

**THE COMMONWEALTH OF MASSACHUSETTS  
ANNUAL TOWN MEETING WARRANT  
JUNE 4th, 2004**

WORCESTER, SS:

TO EITHER OF THE CONSTABLES OF THE TOWN OF BROOKFIELD IN THE COUNTY OF WORCESTER

GREETINGS:

IN THE NAME OF THE COMMONWEALTH OF MASSACHUSETTS, YOU ARE HEREBY DIRECTED TO NOTIFY AND WARN THE INHABITANTS OF SAID TOWN, QUALIFIED TO VOTE IN ELECTIONS AND IN TOWN AFFAIRS, TO MEET AT THE **TOWN HALL, BANQUET HALL, 6 CENTRAL STREET, BROOKFIELD, MA ON MONDAY THE THIRD DAY OF MAY IN THE YEAR 2004 FROM 12:00 P.M. TO 7:00 P.M.** THEN AND THERE TO ACT ON THE FOLLOWING ARTICLE.

**Article 2.** To see if the Town will vote to raise and appropriate such sums of money as may be necessary to defray the expenses of the Town for the ensuing year, or take any action relative thereto.

*A motion was made by the Board of Selectmen and voted by a majority vote that the Town vote to amend Article 2 line items in the annual budget they are as follow:*

*Town employees salaries were increased to 4%*  
*Election/Registrations Salaries increased to \$4,480.00*  
*Increase Municipal Gasoline to \$28,600.00*  
*Regional School Assessment reduced to \$974,597.00*  
*Police Part-Time Wages reduced to \$69,819.00*  
*Board of Health Inspectors reduced \$9,340.00*  
*Health Agent \$1700.00*  
*Group Insurance increased \$75,346.00*  
*Water Dept Expenses reduced to \$29,675.00*

The Town voted by a majority vote to raise and appropriate such sums of money as may be necessary to defray the expenses of the Town for the ensuing year.

**ARTICLE 3.** To see if the Town will vote to authorize the Board of Selectmen to apply for any and to expend any State, Federal or other grants that may become available to the Town of Brookfield, or take any action relative thereto. (Sponsored by the Board of Selectmen)

**ARTICLE 4.** To see if the Town will vote to establish a revolving fund for the Brookfield Local Public Access under M.G.L. Chapter 44, section 53E ½ and to authorize the license fee paid by Charter Cable and all monies raised through advertising and fundraising to be deposited in said revolving fund, provided that no monies shall be expended in excess of \$15,000.00, or take any action relative thereto. (Sponsored by the Local Public Access Committee)

**ARTICLE 5.** To see if the Town will vote to establish a special account for the Brookfield Planning Board under M.G.L. Chapter 44, section 53G and to receive monies derived from engineering fees charged in relation to reviews of applications submitted to the Board and to expend these monies to pay all costs associated with professional engineering review of said application provided that no monies shall be expended in excess of \$5,000.00, or take any action relative thereto. (Sponsored by the Planning Board)

**ARTICLE 6.** To see if the Town will vote to establish a revolving fund for the Library Trustees under M.G.L. Chapter 44, section 53E ½ and to receive monies derived from fines collected on overdue materials and copies and to expend these monies to pay for replacement of materials, maintenance and supplies for the copy machine provided that no monies shall be expended in excess of \$1,000.00, or take any action relative. (Sponsored by the Library Trustees)

**ARTICLE 7.** To see if the Town will vote to establish a revolving fund for the Brookfield Recreation Commission under M.G.L. Chapter 44, section 53E ½ and to receive monies derived from registration fees and to expend these monies to pay for costs associated with sports activities provided that no monies shall be expended in excess of \$5,000.00, or take any action relative thereto. (Sponsored by the Recreation Commission)

*The Town voted unanimously to approve all of the annually recurring articles, 3,4,6, 7, as shown in the preceding boxes and to pass over article 5.*

**ARTICLE 8.** To see if the Town will vote to raise and appropriate, transfer or borrow from available funds the sum of \$2,250.00 to a Prouty Street Appraisal Account for an appraisal of the property on Prouty Street now or formerly owned by Gemma and Robert McKeon, or take any action relative thereto. (Sponsored by the Board of Selectmen)

*I move that the Town vote raise and appropriate the sum of \$2,250.00 00 to a Prouty Street Appraisal Account for an appraisal of the property on Prouty Street now or formerly owned by Gemma and Robert McKeon.*

The Town voted by a majority vote to pass over Article 8.

**ARTICLE 9.** To see if the Town will vote to raise and appropriate, transfer or borrow the sum of \$310,000.00 to supplement the Town Hall Exterior Renovations Account for the purpose of repairing the Town Hall roof, or take any action relative thereto. (Sponsored by the Capital Improvement Planning Committee)

*The Town voted unanimously that the sum of \$310,000 is hereby appropriated for the purpose of supplementing the Town Hall Exterior Renovations Account for the purpose of repairing the Town Hall roof, including the payment of all other costs incidental and related thereto, and that to meet this appropriation, the Town Treasurer, with the approval of the Selectmen is hereby authorized to borrow said amount under and pursuant to Chapter 44, Section 7 (3A) of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefore.*

**ARTICLE 10.** To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money to supplement the Town Hall Wiring Account for the purpose of improving the electrical service in the Town Hall, or take any action relative thereto. (Sponsored by the Capital Improvement Planning Committee)

*The Town voted unanimously to pass over Article 10.*

**ARTICLE 11.** To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money to design and construct a Department of Public Works facility on the Mill Street property, or take any action relative thereto. (Sponsored by the Capital Improvement Planning Committee)

*I move that the sum of \$990,000.00 is hereby appropriated for the purpose of paying costs of designing and constructing a Department of Public Works facility on the Mill Street property, including the payment of all other costs incidental and related thereto, and that to meet this appropriation, the Town Treasurer, with the approval of the Selectmen is hereby authorized to borrow the sum of \$860,000.00 under and pursuant to Chapter 44, Section 7(3) of the General Laws, or any other enabling authority, and*

*to issue bonds or notes of the Town thereto and further that the sum of \$130,000.00 be transferred from Stabilization.*

*Selectmen Beverly Lund made a motion to have a secret ballot vote on Article 11, the motion was voted on and defeated by a majority vote.*

The Town voted to defeat Article 11 by a vote of 57 yes 49 no.

A motion was made to reconsider and reconsider Article 11 and also to have a Debt Exclusion Election. The Town voted 67 yes 25 no .

The vote to have a Debt Exclusion Election was 67 yes 23 no.

The new motion is as follows:

*The town voted the sum of \$990,000.00 is hereby appropriated for the purpose of paying costs of designing and constructing a DPW facility on the Mill St. property, including the payment of all other costs incidental and related thereto, and that to meet this appropriation, the town trustees, with the approval of the Selectmen is hereby authorized to borrow the sum of \$860,000.00 contingent upon a successful debt exclusion vote for this article, under and pursuant to Chap. 49 sect 7(3) of the General Laws, or other enabling authority, and to issue bonds or notes of the Town thereto and further that the sum of \$130,000.00 be transferred from Stabilization.*

Correction to the new motion of Article 11, because of a mistake in the reading by a town resident, is a follows:

The town voted the sum of \$990,000.00 is hereby appropriated for the purpose of paying costs of designing and constructing a DPW facility on the Mill St. property, including the payment of all other costs incidental and related thereto, and that to meet this appropriation, the town trustees, with the approval of the Selectmen is hereby authorized to borrow the sum of \$860,000.00 contingent upon a successful debt exclusion vote for this article, under and pursuant to Chap. 44 sect 7(3) of the General Laws , or enabling authority, and to issue bonds or notes of the Town thereto and further that the sum of \$130,000.00 be transferred from Stabilization.

The town voted 65 yes in favor of the new motion and 25 no.

**ARTICLE 12.** To see if the Town will vote to create a new Stabilization Account to be used for the purchase of replacement highway equipment, or take any action relative thereto. (Sponsored by the Highway Department)

*The Town voted unanimously to create a new Stabilization Account to be used for the purchase of replacement highway equipment.*

**ARTICLE 13.** To see if the Town will vote to raise and appropriate or transfer the sum of \$5,000.00 to the Highway Equipment Replacement Stabilization Account, or take any action relative thereto. (Sponsored by the Highway Department)

*The Town voted unanimously to raise and appropriate the sum of \$5,000.00 to the Highway Equipment Replacement Stabilization Account.*

**ARTICLE 14.** To see if the Town will vote to raise and appropriate, transfer or borrow the sum of \$30,000.00 to the Highway Construction, Reconstruction and Improvement of Town Roads, Bridges and Sidewalks Account, or take any action relative thereto. (Sponsored by the Highway Department)

*The Town voted unanimously to raise and appropriate the sum of \$30,000.00 to the Highway Construction, Reconstruction and Improvement of Town Roads, Bridges and Sidewalks Account.*

**ARTICLE 15.** To see if the Town will vote to raise and appropriate, transfer or borrow the sum of \$50,000.00 to hire an Engineer to prepare engineering plans for Route 148 (Fiskdale Road), from Molasses Hill Road to the Southernmost Brookfield/Sturbridge town line, for a distance of approximately 2.3 miles; highway rehabilitation with intersection improvements at Weber Road; Key #603486, or take any action relative thereto. (Sponsored by the Highway Department)

*The Town voted unanimously to raise and appropriate the sum of \$50,000.00 to hire an Engineer to prepare engineering plans for Route 148 (Fiskdale Road), from Molasses Hill Road to the Southernmost Brookfield/Sturbridge town line, for a distance of approximately 2.3 miles; highway rehabilitation with intersection improvements at Weber Road; Key #603486.*

**ARTICLE 16.** To see if the Town will vote to raise and appropriate, transfer or borrow the sum of \$310,000.00 to purchase a new pumper for the Fire Department to replace the 1972 fire truck, said amount to be reduced by receipt of any grant funds, or take any action relative thereto. (Sponsored by the Capital Improvement Planning Committee)

*I move that the sum of \$320,000.00 is hereby appropriated for the purpose of paying costs of purchasing a new pumper for the Fire Department to replace the 1972 fire truck, including the payment of all other costs incidental and related thereto, and that to meet this appropriation, the Town Treasurer, with the approval of the Selectmen is hereby authorized to borrow said amount under and pursuant to Chapter 44, Section 7(9) of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefore; provided, however, that the amount to be borrowed under and pursuant to this vote shall be reduced to the extent of any grant funds received by the Town for this purpose.*

*Article 16 requires a 2/3 vote.*

*The Town voted to defeat the Article 16, 46 yes 52 no.*

*Before the meeting adjourned, a motion was made to reconsider Article 16 the vote was taken, 42 yes, 45 no, the article was defeated.*

**ARTICLE 17.** To see if the Town will vote to create a new Stabilization Account to be used for the purchase of fire apparatus, or take any action relative thereto. (Sponsored by the Fire Department)

*The Town voted unanimously to create a new Stabilization Account to be used for the purchase of fire apparatus.*

**ARTICLE 18.** To see if the Town will vote to raise and appropriate a sum of money for the Fire Apparatus Stabilization Account, or take any action relative thereto. (Sponsored by the Fire Department)

*The Town voted by a vote of 106 yes and 2 no, to <sup>TRANSFER FOR STABILIZATION acct.</sup> the sum of \$32,000.00 for the Fire Apparatus Stabilization Account.*

**ARTICLE 19.** To see if the Town will vote to transfer a sum of money from the Ambulance billing receipts account to fund the Emergency Squad Expense Account for FY 2005, or take any action relative thereto. (Sponsored by the Emergency Squad)

*The Town voted unanimously the sum of \$22,503.00 be transferred as follows:*

<i>Municipal Diesel Fuel Account</i>	<i>\$ 2,000.00</i>
<i>Ambulance Expense Account</i>	<i>20,503.00</i>
<b>TOTAL</b>	<b>\$22,503.00</b>

**ARTICLE 20.** To see if the Town will vote to transfer a sum of money from the Ambulance billing receipts account to fund the Emergency Squad Wages Salary Account for FY 2005, or take any action relative thereto. (Sponsored by the Emergency Squad)

*I move that the sum of \$91,373.00 be transferred as follows:*

<i>Paramedic/Firefighter Salary (full-time)</i>	<i>\$32,319.00</i>
<i>Overtime</i>	<i>3,086.00</i>
<i>On-Call Personnel Salaries &amp; Full Time Coverage</i>	<i>35,540.00</i>
<i>Calls</i>	<i>20,428.00</i>
<b>TOTAL:</b>	<b>\$91,373.00</b>

*The Town voted by a vote of 33 yes and 38 no to defeat the proposed figures in Article 20.*

*A motion was made to amend Article 20 it was voted by a majority and passed, it is as follows:*

*The Town voted by a majority vote to transfer \$93,109.00 from Ambulance Billing Receipts Account to fund the Emergency Squad Wages Account for Fy2005.*

**ARTICLE 21.** To see if the Town will vote to transfer \$25,000.00 from the Water Department Surplus Account to the Water Department Standpipe Account, or take any action relative thereto. (Sponsored by the Water Department)

*The Town voted unanimously to transfer \$25,000.00 from the Water Department Surplus Account to the Water Department Standpipe Account.*

**ARTICLE 22.** To see if the Town will vote to raise and appropriate, transfer from available funds or borrow the sum of \$35,000.00 to purchase a new police cruiser, or take any action relative thereto. (Sponsored by the Police Department)

*The Town voted unanimously to raise and appropriate the sum of \$31,549.00 to purchase a new police cruiser.*

**ARTICLE 23.** To see if the Town will vote to accept M.G.L. Chapter 41, Sections 19K and 108P, as amended, as provided in the Acts of 1999, to allow additional compensation for the Town Treasurer, Town Clerk and Tax Collector upon certification, and to raise and appropriate or transfer the sum of \$1,000 to fund said compensation, or take any action relative thereto. (Sponsored by the Town Treasurer, the Town Clerk and the Tax Collector:

*The Town voted unanimously to accept M.G.L. Chapter 41, Sections 19K and 108P, as amended to allow additional compensation for the Town Treasurer, Town Clerk and Tax Collector upon certification, and to raise and appropriate the sum of \$1000.00 to fund said compensation.*

**ARTICLE 24.** To see if the Town will vote to amend the zoning By-Laws by amending the definition of "Frontage" in Section 2 to read as follows, or take any action relative thereto:

**Lot Frontage.** The length of common boundary between a lot and a street or way legally qualifying to provide frontage for the division of land (See Brookfield Zoning By-Law Section 7 and M.G.L. Ch. 41 §81L). Frontage is to be measured continuously along one street line between side lot lines and their intersection with the street line, or, in the case of a corner lot, between one side lot line and the mid-point of the corner radius. Lots with interrupted or discontinuous frontage must demonstrate that the required length along the street may be obtained from one continuous boundary, without any totaling of



THE COMMONWEALTH OF MASSACHUSETTS  
OFFICE OF THE ATTORNEY GENERAL

WESTERN MASSACHUSETTS DIVISION  
1350 MAIN STREET  
SPRINGFIELD, MASSACHUSETTS 01103-1629

THOMAS F. REILLY  
ATTORNEY GENERAL

(413) 784-1240  
www.ago.state.ma.us

December 8, 2004

Linda M. Lincoln, Town Clerk  
6 Central Street  
Brookfield, MA 01506

RE: Brookfield Annual Town Meeting of June 4, 2004 — Case # 3112  
Warrant Article # 27 (General)  
Warrant Articles # 24, 25, and 26 (Zoning)

Dear Ms. Lincoln:

Articles 24, 25, 26, and 27 - I return with the approval of this Office the amendments to the town by-laws adopted under these Articles on the warrant for the Brookfield annual town meeting that convened on June 4, 2004.

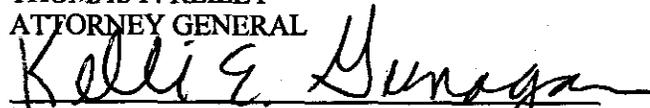
Note: Under G.L. c. 40, § 32, neither general nor zoning by-laws take effect unless the town has first satisfied the posting/publishing requirements of this section. Once this statutory duty is fulfilled, (1) general by-laws and amendments take effect on the date that these posting and publishing requirements are satisfied unless a later effective date is prescribed in the by-law, and (2) zoning by-laws and amendments are deemed to have taken effect from the date they were voted by Town Meeting, unless a later effective date is prescribed in the by-law.

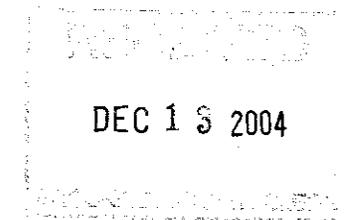
If the Attorney General has disapproved and deleted one or more portions of any by-law or by-law amendment submitted for approval, only those portions approved are to be posted and published pursuant to G.L. c. 40, § 32. We ask that you forward to us a copy of the final text of the by-law or by-law amendments reflecting any such deletion. It will be sufficient to send us a copy of the text posted and published by the Town Clerk pursuant to this statute.

Nothing in the Attorney General's approval authorizes an exemption from any applicable state law or regulation governing the subject of the by-law submitted for approval.

Very truly yours,

THOMAS F. REILLY  
ATTORNEY GENERAL

  
by: Kelli E. Gunagan, Assistant Attorney General  
By-law Coordinator, Municipal Law Unit  
1350 Main Street, 4<sup>th</sup> Floor  
Springfield, MA 01103-1629  
(413) 784-1240, x 117



enc.  
pc: Town Counsel

discontinuous frontage sections. No lot shall be deemed to have frontage unless there exists safe and convenient vehicular access from said lot to the street or way. (Sponsored by the Planning Board.)

*The Town voted unanimously to amend the zoning By-Laws by amending the definition of "Frontage" in Section 2 to read as follows:*

*Lot Frontage. The length of common boundary between a lot and a street or way legally qualifying to provide frontage for the division of land (See Brookfield Zoning By-Law Section 7 and M.G.L. Ch. 41 §81L). Frontage is to be measured continuously along one street line between side lot lines and their intersection with the street line, or, in the case of a corner lot, between one side lot line and the mid-point of the corner radius. Lots with interrupted or discontinuous frontage must demonstrate that the required length along the street may be obtained from one continuous boundary, without any totaling of discontinuous frontage sections. No lot shall be deemed to have frontage unless there exists safe and convenient vehicular access from said lot to the street or way.*

**ARTICLE 25.** To see if the Town will vote to amend the Zoning By-Laws by adding the following Section 4.D.7, or take any action relative thereto:

**Access Driveways**

- a. No driveway or access road to any property shall create a danger to the community or to the convenience or proper use of the adjoining property.
- b. The driveway or access road to a lot must be provided across the lot frontage except in a case where a Common Driveway meeting the requirements of Section 8.F. is to be constructed to serve two lots.
- c. No driveway shall be located closer than seventy-five (75') from any street intersection measured from the center of the driveway to the intersection of the centerlines of the intersecting streets, measured along the centerline of the frontage street.
- d. No two driveways on the same lot shall be located closer than seventy-five (75') from each other at their closest limits for any uses listed in the Use Regulation Table, Sections 3, 4 and 6. (Sponsored by the Planning Board)

*The Town voted unanimously to amend the Zoning By-Laws by adding the following Section 4.D.7*

**Access Driveways**

- a. **No driveway or access road to any property shall create a danger to the community or to the convenience or proper use of the adjoining property.**
- b. **The driveway or access road to a lot must be provided across the lot frontage except in a case where a Common Driveway meeting the requirements of Section 8.F. is to be constructed to serve two lots.**
- c. **No driveway shall be located closer than seventy-five (75') from any street intersection measured from the center of the driveway to the intersection of the centerlines of the intersecting streets, measured along the centerline of the frontage street.**
- d. **No two driveways on the same lot shall be located closer than seventy-five (75') Table, Sections 3, 4 and 6.**

**ARTICLE 26.** To see if the Town will vote to amend the Zoning By-Laws of the Town by adding the below section:

**Section 8.F.4. :**

4. In addition, common driveways shall be allowed only if the following conditions are met:

- a) the specific site is an appropriate location for access to the lot given the current and projected traffic on the roadway and the sight distance to the adjacent driveways and roadways;
- b) special environmental conditions exist such as wetlands and/or steep slopes such that access across lot frontage would require wetland filling or extreme cutting and/or filling of the slopes or would be otherwise detrimental to the neighborhood. (Sponsored by the Planning Board)

*The Town voted to amend the Zoning By-Laws of the Town by adding the below section:*

**Section 8.F.4. :**

**4. In addition, common driveways shall be allowed only if the following conditions are met:**

- (a) *the specific site is an appropriate location for access to the lot given the current and projected traffic on the roadway and the sight distance to the adjacent driveways and roadways;*
- (b) *special environmental conditions exist such as wetlands and/or steep slopes such that access across lot frontage would require wetland filling or extreme cutting and/or filling of the slopes or would be otherwise detrimental to the neighborhood.*

**ARTICLE 27.** To see if the Town will vote to amend the Town By-Laws, Chapter XII, Miscellaneous By-Law: Dogs by replacing Section 1.3 Notice to Owner and Redemption with the following:

**SECTION 1.3 NOTICE TO OWNER AND REDEMPTION:**

If such dog, so impounded, has upon it the name and address of the owner thereof or if the name of said owner is otherwise known, then the Dog Officer shall immediately notify the owner. No notice shall be necessary if the owner is not known. The owner of any dog so impounded may reclaim such dog upon the reimbursement to the town of all expenses for maintaining said dog while impounded plus twenty dollars (\$20) as a fee for the initial handling of such dog. If the dog is not licensed, however, a license as required by the Town of Brookfield must be obtained before the dog officer releases said dog to any person. (Sponsored by the By-Law Committee)

*The Town voted unanimously to amend the Town By-Laws, Chapter XII, Miscellaneous By-Law: Dogs by replacing Section 1.3 Notice to Owner and Redemption with the following:*

**SECTION 1.3 NOTICE TO OWNER AND REDEMPTION:**

*If such dog, so impounded, has upon it the name and address of the owner thereof or if the name of said owner is otherwise known, then the Dog Officer shall immediately notify the owner. No notice shall be necessary if the owner is not known. The owner of any dog so impounded may reclaim such dog upon the reimbursement to the town of all expenses for maintaining said dog while impounded plus twenty dollars (\$20) as a fee for the initial handling of such dog. If the dog is not licensed, however, a license as required by the Town of Brookfield must be obtained before the Dog Officer releases said dog to any person.*

**ARTICLE 28.** To see if the Town will vote to amend the Town By-Laws, Chapter XV, Section 23 to read as follows:

An employee will be reimbursed for tuition, fees and required materials for education courses and training only if all of the following conditions are satisfied:

- A. Approval must be obtained from the appropriate department head and the Board of Selectmen before course registration;
- B. The course or training must be a requirement of the employee's current position as mandated by Federal, State or Local Law except where, by a majority vote of the Selectmen and the Personnel Board, the course or the training is deemed in the best interest of the town

- C. Adequate funds must have been included and are currently available in the approved departmental budget of the employee;
- D. Fifty percent (50%) of the tuition and materials cost will be reimbursed to the employee after registration when documentation from the institution and receipts for materials are provided. The balance of the registration and materials costs will be reimbursed to the employee when documentation from the institution indicating satisfactory completion of the course (i.e. passing grade) is provided.

When possible, these courses should be taken during the employee's normal working hours. When courses are only available outside normal working hours, travel and class time will be paid at the employee's straight-time pay. If a non-town vehicle is used for transportation to and from the training institution, the employee will be reimbursed for normal travel expenses in accordance with Chapter V, Section 7 of the Town of Brookfield By-Laws. (Sponsored by the By Law Committee)

*The Town voted to pass over Article 28.*

**ARTICLE 29.** To see if the Town will vote to raise and appropriate, transfer or borrow a sum of money to plow (1) Joe Goddard Road (2) all private roads, or take any action relative thereto. (Petition)

*The town voted to pass over Article 29.*

**ARTICLE 30.** To see if the Town will vote to amend the By-laws as follows, or take any action relative thereto.

**“Chapter Two, Section 20:** All appropriations exceeding the amount of \$25,000 must be considered at the Annual Town Meeting, unless deemed an emergency measure. Only the Board of Selectmen by a majority vote may deem an appropriation an “emergency measure” and place an appropriation exceeding \$25,000 on the warrant for a Special Town Meeting.” or take any action relative thereto. (Petition)

*The town voted by a majority vote to defeat Article 30.*

**ARTICLE 31.** To see if the Town will vote to rescind the 1993 Town Meeting vote granting authority for town officials to raise fees as permitted by state law (the provisions of G. L. c. 40 S22F) and instead adopt the following amendment to the Town By-Laws, which reads as follows:

“The Town of Brookfield will establish a user fee for the operation of its landfill and recycling center, which shall consist of an annual access fee and a per-bag fee for household trash disposal. At the time of the adoption of this by-law, the town will charge residents an annual fee of \$20 for landfill access and a disposal fee of \$1 per bag of household trash.

The Board of Health shall oversee the operation of the landfill and have the authority to impose additional fees for the disposal of other refuse, provided that such fees are reasonable. In addition, one year after the adoption of this by-law, the Board of Health shall have the authority to raise fees, following a public hearing, as long as such fees reflect the costs for the operation of this service to the townspeople.” or take any action relative thereto. (Petitions)

*The Town voted to pass over Article 31.*

**ARTICLE 32.** To see if the Town will vote to transfer a sum of money from the stabilization account to reduce the tax rate, or take any action relative thereto. (Sponsored by the Advisory Committee)

*The Town voted to pass over Article 32.*

AND YOU ARE DIRECTED TO SERVE THIS WARRANT, BY POSTING UP ATTESTED COPIES THEREOF, AT THE TOWN HALL AND POST OFFICE IN SAID TOWN, SEVEN DAYS AT LEAST BEFORE THE TIME OF THE HOLDING OF SAID MEETING.

HEREOF, FAIL NOT, AND MAKE DUE RETURN OF THIS WARRANT, WITH YOUR DOINGS THEREON, TO THE TOWN CLERK, AT THE TIME AND PLACE OF THE MEETING, AS AFORESAID. GIVEN UNDER OUR HANDS THIS TWENTY-SEVENTY (27<sup>th</sup>) DAY OF APRIL IN THE YEAR OF OUR LORD, TWO THOUSAND AND FOUR.

RESPECTFULLY SUBMITTED,

Beverly A. Lund, Chairman  
Robert S. Phillips, Vice Chairman  
Joseph J. Klimavich, Clerk

SELECTMEN OF BROOKFIELD

A TRUE COPY, ATTEST

*Joseph F. Murray*

CONSTABLE OF BROOKFIELD

WORCESTER, SS:  
BROOKFIELD, MASSACHUSETTS

PURSUANT TO THE WITHIN WARRANT, I HAVE NOTIFIED AND WARNED THE INHABITANTS OF THE TOWN OF BROOKFIELD BY POSTING UP ATTESTED COPIES OF SAME AT THE U.S. POST OFFICE ON 11:00 A.M. AND THE BROOKFIELD TOWN HALL AT 11:05 A.M. ON THE SAME DAY APRIL 28, 2004.

SEVEN DAYS BEFORE THE DATE OF THE MEETING, AS WITHIN DIRECTED.

*Joseph F. Murray*  
CONSTABLE OF BROOKFIELD

*The Annual Town Meeting was held at the Brookfield Elementary School. One Hundred and Eighty (180) residents were in attendance. The voters unanimously moved to adjourned until June 11, 2004 at 7:00 P.M., the meeting adjourned at 11:00 P.M.*

*The Annual Town Meeting reconvened on June 11, 2004 at 7:00 P.M. at the Brookfield Elementary School. One Hundred and Nineteen (119) residents were in attendance, the meeting adjourned at 9:30P.M.*

*Linda M. Lincoln*  
A true copy attest: Linda M. Lincoln CMMC  
Town Clerk

Description	Appr FY05
GENERAL GOVERNMENT	
Moderator salary	52
Selectmen salary	6,454
Administrative Assistant wages	34,253
Selectmen expenses	6,396
Physical exams	400
Consultant expenses	2,400
Payment In Lieu Of Taxes	700
<i>Total Selectmen</i>	<i>50,603</i>
Reserve	20,000
Town Accountant wages	31,442
Professional services - audit	17,750
Town accountant expenses	2,432
Town accountant: prof. services	0
<i>Total Town Accountant</i>	<i>51,624</i>
Advisory committee clerk salary	300
Advisory committee expenses	290
Warrant books (printing & mailing)	1,500
<i>Total Advisory Committee</i>	<i>2,090</i>
Assessors salary	38,550
Assessors consulting services	2,500
Assessors Cont. Serv. Revaluation	0
Assessors expenses	1,787
<i>Total Assessors</i>	<i>42,837</i>
Treasurer wages	21,533
Treasurer Clerk wages	14,825
Interim Treasurer wages	3,686
Payroll services	4,500
Banking services	0
Treasurer expenses	3,000
<i>Total Treasurer</i>	<i>47,544</i>
Collector wages	26,022
Collector Clerk wages	2,420
Collector expenses	6,652
<i>Total Collector</i>	<i>35,094</i>
Legal Services	30,000
Personnel Board expenses	0
Treasurer/Collector tax titles	5,134
Town Clerk salary	23,390
Assistant Town Clerk wages	1,181
Town Clerk expenses	2,742
<i>Total Town Clerk</i>	<i>27,313</i>
Elections & Registrations wages	4,480
Elections & registration expenses	3,114
<i>Total Elections &amp; registration</i>	<i>7,594</i>
Conservation Commission	100
Central MA Regional Planning Comm	650
Planning board clerk salary	636
Planning board expenses	755
<i>Total Planning Board</i>	<i>1,391</i>
Board of appeals clerk salary	0
Board of appeals expenses	1,021
<i>Total Board of Appeals</i>	<i>1,021</i>
Capital Improvement Planning Comm	18

Description	Appr FY05
Town Hall Custodian wages	9,929
Town Hall expenses	7,915
<i>Total Town Hall</i>	17,844
Print town report	1,200
Municipal Heating fuel	18,000
Municipal Diesel fuel	7,500
Municipal Gasoline	28,600
<b>TOTAL GENERAL GOVERNMENT</b>	396,209
<b>POLICE DEPARTMENT</b>	
Police wages Full Time	65,124
Police Chief salary	51,613
Police wages Part Time	69,819
Police Dept. Clerk	7,788
Police Full time OT	8,040
Police expenses	18,395
Police station expenses	17,220
<i>Total Police</i>	237,999
<b>FIRE DEPARTMENT</b>	
Fire Department wages	9,894
FD Chief salary	1,163
FD Brush Fire/Special Duty wages	3,656
FD expenses	22,800
FD recurring recertification/testing	2,480
FD asset repair/replacement	5,000
<i>Total Fire Department</i>	44,993
Telephone Contract/Leases	9,500
Building Inspector salary	12,000
Assistant Building Inspector wages	260
Building Inspector expenses	685
<i>Total Building Inspector</i>	12,945
Gas & Plumbing Inspector salary	2,887
Asst. Gas & Plumbing Inspector wages	416
Gas & Plumbing Inspector expenses	500
<i>Total Gas &amp; Plumbing Inspector</i>	3,803
Wiring Inspector salary	2,940
Assistant Wiring Inspector wages	260
Wiring Inspector expenses	375
<i>Total Wire Inspector</i>	3,575
Zoning enforcement officer salary	7,500
Zoning enforcement officer expenses	470
<i>Total Zoning Enforcement Officer</i>	7,970
Emergency Management Agency (BEMA)	470
Animal control officer salary	4,328
Assistant Animal Control Officer wages	0
Animal control officer expenses	2,000
<i>Total Animal Control Officer</i>	6,328
Parking clerk & hearing officer salary	212
Parking ticket expenses	276
<i>Total Parking Tickets</i>	488
Tree warden	1,840
Harbor Master	0
Shade tree	1,791
Insect/pest control	0
<b>TOTAL PUBLIC SAFETY</b>	331,702

Description	Appr FY05
SCHOOLS	
School committee salary	0
Regional committee salary	0
Regional school assessment	974,597
Transportation	55,998
School department	2,430,859
<b>TOTAL SCHOOLS</b>	<b>3,461,454</b>
PUBLIC WORKS	
Highway Supt. wages	39,728
Highway Operator wages	32,084
Highway OT/Other wages	3,848
Highway wages PT/Office Clerk	8,921
Highway expenses	40,241
Plow private roads	1
Bridges, rails & signs	1,325
Police Detail	500
<i>Total Highway</i>	<i>126,648</i>
Snow & ice account	30,000
Street lights	10,500
Sidewalks	920
Cemetery wages	12,333
Cemetery Supt. salary	4,160
Cemetery expenses	6,531
Cemetery improvements	0
<i>Total Cemetery</i>	<i>23,024</i>
<b>TOTAL PUBLIC WORKS</b>	<b>191,092</b>
HEALTH, SANITATION AND SPECIAL SERVICES	
BOH salary	1,623
BOH Clerk wages	530
Health Agent	1,700
Animal Inspector salary	926
Title V administration	1,847
Septage hauling	0
BOH expenses	1,380
<i>Total Board of Health</i>	<i>8,006</i>
Inspectors	9,340
Transfer Station wages	16,897
Well tests	12,000
Transfer station expenses	99,062
<i>Total Transfer Station</i>	<i>127,959</i>
Community health program	673
Outreach worker	1,500
Tri valley crisis intervention	580
Medi-car	2,000
Council on aging expenses	138
<i>Total Senior Services</i>	<i>4,218</i>
Director of Veterans Services salary	607
Veterans services salary	2,437
Veteran's agent expenses	600
Case work (reimbursed 75%)	20,000
<i>Total Veterans Case Work</i>	<i>23,644</i>
<b>TOTAL HEALTH, SANIT. AND SPEC. SERVICES</b>	<b>173,840</b>

Description	Appr FY05
<b>CULTURE AND RECREATION</b>	
Library Director wages	23,896
Library Custodian wages	5,251
Library Assts. wages	17,253
Library Sat/holidays/Vacation	1,400
Library expenses	8,781
Library books, videos, periodicals	13,756
<i>Total Library</i>	<i>70,337</i>
Recreation commission salaries	0
Recreation salaries	2,600
Recreation commission expenses	4,646
Lewis field maintenance expenses	2,200
<i>Total Recreation Commission</i>	<i>9,446</i>
South pond salary	0
South pond expenses	0
<i>Total South Pond</i>	<i>0</i>
Historical commission	500
Memorial day	1,380
Cultural Council expenses	4,700
<b>TOTAL CULTURE AND RECREATION</b>	<b>86,363</b>
<b>DEBT &amp; INTEREST</b>	
Maturing principal (B.E.S.)	275,000
Regional School	437,879
Maturing interest (B.E.S.)	164,294
Temporary loan interest	0
<b>TOTAL DEBT AND INTEREST</b>	<b>877,173</b>
<b>ASSESSMENTS &amp; OTHER MANDATED EXPENSES</b>	
Worcester county retirement	42,311
Pension Liability	2,267
Unemployment insurance	13,105
Group health & life insurance	235,440
Medicare: town share	28,000
General insurance	75,346
<b>TOTAL ASSESSMENTS &amp; OTHER MANDATED EXP.</b>	<b>396,469</b>
<b>WATER DEPARTMENT</b>	
WD commissioners salary	1,591
WD Clerk wages	7,878
WD superintendent salary	49,901
WD Secondary Operator wages	3,147
WD expenses	29,675
<b>TOTAL WATER DEPARTMENT (self funded)</b>	<b>92,192</b>
<b>TOTAL OPERATING BUDGET</b>	<b>6,006,494</b>
<b>EMERGENCY SQUAD</b>	
ES wages	93,109
ES expenses	22,503
<b>TOTAL EMERGENCY SQUAD (self funded)</b>	<b>115,612</b>
<b>TOTAL OPERATING EXPENDITURES</b>	<b>6,122,106</b>
A True Copy Attest:	
Linda M. Lincoln CMMC, Town Clerk	

	A	B	G
1		Description	VOTED FY08
2			
3			
4	ART 3	GENERAL GOVERNMENT	
5			
6		Moderator salary	57
7			
8		Selectmen salary	7,137
9		Administrative Assistant wages	35,977
10		Selectmen expenses	6,500
11		Physical exams	400
12		Consultant expenses	2,000
13		Computer maintenance	2,500
14		Payment In Lieu Of Taxes	750
15		Town website	2,500
16		<b>Total Selectmen</b>	<b>57,764</b>
17			
18		Reserve	25,000
19			
20		Town Accountant wages	42,413
21		Professional services - audit	11,500
22		Town accountant expenses	3,290
24		<b>Total Town Accountant</b>	<b>57,203</b>
25			
26		Advisory committee expenses	500
27		Advisory committee-Clerk wages	700
28		Warrant books (printing & mailing)	2,500
29		<b>Total Advisory Committee</b>	<b>3,700</b>
30			
31		Assessors salary	42,534
33		Assessors consulting services	2,500
34		Assessors Cont. Serv. Revaluation	0
35		Assessors expenses	4,335
36		<b>Total Assessors</b>	<b>49,369</b>
37			
38		Treasurer salary	26,370
39		Treasurer Clerk wages	21,173
40		Payroll services	4,725
41		Treasurer expenses	3,900
42		<b>Total Treasurer</b>	<b>56,168</b>
43			
44		Collector wages	28,831
45		Collector Clerk wages	2,682
46		Collector expenses	8,126
47		Department of Revenue wages	0
48		Certification	1,000
50		<b>Total Collector</b>	<b>40,639</b>
51			
53		Legal Services	45,000
56			
57		Town Clerk salary	25,807
58		Assistant Town Clerk wages	4,611
59		Town Clerk expenses	3,860
60		Certification	1,000
61		<b>Total Town Clerk</b>	<b>35,278</b>
62			
63		Elections & Registrations wages	7,808
64		Elections & registration expenses	6,658
65		<b>Total Elections &amp; registration</b>	<b>14,466</b>
66			
67		Conservation Commission	500
68			
69		Central MA Regional Planning Comm	700
70			
71		Municipalities Organized for Region	930
72			

	A	B	G
1		<b>Description</b>	<b>VOTED FY08</b>
73		Planning board clerk wages	3,000
74		Planning Board salary	2,575
75		Planning board expenses	975
76		<b>Total Planning Board</b>	<b>6,550</b>
77			
78		Board of appeals expenses	1,021
79		<b>Total Board of Appeals</b>	<b>1,021</b>
80			
81		Town Hall Custodian wages	11,275
82		Town Hall expenses	9,715
83		<b>Total Town Hall</b>	<b>20,990</b>
84			
85		Print town report	1,800
86			
87		Municipal Heating fuel	45,000
88		Municipal Diesel fuel	15,264
89		Municipal Gasoline	28,000
90			
91		<b>TOTAL GENERAL GOVERNMENT</b>	<b>505,399</b>
92			
93		PUBLIC SAFETY	
94			
95		POLICE DEPARTMENT	
96		Police wages Full Time	74,124
97		Police Chief salary	56,948
98		Police wages Part Time	110,000
99		Police Dept. Clerk wages	8,722
100		Police OT wages	10,000
101		Police expenses	65,000
102		Police station expenses	22,600
103		<b>Total Police</b>	<b>347,394</b>
104			
105		FIRE DEPARTMENT	
106		Fire Department wages	9,041
107		FD Chief salary	1,283
108		FD Brush Fire/Special Duty wages	4,115
109		FD expenses	32,130
110		FD recurring recertification/testing	3,500
111		FD asset repair/replacement	8,000
112		<b>Total Fire Department</b>	<b>58,069</b>
113			
114		Telephone Contract/Leases	10,000
115			
116		Building Inspector salary	13,241
117		Assistant Building Inspector wages	287
118		Building Inspector expenses	500
119		<b>Total Building Inspector</b>	<b>14,028</b>
120			
121		Gas & Plumbing Inspector salary	3,275
122		Asst. Gas & Plumbing Inspector wages	279
123		Gas & Plumbing Inspector expenses	790
124		<b>Total Gas &amp; Plumbing Inspector</b>	<b>4,344</b>
125			
126		Wiring Inspector salary	3,254
127		Assistant Wiring Inspector wages	287
128		Wiring Inspector expenses	400
129		<b>Total Wire Inspector</b>	<b>3,941</b>
130			
131		Zoning enforcement officer salary	8,275
132		Zoning enforcement officer expenses	475
133		<b>Total Zoning Enforcement Officer</b>	<b>8,750</b>
134			
135		Emergency Management Agency salaries(BEMA)	350
136		BEMA expenses	3,873

	A	B	G
1		Description	VOTED FY08
137		Total BEMA	4,223
138			
139		Animal control officer salary	4,775
140		Assistant Animal Control Officer wages	536
141		Animal control officer expenses	2,783
142		<i>Total Animal Control Officer</i>	8,094
143			
144		Parking clerk & hearing officer salary	235
145		Parking ticket expenses	100
146		<i>Total Parking Tickets</i>	335
147			
148		Tree Warden expenses	4,200
149			
150		Shade Tree expenses	2,400
151			
152		<b>TOTAL PUBLIC SAFETY</b>	465,778
153			
154		SCHOOLS	
155			
156		School committee salary	1,500
157		Regional committee salary	1,000
158		Regional school assessment	1,145,614
159		Transportation	28,398
160		School expenses	2,880,534
161		<b>TOTAL SCHOOLS</b>	4,057,046
162			
163		PUBLIC WORKS	
164			
165		Highway Supt. wages	44,668
166		Highway Operator wages	36,082
167		Additional Operator	0
168		Highway OT/Other wages	2,575
169		Highway wages PT/Office Clerk	21,548
170		Highway expenses	59,650
171		Plow private roads	1
172		Bridges, rails & signs	1,600
173		Police Detail	500
174		<b>Total Highway</b>	166,624
175			
176		Snow & ice account	50,000
177			
178		Street lights	14,000
179			
180		Sidewalks	1,000
181			
182		Cemetery wages	12,250
183		Cemetery Supt. salary	4,300
184		Cemetery expenses	6,500
185		Cemetery improvements	1,650
186		<b>Total Cemetery</b>	24,700
187			
188		<b>TOTAL PUBLIC WORKS</b>	256,324
189			
190		HEALTH, SANITATION AND SPECIAL SERVICES	
191			
192		BOH salary	4,286
193		BOH Clerk wages	2,000
194		Health Agent	1,964
195		Animal Inspector salary	1,000
196		Title V administration	2,000
197		BOH expenses	2,000
198		<b>Total Board of Health</b>	13,250
199			
200		Inspectors	0
201			
202		Transfer Station wages	18,668

	A	B	G
1		Description	VOTED FY08
203		Well tests	10,205
204		Transfer station expenses	110,025
205		<b>Total Transfer Station</b>	<b>138,898</b>
206			
207		Community health program	900
208		Outreach worker	1,500
209		Tri valley crisis intervention	0
210		Medi-car	2,000
211		Council on aging expenses	1,000
212		<b>Total Senior Services</b>	<b>5,400</b>
213			
214		Director of Veterans Services salary	650
215		Veterans-Agent salary	2,611
216		Veterans Agent expenses	240
217		Case work	15,000
218		<b>Total Veterans</b>	<b>18,501</b>
219			
220		<b>TOTAL HEALTH, SANIT. AND SPEC. SERVICES</b>	<b>176,049</b>
221			
222		CULTURE AND RECREATION	
223			
224		Library Director wages	32,764
225		Library Custodian wages	5,782
226		Library Assts. wages	25,413
227		Library Sat/holidays/Vacation	3,964
228		Library expenses	12,474
229		Library books, videos, periodicals	20,679
230		<b>Total Library</b>	<b>101,076</b>
231			
232		Recreation salaries	2,730
233		Recreation commission expenses	6,500
234		Lewis field maintenance expenses	2,200
235		South Pond Beach expense	3,000
236		<b>Total Recreation Commission</b>	<b>14,430</b>
237			
238			
239		Historical commission	1,125
240			
241		Memorial day	4,200
242			
243		Cultural Council expenses	7,650
244			
245		<b>TOTAL CULTURE AND RECREATION</b>	<b>128,481</b>
246			
247		DEBT & INTEREST	
248			
249		Maturing principal (B.E.S.)	275,000
250		Regional School	190,763
251		Maturing interest (B.E.S.)	119,297
252		Highway Garage principal	88,205
253		Highway Garage interest	39,073
254		Town Hall Roof (principal)	31,795
255		Town Hall Roof (interest)	14,084
256		Short term interest	5,000
257			
258		<b>TOTAL DEBT AND INTEREST</b>	<b>763,217</b>
259			
260			
261		ASSESSMENTS & OTHER MANDATED EXPENSES	
262			
263		Worcester county retirement	99,144
264			
265		Abington retirement	2,268
266			

	A	B	G
1		<b>Description</b>	<b>VOTED FY08</b>
267		Pension Liability	0
268			
269		Unemployment insurance	10,000
270			
271		Group health & life insurance	320,271
272			
273		Medicare: town share	37,595
274			
275		General insurance	100,000
276			
277		<b>TOTAL ASSESSMENTS &amp; OTHER MANDATED EXP.</b>	<b>569,278</b>
278			
279		<b>WATER DEPARTMENT</b>	
280			
281		WD commissioners salary	1,756
282		WD Clerk wages	8,620
283		WD superintendent salary	55,058
284		WD Secondary Operator wages	3,521
285		WD Temporary Help	1,000
286		WD expenses	31,766
287		<b>TOTAL WATER DEPARTMENT</b>	<b>101,721</b>
288			
289			
290		<b>TOTAL OPERATING BUDGET</b>	<b>7,023,293</b>
291			
292			
293		<b>EMERGENCY SQUAD</b>	
294	ART 20	ES wages	0
295		ES-On Call Wages	65,121
296		ES-Vac/Sick/Holiday Wages	1,025
297		ES-FT Firefighter/Paramedic Wages	40,474
298			
299	ART 19	ES expenses	29,000
300			
301		<b>TOTAL EMERGENCY SQUAD</b>	<b>135,620</b>
302		TRANSFER TO OTHER FUNDS	(135,620)
303			0
304		<b>TOTAL OPERATING EXPENDITURES</b>	<b>7,158,913</b>

	A	B	G
1		Description	VOTED FY08
305			
306			
307	ART 21	Municipal Diesel Fuel	1,700.00
308		TRANSFER TO OTHER FUNDS	(1,700.00)
309			
310	ART 12	Town Hall Improvement	40,000.00
311		Free Cash	(40,000.00)
312			
313	ART 13	Town Hall Electrica Upgrade	10,000.00
314		Free Cash	(10,000.00)
315			
316	ART 15	350Th Quaboag Plantation	1,000.00
317		Free Cash	(1,000.00)
318			
319	ART 17	Planning Board Expense	300.00
320		Free Cash	(300.00)
321			
322	ART 22	Ambulalnce	150,000.00
323		TRANSFER TO OTHER FUNDS	(150,000.00)
324			
325	ART 23	Fire Expense	14,000.00
326		Free Cash	(14,000.00)
327			
328	ART 24	Fleet Stabilization	75,000.00
329		Raise & Appropriate	(30,000.00)
330		Free Cash	(45,000.00)
331			
332	ART 25	Fire Station Repairs	5,000.00
333		Free Cash	(5,000.00)
334			
335	ART 29	Highway Maint Town Roads	15,000.00
336		Raise & Appropriate	(15,000.00)
337			
338	ART 31	Cemetery Bucket Loader	21,000.00
339		Free Cash	(11,087.00)
340		Sale of Lots	(9,913.00)
341			
342	ART 34	Cemetery Preservation Fund	7,143.68
343		Free Cash	(7,143.68)
344			
345	ART 39	Property Purchase Imp Stab	23,000.00
346		Free Cash	(23,000.00)
347			
348	ART 40	Library Repair & Maint	5,000.00
349		Free Cash	(5,000.00)
350			
351	ART 41	Water System Improvement	25,000.00
352		Standpipe Account	(25,000.00)
353			
354	ART 46	QQLA Ponds	10,000.00
355		Free Cash	(10,000.00)
356			

COMMONWEALTH OF MASSACHUSETTS  
WILLIAM FRANCIS GALVIN  
SECRETARY OF THE COMMONWEALTH

WORCESTER, SS.

To either of the Constables of the Town of Brookfield in the County of Worcester

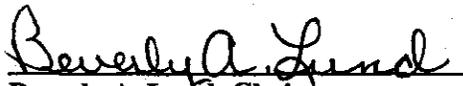
GREETING:

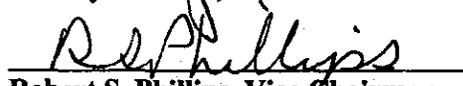
In the name of the Commonwealth, you are hereby required to notify and warn the inhabitants of said town who are qualified to vote in Primaries to vote at the **TOWN HALL, BANQUET HALL, 6 CENTRAL STREET, BROOKFIELD, MA ON TUESDAY, THE SECOND DAY OF MARCH, 2004**, from 7:00 A.M. to 8:00 P.M. for the following purpose:

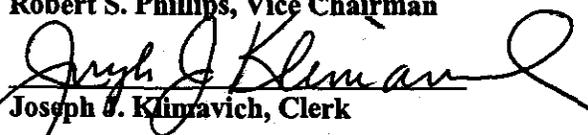
To cast their votes in the Presidential Primary for the candidates of political parties for the following offices:

PRESIDENTIAL PREFERENCE . . . . . FOR THIS COMMONWEALTH  
STATE COMMITTEE MAN . . . . . WORCESTER, HAMPDEN, HAMPSHIRE &  
FRANKLIN DISTRICT  
STATE COMMITTEE WOMAN . . . . . WORCESTER, HAMPDEN, HAMPSHIRE &  
FRANKLIN DISTRICT  
TOWN COMMITTEE . . . . . TOWN OF BROOKFIELD

Hereof fail not and make return of this warrant with your doings thereon at the time and place of said voting, seven days at least before the time of voting and make due return of this warrant, with your doings to the Town Clerk. Given under our hands this Seventeenth day of February, 2004.

  
Beverly A. Lund, Chairman

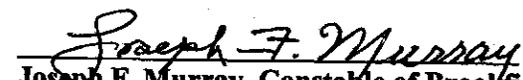
  
Robert S. Phillips, Vice Chairman

  
Joseph F. Klimavich, Clerk

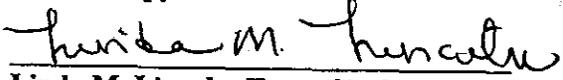
Selectmen of Brookfield

Pursuant to the within warrant, I have notified and warned the inhabitants of the Town of Brookfield by posting up attested copies of same at the U.S. Post Office on February 18 2004 at 0940 and the Brookfield Town Hall on February 18 2004 at 0945 on the same day.

A True Copy Attest:

 18 February, 2004.  
Joseph F. Murray, Constable of Brookfield

A True Copy Attest:

  
Linda M. Lincoln, Town Clerk

H 4756

Chapter 342

THE COMMONWEALTH OF MASSACHUSETTS

In the Year Two Thousand and Four

AN ACT VALIDATING THE PROCEEDINGS OF THE ANNUAL TOWN MEETING IN THE TOWN OF BROOKFIELD.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Notwithstanding section 10 of chapter 39 of the General Laws or any other general or special law to the contrary, all acts and proceedings taken by the town of Brookfield at its May 3, 2004 annual town meeting, including its town election and all adjourned sessions thereof, and all actions taken pursuant thereto, are hereby ratified, validated and confirmed, notwithstanding any defect or omission in the calling of the meeting and election.

SECTION 2. This act shall take effect upon its passage.

House of Representatives, August 30, 2004.

Passed to be enacted, *Paul J. Donato*, Speaker.

In Senate, *September 2*, 2004.

Passed to be enacted, *Stewart A. Johnson*, President.

*September 10*, 2004.

Approved,

at 9 o'clock and 15 minutes, A. M.

*M. J. Romney*  
Governor.

RECEIVED  
SEP 13 2004  
BROOKFIELD TOWN CLERK

RECEIVED

SEP 20 2004

BROOKFIELD TOWN CLERK

Ed Boucher  
62 Allen Road  
Brookfield, MA 01506  
September 17, 2004

Mrs. Linda Lincoln, Town Clerk  
6 Central Street  
Brookfield, MA 01506

Dear Mrs. Lincoln,

It has come to my attention that the I made a minor typographical error when writing up the motion for Article 11 of the 2004 Annual Town Meeting.

In my earlier note to you, specifying the wording of the motion, I wrote "...under and pursuant to Chap 49 sect 7(3) of the General Laws ...". However the motion I actually made read "...under and pursuant to Chap 44 sect 7(3) of the General Laws ..." just as was specified in the original motion of which my motion was an amendment.

It was my intent to amend how the facility would be funded and not the enabling Chapter of the General Laws.

Would you please amend your records accordingly.

Yours truly,

*Edmund J. Boucher*

**Linda M. Lincoln, Town Clerk**

---

**From:** "Tim Roughan" <roughan61@charter.net>  
**To:** "Donna Neylon" <dneylon@brookfieldma.us>; "Timothy R. Roughan" <TIMOTHY.ROUGHAN@us.ngrid.com>  
**Cc:** <rphillips@brookfieldma.us>; "Linda Lincoln" <lilcoln@brookfieldma.us>  
**Sent:** Tuesday, June 22, 2004 9:38 PM  
**Subject:** Re: town meeting motion

The motion was put forward by Ed Boucher

Article 11

I motion that the sum of \$990,000 is hereby appropriated for the purpose of paying costs of designing and constructing a DPW facility on the Mill St. property, including the payment of all other costs incidental and related thereto, and that to meet this appropriation, the town trustees, with the approval of the Selectmen is hereby authorized to borrow the sum of \$860,000 *predicated on a successful debt exclusion vote for this article*, under and pursuant to Chap 49 sect 7(3) of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town thereto and further that the sum of \$130,000 be transferred from Stabilization.

Do any of you know Ed's phone number or email address? I want to pass this by him to be sure.

Tim

----- Original Message -----

**From:** Donna Neylon  
**To:** Tim Roughan (E-mail) ; Timothy R. Roughan  
**Cc:** rphillips@brookfieldma.us ; Linda Lincoln  
**Sent:** Tuesday, June 22, 2004 2:56 PM  
**Subject:** town meeting motion

Tim,

The Town Clerk just told me that she's still waiting to receive (in writing) the motion you made at the Annual Town Meeting regarding the highway barn. Would you please send it to her ASAP so that she can finish up the paperwork from the meeting?

Thank you.

Donna