

**`COMMONWEALTH OF MASSACHUSETTS**

**TOWN OF WEST BOYLSTON**

**SEMI-ANNUAL TOWN MEETING WARRANT**

**MAY 18, 2009**

Worcester ss.

To the Constables of the Town of West Boylston.

**GREETINGS:**

In the name of the Commonwealth of Massachusetts, you are directed to notify and warn the inhabitants of the Town of West Boylston qualified to vote in elections and Town affairs, to meet in the Auditorium of the Middle/High School in said Town on Monday, May 18, 2009 at 7:00 p.m. in the evening, then and there to act on the following articles.

**ARTICLE 1 - AUTHORIZATION TO HEAR THE REPORTS OF OFFICERS AND COMMITTEES OF THE TOWN**

To see if the Town will vote to hear the reports of the officers and standing committees of the town; or take any other action relative thereto.

**ARTICLE 2 - AUTHORIZATION TO BORROW IN ANTICIPATION OF REVENUE AND TO ENTER INTO A COMPENSATING BALANCE AGREEMENT WITH A BANK**

To see if the Town will vote to authorize the Town Treasurer/Tax Collector, with the approval of the Board of Selectmen, to borrow money from time to time in anticipation of the revenue of the Fiscal Year 2010, the period from July 1, 2009 through June 30, 2010, in conformity with the provisions of the Massachusetts General Laws, Chapter 44, Section 4, and to issue a note or notes as may be given for a period of less than one year in accordance with Massachusetts General Laws, Chapter 44, Section 17, and to authorize the Treasurer/Tax Collector to enter into a compensating balance agreement or agreements for Fiscal Year 2010 pursuant to Massachusetts General Laws, Chapter 44, Section 53F, or take any other action relative thereto.

**ARTICLE 3 - AUTHORIZATION TO RE-ESTABLISH A REVOLVING FUND FOR  
WBPA-TV**

To see if the Town will vote to establish a Revolving Fund for WBPA-TV in conformity with Massachusetts General Laws, Chapter 44 Section 53E½ for the following purposes and subject to the following conditions:

- a) to be used to purchase equipment to further enhance the cable-casting abilities of the town;
- b) to be used to purchase expendable material as needed, such as videotape, batteries, gaffer's tape, lights, etc.;
- c) to be the depository for those receipts submitted to WBPA-TV for the operation of WBPA-TV that have been authorized by the Board of Directors of WBPA-TV, as well as the franchise license fee paid by Charter Communications to the town;
- d) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2010 set at \$5,000;
- e) to not be used for any wages or salaries, since WBPA-TV is a volunteer organization; and
- f) to have the Board of Directors of WBPA-TV be the only authority empowered to expend monies from this fund;

or take any other action relative thereto.

**ARTICLE 4 - AUTHORIZATION TO RE-ESTABLISH A REVOLVING FUND FOR  
THE BOARD OF HEALTH**

To see if the Town will vote to authorize the Board of Health to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½ for the following purposes and subject to the following conditions:

- a) to be the depository for fees derived from permits issued to licensed sewage haulers in the Town of West Boylston, said fees shall cover the cost of dumping at the Upper Blackstone Water Pollution Abatement District (U.B.W.P.A.D.), plus an administrative charge;
- b) to be the depository for fees derived from plan reviews, inspections, administrative charges and other fees for services rendered by the Board of Health;
- c) to pay the U.B.W.P.A.D. for sewage dumped at its facility in Millbury by sewage haulers licensed in the Town of West Boylston;

- d) to pay Board of Health inspectors and/or agents for services provided for food service, sanitary code compliance, public nuisance, noisome trade inspections; and for percolation and soil testing, septic system design review, septic system installation review, final septic inspection and engineering services;
- e) to fund administrative expenses of the Board of Health, including wage and salary expenses of part-time employees of the Board of Health;
- f) to have a limit on the total amount which may be spent from the Fund in Fiscal Year 2010 set at \$50,000; and
- g) to have the Board of Health be the only authority empowered to expend monies from this fund;

or take any other action relative thereto.

#### **ARTICLE 5 - AUTHORIZATION TO RE-ESTABLISH A REVOLVING FUND FOR THE CEMETERY TRUSTEES**

To see if the Town will vote to authorize the Cemetery Trustees to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½, for the following purposes and subject to the following conditions:

- a) to pay the ordinary operating costs of the Cemetery Department including, but not limited to, part-time wages and grave opening costs, and excluding any full-time salaries and wages or elected officials stipends;
- b) to be the depository for all fees collected by the Cemetery Department, exclusive of perpetual care and sale of lots receipts;
- c) to set a limit on expenditures from said fund in Fiscal Year 2010 at \$50,000; and
- d) to have the Cemetery Trustees be the only authority empowered to expend monies from said fund.

or take any action in relation thereto.

#### **ARTICLE 6 - AUTHORIZATION TO RE-ESTABLISH A REVOLVING FUND FOR THE COUNCIL ON AGING**

To see if the Town will vote to authorize the Council On Aging to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½ for the following purposes and subject to the following conditions:

- a) to pay for activities related to the Council On Aging programs that were not provided for in the Fiscal Year 2010 operating budget;
- b) to fund the administrative expenses of the Council On Aging including, but not limited to, the wages of part-time employees of the Council On Aging;
- c) to be the depository for fees and donations derived from various fund raising activities collected by the Council On Aging;
- d) to be the depository for revenue and reimbursements from the Worcester Regional Transit Authority (WRTA) and user fees and donations for transportation services provided by the Council On Aging;
- e) to have the Council On Aging be the only authority empowered to expend monies from this fund; and
- f) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2010 set at \$60,000;

or take any other action relative thereto.

**ARTICLE 7 - AUTHORIZATION TO RE-ESTABLISH A REVOLVING FUND  
FOR THE PLANNING BOARD**

To see if the Town will vote to authorize the Planning Board to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½, for the following purposes and subject to the following conditions:

- a) to pay agents, attorneys, planners, and engineers of the Planning Board for services provided for permit application and plan review, and consultant services;
- b) to fund administrative and wage expenses of the Planning Board, including wage and salary expenses of part-time employees of the Planning Board;
- c) to be the depository for fees derived from plan review filing fees and all other fees charged by the Planning Board;
- d) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2010 set at \$50,000; and
- e) to have the Planning Board be the only authority empowered to expend monies from this fund;

or take any other action relative thereto.

**ARTICLE 8 - AUTHORIZATION TO RE-ESTABLISH A REVOLVING FUND  
FOR THE ZONING BOARD OF APPEALS**

To see if the Town will vote to authorize the Zoning Board of Appeals to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½, for the following purposes and subject to the following conditions:

- a) to pay agents, attorneys, planners, and engineers of the Zoning Board of Appeals for services provided for permit application and plan review, and consultant services;
- b) to fund administrative and wage expenses of the Zoning Board of Appeals, including wage and salary expenses of part-time employees of the Zoning Board of Appeals;
- c) to be the depository for fees derived from variance, special permit, comprehensive permit filing fees and all other fees charged by the Zoning Board of Appeals;
- d) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2010 set at \$25,000; and
- e) to have the Zoning Board of Appeals be the only authority empowered to expend monies from this fund;

or take any other action relative thereto.

**ARTICLE 9 - AUTHORIZATION TO RE-ESTABLISH A REVOLVING FUND  
FOR THE CONSERVATION COMMISSION**

To see if the Town will vote to authorize the Conservation Commission to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½, for the following purposes and subject to the following conditions:

- a) to pay agents, attorneys, planners and engineers of the Conservation Commission for services provided for permit application and plan review, and consultant services;
- b) to fund administrative and wage expenses of the Conservation Commission, including, but not limited to, wage and salary expenses of part-time employees of the Conservation Commission;
- c) to be the depository for fees derived from all Wetland Protection Act filing fees and all other fees charged by the Conservation Commission;
- d) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2010 set at \$25,000; and

- e) to have the Conservation Commission be the only authority empowered to expend monies from this fund;

or take any other action relative thereto.

**ARTICLE 10 - AUTHORIZATION TO RE-ESTABLISH A PARKS, PLAYGROUND AND  
FIELDS REVOLVING FUND FOR THE PARK COMMISSION**

To see if the Town will vote to authorize the Park Commission to establish a Parks, Playground and Fields Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½, for the following purposes and subject to the following conditions:

- a) to fund the costs of maintaining and operating the playgrounds, fields and facilities under the jurisdiction of the Park Commission, including the purchase of supplies and services;
- b) to fund the repair and maintenance of playgrounds, fields, parks and park facilities including, but not limited to, the tennis and basketball courts, and playing fields; said activities to be undertaken in coordination with the Department of Public Works and in conformity with all applicable laws and permit requirements;
- c) to fund administrative and wage expenses associated with the administration of the programs of the Park Commission, including wage and salary expenses of the part-time employees of the Parks Commission;
- d) to be the depository for field user fees and donations collected by the Park Commission;
- e) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2010 set at \$50,000; and
- f) to have the Park Commission, or Director of Public Works, or his/her successor, with the approval of the Park Commission, be empowered to expend monies from this fund;

or take any other action relative thereto.

**ARTICLE 11 - AUTHORIZATION TO RE-ESTABLISH A FIRE ALARM REVOLVING FUND  
FOR THE FIRE DEPARTMENT**

To see if the Town will vote to authorize the Fire Department to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½, for the following purposes and subject to the following conditions:

- a) to fund the costs of purchasing and installing equipment, as well as the operation and maintenance associated with the municipal fire alarm system service;
- b) to fund administrative and wage expenses associated with the operation and maintenance of the municipal fire alarm system, including wage and salary expenses of part-time employees of the Fire Department;
- c) to be the depository for fees charged to private property owners for use of the municipal fire alarm system by the Fire Department;
- d) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2010 set at \$15,000; and
- e) to have the Fire Chief, be the only authority empowered to expend monies from this fund;

or take any other action relative thereto.

**ARTICLE 12 – AUTHORIZATION TO RE-ESTABLISH A HAZMAT REVOLVING FUND  
FOR THE FIRE DEPARTMENT**

To see if the Town will vote to authorize the Fire Department to establish a Revolving Fund in conformity with Massachusetts General Law, Chapter 44, Section 53E ½, for the following purposes and subject to the following conditions:

- a) to fund the costs of purchasing equipment, supplies and services related to Hazardous Material, and other emergencies;
- b) to fund administrative and wage expenses associated with the operation and response to Hazardous Material and other incidents;
- c) to be the depository for fees and payments for services related to the mitigation of Hazardous Materials and other incidents as paid from traffic companies, insurance companies and the like for billable services;
- d) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2010 set at \$10,000; and
- e) to have the Fire Chief be the only authority empowered to expend monies from this fund;

or take any action relative thereto.

**ARTICLE 13 - AUTHORIZATION TO RE-ESTABLISH A REVOLVING FUND  
FOR VOCATIONAL TRANSPORTATION**

To see if the Town will vote to authorize the School Committee to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½, for the following purposes and subject to the following conditions:

- a) to pay for expenses associated with the transportation of vocational education students;
- b) to be the depository for any revenues derived from vocational student transportation reimbursements;
- c) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2010 set at \$25,000; and
- d) to have the School Committee be the only authority empowered to expend monies from this fund;

or take any other action relative thereto.

**ARTICLE 14 - AUTHORIZATION TO RE-ESTABLISH THE SUMMER RECREATION  
PROGRAM REVOLVING FUND FOR THE PARK COMMISSION**

To see if the Town will vote to authorize the Park Commission to establish The Summer Program Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E½, for the following purposes and subject to the following conditions:

- a) to fund the costs of operating the summer recreation programs including the wage and salary expenses of the part-time employees;
- b) to be the depository for summer recreation program user fees and donations collected by the Park Commission;
- c) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2010 set at \$50,000; and
- d) to have the Park Commission be the only authority empowered to expend monies from this fund;

or take any other action relative thereto.

**ARTICLE 15 - AUTHORIZATION TO RE-ESTABLISH A REVOLVING FUND FOR  
RECYCLING**

To see if the Town will vote to authorize the Department of Public Works to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E1/2, for the following purposes and subject to the following conditions:

- a) to pay for expenses associated with the responsible recycling of electronic components that are banned from the waste stream, the environmentally responsible recycling of yard waste by the distribution of compost bins, the environmentally responsible recycling of kitchen waste by the distribution of kitchen scrap pails, environmentally responsible recycling of newsprint and commingled plastics by the distribution of recycling bins and the environmentally responsible recycling of scrap metal;
- b) to be the depository for any revenues derived from the collection of funds for the receipt of electronic components or the sale of compost bins, kitchen scrap pails, recycling bins and scrap metal;
- c) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2010 set at \$10,000.00; and
- d) to have the Department of Public Works be the only authority empowered to expend monies from this fund;

or take any action relative thereto.

**ARTICLE 16- AUTHORIZATION TO ESTABLISH A REVOLVING FUND  
FOR CELEBRATIONS**

To see if the Town will vote to authorize the Board of Selectmen to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E1/2, for the following purposes and subject to the following conditions:

- a) to pay for the expenses and costs necessary for the annual Memorial Day Observance and other Celebrations and Observances as deemed by the Board of Selectmen including, but not limited to, the purchase of supplies and services, excluding full and part time employee salary or wage costs;
- b) to be the depository for all gifts, donations and fees collected by the Town for the sole purpose of financing the costs of the Memorial Day Observance and to be the depository for all gifts, donations and fees collected by the Town for the purpose of financing the costs of other Celebrations and Observances as deemed by the Board of Selectmen;

- c) to set a limit on expenditures from said fund in Fiscal Year 2010 at \$10,000; and
- d) to have the Town Administrator or by the Celebrations Committee appointed by the Town Administrator be the only authority empowered to expend monies from said fund.

or take any action in relation thereto.

#### **ARTICLE 17 – AUTHORIZATION TO ESTABLISH A REVOLVING FUND FOR THE BEAMAN MEMORIAL LIBRARY**

To see if the Town will authorize the Board of Library Trustees to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E1/2, for the following purposes and subject to the following conditions:

- a) to make expenditures from said fund to pay for any Board of Trustees approved operational expenses of the library;
- b) to be the depository for donations received in support of the library;
- c) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2010 set at \$15,000; and
- d) to have the Library Trustees be the only authority empowered to expend monies from said fund.

Or take any other action relative thereto.

#### **ARTICLE 18 – AUTHORIZATION TO EXPEND FUNDS IN ANTICIPATION OF REIMBURSEMENT OF STATE HIGHWAY ASSISTANCE AID**

To see if the Town will vote to accept any and all state highway assistance funds authorized by the state legislature and approved by the Massachusetts Highway Department under the so-called Chapter 90 Highway Assistance Program to be expended for the maintenance, repair and construction of Town roads in anticipation of reimbursement under the direction of the Board of Selectmen and the Town Administrator for work on roads located on the State Aid Primary System as approved by the Massachusetts Highway Department, and further to authorize the Town Treasurer/Tax Collector, with the approval of the Board of Selectmen, to borrow money from time to time during Fiscal Year 2010, for the period from July 1, 2009 through June 30, 2010, in anticipation of reimbursement of said highway assistance in conformity with the provisions of Massachusetts General Laws, Chapter 44, Section 6A, or take any other action relative thereto.

**ARTICLE 19 – AUTHORIZATION TO TRANSFER FUNDS FROM THE SALE OF LOTS  
ACCOUNT FOR EXPANSION OF THE MOUNT VERNON CEMETERY**

To see if the town will vote to transfer the sum of One Hundred Fifty-Three Thousand Dollars and No Cents (\$153,000.00) from the Sale of Lots Account #026-04-91-04250 for the purpose of paying all costs relative to the expansion of the Mount Vernon Cemetery, or take any other action relative thereto.

**ARTICLE 20 - AUTHORIZATION TO SET THE SALARY OF ELECTED OFFICIALS**

To see if the Town will vote to determine and fix what salaries elective officers of the town shall receive for Fiscal Year 2010 in conformity with the provisions of Massachusetts General Laws, Chapter 41 Section 108:

Moderator	\$ 1.00;
Selectmen	\$ 1.00 each (5 members);
Town Clerk	\$39,850.34 in conformity with Section 5 Part AA of the Classification and Compensation Plan of the Personnel Bylaw
Planning Board	\$ 1.00 each (5 members);
Cemetery Trustees	\$ 1.00 each (3 members); and
Municipal Light Board	\$300.00 each (3 members);

or take any other action relative thereto.

**ARTICLE 21 – AUTHORIZATION TO RESTATE THE SEWER BUDGET FOR FISCAL  
YEAR 2009**

To see if the town will vote to amend its vote under Article 20 of the May 19, 2008 Annual Town Meeting and to adopt the revised Fiscal Year 2009 sewer budget as follows:

**Fiscal Year 2009 West Boylston Sewer Department Budget**

<b>Administration</b>	-	<b>\$ 126,140</b>
<b>Operations and Maintenance</b>	-	<b>\$ 850,000</b>
<b>Reserve Fund</b>	-	<b>\$ 100,000</b>
<b>Debt and Interest Payments</b>	-	<b>\$ 402,761</b>
<b>Capital Outlay</b>	-	<b><u>\$ 107,500</u></b>
<b>Total Budget Appropriation</b>	-	<b>\$ 1,586,401</b>

and to meet said appropriation through:

(1) allocating One Million Seventy-Six Thousand One Hundred Forty Dollars and No Cents (\$1,076,140.00) from Fiscal Year 2009 Sewer Enterprise Fund User Revenue, and

(2) transferring Three Hundred Sixty Two Thousand Seventeen Dollars and No Cents (\$362,017.00) from Sewer Betterment Collections, and

(3) transferring One Hundred One Hundred Forty-Eight Thousand Two Hundred Forty-Four Dollars and No Cents (\$148,244.00) from Sewer Enterprise Retained

or take any other action relative thereto.

**ARTICLE 22 – AUTHORIZATION TO APPROPRIATE MONEY TO THE SEWER  
ENTERPRISE ACCOUNT FOR FISCAL YEAR 2010**

To see if the town will vote to raise and appropriate or transfer from available funds the sum One Million Four Hundred Ninety-Three Thousand Two Hundred and One Dollars and No Cents (\$1,493,201.00) to the West Boylston Sewer Enterprise Account to be expended by the Board of Selectmen, acting as the Board of Sewer Commissioners, for sewer development, administration, assessment, operation, and maintenance expenses in Fiscal Year 2010 as follows:

**Fiscal Year 2010 West Boylston Sewer Department Budget**

<b>Administration</b>	-	<b>\$ 133,040</b>
<b>Operations and Maintenance</b>	-	<b>\$ 866,000</b>
<b>Reserve Fund</b>	-	<b>\$ 50,000</b>
<b>Debt and Interest Payments</b>	-	<b>\$ 400,861</b>
<b>Capital Reserve</b>	-	<b><u>\$ 43,300</u></b>
<b>Total Budget Appropriation</b>	-	<b>\$ 1,493,201</b>

and to meet said appropriation through:

(1) the appropriation of Nine Hundred Eighty-Two Thousand Two Hundred Eighty-Nine Dollars and No Cents (\$982,289.00) from Fiscal Year 2010 Sewer Enterprise Fund User Revenue, and

(2) the appropriation of Three Hundred Sixty Thousand Nine Hundred Twelve Dollars and No Cents (\$360,912.00) from Sewer Betterment Collections, and

(3) the appropriation of One Hundred Fifty Thousand Dollars and No Cents (\$150,000.00) from Sewer Enterprise Retained Earnings,

or take any other action relative thereto.

### **ARTICLE 23 - FISCAL YEAR 2010 OMNIBUS BUDGET APPROPRIATION ARTICLE**

To see if the Town will vote to raise and appropriate, or transfer from available funds, such sums of money as may be necessary to defray the expenses and charges of the Town of West Boylston in Fiscal Year 2010, the period of July 1, 2009 through June 30, 2010, including the costs of public education, debt and interest payments, and providing municipal services; or take any other action relative thereto.

*(The proposed draft of the Fiscal Year 2010 Operating Budget can be found after the text of the Annual Town Meeting Warrant. The budget format contains the budget figures for Fiscal Year 2009, and the Town Administrator's recommendations for Fiscal Year 2010.)*

### **ARTICLE 24- AUTHORIZATION TO TRANSFER UNEXPENDED FUNDS FROM FISCAL YEAR 2009 APPROPRIATIONS AND OTHER NECESSARY TRANSFERS TO THE FISCAL YEAR 2009 APPROPRIATIONS**

To see if the Town will vote to transfer from available funds or from any unexpended balances of Fiscal Year 2009 appropriations, hitherto made, to Fiscal Year 2009 appropriation accounts; or take any other action relative thereto.

### **ARTICLE 25 – AUTHORIZATION TO PAY BILLS FROM A PREVIOUS FISCAL YEAR**

To see if the town will vote to appropriate a sum of money to pay a bill from a previous fiscal year being held by the Finance Director in his capacity as Town Accountant for which no encumbered funds are available, or take any other action relative thereto.

### **ARTICLE 26 – AUTHORIZATION TO APPROPRIATE AMBULANCE RECEIPTS RESERVED FOR APPROPRIATION FOR AMBULANCE BILLING EXPENSES**

To see if the Town will vote to appropriate the sum of Eighteen Thousand Dollars and No Cents (\$18,000.00) from the ambulance receipts reserved for appropriation to be expended by the Fire Chief to pay the costs associated with the Fire Department ambulance billing service, or take any other action relative thereto.

## **ARTICLE 27 – AUTHORIZATION FOR SLOPE EASEMENT**

To see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase or eminent domain a permanent easement for the purpose of protecting certain Town cemetery land by having the surface of the land adjoining the cemetery land slope towards its boundary with the cemetery land, said easement to be acquired upon a strip fifty feet in depth and 204.47± feet in length upon property located at Worcester Street (Route 140) shown as Parcel 27 on Assessors Map 152, and a temporary construction easement upon said property for the purpose of grading said slope, or take any action relative thereto.

## **ARTICLE 28 - ESTABLISH A REGIONAL SCHOOL DISTRICT PLANNING COMMITTEE**

To see if the Town will vote to create a special unpaid committee to be known as a Regional School District Planning Committee, to consist of three members, including one member of the school committee, to be appointed by the moderator in accordance with the provisions of Section 14 of Chapter 71 of the General Laws, as amended, or take any action relative thereto.

## **ARTICLE 29 – VOTE TO APPROPRIATE FUNDS FROM THE COMMUNITY PRESERVATION REVENUES**

To see if the Town will vote that the following amounts (items A – C) be appropriated or transferred from Fiscal Year 2009 Community Preservation Fund Reserves, or transferred from prior year's reserves for Community Preservation purposes with each appropriation being treated as a separate item:

	<b>Project</b>	<b>Total Appropriation</b>	<b>Source of Appropriation</b>
	<b>Appropriations:</b>		
A	To fund for affordable housing purposes a Housing Production Plan	\$4,000	\$4,000 From The Community Housing Reserves
B	To fund for historic preservation purposes the digitization of town records	\$21,000	\$20,000 From The Historic Resources Reserves and \$1,000 from The 2009 CPA Budgeted Reserve
C	To fund for historic preservation purposes repairs to the Beaman Memorial Library	\$59,000	\$59,000 From The 2009 CPA Budgeted reserve

or take any other action relative thereto.

**ARTICLE 30 – AUTHORIZATION TO APPROPRIATE FUNDS FROM THE  
COMMUNITY PRESERVATION REVENUES**

To see if the Town will vote to appropriate or reserve from the Community Preservation annual revenues in the amounts recommended by the Community Preservation Committee for committee administrative expenses, community preservation projects and other expenses in fiscal year 2010, with each item to be considered a separate appropriation:

**Appropriations:**

From FY 2010 estimated revenues for Committee Administrative Expenses **\$10,000**

**Reserves:**

From FY 2010 estimated revenues for Historic Resources Reserve **\$20,000**

From FY 2010 estimated revenues for Community Housing Reserve **\$20,000**

From FY2010 estimated revenues for Open Space Reserve **\$20,000**

From FY 2010 estimated revenues for Budgeted Reserve **\$130,000**

Or take any other action relative thereto.

**ARTICLE 31– APPROPRIATION TO FUND AN ELDERLY  
COMMUNITY SERVICES PROGRAM**

To see if the Town will vote to transfer and appropriate, the sum of Sixteen Thousand Dollars and No Cents (\$16,000.00) to fund an Elderly Community Services Program for the purpose of providing a payment voucher for services rendered for the departments, boards, and committees of the municipality to resident property owners who have attained the age of sixty (60) years, to be used to reduce the real estate property taxes for the property in which the elderly owner resides. Said program shall be subject to the following conditions in addition to any and all eligibility requirements promulgated by the Board of Selectmen:

1. participation in the program shall be limited to elderly residents of the town who own property and are willing and able to provide services to the town;
2. program participants shall receive compensation at the basic minimum wage rate for the Commonwealth of Massachusetts as promulgated by the Department of Labor and Workforce Development, Division of Occupational Safety for each hour of service rendered for a total not to exceed One Thousand Three Hundred Dollars and No Cents (\$1,300) in any calendar year;
3. the Treasurer/Tax Collector shall comply with the wage, tax, and payroll deduction requirements of the state Department of Revenue and the federal Internal Revenue Service, prior to compensating program participants; and

4. program participants who meet the eligibility guidelines established by the Board of Selectmen shall be selected for participation on a first-come-first-served basis;

or take any other action relative thereto.

#### **ARTICLE 32 – AUTHORIZATION TO TRANSFER FUNDS TO THE UNEMPLOYMENT COMPENSATION TRUST FUND**

To see if the Town will vote to transfer a sum of money from the Unemployment Insurance Compensation Account, Budget Line Item #09-13-5170, to the Unemployment Compensation Trust Fund; or take any other action relative thereto.

#### **ARTICLE 33 – AUTHORIZATION TO ESTABLISH A REVOLVING FUND FOR PAY-AS-YOU-THROW FOR FY09**

To see if the Town will vote to authorize the Department of Public Works to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E1/2, for the following purposes and subject to the following conditions:

- a) to pay for expenses associated with the purchase of trash bags and the operation of the town's pay-as-you-throw trash program;
- b) to be the depository for any revenues derived from the sale of trash bags;
- c) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2009 set at \$25,000.00; and
- d) to have the Department of Public Works be the only authority empowered to expend monies from this fund;

or take any action relative thereto.

#### **ARTICLE 34– AUTHORIZATION TO RE-ESTABLISH A REVOLVING FUND FOR PAY-AS-YOU-THROW FOR FY10**

To see if the Town will vote to authorize the Department of Public Works to establish a Revolving Fund in conformity with Massachusetts General Laws, Chapter 44, Section 53E1/2, for the following purposes and subject to the following conditions:

- a) to pay for expenses associated with the purchase of trash bags and the operation of the town's pay-as-you-throw trash program;

- b) to be the depository for any revenues derived from the sale of trash bags;
- c) to have a limit on the total amount which may be spent from the fund in Fiscal Year 2010 set at \$200,000.00; and
- d) to have the Department of Public Works be the only authority empowered to expend monies from this fund;

or take any action relative thereto.

### **ARTICLE 35 – AUTHORIZATION TO SET DEMAND CHARGES FOR DELINQUENT LOCAL TAXES**

To see if the town will vote to charge for each written demand issued by the collector a fee of Ten Dollars and No Cents (\$10.00) to be added to and collected as part of the tax, as authorized by Massachusetts General Laws Chapter 60, Section 15, or take any other action relative thereto.

### **ARTICLE 36 - AUTHORIZATION TO APPROPRIATE FUNDS FOR POST-CLOSURE LANDFILL MONITORING**

To see if the Town will vote to raise and appropriate the sum of Thirty-Six Thousand Five Hundred Dollars and No Cents (\$36,500.00) for post-closure landfill monitoring required by the Department of Environmental Protection for fiscal years 2009 and future years, or take any other action relative thereto.

### **ARTICLE 37 - AUTHORIZATION TO EXPEND FUNDS FROM THE STABILIZATION FUND FOR ICE STORM DAMAGE**

To see if the Town will vote to transfer a sum of money from the Stabilization Fund to cover the town's share, (25%) of the costs associated with the ice storm clean up, or take any other action relative thereto.

### **ARTICLE 38 – AUTHORIZATION TO TRANSFER FUNDS TO THE STABILIZATION FUND**

To see if the Town will vote to transfer a sum of money to the Stabilization Fund, or take any other action relative thereto.

**ARTICLE 39 – AUTHORIZATION TO RAISE AND APPROPRIATE FUNDS TO THE  
CAPITAL INVESTMENT FUND**

To see if the town will vote to transfer a sum of money to the Capital Investment Fund, or take any other action relative thereto.

**ARTICLE 40 – AUTHORIZATION TO EXPEND FUNDS FROM THE CAPITAL  
INVESTMENT FUND TO FUND CAPITAL EQUIPMENT**

To see if the town will vote to expend a sum of money from the Capital Investment Fund for the purchase of items as recommended by the Capital Investment Board, or take any other action relative thereto.

**ARTICLE 41 – AUTHORIZATION TO TRANSFER MONEY FROM THE SEWER  
ENTERPRISE FUND**

To see if the Town will vote to transfer the sum of Thirty-one Thousand, Seven Hundred Fifty-Two Dollars and Eighty-three Cents (\$31,752.83) from the Sewer Enterprise Fund to repay the General Fund and/or Stabilization Fund for start-up betterment costs, or take any other action relative thereto.

**ARTICLE 42 – AUTHORIZATION TO AMEND THE GENERAL BYLAWS OF THE  
TOWN BY ADDING ARTICLE XXXVI TRAFFIC**

To see if the Town will vote to amend the General Bylaws of the Town by adding Article XXXVI TRAFFIC as found on the town's website at [www.westboyiston-ma.gov](http://www.westboyiston-ma.gov) and on file with the Town Clerk, and further, to amend Article XXV of the General Bylaws of the Town, entitled Non-Criminal Disposition, to include in the Schedule therein the fines stated in Section 3 of said Traffic Bylaws.

Or take any other action relative thereto.

**ARTICLE 43 – AUTHORIZATION TO ACCEPT MASS GENERAL LAWS CHAPTER 152,  
SECTION 69**

To see if the town will vote pursuant to the provisions of Mass General Laws Chapter 152, Section 69 to include within the terms "laborers, workmen and mechanics" such elected or appointed officers of the town, except the Selectmen or members of the police or fire force, as the Selectmen may, from time to time, designate, so as to allow such elected or appointed officials to be covered under the town's workers' compensation coverage, or take any action relative thereto.

**ARTICLE 44 – AUTHORIZATION TO BORROW FUNDS MUNICIPAL BUILDINGS  
PROJECT**

To see if the Town will vote to authorize the Board of Selectmen to acquire, by purchase, gift or eminent domain, for general municipal purposes, including, without limitation, for town hall purposes, a parcel of land located at 150 Hartwell Street, described in a deed recorded with the Worcester South District Registry of Deeds in Book 22449, Page 102, and further to appropriate by borrowing a sum of money in order to pay costs associated with the purchase of and improvements to said parcel, including remodeling, making extraordinary repairs, equipping and furnishing to the building located thereon, including all costs incidental and related thereto, and to authorize the Treasurer, with the approval of the Board of Selectmen, to borrow such sum under G.L. Chapter 44, Section 7 or any other enabling authority and to issue bonds or notes of the town therefor, or take any action relative thereto.

And you are directed to serve this Warrant by posting an attested copy thereof at the place of said meeting as aforesaid and at the Post Office in said Town seven (7) days at least before the time of said meeting.

Hereof, fail not, make do return of this Warrant with your doings thereon to the Town Clerk at the time and place of said meeting as aforesaid.

Given under our hands this 29<sup>th</sup> day of April in the year of our Lord, Two Thousand and Nine.

\_\_\_\_\_  
Kevin M. McCormick, Chairman

\_\_\_\_\_  
Valmore H. Pruneau, Vice Chairman

\_\_\_\_\_  
Allen R. Phillips, Clerk

\_\_\_\_\_  
Christopher A. Rucho, Selectman

\_\_\_\_\_  
Steven Quist, Selectman  
Board of Selectmen  
Town of West Boylston

A true copy attest:

\_\_\_\_\_  
Kim D. Hopewell, Town Clerk

Honorable Board of Selectmen:

I have served this Warrant by posting duly attested copies thereof at the following places:

- Municipal Office Building\_\_\_\_\_
- West Boylston Middle/High School\_\_\_\_\_
- West Boylston Post Office\_\_\_\_\_
- Pruneau’s Barber Shop\_\_\_\_\_
- Municipal Lighting Plant\_\_\_\_\_
- Beaman Memorial Library\_\_\_\_\_

\_\_\_\_\_  
Constable

\_\_\_\_\_  
Date

Any resident seeking assistance in participating at town meeting due to any disability are encouraged to contact the Town Clerk’s Office at 508.835.6240 in advance of town meeting.