

Town Clerk Returns

**TOWN OF HADLEY
ANNUAL TOWN MEETING WARRANT
May 4, 2023**

Hampshire, ss.

To the Constable of the Town of Hadley in the County of Hampshire:

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of said Town qualified to vote in Elections and Town affairs to meet at the Hopkins Academy, located at 131 Russell Street, Hadley, MA 01035 on Thursday, the 4th day of May 2023 at 7:00 p.m. to act on the following Articles of business, **Article 2 – through 24**, and that action on Article 1 will take place on Tuesday, May 16th, 2023, at the Hadley Senior Center at 46 Middle Street, Hadley and the polls will be open at 9:00 AM and close at 8:00PM.

Article 1 - Annual Town Election

This article does not require a motion or a vote, this is simply a notice for the **Annual Town Election**.

To elect all necessary officers of the town:

Assessor	Three year term	Select one
Elector Under Oliver Smith Will	One year term	Select one
Health, Board of	Three year term	Select one
Health, Board of	Two year term	Select one
Housing Authority	Five year term	Select one
Library Trustee	Three year term	Select two
Park Commission	Three year term	Select one
Planning Board	Five year term	Select one
School Committee	Three year term	Select two
Select Board	Three year term	Select one

Articles # 2,3,4,5,6,12,13 and 14 are designated for the Consent Agenda and are considered routine and will be acted upon with a single motion. Items may be removed from the Consent Agenda by the Moderator in order to address any voter concerns or questions.

Article 2 - Grants (Consent Agenda)

To see if the Town will vote to authorize the Select Board to apply for and expend any Massachusetts Small Cities Program grants or monies, or any Federal or State grants or monies, received as set forth in the appropriate application, or take any action relative thereto.

Finance Committee recommends 5-0-0
Select Board recommends 5-0-0

Article 3 - Chapter 90 (Consent Agenda)

To see if the Town will vote to appropriate funds provided to the Town by the State under Chapter 90 and such other funds as the Commonwealth of Massachusetts Department of Transportation may provide, and further, to authorize the Select Board to enter into contracts with the Commonwealth of Massachusetts Highway Division for Chapter 90 type money allocated to the Town by the State; or take any action relative thereto.

Finance Committee recommends 5-0-0
Select Board recommends 5-0-0

Article 4 - Short-Term Borrowing (Consent Agenda)

To see if the Town will 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, 2023 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, or take any action relative thereto.

Finance Committee recommends 5-0-0
Select Board recommends 5-0-0

Article 5 - Water Treatment Plant Filtration Membrane Reserve (Consent Agenda)

To see if the Town will vote to transfer \$50,000.00 from Water Reserves to the Water Plant Filtration Stabilization fund as per the provisions of M.G.L. c 40, §5B, for the purpose of repairing and replacing water plant filtration membranes and associated expenses, including any incidental or related costs, or take any action relative thereto.

Finance Committee recommends 5-0-0
Select Board recommends 5-0-0

Article 6 - Contracts in Excess of Three Years (Consent Agenda)

To see if the Town will vote in accordance with the provisions of M.G.L. C. 30B, § 12(b), to authorize the Town Administrator or Select Board to solicit and award contracts for terms exceeding three years, including any renewal, extension or option, provided in each instance the longer term is determined to be in the best interest of the Town by a vote of the Select Board, or take any action relative thereto.

Finance Committee recommends 5-0-0
Select Board recommends 5-0-0

Article 7 - Prior Year Invoices

To see if the Town will vote to raise and appropriate, transfer from Free Cash, transfer from funds available, transfer from Sewer Reserves, transfer from Water Reserves, transfer from Stabilization, or otherwise provide to cover costs associated with the FY 2023 budget, or take any action relative thereto:

Vendor	Charge	From
Pioneer Valley Mosquito Control District	\$5,000.00	Free Cash
Lyndon Tree Care and Landscaping	\$1,950.00	Free Cash

Tata & Howard	\$1,500.00	Water Reserves
WB Mason	\$56.50	Water/Sewer Reserves

Finance Committee recommends 5-0-0

Select Board recommends 5-0-0

Article 8 - Omnibus Budget – General Fund

To see if the Town will vote to raise and appropriate or transfer from available funds, a sum or sums of money, for the maintenance and operation of the Town in fiscal year 2024 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 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, or take any action relative thereto.

Finance Committee recommends 5-0-0

Select Board recommends 5-0-0

Article 9 – Enterprise Fund Budgets – Sewer, Water, and Hadley Media

To see if the Town will vote to raise and appropriate or transfer from available funds, a sum or sums of money, for the salaries, expenses, and debt, and to provide a reserve fund, for the Wastewater Division Enterprise Fund, the Water Division Enterprise Fund, and the Hadley Media Enterprise Fund for the ensuing fiscal year beginning July 1, 2023, such sums of money to be offset by revenues of the Sewer Division Enterprise Fund, the Water Division Enterprise Fund, and the Hadley Media Enterprise Fund received during fiscal year 2024, or take any action relative thereto.

Finance Committee recommends 5-0-0

Select Board recommends 5-0-0

Article 10 - Ambulance Service

To see if the Town will vote to appropriate \$402,307 from Free Cash and Ambulance Receipts Reserve, a Special Revenue Fund authorized by M.G.L c. 40, §.5F, for the purpose of receiving fees from the Town Ambulance services, such expended amounts to be refunded from the Special Revenue Fund by a vote at a future Town Meeting, or take any action relative thereto.

Finance Committee recommends 5-0-0

Select Board recommends 5-0-0

Article 11 - Revolving Accounts

To see if the Town will vote to authorize the total expenditures for the following revolving funds set forth in section 86-9 of the Town Bylaws and pursuant to G.L. c. 44, § 53E ½ for the fiscal year beginning July 1, 2023 to be expended in accordance with the bylaws heretofore approved;

Fund	Spending Limit
Burial	\$7,000
Recyclables	\$15,000

Dog Control	\$2,000
Park and Recreation	\$50,000
Lost Books	\$1,000
Tax Liens	\$7,500
Conservation Administration	\$1,000
Council on Aging Van	\$3,000
Inspections Permit Software	\$10,000
Tax Title	\$10,000

And further, to see if the Town will vote to dissolve the following three (3) revolving fund accounts: North Hadley Hall Rentals, Weights & Measures and Planning Board Peer Review; and to return any remaining balances in said revolving fund accounts to the General Fund.

Finance Committee recommends 5-0-0

Select Board recommends 5-0-0

Article 12 - Community Preservation Act Committee (Consent Agenda)

To see if the Town will vote to act on the report of the Community Preservation Committee on the fiscal year 2024 budget and to reserve for later appropriation the following sums of money from the Community Preservation Fund estimated annual revenues:

Open Space Preservation	\$50,000
Historic Preservation	\$50,000
Housing Resources	\$50,000

and further to appropriate the sum of **\$10,000** from the Community Preservation Fund estimated FY2024 annual revenues for all necessary and proper expenses of the Community Preservation Committee for the year, including any administrative expenses, and further to appropriate from the Community Preservation Fund a sum or sums of money for Community Preservation projects or purposes as may be recommended by the Community Preservation Committee, or take any action relative thereto.

Community Preservation Act Committee recommends 9-0-0

Finance Committee recommends 5-0-0

Select Board recommends 5-0-0

Article 13 - CPA Extensions (Consent Agenda)

To see if the Town will vote to extend the deadline by one year for the following projects funded by the Community Preservation Act funds, or take any action relative thereto:

Meeting	Description	Account Number	Deadline Extension
ATM 2021	Clock repair 1st Congregational Church	21-000-5240-210011	One Year
ATM 2020	Goodwin Memorial study	21-610-5300-210006	One Year

Article 14 - Clean Up Prior CPA Balances (Consent Agenda)

Meeting	Description	Account Number	Balance	Transfer to
STM 2021	Gnatek mural restored	21-610-5300-210014	\$40.00	CPA General
ATM 2021	N Hadley Cemetery	21-491-5800-210007	\$29,550.00	CPA Historic

Community Preservation Act Committee recommends 7-0-0

Finance Committee recommends 5-0-0

Select Board recommends 5-0-0

Article 15 - Historic Samplers (CPA)

To see if the Town will vote to transfer **\$18,000** from the Community Preservation Act Historic Fund to the Hadley Historical Society for the restoration and preservation of 10 historic needlepoint samplers from the late 18th to early 19th century, said funds to be expended under the direction of the Town Administrator within two years of the date of Town Meeting approval; any unspent funds will automatically be returned to the foregoing Community Preservation Act fund by that date; or take any action relative thereto.

Community Preservation Act Committee recommends 7-0-0

Finance Committee recommends 5-0-0

Select Board recommends 5-0-0

Article 16 - Lake Warner Study (CPA)

To see if the Town will vote to transfer **\$20,700** from the Community Preservation Act Open Space Fund to the Friends of Lake Warner for a study to develop a long-range management plan to preserve, protect and manage the lake, said funds to be expended under the direction of the Town Administrator within two years of the date of Town Meeting approval; any unspent funds will automatically be returned to the foregoing Community Preservation Act fund by that date; or take any action relative thereto.

Community Preservation Act Committee recommends 5-1-1

Finance Committee recommends 5-0-0

Select Board recommends 4-1-0

Article 17 - Historic signs, walking and audio driving tours (CPA)

To see if the Town will vote to appropriate and transfer **\$15,000** from the Community Preservation Act Historic Fund to the Hadley Historic Commission for four signs with historical information and images, an update to the West Street Walking Tour, and a new audio driving tour. Said funds to be expended under the direction of the Town Administrator within two years of the date of Town Meeting approval; any unspent funds will automatically be returned to the foregoing Community Preservation Act fund by that date, or take any action relative thereto.

Community Preservation Act Committee recommends 6-0-1

Finance Committee recommends 5-0-0

Select Board recommends 5-0-0

Article 18 - Russell School (CPA)

To see if the Town will vote to appropriate the sum of \$40,000 from Community Preservation Historic Set Aside Fund, for the Select Board to engage a firm to undertake a reuse feasibility study for the Russell School. Said funds to be expended under the direction of the Town Administrator within two years of the date of Town Meeting approval; any unspent funds will automatically be returned to the foregoing Community Preservation Act fund by that date, or take any other action relative thereto.

Community Preservation Act Committee recommends 5-1-0
Finance Committee recommends 5-0-0
Select Board recommends 5-0-0

Article 19 - Transfer from Free Cash to Capital Stabilization Fund

To see if the Town will vote to transfer the sum of up to \$50,000 from Free Cash to Capital Stabilization Fund, or to take any other action relative thereto.

Finance Committee recommends 5-0-0
Select Board recommends 5-0-0

Article 20 - Employee Compensated Time Fund

To see if the Town will vote to appropriate \$10,000 from Free Cash as an initial contribution to a special purpose Compensated Time Fund under G.L. Ch. 44, s.33B. Said fund is to be used, without further appropriation, for the payment of unused vacation and sick leave time to which an employee is entitled under previously established contract or town personnel policy, or take any other action relative thereto.

Finance Committee recommends 5-0-0
Select Board recommends 5-0-0

Article 21 - Assessors Tax Deferral Interest Rate Change

To see if the Town will vote to increase the rate of interest that accrues on property taxes deferred by eligible seniors under G.L. Chapter 59 Section 5 Clause 41A from 4% to 8%, with such increased rate to apply to taxes assessed for any fiscal year beginning on or after July 1, 2023, or take any action relative thereto.

Finance Committee recommends 5-0-0
Select Board recommends 5-0-0

Articles 22 Zoning Bylaws Amendment

To see if the Town will vote to amend the Zoning Bylaw as follows:
To amend Section III, Table of Uses, by adding the following allowed uses under the section heading Commercial/Retail:

COMMERCIAL/RETAIL	R	AR	LoB	LiB	B	I	STANDARDS & CONDITIONS
Food Truck	N	A	A	A	A	A	SEE NOTE 6

To amend Section III, Table of Uses, by adding the following Note 6:

6. The Town of Hadley, through the Select Board (the Board) and serving as the Licensing Board, regulates the retail sale of food or beverage from Food Trucks pursuant to Chapter 101 of the Massachusetts General Laws that governs so-called Hawkers, Peddlers and Transient Vendors. In addition, Food Truck Vendors (Mobile Food Vendors) are required to obtain a food service permit, pursuant to 105 CMR 590.000 State Sanitary Code – Minimum Sanitation Standards for Food Establishment and the Town Board of Health relevant regulations.

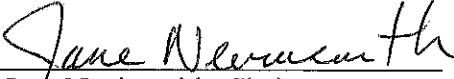
And to Amend Section I.B, Definitions, by adding:

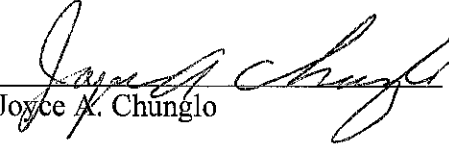
Food Truck shall be defined as a readily movable trailer, cart or motorized wheeled vehicle, designed and equipped to cook, or prepare or serve food and shall include any food truck, food cart, canteen truck, catering truck, breakfast truck, lunch truck, lunch wagon, beverage truck, beverage cart, or any other food vehicle or setup that is mobile.

ADA ADVISORY – Anyone in need of special accommodation for Town Meeting, please contact the office of the Select Board at Town Hall, 100 Middle Street by **Friday, April 28, 2023** in order that reasonable accommodations may be made.

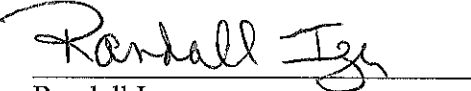
And you are hereby directed to serve this warrant by posting attested copies in the usual places: one at the Town Hall, one at the Hadley Post Office, one in the ~~Hadley Public Library~~, North Hadley Sugar Shack and in said Town, seven days at least, not including the day of posting, before the time of holding said meeting.

Given under your hands this 20th day of **April, 2023**


Jane Nevinsmith, Chair


Joyce A. Chunglo

Amy Parsons


Randall Izer

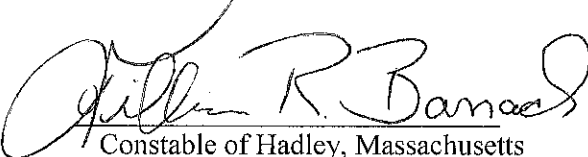

Molly Keegan

HADLEY SELECT BOARD

CONSTABLE'S RETURN

May 4, 2023

Pursuant to the within warrant, I have notified and warned the inhabitants of the Town of Hadley, Massachusetts, qualified to vote in Town elections and Town affairs, by posting up attested copies of the same, at the usual places: one at the Town Hall, one at the Hadley Post Office, one at the North Hadley Sugar Shack (181 River Drive), all in said town seven days before the date hereof as within directed.


Constable of Hadley, Massachusetts