Board of Selectmen

Ware Town Hall, Meeting Room, 126 Main Street

Regular Meeting Notice Agenda - Tuesday, May 3, 2022 at 7:00 p.m.

<u>Instructions for call in option</u>: at or before 7:00 p.m., call the phone number below and when prompted enter the Meeting ID number. The platform is Zoom Meetings.

Join online: https://us02web.zoom.us/j/7846041861 (the online option will require a download).

Meeting ID: 784 604 1861

Passcode: 01082 Phone: 929-205-6099

Opening Remarks, Announcements, and Agenda review by Chair

Consent Agenda

Approval of April 5, 2022 and April 19, 2022 Meeting Minutes

Scheduled Appearances

• 7:15 PM- Discussion with Finance Committee and Town Moderator on Annual Town Meeting Articles

Old Business

- Update on ADA Accessibility for East Street Underpass
- Approval of Resubmission: Application for Transfer of Alcohol License #00012-RS-1326 from GNK, Inc. d/b/a Astronaut Pizza House to Yostina Farag d/b/a Adam's Pizza
- Request for Retiree Town Insurance- Legal Clarification
- Whistle Blower Line Responsibilities

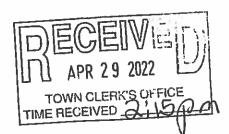
New Business

- Set Public Hearing Date: National Grid/Verizon Pole Petition #30365815 (Coffey Hill Road, Sherman Hill Road, Sczygiel Road, Webster Road) for Tuesday, May 17, 2022 at 7:10 PM
- Discussion on Continuation of Solar PILOT Program versus Charging of Taxes
- Discussion on School Regionalization Recommendation
- Discussion on Town Record-Keeping
- Carnival Announcement
- Cost of Living Raises for Boards

Comments and Concerns of Citizens

Town Manager Report

Adjournment



Board of Selectmen

Ware Town Hall, Meeting Room, 126 Main Street Regular Meeting Minutes – Tuesday, April 5, 2022 at 6:30 p.m.



6:30 p.m. – Executive Session: M.G.L. Chapter 30A, Section 21 (a) #6- Consideration of Purchase, Exchange, Lease, or Value of Real Property

7:00 p.m. Regular Meeting

<u>Instructions for call in option</u>: at or before 7:00 p.m., call the phone number below and when prompted enter the Meeting ID number. The platform is Zoom Meetings.

Join online: https://us02web.zoom.us/j/7846041861 (the online option will require a download).

Meeting ID: 784 604 1861

Passcode: 01082

Phone: 929-205-6099

Present: Selectman Thomas H. Barnes, Selectman Nancy J. Talbot, Chairman Keith J. Kruckas, Vice-Chairman John J. Morrin, Town Manager Stuart B. Beckley, Executive Assistant Christopher J. Nolan, Bill Jackson, Robert Krasnecky, Anne Krasnecky, Joshua Kusnierz.

Absent: Selectman Caitlin M. McCarthy

Present via Zoom: Stanley Ciukaj from Ware Community Television, Eileen Kennedy from Ware River News

Meeting Opened by Chairman Kruckas at 7:00 PM.

Opening Remarks, Announcements, and Agenda review by Chair

Selectman Barnes wished Selectman McCarthy good health, as she was currently unwell.

Consent Agenda

- Approval of March 1, 2022 and March 15, 2022 Meeting Minutes
- Special Event Permit Application: Rock the Park- fundraising event for Workshop 13- Saturday, June 18, 2022, 2:00-9:00 PM @ Grenville Park
- Special Event Permit Application: Band Concert/Fireworks, Saturday, June 25, 2022, 12:00-11:59
 PM @ Grenville Park
 - o Chairman Kruckas asked that the Board treat the approval of the minutes and the special event permits as two separate motions.

Selectman Talbot made the motion to approve the Meeting Minutes of March 1, 2022, and March 15, 2022. Selectman Morrin seconded the motion. The motion passed on a vote of 3 Yes (Selectman Morrin, Selectman Barnes, Selectman Talbot), 0 No, 1 Absent (Selectman McCarthy), and 1 Abstain (Selectman Kruckas).

Chairman Kruckas stated that he abstained due to not being present at one of these meetings.

BOS Minutes of April 5, 2022 Approved by BOS

Selectman Talbot made the motion to approve the Special Event Permit for Rock the Park on June 18th, and the Special Event Permit for the Band Concert/Fireworks on June 25th as submitted. Selectman Morrin seconded the motion. The motion passed on a vote of 4 Yes, 0 No, 1 Absent (Selectman McCarthy).

- Chairman Kruckas noted his grievance with the fact that a former proposal for a 400-acre solar project in Ware was showcased at a presentation at UMass that weekend, accusing the Building Commissioner, Planning Board, and Town Manager of leaking the info in violation of the Town's solar moratorium.
 - o Mr. Beckley responded that the initial design plans for the proposed site are public information.
 - Chairman Kruckas stated that these details should not have been public, as no permit for the site had been approved.

Scheduled Appearances

- 7:05-PM-Public-Hearing-for Application-For New General-On-Premise-Wine and Malt-License, Workshop-13, 13-Church-Street, Ware, MA (Cancelled at discretion of applicant)
 - Chairman Kruckas announced that the public hearing had been cancelled due to Workshop 13's
 decision to postpone the application process by a few months, in order to get all paperwork in
 order.

Old Business- none

New Business

Approval of Appointment to Youth/Community Center Committee: Kristin Dougas

Selectman Barnes made the motion to appoint Kristin Dougas to the Youth/Community Center. Selectman Morrin seconded the motion. The motion passed on a vote of 4 Yes, 0 No, 1 Absent (Selectman McCarthy).

Request for Retirce Town Insurance

- o Mr. Beckley introduced a letter from Mr. Paul St. Pierre, who sought to re-join the Town's insurance, but did not meet the eligibility requirements, as he was not on the Town's coverage when he left.
- O Chairman Kruckas voiced support for granting an exception to the typical eligibility requirements, arguing that Mr. St. Pierre served the Town loyally for thirty-seven years, and saved taxpayers money by not enrolling in the Town's insurance while employed here.
- Vice-Chairman Morrin expressed concern about the Board setting a precedent for overriding eligibility rules by request.
- o Mr. Beckley stated that the Board could choose a specific date to extend coverage to Mr. St. Pierre, or it could allow him to start his enrollment on an 'as needed' basis.

Sclectman Barnes made the motion to add Mr. Paul St. Pierre to the Town's health insurance coverage effective May 1, 2022. Sclectman Talbot recommended that the Board choose to approve his coverage starting 'as needed' instead. Vice-Chairman Morrin stated that the Board would wait until the April 19th meeting to address this issue again after receiving legal clarification. Selectman Talbot seconded the motion. The motion passed on a vote of 4 Yes, 0 No, 1 Absent (Selectman McCarthy).

• Approval of Warrant for Annual Town Meeting

- Selectman Talbot stated that the Annual and Special Town Meetings were once again being combined onto a single warrant.
- Mr. Beckley noted that Article 25 establishes an account from marijuana revenue for road repairs,
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 BOS Minutes of April 5, 2022

ge 2 of 5	BOS Minutes of April 5, 2022
	Approved by BOS

with the percentage allotted for this purpose to be determined by voters (possibilities range from 25-100%).

Selectman Talbot made the motion to approve the warrant as presented for the Annual Town Meeting on May 9, 2022. Selectman Kruckas seconded the motion. The motion passed on a vote of 4 Yes, 0 No, 1 Absent (Selectman McCarthy).

- Vote to Forward Proposed Zoning Amendments to Planning Board for Public Hearing
 - Mr. Beckley stated that the proposed amendment was a single article placing a 1-year moratorium on solar battery storage.
 - o Selectman Talbot noted that this issue would be discussed again at Town Meeting.

Selectman Talbot made the motion to forward the proposed zoning amendments to the Planning Board for a public hearing. Selectman Morrin seconded the motion. The motion passed on a vote of 4 Yes, 0 No, 1 Absent (Selectman McCarthy).

 Selectman Talbot noted that there had been a last-minute request from the Fire Chief for the Board to request a new Firefighter/EMT list to fill a vacancy in the Department.

Selectman Talbot made the motion for the Board to call for a new Firefighter/EMT list. Selectman Morrin seconded the motion. The motion passed on a vote of 4 Yes, 0 No, 1 Absent (Selectman McCarthy).

Comments and Concerns of Citizens

- Mr. Jackson asked if Tighe & Bond was the only firm working on the Water Treatment Plant project.
 - o Mr. Beckley responded that Wright-Pierce was actually the firm doing the consulting for the filtration plant proposal, whose main goal is to reduce metallic contamination of the Town's water by bypassing the cistern currently in place.
- Mr. Jackson described his lack of faith in Tighe & Bond, stating that their error once forced the Town to foot a \$350,000 bill.
 - o Chairman Kruckas responded that there was more behind this story than appeared and blamed the leadership of the DPW at that time for the events that occurred.
- Selectman Barnes clarified that a two-thirds majority would be needed at Town Meeting in order for the
 Town to borrow money for the Water Treatment Plant project. He added that at the 2021 Town Meeting,
 one individual successfully persuaded residents to vote against the project, which can be heard at the 1
 hour, 6 minutes mark in the recording. Selectman Barnes stated that he felt this vote was a mistake.
- Mr. Jackson asked if any grant money was expected for the filtration plant project, and if Tighe & Bond had any role in the Town's projects.
 - o Mr. Beckley responded that this money should become available through the State Revolving Fund, and that while Tighe & Bond had no involvement in the Water Treatment Plant, it was working on the screen system project at the Wastewater Treatment Plant, as well as some bridges.
- Mr. Krasnecky read a letter accusing an unnamed Town official of corruption, cronyism, and lack of transparency, asking the Board if they felt these actions were unacceptable.
 - Chairman Kruckas responded that these actions were completely unacceptable and expressed concerns over favoritism and unethical behavior by Town officials.

Town Manager Report

- The Finance Committee would be finished with its Departmental reviews after meeting with the DPW at their following meeting.
- MassDOT had been contacted about tweaking the signal pattern at the Main, West, and West Main Street intersection's traffic light.

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Approved	by BOS		

- Grants Coordinator Jay Mooney was extremely active in completing grant applications for the Town.
 Additionally, the Town had just received a 3-year grant for \$200,000, which could be used to begin working on plans for a Youth/Community Center. He was also currently working on a grant for the Old Poor Farm Road culvert.
 - o Chairman Kruckas thanked Mr. Mooney for all his work.
 - o Mr. Beckley concurred that he has been outstanding for the Town since his hire.
- Chapter 90 Funds from the State revealed that Ware would be receiving an extra \$283,000 for transportation-related costs, including road repairs.
 - O Selectman Barnes asked if the Town could add a feature to its website for residents to report potholes.
 - Mr. Beckley responded that this former feature on the website was eliminated due to lack of use, but the free software could be added again.
- Many noise complaints were received over the past weekend from the area of Town adjacent to Palmer
 Motorsports Park, which recently opened for the season. The Town of Palmer sent a cease-and-desist letter to
 the Motorsports Park in 2021, but no legal action had yet been taken.
- Chairman Kruckas accused Mr. Kusnierz of staring at him inappropriately, to which Mr. Kusnierz responded that he was simply listening to the meeting.
- Chairman Kruckas stated that the situation at the racetrack would continue to deteriorate if rumors he heard were true that the park owners planned to clear-cut a large section of woods adjacent to the track.
- Chairman Kruckas again accused Mr. Kusnierz of hostile body language.
 - o Mr. Kusnierz again stated he was simply watching the meeting.
 - Vice-Chairman Morrin accused Mr. Kusnierz of muttering a threat under his breath.
- The Bank Street reconstruction project was moving forward aggressively, with Caracas Construction setting the ambitious end-date goal of July 1st.
 - o This project would also resolve issues on Pleasant Street, along with troublesome recurring sewage backups on Park Ave.
- Promotional banners were in the process of being hung downtown.
- Chairman Kruckas asked about the status of obtaining a grant for an electronic display sign outside of Town Hall.
 - o Mr. Beckley responded that the Town had applied for grants to cover this proposed purchase.
- The opioid lawsuit had finally come to an agreement, and the Town could expect its share of the payout at some point soon.
- Mr. Beckley thanked Tyson Foods for their surprise donation of nearly 700 frozen chickens to the Town, which had been distributed to residents on the Friday before.
- Chairman Kruckas asked about the status of HR's salary study, comparing wages for Ware employees to their positional counterparts in other communities.
 - o Mr. Beckley responded that this data had just been studied extensively during the re-working of job descriptions and salaries that occurred within the past year.
- Vice-Chairman Morrin asked if the proposed restructuring of the DPW would involve changes to the Town Charter.
 - o Mr. Beckley responded that it would not, but any changes would need to be approved by the Board.
- Selectman Barnes asked for an update on the East Street underpass sidewalk project.
 - Mr. Beckley stated that he was communicating with the contractor for this project, and would provide an update by mid-week.
- Selectman Talbot reminded residents that the Town Election would be held the following Monday.

Adjournment

Selectman Morrin made the motion at 7:40 p.m. to Adjourn the Regular Meeting. Selectman Talbot seconded the motion. The motion passed on a vote of 4 Yes, 0 No, 1 Absent (Selectman McCarthy)

BOS	Minutes	of April	5, 2022
Approved	by BOS		

Attest:		
	Christopher J. Nolan	
	Executive Assistant to Town M	Ianager

Board of Selectmen

Ware Town Hall, Meeting Room, 126 Main Street Regular Meeting Minutes – Tuesday, April 19, 2022 at 6:00 p.m.



6:00 PM- Executive Session- MGL Chapter 30A, Section 21 (a) #6- Consideration of Purchase, Exchange, Lease, or Value of Real Property

7:00 PM- Regular Meeting

<u>Instructions for call in option</u>: at or before 7:00 p.m., call the phone number below and when prompted enter the Meeting ID number. The platform is Zoom Meetings.

Join online: https://us02web.zoom.us/j/7846041861 (the online option will require a download).

Meeting ID: 784 604 1861

Passcode: 01082

Phone: 929-205-6099

Present: Selectman Joshua A. Kusnierz, Selectman Thomas H. Barnes, Chairman Keith J. Kruckas, Selectman Caitlin M. McCarthy, Vice-Chairman John J. Morrin, Town Manager Stuart B. Beckley, Executive Assistant Christopher J. Nolan, Police Chief Shawn Crevier, Fire Chief Christopher Gagnon, Human Resource Director Justine Caggiano, Antonio Porter, Carol Zins, Shelly Lane, Alex Bergeron

Absent: None

Present via Zoom: Stanley Ciukaj from Ware Community Television, Paula Ouimette from Ware River News, Planning & Community Development Director Rob Watchilla

Meeting Opened by Chairman Kruckas at 7:00 PM.

Opening Remarks, Announcements, and Agenda review by Chair

Chairman Kruckas welcomed Selectman Kusnierz to the Board.

Consent Agenda

- Approval of April 5, 2022 Meeting Minutes
- Approval of One-Day Liquor License: Workshop 13- Friday, May 6, 2022, 7:00-10:00PM
- Special Event Permit Application: Ware Business and Civic Association and Ware Lions Club
 present the Spring Shop Hop and Pancake Breakfast, 9:00AM-2:00PM, Saturday, May 7, 2022 @
 Veterans Park and Downtown Shopping District
- Special Event Permit Application: Proprietors of the Ware Center Meeting House, Inc. present the Town-Wide Tag, 8:30AM-3:30PM, Saturday, June 11, 2022 throughout the Town
- Selectman Barnes requested that the Board table the approval of the April 5th Minutes, stating that there were errors.

Selectman Morrin made the motion to approve the Consent Agenda, with the exception of the April 5th

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BOS Minutes of April 19, 2022

Approved by BOS

Minutes. Selectman Barnes seconded the motion. The motion passed unanimously (5-0).

Ms. Zins briefly spoke on behalf of the Spring Shop Hop and Pancake Breakfast. The Quaboag Connector would be partnering with the event to provide transportation between shops, and the pancake breakfast would be held outdoors at Veterans Park. In the event of rain, the breakfast will be inside at Hanna Devine's.

Selectman McCarthy thanked Ms. Zins and all others involved for their work with planning the event.

Scheduled Appearances

- Recognition of Service and Celebration of Retirement for Officer Lu-Ann Czapla
 - O Chairman Kruckas thanked Officer Czapla for her years of service and dedication to the Ware Police Department. She had a conflict with the planned ceremony scheduled for this meeting, but would be awarded with her plaque and recognized at a future time when she is available.

Old Business-none

New Business

- Re-organization of Board of Selectmen following Town Election
 - Chairman Kruckas stated that before the reorganization took place, he wanted to remind other members that the Chair position is very demanding of both time and effort.

Sclectman Morrin made the motion to nominate Thomas Barnes as Vice-Chairman. The motion was not seconded, and thus failed.

Sclectman Kruckas made the motion to nominate Caitlin McCarthy as Vice-Chairman. Selectman Barnes seconded the motion. The motion passed unanimously (5-0).

 Chairman Kruckas emphasized that the Board's vote on the matter of re-organization was not a reflection of any individual's character or capability, but strictly the Board's projection of what was best for the Town.

Sclectman Barnes made the motion to nominate John Morrin as Chairman. Sclectman Kruckas seconded the motion, noting that health and family-related issues compelled him to step down from this role. The motion passed on a vote of 3 Yes (Sclectman Barnes, Sclectman Kruckas, Sclectman Morrin), 2 No (Sclectman McCarthy, Sclectman Kusnierz).

Sclectman Kusnierz made the motion to nominate Thomas Barnes as Clerk. Selectman McCarthy seconded the motion. The motion passed unanimously (5-0).

- Approval of WestComm Memorandum of Agreement and District Agreement
 - o Mr. Beckley apologized for anyone who was confused after reading a recent MassLive article which falsely stated that Ware had not yet joined the WestComm agreement. He added that while Ware had already joined the memorandum, their approval tonight would allow the operation to move forward with a new District Agreement.

Selectman Barnes made the motion to approve the WestComm Memorandum of Agreement and District Agreement. Selectman Kruckas seconded the motion for discussion. Selectman Morrin stated that since the Town would be paying WestComm by call volume, it should make a point to advertise the non-emergency phone number for the Police Department instead of 911. Mr. Beckley noted that the Town would actually be

BOS Minutes of April 19, 2022 Approved by BOS _____

paying WestComm for Police Department call volume on both 911 and the non-emergency line, despite the fact that only the Town's 911 calls were currently being dispatched by the regional facility. Chief Crevier noted that the option was available for the Town to transfer the non-emergency Police phone line to WestComm as well, but there are currently no plans for this. The motion passed unanimously (5-0).

• Request for Retirce Town Insurance

o Mr. Beckley stated that he had not yet received legal clarification from the Town Attorney on this matter, and suggested the Board table the discussion to the next meeting.

Selectman McCarthy made the motion to table the discussion on Retiree Town Insurance to the May 3rd Board meeting. Selectman Morrin seconded the motion. The motion passed unanimously (5-0).

• HR Director- Goal Setting and Performance Evaluation for Town Manager

- Ms. Caggiano thanked the Board for inviting her to present. She explained that the job description she had created for Town Manager mirrored the Town Charter's description of the position as closely as possible, and that the Town formerly lacked a formal job description for Town Manager.
 - Selectman Kruckas stated that the Town previously had a description, but the location of the file was unknown.
- o Ms. Caggiano then spoke regarding the Town Manager evaluation process, emphasizing the importance of the Board's familiarity with her designated template, which provided space for goals and matters the Board wished to see the Manager accomplish.
 - Chairman Morrin stated that these goals should match those already listed by Mr. Beckley in a separate document.
 - Selectman Kruckas noted that he would like newer Board members to have the opportunity to have a say in the evaluation process, as the current evaluation process began before they were in their positions.
 - Selectman Barnes noted that the Town Manager's official goals are listed on the Town website.
 - Selectman Kruckas commended Ms. Caggiano for her work on developing the new template.

Comments and Concerns of Citizens

- Selectman Barnes handed Mr. Beckley a letter from the State Ethics Commission with their ruling concerning his dual service on both the Board of Selectmen and the Conservation Commission.
- Chairman Morrin stated that he is currently waiting on the verdict from the Ethics Commission regarding
 his service on the Board of Selectmen, in addition to his contracted electrical work repairing the Town's
 streetlights.
- Selectman Barnes noted a virtual drone training workshop sponsored by the Federal Aviation
 Administration being held that week and recommended that Mr. Beckley instruct various personnel to
 attend. He also recommended researching purchase and training opportunities for partner saws and
 jackhammers.
- Selectman Barnes expressed frustration with Mr. Beckley for the lack of work completed on bringing the East Street underpass sidewalk up to ADA compliance.
- Selectman Barnes also expressed frustration with the amount of time spent by Mr. Beckley working on the day-to-day operations of the Quaboag Connector service and expressed interest in speaking with the Transportation Operations Supervisor at a future meeting.
- Selectman Kusnierz stated that he would be willing to donate his lightly used Phantom DGI drone to the Town.
 - o Mr. Nolan noted that he would be virtually attending the FAA's drone-training seminar on Thursday, and he would then relay notes to any personnel who may be operating a drone for Town

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business.

- Selectman Barnes asked again about the status of the underpass.
 - o Mr. Beckley responded that the Town was awaiting a letter approving the allocation of \$30,000 in Chapter 90 Funds to begin work on this location, and estimated that when received, construction could begin within 3-4 weeks.
 - Selectman Barnes stated that Mr. Beckley needed to follow up on receipt of the letter needed with payment.
 - o Mr. Beckley responded that he would follow up on this matter.
 - o Selectman Barnes stated that this was an issue of urgency, as the sidewalk was currently not ADA-compliant, and the Town could be fined by the State at any time for this, noting that this was a major objective of his work on the Disability Awareness Committee with Mr. Steven Hawk.
- Selectman Kusnierz handed Mr. Beckley his letter from the Ethics Commission with their ruling concerning his dual service as both a Selectman and the Town's Tree Warden.
 - o Mr. Beckley responded that he would send the rulings from Selectmen Barnes and Kusnierz to the Town Attorney to ensure that they are consistent with each other, and that the Town complies with both.

Town Manager Report

The Town-wide Cleanup will be held Saturday, April 23rd, sponsored by the United Church of Ware (who had scheduled the event to start at noon).

Saturday the 23rd will also be the first of four days on which the Town will be accepting yard waste in the lot on Robbins Road.

The Planning Board will be speaking on Thursday with a gentleman looking to develop a large retail store on West Street, as well as with Mr. Michael Harris over his proposed cannabis retail facility.

The Finance Committee will also be meeting on Thursday.

A sewage leak at Memorial Field originating from an adjacent property is set to be resolved soon, pending the Town Attorney's approval of the proposed funding solution.

A contract has been awarded for the drainage improvement project at Grenville Park, and work would begin shortly.

Another project set to begin shortly is the Rail Trail improvement project, funded by the Urban Trust, which will include new signage for the trail.

The construction of two access paths to the Ware River is underway, one of which will connect to the end of Robbins Road (on which the DPW just completed its first mow).

Grants Coordinator Jay Mooney is extremely busy with a variety of grant applications that have deadlines in the near future.

Sclectman Barnes asked if the State Revolving Fund could help cover the cost of the East Street bridge construction project (which currently has the bridge reduced to one lane).

Mr. Beckley responded that this was thoroughly a State project that the Town had no financial dealings with, and that no sign of any progress had been made on this project yet.

Community Development Authority grant applications for façade and sign improvements were being accepted.

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The Pioneer Valley Planning Commission was working with Ware, Monson, and Belchertown on a regional watershed protection program.

Water flushing would begin that evening in Zone 1 as part of the Water Department's regular program. Zone 1 consists of the areas of Church and North Streets. Typically, pipes on main streets are flushed overnight, while those on side streets occur during the daytime.

Despite rumors, there are no known plans for a logging operation at the site of Palmer Motorsports Park.

Selectman Kruckas asked if the motorsports park was considered one large parcel, or several separate parcels, and if the answer was the ladder, if all had the same conservation protections.

Mr. Beckley stated that the park consists of multiple parcels, and he would double-check that all were subject to the same conservation-related protections. He also noted that the Town once again received numerous noise complaints regarding the racetrack during the past weekend.

The Town will soon be scheduling Bulky Waste and Hazardous Waste disposal days for May and June, most likely.

Mr. Porter expressed interest in volunteering for these events.

Selectman Kruckas expressed appreciation for Resource Waste, stating that the Town was pleased to partner with them for these disposal days, and that their presence in Town was beneficial.

Vice-Chairman McCarthy provided an update on the Youth Center Committee, stating that they had so far had two successful meetings, and were planning to give assemblies at the Schools in the near future to gather student feedback.

Adjournment

Selectman Kruckas made the motion at 7:45 p.m. to Adjourn the Regular Meeting. Selectman McCarthy seconded the motion. The motion passed unanimously (5-0).

Attest:	
	Christopher J. Nolan
	Executive Assistant to Town Manager

SPECIAL AND ANNUAL TOWN MEETING

TOWN OF WARE

MONDAY, MAY 9, 2022

6:30PM SPECIAL TOWN MEETING 7:00PM ANNUAL TOWN MEETING

@ WARE JUNIOR SENIOR HIGH SCHOOL



WARRANT FOR ANNUAL TOWN MEETING TOWN OF WARE COMMONWEALTH OF MASSACHUSETTS

HAMPSHIRE, ss

To any of the Constables of the Town of Ware, in said County,

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn all of the inhabitants of the Town of Ware, Precincts A, B and C qualified to vote on Town affairs to meet at the Ware High School Auditorium, 237 West Street Ware, Massachusetts on Monday May 9, 2022, at six thirty o'clock in the evening (6:30 PM), then and there to act on the following articles:

Fiscal Year 2022

ARTICLE	1.
---------	----

To see if the town will vote to raise and appropriate, borrow and/or transfer from available funds a sum of money to pay unpaid bills from prior fiscal years, or take any other action relative thereto.

	• \$4,900 Free Cash			
Recommended by:	Board of Selectmen (5)	Yes	No	
	Finance Committee (4) Town Manager	Yes Yes	No No	A.A.A. Apara
ARTICLE 2:	To see if the Town will vot Fiscal Year 2022 Town Bu determine what sums of mo adjustments or amendment appropriation, whether by t other items or appropriation combination thereof, or tak • Snow & Ice, Camer	dget, including deleney the Town will see and to determine transfer from availins, borrowing, or a see any other action	bt and interest, and to I appropriate for any the manner of meetir able funds, transfer fr any other means or	such ng said
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes	No No No	

ARTICLE 3.	To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds a sum of money to be expended for the purchase of a Portable restroom, including all costs incidental and related thereto, or take any other action relative thereto. • \$32,000 Free Cash			
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes	No No No	
ARTICLE 4.	To see if the Town will vote transfer from available funds (OPEB) Liability Trust Fund; • \$500,000 Free Cash	to fund the Other	Post-Employmen	t Benefits
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes Yes	No No No	
ARTICLE 5.	To see if the Town will vote to from available funds a sum of other action relative thereto. • \$200,000 Free Cash			
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes Yes	No No No	
ARTICLE 6.	To see if the Town will vote transfer from available fund. Fund, or take any other action • \$200,000 Free Cash	s a sum of money fo		
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes	No No No	

Fiscal Year 2023

Consent Articles (7-1	14)			
Article 7.	To see if the Town will vote Committees and Departmentake any other action relative	its as presented i	ports of Town Bo n the Annual Tov	oards, wn Report, or
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes Yes	No No No	
Article 8.	To see if the Town will vote the approval of the Board of agreements during Fiscal Ye Laws, Chapter 44, §53F, or the	f Selectmen to er ar 2023 as permi	nter into compen itted by Massachu	sating balance setts General
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes Yes	No No	
Article 9.	To see if the Town will vote awarded to the Town of Wan Development Fund by the Expension Development and to author Development Authority to eand Conditions of the Grant	re under Massac Executive Office ize the Board of expend the funds	husetts Commun of Housing and I Selectmen and C in accordance w	ity Economic ommunity ith the Terms
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes Yes	No No No	
Article 10.	To see if the Town will vote Grants in any amount as ma expenditures for Fiscal Year Vocational Technical High S thereto.	y be awarded for 2023 to be expe	the direct educanded by the Path	tional finder Regiona
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes Yes	No No No	

Article 11.	To see if the Town will vote Grants in any amount as ma expenditures for Fiscal Year Schools or take any other ac	y be awarded for the 2023 to be expend	e direct educational ed by the Ware Publ	
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes	No No No	
Article 12.	To see if the Town will auth Manager to apply for, accep or Federal governments or p take any other action relative	t and expend any gr private agencies, inc	rants or donations fr	om State
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes Yes	No No No	
Article 13.	To see if the Town will vote transfer from available functions, including all costs in reimbursement by the Component under the Chapother action relative thereto \$421,861	ds a sum of money acidental and related monwealth of Mass oter 90 State Highw	to be expended for a thereto, in anticipa achusetts Highway	road ation of
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes	No No No	
Article 14.	To see if the Town will vot revolving funds as establish Funds, for certain Town de Chapter 44, §53 E ½ for the other action relative thereto	ed by the Town's C partments under M e fiscal year beginni	General Bylaws, Revo assachusetts Genera	olving l Laws,
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes Yes	No No	

Article 15.	To see if the Town will vote of the Town for the Fiscal Y Board, Commission or Commembers for additional salar relative thereto.	Year 2023 and to d mittee shall be aut	etermine whether thorized to emplo	r any Town by any of its
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes Yes	No No	
Article 16.	To see if the Town will vote transfer from available fund Enterprise during Fiscal Yea • Budget Attached	is a sum of money	to operate the V	Vater
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes Yes	No No No	
Article 17.	To see if the Town will vote from available funds a sum during Fiscal Year 2023 or to Budget Attached	of money to opera	ate the Sewer En	terprise
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes Yes	No No	ALC: NO.
Article 18.	To see if the Town will vote will raise and appropriate inc whatever type, to defray the Debt and Interest for Fiscal thereto. • Budget Attached	cluding appropriation charges and exper	ions from Availal uses of the Town	ble Funds of including
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes Yes	No No No	- 2 -

Article 19.	To see if the Town will vertransfer from available fun Compensated Absences Resthereto. • \$35,000 from Free Ca	nds a sum of more	ney to fund the	Employee
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes Yes	No No No	
Article 20.	To see if the Town will vote adopting the Vacant/Blighte Clerk and (2) rescinding the Meeting on May 12, 2014, or	ed Property bylaw e Unkempt Proper	as on filed with ty bylaw adopted	the Town
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes Yes	No No No	
Article 21.	To see if the Town will vote amending or adding to Section §4.2 (Use Table), §4.3 (Open Section 4.8.5,The Earth Rem (§4.8.8). as presented at a Puthe Town Clerk and available related thereto.	on §1 (General Pro rational Standards) noval Bylaw, and t ublic Hearing on A	visions), §2 (Defi , §7.5 (Enforceme the Marijuana Byl pril 7, 2022 as on	nitions), ent), aw file with
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager Planning Board	Yes Yes Yes	No No No No	

Article 22.

To see if the Town will vote to amend the Town's Zoning Bylaws to add a new Section 4.8.3.H: Temporary Moratorium on the Siting of Large-Scale Solar Battery Storage Facilities, as follows, or take any action relative thereto:

H.1. PURPOSE

The Town of Ware recently has been the target of interest for the construction of large-scale solar battery storage facilities. The regulation of large-scale solar battery storage facilities raises complex legal, planning, and public safety issues, and the Town needs time to study and consider their regulation and address these issues.

The Town intends to adopt a temporary zoning moratorium on the use of land and structures in the Town for large-scale solar energy facilities so as to allow the Town to address the effects of such structures and uses in the Town, and to enact bylaws in a manner consistent with sound land use planning goals and objectives. During the moratorium, the Town will undertake a planning process to evaluate the impacts of large-scale solar battery storage facilities on the health, safety and welfare of Town residents and to consider appropriate amendments to its Zoning Bylaw to address said impacts, in accordance with state and federal law.

H.2. DEFINITION

A "large-scale solar battery storage facility" shall mean a facility, including all structures and components used in connection therewith, used to store energy produced by a solar system or systems having a total rated nameplate capacity of greater than 100kW, whether such facility may be accessory to other use, including a solar system, or is a separate land use

H.3. TEMPORARY MORATORIUM

For the reasons set forth above and notwithstanding any other provision of the Zoning Bylaws to the contrary, the Town hereby adopts a temporary moratorium on the use of land or structures for large-scale solar battery storage facilities in Town. The moratorium shall be in effect through June 30, 2023 or the date on which the Town adopts amendments to the Zoning Bylaw regulating large-scale solar battery storage facilities, whichever occurs earlier. During the moratorium period, the Town shall undertake a planning process to study, review, analyze and address what revisions to the Zoning Bylaw relative to large-scale solar battery storage facilities are needed or desirable to allow for and regulate such use consistent with protecting the Town's natural resources and furthering its planning goals.

Recommended by:	Board of Selectmen (5)	Yes	No
	Finance Committee (4)	Yes	No
	Town Manager	Yes	No
	Planning Board	X_Yes	No

ARTICLE __: Large-Scale Solar Battery Storage Facilities.

To see if the Town will vote to amend the Zoning Bylaws to add a new Section 4.8.3.H: Temporary Moratorium on the Siting of Large-Scale Solar Battery Storage Facilities, as follows, or take any action relative thereto:

4.8.3.H.1. PURPOSE

The Town of Ware recently has been the target of interest for the construction of large-scale solar battery storage facilities. The regulation of large-scale solar battery storage facilities raises complex legal, planning, and public safety issues, and the Town needs time to study and consider their regulation and address these issues.

The Town intends to adopt a temporary zoning moratorium on the use of land and structures in the Town for large-scale solar energy facilities so as to allow the Town to address the effects of such structures and uses in the Town, and to enact bylaws in a manner consistent with sound land use planning goals and objectives. During the moratorium, the Town will undertake a planning process to evaluate the impacts of large-scale solar battery storage facilities on the health, safety and welfare of Town residents and to consider appropriate amendments to its Zoning Bylaw to address said impacts, in accordance with state and federal law.

This temporary zoning moratorium will not affect large scale battery storage for projects that have already approved by the Town, or for applications that were submitted prior to the enactment of this moratorium. Battery storage utilized for small solar projects (and have a capacity that is complimentary to a solar array that produces no more than 100kW of electricity) are exempt from this moratorium.

4.8.3.H.2. DEFINITION

A "large-scale solar battery storage facility" shall mean a facility, including all structures and components used in connection therewith, used to store energy produced by a solar system or systems having a total rated nameplate capacity of greater than 100kW, whether such facility may be accessory to other use, including a solar system, or is a separate land use

4.8.3.H.3. TEMPORARY MORATORIUM

For the reasons set forth above and notwithstanding any other provision of the Zoning Bylaws to the contrary, the Town hereby adopts a temporary moratorium on the use of land or structures for large-scale solar battery storage facilities in Town. The moratorium shall be in effect through June 30, 2023, or the date on which the Town adopts amendments to the Zoning Bylaw regulating large-scale solar battery storage facilities, whichever occurs earlier. During the moratorium period, the Town shall undertake a planning process to study, review, analyze and address what revisions to the Zoning Bylaw relative to large-scale solar battery storage facilities are needed or desirable to allow for and regulate such use consistent with protecting the Town's natural resources and furthering its planning

goals.

Requires a 2/3 vote to approve.

Planning Board

Summary. This article establishes a moratorium on large-scale solar battery storage facilities while the Town considers appropriate zoning measures.

Article 23	(by petition) To see if the Town will vote to amend Article 5 of the Town of Ware, Massachusetts Home Rule Charter as follows: 5-10 Housing Authority. The Ware Housing Authority will consider of five (5) members, and they shall serve for five (5) year staggered terms. Four (4) members shall be appointed by the Town Manager subject to the approval of the Board of Selectman. One (1) member shall be appointed by the Commonweal of Massachusetts. The Ware Housing Authority shall have all the powers that are conferred upon a housing authority by state law, and such additional duties and powers as may be provided by Charter, by-law, or otherwise, and not inconsistent with said grant of powers conferred by state law. And to amend Article 7 of the Town of Ware, Massachusetts Home Rule Charter as follows. 7-6 Housing Authority. Repealed.	
Recommended by:	Board of Selectmen (5)YesNo Finance Committee (4)YesNo Town ManagerYesNo	
Article 24.	To see if the Town will vote to raise and appropriate, borrow, and/or transfer a sum of money for the Town's share of the purchase and equipping of a Regional Animal Control Shelter, including all costs incidental and related thereto, or take any other action relative thereto. • \$100,000 from Free Cash	mand in
Recommended by:	Board of Selectmen (5)YesNo Finance Committee (4)YesNo Town ManagerYesNo	
Article 25	To see if the Town will vote to accept the fourth paragraph of G.L. c. 4 Sec. 5B and, consistent with the authority set forth therein, to establish special purpose stabilization fund to be known as the Road Repair Stabilization Fund, the purpose of which is to appropriate funds to offsethe yearly tax levy and further, to dedicate 50% of the of the adult use marijuana local excise tax imposed by the Town pursuant to G.L. c.648 §3 and/or or payments from marijuana host community agreements to the Road Repair Stabilization Fund, for a minimum of three years, effective for fiscal year 2023 beginning on July 1, 2022 or take any other action relative thereto.	a et N, the
Recommended by:	Board of Selectmen (5)YesNo Finance Committee (4)YesNo	

1			f;	
	Town Manager	Yes	No	
Article 26	To see if the Town will ve accordance with MGL Cl Select Board, or take any	hapter 41, Section	106 to be appoin	Warden in neted by the
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes	No No No	
Article 27	To see if the Town will transfer from available fur ambulance for the Fire I thereto • \$390,000 from Free	nds a sum of mon Department, or tak	ey to purchase a	and equip an
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager Capital Planning	YesYesYesXYes	No No No	
Article 28	To see if the Town will transfer from available snowblower for the Depart relative thereto. • \$180,000 from Free	funds a sum of tment of Public Wo	money to be	purchase a
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager Capital Planning	Yes _ Yes _ Yes _ X_Yes	No No No	
Article 29	To see if the Town will transfer from available funtractor for the Parks Department, or combination the \$75,000 from Free \$10.000 from Free \$10.0000 from Free	ids a sum of mone; rtment including al creof, or take any of	y to be purchase I costs related a	and outfit and incidental
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes	No	

		1	
	Capital Planning	_X_Yes	No
Article 30	transfer from available fundinstall a playground in Gr	ds a sum of me enville Park in Parks Departm	nd appropriate, borrow and/or oney for design, purchase and ncluding all costs related and ent, or take any other action
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager Capital Planning	Yes Yes Yes X_Yes	No No No
Article 31	install an updated Superviso	s a sum of monory Computer A transfer including tion relative the	ey to design and purchase and nd Data Acquisition (SCADA) all costs incidental and related ereto.
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes Yes	No No
Article 32	transfer from available fund hydrants including all cost	ds a sum of mo	and appropriate, borrow and/or oney to purchase and install fire and related thereto, or take any
i	other action relative thereto.\$100,000 from Water		
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager Capital Planning	Yes Yes Yes Yes	No No No

Article 33

To see if the Town will vote to raise and appropriate, borrow and/or transfer from available funds a sum of money to update the operations and maintenance manual for the Water Pollution Control Plant including all costs incidental and related thereto, or take any other action relative thereto.

DISMISS

Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes Yes	No No No	
Article 34.	To see if the town will vote of from available funds a sum of regional transportation service action relative thereto. • \$15,000 Free Cash	of money to fun	d the operations of	the local and
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes Yes	No No No	
Article 35.	To see if the town will vote of from funds raised from the Coto the impacts of marijuana verelative thereto. • \$100,000 Free Cash	Cannabis Impact	fees to address im	pacts related
Recommended by:	Board of Selectmen (5) Finance Committee (4) Town Manager	Yes Yes	No No	
	1			1

And you are directed to serve up this Warrant by posting attested copies thereof at the Town Hall, at the Post Office calling the same at least seven (7) days before the time of said meeting and also by publishing a copy of the warrant on the Town of Ware website at least seven (7) days before said meeting and make due return of this Warrant with doings thereon, to the Town Clerk of Ware on or before the time of said meeting. Given under our hand at Ware this 5th day of April, 2022. SELECTMEN OF WARE Keith Kruckas Thomas Barnes John Morrin Caitlin McCarthy Nancy Talbot HAMPSHIRE ss. By virtue of this Warrant I have posted two attested copies; one at the Post Office, and one at the Town Hall. I have also caused to be posted one attested copy on the Ware website. Signed this _____ Day of April 2022. Constable of Ware



TOWN OF WARE Office of the Town Manager

126 Main Street Ware, MA 01082 413-967-9648 x100

May, 2022

To

Select Board

Finance Committee Town Meeting

From:

Stuart Beckley, Town Manager

Subject:

Fiscal Year 2022 Budget Narrative

Please find attached the proposed FY2023 budget for the Town of Ware for consideration by Town Meeting. The budget represents the proposed funding suggested by respective department heads. The proposed budget balances a rare availability of funds and free cash with the goal to limit the impact on the local tax rate. Thoughtful and careful review by the departments and the financial team went into this proposal. Each proposed expansion in personnel was deeply scrutinized. The larger than usual availability of free cash (due to COVID assistance and funds remaining after FY2021) allow Town Meeting to increase reserves, fund several capital projects and to stabilize the tax rate.

The purpose of the budget is to fund services such as public safety, public works and education for the residents of Ware that contribute to a strong quality of life, that allow the Town to provide community activities and caring support of residents, that inspire growth, and that lead to a better future for residents and children in years ahead.

The past two years have tested residents and employees alike with the roller coaster of funding and rule changes designed to improve the economy while protecting health. All should be commended for working cooperatively to get through the pandemic. Federal and state funding assistance will continue to support Town activities through grants and earmarks.

The proposed FY2022 budget is defined by key components that affect the Town's revenues and expenses. State general unrestricted aid is proposed to increase 2.7% over last year's level funded amount. State educational funding increased 10%. Pathfinder Vocational High School (small increase in students) and Ware Public schools utilized the State budgeted funds and federal COVID funds to propose reasonable increases. The cost of employee benefits, particularly health insurance increased by 9.6%. As with last year,

cooperation with the Town's unions allowed plan changes that ultimately lowered insurance costs.

This FY2022 budget strategically increases some staff hours. Of particular condern are the increases in fuel and energy costs. These respective budgets are increased in anticipation of continued higher costs in FY2023. This budget meets the financial policies of the Town, Free cash was used within the budget to include smaller recurring capital items. An annual priority, free cash was not used to supplement the operations budget. This allows additional capital and reserves funding. The proposed budget provides the funding level requested for the School Department's Needs based budget.

Revenues and Costs - Significant Changes

- State Aid General and Chapter 70 Education The Governor's proposed State budget numbers provide a 2.7% increase in local aid, and an increase in Chapter 70 educational funding of 10.1%. The recently released House budget proposes similar local revenues. The Senate's budget and the final compromise budget will be approved after Town Meeting. It is unlikely that aid will be lower than the amounts used.
- Pathfinder Vocational School Budget Due to available state aid and a modest increase in the number of Ware students, the Pathfinder budget will increase by only \$10,000 compared to FY2022.
- New Growth New growth from construction rose dramatically in fiscal year 2022 This FY2023 budget uses a conservative estimate of \$150,000.
- Health Insurance Costs In the second year of a high deductible plan, the work of the Insurance Advisory Committee provided the proposed 9.6% premium cost increase (compared to what would have been a 19% increase on a standard plan).
- The Town negotiated contracts with all Town bargaining units. The contracts' intent is to increase pay rates so that employees stay with the Town long term. Hiring personnel is increasingly challenging, so the importance of retention is heightened.

Revenues

State Aid – Based on the Governor's budget, Local aid and Chapter 70 Aid would increase \$1,150,000. Other State Revenue and Costs generally offset each other.

Local Receipts. Income from the local marijuana retail tax should generate nearly \$200,000 of revenue; more when the second shop opens. (Note: Town Meeting will consider dedicating some of these funds to support annual road improvements). The Town continues to budget other local receipts conservatively, including excise taxes as these could vary greatly during unstable economic times.

Free Cash. Based on the Town's Fiscal policies, 35% of available Free Cash is available for the FY 2023 budget and adjustments to the FY2022 budget. This equates to

\$896,000. The proposed FY2023 budget uses \$297,000, primarily for small capital purchases in the budget.

New growth due to construction in town is estimated conservatively until a true value is known late in the summer. \$150,000 was used in the budget.

Enterprise Funds. The Water Reserve has a healthy earnings balance, but the Sewer reserve continues to run in the red and will again requires funding from the general fund to balance for the third year in a row. This year's rate increases should bring the fund into line by next year.

Budget Key Points

Insurance/Retirement. Employee benefit costs are a large part (20.5%) of the Town's budget. After a couple years of insurance rate relief, the health insurance premium quote included a 12.8% increase. The Town will continue to work with bargaining units to hold the Town's insurance costs down, including looking at shared contribution rates and expansion of a wellness program. The town is considering a higher deductible plan which may save on the insurance increase AND assist employees with out of pocket expenses. Like the Town's efforts with Post Employment Benefits costs, the Hampshire County Retirement System is working to fully fund the pension system by 2037. The 11% increase in Ware's contribution reflects this.

School spending. The School Department's Need Based budget is an important tool to understanding the needs to providing education in Ware. The School Committee budget request and the proposed funding reflects a needs based budget. The school has used federal and state assistance effectively to address the costs of staff and student safety and remote learning. Transportation costs rose slightly per contract (\$69,000) while Pathfinder Voc remained nearly level (+\$10,000).

Energy. The Town continues to benefit from its solar credits from a project in Oxford. Savings continue to be approximately \$40,000 annually. Payments from the four active Solar Arrays in town generate payments in lieu of taxes.

The Town-owned streetlights were replaced with LED bulbs which led to significant energy and cost savings (decrease of 35%).

Electricity costs have increased approximately 15-20% this year, and building budgets have been adjusted to reflect this in FY2023. Similarly the municipal fuel budget has been increased based on gas and oil prices.

Budget Specifics –

1. Elected and appointed board salaries are funded.

2. Town Hall, Senior Center and DPW Admin hours are maintained. Operating hours are maintained for all town employees. Funding is included in the budget for staff salary increases per settled union contracts.

- 3. The proposed budget includes funds for additional labor in the Parks Department (part-time seasonal), a promotion for a fourth sergeant in the Police Department, two additional paramedic firefighters, an activities director (part-time) in the senior center and intern assistance for the Planning and IT departments.
- 4. The Human Resources director is full-time.
- 5. Custodial hours are maintained
- 6. The Finance Committee Reserve Fund is increased to \$80,000. The Finance Committee conservatively manages these reserves. With tighter expense budgets, demand for reserves will increase. Funding for personnel and overtime is set as a reserve as well if needed.
- 7. The legal services budget should be stabilized this coming year with union negotiations completed.
- 8. Fuel cost budgets are adjusted based on the significant increases this year. Rising costs for electricity are anticipated in the budget.
- 9. The Quabbin Health District received a grant that will cover the costs of the public health nurse. The funds set in the health and building budgets may be used for addressing problem properties. The Town continues to participate in the Quabbin Health District for Health Agent and Inspector services.
- 10. Additional funding is provided to the Young Men's Library Association in an effort to increase funding to State-required levels over the next five years and to address a needed building repair.
- 11. Funding for regional animal control is provided with those services currently offered through the Town of Palmer. The cost of an animal shelter is reduced significantly, but operating costs are increased.
- 12. \$100,000 is proposed in the DPW budget for additional Road Repairs. Depending on Town Meeting action, this may be funded in the future by use of the Cannabis local sales tax.
- 13. A small deficit in the snow and ice budget will be addressed at Town Meeting and does not affect the budget
- 14. The proposed School department budget currently proposes \$13,750,000, a 3.6% increase over FY2022. The proposed budget meets the Net School Spending requirements, providing \$1.3 million beyond the minimum requirement.
- 15. Small capital items are included for: building maintenance and repairs, as well as vehicles for police and fire.
- 16. The assessors' budget includes \$42,000 for an updated software program.
- 17. With a decrease in ambulance revenue and increase in local tax revenue (meals and marijuana), local receipts are conservatively strong
- 18. New growth is estimated at \$150,000 based on increases in building.

Thank you to Ware Departments, the Finance Committee and the Select Board for their thoughtfulness in preparing and discussing their budgets.

Thank you for your review and ongoing support.

TOWN OF WARE -	riscai Y	ear 2023		1	W1100		01637
	-				FY22	FY23	
ESTIMATED RECEIPTS	-			-			_ V= 31
A. ESTIMATED RECEIPTS - STATE				-			
Cherry Sheet Estimated - Chapter	70				11 000 010 00	10 225 022 02	
Cherry Sheet Estimated - Graphs Cherry Sheet Estimated - Genl Gov				+	11,202,810.00 1,897,463.00	12,335,233.00	
Cherry Sheet Estimated GGA additi		mula			1,097,403.00	1,948,694.50	
Cherry Sheet Estimated - All Other		IIIId		-	EEO 004 00	404 570 00	
Mass. School Bldg. Auth. Reimb.	-	-			550,901.00	494,576.00	
B. ESTIMATED RECEIPTS - LOCAL	_		4				
1. Local Receipts					0.050.000.00		
					2,858,900.00	2,800,000.00	
2. Enterprise Funds	100005				2,096,405.00	2,378,470.00	original in
C. REVENUE FOR PARTICULAR PU	INPOSE						
Other Available Funds					2,500.00		
D. OTHER REVENUE SOURCES							
1. Free Cash					387,000.00	297,000.00	
Ambulance Receipts Reserved					45,500.00		
3. Stabilization Fund	1						
4. Capital Stabilization Fund							
5. Overlay release of funds	30 01-						
E. REAL & PERSONAL TAX LEVY	*						
Tax Levy					16,080,570.27	16,671,644.00	
+ 2.5%					402,014.26	416,791.10	
New Growth					199,110.00	150,000.00	
Debt Exclusion					29,150.00	23,650.00	
to balance					-	(311,791.00)	
					-	(011)(101)	
Total Real & Personal Tax Levy					16,710,844.53	16,950,294.10	
TOTAL ESTIMATED RECEIPTS	-		- 145	\$	35,752,323.53	\$ 37,204,267.60	
	-						
ESTIMATED APPROPRIATIONS							
A. APPROPRIATIONS		Budget		1	15,569,207.00	16,422,856.00	
		School		1	13,200,000.00	13,675,000.00	
		Transportation			1,800,000.00	1,869,090.00	
		Pathfinder			1,118,955.00	1,128,099.00	
	335	Medicaid			75,000.00	75,000.00	
		Enterprise Funds		1	1,718,804.00	1,994,454.00	
		STM Appropriation:	•		72,000.00	1,554,454.00	
		The same of the sa				100 000 00	
		Addtnl Appropriatio			22,500.00	100,000.00	
		Transfers OPEB/S			-	-	
B. OTHER AMOUNTS TO BE RAISE	D	Total Appropriation	S	\$	33,576,466.00	\$ 35,264,499.00	
	U			-			
Tax title purposes					20,000.00	20,000.00	
2. Debt & Interest not included				1	•	•	
3. Final court judgments	-			-	•	•	
4. Total overlay deficits prior years					-	-	
5. Total Cherry Sheet offsets CS1-ER				-	248,744.00	232,880.00	
6. Revenue deficits							
7. Offset receipts deficits					•	•	
8. Authorized (Quabbin Health District)					168,322.43	172,000.00	3
9. Snow & Ice deficit				4	•	*	
Transportation Deficit					-	•	
10. Other					1,715.46	1,715.46	
TOTAL B				\$	438,781.89	\$ 426,595.46	
C. STATE & COUNTY CHERRY SHE					1,286,963.00	1,268,033.00	
D. ALLOWANCE FOR ABATEMENT	S & EXE	MPT.			175,000.00	200,000.00	
Mary Control of the C	0 18 1870					110011	-
TOTAL AMOUNT TO BE RAISED				\$	35,477,210.89	\$ 37,159,127.46	
				-			
			2000				
TOTAL RECEIPTS LESS TOTAL EX	PENDIT	URES		\$	275,112.64	\$ 45,140.14	

GENERAL GOVERNMENT 100 RESERVE FOR SALARY INCREASES 5600 Reserve 5610 Reserve for Overtime 114 MODERATOR						
GENERAL GOVERNMENT RESERVE FOR SALARY INCREASES 5600 Reserve 5610 Reserve for Overtime MODERATOR						1
GENERAL GOVERNMENT RESERVE FOR SALARY INCREASES 5600 Reserve 5610 Reserve for Overtime MODERATOR	14111104 077	141 FO 4 000 F				TOWN MGR
D RESERVE FOR SALARY INCREASES 5600 Reserve 5610 Reserve for Overtime 1 MODERATOR	FY 19 ACT UAL	FYZU ACI UAL	FYZI ACIUAL	FY22 BUDGE!	FY23 HEQUEST	FY23 RECOMMEND
5600 Reserve 5610 Reserve for Overtime 1 MODERATOR						
5610 Reserve for Overtime MODERATOR	•	•	•	71,350.00	40,000,00	30.000.00
5	•		4	40,000.00	40,000.00	40,000.00
=						
5100 Salan						
o con con con con con con con con con co	•	-		250.00	250.00	250.00
5200-5700 Operating Expenses	- -	•		•	•	
TOTAL			**	250.00	250.00	250.00
122 SELECTMEN						
5100 Chairman Salary	2,652.00	2,652.00	2,652.00	2,652.00	2,652.00	2,652.00
5110 Member's Salary	8,928.00	8,928.00	8,928.00	8,928.00	8,928.00	8,928.00
5200-5700 Operating Expenses	4,351.90	16,863.21	4,831.84	5,700.00	5,700.00	5,700.00
TOTAL	15,931.90	28,443.21	16,411.84	17,280.00	17,280.00	17,280.00
123 TOWN MANAGER						
5100-5110 Salaries	134,301.44	142,734.08	146,050,90	146,585.00	147,500.00	147,500.00
5200-5700 Operating Expenses	7,415.78	9,162.80	9,675.00	9,700.00	00'008'6	9,300.00
TOTAL	141,717.22	151,896.88	155,725.90	156,285.00	157,300.00	156,800.00
131 FINANCE COMMITTEE						
8	313.04	266.17	180.00	455.00	455.00	455.00
5701 [Reserve Fund —	18,931.00	29,740.31	17,178.91	55,000.00	100,000.00	80,000.00
TOTAL	19,244.04	30,006.48	17,358.91	55,455.00	100,455.00	80,455.00
135 TOWN ACCOUNTANT						
112	119.860.04	124.232.45	127.287.15	144.500.00	147.390.00	147 610 00
5200-5700 Operating Expenses	49,011.33	42,673.52	51,770.99	45,200.00	53,350.00	53,350,00
TOTAL	168,871.37	166,905.97	179,058.14	189,700.00	200,740.00	200,960.00
141 BOARD OF ASSESSORS						
5100 Board Member's Salary	9,999.78	10,000.00	10,000.00	10,000.00	12,000.00	12,000.00
5110-5120 Salaries	73,643.12	80,592.87	125,134.92	102,747.00	102,823.00	102,823.00
5200-5700 Operating Expenses	21,502.20	23,110.33	18,790.70	21,075.00	20,600.00	62,600.00
5800 Capital Expenditures	•	•	ı	•	•	•
TOTAL	105,145.10	113,703.20	153,925.62	133,822.00	135,423.00	177,423.00

145 TREASURERICOLLECTOR FY20 ACTUAL FY20 ACTUAL FY21 ACTUAL FY22 BUDGET FY23 BUDGET		TOWN OF WARE FIZS BUDGE!					
TOTAL TOTA	-						
TREASURERCOLLECTOR							TOWN MGR
THEADMINICOLLECTOR 154,553.06 163,351.53 199,097.52 200,382.00 206,406.00 TOTAL		FY19 ACTUAL	FY20 ACTUAL	FY21 ACTUAL	FY22 BUDGET	FY23 REQUEST	FY23 RECOMMEND
100-5120 Squaries 154,653.06 163,561.34 169,007.520 Squaries 154,653.06 163,561.34 169,007.520 Squaries 194,051.99 211,910.47 226,272.89 226,872.00 226,480.00 1774.00.81 175,37 175							
TOTAL 1916/194 236,272.89 236,875.00 37,193.00	5100-5120 Salaries	154,553.06	163,351.53	199,097.52	200,362.00	206,408.00	206,408.00
TOTAL	5200-5700 Operating Expenses	39,478.92	48,558.94	37,175.37	38,325.00	37,193.00	37,193.00
Total Anniel Expenses	TOTAL	194,031.98	211,910.47	236,272.89	238,687.00	243,601.00	243,601.00
LAW 128 Gevices 128 Gevi							
HUMAN RESOLRES 90,000.00 174,408.81 128,945.09 100,000.00 10,000.00 100,000.00 100,000.00 100,000.00 100,000.00 1							
HUMAN RESOURCES 17,465.00 17,465.00 66,700.00 66,700.00 66,700.00 66,700.00 66,700.00 66,700.00 66,700.00 66,700.00 66,700.00 66,700.00 66,700.00 66,700.00 66,700.00 66,700.00 66,700.00 66,700.00 66,700.00 66,700.00 66,700.00 76,500.00	5200 Purchase of Services	90,000.00	174,408.81	128,945.09	100,000.00	100,000.00	100,000,00
17,485,00 51,210,00 66,760,00 23,000,00 20,500,00 20,500,00 20,500,00 20,500	- 1						
Name	12	•	•	17,465,00	51,210,00	66.760.00	66.760.00
INFORMATION TECHNOLOGY 18,706.50 19,706.00 19,706.00 19,706.00 19,706.00 10,500.00 10,	5200-5700 Operating Expenses	1	•	939.48	16,500.00	23,000.00	22,250.00
INFORMATION TECHNOLOGY 63,025.56 65,000.00 66,370.72 75,000.00 76,500.00 76,		(4)	•	18,404.48	67,710.00	89,760.00	89,010.00
SEQUESTOR States 66,370,772 75,000.00 76,500.00 SEQUESTOR Operating Expenses 59,886.60 74,786.49 84,926.81 137,000.00 137,000.00 137,000.00 137,000.00 137,000.00 137,000.00 137,000.00 137,000.00 137,000.00 137,000.00 137,000.00 137,000.00 137,000.00 137,000.00 137,000.00 137,000.00 137,000.00 137,000.00 137,000.00 122,000.00 <							
200-5700 Operating Expenses 59,856.60 74,796.49 84,926.81 131,700.00 137,403.00 1 2001-Capital Expenses 59,856.60 74,796.49 17,563.19 15,560.00 12,000.00 TOTICAL 147,266.53 163,681.79 17,563.19 15,560.00 12,000.00 Amulcipal Expenses 20,378.56 19,584.07 18,312.52 23,000.00 24,000.00 Amulcipal Expenses 20,378.56 19,584.07 18,312.52 23,000.00 24,000.00 Amulcipal Expenses 20,378.56 19,584.07 76,523.78 110,000.00 120,000.00 Amulcipal Expenses 20,378.56 10,236.73 76,523.78 110,000.00 120,000.00 1 Amulcipal Expenses 5,264.56 9,711.12 5,289.88 5,000.00 120,000.00 1 ELECTIONS a Town MEETING 8,625.08 6,560.44 14,221.03 5,000.00 120,000.00 120,000.00 Figures 10,582.55 8,880.16 11,371.86 5,000.00 17,700.00 20,000.00 Figures	12	63.025.56	65 000 00	66.370.72	75 000 00	76 500 00	88 500 00
TOTAL 17,533.19 15,560.00 12,000.00 TOTAL 17,533.19 15,560.00 12,000.00 TOTAL 147,266.53 163,688.28 168,830.72 222,800.00 225,903.00 TOTAL 18,312.52 23,000.00 24,000.00 24,000.00 24,000.00 MUNICIPAL FUEL 104,860.72 70,633.40 76,523.78 110,000.00 120,000.00 AUDICIPAL FUEL 104,860.72 70,633.40 76,523.78 110,000.00 120,000.00 AUDICIPAL FUEL 104,860.72 70,633.40 76,523.78 110,000.00 120,000.00 AUDICIPAL FUEL 104,860.72 70,633.40 76,523.78 110,000.00 120,000.00 205.700 Operating Expenses 5,265.88 9,711.12 5,289.89 5,000.00 120,000.00 105.210 Salaries 11,371.98 6,560.44 14,221.03 5,000.00 17,130.00 105.210 Augusting Expenses 11,382.25 8,800.16 11,571.98 6,500.00 17,700.00 105.210 Augusting Expenses 11,382.33 12,400.00	5200-5700 Operating Expenses	59,856,60	74,796.49	84,926.81	131.700,00	137.403.00	137,403.00
TOTAL TATAL TATA	5800 Capital Expenditures	24.384.37	23.861.79	17,533,19	15.560.00	12 000 00	12 000 00
TELEPHONE CHARGES 19.584.07 18.312.52 23,000.00 24,000.0	TOTAL	147,266.53	163,658.28	168,830.72	222,260.00	225,903.00	237,903.00
MUNICIPAL FUEL 19,584 07 18,312.52 23,000.00 24,000.00							
Maintiplace of Services 20,378,56 19,584.07 18,312.52 23,000.00 24							
TOWN CLERK 104,860.72 70,633.40 76,523.78 110,000.00 120,200.00 120,2	5200 Purchase of Services	20,378,56	19,584.07	18,312.52	23,000.00	24,000.00	24,000.00
100-510 Derailing Expenses 104,860.72 70,633.40 76,523.78 110,000.00 120,000.00							
TOWN CLERK 102,326.75 106,224.67 113,260.00 115,530.00 100-5110 Salaries 98,089.54 102,326.75 106,224.67 113,260.00 115,530.00 200-510 Salaries 5,260.00 100,00.00 5,600.00 5,600.00 TOTAL 112,037.87 111,514.56 118,260.00 121,130.00 ELECTIONS & TOWN MEETING 8,625.08 6,560.44 14,221.03 5,000.00 9,000.00 200-5700 Operating Expenses 11,362.25 8,880.16 11,971.38 6,500.00 11,700.00 200-5700 Operating Expenses 19,987.33 15,440.60 26,193.01 20,700.00 20,700.00 BOARD OF REGISTRARS 3,400.00 3,000.00 3,400.00 3,400.00 6,800.00 200-5700 Operating Expenses 6,787.84 5,000.72 5,207.16 6,380.00 10,200.00	[유]	104,860.72	70,633.40	76,523.78	110,000.00	120,000.00	130,000.00
100-5110 Salaries 98,089.54 102,326.75 106,224.67 113,260.00 115,530.00 200-5700 Operating Expenses 5,284.58 9,711.12 5,289.89 5,000.00 5,600.00 TOTAL ELECTIONS & TOWN MEETING 8,825.08 6,560.44 111,514.56 118,260.00 121,130.00 100 Salaries 8,825.08 6,560.44 14,221.03 5,000.00 9,000.00 200-5700 Operating Expenses 11,362.25 8,880.16 11,971.98 6,500.00 11,700.00 200-5700 Operating Expenses 19,987.33 15,440.60 26,193.01 32,100.00 20,700.00 BOARD OF REGISTRARS 3,400.00 3,000.00 3,400.00 3,400.00 6,800.00 200-5700 Operating Expenses 6,787.84 5,000.72 8,207.16 6,380.00 10,200.00							
200-5700 Operating Expenses 5,254.58 9,711.12 5,289.89 5,000.00 5,600.00 ELECTIONS & TOWN MEETING ELECTIONS & TOWN MEETING 8,625.08 6,560.44 11,514.56 118,260.00 121,130.00 100 Salaries 11,362.25 8,880.16 11,971.98 6,500.00 11,700.00 5800 Capital Expenditures 11,362.25 8,880.16 11,971.98 6,500.00 11,700.00 TOTAL BOARD OF REGISTRARS 3,400.00 3,000.00 3,400.00 3,400.00 200-5700 Operating Expenses 6,787.84 5,000.72 5,207.16 6,380.00 6,800.00 200-5700 Operating Expenses 6,787.84 5,000.72 8,207.16 9,780.00 10,200.00	5100-5110 Salaries	98 089 54	102 326 75	106 224 67	113 260 00	115 530 00	115 530 00
FLECTIONS & TOWN MEETING 6,560.44 111,514.56 118,260.00 121,130.00 ELECTIONS & TOWN MEETING 8,625.08 6,560.44 14,221.03 5,000.00 9,000.00 100 Salaries 11,362.25 8,880.16 11,971.98 6,500.00 11,700.00 200-5700 Operating Expenses 11,362.25 8,880.16 11,971.98 6,500.00 11,700.00 200-5700 Operating Expenses 19,987.33 15,440.60 26,193.01 32,100.00 20,700.00 BOARD OF REGISTRARS 3,400.00 3,300.00 3,400.00 3,400.00 3,400.00 200-5700 Operating Expenses 6,787.84 5,000.72 8,207.16 6,380.00 6,800.00 707AL 10,187.84 8,300.72 8,207.16 9,780.00 10,200.00	5200-5700 Operating Expenses	5,254.58	9,711.12	5,289.89	5,000.00	5.600.00	5,400.00
ELECTIONS & TOWN MEETING 8,625.08 6,560.44 14,221.03 5,000.00 9,000.00 100 Salaries 200-5700 Operating Expenses 11,362.25 8,880.16 11,971.98 6,500.00 11,700.00 200-5700 Operating Expenses 11,362.25 8,880.16 11,971.98 6,500.00 11,700.00 5600 Capital Expenditures 19,987.33 15,440.60 26,193.01 32,100.00 20,700.00 POARD OF REGISTRARS 3,400.00 3,300.00 3,400.00 3,400.00 3,400.00 100 Salaries 6,787.84 5,000.72 5,207.16 6,380.00 6,800.00 200-5700 Operating Expenses 6,787.84 8,300.72 8,207.16 9,780.00 10,200.00	TOTAL	103,344.12	112,037.87	111,514.56	118,260.00	121,130.00	120,930.00
100 Salaries 8,625.08 6,560.44 14,221.03 5,000.00 9,000.00 200-5700 Operating Expenses 11,362.25 8,880.16 11,971.98 6,500.00 11,700.00 5800 Capital Expenditures 19,987.33 15,440.60 26,193.01 32,100.00 20,700.00 POTAL 20,600.00 3,400.00 3,400.00 3,400.00 3,400.00 100 Salaries 6,787.84 5,000.72 5,207.16 6,380.00 6,800.00 200-5700 Operating Expenses 6,787.84 8,300.72 8,207.16 9,780.00 10,200.00	- []						
200-5700 Operating Expenses 11,362.25 8,880.16 11,971.98 6,500.00 11,700.00 5800 Capital Expenditures 19,987.33 15,440.60 26,193.01 32,100.00 20,700.00 TOTAL 20,600.00 3,000.00 3,000.00 3,400.00 3,400.00 100 Salaries 3,400.00 3,300.00 3,400.00 3,400.00 3,400.00 200-5700 Operating Expenses 6,787.84 5,000.72 5,207.16 6,380.00 6,800.00 707AL 10,187.84 8,300.72 8,207.16 9,780.00 10,200.00	5100 Salaries		6,560.44	14,221.03	5,000.00	9,000.00	00.000,6
5800 Capital Expenditures - 20,600.00 - 20,600.00 - - 20,600.00 - - - 20,700.00 -	5200-5700 Operating Expenses	11,362.25	8,880.16	11,971.98	6,500.00	11,700.00	11,700.00
TOTAL 19,987.33 15,440.60 26,193.01 32,100.00 20,700.00 BOARD OF REGISTRARS 3,400.00 3,300.00 3,000.00 3,400.00 3,400.00 3,400.00 3,400.00 3,400.00 3,400.00 6,800.00 6,800.00 6,800.00 6,800.00 6,800.00 6,800.00 10,200.00	5800 Capital Expenditures	•	• 2	•	20,600.00	•	•
BOARD OF REGISTRARS 3,400.00 3,300.00 3,000.00 3,400.00 3,400.00 100 Salaries 6,787.84 5,000.72 5,207.16 6,380.00 6,800.00 707AL 10,187.84 8,300.72 8,207.16 9,780.00 10,200.00	TOTAL	19,987.33	15,440.60	26,193.01	32,100.00	20,700.00	20,700.00
erating Expenses 5,400.00 3,300.00 3,000.00 3,400.00 3,400.00 erating Expenses 6,787.84 5,000.72 5,207.16 6,380.00 6,800.00 10,187.84 8,300.72 8,207.16 9,780.00 10,200.00							
6,787.84 5,000.72 5,207.16 6,380.00 6,800.00 10,187.84 8,300.72 8,207.16 9,780.00 10,200.00	5100 Salaries	3,400.00	3,300.00	3,000.00	3,400.00	3,400.00	3,400.00
10,187.84 8,300.72 8,207.16 9,780.00 10,200.00	5200-5700 Operating Expenses	6,787.84	5,000.72	5,207.16	6,380.00	6,800.00	00.009,9
	TOTAL	10,187.84	8,300.72	8,207.16	9,780.00	10,200.00	10,000.00

TOWN OF WARE FY23 BUDGET	23 BUDGET					
						TOWN MGR
	FY19 ACTUAL	FY20 ACTUAL	FY21 ACTUAL	FY22 BUDGET	FY23 REQUEST	FY23 RECOMMEND
171 CONSERVATION COMMISSION						
5100 Salary	12,384.84	13,701.48	7,754.10	15,700.00	15,700.00	15,700.00
5200-5700 Operating Expenses	699.50	00'006	2,021.95	1,200.00	1,200.00	1,200.00
TOTAL	13,084.34	14,601.48	9,776.05	16,900.00	16,900.00	16,900.00
175 PLANNING /ZBA						
5100 Board Members Salaries	4,333.34	6,400,00	2,600.00	6,800.00	00'008'9	6,800.00
5110-5120 Salaries	47,538.82	45,326.85	42,726.29	43,950.00	51,602.00	51,602.00
5200-5700 Operating Expenses	16,131.10	20,166.91	10,127.44	12,475.00	14,838.00	14,838.00
TOTAL	68,003.26	71,893.76	58,453.73	63,225.00	73,240.00	73,240.00
192 TOWN HALL						
오	5,640.52	5,966.50	7,500.00	8,500.00	7,800.00	7,800,00
5130-5700 Operating Expenses	38,814.03	41,586.79	40,745.08	115,500.00	52,000.00	85,000.00
TOTAL	44,454.55	47,553.29	48,245.08	124,000.00	59,800.00	92,800.00
194 FACILITIES MAINTENANCE						
5700 Other Charges	13,581.00	19,535.53	14,599.10	18,000.00	25,000.00	44,000,00
195 TOWN REPORT						
5200 Purchase of Service	200.00	238.00	200.00	200.00	200.00	200.00
198 AMERICANS W/DISABILITY COMMISSION	NOISSION					
5200-5700 Operating Expenses				100.00	250.00	250.00
TOTAL GENERAL GOVERNMENT	1,280,589.86	1,420,752.02	1,447,258.58	1,768,664.00	1.822,432.00	1,907,002.00

TOWN OF WARE FY23 BUDGET	Y23 BUDGET					
						TOWN MGR
	FY19 ACTUAL	FY20 ACTUAL	FY21 ACTUAL	FY22 BUDGET	FY23 REQUEST	FY23 RECOMMEND
PROTECTION OF PERSONS & PROPERTY (PUBLIC S/	3 & PROPERTY (PUBLIC	: SAFETY)				
210 POLICE DEPARTMENT						
5100-5160 Salaries	1,431,615.17	1,417,744.51	1,488,302.05	1,617,700.00	1,662,691.00	1,642,691.00
5190-5700 Operating Expenses	153,120.69	188,951.96	189,870.75	173,728.00	172,350.00	181,350.00
5800 Capital Expenditures	45,000.00	14,397.92	00.000,09	74,500.00	60,000.00	00'000'09
TOTAL	1,629,735.86	1,621,094.39	1,738,172.80	1,865,928.00	1,895,041.00	1,884,041.00
220 FIRE DEPARTMENT						
5100-5120 Salaries	977,548.93	1,076,164.07	1,073,742.87	1,166,585.00	1,183,975.00	1,269,075.00
5180-5700 Operating Expenses	89,370.28	69,773,45	104,994.43	106,400.00	124,500.00	126,500.00
5800 Capital Expenditures	•	•	•	00.000.09	45,000.00	45,000.00
TOTAL	1,066,919.21	1,145,937.52	1,178,737.30	1,332,985.00	1,353,475.00	1,440,575.00
231 AMBULANCE						
5100 Salary	414,876,38	338,633,44	287,253.00	308,620.00	319,210.00	334,510.00
5200-5700 Operating Expenses	164,572.97	162,085.44	169,758.59	225,225.00	235,025.00	235,025.00
5800 Capital Expenditures	•	•	•	•	•	•
TOTAL	579,449.35	500,718.88	457,011.59	533,845.00	554,235.00	569,535.00
241 INSPECTIONAL SERVICES/CODE ENFORCEMENT	E ENFORCEMENT			1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		
5100-5120 Salaries	110,282,61	131,937.75	136,088.00	118,435.00	144,660.00	129,660.00
5200-5700 Operating Expenses	15,279.11	31,866.65	25,050.99	35,000.00	78,520.00	50,520.00
TOTAL	125,561.72	163,804.40	161, 138.99	153,435.00	223,180.00	180,180.00
244 SEALER OF WEIGHTS & MEASURES						
5200 Purchase of Service	3,500.00	3,500.00	3,500.00	3,500.00	3,500.00	3,500.00
291 EMERGENCY MANAGEMENT						
5110 P/T Salary		1	•	•		•
5200-5700 Operating Expenses	7,717.29	6,699.95	6,537.99	10,550.00	18,875.00	18,875,00
TOTAL	7,717.29	6,699.95	6,537.99	10,550.00	18,875.00	18,875.00
292 ANIMAL CONTROL						
5100 Salary	•	•	•	•	•	•
5200-5700 Operating Expenses	20,238.00	20,744.00	20,744.00	24,300.00	23,262.00	31,050.00
TOTAL	20,238.00	20,744.00	20,744.00	24,300.00	23,262.00	31,050.00
293 TRAFFIC CONTROL						1 1
5200 Purchase of Services	987.27	875.27	1,364.50	4,000.00	4,000.00	4,000.00
CTETA O CI IGINA INTOCA	2 424 400 70	2 ACS 27A A4	2 567 207 47	2 000 542 00	A 075 559 00	A 494 756 00
TOTAL PUBLIC SAFETT	0,.001,100.70	21:00:001:0	11.102,100,0	00.040,040,0	4,000000	4,101,100,00

						TOWN MGR
	FY19 ACTUAL	FY20 ACTUAL	FY21 ACTUAL	FY22 BUDGET	FY23 REQUEST	FY23 RECOMMEND
DEPARTMENT OF PUBLIC WORKS	3KS					
421 DEPARTMENT OF PUBLIC WORKS	RKS					-
5100-5120 Salaries	452,903.53	527,618.07	516,775.67	571,660.00	591,381.00	591,381.00
5180-5700 Operating Expenses	168,593.39	203,235.77	216,489.06	218,100.00	232,100.00	228,100.00
5800 (Road Repairs	100,000.00	100,000,00	65,000.00	00'000'06	135,000.00	143,000.00
TOTAL	721,496.92	830,853.84	798,264.73	879,760.00	958,481.00	962,481.00
423 SNOW REMOVAL						
5100 Salaries	61,171.39	48,352.76	59,045.33	70,000.00	80,000.00	75,000.00
5400 Supplies	152,107.77	118,052.11	111,775.63	150,000.00	170,000.00	170,000.00
TOTAL	213,279.16	166,404.87	170,820.96	220,000.00	250,000.00	245,000.00
424 STREETLIGHTS						
IS	86,680.24	29,697.74	26,072.26	40,000.00	42,000.00	42,000.00
425 TREE WARDEN						
5100 Salary	•	4,800.00	2,000.00	5,400.00	6,000.00	6,000.00
5200-5700 Operating Expenses	•	4,121.00	167.99	4,700.00	15,600.00	12,600.00
TOTAL	•	8,921.00	5,167.99	10,100.00	21,600.00	18,600.00
426 CEMETERY						
5200-5400 Operating Expenses		•		1,800.00	2,300.00	2,300.00
5800 Capital Expenditures	1	•	•	24,000.00	•	4
TOTAL	6	•	•	25,800.00	2,300.00	2,300.00
TOTAL DEPT. OF PUBLIC WORKS	1,021,456.32	1,035,877.45	1,000,325.94	1,175,660.00	1,274,381.00	1,270,381.00
HEALTH & SANITATION						
510 BOARD OF HEALTH						
5100 Board Members Salaries	1,908.95	1,963.50	1,309.00	1,964.00	1,964.00	1,964.00
5121-5123 Salaries	9,856.01	17,658.00	9,855.98	10,056.00	10,056.00	10,056.00
5200-5700 Operating Expenses	31,493.67	34,264.74	21,443.23	20,700.00	18,650.00	31,650.00
TOTAL	43,258.63	53,886.24	32,608.21	62,720.00	30,670.00	43,670.00
TOTAL HEALTH & SANITATION	43,258.63	53,886.24	32,608.21	62,720.00	30,670.00	43,670.00

#UMAN SERVICES 541 COUNCIL ON AGING 5110-5120 Salaries 5200-5700 Operating Expenses						
COUNCIL ON AGING 5110-5120 Salaries 200-5700 Operating Expenses						TOWN MGR
COUNC 110-5120 (FY19 ACTUAL	FY20 ACTUAL	FY21 ACTUAL	FY22 BUDGET	FY23 REQUEST	FY23 RECOMMEND
1 COUNCIL ON AGING 5110-5120 Salaries 5200-5700 Operating Expenses						
1 COUNCIL ON AGING 5110-5120 Salaries 5200-5700 Operating Expenses						
5110-5120 Salaries 5200-5700 Operating Expenses	6 6 7 7		0000	3 6 7		
5200-5700 Operating Expenses	103,140.58	76.386.57	112,363.82	127,470.00	142,075.00	156,575.00
	36,278.72	31,107.08	53,939.74	44,000.00	42,450.00	48,250.00
5800 Capital Expenditures	•		•	2,000.00	2,000.00	2,000.00
TOTAL	139,419.30	139,493.65	166,303.56	173,470.00	186,525.00	206,825.00
543 VETERAN'S SERVICE						
5100 Salary	8,934.96	8,934.96	00.009,6	10,200.00	10,450.00	10,450.00
5200-5701 Operating Expenses	316,868.32	286,813.98	249,753.70	282,650.00	277,650.00	282,650.00
TOTAL	325,803.28	295,748.94	259,353.70	292,850.00	288,100.00	293,100.00
TOTAL HUMAN SERVICES	465,222.58	435,242.59	425,657.26	466,320.00	474,625.00	499,925.00
1 1						
610 YOUNG MEN'S LIBRARY ASSOCIATION	_]					
5120 Salaries	160,573.00	171,876.00	176,200.00	172,320.00	193,399.00	193,399.00
5200-5900 Operating Expenses	66,050.00	69,655.00	78,200.00	82,125.00	112,631.00	92,631.00
SUB TOTAL	226,623.00	241,531.00	254,400.00	254,445.00	306,030.00	
Less Library Funds	(32,500.00)	(32,550.00)	(39,600.00)	(27,000.00)	(27,000.00)	
TOTAL	194, 123.00	208,981.00	214,800.00	227,445.00	279,030.00	259,030.00
MOISSIMOS IVOIDES						
TISTORICAL COMMISSION	00000	0000		0000		
5200-5700 Operating Expenses	00.002	00.065	•	00.002	00.000*1	on on on o
693 PARKS DEPARTMENT						
5100-5120 Salaries	127,217.02	115,237.18	110,035.81	151,281.00	131,621.00	139,621.00
5200-5700 Operating Expenses	21,697.06	15,958.84	15,954.10	28,000.00	28,000.00	28,000.00
5800 Capital Expenditures	•	•	•	,	12,000.00	27,000.00
TOTAL	148,914.08	131,196.02	125,989.91	179,281.00	171,621.00	194,621.00
604 CFI FREATIONS						
5400 Supplies	4,000.00	3,647.63	3,268.15	2,000.00	8,000.00	13,000.00
TOTAL OII TIBE & DEODEATION	247 207 00	244 074 65	344 059 05	412 076 00	450 651 00	467 651 00

						TOWN MGB
	FY19 ACTUAL	FY20 ACTUAL	FY21 ACTUAL	FY22 BUDGET	FY23 REQUEST	FY23 RECOMMEND
i I						
710 RETIREMENT OF DEBT 5900 Principal	1,487,843.65	602,400.00	726,344.00	721,400.00	495,200.00	526,000.00
720 LEASE LONG TERM DEBT						
			1		•	•
751 LONG TERM DEBT						
5900 Interest	146,643.50	131,608.66	106,177.51	148,490.00	131,915.00	145,000.00
752 SHORT TERM DEBT	23 996 60	13 536 13	18 311 10	20 000 00	80 000 00	80 000 00
	00.000,000	01.0000		00.500.61	00.00	00.000,00
TOTAL DEBT & INTEREST	1,658,483.75	747,544.79	850,832.61	939,890.00	707,115.00	751,000.00
EMPLOYEE BENEFITS						
911 HAMPSHIRE COUNTY RETIREMENT 5100 Assessment	ENT 1,883,643.21	1,969,540.00	2,239,747.00	2,318,539.00	2,559,471.00	2,581,471.00
913 UNEMPLOYMENT INSURANCE FUND						
5100 Benefit	37,145.43	57,789.19	40,388.74	80,000.00	80,000.00	75,000.00
914 HEALTH & MEDICAL INSURANCE 5100 Benefit	3.614,999.54	3,381,820.86	3,366,799.34	3,700,000.00	4,040,000.00	4,000,000.00
916 MEDICARE 5100 Benefit	211,520.35	225,330.71	225,983.49	245,000.00	260,000.00	250,000.00
917 EMPLOYEE SICK LEAVE BUY BACK						
5100 Benefit	800.00	800.00	1,000.00	3,000.00	3,000.00	3,000.00
918 IMMUNIZATIONS & PHYSICALS 5100 Benefit	3,957.00	4,671.10	6,963.80	5,500.00	6,500.00	7,000.00
TOTAL EMPLOYEE BENEFITS	5,752,065.53	5,639,951.86	5,880,882.37	6,352,039.00	6,948,971.00	6,916,471.00
INSURANCE						
945 MUNICIPAL INSURANCE	284 206 96	351 631 16	369 467 97	428 000 00	440 000 00	435 000 00
TOTAL INSURANCE	284,206.96	351,631.16	362,467.27	428,000.00	440,000.00	435,000.00
GRAND TOTAL TOWN	14,286,679.41	13,492,335.17	13,911,297.47	15,535,812.00	16,233,413.00	16,422,856.00
	100 0	100 4	767 6	/60 PF	A 7-0,	70P L

TOWN OF WARE FY23 BUDGET	723 BUDGET					
						ROMNMOT
	FY19 ACTUAL	FY20 ACTUAL	FY21 ACTUAL	FY22 BUDGET	FY23 REQUEST	FY23 RECOMMEND
SCHOOL						
SCHOOLS						
5100 Net School Spending - WPS	12,085,000.00	12,625,000.00	12,761,826.04	13,200,000.00	13,618,144.00	13,675,000.00
(School Committee)		•	•	•	4	
Medicaid Share	75,000.00	75,000.00	75,000.00	75,000.00	75,000.00	75,000.00
5100 Transportation - WPS	1,567,120.00	1,480,072.56	1,376,510.92	1,800,000.00	1,869,090.00	1,869,090.00
5600 Pathfinder Regional Schools	1,283,879.00	1,121,028.00	1,261,669.00	1,118,955.00	1,150,000.00	1,128,099.00
TOTAL SCHOOL	15,010,999.00	15,301,100.56	15,475,005.96	16,193,955.00	16,712,234.00	16,747,189.00
	2.6%	1.9%	1.1%	4.6%	3.2%	3.4%
GRAND TOTAL TOWN & SCHOOL	29,297,678.41	28,793,435.73	29,386,303.43	31,729,767.00	32,945,647.00	33,170,045.00
-	4.0%	-1.7%	2.1%	8.0%	3.8%	4.5%

è

TOWN OF WA	TOWN OF WARE FY23 ENTERPRISE FUND	_	BUDGETS				
			- To a street of the street of			TOWN MGR	
	FY19 ACTUAL	FY20 ACTUAL	FY21 ACTUAL	FY22 BUDGET	FY23 REQUEST	FY23 RECOMMEND	
WATER ENTERPRISE			-				
Salaries	234,347.67	286,036.02	290,801.61	318,205.00	330,720.00	331,220.00	331,220.00
Operating Expenses	396,305.49	411,062.40	421,085.43	389,100.00	434,400.00	423,300.00	423,300.00
Capital Outlay	37,995.09	58,110.00	62,000.00		90,500.00	178,500.00	178,500.00
Extraordinary/Unforeseen	1	•	•	10,000.00	10,000.00	10,000.00	10,000.00
Budget Surplus	214,722.56	131,957.45	293,343.31	162,499.00	33,234.00	82,834.00	97,834.00
TOTAL	883,370.81	887, 165.87	1,067,230.35	879,804.00	898,854.00	1,025,854.00	1,040,854.00
	13.8%	0.4%	20.3%	-17.6%	2.2%	16.6%	1.5%
						!	
						20 May 20	
Salaries	263 503 13	269 733 09	246 023 35	253 717 00	320 987 00	273 BSD DD	273 850 00
Operating Expenses	467,816.18	471,881.15	497,411.74	534,350.00	599,250.00	564,750.00	564,750.00
Capital Outlay		•			145,000.00	105,000.00	105,000.00
Extraordinary/Unforeseen	•	•	•	10,000.00	10,000.00	10,000.00	10,000.00
Budget Surplus	34,104.81	(105,095.68)	•	•	-	(210,984.00)	(160,320.00)
TOTAL	765,424.12	636,518.56	743,435.09	298,067.00	1,075,237.00	742,616.00	793,280.00
	10.3%	-16.8%	16.8%	7.3%	34.7%	-6.9%	6.8%
Total Enterprise Funds	1.648.794.93	1,523,684.43	1,810,665,44	1,677,871.00	1,974,091,00	1,768,470.00	1,834,134,00

VACANT AND/OR UNKEMPT PROPERTIES

1. REGULATION OF INADEQUATELY MAINTAINED VACANT OR UNKEMPT PROPERTIES

(a) PURPOSE:

The purpose of this by-law is to help protect the health, safety and welfare of the citizens of the Town of Ware by preventing blight, protecting property values and neighborhood integrity, protecting the Town's resources, avoiding the creation and maintenance of nuisances and ensuring the safe and sanitary maintenance of dwellings.

Inadequately maintained vacant buildings or unkempt properties are at an increased risk from fire, unlawful entry, and other public health and safety hazards. This by-law will help secure the welfare of the Town's residents and neighborhoods by requiring all property owners, including lenders, trustees, service companies and the like to properly maintain vacant and/or unkempt residential and commercial properties.

(b) DEFINITIONS:

<u>Commercial Property:</u> Any property that contains one or more structures or units used, intended, or designed to be occupied for any business type activity that is owned or leased by a corporation, LLC, partnership, or any other legal holding entity.

Owner: Every person, entity, service company, property manager or real estate broker, who alone or severally with others:

- Has legal or equitable title to any dwelling, dwelling unit, or parcel of land, vacant or otherwise, in any capacity including but not limited to agent, executor, executrix, administrator, trustee or guardian of the estate of the holder of legal title; or
- 2. Has care, charge or control of any dwelling, dwelling unit, parcel of land, vacant or otherwise, in any capacity including but not limited to agent, executor, executrix, administrator, trustee or guardian of the estate of the holder of legal title; or
- 3. Is a mortgage in possession of any such property; or
- 4. Is an agent trustee or other person appointed by the courts and vested with possession or control; or
- 5. Is an officer or trustee of the association of unit owners of a condominium; each such person is bound to comply with the provisions of these minimum standards as if he or she were the owner; or
- 6. Is a trustee who holds, owns or controls mortgage loans for mortgage backed securities transactions and has initiated a foreclosure process.

<u>Property:</u> Any real, residential or commercial property, or portion thereof, located in the Town of Ware, including buildings or structures situated on the property. For purposes of this section, property does not include property owned or subject to the control of the Town of Ware or any governmental bodies.

Residential Property: Any property that contains one or more dwelling units used, intended, or designed for living purposes.

<u>Unkempt Property:</u> Any residential or commercial property that has any type of overgrown vegetation or plantings that have overgrown to a point that rodents, animals, or varmints can dwell within. Any property where debris, trash, junk, or garbage has accumulated on the ground, driveway, sidewalks, etc., shall be determined as unkempt.

<u>Vacant Property:</u> Any residential property that is unoccupied for a period greater than one hundred eighty (180) days by a person or persons with legal right to reside therein.

(c) REGISTRATION OF VACANT BUILDING:

- 1. Vacant properties must be registered with the Building Commissioner on forms provided in the Building Department. All registrations must state the individual owner's or agent's name, mailing address, physical address if different, telephone number and email address. The mailing address shall not be a P.O. Box. If the owner or agent does not have an address in the Commonwealth of Massachusetts or the address is not within 30 miles from the Town of Ware, the owner must designate and retain a local agent or local property management company responsible for the security and maintenance of the property. This designation shall state the individual's or company's name, telephone number, email address and local mailing address. This mailing address shall not be a P.O. Box.
- 2. An annual registration fee of \$25 shall be required. All property registrations are valid for one calendar year. Subsequent annual registrations are due within 30 days of the expiration of the previous registration. The failure to timely register a vacant building shall be a violation of this Bylaw. Within the context of this bylaw, "timely" shall mean registration no later than thirty (30) days after a building becomes vacant. Once the property is no longer vacant or is sold, the owner must provide proof of sale or written notice of occupancy to the Building Commissioner.
- 3. The owner or owner's agent shall inspect and maintain the property on a monthly basis for the duration of the vacancy per the "requirements for adequate maintenance" as stated in this bylaw. The property shall be posted and maintained with updated information of the 24-hr contact telephone number of local individual or property management company. The posting shall be on the front door of the property.

(d) REQUIREMENTS FOR ADEQUATE MAINTENANCE:

Owners of vacant or unkempt properties, as defined in Section (b), must fulfill the following minimum adequate maintenance requirements for any such property they own.

- 1. Maintain vacant or unkempt properties subject to this section in accordance with the relevant Sanitary, Building and Fire Codes.
- 2. Secure vacant properties subject to this section to prevent unauthorized entry and exposure to the elements.
- 3. Maintain vacant or unkempt properties subject to this section in accordance with regulations promulgated by the Building Commissioner pertaining to the external/visible maintenance of the property, including but not limited to the maintenance of major systems, the removal of trash and debris, and the upkeep of lawns, shrubbery, and other landscape features.
- 4. Repair or replace broken windows or doors within thirty (30) days.
- 5. For properties vacant for six months or more, whose utilities have been shut off; remove or cut and cap such utilities to prevent accidents.
- 6. Compliance with this subsection shall not relieve the owner of any applicable obligations set forth in any other codes, regulations, covenant conditions or restrictions, and/or homeowner or condominium association rules and regulations.

(e) NOTICE OF FAILURE TO ADQUATELY MAINTAIN VACANT OR UNKEMPT PROPERTY:

Upon identifying a vacant or unkempt property as failing to meet the minimum maintenance requirements set out in Section (d), the Building Commissioner will notify the owner in writing of maintenance deficiencies at the owner's last known address. If any maintenance deficiency is not corrected within thirty (30) days of said notice, or if a maintenance plan is not approved by the Building Commissioner within thirty (30) days of said notice, the Building Commissioner may impose fines as set in Section 7.6.2 of the Zoning Bylaws.

(f) INSPECTIONS:

The Building Commissioner, the Board of Health, the Chief of Police and the Fire Chief or their designees shall have the authority to periodically inspect any property subject to this Section for compliance. The Building Commissioner shall have the discretion to determine when and how such inspections are to be made, provided that the time and manner of such inspections are reasonably calculated to ensure that this Section is enforced.

(g) PENALTIES:

This Bylaw may be enforced through any lawful means, including, but not limited to, enforcement by criminal indictment or complaint pursuant to MGL Chapter 40, Section 21 or by non-criminal disposition pursuant to MGL Chapter 40, Section 21D. For the purpose of non-criminal enforcement, the enforcing persons shall be the Zoning Enforcement Officer or the Fire Chief of the Town of Ware. If enforced pursuant to non-criminal disposition, the civil penalty for each such violation shall be set forth in Section 7.6.2 of the Town of Ware's Zoning Bylaws.

(h) ENFORCEMENT:

The Building Commissioner or the Fire Chief or their designee shall enforce all provisions of this Section, including any regulation promulgated hereunder, and shall institute all necessary administrative or legal action to assure compliance.

(i) SEVERABILITY:

If any provision of this Section is held to be invalid by a court of competent jurisdiction, then such provision shall be considered separate and apart from the remaining provisions, which shall remain in full force and effect.



Memo

To:

Board of Selectmen

From:

Chris Nolan, Executive Assistant to Town Manager & Select Board

Date:

April 29, 2022

Re:

Approval of Amended Application for Transfer of Alcohol License

Selectmen-Please allow me to present an amended application with supporting documentation for the previously approved Transfer of Alcohol License #00012-RS-1326. This license was originally held by G.N.K. Inc., d/b/a Astronaut Pizza House, which closed for business in December 2021. At the Board meeting on March 15, 2022, the Board of Selectmen, as the Local Licensing Authority, approved the application for a transfer to Yostina Farag, d/b/a Adam's Pizza. On April 19, 2022, the application was returned with no action to my office by the Alcoholic Beverages Control Commission, who marked it as 'incomplete,' citing a number of small adjustments that needed to be made to the paperwork submitted by the applicant. The amended application was returned to my office by the applicant on April 25, 2022, and after careful consideration, I can attest that they have made all of the changes listed as necessary. I respectfully request that the Board certify the corrected application for reconsideration by the ABCC.



The Commonwealth of Massachusetts Alcoholic Beverages Control Commission

LICENSING AUTHORITY CERTIFICATION

C In			1		
		Ware			00012-RS-1326
	se check all relevant transaction petitions the Licensing A			ansactions:	ABCC License Number
New License	Change of Location	Change of	Class (i.e. Annual / Seasonal)	□ c	hange Corporate Structure (i.e. Corp/LLC)
Transfer of License	Alteration of Licensed 6		License Type (i.e. club / rest	aurant) Pi	edge of Collateral (i.e. License/Stock)
Change of Manager	Change Corporate Nam		Category (I.e. All Alcohol/Wi		anagement/Operating Agreement
Change of Officers/ Directors/LLC Manag	Change of Ownership 1 ers (LLC Members/ LLP Par Trustees)	nterest Issuance/I	ransfer of Stock/New St	ockholder C	hange of Hours hange of DBA
APPLICANT INFORMATIO	<u>N</u>				
Name of Licensee Yostin	na Farag		DBA	Adam's Pizza	
Street Address 197 V	Vest Street				Zip Code 01082
Manager Yostir	na Farag				Granted under Yes No X
§12 Restaurant	Annual	Wines and Malt	Beverages		If Yes, Chapter
Type (i.e. restaurant, package st	Class ore) (Annual or Seaso		Category and Malts / All Alcohol)		or the Acts of (year)
One floor, brick building	ES Complete descriptions, front entrance, rear exit,				
					*-
LOCAL LICENSING AUTHO	RITY INFORMATION				
Application filed with the	LLA: Date	4/25/2022	Time	9:00 AM	
Advertised Yes	□ No ☑ Date Published		Publication		
Abutters Notified: Yes	☐ No ☑ Date of Notice		***************************************		
Date APPROVED I	y LLA 5/3/2022		Pecision of the LLA	Approves this Ap	pplication
Additional remarks or co (E.g. Days and hours)	nditions				
For Transfers ONLY:					
Seller License Number:	00012-RS-1326	Seller Name: G.N.K.	Inc., d/b/a Astronau	ıt Pizza House	
The Local Licensing Authori	ties By:			Alco	holic Beverages Control Commission Ralph Sacramone Executive Director
					

Beckley, Stuart

From: Nicole J. Costanzo <NCostanzo@k-plaw.com>

Wednesday, April 20, 2022 9:07 AM

Sent:

Fo: Beckley, Stuart Cc: Matthew V. Sirigu

RE: Retiree insurance

Subject:

CAUTION: This email originated from outside of the Town of Ware organization. Do not click links or open attachments unless you recognize the sender and know the content is

safe.

Good Morning, Stuart:

You asked whether the Town may allow a retired employee to now enroll in the Town's group health insurance. You have stated that the retiree was not enrolled at the time of retirement, is over the age of 65, and will enroll in Medicare if permitted to join the Town's group plan. In our opinion, as set forth further below, the Town may grant the waiver requested and permit this retiree to enroll, but it is not required to do so.

힏 dependent. G.L. c. 32B, §18A. In such circumstances, under the statute, the retiree need only provide the Town information sufficient to transfer the retiree to a employees, and allows municipalities to establish the scope of such coverage so long as that coverage meets the minimum standards set forth in Chapter 32B. 897-698. With respect to Medicare eligible retirees, Chapter 32B simply requires the retiree transfer to a Medicare A plan for which he or she is eligible if the benefits under such plan are comparable to those offered to the retiree under the Town's plan, and provided such a transfer would not affect the coverage of a Retired employees not covered by a municipal employer's group health insurance at the time of retirement may subsequently enroll in their former employer's enrollment in group plan). General Laws Chapter 32B establishes a broad and flexible framework for the purchase of group insurance on behalf of municipal group health insurance. Cioch v. Treasurer of Lowell, 449 Mass. 690, 699-700 (2007) (Chapter 32B does not preclude, or provide a right to, post-retirement Medicare plan, otherwise the retiree may be deemed ineligible for municipal coverage.

of Section 1 of the Local Regulations. In our opinion, the Board may grant a waiver from the enrollment-at-retirement requirement because (1) the Town Manager, provides rules for the continued enrollment of Town employees that retire before reaching the age of 65. Said paragraph two does generally require the employee the time of his retirement and is over 65 years old, a waiver would be required to enroll for the supplemental Medicare coverage provided under the first paragraph Local Regulations, Section 1, first paragraph, retirees over 65 are "generally" prohibited from participation in the Town's regular group insurance unless the retiree with approval of the Board of Selectmen, retains the express authority to add to, modify, and/or delete any and all provisions of the Local Regulations, as stated in understanding that the Town interprets this provision to apply also to retirees over the age of 65. Therefore, here, where the former employee was not enrolled at etining before the age of 65 to have been enrolled at the time of retirement and to maintain continuous coverage to remain in the Town's group plan, and it is our requires the subsequent enrollment of a retiree not enrolled in the Town's plan at the time of retirement. Treasurer of Lowell, 449 Mass. at 699-700. Under the esser, benefits to a retiree. In our opinion, granting the waiver referred to below would be consistent with the statutory scheme of Chapter 32B and be granting In our opinion, the Town may permit a retired employee to enroll post-retirement despite not having been enrolled at the time of retirement and notwithstanding s ineligible for premium free Medicare. This provision essentially mirrors G.L. c. 32B, §18A. However, Section 1, second paragraph, of the Local Regulations promulgated the Local Regulations, has the inherent authority to waive any requirement of said regulations so long as doing so would provide greater, and not certain provisions of the Town's Local Health Insurance Eligibility Policy for Town Retirees (the "Local Regulations"). Again, Chapter 32B neither prohibits or the second paragraph of the introduction to the Local Regulations and (2) the Board of Selectmen, as the Town's chief executive and the authority that

same. For these reasons, it is our opinion that the Board may lawfully grant the waiver requested and allow a formerly unenrolled retired employee over the age of greater, not lesser, benefits, and therefore is within the Board's express authority to "modify" the Local Regulations and inherent authority to grant waivers to the 65 to enroll in the Town's group plan.

similar waiver. Otherwise put, if the waiver is granted, there is no way to guarantee this instance is not used as some type of "precedent" in the future, necessarily be binding on future situations, anytime the Board exercises discretion (especially where, as here, there is a rule to the contrary), it opens the door to a person similarly situated in the future to argue that a denial of a waiver is discriminatory, retaliatory, or otherwise unlawful. Of course, Please note, however, that, in our opinion, waiving the rule in this instance does create a risk of future retirees claiming a right or entitlement to a despite the Board of Selectmen's request that a waiver here not establish a precedent for future cases. Although a decision here would not his a business and policy decision, left to the discretion of the Board.

Finally, we note that G.L. c. 32B, §18A(c) requires the Town to pay any Medicare Part B premium penalty imposed due to the retiree's late transfer into Medicare. Therefore, the Town should determine whether or not the retiree is currently enrolled in Medicare Part B and consult with the Treasurer to determine whether or not the Town could become liable for Medicare Plan B penalties, if any, should the retiree be permitted to now enroll with the

If you have any additional questions, please do not hesitate to contact us.

Best, Nicole Nicole Costanzo, Esq.

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From: Nicole J. Costanzo

Sent: Friday, April 15, 2022 1:43 PM

To: 'Beckley, Stuart' <sbeckley@townofware.com>

Subject: RE: Retiree insurance

Stuart:

We are closed Monday for the holiday but will try to get you a response by Tuesday.

Best,

Board of Selectmen: Keith J. Kruckas, John J. Morrin, Thomas H. Barnes, Nancy J. Talbot, Caitlin M. McCarthy Town Manager: Stuart B. Beckley sbeckley@townofware.com

- pyrrhotite is an outrageously expensive and labor-intensive process which often totals around \$300,000 per home.
- o Ms. Loglisci stated that all local homes built from 1983-2015 are at high risk, as this was the era during which many home foundations were poured using pyrrhotite-contaminated concrete from a quarry in Northern Connecticut.
- Ms. Loglisci expressed that it is imperative to advise local homebuyers to have a core test done on their foundation <u>before</u> buying.
- She remarked that the string of crumbling home foundations across Western Mass, Central Mass, and Northern Connecticut from this issue have been financially catastrophic and emotionally traumatic for many families.
- o She expressed displeasure with the fact that Massachusetts still has not mandated core testing but noted that the state has agreed to reimburse up to \$400 for homeowners or buyers to have one done.
- O She also remarked that insurance companies are finding every loophole possible to <u>not</u> cover these situations, leaving homeowners stuck dealing with the cost themselves.
- o Ms. Loglisci stated that she was motivated to speak on this issue after her family's own home fell prey to a collapsing foundation, and the \$263,000 cost to replace it destroyed their retirement plans.
- o Now, Ms. Loglisci serves on a committee lobbying state legislators to act on this issue.
- The committee pushes for the state to mandate that all houses built in the affected area from 1983-2015 receive an inspection and core test for pyrrhotite.
- She also noted the need for more regulation of quarries to prevent a situation like this from ever occurring again.
- Ms. Loglisci requested the Board write a letter to the state legislature urging for the Committee's demands to be met, which would make Ware the 13th community to vocally support the measures.

Selectman Barnes made the motion to affirm sending a letter to the state legislature in support of the measures detailed by Ms. Loglisci. Selectman Kruckas seconded the motion. The motion passed on a vote of 3 Yes, 0 No, 2 Absent (Selectman McCarthy, Selectman Talbot).

Old Business

• Report from Water Resources Committee

- o Selectman Barnes recognized the recent release of the Committee's report, and announced the decision to table this discussion to the next Board meeting, after all have had more of a chance to read it. However, he emphasized that clean water is a human right.
- Vice-Chairman Morrin agreed, stating the demand that clear, clean water be delivered to every tap served by the Town's water system.
- o Mr. Smith from the Committee announced that their meeting minutes are in the process of being posted online for easy public access.

• Complaint/Commendation Form

- Chairman Kruckas thanked HR Director Trish Barnes for her outstanding work at developing this form.
- Vice-Chairman Morrin remarked that the Town still lacked an anonymous whistleblower line for reporting town employees, which was requested and would need to be answered by a third party.
- o Chairman Kruckas asked how much setting up this third-party line would cost.
- o Vice-Chairman Morrin answered with frustration over the fact that the Town has made no progress on finding the data that would answer this question.
- o Mr. Beckley stated that the Town could feasibly work with Verizon to set up a new phone line, but the search for a third party to answer it is more complicated.
- Vice-Chairman Morrin complained that he feels the Town Manager's Office is still too involved in the complaint process.
- Chairman Kruckas suggested that a possible solution could be highlighting that all cases where someone does not wish to involve a person on the listed chain in their complaint, they may go to

Board of Selectmen: Keith J. Kruckas, John J. Morrin, Thomas II. Barnes, Nancy J. Talbot, Caitlin M. McCarthy Town Manager: Stuart B. Beckley sbeckley@townofware.com

any member on the Board of Selectmen instead.

- Vice-Chairman Morrin insisted this does not solve situations where someone on the complaint chain is the subject of a complaint, making the process still feel "sticky."
- O Chairman Kruckas decided that this matter should be settled in a private meeting, so as not to waste anymore of the public's time.

Selectman Barnes made the motion to table this discussion until after the private meeting has been held. Selectman Morrin seconded the motion. The motion passed on a vote of 3 Yes, 0 No, 2 Absent (Selectman McCarthy, Selectman Talbot).

New Business

• Set Public Hearing Date, National Grid/Verizon pole location (Old Gilbertville Road), October 5 at 7:10 PM

Selectman Morrin motioned to approve setting the pole petition public hearing date for October 5, 2021 at 7:10 PM. Selectman Barnes seconded the motion. The motion passed on a vote of 3 Yes, 0 No, 2 Absent (Selectman McCarthy, Selectman Talbot).

• Approval of Correction to Liquor License: Stevens Strong LLC

- o Mr. Beckley explained that the Building Inspector had assigned unit numbers A-F to the plaza at 164 West Street, and that despite their new store being in Unit D, the Stevens' original lease and liquor license were both approved for 164B West Street.
- Chairman Kruckas responded that he was grateful this one instance was a relatively easy fix but complained that mistakes like these not being noticed before approval of the initial license reflect poorly on Town management and end up costing taxpayer money to correct.

Selectman Morrin made the motion to approve the correction to an address error in the Liquor License for Stevens Strong LLC. Selectman Barnes seconded the motion. The motion passed on a vote of 3 Yes, 0 No, 2 Absent (Selectman McCarthy, Selectman Talbot).

Comments and Concerns of Citizens

- Slum/Blight Clearance
 - o Chairman Kruckas noted that a letter from a resident concerned about this topic had been received by all Board members after the previous meeting.
 - Selectman Barnes thanked the Assessor's Office for its excellent work with the ongoing maps project and stated that this issue will be discussed in a future meeting.
- East Street Underpass
 - o Selectman Barnes noted the lack of progress on this construction project, and asked Mr. Beckley if completion before the first snowfall was still the expected deadline.
 - o Mr. Beckley answered that the timeline for this project is still highly uncertain.
 - Vice-Chairman Morrin expressed doubt that the Town would see this project completed before the arrival of winter weather.
- Mary Lane Committee
 - o Mr. Beckley noted the ongoing development of a survey that will be sent to residents which asks about their healthcare needs, in addition to what they would like to see done with the hospital facility after it closes.
 - O Chairman Kruckas expressed the desire to see a comments/concerns section added to the survey with an input box for residents to provide thoughts.
 - Mr. Beckley described the proposal to keep the building operating as a medical facility in some capacity.
 - o Selectman Barnes noted that if it is converted into an urgent care center or satellite office for a larger hospital, it should be low-income friendly, unlike many existing centers that turn away

BOS Minutes of September 21, 2021 Approved by BOS October 5, 2021

Board of Selectmen: Keith J. Kruckas, John J. Morrin, Thomas H. Barnes, Nancy J. Talbot, Caitlin M. McCarthy Town Manager: Stuart B. Beckley sbeckley@townofware.com

- o Ms. Marques responded that none of the relevant property in this scenario was owned by the Town.
- O Chairman Kruckas responded that even though this was the case, the Town should step in since other properties in the area have been negatively affected by it. He also remarked that this is an issue that began two years ago which the Town has still failed to act on appropriately.
- o Ms. Marques stated that the current hold-up on this issue stems from the property owners needing to hire a land surveyor, but thus far refusing to do so.
- Chairman Kruckas accused Town departments of selectively enforcing building code requirements.
 He brought up another example of a building (92-104 Main Street), slated to be demolished at taxpayers' expense.
- o Mr. Beckley responded that the state has rejected this building owner's application for a demolition grant, and that the Town now needs to reach out to the owner directly.
- Selectman McCarthy expressed that the disrepair and soon-to-be demolition of this historic building is a sad loss for the community.
- Selectman Talbot noted that the owner of this building has not paid several fines he owes and has been habitually ignoring all correspondence from the Town.
- O Chairman Kruckas expressed frustration that the situation involving this building has escalated, and now the taxpayers are being forced to foot the bill.
- o Mr. Beckley responded that the revitalization of Downtown Ware comes with an upfront cost that will be essential for the Town's future economic well-being.
- Chairman Kruckas answered that the Town's taxpayers are already struggling and should not be expected to cover costs that should have been paid by neglectful property owners.
- Vice-Chairman Morrin asked if the Town had plans to take this Main Street building owner to housing court.
- Mr. Beckley answered that yes, this was possible.
- Vice-Chairman Morrin asserted that the Town needs to take an aggressive stance toward the owners of neglected buildings to prevent more situations like this one from arising in the future.
- Chairman Kruckas argued that Town officials were sympathetic toward the owner of the Main Street building for too long, while he himself had been skeptical of the owner since the issue first arose.
- Chairman Kruckas stated that the emails for each member of the Board are public information, and that any resident who felt their concerns were not being heard by Town departments such as the Building Department could reach out to one of them directly.
- Chairman Kruckas remarked that the story of 92-104 Main Street is all too similar to that of an adjacent building which was recently torn down.
- Ms. Marques responded that these two buildings faced different sets of circumstances from each other.
- Chairman Kruckas disputed that even if this was the ease, the result of each one's disrepair was the same for the Town's taxpayers.
- Ms. Marques noted that the Town has a formal process for hearing and investigating zoning complaints.
- Chairman Kruckas remarked that due to past corruption in the Town involving the former Fire Chief, many business owners are fearful of all communications with Town departments.
- Chairman Kruckas accused Town officials of displaying favoritism by selectively enforcing zoning
 policies on those they see as adversaries, while failing to hold personal friends or allies responsible
 for violations.
- Selectman McCarthy asked for an update on the whistleblower phone line for reporting Town
 officials of wrongdoing.
- Mr. Beckley asked for clarification on whether this phone line was meant to be open to Town
 employees or members of the general public.

- Vice-Chairman Morrin answered that it should be open to both.
- o Mr. Beckley stated that the line was in the process of being set up with Verizon, and that a potential answering team may consist of the Executive Assistant, Human Resources Director, and one or more members of the Select Board.
- o Mr. Beckley went on to note that State Senator Anne Gobi is in the process of setting up more meetings with other state officials regarding FEMA and the past July's flooding on Quarry Street.
- o Chairman Kruckas asked for verification that recent emails concerning dam removal have been about artificial dams, rather than beaver dams.
- o Mr. Beckley affirmed that this was the case.
- o Ms. Marques informed the Board that the Building Department receives notification from insurance companies regarding all relevant matters, often receiving multiple pieces of correspondence from them each week.
- o Vice-Chairman Morrin requested that the Department more thoroughly look into each communication it receives from insurance companies.
- o Ms. Marques affirmed that she would more closely examine insurance documents for matters that require the Department's attention.
- o Chairman Kruckas asked about the status of a boarded-up building at 65 West Street.
- o Ms. Marques replied that this was another building whose owner was ignoring all communications from the Town.
- o Regarding another neglected property at 13 Vigeant Street, Ms. Marques stated that this was now a vacant lot with too many taxes owed on it for it to be sold.
- o Mr. Beckley added that according to the owner of the Vigeant Street lot, the Town is already in possession of the property.
- O Chairman Kruckas argued that because of this claim, the Town should make every effort to get a written statement from the owner transferring ownership of the property to the Town.
- o Ms. Marques responded that this would be difficult, given the owner's consistent refusal to answer any correspondence from the Town, but that this was ultimately the goal.

Citizen Comments/Concerns

• Fiber-Optic Prospects

- o Mr. Bergeron asked if it would be possible for the Town to obtain grants for developing the infrastructure for fiber-optic internet service.
- o Mr. Beckley answered that this would absolutely be possible, and that it is a matter that would be actively investigated.

Update from Chairman Kruckas

- Chairman Kruckas informed the room of some personal matters involving altercations between himself and former Fire Chief Thomas Coulombe, who was demoted and suspended by the Board of Selectmen in 2019.
- o Chairman Kruckas specified that himself and his family had been victims of threats and harassment by Coulombe, who was angered by the Board's disciplining of him.
- o Chairman Kruckas thanked the Fire Department and Chief Chris Gagnon for their support.
- He described how the past four years have been exceedingly difficult, and he is disappointed by the fact that a member of the Coulombe family continues to serve in an elected position as the Town Moderator.
- o Without giving specific names, Chairman Kruckas claimed that multiple people in the meeting room had been involved in illegal and unethical activities with the goal of preventing accountability regarding this affair and called on all these individuals to resign from their positions.

Board of Selectmen: Keith J. Kruckas, John J. Morrin, Thomas II. Barnes, Nancy J. Talbot, Caitlin M. McCarthy Town Manager: Stuart B. Beckley sbeckley@townofware.com

- The Ware Flair Committee set up Holiday decorations throughout the Downtown area and would also be holding a Holiday drive-thru event at Grenville Park on December 11. The committee would be accepting donations, sent to Ware Town Hall (attn: Chris Nolan)
 - o Chairman Kruckas also encouraged residents to donate to the Police Department's Christmas for Kids program.
- The Main Street project is ongoing and rapidly making progress, with new traffic signals at its intersections with West Street, North Street, and Church Street.
 - The decorative lights would unfortunately not be lit until January.
 - The unfinished patch of curb in front of Hanna Devine's Restaurant would be finished in the coming week.
- The whistleblower line is now active.
 - Vice-Chairman Morrin clarified that the Board sought establishing an answering team for this line consisting of the Town Manager, I-IR Director, Chairman, and Vice-Chairman
 - Selectman Barnes inquired about when the Board could expect to see the job posting for HR Director.
 - Mr. Beckley answered that this would be posted in the near future.
- Selectman McCarthy asked about the status of the Town's brownfields grant application.
 - Mr. Beckley answered that the positive news regarding this was that the Town did receive some money from this grant, making Ware and Belchertown the only two towns in Western Mass to receive it.
 - o However, the unfortunate news was that the Town was only awarded half of what it had requested.
- Ms. Cascio encouraged all to attend the Football game on the evening before Thanksgiving between Ware and Quaboag Regional High School.
- Ms. Cascio inquired about the status of the intersection of South and Main Streets, which reportedly included a
 right turn too tight for large trucks to comfortably make.
 - o Mr. Beckley answered that one parking spot was removed in order to help alleviate this situation, but it still appears to be an issue worthy of investigating.

Adjournment

Selectman Talbot made the motion at 9:36 p.m. to Adjourn the Regular Meeting. Selectman Morrin seconded the motion. The motion passed unanimously (5-0).

Attest:	
	Christopher J. Nolan
	Executive Assistant to Town Manager

nationalgrid

April 14, 2022

The Board of Selectmen of Ware, Massachusetts

To Whom It May Concern:

Enclosed please find four (4) petitions of NATIONAL GRID and VERIZON, covering joint NATIONAL GRID-VERIZON pole location(s)

If you have any questions regarding this permit, please contact:

Robert Swift 508-889-1455

Please notify National Grid's Lisa Ayres of the hearing date / time to lisa.ayres@nationalgrid.com

If this petition meets with your approval, please return an executed copy to each of the above-named Companies.

National Grid: Lisa Ayres; 1101 Turnpike Street; North Andover, MA 01845 978-725-1418

Very truly yours,

Jim Kehrer (lla

Jim Kehrer

Supervisor, Distribution Design

Enclosures



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News

Granby weighs joining other school districts for grades 7-12

Updated: Apr. 05, 2022, 12:56 p.m. | Published: Apr. 05, 2022, 10:50 a.m.

By Jim Russell | Special to The Republican

GRANBY — The School Committee is exploring possibility of joining the Amherst-Pelham Regional School District or other neighboring communities, including Ludlow, Ware, Hatfield, South Hadley, Belchertown and Hadley.

Granby Superintendent of Schools Steve Sullivan noted Tuesday the initiative to possibly join another district is being driven by the Granby Finance Committee; and that this is not something he and the school committee "necessarily" support.

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In a letter to Amherst-Pelham Regional School Committee chair Ben Herrington, Granby school board leaders said they wanted to "better understand whether or not there is an appetite for regionalizing to inform discussions within the town of Granby."

"Understanding whether or not there may be interest is critical to us determining our next steps for Granby and any potential partners. We should also note that the Granby Finance Committee is requesting the town of Granby consider hiring a consultant to explore the viability of all potential educational options, including regionalization, available to our students in grades 7-12," the letter, sent by the Granby committee's chair, Jennifer Bartosz, and the

vice crian, otephanie i arent, stateu.

Sullivan said the purpose of the letter was "not to regionalize with Amherst specifically, rather we were gauging interest from a number of communities as an initial step in the process."

"This is not something I or the School Committee are necessarily in favor of, but the Granby Finance Committee has brought it up a number of times so we decided to see if any of these other districts would even consider regionalization at this time," Sullivan said.

The Amherst regional school district includes the towns of Amherst, Pelham, Leverett, and Shutesbury.

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TOWN OF WARE

Town Manager 126 Main Street Ware, MA 01082 413-967-9648 x100

Town Manager Updates May 3, 2022

Upcoming Dates:
Historical Commission Book Hunt, May 1, 10-5
Open Meeting Law Training – May 5, 6-8 at high school
Town Meeting, May 9 at 6:30
Pancake Breakfast and Shop Hop, May 7

Projects

Construction on Bank Street (CDBG) and the Rail Trail has begun. Work will commence on the drainage at Grenville Park as well. The Grenville contractor is working on a proposal to expand drainage improvements to other sections near the Park entrance

MAssDOT is coordinating with the electricians and Ludlow Construction on their return to work in the coming weeks. A re-inspection of the traffic lights is planned at which point the timing will be reviewed. There are issues at all three intersections.

The repointing work at Town Hall will re-commence on Monday.

Mr. Niedzwiecki and I toured the Town's levee system with the Army Corps of Engineers on April 28. The system includes the levees at Barnes Street and Williams Cemetery as well as the channel of the Ware River south of the State Levee. The findings will be similar as last year. This includes research regarding pipes at Barnes Street and filling the pipes, cleanup along the cemetery area, and brush removal along the Ware River. The Corps will send the Town information about updating its Emergency Action Plan.

Grants

The Parks Commission will work with the Grants Coordinator to apply for a PARC (Parkland Acquisitions and Renovations for Communities) for work at Memorial Field including repairing the basketball court and installing irrigation for the field.

The Planning Department, Community Development Authority, and PVPC are working on the application and design standards for the façade grants. There has been great interest. The grants will fund building and sign improvements.

Jay Mooney, Grants Coordinator, continues to work on the One Stop applications for economic development. We are also working with specific business owners as they receive comments from the State.

The Parks Department is looking to establish a pickleball court on the Grenville Park tennis court to determine interest. This is a very popular sport, particularly with senior citizens.

Upcoming DPW brush and yard waste drop off days for residents:

- Sunday, May 1st
- Saturday, May 7th
- Sunday, May 15th

From 9 a.m.to 2 p.m. at Robbins Road.