

# SELECTBOARD AGENDA & MEETING NOTICE

# March 28, 2022

\*\*\*Indicates item added after the 48 hour posting **bold underlined** time = invited guest or advertised hearing (all other times are approximate)

Location: Gill Town Hall, 2<sup>nd</sup> Floor

- 5:30 PM <u>Call to Order</u> (If the meeting is being videotaped, announce that fact. If remote participation will occur, announce member & reason, & need for roll call voting)
- 5:30 PM Public Hearing on an application by Lucas Aldrich of LSA Auto Inc for a Class II license (used car sales) at 48 French King Highway

### Old Business

o Review of Minutes from 7/19/21, 8/2/21, 8/16/21, 9/13/21, and 3/14/22

### New Business

- o Riverside Sewer Pump Station Service Agreement with Kats Pump Service, twice yearly
- Chapter 90 Project Requests for FY22
  - South Cross Road 10% Rubber Chip Seal, approx. 1.16 miles, \$61,654
  - Cove View Lane 10% Rubber Chip Seal, approx. 0.08 miles, \$4,957
- Appointments
  - Board of Fire Engineers for 5/1/22 4/30/23
  - Jake Whitney as a Firefighter thru 6/30/22
- Fire Dept Purchase Order Headlights for 2010 Tanker, \$1,247.22 plus install, ATG Westminster
- o Renewal of Seasonal Restaurant Liquor License for 2022 Turners Falls Schuetzen Verein
- FRCOG 2022 Traffic Counting Program any locations?
- o Community Eco Power Bankruptcy options and next steps for disposal of Gill's solid waste
- Requested Articles for Annual Town Meeting
  - "Fair Share Amendment"
  - Animal Control bylaw (without section on livestock), to replace existing Dog Control bylaw
  - Deadline for Petition Articles 5 PM on Monday, April 18, 2022
- Legislation H.440 and S.2660 "An Act relative to social equity and host community agreements in the cannabis industry" – both bills have been reported favorably out of the Cannabis Policy committee and referred to House and Senate Ways & Means Committees
- $\circ$  Other business as may arise after the agenda has been posted.
- o Public Service Announcements, if any

<u>Warrants</u> FY22 #19 Vendors (\$565,656.08) & Payroll (\$36,336.23) – reviewed & signed on 3/14/22 FY22 #20 – review & sign

### Adjournment

# TOWN OF GILL MASSACHUSETTS

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### TOWN OF GILL PUBLIC HEARING

The Gill Selectboard will hold a Public Hearing on Monday, March 28, 2022 at 5:30 PM in the Gill Town Hall on an application by Lucas Aldrich of LSA Auto Inc to operate a Class II Motor Vehicle license to buy and sell second hand motor vehicles on the premises of 48 French King Highway, Gill, MA.

Greg Snedeker, Chair Gill Selectboard

# Town of Gill

# APPLICATION FOR A LICENSE TO BUY, SELL, EXCHANGE OR ASSEMBLE SECOND HAND MOTOR VEHICLES OR PARTS THEREOF

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a class license, to Buy, Sell, Exchange or Assemble second hand motor vehicles or parts thereof, in accordance with the provisions of Chapter 140 of the General Laws.
1. What is the name of the concern? L.S.A. AUTO JMC.
Business address of concern. No. 4.8. Franch King. Wirghung
2. Is the above concern an individual, co-partnership, an association or a corporation?
Colpacatian
3. If an individual, state full name and residential address.
4. If a co-partnership, state full names and residential addresses of the persons composing it.
•••••••••••••••••••••••••••••••••••••••
5. If an association or a corporation, state full names and residential addresses of the principal officers.
President Lucas S. A. Klaich
Secretary Lycas 5 Aldrich
Treasurer LUCAS 5 Aldrich
6. Are you engaged principally in the business of buying, selling or exchanging motor vehicles? Ves
If so, is your principal business the sale of new motor vehicles?
Is your principal business the buying and selling of second hand motor vehicles?
Is your principal business that of a motor vehicle junk dealer? $ N.O$

7. Give a complete description of all the premises to be used for the p	
Business have offices, Restraces, Larg	Re. Walk. boy,
and 2. bags the indear starage	
•••••••••••••••••••••••••••••••••••••••	
· · · · · · · · · · · · · · · · · · ·	
8. Are you a recognized agent of a motor vehicle manufacturer?	(Yes or No)
If so, state name of manufacturer	• • • • • • • • • • • • • • • • • • • •
9. Have you a signed contract as required by Section 58, Class 1?	(Yes or No)
10. Have you ever applied for a license to deal in second hand motor	(403 01 110)
If so, in what city — town	• • • • • • • • • • • • • • • • • • • •
Did you receive a license? (Yes or No)	For what year?
11. Has any license issued to you in Massachusetts or any other sta	ate to deal in motor vehicles or parts
thereof ever been suspended or revoked? N.O	
	•••••••••••••••••••••••••••••••••••••••
Sign your name in full	A
Sign your name in full	ed to represent the concern herein mentioned)

### **IMPORTANT**

Residence

EVERY QUESTION MUST BE ANSWERED WITH FULL INFORMATION, AND FALSE STATEMENTS HEREIN MAY RESULT IN THE REJECTION OF YOUR APPLICATION OR THE SUBSEQUENT REVOCATION OF YOUR LICENSE IF ISSUED.

NOTE: If the applicant has not held a license in the year prior to this application, he must file a duplicate of the application with the registrar. (See Sec. 59)

NUMBER <u>48</u>	THE COMMONWEALTH OF MASSACHUSETTS TOWN OF GILL	FEE <u>\$100.00</u>
	USED CAR DEALER'S LICENSE – CLASS II to buy and sell second-hand motor vehicles	
is hereby licensed t premises described	the provisions of Chapter 140 of the General Laws with amendments thereto to buy and sell second-hand motor vehicles at <u>48 French King Highway, Gill</u> as follows: <u>Limited to ten (10) vehicles for sale and compliance with ZBA</u> icles should not be parked closer than ten (10) feet from the edge of the	, <u>MA 01354</u> on Special Permit
<u>Riverview Drive.</u>	DRAFT	
Signed by the Gill S	Selectboard on March 28, 2022	
THIS	THIS LICENSE EXPIRES <u>JANUARY 1, 2023</u> . LICENSE MUST BE POSTED IN A CONSPICUOUS PLACE UPON THE PREMISES	5.

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# Zoning Board of Appeals – Record of Proceedings, Findings and DecisionHearing Number: FY 2022-2205Date of Decision: January 11, 2022

Application type:	Submission Date:
ZBA Special Permit	December 14, 2021

Applicant's Name:			Property Ow	ner's Name:	
Name: Swampbass Inc./Lucas Aldrich		Name: Swampbass Inc./Lucas Aldrich			
Address: 48 French	King Highway	***************************************	Address: 48 French	n King Highway	,
Town: Gill	State: MA	Zip Code: 01354	Town: Gill	State: MA	Zip Code: 01354
Phone Number: 413-219-0079	E-Mail A Lukeald	ddress: rich21@yahoo.com	Phone Number: 413-219-0079	E-Mail Ad Lukealdr	ldress: ich21@yahoo.com

#### Site Information:

Street Address:	48 French King Highway	Site Zoning: Village Commercial
Gill, MA 01354		Relevant Section of Zoning Bylaw:
		Sections 2C-7k, 7l, 7q and Section 2F-5h
Map #: 101	Lot #: 16.2	Action Taken: Permit Granted, with conditions, to ALLOW multiple uses as follows: propane filling station, used auto sales, automotive repair and detailing, office and base of operations for C.A.B. Transportation and allow replacement of the 4' x 8' sign
Registry of	Registry of Deeds:	
Deeds:	Plan Book,	
Book, Page	Page	

#### Nature of Proposed Work:

Propane filling station, used auto sales, automotive repair and detailing, office and base of operations for C.A.B. Transportation and replacement of a 4' x 8' sign

#### **Public Hearing:**

Notice for the public hearing regarding this application was posted at the Town Hall; published in The Recorder on December 28 and January 4, 2022; mailed before the public hearing to all abutters, abutting towns, and the building inspector for the Town of Gill; and distributed to town boards and commissions. The public hearing on this special permit was opened on January 11, 2022 and closed on January 11, 2022.

The following members were present at the hearing and constituted a quorum:

Roger Augustine Isaac Bingham Tupper Brown Ray Purington Suzanne Smiley

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### Findings:

Finding that all applicable provisions of the Zoning Bylaw and all applicable rules and regulations of the Board have been complied with, the Board GRANTS approval of this Special Permit based on the following findings. Findings are based on the Special Permit Application and testimony from the applicant and an abutter.

#### General Findings:

- Two of the proposed uses will be continued from the prior owner: propane filling station and used auto sales.
- C.A.B. Transportation subcontracts with MART (Metro Area Regional Transit) to fulfill state contracts with Mass Health and Human Service Transportation (HST) for client transportation to access medical, social and day services across Massachusetts.
- Automotive repair and detailing is a new use at the site that is allowed by right in the Village Commercial District. The Town of Gill Selectboard reviewed the application since the Town is an abutter to the property. They welcome the business to Town but asked the Board to explore the types of chemicals that might be used and ensure compliance with sewer use regulations.

FINDINGS: The following were considered in relation to Section 2-C of the Gill Zoning Bylaws, "Special Permit Guidelines":

- 1. <u>Community & Regional Needs Served by the Proposal</u> Propane filling has been a welcome service at this location. The C.A.B. Transportation business provides client transportation throughout Franklin County and into Worcester County.
- 2. Traffic Flow & Safety

The bulk of the transportation business is during the morning hours. The business owns and runs 16 cars: 12 are parked at, and dispatched to and from, drivers' homes; four are picked up and returned to the business lot at various times on various days. The return of an active business will likely reduce the current occurrence of random drivers on Route 2 pulling into the business lot and parking.

3. Adequacy of Town Services

No additional services are required as a result of this special permit. The building is connected to Town water and sewer.

4. Effect on Neighborhood Character

Parked cars impact neighborhood character. In addition to the four parked cars associated with the transportation business, there would typically be three employee cars and up to ten used cars for sale. All cars will be parked on the pavement or in the garage. Existing pine trees screen the business from one of the abutters.

- Protection of the Natural Environment Auto repair and detailing will be done inside the 2,300 square foot garage which has a floor drain and oil/water separator. Car soap, wax, and carpet shampoos will be used and all discharge will comply with sewer regulations.
- 6. <u>Potential Impact on Employment and Incomes</u> The business currently employees 26 individuals, primarily from Franklin County and there are no current plans to expand.

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- 7. <u>Potential Impact on Town Finances</u> As new vehicles are purchased for the business, they will be registered in Gill and excise taxes will be paid to the Town.
- Potential Impact on Surface and Ground Water There are several test ports on the property and the ground water tested clean in relation to the sale of the building. The ports can be used again and the applicant will regularly have the drinking water tested.

The following was considered in relation to Section 2F-5h of the Gill Zoning Bylaws, "Sign Regulation/Sign Larger in Area than Described in Guidelines".

- <u>The sign will serve the public convenience</u> With busy Route 2 traffic, customers will be able to see the business sign and know where they will be turning. The sign on the propane filling station fencing helps customers know where to go once they are in the lot and the current propane pricing.
- <u>The sign will not endanger the public safety</u> The oversized sign does not block vision on Route 2, is not distracting to drivers, and the increased visibility allows drivers to adequately prepare for a safe turn into the business.
- 3. <u>The sign will not be detrimental to the neighborhood in which it is proposed to be located</u> There is an existing 4' x 8' frame for a sign that was there more than 30 years. There will be no additional lighting on the sign.

Conditions of approval:

- 1. All use will comply with Town water and sewer regulations.
- 2. No more than 15 cars will be parked outside of the building.
- 3. There will be no significant increase in existing exterior lighting.
- 4. This Special Permit is granted for the current applicant and is not transferable to subsequent owners/operators/entities.

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MOTION: the Board finds that the criteria for approval set forth in Section 2C of the Zoning Bylaw have been met and, therefore, the proposed use will have no adverse effects which overbalance its beneficial effects on the Town as measured by the Purpose of this Bylaw.

Roll Call Vote:	
Members Present:	Vote:
Roger Augustine	Aye
Isaac Bingham	Aye
Tupper Brown	Aye
Ray Purington	Aye
Suzanne Smiley	Aye

Motion Made By: Ray Purington	Seconded By: Tupper Brown	Vote Count: Aye - 5	Decision: Adverse effects do not
			overbalance beneficial
			effects

MOTION: the Zoning Board of Appeals finds that the oversized sign will serve the public convenience, will not endanger the public safety, and will not be detrimental to the neighborhood in which it is proposed to be located.

Roll Call Vote:	
Members Present:	Vote:
Roger Augustine	Aye
Isaac Bingham	Aye
Tupper Brown	Aye
Ray Purington	Aye
Suzanne Smiley	Aye

Motion Made By:	Seconded By:	Vote Count:	Decision:
Tupper Brown	Ray Purington	Aye - 5	Oversized sign will serve the public convenience, will not endanger the public safety, and will not be
			detrimental to the neighborhood

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MOTION: to grant a Special Permit, with conditions, for multiple uses as follows: propane filling station, used auto sales, automotive repair and detailing, office and base of operations for C.A.B. Transportation and to allow replacement of the 4' x 8' sign based on the preceding findings and in accordance with Section 2C of the Zoning Bylaws.

### **Roll Call Vote:**

Members Present:	Vote:
Roger Augustine	Aye
Isaac Bingham	Aye
Tupper Brown	Aye
Ray Purington	Aye
Suzanne Šmiley	Aye

Motion Made By: Ray Purington	Seconded By: Isaac Bingham	Vote Count: Aye - 5	Decision: Special Permit Granted, with conditions, to allow multiple uses: propane filling station, used auto sales, automotive repair and detailing, office and base of operations for C.A.B. Transportation and to allow replacement of an oversized sign
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I, Suzanne M. Smiley, as chair of the Gill Zoning Board of Appeals, certify this is a true and accurate decision made by the Zoning Board of Appeals.

Town Clerk of Gill

Date: January 25, 2022

Filed with Town Clerk on: January 25, 2022

Continued on Following Page

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### SELECTBOARD MEETING MINUTES August 2, 2021

<u>Called to Order:</u> The meeting was called to order at 5:30 PM in the 2<sup>nd</sup> floor meeting room at the Gill Town Hall.

<u>Members Present:</u> Greg Snedeker, Charles Garbiel, and Randy Crochier <u>Members Absent</u>: None <u>Others Present:</u> Ray Purington, Town Administrator; Jerri Higgins, Janet Masucci, John Miner, Ed Galipault, Doug Edson, and Jeff Blomstedt

<u>New Highway Truck:</u> The July 12<sup>th</sup> debt exclusion ballot question on the purchase of a new dump truck for the Highway Department passed by a vote of 68 in favor and 23 opposed. Highway Superintendent John Miner met with the Selectboard and requested they approve a purchase order to Minuteman Trucks Inc dba Allegiance Trucks for a 2022 International HV507 SFA and related equipment and accessories for a total cost not to exceed \$201,808 per pricing from the MAPC/GBPC bid. Miner stated the dealer anticipates receiving the truck in November and will take 6 to 8 weeks to install all the equipment. The new truck will replace the problematic 2009 Sterling. Ideas for disposing of that vehicle include trading it in on the new truck purchase and selling it via an online auction. Miner left the meeting at 5:35 PM.

<u>Board of Health Appointment:</u> Doug Edson, Chair of the Board of Health, called the BOH meeting to order at 5:35 PM. At this May's town election there was a "failure to elect" someone to the vacant seat on the Board of Health. Jeffrey Blomstedt, a retired doctor who lives at 78 French King Highway, has volunteered to join the BOH. The vacancy can be filled by an appointment made jointly by the Selectboard and the two members of the BOH. Randy made a motion, seconded by Charles, to appoint Jeff Blomstedt to the Board of Health thru the May 2022 election. The motion was approved by a unanimous vote. Galipault made a motion, seconded by Edson, to appoint Jeff Blomstedt to the Board of Health thru the May 2022 election. The motion was approved by a unanimous vote. Both Boards thanked Blomstedt for his willingness to serve his community. The Board of Health adjourned its meeting at 5:40 PM and Edson, Galipault, and Blomstedt left the meeting.

Review of Minutes: No minutes were ready for review and approval.

<u>Gill Elementary School Floor</u>: There was only one bidder in last week's bid opening for the replacement flooring at the Gill Elementary School, and the bidder had to be disqualified because they are not DCAMM certified, which is a state requirement for the project because of the total dollar amount. Heath Cummings, Facilities Manager for the Gill-Montague Regional School District, sought and received an emergency waiver from DCAMM, which allows a contract to be issued without going through another lengthy bid process. Cummings contacted five DCAMM certified contractors and none have availability to do the project this summer. Because it is imperative the asbestos flooring be replaced this summer, Ray, in conjunction with Cummings and GMRSD Business Manager Joanne Blier, decided to divide the project into two smaller projects. The areas with asbestos flooring will be abated and replaced this summer, and the areas without asbestos flooring will be replaced next summer.

The asbestos abatement contract has been awarded to Compass Restoration Services for a bid price of \$49,990 and Classic Seamless Floors by Chapdelaine, Inc will install the new epoxy flooring for their submitted price of \$113,450. The asbestos abatement work will begin tomorrow. The Selectboard noted thanks to Cummings and Blier for their extra efforts to make the project happen this summer, and to the District's facilities crew for making short work of emptying all the areas scheduled for asbestos abatement.

<u>Chapter 61A Notice of Intent to Sell</u>: On June 21, 2021 the Town was notified by Attorney Robert Carey that his clients James and Sonja McComb have entered into a Purchase and Sale Agreement with Mary Meyer for their 6.51-acre parcel of land on Dole Road. The parcel, identified as Lot 11.2 on the Assessors' Map 208, is currently enrolled in the Chapter 61A program. Meyer intends to construct a home on the property, which means it must be

withdrawn from Chapter 61A. Taking land out of Chapter 61A triggers a "right of first refusal" by which the Town can exercise its right to purchase the land by matching any bona fide offer, in this case, the \$162,500 offered by Meyer in the Purchase and Sale Agreement.

As part of the right of first refusal process, notice was given to the Board of Assessors, Conservation Commission, and Planning Board. The Assessors and Planning Board took no position on the matter, and the Conservation Commission recommended the Town not purchase the property. Ray noted the property is a mostly open, flat hay field, but aside from that there is nothing special or remarkable from an agricultural, open space, conservation, preservation, or recreation perspective. Randy made a motion, seconded by Charles, to not exercise the right to purchase the property. The motion was approved by a unanimous vote.

<u>Alternative Mosquito Control Plan</u>: Ray reported the Executive Office of Energy and Environmental Affairs has approved the Town's alternative mosquito management plan. The approval letter notes the opt-out application for 2022 "will have an expanded scope and requirements, and applications will be subject to significantly more stringent review," and there "should be no expectation that an approval decision for the 2021 season will carry forward to the 2022 season." It was also reported the Town is now officially a member of the Pioneer Valley Mosquito Control District, following positive votes by town meeting, the District's board, and the State Reclamation and Mosquito Control Board.

<u>Reappointment</u>: Randy made a motion, seconded by Charles, to reappoint Terri Rice of 37 Riverview Drive to the Historical Commission for a term of July 1, 2021 through June 30, 2024. The motion was approved by a unanimous vote.

<u>Sewer Commitment:</u> The Selectboard reviewed the sewer commitment # 2021-004 and user data for April - June 2021. Randy made a motion, seconded by Charles, to approve and sign the sewer commitment of \$53,788.54 with a bill date of July 20, 2021. The motion was approved by a unanimous vote. During the discussion it was noted there are several accounts that receive the minimum bill of \$4.00 and it was suggested the Riverside Water District and other area water and sewer districts be surveyed on minimum billing practices.

<u>Ideas for American Jobs Plan Funding:</u> The Selectboard discussed an email from Representative Susannah Whipps seeking a list of local projects the Town would like her to submit for consideration for funding from the state's allocation of federal infrastructure dollars in the American Jobs Plan. A list of projects was developed: cell phone signal booster at the Public Safety Complex, a major increase in Chapter 90 funding for roadwork, funds to repave Main and West Gill Roads, night-vision capable cameras for the French King Bridge, extending paved sections of gravel roads, funds for a new roof at Gill Elementary School, funds for repairs to the Town Hall basement, funds for to install a new roof and solar panels at the Riverside Building, financial assistance for last mile broadband connections, and funds to re-line the large culvert under West Gill Road. Ray will submit the list to Rep. Whipps.

Jerri Higgins left the meeting at 6:30 PM.

<u>Warrant:</u> The Selectboard reviewed and signed the FY 2021 warrant # 28 with totals of \$ for vendors and \$ for payroll and FY 2022 warrant # 2 with totals of \$ for vendors and \$ for payroll.

The meeting adjourned at 7:00 PM.

Minutes respectfully submitted by Ray Purington, Town Administrator

Signed copy on file. Approved on 03/28/2022

Charles Garbiel, Selectboard Clerk

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### SELECTBOARD MEETING MINUTES August 2, 2021

Called to Order: The meeting was called to order at 5:30 PM in the 2<sup>nd</sup> floor meeting room at the Gill Town Hall.

<u>Members Present:</u> Greg Snedeker and Randy Crochier <u>Members Absent</u>: Charles Garbiel <u>Others Present:</u> Ray Purington, Town Administrator; Jerri Higgins, Julian Mendoza, and Janet Masucci

Review of Minutes: No minutes were ready for review and approval.

<u>Gill Elementary School Floor:</u> Ray reported the asbestos abatement phase of the flooring project is complete. Air quality test results are at acceptable levels and the enclosure tenting was taken down on July 29<sup>th</sup>. Heath Cummings, Facilities Manager for the Gill-Montague Regional School District, is coordinating with Chapdelaine Floors on building access and their schedule to install the new epoxy flooring.

<u>Correspondence – Main Road Sidewalk:</u> The Selectboard reviewed a follow-up letter from Stoughton Place resident David McGrath regarding his suggestion there be a sidewalk installed along Main Road between Route 2 and the driveway to Stoughton Place. This project could fit into the Mass DOT's Complete Streets program that seeks to make roadways safe and accessible for all modes of travel, including walking, bicycling, and driving. Randy has briefly discussed the Complete Streets program with Beth Giannini, a co-worker at the FRCOG who works on transportation-related projects. Giannini will be invited to attend a Selectboard meeting and discuss the program.

<u>Appointment:</u> Randy made a motion, seconded by Greg, to appoint Charlene Currie of Mountain Road to the Historical Commission through June 30, 2024. The motion was approved by a vote of 2 in favor and 0 opposed.

<u>Wheeling for Healing Bike Ride</u>: The Baystate Franklin Medical Center is holding a charity bicycle ride on August 15, 2021 to benefit cancer care. As in past years, the organizers have requested permission to use the rear area of the Public Safety Complex parking lot for a water stop and to temporarily place a port-a-potty. Ray has checked with the Police, Fire, and Highway Departments, and there are no objections to allowing the use. Randy made a motion, seconded by Greg, to approve the request. The motion was approved by a vote of 2 in favor and 0 opposed.

<u>Executive Session</u>: Ray announced the executive session posted for this meeting would not be held. The matter is the subject of an ongoing police investigation and the investigating officers are not ready to make a report.

Jerri Higgins and Julian Mendoza left the meeting at 5:40 PM.

<u>Warrant:</u> The Selectboard reviewed and signed the FY 2022 warrant # 3 with totals of \$26,028.21 for vendors and \$24,650.78 for payroll.

The meeting adjourned at 6:30 PM.

Minutes respectfully submitted by Ray Purington, Town Administrator

Signed copy on file. Approved on 03/28/2022

Charles Garbiel, Selectboard Clerk

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### SELECTBOARD MEETING MINUTES August 16, 2021

Called to Order: The meeting was called to order at 5:30 PM in the 2<sup>nd</sup> floor meeting room at the Gill Town Hall.

<u>Members Present:</u> Greg Snedeker, Randy Crochier, and Charles Garbiel <u>Members Absent</u>: None <u>Others Present:</u> Ray Purington, Town Administrator; Jerri Higgins, Julian Mendoza, Omeed Goodarzi, Chris Redmond, Bill Kimball, Gene Beaubien, Mitch Waldron, Stuart Elliott, Greg Parody, Eddie Curtis, Forester Menson, Jake Whitney, Andrew Howell, and Jason Bassett

<u>Police and Fire Department Vehicle Acquisitions:</u> Members of the Police and Fire Departments, including Police Chief Chris Redmond, Sergeant Jason Bassett, Fire Chief Gene Beaubien, and Deputy Fire Chiefs Stuart Elliott and Bill Kimball, met with the Selectboard to discuss ideas to replace aging vehicles and to acquire a new police cruiser and a new mini pumper. Deputy Fire Chief Bill Kimball, who is also a part-time officer for the Police Department, made the presentation based on a two-page memo.

The vehicle discussion was prefaced with the acknowledgement of \$428,658 of ARPA funds the Town will receive. While upwards of \$300,000 of those funds have been previously pledged to the floor replacement project at the Gill Elementary School, the Departments suggested the \$300,000 approved by Town Meeting for the floors could be combined with unspent ARPA funds to use toward vehicle replacement needs.

The Police Department's oldest vehicle is the 2013 Ford Interceptor cruiser that has approximately 116,000 miles on it plus many more hours of engine idling time. If this cruiser was replaced this year the next new cruiser wouldn't be needed for five to six more years when the 2017 cruiser would be due to be replaced. The suggested new vehicle is a 2021 Ford Interceptor, the same as was presented to the Capital Improvement Planning Committee (CIPC) earlier this year. It would be a hybrid vehicle, with an estimated cost of \$57,750. A significant amount of equipment could be transferred from the old cruiser to the new one, including the computer (\$5,000), radios (\$2,600), cameras (\$5,000) and rifle rack.

The Fire Department's current fleet includes two engines from 1987 and 1995, a 2010 tanker, a 2011 rescue truck, and a 1985 brush truck. The top priority is to replace the 1987, known as Engine 1. It was built with an open cab design, so there is very little protection for firefighters who are not riding in the front seats. The age of the vehicle means it was built without air bags, and much of the vehicle does not meet current NFPA guidelines. From the perspective of repairs, the vehicle is definitely showing its age. The Department has applied several years in a row for a replacement through FEMA's Assistance to Firefighters Grant program. Awards are beginning to be announced for this year's grant, and while the Town's application is still in the running, the Department is not optimistic about its chances. The grant outcome should be known by September 30<sup>th</sup>.

The desired replacement for Engine 1 is a mini pumper, which is built on a Ford F550 chassis (similar to our rescue truck) and would have a 300-gallon tank, a 1,500 gallons-per-minute pump, and a full complement of ladders, tools and spare air bottles. It would have four-wheel-drive and would be able to access steep and tight roads and driveways that are problematic or inaccessible for our current fleet. Because the mini pumper would be a smaller vehicle by weight, any Fire Department driver could drive it. Although any driver can take the Department's larger vehicles to an emergency call, technically, because of the weight class, only a CDL licensed driver can drive the vehicle back to the station after the call. A new mini pumper would not address the need to replace the brush truck.

Greg, who is also chair of the CIPC, said it could make sense to get an early start to the CIPC's process this year in order to review the Police and Fire Department requests as well as to go over the vehicle needs of the Highway Department.

When asked about getting either the brush truck or the mini pumper as a used vehicle, the answer was a used brush truck could be okay. The mini pumper needs to be purchased new in order to receive a warranty and to ensure compliance with current NFPA guidelines. Members of the Police and Fire Departments (Redmond, Bassett, Beaubien, Elliott, Kimball, Waldron, Parody, Curtis, Howell, Menson, and Whitney) left at 6:15 PM.

Review of Minutes: No minutes were ready for review and approval.

<u>Gill Elementary School Floor:</u> The installation of the new epoxy flooring in the areas that previously had asbestos vinyl tile is thought to be complete or nearly so. When Randy visited the Gill Elementary School on August 9<sup>th</sup> the work was almost done.

<u>Annual Warrant to Animal Control Officer:</u> In accordance with chapter 140 sections 151A and 153 of the Massachusetts General Laws the Selectboard issued its annual warrant to the Animal Control Officer for duties to be performed. Randy made a motion, seconded by Charles, to authorize Greg to sign the warrant. The motion was approved by a unanimous vote.

<u>FirstLight Recreation Settlement Talks</u>: The Selectboard discussed an invitation from Len Greene, Director of Government Affairs & Communications for FirstLight Power, to participate with other stakeholders in discussions of recreational improvements the company might make in addition to those already proposed in its Amended Final License Application to the FERC. A series of four meetings in September and October has been proposed. The meetings will be closed to the general public and all participants must sign a set of "ground rules" that require the discussions and negotiations be kept confidential. It is believed updates on the meetings could be provided to the Selectboard in an executive session. The Selectboard agreed it was important for the Town to participate in the settlement talks. We are far more likely to be able to advance the Town's interests in the settlement talks than by relying on the FERC to address our needs and wishes. By consensus, Ray will represent the Town in the settlement talks.

The following topics and ideas were listed as being among the Town's concerns and priorities: extreme fluctuations of the river's water level and the impact on boat access; the need to dredge silt and aquatic weeds from Barton Cove to improve the channel between the boat ramp and the river; improvements for the boat ramp, especially the sharp drop off into the river at the end of the concrete ramp; continued operation of the canoe/kayak rental facility off Route 2 and the Barton Cove campground; and the possible creation of a waterfront park on FirstLight's land between Riverview Drive and the river.

<u>FirstLight Grant Program</u>: The Selectboard reviewed an announcement from FirstLight of two new grant programs to support regional nonprofit organizations and local communities in the fight against climate change and to advance environmental justice. One idea for a Gill grant application is a generator for the Gill Elementary School, which might allow the building to be used as a warming center during a weather emergency. Ray will explore the idea further with Carter Wall, FirstLight's local person for government affairs.

<u>Mask Mandate:</u> In his role as Health Agent, Randy reported on August 10<sup>th</sup> the Gill Board of Health instituted a mandate that face coverings be worn inside all public spaces. The mandate will be effective on August 19<sup>th</sup>.

Jerri Higgins and Julian Mendoza left the meeting at 6:53 PM.

<u>Warrant:</u> The Selectboard reviewed and signed the FY 2022 warrant # 4 with totals of \$112,454.85 for vendors and \$25,781.59 for payroll.

The meeting adjourned at 7:20 PM.

Minutes respectfully submitted by Ray Purington, Town Administrator

Signed copy on file. Approved on 03/28/2022

Charles Garbiel, Selectboard Clerk

MASSACHUSETTS



www.gillmass.org

### SELECTBOARD MEETING MINUTES September 13, 2021

Called to Order: The meeting was called to order at 5:30 PM in the 2<sup>nd</sup> floor meeting room at the Gill Town Hall.

<u>Members Present:</u> Greg Snedeker, Randy Crochier, and Charles Garbiel <u>Members Absent</u>: None <u>Others Present:</u> Ray Purington, Town Administrator; Jerri Higgins, John Miner, Omeed Goodarzi, and Beth Giannini

<u>Complete Streets Program</u>: Beth Giannini, Senior Transportation Planner with the FRCOG, met with the Selectboard to give an overview of the Mass DOT's Complete Streets program. Randy disclosed that he is an employee of the FRCOG. Giannini noted the program is geared toward designing streets for all types of users, including pedestrians, bicycles, and vehicles. She reviewed a handout on program requirements that include training, policies, and a prioritization plan.

Complete Streets is organized into three tiers. In Tier 1 a town submits a letter of intent to approve a Complete Streets Policy within one year. This letter allows the town to be eligible for Tier 2 technical assistance funding to develop a prioritization plan. Tier 3 occurs after the policy has been adopted and approved by Mass DOT and the plan has been completed and accepted by Mass DOT. Once in Tier 3 a town is eligible to apply for up to \$400,000 in funding every four years to construct projects identified in the prioritization plan. Depending on the types of projects that are funded, Complete Streets can dovetail with the town's use of Chapter 90 funds - it stretches the Chapter 90 funded further and makes the road usable by more people.

In its discussion the Selectboard concluded there does not appear to be any downside to applying to and participating in the Complete Streets program. Giannini will email Erving's Complete Streets policy to Ray as a starting point for Gill's policy. Giannini left the meting at 6:00 PM.

<u>Highway Promotion</u>: Highway Superintendent John Miner recommended the Selectboard approve a raise and an additional week of vacation time to employee Chris Radzuik. Miner noted Radzuik, who was hired 8/17/20, has proven himself to be a skilled and knowledgeable operator. Randy made a motion, seconded by Charles, to move Radzuik on the wage scale from step 5A (\$21.35/hour) to step 5B (\$22.21/hour) and increase his vacation accrual from one to two weeks per year, with the changes retroactive to 9/9/21. The motion was approved by a unanimous vote. It was noted Radzuik will advance to step 5C on 7/1/22 per the Personnel Policy.

Extend Pavement on Hoe Shop Road: Miner requested the Selectboard consider extending the paved section of Hoe Shop Road by 300 feet as part of the upcoming resurfacing project for that road. Currently the pavement ends at the crest of a hill, and extending it would bring the pavement to a flatter grade just past the last driveway (#44, Petrin). Paved roads - oil and stone in this case - require less maintenance than gravel roads, and having the pavement/gravel transition at the top of a hill is dangerous during the wintertime. The edge of the pavement creates a lip that can be caught by the snowplow, and it is dangerous for the sanders to turn around at that location. (Paved roads get treated with a sand/salt mix, while gravel roads only receive sand.)

The existing paved section of Hoe Shop Road, roughly four tenths of a mile long, is scheduled to be resurfaced sometime in the next two weeks. Miner is waiting for an exact date from the paving company. Randy noted there was a Town Meeting vote in 2005 that recommended the Selectboard "request the Planning Board, Conservation Commission and the Recreation Committee investigate the impact on the Town of paving...its remaining gravel roads, including by oil and stone...prior to any further paving of gravel roads." There is no active Recreation Committee at this time, however, Ray will ask the Planning Board and Conservation Commission to "investigate" and report by 9/21/21. Randy commented this is an efficient and cost-effective way to fix a dangerous road

condition. The estimated cost to pave the extra 300 feet is only \$9,704 because the paving equipment will already be mobilized to that location.

Randy made a motion, seconded by Charles, to approve the request to pave the additional 300 feet using Chapter 90 funds contingent upon not receiving negative feedback from either the Planning Board or Conservation Commission. If a negative recommendation is received, the Selectboard will hold a special meeting to reconsider the pavement extension. The motion was approved by a unanimous vote.

<u>Crack Sealing Report:</u> Miner reported 3.7 miles of town roads were crack sealed this summer at a total cost of \$45,151.25. Miner left the meeting at 6:30 PM.

Review of Minutes: No minutes were ready for review and approval.

<u>Sewer Abatement – 32 French King Highway:</u> The Selectboard resumed its consideration of a sewer abatement request by Jason Raymond of 32 French King Highway. In the application Raymond explained the water was inadvertently left running after washing the family dog because his 10-year-old daughter was afraid to go behind the house to the shutoff valve. According to the Sewer Regulations, this is not an eligible reason for abatement. Randy made a motion, seconded by Charles, to make a one-time exception due to the age of the child and approve a \$400 abatement of sewer charges. The motion was approved by a unanimous vote.

<u>FirstLight Recreation Settlement Talks</u>: Ray reported the first meeting of recreational stakeholders with FirstLight was held on 9/10/21 and was open to public participation due to concerns raised by several towns about signing the required nondisclosure agreement, also known as the "ground rules." The Selectboard was emphatic in its belief the recreational talks are about improving public recreational opportunities, so the settlement talks should also be public. Ray will continue to consult with the other towns and Town Counsel in hopes of finding a path through the Open Meeting Law that will allow the Town's participation in the closed-door settlement talks.

Ray presented an updated list of Gill's priorities during the settlement talks. In addition to the listed items, the Selectboard added a concern about the fluctuation between the extreme high and extreme low water levels in the river, and the harmful impact that has on erosion, habitat, and recreational boating.

<u>Resignation</u>: Randy made a motion, seconded by Charles, to accept with regret the resignation of Lynn Stowe Tomb from the Historical Commission effective 9/7/21. The motion was approved by a unanimous vote.

<u>Household Hazardous Waste Collection Event:</u> Randy made a motion, seconded by Charles, to sign a memorandum of understanding with the Franklin County Solid Waste Management District for Town residents to be able to participate in the 9/25/21 regional household hazardous waste collection event and to approve a budget of \$1,050 for Gill's share of the event. The motion was approved by a unanimous vote.

<u>Regional Dog Shelter Invoice</u>: The Town has received an invoice from the Regional Dog Shelter for \$3,100 covering 31 days of boarding the two dogs, "Mozzi" and "Tim," that were placed at the Shelter in conjunction with a State Police investigation at 91 Main Road. Ray also received an email earlier today from the Shelter's Director, Leslee Collucci, recommending and requesting the Selectboard vote to have "Tim" euthanized as the Shelter feels he is not safe to be adopted into the community. The Selectboard raised concern with the invoice, as it was not a Town action or decision to place the dogs at the Shelter, and that the Town has been prevented from taking action sooner by the District Attorney handling the case. By voting to euthanize "Tim," there is concern the Town would be accepting responsibility for the invoice. The Selectboard declined to take action until the invoice is resolved.

Jerri Higgins left the meeting at 7:30 PM.

<u>Warrant:</u> The Selectboard reviewed and signed the FY 2022 warrant # 6 with totals of \$20,517.91 for vendors and \$28,122.49 for payroll.

The meeting adjourned at 7:55 PM.

Minutes respectfully submitted by Ray Purington, Town Administrator

Signed copy on file. Approved on 03/28/2022

Charles Garbiel, Selectboard Clerk

MASSACHUSETTS



www.gillmass.org

### SELECTBOARD MEETING MINUTES March 14, 2022

<u>Called to Order:</u> The meeting was called to order at 5:36 PM in the 2<sup>nd</sup> floor meeting room at the Gill Town Hall.

<u>Members Present:</u> Randy Crochier and Charles Garbiel <u>Members Absent</u>: Greg Snedeker <u>Others Present:</u> Ray Purington, Town Administrator; Jerri Higgins, Janet Masucci, and Chris Redmond

<u>Police Detail Rate</u>: Police Chief Chris Redmond met with the Selectboard to request an increase in the Town's rate for police details from \$50 per hour to \$55 per hour. He explained the rate was last adjusted in 2019 and most surrounding towns are now at the \$55 rate. Charles made a motion, seconded by Randy, to increase the police detail rate to \$55 per hour effective with the next pay period (March 24, 2022). The motion was approved by a vote of 2 in favor and 0 opposed.

EMD to Work Traffic Details: Chief Redmond requested the Selectboard consider allowing the Town's Emergency Management Director (EMD) to work traffic control details on a temporary trial basis. Redmond explained his department sometimes has more requests for details than he can fill, and it would help to add another person to the detail list. The EMD is an appointed position currently held by Gene Beaubien, who is also the Fire Chief. Beaubien has experience directing traffic at fire scenes and other incidents, and there is a state certified training course he can take. Redmond noted police officers would still be used for details requiring crowd control. Charles made a motion, seconded by Randy, to allow the EMD to work traffic control details for a 12-month trial through 3/14/23. The motion was approved by a vote of 2 in favor and 0 opposed.

<u>Police Department Office Furniture:</u> Chief Redmond presented a \$1,584 purchase order with Conklin Office Furniture to purchase six used office chairs for the Department's conference table and for two custom support legs that will be used with a kitchenette countertop being donated by Conklin. Conklin is also donating two chairs for the lobby waiting area. Redmond requested the purchase order be amended to \$2,034 as he found two other office chairs he would like replaced at the same time. Charles made a motion, seconded by Randy, to approve the purchase order for \$2,034 from Conklin Office Furniture and to pay for the purchase with the annual budget for building maintenance. The motion was approved by a vote of 2 in favor and 0 opposed.

<u>Police Cruiser Update:</u> Chief Redmond reported the new police cruiser has been delivered to MHQ, the vendor that will be doing the "upfitting." All of the equipment for the cruiser has arrived at MHQ as well, and the cruiser is scheduled to be "built" starting March 22<sup>nd</sup>. If all goes well the cruiser will be ready by early April. Redmond left the meeting at 5:55 PM.

<u>Review of Minutes:</u> Charles made a motion, seconded by Randy, to approve the minutes of February 28, 2022. The motion was approved by a vote of 2 in favor and 0 opposed.

<u>Chapter 90 Funds for FY23</u>: The Town has been notified by Governor Baker's office of a \$146,309 apportionment of Chapter 90 funds for FY23 based upon the anticipated \$200 million statewide funding for the program, pending final legislative approval. Ray presented a chart showing Gill's Chapter 90 allocations for the 12 years from FY12 through FY23. Except for FY15, when the statewide total received a one-time increase to \$300 million, Gill's amount of funding has decreased every year. The FY23 allocation is \$6,454 less than the \$152,763 the Town received in FY12. There was discussion that the stagnant \$200 million each year represents a failure by the Legislature to stay current with the road maintenance needs of the 351 cities and towns, and does nothing to address annual inflation, especially the hyperinflation being experienced currently. Ray will share these concerns and the chart with Senator Jo Comerford, and Representatives Susannah Whipps and Natalie Blais.

Jerri Higgins left the meeting at 6:00 PM.

<u>Warrant:</u> The Selectboard reviewed and signed the FY 2022 warrant # 19 with totals of \$565,656.08 for vendors and \$36,336.23 for payroll.

The meeting adjourned at 6:20 PM.

Minutes respectfully submitted by Ray Purington, Town Administrator Signed copy on file. Approved on 03/28/2022

Charles Garbiel, Selectboard Clerk

### John Miner / Gill Highway Superintendent

From:	
Sent:	
To:	
Subject:	
Attachments:	

Timothy Kats <katspumpservice@gmail.com> Monday, February 28, 2022 12:51 PM John Miner / Gill Highway Superintendent Inspection Agreement Town of Gill Inspection Agreement.pdf

Hi John,

Attached is the inspection agreement for your Crane Deming pump system. We have it set up to come twice a year, in April and October, to come service and inspect your pump station for \$525.00 plus any needed parts. Please let me know if you have any questions. If you would like to proceed with this, sign it and send it back to me.

1

Thank you, Allison Moesker --Kats Pump Service 249 Carpenter Road Whitinsville, MA 01588 katspumpservice@gmail.com

Office: (508) 234-0061 Cell: 508-277-7482

# **Kats Pump Service**

249 Carpenter Road Whtinsville, MA 01588 508-234-0061

### INSPECTION AGREEMENT

This Inspection Agreement is entered into by Kats Pump Service of Whitinsville, MA (herein called KPS) and the Lift Station owner (herein called OWNER), for the purpose of setting forth the terms and conditions governing KPS's obligations to inspect OWNER's equipment listed below. These inspections should minimize the necessity of emergency service thus assuring common maintenance procedures can be performed by qualified personnel.

Upon acceptance of this Agreement, KPS will render the following services only:

Equipment will be inspected during regular business hours at least  $\underline{Z}_{\text{times per year that this}}$ Agreement remains in effect, with the first inspection beginning  $\underline{April}_{2022}$ . These inspections will include:

- 1. Inspect control wiring and connections.
- 2. Check contactors and control devices for proper operations, also inspect condition of contacts.
- 3. Check bubbler or float system. Adjust as necessary.
- 4. Check automatic operation of station. Pump sequence, run time, etc.
- 5. All check valves and gate valves to be checked for proper operation. Lubricate check valves "O" rings (if required).
- 6. Test pumps and record running voltage and amperage,
- 7. Lubricate pump motor bearings (if required).
- 8. Inspect over-all condition of station.
- 9. Instruct proper personnel, if such personnel are available and present at time of inspection, on operating and upkeep procedures between regular calls by KPS,
- 10. Submit a report to the OWNER of the entire inspection advising OWNER of any parts or work, which appears to be necessary.

It is understood that by this Agreement, KPS is not obligated to supply any parts, lubricants or coolants. Any additional labor time will be billed to the OWNER at standard labor rates.

Emergency service between regular inspections will be provided at standard rates for labor during normal business hours, after 5:00 P.M. and on Saturdays – time and one-half, and double time on Sundays and holidays, minimum four (4) hours plus standard charges for parts plus mileage and travel charges. This agreement does not include expenses to repair damage caused by abuse, accident, theft, acts of a third person, forces of nature, or altering the equipment. KPS shall not be responsible for failure to render the service for causes beyond its control, including strikes and labor disputes.

OWNER understands and agrees that KPS is not responsible for special or consequential damages, including loss of time, injury to person or property unit or equipment failure. KPS does agree to correct by repair or replace any defects of material or workmanship installed under this Inspection Agreement which may develop under normal and proper use within 30 days from installation, provided OWNER gives KPS written notice within 48 hours of such detect and KPS inspection substantiates OWNER's claim. Such correction shall constitute a fulfillment of all obligations to the OWNER and shall constitute OWNER's sole remedy.

### ALL OTHER WARRANTIES, EXPRESSED AND IMPLIED INCLUDING MERCHANT ABILITY AND FITNESS FOR A PARTICULARE PURPOSE, ARE HEREBY WAIVED DISCLAIMED AND EXCLUDED.

This agreement is not assignable without the consent of KPS and will remain in force until cancelled by either party through written notice.

MANUFACTURER MODEL NO. SERIA	LNO. LOCATION ANNUAL RATE
Crane Deming Pump Static	n, Town of Gill
	publiced per insp = $#525.00$
and a first of the second s	plus parts
EQUIPMENT OWNER	KATS PUMP SERVICE
By:	Tunal that
Address:	249 Carpenter Road
n a frankrige ser ander a starten men i sen er ander starten er frankrige starten ander af starten ser er ander	Whitinsville, MA 01588
City: State: Zip:	(508) 234-0061
Telephone: ( )	Effective Date of Agreement:

# FY2022 Town of Gill

# **Chapter 90 Projects**

Because of the expected rise in the price in fuel, materials and labor I would like to suggest we proceed with the following Chapter 90 Projects in the Spring of Fiscal Year 2022

As of 3/4/2022 the Town of Gill has \$169,929.34 available in Chapter 90 Funding. We have already been approved to proceed doing a 10% Rubber Chip Seal on Boyle Road. This is to be done in the Spring of 2022. The Estimate for Boyle Road is \$68,742.85. This would leave the Town of Gill with \$101,186.49.

I am looking for the approval to submit to MADOT for the following projects:

South Cross Road 10% Rubber Chip Seal (this price	
includes a 15% contingency )	\$61,653.80
Cove View Lane 10% Rubber Chip Seal (this price	
includes a 15% contingency)	\$4,956.50
Available Chapter 90 Funding	\$101,186.49
Amount that would be left in Chapter 90 until	
FY2023 Chapter 90 money is released.	
(\$146,309.00)	\$34,576.19

# <u>Town of Gill</u> <u>FY2023 Chapter 90</u> <u>PRELIMINARY ESTIMATE</u>

Date: 3/14/2022

Project Name: South Cross Road 10% Rubber Chip Seal

Project Location/Road: South Cross Road

Purpose and Need for project: In 2018 South Cross Road had a Full Depth Reclamation. This means the roadway was completely ground down into the gravel and all mixed together. The roadway was then graded and compacted and Paved with a base course of blacktop at a depth of three inches. There was no top coat put onto the roadway. The roadway is now in need of a treatment to seal the roadway before it ravels apart.

Project will consist of: The roadway will be swept and blown off by the Highway Department. The contractor will then Top Coat the roadway with a 10% Rubber Chip Seal, roll the roadway so that the stone adheres to the rubber asphalt and lastly swept with a pick up sweeper to remove any excess material. contractor. The roadway will be swept by the contractor to pick up any excess material.

*Measurements*: The area to be chip sealed consists of the entire length of South Cross Road. The roadway is +/- 6125 feet long and 22 feet wide which equals 14972 square yards.

DESCRIPTION OF ITEM	QTY.	UNIT	UNIT PRICE	AMOUNT
10% Rubber Chip Seal Overlay	14,972.00	Sq. Yds.	\$3.50	\$52,402.00
Police Detail	16.00	Hourly	\$55.00	\$880.00
Police Detail (based on a 10 hour work day)	4.00	Hourly	\$82.50	\$330.00
				\$53,612.00
				y.
	5.			ан. 19
			15% Contingency <b>TOTAL</b>	\$8,041.80
	\$61,653.80			

Town of Gill	
FY2023 Chapter 90	
PRELIMINARY ESTIMATE	
Date: 3/14/2022	
Project Name: Cove View Lane 10% Rubber Chip Seal	
Project Location/Road: Cove View Lane	

Purpose and Need for project: Cove View Lane is in need of a treatment that will both seal the roadway and also give the roadway a new wearing surface. The 10% Rubber Chip Seal process will keep the roadway from deteriorating anymore. The roadway has not been treated since when it was originally treated with Oil and Stone over the gravel roadway.

**Project will consist of:** The roadway will be swept, blown off and all potholes will be filled with blacktop by the Highway Department. The contractor will then Top Coat the roadway with a 10% Rubber Chip Seal, roll the roadway so that the stone adheres to the rubber asphalt and lastly swept with a pick up sweeper to remove any excess material.

*Measurements*: The area to be chip sealed consists of the entire length of Cove View Lane. The roadway is +/- 425 feet long and +/- 20 feet wide which equals 944 square yards. (I have added extra square yards to the estimate to compensate for the wide approach).

DESCRIPTION OF ITEM	QTY.	UNIT	UNIT PRICE	AMOUNT
10% Rubber Chip Seal Overlay	980.00	Sq. Yds.	\$3.50	\$3,430.00
Police Detail	16.00	Hourly	\$55.00	\$880.00
				\$4,310.00
				-
			150/ Operation of the	4040 50
			15% Contingency	\$646.50
			TOTAL	\$4,956.50



Gill Fire Department

196A MAIN ROAD • GILL, MA 01354-1805 • (413) 863-8955 • FAX: (413) 863-0126 Chief Gene M. Beaubien E-mail: firedept@gillmass.org

17 March 2022

Board of Selectmen Town of Gill 325 Main Road Gill, MA 01354

Dear Selectmen,

Today, the Board of Fire Engineers nominated the following candidates for appointment as members for the 2022-23 fiscal year:

Gene Beaubien William Borcy Edward Curtis Stuart Elliott Andrew Howell William Kimball Greg Parody Mitchell Waldron Dan Ware

Thank you for your consideration.

Sincerely,

Stuart Elliott, clerk

E-mail firedept@gillmass.org This institution is an equal opportunity provider and employer



Gill Fire Department

196A MAIN ROAD • GILL, MA 01354-1805 • (413) 863-8955 • FAX: (413) 863-0126

March 17, 2022 Gill Selectboard:

On March 17, 2022 the Gill Fire Department Board of Engineers approved for appointment to the Gill Fire Department the following name upon reaching his 18<sup>th</sup> birthday.

Firefighter: Jake Whitney

Lere M. Beaubien

Fire Chief

Gene Beaubien



### ATG Westminster, LLC

6243 US Route 5

Westminster, VT 05158 (802) 722-4703: Parts - 1; Service - 2; Sales - 3; Leasing - 4 Fax (802) 722-9277 WestminsterParts@AdvantageTruckNE.com Seven Convenient Locations or Online at AdvantageTruckNE.com



MA: Raynham, Shrewsbury & Westfield NH: Lebanon, Manchester & Seabrook VT: Westminster
DELIVER TO
GILL - 30421
TOWN OF GILL - 30
ATTN HWY DEPT

BILL TO TOWN OF GILL - 30421 ATTN HWY DEPT 196C MAIN ROAD NORTHFIELD, MA 01354 P: (413) 863-9347 DELIVER TO TOWN OF GILL - 30421 ATTN HWY DEPT 196C MAIN ROAD NORTHFIELD, MA 01354 P: (413) 863-9347

#### SHIP TO CODE ATG

### ESTIMATE: E301006575

ESTIMATE:

DATE CREATED	SHIP VIA	DATE INVOICE	SALESPERSON	UNIT ID	VIN	SALE TYPE	TERMS	CUSTOMER REFERENCE
3/25/2022	Best Way Possible		SEAN McDEVITT			PRET	NET30	

QTY SHP	QTY B/O	ITEM	DESCRIPTION	BIN	LIST PRICE	UNIT PRICE	EXTD PRICE
1		301D/A66-05475-003	HDLMP LED-M2,RH	NOLOC	807.35	623.61	623.61
1		301D/A66-05475-002	HDLMP LED-M2,LH	NOLOC	807.35	623.61	623.61

ALL PARTS RETURNED FOR CREDIT MUST BE ACCOMPANIED BY THIS INVOICE. SPECIAL ORDER PARTS MAY INCUR A RESTOCKIN UP TO 20%. ELECTRONIC OR ELECTRICAL PARTS OR SPECIAL ORDER PARTS ARE NON-RETURNABLE. CORES MUST BE RETURN DAYS TO BE ELIGIBLE FOR CREDITS. ADMINISTRATION FEES OF 1.5% PER MONTH, 18% YEARLY ARE ASSESSED ON ANY OVER	ED WITHIN 30 SUID	-TOTAL	\$ 1,247.22
THE MERCHANDISE LISTED ON THIS INVOICE REMAINS THE DEALER'S PROPERTY UNTIL PAID IN FULL.	PRE	PAY	0.00
	TAX		\$ 0.00
	SHIF	PPING	\$ 0.00
ESTIMATE	тот	AL	\$ 1,247.22
	Please	Remit Payment to:	
	ATG V	Westminster, LLC	
		Kimberly Borowski, 802	2-518-3004
		JS Route 5	
SIGNATURE DATE	Westn	ninster, VT 05158	
		REPRINT	
PRINTED NAME		TIME UPDATED:	
	3	/25/2022 10:58:32AN	Λ
	6		













### **Ray Purington/Gill Selectboard**

From:	Laurie Scarbrough <lscarbrough@frcog.org></lscarbrough@frcog.org>
Sent:	Wednesday, March 09, 2022 12:04 PM
Subject:	2022 FRCOG Traffic Counting Program
Attachments:	2022 Traffic Count Request Form.pdf

The Franklin Regional Council of Governments is now accepting requests for the 2022 Traffic Counting Program. We offer vehicle volume, classification, and speed counts, as well as bicycle counts and intersection turning movement counts. All traffic counts are available to our member communities at no charge. Please send in any requests for traffic counts using the attached form; submit a separate form for each count location.

Our speed counts include detailed reports of vehicle speeding statistics that can help you assess citizens' concerns, verify if unsafe speeding is occurring, and identify the best times of day to conduct effective speed enforcement. We also have the capability to collect spot speed data that can be used to evaluate posted speed limits. Contact us for more details.

Thank you,

Laurie

### Laurie A. Scarbrough

Transportation Planning Engineer Franklin Regional Council of Governments 12 Olive Street, Suite 2 Greenfield, MA 01301-3318 413-774-3167 x 139 Iscarbrough@frcog.org www.frcog.org



Virus-free. <u>www.avg.com</u>



# 2022 Traffic Count Request Form Franklin Regional Council of Governments

Please fill out one form for each count request location and return it via mail, fax or email:

Mail:	Transportation Pla FRCOG	nning Engineer	Phone: Fax:	413-774-3167 ext. 139 413-774-3169				
	12 Olive Street, Su	ite 2	E-Mail:	lscarbrough@frcog.org				
	Greenfield, MA 013	301						
Tow	n Contact Inform	ation						
Tow	ו:		Date of F	Request:				
Cont	act (name, title):							
Phor	ne:	Email:						
Cou	nt Request Detai	S						
Cour	Count Type:  24-hour Roadway Count (volume, class, and speed) OR  Intersection Turning Movement Count							
Road	name:			_				
Road	l surface: □	paved (asphalt or oil & sto	one) C	DR □ gravel / dirt				
Prefe	erred count location:							
betw			I					
ro	ads:		and					
OR r	ear landmark/addre	ess:						
Addi	tional location descr	iption (if necessary):						
(for e		for grant application; ng, include weekend						

# Sample FSA Resolution In Support of the Fair Share Amendment

**WHEREAS,** Massachusetts needed new investments in our transportation and public education systems even before the COVID-19 pandemic, and those investments are needed more than ever to lift our economy into an equitable and long-lasting recovery;

**WHEREAS**, the best way to help working families and rebuild a strong economy for us all is to make sure that we have quality public schools for our children, affordable public higher education, and a reliable transportation system; and

**WHEREAS**, for Massachusetts to compete against other regions around the nation and the globe, we need modern, reliable transportation: safer roads and bridges, public transportation that works, and safe ways to walk and bike around town<sup>1</sup>; and

WHEREAS, [Town Name] has [XX] structurally deficient bridges and [XX] overdue road repair and replacement projects; and

WHEREAS, students need a well-rounded education, founded on a rich and varied curriculum that includes science, technology, engineering, and math (STEM), music, art, and athletics; and

**WHEREAS**, major investments in public education are needed to help students recover academically, socially, and emotionally from the COVID-19 pandemic; and

**WHEREAS**, tuitions and fees at our public colleges are among the highest in the country, forcing students to take on enormous debt just to receive a degree; and

WHEREAS, new state revenue is necessary to rebuild crumbling roads and bridges, improve our public schools from Pre-K through college, expand access to vocational and technical training invest in fast and reliable public transportation, make public higher education affordable again, and expand opportunities for healthy walking and bicycling; and

**WHEREAS**, wealthy Massachusetts residents saw their investments grow during the pandemic while working families struggled, and Massachusetts' wealthiest residents should pay their fair share to support our communities and grow our economy.

**THEREFORE**, let it be resolved that **[Town Name]** supports the proposed Fair Share Amendment that would create an additional tax of four percentage points on annual income above one million dollars and dedicate the funds raised by this tax to quality public education, affordable public colleges and universities, and for the repair and maintenance of roads, bridges, and public transportation.



# Invest in Our Recovery, Invest in Our Future

# It's Time for Million-Dollar Earners to Pay Their Fair Share!

To help working families, to ensure Massachusetts stays a great place to live, work, and raise a family, and to build a stronger economy for us all, we need to make sure we have **high-quality public schools and colleges and a transportation system that works**. Without investments in these common goals, working families fall behind and our communities suffer.

Even before the COVID-19 pandemic, Massachusetts' economy was working great for those at the top, but that prosperity wasn't reaching most of our people and communities. Our transportation infrastructure was falling apart. Our public colleges were underfunded and increasingly unaffordable, and our public education system wasn't providing equal opportunity to all students. For years, Massachusetts' communities of color have been harmed by inequitable and inadequate access to transportation and public education. Now, **the pandemic has heightened these economic and racial inequities that prevent broadly shared prosperity**.

As we recover from the pandemic and in the future, **new revenue is necessary** to improve our public schools and pre-K programs; rebuild crumbling roads, bridges, sidewalks, and bike paths; make high-quality public higher education affordable; and invest in fast and reliable public transportation. Long before the pandemic, we needed new investments in our transportation and public education systems, and **now those investments are needed more than ever** to lift our economy into an equitable recovery and tackle the longstanding racial inequities that hold our state back from its full potential.

### About Raise Up Massachusetts

Raise Up Massachusetts is a coalition of community organizations, faith-based groups, and labor unions committed to building an economy that invests in families, gives everyone the opportunity to succeed, and creates broadly shared prosperity. Since our coalition came together in 2013, we have nearly doubled wages for hundreds of thousands of working people by winning two increases in the state's minimum wage, won best-in-the-nation earned sick time and paid family and medical leave benefits for workers and their families, led the campaign for the Fair Share Amendment to invest in transportation and public education, and started to build an economy that works for all of us, not just those at the top.



# **About the Fair Share Amendment**

It's time for million-dollar earners to pay their fair share to support our economic recovery and the public services we all depend on. That's the best – and most popular – way to raise substantial new revenue for investments in transportation and public education.

For years, the highest-income households in Massachusetts – those in the top 1 percent – have paid a smaller share of their income in state and local taxes than any other income group. They've also benefited from repeated federal tax cuts: 83 percent of the 2017 tax bill's benefits <u>went to</u> the top 1 percent, and in 2020, the federal CARES Act <u>included</u> \$135 billion in tax breaks for wealthy business owners. And while countless people and small **businesses suffered during the COVID-19 crisis, wealthy executives and investors saw their incomes skyrocket**. The 19 billionaires in Massachusetts saw their wealth <u>increase</u> by a total of \$17 billion during the first three months of the COVID-19 pandemic alone.

The Fair Share Amendment is a proposal to amend the Massachusetts Constitution, creating an additional tax of four percentage points on the portion of a person's annual income above \$1 million. The new revenue, approximately \$2 billion a year, would be spent on "quality public education and affordable public colleges and universities, and for the repair and maintenance of roads, bridges and public transportation." To ensure that the amendment continues to apply only to the highest income taxpayers, who have the ability to pay more, the \$1 million threshold would be adjusted each year to reflect cost-of-living increases.

In June 2021, with a vote of 159 in favor to 41 opposed, the Legislature's Constitutional Convention voted to place the Fair Share Amendment on the November 2022 statewide ballot, where it is now set to be decided on by the voters. Independent <u>polling</u> conducted by MassINC in December 2020 found that 72 percent of MA voters support the Fair Share Amendment.

Our wealthiest residents can clearly afford to pay a little more to fund the investments we all need. It's time to pass the Fair Share Amendment and invest in our future!

Take action and get involved: raiseupma.org

# Administration

- A. Severability: If any provision of this By-Law should be found invalid, the remainder of this By-Law shall remain in force.
- B. Definitions for this by-law shall be adopted and defined by MGL c. 140 §136A.

# Dog Licensing

- 1. In accordance with MGL c. 140 § 137, the owner or keeper of a dog over the age of (6) six months shall annually obtain a license for the dog from the licensing authority, who shall issue dog licenses and tags.
- 2. Annual dog licenses must be obtained by March 31st for a licensing period of April 1 through March 31 of the following calendar year. The open licensing period shall be from February 1<sup>st</sup> through March 31<sup>st</sup> of each year.
- 3. In accordance with MGL c. 140 § 138, any person who during any licensing period becomes the owner or keeper of a dog which is duly licensed in the town or city where it is to be kept shall forthwith give notice, in writing, to the Town Clerk that they have become such owner or keeper. The Town Clerk shall change the record of such license to show the name and address of the new owner or keeper.
- 4. In accordance with MGL c. 140 § 138, any person bringing or causing to be brought from another state or country any dog licensed under the laws thereof which is 6 months old or over or will be 6 months old before the expiration of (30) thirty days shall, on or before the expiration of thirty days following the arrival of such dog within the commonwealth license the dog with the Town Clerk.
- 5. No License fee shall be charged for a license issued under MGL c. 140 § 139, for a service dog as defined by the Americans with Disabilities Act and MGL c. 272 §98a.
  - a. Application shall be made for a dog license as provided in this bylaw, and license tags issued must be worn by any such service dog.
- 6. No License fee or portion thereof shall be refunded because of subsequent death, loss, spaying, neutering, removal from town or other disposal of the dog for which the license has been issued, nor shall any fee for a license issued to a new resident be prorated.
- 7. Any person (70) seventy years of age or older, upon proof of age, shall be exempt from the annual fee for one dog, per household, per licensing year.
  - a. The owner of a kennel license, age (70) seventy years of age or older, shall be excluded from this exemption.
- 8. All license fees collected shall deposited as defined in MGL c140 § 147.

## Kennel Licensing

1. Annual kennel licenses must be obtained by March 31st for a licensing period of April 1 through March 31 of the following calendar year. The open licensing period shall be from February 1<sup>st</sup> through March 31<sup>st</sup> of each year.

- 2. A Kennel license shall be in lieu of individually licensing the dogs kept on the subject premises.
- 3. The fee for Kennel licensure shall be set by the Select Board and may be adjusted at their discretion during an open meeting. Any adjustments shall not become effective until the start of the next licensing period.
- 4. Kennels may be established where allowed and permitted by the Town of Gill Zoning Bylaw.
- 5. Issuance: Upon receipt of the completed application packet and appropriate fee, the Town Clerk shall issue the kennel license valid through March 31<sup>st</sup> of the following calendar year.
- 6. Renewals: A kennel license shall be renewed by March 31<sup>st</sup> annually, upon completion of an annual inspection and payment of the appropriate fee, provided that the renewal and licensure is not in contradiction any bylaw or Massachusetts General laws that would prohibit the renewal or issuance of the license.
- 7. Inspection or complaints of kennels or revocation, suspension and reinstatement of kennel licenses shall be handled in accordance with MGL c. 140 §137C.
- 8. In accordance with MGL c. 140 § 137A, an owner or keeper of less than 4 dogs, 3 months old or older, who does not maintain a kennel may elect to secure a kennel license in lieu of licensing the dogs under section 137 and shall be subject to this section, sections 137B and 137C and so much of section 141 as it relates to violations of this section to the same extent as though the owner or keeper were maintaining a kennel.
- 9. All license fees collected shall deposited as defined in MGL c140 § 147.

## Dogs Running-At-Large; Unrestrained

- No owner or keeper of any dog within the town limits shall allow any dog, whether licensed or unlicensed, to wander on private property without permission of the owner thereof, or on any public property within the Town, including but not limited to public ways, school grounds, recreation areas and cemeteries, unless the dog is properly restrained with a chain or leash.
  - a. Exception: This section shall in no way preclude the use of certain specially trained dogs as set forth in MGL c. 140 §139.
- 2. The owner or keeper of any dog which is not on the premises of the owner or keeper or upon the premises of another with the permission of said person shall restrain said dog with a chain or leash of sufficient material and strength as necessary to restrain the dog and shall be held by a person capable of controlling the movements of the dog. The chain or leash shall be a length which prohibits the dog from being a nuisance to persons nearby or causing damage to public or personal property.
- 3. Any dog being used for lawful hunting, training, sporting, working purposes or accompanied by its master, who must accept full responsibility for the dog's behavior, shall not be considered running unrestrained.
- 4. Any dog found to be in violation of this bylaw, and not under the immediate control of the owner or keeper, may be picked up by any law enforcement officer and either returned to the owner or keeper or deposited in a dog pound or similar facility. The owner or keeper shall be responsible for paying all costs of maintaining and keeping the animal at the dog pound or similar facility. Except as otherwise permitted by this bylaw, unrestrained or unlicensed dogs may be sought out, caught and confined by the Animal Control Officer or any police officer of the Town and impounded pursuant to MGL c. 140, §§ 151A and 167.

- 5. This by-law shall remain in force year-round.
- 6. Violations of this section are subject to the fine schedule as set forth in MGL c. 140 § 173A.

### Removal of Waste

- 1. No person owning or keeping a dog shall suffer, permit, or allow such a dog to leave feces in any public or private property of someone other than that of the dog's owner or keeper within the Town of Gill, without the approval of said property owner. Any person having custody and control of a dog in any such area shall carry with him or her proper equipment for the removal of feces. For purposes of this section, the means of removal shall be any tool, implement, or other device carried for the purpose of picking up and containing such feces. No person shall leave or dispose of said feces in any catch basin, drainage structure, waterway or on any public property or street except in an approved trash receptacle.
  - a. This section shall not apply to a dog licensed under MGL c.140 § 139 and/or accompanying a person whom is handicapped as defined in MGL c272 §98A. If by reason of their handicap they are physically unable to comply with the requirements of this section.

# Complaint of Nuisance and Dangerous Dogs

- 1. Any person may make a written complaint to the Animal Control Officer that any dog owned or kept within the Town is a nuisance dog or a dangerous dog, as those terms are defined in MGL c. 140, § 136A.
- 2. The provisions of MGL c. 140, §§ 161 and 161A shall apply to whoever suffers the loss of livestock or fowl in a manner described in said § 161.
- 3. The Animal Control Officer shall investigate or cause to be investigated such complaint, which may include an examination under oath of the complainant at a public hearing in Town to determine whether the dog is a nuisance dog or a dangerous dog, and shall submit a written report of his/her findings and recommendations to the Select Board concerning the restraint or disposal of such dog as provided in MGL c. 140, § 157.
- 4. The Animal Control Officer, after his investigation, may issue an interim order that such dog be restrained or muzzled for a period not to exceed 14 days to enable the Select Board to issue their order following receipt of the report of the Animal Control Officer. If the Select Board fails to act during the period of the interim order, upon expiration of the interim period, the order shall automatically be vacated.
- 5. The Select Board, after credible evidence and testimony is presented at the public hearing, shall (A) dismiss the complaint; (B) deem the dog a nuisance dog and order that the owner or keeper of the dog take remedial action to ameliorate the cause of the nuisance behavior; or (C) deem the dog a dangerous dog and make such order concerning the restraint, muzzling, or euthanization of such dog, or such other action as may be deemed necessary; provided, however, that the Selectmen shall not order the banishment and tethering.
- 6. Violations of such orders shall be subject to the enforcement provisions of MGL c. 140, §§ 157 and 157A.

### Impoundment and Kenneling

- 1. Impoundment:
  - a. The Animal Control Officer or Police Officer shall immediately notify the owner or keeper of any animal impounded by him/her under the provisions of this bylaw, if such owner is known by him/her.

- b. If the animal is not licensed or the owner or keeper is not known by the Animal Control Officer or Police Officer, no notice shall be necessary.
- c. The animal shall be secured in the town kennel or other such approved holding facility.
- 2. Kenneling:
  - a. The Kenneling period shall start at the time of impoundment and shall accrue until the owner presents the required documentation, signs a release form and removes the animal from the facility.
    - i. Required Documentation, shall be considered: Proof of Ownership, Valid Rabies Certificate, and Valid Town License.
  - b. The Town may contract with the Franklin County Regional Dog Shelter or any other licensed suitable public or privately owned facility, approved by the Animal Control Officer and the Massachusetts Department of Agriculture to provide care and kenneling services to dogs impounded by the Animal Control Officer, Police Officer, or turned in by a citizen.
    - i. All associated fees and costs related to the kenneling of a dog shall be set and collected by the owner or operator of the kennel.
  - c. In the event that the Kennel Facility is not adequate for the animals, is overpopulated, or is not adequate for the conditions, animals may be boarded at a boarding facility approved by the Animal Control Officer.
    - ii. If an animal is required to be boarded at another facility, payment to the facility shall be made by the Town upon receipt of bill or invoice. The Town may then seek restitution for the costs from the owner of the animal.
- 3. Disposition of Animals:
  - a. Animal Surrenders shall be done at the discretion of the Animal Control Officer.
  - b. Unclaimed Animals: In accordance with MGL c. 140 § 151A, any dog unclaimed after (7) seven days from pickup/confinement shall be come property of the town and shall be handled at the discretion of the Animal Control Officer.
    - iii. This bylaw shall be extended to cover all animals taken into custody by the Animal Control Officer, with the exception of livestock which shall be handled on a case-by-case basis.

## Humane Treatment

- 1. Any person owning, possessing or controlling a domesticated animal shall provide his or her animal with sufficient potable water and wholesome food, proper shelter and protection from the weather, including extremes of heat and cold, veterinary care sufficient to prevent suffering and the spread of disease and shall provide humane care and treatment for the animal.
- 2. Any person owning, possessing or controlling a dog in the town shall not allow or permit said dog to be harbored, confined, chained or tethered in violation of MGL c. 140 § 174E.
  - a. Violations of this section are subject to the fine schedule as set forth in MGL c. 140 § 174E.
  - b. Clarification Note: MGL 140/174E defines rules and requirements related to dogs. This includes but is not limited to: Shelters, cable runs, tethering, kenneling, and dogs being outside during weather advisory/warnings/watches.

- 3. In accordance with MGL c. 140, § 174F, it shall be a violation of this bylaw to confine an animal in a motor vehicle in a manner that could reasonably be expected to threaten the health of the animal due to exposure to extreme heat or cold.
  - a. Violations of this section are subject to the fine schedule as set forth in MGL c. 140 § 174F.

# **Rabies Control**

- 1. All dogs, cats and ferrets owned by a resident of the town shall be properly vaccinated against rabies in accordance with MGL c. 140 § 145B.
- 2. The town shall annually nominate a minimum of (1) Animal Inspector as defined in MGL c. 129 § 15.
- 3. All bites by dogs, cats or other domestic animals or wild or exotic animals shall be reported to the Animal Inspector and the Animal Control Officer as soon as possible by the person bitten or by the owner or keeper of the animal, or both.

### Cats

1. Stray Cats:

Any rescue group, humane society or other person or organization picking up stray cats shall notify the Animal Control Officer with all relevant information of each cat and the location found.

2. Feral Cats:

Any person or organization that traps and releases feral cats shall report such activity to the Animal Control Officer including information of description and numbers of cats trapped and name and contact information of the caretaker. The caretaker is expected to take responsibility for the duration of the cat's life. All feral cats shall be spayed or neutered and ideally be ear tipped to signify their alterations at the expense of the organization trapping the cats.

# Fees; Enforcement, Violations and Penalties

- A. In addition to police officers, who shall in all cases be considered enforcement personnel for the purposes of non-criminal enforcement, a duly appointed Animal Control Officer shall be the enforcement officer with respect to the provision set forth in this bylaw.
- B. A violation of any provision of this article may be dealt with as a non-criminal offense in accordance with the provision of General law, Chapter 40, Section 21D, and shall be subject to the specific fine or penalty listed in each provision.

### C. Violation of Dog Control Laws:

Shall utilize the following schedule of fines as defined in MGL c.140  $\fines as$  .

- a. First Offense: \$50 (fifty dollars)
- b. Second Offense: \$100 (one hundred dollars)
- c. Third Offense: \$300 (three hundred dollars)
- d. Fourth/Subsequent Offense: \$500 (five hundred dollars)
- e. The town may require a dog to be spayed/neutered if applicable.

### D. Other violations:

If no specific fine is listed for a specific provision, the following fine schedule shall apply:

- a. First Offense: Verbal Warning
- b. Second Offense: \$25 (twenty-five dollars)

- c. Third Offense: \$50 (fifty dollars)
- d. Fourth Offense/Subsequent: \$100 (one hundred dollars)
- E. Each day or portion thereof shall constitute a separate offense. If more than one, each condition violated may constitute a separate offense.
- F. Unless specified within a specific provision, a separate offense is not limited to an offense within a calendar year from the first offense.
- G. Except where otherwise required by law, all fines collected pursuant to the enforcement of this bylaw shall be deposited into the Animal Control/Dog Fund revolving account.



### 2022 ANNUAL TOWN MEETING WARRANT ARTICLE REQUEST FORM

Articles Due to Ray Purington by Monday, April 18, 2022 at 5:00 PM

Requested by (Person, Department, Board, or Committee): \_\_\_\_\_

Please type or write the article as you wish it to appear on the Warrant - or attach a separate sheet.

Articles submitted to the Selectboard for their consideration do not need signatures, but the decision to place the article on the warrant will be made solely by the Selectboard.

Petition articles must be submitted with signatures and street addresses from <u>at least</u> 10 registered Gill voters. More than 10 signatures are strongly recommended in case some names are not Gill residents or not registered voters, or signatures are not legible. The petition article and the signatures must be on the same sheet of paper so it is clear those who signed are aware of the article they are supporting.

Please proofread petition articles carefully, as they will appear on the Warrant exactly as they are submitted.

Who will make the motion & speak to the article at Town Meeting? \_\_\_\_\_

To see if the Town will vote to\_

\_\_\_\_\_, or take any action relative thereto.

Telephone 413-863-9347

## TOWN OF GILL MASSACHUSETTS



(If your signature is not easy to read, please print your name after your signature.) Signature of Registered Gill Voter Street Address

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This form was received on	, 2022	2 by	
I certify that 10 or more of the signatu Town of Gill.	res submitted	with this petition are of	registered voters in the
Doreen J. Stevens, Town Clerk		Date	_

TOWN OF ATHOL



Office of the Town Manager

Shaun A. Suhoski, Town Manager Email: ssuhoski@townofathol.org Bridget A. Sullivan, Executive Asst. Email: <u>bsullivan@townofathol.org</u>

VIA EMAIL: <u>Michael.Rodrigues@masenate.gov</u> Aaron.M.Michlewitz@mahouse.gov

March 23, 2022

The Honorable Aaron Michlewitz Chair, House Committee on Ways and Means The Honorable Michael Rodrigues Chair, Senate Committee on Ways and Means State House, Boston, MA

### RE: S-2660 and H-4440: An act relative to host community agreements

Dear Chair Michlewitz and Chair Rodrigues,

I write to express the Town of Athol's deep concern over two companion bills (S-2660 and H-4440) that were recently reported out of the Joint Committee on Cannabis Policy and sent to the House and Senate Ways and Means committees. These bills are a compilation of various pieces of legislation that would significantly impact cities and towns that worked to embrace the cannabis industry through negotiated host community agreements.

As in Athol, I would surmise that many select boards, city councils, town managers and mayors negotiated in good faith with the cannabis industry (some with budgets larger than the municipality itself) to reach agreements mutually beneficial to the new industry and its host community. Now, years into the licensing and start-up of the industry, municipalities will face an *ex post facto* review of these contracts in a new and even more complex regulatory scheme.

Upending over 1,000-plus contracts across the Commonwealth by enacting a bill with an effective date in 2016 – nearly six years prior – will create confusion for all parties and potentially spawn ill-will and legal challenges that are unnecessary. Contract law falls under the jurisdiction of the judiciary. Having the CCC assume and usurp home rule is a troubling specter and should be rejected.

There is good intent in the package. From a municipal perspective, I would amplify the commentary recently submitted by the Mass. Municipal Association, and offer the following comments:

- Host Community Agreements: Existing agreements should be honored. Current law mandates that they sunset after five years in any event. Any changes should be made on a going-forward basis but with a clear framework that all parties can rely upon with certainty.
- **Social Equity Provisions**: A state-wide program is preferred. Having 351 different jurisdictions interpreting or modifying the program would seem to create inequity. Smaller towns lack administrative capacity and will benefit from a consistent state-wide protocol.

The Honorable Aaron Michlewitz The Honorable Michael Rodrigues March 23, 2022 Page two

• **On-site Consumption**: The Athol Board of Selectmen has not yet discussed this particular topic, however, I am confident stating that the Town would support at least having the ability for its residents to "opt-out" of on-site consumption through the ballot initiative.

In sum, the efforts and language to create a Social Equity Trust Fund to offer grants and loans to Economic Empowerment or Social Equity participants is laudable and should be pursued; but not by negating the more than one thousand existing host community agreements.

As the MMA stated in its testimony, municipal officials – and this town manager – would welcome the opportunity to work collaboratively legislative staff to create more feasible alternatives that provide a clear and consistent road map for all parties.

Contact me directly at 978-721-8451 or via email to <u>ssuhoski@townofathol.org</u> with any questions or if more information is needed. I certainly appreciate your time and consideration and thank you for your service to the Commonwealth.

Sincerely.

Town Manager

Email: House Vice Chair Ann-Margaret Ferrante: <u>Ann-Margaret.Ferrante@mahouse.gov</u> Senate Vice Chair Cindy F. Friedman: <u>Cindy.Friedman@masenate.gov</u> State Sen. Anne Gobi: <u>anne.gobi@masenate.gov</u> State Sen. Jo Comerford: <u>jo.comerford@masenate.gov</u> State Rep. Susannah Whipps: <u>Susannah.whipps@mahouse.gov</u> Athol Board of Selectmen Mass. Municipal Association Small Town Administrators of Mass. Rural Policy Advisory Commission