

2019 ANNUAL TOWN MEETING MOTIONS
April 26, 2019
7:00pm at the Sunderland Elementary School

Registered Voters in Attendance: 98 Total Registered Voters: 2.407
Meeting called to order at 7:06pm by Moderator, Michael Wissemann.
Town official introductions.
Mr. Fydenkevez read a letter from State Representative Natalie Blais.
Reading of the warrant, by Town Clerk, Wendy Houle.

Motion made to dispense of reading of the warrant, seconded, passed unanimously.

All articles on this warrant require a simple majority unless otherwise indicated or required by the motion.

ARTICLE 1. Upon motion made and seconded, it was **VOTED UNANIMOUSLY** to hear the reports of the Selectmen, the Sunderland School Committee and all other Town Officers, Boards, Committees and Commissions.

Majority Vote (no statutory reference)

SUBMITTED BY: Board of Selectmen
SELECTMEN RECOMMENDATION: 3-0

ARTICLE 2. Upon motion made and seconded, it was **VOTED UNANIMOUSLY**, under the provisions of M.G.L. Chapter 41, Section 108, to set the salaries and compensation of all its elected officials connected therewith for Fiscal Year 2020.

Assessors: Chairman \$2,907.00 annually Clerk \$2,907.00 annually Member \$2,907.00 annually

Moderator: \$200.00 annually

Planning Board: Chairman \$660.00 annually Clerk \$660.00 annually Members each \$410.00 annually

Town Clerk: \$44,175.00 annually

Selectmen: Chairman \$3,275.00 annually Vice Chairman \$2,850.00 annually Clerk \$2,850.00 annually

Majority Vote - G.L. c.41, §108

SUBMITTED BY: Board of Selectmen
SELECTMEN RECOMMENDATION:
FINANCE COMMITTEE RECOMMENDATION: 5-0

ARTICLE 3. Upon motion made and seconded, it was **VOTED UNANIMOUSLY** to **raise and appropriate the sum of \$7,841,007** appropriate from **Fund 318-Comcast PEG Access Fund the sum of \$53,000**, appropriate for **Fund 610-WWTP Sewer Fund the sum of \$388,492** appropriate from **Town Fund 419-Title V the sum of \$5,063** and appropriate from **Free Cash the of \$277,340** for the **sum total of \$8,564,902** for Town and general municipal purposes connected therewith for Fiscal Year 2020, all as set forth in a document entitled "Town of Sunderland FY 20 Town Meeting Budget", provided, however, that the vote taken hereunder shall be expressly contingent upon approval by the voters of a Proposition 2 ½ so-called, override question, allowing the town to raise the additional amount of \$200,000 outside the limits imposed by said Proposition 2 1/2, all in accordance with M.G.L. c59, §21C(g).

Majority Vote - G.L. c. 40, §5, and G.L. c.71, §16B (NOTE: 2/3 vote required if: borrowing pursuant to G.L. c. 44, §§7 or 8 and G.L. c.59, §21C; or transfer from stabilization pursuant to G.L. 40, §5B)

SUBMITTED BY: Board of Selectmen

SELECTMEN RECOMMENDATION: 3-0

FINANCE COMMITTEE RECOMMENDATION: 5-0

TOWN OF SUNDERLAND TOWN MEETING BUDGET	FY 18	FY 19	FY 20	Change from FY 20FINAL	
	Budget FINAL	Budget FINAL	Budget ATM		
GENERAL GOVERNMENT					
Personnel Services	169,895	180,916	185,380		
Elected Officials	62,493	63,754	65,621		
Expenses	184,477	253,972	268,765		
TOTAL GENERAL GOVERNMENT	416,865	498,642	519,766	21,124	4.2%
TOWN BUILDINGS					
Personnel Services	0	0	0		
Expenses	213,579	171,051	165,601		
TOTAL TOWN BUILDINGS	213,579	171,051	165,601	-5,450	-3.2%
POLICE DEPARTMENT					
Personnel Services	397,823	424,476	448,078		
Expenses	44,159	46,509	45,609		
TOTAL POLICE DEPARTMENT	441,982	470,985	493,687	22,702	4.8%
FIRE DEPARTMENT					
Personnel Services	51,425	52,968	54,027		
Expenses	33,000	33,000	33,000		
Regional EMS	162,438	198,893	199,203	310	
TOTAL FIRE DEPARTMENT	246,863	284,861	286,230	1,369	0.5%
INSPECTORS & OTHER PROTECTION					
Personnel Services	24,221	22,242	23,024		
Expenses	14,005	17,401	17,900		
TOTAL INSPECTORS & OTHER PROTECTION	38,226	39,643	40,924	1,281	3.2%
HIGHWAY DEPARTMENT					
Personnel Services	159,226	169,535	178,562		
Expenses	112,252	121,254	121,252		
TOTAL HIGHWAY	271,478	290,789	299,814	9,025	3.1%

HEALTH & SANITATION					
Personnel Services	12,998	11,954	12,194		
Expenses	11,208	11,208	11,595		
TOTAL HEALTH & SANITATION	24,206	23,162	23,789	627	2.7%
LIBRARY					
Personnel Services	109,703	112,994	133,640		
Expenses	23,885	26,000	26,000		
TOTAL LIBRARY	133,588	138,994	159,640	20,646	14.9%
TOTAL ELEMENTARY	2,488,338	2,602,832	2,954,946	352,114	13.5%
TOTAL FRANKLIN CTY TECH ASSESSMENT	101,400	170,950	119,047	-51,903	-30.4%
TOTAL FRONTIER ASSESSMENT	1,731,437	1,796,889	1,844,940	48,051	2.7%
OUT OF DISTRICT TUITION & TRANSPORT					
BENEFITS & INSURANCE					
Personnel Services	0	0	0	0	
Expenses	711,200	801,384	887,119		
TOTAL BENEFITS & INSURANCE	711,200	801,384	887,119	85,735	10.7%
MISCELLANEOUS & RESERVE FUND					
Personnel Services	8,708	8,882	9,149		
Expenses	101,193	100,755	107,546		
TOTAL MISC. & RESERVE FUND	109,901	109,637	116,695	7,058	6.4%
TOTAL OPERATING BUDGET	6,974,673	7,445,879	7,962,128	516,249	6.9%
WWTP					
Personnel Services	0				
Expenses	307,116	343,948	358,118		
Sewer Debt Service	31,675	30,278	30,374		
TOTAL WWTP BUDGET	338,791	374,226	388,492	14,266	3.8%
DEBT & INTEREST					
Personnel Services	0	0	0		
Expenses	228,105	220,432	214,282		
TOTAL DEBT & INTEREST	228,105	220,432	214,282	-6,150	-2.8%
GRAND TOTAL	7,541,569	8,040,537	8,564,902	524,365	6.5%

ARTICLE 4. Move that the Town vote to **transfer \$58,576** from **Free Cash** to the **Stabilization Fund**.

Majority Vote - G.L. c. 40, §5B

Upon motion made and seconded, it was **VOTED UNANIMOUSLY** to take **NO ACTION** on this article.

SUBMITTED BY: Board of Selectmen
SELECTMEN RECOMMENDATION: 0-3
FINANCE COMMITTEE RECOMMENDATION: 0-5

ARTICLE 5. Upon motion made and seconded, it was **VOTED UNANIMOUSLY** to **transfer \$88,027 from Free Cash to the Capital Stabilization Fund.**

Majority Vote - G.L. c. 40, §5B

SUBMITTED BY: Board of Selectmen
SELECTMEN RECOMMENDATION: 3-0
FINANCE COMMITTEE RECOMMENDATION: 5-0

Point of Order that the Assistant Town Clerk take over for the Town Clerk, second, Passed Unanimously. (Town Clerk's father was having emergency surgery)

Respectfully submitted,
Wendy Houle, Sunderland Town Clerk

ARTICLE 6. Upon motion made and seconded, it was **VOTED UNANIMOUSLY** to appropriate from the **Capital Stabilization Fund** the sum of **\$200,168** for the Fiscal Year 2020 Capital Budget, specifically for the capital equipment, buildings, facilities and other capital projects as shown on a document entitled, "FY20 CAPITAL BUDGET BY FUNDING SOURCE" on file with the Town Clerk and as may be necessary in connection therewith, to authorize one or more lease purchase agreements for terms of up to or in excess of three years.

Majority Vote - G.L. c. 40, §5 (NOTE: 2/3 vote required if: borrowing pursuant to G.L. c. 44, §§7 or 8 and G.L. c.59, §21C; transfer from stabilization pursuant to G.L. 40, §5B; or authorization of lease/purchase agreement pursuant to G.L. c.44 §21C)

SUBMITTED BY: Board of Selectmen
SELECTMEN RECOMMENDATION: 3-0
FINANCE COMMITTEE RECOMMENDATION: 5-0
CAPITAL PLANNING COMMITTEE RECOMMENDATION: 4-0

FY 20 CAPITAL PLANNING COMMITTEE RECOMMENDATIONS				
CO	Priority	Department	Purpose	Amount
	VH	FIRE	Exhaust Removal System	
	VH	FIRE	Firefighter Physicals	
	TOTAL FIRE			\$ -

VH	HIGHWAY	Truck Lease/Year 3	\$ 27,206.48
H	HIGHWAY	Storage Container	\$ 6,000.00
H	HIGHWAY	2 Post Vehicle Lift	

<i>TOTAL HIGHWAY</i>			\$ 33,206.48
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VH	LIBRARY	Masonry Repairs	\$ 3,953.00
VH	LIBRARY	HVAC	\$ 21,000.00
H	LIBRARY	Power Wash Roof	\$ 13,340.00

<i>TOTAL LIBRARY</i>			\$ 38,293.00
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VH	POLICE	Bullet Proof Vests	
H	POLICE	Cruiser Replacement	\$ 50,000.00
H	POLICE	Firearms Replacement	

<i>TOTAL POLICE</i>			\$ 50,000.00
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H	ADMIN TOWN	Engineering Complete Streets	\$ 50,000.00
H	CLERK TOWN	Election Equipment	\$ 5,769.00
H	CLERK	Voting Machine	\$ 5,400.00
<i>TOTAL ADMINISTRATION</i>			\$ 61,169.00

H	RECREATION	Field Improvements	
<i>TOTAL RECREATION</i>			\$ -

VH	SCHOOL	Siding Repair	\$ 17,500.00
H	SCHOOL	Oil Tank Maintenance	
H	SCHOOL	Window Replacement	

<i>TOTAL SCHOOL</i>			\$ 17,500.00
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<i>TOTAL FY 20 REQUESTS</i>			\$ 200,168.48
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ARTICLE 7. Upon motion made and seconded, it was **VOTED UNANIMOUSLY** to create and **appropriate \$528.50** for the Transportation and Infrastructure Fund, said funds received from the Commonwealth Transportation and Infrastructure Fund will be used to address the impact of transportation network services on municipal roads, bridges and other transportation infrastructure or any other public purpose substantially related to the operations of transportation network services in Sunderland including but not limited to, the complete streets program established in section 1 of chapter 901 of the General Laws and other programs that support alternative modes of transportation.

Majority Vote -

SUBMITTED BY: Board of Selectmen

SELECTMEN RECOMMENDATION: 3-0

FINANCE COMMITTEE RECOMMENDATION: 5-0

Article 8. Upon motion made and seconded, it was **VOTED UNANIMOUSLY** to **appropriate \$25,481** from the CPA *Open Space Reserve* and **\$54,519** from the CPA *Undesignated Budgeted Reserve* to be transferred to the Town's Conservation Trust for the acquisition of an Agricultural Preservation Restriction (APR) on a parcel or parcels of land in the Town of Sunderland, and to authorize the Board of Selectmen/Selectboard or Conservation Commission to acquire said interests in land upon such terms and conditions and for such consideration as it deems appropriate and to execute any documents needed to effectuate the purpose of this vote.

Majority Vote - G.L. c.44B, §5 (NOTE: 2/3 vote required if: borrowing pursuant to G.L. c. 44, §§7 or 8 or G.L. c.44B, §11; or transfer from stabilization pursuant to G.L. 40, §5B)

SUBMITTED BY: Community Preservation Committee

CPC RECOMMENDATION: 6-0

SELECTMEN RECOMMENDATION: 3-0

ARTICLE 9. Upon motion made and seconded to appropriate or reserve from the Fiscal Year 2020 Community Preservation Fund estimated annual revenues in the amounts recommended by the Community Preservation Committee for committee administrative expenses, community preservation projects and other expenses in Fiscal Year 2020.

Appropriations:

Committee Administrative Expenses	\$ 6,000.00
Community Preservation Debt Service	\$ 26,238.09

Reserves:

Estimated Revenues for Historic Resources Reserve	\$ 15,785.83
Estimated Revenues Community Housing Reserve	\$ 15,785.83
Estimated Revenues for Open Space Reserve	\$ 15,785.83
Estimated Revenues for CPA Undesignated Budgeted Reserve	\$ 76,262.72

SUBMITTED BY: Community Preservation Committee

CPC: 6-0
SELECTMEN RECOMMENDATION: 3-0
FINANCE COMMITTEE RECOMMENDATION:

Majority Vote - G.L. c. 44B, §5

ARTICLE 10. Upon motion made and seconded, it was **VOTED UNANIMOUSLY** to the provisions of General Laws c.44, §53E½, as most recently amended, to establish FY2020 fiscal year spending limits for the revolving funds listed in Section 35-6 of the General Bylaws, and to authorize such expenditure limits to remain in place from fiscal year to fiscal year unless revised by Town Meeting prior to July 1 for the ensuing fiscal year, as follows:

Authorized Revolving Funds	Fiscal Year Expenditure Limit
Wiring Inspector	\$ 9,000
Plumbing Inspector	\$ 3,000
Board of Health	\$16,500
Sunderland Public Library Community Room	\$ 5,000
Fire Inspector	\$ 7,000
Highway Shared Equipment	\$23,000

Majority vote - G.L. c.44, §53E 1/2.

SUBMITTED BY: Board of Selectmen
SELECTMEN RECOMMENDATION: 3-0
FINANCE COMMITTEE RECOMMENDATION: 5-0

Article 11. Upon motion made and seconded, it was **VOTED UNANIMOUSLY** to transfer **\$8,420.14** from **Free Cash** to fund the FY 19 Snow & Ice Deficit.

Majority Vote - G.L. c. 40, §5 and G.L. c.44, §31D (NOTE: 2/3 vote required if: borrowing pursuant to G.L. c. 44, §§7 or 8 and G.L. c.59, §21C; transfer from stabilization pursuant to G.L. 40, §5B)

SUBMITTED BY: Board of Selectmen
SELECTMEN RECOMMENDATION: 3-0
FINANCE COMMITTEE RECOMMENDATION:

Article 12. Upon motion made and seconded, it was **VOTED UNANIMOUSLY** to transfer **\$13,342** from **Free Cash** to fund Sunderland's share of retirement pay out costs at the Central Office of the Frontier Regional School District and Union 38.

SUBMITTED BY: Board of Selectmen
SELECTMEN RECOMMENDATION: 3-0
FINANCE COMMITTEE RECOMMENDATION: 5-0

Article 13. Upon motion made and seconded, it was **VOTED UNANIMOUSLY** to approve the borrowing of \$1,826,664 as authorized by a 2/3 vote of the Frontier Regional School District School Committee at its April 4, 2019 meeting, of which \$630,000 shall be for costs of designing and constructing a new track, and \$1,196,664 shall be for costs of various other capital improvements including HVAC upgrades, upgrades in the LMC, carpet replacement, parking lot repaving and repairs related to parking structures, and roof repairs, including, for each of the forgoing projects, all incidental and related costs, or take any vote or votes in relation thereto.

SUBMITTED BY: Board of Selectmen
SELECTMEN RECOMMENDATION: 3-0
FINANCE COMMITTEE RECOMMENDATION: 5-0

Article 14. Upon motion made and seconded, it was **VOTED UNANIMOUSLY** to amend Chapter 100, section 2 of the Code of Sunderland, Sales, Casual to insert- **or his/her designee**, to the last sentence to read:

[§ 100-2 Application for permit; fee.](#)

[Amended 12-12-1992 STM, Art. 13]

The applicant shall apply for a permit to conduct such sale from the Police Department, accompanied by a fee as determined by the Board of Selectmen. The Chief of Police **or his/her designee** shall determine whether the applicant is qualified to operate said sale.

SUBMITTED BY: Chief of Police
SELECTMEN RECOMMENDATION: 3-0
FINANCE COMMITTEE RECOMMENDATION: 4-1

Article 15. Upon motion made and seconded to amend Chapter 125 of the Code of Sunderland, Zoning Bylaws, Section 125 Article I-2 - Definitions, Section 125 Article II-2 - Use Regulations, Section 125 Article IV-1 Flexible Development, Section 125 Article IV-2 Major Residential Development, and Section 125 Article IV-3 Planned Unit Development Overlay District. There is one Section proposed for deletion: Section 123 Article IV-4 Development Rate Limitation; and one new Section proposed: Section 123 Article IV-4 Accessory Dwelling Units. Changes may be viewed at the Town Clerk's office during business office hours.

2/3rds vote-G.L. c.40A §5

SUBMITTED BY: Planning Board

SELECTMEN RECOMMENDATION:

Amendment: Upon motion to divide the article into two parts, **Passed, Yes:47, No: 34-.Part One:** Section 125 Article I-2 - Definitions, Section 125 Article II-2 - Use Regulations, Section 125 Article IV-1 Flexible Development, Section 125 Article IV-2 Major Residential Development, and Section 125 Article IV-3 Planned Unit Development Overlay District. There is one Section proposed for deletion: Section 123 Article IV-4 Development Rate Limitation; and one new Section proposed:

Part two: Section 123 Article IV-4 Accessory Dwelling Units

Amendment: Upon motion made and seconded to accept **Part one, MODERATOR DECLARED PASSED BY 2/3 VOTE.**

Amendment: Upon motion made and seconded to add Section 123 Article IV-4 Accessory Dwelling Units, **FAILED - YES 39 NO 34**

Article 16. Move that the Town vote to amend the Zoning Bylaws as follows:

Map 6, Lot 34, 63 Amherst Rd. is currently zoned C1 and VR (commercial and residential) and would like a vote to make the entire property C1.

2/3rds vote-G.L. c.40A §5

SUBMITTED BY: Citizenøø Petition

Upon motion made and seconded, it was VOTED UNANIMOUSLY to POSTPONE INDEFINITELY on this article.

Article 17. Upon motion made and seconded, it was **VOTED UNANIMOUSLY** to authorize the Board of Selectmen to petition the General Court for special legislation to formalize the name change of the Board of Selectmen to Selectboard, as set forth below; provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill prior to enactment by the General Court, and to authorize the Board of Selectmen to approve such amendments which shall be within the scope of the general public objectives of the petition.

An Act Relative to the Board of Selectmen of the Town of Sunderland.

Section 1. Notwithstanding the provisions of any general or special law to the contrary, there shall hereby be established in the town of Sunderland a Selectboard, which board shall have the powers and authority of a board of selectmen under any general or special laws.

Section 2. This act shall take effect upon its passage.

SUBMITTED BY: Board of Selectmen
SELECTMEN RECOMMENDATION: 3-0

Article 18. Upon motion made and seconded, it was **VOTED UNANIMOUSLY** to amend with the amendment, the Code of Sunderland, Chapter 14 Committees and Commissions Article I Capital Improvements Planning Committee as follows:

§ 14-1. Establishment; purpose; responsibilities.

- A. In accordance with Chapter 41, Section 106B of the Massachusetts General Laws, the ~~Board of Selectmen~~ *Selectboard* shall establish and annually appoint a committee to be known as the Capital Improvements Planning Committee ("Committee"), composed of one member of the *Selectboard*, ~~one member of the Finance Committee, one member of the School Committee, one member of the Planning Board, one member of the Board of Assessors, one member of the Board of Library Trustees, and three (3) at large members not serving on any of the above boards or committees, to bring the total voting membership to nine (9) and at least four (4) but not more than eight (8) other members. The Town Administrator shall be a non-voting member.~~ The Committee shall elect its own officers.
- B. The Committee shall study proposed capital projects and improvements involving major ~~non-recurring~~ tangible assets and projects which are *generally* purchased or undertaken at intervals of not less than five (5) years, have a useful life of at least five (5) years, and cost ~~at least over~~ *at least* ten-thousand dollars (\$10,000). All officers, boards, committees and commissions shall, by the first Friday in December of each year, submit to the *Selectboard* ~~Committee~~, on forms prepared by it, information concerning all anticipated projects requiring Town Meeting action during the ensuing six (6) years. *The Selectboard shall transmit such information in a timely fashion to the Committee. This Ssection 14-1* is also applicable to projects sponsored by the *Selectboard* ~~Board of Selectmen~~. The Committee shall consider the criticality, relative need, impact, timing and cost of these expenditures, the effect each will have on the financial position of the Town and future maintenance and replacement costs, recognizing the useful life of assets in accordance with the Uniform Massachusetts Accounting System (UMAS) and Governmental Accounting Standards Board.
- C. Annual report.
 - (1) The Committee shall prepare an annual report recommending a Capital Improvements Budget for the next fiscal year ~~and a Capital Improvements Program, included recommended capital improvements, for the following five (5) fiscal years.~~ The report

shall be submitted to the ~~Selectboard~~ **Board of Selectmen** for consideration and approval. The ~~Selectboard~~ **Board of Selectmen** shall submit its approved Capital Budget to the Annual Town Meeting for adoption by the Town.

- (2) The Committee's report must include all projects submitted in accordance with Subsection B, with the Committee's recommendation on each of the projects clearly written. *Upon unanimous vote, the Committee's report may also include recommendations for capital improvements costing less than ten-thousand dollars (\$10,000) or having a useful life of under-five (5) years, but not both.* No appropriation for a capital improvement expenditure requested by a department, board, or committee shall be voted at a Town Meeting, unless the proposed capital improvement is recommended ~~included~~ in the Committee's annual report, or the Committee shall first have submitted a supplemental report to the ~~Selectboard~~ **Board of Selectmen** in accordance with Subsection F *including such recommendation and, explaining its omission.*
- (3) Capital improvements placed on a Town Meeting Warrant by citizen petition are excluded from the provisions of this subsection.

D. Such Capital Improvements Program, after adoption, shall permit the expenditure on projects included therein of sums from departmental budgets for surveys, architectural or engineering advice, options or appraisals; but no such expenditure shall be incurred on projects which have not been so approved by the Town through the appropriation of sums in the current year or in prior years, or for preliminary planning for projects to be undertaken more than five (5) years in the future.

E. The Committee's report and the ~~Selectboard's~~ **Board of Selectmen's** recommended Capital Budget shall be ~~published with the Annual Town Meeting Warrant~~ and made available to Town residents in a manner consistent with the Annual Town Report. The Committee shall file ~~deposit~~ *all* its ~~original~~ reports with the ~~Selectboard~~ **Board of Selectmen** ~~Town Clerk~~.

F. The Committee may amend, add to, or delete from any Capital Budget recommendation previously adopted by the Town if it determines that an extraordinary and unforeseen circumstance occurred after such time information was required to be submitted for consideration at the Annual Town Meeting, and *which recommendation that it must be acted upon before the next Annual Town Meeting.* Any such amendment, addition or deletion shall be explained and submitted in a supplemental Committee report to the ~~Selectboard~~ **Board of Selectmen** for consideration and approval, and *as determined by the Selectboard* placement on the next Special Town Meeting Warrant.

SUBMITTED BY: Board of Selectmen

SELECTMEN RECOMMENDATION: 3-0

CAPITAL PLANNING COMMITTEE RECOMMENDATION: 4-0

AMENDMENT: Motion to include BOS & Selectboard paragraph C-1

Seconded

PASSED

UNANIMOUS

Article 19. Upon motion made and seconded, it was **VOTED** by a **MAJORITY** to adopt this resolution in support of H. 2776 and S. 1877, a ~~Resolve~~ Proving for the creation of a Special

Commission relative to the Seal and Motto of the Commonwealth, and request that Representative Natalie Blais and Senator Jo Comerford continue their strong advocacy and support for the aforementioned Resolve (H. 2776 and S. 1877) in the General Court, and that the Joint Committee on State Administration and Regulatory Oversight, after holding a public hearing on the Resolve report it out favorably, and if the legislation shall pass that the governor shall sign it and work with members of the General Court to ensure its enactment.

SUBMITTED BY: Citizens Petition

Seven voters asked for a standing vote- Yes: 47 NO: 17 Passed by a Majority

--Majority Vote

Article 20. Upon motion made and seconded, it was **declared passed by a 2/3 vote by the Moderator** (a) authorize the Board of Selectmen to acquire, by purchase, gift and/or eminent domain, the fee to and/or permanent and/or temporary easements, for public way purposes, including without limitation, for the construction, alteration, installation, maintenance, improvement, repair, replacement and/or relocation of rights of way, sidewalks, walkways, driveways, drainage, utilities, guardrails, slopes, grading, rounding, construction, landscaping, and other appurtenances and/or facilities, to enable the Town to undertake the North Main Street Reconstruction Project and for any and all purposes and uses incidental or related thereto, in, on and under certain parcels of land located on or near North Main Street and approximately shown on plans entitled "Massachusetts Department of Transportation Highway Division Plan and Profile of North Main Street in the City/Town of Sunderland Franklin County", prepared by said Highway Division, on file with the Town Clerk, as said plans may be amended and/or incorporated into an easement plan, and land within 200 feet of said parcels, which temporary easements shall terminate automatically five years from the date the easements are acquired by the Town; (b) transfer the care, custody, and control of a portion or portions of the Town-owned property or properties shown on the aforesaid plans from the board or officer having custody of the same for the purposes for which such properties are currently held to the Board of Selectmen for the purposes set forth herein, and further to dedicate said portions of the Town-owned properties to the purposes set forth herein, and, if applicable, authorize the Board of Selectmen to submit petitions to the General Court to allow the foregoing under Article 97 of the Massachusetts Constitution or otherwise; (c) raise and appropriate, transfer from available funds, and/or borrow a sum of money to fund the foregoing and any and all costs incidental or related thereto, including, without limitation, the cost of any land/easement acquisitions, appraisals, and surveys; and, further, (d) authorize the Board of Selectmen to enter into all agreements and take any and all actions as may be necessary or appropriate to effectuate the foregoing purposes.

SUBMITTED BY: Board of Selectmen

SELECTMEN RECOMMENDATION: 3-0

FINANCE COMMITTEE RECOMMENDATION: 5-0

--2/3rds vote

Articles 21 through 26, inclusive, are so called Consent Articles

SELECTMEN RECOMMENDATION to Consent Articles: 3-0

FINANCE COMMITTEE RECOMMENDATION to Consent Articles: 5-0

Upon motion made and seconded, it was **VOTED UNANIMOUS** to vote Articles 21-26 together.

Upon motion made and seconded, Articles 21-26 (Consent Articles) were **VOTED MAJORITY**.

ARTICLE 21. Move that the Town vote to authorize the Treasurer/Collector to enter into compensating balance agreements during Fiscal Year 2020, as permitted by G.L. Chapter 44, Section 53F.

Majority Vote-G.L. c.44, §53F

SUBMITTED BY: Treasurer/Collector

SELECTMEN RECOMMENDATION: 3-0

ARTICLE 22. Move that the Town vote authorize the Board of Selectmen to apply for, accept and expend any grants or donations from State or Federal governments or private agencies, individuals or institutions.

Majority Vote (no statutory reference; see G.L. c. 44, §§53, 53A)

SUBMITTED BY: Board of Selectmen

SELECTMEN RECOMMENDATION: 3-0

ARTICLE 23. Move that the Town will vote to accept and expend any sum or sums of money which may be available from the State for Chapter 90 work for road improvement and equipment expense.

Majority Vote (no statutory reference; see G.L. c. 44, §53A and G.L. c.90, §34)

SUBMITTED BY: Board of Selectmen and Highway Superintendent

SELECTMEN RECOMMENDATION: 3-0

ARTICLE 24. Move that the Town vote under the provisions of G.L. Chapter 40, Section 4A to authorize the Board of Selectmen to enter into inter-municipal agreements.

Majority Vote - G.L. c. 40, §4A

SUBMITTED BY: Board of Selectmen

SELECTMEN RECOMMENDATION: 3-0

ARTICLE 25. Move that the Town vote to authorize the Board of Selectmen to enter into contracts for goods and services with duration in excess of three years pursuant to the provisions of G.L. Chapter 30B, Section 12 (b).

Majority Vote - G.L. c. 30B, §12(b)

SUBMITTED BY: Board of Selectmen

SELECTMEN RECOMMENDATION: 3-0

ARTICLE 26. Move that the Town vote to authorize the Town Treasurer, with the approval of the Board of Selectmen, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 2019 in accordance with the provisions of G.L. Chapter 44, Section 4 and to issue a note or notes therefor, payable within one year, and to renew any note or notes as may be given for a period of less than one year in accordance with G.L. Chapter 44, Section 17.

Majority Vote - G.L. c.44, §§4 and 17

SUBMITTED BY: Board of Selectmen/Treasurer

SELECTMEN RECOMMENDATION: 3-0

Motion to Dissolve at 9:57 pm, 2nd, passed majority.

Respectfully submitted,

Sherry Patch, Assistant Town Clerk