



COMMONWEALTH OF MASSACHUSETTS
TOWN OF HUBBARDSTON

MINUTES-ANNUAL TOWN MEETING

Tuesday, June 4, 2019

CENTER SCHOOL

STABILIZATION: \$ 390,950

FREE CASH: \$401,513

MUNICIPAL CAPITAL STABILIZATION: \$158,910

Pursuant to the foregoing warrant, the voters of the Town of Hubbardston assembled at the Center School gymnasium to act on the articles in said warrant. Present were Board of Selectmen members Daniel Galante (Chair), Michael Stauder, Jeffrey Williams, Patrick Girouard and Richard (Jamie) Haddad; Town Clerk Joyce Green; Finance Committee members Susan Rayne (Chair), Joshua Lerner, Shannon Erb and Charles Reed; Town Administrator Ryan McLane; and representative for Town Counsel, Carolyn Murray. Moderator Edward Leonard and Finance Committee member David Conaghan were absent.

A total of 198 registered voters were checked in by Marcia Howlett and Shonna Larson. A quorum of 50 voters was present throughout the meeting.

Town Administrator Ryan McLane welcomed voters and gave an explanation of the handouts available at the door. He thanked Selectman Michael Stauder for his 9 years of service on the board. Dr. Stauder is not seeking re-election when his term expires next week. Mr. McLane also thanked Town Clerk Joyce Green for her 13 years of service as Town Clerk and presented her with a Hubbardston sign showing her years of service. Ms. Green was given a standing ovation.

In the absence of the Moderator, Town Clerk Joyce Green called the meeting to order with a quorum present at 7:10pm. The first order of business was to elect a Temporary Moderator by ballot to preside over the meeting. Ms. Green stated that candidate for Moderator in the Annual Town Election to be held next week, Rene Lafayette, has offered to serve as Temporary Moderator tonight. She explained the process for electing a Temporary Moderator stating the law requires a ballot vote and that if more than one person is nominated tonight, each voter present would be required to write the name of their choice for Temporary Moderator on a slip of paper and individually deposit their ballot at the front of the room and then be counted. This process would take a considerable amount of time to complete but if only one person is nominated then only one vote will be required to elect the Temporary Moderator. Ms. Green asked if there was a nomination for Mr. Rene Lafayette for Temporary Moderator.

Motion: Daniel Galante, to nominate Rene Lafayette as Temporary Moderator.

Second: Barbara Hubbard

Vote: Motion Passes, Unanimous Affirmative Vote

Town Clerk asked if there were any other nominations. Seeing none, the Town Clerk declared the nominations closed and declared Rene Lafayette as the sole nominee for the position of Temporary Moderator for this meeting.

Motion: Robert Hubbard, that the Chair of the Board of Selectmen cast one ballot for Rene Lafayette as Temporary Moderator for tonight's meeting.

Second: Michael Stauder

Vote: Motion Passes by Unanimous Affirmative Vote.

The Town Clerk administered the Oath of Office to Mr. Lafayette who then proceeded to appoint Bella Kaldera and Dennis O'Donnell as checkers.

The following actions were taken on the articles presented in the aforesaid warrant:

ARTICLE 1. Motion, Patrick Girouard, that the town vote to choose all necessary officers at the Annual Town Election on June 11, 2019.

Second: Jeffrey Williams

Motion Passes: Majority Affirmative Vote

The Moderator recognized Michael Stauder, member of the Board of Selectmen who gave a “State of the Town” address, highlighting the roads management project including the pending override vote next week for a Special Purpose Stabilization Account for Roads Maintenance to address the condition of our roads. He stated that since 2013 we have spent almost \$9 million on road repairs and construction, including funds from State and Federal grants but indicated there is much more work left to be done. He discussed the FY2020 budget that includes a 5% increase to the Quabbin Regional School District, saying that this is less than the 8% increase that the district has asked for in their FY2020 assessment. He mentioned the recent regionalization of the Building Department with Gardner and plans to regionalize our Accounting Department with Templeton. He thanked the town for the opportunity to serve on the Board of Selectmen.

ARTICLE 2. Motion, Patrick Girouard, to hear the reports of the Town Officers and Committees [published in the Annual Town Report and now available for distribution].

Second: Daniel Galante

Motion Passes: Majority Affirmative Vote

ARTICLE 3. Motion, Richard Haddad, that the Town authorize the Board of Selectmen to enter into agreements with the Commonwealth of Massachusetts Department of Transportation for the construction and maintenance of public highways for the twelve month period beginning July 1, 2019.

Recommended by: Board of Selectmen and Finance Committee

Second: Michael Stauder

Motion Passes: Majority Affirmative Vote

ARTICLE 4. Motion, Michael Stauder, that the Town accept educational grants and aid for Fiscal Year 2020, to be expended for authorized purposes by the Montachusett Regional Vocational Technical School and the Quabbin Regional School District.

Recommended by: Board of Selectmen and Finance Committee

Second: Jeffrey Williams

Motion Passes: Majority Affirmative Vote

ARTICLE 5. Motion, Daniel Galante, that the Town authorize the continuation of the Holden Hospital Account #220-512-5580-0000 for Fiscal Year 2020, to be used for the purposes specified in the trust fund settlement.

Recommended by: Board of Selectmen and Finance Committee

Second: Jeffrey Williams

Motion Passes: Majority Affirmative Vote

Jeffrey Williams made a procedural **motion** to act on Articles 32 and 33 out of order at this time.

[A 2/3 vote is required to take articles out of order from the warrant per Hubbardston General Bylaw Chapter II, Section 12.]

Second: Michael Stauder

Town Administrator McLane explained that these 2 articles are being taken prior to Article 6 so that Article 6 can be amended to include any changes made by the votes on Articles 32 and 33, thus keeping the Hubbardston General Bylaw on Revolving Accounts consistent with these votes.

Vote on Motion to take articles out of order: Passes by Unanimous Vote

ARTICLE 32. Motion, Daniel Galante, that the Town vote to accept the provisions of M.G.L. Ch. 44 §53F3/4, establishing a separate revenue fund effective fiscal year 2020, which begins on July 1, 2019 2020, to be known as the PEG Access and Cable Related Fund, into which shall be deposited cable television license proceeds and other cable-related revenues for appropriation to support public, educational and governmental (“PEG”) access cable television services and oversight and renewal of the cable franchise agreements; and, upon such establishment, that the Town vote to transfer the balance of all funds as of June 30, 2019 held in the PEG Access revolving account for the benefit of the Cable Advisory Committee to said PEG Access and Cable Related Fund.

Recommended by: Board of Selectmen. Finance Committee took no action.

Second: Jeffrey Williams

The Town Accountant pointed out a correction needed in Article 32 to the date on line 2. The date should be “which begins on July 1, 2019,” and a **Motion to so Amend Article 32** was made by Daniel Galante, **seconded** by Jeffrey Williams and **passed by a unanimous vote**.

Vote on Article 32 as Amended: Motion Passes; Unanimous Affirmative Vote

ARTICLE 33. Motion, Jeffrey Williams, that the Town vote to appropriate the sum of Thirty Thousand and no cents (\$30,000.00) for the salaries, benefits, committee stipends and other operating expenses of the Hubbardston Cable Advisory Committee for Fiscal Year 2020, and to meet said appropriation, that the sum of \$30,000 be transferred from the PEG Access and Cable Related Fund.
Recommended by: Board of Selectmen. Finance Committee took no action.

Second: Patrick Girouard

Vote: Motion Passes; Unanimous Affirmative Vote

ARTICLE 6. Motion: Patrick Girouard, that the Town vote to amend the Town’s General Bylaw, Chapter IV, and Section 6. E, entitled “Departmental Revolving Funds” as printed in the warrant and to transfer the balance of all funds in the “Vaccine Administration Account” revolving fund as of June 30, 2019 into the “Board of Health Fund,” and further, to amend the Town’s General Bylaw, Chapter IV, Section 6. E, entitled “Departmental Revolving Funds” by striking from Section E the PEG Access revolving fund under the authorization of the Cable Advisory Committee into which is deposited license fees from Cable television providers expended for the purpose of recording and broadcasting town meetings, events and other cable access expenses.

Recommended by: Board of Selectmen and Finance Committee

Second: Jeffrey Williams

Vote: Motion Passes; Unanimous Affirmative Vote

ARTICLE 7. Motion, Richard Haddad, that the Town vote to fix the Fiscal Year 2020 spending limits for the revolving funds established in Chapter IV of the Hubbardston General By-Laws-laws in accordance with Massachusetts General Laws Chapter 44, Section 53E½ as printed in the warrant with the following **amendments**:

- a) by striking the references to and spending limits for the Gas Fund and Plumbing Fund pursuant to the vote under article 6;
- b) by correcting the name of the “Temporary Driveway Permit Fund” to the “DPW Temporary Driveway Fund”;
- c) by changing the name of the “Vaccine Administration Account” to the “Board of Health Fund” pursuant to the vote in article 6 and further to increase the annual spending limit for this fund to \$10,000; and
- d) by striking the reference to and spending limit for the Peg Access fund.

Recommended by: Board of Selectmen and Finance Committee

Second: Daniel Galante

Discussion: Questions were raised about the changes read in the motion as opposed to what was in the mailed warrant. The Town Administrator explained that the warrant serves as the framework of the article, the motion is used for the legal purpose of the vote. Voters were confused over the process of amending the article within the reading of the motion rather than making separate amendments as had been past practice. Town Counsel explained that the warrant article sets the outer boundaries to provide voters with the subjects that are going to be discussed and voted on at this meeting while the motion can differ somewhat from the article as long as it is within the scope of the article. Amendments can also be made from the floor. The Temporary Moderator repeated the amendments proposed under Article 7 so as to make it clear what is being voted. Town Administrator further explained that the vote taken under Article 6 made changes to the revolving funds listed in the warrant for Article 7 and since we cannot assume that Article 6 would pass, these amendments are proposed to clean up the bylaw to match what was voted in Article 6.

Revolving Fund	Department, Board, Committee, Agency of Officer	FY2020 Spending Limit
Con Com Fund	Conservation Committee	\$3,000
Temporary Driveway Permit Fund DPW Temporary Driveway Fund	DPW Director	\$2,500
Gas Fund	Gas Inspector	\$3,000
Grave Fund	Cemetery Commission	\$10,000
Hazmat Fund	Fire Chief	\$3,000
Hazardous Building Demo Fund	Board of Health; Building Dept.	\$20,000
Hubbardston Special Events Fund	Town Administrator	\$50,000
Late Fee Dog License Fund	Town Clerk	\$10,000
MART Trans. Manage. Fund	Executive Assistant	\$35,000
Open Burn Pit Fund	Fire Chief	\$11,000
PEG Access	Cable Advisory Committee	\$25,000
Planning Board Fund	Planning Board	\$20,000
Plumbing Fund	Plumbing Inspector	\$6,000
Public Records	Town Clerk	\$5,000
Recycling Fund	Board of Health	\$5,000
Septic Fund	Board of Health	\$20,000
Tax Title Collection Fund	Treasurer/Collector	\$10,000
Vaccine Administration Account Board of Health Fund	Board of Health	\$5,000-\$10,000
Wiring Fund	Wiring Inspector	\$50,000

Motion Passes: Majority Affirmative Vote

BUDGET ARTICLES

ARTICLE 8. Motion, Michael Stauder, that the Town vote to raise and appropriate from taxation the following sums of money to meet the salaries and compensation of Town Employees and Town Officers, as provided by MGL Ch. 41 §108, and for the expenses and outlays of the Town Departments, including the incremental cost of the first year of the collective bargaining agreement between the Town and the Hubbardston Professional Firefighters – Local 4957 - IAFF effective July 1, 2019, and other sundry and miscellaneous, but regular, expenditures necessary for the operation of the Town for Fiscal Year 2020 as printed in Appendix A to the warrant, and that the sum of \$100,000 be transferred from free cash for the purpose of partially funding the FY2020 operating budget thereby reducing the amount to be raised by taxation, and further, to accept and expend Federal and State Funds to offset certain salaries or expenses and outlays.

Recommended by: Board of Selectmen and Finance Committee

Second: Daniel Galante

Moderator Lafayette recognized Town Administrator Ryan McLane for a presentation on the budget. Mr McLane pointed out the use of Free Cash to partially fund the budget, explained the budget review process as laid out in the Town Charter and stated that this budget being presented is a combined recommended budget from the Board of Selectmen, the Finance Committee and the Town Administrator. He stated that we have structural deficit in our budget, meaning that our expenses are higher than our revenues. To make up the difference and balance the budget, we are using some Free Cash and some unexpected revenues. He discussed goals for stabilization funds and explained increases in Police, Fire, and DPW departmental budgets. He also reviewed revenue projections and stated that the remainder of the increases in the budget are from increased assessments from the schools.

The Moderator explained that he would read each line item account name to provide voters the opportunity for discussion on any given line item. The total for each section as noted below was voted separately.

The following section totals were voted separately as was the total FY2020 budget figure.

PURPOSE	AMOUNT	
General Government	\$628,464	Motion: MS, 2 nd : JW, Passes Unanimous
Public Safety	\$1,331,405	Motion: MS, 2 nd : JW, Passes Unanimous
Growth Management	\$88,014	Motion: MS, 2 nd : JW, Passes Unanimous

Moderator Lafayette invited the Superintendent of Schools, Sheila Muir, as allowed by law, to speak on the Quabbin Regional School District budget. She stated that the assessment number being presented in tonight's budget is less than the budget number that was certified by the School Committee and less than what has been requested by the district. [The dollar amount requested by the district is \$4,852,039 and the amount being proposed in tonight's budget is \$4,693,549.]

Susan Rayne, Chair of the Finance Committee, spoke in favor of the recommended budget number as presented in the warrant.

Education	\$5,373,680	Motion: MS, 2 nd : JW, Passes (2 opposed)
Public Works and Cemeteries	\$838,050	Motion: MS, 2 nd : JW, Passes Unanimous
Resident Services	\$147,430	Motion: MS, 2 nd : JW, Passes Unanimous
Unclassified	\$862,387	Motion: MS, 2 nd : JW, Passes Unanimous
Total General Fund and Operating Budget	\$9,269,431	

Vote on FY2020 Operating Budget as presented in the amount of \$9,269,431:

Motion Passes, Majority Affirmative Vote

ARTICLE 9. Motion, Daniel Galante, that the Town transfer from Free Cash the sum of \$15,000 (Fifteen Thousand Dollars and 00/100 Dollars) to fund the Senior Citizen Work-off Tax Abatement Program Account # 001-141-5120-0000 for Fiscal Year 2020.

Recommended by: Board of Selectmen and Finance Committee

Second: Jeffrey Williams

Vote: Motion Passes; Majority Affirmative Vote

ARTICLE 10. Motion, Jeffrey Williams, that the Town vote to transfer from Free Cash the sum of \$6,500 (Six Thousand Five Hundred Dollars and 00/100 Dollars) to fund the purchase of equipment, including all costs incidental and related thereto, for the Town's cemeteries for Fiscal Year 2020, as

printed in the warrant. [A towed commercial truck loader for leaf removal, a backpack leaf blower and weed maintenance equipment.]

Recommended by: Board of Selectmen and Finance Committee

Second: Michael Stauder

Vote: Motion Passes; Unanimous Affirmative Vote

ARTICLE 11. Motion, Patrick Girouard, that the Town vote to transfer from Free Cash to the Hubbardston Preservation Fund (Fund 211) the amount of \$1,755.00 for prior fiscal year deposits made in error to the Selectmen's Miscellaneous Account.

Recommended by: Board of Selectmen and Finance Committee

Second: Jeffrey Williams

Vote: Motion Passes; Unanimous Affirmative Vote

ARTICLE 12. Motion, Richard Haddad, that the Town vote to transfer from free cash the sum of \$147.55 for the purpose of supplementing the FY2019 appropriations for the following accounts, as printed in the warrant:

Grave Opening	\$60.00
Parks and Rec Expenses	\$11.13
PD Underage Drinking Grant	\$76.42

Recommended by: Board of Selectmen and Finance Committee

Second: Patrick Girouard

Vote: Motion Passes; Unanimous Affirmative Vote

ARTICLE 13. Motion, Michael Stauder, that the Town vote to transfer the sum of \$58,910 from the Municipal Capital Stabilization Fund and the sum of \$204,090 from Free Cash to pay for Fiscal Year 2020 cash capital expenses, including all costs incidental and related thereto, as printed in the warrant.

Recommended by: Board of Selectmen and Finance Committee

2/3 vote required

FY2020 Capital Article Table		
	New Obligations	Amount
1	To fund the purchase of a pavement roller and training for the Department of Public Works	\$35,000
2	To fund a dump truck with plow for the Department of Public Works	\$95,000
3	To repair the library roof and skylight on the so-called annex building	\$11,000
4	To fund new handguns for the Police Department	\$3,000
5	To fund a new cruiser with necessary equipment for the Police Department	\$46,000
6	To fund the purchase of new cafeteria equipment for the Hubbardston Center School (combination stove-oven-steamer)	\$25,000
7	To fund the purchase of a water pump booster system for the Hubbardston Center School	\$18,000

8	To fund the purchase of new computers and related IT hardware and software for the Town Offices	\$30,000
	New Obligations Total	\$263,000

Vote: Motion Passes; Yes-192, No-2

Second: Jeffrey Williams

ARTICLE 14. Motion, Daniel Galante, that the Town vote to transfer from the accounts printed in the warrant the sum of \$13,456.63 to the General Stabilization Account.
Recommended by: Board of Selectmen and Finance Committee

Second: Patrick Girouard

Account #	Description	Amount to Return
001-122-5380-9000	STM 8/10/15 Art#3 Designs Services	\$11,361.25
301-000-5840-9002	STM 10/24/17 A2 COMPLETE STS RTE 68	\$347.60
301-220-5870-9000	ATM 6/6/17 A12 FIRE TRUCK & REL EQU	\$1,019.00
001-220-5870-9001	ATM 6/5/18 A9 FD Turnout Gear	\$61.78
301-422-5870-9000	ATM 6/6/17 A14 6 WHEEL DUMP TRUCK	\$667.00
TOTAL:		\$13,456.63

Vote: Motion Passes; Unanimous Affirmative Vote

ARTICLE 15. Motion, Jeffrey Williams, that the Town vote to rescind the unissued borrowing authorizations approved under certain previously voted Town Meeting articles as printed in the warrant.
Recommended by: Board of Selectmen and Finance Committee

Second: Richard Haddad

Purpose	Vote Date	Article #	Amount Authorized	Amount Spent	Amount Unissued
CPA	12/4/2007	8	\$475,000.00	\$351,501.00	\$123,499.00
EMERGENCY ICE STORM RECOVERY	6/2/2009	4	\$600,000.00	\$585,000.00	\$15,000.00
PLAYGROUND	4/23/2013	3	\$40,000.00	\$30,000.00	\$10,000.00
ROUTE 68 ENGINEERING	11/19/2013	3	\$115,000.00	\$95,000.00	\$20,000.00
DEPT EQUIPMENT - PUBLIC WORKS	7/29/2014	1	\$140,000.00	\$135,000.00	\$5,000.00
				TOTAL	\$173,499.00

Vote: Motion Passes; Unanimous Affirmative Vote

CPA ARTICLES

ARTICLE 16. Motion, Patrick Girouard, that the Town vote to appropriate and set aside for future spending from the Community Preservation annual estimated revenues the amounts recommended by the Committee Preservation Committee for committee administrative expenses, community preservation projects and other expenses in Fiscal Year 2020 as printed in the warrant, with each item to be considered a separate appropriation.

Appropriations:

From FY 2020 estimated revenues for Committee Administrative Expenses (5%) \$3,267.39

Reserves:

From FY 2020 estimated revenues for Historic Resources Reserve (10%) \$6,534.77
From FY 2020 estimated revenues for Community Housing Reserve (10%) \$6,534.77

From FY 2020 estimated revenues for Open Space Reserve (10%)	\$6,534.77
From FY 2020 estimated revenues for Budgeted Reserve (65%)	\$42,475.92

Recommended by: Board of Selectmen and Community Preservation Committee. Finance Committee took no action.

Second: Richard Haddad

Vote: Motion Passes; Unanimous Affirmative Vote

ARTICLE 17. Motion, Richard Haddad, that the Town vote to transfer the remaining balances totaling \$6,811.50 from prior spending authorizations approved under certain previously voted Town Meeting articles as printed in the warrant to the CPA Undesignated Reserve.

Recommended by: Board of Selectmen and Community Preservation Committee. Finance Committee took no action.

Account #	Description	Amount to Return
246-183-5840-0001	ATM 6/4/13 A23 Tennis Courts	\$27.78
246-183-5840-0002	ATM 6/2/15 A21 Library Roof	\$2,600.00
246-161-5780-2012	ATM 6/5/12 A23 Town Historic Records Preservation	\$4,183.72
TOTAL:		\$6,811.50

Second: Patrick Girouard

Vote: Motion Passes; Unanimous Affirmative Vote

ARTICLE 18. Motion, Michael Stauder, that the Town vote to appropriate the sum of \$21,200.00 from the Community Preservation Open Space Reserve Account for the purpose of restoring and rehabilitating for recreational use the Curtis Recreational Field (Hubbardston Youth Baseball Fields) to become compliant in accordance with the Cal Ripken league regulations, including all costs incidental and related thereto.

Recommended by: Board of Selectmen and Community Preservation Committee. Finance Committee took no action.

Second: Jeffrey Williams

Vote: Motion Passes; Majority Affirmative Vote

ARTICLE 19. Motion, Daniel Galante, that the Town vote to appropriate the sum of \$2,618.00 from the Community Preservation Open Space Reserve Account to purchase a portable ice-skating rink for winter recreational and open space purposes, including all costs incidental and related thereto.

Recommended by: Board of Selectmen and Community Preservation Committee. Finance Committee took no action.

Second: Jeffrey Williams

Vote: Motion Passes; Majority Affirmative Vote

ARTICLE 20. Motion, Jeffrey Williams, that the Town vote to appropriate the sum of \$8,000 from the Community Preservation Historic Reserve Account for excavating areas of the Hubbardston Public Library brick foundation, including backfilling, seeding, and all costs incidental and related thereto, for historic preservation and restoration purposes.

Recommended by: Board of Selectmen and Community Preservation Committee. Finance Committee took no action.

Second: Michael Stauder

Vote: Motion Passes; Unanimous Affirmative Vote

ARTICLE 21. Motion, Patrick Girouard, that the Town vote to appropriate the sum of \$26,690.00 from the Community Preservation Historic Reserve Account for the purpose of reimbursing First Parish Unitarian Church for the cost of preserving, rehabilitating, restoring, repairing and replacing the historic building's roof, including all costs incidental and related thereto.

Recommended by: Board of Selectmen and Community Preservation Committee. Finance Committee took no action.

Second: Richard Haddad

Vote: Motion Passes; Majority Affirmative Vote

GENERAL ARTICLES

ARTICLE 22. Motion, Richard Haddad, that the Town vote, pursuant to G.L. 40, §5B, to create a special purpose stabilization fund for Municipal Road Repair and Maintenance, and, as funding therefor, to raise and appropriate the sum of \$350,000 to said stabilization fund; 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 in accordance with G.L. c.59, §21C (g) to be held on June 11th, 2019.

Recommended by: Board of Selectmen and Finance Committee

2/3 vote required

Second: Daniel Galante

Discussion: The Selectmen explained that creating this stabilization account by approval of this article and approving the funding by passage of the Proposition 2-1/2 override ballot question next week would allow the town to repair more roads without having to borrow funds. This would be a cost savings and make more of those funds available for use on roads as opposed to paying interest on a loan. The stabilization fund could only be used for road maintenance and repair, unless Town Meeting authorizes otherwise, and the override is authorized each year by the Board of Selectmen for a specific amount up to the amount on the ballot next week [\$350,000].

Questions were asked about the type of override and whether it was permanent. The answer was that the vote to create the Special Purpose Stabilization Account can be rescinded by Town Meeting after 3 years and that the amount to be raised over the amount allowed by Proposition 2-1/2 to be put into the account is determined by the Board of Selectmen each year.

The cost per average household with a value of \$250,000 is estimated at \$193 per year.

Vote: Motion Passes; Yes-109, No-34

ARTICLE 23. Motion, Michael Stauder, that the Town vote to amend the Town of Hubbardston General Bylaws by adding a new Chapter XXXIII, entitled “Stretch Energy Code” for the purpose of regulating the design and construction of buildings for the effective use of energy, pursuant to Appendix 115.AA of the Massachusetts Building Code, 780 CMR, the Stretch Energy Code, including future editions, amendments or modifications thereto, with an effective date of January 1, 2020, as printed in the handout for this Town Meeting.

Recommended by: Board of Selectmen and Finance Committee

Second: Richard Haddad

Vote: Motion Passes; Majority Affirmative Vote

ARTICLE 24. Motion, Daniel Galante, that the Town vote to accept Massachusetts General Laws Chapter 64N, Section 3 to impose a local excise tax on the retail sales of marijuana for adult use on marijuana retailers operating within the Town at the rate of 3 percent.

Recommended by: Board of Selectmen and Finance Committee

Second: Patrick Girouard

Vote: Motion Passes; Unanimous Affirmative Vote

ARTICLE 25. Motion, Jeffrey Williams, that the Town vote to accept the layout of Streeter Road as a public way in the location depicted on the plan entitled, “Layout Plan of Streeter Road, Hubbardston, MA” dated November 30, 2018 and revised on page three on April 1, 2019, prepared by Szoc Surveyors, as heretofore laid out by the Board of Selectmen on April 22, 2019 and as on file with the Town Clerk, and to authorize the Board of Selectmen to acquire by purchase, gift, or eminent domain or otherwise the fee to and/or easements in said Streeter Road as depicted on said plan and to enter into all agreements and take all related actions necessary or appropriate to carry out said acquisitions and other acts authorized herein.

Recommended by: Board of Selectmen and Finance Committee
Second: Michael Stauder

2/3 vote required

Discussion: There was much discussion on Article 25 with 6 residents speaking in favor and 2 speaking against. Selectmen Galante reminded voters that both the Board of Selectmen and Finance Committee recommend passage of the article.

Motion: Kristofer Munroe, to call the previous question

2/3 vote required

Second: Heather Budrewicz

Vote to call the previous question: Motion passes; Yes-127, No-4
Vote on Article 25: Motion passes; Yes-124, No-7

ARTICLE 26. Motion, Patrick Girouard, that the Town vote to authorize the Board of Selectmen, pursuant to G.L. Chapter 30B, Section 12, to enter into a five year contract with Lance Laine for the haying of the Mount Jefferson Recreation Area.

Recommended by: Board of Selectmen and Finance Committee

Second: Michael Stauder

Vote: Motion Passes; Unanimous Affirmative Vote

ARTICLE 27. Motion, Thomas Robinson, that the Town vote to amend the Hubbardston Zoning Bylaw, Article 7, Special Permits, Section 7.6, as printed in the warrant.

Recommended by: Finance Committee. Board of Selectmen does not recommend. **2/3 vote required**

Second: Vincent Ritchie

Discussion: Tom Robinson, Chairman of the Planning Board, read a written report of the Planning Board to not recommend Article 27 by a vote of 3-2 at their public hearing held on May 14, 2019. Three residents spoke against the article and 1 spoke in favor.

Vote: Motion Fails; Yes-14, No-96

ARTICLE 28. Motion, Thomas Robinson, to pass over Article 28 because Article 27 did not pass. [That the Town vote to amend the Hubbardston General Bylaws, Chapter III Vacancies and Appointments, Section 1. Town Officers & Election or Appointment of the Same as printed in the warrant.]

Second: Richard Haddad

Vote to Pass Over Article 28: Unanimous Affirmative Vote

ARTICLE 29. Motion, Richard Haddad, that the Town vote to amend Chapter XXXI, Section 2 of the Hubbardston General Bylaws by inserting a new Section 2.6 as printed in the warrant, with the exception of the following: In the second paragraph of the text as printed in the warrant, delete the references to "city council" where it appears on lines 2 through 3 and on line 4.

Section 2.6 – Powers of the Agricultural Commission

A commission may conduct research and prepare agricultural-related plans, including a comprehensive local agricultural land plan which shall be, to the extent possible, consistent with any current town master plan and regional area plans. The plan shall show or identify: (i) agricultural land areas and facilities; (ii) matters which may be shown on a tract index under section 33 of chapter 184; (iii) acquisitions of interest in land under this section; (iv) municipal lands that are held as open space; (v) non-municipal land subject to legal requirements or restrictions to protect that land or use it for open space, conservation, recreation or agriculture; (vi) land that should be retained as a public necessity for agricultural use; and (vii) any other information that the commission determines to be relevant to local agricultural land use. The commission may amend the plan whenever necessary.

A commission may receive gifts, bequests or devises of personal property or interests in real property as described in this subsection in the name of the municipality, subject to the approval of ~~the city council or~~ board of selectmen, ~~as the case may be~~. The commission may purchase interests in the land only with funds available to the commission. A ~~city council or~~ a town meeting may raise or transfer funds so that the commission may acquire in the name of the municipality, by option, purchase, lease or otherwise, the fee in the land or water rights, conservation or agricultural restrictions, easements or other contractual rights as may be necessary to acquire, maintain, improve, protect, limit the future use of or conserve and properly utilize open spaces in land and water areas within the municipality. The commission shall manage and control the interests in land acquired under this subsection. The commission shall not take or obtain land by eminent domain.

The commission shall adopt rules and regulations governing the use of land and water under its control and prescribe civil penalties, not exceeding a fine of \$100, for a violation.

(h) A municipality may appropriate money to an agricultural preservation fund of which the treasurer of the municipality shall be the custodian. The treasurer shall receive, deposit or invest the funds in savings banks, trust companies incorporated under the laws of the commonwealth, banking companies incorporated under the laws of the commonwealth which are members of the Federal Deposit Insurance Corporation or national banks or invest the funds in: (i) paid up shares and accounts of and in cooperative banks; (ii) shares of savings and loan associations; or (iii) shares of federal savings and loan associations doing business in the commonwealth. Any income derived from deposits or investments under this subsection shall be credited to the fund. Money in the fund may be expended by the commission for any purpose authorized by this section.

Recommended by: Board of Selectmen and Finance Committee.

Second: Michael Stauder

Vote on Article 29 as Amended: Motion Passes; Unanimous Affirmative Vote

ARTICLE 30. Motion, Debra Reed, to pass over Article 30. [submitted by Citizens' Petition]

Second: Daniel Galante

Vote to Pass Over Article 30: Unanimous Affirmative Vote

ARTICLE 31. Motion, Debra Reed, that the Town vote to authorize the Board of Selectmen to petition the General Court for special legislation, entitled An Act relative to private road maintenance, as printed in the warrant.

AN ACT relative to private road maintenance.

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. For the purposes of this act, the following words shall have the following meanings unless the context clearly requires otherwise:

“Common usage”, a road or any portion thereof that has been commonly used by the general public for a period of at least 20 consecutive years for travel directly from 1 public road to another public road.

“Improvement”, construction, alteration or reconstruction of 1 or more permanent fixtures upon, over or under a private way open to the public and of the type which the town may undertake with respect to town ways.

“Maintenance” incidental repairs and snow and ice removal upon, over or under a private way open to the public of the type which the town may undertake with respect to town ways.

SECTION 2. Notwithstanding sections 6C and 6N of chapter 40 of the General Laws, and bylaws adopted thereunder, or any other general or special law to the contrary, the town of Hubbardston may, from time to time, to ensure the safety of the general public, enter onto and make expenditures to

undertake maintenance and improvements, within any portion thereof, on 1 or more private ways within the town following: (i) a declaration of common usage of the private way by the general public, by vote of the Board of Selectmen; and (ii) an appropriation therefor. The board of selectmen shall determine the extent of any maintenance improvements. No declaration, appropriation, expenditure, maintenance or improvement pursuant to this act shall constitute the taking, layout, acceptance or establishment of the private way as a town way or constitute repairs under section 25 of chapter 84 of the General Laws.

SECTION 3. This act shall take effect upon its passage.

Recommended by: Board of Selectmen. Finance Committee does not recommend.

Second: Jeffrey Williams

Motion: Daniel Galante, that the motion under Article 31 be **amended by inserting a new Section 4** as follows:

SECTION 4. The General Court may make clerical or editorial changes of form only to this bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court, and to authorize the Board of Selectmen to approve amendments which shall be within the scope of the general public objectives of the petition.

Motion to Amend Seconded: Jeffrey Williams

Discussion: Carolyn Murray, Representative for Town Counsel, explained that this amendment is common practice on these types of special legislations to allow clerical changes to be made by the General Court as opposed to having a bill rejected by the General Court for a missing comma or other clerical error.

Vote on Motion to Amend: Motion Passes, Majority Affirmative Vote

Vote on Article 31: Motion Passes; Majority Affirmative Vote

The Temporary Moderator recognized a **motion by Vincent Ritchie** to recognize and thank Moderator Edward Leonard for his many years of fine service to our town.

Second: Board of Selectmen and many others

Vote: Unanimous in favor as indicated by voice vote

[Articles 32 and 33 were acted on earlier in the evening.]

Having completed the business of the evening, the Temporary Moderator declared Town Meeting adjourned at 10:25pm.

Respectfully Submitted,



Joyce E. Green
Town Clerk

(Town Seal)

Fiscal Year 2020 Approved Budget

Account Number	Account Name	FY2020 Approved
GENERAL GOVERNMENT		
Executive		
		\$34,636
001-122-5110-0001	Executive Assistant	\$8,000
001-122-5700-0000	Select Board Expenses	\$100
001-122-5700-0001	Binding of Records	\$2,000
001-122-5340-0000	Warrant Mailings	\$89,760
001-129-5110-0000	Town Administrator Salary	\$600
001-129-5190-0000	Town Administrator Cell Phone Stipend	\$3,000
001-129-5700-0000	Town Administrator Expense	\$138,096
	Total Executive	
Town Clerk		
		\$40,357
001-161-5110-0000	Town Clerk Salary	\$1,000
001-161-5190-0000	Town Clerk Certification	\$3,836
001-161-5700-0000	Town Clerk Expenses	\$2,573
001-161-5110-0001	Asst Town Clerk Wages	\$4,500
001-162-5700-0000	Elections & Registrations Expenses	\$2,500
001-162-5110-0000	Elections & Registrations Wages	\$446
001-163-5110-0000	Board of Registrars Wages	\$55,212
	Total Town Clerk	
Accounting		
		\$37,800
001-135-5300-0004	Town Accountant Services	\$200
001-135-5420-0000	Town Accountant Expense	\$19,500
001-135-5300-0000	Annual Audit	\$57,500
	Total Accounting	
Assessors		
		\$13,083
001-141-5110-0002	Assessing Assistant	\$6,000
001-141-5420-0000	Assessors' Expenses	\$0
NEW	Assessor Stipends	\$65,200
001-141-5300-0000	Assessors' Contracted Services	\$84,283
	Total Assessors	
Treasurer/Collector		
		\$62,991
001-149-5110-0000	Treasurer/Collector Salary	\$1,000
001-149-5190-0000	Treasurer/Collector Certification	\$17,755
001-149-5110-0002	Finance Assistant	\$11,825
001-149-5700-0000	Treasurer/Collector Expense	\$3,000
001-149-5300-0000	Treasurer/Collector Payroll Services	\$5,000
001-149-5700-0001	Treasurer/Collector Tax Title Expense	\$101,571
	Total Treasurer/Collector	
Legal Services		
		\$40,000
001-151-5300-0000	Legal Services	\$40,000
	Total Legal Services	
Conservation Commission		
		\$1,172
001-171-5700-0000	Conservation Comm. Expenses	\$1,172
	Total Conservation Commisssion	

Fiscal Year 2020 Approved Budget

Operations Support		
001-122-5210-0000	Town Office Utilities & Maintenance	\$31,000
001-122-5110-0003	Town Custodian	\$7,655
001-122-5230-0000	Town Office Phone	\$6,500
001-122-5240-0000	IT (Computer) Maintenance	\$60,000
001-122-5300-0003	Town Website	\$5,500
001-122-5400-0000	Copier Expense	\$3,000
	Total Operations Support	\$113,655
Other General Government		
001-176-5110-0000	Board of Appeals Assistant Wages	\$500
001-176-5700-0000	Board of Appeals Expense	\$675
001-195-5700-0000	Town Report	\$500
001-114-5110-0000	Moderator Salary	\$100
001-131-5420-0000	Finance Committee Expenses	\$200
001-132-5700-0000	Finance Committee Reserve Fund	\$35,000
	Total Other General Government	\$36,975
	TOTAL GENERAL GOVERNMENT	\$628,464
PUBLIC SAFETY		
Police Department		
001-210-5110-0000	Police Chief Salary	\$101,766
001-210-5110-0002	Police Wages	\$476,324
001-210-5110-0003	Police Training Wages	\$11,558
001-210-5300-0000	Police Training Expenses	\$6,224
001-210-5110-0001	Police Assistant	\$15,435
001-210-5700-0000	Police Dept. Maintenance	\$12,490
001-210-5240-0000	Police Dept. Vehicle Maintenance	\$7,750
001-210-5850-0000	Police Dept. Equipment & Outlay	\$15,574
	Total Police Department	\$647,121
Fire Department		
001-220-5110-0000	Fire Chief Salary (Inc Hol)	\$82,722
001-220-5110-0001	Fire Department - Wages	\$264,000
001-220-5190-0000	Fire Department - Call Wages	\$65,000
001-220-5430-0000	Fire Department Maintenance	\$13,600
001-220-5240-0000	Fire Department Vehicle Maint.	\$20,000
001-220-5500-0000	Fire Department Equipment & Outlay	\$17,000
001-231-5290-0000	Lease of Space	\$22,356
001-231-5300-0000	Prof. Expenses/Services	\$29,400
001-231-5500-0000	Medical Supplies	\$23,000
	Total Fire	\$537,078

Fiscal Year 2020 Approved Budget

Other Emergency Services		
001-299-5300-0000	Rutland Regional Dispatch Assessment	\$127,560
001-299-5700-0000	Dispatch Maintenance & Equip.	\$0
001-291-5110-0000	Emergency Planning Director	\$1,066
001-291-5700-0000	Emergency Planning Expenses	\$1,333
001-292-5300-0000	Regional Animal Control Officer Services	\$17,247
	Other Emergency Services	\$147,206
	TOTAL PUBLIC SAFETY	\$1,331,405
GROWTH MANAGEMENT		
Building Inspection		
001-192-5110-0000	Regional Building Inspection Services	\$24,000
001-192-5700-0000	Building Department Expense	\$1,135
001-519-5110-0000	Animal Inspector Salary	\$0
001-519-5705-0000	Animal Inspector Expense	\$0
	Total Building Inspection	\$25,135
Planning Board		
001-175-5700-0000	Planning Board Expenses	\$1,000
NEW	Economic Development Coordinator	\$7,000
001-175-5700-0001	Montachusett Reg. Plan. District Assessment	\$1,533
001-175-5300-0000	Master Plan Expenses	\$1,500
001-175-5110-0000	Planning Board Assistant	\$12,005
	Total Planning Board	\$23,038
Inspectional Services		
001-510-5110-0000	Board of Health and ConCom Assistant	\$12,863
001-192-5110-0001	Building Assistant	\$15,435
	Total Inspectional Services Support	\$28,298
Health Services		
001-510-5300-0000	Landfill monitoring	\$9,180
001-510-5700-0000	Board of Health Expenses	\$2,363
	Total Health Services	\$11,543
	TOTAL GROWTH MANAGEMENT	\$88,014
EDUCATION		
001-300-5700-0000	Quabbin Regional School Assessment	\$4,693,549
001-350-5700-0000	Mont. Reg. Voc. Tech. Assessment	\$649,021
001-300-5700-0005	QRSD Green Repair	\$31,110
	TOTAL EDUCATION	\$5,373,680
PUBLIC WORKS AND CEMETERIES		
Public Works Wages		
001-421-5110-0000	DPW Director	\$75,108
001-422-5110-0001	DPW Wages	\$253,847
001-422-5110-0002	DPW Assistant	\$12,863
	Total Public Works Wages	\$341,818

Fiscal Year 2020 Approved Budget

Public Works Expenses		
001-424-5700-0000	Municipal Lights	\$5,500
001-422-5240-0000	DPW Road Maintenance	\$105,200
001-422-5700-0000	General Highway	\$34,261
001-422-5240-0001	Equip. and Machinery Repairs	\$108,500
001-423-5110-0000	Employee Overtime (Winter Wages)	\$65,239
001-423-5300-0000	Highway Winter Outside Services	\$4,600
001-423-5700-0000	Equip., Supplies & Materials	\$160,000
001-423-5290-0000	Plowing of Private Ways	\$4,750
	Total DPW Expense	\$488,050
	Total DPW	\$829,868
Cemetery		
001-491-5290-0000	Cemetery Maintenance & Improvement	\$500
001-491-5850-0000	Cemetery Equipment & Outlay	\$1,300
001-491-5700-0001	Veterans' Graves	\$500
	Total Cemeteries	\$2,300
Tree Warden		
001-249-5110-0000	Tree Warden Wages	\$1,882
001-249-5700-0000	Tree Warden Outside Services	\$4,000
	Total Tree Warden	\$5,882
	TOTAL PUBLIC WORKS & CEMETERIES	\$838,050
RESIDENT SERVICES		
Council On Aging		
001-541-5240-0000	MART Van Expenses	\$0
001-541-5110-0000	Council on Aging Director	\$14,262
001-541-5700-0000	Council on Aging Expense	\$5,000
	Total Council on Aging	\$19,262
Veteran Services		
001-543-5110-0000	Veteran Services Regional Assessment	\$8,000
001-543-5700-0000	Veteran Services Expenses	\$200
001-543-5700-0001	Veteran Training Expenses	\$350
001-543-5770-0000	Veteran Benefits	\$30,000
001-543-5770-0001	Veteran Flags	\$500
	Total Veteran Services	\$39,050
Library		
001-610-5110-0000	Library Director	\$27,450
001-610-5110-0001	Library Assistant Wages	\$16,075
001-610-5700-0001	Library Utilities & Maintenance	\$21,200
001-610-5400-0000	Library Books & Materials	\$18,043
	Total Library	\$82,768
Commissions		
001-549-5700-0001	Agricultural Commission Expense	\$300
001-691-5700-0000	Historical Commission Expenses	\$200
001-950-5110-0000	Town Clock Maintenance	\$1,250
	Total Commission Expenses	\$1,750
Celebrations		

Fiscal Year 2020 Approved Budget

001-692-5700-0000	Memorial Day	\$1,500
	Total Celebrations	\$1,500
Park Services & Expense		
001-699-5700-0000	Parks Services & Expense	\$3,100
	Total Parks	\$3,100
	TOTAL RESIDENT SERVICES	\$147,430
UNCLASSIFIED		
Debt Service		
001-752-5925-0000	Interest on Short Term Debt	\$2,000
001-710-5910-2013	2013 Roads Project (P)	\$165,000
001-751-5925-2013	2013 Roads Project (I)	\$19,800
001-710-5910-2014	DPW 6 wheel dump w plow (voted 2014) (P)	\$15,000
001-751-5925-2014	DPW 6 wheel dump w plow (voted 2014) (I)	\$1,800
001-710-5910-2018	Fire Truck/Dump Truck	\$55,000
001-751-5925-2018	Fire Truck/Dump Truck Interest	\$15,321
001-710-5910-0014	SGT SUV - bought in 2014 (P)	\$5,000
001-751-5925-0014	SGT SUV - bought in 2014 (I)	\$150
	Total Debt Service	\$279,071
Insurance		
001-911-5690-0000	Worcester Regional Retirement	\$255,716
001-914-5150-0000	Ch. 32B (Health Insurance)	\$174,000
001-916-5150-0000	FICA Assessment (other employee benefits)	\$28,600
001-913-5780-0000	Unemployment Compensation Expense	\$10,000
001-945-5740-0000	General Insurance	\$115,000
	Total Insurance	\$583,316
	TOTAL UNCLASSIFIED	\$862,387
TOTAL OPERATING BUDGET		\$9,269,431
TOTAL OPERATING REVENUE		\$9,269,566
NET		\$135
		2.72%