

TOWN OF SOUTHAMPTON
Commonwealth of Massachusetts

Annual Town Meeting Warrant
Fiscal Year 2011

HAMPSHIRE SS:

To the Constables of the Town of Southampton 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 on Town affairs, to meet at William E. Norris Elementary School, located at 34 Pomeroy Meadow Road, in said Southampton on Tuesday, the eighteenth day in May next, at seven in the evening, then and there to act on the following articles:

ARTICLE 1: To see if the Town will vote to hear presentations of the Richard C. Allen Educational Awards sponsored by the Southampton Police Association, Southampton Highway Department and Transfer Station; or take any other action relative thereto.

ARTICLE 2: To see if the Town will vote to hear reports of various town officers; or take any other action relative thereto.

ARTICLE 3: To see if the Town will vote to accept M.G.L. Chapter 64L, § 2(a) to impose a local meals excise; or take any other action relative thereto.

ARTICLE 4: To see if the Town will vote to transfer the sum of \$9,000.00 from the Community Preservation Surcharges-Undesignated Account to be used to fund administrative expenses of the Community Preservation Committee; or take any other action relative thereto.

ARTICLE 5: To see if the Town will vote to transfer the sum of \$20,000.00 from the Community Preservation Surcharges-Historical Preservation Account to be used by the Edwards Public Library and the Southampton Historical Society for the preservation of documents pertinent to the history of the Town held by the Edwards Public Library and the Southampton Historical Society and for the scanning of said documents onto the "Digital Treasurers" website; or take any other action relative thereto.

ARTICLE 6: To see if the Town will vote to fix salaries of all elected officials for the fiscal year July 1, 2010-June 30, 2011, and further, to raise and appropriate monies as identified in the Town's omnibus budget, as attached, for such fiscal year; or take any other action relative thereto.

ARTICLE 7: To see if the Town will vote to appropriate the sum of \$250,742.00 for the Transfer Station Enterprise Fund; amount to be funded from the following sources:

Permits	\$ 79,800.00
Charges (Tipping)	56,800.00
Bag Fees	67,800.00
Recycling	23,500.00
Investment Income	3,000.00
Retained Earnings	10,000.00
WPAT Subsidies	<u>9,842.00</u>
Total:	\$ 250,742.00

To be expended as follows:

Salary & Wages	\$ 54,500.00
Operating Expense	151,692.00
Debt Service/P & I	22,675.00
Indirect Cost	<u>21,875.00</u>
Total:	\$ 250,742.00

or take any other action relative thereto.

ARTICLE 8: To see if the Town will vote to appropriate the sum of \$597,315.00 for the Water Enterprise Fund; amount to be funded from the following sources:

Water Charges	\$ 469,000.00
Hook-up Charges	48,750.00
Investment Income	4,000.00
Retained Earnings	10,000.00
WPAT Subsidies	<u>65,565.00</u>
Total:	\$ 597,315.00

To be expended as follows:

Salary & Wages	\$ 126,000.00
Operating Expense	130,000.00
Capital Outlay	63,061.00
Debt Service	231,068.00
Indirect Cost	<u>47,186.00</u>
Total:	\$ 597,315.00

or take any other action relative thereto.

ARTICLE 9: To see if the Town will vote to transfer the sum of \$20,401.00 from the WPAT Loan Repayment Account to fund the amortization of WPAT bonds; or take any other action relative thereto.

ARTICLE 10: To see if the Town will vote to transfer the sum of \$88,869.00 from the Ambulance Fees Account to fund EMS/Ambulance related expenses; or take any other action relative thereto.

ARTICLE 11: To see if the Town will vote to transfer the sum of \$203,604.00 from Free Cash to be used to reduce the FY11 tax rate; or take any other action relative thereto.

ARTICLE 12: To see if the Town will vote to adopt the Capital Improvement Plan recommended by the Capital Improvement Committee; and further to transfer the sum of \$55,000.00 from the Ambulance Account, \$68,000.00 from the Sale of Real Estate Account and \$55,000.00 from the Stabilization Fund for a total of \$178,000 to fund the Capital Improvement budget for FY2011 as follows: \$55,000 for the purchase of Emergency Medical System (EMS) software, \$68,000 for the purchase of a new loader with plow for the Highway Department, \$8,000 for the purchase of shelving for the young adult and children’s sections of the Edwards Public Library, \$15,000 to fund the FY11 portion of the Master Planning process, \$12,000 to purchase Promethean Active Boards for Norris Elementary School, and \$20,000 to purchase furnishings and equipment necessary for the new Town Hall (located at the Larrabee building); or take any other action relative thereto.

2/3rds vote required.

ARTICLE 13: To see if the Town will vote to authorize its Treasurer/Collector, with the approval of the Board of Selectmen, to enter into a compensating balance agreement or agreements with one or more banking institutions beginning in Fiscal Year 2011 and extending for as much as three years, pursuant to Chapter 44, Section 53F and subsequent revisions of the General Laws of Massachusetts; or take any other action relative thereto.

ARTICLE 14: To see if the Town will vote pursuant to the provisions of Section 53E½ of Chapter 44 of the Massachusetts General Laws, to authorize the operation of revolving funds for certain town departments for the fiscal year beginning July 1, 2010 with specific receipts credited to each fund, the purposes for which each fund may be spent and the maximum that may be spent from each fund for the fiscal year as follows; or take any other action relative thereto.

<u>Revolving Fund Title</u>	<u>Authorized to Spend Fund</u>	<u>Revenue Source</u>	<u>Use of Fund</u>	<u>FY11 Spending Limit</u>
Plumbing Inspections	Plumbing Inspector	Plumbing Inspection Receipts	Payment for Plumbing Inspection Svcs.	\$11,000
Electrical Inspections	Electrical Inspector	Electrical Inspection Receipts	Payment for Electrical Inspection Svcs.	\$7,500
Planning Board	Planning Board	Filing Fees	Administrative Expense	\$10,000
Zoning Board of Appeals	Zoning Board of Appeals	Receipts from Fees	ZBA Expenditures	\$3,000
Council on Aging Van	Council on Aging Director	Receipts from Operation of Van	Payment for Operation of COA Van	\$20,000
Dog Licensing and Control	Town Clerk and Dog Officer	Dog License Fees and Other Related Charges	Expenses Related to Admin. of Licenses & Dog Control	\$8,000

ARTICLE 15: To see if the Town will vote to transfer the sum of \$66,078.00 from the Norris School Debt Exclusion Reserve Fund to fund a portion of the Norris School Fiscal 2011 debt service; or take any other action relative thereto.

ARTICLE 16: To see if the Town will vote to transfer from Free Cash the sum of \$4,710.00 to pay the following Fiscal Year 2009 invoices: New England Communications Systems, Inc., in the amount of \$3,885.00 and Industrial Residential Security in the amount of 825.00, in accordance with MGL Chapter 44, Section 64 – Appropriation to Pay Certain Unpaid Bills of Previous Years; or take any other action relative thereto.

4/5ths vote required.

ARTICLE 17: To see if the Town will vote to accept Brittney Lane, Kevin Drive and Katelyn Way as public ways as shown on a plan entitled ‘Red Brook Estates, Southampton, Massachusetts’, prepared for Jim Boyle Construction, Sheets 1-35 and recorded in the Hampshire County Registry of Deeds Plan Book 207, Page 90; or take any other action relative thereto.

ARTICLE 18: To see if the Town will vote to accept Madeline Way as a public way as shown on a plan entitled ‘Sheldon Estates, Southampton, Massachusetts’, prepared by Doucet & Associates, Inc., and recorded in the Hampshire County Registry of Deeds Plan Book 214, Page 110; or take any other action relative thereto.

ARTICLE 19: To see if the Town will vote to accept Whispering Meadow Lane as a public way as shown on a plan entitled ‘East Meadow Estates, Southampton, Massachusetts’, prepared by Heritage Surveys, Inc., and recorded in the Hampshire County Registry of Deeds Plan Book 216, Pages 98-103 and as further shown on a plan entitled ‘Plan of Land in Southampton, Massachusetts Surveyed for James R. & Eugene R. Labrie’ prepared by Heritage Surveys, Inc., and recorded in the Hampshire County Registry of Deeds Plan Book 220, Page 30; or take any other action relative thereto.

ARTICLE 20: To see if the Town will vote to continue membership in the Hampshire Council of Governments for Fiscal Year 2011 through Fiscal Year 2014 with a 25% reduction in the FY2007 four-year annual dues assessment; or take any other action relative thereto.

ARTICLE 21: To see if the Town will vote to change the zoning of land located on Valley and Brickyard Road, as shown on Southampton Assessors’ Map 39, Parcels 24, 27A and 27B from the current designation of Industrial Park (IP) to Residential Neighborhood (RN); or take any other action relative thereto.

2/3rds vote required.

ARTICLE 22: To see if the Town will vote the following General Bylaw, Article VII, *Restrictions on Issuances of Building Permits* in accordance with M.G.L. Chapter 40, Section 57:

Sec. 1. The Town of Southampton may deny any application for, or revoke or suspend a building permit, or any local license or permit including renewals and transfers issued by any board, officer, department for any person, corporation or business enterprise, who has neglected or refused to pay any local taxes, fees, assessments, betterments or any other municipal charges, including amounts assessed under the provisions of section twenty-one D or with respect to any activity, event or other matter which is the subject of such license or permit and which activity, event or matter is carried out or exercised or is to be carried out or exercised on or about real estate whose owner has neglected or refused to pay any local taxes, fees, assessments, betterments or any other municipal charges. Such by-law or ordinances shall provide that:

(a) The tax collector or other municipal official responsible for records of all municipal taxes, assessments, betterments and other municipal charges, hereinafter referred to as the tax collector, shall annually furnish to each department, board, commission or division, hereinafter referred to as the licensing authority, that issues licenses or permits including renewals and transfers, a list of any person, corporation, or business enterprise, hereinafter referred to as the party, that has neglected or refused to pay any local taxes, fees, assessments, betterments or other municipal charges for not less than a twelve month period, and that such party has not filed in good faith a pending application for an abatement of such tax or a pending petition before the appellate tax board.

(b) The licensing authority may deny, revoke or suspend any license or permit, including renewals and transfers of any party whose name appears on said list furnished to the licensing authority from the tax collector or with respect to any activity, event or other matter which is the subject of such license or permit and which activity, event or matter is carried out or exercised or is to be carried out or exercised on or about real estate owned by any party whose name appears on said list furnished to the licensing authority from the tax collector; provided, however, that written notice is given to the party and the tax collector, as required by applicable provisions of law, and the party is given a hearing, to be held not earlier than fourteen days after said notice. Said list shall be prima facie evidence for denial, revocation or suspension of said license or permit to any party. The tax collector shall have the right to intervene in any hearing conducted with respect to such license denial, revocation or suspension. Any findings made by the licensing authority with respect to such license denial, revocation or suspension shall be made only for the purposes of such proceeding and shall not be relevant to or introduced in any other proceeding at law, except for any appeal from such license denial, revocation or suspension. Any license or permit denied, suspended or revoked under this section shall not be reissued or renewed until the license authority receives a certificate issued by the tax collector that the party is in good standing with respect to any and all local taxes, fees, assessments, betterments or other municipal charges, payable to the municipality as the date of issuance of said certificate.

(c) Any party shall be given an opportunity to enter into a payment agreement, thereby allowing the licensing authority to issue a certificate indicating said limitations to the license or permit and the validity of said license shall be conditioned upon the satisfactory compliance with said agreement. Failure to comply with said agreement shall

be grounds for the suspension or revocation of said license or permit; provided, however, that the holder be given notice and a hearing as required by applicable provisions of law.

(d) The board of selectmen may waive such denial, suspension or revocation if it finds there is no direct or indirect business interest by the property owner, its officers or stockholders, if any, or members of his immediate family, as defined in M.G.L. Chapter 268A, §1 in the business or activity conducted in or on said property.

Sec. 2. This bylaw shall not apply to the following licenses and permits: open burning; bicycle permits; sales of articles for charitable purposes; children work permits; clubs, associations dispensing food or beverage licenses; dog licenses; fishing, hunting, trapping license; marriage licenses; and theatrical events or public exhibition permits.

Or take any other action relative thereto.

ARTICLE 23: To see if the Town will vote in accordance with Massachusetts General Laws, Chapter 59, Section 5, Clause 41C, to increase the senior citizens' real estate property tax exemption amount to \$1,000.00 to be effective for fiscal years beginning on or after July 1, 2011; or take any other action relative thereto.

[Remainder of Page Left Intentionally Blank]

And you are directed to serve this Warrant by posting up attested copies thereof at six usual places 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 fourth day of May in the year of our Lord two thousand and ten.

BOARD OF SELECTMEN

Jess Dods, Chair

Douglas Blanchard, Vice-Chair

David McDougall

Michael Phelan

Ann W. Roy

A true copy.

Attest: _____
Constable

Date: _____

ARTICLE 6: OMNIBUS BUDGET - FISCAL YEAR 2011

Budget Category	FY' 2009 Actual	FY 2010 Budget	FY' 2011 Budget Request	\$ Inc/Dec FY'2010	% Inc/Dec FY 2010
GENERAL GOVERNMENT					
Moderator Expenses	107.75	111.72	112.00	0.28	0.3%
Selectmen Expenses	2,780.63	2,190.64	2,190.00	-0.64	0.0%
CDL Drug Testing	335.50	380.00	380.00	0.00	0.0%
Annual Internet Service	1,193.12	1,320.00	1,320.00	0.00	0.0%
Webpage Maintenance	179.55	500.00	500.00	0.00	0.0%
Town Administrator Salary	62,000.00	64,170.00	64,170.00	0.00	0.0%
Administrative Assistant Wages	23,688.00	24,830.00	24,830.00	0.00	0.0%
Administration Expenses	1,890.79	1,512.85	1,513.00	0.15	0.0%
Photocopier Lease and Supplies	3,459.45	2,500.00	2,500.00	0.00	0.0%
Postage	11,015.87	10,000.00	12,000.00	2,000.00	20.0%
Finance Committee Expenses	173.00	210.00	210.00	0.00	0.0%
Reserve Account	33,886.82	34,200.00	34,200.00	0.00	0.0%
Town Accountant Salary	27,765.95	28,737.76	28,737.76	0.00	0.0%
Asst Accountant Wages	16,551.68	17,080.49	17,080.49	0.00	0.0%
Independent Audit		0.00	5,000.00	5,000.00	
Accountant Expenses	1,108.78	1,051.10	1,051.00	-0.10	0.0%
Accounting Software Support	1,776.00	1,994.22	2,219.10	224.88	11.3%
Asst. Assessor Wages	59,059.22	62,440.00	62,440.00	0.00	0.0%
Assessor Expenses	6,216.30	5,805.00	5,805.00	0.00	0.0%
Assessors Software Support	4,000.00	4,500.00	4,500.00	0.00	0.0%
Assessor Town Maps	1,500.00	0.00	0.00	0.00	0.0%
Assessor Consultant	2,200.00	0.00	10,900.00	10,900.00	
Treasurer/Collector Salary	44,039.00	45,360.00	45,360.00	0.00	0.0%
Treasurer/Collector Wages	49,025.48	50,536.00	50,536.00	0.00	0.0%
Treasurer/Collector Expenses	9,029.96	8,565.20	8,500.00	-65.20	-0.8%
Treasurer Software Support	8,000.00	8,369.22	8,726.00	356.78	4.3%
Legal	41,561.46	30,000.00	30,000.00	0.00	0.0%
PPPB Expenses	0.00	400.00	400.00	0.00	0.0%
Tax Title	11,102.61	8,000.00	8,000.00	0.00	0.0%
Town Clerk Salary	31,318.00	32,258.00	32,258.00	0.00	0.0%
Town Clerk Asst Wages	14,840.25	15,148.00	15,148.00	0.00	0.0%
Town Clerk Expenses	995.27	931.00	931.00	0.00	0.0%
Election Registrars Salaries (3 Board of Registrars)	600.00	600.00	600.00	0.00	0.0%

Election.Registrars Wages (9 Elections Workers)	3,172.43	3,143.52	3,143.52	3,143.52	0.00	0.0%
Election.Registrars Expenses	3,989.34	4,700.00	6,350.00	1,650.00	35.1%	
Conservation Commission Expenses	2,147.23	1,939.27	1,940.00	0.73	0.0%	
Planning Board Expenses	0.00	745.73	745.00	-0.73	-0.1%	
Pioneer Valley Planning Commission (assessment)	808.05	808.05	808.05	0.00	0.0%	
Barnes Acquirer Protection	2,000.00	1,862.00	1,862.00	0.00	0.0%	
ZBA Clerical Wages	0.00	500.00	500.00	0.00	0.0%	
Municipal Building Custodian Wages	15,737.70	16,194.69	16,194.69	0.00	0.0%	
Municipal Building Custodian Supplies/Expenses	879.64	608.95	609.00	0.05	0.0%	
Building Maintenance (General)		1,000.00	1,000.00	0.00	0.0%	
Telephone	8,183.06	8,000.00	8,000.00	0.00	0.0%	
Town Hall - Gas & Electric	23,750.42	23,000.00	23,000.00	0.00	0.0%	
Larrabee - Gas & Electric	3,133.50	5,000.00	20,000.00	15,000.00	300.0%	
Town Hall Bldg Expenses	10,605.04	7,791.56	2,350.00	-5,441.56	-69.8%	
Larrabee Bldg Expenses	1,587.06	0.00	5,442.00	5,442.00		
Town Report	2,400.00	2,000.00	2,000.00	0.00	0.0%	
Technology - Equipment	2,546.50	2,850.00	2,850.00	0.00	0.0%	
Technology - Services	1,435.49	1,710.00	1,710.00	0.00	0.0%	
Emergency Management Expenses	2,520.46	3,000.00	3,000.00	0.00	0.0%	
TOTAL GENERAL GOVERNMENT	556,296.36	548,554.97	583,621.61	35,066.64	6.4%	
PROTECTION OF PERSONS AND PROPERTY						
Police Chief's Salary	72,915.00	75,649.00	75,649.00	0.00	0.0%	
Police Salaries and Wages	508,771.71	522,519.00	522,519.00	0.00	0.0%	
Police Expenses	49,091.15	41,783.85	46,784.00	5,000.15	12.0%	
Police Equipment Maintenance Contract	15,000.00	19,000.00	21,700.00	2,700.00	14.2%	
Regional Lockup Assessment	3,041.78	5,374.00	5,374.00	0.00	0.0%	
DARE Program	5,374.00	3,000.00	3,000.00	0.00	0.0%	
Communication Wages	129,542.17	143,577.00	143,577.00	0.00	0.0%	
Communications Expenses	9,803.95	4,567.60	4,568.00	0.40	0.0%	
Fire Chief's Wages	75,084.96	74,399.50	74,399.50	0.00	0.0%	
Fire Dept. Wages	70,115.86	72,335.00	72,335.00	0.00	0.0%	
Fire Department Expenses	20,836.41	18,318.00	21,818.00	3,500.00	19.1%	

EMT Standby	3,412.50	1,565.00		1,565.00	0.00	0.0%
EMS Training Wages	7,294.66	31,734.00		31,734.00	0.00	0.0%
Ambulance Billing Clerk	7,255.89	7,000.00		7,000.00	0.00	0.0%
EMT Licensing & Certifications	1,600.00	2,120.00		2,120.00	0.00	0.0%
Ambulance/EMS Expenses	9,814.92	9,700.00		9,700.00	0.00	0.0%
Bldg Inspector Salary	45,000.00	46,350.00		46,350.00	0.00	0.0%
Bldg Inspector Clerical Wages	3,908.70	7,500.00		6,870.00	-630.00	-8.4%
Building Inspector Expenses	5,063.54	2,793.00		2,793.00	0.00	0.0%
TOTAL PROTECTION OF PERSONS AND PROPERTY	1,042,927.20	1,089,284.95		1,099,855.50	10,570.55	1.0%
SOUTHAMPTON EDUCATION						
Elementary School	3,853,431.91	3,896,363.00		3,859,175.00	-37,188.00	-1.0%
Local School Transportation	171,542.00	170,476.00		170,476.00	0.00	0.0%
Textbooks	17,384.78	18,000.00		18,000.00	0.00	0.0%
Vocational School Tuition	563,786.05	596,398.40		605,500.00	9,101.60	1.5%
Vocational Transportation	43,625.50	50,000.00		50,000.00	0.00	0.0%
TOTAL SOUTHAMPTON EDUCATION	4,649,770.24	4,731,237.40		4,703,151.00	-28,086.40	-0.6%
HAMPSHIRE REGIONAL EDUCATION						
Regional Schools	3,303,382.00	3,327,809.00		3,483,411.00	155,602.00	4.7%
Debt Service	290,780.00	293,132.00		293,976.00	844.00	0.3%
TOTAL REGIONAL SCHOOL EDUCATION	3,594,162.00	3,620,941.00		3,777,387.00	156,446.00	4.3%
PUBLIC WORKS AND FACILITIES						
Highway Superintendent Salary		83,000.00		83,000.00	0.00	0.0%
Highway Wages	216,083.23	163,580.47		163,580.47	0.00	0.0%
Highway Expenses	129,311.23	135,240.00		144,240.00	9,000.00	6.7%
Road Machinery Maintenance	55,990.19	62,720.00		62,720.00	0.00	0.0%
Winter Roads Wages	143,847.57	123,279.37		123,279.37	0.00	0.0%

Winter Roads Expenses	147,791.61	98,980.00	98,980.00	0.00	0.0%
Snow Insurance	4,890.00	5,000.00	0.00	-5,000.00	-100.0%
Street Lighting	22,834.06	20,500.00	20,500.00	0.00	0.0%
Cemetery Commission	1,315.53	2,000.00	2,000.00	0.00	0.0%
Tree Warden Wages	2,000.00			0.00	
Tree Warden Expenses	1,603.00	3,603.00	3,603.00	0.00	0.0%
TOTAL PUBLIC WORKS AND FACILITIES	725,666.42	697,902.84	701,902.84	4,000.00	0.6%
HUMAN SERVICES					
Board of Health Agent	6,729.00	23,400.00	24,006.78	606.78	2.6%
Board of Health Admin Clerical	7,135.10	8,067.00	6,870.00	-1,197.00	-14.8%
Board of Health Expenses	1,942.23	2,750.00	1,500.00	-1,250.00	-45.5%
Animal Inspector Salary	3,000.00	3,000.00	3,000.00	0.00	0.0%
Council on Aging Wages	17,789.72	18,703.36	14,085.64	-4,617.72	-24.7%
Council on Aging Expenses	3,870.59	4,077.00	1,664.00	-2,413.00	-59.2%
Veterans' Agent Wages	6,624.00	6,822.72	6,822.72	0.00	0.0%
Veterans' Agent Expenses	400.00	372.40	372.00	-0.40	-0.1%
Veterans' Benefits	29,790.20	36,300.00	45,000.00	8,700.00	24.0%
TOTAL HUMAN SERVICES	77,280.84	103,492.48	103,321.14	-171.34	-0.2%
CULTURE AND RECREATION					
Library Wages	71,322.97	75,046.92	75,046.92	0.00	0.0%
Library Expenses	25,803.42	22,626.00	26,126.00	3,500.00	15.5%
Parks Commission Wages	4,451.47	4,588.40	4,588.40	0.00	0.0%
Parks Commission Expenses	2,244.00	2,089.16	2,089.16	0.00	0.0%
Historical Commission Expenses	1,145.19	1,720.00	1,720.00	0.00	0.0%
Old Home Days	639.52	600.00	600.00	0.00	0.0%
Memorial Day	263.70	500.00	500.00	0.00	0.0%
TOTAL CULTURE AND RECREATION	105,870.27	107,170.48	110,670.48	3,500.00	3.3%

Group Health Insurance	773,415.00	807,604.72	815,869.58	8,264.86	1.0%
Medicare/FICA	58,928.24	62,000.00	70,000.00	8,000.00	12.9%
Group Life Insurance	3,408.97	3,600.00	3,993.00	393.00	10.9%
Insurance General	75,553.97	77,000.00	77,000.00	0.00	0.0%
Transfer to Stabilization	10,000.00				
TOTAL MISCELLANEOUS	1,388,318.17	1,416,518.75	1,464,217.58	157,698.83	3.4%
GRAND TOTAL - ARTICLE 6	12,791,342.89	12,957,867.88	13,389,754.65	449,024.28	3.3%