2026 SPECIAL TOWN MEETING

TO EITHER OF THE CONSTABLES OF THE TOWN OF BERKLEY, IN THE COUNTY OF BRISTOL, GREETING: In the name of the Commonwealth of Massachusetts, you are directed to notify the inhabitants of the Town of Berkley qualified to vote in elections to meet at the **BERKLEY MIDDLE SCHOOL GYMNASIUM,** 21 North Main Street, in said Berkley on **MONDAY, the Fourteenth day of December, 2026 AT 7:00 P.M.** then and there to act the following articles viz:

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TOWN CLERK
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ARTICLE 1: To see if the Town will vote to hear the report of the Finance Committee, or to take any other action relative thereto.

ARTICLE 2: To see if the Town will vote to transfer from available funds a sum or sums of money to supplement certain departmental appropriations for Fiscal Year 2027, including personnel-related expenses and other identified departmental operating needs, or take any other action relative thereto.

ARTICLE 3: To see if the Town will vote to transfer from available funds a sum or sums of money for the payment of unpaid bills incurred in prior fiscal years, including outstanding school department obligations and other identified municipal liabilities, or take any other action relative thereto.

ARTICLE 4: To see if the Town will vote to charge for each written demand issued by the Treasurer/Collector a fee of Twenty-Five dollars ($25.00) to be added and collected as part of the tax, as authorized by MGL Chapter 60 Section 15, effective as of January 1, 2027, or take any action relative thereto.

ARTICLE 5: To see if the Town will vote to transfer a sum of money representing unspent FY2026 PEG Access funds previously appropriated to the General Fund, back to the Town's PEG Access Fund, or take any other action relative thereto.

ARTICLE 6: To see if the Town will vote to transfer a sum of money from the Marijuana Stabilization Fund to the General Fund or take any other action relative thereto.

ARTICLE 7 : To see if the Town will vote to rescind the action taken under Article 8 of the November 13, 2023 Special Town Meeting, which established the Marijuana Stabilization Fund pursuant to G.L. c. 40, § 5B and dedicated certain revenues thereto, such that fees due under any Host Community Agreement entered into by the Town pursuant to G.L. c. 94G, § 3(d) shall be paid to the General Fund, said revocation to be effective on July 1, 2027, or take any other action relative thereto.

ARTICLE 8: To see if the Town will vote, pursuant to G.L. c. 41, § 21, that the Cemetery Commissioners of the Town shall hereafter be appointed by the Board of Selectmen, with such change to be submitted to the voters of the Town at the next Annual Town Election in accordance with applicable law; or take any other action relative thereto.

ARTICLE 9: To see if the Town will vote to adopt, as Article 37 of the General Bylaws, a new Town "Budget Bylaw," so-called, establishing a structure to guide the development and review processes with regard to the Town's operating budget, to mandate early, timely budget deliberations and to reinforce collaboration and communication, the complete text of which is set forth in the Town Meeting handout entitled "Town Budget Bylaw," dated October 28, 2026, also on file with the office of the Town Clerk, or take any other action relative thereto.

ARTICLE 10: To see if the Town will vote to amend Article 2, "Town Meetings," Section 2 of the General Bylaws by deleting the words "Treasurer" and "Collector of Taxes" from the list of offices appearing under the heading "For a three year term of office with one of these elected each year," or take any other action relative thereto.

ARTICLE 11: To see if the Town will vote to amend the General Bylaws of the Town of Berkley by deleting Article 5, entitled "Fees of the Town Clerk," in its entirety and replacing it with the following:
"Article 5. Town Clerk Fees. The Board of Selectmen shall be authorized, upon recommendation of the Town Clerk, to establish, amend, or repeal fees charged by the Town Clerk's Office for the recording and issuance of vital records, business certificate filings, issuance of local licenses, document certifications, and other services provided by the Town Clerk's Office, except where such fees are otherwise established or regulated by Massachusetts General Laws. The Board of Selectmen may establish, amend, or repeal any fee pursuant to this Article by majority vote at a duly posted open meeting of the Board of Selectmen. All fees collected by the Town Clerk's Office, including fees collected on behalf of other Town departments, shall, upon receipt, be paid into the Town Treasury in accordance with applicable law";
or take any other action relative thereto.

…and you are hereby directed to serve this Warrant by posting up attested copies thereof, one at the Old Town Hall, Public Library, Common Crossing – 11 North Main St., and the Public Safety Building Lobby, Fire Station #2 at 6 Grove Street, in addition to The Town Hall, all in said Berkley fourteen days at least before the time of holding said Meeting. Said Warrant shall also be distributed by the Board of Selectmen by bulk-rate mailing to every residence in the Town in accordance with the Town of Berkley by-law Article 2, Section 1. Hereof fail not and make due return of this Warrant with your doings thereon to the Town Clerk of the time and place of Meeting as aforesaid.

Given under our hands, this, the **28th day of October, in the year two thousand twenty six.**

BOARD OF SELECTMEN:

Jennifer Vincent, Clerk

Tabitha K. McGrohan, Chairman

BRISTOL, SS: Berkley, 11/4, 2026

I have served the above Warrant by posting up attested copies, one at each of the above-named places in said Berkley, fourteen days at least before the time of holding said meeting.

STM WARRANT FY27

Constable of Berkley Paul Tolman