

**ANNUAL TOWN MEETING
FISCAL YEAR 2024**

TUESDAY, JUNE 20, 2023 AT 7:00 P.M.

FRANKLIN, SS:

To either of the Constables of the Town of Orange, in the County of Franklin:

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said Town, qualified to vote on Town affairs, to meet at Ruth B. Smith Auditorium, located at 6 Prospect Street, in said Orange on Tuesday, the Twentieth day of June 2023, at seven in the evening, then and there to act on the following articles:

The amount of available “Free Cash” for the General Fund, certified by the Director of Accounts is \$1,259,679.00

The amount of “Retained Earnings” for the Water Enterprise Fund, certified by the Director of Accounts is \$326,283.00

The amount of “Retained Earnings” for the Sewer Enterprise Fund, certified by the Director of Accounts is \$695,234.00

A quorum being present, the meeting was opened at following the Special Town Meeting.

Moderator Matt Fortier announced that he contacted the Ethics Commission and he is not able to preside during the budget discussion. He asked for nominations for a Deputy Moderator. Christopher Woodcock was nominated, elected and sworn in.

Motion that the Town vote to take Articles 1 through 8 and that they be “passed by consent”.

- *Article 1: Town Report*
- *Article 2: Spending Limits, Revolving Funds*
- *Article 3: Balance Agreements*
- *Article 4: Authorize Borrowing*
- *Article 5 : Grant Applications*
- *Article 6: Sale of Surplus Personal Property and Real Estate*
- *Article 7: Transfer from Window Sticker Account*
- *Article 8: Transfer from Window Sticker Account*

Motion passed, 104 in favor, 8 opposed, 2 abstained.

ARTICLE 1: TOWN REPORT

To see if the Town will vote to accept the reports of the Officers and Committees as printed in the Annual Town Report; or take any other action relative thereto.

ARTICLE 2: SPENDING LIMITS

To see if the Town will vote to approve annual spending limits for revolving funds established in the Town Bylaws, in accordance with M.G.L. c.44, s.53E1/2, for the fiscal year beginning July 1, 2023:

Revolving Fund	FY24 Spending Limit
Hazardous Spill	\$ 20,000
Gas Inspector	\$ 15,000
Plumbing Inspector	\$ 25,000
Excavation and Trench Permit	\$ 5,000
Airport Fuel	\$250,000
Sealer of Weights and Measures	\$ 15,000
Board of Health	\$ 30,000
Landfill & Recycling	\$ 30,000
Landfill & Recycling	\$ 30,000
Dog Fund	\$ 50,000
Planning Board	\$ 25,000
Council on Aging	\$ 6,000
Conservation Commission	\$ 10,000
Police Details	\$ 20,000

or take any other action relative thereto.

ARTICLE 3: BALANCE AGREEMENTS

To see if the Town will vote to authorize the Treasurer to enter into compensating balance agreements with the approval of the Board of Selectmen during Fiscal 2024 as permitted by M.G.L. c44, §53F; or take any other action relative thereto.

ARTICLE 4: AUTHORIZE BORROWING

To see if the Town will vote to authorize the Treasurer, with the approval of the Board of Selectmen, to borrow in anticipation of the revenue for the fiscal year beginning July 1, 2023 in accordance with the M.G.L. c44, §4; or take any other action relative thereto.

ARTICLE 5: GRANT APPLICATIONS

To see if the Town will vote to authorize the Board of Selectmen to apply for, accept and expend any state and Federal grants that do not require Town appropriation; or take any other action relative thereto.

ARTICLE 6: SALE OF SURPLUS PERSONAL PROPERTY AND REAL ESTATE

To see if the Town will vote to authorize the Board of Selectmen or their designee to sell or otherwise dispose of surplus or obsolete personal property and surplus real estate of the Town in accordance with Chapter 76 of the *General Bylaws of the Town of Orange* and the procedures required by M.G.L. c.30B §15 and §16; or take any other action relative thereto.

ARTICLE 7: TRANSFER FROM TRANSFER STATION WINDOW STICKER REVENUE

To see if the Town will vote to transfer and appropriate the sum of \$6,000.00 from the Transfer Station Window Sticker Revenue Account to the Landfill Monitoring/Maintenance account in accordance with M.G.L. c.44 §28C (f) to pay for expenditures of the cost of maintenance of inactive landfill or other solid waste facilities; or take any other action relative thereto.

ARTICLE 8: TRANSFER FROM TRANSFER STATION WINDOW STICKER REVENUE

To see if the Town will vote to transfer and appropriate the sum of \$ 5,500.00 from the transfer Station Window Sticker Revenue Account to Sanitation part time Wages Account in accordance With M.G.L.c.44 s28C [f] to pay for expenditures of the cost of maintenance of existing inactive Landfill or other solid waste facilities; or take any other action relative thereto.

ARTICLE 9: WATER ENTERPRISE BUDGET

To see if the Town will vote to appropriate the sum of \$984,504.00 for the Water Enterprise Fund beginning July 1, 2023 in accordance with the provisions of M.G.L. c.44, §53F ½, amount to be funded from the following sources; or to take any action relative thereto.

User Charges	\$942,173
Water Liens	\$23,503
Other Departmental Revenue	\$2,463
Investment Income	\$4,365
Development Charges	\$12,000
Retained Earnings	\$0
<u>Total Revenues</u>	<u>\$984,504</u>

To be expended as follows:

Direct	
Salaries & Wages	\$363,200
Expenses	\$403,200
Equipment	\$37,500
Capital Outlay	\$30,000
<u>Emergency Reserve</u>	<u>\$15,000</u>
<u>Subtotal</u>	<u>\$848,900</u>

Indirect	
Retirement	\$47,781
Workers Compensation	\$8,800
Medicare	\$3,276
Health Insurance	\$51,915
Dental	\$2,372
Life	\$62

Liability Insurance	\$3,330
Collecting Dept.	\$5,253
Accountant/Treasurer Dept.	\$12,815
<u>Subtotal</u>	<u>\$135,604</u>
 <u>Total Expenses</u>	 <u>\$984,504</u>

Motion to appropriate the sum of \$984,504.00 for the Water Enterprise Fund for fiscal year beginning July 1, 2023, in accordance with the provisions of M.G.L. c.44, §53F½, amount to be funded from the following sources.

Motion passed, 104 in favor, 7 opposed, 3 abstained.

ARTICLE 10: WWTP/SEWER ENTERPRISE BUDGET

To see if the Town will vote to appropriate the sum of \$1,987,601.00 for the WWTP/Sewer Enterprise Fund for fiscal year beginning July 1, 2023, in accordance with the provisions of M.G.L. c.44, §53F½, amount to be funded from the following sources; or to take any other action relative thereto.

FY 24

User Fees	\$1,380,621.00
Connection Fees	200.00
Sewer Liens & Fees	40,000.00
Retained Earnings	566,780.00
TOTAL REVENUES	\$1,987,601.00

EXPNESES

Direct Costs

Salaries & Wages	\$393,161.00
Expenses	378,605.00
Capital Outlay	337,655.00
Debt & Interest	725,886.00
Emergency Reserve	10,000.00
Subtotal	\$1,845,307.00

Indirect Costs

Subtotal	\$142,294.00
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TOTAL BUDGET	\$1,987,601.00
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Motion to appropriate the sum of \$1,987,601.00 for the WWTP/Sewer Enterprise Fund for fiscal year beginning July 1, 2023, in accordance with the provisions of M.G.L. c.44, §53F½, amount to be funded from the following sources.

Motion passed, 96 in favor, 15 opposed, 4 abstained.

ARTICLE 11: ELECTED OFFICERS COMPENSATION

To see if the Town will vote to fix the compensation of all elected officers of the town as provided by M.G.L. c.41, §108 effective July 1, 2023, as contained in the budget; or take any other action relative thereto.

Motion to fix the compensation of all elected officers of the town as provided by M.G.L. c.41, §108 effective July 1, 2023, as contained in the budget.

Motion passed, 102 in favor, 0 opposed, 2 abstained.

Moderator Matthew Fortier turned the budget article over to Deputy Moderator Christopher Woodcock.

ARTICLE 12: TOWN BUDGET FISCAL YEAR 2024

To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide such sums of money as may be necessary to defray the expenses of the fiscal year beginning July 1, 2023; or take any other action relative thereto. (OMNIBUS BUDGET)

Motion to raise and appropriate, \$26,215,022.00 and transfer from free cash \$699,445.71 to defray the expenses of the fiscal year beginning July 1, 2023.

Motion to amend Town Administration wages to \$47,277.00. Motion to move the question, passed by required 2/3. Motion to amend failed, 24 in favor, 84 opposed, 3 abstained.

Motion to amend Accountant Salary to \$78,795.00. Motion failed, 23 in favor, 90 opposed, 2 abstained.

Motion to amend Community Development Coordinator to \$47,277.00. Motion failed, 17 in favor, 97 opposed, 1 abstained.

Motion to increase OPEB Account to \$25,000.00. Motion failed 18 in favor, 92 opposed, 1 abstained.

Motion as presented passed, 98 in favor, 7 opposed, 2 abstained.

	<i>BUDGET</i>	<i>BUDGET</i>
	<i>FY23</i>	<i>FY24</i>
GENERAL GOVERNMENT		
Selectmen Expenses	\$3,680.00	\$3,680.00
Town Administrator Salary	\$109,404.00	\$118,922.15
Town Administrator Wages	\$45,900.00	\$48,138.00
Town Administrator Expenses	\$1,251.00	\$651.00
Finance Committee Expenses	\$185.00	\$200.00
Reserve Fund	\$42,500.00	\$42,500.00
Accountant Salary	\$76,500.00	\$79,560.00
Accountant Wages	\$15,135.00	\$15,740.40
Accountant Expenses	\$4,020.00	\$7,420.00

Audit	\$25,000.00	\$25,000.00
Assessor	\$0.00	\$55,981.00
Assessor Clerk	\$40,000.00	\$0.00
Assessors Expenses	\$77,995.00	\$37,134.14
Treasurer Salary	\$1,000.00	\$65,987.00
Treas/HR wages	\$42,322.00	\$45,055.00
Treasurer Expenses	\$31,994.05	\$32,706.00
Vadar Software Maintenance	\$15,783.00	\$15,783.00
Collector Salary	\$48,818.00	\$57,147.00
Collector Wages	\$19,826.00	\$20,619.04
Collector Expenses	\$15,780.00	\$16,562.00
Collector Tax Title Foreclosure	\$3,280.00	\$3,280.00
Town Counsel	\$54,000.00	\$54,000.00
General Office Expenses	\$54,009.00	\$35,200.23
IT Technology	\$0.00	\$40,787.00
Town Clerk Salary	\$54,672.00	\$66,174.00
Town Clerk Asst.	\$17,000.00	\$21,055.24
Town Clerk Expenses	\$7,519.25	\$11,515.00
Election Registrars Salaries	\$650.00	\$650.00
Election Registrars Wages	\$16,500.00	\$7,725.00
Election Expenses	\$14,450.00	\$14,450.00
Planning Expenses	\$500.00	\$600.00
ZBA Expenses	\$97.00	\$97.00
Conservation Commission Expenses	\$214.00	\$309.00
CD Economic Development Director	\$0.00	\$100,000.00
Community Development Coordinator	\$70,227.00	\$70,227.00
CD Land use Planner	\$45,900.00	\$0.00
CD Expenses - Grant Writing	\$4,650.00	\$0.00
CD Expenses	\$4,882.00	\$5,450.00
Community Development Master Plan	\$0.00	\$0.00
Town Hall Maintenance	\$61,137.00	\$61,137.00
Town Report	\$2,600.00	\$1,500.00
Town Offices 2: Cheney St & Armory	\$39,785.00	\$45,370.00
Stabilization Fund	\$0.00	\$0.00
Establish OPEB account	\$25,000.00	\$0.00
Tax Title Expenses	\$20,000.00	\$0.00
TOTAL GENERAL GOVERNMENT	\$1,114,165.30	1,228,312.20

PROTECTION OF PERSONS AND PROPERTY		
Police Chief's Salary	\$105,080.00	\$114,221.96
Police Salaries and Wages	\$1,111,422.15	\$1,220,950.90
Community Impact Salaries	\$64,000.00	\$64,531.38
Community Impact Expenses	\$6,000.00	\$6,000.00
Police Expenses	\$111,175.00	\$118,925.00
Fire Chief's Wages	\$110,220.00	\$119,458.95
Fire/EMS Wages	\$1,082,905.00	\$1,396,056.00
Fire/EMS Expenses	\$251,919.00	\$257,919.00
Emergency Management Director	\$3,000.00	\$3,000.00
Building Commissioner Salary	\$80,000.00	\$83,060.00
Building Department Wages	\$40,000.00	\$48,915.00
Building Department Expenses	\$6,775.00	\$6,775.00
On line Permitting	\$15,000.00	\$15,000.00
Electrical Inspector's Salary	\$29,197.00	\$30,365.00
Electrical Inspector's Alt. Wages	\$612.00	\$649.00
Electrical Inspector's Travel Wages	\$1,700.00	\$1,700.00
Animal Inspector's Salary	\$600.00	\$2,000.00
Animal Inspector' Expense	\$24.00	\$24.00
Regional Animal Control Program	\$30,000.00	\$37,559.00
Municipal Hearings Officer	\$2,500.00	\$2,500.00
Tree Warden (OPS)	\$25,000.00	\$20,000.00
TOTAL PROTECTION OF PERSONS & PROPERTY	\$3,077,129.15	3,549,610.19
ORANGE EDUCATION		
Orange Elementary Schools	\$7,551,563.00	\$7,943,228.00
R.C.Mahar Reg. School	\$4,947,132.00	\$5,340,668.00
Franklin Cty Tech	\$601,024.00	\$647,648.00
Franklin Cty Tech - Capital	\$20,312.98	\$19,854.71
Smith Voc	0	0.00
Vocational Transportation	0	0.00
TOTAL ORANGE EDUCATION	\$13,120,031.98	13,951,398.71
PUBLIC WORKS AND FACILITIES		

Highway/Parks/Cemetery Supts. Salary	\$83,136.00	\$88,308.00
HPC Wages	\$556,941.00	\$723,917.20
HPC Expenses	\$346,944.00	\$346,944.00
HPC Special Projects & Engineering Costs		\$50,000.00
Snow & Ice	\$155,267.00	\$155,267.00
Street Lights	\$43,000.00	\$43,000.00
Franklin County Solid Waste District	\$25,697.00	\$25,697.00
Sanitation Salary	\$57,123.00	\$65,674.00
Sanitation Wages	\$61,977.50	\$67,457.00
Sanitation Expense	\$142,722.00	\$166,671.00
Airport Manager's Salary	\$79,225.00	\$89,508.00
Airport Wages	\$40,441.36	\$51,319.09
Airport Expense	\$53,550.00	\$60,220.00
Kelton Hill Beacon Maint.	\$3,000.00	\$0.00
TOTAL PUBLIC WORKS AND FACILITIES	\$1,649,023.86	\$1,933,982.29
HUMAN SERVICES		
Board of Health Agent	\$67,085.00	\$72,207.00
Board of Health Admin Clerical	\$8,073.00	\$8,775.35
Council on Aging Director	\$43,414.02	\$56,147.00
Council on Aging Expenses	\$3,325.00	\$3,325.00
Veterans' District Admin	\$23,080.00	\$24,192.37
Veterans' Benefits	\$110,000.00	\$110,000.00
TOTAL HUMAN SERVICES	\$ 254,977.02	274,646.72
CULTURE AND RECREATION		
Library Director Salary	\$64,000.00	\$66,560.00
Library Wages	\$173,330.74	\$182,300.00
Library Expenses	\$126,800.00	\$129,725.00
Agricultural Commission	\$400.00	\$400.00
TOTAL CULTURE AND RECREATION	\$ 364,530.74	378,985.00
DEBT SERVICE-Long Term Debt Principal		

Departmental Equipment Principal 20	\$84,800.00	\$77,550.00
Departmental Equipment Principal 21	\$60,821.00	\$43,000.00
Departmental Equipment Principal 22 & 23		\$81,337.00
Police Station Renovations Principal	\$15,000.00	\$15,000.00
School construction principal	\$15,000.00	\$15,000.00
Tully Fire Station Principal ('48)	\$24,881.00	\$25,876.00
Butterfield Park Renovation Principal	\$15,000.00	\$15,000.00
ESCO USDA Principal	\$55,001.00	\$57,201.00
Fire Station Roof	\$14,560.00	\$11,054.00
Dexter Park floor principal	\$17,821.00	\$17,821.00
North Main St Project	\$135,000.00	\$150,000.00
DEBT Service- Interest		
Departmental Equipment Interest 20	\$1,244.00	\$1,778.00
Departmental Equipment Interest 21	\$1,476.00	\$1,476.00
Police Station Renovations Interest	\$158.00	\$158.00
Departmental Equipment 22 & 23	\$8,211.00	\$41,498.00
Tully Fire Station Interest	\$44,060.00	\$43,065.00
ESCO USDA Interest	\$23,280.00	\$21,080.00
Butterfield Park Renovation Interest	\$88.00	\$87.50
Fire Station Roof interest	\$1,092.00	\$715.00
North Main St Project Interest	\$37,023.00	\$23,000.00
School construction interest	\$708,229.00	\$568,363.00
School Dec BAN		\$317,193.00
Dexter Floor Interest	\$624.00	\$8,882.00
Short Term Borrowing	\$5,000.00	\$5,000.00
R.C. Mahar Reg. School Debt Service	\$152,591.00	\$149,293.00
TOTAL DEBT SERVICE	\$1,420,960.00	\$1,690,427.50
MISCELLANEOUS (FIXED) EXPENSES		
Franklin Regional Council of Governments	\$38,307.00	\$44,092.60
Franklin Regional Retirement Assessment	\$1,083,835.00	\$1,152,968.00
AOTV Service Expense	\$120,000.00	\$120,000.00
Workers Compensation	\$77,269.00	\$73,447.00

Unemployment Compensation	\$55,000.00	\$35,000.00
Group Insurance (Health, Life, & Medicare Penalty)	\$1,885,000.00	\$1,978,100.00
Group Dental	\$106,675.00	\$108,808.50
Medicare/FICA	\$148,500.00	\$163,350.00
Police Accident and Fire Insurance	\$44,261.00	\$44,339.00
Insurance General Liability	\$187,000.00	\$187,000.00
Snow & Ice Deficit		
Prior Year Expenses		
Legal Settlement		
Transfer to Article Lines (not debt)		
Transfer to Capital Fund		
Transfer to Stabilization		
Transfer - Group Dental Trust		
TOTAL MISCELLANEOUS	\$3,745,847.00	3,907,105.10
GRAND TOTAL	\$	\$
	24,746,665.05	26,914,467.71

ARTICLE 13: TRANSFER FROM AMBULANCE RECEIPTS RESERVED FOR APPROPRIATION

To see if the Town will vote to transfer and appropriate from the Ambulance Receipts Reserved for Appropriation Account the sum of \$60,495.00 for the 4th payment for the Fire Department Ambulance; or take any other action relative thereto.

Motion to transfer and appropriate from the Ambulance Receipts Reserved for Appropriation Account the sum of \$60,495.00 for the 4th payment for the Fire Department Ambulance.

Motion passed, 98 in favor, 2 opposed, 2 abstained.

ARTICLE 17: ACCEPTANCE OF THE HOLTSHIRE ROAD LAYOUT

To see if the Town will vote to accept the layout of Holtshire Road as a town public way as laid out and accepted by the Orange Board of Selectmen, on May 3, 2023, by the following description:

1896 FRANKLIN COUNTY LAYOUT – HOLTSHIRE ROAD

BEGINNING at a stone bound at station 0 of the 1896 Franklin County Highway layout, situated on the westerly side of Holtshire Road at the Town Line between New Salem and Orange and running thence:

In a general northerly direction, following various courses, as described in the County Commissioners records in Book 1, Page 141 and including the 1932 alteration shown on a plan on file with said Commissioners in Book of Plans 7, Page 19, the 1946 alteration in Book of

Plans 8, Page 19, and the 1954 alteration in Book of Plans 11, Page 22, for a distance of approximately 20,395 feet or 3.86 miles to northerly terminus at station 45 of the layout, at its intersection with the southerly line of West Orange Road (Route 2A).

Said layout being 50' wide and lying easterly of the described courses, except between stations 12 and 18 of the layout, where the easterly line is the flowage line of Lake Mattawa (formerly known as North Pond), as described in aforesaid 1896 layout.

All trees, if any, upon the roadway and all structures affixed thereon are included in the layout; or take any other vote or action in relation thereto.

Article Information: *This article provides for the official acceptance of Holtshire Road as a public way in the Town of Orange. Holtshire Road has been a County Road which means the Franklin Regional Council of Governments Executive Council has legal authority over the layout while the Town of Orange has the maintenance responsibility. The Executive Council has approved a petition to transfer the Road to the Town of Orange with the condition that it must be approved by the voters at Town Meeting. The Board of Selectmen has already voted to approve the public way as proposed in the layout. Approval of this article will allow the Town to formally record this action with the Franklin County Registry of Deeds.*

Motion to accept the layout of Holtshire Road as a town public way as laid out as presented.

Motion passed, 101 in favor, 1 opposed, 1 abstained.

ARTICLE 18: INSPECTOR OF ANIMALS

To see if the Town will vote to accept MGL Chapter 129, Section 15, Inspector of Animals; Appointment, to allow the Board of Health to nominate such inspectors; or take any other action relative thereto.

Motion to accept MGL Chapter 129, Section 15, Inspector of Animals; Appointment, to allow the Board of Health to nominate such inspectors.

Motion passed 94 in favor, 4 opposed, 2 abstained.

ARTICLE 19: CEMETERY

To see if the town will vote to authorize the Orange Cemetery Commission to increase the weekend rates for internments from the present rate of \$250.00 to \$350.00 for full burials and \$125.00 to \$200.00 for cremation burials; or take any other action relative thereto.

Motion to authorize the Orange Cemetery Commission to increase the weekend rates for internments from the present rate of \$250.00 to \$350.00 for full burials and \$125.00 to \$200.00 for cremation burials.

Motion passed, 89 in favor, 10 opposed, 4 abstained.

ARTICLE 20: RC MAHAR CAPITAL STABILIZATION FUND

To see if the Town will vote to approve the establishment of a Capital Stabilization Fund according to Massachusetts General Laws c. 71, §16 G ½ for the Ralph C. Mahar Regional School District. The source for this Fund would only come from Mahar's Certified Excess & Deficiency fund; or take any other action relative thereto.

Motion to approve the establishment of a Capital Stabilization Fund according to Massachusetts General Laws c. 71, §16 G ½ for the Ralph C. Mahar Regional School District. The source for this Fund would only come from Mahar's Certified Excess & Deficiency fund.

Motion failed, 14 in favor, 85 opposed, 2 abstained.

ARTICLE 21: SPECIAL EDUCATION STABALIZATION FUND

To see if the Town will vote to approve the establishment of a Special Education Stabilization Fund according to the Acts of 2016, c. 218, §24; adding M.G.L. c. 40, Section 13E for the Ralph C. Mahar Regional School District. The source for this Fund would only come from Mahar's Medicaid Reimbursement; or take any other action relative thereto.

Motion to approve the establishment of a Special Education Stabilization Fund according to the Acts of 2016, c. 218, §24; adding M.G.L. c. 40, Section 13E for the Ralph C. Mahar Regional School District. The source for this Fund would only come from Mahar's Medicaid Reimbursement.

Motion failed, 15 in favor, 84 opposed, 5 abstained.

ARTICLE 24: ADULT ENTERTAINMENT USE ESTABLISHMENT BYLAW

To see if the Town will vote to amend the Town of Orange Zoning Bylaw to add a new section 7800 ADULT ENTERTAINMENT USE ESTABLISHMENTS, with the complete language of the bylaw on file with the Town Clerk and Planning Board, and further to amend the Table of Contents to add Section 7800, Adult Entertainment Uses, and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format for the Orange Zoning Bylaw; or to take any action relative thereto.

(Requires a 2/3 super majority vote)

Motion to amend the Town of Orange Zoning Bylaw to add a new section 7800 ADULT ENTERTAINMENT USE ESTABLISHMENTS, with the complete language of the bylaw on file with the Town Clerk and Planning Board, and further to amend the Table of Contents to add Section 7800, Adult Entertainment Uses, and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format for the Orange Zoning Bylaw.

Motion to remove the wording after 7820 Definitions – Adult use establishments are any businesses where any of the following activities are conducted: Motion to move the question, motion passed, 91 in favor, 8 opposed, 3 abstained. Motion to remove wording 86 in favor, 12, opposed, 4 abstained. Motion to postpone indefinitely this article, motion failed, 40 in favor, 53 opposed, 4 opposed. Motion to move the question, motion passed, by necessary 2/3. Motion as amended, failed, 47 in favor, 38 opposed, 5 abstained.

Motion to adjourn at 10:13 p.m. We will reconvene tomorrow at 7:00 p.m.

A quorum being present on June 21, 2023 the Moderator opened the meeting at 7:05 p.m.

ARTICLE 25: ADULT ENTERTAINMENT USE OVERLAY DISTRICT

To see if the Town will vote to amend the Town of Orange Zoning Map, Official Map, dated January 2021, to create a new Adult Entertainment Use Overlay District by adopting the new district boundary lines as shown on the map entitled “Adult Entertainment Use Overlay District,” on file with the Town Clerk and Planning board, to include all the following parcels in the Industrial Zone: Map 251-Lots 2-6, Map 251-Lots 9-20, Map 251-Lot 22, and Map 251-Lots 24-29 (total of 24 parcels); and change the date of the Town of Orange Zoning Map referenced herein to (date of Town Meeting); or to take any action relative thereto.

(Requires a 2/3 supermajority vote)

Motion to amend the Town of Orange Zoning Map, Official Map, dated January 2021, to create a new Adult Entertainment Use Overlay District by adopting the new district boundary lines as shown on the map entitled “Adult Entertainment Use Overlay District,” on file with the Town Clerk and Planning board, to include all the following parcels in the Industrial Zone: Map 251-Lots 2-6, Map 251-Lots 9-20, Map 251-Lot 22, and Map 251-Lots 24-29 (total of 24 parcels); and change the date of the Town of Orange Zoning Map referenced herein to (date of Town Meeting)

Motion made to pass over this article. Motion passed, unanimously.

ARTICLE 26: MILLER’S RIVER GREENWAY TRAILHEAD ACCOUNT

To see if the town will vote to appropriate and transfer \$15,000 from the 001-183-5701-1000-00000 ATM 06/21/21 ART 18 PARC Program - Butterfield Park & 95 East River Street to 220-180-4750-1000 – Head of the Trail Account for the purpose of constructing the Miller’s River Greenway Trail Head project; or take any vote or votes in relation thereto.

Motion to appropriate and transfer \$15,000 from the 001-183-5701-1000-00000 ATM 06/21/21 ART 18 PARC Program - Butterfield Park & 95 East River Street to 220-180-4750-1000 – Head of the Trail Account for the purpose of constructing the Miller’s River Greenway Trail Head project

Motion to amend to \$25,000.00, passed unanimously.
Motion as amended, passed 80 in favor, 1 opposed.

ARTICLE 27: DEED IN LIEU OF FORECLOSURE

To see if the Town will vote to accept a deed in lieu of foreclosure with regard to property at 28 East River Street described in a deed recorded in Book 5230, Page 177 and as Parcel Identifier 110-0-59. Said parcel was Taken by the Town for unpaid FY 2016 taxes in the amount of \$1,245.10, and the assessed value of the subject property is \$74,300; or take any action relative thereto.

Motion to accept a deed in lieu of foreclosure with regard to property at 28 East River Street described in a deed recorded in Book 5230, Page 177 and as Parcel Identifier 110-0-59. Said parcel was Taken by the Town for unpaid FY 2016 taxes in the amount of \$1,245.10, and the assessed value of the subject property is \$74,300.

Motion passed, 81 in favor, 2 opposed.

ARTICLE 28: ROOF MOUNTED SOLAR ARRAY

To see if the Town will vote to raise and appropriate, borrow, transfer from available funds or otherwise provide the sum of \$860,000.00 for the following capital project: Roof Mounted Solar Array at Fisher Hill School, including an energy storage system (ESS); and to meet such appropriation by using \$200,000 of funds from the owner's contingency fund; accepting a commitment of \$160,000 from National Grid; accepting all federal and state tax credits related to the projects; accepting any grants or other monies that are applied for, and for the remainder by authorizing the Treasurer, with approval of the Selectboard, to borrow such sum under G.L. Chapter 44 Section 7, or any other enabling authority, and to authorize the Selectboard to take all action necessary to carry out this project.

(Required a 2/3 super majority vote if borrowing)

Motion to borrow \$200,000 of funds from the owner's contingency fund; accepting a commitment of \$160,000 from National Grid; accepting all federal and state tax credits related to the projects; accepting any grants or other monies that are applied for, and for the remainder by authorizing the Treasurer, with approval of the Selectboard, to borrow such sum under G.L. Chapter 44 Section 7, or any other enabling authority, and to authorize the Selectboard to take all action necessary to carry out this project.

Motion to amend by adding vote to raise and appropriate, borrow, transfer from available funds or otherwise provide the sum of \$843,000.00 for the following capital project: Roof Mounted Solar Array at Fisher Hill School, including an energy storage system (ESS); at the beginning of the original motion. Motion passed, unanimously.

Motion as amended passed, 76 in favor, 8 opposed.

ARTICLE 29: TRANSFER FROM AIRPORT REVOLVING FUND FOR THE DESIGN AND PERMITTING OF THE AIRPORT PERIMETER FENCE PROJECT

To see if the Town will vote to transfer and appropriate the sum of \$400.00 from the airport revolving fund to pay the Town's local share portion of a \$204,800.00 federal and state grant for the Design and Permitting of the Airport Perimeter Fence Project; or take any action relative thereto.

Motion to transfer and appropriate the sum of \$400.00 from the airport revolving fund to pay the Town's local share portion of a \$204,800.00 federal and state grant for the Design and Permitting of the Airport Perimeter Fence Project.

Motion passed, 80 in favor, 1 opposed.

ARTICLE 30: CABLE HIRING

To see if the Town of Orange will vote to authorize the Board of Selectmen, acting in its capacity as the Cable License Issuing Authority, to employ the same municipal cable attorney as employed by the Town of Athol to assist with cable license renewal proceedings subject to each Town reserving its own independent authority to make individual Town licensing decisions on any cable license matter; or take any other action relative thereto.

Motion to authorize the Board of Selectmen, acting in its capacity as the Cable License Issuing Authority, to employ the same municipal cable attorney as employed by the Town of Athol to assist with cable license renewal proceedings subject to each Town reserving its own independent authority to make individual Town licensing decisions on any cable license matter.

Motion passed, 74 in favor, 3 opposed, 1 abstained.

ARTICLE 31: OPIOID STABILIZATION FUND

To see if the Town will vote, pursuant to the provisions of G.L. c.40, §5B, to create a new special purpose stabilization fund, to be known as the Opioid Settlement Stabilization Fund, which may be expended for all of the purposes allowed by law, including those outlined in applicable opioid-litigation settlement documents, a document prepared by the Substance Abuse Bureau of the Commonwealth's Office of Health and Human Services Department, found at <https://www.mass.gov/doc/massachusetts-abatement-terms/download> entitled "Abatement Strategies", and consistent with any state guidelines or regulations further clarifying allowable uses of opioid litigation settlement funds; and further, to adopt the last paragraph of said §5B and dedicate to such fund, without further appropriation, 100% of the opioid litigation settlement funds received by the Town; and further, to transfer from available funds a sum of money equal to that received or to be received by the Town from opioid litigation settlements resulting from the Town's participation in the national Opioid Multi-District Litigation into said Opioid Settlement Stabilization Fund; or take any other action related thereto.

(Requires a 2/3 super majority vote)

Motion to vote, pursuant to the provisions of G.L. c.40, §5B, to create a new special purpose stabilization fund, to be known as the Opioid Settlement Stabilization Fund, which may be expended for all of the purposes allowed by law, including those outlined in applicable opioid-

litigation settlement documents, a document prepared by the Substance Abuse Bureau of the Commonwealth's Office of Health and Human Services Department, found at <https://www.mass.gov/doc/massachusetts-abatement-terms/download> entitled "Abatement Strategies", and consistent with any state guidelines or regulations further clarifying allowable uses of opioid litigation settlement funds; and further, to adopt the last paragraph of said §5B and dedicate to such fund, without further appropriation, 100% of the opioid litigation settlement funds received by the Town; and further, to transfer from available funds a sum of money equal to that received or to be received by the Town from opioid litigation settlements resulting from the Town's participation in the national Opioid Multi-District Litigation into said Opioid Settlement Stabilization Fund.

Motion passed, 78 in favor, 2 opposed, 1 abstained.

ARTICLE 32: PUTNAM LOT

To see if the Town will vote to transfer and appropriate the sum of \$50,000.00 from the Capital Stabilization Account and authorize the, Treasurer with the approval of the Selectboard, to spend said sum for the purpose of improving and renovating the lot currently known as the "Putnam Lot" on West Main St, the land will be dedicated for park and recreation purposes under M.G.L. chapter 45 Section 14, including the costs of grading and creation of an permanent outdoor eating area, beautification area in downtown Orange. That the town Board of Selectman accept any and all donations, gifts, grants, under any federal and/or state programs connected in anyway with this project.

(Requires a 2/3 super majority vote)

Motion to transfer and appropriate the sum of \$50,000.00 from the Capital Stabilization Account and authorize the, Treasurer with the approval of the Selectboard, to spend said sum for the purpose of improving and renovating the lot currently known as the "Putnam Lot" on West Main St, the land will be dedicated for park and recreation purposes under M.G.L. chapter 45 Section 14, including the costs of grading and creation of a permanent outdoor eating area, beautification area in downtown Orange. That the town Board of Selectman accept any and all donations, gifts, grants, under any federal and/or state programs connected in anyway with this project.

Motion passed, 77 in favor, 3 opposed, 2 abstained.

ARTICLE 33: REVALUATION

To see if the Town will vote to raise and appropriate, transfer from available funds, transfer from free cash, or otherwise provide the amount of \$54,667.00 for the purpose of funding future Revaluations and interim Year Value Adjustments, as required under M.G.L. Ch 40, Section 56, Ch 58, Sections 1, 1Add & 3 and Ch. 59, Section 2A. Such funding is to cover all aspects of revaluation including, but not limited to, statistical analysis, sales analysis, video imaging, field reviews, hardware, software, and all other tasks deemed necessary for successful completion of these state mandated requirements; or act in relation thereto.

Motion to transfer from free cash \$54,667.00 for the purpose of funding future Revaluations and interim Year Value Adjustments, as required under M.G.L. Ch 40, Section 56, Ch 58, Sections 1,

1Add & 3 and Ch. 59, Section 2A. Such funding is to cover all aspects of revaluation including, but not limited to, statistical analysis, sales analysis, video imaging, field reviews, hardware, software, and all other tasks deemed necessary for successful completion of these state mandated requirements.

Motion passed, 76 in favor, 3 opposed, 1 abstained.

ARTICLE 34: COLLECTIVE BARGANINING AGREEMENT-NEPBA, LOCAL 58 (Police Officers)

To see if the Town will vote to fund the cost of the increases in the bargaining unit members' wages, with wage adjustment for the Fiscal Year 24 of \$79,339.95, under the collective bargaining agreement between the Town of Orange (represented by the Board of Selectmen) and the Town's full time Police Officers and Detectives bargaining unit employees (represented by the New England Police Benevolent Association, Local 58 in accordance with Chapter 150E of the Massachusetts General Laws. Any appropriations is subject to IAFF, AFL-CIO, CLC, Local 4569 ratifying the Memorandum of agreement between the Town of Orange and the New England Police Benevolent Association, Local 58 (Police Officers Unit) July 1, 2023- June 30, 2026; or take any other action relative thereto.

Motion to fund the cost of the increases in the bargaining unit members' wages, with wage adjustment for the Fiscal Year 24 of \$79,339.95, under the collective bargaining agreement between the Town of Orange (represented by the Board of Selectmen) and the Town's full time Police Officers and Detectives bargaining unit employees (represented by the New England Police Benevolent Association, Local 58 in accordance with Chapter 150E of the Massachusetts General Laws. Any appropriations is subject to IAFF, AFL-CIO, CLC, Local 4569 ratifying the Memorandum of agreement between the Town of Orange and the New England Police Benevolent Association, Local 58 (Police Officers Unit) July 1, 2023- June 30, 2026.

Motion passed, 67 in favor, 6 opposed, 4 abstained.

ARTICLE 35: POLICE CRUISER

To see if the Town will vote to raise, appropriate, transfer from available funds, borrow, or otherwise provide the sum of \$70,000.00 for Police Department Cruiser, and to meet such appropriation by authorizing the Treasurer, with the approval of the Board of Selectman, to borrow such sum under M.G.L. chapter 44, Sec 7 or with any other enabling authority; or take any other action relative thereto.

(Requires a 2/3 super majority vote if borrowing)

Motion to borrow the sum of \$70,000.00 for Police Department Cruiser, and to meet such appropriation by authorizing the Treasurer, with the approval of the Board of Selectman, to borrow such sum under M.G.L. chapter 44, Sec 7 or with any other enabling authority.

Motion passed, 63 in favor, 8 opposed, 8 abstained.

ARTICLE 36: AMBULANCE

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow, or otherwise provide the sum of \$400,000.00 for the purpose of purchasing a Fire Department Ambulance, and to meet such appropriation by authorizing the Treasurer, with the approval of the Board of Selectman, to borrow such sum under M.G.L. chapter 44, Sec. 7 or with any other enabling authority: or take any other action relative thereto. The debt is to be paid from the Ambulance 10% receipts account.

(Requires a 2/3 majority vote if borrowing)

Motion to borrow the sum of \$400,000.00 for the purpose of purchasing a Fire Department Ambulance, and to meet such appropriation by authorizing the Treasurer, with the approval of the Board of Selectman, to borrow such sum under M.G.L. chapter 44, Sec. 7 or with any other enabling authority: or take any other action relative thereto. The debt is to be paid from the Ambulance 10% receipts account.

Motion passed, 72 in favor, 4 opposed.

ARTICLE 37: AERATION BLOWER REPLACEMENT PROJECT

To see if the Town will vote to raise and appropriate the sum of \$488,000.00 for the purpose of aeration blower replacement at the wastewater treatment facility, with \$188,345.00 being paid through the GAP III Grant for Municipal Drinking Water and Wastewater facilities through the MassDEP Clean Energy Results Program (CERP), and the remaining \$299,655.00 being paid through the sewer enterprise fund; or take any other action relative thereto.

Motion to raise and appropriate the sum of \$488,000.00 for the purpose of aeration blower replacement at the wastewater treatment facility, with \$188,345.00 being paid through the GAP III Grant for Municipal Drinking Water and Wastewater facilities through the MassDEP Clean Energy Results Program (CERP), and the remaining \$299,655.00 being paid through the sewer enterprise fund.

Motion passed, 79 in favor, 0 opposed, 2 abstained.

Motion to dissolve the meeting at 8:05 p.m, passed.

Hereof fail not, and make due return of this Warrant with your doings thereon, to the Town Clerk, at the time and place of meeting as aforesaid.

Given under our hands this 31st day of May in the year of our Lord two thousand and twenty-three.

BOARD OF SELECTMEN

Thomas J. Smith

Andrew J. Smith

Patricia J. Lussier

Jane M. Peirce

Selectmen, Town of Orange

A true copy. ATTEST:

Randy Plante, Constable of Orange

FRANKLIN, SS.

Pursuant to the within Warrant, I have notified and warned the inhabitants of the Town of Orange, by posting up attested copies of the same at the Town Hall and Post Office in Orange and the Library in North Orange seven days at least before the time of holding said meeting.

Randy Plante, Constable of Orange

June 1, 2023