

**SPECIAL TOWN MEETING
TOWN OF MONTAGUE
COMMONWEALTH OF MASSACHUSETTS
April 1, 2010**

Franklin, ss.

To either of the Constables of the Town of Montague in the County of Franklin:

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the Inhabitants of the Town of Montague qualified to vote in Town affairs to meet in the Turners Falls High School Theater on Thursday, April 1, 2010, at 7:00 P.M. and to act on the following articles and any motions which may be presented.

ARTICLE 1. To see if the Town will vote to amend the Zoning Map of the Town of Montague by changing the zoning of property located on Assessor's Map 43 Lot 111, the Montague Center School, from Recreational & Educational (RE) use to Neighborhood Business (NB) or pass any vote or votes in relation thereto.

ARTICLE 2. To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide any sum or sums of money for the purpose of increasing the FY 2010 appropriation for the Reserve Fund, or pass any vote or votes in relation thereto.

ARTICLE 3. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow the sum of \$25,000 or any other amount for the purpose of increasing the FY 2010 appropriation for the Legal Account, or pass any vote or votes in relation thereto.

ARTICLE 4. To see if the Town will vote to establish a Franklin County Technical School Stabilization Fund, or pass any vote or votes in relation thereto.

ARTICLE 5. To see if the Town will vote to change the name of the Educational Stabilization Fund to the "Gill Montague Regional School District Stabilization Fund", or pass any vote or votes in relation thereto.

ARTICLE 6. To see if the Town will vote to enact a new section, NO. 5, "Stretch Energy Code" to the general By-laws of the Town of Montague by adding to the Article titled "Building and Use By-Law", for the purpose of regulating the design and construction of buildings for the effective use of energy, pursuant to Appendix 120.AA of 780 CMR, including amendments or modifications as of April 1, 2010) of the Massachusetts Building Code, Seventh Edition and known as the "Stretch Energy Code", a copy of which is on file with the Town Clerks, or pass any vote or votes in relation thereto.

ARTICLE 7. To see if the Town will vote to add the Town of Leverett as a member of the Franklin County Solid Waste Management District (“District”) and therefore amend Article 1 Paragraph 4 of the Franklin County Solid Waste Management District Agreement pursuant to Article 7 of said Agreement by adding “Leverett” to the list of District member municipalities, subject to the following terms:

The Town of Leverett shall be admitted as a member for the District, effective July 1, 2010, by paying a one-time membership fee to the District of \$4,550 plus an annual assessment of \$4,624 for Fiscal Year 2011 and all future assessments based upon the same assessment formula applied to all other District member municipalities and shall comply with all other provisions of the District Agreement.

Or pass any vote or votes in relation thereto.

ARTICLE 8. To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide the sum of \$91,450, or any other amount, for the purpose of paying the first debt payment due on the Public Safety Facility permanent financing, or to pass any vote or votes in relation thereto.

ARTICLE 9. To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide the sum of up to \$750,000 for the purchase of infrastructure improvements including but not limited to heating and ventilation, lighting and controls, energy management systems, insulation, equipment, materials and supplies for buildings for Montague Town Buildings, and that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow up to \$750,000 in accordance with MGL c 44 or pursuant to any other enabling authority, or to enter into a lease agreement with respect to such project with a principal of amount of up to \$750,000 in accordance with MGL c 25A, s. 111 or pursuant to any other enabling authority, or to pass any vote or votes in relation thereto.

ARTICLE 10. To see if the Town will vote to authorize the Selectmen to enter into an Energy Savings Performance Contract with Siemens Building Technologies for the purpose of infrastructure improvements including but not limited to heating and ventilation, lighting and controls, energy management systems, insulation, equipment, materials and supplies for Montague Town Buildings, under which the funds to pay for these items will ultimately come from savings derived from energy conservation measures for a period of up to twenty (20) years. Energy Saving Performance Contract between the Town and Siemens Building Technologies, or to pass any vote or votes in relation thereto.

And you are directed to serve this warrant by posting attested copies thereof in some conspicuous place in each of the Post Offices, Libraries, and Town Hall of the Town, at least fourteen days before said meeting.

Hereof fail not and make due return of this document with your doings thereon to the Town Clerk fourteen days before said meeting.

Given under our hands this _____ day of March in the Year of Our Lord Two Thousand and Ten.

Patricia L. Pruitt

Patricia A. Allen

Mark Fairbrother

Selectmen, Town of Montague

Franklin, ss Montague, MA March , 2010

Pursuant to the within warrant, I have warned the Inhabitants of the Town of Montague by posting attested copies of the same in a conspicuous place in each of the Post Offices, Libraries, and the Town Hall of the Town of Montague at least fourteen days before said meeting as within directed.

Constable of Montague