

DOINGS AT THE MAY 4 , 2017 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 @ 7:09pm @ Hopkins Academy. A total of 125 voters were checked off for this meeting. Proper return of service for the warrant was noted and Pledge of Allegiance was given. The 2016 Annual Report dedications were read. The Moderator explained the procedure for town meeting and that he would be using *Town Meeting Time*.

Motion was made and seconded that the Town take Articles 1, 2, 3, 7 and 15 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.

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.

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, 2017 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.

Article 7 Motion as shown in Consent agenda: Moved that the Town transfer **\$26,000.00** from Water Reserves to the Water Plant Filtration Stabilization fund as per the provisions of MGL Chapter 40, Section 5B, 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.

Article 15 Motion as shown in Consent agenda: Moved that the Town accept the report of the Community Preservation Committee on the fiscal year 2018 budget and to reserve for later appropriation the following sums of money from the Community Preservation Fund estimated annual revenues:

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

And appropriate the sum of **\$15,000.00** from the Community Preservation estimated FY18 annual revenues for all necessary and proper expenses of the Community Preservation Committee for the year, 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.

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

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, 2017 as printed in the warrant

The Moderator declared Article 4 passed unanimously.

Article 5 Motion was made and seconded to amend Article 5 by deleting the reference to STM 2001 Historical Records Cleaning 02-691-5300-A#5 in amount of \$1,879.45 and further that the Town adjust the accounts as printed in the warrant as delineated in Article 5 of the Annual Town Meeting warrant for May 4, 2017, as amended, and incorporated by reference herein

Moderator declared Article 5 passed unanimously.

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Article 6 Motion was made and seconded that the Town raise and appropriate the sum of \$____15,332,254.00_____,
and appropriate from Sewer Receipts \$____1,158,132.00_____,
and appropriate from Water Receipts \$____1,298,244.00_____,
and transfer from Sewer Reserve \$____10,000.00_____,
and transfer from Water Reserve \$____10,000.00_____,
and take from MSBA Debt Fund Reserve \$____2,444.00_____,
and appropriate from Hadley Public Access Cable Franchise Receipts \$____88,336.00_____,
and transfer from the November 2014 Premium Balance \$____928.00_____,
for the maintenance and operation of the town in fiscal year 2018 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. **(\$17,900,338.00)**
The Moderator declared Article 6 as read by the Finance Committee passed

Article 8 Motion was made and seconded that the Town transfer \$26,000.00 to be re-appropriated from available funds from Article 10 of the May 2012 Town Meeting to rehabilitate and pave the Town Hall parking lot, and appropriate \$69,915.00 from available Hadley Public Access Television Funds for capital purchases for equipment and facilities for Hadley Media.
The Moderator declared Article 8 passed unanimously

Article 9 Motion was made and seconded that the Town rescind the vote taken on Article 16 of the town meeting of October 27, 2005, which created a nine-member Long Range Plan Implementation Committee and further dissolve the Long Range Plan Implementation Committee.
The Moderator declared Article 9 passed.

Article 10 PASSED OVER—not enough notice given to withdraw

Article 11. Motion was made and seconded that the Town accept the provisions of MGL Chapter 59, Section 5K, establishing a senior tax work-off program for Fiscal Year 2018.
The Moderator declared Article 11 passed.

Article 12. Motion was made and seconded 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 Nexamp, Inc. (or its successors and assigns), for solar facilities to be owned, installed and operated by Nexamp, Inc. (or its successors and assigns) in the Town of Hadley; and authorize the Select Board to take such action as may be necessary to carry out the vote taken hereunder.
The Moderator declared Article 12 passed.

Article 13 AMENDMENT: was made and seconded 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 Nexamp, Inc. (or its successors or assigns), for solar facilities to be owned, installed and operated by Nexamp, Inc. (or its successors or assigns) in the Town of Hadley;*on land located off South Maple Street and as shown on Assessors' Map 10D, Parcel)* and authorize the Select Board to take such action as may be necessary to carry out the vote taken hereunder
The Moderator declared Article 13, as amended passed. (typo in warrant handouts mentioned Moody Bridge Rd in error)

Article 14. Motion was made and seconded that the Town adopt the provisions of MGL Chapter 64N, Section 3 as amended by Question 4 of the Election of 2016, or any other enabling authority, to impose a local sales tax on the sale or transfer of marijuana or marijuana products at the rate of 2 percent of the total sales price.
The Moderator declared Article 14 passed

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Article 16 Motion was made and seconded that the Town transfer **\$10,000.00** from the Community Preservation Act Historical Set Aside Fund for historical purposes to restore and rehabilitate the property known as the Hampshire County Court House, 99 Main Street, Northampton, MA 01060, said expenditure to be conducted within two years of the date of the 2017 Annual Town Meeting, and further on the condition that Hampshire Council of Governments receives funding from the Commonwealth for this project.

The Moderator declared Article 16 failed.

Article 17 Motion was made and seconded that the Town transfer **\$500.00** from the Community Preservation Act Historical Set Aside Fund for historical preservation purposes to fund a study to restore and rehabilitate the property known as Smith Charities, 51 Main Street, Northampton, MA 01060, said expenditure to be conducted within two years of the date of the 2017 Annual Town Meeting.

The Moderator declared Article 17 passed.

Article 18 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 a portion of two parcels of land containing a total of approximately 107 acres, located off South Maple Street, and shown on Assessors Map 9, Parcels 56 and 56A, and further, to transfer **\$25,000.00** from the Community Preservation Act General Fund 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 and other sources to defray all or a portion of the costs of acquiring said parcels, and enter into all agreements and execute any and all instruments as may be necessary or convenient to effectuate the foregoing purposes, said expenditure to be conducted within two years of the date of the 2017 Annual Town Meeting.

The Temporary Moderator declared Art 18 passed unanimously (Devine filled in for West due to conflict)

Article 19. Passed Over

Article 20 Motion was made and seconded that the Town transfer **\$25,000.00** from Transfer of Development Rights Fund for the acquisition of an agricultural preservation restriction on all or a portion of two parcels of land containing a total of approximately 107 acres, located off South Maple Street as described in Article 18, and costs related thereto and authorize the Select Board to apply for, accept and expend any funds which may be provided by the Commonwealth and other sources to defray all or a portion of the costs of acquiring said parcels, and enter into all agreements and execute any and all instruments as may be necessary or convenient to effectuate the foregoing purposes.

The Temp Moderator declared Article 20 passed unanimously (Devine filled in for West due to conflict)

Article 21 Passed Over

Article 22 Motion was made and seconded that the Town amend the Zoning Bylaws of the Code of the Town of Hadley as delineated in Article 22 of the Annual Town Meeting warrant for May 4, 2017 and incorporated by reference herein.

To see if the Town will vote to amend the Zoning Bylaws of the Code of the Town of Hadley, Section 6.1.1 by changing “six months” to “twelve months” and amend Section 6.2.1.2 by changing “two years (2) years” to “three (3) years”, or take any action relative thereto.

The Moderator declared Article 22 passed

Article 23 Motion was made and seconded that the Town amend the Zoning Bylaws of the Code of the Town of Hadley as delineated in Article 23 of the Annual Town Meeting warrant for May 4, 2017 and incorporated by reference herein.

Section XXI **TEMPORARY MORATORIUM ON RECREATIONAL MARIJUANA ESTABLISHMENTS**

The Moderator declared Article 24 passed 109-3.

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Article 24 Motion was made and seconded that the Town amend the Zoning Bylaws of the Code of the Town of Hadley as delineated in Article 24 of the Annual Town Meeting warrant for May 4, 2017 and incorporated by reference herein.

To see if the Town will vote to amend the Zoning Bylaws of the Code of the Town of Hadley, Section 23.4.2 by deleting this sub-section in its entirety, or take any action relative thereto.

The Moderator declared Article 24 passed unanimously.

Article 25. Motion was made and seconded that the Town transfer **\$20,000.00** from the George Edwards Fund to renovate the property known as Zatyрка Park (Assessors Map 11A, Lots 1 and 2).

The Moderator declared Article 25 passed.

Article 25 Motion was made and seconded that the Town adopt the resolution as delineated in Article 25 of the Annual Town Meeting warrant for May 4, 2017 and incorporated by reference herein.

Resolution Supporting State and Federal Legislation to Provide Greater Transparency In Political Donations and Limit the Influence of Money in Politics

The Moderator declared Article 26 passed. 100-9

The Moderator declared the meeting dissolved @ 9pm.

ATTEST:

Jessica Spanknebel
Town Clerk
Hadley, MA