

# **DOINGS AT THE MAY 7 , 2015 ANNUAL TOWN MTG**

Registrars Karen Czerwinski, Beverly Rhodes and Gladys Nicholson were checkers for this meeting. The meeting was called to order by Moderator, Brian West @ 7:10pm @ Hopkins Academy. A total of 143 voters were checked off for this meeting. Proper return of service for the warrant was noted and Pledge of Allegiance was given. Select Board member Joyce Chunglo read the 2014 Annual Report dedications. The Moderator explained the procedure for town meeting and that he would be using *Town Meeting Time*. **MOTION: Motion was made and seconded that the Town take Articles 1, 2, 3, 10 and 20 out of order and that they be “Passed by Consent” in accordance with the Motions shown on the Consent Agenda distributed this evening.**

**Article 1 Motion as shown in Consent agenda:** Moved that the Town authorize the Select Board to apply for and expend Massachusetts Small Cities Program grants or monies, or any Federal or State grants or monies, received as set forth in the appropriate application.  
**The Moderator declared all articles included in the Consent Agenda passed unanimously.**

**Article 2 Motion as shown in Consent agenda:** Moved that the Town appropriate funds provided to the Town by the State under Chapter 90 Type money and such other funds as the Massachusetts Department of Transportation Highway Division may provide, and to authorize the Select Board to enter into contracts with Massachusetts Department of Transportation Highway Division for Chapter 90 Type money allocated to the Town by the State.  
**The Moderator declared all articles included in the Consent Agenda passed unanimously.**

**Article 3 Motion as shown in Consent agenda:** Moved that the Town vote to authorize the Treasurer with the approval of the Select Board, to borrow money from time to time in anticipation of the revenue of the fiscal year beginning July 1, 2015 in accordance with the provisions of the Massachusetts General Laws, Chapter 44, Section 4 and to issue a note or notes therefor, 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 Massachusetts General Laws, Chapter 44, Section 17.  
**The Moderator declared all articles included in the Consent Agenda passed unanimously.**

**Article 10 Motion as shown in Consent agenda:** Moved that the Town transfer \$10,000.00 from Water Reserves to the Water Plant Filtration Stabilization fund, for the purpose of repairing and replacing water plant filtration membranes and associated expenses.  
**The Moderator declared all articles included in the Consent Agenda passed unanimously.**

**Article 20 Motion as shown in Consent agenda:** Moved that the Town accept the report of the Community Preservation Committee on the fiscal year 2016 budget and to reserve for later appropriation the following sums of money from the Community Preservation Fund FY 2016 estimated annual revenues:

Open Space	\$30,000.00
Historic Resources	\$30,000.00
Housing	\$30,000.00

And appropriate \$5,000.00 from the FY 2016 Community Preservation estimated annual revenues for the administrative expenses of the Committee.

**The Moderator declared all articles included in the Consent Agenda passed unanimously.**

**Article 4** Motion was made and seconded that the Town authorize revolving funds under Massachusetts General Law Chapter 44, Section 53E½ for the fiscal year beginning July 1, 2015 as printed in the warrant. And further adopt the provisions of M.G.L. Chapter 60, Section 15B, establishing a revolving fund for tax titles. And further raise and appropriate \$1,800 to provide startup money for the tax title revolving fund.

**The Moderator declared Article 4 passed unanimously.**

**Article 5.** Motion was made and seconded that the Town raise and appropriate the sum of \$ 13,660,256\_\_\_\_\_,  
and appropriate from Sewer Receipts \$ \_\_\_\_\_ 1,023,383 \_\_\_\_\_,  
and appropriate from Water Receipts \$ \_\_\_\_\_ 1,201,707 \_\_\_\_\_,  
and transfer from Water Reserves \$ \_\_\_\_\_ 10,000 \_\_\_\_\_,  
and take from Sewer Reserves \$ \_\_\_\_\_ 10,000 \_\_\_\_\_,  
and take from the MSBA Debt Fund Reserve \$ \_\_\_\_\_ 2,444 \_\_\_\_\_,  
and transfer a gift from the Friends of the Council on Aging \$ \_\_\_\_\_ 7,000 \_\_\_\_\_

# DOINGS AT THE MAY 7 , 2015 ANNUAL TOWN MTG

for the maintenance and operation of the town in fiscal year 2016 as recommended by the Finance Committee, including debt and interest, and to fix the salary of all elected officials, including, if appropriate, Select Board, Town Clerk, Town Collector, Town Treasurer, Town Assessors, Town Constables, Board of Health, Elector under the Oliver Smith Will, Planning Board, and Park and Recreation Commission, and to provide a reserve fund.

**The Moderator declared Article 5 as read by Finance Committee passes.**

**Article 6.** Motion was made and seconded that the Town transfer from the FY 2015 Russell School Revolving Fund Account **\$100,000.00** to a special stabilization account for the purpose of renovating the Russell School.

**The Moderator declared Article 6 passed 140-2.**

**Article 7.** Motion was made and seconded that the Town transfer from Free Cash **\$91,109.00** to cover FY 2015 expenses as follows:

	FROM	TO
210 Police Expenses	\$933,027	\$938,097
210 Police Salaries	\$790,502	\$810,502
423 Snow and Ice Expense	\$99,649	\$141,949
914 Health Insurance	\$1,073,500	\$1,088,500
916 Medicare	\$108,236	\$116,975

And further, transfer **\$9,939.00** from (Account# 423-5130) Snow and Ice Overtime to (Account # 423-5533) Snow Supplies and Ice Snow Supplies,

And further, transfer from Water Reserves to the Water Operating Budget **\$11,257.00**.

**The Moderator declared Article 7 passed.**

**Article 8.** Motion was made and seconded that the Town transfer from Sewer Reserves **\$275,000.00** to cover FY 2015 expenses associated with emergency sewer line replacement and associated costs on Laurana Lane.

**The Moderator declared Article 8 passed**

**Article 9.** Motion was made and seconded that the Town transfer from Capital Stabilization **\$50,017.00** and further transfer from insurance revolving account **\$5,483.00** to cover FY 2015 expenses associated with emergency boiler replacement at the Public Safety Complex.

**The Moderator declared Art 9 passed unanimously.**

**Article 11.** Motion was made and seconded that the Town transfer from Capital Stabilization **\$93,000.00** for capital expenses associated with capital equipment for town departments:

Capital Purchase	Department	Cost
-----	-----	-----
Command Vehicle	Fire	\$50,000
Vision 7.0 Software and Computer	Assessors	\$8,000
Computers	Town Hall	\$25,000
Ammunition	Police	\$10,000

**The Moderator declared Article 11 passed unanimously.**

**Article 12. Motion #1** Motion was made and seconded that the Town appropriate **\$65,000.00** for the purpose of purchasing a school bus for the School Department including the payment of all costs incidental and related thereto, and that to meet this appropriation the Treasurer with the approval of the Select Board is authorized to borrow said amount under and pursuant to Chapter 44, Section 7(9) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor, provided, however, that the vote taken hereunder shall be expressly contingent upon approval by the voters to exclude the amounts to pay for the bonds or notes authorized for this purpose from the provisions of Proposition 2½, so called.

**The Moderator declared Motion 1 of Article 12 passed unanimously.**

**Article 12. Motion #2** Motion was made and seconded that the Town appropriate **\$42,000.00** for the purpose of purchasing a police cruiser for the Police Department including the payment of all costs incidental and related thereto, and that to meet this appropriation the Treasurer with the approval of the Select Board is authorized to borrow said amount under and pursuant to Chapter 44, Section 7(9) of

# **DOINGS AT THE MAY 7 , 2015 ANNUAL TOWN MTG**

the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor, provided, however, that the vote taken hereunder shall be expressly contingent upon approval by the voters to exclude the amounts to pay for the bonds or notes authorized for this purpose from the provisions of Proposition 2½, so called.

**The Moderator declared Motion 2 of Article 12 passed 141-1.**

**Article 13.** Motion was made and seconded that the Town transfer from Capital Stabilization **\$9,950.00** to survey the following municipal buildings:

Town Hall	100 Middle Street
DPW	230 Middle Street
Russell School	135 Russell Street
Senior Center	46 Middle Street

**The Moderator declared Article 13 passed unanimously.**

**Article 14.** Moved that the Town transfer from Free Cash **\$31, 000.00**, and further transfer from Capital Stabilization **\$34,000.00** to pay for additional expenses related to the asbestos removal within Town Hall.

**The Moderator declared Article 14 passed 141-1.**

*We the undersigned, petition to purchase the property owned by Theodore M. Johnson and D. Alden Johnson located at 319 and 321 River Drive consisting of 31.29 acres: 17.01 acres of land in APR and 14.28 acres consisting of buildings and buildable land. Thus, we petition to appropriate the sum of three million dollars for the purchase and renovations of its existing facilities for Fire Dept., DPW, and other municipal uses or take any action thereto.*

**Article 15.** Moved that the Town appropriate **\$3,000,000.00** for the purpose of acquiring land and reconstructing and/or rehabilitating buildings thereon, for general municipal uses, including the payment of all costs incidental and related thereto, and that, to meet this appropriation, the Treasurer with the approval of the Select Board is authorized to borrow said amount under and pursuant to Chapter 44, Sections 7(3) and 7(3A) of the General Laws or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor, provided, however, that the funds appropriated hereunder shall be expressly contingent upon approval by the voters to exclude the amounts to pay for the bonds or notes authorized for this purpose from the provisions of Proposition 2½, so called, and further to authorize the Select Board to acquire, by purchase, gift, and/or eminent domain, all or a portion or portions of the parcels of land located at 319 and 321 River Drive, which parcels are described more particularly in Article 15 of the Annual Town Meeting warrant for May 7, 2015, and to enter into any and all agreements and execute any and all instruments as may be necessary or convenient to accomplish the foregoing.

**The Moderator declared Article 15 failed 13-129.**

**Article 16. TAKE NO ACTION**

**Article 17.** Moved that the Town authorize and approve an agreement for Payment-in-Lieu-of-Taxes (PILOT) pursuant to the provisions of MGL Chapter 59, Section 38H(b), and any other enabling legislation, between the Town and SolarCity Corporation, or its successors, for solar facilities to be installed and operated in the Town of Hadley; and further to authorize the Select Board to take such action as may be necessary to carry out the vote taken hereunder.

**The Moderator declared Article 17 passed unanimously.**

**Article 18.** Motion was made and seconded that the Town transfer from the fund balance of the Hopkins Academy 350<sup>th</sup> Anniversary Committee **\$14,240.00** to provide start-up money for a grant program administered by the Hopkins Academy 350<sup>th</sup> Anniversary Committee.

**The Moderator declared Article 18 passed unanimously.**

**Article 19** Motion was made and seconded that the Town adopt the provisions of MGL Chapter 41, Section 97A, relating to the powers and duties of the Chief of Police.

**The Moderator declared Article 19 passed unanimously.**

**Article 21.** Motion was made and seconded that the Town extend Kestrel Trust and Friends of Lake Warner's request to extend fundraising deadline from 1 May 2015 to 1 May 2016.

**The Moderator declared Article 21 passed unanimously.**

## **DOINGS AT THE MAY 7 , 2015 ANNUAL TOWN MTG**

**Article 22.** Motion was made and seconded that the Town authorize the Select Board to acquire, by purchase, gift, and/or eminent domain, on such terms and conditions as the Board deems appropriate, an agricultural preservation restriction on all or portions of two parcels of land, located along Route 47 scenic byway, near Callahan Well site (portion within Callahan Well Zone II), containing approximately 17 acres in the aggregate, both located off Lawrence Plain Road, and shown on Assessors Map 3 as Parcels 67 and 69 (partial), and, further, to appropriate **\$5,000.00** from the Community Preservation Act general funds for the foregoing acquisition and costs related thereto and authorize the Select Board to apply for, accept and expend any funds which may be provided by the Commonwealth or other sources to defray all or a portion of the costs of acquiring said parcel, and enter into all agreements and execute any and all instruments as may be necessary or convenient to effectuate the foregoing purposes.

**The Moderator declared Article 22 passed unanimously**

**Article 23.** Motion was made and seconded that the Town transfer **\$3,250.00** from the Transfer Development Right account for an agricultural preservation restriction on approximately 17 acres of land located off Lawrence Plain Road and shown on Assessors Map 3 as Parcels 67 and 69 (partial).

**The Moderator declared Article 23 passed unanimously.**

**Article 24.** Motion was made and seconded that the Town authorize the Select Board to acquire, by purchase, gift, and/or eminent domain, on such terms and conditions as the Board deems appropriate, an agricultural preservation restriction on all or portions of four parcels of land containing a total of approximately 93 acres, located off Rocky Hill Road and Spruce Hill Road, and shown on Assessors Map 5G as Parcel 19, Assessors Map 10A as Parcels 37 and 48, Assessors Map 10C as Parcel 3, and, further, to appropriate **\$45,625.00** from the Community Preservation Act open space set aside funds and transfer **\$45,625.00** from the Transfer Development Right account for the foregoing acquisition and costs related thereto and authorize the Select Board to apply for, accept and expend any funds which may be provided by the Commonwealth or other sources to defray all or a portion of the costs of acquiring said parcel, and enter into all agreements and execute any and all instruments as may be necessary or convenient to effectuate the foregoing purposes.

**The Moderator declared Article 24 passed unanimously**

**Article 25. Article 25.** Moved that the Town amend the Zoning Bylaw of the Code of the Town of Hadley relating to Flood Plain Overlay District as delineated in Article 25 of the Annual Town Meeting warrant for May 7, 2015 and incorporated by reference herein.

**The Moderator declared Article 25 passed unanimously.**

**Article 26. Article 26.** Moved that the Town amend the Zoning Bylaw of the Code of the Town of Hadley relating to Center Village Overlay District as delineated in Article 26 of the Annual Town Meeting warrant for May 7, 2015 and incorporated by reference herein.

**AMENDMENT:** Motion was made and seconded to delete Section 19.2.9.4 entirely

The Moderator declared the amendment passed unanimously.

**The Moderator declared Article 26 as amended passed unanimously.**

The Moderator declared the meeting dissolved @ 9:20pm.

ATTEST:

Jessica Spanknebel  
Town Clerk  
Hadley, MA