

**BUCKLAND SELECTBOARD  
NOTICE OF MEETING  
Buckland Town Hall  
17 State Street  
Friday, April 12, 2019, 5:30 p.m.**

**Listing of Topics**

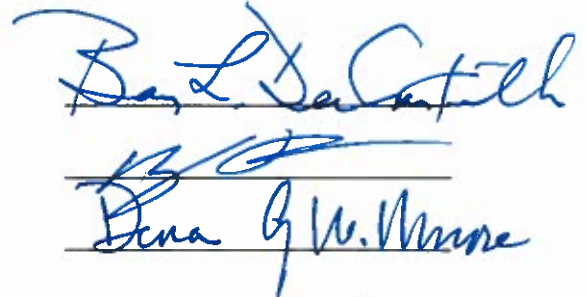
1. **Appointments**
2. **Agenda Items**
  - a. Update on Upper Street Project
  - b. Update on Town Administrator Search
  - c. Review Annual Town Meeting Warrant
  - d. Review, Authorize Signature for Permit, Water Line Changes, Highway Facility Project
  - e. Review Expense Detail Through March 31, 2019, Highway Facility Project
3. Items Not Reasonably Anticipated by Chair 48 Hours in Advance of Meeting
4. Public Comment
5. Adjourn the Meeting

**BUCKLAND SELECT BOARD  
MEETING MINUTES  
Buckland Town Hall  
17 State Street  
Friday, April 12, 2019, 5:30 p.m.**

Barry Del Castilho

Zachary J. Turner

Dena G. Willmore

Handwritten signatures of Barry Del Castilho and Dena G. Willmore in blue ink, each on a horizontal line.

Attendees: Barry Del Castilho, Zack Turner, Dena Willmore, Andrea Donlon, John Gould, Michael Hoberman

Mr. Turner opened the meeting at 5:31 p.m..

**3. Agenda Items**

c. **Review Annual Town Meeting Warrant** – As members of the Planning Board were in attendance, Mr. Turner informally asked that the agenda item relating to Annual Town Meeting Warrant be moved forward; all agreed.

The Selectboard read through the Warrant, article by article. There were no questions until Article 11 – Shelburne Falls Wastewater Treatment Facility. Mr. Turner asked if there is a need for the Selectboard to vote on spending funds in the Enterprise Fund for the Reed Bed work. Ms. Willmore indicated she did not think so as it was not a Stabilization Fund, and there had been earlier votes at Annual Town Meeting to raise from the rate payers funds to renew the reed beds.

Article 14 – Ms. Willmore asked that we confirm that the \$12,100 for the highway truck is the last payment on this loan.

Article 17 – Planning Board revision of Zoning By-Laws regarding Marijuana and Article 20 – Citizens' petition of alternative to Planning Board's By-Law. There were two questions discussed: where the citizens' petition should be placed on the Warrant, and what action, if any, can be taken on the Article. Mr. Del Castilho brought copies of the relevant M.G.L. section regarding citizens' petitions to add or change zoning by-laws. It appears that the petition must be sent first to the Planning Board which then must hold a Public Hearing on the zoning by-law petition change, submit a report, and only then can it move to a Town Meeting vote. However, there is enough of a gray area that the Selectboard has asked that Phoebe Walker, Town Moderator, and John Gould, Planning Board Co-Chair, review this with Town Counsel. The primary question is whether the Town can even vote on the petition given that it has not been reviewed by the Planning Board nor had a Public Hearing. Mr. Del Castilho agreed to talk with Ms. Walker. Ms. Willmore asked that once the call with Town Counsel has taken place that a call to the petitioners be made regarding the information gained.

Discussion as to placement of the petitioners' article; it was decided that, as is custom, it would be placed at the end of the Warrant and in the order that it was received among all petitioners' articles.

Ms. Donlon, Mr. Gould, and Mr. Hoberman left the meeting at 6:07 p.m..

- a. **Update on Upper Street Project** – Ms. Willmore relayed a discussion had earlier in the day that the cost of the rebuild of Upper Street has increased over 20% and is now over \$250,000 greater than the \$1,000,000 grant. Discussion as to how to reduce the scope. Ms. Willmore will arrange a meeting with Steve Daby, Bill Storti (Weston & Sampson), and herself to walk Upper Street and see if there is a way to address the most significant problems to reduce the cost back to the \$1million grant level. The Board discussed citizens desire for speed bumps or some other traffic calming effort. Mr. Markel had done some research and had indicated to Ms. Willmore that the State would most likely not approve speed bumps because the road is a primary route and would not be considered a “neighborhood street”. Our grant to the State for funding of this project specifically stated the importance of this road for access of emergency vehicles to Charlemont in particular. Mr. Turner suggested we investigate pole mounted radar which is relatively inexpensive and pretty effective. Mr. Del Castilho asked that this discussion be added to the next Select Board meeting.
- b. **Update on Town Administrator Search** – Mr. Del Castilho indicated the Search Committee would like to interview six candidates; the interviews will begin next week. Mr. Del Castilho thinks the Selectboard may not be able to interview until the first or second week of May.
- d. **Review, Authorize Signature for Permit, Water Line Changes, Highway Facility Project** - Ms. Willmore indicated that permitting which needs to be done by the Contractor has not been completed so asked that this be passed over.
- e. **Review Expense Detail Through March 31, 2019, Highway Facility Project** – No questions.

3. **Items Not Reasonably Anticipated by Chair 48 Hours in Advance of Meeting** – Ms. Willmore asked the Board to approve a letter she is sending to Roy Brown, Roy Brown Architects, formally notifying that firm that the Town hired a Project Manager, City Point, and that all communications need to go primarily to them with a copy to the Highway Facility Building Committee Chair. Mr. Turner moved to sign the letter; Barry Del Castilho seconded. **VOTED** unanimously in favor.

Mr. Turner brought forward a *Disclosure by Non-Elected Municipal Employees of Financial Interest* application as required by M.G.L. Chapter 268A, Section 19, filed by Jon Wyman who is an Alternate on the Planning Board. Mr. Turner moved that we sign the form indicating that the Selectboard does not consider the interest that Mr. Wyman has in the proposed changes to the Zoning By-Law concerning ancillary apartments so substantial as to be deemed likely to affect the integrity of the services which the Town may expect from Mr. Wyman; Mr. Del Castilho seconded. **VOTED** unanimously in favor.

Mr. Turner brought forward a request from Shelburne Farm and Garden for \$650.00 to cover the out-of-pocket costs for plants, mulch, and weeding of the traffic island at the intersection of State Street and Route 2. Mr. Turner moved that we approve the request and take the funds from the Highway Department General Expenses; Mr. Del Castilho seconded. **VOTED** unanimously in favor.

At 7:11 p.m., Mr. Del Castilho moved to adjourn; Ms. Willmore seconded. **VOTED** unanimously in favor. Meeting adjourned at 7:11 p.m..