

ANNUAL REPORT OF THE TOWN CLERK

Calendar Year 2004

Calendar year 2004 meant a full round of typical business for the Town Clerk, beginning with the annual street census and dog licensing and ending with annual reports to various state agencies. This was my tenth full year of service to the Town of Brimfield.

Elections and Registrations – In the cycle of elections, 2004 is one of those years with the most activity: a Presidential Primary (March), local election (June), State Primary (September) and combined State and Federal Election (November).

The presidential election in November saw a 78% voter turnout. Brimfield has had higher percentage vote counts, but this was the highest whole number of voters we have ever recorded. This was the first significant election in which Provisional Ballots were available, replacing Escrow Ballots in concept, but not in practice. The practical matters of what to record and how to document the counting or rejection of Provisional Ballots was not without concerns and flaws. Nonetheless, applying the protocols outlined by the Secretary of the Commonwealth, we offered, researched and counted or rejected several Provisional Ballots.

POPULATION	REGISTERED VOTERS
Jan 2004: 3514	Nov 2, 2004: 2361 (includes inactives)
Age under 17: 715	Democrats: 542
Age 65 and over: 364	Republicans: 426
	Unenrolled (independent): 1371
Federal 2000 Census: 3339	Other designations: 22

Street Census – The 2004 street census was conducted on time, with a modest return. The 2005 local census is in progress as I write this report. The accuracy of the street list depends entirely on the prompt and complete return of the census forms by every resident. Return your street list promptly – it's the law.

A legislative committee was authorized late in the year to study the possibility of discontinuing the local street list. Discussion and even failed legislation has been going on for three years. The local census is an unfunded state mandate, and the idea is to replace the locally generated lists (used for schools, jury list, grant proposals, and, most importantly, voter status) with "administrative lists" from state agencies, such as Registry of Motor Vehicles. While small towns can conduct a local census with moderate success, the initiative to do away with it is driven by the cities, where it very costly and where transient populations make its accuracy questionable.

Vital Records – Due to confidentiality rulings, names and dates of vital events are not published by the Town Clerk.

VITAL EVENTS
2004 marriages recorded: 10
2004 births recorded: 33
2004 deaths recorded: 30

May 17, 2004 – On this date, the Commonwealth of Massachusetts become the first state in the Union to issue Marriage Certificates to same-sex couples. Amidst the attention of the legal community, cultural institutions, state legislators, the governor's office, church leaders, and angst-ridden individuals, Town Clerks attended training sessions, voiced concerns, challenged authority, and were able to assist some 2000 couples in the month of May to make their dream of marriage a legal reality. It was two months before the first gay couple appeared in my office, stating their intention to marry, and I was pleased and delighted to help them on their matrimonial journey.

Division of Fisheries and Wildlife – Sales of all classes of hunting and fishing licenses decreased slightly for the third year in a row, consistent with a state-wide trend. Selling sport licenses is not mandatory for the Town Clerk, but I prefer to continue to offer this service for my constituents. Saturday hours are particularly helpful for sportsmen and women seeking licenses.

DFW SPORT LICENSING
2004 Hunting and Sporting licenses, all classes: 17
2004 Fishing and Trapping licenses, all classes: 13
Special Permit Stamps, all classes: 12

Dog Licensing – Dog licensing increased a fraction in 2004, with more dog owners taking kennel licenses to cover multiple dogs. It is dismaying to say that there are many people who own dogs and who neglect to license them. I have made a conscientious effort to publicize and educate dog owners about licensing.

It is my hope that dog owners will be responsible and take care of licensing and rabies vaccinations every year, every dog. *If you keep an unlicensed dog with no vaccination and it is picked up by the ACO, it can be very expensive: license fee, late fee, boarding fee, and vaccination at a minimum. There are towns that issue court summons to owners with unlicensed dogs!*

DOG LICENSE STATISTICS	DOG FUND
Individual dogs licensed, 2004: 383	bal. July 1, 2004 \$ 2,000.00
Kennels issued, 2004: 23	received since + 97.00
representing 116+ dogs	expended since - 244.00
Unlicensed dogs (rabies current) Dec 31, 2004 = 323*	fees to Town Clerk - 10.50
Unlicensed dogs (rabies expired) Dec 31, 2004 = 200*	balance 12/31/04 \$1,842.50
(*These numbers from my data base certainly include dogs which have died or been transferred to new owners; the Town Clerk welcomes information to update individual dog ownership)	
<i>(This is a partial year record, prior to 2005 licensing income; not an official accounting record; approximately \$12,000.00 of accumulated revenue reverted to the Town's general fund in June 2000)</i>	

Outreach and Resources – I continued to be available to town officers and citizens with questions about petitions, public records, open meetings, conflict of interest, and town meeting procedures. I welcome inquiries from youth leaders for help with civics assignments or special programs about voting and town government.

Certified Municipal Clerk – During my tenure, I have taken small steps toward earning the designation of Certified Municipal Clerk. In 2005 I will take the written examination and complete course work for the designation. The designation is granted on the basis of experience, general education, specialized education, and special projects, among other criteria. The CMC designation speaks to my commitment to keep current with the changing nature of this ancient office and to apply what I know to benefit our local government and its people.

Oath of Office – All persons appointed to a position under Massachusetts statutes or local bylaws must take an oath of office. Every election. Every appointment. Every term. Failure to take the oath can bring the officer and the town into vulnerable positions, if a decision or action of the officer is questioned. Every appointee, whether new or incumbent, must take the oath of office with the Town Clerk *before* entering into the duties of the office.

Availability -- The Town Clerk is posted for regular offices hours on **Tuesday evenings (6:30-8:00 PM) and Saturday mornings (9-11 AM)**. Please call 245-4100 (X 7) during office hours. Alternate summer hours (June-August) may be posted.

Payroll, Wages, Fees -- The Town Clerk keeps fees as provided by MGL for several services performed for state agencies, including selling of sport licenses (Division of Fisheries and Wildlife), certified vital records (Dept. of Public Health), DBA Certificates (Secretary of the Commonwealth), Mobile Home Homesteads (Register of Deeds), and Pole Locations (Dept. of Public Utilities). The Town Clerk is a Notary Public and a Justice of the Peace. **There is never a charge for notary services to town residents.**

Pamela E. Beall, Town Clerk
Notary Public and Justice of the Peace
Town Clerk Salary, Calendar 2004: \$ 10,585.50
Town Clerk Fees, Calendar 2004: \$ 2,316.20

Election workers and *Board of Registrars, calendar 2004 payments: *(four elections and one town meeting; not an accounting record)*

Democrats

Joseph DiFabio \$125.13
S Hilker \$144.63+VOLUNTEER
Alice Kolbe \$20.63
Mike MacFadden \$20.63
Pamela Moriarty – VOLUNTEER
Lorraine Norton \$403.50
Diane Panaccione –VOLUNTEER
*Terry Prospero \$90.00
Beth St. Clair \$243.38

Republicans

Kris Booden \$53.13
*Cindy Clark \$509.62
Suzanne Collins - VOLUNTEER
Anne Dutka \$36.63
*Jean Frazier \$68.63
Michael Miller - VOLUNTEER
Sheila Noyes-Miller - VOLUNTEER
Christine Kelly \$37.13
Kay Koprowski \$319.00
Sandy Morris – VOLUNTEER
Barbara Spencer \$36.63
Carol Warren \$20.63

Independents/Others

Shirley Backofen \$52.63
Karen Conners \$20.63
Joan Erban \$275.38
Janice Ludeman \$28.00
Sally Meitzler \$17.50
Ginger Russo \$17.50
Eleanor Snelgrove \$17.50
Don Norton (Constable) \$408.38
William Roberts (Constable) \$419.25

Appreciation: *It was very gratifying to have a positive response to my call for new election workers for the November election. When predictions of a 90 per cent voter turnout circulated, I knew I had to staff up and several people came forward for the task. I actually had more offers than I needed. Thank you to each and every person who worked or offered to work. It was a daunting task and it was done with good humor and careful efficiency. A great team effort.*

Special note: *We missed Lorraine Norton at the voter check-in desk in November. She has worked every single Presidential Election (and others) since 1960! Her recovery from recent surgery was going slowly and she could not take up her place "under the clock." She was very sorry to miss the election, and we were all sorry she could not be there. She'll be back in 2005 and has my heartfelt thanks for her dedication over so many years.*

ANNUAL TOWN MEETING ACTIONS, MAY 17, 2004

The Annual Town Meeting, having been duly posted, was called to order at 7:00 PM on May 17, 2004 at the Town Hall, Moderator Robert Cheney presiding. The Town Clerk reported a quorum was present. The moderator made announcements for various charitable endeavors.

*denotes article taken out of order

ARTICLE 1: Motion made and seconded to hear reports of the officers and agents heretofore chosen by the Town. **So voted overwhelmingly at 7:15 PM on May 17, 2004.**

PROCEDURAL MOTION: Motion made and seconded to re-authorize revolving funds under MGL Chapter 44, Section 53E ½ as presented in Articles 2, 3, 5, 6, 7, 8, 10, and 11, as presented in the warrant. **So voted unanimously at 7:17 PM on May 17, 2004.**

***ARTICLE 2:** Dog Revolving Fund is authorized to and for the use of the Town Clerk for the receipt of dog licensing fees and other charges related to dog control, and, for the payment of expenses relating to the administration of dog licensing; expenditures in FY2005 not to exceed \$2,000 from the fund; any fund balance June 30, 2004 exceeding \$2,000 shall be closed to the General Fund. The Town Clerk shall report the income and expenditures from the fund in the Annual Town Report. **So voted unanimously at 7:17 PM on May 17, 2004.**

***ARTICLE 3:** Recreation Committee Revolving Fund is authorized to, and for the use of, the Recreation Committee for the receipt of participant fees and for the payment of league fees, equipment purchases, umpire and referee services, and other expenses of the committee; expenditures in FY2005 not to exceed \$20,000 from the fund; the town budget appropriation to the Recreation Committee shall be considered part of this fund. The Recreation Committee shall report the income and expenditures of the fund in the Annual Town Report. **So voted unanimously at 7:17 PM on May 17, 2004.**

ARTICLE 4: Motion made and seconded to authorize two revolving accounts under MGL Chapter 44, Section 53E 1/2 :

Building Inspector Revolving Fund is authorized to, and for the use of, the Building Inspector for the receipt of inspection fees and for the payment of inspection services and other expenses of the Inspector; expenditures in FY2005 not to exceed \$20,000 from the fund; any fund balance June 30, 2004 exceeding \$1,000 (excluding inspection fees) shall be closed to the General Fund. The Building Inspector shall report the income and expenditures of the fund in the Annual Town Report.

Electrical Inspector Revolving Fund is authorized to, and for the use of, the Electrical Inspector for the receipt of inspection fees and for the payment of inspection services and other expenses of the Inspector; expenditures in FY2005 not to exceed \$10,000 from the fund; any fund balance June 30, 2004 exceeding \$1,000 (excluding electrical fees) shall be closed to the General Fund. The Electrical Inspector shall report the income and expenditures of the fund in the Annual Town Report. **So voted unanimously at 7:19 PM on May 17, 2004.**

***ARTICLE 5:** Historical Commission Revolving Fund is authorized to, and for the use of, the Historical Commission for the receipt of proceeds from the sale of maps and other Historical projects and for the payment of expenses related to the Historical Commission; expenditures in FY2005 not to exceed \$10,000 from the fund. The Historical Commission shall report the income and expenditures of the fund in the Annual Town Report. **So voted unanimously at 7:17 Pm on May 17, 2004.**

***ARTICLE 6:** Planning Board Revolving Fund is authorized to, and for the use of, the Planning Board for the receipt of fees payable under the provisions of the Subdivision Control Law and for the payment of engineering and inspection services authorized by the Board in connection with projects governed by the said Control Law and for the reimbursement to the developers of unexpended balances of fees paid following payment of relevant engineering and inspection services authorized by the Board; expenditures in FY2005 shall not exceed \$12,000 from the fund. The Planning Board shall report the income and expenditures of the funds in the Annual Town Report. **So voted unanimously at 7:17 Pm on May 17, 2004.**

***ARTICLE 7:** Cable TV Advisory Committee Revolving Fund is authorized to, and for the use of, the Cable TV Advisory Committee, for the receipt of annual subscriber fees paid to the Town by Charter Communications; charges for duplication of tapes of local access programming; and, donations; to be expended for video tapes, supplies, equipment for local access programming and other expenses of the committee; expenditures in FY2005 not to exceed \$1,500; the town budget appropriation to the Cable TV Advisory Committee shall be considered a part of this fund. The Cable TV Advisory Committee shall report the income and expenditures from this fund in the Annual Town Report. **So voted unanimously at 7:17 Pm on May 17, 2004.**

***ARTICLE 8:** Cemetery Commission Revolving Fund is authorized to, and for the use of, the Cemetery Commission for the receipt of burial fees and foundation fees; and, for the payment of expenses incurred in burials and foundations; expenditures in FY2005 not to exceed \$10,000 from the fund. The Cemetery Commission shall report the income and expenditures of the fund in the Annual Town Report. **So voted unanimously at 7:17 Pm on May 17, 2004.**

ARTICLE 9: Motion made and seconded to authorize four revolving funds under MGL Chapter 44, Section 53E ½:

Plumbing and Gas Inspector Revolving Fund is authorized to, and for the use of, the Plumbing and/or Gas Inspector, for the receipt of inspection fees and for payment of inspection services and other expenses of the Inspector; expenditures for FY2005 not to exceed \$12,000 from the fund; any fund balance June 30, 2004 exceeding \$1,000 (excluding plumbing & gas fees) shall be closed to the General Fund. The Inspector shall report the income and expenditures of the fund in the Annual Town Report.

Recycling Revolving Funds is authorized to, and for the use of, the Board of Health to provide for the receipt of all permit fees for the sale of tobacco products and for the payment of expenditures not to exceed \$500 associated with state-required store compliance checks and to ensure enforcement of Town By-Laws prohibiting smoking in public places and Board of Health regulations affecting smoking in certain places and youth access to tobacco. Any fund balance as of June 30, 2005 shall be closed to the General Fund. The Board of Health shall report the income and expenditures from this fund in the Annual Town Report.

Bins and Bags Revolving Fund is authorized to, and for the use of the Board of Health, for the purchase of trash bags and recycling bins for resale to authorized vendors. At the beginning of the fiscal year,

proceeds from the sale of trash bags and recycling bins shall be added to this fund until the fund balance reaches \$12,500, after which all further sales proceeds will go directly to the General Fund. Annual expenditures from this fund shall not exceed \$12,500. The Board of Health shall report all fund activity along with the status of the bags and bins inventory in the Annual Town report.

Tobacco Revolving Fund is authorized to, and for the use of the Board of Health, to provide for the receipt of all permit fees not to exceed \$500 for the sale of tobacco products and for the payment of costs associated with state-required store compliance checks and to ensure enforcement of Town By-Laws prohibiting smoking in public places and Board of Health regulations affecting smoking in certain places and youth access to tobacco. The Board of Health shall report the income and expenditures from this fund in the Annual Town Report. **So voted unanimously at 7:18 PM on May 17, 2004.**

***ARTICLE 10:** Hazmat Emergency Response Revolving Fund is authorized to and for the use of the Fire Department for the receipt of monies received or to be received from fees charged for services rendered during HAZMAT emergencies and for disbursements there from; the Fire Chief shall authorize all expenditures of money from this account without further appropriation, provided that the amount to be expended in FY2005 shall not exceed \$10,000 unless such additional amount is approved by both the Board of Selectmen and the Finance Committee. Said monies shall be used for the replacement of HAZMAT control materials, man-hours and truck time and shall not be disbursed until the Town Accountant has certified that the fee or fees from which the monies were derived had not been used in computing the year's tax rate.

Fire Inspector Revolving Fund is authorized to, and for the use of, the Fire Inspector for the receipt of inspection fees and for the payment of inspection services and other expenses of the inspector; expenditures in FY 2005 not to exceed \$6,000 from the fund. The Fire Chief shall report the income and expenditures from this fund in the Annual Town Report. **So voted unanimously at 7:17 Pm on May 17, 2004.**

***ARTICLE 11:** Council on Aging Revolving Fund is authorized to, and for the use of, the Council on Aging for the receipt of participation fees and cash donations and for the payment of administrative, office and program expenses related to the Council on Aging in FY 2005, not to exceed \$15,000. The Council on Aging shall report the income and expenditures from the fund in the Annual Town Report; or, take any other action thereon. **So voted unanimously at 7:17 Pm on May 17, 2004.**

ARTICLE 12: Motion made and seconded to raise and appropriate the sum of \$124,017.00 for salaries for various elected town officers for the ensuing fiscal year July 1, 2004 to June 30, 2005:

Moderator	\$100.00
Selectmen	\$3152.00
Assessors	\$2100.00
Treasurer	\$18,947.00
Town Collector	\$37,600.00
Town Clerk	\$10,689.00
Planning Board	\$2500.00
Constables	\$250.00
Tree Warden	\$473.00
Highway Surveyor	\$45,176.00
Cemetery Commissioners	\$30.00
Board of Health	\$3,000.00

So voted overwhelmingly at 7:22 PM on May 17, 2003.

ARTICLE 13: Motion made and seconded to raise and appropriate a sum of \$6,946,039.00 for various departments and activities of the Town, payment of debts and defraying of expenses of the ensuing fiscal year, July 1, 2004 to June 30, 2005, and direct how the same shall be expended. So voted unanimously (amendment incorporated into the budget, appended) at 8:37 PM on May 17, 2004.

RECESS: A brief recess was called at the conclusion of Article 13. The meeting reconvened at the call of the moderator at 8:55 PM.

ARTICLE 14: Motion made and seconded to raise and appropriate the sum of -0- to pay unpaid bills or overdrawn accounts for FY2004. So voted unanimously at 9:10 PM on May 17, 2004.

ARTICLE 15: Motion made and seconded to raise and appropriate the sum of \$1127.10 to pay unpaid bills or overdrawn accounts for any fiscal year prior to FY2004. So voted overwhelmingly, with three in opposition by card count; 4/5 vote declared by moderator at 9:13 PM on May 17, 2004.

ARTICLE 16: Motion made and seconded to accept funds to be used in conjunction with and in addition to any funds, including grant awards, allotted by the Commonwealth for the purpose of the Main Street Streetscape Project. So voted overwhelmingly at 9:13 PM on May 17, 2004.

PROCEDURAL MOTION: Motion made and seconded to accept the following articles as presented in the warrant: Articles 17, 18, 21, 22, 23 and 24. So voted unanimously at 9:14 PM on May 17, 2004.

***ARTICLE 17:** Motion made and seconded to accept as available funds, the sum of \$250,000 to be made available to the Town by the Massachusetts Highway Department, and, to use the funds for qualifying on state approved roads and Chapter 90 projects in the Town of Brimfield. So voted unanimously at 9:14 PM on May 17, 2004.

***ARTICLE 18:** Motion made and seconded to authorize the Highway Surveyor to enter into contracts for the usual and customary operations of public works including the care and upkeep of town ways and bridges. So voted unanimously at 9:14 PM on May 17, 2004.

***ARTICLE 19:** Motion made and seconded to raise and appropriate, or otherwise fund the sum of \$25,000 to the Highway Department for the purpose of oiling and Type-I work and other related materials on various roads, to be expended by the Highway Department subject to applicable public bidding laws. So voted unanimously at 9:14 PM on May 17, 2004.

ARTICLE 20: Motion made and seconded to raise and appropriate, or otherwise fund the sum of - 0 - to be used in conjunction with and in addition to any funds allotted by the Commonwealth for the construction, reconstruction and improvement of town roads. So voted unanimously at 9:16 PM on May 17, 2004.

***ARTICLE 21:** Motion made and seconded to authorize the Treasurer with the approval of the Selectmen to borrow money in anticipation of reimbursements from allotments by the state and county for highways, including bridges. So voted unanimously at 9:14 PM on May 17, 2004.

***ARTICLE 22:** Motion made and seconded to authorize the Treasurer with the approval of the Selectmen to borrow money from time to time, in anticipation of revenue, grants and reimbursement from state and federal agencies in the fiscal year beginning July 1, 2004 in accordance with the

provisions of the General Laws, Chapter 44, Section 4 and to issue a note or notes payable within one year and to renew any note or notes as may be given for a period of less than one year, in accordance with MGL Chapter 44, Section 57. So voted unanimously at 9:14 PM on May 17, 2004.

***ARTICLE 23:** Motion made and seconded to transfer the care and custody of town-owned property to Selectmen for the purpose of conveyance, and further, to authorize the Selectmen to sell at public auction after first giving notice of the time and place of sale by posting such notice in some convenient public place of the Town, at least fourteen days before the sale, property taken by the Town upon tax title procedure, provided that Selectmen, or whomsoever they may authorize to hold such public auction, may reject any bid which they deem inadequate. So voted unanimously at 9:14 PM on May 17, 2004.

***ARTICLE 24:** Motion made and seconded to authorize Selectmen, as required by Town Bylaw Article V, Section 2, to enter into contracts for general insurance, workers' compensation insurance, medical benefit insurance and ambulance services within the scope and requirements defined by MGL Chapter 30B as amended. So voted unanimously at 9:14 PM on May 17, 2004.

ARTICLE 25: Motion made and seconded to take no action on funding a Tax Title account. So voted unanimously for no action at 9:16 PM on May 17, 2004.

ARTICLE 26: Motion made and seconded to raise and appropriate the sum of \$500 to be added to the Conservation Fund as authorized by MGL Chapter 40, Section 5 (51). So voted unanimously at 9:18 PM on May 17, 2004.

ARTICLE 27: Motion made and seconded to raise and appropriate the sum of \$1,000 to be expended by the Emergency Management Director, to fund the continued development and supply of Brimfield's Emergency Mass Shelter in the Elementary School and other activities of the Emergency Management section. So voted unanimously at 9:18 PM on May 17, 2004.

ARTICLE 28: Motion made and seconded to take no action on transfer the sum of \$1,000 of the of the FY 2004 appropriation from the Cemetery Wage Account #04-91-5116, to the FY 04 Cemetery Expense Account #04-91-5460. So voted unanimously to take no action at 9:19 PM on May 17, 2004.

ARTICLE 29: Motion made and seconded to transfer the sum of \$750 of the FY 2004 appropriation from the Cemetery Expense Account #04-91-5460 to the Cemetery Perpetual Care Account #84-04-91-3570. So voted unanimously at 9:20 PM on May 17, 2004.

ARTICLE 30: Motion made and seconded to borrow the sum of \$137,000 to be expended by the Board of Selectmen for the purchase of one cab and chassis combination dump body and sander, wing plow and front mounted all-way plow. Purchase of said vehicle will be subject to the requirements of applicable public bidding laws; and further to authorize the Town Treasurer, with the approval of the Selectmen, to borrow such sum of money pursuant to GL c. 44, s. 7, or any other authorizing authority, for a period of up to ten years, or such other period authorized by law, and to issue bonds or notes as necessary for that purpose and to authorize the payment of debt service on that borrowing starting in FY 2005. So voted overwhelmingly, with 2/3 majority declared by moderator at 9:48 PM on May 17, 2004.

ARTICLE 31: Motion made and seconded to borrow the sum of \$105,000 to be expended by the Board of Selectmen for the purchase of a new rescue truck, to replace the 1986 Chevy cube van rescue vehicle. Purchase of said vehicle will be subject to the requirements of applicable public bidding laws; and

further to authorize the Town Treasurer, with the approval of the Selectmen, to borrow such sum of money pursuant to GL c. 44, s. 7, or any other authorizing authority, for a period of up to ten years, or such other period authorized by law, and to issue bonds or notes as necessary for that purpose and to authorize the payment of debt service on that borrowing starting in FY 2005. **So voted overwhelmingly, with 2/3 majority declared by moderator at 10:09 PM on May 17, 2004.**

ARTICLE 32: Motion made and seconded to borrow the sum of \$21,000 to be expended by the Board of Selectmen for the repair and maintenance of the Town Hall and the Salisbury House Annex, subject to the requirements of applicable public bidding laws; and further to authorize the Town Treasurer, with the approval of the Selectmen, to borrow such sum of money pursuant to GL c. 44, s. 7, or any other authorizing authority, for a period of up to ten years, or such other period authorized by law, and to issue bonds or notes as necessary for that purpose and to authorize the payment of debt service on that borrowing starting in FY 2005.

Amendment offered and seconded to strike references to borrowing and to substitute "transfer the sum of \$21,000 from the Stabilization Fund." **The amendment failed overwhelmingly on voice vote. The main motion was voted overwhelmingly, with 2/3 majority declared by moderator at 10:25 PM on May 17, 2004.**

ARTICLE 33: Motion made and seconded to borrow the sum of \$29,000 to be expended by the Board of Selectmen for the purchase of one full size marked law enforcement sedan to replace one 1991 Ford - LTD Crown Victoria and one 1997 Ford - Crown Victoria. Purchase of said vehicle will be subject to the requirements of applicable public bidding laws; and further to authorize the Town Treasurer, with the approval of the Selectmen, to borrow such sum of money pursuant to GL c. 44, s. 7, or any other authorizing authority, for a period of up to ten years, or such other period authorized by law, and to issue bonds or notes as necessary for that purpose and to authorize the payment of debt service on that borrowing starting in FY 2005. **So voted overwhelmingly, with 2/3 majority declared by moderator at 10:30 PM on May 17, 2004**

ARTICLE 34: Motion made and seconded to raise and appropriate, or otherwise fund, the sum of \$6,000 as a temporary measure for FY 2005 only so that the previous grant funding can be restored for the position of Activity Coordinator/Receptionist to the Senior Center. **So voted unanimously at 10:36 PM on May 17, 2005.**

ARTICLE 35: Motion made and seconded to transfer the sum of \$25,000 from Overlay Surplus funds certified as excess by the Board of Assessors pursuant to Section 25 of Chapter 59 of the Massachusetts General Laws, for the purpose of conducting property evaluation. **So voted unanimously at 10:36 PM on May 17, 2004.**

ARTICLE 36: Motion made and seconded to authorize the Highway Surveyor to expend \$4,000 from Road Oiling funds approved in Article 19 to repair and reopen the northern exit of Cubles Drive. **So voted unanimously at 10:40 PM on May 17, 2004.**

ARTICLE 37: Motion made and seconded to accept the donation of land from Ann Pendleton; as shown on Assessor's Map 16, Block B, Lot 6.

PROCEDURAL MOTION: Motion was made and seconded to table the main motion. **The motion to table fails on a card count, with 21 in favor of tabling and 29 opposed to tabling**

The main motion fails unanimously at 10:50 PM on May 17, 2004.

ARTICLE 38: Motion made and seconded to raise and appropriate the sum of \$1500 for a new wage account line item for the Zoning Officer for zoning enforcement activities for FY 05. **So voted unanimously at 10:52 PM on May 17, 2004.**

ARTICLE 39: Motion made and seconded to take no action on the construction, reconstruction and improvement of Allen Hill Road; or, take any other action thereon. **So voted unanimously at 10:53 PM on May 17, 2004.**

ARTICLE 40: Motion made and seconded to transfer the sum of \$580 from certified free cash, \$48,094 from certified Overlay Surplus and \$110,000 from the Stabilization Fund (which includes \$38,670 for capital plan borrowing debt service) to reduce the tax rate in FY2005. **So voted unanimously at 11:03 PM on May 17, 2004.**

ARTICLE 41: Motion made and seconded to take no action on funds for the Stabilization Fund. **So voted unanimously at 11:04 PM on May 17, 2005**

Having no further business, the Town Clerk offered a motion to dissolve the meeting, which was seconded and the meeting was so adjourned at 11:05 PM.

Respectfully submitted for the official records of the Town of Brimfield,

Pamela E. Beall
Town Clerk