

Annual Town Meeting

Meeting Minutes

May 11, 2019

138 Voters present

Moderator Richard Tracy called the meeting to order at 9:08 A.M. and welcomed everyone to the 241<sup>st</sup> Annual Town Meeting. He asked for and received approval for nonresidents speak including Librarian Lynn Blair, Administrative Assistant Cheryl Provost, Hampshire Regional and Westhampton Elementary School Officials. The Moderator noted that the Articles for the Warrant were on p. 58 of the Town Report and the Proposed Budget was on p. 65-66 but that all residents should also take the budget handout. Additionally, he noted that the Town Report was dedicated to Dolores Thornhill acknowledging the many years of exceptional service she has given to the town. The Moderator further noted that there were several announcements:

Julia Lennen announced that the signing of the Age Friendly Communities will take place on June 27, 2019 from 4:00-6:00 P.M. This is a collaborative effort of the Consortium of the Councils of Aging and is dedicated to support ways to age in place.

Art Pichette announced that the \$129,000 large check on display on the stage was awarded to Westhampton for becoming a Green Community, an effort that supports energy savings.

The Moderator read the Warrant.  
ARTICLE 1: To hear and act on all reports presented at said meeting.  
The Moderator noted that the Library Report should say 2018, not 2017.

**Motion made and seconded to approve the Town Reports as amended – motion carried.**

ARTICLE 2: To elect by ballot necessary officers to serve in the ensuing year and to cast their vote on question 1:

Selectboard	One for three years
Board of Assessors	One for three years
Planning Board	One for three years
Planning Board	One for one year
Finance Committee	Three for three years
Westhampton Elementary School Committee	One for three years
Moderator	One for one year
Tree Warden	One for one year
Library Trustees	Two for three years
Constable (North District)	One for three years
Hampshire Councilor	One for three years

Question 1:  
Shall the Town of Westhampton adopt the following Zoning Bylaw and General Bylaw?

Massachusetts General laws, Chapter 94G, Section 3 allows a town, through adoption of bylaws, to prohibit all or certain types of adult use marijuana establishments, also known as “recreational” or “non-medical” marijuana establishments, from operating in that town. In a town such as Westhampton that voted “yes” on Question 4 at the November 8, 2016 State Election in favor of allowing adult use of marijuana and lawful operation of marijuana establishments, a ballot question is also required. The Zoning Bylaw and General Bylaw amendment set forth below must also be approved at this election to prohibit in the Town of Westhampton all “marijuana establishments,” as that term is defined in Massachusetts General Laws, Chapter 94G, Section 1. The prohibition would apply to commercial marijuana establishments only and would have no impact on medical marijuana uses or the lawful use of recreational marijuana by adults.

A “yes” vote would be in favor of adopting a Zoning Bylaw and General Bylaw prohibiting all types of adult use marijuana establishments.

A “no” vote would be opposed to adopting a Zoning By-law and General Bylaw prohibiting of all types of recreational marijuana establishments.

**Text of Zoning Bylaw Amendment:**

**Section 3.080 – Marijuana Establishments**

Consistent with G.L. c.94G, § 3(a)(2), all types of non-medical adult use “marijuana establishments” as defined in G.L. c.94G, §1 and 935 CMR 5001.002, including marijuana cultivators, independent testing laboratories, marijuana product manufacturers, marijuana retailers or any other types of licensed adult use marijuana-related businesses, shall be prohibited within the Town of Westhampton.

**Section 3.0, “Schedule of Use Regulations”**

Bylaw No.	Land Use Classification	Standards and Conditions	Zoning District			
3.080	Marijuana Establishments	See definitions	AR NO	FPD NO	WS NO	SP NO

**Text of General Bylaw Amendment:**

**Article 7, Section 18 – Marijuana Establishments**

Consistent with G.L. c.94G, § 3(a)(2), all types of non-medical adult use “marijuana establishments” as defined in G.L. c.94G, §1 and 935 CMR 5001.002, including marijuana cultivators, independent testing laboratories, marijuana product manufacturers, marijuana retailers or any other types of adult use licensed marijuana-related businesses, shall be prohibited within the Town of Westhampton.

YES ☐ NO ☐

**Question 2:**

Shall the Town of Westhampton be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bond issued in order to pay costs of the design and engineering services, the preparation of bid documents, the hiring of an owner’s project manager, and related legal services all relating to the construction of a new public safety complex to be located at 48 Stage Road in Westhampton, the site of the current public safety complex, and to pay all other costs incidental and related thereto?

YES ☐ NO ☐

Proposed by the Zoning Bylaw Review Committee and explained by member Steven Gagnon these Questions relate to Marijuana General and Zoning Bylaws. Because Westhampton voted yes to the ballot question legalizing recreational marijuana and further because Westhampton currently has a moratorium prohibiting marijuana establishments that will end on June 30, 2019, both a General Bylaw and a Zoning Bylaw are required to extend the moratorium which is recommended by the Zoning Bylaw Review Committee. The Committee has recommended that a subcommittee of the Zoning Bylaw Review Committee be established for the purpose of researching the many details involved in the growing, testing or selling of marijuana products in order to develop a plan that will benefit Westhampton. A two-thirds vote is required today so the questions can be voted on at the Town Election on June 1, 2019. A majority is then required to pass the proposed Bylaws by ballot.

**Motion was made and seconded to amend the article to add “...to cast their vote on question 1 and 2”. Motion carried. No further action was required; the questions will appear on the ballot at the Annual Town Election on June 1, 2019.**

ARTICLE 3: To see if the Town of Westhampton will vote to amend the Town’s Zoning Bylaw by striking Section 3.080 (“Temporary Moratorium on Marijuana Establishments”) in its entirety or take any action in relation thereto.

**Motion was made and seconded to accept Article 3 as written. The Moderator declared the motion carried by a two-thirds majority.**

ARTICLE 4: To see if the Town of Westhampton will vote to amend the Town’s Zoning Bylaws by adding Section 3.080 “MARIJUANA ESTABLISHMENTS”, that would provide as follows, with the understanding that in accordance with G.L. c.94G, §3(a)(2), such bylaw must also be approved by the voters of the Town at an election:

**Section 3.080**

Consistent with G.L. c.94G, § 3(a)(2), all types of non-medical adult use “marijuana

establishments” as defined in G.L. c.94G, §1, and 935 CMR 5001.002, including marijuana cultivators, independent testing laboratories, marijuana product manufacturers, marijuana retailers or any other types of licensed adult use marijuana-related businesses, shall be prohibited within the Town of Westhampton, or take any action in relation thereto.

**Motion was made and seconded to amend the wording to correct the reference to the CMR from 5001.002 to 500.002; motion passed unanimously.**

**Motion was made and seconded to approve the article as amended; with only 5 votes opposing the Moderator declared the motion passed by more than a two-thirds majority.**

ARTICLE 5: To see if the Town of Westhampton will vote to amend the Town’s Zoning Bylaws by adding the following to Section 3.0, “Schedule of Use Regulations”:

Bylaw No.	Land Use Classification	Standards and Conditions	Zoning District			
3.080	Marijuana Establishments	See definitions	AR NO	FPD NO	WS NO	SP NO

Or take any action in relation thereto.

**Motion was made and seconded to accept Article 5 as written – motion carried unanimously.**

ARTICLE 6: To see if the Town of Westhampton will vote to amend the Town’s Zoning Bylaws by adding the following definitions to Section 7.0:

“Marijuana establishment” – a marijuana cultivator, independent testing laboratory, marijuana product manufacturer, marijuana retailer or any other type of licensed adult use marijuana-related business, as defined in G.L. c.94G and 935 CMR 501.002, or take any action in relation thereto.

**Motion was made and seconded to amend the wording to correct the reference to the CMR from 501.002 to 500.002; motion passed unanimously. Motion was made and seconded to accept the article as written. The Moderator declared the motion passed unanimously.**

ARTICLE 7: To see if the Town of Westhampton will vote to amend the Town’s General Bylaws by adding a new Section 18 “MARIJUANA ESTABLISHMENTS” under Article 7 “Miscellaneous Provisions”, that would provide as follows, with the understanding that in accordance with G.L. c.94G, §3(a)(2), such a bylaw must also be approved by the voters of the Town at an election:  
Section 18

Consistent with G.L. c.94G, § 3(a)(2), all types of non-medical adult use “marijuana establishments” as defined in G.L. c.94G, §1 and 935 CMR 5001.002, including marijuana cultivators, independent testing laboratories, marijuana product manufacturers, marijuana retailers or any other types of adult use licensed marijuana-related businesses, shall be prohibited within the Town of Westhampton, or take any action in relation thereto.

**Motion was made and seconded to amend the wording to correct the reference to the CMR from 5001.002 to 500.002; motion passed unanimously.**

**Motion was made and seconded to accept the article as amended; with only 6 opposing votes the Moderator declared the motion carried with more than a two-thirds majority.**

ARTICLE 8: To see if the Town will vote to amend the Town General Bylaw by adding a new section to Article 7, Miscellaneous provisions:

Section 19, Restriction on Marijuana Public Use and Consumption, which would provide as follows, and further amend the Table of Contents to add Section 7-19-1 “Marijuana Use Restrictions”

Section 7-19-1

Restrictions on Marijuana Public use and Consumption:

No person shall smoke, vaporize, ingest or otherwise consume marijuana or delta-9-tetrahydrocannabinol (THC) (as defined in G.L. c.94C, §1) or marijuana products, while in or upon any public way or any way to which the public has a right of access, street, sidewalk, footway, passageway, stairs, bridge, park playground, recreation area, boat landing, public building, schoolhouse, school grounds, cemetery, parking lot, or any area owned by or under the control of the Town of Westhampton, or any place to which members of the public have access as

invitees or licensees, or private land, building, structure or place without the consent of the owner or person in control thereof.

Section 7-19-2

Violations and Penalties:

This Bylaw may be enforced through any lawful means in law or in equity including, but not limited to, enforcement by complaint pursuant to G.L. c.40, §21D, or by non-criminal disposition pursuant to G.L. c.40, §21D by the Westhampton Selectboard, or their duly authorized agents, or any police officer. The fine for the violation of this Bylaw shall be \$50.00 for each offense. Any penalty imposed under this Bylaw shall be in addition to any civil penalty imposed under G.L. c.94C, §32L, or take any action in relation thereto.

This proposed Bylaw would give Police the authority to stop and potentially fine persons in violation of the use of marijuana laws. There were questions about the comparable laws regarding alcohol; apparently there are none. A motion to table the article until the Police Chief could speak to the need for this Bylaw was made and seconded – motion failed.

**Motion to accept this Bylaw as written was made and seconded – with only 2 opposing votes the Moderator declared the motion carried.**

ARTICLE 9: To see if the Town will vote to amend the Town of Westhampton Zoning Bylaws to add the following new paragraph to Section 6.21, Special Permit Granting Authorities:

The Selectboard may appoint one (1) associate member of the Planning Board as provided for under G. L. c. 40A, § 9. The Planning Board Chair may designate that associate member to sit on the Planning Board for the purposes of acting on a special permit application in the case of absence, inability to act, or conflict of interest on the part of any member of the Planning Board, or in the event of a vacancy on the board. The term of an associate member shall be for one (1) year, and an associate member may be re-appointed for successive terms. Or take any action in relation thereto.

Art Pichette explained that this motion, with language provide by Town Council, is intended to support both the Planning Board and applicants.

**Motion was made and seconded as written; with only 1 abstention the Moderator declared the motion carried by more than two-thirds majority.**

ARTICLE 10: To see if the Town will vote to leave the care of the highways in charge of the Selectboard.

**Motion was made and seconded to accept Article 10 as written – motion carried.**

ARTICLE 11: To vote in compliance with Section 108, Chapter 41 G.L., which requires that salaries of elected officials be fixed by vote of the Town.

**Motion made and seconded to approve the salaries of elected offices – motion passed unanimously.**

Salaries of Elected Officials	Chair	Members	FY20019
Moderator			\$ 499.00
Selectboard (3)	\$2,083.00	\$1,585.00	\$5,253.00
Assessors (3)	\$3,131.00	\$2,795.00	\$8,721.00
School Committee (5)	\$ 489.00	\$ 269.00	\$1,565.00
Tree Warden			\$ 673.00

ARTICLE 12: To see if the Town will vote to raise and appropriate or otherwise provide, such sum of money as may be necessary to defray Town charges in the ensuing year.

**Motion made by the Finance Committee: I move that the town approve the budget as recommended by the Finance Committee all items that are not a separate article vote [lines 3, 4, 6, 11, 47, 75 (elected officials), line 10 (audit), lines 42-46 (schools), line 101 (Unemployment), line 112 (Chapter 90), line 117 (ambulance), line 123 (Public Safety complex design)].**  
**Motion was seconded and carried.**

Moderator asked of there were specific questions on any line item, they would be held (H) for further discussion. He then proceeded to read the budget categories and totals.

GENERAL GOVERNMENT		
COUNSEL FEES	25,000.00	H
MODERATOR	499.00	
SELECTMEN SALARY	5,253.00	
SELECTMEN EXPENSE	5,800.00	
ADMINISTRATIVE ASSISTANT	37,734.00	
TOWN ACCOUNTANT SALARY	16,234.00	
TOWN ACCOUNTANT EXPENSE	4,040.00	
ASSESSOR SALARY	8,720.00	
ASSESSOR EXPENSE	13,600.00	
ASSESSOR ASSISTANT	15,273.00	
TREASURER SALARY	16,234.00	
TREASURER EXPENSE	7,000.00	
TAX TITLE EXPENSE	3,500.00	
TAX COLLECTOR SALARY	16,234.00	
TAX COLLECTOR EXPENSE	16,523.00	
TAX TAKING EXPENSES	1,000.00	
TOWN CLERK SALARY	13,917.00	
TOWN CLERK EXPENSE	5,800.00	
CLERK, BOARD OF REGISTRARS	100.00	
CONSERVATION COMMISSION	225.00	
ZONING BOARD	600.00	
PLANNING BOARD EXPENSE	300.00	
HIGHWAYS		
HIGHWAY SALARIES	231,849.00	
HIGHWAY ADMINISTRATION	4,750.00	
HIGHWAY MATERIALS	91,225.00	
ROAD MACHINERY	41,700.00	
ROAD MACHINERY FUEL	43,050.00	
SNOW REMOVAL	100,000.00	
ROAD MACHINERY BLDGS	29,887.00	
TRANSFER STATION EXPENSES	55,550.00	
HILLTOWN RESOURCE MANAGEMENT COOP	6,915.00	
SCHOOLS & LIBRARIES		
SCHOOL COMMITTEE SALARY	1,565.00	
LIBRARY	103,963.00	
VETERANS		
VETERANS EXPENSE	14,460.00	
VETERANS AGENT SALARY	1,825.00	
MEMORIAL DAY	200.00	
CULTURAL COUNCIL	75.00	
CEMETERIES		
CEMETERY SALARY	6,667.00	
CEMETERY COMMISSION	470.00	
PROTECTION OF PERSONS & PROPERTY		
POLICE CHIEF SALARY	33,052.00	
POLICE DEPARTMENT	77,946.00	
FIRE CHIEF	13,100.00	
EMERGENCY MANAGEMENT DIRECTOR	474.00	
FIRE DEPARTMENT	44,200.00	
SAFETY COMPLEX	13,500.00	
EMERGENCY MEDICAL SERVICES	17,000.00	
INSPECTORS COMPENSATION	6,000.00	
BUILDING INSPECTOR/COMMISSIONNER SALARY	20,000.00	
INSPECTORS EXPENSE	5,440.00	
TREE WARDEN EXPENSE	2,600.00	
TREE WARDEN SALARY	673.00	
ANIMAL INSPECTOR	862.00	
ANIMAL CONTROL OFFICER SALARY	1,794.00	
ANIMAL CONTROL/INSPECTOR EXPENSE	400.00	

BOARD OF HEALTH SALARY	1,260.00	
BOARD OF HEALTH EXPENSE	500.00	
FOOTHILLS HEALTH DISTRICT	21,455.00	
<b>DEBT &amp; INTEREST</b>		
DEBT (highway truck & loader)	234,000.00	H
INTEREST ON LONG TERM DEBT	9,839.00	H
<b>UNCLASSIFIED</b>		
INSURANCE & BONDS	87,570.00	
TOWN OFFICES	26,465.00	
INFORMATION TECHNOLOGY SUPPORT	14,689.00	
COUNCIL ON AGING	3,025.00	
COUNCIL ON AGING COORDINATOR	4,500.00	
HISTORICAL	1,300.00	
COUNTY RETIREMENT	207,770.00	
PIONEER VALLEY PLANNING COMMISSION	266.00	
GROUP INSURANCE	410,000.00	
OPEB TRUST FUND	5,000.00	
MEDICARE	30,000.00	
RESERVE FUND	20,000.00	
<b>NON-OPERATING (CAPITAL)</b>		
TOWN HALL/ANNEX REPAIRS	6,500.00	
POLICE EQUIPMENT & TRAINING	4,316.00	
<b>TOTAL APPROPRIATIONS</b>	<b>2,273,233.00</b>	

#### **Holds:**

**Counsel Fees – motion made and seconded to fund Counsel Fees at \$25,000; motion carried.**

**Road Machinery –** discussion regarding the note for highway equipment due September 2019 was deferred to consideration of debt (#87, 88). **Motion made and seconded to fund Total Highways at \$604,926; motion carried.**

**Library –** services and events offered at the library has resulted in an increasing demand on the Director's time which has been increased from 30 to 40 hours per week reflected in the increase in the Library budget. **Motion was made and seconded to fund Total School & Libraries at \$3,628,416; motion carried unanimously.**

**Fire Chief salary – motion made and seconded to fund the Fire Chief's salary at \$13,100; motion carried.**

**Safety Complex – motion made and seconded to hold this item for the re-convene pending results of ballot question; motion carried unanimously.**

**Inspectors Expense – motion made and seconded to hold this item for the re-convene; motion carried unanimously.**

**Total Protection of Persons & Property – motion was made and seconded to reduce this total to \$240,643.** This reflects the re-convene holds for the Safety Complex and the Inspector's Expense, and exclusion of the Tree Warden's salary voted separately. **Motion passes unanimously.**

**Debt and Interest on Long Term Debt –** the Finance Committee is working to equalize taxes and therefore **moved to table these items for the re-convene in anticipation of more accurate information; motion seconded and carried unanimously.**

**Council on Aging Coordinator –** Julia Lennen, retiring COA coordinator reported that she proposed an increase in the Coordinator's time from 6 to 8 hours thereby increasing the salary to \$5000 per year. The Town pays a portion of this salary and state funding pays the rest. **A motion was made and seconded to increase the COA Coordinator's salary to \$5000 per year; an amendment to the motion was made to increase the COA Coordinator's salary to \$4500 per year; the motion carried.**

**Town Hall/Annex Repairs** – this reflects additional repairs including: replacement of 2 doors with windows; the front roof at the annex; and the men’s room. **Motion was made and seconded to fund this item as proposed, \$6,500; motion carried.**

**Police Equipment & Training** – this increase is due to changes in requirements in Police Departments that part-time as well as full-time police must now take the same training. **Motion was made and seconded to fund this item as proposed; motion carried.**

ARTICLE 13: To see if the Town will vote to raise and appropriate, or otherwise provide, a sum of money to meet Westhampton’s share of Hampshire Regional School District’s assessment for Fiscal 2019, or any lesser sum as may be certified by the District, provided that any such certification shall be made prior the establishment the tax rate, and to meet this appropriation, sum of money be raised by taxation, or take any other action in relation hereto. **Motion was made and seconded to move the Article as read. A motion to amend the Article changing Fiscal 2019 to 2020; the amendment was seconded and motion carried. Motion was made and seconded to approve the article as amended; motion carried.**

ARTICLE 14: To see if the Town will vote to raise and appropriate, or otherwise provide, sum of money to meet Westhampton’s share of Hampshire Regional School District’s capital assessment for Fiscal 2019 or any lesser sum as may be certified by the District, provided that any such certification shall be made prior to the establishment of the tax rate, and to meet this appropriation, a sum of money be raised by taxation, or take any other action in relation thereto. **Motion was made and seconded to move the Article as read. A motion to amend the Article changing Fiscal 2019 to 2020; the amendment was seconded and motion carried. Motion was made and seconded to approve the article as amended; motion carried.**

ARTICLE 15: To see if the Town will vote to raise and appropriate, or otherwise provide, a sum of money for the Elementary School, or pass any vote or votes in relation thereto. **Motion was made and seconded to move the Article as read; motion carried unanimously.**

ARTICLE 16: To see if the Town will vote to raise and appropriate, or otherwise provide, a sum of money for Vocational school tuition, or pass any vote or votes in relation thereto. **Motion was made and seconded to move the Article as read; motion carried unanimously.**

ARTICLE 17: To see if the Town will vote to raise and appropriate, or otherwise provide, a sum of money for Vocational school transportation, or pass any vote or votes in relation thereto. **Motion was made and seconded to move the Article as read; motion carried unanimously.**

ARTICLE 18: To see if the Town will vote to allow the Hampshire regional School District Administration to enter into a five year contract consisting of a three year base with the option to renew two additional years to provide bus transportation to Hampshire Regional High School, Chesterfield Goshen Regional School, Southampton Public Schools, Westhampton Public Schools, Williamsburg Public Schools , and Vocational Transportation, or take any other actions is relation thereto. **Motion was made and seconded to move the Article as read.** Following an explanation that this is a 5-year contract for school transportation that is in the best interest of the district **the motion carried unanimously.**

ARTICLE 19: To see if the Town will vote to raise and appropriate, or otherwise provide, a sum of money for a Financial Audit for the Town or take any other action in relation thereto. **Motion was made and seconded to move the Article as read; motion carried.**

ARTICLE 20: To see if the Town will vote to appropriate a sum of \$185,859.00 as may be certified from available funds, due to the Town as Chapter 90 Highway funds, from the Transportation Bond Issue, or take any other action in relation thereto. **Motion was made and seconded to move the Article as read; motion carried.**

ARTICLE 21: To See if the Town will vote to raise and appropriate or otherwise provide a sum of money to go towards the matching amount required for the procurement of a new ambulance upon a successful award of an Assistance to Firefighters Grant and to determine whether this amount shall be raised by taxation, transferred from available funds, by borrowing or otherwise, or take any other action in relation thereto. **A motion was made and seconded to hold this item for the re-convene; motion carried unanimously.**

ARTICLE 22: To see if the Town will vote to borrow or otherwise provide a sum of money to pay costs of the design and engineering services, the preparation of bid documents, the hiring of an owner's project manager, and related legal services all relating to the construction of a new public safety complex to be located at 48 Stage Road in Westhampton, the site of the current public safety complex, and to pay all other costs incidental and related thereto; or take any other action in relation thereto. (2/3 majority vote required for borrowing authorization). A lengthy discussion followed: Steve Gagnon presented a PowerPoint presentation on behalf of the Finance Committee referring to the previous feasibility study and the continuing and dramatic need of a new facility. Steve Holt reported that the new proposed building was estimated at \$3,969,500, although the expectation is that the build will be less than that as the Town continually considered the most efficient way for the Town to have what is needed at minimal cost. Bernie Fleury spoke at length about the need and value to the Town of supporting the Safety Complex. Moderator Richard Tracy asked to step out of his role and Ben Warren be allowed to step in as Moderator while Richard reviewed the history of the original building beginning in 1948 to the current needs.

**Motion was made and seconded that the Town appropriates \$236,000.00 to pay costs of the design and engineering services, the preparation of bid documents, the hiring of an owner's project manager, and related legal services all relating to the construction of a new public safety complex to be located at 48 Stage Road in Westhampton, the site of the current fire station, and to pay all other costs incidental and related thereto, and to meet this appropriation, Town Treasurer with the approval of the Selectboard, is authorized to borrow said sum of money, under the provisions of M.G.L. c. 44, §7(1), 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. No amounts shall be borrowed or expended pursuant to this vote unless the Town shall have voted to exclude the amounts required to be raised to repay any borrowing pursuant to this vote from the limitations on local property taxes set forth in M.G.L. c. 59, §29C (also known as Proposition 2½).**

**Motion was made and seconded to call for a secret ballot; motion carried.**

Voters were asked to check in and receive a ballot. Counters were sworn in previously and were called to the front to count the ballots.

**Article carried 87 Yes and 19 No; a 2/3 majority was declared by the Moderator.**

ARTICLE 23: To see if the Town will vote to raise and appropriate, or otherwise provide, the amount of two thousand, one hundred dollars (\$2,100.00) for annual support for a shared services document management system, or take any other action in relation thereto. **Motion was made, seconded, to move the Article as read and carried unanimously.**

ARTICLE 24: To See if the Town will vote to raise and appropriate, otherwise provide \$20,000 to hold in anticipation of unemployment benefits for Town employees in accordance with Chapter 151A of the General Laws of Massachusetts. **Motion was made, seconded, to move the Article as read and carried.**

ARTICLE 25: To see if the Town will vote to re-authorize a revolving fund not to exceed \$2000 for the Fire Department, under MGL 151A of the General Laws of Massachusetts. **Motion was made, seconded to move the Article as read, and carried unanimously.**

ARTICLE 26: To see if the Town will vote to re-authorize a revolving fund not to exceed \$6000 for the Westhampton Cemetery, under MGL Chapter 44, sec 52 #1/2, or take any other action in relation thereto. **Motion was made, seconded to move the Article as read, and carried unanimously.**

ARTICLE 27: To see if the Town will vote to re-authorize a revolving fund not to exceed \$8,000 for the Police Department School Resource Officer payroll, under MGL Chapter 44, sec 53 E1/2, or take any other action in relation thereto. **Motion was made and seconded to move the Article as read; the motion carried.**

ARTICLE 28: To see if the Town will vote to transfer a sum of money from Free Cash to the Stabilization fund or take any action relative thereto. (March 21 balance in Stabilization



\$371,01.30). **A motion was made and seconded to hold this item for the re-convene; motion carried unanimously.**

ARTICLE 29: To see if the Town will vote to appropriate a sum of money from Free Cash to reduce the tax rate or take any other action in relation thereto. **A motion was made and seconded to hold this item for the re-convene; motion carried.**

ARTICLE 30: To see if the Town will vote to authorize the Selectboard to negotiate and enter into an agreement or “payment in lieu of taxes” (or “PILOT”) pursuant to G.L.c.59, § 38H(b), or any other enabling legislation for real and personal property taxes with the owner/lessee/operator of a Large Ground-Mounted Solar Facility to be installed on land at the location set forth below, for a term of up to 20 years on such terms and conditions as the Selectboard deems in the best interest of the town, and to take any actions and execute any other documents necessary or convenient for the implementation and administration of the such agreement:

1. 0 Montague Road, Westhampton, MA 01027 Map 16 and Parcel 36

**A motion was made and seconded to move the Article as read. A motion was made and seconded to amend the Article removing “real and”; the amendment passed as amended unanimously.**

ARTICLE 31: To see if the Town will vote to authorize the Selectboard to enter into a ten (10) year contract with the option for a five year (5) year extension, commencing on July 1, 2020 with the qualified vendor selected by MassDEP through a competitive bid process for recycling processing services for the Town, subject to Town Meeting approval in the Spring of 2020 for funding for these services and subject to the Selectboard’s determination that the contract is in the best interest of the Town, or take any action in relation thereto. **Motion was made and seconded to move the Article as read the motion carried unanimously.**

ARTICLE 32: To see if the Town will vote to accept the layout of a portion of Kings Highway as a public way in the location depicted on the plan entitled “Layout Plan of Land Kings Highway Over North Branch Manhan River,” dated March 20,2019, prepared by Green International Affiliates, Inc., as heretofore laid out by the Selectboard and filed with the Town Clerk, and to authorize the Selectboard to acquire by purchase, gift, eminent domain or otherwise the fee to and/or easements in said Kings Highway as depicted on said plan and to enter into all agreements and take all related actions necessary or appropriate to carry out said acquisitions and other acts authorized herein, or take any action in related thereto. **Motion was made, seconded to move the Article as read; motion carried unanimously.**

ARTICLE 33: To see if the Town will vote to authorize the Selectboard to acquire by purchase, gift, eminent domain or otherwise, fee interests, permanent and temporary easements in certain parcels of land as depicted on a plan entitled, “Massachusetts Department of Transportation Highway Division Plan and Profile of Kings Highway Over North Branch Manhan River (Bridge No. W-27-005) in the Town of Westhampton, MA Hampshire County,” dated March 20, 2019, on file with the Town Clerk, and fee interests, permanent and temporary easements in parcels of land adjacent and contiguous to said Kings Highway and located within 200 feet of said parcels, as such additional areas may be shown on said plan, as hereinafter amended or revised, for public way purposes, including, without limitation, drainage, slope, utility, construction of improvements and structures, including a bridge, and other related purposes, to enable the Town to acquire the necessary interests for the Kings Highway over the North Branch of the Manhan River Bridge Project, and further to raise and appropriate, or appropriate by transfer, or by borrowing a sum of money for the acquisition of said property interests, and for the costs and expenses associated therewith, or to take any action related thereto. **Motion was made and seconded to move the Article as read; it carried unanimously.**

**Motion and second to adjourn Town Meeting to Monday, June 24, 2019 at 7:30 P.M. Motion carried and Town Meeting adjourned at 2:10 P.M.**

Respectfully submitted,  
Susan Bronstein  
Town Clerk

**Annual Town Meeting Re-convene  
Meeting Minutes  
June 24, 2019**

**66 voters present**

The Meeting was called to order by Moderator Richard Tracy at 7:40 P.M. with a quorum present. The Moderator announced that we would forgo the reading of the complete Warrant but rather go directly to the held items, now that there was better information regarding the financial items held and asked for **a motion to open Article 12 to consider the held items – motion made, seconded and carried.**

Tom Cleary, Finance Committee, moved to fund the Safety Complex at \$13,500 as noted on the proposed budget; motion was seconded by Philip Dowling. Chris Norris, Fire Chief, proposed an **amendment to change the amount to \$131,500. The motion was seconded;** discussion ensued. Chris explained that changing the amount reflected the most the Town could spend on the building without having change the entire unit. The Finance Committee support is for the \$13,500; Phil Dowling, Selectboard, reported that there was now movement on the development of the new Safety Complex; since there will need to be further deliberations as we move forward, the increased amount could be re-considered at this time. **The moderator called for a vote on the amendment; the amendment failed.**  
**A motion was made and seconded to consider the originally budgeted \$13,500; the motion carried.**

**A motion was made and seconded to reconsider the Inspector Expenses Account at \$5,440; the motion carried.**

**A motion was made, seconded, and carried to fund the debt on the highway truck & bucket loader at \$234,000.**

**A motion was made, seconded and carried to fund the interest on the long-term debt at \$9,839.**

Dale Kasal **moved to reconsider line #114, increasing Town Hall/Annex repair by moving \$5,000 from Free Cash, bringing it to \$11,500; motion was seconded.** The value of the building and the need for improved upkeep was discussed. Phil Dowling reported that the Selectboard recently appointed a new committee to review town buildings with the intent to develop a priority list and the money currently allocated would be used to replace 2 doors and repair the men's room in Town Hall and the front roof on the Annex. The vote was called; **motion failed.**

Article 21 - **A motion was made and seconded to transfer the sum of \$27,000 from the Ambulance Receipts Reserved fund to go towards the matching amount required for the procurement of a new ambulance upon successful award of an Assistance to Firefighter Grant.** Chris Norris explained that there was a grant for the purchase of a new ambulance however the grant funding is not certain at this time – this funding would allow the Town to match the grant for the purchase. After a discussion of the potential need for an ambulance and the excellent job of the EMTs and First Responder's, it was moved to end discussion and call for a vote. **The motion carried.**

Article 28 – **Motion was made, seconded and carried to move zero dollars of free cash to the stabilization fund.**

Article 29 – **A motion was made, seconded and carried to move \$95,000 from Free Cash to reduce the tax rate.**

There were no further items for discussion and the Moderator read the list of appointments provided by the Selectboard.

RECAPITULATION	
Article 12 Budget	2,273,233
Article 13 Hampshire Regional HS Budget	1,273,148
Article 14 Hampshire Regional HS Capital Debt	63,207
Article 15 Elementary School	1,776,429
Article 16 Vocational Tuition	350,000
Article 17 Vocational Transportation	60,104
Article 19 Financial Audit	7,000
Article 23 Document Management	2,100
Article 24 Unemployment	20,000
<hr/>	
Total raise and appropriate [recap pg.4 (B)]	5,825,221
Article 19 Ambulance Receipts Reserved [recap pg.4 (D)]	27,000
Article 28 Stabilization fund	0
Article 20 Chapter 90 Available Funds [recap pg.4 (D)]	185,859
<hr/>	
TOTAL APPROPRIATIONS [recap pg.4 (A)]	6,038,080
Article 29 from Free Cash to reduce tax rate [recap pg.2]	95,000
Article 22 Borrowing Authorization [recap pg.4 (I)]	236,000

Motion was made, seconded and unanimously approved to dissolve the Annual Town Meeting at 8:55 P.M.

Respectfully submitted,

Susan Bronstein  
Town Clerk

OFFICE/BOARD/COMMITTEE	LAST	FIRST	EFFECTIVE	EXPIRES
Accountant	Boudreau	Joseph	7/1/2019	6/30/2022
Administrative Assistant	Provost	Cheryl	7/1/2019	6/30/2022
Agricultural Commission	Hathaway	Thomas	7/1/2019	6/30/2022
Agricultural Commission	Holt	Stephen	7/1/2019	6/30/2022
Agricultural Commission	Moynihan	John	7/1/2019	6/30/2022
Almoners of Street & Wright Fund	Dowling	Philip	7/1/2019	6/30/2022
Board of Health	Martin	Thomas	7/1/2019	6/30/2022
Building Inspector/Commissioner	Quinlan	Thomas	7/1/2019	6/30/2020
Building Inspector Alternate	Flagg	Jonathan	7/1/2019	6/30/2020
Building Inspector Alternate	Laurin	Ronald	7/1/2019	6/30/2020
Capital Planning	Antosz	David	7/1/2019	6/30/2020
Capital Planning	Dempsey	Maureen	7/1/2019	6/30/2020
Capital Planning (SB)	Dowling	Phil	7/1/2019	6/30/2020
Cemetery Commissioner	Tracy	Richard I	7/1/2019	6/30/2022
Cemetery Superintendent	Thornton	Edward	7/1/2019	6/30/2020
Council On Aging Coordinator	Landau	Amy	6/17/2019	6/30/2020
Council On Aging	Webster	Jean	7/1/2019	6/30/2022
Council On Aging	Lennen	Julia	6/17/2019	6/30/2021
Cultural Council	Smith	Alison	6/10/2019	6/30/2021
Cultural Council	Mulvehill	Brien	6/10/2019	6/30/2021
Cultural Council	Ramsey	Lara	6/10/2019	6/30/2021
Election Officer	Barthelette	Deborah	7/1/2019	6/30/2020
Election Officer	Cunningham	Harriette	7/1/2019	6/30/2020
Election Officer	Delisle	Carol	7/1/2019	6/30/2020
Election Officer	Dragon	Connie	7/1/2019	6/30/2020
Election Officer	Jasionkowski	Louise	7/1/2019	6/30/2020
Election Officer	Raymond	Shirley	7/1/2019	6/30/2020
Election Officer	Subocz	Erika	7/1/2019	6/30/2020
Election Officer	Webster	Jean	7/1/2019	6/30/2020
Election Officer	Witherall	Marilyn	7/1/2019	6/30/2020
Election Officer	Wood	Charlotte	7/1/2019	6/30/2020
Electrical Inspector	Mailloux	James	7/1/2019	6/30/2020
Electrical Inspector, Asst	Lyons	John	7/1/2019	6/30/2020
Foothills Health Dist Rep	Martin	Thomas	7/1/2019	6/30/2020
Franklin Regional Transit Rep	Anderson	Teri	7/1/2019	6/30/2020
Hamp County Insurance Rep	Cotton	Patricia	7/1/2019	6/30/2020
Health Agent	Foothills Health District		7/1/2019	6/30/2020
Highway Superintendent	Blakesley	David	7/1/2019	6/30/2020
Historical Commission	Dragon	Robert	7/1/2019	6/30/2022
HRMC Rep	Blakesley	David	7/1/2019	6/30/2020
HRMC Rep	Martin	Thomas	7/1/2019	6/30/2020
Insurance Committee	Dowling	Phil	7/1/2019	6/30/2022
OPEB trust	Knox	Anne Marie	7/1/2019	6/30/2020
OPEB trust	Blakesley	David	7/1/2019	6/30/2020
OPEB trust (Accountant)	Boudreau	Joseph	7/1/2019	6/30/2020
OPEB trust (Admin Asst-x officio)	Provost	Cheryl	7/1/2019	6/30/2020
OPEB trust (SB)	Dowling	Philip	7/1/2019	6/30/2020
OPEB trust (Treasurer)	Cotton	Patricia	7/1/2019	6/30/2020
Plumbing Inspector	Pichette	Brian	7/1/2019	6/30/2020
Plumbing Inspector Asst	Karella	Anthony	7/1/2019	6/30/2020
Police	Fisher	Floyd	7/1/2019	6/30/2020
Police	Malo	Matthew	7/1/2019	6/30/2020
Police Chief	White	David	7/1/2019	6/30/2020
Public Safety Complex Comm	Wumbrand	Stephen	7/1/2019	6/30/2020

OFFICE/BOARD/COMMITTEE	LAST NAME	FIRST	EFFECTIVE	EXPIRES
Public Safety Complex Comm	Holt	Steve	7/1/2019	6/30/2020
Public Safety Complex Comm	Dowling	Phil	7/1/2019	6/30/2020
Public Safety Complex Comm	Pichette	Arthur	7/1/2019	6/30/2020
Public Safety Complex Comm (FC)	Gagne	Steve	7/1/2019	6/30/2020
Public Safety Complex Comm	White	David	7/1/2019	6/30/2020
Public Safety Complex Comm	Sanders	Laurie	7/1/2019	6/30/2020
Public Safety Complex Comm	Brooks	Christopher	7/1/2019	6/30/2020
Public Safety Complex Comm	Zimmerman	John	7/1/2019	6/30/2020
Registrar	Montague	Mary	7/1/2019	6/30/2020
Registrar	Shaw	Catherine	7/1/2019	6/30/2020
Registrar	Vachula	Mary	7/1/2019	6/30/2020
Registrar (Town Clerk)	Bronstein	Susan	7/1/2019	6/30/2020
Surveyor wood	Tracy	Richard I	7/1/2019	6/30/2020
Surveyor wood	Tracy	Richard W	7/1/2019	6/30/2020
Tax Collector	Knox	Anne Marie	7/1/2019	6/30/2022
Town Clerk	Bronstein	Susan	7/1/2019	6/30/2020
Town Clerk Assistant	Provost	Cheryl	7/1/2019	6/30/2020
Town Counsel	KPLaw		7/1/2019	6/30/2020
Treasurer	Cotton	Patricia	7/1/2018	6/30/2021
Veteran Agent (VSO)	Henning	Joseph	7/1/2019	6/30/2020
WES Committee (elected)	Bowser	Wesley	6/10/2019	next election
Zoning Board of Appeals	Ignatovich	Peter	7/1/2019	6/30/2022
Zoning Board of Appeals	Kelsey	John	7/1/2018	6/30/2021
Zoning Bylaw Review Committee	Gagne	Steve	7/1/2019	6/30/2020
Zoning Bylaw Review Committee	Kelsey	John	7/1/2019	6/30/2020
Zoning Bylaw Review Committee	O'Riordan	Brigid	7/1/2019	6/30/2020
Zoning Bylaw Review Committee	Pichette	Arthur	7/1/2019	6/30/2020
Zoning Bylaw Review Committee	Shaw	John	7/1/2019	6/30/2020
Zoning Bylaw Review Committee	McCloud	Bill	7/1/2019	6/30/2020
Zoning Enforcement Officer	Quinlan	Thomas	7/1/2019	6/30/2020

NEW COMMITTEE:				
Town Property & Energy Assessment Committee	Blakesley	David	7/1/2019	6/30/2020
Town Property & Energy Assessment Committee	Pichette	Arthur	7/1/2019	6/30/2020

SUB COMMITTEE:				
Fire Chief Search Committee	Antosz	David	6/10/2019	duration
Fire Chief Search Committee	Brooks	Christopher	6/10/2019	duration
Fire Chief Search Committee	Tirrell	Scott	6/10/2019	duration
Fire Chief Search Committee	Zimmerman	John	6/10/2019	duration
Fire Chief Search Committee	Dowling	Phil	6/10/2019	duration