

**SHERWOOD GREENS ROAD IMPROVEMENT AND MAINTENANCE DISTRICT  
1439 JACOBS LADDER ROAD, BECKET, MA 01223**

**MINUTES  
ANNUAL DISTRICT MEETING  
JUNE 4, 2016**

Pursuant to the foregoing warrant, the Annual District Meeting was called to order on June 4, 2016 at 10:07 A.M. by John Kammerman, Chairman of the Prudential Committee. Before the formal meeting began John thanked everyone for coming. The District Clerk, Mary White was introduced. She noted that a quorum was present. There were **22** voters present or represented by proxy.

The first order of business was to elect a moderator. Following nominations, it was moved and seconded to elect Joe Gaze as Moderator. The motion passed. The District Clerk administered the Oath of Office to Mr. Gaze. Mr. Gaze advised those present that the meeting would be conducted in accordance with our Special Act and District By- Laws, and that a voice vote or show of cards will be used when voting on an article. The following articles were voted on.

**Article 1:** Article 1 was moved, seconded and amended to require a 2/3 vote.

**Article 1:** To see if the district will vote to raise and appropriate the sum of money needed for the operating budget for FY 2017 and to fix the salaries and compensation of all elected offices as follows:

<u>Account</u>	<u>Amount</u>
Major Improvements	\$12,000.00
Annual Maintenance	\$ 7,500.00
General Road Maintenance	\$11,500.00
Winter Road Maintenance	\$17,000.00
Tax collection	\$ 300.00
Town Officials	\$ 2,800.00
Super Salary	\$ 5,000.00
Super Expenses	\$ 600.00
Clerk Salary	\$ 2,000.00
Treasurer Salary	\$ 3,800.00
Office Expenses	\$ 1,500.00
Prudential Committee Expenses	\$ 300.00
Attorney 's Fee	\$ 1,000.00
General Reserve Account	\$ 5,000.00
Insurance, Bonding and Withholding	\$ 3,000.00
Entrance and Beach Maintenance	\$ 2,000.00
Lake Maintenance	\$15,000.00
Total Budget	\$90,300.00

Prudential Committee Approves                      Majority Vote Required-**2/3 Vote Required, as Amended**

Mr. Salemme questioned why we pay a set amount for winter roads rather than by the job. It was explained that while we occasionally pay more by set amount, it would usually cost us more by the job. Mrs. Lavery asked for a breakdown of the \$15,000.00 for Lake Maintenance. Ken Einhorn gave her the figures.

A vote was taken, and **Article 1 passed unanimously.**

**Article 2:** To see if the District will vote to raise and appropriate the sum of \$9,700.00 for capital expenses for Sherwood greens as Follows:

Bow South- GR&R with 6 loads of material	\$3,600.00
Regrade Long Bow East (near Freadman's), 4 loads of materials,	\$2,900.00
Deer Trail-GR&R with 5 loads of material	\$3,200.00
Total	\$9,700.00

Prudential Committee Recommends Majority vote required

There was a question as to why these items were separate from the budget line items It was explained that the line items are on -going expenses, while this article is for one-time repairs. Jeanne Pryor asked if Bow South will be put back to the way it was. Jaime said it will.

A vote was taken, and **Article 2 passed unanimously.**

**Article 3:**

Article 3 was originally on the warrant as follows: To see if the district will vote to raise and appropriate the sum of \$1,800.00 To proceed with mosquito spraying throughout the Greens for the prevention of the Zita Virus and other mosquito borne Diseases.

Article 3 was moved, seconded and amended to state:

**Article 3:** To see if the district will vote to authorize the District Prudential Committee to enter into an agreement with the Berkshire Mosquito Control District to proceed with mosquito control measures at the estimated cost of \$1,800.00 throughout the public areas of the Greens to be paid from the Line Item for General Road Maintenance for the prevention of mosquito borne diseases.

Prudential committee recommends 2/3 vote required

Vote was taken, and Article 3 as amended **passed by a vote of 15 in favor 7 opposed.**

**Article 4:** To entertain nominations and to cast votes in the District Elections to fill vacancies of district officers as follows:

2 members Prudential Committee 3 year terms

1 member Prudential committee 2 year term (this is to fill the unexpired term of Joe Gaze)

Prudential Committee recommends Majority vote required

Ken Einhorn and Michael Lavery were nominated for the 3 year terms. Nominations were closed. A vote was taken, and Ken Einhorn And Michael Lavery were elected unanimously.

Bob Gerstel was nominated for the two year term. Nominations were closed. A vote was taken, and Bob Gerstel was elected unanimously.

**Article 5:** Article 5 was moved, seconded and amended to state:

**Article 5:** To entertain the proposed Bylaw change and to cast votes in the District to make the following change to Chapter 11, Section 1:

Section 1 was originally on the warrant as follows:

The annual District meeting shall be held at 9: A.M. on the first Saturday of June in each year, or at such other date as the Prudential Committee may determine by vote no later than May 15 of each year.

Section 1 was amended to state:

Section 1: The annual District meeting shall be held at 9:00 A.M. on the first Saturday of June in each year.

Prudential Committee Recommends 2/3 Vote Required

A vote was taken and Article 5 as amended passed by a unanimous vote.

Article 6: To entertain the proposed Bylaw change and to cast votes in the District to make the following change to Chapter VII, Section 3:

Section 3: Any person(s) who intends to engage in a construction project which will involve the use of SGRD ways to transport loads of more than twenty (20) tons gross vehicle weight, must first obtain a permit from the Prudential Committee pursuant to the procedures and requirements set forth in Section 7, of this Chapter VII.

Prudential Committee Recommends 2/3 Vote Required

A vote was taken and Article 6 passed unanimously.

Article 7: To entertain the proposed Bylaw change and to cast voters in the District to make the following change to Chapter VII, Section 5.

Section 5: Any person(s) who intends to construct a new driveway that will abut a SGRD way must first obtain a permit from the Prudential Committee pursuant to the procedures and requirements set forth in Section 7 of this Chapter VII.

Prudential Committee Recommends 2/3 Vote Required

A vote was taken, and article 7 passed unanimously

Article 8: Article 8 was originally on the warrant as follows;

Section 7 Application for road and driveway permits shall be submitted to the District Superintendent with the required fee. The District Superintendent shall review and provide the Prudential Committee with comments and proposed conditions. The Prudential Committee may grant, deny or grant subject applicant to comply with conditions, including but not limited to location of culverts, complying with specified methods of construction, a timetable or specified hours of the execution of the permitted activity, posting of bond to ensure that SGRD ways and property will be restored to their prior condition after the proposed activity is completed, and any other such conditions deemed appropriate by the Committee. Applicants shall be responsible for all costs associated with repairing damage and wear and tear to SGRD ways caused by the proposed activity and all costs associate with construction of any new driveway, including, but not limited to, the cost of replacement culverts, surfacing and construction to grade.

Prudential Committee may approve, and from time to time revise as needed, standard forms for permits and general conditions and construction standards applicable to permits, and a schedule of fees for District permits,

The Prudential committee, with the assistance of the District Superintendent, shall have the right to enforce these Bylaws by all Lawful means, including the right to seek an injunction or to recover damages or both. The Prudential Committee may seek repayment of all costs and expenses if incurred in enforcing the Bylaws from the party(ies) found to be in violation of the provisions of this chapter VII of the Bylaws.

Prudential Committee Recommends 2/3 Vote Required

Article 8 was moved, seconded, and amended to state:

Article 8: On the review and recommendation of the District Counsel, we recommend a Friendly Amendment to Section 7: Application for road and driveway permits shall be submitted to the District Superintendent with the required fee. The District Superintendent or designee shall document and maintain records of submitted permits and fees. The District Superintendent shall review applications and present the to the Prudential Committee noting any comments and concerns. If issues need clarification, the Prudential Committee may request further information from the applicant before a decision is rendered. The Committee may grant, deny, or grant permits with conditions including but not limited to: location of culverts, evidence of compliance with acceptable construction standards, completion dates, and any other such conditions deemed necessary by the Committee. The SGRD shall not have any fiscal responsibility regarding any permitted work including but not limited to: new culverts, repositioning of culverts, new driveways, surfacing and grading.

A monetary bond may be required to ensure that SGRD ways and property be restored to their prior condition upon project completion. Applicants shall be responsible for cost associated with repairing damage to SGRD roads and property including excessive wear and tear on roadways caused by equipment utilized to complete project.

The Prudential Committee with the assistance of the District superintendent, shall have the right to enforce these Bylaws by all lawful means, including the right to seek an injunction or to recover damages, or both, The Prudential Committee may seek repayment of all costs and expenses it incurred in enforcing the Bylaws from party(ies) determined to be in violation of the provisions of this chapter VII of the Bylaws.

The Prudential Committee may approve and revise, as needed, the following: i.e.: schedules, permit applications, general approval conditions, and Construction Standards.

A vote was taken and Article 8 as amended was accepted unanimously

Respectfully submitted

,

Mary S. White  
District Clerk

