



TOWN CLERK'S RECORD
OCTOBER 20, 2008 7:30 PM SPECIAL TOWN MEETING and
OCTOBER 20, 2008 9:00 PM SPECIAL TOWN MEETING

OCTOBER 20, 2008
Wellesley Middle School

October 22, 2008

In pursuance of a Warrant (7:30pm) dated September 8, 2008, the duly elected Town Meeting Members proceeded as follows:

The Moderator, Heather B. Sawitsky, called the 7:30 PM Special Town Meeting to order at 7:35 P.M. The Moderator declared a quorum present.

The Town Clerk, Kathleen F. Nagle, read the Officer's Return of the Service of the Warrant.

The Town Clerk announced the names of new Town Meeting Members since the last town meeting: Michael Montalbano and Theodore Takacs, Precinct E, appointed to vacancies created by resignations; Christine Lawrence, Precinct F, elected by special election among Precinct F Town Meeting Members earlier this evening, to fill vacancy created by a resignation.

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 216 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 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: Peter Cory, Dave Mooney, Steve Sykes, Steve Hansen, Rick Hill, Steve Simons Advisory Committee; Hans Larsen, Executive Director, Sheryl Strother, Finance Director, Terrance J. Connolly, Deputy Director, General Government, Terri Duggan, Finance and Budget Analyst; David A.T. Donohue, Board of Public Works; Susan Adler,

Human Resources, Director; Marc Waldman, Treasurer; Bella Wong, Superintendent WPS, Ruth Q. Berdell, WPS Business Manager, Michael Connolly, WPS Asst Business Manager, Carol Gregory, WPS Assistant Superintendent, Andrew Keough, WHS Principal; Michael Eby, PBC Chair, Kathryn Mullaney, PBC Staff, Steve Gagosian, Matt King, and Robert Shupe, PBC members; Roger Gurney, Ryegate, Inc; Wayne Keefner, Peter Lucasic, Alex Pritkin, and Joel Seeley, SMMA; Kate Milway, SMART.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Bob White, assisted by Nancy Calderwood, Michael Humphrys, David Livingston, Dona Kemp, Pam Kubbins and Elaine Putnam.

The Moderator expressed appreciation to the attendance checkers for the Special Town Meeting: Paul Carter, Ralph Bailey, Jim Corscadden, and June Nacey.

Refreshments at the breaks will be provided by the Wellesley High School Drama Club for this meeting.

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 explained the Town Meeting would first take up Article 5 of the 7:30 Warrant, then Article 4 then turn to the 9:00 PM Warrant; and return to 7:30 PM Warrant to complete the articles thereunder.

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 following boards and committees were received and filed with the Town Clerk; Advisory Committee Report; and Joint Report of the School Building Committee, PBC and School Committee.

ARTICLE 5. To see if the Town will vote to appropriate, borrow or transfer from available funds, a sum of money to be expended under the direction of the Permanent Building Committee for a new Wellesley High School at 50 Rice Street, 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 Town may be eligible for a school construction grant from the Massachusetts School Building Authority (“MSBA”). The MSBA’s grant program is a non-

entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the Town incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town. Any grant that the Town of Wellesley may receive from the MSBA for the Project shall not exceed the lesser of (1) forty percent (40%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA.

Katherine L. Babson, Jr., Precinct E, Chair of the School Building Committee offered three motions relative to the above article. Presentations for all three articles were made: Ms. Babson as to the overall project, Suzanne Littlefield, Chair of School Committee as to the Educational Program requirements, Alex Pitkin of SMMA Architects as to the design, Michael Eby, Chair PBC as to the Budget, and Hans Larsen, Executive Director as to the financial plan. Morris Kellogg, Chair of the Advisory Committee gave the recommendation of Advisory.

At 9:10 pm Mr. Kellogg moved to adjourn the 7:30 pm October 20, 2008 Special Town Meeting for a brief recess. The motion passed unanimously.

At 9:11 pm the Moderator declared a recess.

At 9:30 PM the Moderator opened the 9:00 PM October 20, 2008 Special Town Meeting.

In pursuance of a Warrant (9:00 PM) dated September 22, 2008, the duly elected Town Meeting Members proceeded as follows:

The Moderator declared a quorum present.

The Town Clerk, Kathleen F. Nagle, read the Officer's Return of the Service of the Warrant.

At 9:32 Greg Mills, precinct D, Chair of the Board of Selectmen offered the following motion:

Move to adjourn the 9:00 PM October 20, 2008 Special Town Meeting until reconvened by the Moderator.

This motion passed unanimously.

Morris Kellogg rose to a point of order and asked the following resolution to be adopted by the Special Town Meeting:

**Resolution in Appreciation of the Service of
Heather Sawitsky
Moderator 2002-2008**

Whereas the qualities of a moderator require a very **S-P-E-C-I-A-L** skill set

Whereas Moderator Heather Sawitsky has shown a **STEADY** hand in presiding over both annual and special town meetings since 2002;

Whereas her **PREPARATION** and attention to detail for every motion is universally acknowledged;

Whereas, she has **ENDEAVORED to allow EQUAL** participation for opinions on all sides of every issue before Town Meeting by recognizing all parties who wish to speak (mostly for under 5 minutes)

Whereas, she has shown a nascent **COMEDIC** touch in occasional wry commentary to lighten the spirit of our meetings;

Whereas, she has demonstrated keen **I-sight**, even recognizing members who sit in the darkest spots of the hall;

Whereas she is **ALWAYS** unflappable in presiding over meetings in both new and familiar surroundings with sound and light of varying consistency;

And whereas, she is our **LEADER** in this meeting and is expert in finding new **LEADERS** among our residents to serve on the committees under her jurisdiction;

Now therefore, will those among us who have been appointed by Heather Sawitsky please rise at this time;

And further, will the whole body rise in appreciation of the 7 years of service ably completed by Heather Sawitsky as Town Moderator and in honor of her stewardship of this Special Town Meeting, the final meeting expected during her term of office.

And further, that this resolution be spread upon the records of this Special Town Meeting and a copy of this resolution be provided to Heather Sawitsky as a sign of our deepest appreciation.

Presented on behalf of the entire Town Meeting, Advisory Committee, Board of Selectmen, Town Clerk, and Town Counsel by Morris Kellogg.

The Meeting accepted this resolution by acclamation and rose in appreciation of the service of Mrs. Sawitsky. Mr. Mills presented a bouquet on behalf of the Board of Selectmen and the Town Meeting.

At 9:36 the Moderator reconvened the 7:30 PM Special Town Meeting and opened the floor for discussion of the aforementioned Article 5 motions.

Greg Mills, Precinct D, Chairman of the Board of Selectmen, spoke in support of the motions.

After significant discussion among the meeting the Moderator put Motion 1 to a vote. Mr. Sechrest rose to request a ballot vote and 19 members joined him to require a ballot vote.

MOTION 1. VOTED by ballot vote 188 in the affirmative, 18 in the negative, 0 abstentions, greater than 2/3 achieved the motion passed: that the Town appropriate the sum of \$107,913,000 for construction of a new Wellesley High School of approximately 280,000 gross square feet at 50 Rice Street, which school facility shall have an anticipated useful life as an educational facility for the instruction of school children for at least 50 years, said sum to be expended under the direction of the Permanent Building Committee, and to meet said appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under M.G.L. Chapter 44, or any other enabling authority; that the Town acknowledges that the Massachusetts School Building Authority's ("MSBA") grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the Town incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town; provided further that any grant that the Town may receive from the MSBA for the Project shall not exceed the lesser of (1) forty percent (40%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; provided that any appropriation hereunder shall be subject to and contingent upon an affirmative vote of the Town to exempt 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 2½); and that the amount of borrowing authorized pursuant to this vote shall be reduced by any amounts received or expected to be received from the MSBA prior to the issuance of any bonds or notes under this vote.

The Moderator asked for the vote on

MOTION 2. VOTED by declared voice vote in the affirmative: that the Town appropriate the additional sum of \$15,670,000 for construction of a new Wellesley High School at 50 Rice Street, said sum to be expended under the direction of the Permanent Building Committee, and to meet said appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under M.G.L. Chapter 44, or any other enabling authority; provided that any appropriation hereunder shall be subject to and contingent upon an affirmative vote of the Town to exempt 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 2½); and the Town acknowledges that such sum shall not be eligible for any related grant funding from the Massachusetts School Building Authority.

The Moderator asked for the vote on

MOTION 3. VOTED by declared voice vote in the affirmative: that the Town hereby authorizes the Permanent Building Committee, School Building Committee, Board of Selectmen and School Committee to take all necessary action to carry out this project.

The Moderator asked the meeting to recognize the service of the School Building Committee, Katherine L. Babson Jr., Chair and other members. The Meeting rose in recognition.

Greg Mills, Precinct D, Chair of the Board of Selectmen offered the following motion

That when this meeting adjourns, it does so until October 21, 2008 at 7:30 PM in this same hall.

The motion passed unanimously.

The Moderator noted the hour of 11:35 pm and suggested an adjournment. The motion carried unanimously. The Meeting adjourned to October 21, 2008.

Attest:

Kathleen F. Nagle
Town Clerk

CERTIFICATE OF NOTICE
OF ADJOURNED 7:30 PM SPECIAL TOWN MEETING



October 22, 2008
Wellesley, MA

I hereby certify that notice that the 7:30 SPECIAL Town Meeting would adjourn from October 20, 2008 to October 21, 2008 at 7:30 p.m. at the Wellesley Middle School was posted on the screen in the Hall at the close of the October 20 session and was voted unanimously by the Town Meeting. That said adjournment was announced by the Moderator at the close of the meeting of October 20, 2008 and a notice was posted on the town website (www.wellesleyma.gov) and in the Town Hall at the office of the Town Clerk on October 21, 2008.

Attest:

Kathleen F. Nagle
Town Clerk

**TOWN CLERK'S RECORD
OF ADJOURNED SESSION OF
October 20, 2008 7:30 and 9:00
SPECIAL TOWN MEETINGS**



October 21, 2008
Wellesley Middle School

October 22, 2008

An adjourned session of the 7:30 and 9:00 PM Special Town meeting from October 20, 2008 was held this evening at the Wellesley Middle School Auditorium, 50 Kingsbury Street. The Moderator, Heather B. Sawitsky, called the meeting (7:30 PM Warrant) to order at 7:35 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 174 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: Peter Cory, Dave Mooney, Steve Sykes, Steve Hansen, Rick Hill, Steve Simons Advisory Committee; Hans Larsen, Executive Director, Terrance J. Connolly, Deputy Director, General Government, Susan Adler, Human Resources, Director; Bella Wong, Superintendent WPS, Ruth Q. Berdell, WPS Business Manager, Michael Connolly, WPS Asst Business Manager, Carol Gregory, WPS Assistant Superintendent, Andrew Keough, WHS Principal; Michael Eby, PBC Chair, Kathryn Mullaney, PBC Staff; Roger Gurney, Ryegate, Inc.; Elena Zak, Wellesley Townsman.

The following tellers were appointed by the Moderator to assist in counting a standing vote or a ballot vote: Head Teller, Bob White, assisted by Nancy Calderwood, Michael Humphrys, David Livingston, Dona Kemp, Pam Kubbins and Elaine Putnam.

ARTICLE 4. To see if the Town will vote pursuant to G.L. c. 40, section 15A, to transfer the care, custody, management and control of the "Selectmen's Parcel" situated contiguous to the high school grounds, containing approximately 149,059 sq. ft., from the

Board of Selectmen to the School Committee for school purposes; said Selectmen's parcel being more fully described in deed recorded in the Norfolk County Registry of Deeds in Book 1408, Page 618 and Certificate of Title number 3984, filed in the Land Registration Section of said registry; or take any other action relative thereto.

Katherine L. Babson, Jr., Precinct E, Board of Selectmen offered the following motion which was

VOTED, by declared voice vote, 2/3 required that the Town votes pursuant to G.L. c. 40, section 15A, to transfer the care, custody, management and control of the "Selectmen's Parcel" situated contiguous to the high school grounds, containing approximately 149,059 sq. ft., from the Board of Selectmen to the School Committee for school purposes; said Selectmen's parcel being more fully described in deed recorded in the Norfolk County Registry of Deeds in Book 1408, Page 618 and Certificate of Title number 3984, filed in the Land Registration Section of said registry.

Provided the above is subject to passage of the voter referendum referenced in Motions 1 and 2 of Article 5.

The Moderator moved to adjourn the meeting under the 7:30 pm Warrant and reopen the meeting under the 9:00 PM Warrant.

The Meeting voted unanimously to adjourn the 7:30 PM Meeting.

The Moderator called the 9:00 PM Meeting to order.

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

No motion offered.

ARTICLE 3. 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 interior reconstruction and remodeling of the existing High School and/or for modular classrooms to accommodate the classroom and/or administrative needs of the School Department because of the projected increase in enrollment of high school students; and for the construction, reconstruction, remodeling, rehabilitation, site preparation and/or modernization of the same; and for other services in connection therewith; and for the acquisition, by purchase, lease or otherwise of such modularity; 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.

Suzanne Littlefield, Precinct A, Chair of the School Committee offered the following motion which was

VOTED, by declared voice vote, that the sum of \$985,000 be appropriated to the Permanent Building Committee for enrollment space modifications at the existing high school including necessary architectural, engineering, and other services, and for the construction, reconstruction, remodeling, rehabilitation, site preparation, furnishing, equipping and/or modernization of the same; that to meet this appropriation said sum to be taken from Free Cash, as certified as of June 30, 2008; and that the Permanent Building Committee is authorized to take any other action necessary to carry out this project.

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 School Committee submitted its report.

ARTICLE 4. 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.

The Moderator asked for a motion to dissolve the 9:00 PM Meeting, which was voted unanimously to dissolve the special town meeting under the 9:00 PM Warrant.

The Moderator reopened the 7:30 PM meeting.

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.

Susan Hurwitz, Precinct B, Chair of the Human Resources Board, offered the following motion which was

VOTED, by declared voice vote, 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 Police Patrolmen's Association and for the Wellesley Police Superior Officers' Association and inserting the new Pay Schedules as follows:

POLICE PATROLMENS UNIT – Rate per week

Group	Title	Step 1	Step 2	Step 3	Step 4
Effective July 1, 2008 (3.5%)					
47	Police Officer	835.79	884.89	934.21	983.45
Effective July 1, 2009 (2.0%)					
47	Police Officer	852.51	902.59	952.89	1,003.12
Effective January 1, 2010 (2.0%)					
47	Police Officer	869.56	920.64	971.95	1,023.18
Effective July 1, 2010 (3.5%)					
47	Police Officer	899.99	952.86	1,005.97	1,058.99

POLICE SUPERIOR OFFICERS UNIT – Rate per week

FY 09 (effective July 1, 2008)

P40 Lieutenant 1,422.11 (4.25%)

P30 Sergeant 1,227.65 (3.75%)

FY 010 (effective July 1, 2009)

P40 Lieutenant 1,478.99 (4%)

P30 Sergeant 1,264.48 (3%)

FY 011 (effective July 1, 2010)

P40 Lieutenant 1,538.15 (4%)

P30 Sergeant 1,302.41 (3%)

and further,

that the sum of \$163,654 be appropriated and added to the amounts appropriated under Motion 1 of Article 8 of the Warrant for the 2008 Annual Town Meeting to the Board of Selectmen for public safety; said sum to be raised by a transfer from Free Cash, as certified as of June 30, 2008, and allocated as follows:

210	Police Department	
	210-01 Personal Services	\$163,654

ARTICLE 6. 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.

The Moderator recognized the work of the Advisory Committee in preparing for this Special Town Meeting on an accelerated schedule. The Meeting rose in appreciation.

Heather Sawitsky expressed her sense of the honor and privilege for her tenure 2002-2008 as Moderator.

The Motion to dissolve this town meeting was **VOTED unanimously.**

The Meeting dissolved at 8:33 pm.

Attest:

Kathleen F. Nagle
Town Clerk