

Warrant for Annual Town Meeting

April 24, 2006

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-fourth day of April in the year Two thousand and six 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-sixth day of April in the year Two Thousand and Six 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
Three Members of the Planning Board	for five years
Three Members of the Finance Advisory Committee	for three years
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
One Member of the M. V. Land Bank Commission	for three years

Answer YES or NO on the following question:

- Question 1. Shall the Town of Chilmark be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bond issued in order to pay for the repairs to the West (Filled) Dock in Menemsha, including the payment of all other costs incidental and related thereto?

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 FY2006 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 transfer the sum of **\$32,000.00** from the Overlay Surplus Account and raise and appropriate the sum of **\$8,000.00** for a Reserve Fund to be administered by the Finance Advisory Committee, for the fiscal year beginning July 1, 2006.
RECOMMENDED by FINANCE ADVISORY COMMITTEE
- ARTICLE 6.** To see if the town will vote to appropriate from available funds in the treasury the sum of **\$132,434.50** and to transfer **\$67,565.50** from the following sources (*01-122-200-0000-9001 Printing Pamphlets 1990 \$2,433.78, 01-122-200-0000-9167 Proofing Zoning Bylaws 2001 \$1,056.00, 01-220-200-0000-9206 Fire Station Garage Doors 2002 \$553.77, 01-122-200-0000-9225 Printing Zoning Bylaws 2003 \$500.00, 01-122-200-0000-9224 HR Software 2003 \$3,600.00, 01-210-200-0000-9007 Police Cruiser 2004 \$171.95, 01-122-200-0000-9241 Engley House Engineering 2004 \$15,000.00, 01-295-200-0000-9046 Harbor Dredging 2005 \$4,250.00, Waterways Improvement Fund \$40,000.00*) **totaling \$200,000.00**, to reduce the \$750,000 borrowing for repairs to the West (Filled) Dock in Menemsha authorized by Article 3 of the Special Town Meeting held September 26th 2005.
RECOMMENDED by FINANCE ADVISORY COMMITTEE
- ARTICLE 7.** To see if the town will vote to transfer the sum of **\$25,000.00** from available funds in the treasury to the "General Stabilization Fund".
RECOMMENDED by FINANCE ADVISORY COMMITTEE
- ARTICLE 8.** To see if the town will vote to appropriate the sum of **\$30,000.00** from available funds in the treasury to be placed in the "Fire Department Stabilization Fund".
RECOMMENDED by FINANCE ADVISORY COMMITTEE
- ARTICLE 9.** To see if the Town will vote 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 10.** To see if the town will vote to appropriate from available funds in the treasury the sum of **\$5,000.00** to pay for the ½ of the cost of applying an acoustic ceiling treatment at the Community Center, including the payment of costs incidental and related thereto.
RECOMMENDED by FINANCE ADVISORY COMMITTEE
- ARTICLE 11.** To see if the town will vote to appropriate from available funds in the treasury the sum of **\$8,000.00** to pay for upgrades to the Town Office Computer system and software, including the payment of costs incidental and related thereto.
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 **\$13,750.00** to enroll the Tisbury Great Pond in the Massachusetts Estuaries Project, this sum being the second year and one-third of the total cost to Chilmark for the project, including the payment of costs incidental and relative thereto.
RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 13. To see if the town will vote to appropriate from available funds in the treasury the sum of **\$1,500.00** to transfer to the Martha's Vineyard Cultural Council to supplement state funding.

RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 14. To see if the town will vote to approve the following requests of the Community Preservation Committee:

To see if the town will vote to appropriate from the Community Preservation Budgeted Reserve Fund the sum of **\$55,000.00** to fund the Year-Round Rental Assistance program,

To see if the town will vote to appropriate from the Community Preservation Historic Reserve the sum of **\$12,000.00** and to transfer from Article 27 of the Annual Town Meeting held on April 25th 2005 the sum of **\$3,005.00** to restore historic stone walls along the public roads in town.

RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 15. To see if the town will vote to appropriate the sum of **\$80,970.00** from State-Aid Highways for various repairs to town roads.

RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 16. To see if the town will vote to appropriate from available funds in the treasury the sum of **\$120,000.00** to fund the resurfacing and other repairs to town roads.

RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 17. To see if the town will vote to adopt the following non-binding resolution on Water Quality Protection:

Whereas the Town of Chilmark has contributed to the Massachusetts Estuary Project for the Tisbury Great Pond, indicating the Town's support for the quality of our surface and drinking water and recognizing that those resources are critical to human health and welfare, the local economy, shellfish and fishing industries, recreation and the protection of natural resources and wildlife,

And whereas clean and unpolluted water is one of our most precious resources,

Be it hereby resolved that the Town of Chilmark will give careful consideration to the upcoming results of the Massachusetts Estuary Project, will consider all credible recommendations to protect our ponds, embayments, and drinking water from nitrogen and other pollutants, and will work with other island towns to preserve and restore the quality of our waters.

No Action Taken by FINANCE ADVISORY COMMITTEE

ARTICLE 18. To see if the town will vote to adopt the following bylaw:

To improve Public Safety all inhabited dwellings shall have a proper assigned number, located so emergency vehicles and personnel can visually see them; assigned road signs shall also be placed so emergency vehicles and personnel can see them.

Submitted by request of the Fire Chief

No Action Taken by FINANCE ADVISORY COMMITTEE

ARTICLE 19. To see if the town will vote to adopt the following bylaw:
TROUBLE ALARMS

Whoever owns a residence or building and has a burglar alarm or fire alarm shall not have more than two false alarms per calendar year, per building. The Town of Chilmark defines a false alarm as "an alarm signal resulting in a response by the police or fire department when an emergency does not exist". An alarm shall be presumed false if the responding officer(s) do not locate any evidence of an intrusion or of the commission of an unlawful act, a fire or emergency on the premises, which might have caused the alarm to sound. Alarms caused by thunder storms, hurricanes, other "violent" acts of nature, certain power outages and other valid situations, as determined by the Police Chief or Fire Chief, shall be exempt from this bylaw. The Chief will notify the owner by mail at his/her place of residence for each offense. Whoever violates this bylaw shall be punished by a fine of \$100.00 for the first offense, and \$150.00 for each subsequent offense. Municipally owned buildings shall be exempt from this bylaw.
RECOMMENDED by FINANCE ADVISORY COMMITTEE - 6 Ayes 1 Nay

ARTICLE 20. To see if the town will vote to authorize the TriTown Ambulance Committee, subject to the approval of all three towns, to begin charging for ambulance calls, to deposit collected fees into an "Ambulance Receipts Reserved" for appropriation account pursuant to Chapter 40 section 5F of the Massachusetts General Laws, with the intention those receipts be used to reduce the amounts paid annually by Chilmark, Aquinnah and West Tisbury to fund ambulance services, and to further authorize the Board of Selectmen to sign an inter municipal agreement with the towns of Aquinnah and West Tisbury to accomplish these objectives.
RECOMMENDED by FINANCE ADVISORY COMMITTEE

ARTICLE 21. To see if the town will vote to appropriate from available funds in the treasury the sum of **\$684.00** to pay a MEDEX bill of a prior fiscal year.
No Action Taken by FINANCE ADVISORY COMMITTEE

ARTICLE 22. To see if the town will vote to appropriate from available funds in the treasury the sum of **\$2,000.00** to pay a bill of a prior fiscal year incurred by the Planning Board for water testing with the Wampanoag Tribe of Gay Head (Aquinnah).
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 7th day of March, A.D. 2006.

Chilmark Board of Selectmen

Warren M. Doty

Frank M. Fenner Jr., Chairman

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:

Constable Daniel Bryant : _____