto.

**BOARD OF SELECTMEN RECOMMEND FAVORABLE ACTION**

**FINANCE BOARD RECOMMENDS FAVORABLE ACTION**

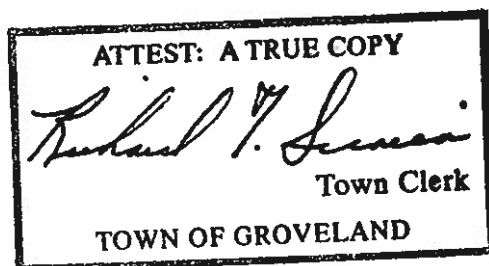
**DATE AND ACTION TAKEN:** April 26, 2004: Moved and seconded for favorable action. No discussion took place. Voted favorable action.

With no further action to take place a motion was made and seconded to dissolve the special Town Meeting.

So voted to dissolve, Voted unanimous to dissolve.

As Town Clerk of Groveland Attest that this is a true recording of the Town Meeting.

Richard T. Sciacca, Groveland Town Clerk.




**DATE AND ACTION TAKEN:**

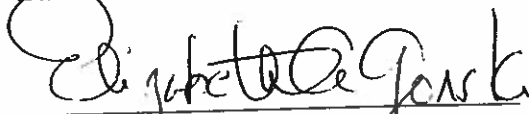
And you are directed to serve this Warrant by posting attested copies thereof in said Town, one copy in each of the three parts of Town known as Savaryville, the Village, and South Groveland, fourteen (14) days at least before the time of holding said meeting.

Hereof fail not and make due return of this Warrant, with your doings thereon to the Precinct Clerk, at the time and place of said meeting.

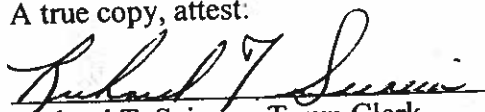
Given under our hands this fifth day of April in the year of our Lord two thousand four.

  
William H. Darke, Chairman

  
Barbara A. Sheehan

  
Elizabeth A. Gorski

A true copy, attest:


  
Richard T. Sciacca, Town Clerk

  
Ronald C. Weeks, Police Chief

#### OFFICER'S RETURN

I have notified and warned the inhabitants of the Town of Groveland who are qualified to vote in Town Affairs by posting true and attested copies of this Warrant at the Town Hall, Savaryville and South Groveland. Said copies not having been posted less than fourteen days before the time of said meeting.

  
Richard T. Sciacca, Town Clerk

  
Ronald C. Weeks, Police Chief