



ANNUAL TOWN MEETING - MINUTES

May, 17 2022

WARRANT – Annual Town Meeting, Tuesday, May 17, 2022

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 Holland Elementary School on Tuesday, May 17, 2022 at 6:00p, 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 June 14th, between the hours of 10:00 AM and 8:00 PM, to wit: Holland Community Center, 40 Brimfield Rd., Holland MA

ARTICLE #1 To choose by ballot all necessary Town Officers for the ensuing terms: Selectman, (one) 3 yr.; Assessor, (one) 3 yr.; Board of Health, (one) 3 yr.; Cemetery, (one) 3 yr.; Constable, (one) 3 yr.; Highway Surveyor (one) 3 yr.; Holland School Committee, (one) 3 yr.; Library Trustee, (one) 3 yr.; Measurer of Wood and Bark, (one) 3 yr.; Moderator, (one) 3 yr.; Planning Board, (one) 5 yr.; Planning Board, (one) 2 yr.; Town Clerk, (one) 3 yr.; Water Commissioner (one) 3 yr.; or take any other action relative thereto.

Select Board YES – 3, NO – 0

Motion: No motion is required.

ARTICLE #2 To hear the reports of the Town Officers and outstanding committees, or take any other action relative thereto.

Motion: I move that the Town vote to hear the reports of the Town Officers and outstanding committees

MOTION: PASSED

ARTICLE #3 To see if the Town will vote to fix the salary and compensation of all employees and officers of the Town, expenses and outlays of Town Departments, as presented on the salary and expense spreadsheet at the Town Meeting as may be necessary to defray the expenses of the Town, for the ensuing twelve-month fiscal period, effective from July 1, 2022, as provided by Section 108 of Chapter 41 of the General Laws, as amended and raise and appropriate or transfer from available funds a sum of money therefor, or take any other action relative thereto.

Select Board YES – 3, NO – 0 Finance Board YES – 4, NO – 0

Motion: I move that the Town vote to raise and appropriate \$7,793,393 to fix the salary and compensation of all employees and officers of the Town, expenses and outlays of Town Departments, as presented on the salary and expense spreadsheet as may be necessary to defray the expenses of the Town, for the ensuing twelve-month fiscal period, effective from July 1, 2022, as provided by Section 108 of Chapter 41 of the General Laws, as amended and to fund said appropriations as presented in the salary and expense spreadsheet.

MOTION: PASSED

ARTICLE #4 To see if the Town will vote to accept and appropriate funds provided to the Town by the State under Chapter 90 and such other funds as the Commonwealth of Massachusetts Department of Transportation may provide, and to authorize the Select Board or their duly authorized representative, to enter into contracts with Commonwealth of Massachusetts Highway Division for Chapter 90 money allocated to the Town by the State, or take any other action relative thereto.

Select Board YES – 3, NO – 0

Motion: I move that the Town vote to accept and appropriate funds provided to the Town by the State under Chapter 90 and such other funds as the Commonwealth of Massachusetts Department of Transportation may provide, and to authorize the Select Board or their duly authorized representative, to enter into contracts with Commonwealth of Massachusetts Highway Division for Chapter 90 money allocated to the Town by the State.

MOTION: PASSED

ARTICLE #5 To see if the Town will vote to establish Fiscal Year 2022 spending limits for the revolving funds listed in Chapter 4, Financial Affairs, Section 8, Departmental Revolving Fund of the General Bylaw, all as set forth below, with such expenditure limits to be applicable for each fiscal year until such time as Town Meeting votes, prior to July 1 in any year, to change the same for the ensuing fiscal year; provided, however, that at the request of the entity authorized to expend such funds, the Select Board, with the approval of the Finance Committee, may increase such limit, for that fiscal year only, all as set forth below:

Revolving Fund	Spending Limit
Cemetery Commission	\$5,000
Library Trustees	\$600
Electrical Inspector	\$10,000
Plumbing Inspector	\$5,000
Zoning Board of Appeals	\$5,000
Fire Dept.	\$10,000
Animal Control Officer(s)	\$5,000
Conservation Commission	\$5,000
Planning Board	\$5,000
Building Commissioner	\$24,000
Board of Health	\$15,000
Community Center	\$10,000

Select Board YES – 3, NO – 0

Finance Board YES – 4, NO – 0

Motion: I move that the Town vote to establish Fiscal Year 2023 spending limits for the revolving funds listed in Chapter 4, Financial Affairs, Section 8, Departmental Revolving Fund of the General Bylaw and as printed in the Warrant, with such expenditure limits to be applicable for each fiscal year until such time as Town Meeting votes, prior to July 1 in any year, to change the same for the ensuing fiscal year; provided, however, that at the request of the entity authorized to expend such funds, the Select Board, with the approval of the Finance Committee, may increase such limit, for that fiscal year only.

MOTION: PASSED

ARTICLE #6 To see if the Town will vote to raise and appropriate, transfer, or borrow to pay prior fiscal year invoices, or take any other action relative thereto.

Select Board YES – 3, NO – 0

Finance Board YES – 4, NO – 0

Motion: I move that the Town vote to transfer \$851.05 from Free Cash to pay prior year fiscal invoices to KP Law and \$21.98 to MK Fuel Inc.

4/5th majority needed.

MOTION: PASSED UNANIMOUSLY

ARTICLE #7 To see if the Town will vote to raise and appropriate or transfer to cover the Snow & Ice Expenses account deficit, or take any other action thereto.

Select Board YES – 3, NO – 0 Finance Board YES - 4, NO – 0

Motion: I move that the Town vote to transfer \$50,440 from Free Cash to cover FY22 Snow and Ice Expense account deficit.

FY22 article

MOTION: PASSED

ARTICLE #8 To see if the Town will vote to raise and appropriate or transfer to cover the Snow & Ice Wages account deficit, or take any other action thereto.

Select Board YES – 3, NO – 0 Finance Board YES – 4, NO – 0

Motion: I move that the Town vote to transfer \$4,986 from Free Cash to cover FY22 Snow and Ice Wages account deficit.

FY22 article

MOTION: PASSED

ARTICLE #9 To see if the Town will vote to transfer \$44,000 from FY22 Sichel Land Loan Principal (001-710-5910-0005) to fund FY23 Sichel Land Loan Principal budget line, or take any other action relative thereto.

Select Board YES – 3, NO – 0 Finance Board YES – 4, NO – 0

Motion: I move that the Town vote to transfer \$44,000 from FY22 Sichel Land Loan Principal (001-710-5910-0005) to fund FY23 Sichel Land Loan Principal budget line

MOTION: PASSED

ARTICLE #10 - To see if the Town will vote to transfer the balances between the FY22 accounts identified below, as follows, or take any action relative thereto. (*Sponsored by the Recreation Committee*)

From Acct #	Description	New Acct#	Description	Amount
203	Scoreboard Gift	260	Rec Revolving	\$46.00
204	Backstop Gift	260	Rec Revolving	\$50.00
208	Rec Equip Gift	260	Rec Revolving	\$3,055.82
205	Kennel Gift	001-145-4840-000	Misc Revenue	\$20.00
234	Law Enforcement Trust	001-145-4840-000	Misc Revenue	\$0.34
245	MTA Tourism Grant	001-145-4840-000	Misc Revenue	\$200.00

Select Board YES – 3, NO – 0 Finance Board YES – 4, NO – 0

Motion: I move that the Town vote to transfer balances from the FY22 accounts as printed in the warrant.

MOTION: PASSED

ARTICLE #11 To see if the Town will vote to raise and appropriate or transfer up to, but not exceeding, \$4000 for technical upgrades for Library equipment, including all incidental and related costs, or take any other action relative thereto.

Select Board YES – 3, NO – 0 Finance Board YES – 4, NO – 0

Motion: I move that the Town vote to transfer \$4,000 from Free Cash for Library technology upgrades.

MOTION: PASSED

ARTICLE #12 To see if the Town will vote to raise and appropriate transfer, or borrow up to \$5000 to add a Security System and upgrade the fire system, including all incidental and related costs, for the Community Center, or take any other action relative thereto.

Select Board YES – 3, NO – 0 Finance Board YES – 4, NO – 0

Motion: I move that the Town vote to transfer \$4,500 from Free Cash to add a Security system and upgrade the fire system at the Community Center.

MOTION: PASSED

ARTICLE #13 To see if the Town will vote to raise and appropriate, transfer, or borrow up to, but not exceeding, \$3000 to replace the current Drop Box receptacle, including all incidental and related costs, outside Town Hall, or take any other action relative thereto.

Select Board YES – 3, NO – 0 Finance Board YES – 4, NO – 0

Motion: I move that the Town will vote to transfer \$3,000 from Free Cash to replace, including all incidental and related costs, the Drop Box receptacle outside Town Hall.

MOTION: PASSED

ARTICLE #14 To see if the Town will vote to raise and appropriate, transfer, or borrow up to, but not exceeding, \$2500 to purchase materials needed for proper storage records requiring permanent retention, including all incidental and related costs, or take any other action relative thereto.

Select Board YES – 3, NO – 0 Finance Board YES – 4, NO – 0

Motion: I move that the Town will vote to transfer \$2,500 from Free Cash to purchase materials, including all incidental and related costs, for records retention storage.

MOTION: PASSED

ARTICLE #15 To see if the Town will vote to raise, appropriate, borrow or transfer from available funds seventy-five thousand dollars (\$75,000.00) to install bituminous concrete pavement along 1,340 linear feet of Old County Road, including all incidental and related costs, for a match grant or take any other action relative there to.

Select Board YES – 3, NO – 0 Finance Board YES – 4, NO - 0

Motion: I move that the Town vote to transfer \$75,000 from Free Cash for a match grant to install bituminous concrete pavement along 1,340 linear feet of Old County Road, including all incidental and related costs

MOTION: PASSED

ARTICLE #16 To see if the town will vote to raise, appropriate, borrow or transfer from available funds seventy-five dollars thousand (\$75,000.00) to purchase and equip, including all incidental and related costs, of an All-Wheel Skid Steer , or take any other action relative there to.

Select Board YES – 0, NO – 3 Finance Board YES – 0, NO - 4

Motion: I move that the Town vote to transfer \$75,000 from Free Cash to purchase and equip, including all incidental and related costs, an All-Wheel skid steer.

MOTION: PASSED-OVER

ARTICLE #17 To see if the Town will vote to raise and appropriate, borrow or transfer from available funds, up to, but no more than, seven hundred and eighty-two thousand dollars (\$782,000) to purchase and equip, including all incidental and related costs, an Attack Pumper (Engine 1) equipped for Structure Fire use to replace the now 24 year old Attack Pumper (Engine 2), or take any other action relative thereto.

Select Board YES – 3, NO – 0 Finance Board YES – 4, NO - 0

Motion: I move that the Town will vote to appropriate \$782,000 to purchase and equip, including all incidental and related costs, an Attack Pumper equipped for Structure Fire use to replace the now 24-year old Attack Pumper and to fund said appropriation transfer \$150,000 from Free Cash, authorize the treasurer with the approval of the Board of Selectmen to borrow \$490,100 and appropriate \$141,900 from grant funds..

MOTION: PASSED UNANIMOUSLY

ARTICLE #18 To see if the Town will vote to Accept the provisions of Mass General Laws, Chapter 59, Section 5, Clause 17E, enacted as Chapter 380, Section 2, of the Acts of 2000.

<https://malegislature.gov/Laws/GeneralLaws/PartI/TitleIX/Chapter59/Section5> Amendment A

Motion: I move that the Town vote to accept the provisions of General Laws, Chapter 59, Section 5, Clause 17E, enacted as Chapter 380, Section 2, of the Acts of 2000 – as shown in Attachment A to this Warrant.

Select Board YES – 3, NO – 0

MOTION: PASSED-OVER

ARTICLE #19 To see if the Town will vote to Accept the provisions of General Laws, Chapter 59, Section 5, Clause 41D, enacted as Chapter 380, Section 2, of the Acts of 2000. See Amendment A

Select Board YES – 3, NO – 0

Motion: I move that the Town vote to accept the provisions of General Laws, Chapter 59, Section 5, Clause 41D, enacted as Chapter 380, Section 2, of the Acts of 2000 – as shown in Attachment A to this Warrant.

MOTION: PASSED-OVER

ARTICLE #20 To see if the Town will vote to amend General Bylaw, Chapter 2, Section 2.3.1 by striking any text shown as struck through and inserting any text shown in bold or underlined, as follows in the first sentence of said section, "" And replacing it with "**There shall be a Finance Board consisting of five (5) members, who shall be appointed by the Moderator as hereinafter provided. An eligible member must own a residence in Holland but is not required to be a registered voter.**"

Select Board YES – 1, NO – 02 Finance Board YES – 3, NO – 1

Motion: I move that the Town vote to amend General Bylaw, Chapter 2, Section 2.3.1 – as printed in the Warrant

MOTION: PASSED-OVER

ARTICLE #21 To see if the Town will vote to amend zoning bylaw Section VII 7.4.1, titled "SIGNS", by adding the following new subsection j, "**These provisions shall not apply to signs, signals, and devices installed by the Town in accordance with the standard municipal traffic code, or those signs, signals, and devices used for work zone safety, road and traffic hazards, or for reasons permitted by Town policy concerning the use of Information Dissemination Devices, specifically Portable Changeable Message signs**" or take any other action relative thereto.

Select Board YES – 3, NO – 0

Motion: I move to postpone indefinitely article 21.

MOTION: PASSED-OVER

ARTICLE #22 To see if the Town will vote to amend the Zoning Bylaw Section 7C, MEDICAL/ADULT USE MARIJUANA as follows: See Amendment B

Select Board YES – 0, NO – 3

Requires a Planning Board report and recommendation

Motion: I move that the Town vote to amend the Zoning Bylaw Section 7C, MEDICAL/ADULT USE MARIJUANA as shown on Attachment B to this Warrant.

2/3rd majority required.

MOTION: PASSED-OVER

ARTICLE #23 To see if the Town will vote to amend the Zoning bylaw Section VII. GENERAL REGULATIONS, 7.0, PRE-EXISTING NONCONFORMING USES AND STRUCTURES, by adding: subsection 7.0.6 as follows: **“Any non-conforming lot, whether vacant or not, which enjoys protection pursuant to G.L. c. 40, section 6 shall not be subject to the Merger-Doctrine if at any time such pre-existing non-conforming lot comes under common ownership with an adjoining or abutting pre-existing non-conforming lot. The protection granted under said G.L. c. 40A, section 6 shall not depend on ownership of such lot. An abutter of such lot shall have the same rights to develop such lot as a non-abutter”**; or take any action relative thereto.

Select Board YES – 0, NO – 3

Requires a Planning Board report and recommendation

Motion: To see if the Town will vote to amend the Zoning bylaw Section VII. GENERAL REGULATIONS, 7.0, PRE-EXISTING NONCONFORMING USES AND STRUCTURES, by adding: subsection 7.0.6 as follows: “Any non-conforming lot, whether vacant or not, which enjoys protection pursuant to G.L. c. 40, section 6 shall not be subject to the Merger-Doctrine if at any time such pre-existing non-conforming lot comes under common ownership with an adjoining or abutting pre-existing non-conforming lot. The protection granted under said G.L. c. 40A, section 6 shall not depend on ownership of such lot. An abutter of such lot shall have the same rights to develop such lot as a non-abutter.”

2/3rd majority required.

MOTION: PASSED-OVER

ARTICLE #24 To see if the Town will vote to amend the Zoning bylaw SECTION V. DIMENSIONAL REQUIREMENTS 5.0 DIMENSIONAL and DENSITY REQUIREMENT, Table 2 Dimensional and Density Requirements for District Agricultural-Residential Frontage from 300 to 50.

Select Board YES – 0, NO – 3

Motion: I move to postpone indefinitely article 24

MOTION: PASSED-OVER

ARTICLE #25 To see if the Town will vote to amend the General bylaw, Chapter 11 Hamilton Reservoir Dock Regulations by deleting Chapter 11 in its entirety and replacing as shown on Attachment 1 to this Warrant, a copy of the Attachment can also be reviewed at the Town Clerk's office and on the Town's Website at <https://town.holland.ma.us/>

Select Board YES – 3, NO – 0

Motion: I move that the Town will vote to amend the General bylaw, Chapter 11 Hamilton Reservoir Dock Regulations by deleting Chapter 11 in its entirety and replacing as shown on Attachment C to this Warrant.

MOTION: PASSED-OVER

ARTICLE #26 To see if the Town will vote to amend the General Bylaw Chapter 3, Town Meetings – Elections, Section 3.1 Dates of Meetings, by removing the stricken word and replacing it with the word following in bold to become effective May, 2023, or take any action relative thereto.

3.1.1 All business of the Annual Town Meeting, except the election of such officers and the determination of such matters as are required by law to be determined by ballot, shall be considered on the ~~third-last~~ **second** Tuesday in May

Select Board YES – 3, NO – 0

Motion: I move that the Town vote to amend the General Bylaw, Chapter 3 Town Meetings as printed in the Warrant.

MOTION: PASSED

ARTICLE #27 To see if the Town will vote to amend the General Bylaw Chapter 7 Section 7.2.1 by striking the word Town from the section as follows: "The Annual ~~Town~~ Report shall be based on the prior Fiscal Year unless otherwise prescribed by law."

Select Board YES – 3, NO – 0

Motion: I move that the Town vote to amend the General Bylaw Chapter 7 Section 7.2.1 as printed in the warrant.

MOTION: PASSED

ARTICLE #28 To see if the Town will vote to amend Personnel Bylaw section 4 HOLIDAYS 4.1 by amending 4.1.1 by striking (11) and replacing with (12) per Mass General Law; and adding subsection 4.1.1.12 Juneteenth.

Select Board YES – 3, NO – 0

Motion: I move that the Town vote to amend Personnel Bylaw section 4 HOLIDAYS 4.1 by amending 4.1.1 by striking (11) and replacing with (12) per Mass General Law; and adding subsection 4.1.1.12 Juneteenth.

MOTION: PASSED

ARTICLE #29 To see if the Town will vote to combine its elected Town Treasurer and elected Tax Collector to become an appointed Town Treasurer/Collector; or to take any other action relative thereto.

Select Board YES – 3, NO – 0

Motion: I move that the Town vote to combine its elected Town Treasurer and elected Tax Collector to become an appointed Town Treasurer/Collector

MOTION: PASSED WITH AMMENDMENTS, BALLOT VOTE TUESDAY, JUNE 14, 2022

ARTICLE #30 To see if the Town will vote to transfer from the Dam Repair Stabilization account to the Dam Maintenance account, or take any other action relative thereto.

Select Board YES – 0, NO – 3 Finance Board YES – 0, NO – 4

Motion: I move that the Town vote to postpone indefinitely article 30.

MOTION: PASSED-OVER

ARTICLE #31 To see if the Town will vote to transfer from the Cyclic Stabilization account to the Board of Health Expenses account for stump grinding at the brush dump, or take any other action thereto.

Select Board YES – 0, NO – 3 Finance Board YES – 0, NO – 4

Motion: I move that the Town vote to postpone indefinitely article 31.

MOTION: PASSED-OVER

ARTICLE #32 To see if the Town will vote to raise and appropriate or transfer to the Cyclic Stabilization account, or take any other action thereto.

Select Board YES – 3, NO – 0 Finance Board YES – 4, NO - 0

Motion: I move that the Town vote to transfer \$10,000 from Free Cash to the Cyclic Stabilization account

MOTION: PASSED

ARTICLE #33 To see if the Town will vote to raise and appropriate or transfer to the Roadway Stabilization account, or take any other action thereto.

Select Board YES – 3, NO – 0 Finance Board YES – 4, NO - 0

Motion: I move that the Town vote to transfer \$38,656 from Free Cash to the Roadway Stabilization account

MOTION: PASSED

ARTICLE #34 To see if the Town will vote to raise and appropriate or transfer to the Capital Stabilization account, or take any other action thereto.

Select Board YES – 3, NO – 0 Finance Board YES – 4, NO - 0

Motion: I move that the Town vote to postpone indefinitely article 34.

MOTION: PASSED-OVER

ARTICLE #35 To see if the Town will vote to raise and appropriate or transfer to the Tree Warden account, or take any other action thereto.

Select Board YES – 3, NO – 0 Finance Board YES – 4, NO - 0

Motion: I move that the Town vote to transfer \$100,000 from Free Cash to the Tree Warden account

MOTION: PASSED

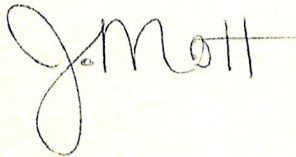
ARTICLE #36 To see if the Town will vote to raise and appropriate or transfer to the Highway Road Improvement account, or take any other action thereto.

Select Board YES – 3, NO – 0 Finance Board YES – 4, NO – 0

Motion: I move that the Town vote to postpone indefinitely article 36

MOTION: PASSED-OVER

A True Copy Attest:

A handwritten signature in black ink that reads "J. Mott". The signature is written in a cursive style with a large loop for the letter 'J' and a horizontal line extending from the end of the word.

Jennifer Mott, Town Clerk

