

PROCEEDINGS AT THE SPECIAL TOWN MEETING – MAY 2, 2016

According to legal notice the voters of the Town of Berlin met at the Berlin Memorial School on Monday, May 2, 2016, at 7 PM. Assistants were Madeline P. McTague, James H. Wheeler, Noel Rosenberg and Richard S. Wheeler as checker. Police Chief Thomas Galvin and Officer Kevin Pond served as Officers. Cable television coverage provided by William Anderson, Patricia Anderson, and Roger Bradley was broadcast live on Charter channel 191. It will also be recorded and available a few days later via you tube channel.

<http://www.townofberlin.com/berlin-tv/>
John Goldrosen, of Kopelman and Paige, P.C. served as Town Counsel. Barry W. Eager, Moderator, called the meeting to order at 7:00 PM. There were approximately 250 voters present. The Moderator waived the reading of the articles in the warrant. The Town Clerk then read the call of the meeting and the Constable's return.

Article 1. Voted unanimously to transfer the sum of \$67.79 from Free Cash to cover unpaid prior year FY15 postage and copies reimbursement to Larry Brandt. Unpaid bills from prior years require a 9/10ths vote at the Special Town Meeting. The Finance Committee recommended this motion.

Article 2. Voted unanimously to pass over. (\$1,292 legal bill had been paid by Montachusett Home Health Care)

Articles 3, 4, 5. Voted unanimously to pass over Articles 3, 4 and 5.

Article 3. (Transfer to Snow & Salt Wages FT OT)

Article 4 (Transfer to Snow & Salt Wages, PT)

Article 5. (Transfer to Snow & Salt Expenses)

Article 6. Voted to close out the following Special Article accounts: Art. 30 FY13 Fire Portable Radios \$10.00; Art. 19 FY15 Library Book Drop Box \$259.40; Art 21 FY14 1870 Town Hall Generator Repairs \$475.00; Art 25 FY15 BMS Sound Buffers in Café \$558.00; Art 15 FY15 Transfer Station Paving \$2,637.75; Art 26 FY15 BMS Computer Replacement \$131.14 to the Stabilization Fund. The Finance Committee recommended this motion. The Moderator declared a 2/3's vote.

Article 7. Voted unanimously to accept the provisions of M.G.L. C. 44, §53F¾ in order to establish a separate revenue account to be known as the "PEG Access and Cable Related fund", into which will be deposited funds received in connection with a franchise agreement between the Town's cable operator and the Town and from which monies shall only be appropriated for cable-related purposes consistent with the franchise agreement, including, but not limited to: (1) support of public, educational or governmental access cable television service; (ii) monitoring compliance of the cable operator with the franchise agreement; or (iii) preparing for renewal of the franchise license, said fund to begin operation for Fiscal Year 2017, which begins on July 1, 2016.

Article 8. Voted unanimously to authorize, to be deposited after July 1, 2016 in the "PEG Access and Cable Related Fund," all monies received for PEG and Cable related purposes under the franchise agreement. The Finance Committee recommended this motion.

At 7:30 PM, the Special Town Meeting was adjourned until 7:35 PM, so that the

Annual Town Meeting could convene.
The Special Town Meeting reconvened
at 7:35 PM.

Article 9. Motion failed. (to purchase 58
South Street, 6 acres). The Finance
Committee recommended this motion.

Steven Bradley, Gary Harvey, and
Arion Mancuso were appointed and
sworn for a hand count. Yes 119; No 142

Article 10. Motion failed (Berlin Liquors
LLC. petition of General Court for an off-
premises alcoholic beverage license)

Article 11. Voted to rescind action taken
under Article 41 of the May 1997 Berlin
Town Meeting. (concerning the
acceptance of the Rail Trail).

Motion was made to pass over. It
failed on a hand count Yes 100, No 170.

Meeting dissolved at 9 PM. Two hundred
eighty (280) registered voters took part in
this meeting.

BARRY W. EAGER
Moderator

ELOISE E. SALLS
Town Clerk

A true copy.
Attest:



Town Clerk of Berlin