

TOWN OF WILLIAMSBURG

Annual Town Meeting

June 7, 2010

The warrant was signed and posted on May 24, 2010

Moderator: Joseph Larkin Town Clerk: Brenda Lessard

Board of Selectmen present: David Mathers, Chair; Denise Banister, Clerk; Jeffrey Ciuffreda

Constables: Paul Sanderson & Wilbur Loomis

A quorum (60 registered voters) being present (there were 174 registered voters present), the Moderator called the meeting to order at 7:15 p.m. The Moderator noted the return of the warrant and that it had been posted.

A motion was made and seconded to adopt a rule that the Moderator be authorized to declare 2/3 vote in the same manner as a majority vote is declared, provided that if a vote so declared is questioned by seven (7) or more members, the Moderator shall verify the vote by taking a count.

Passed Majority

Jeff Ciuffreda noted that the Annual Town Report for 2009 had been dedicated to M. J. Moran. Donna Gibson made an announcement in the loss this year of Board of Health member Dr. Ira Gabrielson.

Article 1

Moved and seconded that the town empower the Board of Selectmen, Board of Water/Sewer Commissioners, Board of Assessors, Board of Health, Board of Appeals, Finance Committee, and the Trustees of Libraries to appoint their own members to town departments at such salaries or wage rates as shall be established by the Board of Selectmen.

Passed Unanimously

Article 2

Moved and seconded that the Town authorize the Moderator to choose a committee to expend the income from the Whiting Street Fund.

Passed Unanimously

Article 3

Moved and seconded that the Town continue membership in the Hampshire Council of Governments for Fiscal Year 2011 through Fiscal Year 2014.

Passed Unanimously

Article 4

Moved and seconded that the Town adopt a Capital Improvement Plan, as prepared by the Capital Planning Committee and, whose budget has been accepted by the Finance Committee, including recommended capital improvements for the following five fiscal years.

Passed Unanimously

Article 5

Moved and seconded that the town fix a salary and compensation of all elected and appointed officers of the town for the twelve month period ending June 30, 2011, as provided in Section 108, Chapter 41, General Laws as amended, and to see if the town will vote to raise and appropriate such sums of money as shall be deemed necessary to defray the expenses of the period as follows:

(Moved section by section)

Article 5

Moved and seconded that the Town raise and appropriate the sum of **\$379,432**, the amount recommended by the Finance Committee for the purpose of **General Government**, with each item to be considered a separate appropriation and to raise said sum from taxation.

GENERAL GOVERNMENT	FY09 Actual Expenditure	FY10 Town Meeting Approved Budget	FY11 Department Requests	FY11 Finance Committee Recommendation
Moderator	0	284	284	288
Selectboard Salaries	7,769	7,924	7,924	8,043
Selectboard Expenses	2,080	2,750	3,750	3,750
Town Administrator	44,634	45,527	45,527	46,210
Administrative Assistant	12,359	12,607	12,607	12,796
Town Administrator Expenses	1,471	1,500	1,500	1,500
Oliver Smith Trustee	0	29	29	29
Town Counsel	17,213	15,000	15,000	15,000
Advertising Expense	225	850	1,000	1,000
Constable Salary	278	284	400	400
Constable Expenses Elections	188	200	100	100
Parking Clerk Labor	139	0	0	0
Finance Committee Salaries	2,731	3,581	3,581	3,635
Finance Committee Chair	0	162	162	164
Finance Committee Secretary	227	624	624	633
Finance Committee Expenses	185	500	500	500
Reserve Fund from Free Cash	47,271	42,000	0	0
Reserve Fund from Taxation	7,000	13,000	55,000	55,000
Capital Planning Labor	0	313	313	318
Capital Planning Expenses	125	75	75	75
Accountant Labor	24,474	22,380	21,779	21,779
Accountant Expense	0	950	250	250
Accounting Software Purchase	1,000	1,000	1,000	1,000
Audit Services	16,500	14,500	14,500	14,500

Assessor's Salaries	7,769	7,924	7,924	8,043
Assessor's Labor	6,078	7,140	7,140	7,247
Assessor's Expenses	3,765	3,700	3,700	3,700
Assessor's Revaluation	1,820	6,000	4,500	4,500
Treasurer Salary	17,483	17,833	17,833	18,100
Treasurer's Add'l Salary (Certification)	0	0	1,000	1,000
Assistant Treasurer	0	5,100	5,100	5,177
Treasurer's Assistant	3,996	0	0	0
Treasurer's Expenses	3,761	6,200	4,600	4,600
Treasurer's Software	1,708	1,832	1,960	1,960
Collector Salary	25,470	25,979	25,979	26,369
Collector's Add'l Salary	0	0	0	0
Collector's Expenses	9,588	9,630	8,430	8,430
Deputy Collector's Expenses	0	0	2,000	2,000
Clerk Salary	15,920	16,238	16,238	16,482
Clerk's Assistant	2,001	2,042	2,042	2,073
Clerk's Expenses	808	1,000	1,300	1,300
Clerk's Software	500	500	500	500
Elections, Registration, Listing	7,803	6,570	7,800	7,800
Town Meeting Expense	185	0	0	0
Street Listing	981	1,060	1,100	1,100
Conservation Comm Labor	0	0	1,900	1,900
Conservation Comm Expense	2,215	2,600	950	950
Energy Committee	0	500	500	500
Planning Board	428	750	750	750
Zoning Bd of Appeals	0	400	600	600
Custodian Labor	8,870	9,883	9,883	10,031
Town Buildings & Grounds	34,866	37,650	38,300	38,300
Town Office Expense	2,617	3,400	3,400	3,400
Town Office Telephone	5,261	6,245	6,300	6,300
Town Office Internet	1,746	2,200	2,250	2,250
Copier Maintenance	1,915	2,700	2,700	2,700
Technology Upgrade	683	0	2,500	2,500
Painting/Siding Town Office	15,000	0	0	0
Town Reports	1,770	1,800	1,900	1,900
Subtotal General Government	370,876	372,916	376,984	379,432

Passed Unanimously

Article 5

Moved and seconded that the Town raise and appropriate the sum of **\$311,340**, the amount recommended by the Finance Committee for the purpose of **Protection of Persons and Property**, with each item to be considered a separate appropriation and to raise said sum from taxation.

PROTECTION PERSONS and PROPERTY	FY09 Actual Expenditure	FY10 Town Meeting Approved Budget	FY11 Department Requests	FY11 Finance Committee Recommendation
Police Chief Salary	19,055	0	0	0
Police Dept Labor	134,983	141,596	162,200	164,633
Police Dept Expenses	23,974	28,500	33,500	33,500
Regional Records Computers/Software	5,452	5,500	5,500	5,500
Fire Chief Salary	19,055	19,436	19,436	19,728
Fire Dept Labor	29,384	29,942	29,942	30,391
Fire Dept Expenses	20,244	20,320	20,320	20,320
Ambulance Service	27,758	27,718	30,233	30,233
Emergency Management Director	1,000	1,020	1,020	1,035
Shade Tree Committee Expenses	5,995	5,000	5,000	5,000
Tree Removal/Planting	2,450	1,000	1,000	1,000
Subtotal Protection Persons and Property	289,350	280,032	308,151	311,340

Passed Unanimously

Article 5

Moved and seconded that the Town raise and appropriate the sum of **\$1,422**, the amount recommended by the Finance Committee for the purpose of **School Committee Stipends**, and to raise said sum from taxation.

EDUCATION	FY09 Actual Expenditure	FY10 Town Meeting Approved Budget	FY11 Department Requests	FY11 Finance Committee Recommendation
School Committee Salaries	1,393	1,421	1,421	1,442

Passed Unanimously

Motion made and seconded to reconsider the motion for appropriations for school stipends.

Passed Unanimously

Moved and seconded to amend motion to read: That the Town raise and appropriate the sum of **\$1,442**, the amount recommended by the Finance Committee for the purpose of **School Committee Stipends**, and to raise said sum from taxation.

Passed Unanimously

Moved and seconded that the Town raise and appropriate the sum of **\$1,442**, the amount recommended by the Finance Committee for the purpose of **School Committee Stipends**, and to raise said sum from taxation.

Passed Unanimously

Moved and seconded that the Town raise and appropriate the sum of **\$1,540,133**, the amount recommended by the Finance Committee for the purpose of **Local School Expenses**, and to raise said sum from taxation.

EDUCATION	FY09 Actual Expenditure	FY10 Town Meeting Approved Budget	FY11 Department Requests	FY11 Finance Committee Recommendation
Local School Expenses	1,402,986	1,510,984	1,540,133	1,540,133

Passed Unanimously

Moved and seconded that the Town raise and appropriate the sum of **\$1,211,650**, the amount recommended by the Finance Committee for the purpose of **Hampshire Regional School Assessment**, and to raise said sum from taxation.

EDUCATION	FY09 Actual Expenditure	FY10 Town Meeting Approved Budget	FY11 Department Requests	FY11 Finance Committee Recommendation
Hampshire Regional Assessment	1,367,555	1,272,726	1,211,650	1,211,650

Passed Unanimously

Moved and seconded that the Town raise and appropriate the sum of **\$314,285**, the amount recommended by the Finance Committee for the purpose of **Vocational School Assessment**, and to raise said sum from taxation.

EDUCATION	FY09 Actual Expenditure	FY10 Town Meeting Approved Budget	FY11 Department Requests	FY11 Finance Committee Recommendation
Vocational School Assessment	265,396	285,428	314,285	314,285

Passed Unanimously

Article 5

Motion made and seconded that the town raise and appropriate, and transfer from available funds the sum of **\$493,466**, the amounts recommended by the Finance Committee for the purpose of **Public Works and Facilities**, with each item to be considered a separate appropriation and to raise said sum from taxation.

PUBLIC WORKS and FACILITIES	FY09 Actual Expenditure	FY10 Town Meeting Approved Budget	FY11 Department Requests	FY11 Finance Committee Recommendation
Highway Labor	148,384	158,337	158,337	160,712
Highway Road Maintenance	61,643	60,463	65,463	65,463
Highway Garage/Equipment Maintenance	36,971	37,000	40,721	40,721
Highway Surplus Equipment	0	2,000	2,000	2,000
Vehicle Fuel	29,866	29,707	29,969	29,969
Cement Sidewalk Construction	1,089	200	10,000	10,000
Winter Salaries	12,716	12,749	12,749	12,940
Winter Expenses	98,051	67,500	67,500	67,500
Bridges & Street Lighting	10,752	11,300	12,150	12,150
Transfer Station Labor (Board of Health)	18,597	18,907	19,380	19,191
Transfer Station Expenses (Board of Health)	63,848	71,800	71,800	71,800
Cemetery Commission	1,175	1,500	1,000	1,000
Subtotal Public Works and Facilities	483,092	471,463	491,069	493,446

Motion made and seconded to amend the motion to read: That the town raise and appropriate, and transfer from available funds the sum of **\$493,446**, the amounts recommended by the Finance Committee for the purpose of **Public Works and Facilities**, with each item to be considered a separate appropriation and to raise said sum from taxation.

Passed Unanimously

Motion made and seconded that the town raise and appropriate, and transfer from available funds the sum of **\$493,446**, the amounts recommended by the Finance Committee for the purpose of **Public Works and Facilities**, with each item to be considered a separate appropriation and to raise said sum from taxation.

Passed Unanimously

Article 5

Motion made and seconded that the town raise and appropriate, and transfer from available funds the sum of **\$80,659**, the amount recommended by the Finance Committee for the purpose of **Human Services**, with each item to be considered a separate appropriation and to raise said sum from taxation.

HUMAN SERVICES	FY09 Actual Expenditure	FY10 Town Meeting Approved Budget	FY11 Department Requests	FY11 Finance Committee Recommendation
Board of Health Salaries	3,428	3,497	3,497	3,549
Board of Health Expenses	115	200	300	300
Public Health Nurse	2,342	2,389	2,449	2,425
Animal Inspector	1,697	1,731	1,400	1,757
COA Director	10,855	11,072	11,072	11,238
COA Office Assistant	15,077	15,379	15,379	15,610
COA Meal Site Staffing	2,576	2,576	2,576	2,615
COA Expenses	2,800	2,800	2,800	2,800
COA HEN Program	3,500	3,500	3,500	3,500
Veterans Agent	439	8,366	8,465	8,465
Veterans Benefits	24,919	34,144	28,000	28,000
Amer With Disabilities Exp	0	400	400	400
Subtotal Human Services	67,748	86,054	79,838	80,659

Passed Unanimously

Article 5

Motion made and seconded that the town raise and appropriate, and transfer from available funds the sum of **\$117,327**, the amount recommended by the Finance Committee for the purpose of **Culture and Recreation**, with each item to be considered a separate appropriation and to raise said sum from taxation.

CULTURE and RECREATION	FY09 Actual Expenditure	FY10 Town Meeting Approved Budget	FY11 Department Requests	FY11 Finance Committee Recommendation
Library Salaries	73,936	76,945	81,945	78,099
Library Expenses	28,653			
Library Exp-Utilities		13,620	13,620	13,620
Library Exp-Maintenance		8,040	8,040	8,040
Library Exp-Books & Supplies		5,014	5,014	5,014
Recreation Labor	4,502	3,570	4,570	3,624
Athletic Fields	3,880	4,000	4,000	5,000
Woodland Trails Committee	0	0	500	500
Open Space Committee	0	0	2,530	2,530
Historical Commission Exp	0	400	500	500
Veterans Recognition	0	400	400	400
Subtotal Culture and Recreation	110,971	111,989	121,119	117,327

Motion made and seconded to amend Library Salaries to 83,099 and Subtotal Culture and Recreation to 122,327 and to raise said sum from available funds.

Motion made and seconded to amend previous motion to read: to amend Library Salaries to 83,099 and Subtotal Culture and Recreation to 122,327 and to raise said sum from taxation.

Passed Majority

Motion made and seconded that the town raise and appropriate, and transfer from available funds the sum of **\$122,327**, the amount recommended by the Finance Committee for the purpose of **Culture and Recreation**, with each item to be considered a separate appropriation and to raise said sum from taxation.

CULTURE and RECREATION	FY09 Actual Expenditure	FY10 Town Meeting Approved Budget	FY11 Department Requests	FY11 Finance Committee Recommendation
Library Salaries	73,936	76,945	81,945	83,099
Library Expenses	28,653			
Library Exp-Utilities		13,620	13,620	13,620
Library Exp-Maintenance		8,040	8,040	8,040
Library Exp-Books & Supplies		5,014	5,014	5,014
Recreation Labor	4,502	3,570	4,570	3,624
Athletic Fields	3,880	4,000	4,000	5,000
Woodland Trails Committee	0	0	500	500
Open Space Committee	0	0	2,530	2,530
Historical Commission Exp	0	400	500	500
Veterans Recognition	0	400	400	400
Subtotal Culture and Recreation	110,971	111,989	121,119	122,327

Passed Majority

Article 5

Motion made and seconded that the town raise and appropriate, and transfer from available funds the sum of **\$279,510**, the amount recommended by the Finance Committee for the purpose of **Debt Service** with each item to be considered a separate appropriation and to raise said sum from taxation

DEBT SERVICE	FY09 Actual Expenditure	FY10 Town Meeting Approved Budget	FY11 Department Requests	FY11 Finance Committee Recommendation
Hampshire Regional Debt Service	93,442	89,233	89,490	89,490
Capping Wood Waste Principal	20,000	20,000	20,000	20,000
Capping Wood Waste Debt Interest	2,150	1,500	800	800
Fire Truck Principal	18,000	18,000	0	0
Fire Truck Debt Interest	1,215	630	0	0
Fire Truck #2 Principal	23,500	23,500	23,500	23,500
Fire Truck #2 Debt Interest	7,593	4,581	2,797	2,797
Highway Garage Principal	0	0	25,000	25,000
Highway Garage Interest	0	0	4,250	4,250
Highway Truck Principal	18,266	0	0	0
Highway Truck Debt Interest	656	0	0	0
Highway Truck 2009-Principal	0	26,000	26,000	26,000
Highway Truck 2009-Interest	0	3,168	1,768	1,768
Highway Loader Principal	20,000	20,000	20,000	20,000
Highway Loader Debt Interest	2,867	1,459	678	678
Library Principal	40,000	41,000	45,000	45,000
Library Debt Interest	11,815	10,515	9,080	9,080
Police/Fire Roof Principal	10,000	0	0	0
Police/Fire Roof Debt Interest	359	0	0	0
Police 4 x 4 Principal	14,709	0	0	0
Police 4 x 4 Debt Interest	529	0	0	0
Police Cruiser Principal	10,000	10,000	10,960	10,960
Police Cruiser Debt Interest	1,112	511	187	187
Subtotal Debt Service	296,213	270,097	279,510	279,510

Passed Unanimously

Article 5

Motion made and seconded that the town raise and appropriate, and transfer from available funds the sum of **\$59,040**, the amount recommended by the Finance Committee for the purpose of **Intergovernmental Expenses**, with each item to be considered a separate appropriation and to raise said sum from taxation.

INTERGOVERNMENTAL EXPENSES	FY09 Actual Expenditure	FY10 Town Meeting Approved Budget	FY11 Department Requests	FY11 Finance Committee Recommendation
Hampshire Council of Governments Assessment	3,338	3,338	2,504	2,504
Hampshire County Regional Lockup	2,239	2,239	2,239	2,239
Hilltown Resource Management (Board of Health)	8,658	8,225	7,814	7,814
Foothills Health District (Board of Health)	22,967	21,630	23,078	23,078
Building Inspection Program	25,592	23,055	23,405	23,405
Subtotal Intergovernmental Expenses	62,794	58,487	59,040	59,040

Passed Unanimously

Article 5

Motion made and seconded that the town raise and appropriate, and transfer from available funds the sum of **\$715,893**, the amounts recommended by the Finance Committee for the purpose of **Fixed Miscellaneous Expenses** with each item to be considered a separate appropriation and to raise said sum from taxation.

FIXED MISCELLANEOUS EXPENSES	FY09 Actual Expenditure	FY10 Town Meeting Approved Budget	FY11 Department Requests	FY11 Finance Committee Recommendation
Hampshire County Retirement	123,107	143,602	161,688	161,688
Worker's Compensation	12,959	12,700	13,593	13,593
Unemployment Insurance	5,000	15,000	7,500	7,500
Group Insurance	367,338	425,000	446,250	446,250
Medicare & Social Security	27,981	28,000	29,000	29,000
Police and Fire Accident Insurance	0	0	11,222	11,222
Comprehensive Insurance	49,218	57,800	46,640	46,640
Subtotal Fixed Misc Expenses	585,603	682,102	715,893	715,893

Passed Unanimously

Article 5

Motion made and seconded that the town approve the **entire budget** as moved section by section in the sum of **\$5,509,157**, the amount recommended by the Finance Committee and to raise said sum from taxation.

	FY09 Actual Expenditure	FY10 Town Meeting Approved Budget	FY11 Department Requests	FY11 Finance Committee Recommendation
TOTAL OPERATING BUDGET	5,303,978	5,403,699	5,499,093	5,509,157
FROM FREE CASH		42,000	0	0
FROM TAXATION		5,361,699	5,499,093	5,509,157
 STABILIZATION FUND APPROPRIATION				
FROM FREE CASH		133,000		100,000
FROM TAXATION		17,000		
 ANTICIPATED REVENUES				5,517,033

Passed Majority

Article 6**Departmental Revolving Funds Authorization.**

Motion made and seconded that the town authorize revolving funds for certain town departments under Massachusetts General Laws Chapter 44 §53E1/2 for the fiscal year beginning July 1, 2010.

Recommended by Finance Committee

Revolving Fund	Authorized to Spend Fund	Revenue Source	Use of Fund	FY09 Spending Limit
Gas Inspector Revolving Fund	Gas Inspector	Fees charged for inspections required under the permit process	Salary of the Inspector and expenses related to the issuance of permits.	\$ 1,500.00
Electrical Inspector Revolving Fund	Electrical Inspector	Fees charged for inspections required under the permit process	Salary of the Inspector and expenses related to the issuance of permits.	\$ 7,500.00
Plumbing Inspector Revolving Fund	Plumbing Inspector	Fees charged for inspections required under the permit process	Salary of the Inspector and expenses related to the issuance of permits.	\$ 3,500.00
Transfer Station Open Box Revolving Fund	Board of Health	Fees and charges for services related to the Transfer Station and disposal areas.	Disposal costs of the open box and management of the Transfer Station and disposal areas.	\$18,000.00
Planning Board Revolving Fund	Planning Board	Fees charged specific to proposed sub-divisions within Williamsburg and new construction	Expenses associated with proposed sub-divisions within Williamsburg and other related expenses associated with new buildings	\$30,000.00
Dog Control Revolving Fund	Town Clerk	Fees specific to dogs	Expenses associated with licensing and controlling dogs and to pay the Dog Officer salary.	\$ 5,000.00
Recreation Commission Revolving Fund	Recreation Commission	Fees specific to recreation programs	Pay cost of operating recreation programs.	\$30,000.00
Council on Aging Revolving Fund	Council on Aging Executive Director	Fees specific to advertising in the newsletter	Pay for printing and distribution of the Council on Aging newsletter	\$ 2,000.00
Conservation Commission Revolving Fund	Conservation Commission	Fees specific to NOI/WPA Filing fees.	Pay expenses associated with WPA filing fees for administration and Enforcement of Wetlands Protection Act.	\$ 5,000.00
Board of Appeals Revolving Fund	Board of Appeals	Fees specific to applications	Pay expenses associated with processing of applications, purchase of laptop computer and software for record keeping	\$ 6,000.00
Fire Dept Revolving Fund	Fire Chief	Fees specific to inspections (smoke, CO, etc.)	Salary of the Inspector and expenses related to the issuance of permits.	\$ 3,000.00
Total Spending Limit				\$111,500.00

Passed Unanimously

Article 7

Motion made and seconded that the town raise and appropriate the sum of \$240,890.00 composed of the amounts listed below, for the purpose of operating and maintaining the town's water system, including the laying of mains for fiscal year 2011, and take said sum from Water Enterprise Revenue.

Recommended by Finance Committee

Salaries	\$ 2,800.00
Expenses	\$ 86,170.00
<u>Debt Service</u>	<u>\$ 151,920.00</u>
Total	\$ 240,890.00

Passed Unanimously

Article 8

Motion made and seconded that the town raise and appropriate \$ 162,170.00 composed of the amounts listed below, for the purpose of operating, maintaining and constructing the town sewer system for fiscal year 2011, and take said sum from Sewer Enterprise Revenue.

Recommended by Finance Committee

Salaries	\$ 2,800.00
Operation & Maintenance	\$ 129,370.00
<u>Debt Service</u>	<u>\$ 30,000.00</u>
Total	\$ 162,170.00

Passed Unanimously

Article 9

Motion made and seconded that the town transfer the sum of \$31,164.57 from Sewer Retained Earnings to pay the balance of the City of Northampton invoice from Fiscal Year 2009.

Recommended by Finance Committee

Passed Unanimously

Article 10

Motion made and seconded that the town transfer a sum not to exceed \$40,000 from Water Retained Earnings to Water Expenses for upgrades to the pump house and generator.

Recommended by Finance Committee

Passed Unanimously

Article 11

Motion made and seconded that the town raise and appropriate the sum of \$66,000 for the purchase of a new truck for the Highway Department to replace Truck #5, and appropriate \$54,000 from free cash and raise \$12,000 from taxation.

Recommended by Finance and Capital Planning Committees

Passed Majority

Article 12

Motion made and seconded that the town raise and appropriate or transfer from available funds the sum of \$35,000 for repairs and painting of the Town Offices, and appropriate said funds from the Brassworks Fund.

Recommended by Finance and Capital Planning Committees

Passed Majority

Article 13

Motion made and seconded that the town authorize the Board of Selectmen, on behalf of the Town, to acquire by gift from the City of Northampton, a certain parcel consisting of 70,622 square feet of land, more or less, located in the Haydenville section of Williamsburg, Hampshire County, Massachusetts, shown as "Parcel A, N/F Laurie B. Farkas, Deed 7762-187, Area = 70,622 S.F. +/-, Not a Building Lot" on a survey entitled "Plan of Land in Williamsburg, MA Hampshire Registry, Prepared for City of Northampton," dated on or about May 19, 2010, prepared by Northeast Survey Consultants, as may be amended, to be recorded in the Hampshire County Registry of Deeds, subject to the non-exclusive right of the City of Northampton to construct, operate and maintain a multi-use non-motorized rail trail upon said property.

Motion made and seconded to move discussion and proceed to a vote.

Passed 2/3 Majority (1 Nay)

Original Motion Passed 2/3 Majority (4 Nay)

Article 14

Motion made and seconded that the town raise and appropriate or transfer from available funds the sum of \$25,000 to complete work on the Town Highway Garage, and appropriate said funds from free cash.

Recommended by Finance and Capital Planning Committees

Passed Unanimously

Article 15

Motion made and seconded that the town raise and appropriate or transfer from available funds \$100,000 for the Stabilization Fund and appropriate said funds from free cash.

Recommended by Finance Committee

Passed Unanimously

Article 16

Motion made and seconded that the town amend the General Government By-law, Public Conduct as follows:

Add section 6: Public Consumption of Marijuana or Tetrahydrocannabinol

A. Prohibition on Use

1. Not in a Motor Vehicle: No person shall smoke, ingest, or otherwise use or consume marijuana or tetrahydrocannabinol (as defined in M.G.L. c. 94C, §1) while in or upon any public building, vehicle controlled by the Town, recreational area, playground, park, schoolhouse, school grounds, street, sidewalk, public way, passageway, bridge, stairs, parking lot, cemetery, bus stop, or any area or property owned or under the control of the Town, or any area accessible to the public.

2. In a Motor Vehicle: The consumption of marijuana or tetrahydrocannabinol is also prohibited in any motor vehicle in or on a public way whether or not the user is operating the vehicle or whether the vehicle is in operation at all.

B. Violations and Penalties

Whoever violates this bylaw shall be punished by a fine of \$300.00 for each offense. Any penalty imposed under this bylaw shall be in addition to any civil penalty imposed under M.G.L. c 94C, § 32L. If a violator fails to pay the fine issued, he or she may be subject to civil contempt proceedings.

C. Enforcement

Violations of any provision of this bylaw may be processed pursuant to M.G.L. c. 40, § 21D and shall be in the amount set forth above. Enforcement of this bylaw under the Non-Criminal Disposition process shall be carried out by the Police Chief, and duly sworn Police Officers who shall have full enforcement powers.

Motion made and seconded to move discussion and proceed to a vote.

Passed Unanimously

Original Motion Fails 2/3 Majority

Article 17

Motion made and seconded that the town amend the General Government By-law, Board of Water and Sewer Commissioners as follows:

Add after the first paragraph:

The Williamsburg Water and Sewer Commission is hereby authorized to promulgate regulations relative to the use of water in the Town's water distribution system and the use of the Town's sewer system. Violation of any regulations promulgated under the authority of this bylaw may be enforced through any lawful means in law or equity by the Water and Sewer Commission, or its designees, including but not limited to enforcement by non-criminal disposition in accordance with MGL Chapter 40, section 21D. Each day a violation exists shall constitute a separate violation. The regulations authorized by this section shall establish specific penalties for violation thereof in amounts not to exceed \$300 per violation; or to act in any other manner in relation thereto.

Passed 2/3 Majority (3 Nay)

The meeting adjourned at 9:44 P.M.

Filed: June 8, 2010

A true copy attest: Brenda Lessard, Town Clerk

Brenda Lessard

Cc: Accountant, Department of Revenue, Finance Committee, Selectboard, Treasurer, Assessors, Kopelman & Paige, Police Department, Highway Superintendent, Town Administrator, Water & Sewer Commission