

**WARRANT FOR THE  
ANNUAL TOWN MEETING  
MAY 11, 2010  
TOWN OF AQUINNAH  
THE COMMONWEALTH OF MASSACHUSETTS**

County of Dukes County, ss  
To either of the Constables of the Town of Aquinnah:

**GREETINGS:**

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Aquinnah who are qualified to vote in elections and town affairs to meet at the **Aquinnah Old Town Hall in said Town on the Eleventh day of May 2010, at 7:00 PM**, then and there to act upon the articles of this Warrant, with the exception of Article One. And to meet **again at the Aquinnah Town Offices Building on the Twelfth day of May 2010, at twelve noon**, then and there to act on Article One of the Warrant by the election of officers found on the Official Ballot.

The polls for voting on the Official Ballot will open at 12 PM on Wednesday, May 12, 2010, and will close at 7 PM.

**ARTICLE ONE  
Town Clerk**

To elect the following officers on the Official Ballot:

One Selectman for Three Years  
One Library Trustee for Three Years  
One Planning Board Member for One Year  
Two Planning Board Members for Three Years  
One Board of Health Member for Three Years  
One Board of Assessors Member for Two Years  
One Board of Assessors Member for Three Years  
Moderator for Three Years  
Two Constables for Three Years

**ARTICLE TWO**  
**Moderator**

To hear the reports of the Town Officers and Committees and act thereon.

**ARTICLE THREE**  
**Board of Selectmen**

To see if the Town will vote to appropriate the sums of money required to defray the FY2011 general expenses of the Town as itemized in the budget and to fix the salaries and compensation of all elected officers and employees of the Town as itemized therein, and to fund said appropriations through the tax levy with the exception of police, fire and shellfish/harbormaster wages which will be defrayed in part by a transfer in the amount of **\$12,025** (Twelve thousand twenty-five dollars) from the Waterways Special Revenue Fund 282 as follows: 2% of police wages and salaries; 1% of fire department wages; and 28% of harbormaster wages, or take any other action relative thereto.

**ARTICLE FOUR**  
**Board of Selectmen**

To see if the Town will vote to appropriate the sum of **\$28,288** (Twenty-eight thousand, two hundred and eighty-eight dollars) for highway construction or improvements from the Town of Aquinnah's Chapter 90 local transportation aid apportionment from the Commonwealth of Massachusetts for FY2011, or take any other action relative thereto.

**ARTICLE FIVE**  
**Planning Board**

To see if the Town will vote to raise and appropriate the sum of **\$3,000** (Three thousand dollars) to provide administrative and clerical support for the Planning Board and Planning Board Plan Review Committee, or take any other action relative thereto.

**ARTICLE SIX  
Board of Selectmen**

To see if the Town will vote to establish an Other Post-Employment Benefits Stabilization Fund to pay for benefits such as, but not limited to, health insurance for retired employees from the Town of Aquinnah and to transfer from free cash the sum of **\$50,000** (Fifty thousand dollars) into this fund for FY2011, or take any other action relative thereto.

**ARTICLE SEVEN  
Board of Selectmen**

To see if the Town will vote to express its intent to use the equivalent of 50% (Fifty percent) of the future proceeds of the sale of Map 5, Lot 59 to assist the Aquinnah Housing Committee to establish a program of rental housing for income qualifying Aquinnah residents and Town of Aquinnah employees, or take any other action relative thereto.

**ARTICLE EIGHT  
Board of Selectmen**

To see if the Town will vote to rescind STM 6/19/08, Article 12, in order to establish a minimum bid threshold equivalent to the lower amount of \$600,000 (Six hundred thousand dollars) or the actual assessed value amount of Map 5, Lot 59, upon conclusion of the next triennial certification of real and personal property values for the Town of Aquinnah, or take any other action relative thereto:

*Special Town Meeting, June 19, 2008, Article 12:*

*“To see if the Town will vote to allow the Board of Selectmen to sell a certain parcel of town-owned land, Map 5, Lot 59, consisting of 3.6 acres, in proximity of the Sand Castle Lane area, in accordance with M.G.L. Chapter 30B, and to set therefore a minimum bid threshold of \$600,000 (Six hundred thousand dollars) for the sale of such land, or take any other action relative thereto.*

ATM 5/11/10

**ARTICLE NINE**  
**Board of Selectmen**

To see if the Town will vote to allow the Board of Selectmen to sell a certain parcel of town-owned land identified as Map 5, Lot 59, and to set therefore a **minimum** bid threshold equivalent to the lower amount of \$600,000 (Six hundred thousand dollars) or the actual assessed value amount of Map 5, Lot 59, upon conclusion of the next triennial certification of real and personal property values for the Town of Aquinnah, or take any other action relative thereto.

**ARTICLE TEN**  
**Board of Selectmen**

To see if the Town will vote to approve a policy to give preference to abutters in the process of selling landlocked, town-owned land, or take any other action relative thereto.

**ARTICLE ELEVEN**  
**Board of Selectmen**

To see if the Town will vote to appropriate from free cash the sum of **\$4,607.50** (Four thousand six hundred seven dollars and fifty cents) for the FY2011 lease/purchase amounts due for two computer financial software programs from VADAR Systems, or take any other action relative thereto.

**ARTICLE TWELVE**  
**Community Preservation Committee**

To see if the Town will vote to appropriate or reserve for later appropriation monies for the administrative expenses of the Community Preservation Committee, the payment of debt service, the undertaking of Community Preservation projects and all other necessary and proper expenses for the year, from projected FY2011 Community Preservation revenues of \$135,000 (One hundred thirty-five thousand dollars). Thirty percent of those funds shall be allotted in the following amounts as required by Community Preservation Act legislation:

**\$13,500** (Thirteen thousand five hundred dollars) to the Community Preservation Open Space Reserve, and;

**\$13,500** (Thirteen thousand five hundred dollars) to the Community Preservation Historic Reserve, and;

**\$13,500** (Thirteen thousand five hundred dollars) to the Community Preservation Housing Reserve.

In addition, the remaining seventy percent of funds raised during FY2011 shall be reserved for appropriation in the following manner as recommended by the Aquinnah Community Preservation Committee:

**\$58,820** (Fifty-eight thousand eight hundred twenty dollars) to the Community Preservation Historic Preservation Reserve, and;

**\$33,680** (Thirty-three thousand six hundred eighty dollars) to the Community Preservation Affordable Housing Reserve, and;

**\$2,000** (Two thousand dollars) to the Community Preservation Budgeted Reserve,

or take any other action relative thereto.

**ARTICLE THIRTEEN**  
**Community Preservation Committee**

To see if the Town will vote to appropriate monies, from the above reserved Community Preservation revenues, for the undertaking of the following Historic Preservation projects, as recommended by the Community Preservation Committee:

**\$15,000** (Fifteen thousand dollars) from the Community Preservation Historic Preservation Reserve for emergency restoration and repairs to the Aquinnah Lighthouse, and;

**\$6,000** (Six thousand dollars) from the Community Preservation Historic Preservation Reserve for the continued restoration of the Edwin Vanderhoop Homestead, and;

**\$15,200** (Fifteen thousand two hundred dollars) from the Community Preservation Historic Preservation Reserve for mortgage costs related to the Edwin Vanderhoop Homestead, and;

**\$10,520** (Ten thousand five hundred twenty dollars) from the Community Preservation Historic Preservation Reserve for borrowing costs related to the restoration of the Old Aquinnah Library, and;

**\$1,600** (One thousand six hundred dollars) from the Community Preservation Historic Preservation Reserve for restoration of historic windows at the Dukes County Courthouse, and;

**\$14,000** (Fourteen thousand dollars) from the Community Preservation Historic Preservation Reserve for the restoration of exterior trim at the Gay Head Community Baptist Church, and;

**\$10,000** (Ten thousand dollars) from the Community Preservation Historic Preservation Reserve for the extension of the brick walkway at the cliffs,

or take any other action relative thereto.

**ARTICLE FOURTEEN  
Community Preservation Committee**

To see if the Town will vote to appropriate monies, from the above reserved Community Preservation revenues, for the undertaking of the following Community Housing efforts, Open Space Preservation efforts, and CPA Administrative expenses, as recommended by the Community Preservation Committee:

**\$6,000** (Six thousand dollars) from the Community Preservation Open Space Reserve for the fabrication and installation of a boardwalk at Philbin Beach, and;

**\$16,850** (Sixteen thousand eight hundred fifty dollars) from the Community Preservation Affordable Housing Reserve to the Dukes County Regional Housing Authority for support of its Rental Assistance Program, and;

**\$2,000** (Two thousand dollars) from the Community Preservation Budgeted Reserve for CPA administrative expenses,

or take any other action relative thereto.

**ARTICLE FIFTEEN  
Board of Selectmen**

To see if the Town will vote to transfer from free cash the sum of **\$80,000** (Eighty thousand dollars) to the general Stabilization Fund, or take any other action relative thereto.

**Two-thirds vote required for passage.**

**ARTICLE SIXTEEN  
Board of Selectmen**

To see if the Town will vote to raise and appropriate the sum of **\$900** (Nine hundred dollars) to restore the floor in the Old Town Hall meeting room, or take any other action relative thereto.

**ARTICLE SEVENTEEN  
Board of Selectmen**

To see if the Town will vote to appropriate from free cash the sum of **\$5,000** (Five thousand dollars) for design plans and engineering services for the repair of the Moshup Trail culvert, or take any other action relative thereto.

**ARTICLE EIGHTEEN  
Board of Selectmen**

To see if the Town will vote to appropriate from free cash the sum of **\$2,500** (Two thousand five hundred dollars) for the lease/purchase of a new photocopier for Town Office Building departments, or take any other action relative thereto.

**ARTICLE NINETEEN  
Conservation Commission**

To see if the Town will vote to transfer the sum of **\$4,800** (Four thousand eight hundred dollars) from Special Revenue Conservation Fee Fund, for Conservation Commission use, or take any other action relative thereto.

**ARTICLE TWENTY  
Board of Selectmen**

To see if the Town will vote to amend the Aquinnah Zoning Bylaw, Article X, Coastal District, Section 10.2-1 Flood Plain Zone, Purpose, as follows:

“The Town of Aquinnah, recognizing the dangers inherent upon coastal flooding at times of hurricanes or severe storms and as a means of protecting its’ citizens and their property, hereby establishes a series of Flood Plain Overlay Districts and Zoning Regulations for construction of structures and for the use of the land within these districts. Such districts are defined and include all special flood hazard areas within the Town of Aquinnah designated as Zone AE or VE on the Dukes County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA) for the administration of the National Flood Insurance Program. The map panels of the Dukes County FIRM that are wholly or partially within the Town of Aquinnah are panel numbers

25007C0152H, 25007C0154H, 25007C0156H,  
25007C0157H, 25007C0158H, 25007C0159H and  
25007C0166H dated July 6, 2010.

The exact boundaries of the District may be defined by the 100-year base flood elevations shown on the FIRM and further defined by the Dukes County Flood Insurance Study (FIS) report dated July 6, 2010. The FIRM and FIS report are incorporated herein by reference and are on file with the Town Clerk, and Building Inspector, and Planning Board.”

or take any other action relative thereto.

<b>ARTICLE TWENTY-ONE</b>
<b>Board of Selectmen</b>

To see if the Town will vote to authorize the use of the following revolving funds pursuant to M.G.L. Chap. 44, Sec. 53E1/2 for FY2011, with the specific receipts credited to each fund, the purposes for which each fund may be spent and the maximum amount that may be spent from each fund for the fiscal year, and the disposition of the balance of each fund at the end of the current fiscal year, as follows:

Revolving Fund	Authorized to Spend	Revenue Source	Use of Fund	FY11 Spending Limit	Disposition of FY10 F/B
Wiring Inspections	Building Insp/ Selectmen	Wiring Inspection fees charged to homeowners	To pay wiring inspector	\$10,000	Balance available for expenditure
Plumbing Inspections	Building Insp/ Selectmen	Plumbing Inspection fees charged to homeowners	To pay plumbing inspector	\$ 5,000	Balance available for expenditure
Gas Inspections	Building Insp/ Selectmen	Gas Inspection fees charged to homeowners	To pay gas inspector	\$ 6,000	Balance available for expenditure
Fire Inspections	Fire Chief/ Selectmen	Fire Inspection fees charged to homeowners	To pay insp. & asst. inspector	\$ 3,000	Balance available for expenditure
Trench Inspections	Selectmen	Trench Inspection fees charged to landowners	To pay trench inspector	\$ 500	Balance available for expenditure
TOTAL SPENDING				\$ 24,500	

**ARTICLE TWENTY-TWO  
Dukes County Commissioners**

To see if the Town will vote to enter into an Inter-municipal Agreement with the County of Dukes County to provide a Vineyard Health Care Access Program under which, in FY2011, the County of Dukes County will pay 30% (\$26,659.18) of the level budgeted cost of the program (\$88,863.94) and to raise and appropriate the sum of **\$2,301.58** (Two thousand three hundred one dollar and fifty-eight cents) as the Town's proportionate share of the balance (\$62,204.76) of the level budgeted projection cost based on the equalized valuation as computed by the Commonwealth of Massachusetts Department of Revenue for FY2011, or take any other action relative thereto.

**ARTICLE TWENTY-THREE  
Vineyard Health Care Access Program**

To see if the Town will vote to raise and appropriate the sum of **\$1,846.31** (One thousand eight hundred forty-six dollars and thirty-one cents) to continue the Vineyard Health Care Access Program at the current level of service as the Town's proportionate share of the total cost (\$61,136.06) to be administered by the County of Dukes County, based on the 50/50 Formula which combines 50% of the cost based on equalized valuation of property values as computed by the Commonwealth of Massachusetts Department of Revenue and 50% based on the Town's population as documented in the U.S. Census, or take any other action relative thereto.

**ARTICLE TWENTY-FOUR  
Dukes County Commissioners**

To see if the Town will vote to enter into an Inter-municipal Agreement with the County of Dukes County to provide an Integrated Pest Management Program (including Rodent Control) under which, in FY2011, the County of Dukes County will pay 30% (\$14,074.74) of the total cost of the program (\$71,915.81, less projected revenue of \$25,000, for a net cost of \$46,915.81) and to raise and appropriate the sum of **\$1,215.12** (One thousand two hundred fifteen dollars and twelve cents) as the Town's proportionate share of the balance (\$32,841.07) of the net cost of the program, based on the equalized valuation as computed by the Commonwealth of Massachusetts Department of Revenue for FY2011, or take any other action relative thereto.

**ARTICLE TWENTY-FIVE**  
**Town Treasurer**

To see if the Town will vote to adopt the provisions of Massachusetts General Law Chapter 32B, Section 18, which will require that all retirees, their spouses and dependents who are enrolled in Medicare Part A at no cost to a retiree, their spouse or dependents, or eligible for coverage there under at no cost to a retiree, their spouse or dependents, be required to enroll in a Medicare health benefits supplement plan offered by the Town, or take any action relative thereto.

**ARTICLE TWENTY-SIX**  
**Town Treasurer**

To see if the Town will vote to accept the provisions of H4105, "An Act Authorizing the Government Employers in the County of Dukes County" establishing a pooled other post-employment benefits trust fund, and vote to join the Trust, or take any other action relative thereto.

**ARTICLE TWENTY-SEVEN**  
**Assessors**

To see if the Town will vote to take from free cash the sum of **\$38,000** (Thirty-eight thousand dollars) to procure triennial revaluation of real and personal property, or take any other action relative thereto.

**ARTICLE TWENTY-EIGHT**  
**Police Department**

To see if the Town will vote to take from free cash the sum of **\$35,000** (Thirty-five thousand dollars) to purchase and equip a hybrid four wheel drive police cruiser, or take any other action relative thereto.

**ARTICLE TWENTY-NINE  
Police Department**

To see if the Town will vote to raise and appropriate the sum of **\$2,500** (Two thousand five hundred dollars) to enable the police department to participate in joint training with other police departments and emergency responders along with the State Police and to provide related emergency response equipment aimed at improving response to emergency situations exceeding the capabilities of a single municipality, or take any other action relative thereto.

**ARTICLE THIRTY  
Up-Island Regional School Committee**

To see if the Town will vote to raise and appropriate the sum of **\$15,625** (Fifteen thousand six hundred twenty-five dollars) to fund the Town's share of cost for replacement windows and vent units, shingling, roofing and other repairs to the West Tisbury school provided however, that the other two towns in the District vote in the affirmative to fund their respective shares, or take any other action relative thereto.

**ARTICLE THIRTY-ONE  
Board of Health**

To see if the Town will vote to transfer from free cash the sum of **\$2,500** (Two thousand five hundred dollars) to purchase a new desktop PC including set-up and installation services for the Board of Health office, with provisions for GIS mapping, or take any other action relative thereto.

**ARTICLE THIRTY-TWO  
Fire Department**

To see if the Town will vote to raise and appropriate the sum of **\$500** (Five hundred dollars) for purchase of the Reverse 911 service, or take any other action relative thereto.

And you are hereby directed to serve this warrant by posting up attested copies at the Schoolhouse Library currently housed in the Old Town Hall, and Town Hall in said Town, at least seven days prior to time of said meeting. Hereof, fail not, and make due return of this warrant with your doings thereon to the Town Clerk at the time and place of said meeting.

Given under our hands this Fourth day of May in the year of our Lord Two Thousand and Ten, we the undersigned members of the Board of Selectmen.

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Spencer Booker, Chairman

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Camille Rose, Vice Chairman

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James Newman

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Betty Joslow  
Aquinnah Constable

*posted May 4, 2010*