

WARRANT AND MINUTES  
ANNUAL TOWN MEETING  
Tuesday, May 31, 2005

WARRANT – Annual Town Meeting, Tuesday, May 31, 2005

HAMPDEN, ss

To any and all constables in the Town of Holland, County of Hampden

GREETINGS

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Holland qualified to vote in elections and in Town affairs, to meet at the Holland Elementary School Auditorium in said Town on Tuesday, May 31, 2005 at 7:00 PM, then and there to act on all business on the Annual Town Meeting Warrant except the election of such officers and the determination of such matters as are required by law to be determined by ballot, which election shall be held on Monday, June 13, 2005, between the hours of 10:00 AM and 8:00 PM, to wit:

ARTICLE # 1 To chose by ballot all necessary Town Officers for the ensuing terms: Assessor, 1 position each – 1 yr. & 3 yrs.; Cemetery Commission, 3 yrs.; Constable, 3 yrs.; Board of Health, 3 yrs.; Library Trustees, 3 yrs.; Moderator, 2 yrs.; Planning Board, 1 position each, 2 yrs, & 5 yrs.; School Committee, 2 positions, 2 yrs.; Selectmen, 3 yrs.; Water Commissioner, 3 yrs., or act anything thereto.

**ARTICLE #1 WAS AMENDED TO STRIKE OUT SCHOOL COMMITTEE, 2 POSITIONS, 2 YRS. INSERTED IN ITS PLACE; SCHOOL COMMITTEE 2 THREE YEAR AND 1 TWO YEAR POSITIONS. ARTICLE #1 PASSED UNANIMOUSLY**

ARTICLE #2 To hear the reports of the Town Officers and outstanding committees, or act anything thereto.

**THE BOARD OF SELECTMEN RECOGNIZED JON SMITH FOR HIS DEDICATION AND SERVICE TO THE RECREATION COMMITTEE.**

ARTICLE #3 To see if the Town will vote to fix the salary and compensation of all officers of the Town effective from July 1, 2005 as provided by Section 108 of Chapter 41 of the General Laws, as amended and raised and appropriate or transfer from available funds a sum of money thereto, or act anything thereto.

**ARTICLE #3 PASSED UNANIMOUSLY AS AMENDED, PLEASE SEE ATTACHED SPREADSHEET.**

ARTICLE #4 To see if the Town will vote to raise and appropriate, borrow or transfer from available funds such sums of money as may be necessary to defray the expense of the Town for the ensuing twelve month fiscal period, or act anything thereto.

**ARTICLE #4 PASSED UNANIMOUSLY AS AMENDED, PLEASE SEE ATTACHED SPREADSHEET.**

ARTICLE #5 To see if the Town will vote to raise and appropriate, borrow or transfer \$360,000 for the purchase of a combination Rescue/Pumper fire vehicle or act anything thereto.

**MOTION TO TABLE ARTICLE #5 WAS DEFEATED. AMENDED TO READ, TO SEE IF THE TOWN WILL VOTE TO BORROW \$360,000.00 FOR THE PURCHASE OF A COMBINATION RESCUE/PUMPER FIRE VEHICLE OR ACT ANYTHING THERETO. BORROWING REQUIRES A TWO THIRDS VOTE , THE VOTE WAS 50 TO 48 AGAINST. ARTICLE DEFEATED.**

ARTICLE #6 To see if the Town will vote to change the status of the Fire Chief appointment as currently defined under M.G.L. 48:42 to M.G.L. 48:42A, or act anything thereto.

**ARTICLE #6 WAS DEFEATED**

ARTICLE #7 To see if the Town will vote to pay one-half the premium costs payable by a retired employee from group life insurance and for group general or blanket hospital, surgical, medical, dental and other health insurance by accepting the provisions of Chapter 32B, Section 9A of the Massachusetts general laws, or act anything thereto.

**ARTICLE #7 PASSED**

ARTICLE #8 To see if the Town will vote to pay one-half of the premium costs payable by the surviving spouse of an employee or retired employee for group general or blanket hospital, surgical, medical dental and other health insurance by accepting the provisions of Chapter 32B, Section 9A of the Massachusetts general laws, or act anything thereto.

**MOTION TO TABLE ARTICLE #8 PASSED**

ARTICLE #9 To see if the Town will vote to have the money voted for the General Highway Account expended with the approval of the Selectmen, or act anything thereto.

**ARTICLE #9 PASSED UNANIMOUSLY**

ARTICLE #10 To see if the Town will vote to authorize the Library Trustees to appoint a Librarian, or act anything thereto.

**ARTICLE #10 PASSED**

ARTICLE #11 To see if the Town will vote to authorize the Cemetery Commissioners to draw interest on the Perpetual Care Funds to be used on said lots, and also the interest on General Care Funds to be used for general maintenance, or act anything thereto.

**ARTICLE #11 PASSED UNANIMOUSLY**

ARTICLE #12 To see if the Town will vote to let the Tree Warden bill the appropriate utility company, or act anything thereto.

**ARTICLE #12 PASSED UNANIMOUSLY**

ARTICLE #13 To see if the Town will vote to authorize the Selectmen to expend as available funds Highway Chapter 90 Grant monies from Chapter 291/2004 in the amount of \$96,480.00 with the approval of the State Highway Department, or act anything thereto.

**ARTICLE #13 PASSED UNANIMOUSLY**

ARTICLE#14 It was voted to give selectmen signatory authority for the execution of license number DACW33-3-68-77 which grants the Town of Holland the right to cross government-owned property at the East Brimfield Dam and Reservoir Project, Massachusetts, or act anything thereto.

**ARTICLE #14 WAS AMENDED TO ADD THE PHRASE “ TO SEE IF THE TOWN WILL VOTE” AND STRIKE THE PHRASE “IT WAS VOTED” AT THE BEGINNING OF THE ARTICLE. AMENDED ARTICLE PASSED UNANIMOUSLY**

ARTICLE#15 To see if the Town will vote to create a seven-member charter study committee to report to the 2006 annual town meeting on the merits of changing the form of government for the Town of Holland and creating a town charter, or act anything thereto.

**ARTICLE #15 WAS AMENDED TO READ: TO SEE IF THE TOWN WILL VOTE TO HAVE THE MODERATOR APPOINT A SEVEN MEMBER CHARTER STUDY COMMITTEE TO REPORT TO THE 2006 ANNUAL TOWN MEETING ON THE MERITS OF CHANGING THE FORM OF GOVERNMENT FOR THE TOWN OF HOLLAND AND CREATING A TOWN CHARTER, OR ACT ANYTHING THERETO. AMENDED ARTICLE PASSED UNANIMOUSLY**

ARTICLE#16 To see if the Town will accept from Elias Hanna Lot 03-B-46.1 to be donated to the Holland Conservation Commission, or act anything thereto.

**ARTICLE #16 WAS AMENDED TO READ: TO SEE IF THE TOWN WILL ACCEPT LAND NOW OR FORMERLY OWNED BY ELIAS HANNA, LOT 03/B/46.01, TO BE DONATED TO THE HOLLAND CONSERVATION COMMISSION, OR ACT ANYTHING THERETO. AMENDED ARTICLE PASSED UNANIMOUSLY.**

ARTICLE#17 To see if the Town will vote to accept a parcel of land recorded as R29 A 04 situated on Union and Mashapaug Roads from the heirs of Laura Brown with the stipulation that it be used only for town use, or act anything thereto. (There is no clear title for this land.)

**ARTICLE #17 PASSED UNANIMOUSLY**

ARTICLE#18 To see if the Town will vote to return the approximate 328 square feet of property, taken by eminent domain, listed as Parcel 7 in Book 5400, Page 119 in the Hampden County Registry of Deeds on March 4, 1983, because it was never used in the road-widening projects, or act anything thereto.

**ARTICLE #18 WAS AMENDED TO READ: TO SEE IF THE TOWN WILL VOTE TO RETURN TO JOHN KAY OR HIS ESTATE THE APPROXIMATE 328 SQUARE FEET OF PROPERTY, TAKEN BY EMINENT DOMAIN, LISTED AS PARCEL 7 IN BOOK 5400, PAGE 119 IN THE HAMPDEN COUNTY REGISTRY OF DEEDS ON MARCH 4, 1983, BECAUSE IT WAS NEVER USED IN THE ROAD-WIDENING PROJECTS, OR ACT ANYTHING THERETO.**

ARTICLE#19 To see if the Town will vote to approve the permanent formation of a Lake Oversight Committee made up of representatives of the Holland Boards as well as HRA representatives and Holland residents to meet monthly. The purpose of this organization is to coordinate efforts within the Town boards, departments, Holland residents and the Hamilton Reservoir Association (HRA) to ensure the ongoing health, safety and maintenance of the lake, or act anything thereto.

**ARTICLE #19 PASSED UNANIMOUSLY**

ARTICLE #20 To see if the Town will vote to authorize the Board of Health to establish a revolving account per M.G.L. 44:53E ½ for permit and inspection fees under its authority, to pay as authorized by the Board of Health a registered Sanitarian fees for services rendered in conjunction with same, for other services or fees authorized by the Board of Health required in the course of enforcing State and Local Board of Health regulations, to be limited to \$15,000, any balance at the end of FY06 will revert to the General Fund, or act anything thereto.

**ARTICLE #20 WAS AMENDED TO CHANGE THE AMOUNT FROM \$15,000.00 TO \$30,000.00. AMENDED ARTICLE PASSED UNANIMOUSLY**

ARTICLE #21 To see if the Town will vote to authorize the Cemetery Commission to establish a revolving fund per M.G.L. 44:53E ½ for burial fees under its authority, and to pay as authorized by the

Cemetery Commission for excavations and burial costs and fees to be limited to \$3,000, any balance at the end of FY06 will revert to the General Fund, or act anything thereto.

**ARTICLE #21 PASSED UNANIMOUSLY**

ARTICLE #22 To see if the Town will vote to authorize the Library Trustees to establish a revolving fund per M.G.L. 44:53E ½ for fines and book sale receipts to be credited to this account to be expended for purchase of books and videos, expenditures authorized by the Library Trustees for an amount to \$600, any balance at the end of FY06 will revert to the General Fund, or act anything thereto.

**ARTICLE #22 PASSED UNANIMOUSLY**

ARTICLE #23 To see if the Town will vote to authorize the Building Commissioner to establish a revolving fund per M.G.L. 44:53E ½ to which shall be credited all building permit and inspection fees and which may be expended with the approval of the Board of Selectmen, in the amounts so credited, for payment of inspections and clerical services and the other expenses of the Building Department to be limited to \$20,000, any balance at the end of FY06 in excess of \$1,000 will revert to the General Fund, or act anything thereto.

**ARTICLE #23 PASSED UNANIMOUSLY**

ARTICLE #24 To see if the Town will vote to authorize the Electrical Inspector to establish a revolving fund per M.G.L. 44:53E ½ to which shall be credited all electrical permit and inspection fees and which may be expended with the approval of the Board of Selectmen, in the amounts so credited, for the fees and expenses of the Electrical Inspector to be limited to \$2,000, any balance at the end of FY06 will revert to the General Fund, or act anything thereto.

**ARTICLE #24 PASSED UNANIMOUSLY**

ARTICLE #25 To see if the Town will vote to authorize the Plumbing Inspector to establish a revolving fund per M.G.L. 44:53E ½ to which shall be credited all plumbing permit and inspection fees and which may be expended with the approval of the Board of Selectmen, in the amounts so credited, for the fees and expenses of the Plumbing Inspector to be limited to \$2,000, any balance at the end of FY06 will revert to the General Fund, or act anything thereto.

**ARTICLE #25 PASSED UNANIMOUSLY**

ARTICLE #26 To see if the Town will vote to authorize the Board of Appeals to establish a revolving fund per M.G.L. 44:53E ½ to which shall be credited all fees and which may be expended with the approval of the Board of Selectmen, in amounts so credited, for the fees of the Board of Appeals and all operating expenses of the Board of Appeals to be limited to \$2,000, any balance at the end of FY06 will revert to the General Fund, or act anything thereto.

**ARTICLE #26 PASSED UNANIMOUSLY**

ARTICLE #27 To see if the Town will vote to authorize the Fire Department to establish a revolving fund per M.G.L. 44:53E ½ for permits, inspection fees, and Hazardous Materials fees, under its authority and to pay as authorized by the Fire Chief fees for services rendered in conjunction with the Fire Safety Inspectors and to purchase materials and equipment for fire prevention, public safety education, and hazardous material responses as needed, which may be expended with the approval of the Board of Selectmen for any amount limited to \$3,000, any balance at the end of FY06 will revert to the General Fund, or act anything thereto.

**ARTICLE #27 PASSED UNANIMOUSLY**

ARTICLE #28 To see if the Town will vote to authorize the Animal Control Officer to establish a revolving fund per M.G.L. 44:53E 1/2 for fines and fees to be credited to this account to be expended for the purchase of food, supplies, fees and expenses of the Animal Control Officer, and which may be expended with the approval of the Board of Selectmen for an amount limited to \$5000, and any balance at the end of FY06 will revert to the General Fund, or act anything thereto.

**ARTICLE #28 PASSED UNANIMOUSLY**

ARTICLE #29 To see if the Town will vote to authorize the Conservation Commission to establish a revolving fund per M.G.L. 44:53E 1/2 to which shall be credited all fees and which may be expended with the approval of the Board of Selectmen, in amounts so credited, for the fees and all operating expenses of the Conservation Commission to be limited to \$2,000, any balance at the end of FY06 will revert to the General Fund, or act anything thereto.

**ARTICLE #29 PASSED UNANIMOUSLY**

ARTICLE #30 To see if the Town will vote to authorize the Planning Board to establish a revolving fund per M.G.L. 44:3E 1/2 to which shall be credited all fees and which may be expended with the approval of the Board of Selectmen, in amounts so credited, for the fees and all operating expenses of the Planning Board to be limited to \$500.00, any balance at the end of FY06 will revert to the General Fund, or act anything thereto.

**ARTICLE #30 WAS AMENDED TO CHANGE THE AMOUNT FROM \$500.00 TO \$1,000.  
AMENDED ARTICLE PASSED UNANIMOUSLY**

ARTICLE #31 To see if the Town will vote to authorize the Cable Commission to establish a revolving fund per M.G.L. 44:53E 1/2 to which shall be credited all fees and which may be expended with the approval of the Board of Selectmen, in amounts so credited, for the fees and operating expenses of the Cable Commission to be limited to \$100.00, any balance at the end of FY06 will revert to the General Fund, or act anything thereto.

**ARTICLE #31 PASSED UNANIMOUSLY**

ARTICLE #32 To see if the Town will vote to accept Elderly Exemption M.G.L. 59 sec. 5 cl. 41C, or act anything thereto.

**MOTION TO TABLE PASSED**

ARTICLE #33 To see if the Town will vote to transfer from available funds the sum of \$2500 to the Master Plan account, or act anything thereto.

**ARTICLE #33 PASSED UNANIMOUSLY**

ARTICLE #34 To see if the Town will vote to transfer from the FY05 Tax Title Expense the sum of \$ to the FY06 Tax Title Expense account, or act anything thereto.

**ARTICLE #34-MOTION TO TRANSFER FROM THE FY 05 TAX TITLE ACCOUNT THE SUM OF THE BALANCE ON JUNE 30, 2005 TO FY 06. MOTION PASSED UNANIMOUSLY**

ARTICLE #35 To see if the Town will vote to authorize the Senior Building Committee with the approval of the Board of Selectmen to sell, transfer, or otherwise dispose of any building material from the Senior construction site or act anything thereto.

**ARTICLE #35 AMENDED TO ADD AT END OF ARTICLE: ANY SALE OF MATERIALS NOT TO EXCEED \$10,000.00, WITH SAID AMOUNT TO BE AVAILABLE FOR USE IN COMPLETION OF THE BUILDING PROJECT. AMENDED ARTICLE PASSED UNANIMOUSLY.**

ARTICLE #36 To see if the Town will vote to transfer \$ from "Insurance less than \$20,000" to apply to the FY06 budget , or act anything thereto.

**ARTICLE #36 TABLED**

ARTICLE #37 To see if the Town will vote to expend \$ from positive Free Cash and apply to the FY06 budget, or act anything thereto.

**ARTICLE #37 PASSED, AMOUNT OF \$184,528.00**

ARTICLE #38 To see if the Town will vote to transfer \$ from the Stabilization account to apply to the FY06 budget, or act anything thereto.

**ARTICLE #38 TABLED**

And you are hereby directed to serve this warrant, by posting up attested copies thereof at five (5) conspicuous places in said town, at least seven days (7) before the time of holding said meeting.

Hereof fail not, and make due return of this warrant, with your doings thereon, to the Town Clerk, at a said time and place meeting, as fore said.

Given under this Thirty-first day of May in the year of our Lord Two Thousand and Five.

Earl Johnson, Chairman

Constable

Christian Petersen, Clerk

A True Copy, Attest:

James Wettlaufer

Kristin Grant  
Town Clerk

