

RESULTS OF ANNUAL TOWN MEETING

MAY 6, 2015

There were approximately 120 Town of Buckland voters in attendance at the Annual Town Meeting held at the Mohawk Trail Regional School on Tuesday, May 6, 2015. Phoebe Walker served in her capacity as Moderator working from a warrant dated April 17, 2015 and posted by Constable Arthur Henry Phillips. The meeting was called to order at 7:03PM.

Ellen Kauffman was allowed to speak representing the Energy Committee.

The dedication of the Annual Report was read by Brandon Boucias. The Annual Report was presented to Donald and Kathleen Billiel.

ARTICLE 1: the Town Clerk **reported the results** of the election of officers and ballot questions as follows:

Moderator – 1 Year

Phoebe Walker	268
Scattered	5
Blanks	43

Board of Selectmen – 3 Years

Dena G. Willmore	139
Eric D, Temple	118
Paul John Herbert	52
Blanks	7

Board of Assessors – 3 Years

Sammy W. Purington	281
Blanks	35

Board of Health – 3 Years

Richard S. Warner	289
Scattered	1
Blanks	26

Buckland Library Trustee – 3 years

Catherine Russillo	27
Scattered	9
Blanks	280

Finance Committee – 3 Years

Michael Turley	256
Blanks	60

Finance Committee – 3 Years

William Knittle	37
Scattered	10
Blanks	269

Finance Committee – 2 Years

Cynthia Caporaso	31
William Knittle	15
Scattered	9
Blanks	261

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Question One: Shall the Town of Buckland be allowed to exempt from the provisions of proposition two and one-half, so called, the amounts required to pay for the town's share of the bonds issued to pay for repair work to the Mohawk Trail Regional Middle & High School, to include boiler, doors, locker room, security, ventilation, and window upgrades totaling \$250,700?

YES 179 NO 117 BLANKS 20

Question Two: Shall the Town of Buckland be allowed to exempt from the provisions of proposition two and one-half, so called, the amounts required to pay for the town's share of the bonds issued to pay for repair work to the Buckland Shelburne Elementary School, to include re-pointing/re-caulking and masonry repairs, asbestos abatement and floor replacement, bandshell repairs, asphalt repairs/ replacement totaling \$744,532?

YES 169 NO 121 BLANKS 26

Question Three: Shall the Town of Buckland be allowed to exempt from the provisions of proposition two and one-half, so called, the amounts required to pay for the town's share of the bonds issued to pay for a school bus totaling \$90,000?

YES 160 NO 129 BLANKS 27

It was **voted and passed unanimously** to take Article 16 out of order.

ARTICLE 16: The Town **voted and passed unanimously** to raise and appropriate the sum of \$144,801 for the FRANKLIN COUNTY TECHNICAL SCHOOL OPERATING ASSESSMENT FOR FY2016.

ARTICLE 2: (CONSENT VOTE) The Town **voted and passed unanimously** to take **Articles 3, 22, 25, 26, 27 AND 28 out of order in this warrant and take action to approve all of them as one vote without debate on any such articles**, provided that upon request of any voter at this meeting made before the vote is taken, an article shall be dropped from the list of consent articles and shall be acted upon in the ordinary course and order of business at this meeting.

Article 3: That the Town vote to accept the reports of the Town Officers as printed in the 2014 Annual Town Report.

Article 22: That the Town vote to reauthorize the Revolving Funds subject to the terms in the chart as presented in the Town Meeting Warrant.

Article 25: That the Town vote to authorize the Selectmen to purchase and/or dispose of any Town equipment.

Article 26: That the Town vote to authorize the Selectmen to accept and expend, as an available fund, any of the bond issue or operating budget monies (Chapter monies) from the Commonwealth of Massachusetts through the Massachusetts Department of Transportation.

Article 27: That the Town vote to authorize the Sewer Commissioners and Board of Selectmen to accept any grants for sewer line replacement and improvements at the Wastewater Treatment Facility.

Article 28: That the Town vote to authorize the Board of Selectmen to apply for and accept grants from the Federal government, Commonwealth of Massachusetts, or any other source, and to expend the same for purposes received without further appropriation.

The Board of Selectmen voted to support this article.

ARTICLE 3: (Consent) The Town voted and passed unanimously to ACCEPT THE REPORTS OF THE TOWN OFFICERS as printed in the 2014 Annual Town Report.

ARTICLE 4: The Town voted and passed unanimously to raise and appropriate the sum of \$46,166 for ELECTED OFFICIALS SALARIES for FY2016 as line item appropriations in the Town of Buckland Fiscal 2016 Budget detail report dated April 22, 2015.

The Board of Selectmen voted to support this article.

The Finance Committee voted to support this article.

The Moderator called for a 5 minute break to give residents a chance to look over the budget reports before voting on the rest of the articles.

ARTICLE 5: The Town voted and passed unanimously to raise and appropriate the sum of \$1,829,943 for TOWN OPERATING BUDGETS for FY2016 as line item appropriations in the Town of Buckland Fiscal 2016 Budget detail report dated April 22, 2015.

The Board of Selectmen voted to support this article.

The Finance Committee voted to support this article.

ARTICLE 6: The Town voted and passed unanimously to raise and appropriate the sum of \$16,200 for SEVERAL SPECIAL LINE ITEMS in the Town Operating Budgets for FY2016 as line item appropriations in the Town of Buckland Fiscal 2016 Budget detail report dated April 22, 2015, and further to authorize that unspent amounts in said line items may be carried forward for use in following fiscal years without further appropriation.

The Board of Selectmen voted to support this article.

The Finance Committee voted to support this article.

ARTICLE 7: A motion was made to amend Article 7 to raise and appropriate the sum of \$1,998,714 for the Mohawk K-12 School District Operating Assessment for FY2016.

A request for a paper ballot vote was made for the amendment and also for Article 7 as amended.

The results of the paper ballot vote to amend the amount of Article 7 were:

YES 64 NO 48

The Board of Selectmen voted 2 – no with 1 – abstention not to support this article

The Finance Committee took no position on this article.

ARTICLE 7: The Town voted by paper ballot to raise and appropriate the sum of \$1,998,714 for the MOHAWK K-12 SCHOOL DISTRICT OPERATING ASSESSMENT for FY2016.

The results of the paper ballot vote for Article 7 were as follows:

YES 65 NO 48

ARTICLE 8: The Town **voted to take no action** on Article 8.

*The Board of Selectmen voted 2 – no with 1 – abstention not to support this article
The Finance Committee took no position on this article.*

ARTICLE 9: The Town **voted and passed unanimously** to **raise and appropriate** the sum of \$34,976 for the MOHAWK K-12 SCHOOL DISTRICT CAPITAL ASSESSMENT for FY2016.

*The Board of Selectmen voted 2 – yes with 1 – abstention to support this article.
The Finance Committee voted to support this article.*

ARTICLE 10: The Town **voted and passed** to **AMEND THE MOHAWK TRAIL REGIONAL SCHOOL DISTRICT – REGIONAL DISTRICT AGREEMENT** by striking the following language contained in Section III (B):

Subject to the provisions of this section, it is intended that all residents of the member towns of Ashfield, Buckland, Colrain, Heath, Plainfield, and Shelburne (the “K-12 Member Towns”) in grades kindergarten to six, inclusive, will receive their education in facilities located in the District: Ashfield and Plainfield residents at Sanderson Academy; Colrain residents at the Colrain Central School; Buckland and Shelburne residents at the Buckland-Shelburne Regional School and Heath residents at the Heath Elementary School.

and replacing said language with the following:

Subject to the provisions of this section, it is intended that elementary students residing in the members towns of Ashfield, Buckland, Colrain, Heath, Plainfield and Shelburne (the “K-12 Member Towns”) will receive their education in facilities located in the District and will be assigned as follows: Ashfield and Plainfield residents to Sanderson Academy; Colrain residents to Colrain Central School; Buckland and Shelburne residents to Buckland Shelburne Elementary School; and Heath residents to Heath Elementary School. Notwithstanding the above, students may be educated in a District school other than as assigned above upon (i) a majority vote of the School Committee, and (ii) an affirmative vote by both (a) the member town or towns whose students are so assigned, and (b) the member town or towns served by the District school to which such students will be assigned, acceptance by each town to be a majority vote at an annual or special town meeting.

However, it is also the intent of this Agreement that the closure of a District elementary school building and the reassignment of all students being educated in that building may not be accomplished under this section. Rather such action requires an amendment to this Agreement, the process for which is contained in Section XIV.

*The Board of Selectmen voted 1 – yes, and 1 – no with 1 – abstention not to support this article.
The Finance Committee took no position on this article.*

ARTICLE 11: The Town **voted and passed unanimously** to **postpone this article indefinitely** at the request of the Mohawk Trail Regional School Committee.

ARTICLE 12: The Town **voted and passed** to **ALLOW** the Mohawk K-12 School DISTRICT TO BORROW, a sum of money, not to exceed \$250,700 to be expended under the direction of the School Building Committee for repair work to the Mohawk Trail Regional Middle & High School located at 26 Ashfield Road in Buckland, Massachusetts, to include boiler, doors, locker room, security, ventilation, and window upgrades. This vote shall be subject to and

contingent upon an affirmative vote of the Town to exempt its allocable share of the amounts required for the payment of interest and principal on said borrowing from the limitations on taxes imposed by M.G.L. 59, Section 21C (Proposition 2 ½).

The Board of Selectmen voted 1 – yes and 1 – no, with 1 – abstention not to support this article.

The Finance Committee voted to support this article.

ARTICLE 13: The Town voted and passed to ALLOW the Mohawk K-12 School District to borrow a sum of money, not to exceed \$90,000 to be expended under the **direction of the School Committee to purchase a school bus to be used district wide. This vote shall be subject to and contingent upon an affirmative vote of the Town to exempt its allocable share of the amounts required for the payment of interest and principal on said borrowing from the limitations on taxes imposed by M.G.L. 59, Section 21C (Proposition 2 ½).**

The Board of Selectmen voted 2 – no with 1 – abstention not to support this article.

The Finance Committee voted to support this article (not unanimous).

ARTICLE 14: The Town voted and passed to ALLOW THE Mohawk K-12 School DISTRICT to borrow a sum of money, not to exceed \$734,532 to be expended under the **direction of the School Building Committee for repair work to the Buckland Shelburne Elementary School located at 75 Mechanic Street in Shelburne, Massachusetts, to include re-pointing/re-caulking and masonry repairs, asbestos abatement and floor replacement, asphalt repairs/replacement. This vote shall be subject to and contingent upon an affirmative vote of the Town to exempt its allocable share of the amounts required for the payment of interest and principal on said borrowing from the limitations on taxes imposed by M.G.L. 59, Section 21C (Proposition 2 ½).**

The Board of Selectmen voted 2 – no with 1 – abstention not to support this article.

The Finance Committee voted to support this article.

ARTICLE 15: The Town voted **unanimously** to take no action on Article 15.

The Board of Selectmen voted to take no action on this article.

The Finance Committee took no action on this article.

ARTICLE 17: The Town voted and passed **unanimously** to raise from anticipated receipts from the Town of Shelburne (pursuant to the Operation Agreement) and revenue of the Buckland user assessment the sum of \$237,683 which is the estimated cost of OPERATION AND MAINTENANCE OF THE SHELburne FALLS WASTEWATER TREATMENT FACILITY (ENTERPRISE FUND) as line item appropriations in the Town of Buckland Fiscal 2016 Budget detail report dated April 22, 2015.

The Board of Selectmen voted to support this article.

The Finance Committee voted to support this article.

ARTICLE 18: The Town voted and passed **unanimously** to raise from Buckland user assessment a total of \$5,000 for capital projects as CAPITAL EXPENSES OF THE SHELburne FALLS WASTEWATER

***The Board of Selectmen voted to support this article.
The Finance Committee voted to support this article.***

ARTICLE 19: The Town **voted and passed unanimously** to **make the following changes** to the Shelburne Falls Wastewater Treatment Facility Sewer By-Laws: Language to be deleted is struck through and language to be added is in bold italics inside [].

ARTICLE III

Sec. 2. Before commencement of construction of a private sewage disposal system, the owner shall first obtain a written permit signed by the Superintendent. The application for such permit shall be made on a form furnished by the Town, which the applicant shall supplement by any plans, specifications, and other information as are deemed necessary by the Superintendent. A permit and inspection fee of ~~five (\$5.00)~~ ***twenty-five (\$25)*** dollars shall be paid to the Town at the time the application is filed.

ARTICLE IV

Sec. 3. All costs and expense, incident to the installation and connection of the building sewer shall be borne by the owner~~]., this includes a fee based on time and materials set by the Town and materials set by the Town D.P.W. to connect from the main line to the applicant's property line.~~ ***[The work done by the owner or the owner's contractor, shall be subject to inspection and done to the satisfaction of the Wastewater Treatment Facility Chief Operator or Assistant Chief Operator, and the Town Highway Superintendent.]*** The owner shall indemnify the town from any loss or damage that may direct or indirectly be occasioned by the installation of the building sewer.

Sec. 7. The building sewer shall be cast-iron soil pipe, ASTM Specification A74-42; vitrified clay sewer pipe, ASTM Specification C200-64T; or ~~asbestos-cement pipe, ASTM Specification C428-65T~~ ***[SDR-35 PVC pipe, ASTM Specification D3034.]*** Joints shall be tight and waterproof. Cement mortar joints will not be permitted. Any part of the building sewer that is located within five (5) feet of a water service pipe shall be constructed of cast-iron soil pipe with lead joints. Cast-iron pipe with lead joints may be required by the Superintendent where the building sewer is exposed to damage by tree roots. If installed in filled or unstable ground, the building sewer shall be of cast-iron soil pipe, except if laid on a suitable concrete bed or cradle. Nonmetallic material may be permitted as approved by the Superintendent.

Sec 8. The size and slope of the building sewer shall be subject to the approval of the Superintendent, but in no event shall the ~~kilometer~~ ***[diameter]*** be less than ~~six (6)~~ ***four (4)*** inches. The slope of such ~~6 in.~~ ***four (4) inch*** pipe shall not be less than one-quarter (1/4) inch per foot. The building sewer shall be laid at uniform grade and in straight alignment insofar as possible. Changes in direction shall be made only with manholes or properly curved pipe and fittings, as approved by the Superintendent. A clean-out shall be located a minimum of four (4) inches above the basement floor.

***The Board of Selectmen voted to support this article.
The Finance Committee voted to support this article.***

ARTICLE 20: The Town **voted and passed unanimously** to **raise and appropriate** the sum of \$5,245

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and to transfer from Free Cash the sum of \$64,755 for a total of \$70,000 for the purpose of funding road repair and repaving.

*The Board of Selectmen voted to support this article.
The Finance Committee voted to support this article.*

ARTICLE 21: The Town **voted and passed unanimously to raise and appropriate** the sum of \$10,000 for legal, consulting, engineering, purchasing or renovation/construction costs related to a highway facility.

*The Board of Selectmen voted to support this article.
The Finance Committee voted to support this article.*

ARTICLE 22: (Consent) The Town **voted and passed unanimously to reAUTHORIZE, PURSUANT TO M.G.L. CHAPTER 44, SECTION 53E½, THE FOLLOWING REVOLVING FUNDS:**

NAME of ACCOUNT	PURPOSE	SOURCE OF FUND	MAXIMUM FY2014 EXPENDITURE	BOARD
Board of Health	Paying costs associated with Board of Health Inspections	Board of Health Fees	Up to \$20,000	Board of Health
Town Hall Maintenance	Paying costs associated with Town Hall Maintenance	Town Hall Rental Janitorial Fees	Up to \$2,000	Selectmen
Parking Tickets	Paying costs associated with payment and collection of Parking Tickets and Fees	Parking Ticket Fees	Up to \$1,000	Parking Clerk

*The Board of Selectmen voted to support this article.
The Finance Committee voted to support this article.*

ARTICLE 23: The Town **voted and passed unanimously to Fund** the Town Capital Funds subject to

the terms in the chart as presented in the chart in the Town Meeting Warrant as presented in the chart below.

Purpose	Fund/Equipment	Amount	Source of Funds
Highway Equipment	Highway Department Stabilization Fund	\$35,000	Free Cash
Town Technology	Technology Stabilization Fund	\$3,000	Free Cash
Town Hall Repairs	Town Hall Repairs Account	15,000	Raise and Appropriate

THIS ARTICLE REQUIRES A 2/3RDS MAJORITY VOTE TO PASS

The Board of Selectmen voted to support this article.
The Finance Committee voted to support this article.

ARTICLE 24: The Town **voted and passed unanimously** to **authorize** the Board of Selectmen to enter into a five year contract with the Massachusetts Department of Environmental Protection and Waste Management Recycle America, LLC for recycling services at the Springfield Materials Recycling Facility.

The Board of Selectmen voted to support this article.
The Finance Committee voted to support this article.

ARTICLE 25: (Consent) The Town **voted and passed unanimously** to **AUTHORIZE THE SELECTMEN TO PURCHASE AND/OR DISPOSE OF ANY TOWN EQUIPMENT.**

The Board of Selectmen voted to support this article.
The Finance Committee voted to support this article.

ARTICLE 26: (Consent) The Town **voted and passed unanimously** to **AUTHORIZE THE SELECTMEN TO ACCEPT AND EXPEND, AS AN AVAILABLE FUND, ANY OF THE BOND ISSUE OR OPERATING BUDGET MONIES** (also called “Chapter” monies) from the Commonwealth of Massachusetts through the Massachusetts Department of Transportation.

The Board of Selectmen voted to support this article.
The Finance Committee voted to support this article.

ARTICLE 27: (Consent) The Town **voted and passed unanimously** to **AUTHORIZE THE SEWER COMMISSIONERS AND BOARD OF SELECTMEN TO APPLY FOR AND ACCEPT ANY GRANTS FOR SEWER LINE REPLACEMENT AND IMPROVEMENTS AT THE WASTEWATER TREATMENT FACILITY.**

The Board of Selectmen voted to support this article.
The Finance Committee voted to support this article.

ARTICLE 28: (Consent) The Town **voted and passed unanimously** to **AUTHORIZE THE BOARD OF SELECTMEN TO APPLY FOR AND ACCEPT GRANTS FROM THE FEDERAL**

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GOVERNMENT, COMMONWEALTH OF MASSACHUSETTS, OR ANY OTHER SOURCE,
and to expend the same for purposes received without further appropriation.

The Board of Selectmen voted to support this article.
The Finance Committee voted to support this article.

Meeting Dissolved at 10:05pm.

Attest: _____
Janice D. Purington, Town Clerk