

Commonwealth of Massachusetts
Town of Shutesbury
October 26, 2010 Special Town Meeting

At a legal meeting of the Inhabitants of the Town of Shutesbury qualified to vote in town affairs, held at the Shutesbury Town Hall, 1 Cooleyville RD on the twenty-sixth day of December in the year two thousand and ten, in the presence of a quorum the following business was conducted. **Moderator Penelope Kim opened the meeting at 7:00 PM**

Announcements:

Finance Committee Chairman Patrick Callahan: Announced current certified spending reserves to be \$736,912 and the current stabilization funds total to be \$344,912 for a combined total of \$1,081,589. Should all spending articles be approved, tonight Shutesbury will have approximately \$950,000 in combined available funds, a “very healthy” reserve funds total. That said,

- We still don’t know the ultimate cost of the soil contamination clean-up at the fire station.
- Last year we asked town departments to take zero increases in town budgets.
- The Department of Environmental Protection (DEP) wants to talk about repayment of the \$200,000 Leaking Underground Storage Tank (LUST) funds expended this last summer.
- Remediation is not yet done under the fire station. It is hoped that the \$70,000 on tonight’s warrant will be sufficient for the remediation, a \$4,000 permitting fee, and monitoring wells.
- Annual reporting expenses associated with the soil contamination are anticipated.

Article 1: A motion was made and seconded that the Town transfer the sum \$70,000 from Free Cash to the Fire Station Gasoline Cleanup account for continued remediation of soil contamination.

Passed unanimously.

Article 2: A motion was made and seconded that the Town transfer \$50,000 from Free Cash for the Elementary School for SPED Operating Expenses.

A motion was made, seconded and unanimously voted to amend the amount to \$32,000.

The main article as amended passed unanimously.

Article 3: A motion was made and seconded that the Town rescind warrant article 5, “To raise and appropriate the sum of \$37,500 to accept the Capital Planning Committees Recommendations,” from the May 1, 2010 Annual Town Meeting.

Passed unanimously.

Article 4: A motion was made and seconded that the Town vote to authorize the Board of Selectmen to take all necessary and appropriate action to establish and to maintain, in accordance with the provisions of Chapter 164 of the General Laws as amended from time to time and in accordance with the rules, regulations and orders of the Department of Public Utilities and the Department of Telecommunications & Cable as implemented from time to time, a municipal lighting plant and to acquire such property and /or such

rights to use or share in the use of property owned by others as may be necessary, appropriate or convenient for such municipal lighting plant to provide energy-related services utilizing power demand monitoring and related technologies which are available primarily in concert with advanced telecommunications systems (commonly described as “smart grid”), to operate facilities necessary for the distribution and/or operation of a telecommunications system and to operate a community television system.

A motion was made and seconded to pass over the article tonight and wait until annual town meeting following public forums. Amendment failed.

A motion was made, seconded and unanimously voted to call the question.

Main article passed unanimously.

Article 5: A motion was made and seconded that the Town vote to transfer the sum of \$700 from free cash to Ambulance Service (increasing the amount from \$23,700 to \$24,400).

Passed unanimously.

Article 6: A motion was made and seconded that the Town vote to transfer the sum of \$7,491.13 from free cash to Contributory Retirement (increasing the amount from \$136,841 to \$144,332.13.)

Passed unanimously.

Article 7: A motion was made and seconded that the Town vote to transfer \$139 from free cash to War Memorial Grant.

Passed unanimously.

Article 8: A motion was made and seconded that the Town vote to adopt the “Stretch Energy Code” as a Town of Shutesbury General Bylaw, for the purpose of regulating the design and construction of buildings for the effective use of energy, pursuant to Appendix 120 AA of the Massachusetts Building Code, 780 CMR, the “Stretch Energy Code”, including amendments or modifications thereto, a copy of which is on file with the Town Clerk.

A motion was made, seconded and unanimously voted to call the question.

Articled 8 passed by a majority vote.

Article 9: A motion was made and seconded that the Town vote to transfer \$10,000 from free cash to purchase a new dishwasher for the Elementary School kitchen.

Passed unanimously.

A motion was made, seconded and unanimously voted to dissolve the meeting at 8:49 PM.

Respectfully submitted

Town Seal

Leslie Bracebridge
Shutesbury Town Clerk

A true copy. Attest: _____