

Report on the Annual Town Meeting, Town of Monterey, May 1, 2010

This is to certify that 121 of the 705 inhabitants of said Town qualified to vote in the elections and Town affairs met in the Firehouse of the Monterey Fire Company, Ltd. at 411 Main Rd in said Town at 9:30 o'clock in the morning and then and there acted on the following articles after waiving the reading of the Warrant by the Town Clerk.

ARTICLE 1. During the polling hours of 9:30am until 6:30pm, 126 of 705 voters brought in their votes to the election of officers of the Town on the official ballot provided by the Town Clerk for the following officers of the Town:

Board of Appeals for five years	Cynthia Weber	102
Board of Assessors for three years	Stanley Ross	113
Cemetery Committee for three years	Mary Makuc	118
Finance Committee for three years	Stanley Ross	110
Board of Health for three years	Robert Anelli	112
Library Trustees for three years	Carolee "Mickey" Jervas	105
	William Marsh	106
Library Trustee for one year	Kenneth Basler	112
Moderator for one year	Mark J.J. Makuc	117
Park Commissioners for three years	Bettina Schwartz	105
	Jessica Sarno	102
Park Commission for two years	(failure to elect)	
Planning Board for five years	Stephen Enoch	104
Planning Board for two years	Barry Karson	92
Select Board for three years	Scott Jenssen	101
Tax Collector for three years	Anne Marie Enoch	116
Town Treasurer for three years	Patricia Mielke	112
Tree Warden for one year	Shaylan Burkhart	113

A customary moment of silence was called by the Moderator in memory of Carl Champigny and Michael Feltser for their years of service to the Town.

ARTICLE 2. The Town received the reports of all Officers, Agents and Committees of the Town.

ARTICLE 3. The Town voted to fix the salaries as indicated below to be paid to elected officials for the period July 1, 2010, to June 30, 2011, pursuant to the provisions of Chapter 41, Section 108, of the General Laws.

Select Board Chair \$4,300

Select Board 2nd \$4,300

Select Board 3rd \$4,300

Assessors Chair \$4,000

Assessors 2nd \$4,000

Assessors 3rd \$4,000

Board of Health

Board of Health 2nd \$500

Board of Health 3rd \$500

ARTICLE 4. The Town raised and appropriated the following sums of money, including appropriations and transfers from available funds to defray charges and expenses of the Town, including salaries of certain Town Officers and employees, debt and interest, and provide for a Reserve Fund for the ensuing year, as follows:

Account	Description	FY11
100	<i>GENERAL GOVERNMENT</i>	
114	Moderator	100.00
122	Select Board Elected	12,900.00
122	Select Board Expenses	4,500.00
124	Temporary Employee	1.00
131	Finance Committee Expenses	100.00
132	Town Reserve Fund	5,000.00
135	Town Accountant Salary	14,000.00

135	Town Accountant Expenses	200.00
141	Assessors Elected	12,000.00
141	Asst. Assessor	33,418.00
141	Assessors Clerk	7,210.00
141	Assessors Expenses	12,875.00
141	Assessors Software	5,800.00
145	Treasurer Elected	14,007.00
145	Treasurer Expenses	2,440.00
145	Treasurers Tax Titles	2,500.00
146	Tax Collector Elected	15,952.00
146	Tax Collector Expenses	4,300.00
147	Tax Coll. Computer	4,800.00
148	Bank Charges	200.00
151	Town Counsel	10,609.00
151	Town Counsel Expenses	1,500.00
158	Printing & Stationery	3,500.00
159	Inter-Departmental Secretary	41,199.00
160	Procurement Expenses	1.00
161	Town Clerk Elected	18,715.00
161	Town Clerk Expenses	4,650.00
162	Election	4,236.00
163	Registration	294.00
164	Street List/Census	2,000.00
164	Street List/Census Expenses	750.00
171	Conservation Comm.	750.00
175	Planning Board Clerk	1,500.00
175	Planning Board expenses	250.00

176	Board of Appeals expenses	2,100.00
176	Board of Appeals Clerk	1.00
192	Meeting Hall	935.00
195	Town Report	1,000.00
196	Town Offices	30,000.00
197	Computer Software & Supplies	4,000.00
198	Accounting Software	5,211.00
	Subtotal	285,504.00
200	<i>PROTECTION, PERSONS & PROPERTY</i>	
209	Constable	300.00
210	Police Chief Wages	54,616.00
210	Police Officer	38,796.00
210	Police Expenses	62,843.00
212	Police Rental Facilities	3,600.00
220	Fire Dept. Expenses	32,000.00
221	Berk. Cty. Sheriff Comm.	7,788.00
222	Fire Dept Compensation	60,000.00
240	Building Inspector	25,720.00
240	Building Inspector Expenses	2,268.00
243	Plumbing and Gas Inspector	3,751.00
243	Plumbing /Gas Inspector Exp	1,120.00
244	Fire Inspector	2,600.00
245	Wiring Inspector	3,245.00
245	Wiring Inspector Expenses	700.00
246	Alternate Inspectors	500.00
247	Animal Inspector	900.00

292	Animal Control/Dog Officer	3,250.00
293	Animal Control Expenses	500.00
296	Tree Warden Salary	3,150.00
296	Tree Warden Expenses	15,230.00
	Subtotal	322,877.00
300	<i>EDUCATION</i>	
301	School Committee	1,200.00
310	Schools: Capital	82,000.00
310	Schools: Operating	979,481.00
	Subtotal	1,062,681.00
400	<i>PUBLIC WORKS & FACILITIES</i>	
422	Highway Maintenance	143,363.00
422	Director Of Operations	66,200.00
422	Foreman	46,007.00
422	Hwy 2 Compensation	43,382.00
422	Hwy 3 Compensation	43,382.00
423	Salt and Sand	150,000.00
423	Supplies & Fuel	43,944.00
423	Winter Overtime	18,000.00
424	Public Lighting	3,100.00
425	Tree Removal	0.00
427	Machinery & Tools	32,000.00
428	Town Garage	15,865.00
429	Highway Capital	65,000.00
430	Dam Inspection & Maint.	4,000.00
431	So. Berk. Waste District	3,129.00
433	Transfer Station	95,000.00

435	Household Hazardous Waste	1,600.00
436	Group Purchasing Regional	600.00
491	Cemetery Maintenance	1,000.00
491	Cemetery Lawn Care	24,350.00
495	Soldiers Graves	700.00
	Subtotal	800,622.00
500	<i>HUMAN SERVICES</i>	
510	Board of Health Salary	1,500.00
510	Board of Health Expenses	400.00
510	Board of Health Clerk	4,500.00
511	Sanitary Inspector	22,653.00
522	Visiting Nurse	2,079.00
523	Berkshire Mental Health	1,082.00
529	Community Health Program	1,500.00
531	Berkshire South Regional Community Center	2,000.00
541	Council on Aging	200.00
543	Veterans Benefits	1.00
	Subtotal	35,915.00
600	<i>CULTURE & RECREATION</i>	
610	Library General	46,568.00
	Library Maintenance	3,862.00
630	Park Commission	33,600.00
630	Parks Lawn maint., spring/fall clean up	6,500.00
640	I love Monterey	1.00
641	Cultural Council	2,800.00
692	Memorial Day	1,500.00

	Subtotal	94,831.00
700	<i>DEBT SERVICE</i>	
700	Debt Service	1.00
	Subtotal	1.00
900	<i>MISCELLANEOUS EXPENSES</i>	
911	Berk. County Retirement	67,690.00
913	Employment Security	1,200.00
914	Health & Life Insurance	100,995.00
915	Medicare	10,150.00
945	Bonds & Insurance	68,839.00
	Subtotal	248,874.00
	Total Operating Expenses	2,851,305.00
	Special Articles	355,403.00
	Total	3,206,708.00

ARTICLE 5. The Town voted to raise and appropriate the sum of \$25,000 for the Stabilization Fund. This article was approved without discussion

Unanimously by voice voted.

ARTICLE 6. The Town voted to direct the Assessors to appropriate \$60,000 from Free Cash to reduce the tax levy for the fiscal year beginning July 1, 2010. This article was approved without discussion

Unanimously by voice vote.

ARTICLE 7. The Town voted to transfer the sum of \$25,000 from Overlay Surplus to the Reserve Fund. This article was approved without discussion

Unanimously by voice vote.

ARTICLE 8. The Town voted to appropriate the sum of \$5,000 from the Receipts Reserve Septic Loan Fund for the Community Septic Loan Program. This article was approved without discussion

Unanimously by voice vote.

ARTICLE 9. The Town voted to raise and appropriate the sum of \$2,000 to be deposited in a Stabilization Fund for the Retiree Health and Life Insurance. This article was approved without discussion

Unanimously by voice vote.

ARTICLE 10. This article opened with the Moderator, first reading and then explaining that this article would be voted on after discussion by secret ballot. Michael Storch moved to table the article but there was no second. Jonathan Sylbert began with a brief history of the school district since its inception in 1953. Explanation was further clarified by the fact that if this failed to pass, we would fall back to the original agreement. A motion was presented by Dean Amidon to table the discussion for the day (requiring a 2/3 vote), but it failed by a resounding voice vote. Discussion was continued by way of further weighing the pros and cons, eventually moving the question. By a 77 yes to move, and 17 no's. Barbara Dahlman and Bridget Krans were chosen to be "counters" overseen by the Warden, Raymond W. Tryon, and the polls were opened for 15 minutes. The balloting results were

YES 57 NO 46

The motion to pass was approved.

ARTICLE 11. The Town voted to raise and appropriate the sum of \$1,000 for repairs and maintenance of the Bally Gally house on the former Wilson-McLaughlin property. This article was approved without discussion

Unanimously by voice vote.

ARTICLE 12. The Town voted to raise and appropriate the sum of \$92,000 for the purchase of a plow truck for the Department of Public Works, consisting of a cab and chassis, plow, sander and related equipment. The article was approved without discussion

Unanimously by voice vote.

ARTICLE 13. The Town voted to raise and appropriate the sum of \$48,008 for the loan and interest on the Kenworth and Pickup Truck. This article was approved without discussion

Unanimously by voice vote.

ARTICLE 14. The Town voted to raise and appropriate the sum of \$71,000 for the loan and interest on the construction of a salt storage shed. This article was approved without discussion

Unanimously by voice vote.

ARTICLE 15. The town voted to raise and appropriate the sum of \$5,895 for the purchase of a fuel dispensing accountability system for the existing fuel tanks at the highway garage. This article was approved without discussion

Unanimously by voice vote.

ARTICLE 16. The Town voted to raise and appropriate the sum of \$35,000 for the purchase of replacement hoses for the Fire Department. The question was asked as to whether there was any resale value to the old hose. The answer was mixed. It would be questionable to allow another town to purchase it and then have it break, but we could hold on to it as backup. There being no further discussion, the article was approved

Unanimously by voice vote.

ARTICLE 17. The Town voted to raise and appropriate the sum of \$10,500 to construct a dog park to be located on the Wilson-McLaughlin property on New Marlborough Road. Discussion revolved around liability issues, maintenance (who would be responsible) and safety issues. Charles Ferris and Dennis Downing spoke in favor of the dog park and seemed to be able to answer questions based on the way that the Town of Egremont runs their dog park. However, it was pointed out that Monterey has a different base of users for the park that would require a decidedly different way to run the park. According to town council, the area would be looked upon as a "recreational space" and liability would be strict, with the owner bearing much of it. Some of the maintenance issues were the fencing, mowing, winter maintenance and clearing for use, parking, cleaning up daily to maintain the cleanliness and health of the area. All of which would require a fairly substantial budget. The Parks Department who seemed like a candidate for the job do not wish to take it upon themselves as they already have more than enough to do. The question was moved and by a 2/3 voice was called. After a show of hands the count was

YES 50 NO 36

The article was approved.

ARTICLE 18. The town voted to raise and appropriate the sum of \$25,000 to install a driveway and parking area that the Wilson-McLaughlin property on New Marlborough Road. The discussion centered on wanting to know if this was for "the dog park"? Wilson_McLaughlin Committee spokesman Joe Baker explained that this article had been requested by the Wilson-McLaughlin House Committee and not the dog park. They felt it would make the property more inviting and assessable for uses such as the garden and hiking, etc. Others felt that it was a large expense that would not be well utilized at the present state of the property, and also that it could be damaged by heavy equipment that may be needed later for other projects. It was moved that the question be called. That having passed unanimously, the article was approved.

By voice vote.

ARTICLE 19. The Town voted to raise and appropriate the sum of \$8,000 for the Lake Buel Watershed Committee to maintain the outlet and construct a spillway to control the flow of water and reduce the lake height in anticipation of flood seasons, to pay additional engineering cost and to further advance studies currently underway which will result in stabilizing the flood impact on properties in Monterey and New Marlborough, including the hamlet of (Hartsville). Dan Moriarty as spokesman for the Lake Buel Watershed Committee gave a history of the flooding that has occurred there in the past and what they have researched as viable solutions to lessening the impact of seasonal high water. A motion was made to raise the original request of \$7,500 to \$8,000 which passed unanimously. A second motion to remove the original wording of "contingent upon the Town of New Marlborough approving the same amount" also passed unanimously. The article was approved

Unanimously by voice vote.

ARTICLE 20. The Town voted to raise and appropriate the sum of \$2,500 for Lakefest. The only question asked was if any of the money would be spent on fireworks, and the answer being no. The article was approved

Unanimously by voice vote.

ARTICLE 21. The Town voted to allow the Treasurer to use available funds in the Treasury or, with the approval of the Select Board, to borrow money in anticipation of reimbursement by the Commonwealth of Massachusetts on account of Highway Capital Funds, in accordance with Massachusetts General Laws Chapter 44, Section 6A, and to issue notes therefore for a period not to exceed two years from this date and the proceeds from such reimbursement shall be applied to discharge the loan. The article was approved

Unanimously by voice vote.

ARTICLE 22. The Town voted to authorize the Treasurer, with the approval of the Select Board, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 2010, in accordance with the provisions of Massachusetts General Laws Chapter 44, Section 4, and to issue a note or notes therefore, payable within one year, and to renew any note or notes as may be given for a period of less than one year, in accordance with General Laws Chapter 44 Section 17. The article was approved

Unanimously by voice vote.

ARTICLE 23. The Town voted to transfer \$25,000 currently held in a temporary account to the Conservation Fund created on May 5, 1979, and that the Town vote to authorize the funds in the Conservation Fund to be used for all purposes allowable under Massachusetts General Laws Chapter 40, Section 8C, including the purchase of conservation land, capital improvements to such land, expenses directly related to such purposes (i.e. surveying, legal expenses of deed preparation, and title), maintenance and improving such land, and monitoring of conservation restrictions of such land. The question was asked, what money, where did it come from? Town Council, Jeremiah

Pollard explained that it is fine monies that are held in a temporary account. There is currently \$15,000 in this fund and the Conservation Commission does not actually need the Town's approval to spend these monies. The article was approved

Unanimously by voice vote.

ARTICLE 24. The Town voted to authorize the Planning Board to appoint any member thereof to another office or position for the term provided by law (if any), otherwise for the term not to exceed one year, and to fix the salary and compensation in accordance with Massachusetts General Laws Chapter 41, Section 4A. The article was approved

Unanimously by voice vote.

ARTICLE 25. The Town voted to amend Section 20 of the Monterey Bylaws and add, "The Monterey Agricultural Commission will consist of three members from Monterey, for terms of such length and so arranged that the term of one member shall expire each year." The article was approved

Unanimously by voice vote.

ARTICLE 26. The Town voted to authorize the Select Board to enter into immediate discussions with other Western Massachusetts municipalities with the intent of entering an inter-municipal agreement, by and through the Select Board, pursuant to Chapter 40, Section 4A of the Massachusetts General Laws, for the purpose of establishing a universal, open access, financially self-sustaining communication system for the provision of broadband service, including high-speed Internet access, telephone and cable television to the residents, businesses and institutions of these municipalities. The article was approved

Unanimously by voice vote.

There being no other business brought to the Town Meeting, the Moderator entertained a motion to adjourn which was seconded and voted at 12:55 PM by unanimous voice vote. The polls to elect officers of the Town stayed open until 6:30 PM.

Respectfully submitted,

Linda Thorpe

Town Clerk