

DOINGS AT THE OCT 18, 2018 SPECIAL FALL TOWN MTG

Registrars Karen Czerwinski, Gladys Nichols and Beverly Rhodes were checkers for this meeting. The meeting was called to order by Moderator, Brian West @ 7:05pm @ Hopkins Academy. A total of 159 voters (of 3851) were checked off for this meeting. Proper return of service for the warrant was noted and Pledge of Allegiance was given.

Article 1 Motion was made and seconded that the Town adjust the Fiscal Year 2019 budget as follows:

DEPARTMENT	FROM	TO
122 Select Board Salaries		
Other Salaries	\$51,038	\$52,058
135 Accountant Salary	5,000	5,100
141 Assessors		
Other Salaries	66,305	67,631
145 Treasurer		
Salary	60,055	61,256
Other Salary	46,074	46,995
146 Tax Collector		
Salary	60,963	62,155
Other Salary	38,794	39,570
161 Town Clerk		
Salary	58,912	60,090
Other Salaries	15,229	15,534
Expenses	5,150	8,000
171 Conservation Commission		
Expenses	3,110	15,110
175 Planning Board Other Salaries	5,592	5,704
193 Property Insurance	106,500	124,071
Town Buildings		
192 Senior Center	35,350	34,000
196 Town Hall	63,225	65,025
198 North Hadley Village Hall	11,300	4,800
210 Police Salaries	972,504	1,013,234
220 Fire		
Salaries	464,175	469,175
Expenses	142,225	144,700
222 Communications Salaries	242,126	291,685
241 Building Inspector Salaries	90,548	92,359
242 Gas Inspector	3,442	3,511
243 Plumbing Inspector	6,002	6,122
300 School Department	7,039,167	7,064,167
422 Highway Construction		
Salaries	422,342	440,436
Expenses	314,310	315,110
440 Sewer Salaries	304,667	313,608
Other Expenses	474,250	474,550
450 Water Salaries	349,430	362,314
Other Expenses	509,235	509,535
490 Building Maintenance Salaries	0	26,490
Expenses	144,750	119,250
541 Council on Aging Salaries	82,835	90,227
599 Hadley Media		
Salaries	17,000	17,340
610 Library Salaries	141,813	144,650
630 Park Commission		
Other Salaries	35,849	36,566
710 Long Term Debt Principal	1,162,756	1,167,252
750 Long Term Debt Interest	107,924	103,428
912 Workers Compensation	75,000	76,441
TOTAL	\$18,293,700	\$18,494,220

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And further that the Town amend the appropriation as follows:

Raise and appropriate the sum of **\$15,312,846**,
and appropriate from Sewer Receipts **\$977,903**,
and appropriate from Water Receipts **\$1,245,155**,
and transfer from Sewer Reserve **\$148,941**,
and transfer from Water Reserve **\$10,000**,
and take from MSBA Debt Fund Reserve **\$2,444**,
and appropriate from Hadley Public Access Cable Franchise Receipts **\$69,257**,
and transfer from Hadley Public Access Franchise Reserves **\$23,344**,
and transfer from the November 2014 Premium Balance **\$928**,
and transfer from Free Cash **\$439,564**,
and transfer from Stabilization **\$263,838**,

for the maintenance and operation of the town in fiscal year 2019 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 1 passed.

Article 2 Motion was made and seconded that Town vote to amend Section 86-9 Article V of Chapter 86 of the Code of the Town of Hadley, relating to revolving funds, pursuant to the provisions of G.L. c.44, §53E½ by adding the following:

Description	Responsible Department	Purpose	Source of Funds	Annual Expenses Allowed	Maximum Allowable Balance as of June 30
After School Program	Park and Recreation Commission	Support of children’s recreational programs and personnel associated with program enrollment.	Fees associated with hosting and administrating children’s recreational programs.	\$45,000	\$20,000

The Moderator declared Article 2 passed unanimously.

Article 3 Motion was made and seconded that the Town adjust the accounts as printed in the warrant as delineated in Article 3 of the Special Town Meeting warrant for October 18, 2018 and incorporated by reference herein **with the exception of the Fire Truck Pumper line item.**

Meeting	Description	Account Number	Balance	Transfer To
ATM 2018	Town Hall Parking	02-196-5860-S50	\$3,667.34	Capital Stab.
ATM 2015	Town Hall Computers	02-196-5850-A11	\$556.58	Capital Stab.
STM 2017	Police Radar Units	02-210-5850-S56	\$174.75	Capital Stab.
STM 2017	Police Cruiser	02-210-5851-S55	\$828.85	Capital Stab.
ATM 2014	Library Interior Painting	02-610-5825-A10	\$9,000.00	Capital Stab.
ATM 2015	Assessors’ Vision 7 Software	02-141-580-A11	\$8,000.00	Capital Stab.
ATM 2017	DPW Lift	02-422-5870-S60	\$73.00	Capital Stab.

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STM 2017	Water Rate Study	61-450-5310-S61	\$4,700.00	Water Reserves
STM 2017	Sewer Rate Study	60-440-5310-S61	\$4,700.00	Sewer Reserves
STM 2015	Sewer Clarifier	32-440-5800-C03	\$744.20	Sewer Impact Fees
ATM 2014	Library Electrical	21-610-5825-A21	\$83,500.00	Community Preservation Act

The Moderator declared Article 3 passed 135-1.

Article 4 Motion was made and seconded that the Town transfer from Sewer Impact Fees **\$80,000.00** to Sewer Reserves for expenses related to emergency sewer line repairs.

The Moderator declared Article 4 passed unanimously.

Article 5 Motion was made and seconded that the Town transfer from Free Cash **\$29,952.00** into the Capital Stabilization Fund.

The Moderator declared Article 5 passed 135 – 1.

Motion 6A Motion was made and seconded that the Town transfer:

1. **\$8,000** from Capital Stabilization for software and hardware for the Assessors’ Department;
2. **\$9,000** from Capital Stabilization for an evidence locker for the Police Department;
3. **\$14,000** from Capital Stabilization for a study of the compensation/classification plan for the Select Board;
4. **\$5,000** from Water Reserves and **\$5,000** from Sewer Reserves for building repair for the Department of Public Works;
5. **\$30,000** from Sewer Reserves for sewer line assessment for the Department of Public Works;
6. **\$25,000** from Water Reserves for access and clearing of the water tanks for the Department of Public Works;
7. **\$25,000** from Water Reserves for the reconditioning of Callahan Wells for the Department of public Works;
8. **\$15,000** from Hadley Media Reserves for relocation expenses for Hadley Media; and
9. **\$27,000** from Capital Stabilization for HVAC Ventilation and Dampers at the Public Safety Complex for the Police Department and Fire Department.

The Moderator declared Article 6A passed 136-1.

Article 6B Motion was made and seconded that the Town appropriate **\$30,000.00** to pay costs of a vehicle for the Building Inspector 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(1) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor.

Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

The Moderator declared Article 6B passed 131-7.

Article 6C Motion was made and seconded that the Town appropriate **\$47,000.00** to pay costs of a 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(1) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor.

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Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

The Moderator declared Article 6C passed 137-1.

Article 6D Motion was made and seconded that the Town appropriate **\$31,000.00** to pay costs of acquiring a skid unit for the use of the Fire 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(1) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor.

Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

The Moderator declared Article 6D passed unanimously.

Article 6E Motion was made and seconded that the Town appropriate **\$85,000.00** to pay costs of acquiring a Ford F-550 dump truck for the use of the Highway Division of the Department of Public Works 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(1) 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.

Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

The Moderator declared Article 6E passed 136-2.

Article 6F Motion was made and seconded that the Town appropriate **\$55,400.00** to pay costs of replacing cafeteria equipment 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(1) 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.

Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

The Moderator declared Article 6F passed 137 – 1.

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Article 6G Motion was made and seconded that the Town appropriate **\$98,000.00** to pay costs of health and security upgrades 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(1) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor.

Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

The Moderator declared Article 6G passed 137-1.

Article 6H Moved that the Town appropriate **\$80,000.00** to pay costs of a van for the Council on Aging 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(1) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor.

Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

The Moderator declared Article 6H passed unanimously.

Article 7 Moved that the Town transfer **\$23,000.00** from the Community Preservation Act Historic Preservation set aside funds for the preservation and restoration of the historic gravestones in Hockanum Cemetery (1767) located 191-299 Hockanum Road, Hadley, MA 01035 in accordance with the proposal presented in the August 27 meeting of the CPAC. Said expenditure to be conducted within two years of the date of the 2018 Fall Town Meeting (November 1, 2020) or unspent funds will automatically be returned to the appropriate CPA fund by that date.

The Moderator declared Article 7 passed.

Article 8 Motion was made and seconded that the Town transfer **\$12,000.00** from the Community Preservation Act Historic Preservation set aside funds to conduct a study of possible restoration and conservation work to the historic Town-owned cemeteries to include Plainville, Russellville, North Hadley and Old Hadley (central section) Cemeteries in accordance with the proposal presented in the August 27 meeting of the CPAC. Said expenditure to be conducted within two years of the date of the 2018 Fall Town Meeting (November 1, 2020) or unspent funds will automatically be returned to the appropriate CPA fund by that date.

The Moderator declared Article 8 passed.

Article 9 Motion was made and seconded that the Town transfer **\$26,000.00** from the Community Preservation Historic Preservation set-aside to the Board of Directors of the North Hadley Congregational Church for additional restoration and conservation work of the steeple and roof area of the church, located at 243 River Drive, Hadley, MA 01035, in accordance with the proposal presented in the August 27 meeting of the CPAC. Said expenditure to be conducted within two years of the date of the 2018 Fall Town Meeting (November 1, 2020) or unspent funds will automatically be returned to the appropriate CPA fund by that date.

The Moderator declared Article 9 passed unanimously.

Article 10 Motion was made and seconded that the Town authorize the Department of Public Works to have primary responsibility for the operation, management, and care of the town cemeteries and to amend the vote of February 28, 1928, Articles 30 and 31, so that it shall read as follows: voted that the Town authorize the Select Board to appoint a Cemetery Committee of five members, each for the term of three years, and further to authorize the Committee to advise and

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assist the Department of Public Works in the operation, management, and care of the town cemeteries, including but not limited to the sale of lots.

The Moderator declared Article 10 passed unanimously.

Article 11 Snow and Ice Bylaw **PASSED OVER**

Article 12 Motion was made and seconded to amend Subsection ~~19.3~~ **19.2.7** of the Zoning Bylaws relating to roof design within the Center Village Overlay District by deleting the subsection in its entirety and replacing it with the following:

“All roofs shall be pitched; minimum pitch shall be three-inch vertical rise per twelve-inch horizontal run. No roofline shall exceed 75 feet continuous run without a break, change in elevation or intercepting roofline. Prohibited roof appearances are flat roof appearance, and roofs with less than three-inch vertical rise per twelve-inch horizontal run”

The Planning Board gave an oral report not supporting this article.

The Moderator declared Article passed 85-39.

Article 13 Marijuana Establishment Zoning Bylaw **PASSED OVER**

Article 14 Motion was made and seconded that the Town amend the Bylaws of the Code of the Town of Hadley as delineated in Article 14 of the Special Town Meeting warrant for October 18, 2018.

Section 36-3. Limitation on the Number of Adult Use Retail Establishments.

The number of adult use marijuana retail establishments permitted to be located within the Town Hadley shall not exceed 20% of the number of licenses issued within the town for the retail sale of alcoholic beverages not to be drunk on the premises where sold under chapter 138 of the General Laws. For the purposes of determining this number, any fraction shall be rounded up to the next highest whole number.

The Moderator declared Article 14 passed 127-4.

Article 15 Open containers/marijuana consumption general bylaw **PASSED OVER**

Article 16 Motion was made and seconded that Town will vote to amend the Zoning Bylaws Section XXI Moratorium on Establishment of Recreational Marijuana Facilities, as follows:

~~21.1.3~~ **21.3** To allow the Planning Board time to review and propose a revised zone bylaw designed for use after the Massachusetts Cannabis Control Commission develops its regulations, which were due October 1, 2017, but were not finalized until early 2018, by addressing recreational marijuana facilities and to present it at the ~~Fall~~ **Spring** 2019 ~~Special~~ **Annual** Town Meeting.

~~21.2.1~~ **21.3.1** No building permits shall be granted for new, revised, or modifications to any structure or building within the Town for the establishment and operation of businesses for the distribution of recreational marijuana within any Zone District prior to June 1, 2019.

The Planning Board gave an oral report recommending this article
Clerk made non-substantive renumbering to this article

The Moderator declared Article 16 passed unanimously.

At 9:27pm the Moderator declared Town Meeting adjourned.

Attest:

Jessica Spanknebel
Town Clerk
Hadley, MA

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