

**2011 Annual Town Meeting  
Town of Shutesbury  
Commonwealth of Massachusetts**

To one of the Constables of the Town of Shutesbury in the County of Franklin, Greeting:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said town, qualified to vote in elections and town affairs, to meet at **9:00** a.m. on Saturday the **seventh** day of May, at the Shutesbury Elementary School at 23 West Pelham Road in said Shutesbury, in the year Two Thousand and Eleven, then and there to act on the following articles:

**Article 1.** To hear, and act, on reports of town officers, committees, and boards, or take any other action relative thereto. **(Sponsor: Select Board)**

**Article 2.** To see if the Town will grant the Historical Commission with the care, custody, management and control as stated in MGL chap. 40, sec. 515A, of the 1806 Town Pound site, or take any other action relative thereto. **(Sponsor: Historical Commission) Selectboard**

*Requires a 2/3 vote*

**Article 3.** To see if the Town of Shutesbury will vote to act on the recommendation of the Community Preservation Committee to transfer the following sums from the Community Preservation Fund Balance: \$896.00 to Open Space (excluding recreational purposes); \$896 to Historic Resources; \$896.00 to Community Housing, or take any action relative thereto.

**(Sponsor: Community Preservation Committee) Finance Committee Recommends**

**Article 4.** To see if the Town of Shutesbury will vote to act on the recommendation of the Community Preservation Committee on the fiscal year 2012 budget to transfer the following sums of money from the Community Preservation Fund estimated annual revenues: \$4,375.00 to Open Space (excluding recreational purposes); \$4,375.00 to Historic Resources; \$4,375.00 to Community Housing; and \$28,438 to the fiscal year 2012 Community Preservation Fund budgeted reserve, or take any action relative thereto.

**(Sponsor: Community Preservation Committee) Finance Committee Recommends**

**Article 5.** To see if the Town will vote to appropriate \$ 2,187 from fiscal year 2012 Community Preservation Fund estimated annual revenues for necessary and proper administrative and operation expenses of the Shutesbury Community Preservation Committee, or take any action relative thereto.

**(Sponsor: Community Preservation Committee) Finance Committee Recommends**

**Article 6.** To see if the Town will vote to appropriate the sum of \$15,000 from the Community Preservation Fund; and to meet this appropriation, transfer the sum of \$12,378.80 from the Historic Resources account and transfer the sum of \$2,621.20 from the Community Preservation Fund Balance, to rehabilitate the West Schoolhouse as detailed in the Shutesbury Historical Commission's West Schoolhouse Sills Project proposal, with all the work to comply with the Standards for Rehabilitation stated in the United States Secretary of the Interior's Standards for Treatment of Historic

Properties, said funds to be expended under the direction of the Shutesbury Building Committee, or take any action thereto.

**(Sponsor: Community Preservation Committee) Finance Committee Recommends**

**Article 7.** To see if the Town will vote to amend the Personnel By-Law Section 8.2.2 Insurance/ Retirement/Health Insurance paragraph two to include healthcare coverage for retired employees and their dependents, or take any action relative thereto.

Upon retirement (but not resignation) from Shutesbury on or after the eligible retirement age and after a minimum of ten (10) years of creditable service in Shutesbury in an EEFB (employee eligible for benefits) position, the Town will pay 50% of the cost of an individual health plans offered by the Town. Please see rules and regulations for retiree health insurance. ~~Retirees will have the option of applying the Town contributory dollar amount to the same health benefit family plan.~~ Employees eligible for Medicare shall be required to obtain such coverage and comply with Chapter 32B section 18 of the M.G.L.

**(Sponsor: Selectboard, Personnel Board, and Finance Committee) Finance Committee Recommends**

**Article 8.** To see if the Town will approve the appointment pursuant to MGL Chapter 268A, Section 21A of Catherine Hilton as a Board of Health Administrative Consultant while also serving as an elected official on the Board of Health, or take any other action relative thereto. **(Sponsor: Personnel Board) Finance Committee Recommends**

**Article 9.** To see if the Town will vote to have the newly elected member of the Shutesbury School Committee commence his/her term on the ninth day following the annual election each year, notwithstanding the vote of May 4, 1974 to have elected officials commence their term on July 1, effective for terms beginning in 2012.

**(Sponsor: School Committee)**

**Article 10.** To see if the Town will adopt the "The May 7, 2011 Revised Town of Shutesbury Wetlands Protection Bylaw," or take any action thereto. **(Sponsor: Conservation Commission)**

**Article 11.** To see if the Town will 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 or to take any other action relative thereto.

**(Sponsor: Select Board, Broadband Committee) Finance Committee Recommends  
Requires a 2/3 vote**



**Article 12.** To see if the Town will vote to transfer the sum of \$60,000 from Stabilization Fund to purchase a one-ton pick up truck with plow for the highway department. **(Sponsor: Highway Department) Capital Planning Committee and Finance Committee Recommends**

***Requires 2/3 vote***

**Article 13.** To see if the Town will approve the existing Amherst-Pelham Regional School District Agreement for allocating the total amount to be contributed by each member town of the District for Fiscal Year 2012 as required by Section VI of the Regional Agreement.

"The School Committee has voted to continue using the formula put forth in the Regional Agreement to determine the apportionment of the FY12 budget to each member town. Approval to use this apportionment method must be granted each year."

**(Sponsor: Select Board) Finance Committee Recommends**

**Article 14.** To see if the Town will vote to raise and appropriate, transfer from available funds, borrow, or otherwise provide a sum of money to meet town expenses including operations, capital, salaries and school expenses for the fiscal year beginning July 1, 2011, or take any other action relative thereto. **(Sponsor: Select Board and Finance Committee) Finance Committee Recommends**

**Article 15.** To see if the Town will vote to set the salary compensation for all elected officials of the town (Select Board, Town Clerk, Moderator and Constable) as provided by MGL Chapter 41, Section 108, to be made effective from July 1, 2010, as contained in the budget, or take any other action relative thereto. **(Sponsor: Personnel Board and Select Board) Finance Committee Recommends**

**Article 16.** To see if the Town will vote to transfer the sum of \$100,000 from the Stabilization Fund, to the new Capital Stabilization Fund or take any other action relative thereto. **(Sponsor: Selectboard) Capital Planning Committee and Finance Committee Recommend**

***Requires 2/3 vote***

**Article 17.** To see if the Town will vote to accept and expend funds available from the State for Highway reimbursement programs, such as the Chapter 90 program, without further appropriation, or take any other action thereto. **(Sponsor: Select Board) Finance Committee Recommends**

**Article 18.** To see if the Town will vote to authorize the Treasurer, with the approval of the Select Board, to borrow money from time to time in anticipation of revenues for the fiscal year beginning July 1, 2011 in accordance with the MGL Chapter 44, Section 4 and to issue a note or notes therefore, payable within one year, to renew any note or notes as may be given for a period of less than one year in accordance with the provisions of the MGL Chapter 44, Section 17, or take any other action relative thereto. **(Sponsor: Select Board) Finance Committee Recommends**

**Article 19.** To see if the Town will vote to allow the Select Board to apply for, accept and expend state, federal and other grants, which do not require a town appropriation, or take any other action relative thereto. **(Sponsor: Select Board) Finance Committee Recommends**

**Article 20.** To see if the Town will vote to authorize the following revolving funds for certain town departments under MGL Chapter 44, Section 53E1/2 for the fiscal year beginning July 1, 2011, and to further authorize that any surplus in said accounts exceeding the amounts reflected below in the surplus column will be directed to the general fund at the end of the fiscal year, or take any other action relative thereto. **(Sponsor: Select Board) Finance Committee)**

<b>Revolving fund</b>	<b>Authorized to spend</b>	<b>Revenue source</b>	<b>Use of fund</b>	<b>FY2012 spending limit</b>	<b>Surplus column cap</b>
Dog license and control	Town Clerk and Dog Officer	Licenses, fines and donations	Supplies and animal care	\$1,000	\$1,000
Recycling	Recycling Coordinator and Town Administrator	MIRF, grants, bulky waste, garbage bags, recycling containers	Expenses, outreach, educ. stipend and equipment	\$25,000	\$5,000
Fire Inspections	Select Board	Fire inspection fees	Pay Fire Inspector or assistant	\$3,000	\$1,000
Electrical Inspections	Select Board	Electrical Inspection fees	Pay Electrical Inspector or assistant	\$4,000	\$1,000
Plumbing Inspection	Select Board	Plumbing Inspection fees	Pay Plumbing Inspector	\$5,000	\$1,000
Swimming Exercise	Select Board	Swimming Exercise fees	Pay instructor	\$3,000	\$1,000
Library & Dog	Library Board of Trustees	Grants, fines, sales, dog licenses, bequests		\$10,000	\$7,500
Conservation	Commissioners	Local Wetland Protection Permit Fees	Education, outreach, and maintenance of property	\$1,000	\$1,000
Total Spending				\$52,000	

**Article 21. Resolution: District School Funds Drained by Charter Schools**  
***Finance Committee Recommends***

Whereas Massachusetts funds charter schools by withholding aid to the cities and towns that send students to charter schools, and

Whereas the amount of such aid withheld for each student leaving to attend a charter school exceeds by a large factor the amount of per pupil aid that the district receives from the state, and

Whereas the loss of monies to a district results in either reducing programs in the local public schools or raising local taxes, thus shifting additional costs onto local taxpayers without their approval,

We call on the state to change the funding mechanism so that Commonwealth charter schools, which are approved and supervised solely by the state be funded directly out of a line item in the state budget.

**Article 22. Resolution: The Case for a Comprehensive Review of National Security Priorities**  
**(Sponsor: Citizen's Petition)**

**Text on following page**



## **The Case for a Comprehensive Review of National Security Priorities**

WHEREAS, At our deepest knowing we have a profound connection with our whole human family, even more apparent as technology has effectively shrunk our world; and

WHEREAS, Our immense technological might and intelligence, without the application of wisdom, love and humility, is presently undermining the intricate web and balance of life and our future on the planet; and

WHEREAS, War should always be the solution of last resort, to be used only for defense of the homeland against direct aggression; and

WHEREAS, The Pentagon, in response to new perceived threats, has more than doubled its budget over the last decade to almost \$800 billion per year; and

WHEREAS, This amount is disproportionate to any actual present threats, being almost equal to all the rest of the world's military budgets combined, friend and foe alike; and

WHEREAS, The US still maintains over 50 thousand troops in Germany and over 35 thousand troops in Japan<sup>1</sup>, all left over from the Second World War and the Cold War. The Pentagon currently maintains almost 1,000 overseas military bases; and

WHEREAS, This nation shares with all peoples substantial global threats to our well-being from ecological stress, severe weather instability, and acute resource depletion; and

WHEREAS, Solving these urgent and unprecedented problems facing humankind will require a redeployment of the ingenuity and material resources presently being poured into war and military preparation; and

WHEREAS, These problems must urgently be addressed at the global level in a cooperative manner exemplifying trust, and forgoing old strategic habits of threat, coercion and exploitation which will undermine and perilously delay conceiving a viable future.

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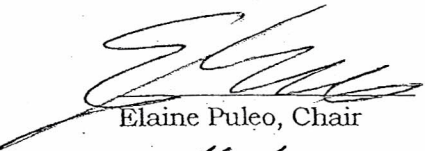
<sup>1</sup> Reference: [www.cdi.org](http://www.cdi.org) & [www.nationalpriorities.org](http://www.nationalpriorities.org)

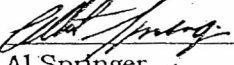
**THEREFORE BE IT RESOLVED THAT:**

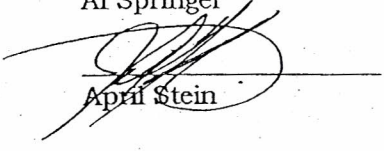
1. We encourage ourselves and each other in our faith in humanity, and we proclaim our right, and accept our responsibility to imagine and work towards a peaceful and secure future.
2. We will educate ourselves and others about areas of the Pentagon budget that are now obsolete or unnecessary. We urge Congress to urgently evaluate the re-allocation of those resources to tackling the actual present day threats to our survival on the planet.
3. We believe that the current assertions that we, as a nation, cannot afford clean air, decent health coverage, dignified lives at retirement, safe roads and bridges, well-regulated corporations and a decent education for all, need to consider whether the defense budget can continue to be treated as largely untouchable.
4. **We urge our elected representatives** to understand the moral and practical futility of war, and to embrace the proposition that humanity can and must outgrow war. Based on these understandings, we urge our elected representatives to initiate and support efforts aimed at moving the United States and other nations to:
  - A. **Negotiate the end of current wars,**
  - B. **Perform an independent bottom-up review of all defense spending** to measure against objective criteria of 'defense' cost-effectiveness,
  - C. Make further efforts to **rid the world of nuclear weapons,**
  - D. **Renounce war** as a legitimate means of advancing perceived national interests,
  - E. Support **non-violent conflict resolution** and peace building studies and initiatives,
  - F. **Divert the resources** saved by these measures towards practical solutions for our urgent global problems, and
  - G. Create a cabinet level federal *Department of Peace* that will provide a balance to the very costly and dominant Pentagon perspective.
6. Copies of this resolution be sent by the Town of Shutesbury to our Congressional Representatives.

Hereof fail not, and make due return of this warrant, with your doings thereon, at the time and place of the meeting. Given under our hands this Tuesday, the ~~26~~<sup>26</sup>th day of April two thousand and eleven.

Shutesbury Select Board

  
Elaine Puleo, Chair


  
Al Springer

  
April Stein



**A TRUE COPY**

**ATTEST**

  
Shutesbury Town Clerk

I, the undersigned Constable for the Town of Shutesbury, certify that I posted attested copies of the Warrant for the above mentioned meeting at the Locks Pond Bulletin Board, the Shutesbury Post Office, and the Town Hall in said town seven (7) days at least before the time of holding said meeting.

Constable



Date

4/27/11

PLEASE ATTEND FRAGRANCE FREE