

DOINGS AT THE OCT 27, 2016 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 @ 7:10pm @ Hopkins Academy. A total of 309 voters (of 3907) were checked off for this meeting. Proper return of service for the warrant was noted and Pledge of Allegiance was given. The Moderator explained the procedure for town meeting and that he would be using *Town Meeting Time* for reference.

Article 1 Motion was made and seconded that the Town adjust the Fiscal Year 2017 budget as printed in the warrant as delineated in Article 1 of the Special Town Meeting warrant for October 27, 2016 and incorporated by reference herein, with the exception that Budget line 450 Water Salaries be amended to:

	FROM	TO
450 Water Salaries	352,560	354,040

And further that the total FY 2017 budget is amended to:

<u>TOTAL</u>	<u>TOTAL</u>
\$16,773,740	\$17,166,814

And further that the Town amend the appropriation as follows:

Raise and appropriate the sum of \$__14,176,330_____,
and appropriate from Sewer Receipts \$____794,481_____,
and appropriate from Water Receipts \$____1,204,418_____,
and transfer from Sewer Reserve \$____358,799_____,
and transfer from Water Reserve \$____70,192_____,
and take from MSBA Debt Fund Reserve \$____2,444_____,
and appropriate from Hadley Public Access Cable Franchise Receipts \$__86,910_____,
and transfer from the November 2014 Premium Balance \$__928_____,
and transfer from Free Cash \$____472,312_____,
for the maintenance and operation of the town in fiscal year 2017 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.

MOTION: Motion was made and seconded that the Town take Articles 2, 3, 14 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 2 Motion as shown in Consent agenda: Moved that the Town transfer **\$87,161.00** from the Hadley Public Access Television Cable Franchise Gift Account to the Enterprise Fund for the Hadley Public Access Television Department to provide public, educational, and governmental television programming and services.

Article 3 Motion as shown in Consent agenda: Moved that the Town adjust the accounts as printed in the warrant as delineated in Article 3 of the Special Town Meeting warrant for October 27, 2016 and incorporated by reference herein.

Article 14 Motion as shown in Consent agenda: Moved 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 27, 2016 and incorporated by reference herein.

Article 15 Motion as shown in Consent agenda: Moved that the Town transfer the care, custody and control of a parcels of land referred to as Parcel 1 and Parcel 2 as printed in the warrant as delineated in Article 15 of the Special Town Meeting warrant for October 27, 2016 and incorporated by reference herein.

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

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Article 4 Moved that the Town votes to supplement each prior vote of the Town that authorizes the borrowing of money to pay costs of capital projects to provide that, in accordance with Chapter 44 Section 20 of the General laws, the premium received by the Town upon the sale of any bonds or notes thereunder, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to pay project costs and the amount to be borrowed for each such project shall be reduced by the amount of any such premium so applied.

The Moderator declared Article 4 passed unanimously.

Article 5 Motion 1 Motion was made and seconded that the Town transfer:

1. **\$7,500** from Hadley Public Access Television Capital funds for telecommunications equipment for Hadley Public Access Television;
2. **\$10,000** from Capital Stabilization Funds for technology at the Goodwin Memorial Library;
3. **\$45,000** from Water Reserves for unidirectional flushing for the Water Division;
4. **\$20,000** from Water Reserves for prolonged pumping at Mount Warner Wells for the Water Division;
5. **\$20,000** from Water Reserves for Water valve mapping for the Water Division;
6. **\$34,350** from Free Cash for information technology for General Government;
7. **\$5,776** from Capital Stabilization and **\$4,224** from Free Cash for the locker room upgrade for the Police Department;
8. **\$21,000** from Free Cash for the security door upgrade for the Fire Department;
9. **\$16,000** from Free Cash for the fuel pump upgrade for the Department of Public Works;
10. **\$30,000** from Sewer Reserves for sewer line assessment for the Sewer Division;
11. **\$10,000** from Sewer Reserves for the sewer manhole mapping for the Sewer Division;
12. **\$85,000** from Sewer Impact Fee account for the clarifier upgrades for the Sewer Division; and
13. **\$52,000** from Water Reserves and **\$101,000** from the Callahan Well Water Filtration Replacement Reserve Fund for the replacement of water filtration units for the Water Division;

The Moderator declared Motion 1 of Article 5 passed unanimously.

Article 5 Motion 2 Motion Motion was made that the Town appropriate **\$390,000.00** to pay costs of engineering, surveys, and upgrades to the municipal storm water system 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 Motion 2 of Article 5 passed unanimously.

Article 5 Motion 3 Motion was made and seconded that the Town appropriate **\$275,000.00** to pay costs of vehicles and equipment for the Police Department and 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(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.

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 Motion 3 of Article 5 passed unanimously.

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Article 5 Motion 4 Motion was made and seconded that the Town appropriate **\$112,000.00** to pay costs of computer and information technology upgrades and replacement 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(28) 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 Motion 4 of Article 5 passed unanimously.

Article 5 Motion 5 Motion was made and seconded that the Town appropriate **\$400,000.00** to pay costs of new HVAC system and 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(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 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 Motion 5 of Article 5 passed. 282-1

Article 5 Motion 6 Motion was made and seconded that the Town appropriate **\$45,000.00** to pay costs of new HVAC system and upgrades for the Public Safety Complex 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(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 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 Motion 6 of Article 5 passed unanimously.

Article 5 Motion 7 Motion was made and seconded that the Town appropriate **\$121,000.00** to pay costs of engineering, surveys, and assessments to the municipal levee system 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 Motion 7 of Article 5 passed unanimously.

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Article 6 Motion was made and seconded that the Town appropriate **\$2,900,000.00** to pay costs of designing and building a fire station to be located on the Town-owned lot known as “North Hadley Village Ballfield”, 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(3) 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.

***There was over 1 hour of discussion on this article. Select Board Member G Devine changed his vote to support this article. All agreed public safety needs must be acted on now. Motion was made and seconded to pass over until Spring Meeting = failed.**

The Moderator declared Article 6 passed 254-20.

Article 7 Motion was made and seconded that the Town appropriate **\$5,300,000.00** to pay costs of designing, constructing and originally equipping a new Senior Center on the 2.6 acre parcel of Town-owned land known as the “Hooker School” lot located behind the current Senior Center, 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(3) 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

***Again, much discussion of this article. Those in attendance expressed the need for this and would even support a 7+million cost. Motion was made and seconded to move the question (NO \$\$ AMENDMENT was made! (to increase))**

The Moderator declared Article 7 passed 279-7.

Article 8 (North Hadley Fire Station) Submitted by Petition—Passed Over

Article 9 (North Hadley Village Hall Demolition) Submitted by Petition—Passed Over

Article 10 Motion was made and seconded that the Town authorize the use of the site of the current Hooker School located on the westerly half of the existing 2.763 acre lot owned by the Town of Hadley (Hampshire County Registry of Deeds Book 766 Page 411) for demolition of the existing structure and construction of a proposed new library building, contingent upon the receipt of a Library Construction Grant from the Massachusetts Board of Library Commissioners and appropriation of local funding of the balance of project costs.

***Much discussion, motion was made and seconded to move the question. Passed.**

The Moderator declared Article 10 passed 115-32.

Article 11 Motion was made and seconded that the Town accept the preliminary design for the Hadley Library as presented by architects, Johnson Roberts Associates and approved by the Goodwin Memorial Library Board of Trustees, and authorize the Trustees of the Hadley Library to apply for any state funds which might be available to defray all or part of the cost of the design, construction and equipping of the library project and authorize the Library Building Committee and/or Select Board and/or Library Trustees to accept and expend any such funds when received without further appropriation.

The Moderator declared Article 11 passed 129-7.

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Article 12 Motion was made and seconded that the Town adopt MGL Chapter 40, Section 22F, which allows municipal boards or officers to set reasonable permit and license fees without a town meeting vote.

The Moderator declared Article 12 passed.

Article 13 If the prior article passes, then PASS OVER this article.

Article 16 Motion was made and seconded that the Town accept Gooseberry Lane as a public way as delineated in Article 16 of the Special Town Meeting warrant for October 27, 2016.

The Moderator declared Article 16 passed.

Article 17 Motion was made and seconded that the Town amend the vote taken on Article 24 at the May 1, 2014 Annual Town Meeting extending the deadline for Kestrel Trust to utilize Community Preservation Act funds for the restoration and preservation of the Lake Warner Dam from December 31, 2016 to December 31, 2017

The Moderator declared Article 17 passed.

Article 18 Motion was made and seconded that the Town transfer **\$7,375.00** from the Community Preservation Act Open Space Fund and **\$7,625.00** from the Community Preservation Act General Fund for design services associated with recreational purposes to restore and rehabilitate the property known as Hopkins Academy Playing Fields (Assessors Map 11A, Lots 1 and 2

The Moderator declared Article 18 passed unanimously.

Article 19 Motion was made and seconded that the Town amend the Zoning Bylaws of the Code of the Town of Hadley as delineated in Article 19 of the Special Town Meeting warrant for October 27, 2016 and incorporated by reference herein.
Planning Board gave oral report recommending this article

The Moderator declared Article 19 passed unanimously.

Article 20 Motion was made and seconded that the Town amend the Zoning Bylaws of the Code of the Town of Hadley as delineated in Article 20 of the Special Town Meeting warrant for October 27, 2016 and incorporated by reference herein.
Planning Board gave oral report recommending this article 4-0-1

The Moderator declared Article 20 passed unanimously.

Article 21 Motion was made and seconded that the Town amend the Zoning Bylaws of the Code of the Town of Hadley as delineated in Article 21 of the Special Town Meeting warrant for October 27, 2016 and incorporated by reference herein.

Planning Board gave oral report recommending this article 4-0-1

The Moderator declared Article 21 passed unanimously.

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 Special Town Meeting warrant for October 27, 2016 and incorporated by reference herein.

Planning Board gave oral report recommending this article 4-0-1

The Moderator declared Article 22 passed unanimously.

ATTEST:

Jessica Spanknebel
Town Clerk

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