

The Commonwealth of Massachusetts

HAMPSHIRE, SS.

To either of the Constables of the Town of Chesterfield in the County of Hampshire,

GREETING.

IN THE NAME OF The Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said Town qualified to vote in elections and Town affairs, to meet at the Town Hall in said Chesterfield on the Thirteenth day of May next, at 7:00 o'clock in the evening, then and there to act on the following articles:

ARTICLES RELATING TO FISCAL 2019

ARTICLE 1: To see if the Town will vote to transfer the sum of \$36,845.68 from Free Cash now in the Treasury to account 001-423-5700-0000 - Highway Winter Expenses; or take any other action relative thereto.

Note: To cover emergency winter spending over the budgeted amount.

ARTICLE 2: To see if the Town will vote to transfer the sum of \$16,286.12 from Free Cash now in the Treasury to account 001-422-5700-0000 – General Highway Expenses; or take any other action relative thereto.

Note: To cover funds spent to improve drainage issues on Stage Road that had not been budgeted for.

ARTICLE 3: To see if the Town will vote to transfer the sum of \$7,500.00 from Free Cash now in the Treasury to account 001-132-5700-0000 – Reserve Fund; or take any other action relative thereto.

Note: To replenish funds transferred from the Reserve Fund to cover overages in both Electricity and Heat.

ARTICLE 4: To see if the Town will vote to transfer the sum of \$1,000 from Free Cash now in the Treasury to replace the wireless controller in the Library that serves as the CWMARS Access Point with a new wireless controller that comes with five years of maintenance support; or take any other action relative thereto.

Note: CWMARS is ending its support on July 1, 2019 for the wireless controller that the Library currently uses for its Access Point (AP). This AP is past end-of-life and needs to be replaced. The replacement will be an upgrade, include maintenance support, and provide the ability to get better usage statistics.

ARTICLE 5: To see if the Town will vote to authorize the Select Board to convey, upon such terms and conditions and for such consideration as the Select Board deem appropriate, a portion of that land and the improvements thereon located at 6 North Road, identified as Assessors' Map 19D, Parcels 17 and 18 and more particularly described in that deed recorded with the Hampshire County Registry of Deeds in Book 13215, Page 181, said portion to consist of a single parcel of land of up to two acres in area with a minimum frontage of 200' on North Road and including the house and barn located thereon, and to authorize the Select Board to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town to effect said conveyance; or take any other action relative thereto.

Note: The Select Board needs Town Meeting approval to begin the process of requesting proposals to determine how much the Town could sell the house, barn, and 2 acres of land for. The proposals will help determine if it is financially beneficial to the Town to sell the house or retain the entire parcel.

ARTICLE 6: To see if the Town will vote to rescind \$27,673.00 from the borrowing authorized at Town Meetings as listed below; or take any other action relative thereto:

Item Description	Warrant Article #	Town Meeting Date/Year	Amount Authorized	Amount Remaining
Highway 10 wheel dump truck	7	05/09/11	170,000.00	12,685.00
Fire Engine (E2)	1 & 2	11/26/12 & 05/12/14	135,980.00	12,708.00
Highway 10 wheel dump truck	3 & 2	05/09/16 & 05/14/18	199,117.00	2,280.00

ARTICLE 7: To see if the Town will vote to authorize the Treasurer with the approval of the Select Board to borrow a sum of \$1,001.00 for a period of ten years or less to fund the remainder of the purchase of the AWD cruiser for the Police Department; or take any other action relative thereto.

Note: At the May 14, 2018 Annual Town Meeting, Article 2 rescinded \$2,130.65 from the \$45,000 borrowing for the Police cruiser. That amount was incorrect and rescinded too much based on what the final cost of the vehicle was. This article will reauthorize \$1,001 of the \$2,130.65 that was rescinded, which is the remaining amount needed for the total borrowing.

ARTICLES RELATING TO FISCAL 2020

ARTICLE 8: To see if the Town will vote to adopt the Capital Improvement Program recommended by the Capital Improvement Planning Committee; or take any other action relative thereto.

ARTICLE 9: To see if the Town will vote to raise and appropriate the sum of \$90,000, in accordance with the Capital Improvement Program attached herewith, for the School Building Maintenance Stabilization Fund; or take any other action relative thereto.

ARTICLE 10: To see if the Town will vote to raise and appropriate the sum of \$90,000, in accordance with the Capital Improvement Program attached herewith, for the Capital Projects Stabilization Fund; or take any other action relative thereto.

ARTICLE 11: To see if the Town will vote to raise and appropriate the sum of \$5,000 for the OPEB (Other Post-Employment Benefits) Liability Trust Fund; or take any other action relative thereto.

ARTICLE 12: To see if the Town will vote to transfer the sum of \$11,000 from Free Cash now in the Treasury to remove trees, stumps and rocks in the Ireland Street Cemetery; or take any other action relative thereto.

Note: This work is in preparation to expand the cemetery to the rear of the property.

ARTICLE 13: To see if the Town will vote to transfer the sum of \$12,500 from Free Cash now in the Treasury to be used as matching funds required to apply for a Massachusetts Historical Grant to repair the historic stone walls in the Ireland Street Cemetery; or take any other action relative thereto.

Note: These funds would only be expended if the grant is received. The grant requires 50% matching funds.

ARTICLE 14: To see if the Town will vote to transfer the sum of \$50,000 from Free Cash now in the Treasury to the Broadband Expense Account; or take any other action relative thereto.

Note: These funds would seed the account to pay network expenses prior to the network generating sufficient revenue. Once the network is operational and generating funds, the \$50,000 would be returned from the MLP.

ARTICLE 15: To see if the Town will vote to transfer the sum of \$2,500 from Free Cash now in the Treasury to purchase one set of turnout gear for the Fire Department; or take any other action relative thereto.

ARTICLE 16: To see if the Town will vote to fix the salaries and hourly rates of all compensated elected officers of the Town for Fiscal 2020, as provided in Section 108 of Chapter 41 of the Massachusetts General Laws, as amended; or take any other action relative thereto.

ARTICLE 17: To see if the Town will vote to raise and appropriate or transfer from available funds now in the Treasury a sum of money for the Fiscal 2020 budget for Town General Fund expenditures; or take any other action relative thereto.

ARTICLE 18: To see if the Town will vote, pursuant to Section 53E1/2 of Chapter 44 of the Massachusetts General Laws to establish the following limitations on expenditures from the Revolving Funds established by Article 17 of the Town of Chesterfield General By-laws, entitled, "Departmental Revolving Funds"; or take any other action relative thereto.

Revolving Account	Fiscal Year 2020 Expenditure Limit
Board of Health (BOH)	\$3,000, but in no event may it exceed the current balance
Planning Board	\$5,000, but in no event may it exceed the current balance
Zoning Board of Appeals	\$3,000, but in no event may it exceed the current balance
Dog Control Revolving Fund	\$3,000, but in no event may it exceed the current balance
Wetlands Protection	\$3,000, but in no event may it exceed the current balance

ARTICLE 19: To see if the Town will vote to authorize the Hampshire Regional School District Administration to enter into a five (5) year contract consisting of a three year base with the option to renew two additional years to provide bus transportation to Hampshire Regional High School, Chesterfield Goshen Regional School, Southampton Public Schools, Westhampton Public Schools, Williamsburg Public Schools, and Vocational Transportation; or take any action relative thereto.

ARTICLE 20: To see if the Town will vote to authorize the Select Board to enter into a ten (10) year contract with the option for a five (5) year extension, commencing on July 1, 2020 with the qualified vendor selected by MassDEP through a competitive bid process for recycling processing services for the Town, subject to the Select Board's determination that the contract is in the best interests of the Town and subject to Town Meeting approval in the Spring 2020 for funding for these services; or take any action relative thereto.

ARTICLE 21: To see if the Town will vote to amend General By-Law Article 9 – Dog Control, Section 4 (b) to change

from: “Any owner of four or more dogs six months old or older, whether maintained for breeding, boarding, sale, training, hunting, or other purposes, **may** obtain a kennel license. Kennel fees vary according to the maximum number of dogs kept. Licensing dates shall be the same as for individual licenses.

to: “Any owner of four or more dogs six months old or older, whether maintained for breeding, boarding, sale, training, hunting, **personal**, or other purposes, **shall** obtain a kennel license. Kennel fees vary according to the maximum number of dogs kept. Licensing dates shall be the same as for individual licenses.”

; or take any other action relative thereto.

Note: Highlighted words are being changed, deleted, or added.

ARTICLE 22: To see if the Town will vote to amend General By-Law Article 9 – Dog Control, Section 5 (b) to change

from: “Any person who fails to obtain a license in accordance with Section 3 above shall be subject to a late fine of \$5.00 per dog. Any person who fails to pay a late fine and license a dog by June 1 shall be fined \$25 per dog in addition to the regular licensing fee. Failure to license any dog may result in Court action.”

to: “Any person who fails to obtain a license in accordance with Section 3 above shall be subject to a late fine of \$5.00 per dog. Any person who fails to pay a late fine and license a dog by June 1 shall be fined **an additional** \$25 per dog **late fine** in addition to the regular licensing fee **and late fine**. **All late fines are issued by the Town Clerk’s Office**. Failure to license any dog may result in Court action.”

; or take any other action relative thereto.

Note: Highlighted words are being added.

ARTICLE 23: To see if the Town will vote to add a new subsection to General By-Law Article 9 – Dog Control, Section 5 to be labelled subsection (c) – “Anyone who fails to license a dog(s) in accordance with MGL Chapter 140 Section 137 or MGL Chapter 140 Section 137A shall be fined for failing to license said dog(s) based on the following fine schedule:

Unlicensed Dog Fine Schedule as enforced by the Animal Control Officer:

- i. \$50 for the first offense in a 12 month period
- ii. \$75 for the second offense in a 12 month period
- iii. \$100 for the third and subsequent offenses in a 12 month period.”

; or take any other action relative thereto.

Note: This is to bring our bylaw into compliance with MGL Chapter 140 Section 141 which states the fine shall not be less than \$50. This new bylaw is a fine for having unlicensed dogs.

ARTICLE 24: To see if the Town will vote to amend General By-Law Article 9 – Dog Control, Section 7 (b) and (c) to change from “**Dog Officer**” to “**Animal Control Officer**” and to change the fee schedule in 7(b) as follows:

from:

- i. Up to **\$25** for the first offense in **any calendar year**.
- ii. Up to **\$50** for the second offense in **any calendar year**.
- iii. Up to **\$75** for the third and subsequent offenses in **any calendar year**.

to:

- i. Up to **\$50** for the first offense in a **12 month period**.
- ii. Up to **\$75** for the second offense in a **12 month period**.
- iii. Up to **\$100** for the third and subsequent offenses in a **12 month period**.

; or take any other action relative thereto.

Note: This bylaw is for fines issued by the Animal Control Officer for other than failure to license.

ARTICLE 25: To see if the Town will vote to amend General By-Law Article 9 – Dog Control, Section 7 (d) to change references from “**Dog Officer**” to “**Animal Control Officer**” and to change the fee from “**\$5.00 per day**” to “**\$25 per day**” and “**for any dog**” to “**any animal**”

; or take any other action relative thereto.

ARTICLE 26: To see if the Town will vote for a resolution calling for The US to Join the Treaty on the Prohibition of Nuclear Weapons:

- WHEREAS, nuclear weapons cannot be used without catastrophic humanitarian consequences that violate every principle of international law and human morality; and
- WHEREAS, the continued existence of these weapons poses an intolerable risk to human survival, since they can be detonated by accident as well as by design; and
- WHEREAS, the United States, together with Britain, France, Russia and China, signed and ratified a legally binding commitment more than 50 years ago to negotiate “in good faith” and “at an early date” the total elimination of their nuclear arsenals; and
- WHEREAS, the International Court of Justice ruled, in their 1996 Advisory Opinion on the Legality of Nuclear Weapons, that the legally binding commitment to negotiate means “bringing those negotiations to a successful conclusion;” and
- WHEREAS, in the year 2000 the United States, together with Britain, France, Russia and China gave an “unequivocal undertaking” to 187 other nations that they would fulfill their commitment to accomplish the total elimination of their nuclear arsenals; and
- WHEREAS, in July 2017, 122 nations adopted the Treaty on the Prohibition of Nuclear Weapons, making it illegal under international law to develop, test, produce, possess, stockpile, transfer, use, or threaten to use nuclear weapons¹; and
- WHEREAS, once this Treaty enters in force, it will be illegal in all countries who are party to this Treaty to assist, encourage or induce, in any way, anyone to engage in any activity prohibited by the Treaty; and

WHEREAS, more and more countries will continue to sign and ratify this Treaty, including sooner or later many key allies of the United States; and

WHEREAS, this means that the United States will find it increasingly difficult to develop, manufacture, deploy or justify its continued dependence on nuclear weapons.

NOW THEREFORE BE IT RESOLVED that we the residents of Chesterfield, Massachusetts call on the Select Board to take all necessary steps to align the Town of Chesterfield with the U.N. Treaty on the Prohibition of Nuclear Weapons.

NOW THEREFORE BE IT RESOLVED that the Town of Chesterfield, Massachusetts, USA calls upon our federal leaders to sign the Treaty on the Prohibition of Nuclear Weapons and to invite the other nuclear armed nations to do likewise, leading to an agreed multilateral pathway for the elimination of all nuclear weapons worldwide.

BE IT FURTHER RESOLVED that the Town of Chesterfield calls upon the Commonwealth of Massachusetts to align with the Treaty on the Prohibition of Nuclear Weapons by setting up, as a first step, a Citizens Commission to look into the implications of doing so, as per bills HD.3477 and SD.1688, currently before the State Legislature.

BE IT FURTHER RESOLVED that the Select Board of Chesterfield, Massachusetts, calls upon our federal leaders and our nation to take immediate steps in the meantime to reduce the threat posed by the continued existence of these weapons and to prevent the possibility of nuclear war taking place by accident, miscalculation or design, by:

- renouncing the option of using nuclear weapons first;
- ending the President's sole, unchecked authority to launch a nuclear attack;
- taking US nuclear weapons off hair-trigger alert;
- cancelling the plan to replace its entire arsenal with enhanced weapons; and
- leading a global effort to reduce tensions, particularly with Russia, through dialogue, diplomacy and other confidence-building measures.

BE IT FURTHER RESOLVED that the Town Clerk shall cause a copy of this resolution to be sent to State Representative Natalie Blais, State Senator Adam Hinds, U.S. Congressperson Richard Neal, U.S. Senator Elizabeth Warren, U.S. Senator Edward Markey, and President Donald J. Trump; or take any other action relative thereto.

ARTICLE 27: To take up any other matter which may legally be brought before this meeting.

And you are hereby directed to serve this Warrant, by posting up attested copies thereof at the Chesterfield Post Office and the Town Office Building in said Town, seven days at least 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 the time and place of meeting, as aforesaid.

Given under our hands this 29th of April in the year of our Lord two thousand nineteen.

_____ **Robert W. Recos, Chair**

_____ **Patricia G. Colson-Montgomery**

_____ **Roger A. Fuller**

Select Board of Chesterfield

A true copy. Attest:

_____ **Constable.**

Hampshire, SS.

PURSUANT TO THE WITHIN WARRANT, I have notified and warned the inhabitants of the Town of Chesterfield by posting up attested copies of the same at the Chesterfield Post Office and the Town Office seven days before the date of the meeting, as within directed.

Constable of Chesterfield

Posted _____

Returned _____