

# DOINGS AT THE MAY 22, 2021 ANNUAL TOWN MTG

Due to Covid-19 Hadley's Annual Town Election was moved from May 6, 2021 to May 22, 2021. It was held on the athletic field of Hopkins Academy. Patricia Coombs and Jason Kostek were the checkers for this meeting. The Hadley Fire and Police Departments were there to assist votes and maintain social distancing. The meeting was called to order by Moderator, Randall Izer @ 1:04pm. A total of 159 voters were checked off for this meeting (out of 3936). Proper return of service for the warrant was noted and Pledge of Allegiance was given. The 2020 Annual Report dedications were read. 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 6-11, 19 & 27 out of order and that they be "Passed by Consent" in accordance with the Motions shown on the Consent Agenda distributed this morning and further allow all officers, department heads and agents of the Town to address Town Meeting on matters as may be informational.

**Article 6 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 7 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 8 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, 2021 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 9 Motion as shown in Consent Agenda:** Moved that the Town adjust the accounts as printed in the warrant as delineated in Article 9 of the Annual Town Meeting warrant for May 22, 2021 and incorporated by reference herein.  
**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 \$26,000.00 from Water Reserves to the Water Plant Filtration Stabilization fund as per the provisions of Massachusetts General Law 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 unanimously.**

**Article 11 Motion as shown in Consent agenda:** Moved that the Town act on the report of the Community Preservation Committee on the fiscal year 2022 budget and reserve for later appropriation the following sums of money from the Community Preservation Fund estimated annual revenues:

Open Space Preservation	\$45,000.00
Historic Preservation	\$45,000.00
Housing	\$45,000.00

and appropriate the sum of \$3,000.00 from the Community Preservation Fund estimated FY2021 annual revenues for all necessary and proper expenses of the Community Preservation Committee for the year, including any administrative expenses.

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

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**Article 19 Motion as shown in Consent agenda:** Moved that the Town vote to extend the deadline by one year for the projects funded by the Community Preservation Act Funds, as printed in the warrant under Article 19 for the May 22<sup>nd</sup>, 2021 Annual Town Meeting

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

**Article 27 Motion as shown in Consent agenda:** Move that the Town vote to increase the Town Moderator's term from one year to three years.

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

**Article 1** Motion was made and seconded that the Town appropriate and transfer **\$25,000.00\*** from the Community Preservation Act Housing Fund to be granted to the Hadley Housing and Economic Development Committee for the purpose of supporting community housing through an Emergency Rental Assistance COVID-19 program, and to authorize the Select Board to enter into a grant agreement, setting forth the terms of said grant with the added conditions that 1) no funds will be dispersed prior to the signing, by both parties, of a letter of agreement between the Select Board and the qualifying organization administering the program on behalf of the Hadley Housing and Economic Development Committee addressing eligibility, administration, and oversight, and 2) if the funds are not expended under the Emergency Rental Assistance Program by Special Town Meeting 2022, any unused balances shall be returned to the Community Preservation Housing Fund.

**The Moderator declared Article 1 passed.**

**Article 2** Motion was made and seconded that the Town appropriate and transfer **\$60,000.00** from Community Preservation Act General Fund to the Hadley Cemetery Committee for the preservation and restoration of historic gravestones at North Hadley Cemetery, and further appropriate and transfer **\$23,052.15** from Community Preservation Act Historic Set-Aside Fund and transfer **\$6,947.85** from Community Preservation General Fund to the Hadley Cemetery Committee for the preservation and restoration of historic gravestones at Russellville Cemetery, and further appropriate and transfer **\$65,000.00** from Community Preservation Act General Fund to the Hadley Cemetery Committee for replacement of the stone fence at the historic Hockanum Cemetery, and to authorize the Select Board to enter into any grant agreement or agreements, as necessary, with the condition that if the funds are not expended by Special Town Meeting 2022, any unused balances shall be returned to the Community Preservation General Fund.

**The Moderator declared Article 2 passed unanimously.**

**Article 3** Motion was made and seconded that the Town amend the zoning bylaws as delineated in Article 3 of the warrant of the Annual Town Meeting held on May 22<sup>nd</sup>, 2021 and incorporated by reference herein, and that the Town Clerk may make formatting and numbering changes as necessary to preserve consistency of the zoning bylaws.

**The Moderator declared Article 3 passed unanimously.**

**Article 4** Motion was made and second that the Town amend the zoning bylaws as delineated in Article 4 of the warrant of the Annual Town Meeting held on May 22<sup>nd</sup>, 2021 and incorporated by reference herein, and that the Town Clerk may make formatting and numbering changes as necessary to preserve consistency of the zoning bylaws.

**The Moderator declared Article 4 passed 123-10.**

**Article 5** Motion was made and seconded that the Town vote to amend the Town of Hadley General Bylaws by enacting Chapter 220, entitled "Stretch Energy Code" as delineated in Article 5 of the warrant of the Annual Town Meeting held on May 22<sup>nd</sup>, 2021, and incorporated by reference herein, for the purpose of regulating the design and construction of buildings for the effective use of energy, pursuant to Appendix 115.AA of the Massachusetts Building Code, 780 CMR, the Stretch Energy Code, including future editions, amendments or modifications thereto, with an effective date of July 1, 2021, and that the Town Clerk may make formatting and numbering changes as necessary to preserve consistency of the general bylaws.

**The Moderator declared Article 5 passed.**

**Article 12** Motion was made and seconded that the Town enact Section 86-9 of Chapter 86 of the Code of Hadley to amend existing revolving funds as printed in the warrant as delineated in Article 12 of the Annual Town Meeting warrant for May 22<sup>nd</sup>, 2021 and incorporated by reference herein.

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**The Moderator declared Article 12 passed unanimously.**

**Article 13** Motion was made and seconded that the Town vote to appropriate \$160,000 for expenses associated with the following projects; Mt Warner tree removal for access to Water Tank, Mt. Holyoke Electrical Alarm System and Knightly Road Culvert Headwall repair and to fund said appropriation, transfer \$120,000 from Water Reserves and borrow \$40,000 and further, the Town Treasurer, with the approval of the Selectmen, is authorized to borrow said amount under and pursuant to M.G.L. c. 44, §7, 8 or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor. Any premium received 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 M.G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

Description/project	Department	Expense	Source
Mt Warner Tree removal for access to Water Tank	DPW	\$20,000	Water Reserves
Mt Holyoke Electrical alarm system	DPW	\$100,000	Water Reserves
Knightly Road Culvert Headwall repair	DPW	\$ 40,000	Borrow

**The Moderator declared Article 13 passed 149-4.**

**Article 14** Motion was made and seconded that the Town vote to appropriate \$150,000 to fund Phase II of the Levee Assessment as presented at the May 22nd, 2021 Annual Town Meeting and incorporated by reference herein and to fund said appropriation the Town Treasurer, with the approval of the Selectmen, is authorized to borrow said amount under and pursuant to M.G.L. c. 44, §7, 8 or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor. Any premium received 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 M.G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

**The Moderator declared Article 14 passed unanimously**

**\*Motion was made and seconded to waive the reading of the individual line items**

**\*Article 15** Motion was made and seconded that \$18,057,707.00 be appropriated for the maintenance and operation of the Town in fiscal year 2022 and fix the salaries of all elected officials as recommended in individual General Fund budgets listed in the handout “Finance Committee Budget FY2022” and as funding therefor, raise and appropriate and transfer from available funds the estimated amounts in Table A.1 as presented at the May 22nd, 2021 Annual Town Meeting and incorporated by reference herein.

**The Moderator declared Article 15 passed unanimously.**

**\*Motion was made and seconded to waive the reading of the individual line items**

**\*Article 16** Motion was made and seconded that \$952,335 recommended in the handout “Finance Committee Budget FY2022” be appropriated to the FY2022 Wastewater Division Enterprise Fund to be expended for the respective purposes set forth, and as funding therefore, raise and appropriate and transfer from available funds the estimated amounts in Table B.1, as presented at the May 22<sup>nd</sup>, 2021 Annual Town Meeting and incorporated by reference herein.

And further, moved that \$1,137,369 recommended in the handout “Finance Committee Budget FY2022” be appropriated to the FY2022 Water Enterprise Fund to be expended for the respective purposes set forth, and as funding therefore, raise and appropriate and transfer from available funds the estimated amounts in Table B.1, as presented at the May 22, 2021 Annual Town Meeting and incorporated by reference herein.

And further, moved that \$69,102 recommended in the handout “Finance Committee Budget FY2022” be appropriated to the FY2022 Hadley Media Enterprise Fund to be expended for the respective purposes set forth, and as funding therefore, raise and appropriate and transfer from available funds the estimated amounts in Table B.1, as presented at the May 22, 2021 Annual Town Meeting and incorporated by reference herein.

**Moderator declared Article 16 passed unanimously.**

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**Article 17A** Motion was made and seconded that the Town appropriate **\$805,000** to pay costs of engineering, permitting, construction and all other costs associated with replacing water lines along Route 9 for the Department of Public Works 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 8(5) of the General Laws, and/or Chapter 29C of the General Laws, as most recently amended by St. 1998, c. 78; that such bonds or notes shall be general obligations of the Town unless the Treasurer with the approval of the Select Board determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C, as most recently amended by St. 1998, c. 78; that the Water Commission, is authorized to expend all funds available for the project and to take any other action necessary to carry out the project.

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 17A passed unanimously.**

**Article 17B** Motion was made and seconded that the Town appropriate **\$120,000** to pay costs of engineering, permitting, construction and all other costs associated with replacing sewer lines along Route 9 for the Department of Public Works 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 8(14) of the General Laws, and/or Chapter 29C of the General Laws, as most recently amended by St. 1998, c. 78; that such bonds or notes shall be general obligations of the Town unless the Treasurer with the approval of the Select Board determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C, as most recently amended by St. 1998, c. 78; that the Sewer Commission, is authorized to expend all funds available for the project and to take any other action necessary to carry out the project.

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 17B passed unanimously.**

**Article 18** Motion was made and seconded that the Town appropriate \$20,000.00 to pay costs for an ambulance for the Fire Department including the payment of all costs incidental and related hereto, and that to meet the 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 therefore.

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 such costs by a like amount.

**The Moderator declared Article 18 passed 142-11.**

**Article 20** Motion was made and seconded to appropriate **\$5,500.00** from the Community Preservation Act Open Space Fund for the purpose of acquiring an agricultural preservation restriction (APR) on all or a portion of the parcel of the property known as the Gralinski Farm located off River Road (Assessors Map 6B, Parcel 1 & 2), and to authorize the Select Board to enter into such agreements on behalf of the Town as may be necessary for the Town to be a co-holder of said APR, with such conditions to include that the applicant would have 2 years from the date of approval to spend the funding, and if not spent, any remaining funds would revert back to Community Preservation Act Open Space Fund,

**The Moderator declared Article 20 passed unanimously**

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**Article 21** Motion was made and seconded to appropriate **\$13,000.00** from the Community Preservation Act Open Space Fund for the purpose of acquiring an agricultural preservation restriction (APR) on all or a portion of the parcel of the property known as the Handrich Trust located off Moody Bridge Road (Assessors Map 9, Parcel 21 and portion of 21A), and to authorize the Select Board to enter into such agreements on behalf of the Town as may be necessary for the Town to be a co-holder of said APR, with such conditions to include that the applicant would have 2 years from the date of approval to spend the funding, and if not spent, any remaining funds would revert back to Community Preservation Act Open Space Fund.

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

**Article 22** Motion was made and seconded to appropriate **\$5,500.00** from the Conservation Commission's TDR fund for the purpose of acquiring an agricultural preservation restriction (APR) on all or a portion of the parcel of the property known as the Gralinski Farm, located off River Road (Assessors Map 6B, Parcel 1 & 2) and to authorize the Select Board to enter into such agreements on behalf of the Town as may be necessary for the Town to be a co-holder of said APR.

**The Moderator declared Article 22 passed unanimously.**

**Article 23** Motion was made and seconded to appropriate **\$13,000** from the Conservation Commission's TDR fund for the purpose of acquiring an agricultural preservation restriction (APR) on all or a portion of the parcel of the property known as the Handrich Trust, located off Moody Bridge Road (Assessors Map 9, Parcel 21 and portion of 21A), and to authorize the Select Board to enter into such agreements on behalf of the Town as may be necessary for the Town to be a co-holder of said APR.

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

**Article 24** Motion was made and seconded that the Town vote to appropriate **\$13,500.00** from the Community Preservation Act General Fund to The First Congregational Church for the purpose of repair and restoration of the 1909 Seth Thomas clock located in the historic center of Hadley, and to enter into an agreement or agreements as necessary, with such conditions to include that the applicant would have 2 years from the date of approval to spend the funding, and if not spent, any remaining funds would revert back to Community Preservation Act General Fund.

**The Moderator declared Article 24 passed.**

**Article 25** Motion was made and seconded that the Town amend the zoning bylaws as delineated in Article 25 of the warrant of the Annual Town Meeting held on May 22<sup>nd</sup>, 2021 and incorporated by reference herein, and that the Town Clerk may make formatting and numbering changes as necessary to preserve consistency of the zoning bylaws.

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

**Article 26.** Motion was made and seconded that the Town amend Section 68-3 of the Town's General Bylaws establishing the Annual Town Election by changing the official date of the second Tuesday of April each year, before Annual Town Meeting, to the third Tuesday in May of each year, after Town Meeting.

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

**Article 28.** Motion was made and seconded that the Town amend the code of the Town by adding to Section 420-18 Winter Parking Ban, provided that no parking is allowed at any time on any Hadley street from December 1 to April 1, that shall include areas immediately adjacent to on-street parking, which would otherwise impede snow removal operations, or other emergency service functions, and that the Town Clerk may make formatting changes as necessary to preserve consistency of the general bylaws.

**The Moderator declared Article 28 passed by majority**

The Moderator declared the meeting dissolved @ 3:30pm.

ATTEST:

Jessica Spanknebel  
Town Clerk

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Hadley, MA