

**Commonwealth of Massachusetts
Town of Hawley
ANNUAL TOWN MEETING WARRANT
MAY 9, 2016**

FRANKLIN SS:

To George A. Rice, Constable of the Town of Hawley, GREETINGS:

In the name of the Commonwealth of Massachusetts you are directed to notify and warn said inhabitants of the Town of Hawley qualified to vote in elections and in town affairs, to meet at the Hawley Town Office in said Hawley on **Monday, the ninth day of May, 2016**.

At seven o'clock in the evening, the meeting will convene to act on the following articles:

Article 1: To act on the reports of the Town Officers, or take any other action in relation thereto.

Article 2: To see if the Town will vote to fix the salaries or compensation of the following elected officers of the Town, or take any other action in relation thereto:

Chairman of Selectboard	1,854.00	
Members of Selectboard (2)	1,648.00 (each)	
Town Clerk	8,755.00	
Chairman of Assessors	1,339.00	
Member of Assessors (2)	1,339.00 (each)	Auditor
118.50		
Moderator	118.50	

Article 3: To see if the Town will vote to raise and appropriate the following general operating appropriations, or take any other action in relation thereto.

Total for Article 3: \$979,550.14.

(This budget can be voted on in its entirety; by section; or by line. Any balances in these appropriations will close to Surplus Revenue at the end of the fiscal year)

	Department	Acct Name	FY15 Expended	FY16 Appropriated	FY17 Requested	FY17 Recommended
	Moderator		118.45	118.50	118.50	118.50
1		Salaries & wages	118.45	118.50	118.50	118.50
	Board of Selectmen		42,478.28	49,000.00	59,520.00	59,520.00
2		Salaries & wages	37,014.41	42,650.00	53,170.00	53,170.00
3		Expenses	1,950.37	2,000.00	2,000.00	2,000.00
4		Drug & Alcohol testing	267.00	500.00	500.00	500.00
5		Legal Service	1,625.00	2,000.00	2,000.00	2,000.00
6		Town Reports	1,471.50	1,600.00	1,600.00	1,600.00
7		Board of Health expenses	150.00	250.00	250.00	250.00
	Finance Committee		81.00	250.00	250.00	250.00
8		Expenses	81.00	250.00	250.00	250.00
	Town Auditor		118.45	118.50	118.50	118.50
9		Salaries & wages	118.45	118.50	118.50	118.50
	Board of Assessors		7,305.00	7,305.00	8,105.00	8,105.00
10		Salaries & wages	3,605.00	3,605.00	3,605.00	3,605.00
11		Expenses	3,700.00	3,700.00	4,500.00	4,500.00
	Treasurer		9,559.26	9,570.50	2,000.00	2,000.00
12		Salaries & wages	7,570.50	7,570.50	0.00	0.00
13		Expenses	1,988.76	2,000.00	2,000.00	2,000.00
	Tax Collector		7,562.00	7,562.00	7,900.00	7,900.00
14		Salaries & wages	5,562.00	5,562.00	5,700.00	5,700.00
15		Expenses	2,000.00	2,000.00	2,200.00	2,200.00
	Technology/Internet		2,796.44	5,000.00	5,800.00	5,800.00
16		Expenses	2,796.44	5,000.00	5,800.00	5,800.00
	Town Clerk		10,526.08	12,283.50	12,283.50	12,283.50
17		Salaries & wages	9,950.33	10,083.50	10,083.50	10,083.50
18		Expenses	575.75	2,200.00	2,200.00	2,200.00

	Town Buildings	11,736.03	15,620.00	17,600.00	17,600.00
19	Purchased Services	490.00	700.00	1,000.00	1,000.00
20	Repairs & Maintenance	63.81	0.00	0.00	0.00
21	Expenses	11,182.22	14,920.00	16,600.00	16,600.00
	Employee Benefits	42,846.19	49,000.00	46,948.00	46,948.00
22	Insurance	22,127.19	28,500.00	24,500.00	24,500.00
23	Retirement	20,719.00	20,500.00	22,448.00	22,448.00
	Police	1,094.01	1,250.00	1,250.00	1,250.00
24	Salaries & wages	1,000.00	1,000.00	1,000.00	1,000.00
25	Expenses	94.01	250.00	250.00	250.00
	Fire	14,641.79	15,500.00	16,200.00	16,200.00
26	Salaries & wages	4,420.00	4,500.00	5,000.00	5,000.00
27	Repairs & Maintenance	1,968.80	2,000.00	2,000.00	2,000.00
28	Expenses	7,452.99	8,000.00	8,000.00	8,000.00
29	Capital outlay	800.00	1,000.00	1,200.00	1,200.00
	Franklin Reg Council of Govts	8,661.50	8,915.00	10,101.00	10,101.00
30	FRCOG Assessments	8,661.50	8,915.00	10,101.00	10,101.00
	Emergency Management	4,873.59	8,639.77	9,750.00	9,750.00
31	Salaries & wages	1,000.00	1,000.00	1,000.00	1,000.00
32	Purchased Services	2,478.75	2,539.77	2,650.00	2,650.00
33	Expenses	1,394.84	5,100.00	6,100.00	6,100.00
	School - Vocational	125,077.39	125,000.00	100,000.00	100,000.00
34	Transportation	29,956.39	25,000.00	25,000.00	25,000.00
35	Tuition	95,121.00	100,000.00	75,000.00	75,000.00
	School - Hawlemont	166,842.00	212,531.00	244,416.00	244,416.00
36	Operating assessment	166,842.00	212,531.00	244,416.00	244,416.00
37	Capital outlay	0.00	0.00	0.00	0.00
	School - MTRSD	149,745.00	136,838.00	157,209.00	157,209.00
38	Operating assessment	146,290.00	133,894.00	154,716.00	154,716.00
39	Capital outlay	3,455.00	2,944.00	2,493.00	2,493.00

	DPW - Highway		232,894.00	226,207.00	232,450.00	232,450.00
40		Salaries & wages	122,764.28	111,707.00	116,750.00	116,750.00
41		Repairs & Maintenance	43,570.35	43,000.00	42,000.00	42,000.00
42		Expenses - Roads	65,261.87	70,000.00	70,000.00	70,000.00
43		Expenses - Garage	0.00	0.00	2,200.00	2,200.00
44		Care of Cemeteries	1,297.50	1,500.00	1,500.00	1,500.00
	Solid Waste		17,900.51	17,762.00	20,367.00	20,367.00
45		Expenses	17,900.51	17,762.00	20,367.00	20,367.00
	Veterans Services		765.00	2,780.00	2,563.64	2,563.64
46		District assessment	765.00	780.00	563.64	563.64
47		Veterans Benefits	0.00	2,000.00	2,000.00	2,000.00
	Boards, Committees, etc.		1,715.00	1,900.00	1,750.00	1,750.00
48	Conservation Commission	Expenses	81.00	100.00	100.00	100.00
49	Planning Board	Expenses	0.00	100.00	0.00	0.00
50	Zoning Board of Appeals	Expenses	84.00	200.00	100.00	100.00
51	Council on Aging	COA Grant match	350.00	300.00	350.00	350.00
52	Library	Tyler Memorial Library	1,200.00	1,200.00	1,200.00	1,200.00
	Unclassified		19,641.16	25,000.00	22,850.00	22,850.00
53		Prop & Liab insurance	14,269.00	19,500.00	17,000.00	17,000.00
54		Surety bonds	970.00	650.00	1,000.00	1,000.00
55		Mass. unemployment	129.68	250.00	250.00	250.00
56		FICA/Medicare	4,272.48	4,600.00	4,600.00	4,600.00
	TOTAL		878,978.13	938,150.77	979,550.14	979,550.14

Article 4: To see if the Town will vote to accept \$180,147 in Chapter 90 road funds available subject to conditions detailed by the Massachusetts Highway Department, or take any other action in relation thereto.

Article 5: To see if the Town will vote to raise and appropriate the sum of \$1,000.00 for the Town Computer Account to cover periodic upgrades and repairs, or take any other action in relation thereto.

Article 6: To see if the Town will vote to raise and appropriate the sum of \$1,500.00 for the FY18 Assessors Revaluation, or take any other action in relation thereto.

Article 7: To see if the Town will vote to raise and appropriate the sum of \$3,000.00 for periodic independent audits, or take any other action in relation thereto.

Article 8: To see if the Town will vote to transfer from Free Cash the sum of \$2,000.00 for the Reserve Fund, or take any other action in relation thereto.

Article 9: To see if the Town will vote to transfer from Free Cash the sum of \$6,000.00 for Interest Expenses, or take any other action in relation thereto.

Article 10: To see if the Town will vote to transfer from Free Cash the sum of \$100,000.00 to make a payment against the Storm Damage loan, or take any other action in relation thereto.

Article 11: To see if the Town will vote to transfer from Free Cash the sum of \$30,000.00 required for the FY17 payment for the purchase of the used Fire Pumper and 1-ton truck, or take any other action in relation thereto.

Article 12: To see if the Town will vote to authorize a revolving account pursuant to Massachusetts General Laws Chapter 44, section 53E ½ for which revenues from fees or fines related to the licensing and care of dogs will be deposited into the fund and expended to purchase dog tags; pay for various expenses in relation to licensing, care and other related dog control expenses under the direction of the Town Clerk, and total expenditures for the fiscal year beginning July 1, 2014 will be limited to \$1,000, with all money remaining in the fund at the end of each fiscal year, or take any other action in relation thereto.

Article 13: To see if the Town will vote to transfer any remaining balance in the FY16 Vocational Tuition and Vocational Transportation accounts into the Vocational Education Stabilization Fund, or take any other action in relation thereto. (requires 2/3 vote)

Article 14: To see if the Town will vote to transfer from Free Cash the sum of \$1,000 to the FY16 Firefighter Stipend account, or take any other action in relation thereto.

Article 15: To see if the Town will vote to transfer a sum from Free Cash to the FY16 Landfill Maintenance account, or take any other action in relation thereto.

Article 16: To see if the Town will vote to transfer a sum from Free Cash to the Highway Equipment Stabilization Fund, or take any other action in relation thereto.

Article 17: To see if the Town will vote to transfer a sum from Free Cash to the Fire Equipment Stabilization Fund, or take any other action in relation thereto.

Article 18: To see if the Town will vote to enact the following General Bylaw for the Town of Hawley, entitled "Stretch Energy Code Bylaw" 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, 2017, a copy of which is on file with the Town Clerk, or take any other action relative thereto.

STRETCH ENERGY CODE BYLAW
[Adopted 5-9-2016 ATM Article 16]

- § 1 Definitions
- § 2 Purpose
- § 3 Applicability
- § 4 Stretch Code

§ 1 Definitions:

International Energy Conservation Code (IECC) - The International Energy Conservation Code (IECC) is a building energy code created by the International Code Council. It is a model code adopted by many state and municipal governments in the United States for the establishment of minimum design and construction requirements for energy efficiency, and is updated on a three-year cycle. The baseline energy conservation requirements of the MA State Building Code are the IECC with Massachusetts amendments, as approved by the Board of Building Regulations and Standards.

Stretch Energy Code - Codified by the Board of Building Regulations and Standards as 780 CMR Appendix 115.AA of the 8th edition Massachusetts building code, the Stretch Energy Code is an appendix to the Massachusetts building August 2013 code, based on further amendments to the International Energy Conservation Code (IECC) to improve the energy efficiency of buildings built to this code.

§ 2 Purpose:

The purpose of 780 CMR 115.AA is to provide a more energy efficient alternative to the Base Energy Code applicable to the relevant sections of the building code for both new construction and existing buildings.

§ 3 Applicability:

This code applies to residential and commercial buildings. Buildings not included in this scope shall comply with 780 CMR 13, 34, 51, as applicable.

§ 4 Stretch Code:

The Stretch Code, as codified by the Board of Building Regulations and Standards as 780 CMR Appendix 115.AA, including any future editions, amendments or modifications, is herein incorporated by reference into the Town of Hawley General Bylaws. The Stretch Code is enforceable by the inspector of buildings or building commissioner.

Article 19: To see if the Town will vote to accept the amended Mohawk Trail Regional Agreement: these proposed Amendments make a number of relatively small changes to the Regional Agreement, effective July 1, 2016. The most important of these would be to clearly establish the District's authority to operate, and to assess District Towns for, a pre-K to 12 educational program. Accordingly, all references to "K-12," or

“K-6” in the existing Agreement would instead be changed to “Pre-K to 12” and “Pre-K to 6.” This amendment also would specify that, for purposes of calculating each Town’s operating and capital assessments, the District would begin including pre-K students in total enrollment numbers as of the **October 1, 2015** enrollment census and annually thereafter. (Free, half-day pre-K was made available to all pre-K students across the District in the fall of 2015.) A five-year rolling average of each Town’s total enrollment in District schools forms the basis for assessing Towns for operating and capital costs. The balance of the changes included in this Amendment would add/alter language in the Agreement to reflect existing (rather than past) practices and eliminate existing language that is outdated, no longer necessary, or inconsistent with current state law or regulations, or act relative thereto. The full Amended Agreement text is available on the Town website, from the Town Clerk’s Office and at Town Meeting.

Article 20: To see if the Town will vote to accept an amendment to the Mohawk Trail Regional Agreement: this proposed Amendment would permit the Town of Rowe to rejoin the Mohawk District as a Grade 7-12 Member Town (*i.e.*, the same status as the existing District towns of Hawley and Charlemont), effective July 1, 2017. (Rowe Elementary School would not become part of the Mohawk District, but rather would remain part of the Northern Berkshire School Union.) Like all 7-12 District Towns, Rowe would elect 2 voting representatives to the Mohawk School Committee. Each Rowe member’s vote would represent 1.9% (or 3.8% in aggregate) of the total weighted votes (100%) of the Committee. Rowe would be assessed as are other 7-12 Member Towns for its share of the District’s 7-12 operating and capital costs, and Rowe would no longer pay annual tuition for its 7-12 students or act relative thereto. The full Amendment to the Agreement text is available on the Town website, from the Town Clerk’s office and at Town Meeting.

(Please note that if all amendments to the Regional Agreement pass, it will necessitate renumbering of some sections and paragraphs.)

Article 21: To see if the Town will vote to accept an amendment to the Mohawk Trail Regional Agreement: currently, in order for any proposed Amendment to the Regional Agreement to become effective, it must be approved unanimously by all Member Towns, with approval being a majority vote at a Town Meeting. This proposed Amendment, to be effective as of July 1, 2016, would permit Amendments to become effective upon an affirmative vote of 2/3 of District towns (*i.e.*, 6 of the 8 current Member Towns, or 6 of 9 towns, should the Rowe amendment pass). **There is one important exception.** Any amendment that requires closure of a District school must be approved by the Town (or Towns) whose school(s) would be closed, *i.e.*, that Town (or Towns) would have to be among the 2/3 majority of Towns voting to approve the amendment. If an affected Town votes against the amendment, the amendment would fail, or act relative thereto. The full Amendment to the Agreement text is available on the Town website, from the Town Clerk’s office and at Town Meeting.

(Please note that if all amendments to the Regional Agreement pass, it will necessitate renumbering of some sections and paragraphs.)

Article 22: To transact any other business that legally may come before the Town Meeting.

And you are directed to serve this warrant by posting attested copies thereof, one at the West Hawley Town Garage, one at the Hawley Town Office, and one at the Hawley Fire Station, seven days at least before time of holding said meeting.

Given under our hands this twenty-sixth day of April, 2016.

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John Sears, Chairman

A true copy. Attest:

Robert MacLean
Selectboard
Town of Hawley
