

**RESULTS OF ANNUAL
TOWN MEETING**

MAY 8, 2013

There were (78) seventy-eight Town of Buckland voters in attendance, quorum being (7) seven, at the Annual Town Meeting held at the Mohawk Trail Regional School. Phoebe Walker served in her capacity as Moderator working from a warrant dated April 24, 2013 and posted by Constable, Robert D. Howson.

The meeting was called to order at 7:00pm

A copy of the Annual Report was presented by Robert Dean, Selectmen to Daniel Fleuriel, Supervisor of the Shelburne Falls Wastewater Treatment Plant.

ARTICLE 1: Janice Purington, Town Clerk, reported the results of the Annual Town Election held on Tuesday, April 30, 2013.

ARTICLE 2: (CONSENT VOTE) The Town voted to take Articles 3, 13, 16, 30, 31, 32 AND 33 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.

The Town voted and passed unanimously to take Articles 3, 13, 16, 30, 31, 32, and 33 out of order in this warrant and to approve all of them as one vote without debate on any such articles, and further that the motions for each article be incorporated into this consent motion as printed below:

Article 3: That the Town vote to accept the reports of the Town Officers as printed in the 2012 Annual Town Report.

Article 13: That the Town vote to raise and appropriate the sum of \$1,500 for the purpose of funding the preservation of Town record books under the care of the Town Clerk.

Article 16: That the Town vote to reauthorize the Revolving Funds subject to the terms in the chart as presented in the Town Meeting Warrant.

Article 30: That the Town vote to authorize the Selectmen to purchase and/or dispose of any Town equipment.

Article 31: 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 32: 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 33: 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 unanimously to support this article.

The Finance Committee voted unanimously 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 2012 Annual Town Report.**

ARTICLE 4: The Town voted and passed unanimously to **raise and appropriate** the sum of **\$43,523** for **ELECTED OFFICIALS SALARIES** for FY2014, as line item appropriation, as recommended by the Finance Committee, in the Town of Buckland Fiscal 2014 Budget detail report dated April 22, 2013.

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

At 7:16pm The Moderator called for a 2 minute recess to allow voters to study the handouts for the meeting

The meeting resumed at 7:19pm.

ARTICLE 5: After a very lengthy discussion, a motion to amend Article 5 by adding \$2,111 to the Buckland Library Budget and reducing the Arms Library Budget by \$2,111 failed.

ARTICLE 5: The Town voted and passed unanimously to **raise and appropriate** the sum of **\$1,599,234** for **TOWN OPERATING BUDGETS** for FY2014, as line item appropriation, as recommended by the Finance Committee, in the Town of Buckland Fiscal 2014 Budget detail report dated April 22, 2013.

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

ARTICLE 6: The Town voted and passed unanimously to **raise and appropriate** the sum of **\$23,750** for **SEVERAL SPECIAL LINE ITEMS** in the **Town Operating Budgets** for FY2014, as line item appropriation, as recommended by the Finance Committee, in the Town of Buckland Fiscal 2014 Budget detail report dated April 22, 2013, 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 unanimously to support this article.
The Finance Committee voted unanimously to support this article.*

ARTICLE 7: The Town voted and passed to **raise and appropriate** the sum of **\$1,821,703** for the **MOHAWK K-12 SCHOOL DISTRICT OPERATING ASSESSMENT** for FY2014.

Dena Willmore, Chair of Finance Committee abstained on this vote.

*The Board of Selectmen voted unanimously not to support this article.
The Finance Committee voted unanimously not to support this article.*

ARTICLE 8: The Town voted and passed to **raise and appropriate** the sum of **\$63,843** for the **MOHAWK K-12 SCHOOL DISTRICT CAPITAL ASSESSMENT** for FY2014.

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

ARTICLE 9: The Town voted and passed to **raise and appropriate** the sum of **\$162,556** for the **FRANKLIN COUNTY TECHNICAL SCHOOL OPERATING ASSESSMENT** for FY2014.

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

ARTICLE 10: 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 \$221,333 which is the estimated cost of OPERATION AND MAINTENANCE OF THE SHELburne FALLS WASTEWATER TREATMENT FACILITY (ENTERPRISE FUND), as line item appropriation, as recommended by the Finance Committee in the Town of Buckland Fiscal 2014 Budget detail report dated April 23, 2013.

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

ARTICLE 11: 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 a total of \$30,00, \$25,000 of which is the Town of Buckland's estimated share of \$50,000 for reed bed maintenance and \$5,000 for capital projects as CAPITAL EXPENSES OF THE SHELburne FALLS WASTEWATER TREATMENT FACILITY (ENTERPRISE FUND), as line item appropriation, as recommended by the Finance Committee in the Town of Buckland Fiscal 2014 Budget detail report dated April 22, 2013.

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

ARTICLE 12: The Town voted and passed to raise and appropriate the sum of \$7,000 for the purpose of funding the SHELburne FALLS AREA PARTNERSHIP.

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

ARTICLE 13: (Consent) The Town voted and passed unanimously to raise and appropriate the sum of \$1,500 for the purpose of funding the PRESERVATION OF TOWN RECORD BOOKS under the care of the Town Clerk.

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

ARTICLE 14: The Town voted and passed unanimously to raise and appropriate the sum of \$30,000 to pay for road repair and paving costs.

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

ARTICLE 15: 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 PUBLIC WORKS FACILITY.

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

ARTICLE 16: (Consent) The Town voted and passed unanimously to **REAUTHORIZE** the following Revolving Funds subject to the terms in the chart as presented in the Town Meeting Warrant.

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

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

ARTICLE 17: The Town voted and passed unanimously to **ESTABLISH A REVOLVING FUND PURSUANT TO M.G.L. CHAPTER 44, SECTION 53D FOR THE PURPOSE OF PAYING FOR COSTS ASSOCIATED WITH RECREATION SUMMER CAMP.**

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

ARTICLE 18: The Town voted and passed unanimously to **transfer** the sum of \$14,500 from Free Cash to the **POLICE DEPARTMENT EQUIPMENT STABILIZATION FUND.**

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

ARTICLE 19: The Town voted and passed unanimously to **transfer** the sum of \$35,000 from Free Cash to the **HIGHWAY DEPARTMENT EQUIPMENT STABILIZATION FUND.**

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

ARTICLE 20: The Town voted and passed unanimously to **transfer** the sum of **\$1,000** from **Free Cash** to the **ELECTIONS EQUIPMENT STABILIZATION FUND**.

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

ARTICLE 21: The Town voted and passed unanimously to **transfer** the sum of **\$2,000** from **Free Cash** to the **TECHNOLOGY STABILIZATION FUND**.

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

ARTICLE 22: The Town voted and passed unanimously to **raise and appropriate** the sum of **\$24,000**, and **transfer** the sum of **\$161,693.75** from **Free Cash** for a total of **\$185,693.75** to the **GENERAL STABILIZATION FUND**.

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

ARTICLE 23: The Town voted and passed unanimously to **establish** an **EMERGENCY MANAGEMENT STABILIZATION FUND**, and to **transfer** the sum of **\$1,000** from **Free Cash** to the **Emergency Management Stabilization Fund**.

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

ARTICLE 24: The Town voted and passed to **raise and appropriate** the sum of **\$2,800**, and **transfer up to \$32,200** from the **Police Department Stabilization Account** for a total of up to **\$35,000** for the purpose of buying a **POLICE VEHICLE**.

YES 63 NO 1

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

ARTICLE 25: The Town voted and passed to **borrow \$60,000** and to **transfer up to \$98,000** from the **Highway Department Stabilization Account** for a total of up to **\$158,000** for the purpose of buying a **HIGHWAY TRUCK**.

YES 59 NO 2

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

ARTICLE 26: The Town voted and passed to **authorize** the Board of Selectmen to enter into renewable energy purchase and/or net metering credit purchase agreements, including solar energy related net metering credits, for terms of more than three years, and to take all actions necessary to implement and administer such agreements.

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

ARTICLE 27: The Town voted and passed to **amend** the Town’s Zoning Bylaw by revising Section XIV, TEMPORARY MORATORIUM ON THE CONSTRUCTION OF WIND ENERGY SYSTEMS As printed in the warrant and striking the first sentence in section 14-1. The amended Bylaw reads as follows:

SECTION XIV

Section 14-1. PURPOSE

The Planning Board needs to receive and consider the conclusions and recommendations of the Renewable Energy Advisory Committee, to hold public discussion and to complete an appropriate bylaw for the Town of Buckland. The Planning Board requests and recommends an extension of the wind moratorium to maintain existing protections during the bylaw process.

Section 14-2. TEMPORARY MORATORIUM, EXTENSION

Notwithstanding any other provision in the Town of Buckland Zoning Bylaw to the contrary, no building permit may be issued for the construction of any wind generating facility until July 1, 2014. The purpose of extending this moratorium is to allow sufficient time to complete the planning process addressing the effects of such structures and uses in the Town and to enact bylaws in a manner consistent with sound land use planning goals and objectives, and further that nonsubstantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Buckland Town Zoning Bylaws, or take any action related thereto.

YES 50 NO 2

*The Board of Selectmen voted unanimously to support this article.
The Finance Committee took no action on this article.*

ARTICLE 28: *The Town voted and passed to **amend** the Town’s Zoning Bylaw by revising Section XV, TEMPORARY MORATORIUM ON THE CONSTRUCTION OF LARGE SCALE SOLAR SYSTEMS as printed in the warrant and striking the first sentence in section 15-1. The amended Bylaw reads as follows:*

SECTION XV

15-1 PURPOSE

The Planning Board has determined that further work and public discussion are needed to shape an appropriate solar bylaw for the Town of Buckland. The Planning Board requests and recommends the solar moratorium to be extended to maintain existing protections during the bylaw process.

15-2 TEMPORARY MORATORIUM EXTENSION

Notwithstanding any other provision in the Town of Buckland Zoning Bylaw to the contrary, no building permit may be issued for the construction of any large scale ground mounted photovoltaic system in capacity greater than 35 kilowatts, until July 1, 2014. The purpose of extending this moratorium is to allow sufficient time to complete the planning process addressing the effects of such structures and uses in the Town and to enact bylaws in a manner consistent with sound land use planning goals and objectives, and further that nonsubstantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Buckland Town Zoning Bylaws, or take any action related thereto.

YES 50 NO 5

*The Board of Selectmen voted unanimously to support this article.
The Finance Committee took no action on this article.*

ARTICLE 29: (By Petition) The Town voted and passed the following resolution:

Whereas, Baystate Franklin Medical Center in Greenfield is the only hospital in Franklin County, The most rural county in Massachusetts; and,

Whereas, local access to a full-service community hospital is essential to the health and well being of residents of Franklin County; and,

Whereas, some important services previously available at Franklin Medical Center are now only available at Baystate Medical Center in Springfield; and,

Whereas, the lack of public transportation and the long distance between parts of Franklin County and Springfield presents a challenge for many residents; and,

Whereas, it is critical for the health of Franklin County residents that they have access to the broadest range of quality health care services in Franklin County,

Therefore be it resolved that the Town of Buckland, calls upon Baystate Health System to commit all necessary resources to ensure the provision of all needed services and to commit to the long-term viability of a full-service community hospital at Baystate Franklin Medical Center which will meet the health care needs of the residents of Franklin County; and,

Be it further resolved that the Town Clerk be directed to send copies of this resolution to Mark Tolosky, President and Chief Executive Officer of Baystate Health System, and to Chuck Gijanto, President of Baystate Regional Markets.

*The Board of Selectmen took no action on this article.
The Finance Committee took no action on this article.*

ARTICLE 30: (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 unanimously to support this article.
The Finance Committee took no action on this article.*

ARTICLE 31: (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** (Chapter monies) from the Commonwealth of Massachusetts through the Massachusetts Department of Transportation.

*The Board of Selectmen voted unanimously to support this article.
The Finance Committee took no action on this article.*

ARTICLE 32: (Consent) The Town voted and passed unanimously to **AUTHORIZE THE SEWER COMMISSIONERS AND BOARD OF SELECTMEN TO APPLY FOR AND ACCEPT AND EXPEND ANY GRANTS FOR SEWER LINE REPLACEMENT AND IMPROVEMENTS AT THE WASTEWATER TREATMENT FACILITY.**

*The Board of Selectmen voted unanimously to support this article.
The Finance Committee took no action on this article.*

ARTICLE 33: (Consent) The Town voted and passed unanimously 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 unanimously to support this article.
The Finance Committee took no action on this article.*

The meeting dissolved at 8:52pm

Attest: _____
Janice D. Purington, Town Clerk