

**2022 SUNDERLAND ANNUAL TOWN MEETING MOTIONS  
COMMONWEALTH OF MASSACHUSETTS  
April 29, 2022, 7:00PM  
SUNDERLAND ELEMENTARY SCHOOL**

FRANKLIN, SS:

\*\*\*\*\*

**Registered Voters in Attendance: 66 Total Registered Voters: 2,463**

**Meeting called to order at 7:07pm by Moderator, Michael Wissemann.**

**Pledge of Allegiance**

**Town Clerk, Wendy Houle read the Constables Return.**

**Town official introductions.**

**Selectboard acknowledged Dedication of the Annual Report to Scott Bergeron. Scott served on the Selectboard, Finance Committee, Riverside Cemetery Trustee and various other committees.**

**The Moderator acknowledged the passing of Russell Lane, MD, Stanley Mieczkowski, Edward Mogelinski, Edwin Skribski and Mary Ann Uchneat who contributed to the betterment of the Town of Sunderland.**

**Motion to dispense of the reading of the motions, 2<sup>nd</sup>, and voted unanimously.**

**Motion to allow school and town officials that are nonresidents to permission to speak, 2<sup>nd</sup> voted unanimously.**

**Tellers: Robert Ahearn, Stephen Schneider, Elizabeth Sillin and Lorin Starr were sworn in as tellers.**

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

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

**Majority Vote (no statutory reference)**

SUBMITTED BY: Selectboard

SELECTBOARD RECOMMENDATION: 3-0

ARTICLE 2. Upon a 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 2023.

Assessors: Chair \$2,994.21 annually Clerk \$2,994.21 annually Member \$ 2,994.21 annually

Board of Health: Chair \$1,500. Member \$1,200. Member \$1,200.

Moderator: \$200.00 annually

Planning Board: Chair \$1,000.00 annually Clerk \$1,000.00 annually

Members each \$550.00 annually

Town Clerk: \$53,928. annually

Selectboard: Chair \$3,275.00 annually Vice Chair \$2,850.00 annually Clerk \$2,850.00 annually

### Majority Vote - G.L. c.41, §108

SUBMITTED BY: Selectboard

FINANCE COMMITTEE RECOMMENDATION: 3-0

ARTICLE 3. Upon a motion made and seconded, it was **VOTED UNANIMOUSLY, to raise and appropriate the sum of \$8,776,307**, appropriate from **Fund-Comcast PEG Access Fund the sum of \$53,000**, appropriate from **Fund 610-WWTP Sewer Fund the sum of \$400,859**, appropriate from **Free Cash the sum of \$136,677** and appropriate from **Overlay Surplus Account the sum of \$24,000** for the **sum total of \$9,390,843** for Town and general municipal purposes connected therewith for the Fiscal Year 2023, all as set forth in a document entitled "Town of Sunderland FY23 Town Meeting Budget" on file with the Town Clerk, and posted on the Town website at [www.townofsunderland.us](http://www.townofsunderland.us).

### Majority Vote - G.L. c. 40, §5, and G.L. c.71, §16B

SUBMITTED BY: Selectboard

SELECTBOARD RECOMMENDATION: 3-0

FINANCE COMMITTEE RECOMMENDATION:3-0

<b>TOWN OF SUNDERLAND TOWN MEETING BUDGET</b>	<b>FY 20 Budget FINAL</b>	<b>FY 21 Budget FINAL</b>	<b>FY 22 Budget ATM</b>	<b>FY 23 Budget ATM</b>	<b>Change from FY 22 FINAL</b>	
GENERAL GOVERNMENT						
Personnel Services	185,380	206,011	213,692	223,110		
Elected Officials	65,621	62,296	73,256	76,736		
Expenses	268,765	281,641	295,717	305,204		
<b>TOTAL GENERAL GOVERNMENT</b>	<b>519,766</b>	<b>549,947</b>	<b>582,665</b>	<b>605,050</b>	<b>22,385</b>	<b>3.8%</b>
TOWN BUILDINGS						
Personnel Services	0	0	0	0		
Expenses	165,601	165,560	170,060	173,717		
<b>TOTAL TOWN BUILDINGS</b>	<b>165,601</b>	<b>165,560</b>	<b>170,060</b>	<b>173,717</b>	<b>3,657</b>	<b>2.2%</b>
POLICE DEPARTMENT						
Personnel Services	448,078	466,737	479,178	534,549		
Expenses	45,609	48,909	50,094	50,094		
<b>TOTAL POLICE DEPARTMENT</b>	<b>493,687</b>	<b>515,646</b>	<b>529,272</b>	<b>584,643</b>	<b>55,371</b>	<b>10.5%</b>
FIRE DEPARTMENT						
Personnel Services	54,027	55,137	62,500	64,401		
Expenses	33,000	30,750	33,000	34,000		
Regional EMS	199,203	182,195	188,056	210,221		
<b>TOTAL FIRE DEPARTMENT</b>	<b>286,230</b>	<b>268,082</b>	<b>283,556</b>	<b>308,622</b>	<b>25,066</b>	<b>8.8%</b>
INSPECTORS & OTHER PROTECTION						
Personnel Services	23,024	23,502	28,440	31,168		

Expenses	17,900	28,182	23,182	25,031		
<b>TOTAL INSPECTORS &amp; OTHER PROTECTION</b>	<b>40,924</b>	<b>51,685</b>	<b>51,622</b>	<b>56,199</b>	<b>4,577</b>	<b>8.9%</b>
HIGHWAY DEPARTMENT						
Personnel Services	178,562	189,545	197,396	205,839		
Expenses	121,252	117,254	144,854	129,854		
<b>TOTAL HIGHWAY</b>	<b>299,814</b>	<b>306,799</b>	<b>342,250</b>	<b>335,693</b>	<b>-6,557</b>	<b>2.0%</b>
HEALTH & SANITATION						
Personnel Services	12,194	12,438	12,687	16,904		
Expenses	11,595	12,588	12,866	13,517		
<b>TOTAL HEALTH &amp; SANITATION</b>	<b>23,789</b>	<b>25,025</b>	<b>25,552</b>	<b>30,421</b>	<b>4,869</b>	<b>19.1%</b>
LIBRARY						
Personnel Services	133,640	147,798	158,375	171,101		
Expenses	26,000	19,921	30,000	30,000		
<b>TOTAL LIBRARY</b>	<b>159,640</b>	<b>167,719</b>	<b>188,375</b>	<b>201,101</b>	<b>12,726</b>	<b>6.8%</b>
<b>TOTAL ELEMENTARY</b>	<b>2,954,946</b>	<b>2,954,946</b>	<b>3,036,322</b>	<b>3,145,467</b>	<b>109,145</b>	<b>3.6%</b>
<b>TOTAL FRANKLIN CTY TECH ASSESSMENT</b>	<b>119,047</b>	<b>199,682</b>	<b>153,939</b>	<b>113,323</b>	<b>-40,616</b>	<b>-26.4%</b>
<b>TOTAL FRONTIER ASSESSMENT</b>	<b>1,844,940</b>	<b>1,733,188</b>	<b>1,976,069</b>	<b>2,093,458</b>	<b>117,389</b>	<b>5.9%</b>
<b>OUT OF DISTRICT TUITION &amp; TRANSPORT</b>	<b>49,930</b>	<b>49,930</b>	<b>36,400</b>	<b>18,200</b>	<b>-18,200</b>	<b>-50.0%</b>
BENEFITS & INSURANCE						
Personnel Services	0	0	0	0		
Expenses	887,119	949,254	984,042	1,041,058		
<b>TOTAL BENEFITS &amp; INSURANCE</b>	<b>887,119</b>	<b>949,254</b>	<b>984,042</b>	<b>1,041,058</b>	<b>57,016</b>	<b>5.8%</b>
MISCELLANEOUS & RESERVE FUND						
Personnel Services	9,149	9,149	9,332	9,555		
Expenses	107,546	108,003	115,944	125,113		
<b>TOTAL MISC. &amp; RESERVE FUND</b>	<b>116,695</b>	<b>117,152</b>	<b>125,276</b>	<b>134,668</b>	<b>9,391</b>	<b>7.5%</b>
<b>TOTAL OPERATING BUDGET</b>	<b>7,962,128</b>	<b>8,054,615</b>	<b>8,485,401</b>	<b>8,841,620</b>	<b>356,219</b>	<b>4.2%</b>
WWTP						
Personnel Services						
Expenses	358,118	364,726	384,047	400,859		
Sewer Debt Service	30,374	29,814	0	0		
<b>TOTAL WWTP BUDGET</b>	<b>388,492</b>	<b>394,539</b>	<b>384,047</b>	<b>400,859</b>	<b>16,812</b>	<b>4.4%</b>
DEBT & INTEREST						
Personnel Services	0	0	0	0		
Expenses	214,282	319,324	142,291	148,364		
<b>TOTAL DEBT &amp; INTEREST</b>	<b>214,282</b>	<b>319,324</b>	<b>142,291</b>	<b>148,364</b>	<b>6,073</b>	<b>4.3%</b>

<b>GRAND TOTAL</b>	<b>8,564,902</b>	<b>8,768,479</b>	<b>9,011,739</b>	<b>9,390,843</b>	<b>379,104</b>	<b>4.2%</b>
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ARTICLE 4. Upon a motion made and seconded, it was **VOTED UNANIMOUSLY**, to transfer the sum of **\$101,306.48 from the Capital Stabilization Fund** and **\$25,000.00 from the Sewer Reserve Fund** for the fiscal Year 2023 Capital Budget, specifically for the capital equipment, buildings, facilities and other capital projects, including equipping, site preparation and all other related and incidental expenses, as shown on a document entitled, "FY23 CAPITAL BUDGET BY FUNDING SOURCE" on file with the Town Clerk, and posted on the Town website at [www.townofsunderland.us](http://www.townofsunderland.us), 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.

Priority	Department	Purpose	Amount	CIC Vote	Source
VH	HIGHWAY	Truck Lease/Year 6	\$ 27,206.48	6-0	Cap Stab
VH	HIGHWAY	Milling head	\$ 18,200.00	5-0	Cap Stab
<b>TOTAL HIGHWAY</b>			<b>\$ 45,406.48</b>		
VH	LIBRARY	Children's Room Carpet Replacement	\$ 18,000.00	6-0	Cap Stab
VH	LIBRARY	HVAC	\$ 14,500.00	5-0	Cap Stab
<b>TOTAL LIBRARY</b>			<b>\$ 32,500.00</b>		
VH	ELEMENTARY	Gable, Vent, Soffit repairs	\$9,600	5-0	Cap Stab
<b>TOTAL SCHOOL</b>			<b>\$9,600.00</b>		
H	WWTP	Repair concrete and slide gates	\$ 25,000.00	6-0	Sewer Res
<b>TOTAL WWTP</b>			<b>\$ 25,000.00</b>		
<b>TOTAL RECOMMENDED FROM CAPITAL STABILIZATION</b>			<b>\$ 87,506.48</b>		
<b>TOTAL RECOMMENDED FROM SEWER RESERVE FUND</b>			<b>\$ 25,000.00</b>		
<b>TOTAL RECOMMENDED</b>			<b>\$ 112,506.48</b>		

**AMENDMENT:**

Upon a motion made and seconded, it was **VOTED UNANIMOUSLY**, to remove the Glycol Sprinkler Replacement project from the Capital Budget and reduce the transfer from the Capital Stabilization funds by \$13,800. From \$101,306.48 to \$87,506.48

**\*REQUIRES 2/3 vote transfer from stabilization pursuant to G.L. 40, §5B**

SUBMITTED BY: Selectboard

SELECTBOARD RECOMMENDATION: 3-0

FINANCE COMMITTEE RECOMMENDATION: 3-0

CAPITAL PLANNING COMMITTEE RECOMMENDATION: 5-0

ARTICLE 5. **Upon a motion made and seconded, it was VOTED UNANIMOUSLY, to WITHDRAW this ARTICLE** ~~transfer the sum of \$34,000.00 from Free Cash to fund the accumulated sick and vacation leave buy back for Sunderland Elementary School employees pursuant to the Town By laws and/or collective bargaining agreements.~~

**Majority Vote - G.L. c. 40, §5**

SUBMITTED BY: Selectboard  
SELECTBOARD RECOMMENDATION: 3-0  
FINANCE COMMITTEE RECOMMENDATION:3-0

ARTICLE 6. **Upon a motion made and seconded, it was VOTED UNANIMOUSLY, to WITHDRAW this ARTICLE** ~~to transfer the sum of \$3,750.00 from Free Cash to fund Sunderland's 25% share of Phase II of the Senior Center Needs Assessment.~~

**Majority Vote-G.L. c.40, §21; G.L. 41, §108C**

SUBMITTED BY: South County Senior Center Board of Oversight  
SELECTBOARD RECOMMENDATION: 3-0  
FINANCE COMMITTEE RECOMMENDATION: 3-0

ARTICLE 7 **Upon a motion made and seconded, it was VOTED UNANIMOUSLY, to WITHDRAW this ARTICLE** ~~to transfer the sum of \$5,000.00 from Free Cash to fund the membership fee for the Pioneer Valley Mosquito Control District.~~

**Majority Vote-G.L. c.40, §21; G.L. 41, §108C**

SUBMITTED BY: Selectboard  
SELECTBOARD RECOMMENDATION: 3-0  
FINANCE COMMITTEE RECOMMENDATION: 3-0

ARTICLE 8. Upon a motion made and seconded, it was **VOTED UNANIMOUSLY**, to transfer the sum of **\$17,414.16 from the Capital Stabilization Fund** to fund Sunderland's share to replace the walk-in cooler for the Frontier Regional School District.

**\*REQUIRES 2/3 vote transfer from stabilization pursuant to G.L. 40, §5B**

SUBMITTED BY: Frontier Capital Improvement Committee  
SELECTBOARD RECOMMENDATION: 3-0  
FINANCE COMMITTEE RECOMMENDATION: 3-0

ARTICLE 9. Upon a motion made and seconded, it was **VOTED UNANIMOUSLY**, to transfer the sum of **\$103,200.00 from Free Cash to the Capital Stabilization Fund.**

**Majority Vote-G.L. c.40, §21; G.L. 41, §108C**

SUBMITTED BY: Frontier Capital Improvement Committee  
SELECTBOARD RECOMMENDATION: 3-0  
FINANCE COMMITTEE RECOMMENDATION: 3-0

ARTICLE 10. Upon a motion made and seconded, it was **VOTED UNANIMOUSLY**, to appropriate and transfer the amount of \$166,500 of which, \$136,500 is from the *CPA Undesignated Fund Balance* and \$30,000 is from the *CPA Budgeted Reserve*, as requested by the Town of Sunderland. Monies will be used for the renovation of the restroom building to increase accessibility and replace the recreation storage shed for the purpose of enhancing recreation in the park. Said funds to be expended under the direction of the Community Preservation Committee.

**Majority Vote - G.L. c. 44B, §5**

SUBMITTED BY: Community Preservation Committee  
SELECTBOARD RECOMMENDATION: 3-0  
FINANCE COMMITTEE RECOMMENDATION: 3-0  
CPC RECOMMENDATION: 6-0

ARTICLE 11. Upon a motion made and seconded, it was **VOTED UNANIMOUSLY**, to appropriate and transfer the amount of \$100,000 from the *CPA Budgeted Reserve* to the Town's Conservation Trust for the acquisition of a parcel or parcels of land in the Town of Sunderland and to authorize the Conservation Commission to acquire said interests in land upon such terms and conditions and for such consideration as it deems appropriate and to authorize the Selectboard to grant a permanent restriction on said parcels pursuant to and meeting the requirements of Section 12 of Chapter 44B of the General Laws.

**Majority Vote - G.L. c. 44B, §5**

SUBMITTED BY: Community Preservation Committee  
SELECTBOARD RECOMMENDATION: 3-0  
FINANCE COMMITTEE RECOMMENDATION: 3-0  
CPC RECOMMENDATION: 6-0

ARTICLE 12. Upon a motion made and seconded, it was **VOTED UNANIMOUSLY**, to appropriate and reserve from the **Community Preservation Fund** annual revenues in the amounts recommended by the Community Preservation Committee for committee administrative expenses, community preservation projects and other expenses in fiscal year 2023.

**Appropriations:**

From FY 2023 estimated revenues* for Committee Administrative Expenses	<b>\$6,000</b>
Community Preservation Debt Service	<b>\$24,749.21</b>

**Reserves:**

FY 2023 estimated revenues for Historic Resources Reserve	<b>\$32,875</b>
FY 2023 estimated revenues for Community Housing Reserve	<b>\$32,875</b>
FY 2023 estimated revenues for Open Space Reserve	<b>\$32,875</b>
FY 2023 estimated revenues for CPA Undesignated Budgeted Reserve	<b>\$118,125</b>

or take any other action thereon.

\* Estimated revenues are based on FY23 CPA Surcharge Estimate of \$125,000 and a 35% State Match (\$43,750), 10% of that total for each reserve fund plus any adjustments from previous years (\$16,000 in each reserve).

**Majority Vote - G.L. c. 44B, §5**

SUBMITTED BY: Community Preservation Committee  
SELECTBOARD RECOMMENDATION: 3-0  
FINANCE COMMITTEE RECOMMENDATION: 3-0  
CPC RECOMMENDATION: 6-0

ARTICLE 13. Upon a motion made and seconded, it was **VOTED UNANIMOUSLY**, pursuant to the provisions of General Laws c.44, §53E½, as most recently amended, to establish FY2023 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: Selectboard  
SELECTBOARD RECOMMENDATION: 3-0  
FINANCE COMMITTEE RECOMMENDATION: 3-0

ARTICLE 14. Upon a motion made and seconded, it was **VOTED BY MAJORITY**, to amend §31-19(A) of the Code of Sunderland, Personnel Bylaw, as follows (~~Delete text strikethrough~~ and new text in ***bold italics***):

~~The following days shall be recognized as legal holidays within the meaning of this chapter, and regular employees will receive these days off with pay:~~

- ~~New Year's Day~~
- ~~Martin Luther King Day~~
- ~~President's Day~~
- ~~Patriots Day~~
- ~~Memorial Day~~
- ~~Independence Day~~
- ~~Labor Day~~
- ~~Columbus Day~~
- ~~Veteran's Day~~
- ~~Thanksgiving Day~~
- ~~Christmas Day~~

And insert:

***“All holidays enumerated in M.G.L. c. 4, sec. 7, cl. 18 that are applicable to Sunderland shall be recognized as legal holidays within the meaning of this chapter, and regular employees will receive these days off with pay.”***

**Majority Vote-G.L. c.40, §21; G.L. 41, §108C**

SUBMITTED BY: Personnel Committee  
SELECTBOARD RECOMMENDATION: 2-1  
FINANCE COMMITTEE RECOMMENDATION: 3-0

**Articles 15 through 20, inclusive, are so called Consent Articles**

SELECTBOARD RECOMMENDATION to Consent Articles: 3-0  
FINANCE COMMITTEE RECOMMENDATION to Consent Articles: 3-0

ARTICLE 15. Upon a motion made and seconded, it was **VOTED UNANIMOUSLY**, to authorize the Treasurer/Collector to enter into compensating balance agreements during Fiscal Year 2023, as permitted by G.L. Chapter 44, Section 53F.

**Majority Vote-G.L. c.44, §53F**

SUBMITTED BY: Treasurer/Collector  
SELECTBOARD RECOMMENDATION: 3-0

ARTICLE 16. Upon a motion made and seconded, it was **VOTED UNANIMOUSLY**, to authorize the Selectboard 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: Selectboard  
SELECTBOARD RECOMMENDATION: 3-0

ARTICLE 17. Upon a motion made and seconded, it was **VOTED UNANIMOUSLY**, 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: Selectboard and Highway Superintendent  
SELECTBOARD RECOMMENDATION: 3-0

ARTICLE 18. Upon a motion made and seconded, it was **VOTED UNANIMOUSLY**, under the provisions of G.L. Chapter 40, Section 4A to authorize the Selectboard to enter into inter-municipal agreements.

**Majority Vote - G.L. c. 40, §4A**

SUBMITTED BY: Selectboard  
SELECTBOARD RECOMMENDATION: 3-0



ARTICLE 19. Upon a motion made and seconded, it was **VOTED UNANIMOUSLY**, to authorize the Selectboard to enter 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: Selectboard  
SELECTBOARD RECOMMENDATION: 3-0

ARTICLE 20. Upon a motion made and seconded, it was **VOTED UNANIMOUSLY**, to authorize the Town Treasurer, with the approval of the Selectboard, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 2022 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: Selectboard/Treasurer  
SELECTBOARD RECOMMENDATION:

The Town Clerk read the election warrant for the Annual Election on May 7, 2022, 8:00am-2:00pm, at the Sunderland Public Library.

Motion to dissolve the meeting at 8:07pm, seconded and voted unanimously.

Respectfully submitted,

Wendy Houle, MMC/CMMC