



**Special Town Meeting
February 5, 2019
William Norris School
34 Pomeroy Meadow Rd, Southampton, MA**

Town Moderator Robert Floyd opened the meeting at 7:00pm, with a quorum present. One hundred and ten (110) registered voters were present. The checkers/counters were Sarah Pierce, Eileen Hamel, Kristine Canton and Debra Pinsky. Deputy Moderator, Karl Kuehner, led the pledge of allegiance.

Mr. Moderator welcomed everyone and read an introduction on town meeting procedures, as well as a disclosure statement. There was no objection to allow Luci Dalton be sworn in as Town Clerk to officiate over town meetings. She was sworn in by the Moderator. Mr. Moderator proceeded to read the return of the warrant. We observed a moment of silence for those no longer with us.

Mr. Moderator then called for a motion of Article 1.

Article 1: It was moved and seconded that the Town vote to accept G.L. c. 64N, § 3 to allow a 3% local tax on the sale or transfer of marijuana or marijuana products by a marijuana retailer operating within the Town of Southampton.

Article 1 passed unanimously

Article 2: It was moved and seconded that the Town vote to amend the Town By-Laws by adding an Article Marijuana, Section 1, Limitation on Adult Use Retail Establishments, as set forth in Article 2 of the Warrant for the February 5, 2019 Special Town Meeting.

Article 2 passed by majority vote

Article 3: It was moved and seconded that the Town vote to amend the Town By-Laws by adding a new Article XXXIX - Marijuana, Section 2, Prohibition on Public Consumption of Marijuana or Tetrahydrocannabinols, as set forth in Article 3 of the Warrant for the February 5, 2019 Special Town Meeting.

It was motioned and seconded to amend Article 3 on the floor with written amendment handed to Mr. Moderator, the amendment reads: Article XXXIX- Marijuana, Section 2. Prohibition on Public Consumption of Marijuana or Tetrahydrocannabinols with the exception of prescribed medical Marijuana or Tetrahydrocannabinol (THC) in all forms. The reason is NOT to penalize any citizens who are legally prescribed marijuana or THC.

Amendment to the amendment “in all forms” –passes majority

Amended Amendment to motion-passes by majority

Amended Article 3 passes unanimously

Article 4: It was moved and seconded that the Town vote to accept Quigley Road as a public way, as shown on a plan entitled “Quigley Road” prepared for the Southampton Planning Board and recorded in the Hampshire County of Deeds Plan Book 237, Page 29, and to authorize the Board of Selectman to acquire by gift the fee to and /or easements in Quigley Road, for all purposes for which public ways are used in the Town of Southampton, and any drainage, utility, access and/or other easements related thereto, all as shown on plan.

Article 4 passes by majority

Article 5: It was moved and seconded that the Town vote to amend the Town Zoning By-Laws by (1) amending Section V, Table 1 Use Regulations, Wholesale, Transportation and Industrial uses to add the new Adult use Marijuana Establishment uses as set forth in attachment “A” hereto; and (2) deleting the current Section XVIII Temporary Moratorium on Recreational Marijuana Establishments and replacing it with a new Section XVIII Adult Use Marijuana Establishments as set forth in the amended attachment “A”.

Article 5 passes unanimously

Article 6: It was moved and seconded that the Town vote to amend the Town Zoning By-laws by; (1) amending Section V, Table 1 Use Regulations , Retail and Service uses to add “Off-Site Medical Marijuana Dispensary (OMMD)” and “Registered Marijuana Dispensary (RMD)” as set forth in attachment ”B” hereto, and (2) add a new Section XIX Registered Marijuana Dispensary (RMD) and Off-Site Medical Marijuana Dispensary, as set forth in the amended attachment “B”.

It was motioned and seconded from the floor to amend Article 6, Attachment B, Section 19-10 to change the wording from the Town of Blandford to the Town of Southampton.

Amendment of Section 19-10 passes unanimously

Article 6 passes unanimously

Article 7: It was moved and seconded that the Town vote to transfer a total of \$1,276.62 from Free Cash for three unpaid bills from Fiscal Year 2018.

Article 7 passes unanimously

Article 8: It was moved and seconded that the Town vote to transfer \$106,845.55 from Free Cash to the Capital Stabilization Fund.

Article 8 passes unanimously- meeting 9/10ths majority

Article 9: It was moved and seconded that the Town vote to transfer \$30,527.30 from Free Cash to the Other Post-Employment Benefits Account.

Article 9 passes unanimously

Article 10: It was moved and seconded that the Town vote to transfer \$91,581.90 from Free Cash to the Operational Stabilization Account.

Article 10 passes unanimously

Article 11: It was moved and seconded that the Town vote to appropriate \$8,000 to the Town Hall Building Expense Account from Free Cash.

Article 11 passes unanimously

Article 12: It was moved and seconded that the Town vote to transfer \$1,000 from Assessor Admin. Assistant Wage Account to the Certification Stipends Account to compensate the Principal Assessor for attaining state certification.

Article 12 passes unanimously

Article 13: It was moved and seconded that the Town vote to transfer \$14,208.29 from the Police Communication Wages Account to the Police Department Police Equipment Maintenance Expense Account to replace the seven-year old server along with a new backup system and anti-virus software.

Article 13 passes unanimously

Article 14: It was moved and seconded that the Town vote to transfer \$4,286.29 from the Police Education Incentive Account to the Police Chief Salary Account to pay out the vacation time for the retired Police Chief.

Article 14 passes unanimously

Article 15: It was moved and seconded that the Town vote to appropriate \$34,000 to Public Access Television Account, said sum to be appropriated from Revenues received from Charter/Spectrum from the Town's contract with them.

Article 15 passes unanimously

Article 16: It was moved and seconded that the Town vote to transfer \$1,900 from Hampshire Council of Governments Expense Account and \$1,000 from the Annual Audit Expense Account

to the Board of Health, Sharps Pro-gram Expense Account to fund the program through the end of the fiscal year.

Article 16 passes by majority

Article 17: It was moved and seconded that the Town vote to transfer \$583 from the Hampshire Council of Governments Expense Account to the Treasurer Software Support Expense Account.

Article 17 passes unanimously

Article 18: It was moved and seconded that the Town vote to transfer \$14.71 from the Hampshire Council of Governments Expense Account to the Pioneer Valley Planning Commission Expense Account.

Article 18 passes unanimously

Article 19: It was moved and seconded that the Town vote to appropriate \$2,500 from Free Cash to an Extended Illness Account (per PPPB Policies) to fund the leave for the COA Van Driver for up to twelve weeks.

Article 19 passes unanimously

Article 20: It was moved and seconded that the Town vote to transfer/appropriate \$2,000 from Ambulance Receipts, Reserved for Appropriation, to the Ambulance Maintenance Account to cover repairs to the ambulances.

Article 20 passes unanimously

Article 21: It was moved and seconded that the Town vote to transfer \$2,000 from Fire Department Expenses, to the Fire Department, Fire Truck Maintenance Account to cover repairs to the fire trucks.

Article 21 passes unanimously

Article 22: It was moved and seconded that the Town vote to transfer \$27,000 from Operating Stabilization to the Highway Department MS-4 Stormwater Management Expense Account to cover the cost of required work to meet the Town's MS-4 (storm water) permit.

Article 22 passes by majority Ayes (68) Nays (1)

Article 23: It was moved and seconded that the Town vote to transfer \$5,000 from Unemployment Expense Account to the Health Director Wage account to fund the position through the remainder of the year.

Article 23 passes by majority Ayes (41) Nays (28) - meeting 2/3rds majority

Article 24: It was moved and seconded that the Town vote to transfer \$10,629.01 from the Operating Stabilization Account to the Health Director Wage Account to fund the position through the remainder of the fiscal year.

Article 24 Failed- Ayes (34) Nays (40) - meeting 2/3rds majority

Article 25: No Action to be Taken- passes unanimously

Article 26:It was moved and seconded that the Town vote to transfer \$6,000 from Community Preservation Funds to the Edward's Library to continue and expand online access of Southampton's Historical materials available online to the public; said sum to be transferred from Community Preservation Surcharges – Historical Preservation Account.

Article 26 passes unanimously

Article 27: It was moved and seconded that the Town vote to borrow a sum of money \$1,600,000, to replace the East Street Bridge in the Town of Southampton, said funds to be used for construction, fees and permits, engineering, temporary easements or any other eligible costs associated with the construction of the new bridge and the demolition of the existing bridge and, to meet this appropriation, authorize the Treasurer, with the approval of the Board of Selectmen, to borrow pursuant to General Laws Chapter 44, Sections 7 and 8, or any other enabling authority and to issue bonds and notes therefor, provided, however, that the appropriation authorized hereunder shall be contingent on the approval by the voters of the Town of a so-called Proposition 2 ½ debt exclusion under General Laws c. 59, Section 21C, and authorize the Treasurer with the approval of the Board of Selectmen, to issue any bonds or notes that may be necessary for that purpose, as authorized by General Laws Chapter 44, Section 7 (9), or any other general or special law.

Mr. Moderator stated the Article passed unanimously by voice vote, he retracted the vote and the counters were asked to count.

Article 27 passed by majority Ayes (61) Nays (4) - meeting 2/3rds majority

A motion was made and seconded to dissolve the Special Town Meeting at 9:20 PM.

Approved unanimously

A true copy of the warrant, return of the warrant, and the minutes of the meeting.

Attest:

Luci A Dalton, Interim Town Clerk

Town of Southampton