

Warrant for Annual Town Meeting

April 25, 2005

County of Dukes County, ss.

To the Constables of the Town of Chilmark,

Greeting:

In the name of the Commonwealth of Massachusetts, you are hereby directed to warn and notify the inhabitants of the Town of Chilmark, qualified to vote in elections and town affairs, to assemble at the Chilmark Community Center in said Town of Chilmark on Monday, the twenty-fifth day of April in the year Two thousand and five A.D. at 7:30 o'clock in the evening, there and then to act on the Articles in this Warrant, with the exception of Article One.

And to meet again in the Chilmark Community Center, in said Chilmark on Wednesday, the twenty-seventh day of April in the year Two Thousand and Five A. D. at 12 noon, there and then to act on Article One of the Warrant by the election of Town Officers and action on Questions on the Official Ballot.

The polls for voting on the Official Ballot will be open at 12 o'clock noon, and shall close at eight o'clock in the afternoon.

ARTICLE 1. To elect the following officers on the Official Ballot:

One Member of the Board of Selectmen	for three years
One Member of the Board of Assessors	for three years
One Member of the Board of Health	for three years
One Trustee of the Public Library	for three years
One Member of the Planning Board	for five years
One Member of the Planning Board	for three years
Two Members of the Finance Advisory Committee	for three years
One Member of the Finance Advisory Committee	for two years
One Member of the Finance Advisory Committee	for one year
One Member of the Cemetery Commission	for three years
One Fence Viewer	for three years
One Surveyor of Wood, Lumber and Bark	for three years
One Tree Warden	for one year

Answer YES or NO on the following question:

Question 1. Shall the town of Chilmark be recorded in favor of the following non-binding resolution dealing with the creation of a Martha's Vineyard Housing Bank?

Be it resolved that the residents of the Town of Chilmark support the establishment of a Martha's Vineyard Housing Bank, the purpose of which is to serve as an affordable housing funding agency that assists in providing affordable housing opportunities on Martha's Vineyard.

Said Martha's Vineyard Housing Bank shall be administered by a seven member Housing Bank Commission, one member elected from each of the six Martha's Vineyard towns included in the County of Dukes County, and one

member appointed by the Department of Housing and Community Development. Said Commission shall meet its financial obligations by drawing on a Housing Bank Fund, financed by a one-percent fee assessed on the Seller for transfers of any real estate interest for consideration exceeding \$750,000.

And, be it further resolved, that the results of this vote be forwarded to the Town's representatives in the General Court, the presiding officers in each branch, and his Excellency, the Governor of the Commonwealth.

ARTICLE 2. To hear the reports of the Town Officers and Committees and act thereon.

ARTICLE 3. To see if the town will vote to raise such sums of money as will be necessary to defray town charges and to make the appropriations for the ensuing year, as printed under Departmental Budgets, provided that the amount set forth under the Community Preservation Committee (Dept. 179) shall be funded from the Community Preservation FY2005 Budgeted Reserve.
RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 4. To see if the town will vote to raise and appropriate the sum of **\$5,000.00** and further appropriate the sum of \$5,000.00 to be received from the Chilmark Town Affairs Council, subject to receipt, which amounts are to be added to the maintenance account of the Chilmark Community Center.
RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 5. To see if the town will vote to raise and appropriate the sum of **\$18,000.00** to audit the books of the town of Chilmark for the fiscal year ending June 30, 2005.
RECOMMENDED by FINANCE ADVISORY COMMITTEE.

ARTICLE 6. To see if the town will vote to transfer the sum of **\$30,000.00** from the Overlay Surplus Account and raise and appropriate the sum of **\$10,000.00** for a Reserve Fund to be administered by the Finance Advisory Committee, for the fiscal year beginning July 1, 2005.
RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 7. To see if the town will vote to transfer the sum of **\$9,500.00** from available funds in the treasury to Health Insurance (Dept. 910 Line 5173) in the FY2005 budget.
RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 8. To see if the town will vote to name the Stabilization Fund created by Article 8 of the Annual Town Meeting April 26th 2004 in accordance with provisions of Chapter 40, Section 5B of the Massachusetts General Laws "Fire Department Stabilization Fund" for the purpose of purchasing replacement fire apparatus

and other major Fire Department expenses, to appropriate the sum of **\$30,000.00** from available funds in the treasury to be placed in the Fire Department Stabilization Fund, and to further transfer \$75,000.00 into the Fire Department Stabilization Fund from the town's general Stabilization Fund earmarked by previous town meeting votes in the years 2001, 2002, and 2003 "with the intent that it be put towards the replacement costs for fire apparatus which is over twenty-five (25) years in age".

RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 9. To see if the town will vote to appropriate from available funds in the treasury the sum of **\$8,200.00** to purchase an All Terrain Vehicle, a trailer and related equipment for the Fire Department; including the payment of costs incidental and related thereto.

RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 10. To see if the town will vote to appropriate from available funds in the treasury the sum of **\$10,000.00** to replace the furnaces at the North Road and Cross Road Fire Stations, including the payment of costs incidental and related thereto.

RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 11. To see if the town will vote to raise and appropriate the sum of **\$17,387.00** to fund Chilmark's share of the Dukes County Regional Housing Authority's administrative overhead for FY2006, this being year three of a five-year plan to fully fund these costs by the towns of Dukes County based on a formula using population and equalized value.

RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 12. To see if the town will vote to appropriate from available funds in the treasury the sum of **\$9,000.00** to upgrade the Police Department's computer system, including the payment of costs incidental and related thereto.

RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 13. To see if the town will vote to transfer the sum of **\$3,500.00** from available funds in the treasury to the Menemsha School building & grounds maintenance (Dept 198 Lines 5210-5850) in the FY2005 budget.

RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 14. To see if the town will vote to appropriate from available funds in the treasury the sum of **\$10,000.00** to fund an engineering study of Tea Lane & Meeting House Road and purchase additional materials to repair these roads, including the payment of costs incidental and related thereto.

RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 15. To see if the town will vote to appropriate from available funds in the treasury

the sum of **\$14,000.00** to fund the installation of emergency generators to supply electricity to various town buildings, and further appropriate such sums as may become available from gifts or grants, subject to receipt, for this purpose, including the payment of costs incidental and related thereto.
RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 16. To see if the town will vote to raise and appropriate the sum of **\$27,000.00** to fund FY2004 deficits in the Snow and Ice account.
RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 17. To see how the town votes on the following non-binding resolution for a “Renewable Energy Island”.

WHEREAS:

- The burning of fossil fuels may be a major cause of climate change and contribute to air pollution and water pollution, threatening the quality of our island and the planet.
- Our activities are increasingly energy-intensive. At the same time, the cost of energy is already high and expected to increase significantly in the near future.
- Our dependence on unstable foreign energy resources threatens both our energy supply and our security.
- Localized and smaller generation facilities-whether they are high-efficiency gas turbines, fuel cells, solar or wind powered-are alternatives to dependence on large power plants and fuel storage facilities.
- As a community, we are striving to become more energy conscious, environmentally sensitive and fiscally prudent.
- In keeping with the Massachusetts Climate Protection Plan, we are committed to wise investment in our Island’s infrastructure and careful stewardship of our natural resources.
- The following policies seek to enhance the ability of the Island community to enhance its own energy future by emphasizing efficiency and conservation; the use of clean and renewable sources and development of local production for Island residential, commercial and municipal energy use:

NOW THEREFORE BE IT RESOLVED:

That the citizens of Chilmark intend to,

- Support the development and implementation of a clear, comprehensive Energy Plan for the Island.
- Encourage increased energy efficiency, conservation and improved management of energy resources in existing buildings, transportation and new construction.
- Encourage solving energy problems by market place forces.
- Promote education about this critical issue.
- Recognize that individual actions make a difference and encourage individuals and private enterprise to undertake renewable energy projects on their own initiative.

In so voting, we pledge to work toward these goals.

ARTICLE 18. To see how the town votes on the following non-binding resolution for a “Renewable Energy Island”.

WHEREAS:

- The burning of fossil fuels is a major cause of climate change and contributes to air pollution and water pollution, threatening the quality of our island and the planet.
- Our activities are increasingly energy-intensive. At the same time, the cost of energy is already high and expected to increase significantly in the near future.
- Our dependence on unstable foreign energy resources threatens both our energy supply and our security.
- Localized and smaller generation facilities--whether they are high-efficiency gas turbines, fuel cells, solar or wind powered--are **increasingly attractive** alternatives to dependence on large power plants and fuel storage facilities.
- As a community, we are striving to become more energy conscious, environmentally sensitive and fiscally prudent.
- In keeping with the Massachusetts Climate Protection Plan, we are committed to wise investment in our Island’s infrastructure and careful stewardship of our natural resources.
- The following policies seek to enhance the ability of the Island community to **shape** its own energy future by emphasizing efficiency and conservation; the use of clean and renewable sources and development of local production for Island residential, commercial and municipal energy use:

NOW THEREFORE BE IT RESOLVED:

That the citizens of **the Town of Chilmark** intend to,

- Support the development and implementation of a clear, comprehensive Energy Plan for the Island.
- Encourage increased energy efficiency, conservation and improved management of energy resources in existing buildings, transportation and new construction.
- **Emphasize energy initiatives that enhance local business opportunities.**
- **Promote energy-efficiency and use of renewable energy sources through the careful revision of zoning bylaws, Martha’s Vineyard Commission regulations and possible building codes.**
- Promote education about this critical issue.
- Recognize that individual actions make a difference and encourage **fellow citizens** to undertake renewable energy projects on their own initiative.

In so voting, we pledge to work toward **the Island-wide goal of becoming a Renewable Energy Island.**

Submitted by petition of: Alexander Preston, Warren Doty, Nan Doty, Tim Carroll, Edward Kenyon, Wendy Weldon, Zelda Gamson, Heather Sussman, William Gamson, Alexandra Broyard, Stephen Broderick & Kristen Maloney.

No Action Taken by FINANCE ADVISORY COMMITTEE

ARTICLE 19. To see how the town desires to be recorded on the following *non-binding resolution* dealing with the creation of a Martha's Vineyard Housing Bank.

Be it resolved that the residents of the Town of Chilmark support the establishment of a Martha's Vineyard Housing Bank, the purpose of which is to serve as an affordable housing funding agency that assists in providing affordable housing opportunities on Martha's Vineyard.

Said Martha's Vineyard Housing Bank shall be administered by a seven member Housing Bank Commission, one member elected from each of the six Martha's Vineyard towns included in the County of Dukes County, and one member appointed by the Department of Housing and Community Development. Said Commission shall meet its financial obligations by drawing on a Housing Bank Fund, financed by a one-percent fee assessed on the Seller for transfers of any real estate interest for consideration exceeding \$750,000.

And, be it further resolved, that the results of this vote be forwarded to the Town's representatives in the General Court, the presiding officers in each branch, and his Excellency, the Governor of the Commonwealth.

No Action Taken by FINANCE ADVISORY COMMITTEE

ARTICLE 20. To see if the town will vote to endorse a two-year pilot program to be provided by the Martha's Vineyard Regional Transit Authority that would extend fixed route bus service, paratransit service and provide year-round transportation for the Senior Day Program. The maximum annual assessment to the town will be **between \$38,250 and \$62,730** which will be charged by assessment through the so called "Cherry-Sheet".
RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 21. To see if the Town will vote to rename the "Stabilization Fund" to the "General Stabilization Fund" and to transfer the sum of **\$50,000.00** from the Landfill Capping Project (Capital Account 33-000-300-51000-3590) into the "General Stabilization Fund".
RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 22. To see if the town will vote to appropriate the sum of **\$200,000.00** to reduce the tax rate for the fiscal year beginning July 1st 2005, and to meet this appropriation that the amount of **\$165,477.26** be transferred from available funds in the treasury, and further transfer the amount of **\$34,522.74** from the following accounts: 01-122-200-0000-9241 Engley House (\$20,000), 01-122-200-0000-9008 Veteran's Benefits (\$6,838.39), 01-141-200-0000-9205 FY03 Revaluation (\$1,996.85), 01-122-200-0000-9056 Historic Pamphlets (\$1,600), 01-122-200-0000-9026 "1996" Open Space Plan (\$1,500), 01-122-200-0000-9164 Photocopiers (\$1,230), 01-122-200-0000-9142 Financial System (\$539.28), 01-295-200-0000-9169 Town Landing (\$771.64), 01-220-200-0000-9132 Replace Fire Radios (\$17.58) and 01-220-200-0000-9182 SCBA's (\$29).

Historic Preservation Reserve the sum of up to **\$17,000.00**, to restore specific "corridors" of historic stone walls on the roads leading to Beetlebung Corner. The specific sections of historic stone walls for restoration are: the south side of State Road 150 yards west of the Chilmark Store; the south side of South Road 175 yards east of the Chilmark Community Center; the north side of Middle Road 100 yards east of "The Yard" and the east side of the Menemsha Crossroad 65 yards from the Firehouse to the to the Parsonage.

To see if the town will vote to appropriate from the Community Preservation **Open Space Reserve** the sum of up to **\$23,000.00**, to help preserve the Chilmark Pond by eliminating the Phragmites infestation along Doctor's Creek, located on the west end of Chilmark Pond.

RECOMMENDED by FINANCE ADVISORY COMMITTEE

You are hereby directed to serve this warrant by posting attested copies in three public places in said Town of Chilmark at least seven days before the time of said meeting, and to publish said warrant in one newspaper having general circulation in the Town of Chilmark during the week before said meeting.

Given under our hands this 1st day of March, A.D. 2005.

Chilmark Board of Selectmen


Warren M. Doty, Chairman


Frank M. Fenner Jr.


J.B. Riggs Parker

I have notified the inhabitants of the Town of Chilmark qualified to vote in town affairs, by posting three (3) attested copies of this warrant in three (3) public places and by publishing said warrant in one newspaper having general circulation in said Town of Chilmark and made due return of this warrant at the time and place of said meeting. God save the Commonwealth.

Posted: 3-17-05

By: 
Constable Daniel Bryant