

**Buckland Select Board
Meeting Minutes
April 26, 2022 5:30 p.m.
Buckland Town Hall**

Listing of Topics

Appointments

n/a

Agenda Items

- > 2022 Annual Town Meeting Warrant - Motion Review & Positions
- > Community Fridge, revised proposal
- > Library Director, recommendation of Buckland Public Library Board of Trustees
- > May meeting schedule

Documents to Sign

Contract Documents

- > n/a

Permits & Licenses

- > Town Property - Town Hall Use Permit, Mary Lyon
- > Common Victualler's License, Buckland Pizza

Minutes

- > March 22, 2022 including Executive Session minutes
- > April 12, 2022

Items Not Reasonably Anticipated by Chair 48 Hours in Advance of Meeting

Select Board Member Concerns

Town Administrator's Report

Public Comment

Volunteer Recognition

Announcements & Upcoming Meetings

Attendees

Barry Del Castilho - Select Board Chair
Clint Phillips - Select Board Vice-Chair
Heather Butler - Town Administrator
Dana McNay - Falls Cable

Mary Bolduc - Boards' Clerk
 Larry Wells - Candidate for Select Board
 Jorie MacLeod - Buckland Library Trustee
 Sara Salem - Library Board of Trustees Recommendation for Library Director
 Marilyn Kelsey - Resident

Meeting

The meeting was opened at 5:30 p.m. by Barry Del Castilho, Chair.

Appointments

n/a

Agenda Items

2022 Annual Town Meeting Warrant - Motion Review & Positions - Mr. Del Castilho asked if there were any questions or objections regarding any warrant articles/positions/motions. Mr. Phillips responded he had none. Board members and Ms. Butler reviewed the warrant articles, corresponding positions and motions. Mr. Del Castilho reviewed the warrant assignments for the Select Board members. Following all discussion, Mr. Del Castilho moved to approve positions and motions for the Annual Town Meeting Warrant, seconded by Mr. Phillips. Vote in favor of the motion was unanimous.

Community Fridge, revised proposal - A proposal submitted by Emily Gopen for a community fridge to replace the former community pantry was reviewed and discussed by the Board. The new structure would be located in the alley between Town Hall and Buckland Pizza, but set further back than the original pantry. It will use Town of Buckland electricity and will also require some electrical work/upgrade prior to its installation. Board members and Ms. Butler expressed their concerns about cost and location; discussed logistics, the possibility of solar to subsidize energy usage, and emphasized a desire for the project to succeed. No vote was taken. An electrician needs to be consulted for feasibility and price quote, and Board members want to further evaluate the site.

Library Director, recommendation of Buckland Public Library Board of Trustees - Jorie MacLeod of the Buckland Library Trustees, introduced Sara Salem as their recommendation for the position of Library Director. Ms. MacLeod gave a brief overview of Ms. Salem's background and qualifications and expressed the Board of Trustees' confidence in her. Mr. Del Castilho moved to accept the recommendation of the Library Board of Trustees to hire Sara Salem as Library Director of the Buckland Public Library. He further moved to allow the Town Administrator to sign a letter of hire. Mr. Phillips seconded the motion and vote in favor of the motion was unanimous.

May meeting schedule - Mr. Del Castilho addressed the May meeting schedule stating that he regretfully had conflicts. He proposed meeting on May 17th and 31st instead of the 10th and 24th. That change was agreeable to Mr. Phillips and Ms. Butler.

Documents to Sign

Contract Documents - n/a

Permits & Licenses

Town Property - Town Hall Use Permit, Mary Lyon - Mr. Del Castilho recused himself citing his wife being on the Mary Lyon board of Trustees. Mr. Phillips moved and seconded to approve the use permit, and voted in favor of the motion.

Common Victualler's License, Buckland Pizza - Mr. Phillips moved to approve/grant the license, seconded by Mr. Del Castilho. Vote in favor of the motion was unanimous.

Minutes

March 22, 2022 including Executive Session minutes - Mr. Phillips moved to approve the March 22 and April 12, 2022 open session minutes, and approve and release March 22, 2022 executive session minutes. Mr. Del Castilho seconded, and vote in favor of the motion was unanimous

April 12, 2022 - See above. One motion was made and vote taken for all minutes.

Items Not Reasonably Anticipated by Chair 48 Hours in Advance of Meeting - Ms. Butler presented a request the town received for accepting a deed for a 1.675 acre parcel of property in lieu of taxes owed (\$3212.57 due the Town of Buckland and \$153.49 to the Buckland Fire District). Board discussion followed; Mr. Phillips asked Ms. Butler to investigate further.

Select Board Member Concerns - There were no Select Board Member Concerns expressed.

Town Administrator's Report - Ms. Butler reported that the fiscal year will be wrapping up; \$96K sewer project will be in process; regarding CDBG for Depot Street, the bid is open and there is much interest; final layer of pavement on Ashfield Street is scheduled for May 11; and the final layer on Nilman Road will be done the week of April 25 (week of this meeting).

Public Comment - Marilyn Kelsey asked for clarification on changes in the Mohawk Trail Regional School District Agreement language. She also sought clarification regarding the senior district document and inquired about the process for making a change in that document at town meeting when towns are meeting simultaneously and the document must be approved unanimously and verbatim. Ms. Butler responded on all.

Volunteer Recognition - There was no volunteer recognition cited at this meeting.

Announcements & Upcoming Meetings - Reminders were given for the Town Election, May 3, 2022, 10 a.m. - 8 p.m. and the Annual Town Meeting on Saturday, May 7 at Mohawk Trail Regional School. Hopefully Town Meeting will be able to be held in the auditorium. With no further business or announcements, Mr. Phillips moved to

adjourn, seconded by Mr. Del Castilho. Vote in favor of the motion was unanimous.
Meeting adjourned at 6:19 p.m.

Respectfully Submitted by Mary Bolduc, Boards' Clerk, May 17, 2022

Signed:

Barry Del Castilho 

Clint Phillips 

**BUCKLAND SELECT BOARD
BUCKLAND SEWER COMMISSIONERS
NOTICE OF MEETING
Buckland Town Hall
17 State Street
Shelburne Falls, MA 01370**

**Tuesday, April 26, 2022
5:15 p.m.**

AGENDA

Open Session: Sewer Commissioners

Agenda Items –

- 2022 Sewer Rate and Warrant – Review & Approve

Open Session: Select Board

Listing of Topics

1. Appointments

n/a

2. Agenda Items –

- 2022 Annual Town Meeting Warrant – Motion Review & Positions
- Community Fridge, revised proposal
- Library Director, recommendation of Buckland Public Library Board of Trustees
- May meeting schedule

3. Documents to Sign

a. Contract Documents

n/a

b. Permits & Licenses

- i. Town Property – Town Hall Use Permit, Mary Lyons
- ii. Common Victualler's License, Buckland Pizza

c. Minutes March 22, 2022, including Executive Session minutes.
Minutes April 12, 2022

4. Items Not Reasonably Anticipated by Chair 48 Hours in Advance of Meeting
5. Select Board Member Concerns:
6. Town Administrator's Report:
7. Public Comment:
8. Volunteer Recognition: Buckland Shelburne Youth Baseball for building and setting up the new bleachers for Cricket Field and Buckland Recreation.
9. Announcements & Upcoming Meetings:

April, 2022

TOWN OF BUCKLAND
17 State Street
Shelburne Falls, MA 01370

REF: Fiscal Year 2022 Sewer Rate

The Sewer Rate for Levy Year 2022 is \$0.0745

Buckland users' cost for the Wastewater Facility for FY2022 is

Shared Budget from Page 2	315,685.00
Buckland's Share % from Page 4	51.47%
Buckland's Share of Budget	162,483.07
Buckland's 100% Amount Page 2	287,740.00
Total Costs Appropriated	450,223.07
Less: Retained Earnings Appropriated	(80,000.00)
Less: PY Encumbrances	0.00
Less: Carry Forwards	(188,181.00)
Total To Be Raised by Sewer Rates	182,042.07

Water Useage to be billed is:

Water Readings	2,290,572
Less: Abatements	(17,450)
Add: Minimum Bill Additions	168,972
	2,442,094
Total Cubic Feet	

To Be Raised		Cubic Feet		Sewer Rate
\$182,042.07	divided by	2,442,094	equals	0.074543433

Use Rate Rounded to 4 Decimal Points	\$0.0745
Estimated Water Useage	2,442,094
Total Revenue to be Raised at Rate:	\$181,936.00

Minimum Bill: 3400 cubic feet: \$0.0745 253.30

Sewer Rate & Usage

FY19		FY19		FY20		FY21		FY22	
Use	Rate	Use	Rate	Use	Rate	Use	Rate	Use	Rate
2,552,506	0.059	2,542,403	0.0605	2,369,200	0.746	2,553,809	0.063	2,442,094	0.075

**TOWN OF BUCKLAND
MASSACHUSETTS**



April 26, 2022

Shelburne Sewer Commissioners
Shelburne Town Office
51 Bridge Street
Shelburne Falls, MA 01370

Dear Sewer Commissioners,

Water usage readings in Buckland from October 2020 and October 2021 were 2,290,572 cu. ft.

Following is a list of adjustments granted by the Sewer Commissioners in Buckland:

Name	Adjustment	Name	Adjustment
Bascom, Donald	-1337	Knipe, Mary	-175
Bachman, Colleen	-471	Newton, Mark	-234
Churchill, Hazel	-72	Otten, Peter	-16
Corliss, James	-23	Reagey, Kathy	-47
Deyo, Rebecca	-1083	Salmon Falls Land Assoc	-690
Doherty, Terry	-1022	Schempp, Carol	-1216
Field, Howard	-58	Scott, Raymond	-266
Fleuriel, Daniel	-159	Skop, Sheila	-507
Glick, George	-4548	Voorhis, Janet	-902
Griffin, Paul	-149	Wells, Lawrence & Gina	-871
Howes, Paul	-80	West	-689
Johnson, Cindy	-428	Kelley, Theodora	-2407
	Total Adjustments		-17,450

We conclude that Buckland's usage should be based on a total of 2,273,122 cu. ft.

Very truly yours,

Buckland Sewer Commissioners

cc: Buckland Select Board
Buckland Town Accountant

17 STATE STREET - BUCKLAND • SHELburne FALLS, MA • 01370
PHONE: (413) 625-6330 • FAX: (413) 625-8570

TOWN OF BUCKLAND

ANNUAL TOWN MEETING

**SATURDAY, MAY 7, 2022
10:00 A.M.**

MOHAWK TRAIL REGIONAL HIGH SCHOOL

**26 ASHFIELD ROAD
BUCKLAND, MASSACHUSETTS**

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ANNUAL TOWN MEETING WARRANT

Town of Buckland

Commonwealth of Massachusetts

Franklin, ss.

To either of the Constables of the Town of Buckland in the Commonwealth of Massachusetts,

Greetings:

You are hereby directed to notify and warn the Inhabitants of said Town, qualified to vote in elections and in Town affairs, to meet at the **Mohawk Trail Regional High School, 26 Ashfield Road, Buckland, MA at 10:00 AM on Saturday, May 7, 2022**, then and there to act on the following articles:

ARTICLE 1: REPORT OF THE TOWN CLERK

Moderator	for one year
Selectboard	for three years
Selectboard	for one year (unexpired)
Board of Assessors	for three years
Board of Health	for three years
Buckland Library Trustee	for three years
Finance Committee	for three years
Finance Committee	for three years
Finance Committee	for two years (unexpired)
Finance Committee	for one year (unexpired)
Constable	for three years
Tree Warden	for three years
School Committee	for three years

TOWN CLERK TO REPORT ON THE RESULTS OF THE ANNUAL TOWN ELECTION

ARTICLE 2: REPORTS OF TOWN OFFICERS

To see if the Town will vote to accept the **Reports of Town Officers**; or take any action relating thereto.

ARTICLE 3: SALARIES OF ELECTED OFFICIALS

To see if the Town will vote to raise and appropriate, or otherwise provide a sum of money for **Elected Officials' Salaries** for Fiscal Year 2023, as line item appropriations, as recommended by the Finance Committee in the Town of Buckland Fiscal Year 2023 Operating Budget Report; or take any action relating thereto.

MOTION: Ms. Moderator, I move that the Town vote to raise and appropriate from available funds the sum of \$43,766 for Elected Officials' Salaries for Fiscal Year 2023, as line item appropriations, as recommended by the Finance Committee in the Town of Buckland Fiscal Year 2023 Operating Budget Report.

The Finance Committee recommends approval of Article Three.

ARTICLE 4: TOWN OPERATING BUDGET

To see if the Town will vote to raise and appropriate, or otherwise provide the sum of money to fund the **Town Operating Budget** for Fiscal Year 2023, as line item appropriations, as recommended by the Finance Committee in the Town of Buckland Fiscal Year 2023 Operating Budget Report; or take any action relating thereto.

MOTION: Ms. Moderator, I move that the Town will vote to raise and appropriate from available funds the sum of \$1,927,429 to fund the Town Operating Budget for Fiscal Year 2023, as line item appropriations, as recommended by the Finance Committee in the Town of Buckland Fiscal Year 2023 Operating Budget Report

The Finance Committee recommends approval of Article Four.

ARTICLE 5: SPECIAL LINE ITEMS

To see if the Town will vote to raise and appropriate, or otherwise provide a sum of money for the purpose of funding **Special Line Items** in the Town Operating Budget for Fiscal Year 2023, as line item appropriations, as recommended by the Finance Committee, in the Town of Buckland Fiscal Year 2023 Operating Budget Report, and further, to authorize that unspent amounts in said line items may be carried forward for use in following fiscal years without further appropriation; or take any action relating thereto.

MOTION: Ms. Moderator, I move that the Town vote to raise and appropriate from available funds the sum of \$49,350 for the purpose of funding Special Line Items in the Town Operating Budget for Fiscal Year 2023, as line item appropriations, as recommended by the Finance Committee, in the Town of Buckland Fiscal Year 2023 Operating Budget Report, 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 Finance Committee recommends approval of Article Five.

ARTICLE 6: MOHAWK TRAIL REGIONAL SCHOOL DISTRICT ASSESSMENT

To see if the Town will vote to raise and appropriate, or otherwise provide a sum of money for the **Mohawk Trail Regional School District Operating Assessment** for Fiscal Year 2023; or take any action relating thereto.

MOTION: Ms. Moderator, I move that the Town vote to raise and appropriate from available funds the sum of \$2,686,885 for the [Mohawk Trail Regional School District Operating Assessment](#) for Fiscal Year 2023.

The Finance Committee recommends approval of Article Six.

ARTICLE 7: MOHAWK TRAIL REGIONAL SCHOOL DISTRICT CAPITAL ASSESSMENT

To see if the Town will vote to raise and appropriate, or otherwise provide a sum of money for the **Mohawk Trail Regional School District Capital Assessment** for Fiscal Year 2023; or take any action relating thereto.

MOTION: Ms. Moderator, I move that the Town vote to raise and appropriate from available funds the sum of \$61,240 for the [Mohawk Trail Regional School District Capital Assessment](#) for Fiscal Year 2023.

The Finance Committee recommends approval of Article Seven.

ARTICLE 8: TUITION AND TRANSPORTATION FOR SMITH VOCATIONAL SCHOOL

To see if the Town will vote to raise and appropriate, or otherwise provide a sum of money for the **tuition and transportation of students to Smith Vocational and Agricultural High School** for Fiscal Year 2023; or take any action relating thereto.

MOTION: Ms. Moderator, I move that the Town vote to raise and appropriate from available funds the sum of \$55,000 for the [tuition and transportation of students to Smith Vocational and Agricultural High School](#) for Fiscal Year 2023.

The Select Board and the Finance Committee recommend approval of Article Eight.

ARTICLE 9: FRANKLIN COUNTY TECHNICAL SCHOOL OPERATING ASSESSMENT

To see if the Town will vote to raise and appropriate, or otherwise provide a sum of money for the **Franklin County Technical School Operating Assessment** for Fiscal Year 2023; or take any action relating thereto.

MOTION: Ms. Moderator, I move that the Town vote to raise and appropriate from available funds the sum of \$225,345 for the [Franklin County Technical School Operating Assessment](#) for Fiscal Year 2023.

The Finance Committee recommends approval of Article Nine.

ARTICLE 10: FRANKLIN COUNTY TECHNICAL SCHOOL CAPITAL ASSESSMENT

To see if the Town will vote to raise and appropriate, or otherwise provide a sum of money for the **Franklin County Technical School Capital Assessment** for Fiscal Year 2023; or take any action relating thereto.

MOTION: Ms. Moderator, I move that the Town vote to raise and appropriate from available funds the sum of \$6,035 for the [Franklin County Technical School Capital Assessment](#) for Fiscal Year 2023.

The Finance Committee recommends approval of Article Ten.

ARTICLE 11: SHELBURNE FALLS WASTEWATER TREATMENT FACILITY BUDGET

To see if the Town will vote to raise and appropriate, or otherwise provide a sum of money to fund the **operation and maintenance of the Shelburne Falls Wastewater Treatment Facility** for Fiscal Year 2023, an Enterprise Fund, for which a sum of money will be raised from anticipated receipts from the Buckland user assessment as a line item appropriation, and for which a sum of money will be raised from anticipated receipts from the Town of Shelburne (pursuant to the operation agreement), as recommended by the Finance Committee in the Town of Buckland Fiscal Year 2023 Budget Report; or take any action relating thereto.

MOTION: Ms. Moderator, I move that the Town vote to raise and appropriate from available funds the sum of \$324,458 To see if the Town will vote to raise and appropriate, or otherwise provide a sum of money to fund the [operation and maintenance of the Shelburne Falls Wastewater Treatment Facility](#) for Fiscal Year 2023, an Enterprise Fund, for which a sum of money will be raised from anticipated receipts from the Buckland user assessment as a line item appropriation, and for which a sum of money will be raised from anticipated receipts from the Town of Shelburne (pursuant to the operation agreement), as recommended by the Finance Committee in the Town of Buckland Fiscal Year 2023 Budget Report.

The Finance Committee recommends approval of Article Eleven.

ARTICLE 12: CAPITAL AND/OR DEBT EXPENSES FOR THE SHELBURNE FALLS WASTEWATER TREATMENT FACILITY ENTERPRISE FUND

To see if the Town will vote to raise and appropriate, borrow, or otherwise provide a sum of money, which is the estimated cost of **capital and/or debt expenses for the Shelburne Falls Wastewater Treatment Facility**, an Enterprise Fund, for which a sum of money will be raised from anticipated receipts from the Town of Buckland user assessment, as a line item appropriation, and/or the Buckland Enterprise Fund Retained Earnings as recommended by the Finance Committee; or take any action relating thereto.

MOTION: Ms. Moderator, I move that the Town vote to raise and appropriate from available funds the sum of \$80,000, which is the estimated cost of capital and/or debt expenses for the Shelburne Falls Wastewater Treatment Facility, an Enterprise Fund, for which a sum of money will be raised from anticipated receipts from the Town of Buckland user assessment, as a line item appropriation, and/or the Buckland Enterprise Fund Retained Earnings as recommended by the Finance Committee.

The Finance Committee recommends approval of Article Twelve.

ARTICLE 13: SPECIAL WASTEWATER TREATMENT FACILITY LINE ITEMS

To see if the Town will vote to raise and appropriate, or otherwise provide a sum of money for the purpose of funding **Special Line Items in the Wastewater Treatment Facility Enterprise Fund** budget for Fiscal Year 2023, as line item appropriations, as recommended by the Finance Committee, and to further authorize that unspent amounts in said line items may be carried forward for use in following fiscal years without further appropriation; or take any action relating thereto.

MOTION: Ms. Moderator, I move that the Town vote to raise and appropriate from available funds the sum of \$12,000 for the purpose of funding Special Line Items in the Wastewater Treatment Facility Enterprise Fund budget for Fiscal Year 2023, as line item appropriations, as recommended by the Finance Committee, and to further authorize that unspent amounts in said line items may be carried forward for use in following fiscal years without further appropriation.

The Finance Committee recommends approval of Article Thirteen.

ARTICLE 14: TOWN DEBT SERVICE

To see if the Town will vote to raise and appropriate, borrow, or otherwise provide a sum of money to pay the **interest and principal on Town debt**, as shown in the chart below; or take any action relating thereto.

Project	Amount	Source of Funds	Excluded Debt
Town Hall Renovation	\$ 22,500	Raise & Appropriate	Yes
Highway Garage	\$136,825	Raise & Appropriate	Yes
TOTAL	\$159,326		

MOTION: Ms. Moderator, I move that the Town vote to raise and appropriate from available funds the sum of \$159,326 to pay the [interest and principal on Town debt](#), as shown in the chart above.

The Finance Committee recommends approval of Article Fourteen.

ARTICLE 15: TOWN CAPITAL EXPENSES

To see if the Town will vote to raise and appropriate, borrow or otherwise provide a sum of money to be placed in departmental **Capital Accounts**, or take any other action relating thereto.

MOTION: Ms. Moderator, I move that the Town vote to appropriate the sum of \$605,000 to be placed in departmental [Capital Accounts](#) as shown below. Said expenditures to be funded by transferring \$75,000 from the Highway Stabilization account, \$200,000 from General Stabilization and appropriating \$330,000 from the available [FY22 Free Cash](#).

Project	Amount	Source of Funds
Town Clerk - Data Imaging	\$10,000	Free Cash
Museum Bldg. Repairs	\$10,000	Free Cash
Bldg & Grounds - Truck Repair	\$10,000	Free Cash
Highway - Road Repaving	\$50,000	Free Cash
Highway - Equipment	\$175,000	Highway Stabilization & Free Cash
Highway - Salt & Sand Shed	\$350,000	General Stabilization & Free Cash
TOTAL	\$605,000	

The Finance Committee recommends approval of Article Fifteen.

ARTICLE 16: OTHER POST EMPLOYMENT BENEFITS (OPEB)

To see if the town will vote to raise and appropriate or transfer from available funds a sum of money to be deposited in the **OTHER POST EMPLOYMENT BENEFITS LIABILITY TRUST FUND** in order to offset future health insurance costs for retirees, or take any action relating thereto.

MOTION: Ms. Moderator, I move that the Town vote to appropriate from FY22 Free Cash the sum of \$20,000 to be deposited in the **OTHER POST EMPLOYMENT BENEFITS LIABILITY TRUST FUND** in order to offset future health insurance costs for retirees.

The Finance Committee recommends approval of Article Sixteen.

ARTICLE 17: ESTABLISH GRANT MATCH SPECIAL REVENUE ACCOUNT

To see if the Town will vote to raise and appropriate, or transfer from available funds a sum of money to fund the **ADMINISTRATION AND MANAGEMENT OF GRANTS** to include application preparation, matching funds, engineering, and any other expenses associated with grants applied for and/or awarded to the Town of Buckland, or take any action relating thereto.

MOTION: Ms. Moderator, I move that the Town vote to transfer the sum of \$75,000 from the CDBG Grant Account fund the **ADMINISTRATION AND MANAGEMENT OF GRANTS** to include application preparation, matching funds, engineering, and any other expenses associated with grants applied for and/or awarded to the Town of Buckland.

The Finance Committee recommends approval of Article Seventeen.

ARTICLE 18: BYLAW AMENDMENT – ESTABLISH RECYCLING REVOLVING ACCOUNT

To see if the Town will vote to amend the General By-laws, Chapter V, Financial Affairs, sec. 6, Revolving Funds, subsection F, Authorized Revolving Funds, by inserting a new row therein establishing a new revolving fund entitled “Recycling Program” as follows:

ACCOUNT NAME	PURPOSE	SOURCE OF FUND	AUTHORITY
Solid Waste and Recycling Program	Operation of the Town's solid waste and recycling programs, membership in and services of the Franklin County Solid Waste Management District, and the purchase of recycled content or environmentally preferable products	Solid waste and recycling Fees	Select Board

And, further, to establish the fiscal year spending limit for this fund of \$50,000.

Or take any action relating thereto.

MOTION: Ms. Moderator, I move that the Town vote to amend the General By-laws, Chapter V, Financial Affairs, sec. 6, Revolving Funds, subsection F, Authorized Revolving Funds, by inserting a new row therein establishing a new revolving fund entitled “**Recycling Program**” as written above. And further to allow the revenues collected from the proceeds of recycled materials in Fiscal Year 2022 be transferred into this account.

The Finance Committee recommends approval of Article Eighteen.

ARTICLE 19: WILLIAM STREET EASEMENT

To see if the Town will vote to authorize the Select Board to convey, upon such terms and conditions and for such consideration as the Select Board may determine, the fee or lesser interest in all or a portion of the property owned by the Town located at 5 William Street, Assessors’ Parcel 6-1 0 35, and further to authorize the Select Board to enter into such agreements and execute such instruments as are necessary to effectuate the purpose of this article; or take any action relating thereto.

MOTION: Ms. Moderator, I move that the Town vote to authorize the Select Board to convey, upon such terms and conditions and for such consideration as the Select Board may determine, the fee or lesser interest in all or a portion of the property owned by the Town located at 5 William Street, Assessors’ Parcel 6-1 0 35, and further to authorize the Select Board to enter into such agreements and execute such instruments as are necessary to effectuate the purpose of this article.

ARTICLE 20: GENERAL BYLAW AMENDMENT – DATE OF TOWN ELECTION

To see if the Town will vote to amend the General Bylaws, Chapter II Town Meeting; Date of Meetings, Section 4 by inserting the underlined text and deleting the strikethrough text as follows; or take any action relating thereto.

The annual town ~~meeting for the~~ election of town officers shall be held on the first Tuesday after the first Monday of May of each year.

MOTION: Ms. Moderator, I move that the Town vote to amend the General Bylaws, Chapter II Town Meeting; Date of Meetings, Section 4 by inserting the underlined text and deleting the strikethrough text as written in the warrant Article above.

ARTICLE 21: GENERAL BYLAW AMENDMENT – TOWN MEETING POSTING REQUIREMENTS

To see if the Town will vote to accept the provisions of Massachusetts General Laws Chapter 44, Section 110A, treating Saturdays as legal holidays for purposes of the General Laws, and, in connection therewith, amend the General Bylaws, Chapter II Town Meeting; Date of Meetings by inserting new Section 6A as follows; or take any action relating thereto.

Consistent with the Town's acceptance of the provisions of Massachusetts General Laws Chapter 44, Section 110A. Saturdays shall be treated as legal holidays for purposes of calculation of election-related dates

MOTION: Ms. Moderator, I move that the Town vote to accept the provisions of Massachusetts General Laws Chapter 44, Section 110A, treating Saturdays as legal holidays for purposes of the General Laws, and, in connection therewith, amend the General Bylaws, Chapter II Town Meeting; Date of Meetings by inserting new Section 6A as written in the warrant Article above.

ARTICLE 22: GENERAL BYLAW AMENDMENT – TOWN MEETING, SECRET BALLOT

To see if the Town will vote to amend the General Bylaws, Chapter II Town Meeting; Manner of Voting, Section 17 by deleting the language of that section in its entirety and inserting in its place the following: or take any action relating thereto.

No secret ballot shall be used unless use of such vote counting process has first been approved by majority vote of the Town Meeting.

MOTION: Ms. Moderator, I move that the Town vote to amend the General Bylaws, Chapter II Town Meeting; Manner of Voting, Section 17 by deleting the language of that section in its entirety and inserting in its place the language as written in the warrant Article above.

ARTICLE 23: GENERAL BYLAW AMENDMENT – TOWN OFFICERS, APPOINTED

To see if the Town will vote to amend the General Bylaws, Chapter III, Town Officers, by inserting therein a new Section 1, identifying the Town officers who are elected and appointed, and as appropriate setting forth their terms of office, as follows, or take any action relative thereto:

Section 1.

- A. The following offices shall be elected by the voters of the Town, each for a term of three year terms. Members of multiple member bodies shall be elected on a staggered basis, with no more than one third of the members being elected in any one year. Any vacancy shall be filled in accordance with law.

Office	Number of positions
Clerk	1
Select Board	3

Assessors	3
Board of Health	3
Moderator	1
School Committee	2
Finance Committee	5
Library Trustee	3

- B. The following offices shall be appointed by the Select Board and the appointees thereto shall serve at the discretion of the Board. Members of multiple member bodies shall be appointed on a staggered basis, with no more than one third of the members being appointed in any one year.

Office	Number of positions
Treasurer	1
Collector of Taxes	1
Auditor	1
Constables	3
Highway Superintendent	1
Sewer Commissioners	3
Tree Warden	1

MOTION: Ms. Moderator, I move that the Town vote to amend the General Bylaws, Chapter III, Town Officers, by inserting therein a new Section 1, identifying the Town officers who are elected and appointed, and as appropriate setting forth their terms of office, as written in the warrant Article above.

ARTICLE 24: GENERAL BYLAW AMENDMENT – TOWN OFFICERS, ELECTED

To see if the Town will vote to amend the General Bylaws, Chapter III, Town Officers; Select Board, Section 3, consistent with the provisions of Massachusetts General Laws Chapter 41, Section 1 by inserting therein a new section establishing the date for taking office and, as may be appropriate, to authorize the Town Clerk to make non-substantive ministerial revisions to ensure that number issues in related text is revised to properly reflect such change, or take any action relating thereto.

Each elected official may be sworn following the election in the manner set forth in Massachusetts General Laws Chapter 41, Section 107, and shall take office on the date following such election or such later time as they may be sworn, and shall hold office until their successors are elected and sworn; provided, however, that the term of the Town Clerk shall not begin until seven days after the date of the election.

MOTION: Ms. Moderator, I move that the Town vote to amend the General Bylaws, Chapter III, Town Officers; Select Board, Section 3, consistent with the provisions of Massachusetts General Laws Chapter 41, Section 1 by inserting therein a new section establishing the date for taking office and, as may be appropriate, to authorize the Town Clerk to make non-substantive ministerial revisions to ensure that number issues in related text is revised to properly reflect such change as written in the warrant Article above.

ARTICLE 25: GENERAL BYLAW AMENDMENT – FINANCE COMMITTEE

To see if the Town will vote to amend the General Bylaws, Chapter IV, Advisory Committee, to revise the title of said Chapter, rename the Advisory Committee as the Finance Committee, and change the number of members from six (6) to five (5) by inserting the underlined text and deleting the strikethrough text as follows; and further to authorize the Town Clerk to make non-substantive ministerial revisions to ensure that gender and number issues in related text is revised to properly reflect such change in title, or take any action relating thereto.

CHAPTER IV ~~ADVISORY~~ TOWN COMMITTEES**Finance Committee**

Sec. 1. There shall be ~~an Advisory~~ a Finance Committee consisting of ~~six~~ five ~~legal~~ registered voters of the town. No elective or appointive town officer or town employee shall be eligible to serve on said committee.

MOTION: Ms. Moderator, I move that the Town vote to amend the General Bylaws, Chapter IV, Advisory Committee, to revise the title of said Chapter, rename the Advisory Committee as the Finance Committee, and change the number of members from six (6) to five (5) by inserting the underlined text and deleting the strikethrough text as follows; and further to authorize the Town Clerk to make non-substantive ministerial revisions to ensure that gender and number issues in related text is revised to properly reflect such change in title as written in the warrant Article above.

ARTICLE 26: GENERAL BYLAW AMENDMENT – RECYCLING

To see if the Town will vote to amend the General Bylaws, Article IX, Recycling, Section 2, Definitions, by deleting the language in that section in its entirety and inserting in place thereof the following so as to reference those definitions included in the Franklin County Solid Waste Management District agreement, and further to authorize the Town Clerk to make non-substantive ministerial revisions to ensure that number issues in related text is revised to properly reflect such change, or take any action relating thereto.

Recyclables are the discarded materials which may be reclaimed and are considered saleable by the Town of Buckland. For the purpose of this ordinance, such materials are defined in the categories established by the [Franklin County Solid Waste Management District](#), and may from time to time be amended, and shall be separated as specified by the District.

MOTION: Ms. Moderator, I move that the Town vote to amend the General Bylaws, Article IX, Recycling, Section 2, Definitions, by deleting the language in that section in its entirety and inserting in place thereof the following so as to reference those definitions included in the Franklin County Solid Waste Management District agreement, and further to authorize the Town Clerk to make non-substantive ministerial revisions to ensure that number issues in related text is revised to properly reflect such change as written in the warrant Article above.

ARTICLE 27: REDUCTION OF SPEED LIMITS TO 25 MPH

To see if the Town will vote to accept the of provisions Massachusetts General Laws Chapter 90, Section 17C authorizing the Select Board to establish a speed limit of 25 miles per hour on any roadway inside a thickly settled or business district in the Town that is not a state highway, or take any other action relating thereto.

MOTION: Ms Moderator, I move that the Town vote to accept the of provisions of Massachusetts General Laws Chapter 90, Section 17C authorizing the Select Board to establish a speed limit of 25 miles per hour on any roadway inside a thickly settled or business district in the Town that is not a state highway.

ARTICLE 28: ESTABLISHMENT OF DESIGNATED SAFETY ZONES

To see if the Town will vote to accept the provisions of Massachusetts General Laws Chapter 90, Section 18B, authorizing the Select Board to establish designated “safety zones” with a posted speed limit of 20 miles per hour on, at or near any way in the Town that is not a state highway, and, if a state highway, with the approval of the Department of Transportation, or take any other action relating thereto.

MOTION: Ms. Moderator, I move that the Town vote to accept the provisions of Massachusetts General Laws Chapter 90, Section 18B, authorizing the Select Board to establish designated “safety zones” with a posted speed limit of 20 miles per hour on, at or near any way in the Town that is not a state highway, and, if a state highway, with the approval of the Department of Transportation.

ARTICLE 29: PETITION FOR SPECIAL ACT FOR WEST COUNTY SENIOR CENTER DISTRICT

To see if the Town will vote to authorize the Select Board to petition the General Court to enact a special act for the Towns of Ashfield, Buckland and Shelburne to create a West County Senior Center District as follows, and to authorize the General Court to make clerical or editorial changes of form only to any bill so filed unless approved in advance by the Select Board, and to authorize the Select Board to approve such revisions as fall within the public purpose of this article; or take any action related thereto:

AN ACT ESTABLISHING THE “WEST COUNTY SENIOR SERVICES DISTRICT”.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. The terms hereof having been duly approved by the respective town meetings of the towns of Ashfield, Buckland and Shelburne, it is hereby declared essential for the benefit of the people of the towns of Ashfield, Buckland and Shelburne, in order to sustain and protect the welfare, prosperity and the living conditions of their senior populations, that the towns establish a Senior Services District upon the acceptance hereof by their select boards; that accurate, appropriate, and sustaining assessments, fees and charges for said services be established; that said supplementary services for said towns be operated in an efficient and financially sustaining manner to further encourage the availability and soundness of senior programing and resources all to the public benefit and good, and to the extent and in the manner provided herein.

SECTION 2. For the purposes specified in section 1, Ashfield, Buckland and Shelburne may create a Senior Services District to be known as the “West County Senior Services District”, hereinafter referred to as “the district”, which upon its creation shall be a body politic and corporate and a public instrumentality. Except as set forth in Section 2A hereof, the district shall be created when: (a) this act has been accepted by the select board of each of the aforementioned Towns, which in their capacities as members of the district shall be referred to herein separately as a “member town” and collectively as the “member towns;” and (b) the member towns’ execution of an agreement terminating the agreement known as and entitled “The Senior Center Consortium Agreement Among the Towns of Ashfield, Buckland and Shelburne,” as amended as of January 8, 2019 (the “Consortium Agreement”). Upon its creation, the district shall have, any general or special law notwithstanding, as hereinafter provided and in accordance with this act, the authority to provide senior services and programs, construct, operate, and maintain a shared senior center within the geographical boundaries of a member town.

If any member town, once having accepted this act in accordance with the provisions of this section, desires, upon town meeting vote, to withdraw from the district, it may do so with prior written notice to the board of managers, as herein defined, which withdrawal shall become effective one year from the July 1 next following the delivery of such timely written notice, and in the same manner provided for acceptance of this act; provided, however, that such withdrawing town shall be obligated to pay as follows its annual shares of operational costs and debt costs, respectively and as defined in sections six and seven hereof: (1) the withdrawing town shall continue to accrue and be obligated to pay its assessed share of operational costs through the conclusion of the fiscal year next commencing following the withdrawing town’s delivery of timely written notice as set forth above; and (2) in addition, the withdrawing town shall continue to accrue and be obligated to pay its assessed share of principal and interest costs that such town had approved to be incurred by or on behalf of the district, for so long as said debt costs are due and owing. Upon the effective date of its withdrawal the membership of the board of managers shall be reduced to reflect the termination of such withdrawing town’s seats.

The board of managers may, in its discretion, establish requirements in the By-Laws relating to the admission into the district of any additional municipality, including without limitation with respect to the

allocation of charges to be assessed to such municipalities. Addition of member towns shall be by select board approval of all member towns.

SECTION 2A. For purposes of providing for the transition from the terms of the Consortium Agreement to the terms of this act, the board of managers shall be deemed created and authorized to act upon acceptance of this Section 2A by the Select Board of each of the aforementioned Towns. Prior to the termination of the Consortium Agreement the board of managers shall present a transition plan to the select boards of the aforementioned towns for each select board's approval.

SECTION 3. The management and control of all property acquired by, and the exercise of all powers, privileges and duties conferred upon, the district pursuant to the provisions of this act shall be vested in and exercised by a board of managers, which shall consist of two members each from Ashfield, Buckland and Shelburne and any future member municipalities appointed by their respective select boards. The board of managers shall annually elect from its members a chairperson, vice chairperson and secretary, provided that no member town may have more than one representative serving as an officer contemporaneously. The district shall be deemed a governmental body pursuant to chapter 30B of the General Laws. Notwithstanding any general or special law to the contrary, the administrators of the district who are procurement officers for said district shall participate in the Massachusetts public purchasing official certification program conducted by the office of the inspector general in order to earn a Massachusetts public purchasing official certificate or shall hire a certified procurement officer for purchases subject to chapter 30B. Of the two representatives of each member town on the board of managers, one member shall serve for a term of two years, and the other shall serve for a term of three years; at least one member shall be appointed from the town's Council on Aging or such Council's designee duly appointed by the select board. Members of the board of managers may be removed for cause by their appointing authority. Members of the board of managers, together with the board's agents, employees, and professional staff shall be indemnified against personal liability by the district in accordance with, and subject to the limitations set forth in, chapter 258 of the General Laws. The district shall be deemed a public employer pursuant to chapter 258 of the General Laws. The district acting through its initial board of managers shall promptly adopt by-laws describing by whom and how meetings of the board may be called, notified and conducted; establish rules and regulations for the management of its affairs not inconsistent with this act or any other provision of law; shall appoint for such term as it may determine, a treasurer of the district, and such other officers and employees not specifically provided for in this act as it may deem necessary and proper, and shall fix their compensation and benefits. The treasurer shall not be a member of the board of managers, and shall give bond to the district in such an amount as may be approved by said board with a surety company authorized to transact business in the commonwealth as a surety. The district may contract with any of its member towns or other qualified entities for treasurer services. A majority of appointed managers shall constitute a quorum of the board of managers. Unless otherwise specified herein, the board of managers may act by a majority vote, provided that no vote pertaining to the district's budget or debt issuances may be deemed approved unless at least one representative from each member town has voted affirmatively thereon. Vacancies occurring in the membership of the board of managers from any cause may be filled for the remainder of the unexpired term by the appointing authority. No vacancy occurring in the membership of the board of managers shall disqualify the board of managers from taking any action authorized by this act.

The Board of Managers shall annually prepare and provide to the select boards of the member towns, a written report of the operations and programing, the actions of the board of managers, and receipts and expenditures of the district for the preceding fiscal year.

SECTION 4. The district, acting by and through its board of managers, shall have all the rights and powers necessary or convenient to carry out and effectuate the purposes of this act including, but without limiting the generality of the foregoing, the following rights and powers:

(a) to adopt the by-laws for the regulation of its affairs and the conduct of its business, to promulgate rules, regulations and procedures in connection with the performance of its functions and duties, and to fix, enforce, and collect penalties for the violations thereof;

- (b) to adopt an official seal and alter the same at its pleasure;
- (c) to maintain an office at such place or places as it may determine;
- (d) to apply for, receive, accept, administer, expend, and comply with the conditions, obligations and requirements respecting any grant, gift, loan, including without limitation any grant, gift or loan from agencies of local, state, and federal governments, donation or appropriation of any property or money in aid of the purposes of the district, and to accept contributions of money, property, labor, or other things of value;
- (e) To incur debt for the purpose of acquiring land and constructing, reconstructing, adding to and equipping buildings or for the purpose of remodeling and making extraordinary repairs to buildings and for the construction or reconstruction of any and all facilities incidental or related thereto, and for the purpose of purchasing district equipment; or for the purpose of any other public work or improvement of a permanent nature required by the district; or for the purpose of any planning, architectural or engineering costs relating to any of the above purposes; provided, however, that such debt is incurred in accordance with Section 7. Debt incurred under this section shall be payable within 30 years, but no such debt shall be issued for a period longer than the maximum useful life of the project being financed as determined in accordance with guidelines established by the director of accounts pursuant to section 38 of chapter 44;
- (f) To incur temporary debt in anticipation of revenue to be received from any source;
- (g) to acquire by purchase, lease, lease purchase, sale and lease back, gift, or devise, or to obtain options for the acquisition of, any property, real or personal, easements, or any interest therein, in the exercise of its powers and the performance of its duties in compliance with the District Bylaws and this Act;
- (h) to sell, lease, mortgage, exchange, transfer or otherwise dispose of, or grant options for any such purposes with respect to, any property, real or personal, tangible or intangible, or any interest therein in compliance with the District Bylaws and this Act, and, with regard to real property, subject to approval by the town meetings of each of the member towns;
- (i) to fix, revise, charge, collect and abate fees, rates, rents, and other charges for services, facilities, and commodities furnished or supplied by it;
- (j) to construct, improve, extend, enlarge, maintain, and repair the senior facilities located within the geographical jurisdiction of the district;
- (k) to make contracts of every name and nature, and to execute and deliver all instruments necessary or convenient for carrying out any of its purposes;
- (l) to sue and be sued and to prosecute and defend actions relating to its properties and affairs, provided that only property of the district other than revenues pledged to the payment of bonds or notes shall be subject to attachment or levied upon execution or otherwise;
- (m) to engage architectural, engineering, accounting, management, legal, financial, and environmental consulting and other professional services;
- (n) to employ an Executive Director and personnel
- (o) to charge a programming and use fee to senior clients who are or are not residents of the member towns, and seek to use the services and resources of the district in a manner as the Board of Managers may determine; and
- (p) to do all things necessary, convenient or desirable for carrying out the purposes of this act for the purposes expressly granted or necessarily implied in this act;
- (q) and all other powers expressly conferred upon the district under this act

SECTION 5. Notwithstanding any general or special law to the contrary, and subject to the terms set forth in this act, fees, rates, rents, assessments, and other charges for resources and services, facilities, and commodities furnished or supplied by the district shall be fixed and adjusted by the board of managers so as to provide funds at least sufficient in each fiscal year, together with other revenues and funds of the district, if any, available therefor, to pay the full cost of operation of the district for that fiscal year, including all current expenses; all debt service on bonds or notes of the district; all costs of maintenance, repair and replacement, including the establishment of reasonable stabilization funds, replacement reserves, and other similar funds in accordance with generally accepted accounting principles, as determined by the board of managers to be necessary or desirable; and all other amounts which the district may be obligated to pay or provide for by law or by contract.

SECTION 6. The District, for the purpose of paying annual operating expenses (the “operational costs,” which shall include all costs not requiring the issuance of debt) shall prepare a preliminary proposed annual budget for each fiscal year by November 30, of the preceding year. The board of managers shall determine what assessment is necessary to pay for that portion of the operational costs not covered by fees or other receipts in accordance with section 5, and shall apportion such amount in accordance with the proportional five-year average usage formula by each member town of the services being supplied by the district, as follows: each member town shall be assessed that portion of the operational costs that represents the same percentage of the total operational costs (the “Operations Assessment Percentage”) that such member town’s residents’ total usage over the immediately preceding five year period bears relative to the total usage during such span (each as reported to the Massachusetts Executive Office of Elder Affairs annually).

The board of managers shall hold a public hearing on the draft proposed annual budget after notice to the member towns and such notice to the public as it shall determine and shall adopt such proposed annual budget, with or without amendment, after the public hearing but not later than the fifteenth (15th) day of December.

Within one week of its adoption, the board of managers shall cause the proposed annual budget and proposed assessment to be delivered to the select board and finance committee in each member town.

The board of managers shall receive comments from the member towns until the next following January 31st. After the final day for the towns’ comment and prior to the March 1st next following, the board of managers shall, by majority vote, adopt an annual budget, with or without amendment to the proposed annual budget, and shall notify the member towns of the same by mail in the same manner and within the same time frame as is required above with respect to a proposed annual budget and assessment.

The annual budget shall include all revenue receipts, expenses, capital costs and other financial information to sufficiently inform the towns of the costs of operating the District.

The budget shall not be deemed effective and binding unless the annual assessment has been approved by each member town by a majority vote of its town meeting held prior to the commencement of the fiscal year to which the budget pertains. The annual budget and annual assessment shall then become final and effective for the next following fiscal year upon the adoption of each member town’s assessment.

If the annual assessment is not approved, the board of managers may from time to time resubmit it or may submit a revised budget and assessment for consideration in the manner described above, but without need for an additional public hearing, and if no annual budget has been adopted prior to the commencement of the fiscal year to which it pertains, the District shall, on a month to month basis until a new annual budget and assessment become effective, operate with the budget and assessment used for the previous fiscal year.

Any sums assessed by the district and raised and appropriated by a municipality in accordance with this section shall not be subject to sections 20A, 20B and 21C of chapter 59 of the General Laws.

SECTION 7. Each member town’s share of debt costs (the “Debt Cost Share”) shall be calculated as follows with respect to each debt issuance, with each component calculated for the most recent fully completed fiscal year immediately preceding the date of notice of such proposed debt issuance: (1) 50% shall be divided among the members in the amounts of their respective Operations Assessment Percentages; (2) 25% shall be divided among the member towns based upon their equalized property values relative to one another, as reported by the Massachusetts Department of Revenue (such that if a member town’s equalized property value amounts to 50% of the total sum of the member towns’ collective equalized property value, such member town would be responsible for at least 12.5% of the debt costs); and (3) 25% shall be divided among the member towns based upon their equalized income values relative to one another, as reported by the Massachusetts Department of Revenue (such that if a member town’s equalized income value amounts to 50% of the total sum of the member towns’ collective equalized income value, such member town would be responsible for at least 12.5% of the debt costs).

Upon determining each member town's debt cost share, which shall remain static and binding upon each of the member towns until the District has fully paid the underlying debt, the board of managers shall certify, to the select board in each member town, that the board of managers shall propose the issuance of such bonds or notes, either in the name of the district or one or more of the member towns, and the amount to be assessed against each member unit therefor, provided that the decision as to whether the district or one or more member towns shall incur the underlying debt shall be subject to a majority approval by the select board of each member town. Upon such approval by each such select board, the select board of each member town, shall cause to be placed in the warrant for the next available annual town meeting, an article in the form specified by the board of managers, seeking authorization from each member town meeting for the district to issue such bonds or notes, and the amount to be assessed therefor against each member town. Upon approval by each member town's town meeting by a two-thirds vote at an annual town meeting, the district may issue such bonds or notes as have been so approved. The indebtedness on bonds or notes issued by the district and the member towns pursuant to this act shall not be subject to section 10 of chapter 44, and sums assessed by the district to repay such bonds or notes shall not be subject to sections 20A, 20B and 21C of chapter 59 of the General Laws.

The fiscal year of the district shall commence July 1 and end June 30.

SECTION 8. In the event that the board of managers desires to terminate the district and dispose of its assets, a majority of the board of managers then existing shall first vote to do so, and give notice of such vote, in writing, to the select board of each member town. Each member town shall thereafter provide, at its next regular or special town meeting a warrant article to dissolve in the same manner in which the district was created, the warrant article shall contain the question "Shall the West County Senior Services District be dissolved, and its assets disposed of in accordance with the vote of its board of managers?" If all member towns vote in the affirmative, the district shall be dissolved, but not otherwise. In the event of such affirmative vote, the board of managers shall be empowered to dispose of the assets of the district in accordance with the General Laws.

SECTION 9. If the district authorized by section 2 is not created in the manner described in said section 2 within ten years from the effective date of this act, then this act shall be without further legal effect.

SECTION 10. This act shall take effect upon its passage.

MOTION: Ms. Moderator, I move that the vote to authorize the Select Board to petition the General Court to enact a special act for the Towns of Ashfield, Buckland and Shelburne to create a West County Senior Center District as follows, and to authorize the General Court to make clerical or editorial changes of form only to any bill so filed unless approved in advance by the Select Board, and to authorize the Select Board to approve such revisions as fall within the public purpose of this article as written in the warrant article above.

ARTICLE 30: APPROVE PRIOR FISCAL YEAR INVOICES

To see if the Town will vote to raise and appropriate, or otherwise provide a sum of money to pay an unpaid FY2021 invoices as listed below, or take any action relating thereto.

MOTION: Ms. Moderator, I move that the vote to raise and appropriate from available funds the sum of \$304.75 to pay three invoices from 2021 as written below:

\$234.75 - USA Blue Book
\$ 35.00 - Cooley Dickinson Hospital
\$ 35.00 - Cooley Dickinson Hospital

ARTICLE 31: MOHAWK TRAIL REGIONAL SCHOOL DISTRICT AGREEMENT AMENDMENT – PUPILS ENTITLED TO ATTEND REGIONAL ELEMENTARY SCHOOLS

To see if the Town will vote to amend the MOHAWK TRAIL REGIONAL SCHOOL DISTRICT – REGIONAL DISTRICT AGREEMENT by **striking** the following language contained in **Section III (B) – Pupils Entitled to Attend Regional Elementary Schools**:

The pre-K-12 Member Towns are defined as Ashfield, Buckland, Colrain, Plainfield, Heath, and Shelburne. Subject to the provisions of this section, it is intended that elementary students residing in the member towns of Ashfield, Buckland, Colrain, Plainfield and Shelburne 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; and Buckland and Shelburne residents to Buckland Shelburne Elementary School. Elementary students residing in Heath will receive their education in the Hawlemont Regional School District pursuant to a tuition agreement between the Mohawk Trail Regional School District and the Hawlemont Regional School District through no longer than June 30, 2023. During the period of such tuition agreement, the Town of Heath shall seek in good faith to negotiate with the Hawlemont Regional School District regarding joinder of the Town of Heath into the Hawlemont Regional School District for elementary education. The tuition agreement shall constitute a binding financial obligation of the District. Heath may withdraw from the Mohawk Trail Regional School District for grades PK-6 in accordance with the “Withdrawal” section of this Agreement. Heath shall remain responsible for its outstanding indebtedness, if any, including but not limited to OPEB, to the Mohawk Trail Regional School District despite such withdrawal in accordance with the terms of the Regional Agreement.

If, upon the expiration of such tuition agreement, as may be extended, Heath and the Hawlemont Regional School District have failed to reach agreement as to the joinder of Heath into the Hawlemont Regional School District, elementary students residing in Heath will receive their education in facilities located in the Mohawk Trail Regional School District, the specific location(s) to be decided as provided herein. The Mohawk Trail Regional School Committee will offer at least two (2) facilities located in the District as options for educating the elementary students of Heath and the Heath members of the Committee will determine which one (1) facility to recommend to the Committee for the placement of all Heath resident elementary students. No facility will be approved by the Committee without the affirmative votes of both Heath Committee representatives, provided however that in the event of a tie vote between such Heath representatives, or in the event that there are vacancies in the positions of Heath representatives, a majority vote of the Committee will prevail. The determination must occur no later than November 1st of the school year prior to the change.

and replacing said language with the following:

The pre-K-12 Member Towns are defined as Ashfield, Buckland, Colrain, Plainfield, Heath, and Shelburne. Subject to the provisions of this section, it is intended that elementary students residing in the member towns of Ashfield, Buckland, Colrain, Heath, Plainfield and Shelburne will receive their education in facilities located in the District and will be assigned as follows: Ashfield and Plainfield residents to Sanderson Academy; Colrain and Heath residents to Colrain Central School; and Buckland and Shelburne residents to Buckland Shelburne Elementary School.

MOTION: Ms. Moderator, I move that the vote to amend the MOHAWK TRAIL REGIONAL SCHOOL DISTRICT – REGIONAL DISTRICT AGREEMENT by **striking** the following language contained in **Section III (B) – Pupils Entitled to Attend Regional Elementary Schools** as written in the warrant Article above.

**ARTICLE 32: MOHAWK TRAIL REGIONAL SCHOOL DISTRICT AGREEMENT
AMENDMENT – APPORTIONMENT OF CAPITAL COSTS**

To see if the Town will vote to amend the MOHAWK TRAIL REGIONAL SCHOOL DISTRICT – REGIONAL DISTRICT AGREEMENT by **striking** the following language contained in **Section IV (E) – Apportionment of Capital Costs Grades pre-K–6:**

(3) The Heath Elementary School Building shall be returned to the Town of Heath on July 1, 2017, and the Lease between the parties shall terminate as of said date. In exchange for termination of the lease, the District shall pay to the Town of Heath a total sum of \$240,000.00, such payment to be made in no fewer than three (3) annual installments. The amounts and timing of such installments shall be as agreed upon in writing by the School Committee and the Town of Heath, provided however that the final installment shall be due no later than June 30, 2020. Any outstanding debt payments associated with the Heath Elementary School shall remain the responsibility of the Town of Heath, and the Town of Heath shall continue to be assessed for said debt in accordance with the terms of this Agreement.

(4) Capital costs representing payments of principal and interest on bonds, notes or other obligations as issued by the Committee to finance expenses in the nature of capital outlay for the purpose of construction at the site of, or reconstruction to, the Colrain Central School or upon any premises as may be leased to the Mohawk Trail Regional School District by the Town of Colrain, shall be borne by the Town of Colrain.

(5) Nothing in this section shall be construed to prevent the member towns from amending this Agreement and modifying and/or altering the above designated schedules of apportionment of capital costs in the event subsequent school construction or reconstruction results in a change of grade level or town assignments to the District schools.

and replacing said language with the following:

(3) Colrain, Heath

Effective commencing with Fiscal Year 2023, new capital costs incurred by the committee and associated with grades pre-Kindergarten to six, inclusive, of the District school or schools serving the pupils from the Towns of Colrain and Heath shall be apportioned to the Towns of Colrain and Heath as follows:

To Colrain: A portion of the total of all principal and interest on bonds, notes or other obligations as issued by the Committee consistent with the above, expressed as a percentage of the total to the nearest one-hundredth of one percent calculated as follows: By (1), computing the ratio which the sum of the enrollments of pupils at the Colrain Center School, resident in the Town of Colrain as determined by the census of pupils at said district school each October 1 for the five most recent years, bears to the sum of enrollments of pupils at said district school, resident in the Towns of Heath and Colrain, as determined by the census of pupils each October 1 for the five most recent years (note: pre-K enrollment will be included in the calculation); and by (2) expressing such ratio as a percentage. Until five years of data becomes available, the most recent years of data shall be used to determine said ratio.

To Heath: A portion of the total of all principal and interest on bonds, notes or other obligations as issued by the Committee on or after July 1, 2022 consistent with the above, expressed as a percentage of the total to the nearest one-hundredth of one percent calculated as follows: By (1), computing ratio which the sum of the enrollments of pupils at the Colrain Central School,

resident in the Town of Heath, as determined by the census of pupils at said district school each October 1 for the five most recent years, bears to the sum of enrollments of pupils at the said district school, resident in the Towns of Colrain and Heath, as determined by the census of pupils each October 1 for the five most recent years (note: pre-K enrollment will be included in the calculation); and by (2) expressing such ratio as a percentage. Until five years of data becomes available, the most recent years of data shall be used to determine said ratio.

(4) The Heath Elementary School Building was returned to the Town of Heath on July 1, 2017, and the Lease between the parties terminated as of said date. In exchange for termination of the lease, the District paid to the Town of Heath a total sum of \$240,000.00. Any outstanding debt payments associated with the Heath Elementary School shall remain the responsibility of the Town of Heath, and the Town of Heath shall continue to be assessed for said debt in accordance with the terms of this Agreement.

(5) Capital costs representing payments of principal and interest on bonds, notes or other obligations as issued by the Committee to finance expenses in the nature of capital outlay for the purpose of construction at the site of, or reconstruction to, the Colrain Central School or upon any premises as may be leased to the Mohawk Trail Regional School District by the Town of Colrain, shall be borne by the Towns of Colrain and Heath, as provided in Section E. (3), above.

(6) Nothing in this section shall be construed to prevent the member towns from amending this Agreement and modifying and/or altering the above designated schedules of apportionment of capital costs in the event subsequent school construction or reconstruction results in a change of grade level or town assignments to the District schools.

ARTICLE 33 MOHAWK TRAIL REGIONAL SCHOOL DISTRICT AGREEMENT AMENDMENT – EFFECTIVE DATE

To see if the Town will vote to amend the MOHAWK TRAIL REGIONAL SCHOOL DISTRICT – REGIONAL DISTRICT AGREEMENT by **striking** the following language contained in **Section XV Effective Date**:

This amended Agreement shall take full effect in accordance with its terms on July 1, 2018 and shall supersede the prior District Agreement, including any prior amendments.

and replacing said language with the following:

This amended Agreement shall take full effect in accordance with its terms on July 1, 2022 and shall supersede the prior District Agreement, including any prior amendments.

MOTION: Ms. Moderator, I move that the vote to amend the MOHAWK TRAIL REGIONAL SCHOOL DISTRICT – REGIONAL DISTRICT AGREEMENT by **striking** the following language contained in **Section XV Effective Date** as written in the warrant Article above.

ARTICLE 34: MOHAWK TRAIL REGIONAL SCHOOL DISTRICT – COLRAIN CAPITAL IMPROVMENTS

To see if the town will vote to allow the Mohawk Trail Regional School District to borrow a sum of money, not to exceed \$278,400, for work at the Colrain Central School in Colrain, Massachusetts, to include rebuilding or resurfacing of parking lots and certain walkways, and brick masonry repairs and repointing, and including costs incidental thereto, which purpose of the projects will materially extend the useful life of the school and preserve the asset capable of supporting the required educational program. Said sum is to be expended under the approval of the School Committee's Building Subcommittee, and to meet said appropriation, the District Treasurer, with the approval of the Chair, is authorized to borrow said sum under MGL Ch. 44 or any other enabling authority, or take any action related thereto.

No Motion, No Action

You are directed to serve this warrant by posting attested copies thereof at the Post Office, the Public Library in Buckland Center and Buckland Town Hall, 17 State Street, in said Town, seven days at least, before the time of holding said election and meeting.

A copy of this warrant is also available on the Town website <https://www.town.buckland.ma.us/>

Thereof fail not, and make due return of this warrant, with your doings, thereon, to the Town Clerk, at the time and place of the meeting as aforesaid.

Given under our hands this 21th day of April in the year Two Thousand Twenty-Two

BARRY L. DEL CASTILHO- Chair, Select Board

CLINTON PHILLIPS – Member, Select Board

CONSTABLE'S RETURN

FRANKLIN, SS

Pursuant to the within warrant I have notified and warned the inhabitants of the Town of Buckland by posting attested copies of same at three public places and at least seven days before the day hereof, as within directed.

CONSTABLE: _____ DATE: _____

Proposal for 4/25/22
Community Fridge
Shed

(in Alley way,
adjacent to
parking area)

(Parking)



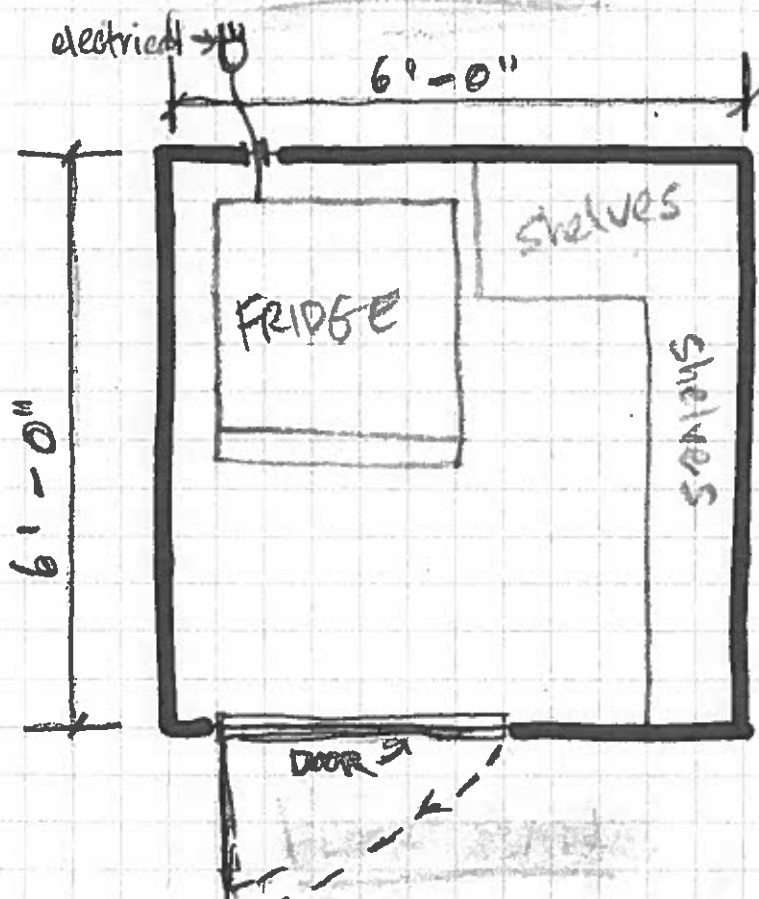
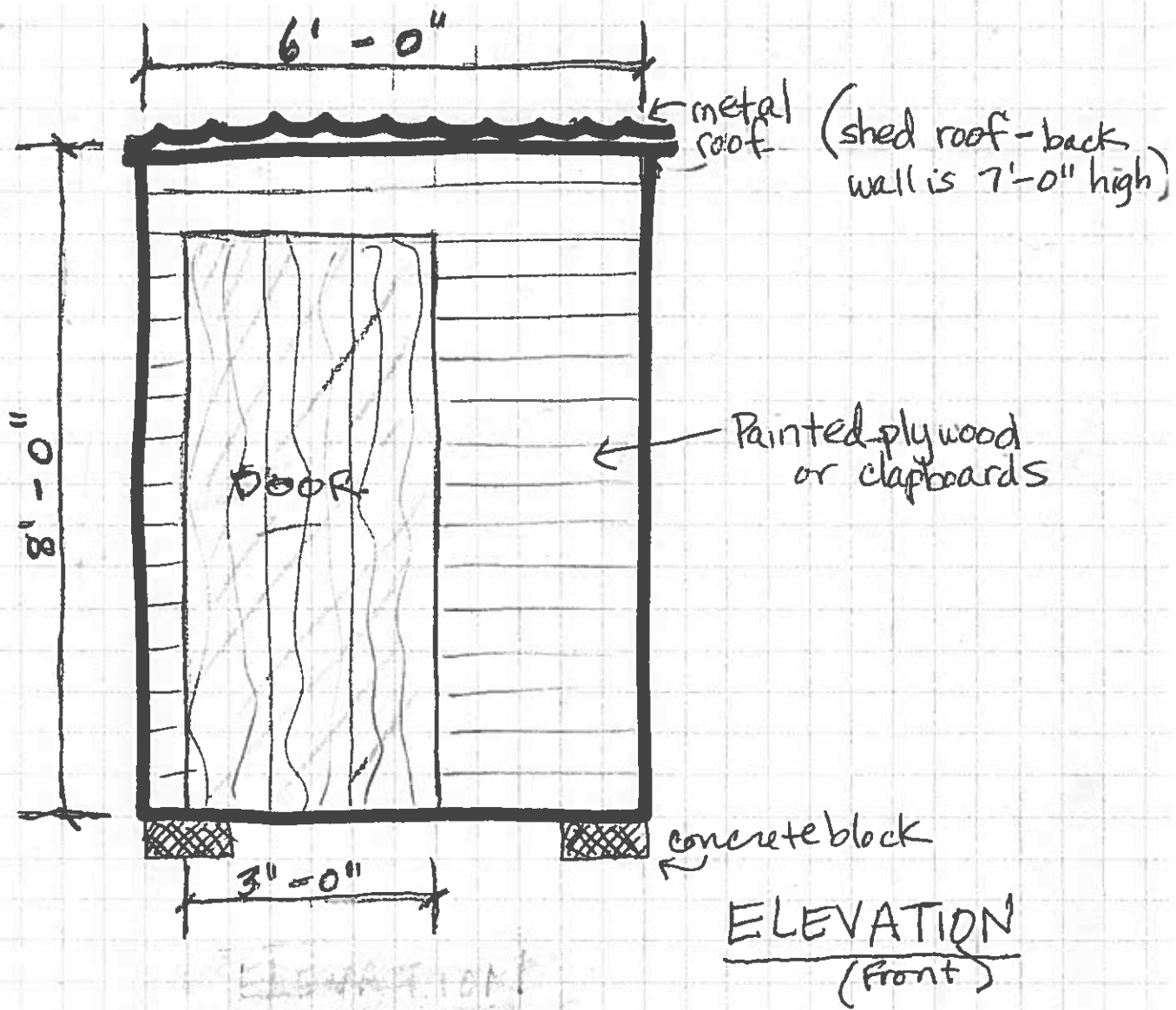
(Town Hall)

(not to scale)

(Seating Area)

Lighting?
Electricity?
Blocking Paris Window

contact person: Emily Gopen 625-9923 emilygopen@gmail



TOWN OF BUCKLAND
MASSACHUSETTS

Sara Salem
saratsalem@gmail.com

April 26, 2022

Dear Ms. Salem;

I am pleased to inform you that the Board of Selectmen voted at their meeting on April 26, 2022 to offer you the position of Library Director for the Town of Buckland. You may officially begin work in this position as soon as you have completed the initial hiring paperwork. The Board is offering you a rate of \$22.19 per hour for 20 hours per week.

We anticipate you will begin working on April 29, 2022. Please contact Treasurer Collector Cara Leach to discuss the initial personnel paperwork that we'll need from you for payroll and benefits.

Please contact me if you have any questions. I am pleased you will be joining #TeamBuckland. We all look forward to working with you.

Sincerely,

Heather Butler
Town Administrator
Town of Buckland

cc: Cara Leach, Treasurer/Collector
Buckland Public Library Board of Trustees

17 STATE STREET - BUCKLAND
SHELBURNE FALLS, MA • 01370
PHONE: (413) 625-6330 • FAX: (413) 625-8570

**TOWN OF BUCKLAND
MASSACHUSETTS**

APPLICATION FOR USE OF TOWN HALL

NAME OF ORGANIZATION: Mary Lyon Foundation
RESPONSIBLE PERSON: Kristen Tillon Baker PHONE NUMBER: 413 625 2555
ADDRESS: PO Box 184 Shelburne Falls, MA 01770
PURPOSE OF USE: Mtg of service providers for west county
DAY(S) and DATE (S) REQUESTED: Friday, May 20, 2022 9:00 to 11:00
TIMES REQUESTED: 8³⁰ TO 11⁰⁰ ESTIMATED ATTENDANCE: 30
ADMISSION FEE TO BE CHARGED?: NO (yes/no)
DO YOU PLAN TO SERVE FOOD?: Yes (yes/no) (Note additional fees apply-see below)
POLICE CHIEF NOTIFICATION Date: 7/19/2022 KTB left a message.

RENTAL FEE SCHEDULE:

	Hall Fee	Seasonal Charge*	Serving Food	TOTAL
Buckland Indiv/Group No Admiss. Fee	\$30	\$15	Y / N If yes + 1hr Cust. <i>Waived</i>	\$ <u>30.00</u>
Buckland Indiv/Group w/ Admis. Fee or Tuition	\$60*	\$25	Y / N If yes + 1hr Cust.	
Other Entities	\$175	\$35	Y / N If yes + 1 hr Cust.	

*Use during heating season October 1 – April 1

TOTAL FEE: 30.00

A group is defined as a Buckland Group if the applicant is a Buckland resident *and* the event is primarily focused on attracting residents of Buckland. Town Departments may use the Town Hall upon reservation for no fee.

It is understood that any group using the building is expected to return the area used to "as found" condition and that the *group will be held responsible for any damages incurred during the time of use*. The cost of returning the rented space to as found condition will be deducted from the renter's security deposit.

STATEMENT OF ACCEPTANCE:

I/We agree to abide by the Policies relating to Town Hall use as presented with this application and to pay any stipulated fee.

By signing and dating this application, I am stating that I have complied with all local, state and federal regulations and laws, that the information supplied accurately describes the proposed event and that I will pay the current fees. I agree to reimburse the Town for any expenses incurred by the Town as a direct result of my use of the Town Hall.

HOLD HARMLESS/INDEMNIFICATION AGREEMENT:

I shall, to the maximum extent permitted by law, indemnify and save harmless the Town of Buckland, its officers, agents, volunteers, and employees from and against any and all damages, liabilities, actions, suits, proceedings, claims, demands, losses, costs and expenses (including reasonable attorney's fees) that may arise out of or in connection with the lease or use of the Buckland Town Hall for any damage to its real or personal property that occurs in conjunction with the lease or use of the Town Hall at 17 State Street by myself, or any agent of mine, unless the damage is caused by the Town of Buckland's gross negligence or willful misconduct.


Signature of Applicant

4/19/2022
Date

INSURANCE REQUIREMENTS:

It is the intent of the Town of Buckland to protect itself from liability arising from the use of the Town Hall by organizations or individuals utilizing the Town Hall for private or public events. To this end the applicant must do the following:

1. Sign below in acknowledgement of having read the Hold Harmless Agreement included in the application above and in agreement the applicant understands that they are contractually accepting to assume all legal liability for themselves and other entities as they may allow to use the premises under their application.


Applicant's Signature

OR upon request of the Select Board:

2. Provide a CERTIFICATE OF INSURANCE COVERAGE which serves as proof that the applicant carries adequate insurance and that names the Town of Buckland as an Additional Insured. (This is mandatory for approval to serve alcoholic beverages.)

OR upon request of the Select Board

3. Request SPECIAL EVENTS COVERAGE through the Town of Buckland's insurance provider.

Approval Granted/Denied

Date

Select Board Signature

PLEASE NOTE: Your approval for use is not complete until such time as you meet the insurance obligations as agreed upon with the Select Board.

In accordance with Federal Law this institution is prohibited from discriminating on the basis of race, color, national origin, sex, age or disability and familial status.



TOWN OF BUCKLAND

17 State Street
Shelburne Falls, MA 01370
Phone: 413-625-6330
Fax: 413-625-8570

APPLICATION FOR A COMMON VICTUALLER'S LICENSE:

Applicant Name: Apostolos Itsov Applicant Phone #: 860-997-1751
Applicant Address: 2 South Barn Hill Rd Bloomfield Ct 06002
Business Name: Buckland Pizza House Business Phone #: 413-625-6342
Business Address: 13 State St, Shelburne Falls MA 01370
Email Address: bucklandpizzahouse@yahoo.com
Type of Business: Pizza Rest

Description of Premise:

Days & Hours of Operation: Tue-Sun 11-8 Name of owner/manager: Apostolos Itsov

I, the undersigned, state that the information provided in this application, and associated attachments, is true and accurate to the best of my knowledge:

Signature: [Signature] Date: 3-1-22

Pursuant to MGL Ch. 62C Sec 49A; I certify under the penalties of perjury that I, to the best of my knowledge and belief, have filed all state tax returns and paid all state taxes required under law.

Signature: [Signature] Date: 3-1-22

For Official Use Only

SELECTBOARD ACTION:

APPROVED: ☐

REJECTED: ☐

Notes:

NUMBER

22-03(A)

THE COMMONWEALTH OF MASSACHUSETTS

Town of Buckland

FEE

\$55.00

This is to Certify that Buckland Pizza House
13 State Street, Buckland, Massachusetts

IS HEREBY GRANTED A
COMMON VICTUALLER'S LICENSE

In said *Buckland Pizza House* and at that place only and expires December thirty-first 2022, unless sooner suspended or revoked for violation of the laws of the Commonwealth respecting the licensing of common victuallers. This license is issued in conformity with the authority granted to the licensing authorities by General Laws, Chapter 140, and amendments thereto.

In Testimony Whereof, the undersigned have hereunto affixed their official signatures.

Barry Del Castilho

Clinton Phillips

April 26, 2022

THIS LICENSE EXPIRES DECEMBER 31, 2022
THIS LICENSE MUST BE POSTED IN A CONSPICUOUS PLACE UPON THE PREMISES.