

ANNUAL TOWN MEETING

Saturday, May 14, 2022

The meeting was called to order on the field in front of the of the Library and the Bromfield School under the tent due to COVID-19 safety measures, at 12:01 p.m., by Moderator William Barton. The Pledge of Allegiance was led by the Moderator and Harvard Girl Scouts. Stu Sklar invited the Harvard Fire Department to Town floor to recognize their 101st year of a successful Call Fire Department. Lieutenant Charles Nigzus announced Lieutenant Joseph “Tony” Anthony Shaw of the Harvard Fire Department as the 2022 Citizen of Note. The call of the meeting and the return of service were found to be in order by Town Clerk Lynn Kelly.

The Moderator announced the following people may be asked to speak as guests:

Jared Mullane	Finance Director
Tim Bragan	Town Administrator
Chief Sicard	Harvard Fire Department
Mark Lanza	Town Counsel
Jeffrey Hayes	Inspector of Buildings/Zoning Enforcement Officer
Debbie Thompson	Council on Aging Director
Tim Kilhart	Department of Public Works Director
Ingrid Nilsson	School Business Manager
Patrick Harrigan	School Facilities Director
David Nicholson	Community Harvest Project Representative
Chief Babu	Harvard Police Department

ARTICLE 1: ANNUAL REPORTS

To see if the Town will vote to hear the reports of the Select Board, School Committee, and any other officers or committees that may be ready to make a report and act thereon.

(Inserted by Select Board)

On a motion by Stu Sklar, 39 Scott Road, Select Board and seconded, I move the Town hear the reports of the Select Board, School Committee, and any other officers or committees that may be ready to make a report and act thereon.

(Reports were heard from the Harvard Climate Initiative Committee, the Board of Health, and the Select Board)

Vote required for passage: Majority

- Vote on Article 1 Main Motion: Passed Unanimously

**ARTICLE 2: APPROVE NEW DPW COLLECTIVE BARGAINING AGREEMENT
AND FUNDS TO PAY FOR FISCAL YEARS 2021 AND 2022.**

To see if the Town will vote to approve the most recent Collective Bargaining Agreement between the Town and AFSCME 93, Harvard DPW which has been approved by the Union and the Select Board and to transfer from Fiscal Year 2021 Certified Free Cash a sum of money to pay for the cost of funding Fiscal Years 2021 and 2022 of said agreement, or pass any vote or votes in relation thereto.

On a motion by Stu Sklar, 39 Scott Road, Select Board and seconded, I move that the Town approve the Collective Bargaining Agreement between the Town and AFSCME 93, Harvard DPW dated March 22, 2022, which has been approved by the Union and the Select Board and transfer \$53,704 from the General Stabilization Account to pay for the cost of funding said agreement for Fiscal Years 2021 and 2022.

(Inserted by Select Board)

Vote Required for Passage: 2/3

-Vote on Article 2 Main Motion: Passed Unanimously

**ARTICLE 3: APPROVE NEW POLICE OFFICER COLLECTIVE BARGAINING
AGREEMENT**

To see if the Town will vote to approve the Collective Bargaining Agreement between the Town and the Police Union, which has been approved by the Union and the Select Board, for which funds are appropriated in Article 6 of this Town Meeting Warrant for the first year of the contract, or pass any vote or votes in relation thereto.

On a motion by Stu Sklar, 39 Scott Road, Select Board and seconded, I move that the Town approve the Collective Bargaining Agreement between the Town and the Police Union dated March 14, 2022, which has been approved by the Union and the Select Board, for which funds are appropriated in Article 6 of this Town Meeting Warrant to fund the first year of the contract.

(Inserted by Select Board)

Vote Required for Passage: Majority.

-Vote on Article 3 Main Motion: Passed Unanimously

**ARTICLE 4: TRANSFER FROM CERTIFIED FREE CASH TO THE STABILIZATION
ACCOUNT**

To see if the Town will vote to transfer a sum of money from Fiscal Year 2021 Certified Free Cash to the Stabilization Account, in accordance with the Town Code, or pass any vote or votes in relation thereto.

On a motion by Jennifer Finch, 165 Codman Hill Road, Finance Committee and seconded, I move the Town transfer \$24,662 from the Fiscal Year 2021 Certified Free Cash Account to the General Stabilization Account in accordance with Chapter 17, Section 17-4 of the Town Code.

(Inserted by Finance Committee)

Vote Required for Passage: Majority

-Vote on Article 4 Main Motion: Passed Unanimously

ARTICLE 5: TRANSFER FROM CERTIFIED FREE CASH TO THE CAPITAL STABILIZATION AND INVESTMENT FUND

To see if the Town will vote to transfer a sum of money from Fiscal Year 2021 Certified Free Cash to the Capital Stabilization and Investment Fund, or pass any vote or votes in relation thereto.

On a motion by Jennifer Finch, 165 Codman Hill Road, Finance Committee and seconded, I move the Town transfer \$1,745,074 from the Fiscal Year 2021 Certified Free Cash Account to the Capital Stabilization and Investment Fund in accordance with Chapter 17, Section 17-4 of the Town Code.
(Inserted by Finance Committee)

Vote Required for Passage: Majority

-Vote on Article 5 Main Motion: Passed Unanimously

ARTICLE 6: OMNIBUS BUDGET

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds, such sums of money as may be necessary to defray the expenses of the Town for Fiscal Year 2023, or pass any vote or votes in relation thereto.

On a motion by Stu Sklar, 39 Scott Road, Select Board and seconded, I move that the Town vote to appropriate \$31,586,510 to defray the expenses of the Town for Fiscal Year 2023 as printed in the Warrant and Finance Committee Report for the 2022 Annual Town Meeting on pages 36 through 40 and that said appropriation be provided as follows:

Raise & Appropriate	\$ 31,147,098.00
Library - Expendable Trust Fund Transfer	\$ 5,000.00
HCTV - Cable Access Receipts Reserved Transfer*	\$ 83,700.00
Devens Fund Transfer for Debt	\$ 200,000.00
Comm Preservation Fund Transfer for Debt	\$ 49,988.00
BOH Title V Septic Betterment for Debt	\$ 11,529.00
Sewer Betterments Fund Transfer for Debt	\$ 92,195.00
Total Appropriation	\$ 31,586,510.00

With any remaining funds at the end of the fiscal year being returned to their funding source.
(Inserted by Select Board and Finance Committee)

Vote Required for Passage: Majority

-Vote on Article 6 Main Motion: Passed by Majority

ARTICLE 7: PERFORMANCE-BASED WAGE ADJUSTMENTS

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds, a sum of money to supplement the amount appropriated under Article 6 of the Warrant for the 2022 Annual Town Meeting for salaries and wages of non-school officials and employees in order to fund performance-based wage adjustments for Fiscal Year 2023, or pass any vote or votes in relation thereto.

On a motion by Erin McBee, 221 Littleton Road, Select Board and seconded, I move that the Town appropriate \$27,004, to supplement the amount appropriated under Article 6 of the Warrant for the 2022 Annual Town Meeting for salaries and wages of non-school officials and employees in order to fund performance-based wage adjustments for Fiscal Year 2023; and that said appropriation be provided by raising \$27,004 by taxation.

(Inserted by Select Board)

Vote Required for Passage: Majority

-Vote on Article 7 Main Motion: Passed Unanimously

ARTICLE 8: ASSISTANT DIRECTOR OF THE COUNCIL ON AGING

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds, a sum of money, to be added to funds already appropriated in Article 6 Line #44 of this warrant to create the new position of Assistant Director for the Council on Aging, with said funds to be expended by the COA Director, and that this position be included in future budgets if so approved, or pass any vote or votes in relation thereto.

On a motion by Erin McBee, 221 Littleton Road, Select Board and seconded, I move that the Town appropriate \$28,357 to be added to funds already appropriated under Article 6, Line #44 of \$31,586,509 the Warrant for this Annual Town Meeting to create the new position of Assistant Director for the Council on Aging, with said funds to be expended by the COA Director, which new position shall be included in future budgets, if so approved, and that said appropriation be provided by raising \$28,357 from taxation.

(Inserted by Select Board)

Vote Required for Passage: Majority.

-Vote on Article 8 Main Motion: Passed by Majority

ARTICLE 9: ADMINISTRATIVE ASSISTANT TO THE LAND USE BOARDS

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds, a sum of money, to create the new Administrative Assistant position for the Land Use Boards, to be expended by the Town Administrator, and that these funds be added to Line #13 of the budget passed under Article 6 of this Warrant and that this position be included in future budgets if so approved, or pass any vote or votes in relation thereto.

On a motion by Erin McBee, 221 Littleton Road, Select Board and seconded, I move that the Town appropriate \$39,807 to create the new Administrative Assistant position for the Land Use Boards, to be expended by the Town Administrator, and that these funds be added to Line #13 of the budget

passed under Article 6 of this Warrant for this Annual Town Meeting, which new position shall be included in future budgets, if so approved, and that said appropriation be provided by raising \$39,807 from taxation.

(Inserted by Select Board)

Vote Required for Passage: Majority

-Vote on Article 9 Main Motion: Passed by Majority

ARTICLE 10: ASSISTANT ACCOUNTANT

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds, a sum of money, to be added to funds already appropriated in Article 6, Line #5 of this Warrant to create the new position of Assistant Accountant for the Finance Department, with said funds to be expended by the Finance Director, and that this position be included in future budgets if so approved, or pass any vote or votes in relation thereto.

On a motion by Erin McBee, 221 Littleton Road, Select Board and seconded, I move that the Town appropriate \$43,390 to be added to funds already appropriated in Article 6, Line #5 of this Warrant for this Annual Town Meeting to create the new position of Assistant Accountant for the Finance Department, with said funds to be expended by the Finance Director, which new position shall be included in future budgets, if so approved, and that said appropriation be provided by raising \$43,390 from taxation.

(Inserted by Select Board)

Vote Required for Passage: Majority

-Vote on Article 10 Main Motion: Passed by Majority

ARTICLE 11: DPW – ROADSIDE TREE MAINTENANCE

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds, a sum of money to be expended by the Department of Public Works Director, in coordination with the Tree Warden, and with the approval of the Select Board, to contract with a professional company to trim trees and large brush along the Town's roadsides, with unexpended funds as of June 30, 2023 being returned to their funding source, or pass any vote or votes in relation thereto.

On a motion by Erin McBee, 221 Littleton Road, Select Board and seconded, I move that the Town appropriate \$20,000 to be expended by the Department of Public Works Director, in coordination with the Tree Warden, and with the approval of the Board of Selectmen, to contract with a professional company to trim trees and large brush along Harvard's roadsides, with unexpended funds as of June 30, 2023 being returned to their funding source; and that said appropriation be provided by raising \$20,000 by taxation.

(Inserted by Select Board)

Vote Required for Passage: Majority

-Vote on Article 11 Main Motion: Passed Unanimously

ARTICLE 12: DPW – STREET SIGNS

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds, a sum of money to be expended by the Department of Public Works Director, to purchase and install new traffic regulation signs, with unexpended funds as of June 30, 2023 being returned to their funding source, or pass any vote or votes in relation thereto.

On a motion by Kara Minar, 204 Still River Road, Select Board and seconded, I move that the Town appropriate \$15,000 to be expended by the Department of Public Works Director, to purchase and install new traffic regulation signs, with unexpended funds as of June 30, 2023 being returned to their funding source; and that said appropriation be provided by raising \$15,000 by taxation.

(Inserted by Select Board)

Vote Required for Passage: Majority

-Vote on Article 12 Main Motion: Passed by Majority

ARTICLE 13: DPW – SECURITY CAMERA SYSTEM

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds, a sum of money to be expended by the Department of Public Works Director, to purchase and install a new security camera system, with unexpended funds as of June 30, 2023 being returned to their funding source, or pass any vote or votes in relation thereto.

On a motion by Kara Minar, 204 Still River Road, Select Board and seconded, I move that the Town appropriate \$14,700 to be expended by the Department of Public Works Director, to purchase and install a new security camera system, with unexpended funds as of June 30, 2023 being returned to their funding source; and that said appropriation be provided by raising \$14,700 by taxation.

(Inserted by Select Board)

Vote Required for Passage: Majority

-Vote on Article 13 Main Motion: Passed by Majority

ARTICLE 14: POLICE/HARVARD AMBULANCE SERVICE –TRAINING ROOM FLOOR

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds, a sum of money to be expended by the Facilities Manager in conjunction with the Police Chief and Harvard Ambulance Service, to purchase and install a new floor in the training room of the Police/Ambulance Building, which will replace the current twenty-year-old floor, with unexpended funds as of June 30, 2023 being returned to their funding source, or pass any vote or votes in relation thereto.

On a motion by Richard Maiore, 12 Woodchuck Hill Road, Select Board and seconded, I move that the Town appropriate \$13,000 to be expended by the Facilities Manager, in conjunction with the Police Chief and the Harvard Ambulance Service, to purchase and install a new floor in the training room of the Police/Ambulance Building, with unexpended funds as of June 30, 2023 being returned to their funding source; and that said appropriation be provided by raising \$13,000 by taxation.

(Inserted by Select Board)

Vote Required for Passage: Majority

Vote on Article 14 Main Motion: Passed by Majority

ARTICLE 15: BEACH HOUSE COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds, a sum of money to be expended by the Facilities Manager in conjunction with the Commission on Disabilities, to renovate the Beach House and bring it into compliance with the American with Disabilities Act, or pass any vote or votes in relation thereto.

On a motion by Richard Maiore, 12 Woodchuck Hill Road, Select Board and seconded, I move that the Town appropriate \$29,800 to be expended by the Facilities Manager, in conjunction with the Commission on Disabilities, to renovate the Beach House and bring it into compliance with the American with Disabilities Act, with unexpended funds being returned to their funding source; and that said appropriation be provided by raising \$29,800 by taxation.

(Inserted by Select Board)

Vote Required for Passage: Majority

-Vote on Article 15 Main Motion: Passed Unanimously

ARTICLE 16: FINANCE DEPARTMENT – DISPOSITION OF ABANDONED FUNDS

To see if the Town will vote to accept the provisions of Massachusetts General Laws (MGL) Chapter 200A, Section 9A, an act relative to the disposition of abandoned funds by the Town, or pass any vote or votes in relation thereto.

On a motion by Richard Maiore, 12 Woodchuck Hill Road, Select Board and seconded, I move that the Town accept the provisions of Massachusetts General Laws Chapter 200A, Section 9A, an act relative to the disposition of abandoned funds by the Town.

(Inserted by Select Board)

Vote Required for Passage: Majority

-Vote on Article 16 Main Motion: Passed Unanimously

ARTICLE 17: RE-AUTHORIZATION - MEANS TESTED SENIOR CITIZENS PROPERTY TAX EXEMPTION

To see if the Town will vote to re-authorize the Means Tested Senior Citizens Property Tax Exemption special legislation previously authorized under Article 39 of the Warrant for the May 5, 2018 Annual Town Meeting by authorizing the Select Board to petition the General Court to adopt a Home Rule Petition Special Act substantially the same as Chapter 412 of the Acts of 2018 with the following revisions thereto, or pass any vote or votes in relation thereto.

On a motion by Stu Sklar, 39 Scott Road, Select Board and seconded, I move that the Town re-authorize the Means Tested Senior Citizens Property Tax Exemption special legislation previously authorized under Article 39 of the Warrant for the May 5, 2018 Annual Town Meeting by authorizing the Select Board to petition the General Court to adopt a Home Rule Petition Special Act substantially the same as Chapter 412 of the Acts of 2018, with the revisions thereto as printed on pages 42 through 44 of the Finance Committee Report and Warrant for this Annual Town Meeting.

A friendly amendment was offered by Stu Sklar, 39 Scott Road and Select Board Chair, I move that Section 2 of the special act printed on Page 43 of the Finance Committee Report and Warrant for the 2022 Annual Town Meeting be amended to insert the following 2 sentences after subsection (vi):

“The Harvard Elderly and Disabled Committee shall annually set the asset test for qualifying for an exemption pursuant to Section 1, which shall be subject to the review and approval of the Select Board. The value of the person’s domicile shall not be included in the determination of the person’s assets.”

The Select Board voted on the Friendly Amendment at a meeting prior the opening of Annual Town Meeting.

[Key to revisions: underlining = additions; strikethrough = deletions.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. With respect to each qualifying parcel of real property classified as class one, residential in the town of Harvard there shall be cap on ~~an exemption from~~ the property tax equal to 10 per cent of total annual household income, or such other per cent of income as determined under section 3. The cap exemption shall be applied to the domicile of the taxpayer only. The cap exemption provided for in this section shall be in addition to any ~~other~~ exemptions allowed pursuant to the General Laws, provided that, in no event shall the property taxes be reduced by more than 50 per cent by this cap exemption.

SECTION 2. The Elderly and Disabled Tax Committee in the town of Harvard may deny an application for exemption if it finds, after reviewing the applicant’s statement of assets, that the applicant has excessive assets that place the applicant outside of the intended recipients of the senior exemption established by this act. Real property shall qualify for the exemption pursuant to section 1 if the following criteria are met:

- (i) the qualifying real property is owned and occupied by a person whose prior year’s income would make the person eligible for the circuit breaker income tax credit pursuant to subsection (k) of section 6 of chapter 62 of the General Laws;
- (ii) the qualifying real property is owned by a single applicant who was age 65 or older at the close of the previous year or jointly by persons who are 60 years of age or older, provided that not less than 1 joint owner was age 65 or older at the close of the previous year;
- (iii) the qualifying real property is owned and occupied by the applicant or joint applicants as their domicile;
- (iv) the applicant or at least 1 of the joint applicants has resided in the town of Harvard for not less than 10 consecutive years before filing an application for the exemption;

- (v) the maximum assessed value of the domicile is not greater than the prior year's maximum assessed value for qualification for the circuit breaker income tax credit pursuant to subsection (k) of section 6 of chapter 62 of the General Laws, as adjusted annually by the department of revenue; and
- (vi) the Harvard Elderly and Disabled Tax Committee has approved the application for the exemption.

SECTION 3. The exemption provided for in this act shall be in addition to any other exemptions allowable under the General Laws; provided, however, that after the first year of enactment, there shall be a dollar cap on all the exemptions granted pursuant to this act set annually by the board of selectmen within the range of 0.5 per cent and 1 per cent of the previous fiscal year's total residential property tax levy for Harvard. In the event that benefits to applicants may be limited because the percentage established annually by the selectmen would otherwise be exceeded, the benefits shall be allocated by changing the income percentage as required in section 1 as necessary to not exceed the cap. In the event the cap exceeds the need for the exemption, the total cap on by this section shall be reduced to meet the need. Exemptions under this statute will be funded and dispersed through the assessors' overlay account in the same manner as exemptions granted for clauses Seventeenth and Forty-first of section 5 of chapter 59 of the General Laws.

SECTION 4. A person who seeks to qualify for the exemption pursuant to section 1 shall file with the Harvard Elderly and Disabled Tax Committee an application for abatement on a form to be adopted by the Committee, with the supporting documentation as described in said form. This form shall be made available in Town Hall. Except for the first year following the adoption, the application shall be filed by January 31 of each fiscal year commencing the following July 1, for which the applicant seeks the exemption. The Harvard Elderly and Disabled Tax Committee shall set the deadline in a manner that provides at least 60 days in which to apply for the fiscal year that begins following the act becoming effective.

SECTION 5. (a) For the purposes of this act, "parcel" shall be a dwelling unit as defined by the Harvard board of assessors in accordance with the deed for the property, including a condominium unit.

(b) For the purpose of this act, "income" shall mean a taxpayer's total income for the purposes of the circuit breaker income tax credit, as defined in paragraph (1) of subsection (k) of section 6 of chapter 62.

SECTION 6 7. No exemption shall be granted pursuant to this act until the commissioner of revenue certifies a residential tax rate for the applicable tax year where the total exemption amount is raised by a burden shift within the residential tax levy.

~~SECTION 8. Acceptance of this act by the town of Harvard shall be by an affirmative vote of the majority of the voters at any regular or special election at which the question of acceptance was placed on the ballot. This act shall become effective 30 days after the affirmative vote.~~

~~SECTION 7. Acceptance of this act by the town of Harvard shall automatically expire after 3 years unless reaffirmed by the affirmative vote of a majority of the voters at a town election. Once reaffirmed, it shall take an affirmed vote by two thirds of the voters at a regular or special election at which the question of revocation has been placed on the ballot by a majority vote of then sitting~~

~~members of the board of selectmen for this act to be revoked. After this act becomes effective, it may be rescinded by a special act which is authorized a majority vote of town meeting and approved by a two-third of the voters at a regular or special election of the town of Harvard pursuant to a question placed on the ballot for such election by a majority vote of the then sitting members of the select board.~~

~~SECTION 10. The Harvard Elderly and Disabled Tax Committee, with approval by the board of selectmen, may make technical and procedural changes, if it decides such changes will: (1) make the administration of the act more efficient, or (2) make it easier to comply with state regulations. Such changes shall not require further approval by the Legislature.~~

SECTION 8 44. This act shall take effect upon its passage.

Vote Required for Passage: Majority

-Vote on Article 17 Main Motion as amended: Passed Unanimously

Article 17 as Amended:

To see if the Town will vote to re-authorize the Means Tested Senior Citizens Property Tax Exemption special legislation previously authorized under Article 39 of the Warrant for the May 5, 2018 Annual Town Meeting by authorizing the Select Board to petition the General Court to adopt a Home Rule Petition Special Act substantially the same as Chapter 412 of the Acts of 2018 with the following revisions thereto, or pass any vote or votes in relation thereto.

[Key to revisions: underlining = additions; strikethrough = deletions.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. With respect to each qualifying parcel of real property classified as class one, residential in the town of Harvard there shall be cap on ~~an exemption from~~ the property tax equal to 10 per cent of total annual household income, or such other per cent of income as determined under section 3. The cap exemption shall be applied to the domicile of the taxpayer only. The cap exemption provided for in this section shall be in addition to any ~~other~~ exemptions allowed pursuant to the General Laws, provided that, in no event shall the property taxes be reduced by more than 50 per cent by this cap exemption.

SECTION 2. The Elderly and Disabled Tax Committee in the town of Harvard may deny an application for exemption if it finds, after reviewing the applicant's statement of assets, that the applicant has excessive assets that place the applicant outside of the intended recipients of the senior exemption established by this act. Real property shall qualify for the exemption pursuant to section 1 if the following criteria are met:

(i) the qualifying real property is owned and occupied by a person whose prior year's income would make the person eligible for the circuit breaker income tax credit pursuant to subsection (k) of section 6 of chapter 62 of the General Laws;

(ii) the qualifying real property is owned by a single applicant who was age 65 or older at the close of the previous year or jointly by persons who are 60 years of age or older, provided that not less than 1 joint owner was age 65 or older at the close of the previous year;

(iii) the qualifying real property is owned and occupied by the applicant or joint applicants as their domicile;

(iv) the applicant or at least 1 of the joint applicants has resided in the town of Harvard for not less than 10 consecutive years before filing an application for the exemption;

(v) the maximum assessed value of the domicile is not greater than the prior year's maximum assessed value for qualification for the circuit breaker income tax credit pursuant to subsection (k) of section 6 of chapter 62 of the General Laws, as adjusted annually by the department of revenue; and

(vi) the Harvard Elderly and Disabled Tax Committee has approved the application for the exemption. The Harvard Elderly and Disabled Committee shall annually set the asset test for qualifying for an exemption pursuant to Section 1, which shall be subject to the review and approval of the Select Board. The value of the person's domicile shall not be included in the determination of the person's assets.

SECTION 3. The exemption provided for in this act shall be in addition to any other exemptions allowable under the General Laws; provided, however, that after the first year of enactment, there shall be a dollar cap on all the exemptions granted pursuant to this act set annually by the board of selectmen within the range of 0.5 per cent and 1 per cent of the previous fiscal year's total residential property tax levy for Harvard. In the event that benefits to applicants may be limited because the percentage established annually by the selectmen would otherwise be exceeded, the benefits shall be allocated by changing the income percentage as required in section 1 as necessary to not exceed the cap. In the event the cap exceeds the need for the exemption, the total cap on by this section shall be reduced to meet the need. Exemptions under this statute will be funded and dispersed through the assessors' overlay account in the same manner as exemptions granted for clauses Seventeenth and Forty-first of section 5 of chapter 59 of the General Laws.

SECTION 4. A person who seeks to qualify for the exemption pursuant to section 1 shall file with the Harvard Elderly and Disabled Tax Committee an application for abatement on a form to be adopted by the Committee, with the supporting documentation as described in said form. This form shall be made available in Town Hall. Except for the first year following the adoption, the application shall be filed by January 31 of each fiscal year commencing the following July 1, for which the applicant seeks the exemption. The Harvard Elderly and Disabled Tax Committee shall set the deadline in a manner that provides at least 60 days in which to apply for the fiscal year that begins following the act becoming effective.

SECTION 5. (a) For the purposes of this act, "parcel" shall be a dwelling unit as defined by the Harvard board of assessors in accordance with the deed for the property, including a condominium unit.

(b) For the purpose of this act, "income" shall mean a taxpayer's total income for the purposes of the circuit breaker income tax credit, as defined in paragraph (1) of subsection (k) of section 6 of chapter 62.

SECTION 6 7. No exemption shall be granted pursuant to this act until the commissioner of revenue certifies a residential tax rate for the applicable tax year where the total exemption amount is raised by a burden shift within the residential tax levy.

~~SECTION 8. Acceptance of this act by the town of Harvard shall be by an affirmative vote of the majority of the voters at any regular or special election at which the question of acceptance was placed on the ballot. This act shall become effective 30 days after the affirmative vote.~~

~~SECTION 7. Acceptance of this act by the town of Harvard shall automatically expire after 3 years unless reaffirmed by the affirmative vote of a majority of the voters at a town election. Once reaffirmed, it shall take an affirmed vote by two-thirds of the voters at a regular or special election at which the question of revocation has been placed on the ballot by a majority vote of then sitting members of the board of selectmen for this act to be revoked. After this act becomes effective, it may be rescinded by a special act which is authorized a majority vote of town meeting and approved by a two-third of the voters at a regular or special election of the town of Harvard pursuant to a question placed on the ballot for such election by a majority vote of the then sitting members of the select board.~~

~~SECTION 10. The Harvard Elderly and Disabled Tax Committee, with approval by the board of selectmen, may make technical and procedural changes, if it decides such changes will: (1) make the administration of the act more efficient, or (2) make it easier to comply with state regulations. Such changes shall not require further approval by the Legislature.~~

~~SECTION 8 44. This act shall take effect upon its passage.~~

ARTICLE 18: CAPITAL PLANNING AND INVESTMENT COMMITTEE RECOMMENDED EXPENDITURES

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds, the following sums of money to be expended by the following boards and officials for the capital projects and acquisitions described and numbered below, each of which shall be a separate appropriation, and to provide for said appropriations from the funding sources, or pass any vote or votes in relation thereto:

On a motion made by Nathan Finch, 165 Codman Hill Road, and seconded, I move that the Town appropriate the sums of money to be expended by the Town boards and officials for the capital projects and acquisitions described and printed on pages 21 through 25 of Finance Committee Report and Warrant for the 2022 Annual Town Meeting, each of which numbered items shall be a separate appropriation; and provide for said appropriations by transfer from the funding sources as printed on said pages 21 through 25 of said report and warrant.
(Inserted by Capital Planning and Investment Committee)

Vote Required for Passage: 2/3rds Majority

Moderator William Barton ruled that each expenditure would be voted on independently.

	<i>Description of Acquisition or Project</i>	<i>Board or Official Authorized to Expend Funds</i>	<i>Amount</i>	<i>Funding Sources</i>
1	Bromfield HVAC	Superintendent of Schools with School Committee approval	\$150,000	Capital Stabilization Fund
-Vote on Article 18-1 Main Motion: Passed by 2/3				
2	DPW Road Repairs	DPW Director with the approval of Select Board	\$100,000	Capital Stabilization Fund
-Vote on Article 18-2 Main Motion: Passed by 2/3				
3	Restoration of Fire Ponds	Fire Chief with the approval of the Select Board	\$62,000	Capital Stabilization Fund
-Vote on Article 18-3 Main Motion: Passed Unanimously				
4	Self-Contained Breathing Apparatus	Fire Chief with the approval of the Select Board	\$370,534	Capital Stabilization Fund
-Vote on Article 18-4 Main Motion: Passed Unanimously				
5	Bromfield School Card Access	Superintendent of Schools with School Committee approval	\$100,000	Capital Stabilization Fund
-Vote on Article 18-5 Main Motion: Passed by 2/3				
6	Bromfield School Flooring	Superintendent of Schools with School Committee approval	\$100,000	Capital Stabilization Fund
-Vote on Article 18-6 Main Motion: Passed Unanimously				
7	School Department Network Upgrade	Superintendent of Schools with School Committee approval	\$150,000	Capital Stabilization Fund
-Vote on Article 18-7 Main Motion: Passed Unanimously				
8	Public Works Bucket Loader	DPW Director with the approval of Select Board	\$226,000	Capital Stabilization Fund
-Vote on Article 18-8 Main Motion: Passed by 2/3				
9	Bromfield School Gym Locker Rooms	Superintendent of Schools with School Committee approval	\$150,000	Capital Stabilization Fund

-Vote on Article 18-9 Main Motion: Passed Unanimously

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| 10 | DPW Field Mower | DPW Director with the approval of Select Board | \$26,000 | Capital Stabilization Fund |
|----|-----------------|--|----------|----------------------------|

-A motion was made by John Lee, 27 Ayer Rd, to amend Article 18-10 that the mower is electric. This motion was not approved as a friendly amendment. The Amendment does not pass by majority vote.

-Vote on Article 18-10 Main Motion: Passed by 2/3

- | | | | | |
|----|--|---|----------|----------------------------|
| 11 | Disabilities Commission Self Evaluation Plan | Disabilities Commission with the approval of the Select Board | \$32,800 | Capital Stabilization Fund |
|----|--|---|----------|----------------------------|

-Vote on Article 18-11 Main Motion: Passed by 2/3

- | | | | | |
|----|---------------------------------|--|-----------|----------------------------|
| 12 | Bromfield School Building Study | Superintendent of Schools with School Committee approval | \$100,000 | Capital Stabilization Fund |
|----|---------------------------------|--|-----------|----------------------------|

-Vote on Article 18-12 Main Motion: Passed unanimously

- | | | | | |
|----|----------------------------------|--------------------------------|----------|----------------------------|
| 13 | Athletic Fields Study and Design | Parks and Recreation Committee | \$50,000 | Capital Stabilization Fund |
|----|----------------------------------|--------------------------------|----------|----------------------------|

-An amendment was offered by Brian Cook, 92 Ann Lees Road, that the three year term limit for the \$50,000 to be spent on the study for athletic fields be extended to 5 years.

-Vote on Article 18-13 Amended Motion: Passed by 2/3

- | | | | | |
|----|----------------------------|--|----------|----------------------------|
| 14 | Portable Speed Limit Signs | Police Chief with approval of Select Board | \$30,000 | Capital Stabilization Fund |
|----|----------------------------|--|----------|----------------------------|

-Vote on Article 18-14 Main Motion: Passed by 2/3

ARTICLE 19: CAPITAL PLANNING AND INVESTMENT COMMITTEE DEBT PAYMENT

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds, a sum of money to be expended by the Town Treasurer, with the approval of the Select Board, to fund the Capital Planning and Investment Committee's debt service for Fiscal Year 2023, or pass any vote or votes in relation thereto.

On a motion made by Nathan Finch, 165 Codman Hill Road, Finance Committee and seconded, I move that the Town transfer \$269,388, from the Capital Stabilization and Investment Fund, to be expended by the Town Treasurer, with the approval of the Select Board, to fund the Capital

Planning and Investment Committee's debt service for Fiscal Year 2023, with unexpended funds as of June 30, 2023 being returned to their funding source.

(Inserted by Finance Committee and Capital Planning and Investment Committee)

Vote Required for Passage: 2/3's Vote

-Vote on Article 19 Main Motion: Passed Unanimously

ARTICLE 20: COMMUNITY PRESERVATION COMMITTEE REPORT

To see if the Town will vote to accept the report and recommendations of the Community Preservation Committee on the Fiscal Year 2023 Community Preservation Budget as printed in the 2022 Finance Committee Report, or pass any vote or votes in relation thereto.

On a motion made by Didi Chadran, 47A Old Littleton Road and seconded, I move that the Town accept the report and recommendations of the Community Preservation Committee on the Fiscal Year 2023 Community Preservation Budget.

(Inserted by Community Preservation Committee)

Vote Required for Passage: Passes Unanimously

-Vote on Article Main Motion: Passes Unanimously

ARTICLE 21: COMMUNITY PRESERVATION COMMITTEE

To see if the Town will vote to appropriate and transfer the following sums of money to be expended by the following boards and officials for the projects and purposes described and numbered below, each of which shall be a separate appropriation and transfer, and to provide for said appropriations from the funding sources with expenditures to begin in Fiscal Year 2023, or pass any vote or votes in relation thereto:

On a motion made by Didi Chadran, 47A Old Littleton Road, Community Preservation Committee and seconded, I move that the Town appropriate the sums of money to be expended by the Town boards and officials for the capital projects and acquisitions and other purposes described and printed on pages 31 and 32 of the Finance Committee Report and Warrant for the 2022 Annual Town Meeting, each of which numbered item shall be a separate appropriation; and to provide for said appropriations by transferring said amounts from the Community Preservation Fund funding sources as printed on pages 46 and 47.

(Inserted by the Community Preservation Committee)

Vote Required for Passage: Majority

Moderator William Barton ruled that each expenditure would be voted on independently.

<i>Description of Acquisition or Project</i>	<i>Board or Official Authorized to Expend Funds</i>	<i>Amount</i>	<i>Funding Sources and Expiration Date</i>
1 Completion of Town Docks	Parks & Recreation Commission	\$25,000	Fiscal 2023 Community Preservation Fund Unspecified Reserves

-Vote on Article 21-1 Main Motion: Passed Unanimously

2 Mooring/Raft Anchoring System	Parks & Recreation Commission	\$30,000	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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-Vote on Article 21-2 Main Motion: Passed Unanimously

3 Capital Improvements to Harvard Park and Playground	Parks & Recreation Commission	\$10,352	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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-Vote on Article 21-3 Main Motion: Passed Unanimously

4 Community Harvest Project Agricultural Preservation Restriction	Harvard Open Space Committee	\$100,000	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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A friendly amendment was offered by Didi Chadran, 47A Old Littleton Road, Community Preservation Committee Chair, moved to change board authorized to expend funds from “Open Space Committee” to “Conservation Commission”.

- Vote on Article 21-4 Amended Motion: Passed Unanimously

5 Still River Woods	Harvard Open Space Committee	\$50,000	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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A friendly amendment was offered by Peter Dorward, 78 Still River Rd, Open Space Committee Chair moved to change the description of project from “Still River Woods” to “Open Space Protection” and change board authorized to expend funds from “Open Space Committee” to “Conservation Commission”

- Vote on Article 21-5 Amended Motion: Passed by Majority

6	Fire Reports Preservation	Harvard Fire Department	\$11,495	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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- Vote on Article 21-6 Main Motion: Passed Unanimously

7	Shaker Herb House Preservation	Harvard Historical Commission	\$58,500	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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- Vote on Article 21-7 Main Motion: Does Not Pass by Majority

8	Civil War Tablet Restoration	Select Board	\$11,775	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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- Vote on Article 21-8 Main Motion: Passed Unanimously

9	Preservation of Historic Town Documents	Town Clerk	\$21,480	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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- Vote on Article 21-9 Main Motion: Passed Unanimously

10	Affordable Housing Reserves	Municipal Affordable Housing Trust	\$38,879	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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- Vote on Article 21-10 Main Motion: Passed by Majority

11	Debt Payment on Town Hall	Finance Director	\$46,988	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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- Vote on Article 21-11 Main Motion: Passed Unanimously

12	Community Preservation Committee Administrative Expenses	Community Preservation Committee	\$2,500	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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- Vote on Article 21-12 Main Motion: Passed Unanimously

Article 21 As Amended:

To see if the Town will vote to appropriate and transfer the following sums of money to be expended by the following boards and officials for the projects and purposes described and numbered below, each of which shall be a separate appropriation and transfer, and to provide for said appropriations from the funding sources with expenditures to begin in Fiscal Year 2023, or pass any vote or votes in relation thereto:

<i>Description of Acquisition or Project</i>	<i>Board or Official Authorized to Expend Funds</i>	<i>Amount</i>	<i>Funding Sources and Expiration Date</i>
1 Completion of Town Docks	Parks & Recreation Commission	\$25,000	Fiscal 2023 Community Preservation Fund Unspecified Reserves

-Vote on Article 21-1 Main Motion: Passed Unanimously

2 Mooring/Raft Anchoring System	Parks & Recreation Commission	\$30,000	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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-Vote on Article 21-2 Main Motion: Passed Unanimously

3 Capital Improvements to Harvard Park and Playground	Parks & Recreation Commission	\$10,352	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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-Vote on Article 21-3 Main Motion: Passed Unanimously

4 Community Harvest Project Agricultural Preservation Restriction	Conservation Commission	\$100,000	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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A friendly amendment was offered by Didi Chadran, 47A Old Littleton Road, Community Preservation Committee Chair, moved to change board authorized to expend funds from “Open Space Committee” to “Conservation Commission”.

- Vote on Article 21-4 Amended Motion: Passed Unanimously

5	Open Space Protection	Conservation Commission	\$50,000	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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A friendly amendment was offered by Peter Dorward, 78 Still River Rd, Open Space Committee Chair moved to change the description of project from “Still River Woods” to “Open Space Protection” and change board authorized to expend funds from “Open Space Committee” to “Conservation Commission”

- Vote on Article 21-5 Amended Motion: Passed by Majority

6	Fire Reports Preservation	Harvard Fire Department	\$11,495	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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- Vote on Article 21-6 Main Motion: Passed Unanimously

7	Shaker Herb House Preservation	Harvard Historical Commission	\$58,500	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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-A motion was made to call the question. The vote to call the question did not pass by 2/3

- Vote on Article 21-7 Main Motion: Does not Pass by Majority

8	Civil War Tablet Restoration	Select Board	\$11,775	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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- Vote on Article 21-8 Main Motion: Passed Unanimously

9	Preservation of Historic Town Documents	Town Clerk	\$21,480	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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- Vote on Article 21-9 Main Motion: Passed Unanimously

10	Affordable Housing Reserves	Municipal Affordable Housing Trust	\$38,879	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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- Vote on Article 21-10 Main Motion: Passed by Majority

11	Debt Payment on Town Hall	Finance Director	\$46,988	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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- Vote on Article 21-11 Main Motion: Passed Unanimously

12	Community Preservation Committee Administrative Expenses	Community Preservation Committee	\$2,500	Fiscal 2023 Community Preservation Fund Unspecified Reserves
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**ARTICLE 22: LEASE OF LAND FOR INSTALLATION OF CELL TOWER TO
IMPROVE PUBLIC SAFETY**

To see if the Town will vote to authorize the Select Board lease a portion of the Hildreth Property, off of Ayer Road, for the purpose of installing a wireless communications tower to improve Town public safety and mobile phone reception in the Town of Harvard for a term to be specified in a lease agreement between the Town and the company chosen to install the tower and lease said land, or pass any vote or votes in relation thereto.

On a motion made by Stu Sklar, 39 Scott Rd, Chair of Select Board I move that the Town authorize the Select Board lease, as lessor, a portion of the Town-owned Hildreth Property, off of Ayer Road, having an address of 15 Elm Street, Harvard, Massachusetts, for the purpose of installing and operating a wireless communications tower and accessory equipment on said land to improve Town public safety and mobile phone reception in the Town of Harvard for a term to be specified in a lease agreement between the Town and the company chosen to install the tower and lease said land.

Vote Required for Passage: 2/3

- Vote on Article 22 Main Motion: Declared Passed by 2/3 by Moderator**
- Called for a Hand Count. In favor 71/Opposed 28**
- Vote on Article 22 Main Motion: Moderator Declared Hand Count Passed by 2/3**

**ARTICLE 23: LEASING OF HARVARD COUNCIL ON AGING ROOF FOR SOLAR
POWER**

To see if the Town will vote to authorize the Select Board to lease the roof of the Harvard Council on Aging Building, on Lancaster County Road, for the purpose of installing a solar photovoltaic system for a term to be specified in a Power Purchase Agreement and lease agreement between the Town and the company chosen to install the photovoltaic system, or pass any vote or votes in relation thereto.

On a motion by Stu Sklar, 39 Scott Road, Select Board and seconded, I move that the Town authorize the Select Board to lease the roof of the Harvard Council on Aging Building, on Lancaster County Road, to Solect Energy Development, LLC for the purpose of installing and operating a

solar photovoltaic system for a term to be specified in a Power Purchase Agreement between the Town and Solect Energy Development, LLC.

A Friendly Amendment was offered by Brian Smith, 45 Candleberry Ln, to remove “Solect Energy Development LLC”

Article 23 as amended:

To see if the Town will vote to authorize the Select Board to lease the roof of the Harvard Council on Aging Building, on Lancaster County Road, for the purpose of installing a solar photovoltaic system for a term to be specified in a Power Purchase Agreement and lease agreement between the Town and the company chosen to install the photovoltaic system, or pass any vote or votes in relation thereto.

Vote Required for Passage: 2/3

Vote on Article 23 Main Motion as amended: Passed by 2/3 Vote

ARTICLE 24: FY2023 ENTERPRISE FUND BUDGETS

To see if the Town will vote to raise and appropriate or transfer from available funds sums of money to defray the regular expenses of both the Town Sewer, and Ambulance Enterprise Funds, in accordance with the provisions of Massachusetts General Laws Chapter 44, Section 53F ½ for Fiscal Year 2023, or pass any vote or votes in relation thereto.

On a motion by Stu Sklar, 39 Scott Road, Chair of the Select Board and seconded, I move that the Town appropriate the sums of money to defray the expenses of the Town’s Enterprise Funds for Fiscal Year 2023 using the following revenue sources.

<u>REVENUES</u>	<u>SEWER</u>	<u>AMBULANCE</u>
User Charges	\$ 50,000	\$ 155,000
Betterments	\$ 92,195	N/A
FY 2021 Certified Retained Earnings.	\$ 30,000	\$ 100,175
 TOTAL REVENUE	 \$ 172,195	 \$ 255,175
 <u>EXPENSES</u>	 <u>SEWER</u>	 <u>AMBULANCE</u>
Direct	\$ 172,195	\$ 255,175
TOTAL EXPENSES	\$ 172,195	\$ 255,175

Vote Required for Passage: Majority

Vote on Article 24 Main Motion: Passed Unanimously

ARTICLE 25: HILDRETH ELEMENTARY SCHOOL (HES) ELECTRIC VEHICLE CHARGING STATION REVOLVING FUND

To see if the Town will vote to amend Chapter 21 of the Town Code, Departmental Revolving Funds, by adding thereto the following new section to authorize the establishment of a revolving fund, pursuant to the provisions of Massachusetts General Laws Chapter 44, Section 53E1/2, for the Hildreth Elementary School Electric Vehicle Charging Station: or pass any vote or votes in relation thereto.

§21-5.9 Harvard Elementary School Electric Vehicle Charging Station Revolving Fund.

On a motion by SusanMary Redinger, 121 Ayer Road, School Committee and seconded, I move that the Town amend Chapter 21 of the Town Code, Departmental Revolving Funds, by adding thereto the new section entitled “§21-5.9 Harvard Elementary School Electric Vehicle Charging Station Revolving Fund” as printed on page 48 of the Finance Committee Report and Warrant for this Annual Town Meeting to authorize the establishment of a revolving fund, pursuant to the provisions of Massachusetts General Laws Chapter 44, Section 53E1/2, for the Hildreth Elementary School Electric Vehicle Charging Station.

A. Fund name. There shall be a separate fund called the Harvard Elementary School Electric Vehicle Charging Station Revolving Fund authorized for use by the Harvard School Committee.

B. Revenues. The Town Accountant shall establish the Harvard Elementary School Electric Vehicle Charging Station Revolving Fund as a separate account and credit to the Fund all of the fees charged and received by the Harvard School Committee in connection with the use of the charging station.

C. Purposes and expenditures. During each fiscal year, the Harvard School Committee may incur liabilities against and spend monies from the Harvard Elementary School Electric Vehicle Charging Station Revolving Fund for the expenses of the charging station.

D. Fiscal years. The Harvard Elementary School Electric Vehicle Charging Station Revolving Fund shall operate for fiscal years that begin on or after July 1, 2022.

Vote Required for Passage: Majority

-Voted on Article 25 Amended Motion: Passed Unanimously

ARTICLE 26: REVOLVING FUNDS

To see if the Town will vote to set the following limits on the amounts to be expended from the following revolving funds during Fiscal Year 2023:

On a motion by Don Ludwig, 23 East Bare Hill, Finance Committee and seconded, I move that the Town establish the Fiscal Year 2023 expenditure limitations on the revolving funds previously established by the Town as printed on Page 48 of the Warrant and Finance Committee Report for the 2022 Annual Town Meeting.

Revolving Fund	Expenditure Limit
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Council on Aging	\$ 35,000
Fourth of July Committee	40,000
Fire Department S.A.F.E. Program	15,000
Application Review Advertising & Professional Service Cost	1,000
Harvard Community Cable Access Committee	25,000
Parks and Recreation Beach	120,000
Parks and Recreation Field Maintenance	65,000
HES EVCS Revolving Fund	20,000

or pass any vote or votes in relation thereto.

Vote Required for Passage: Majority

-Vote on Article 26 Main Motion: Passed Unanimously

ARTICLE 27: AMEND CHARTER – MODERATOR TERM

To see if the Town will vote to propose the following amendment to Article 3, Elected and Appointed Town Agencies, Section 3-4, Town Moderator of the Town Charter as follows:

[proposed deleted text is ~~strike through~~ added text is underlined]

The Moderator, William Barton announced that due to a conflict of interest, he would not preside as Town Moderator over the discussion and vote on Article 27. Rich Maiore was appointed to serve as Deputy Moderator at this Annual Town Meeting for the sole purpose of presiding over the discussion and vote on Article 27. The Moderator requested a vote to ratify the appointment. Mr. Maiore was sworn in as Deputy Moderator by the Town Clerk.

On a motion by William Barton, 328 Stow Road, Moderator and seconded, I move that the Town propose the amendment to Article 3, Elected and Appointed Town Agencies, Section 3-4, Town Moderator of the Town Charter to change the term of the Moderator from one year to three years as on pages 48 and 49 of the Finance Committee Report and Warrant for this Annual Town Meeting.

“Section 3-4 Town Moderator.

(a)

Term of Office. There shall be a Town Moderator elected for a term of ~~one year~~ three years.

(b)

Powers and Duties. The Town Moderator shall be the presiding officer of the Town Meeting and shall regulate its proceedings and perform other duties as may be provided by law, this Charter, bylaw, or other Town Meeting vote.

(c)

Appointment of the Finance Committee. The Town Moderator shall appoint a Finance Committee that shall consist of seven residents, none of whom shall be a Town officer elected by ballot or an appointed officer or employee receiving a salary, who shall perform their duties without salary or

compensation. The terms shall be for a period of three years and shall be arranged in order that the terms of as nearly an equal number of members as possible shall expire each year. The Moderator shall exercise due care in the process of selecting members to ensure that the committee represents a cross section of the Town as a whole.

(d)

Appointment of the Capital Planning and Investment Committee. The Town Moderator shall appoint two members of a Capital Planning and Investment Committee.

(e)

Other Appointments. The Town Moderator shall make other appointments provided for by law, this Charter, or bylaw.”, or pass any vote or votes in relation thereto.

Vote Required for Passage: 2/3

-Vote on Article 27 Main Motion: Passed by 2/3

**ARTICLE 28: HISTORICAL COMMISSION – HARVARD SHAKER HERB HOUSE
HISTORIC PRESERVATION RESTRICTION**

To see if the Town will vote, to authorize the Select Board to grant to the Commonwealth of Massachusetts, acting by and through the Massachusetts Historical Commission a perpetual historic preservation on the building known as the Harvard Shaker Herb House located at 81 Shaker Road, Harvard, Massachusetts, on such terms and conditions, and for such consideration, as the Select Board deems appropriate, contingent upon receipt of a matching state grant, or pass any vote or votes in relation thereto.

On a motion by Erin McBee, 221 Littleton Road, Select Board and seconded, I move that the Town authorize the Select Board to grant to the Commonwealth of Massachusetts, acting by and through the Massachusetts Historical Commission, a perpetual historic preservation on the building known as the Harvard Shaker Herb House located at 81 Shaker Road, Harvard, Massachusetts, on such terms and conditions, and for such consideration, as the Select Board deems appropriate, contingent upon receipt of a matching state grant.

**A Friendly Amendment was offered by Frederick Hinchcliffe, 211 Still River Rd, to add “subject to approval at Town Meeting” following “as the Select Board deems appropriate”.
Amendment Passed by Majority**

**A Friendly Amendment was offered by William Salter, 3 Elm St, to strike “upon receipt of a matching State grant”:
Amendment Passed by Majority**

Article 28 as Amended and Passed:

To see if the Town will vote, to authorize the Select Board to grant to the Commonwealth of Massachusetts, acting by and through the Massachusetts Historical Commission a perpetual historic preservation on the building known as the Harvard Shaker Herb House located at 81 Shaker Road, Harvard, Massachusetts, on such terms and conditions, and for such consideration, as the Select Board deems appropriate, subject to approval at Town Meeting, or pass any vote or votes in relation thereto.

Vote Required for Passage: 2/3

Vote on Article 28 Amended Motion: Passed by 2/3

ARTICLE 29: CONSERVATION COMMISSION – EXTENSION OF INVASIVE PLANT MANAGEMENT ARTICLE

To see if the Town will vote to extend the expenditure authorization expiration date for the expenditures authorized under Article 28 (Conservation Commission Invasive Plant Management), of the Warrant for the 2018 Annual Town Meeting, which was previously extended by Article 2 (Extend sunset dates) of the Warrant for the 2020 Annual Town Meeting, from June 30, 2022 to June 30, 2025.

On a motion by Don Ritchie, 6 Glenview Dr, Conservation Commission and seconded I move that the Town further extend the expenditure authorization expiration date for the expenditures authorized under Article 28 (Conservation Commission Invasive Plant Management), of the Warrant for the 2018 Annual Town Meeting, which was previously extended by Article 2 (Extend sunset dates) of the Warrant for the 2020 Annual Town Meeting, from June 30, 2022 to June 30, 2025.

Vote Required for Passage: Majority

-Vote on Article 29 Main Motion: Passed Unanimously

ARTICLE 30: CITIZEN PETITION

To see if the Town will vote to change “Columbus Day” to “Indigenous Peoples’ Day” throughout all documents currently in use by the Town, including, but not limited to Holiday Schedules for personnel use. Fourteen states and the District of Columbia currently recognize Indigenous Peoples’ Day celebrated on the second Monday in October. A bill is pending in the Massachusetts State Legislature. The School Committee made this change in 2018.

On a motion by Sharon McCarthy, 90 East Bare Hill Road, Citizens Petition, and seconded I move that the Town change Columbus Day to Indigenous Peoples’ Day throughout all documents currently in use by the Town, including but not limited to holiday schedules for personnel use.

Vote Required for Passage: Majority

-Vote on Article 30 Main Motion: Passed by Majority

ARTICLE 31: ACCEPTANCE OF GIFTS OF PROPERTY

To see if the Town will vote to accept gifts of land or interests in land for any municipal purpose, and authorize the Select Board to acquire said parcels of land or interests therein so donated or purchased by eminent domain for the purpose of confirming and making clear the Town’s title to said parcels of land or interests therein, or pass any vote or votes in relation thereto.

On a motion by Kara Minar, 204 Still River Road, Select Board and seconded, I move to take no action on this article.

Vote Required for Passage: Majority

-Vote on Article 31 Main Motion: Passed by Majority

ARTICLE 32: ACCEPTANCE OF HIGHWAY FUNDS

To see if the Town will vote to accept State funds to be used for reconstruction and improvements of public ways, or pass any vote or votes in relation thereto.

On a motion by Kara Minar, 204 Still River Road, Select Board and seconded, I move that the Town accept the Fiscal Year 2023 State funds to be used for reconstruction and improvements of public ways.

Vote Required for Passage: Majority

-Vote on Article 32 Main Motion: Passed Unanimously

A motion by Stu Sklar, 39 Scott Road, Select Board Chair, and seconded, move that the 2022 Annual Town Meeting of the Town of Harvard be adjourned to Saturday, October 1, 2022 at Noon at the Bromfield School and that the actions taken on all articles at today's session of the 2022 Annual Town Meeting shall be final.

The meeting was adjourned at 3:58 p.m. on Saturday, May 14, 2022

