

**WARRANT
FOR THE ANNUAL TOWN MEETING
TO BE HELD
MAY 9, 2011**

Commonwealth of Massachusetts

Plymouth, ss

To either of the Constables of Mattapoisett, in said County of Plymouth:

Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Mattapoisett qualified to vote in Elections and Town Affairs to meet at the Old Rochester Regional High School, located at 135 Marion Road, on Monday, the ninth day of May at six thirty in the evening, then and there to act on the following Articles:

MAJORITY VOTE

ARTICLE 1: ELECTED OFFICERS' COMPENSATION: (No Funding Required)

To see if the Town will vote to fix the salaries of elected officers of the Town for Fiscal Year 2012 as follows:

Moderator	\$ 200.00
Board of Selectmen, Chairman	\$ 3,700.00
Board of Selectmen, Members – each	\$ 3,300.00
Assessor – each	\$ 3,300.00
Town Clerk	\$ 48,691.00
Board of Health – each	\$ 400.00
Highway Surveyor	\$ 65,024.00
Mattapoisett School Committee – each	\$ 400.00
Water/Sewer Commissioner – each	\$ 400.00
Tree Warden	\$ 7,074.00
Herring Inspector	\$ 737.00

or take any other action relating thereto.

**BY THE BOARD OF SELECTMEN
FINANCE COMMITTEE APPROVES**

ARTICLE 2: GENERAL OPERATING BUDGET (From Tax Levy, and Retained Earnings)
To determine the sums of money the Town will vote to defray general operating expense of the Town for Fiscal Year 2012 including debt and interest, the money to be raised by taxation, borrowing or transfer from available funds, or take any other action relative thereto.

Amounts to be voted are shown in Attachment "A"

BY THE BOARD OF SELECTMEN
FINANCE COMMITTEE APPROVES

2/3 VOTE

ARTICLE 3: ESTABLISHMENT OF STABLIZATION FUND – REGIONAL SCHOOL DISTRICT ASSESSMENT

To see if the Town will vote to establish a special purpose stabilization fund to be known as the Regional School District Assessment Stabilization Fund, pursuant to MGL Ch. 40 sec. 5B for the purpose of having funds available to moderate annual fluctuations in the annual assessment from the Regional School District, or take any action relative there to:

BOARD OF SELECTMEN
FINANCE COMMITTEE APPROVES

2/3 VOTE

ARTICLE 4: APPROPRIATION TO ASSESSMENT STABLIZATION FUND

To see if the Town will vote to appropriate the sum of \$218,000 from the Tax Levy for the School District Assessment Stabilization Fund pursuant to MGL Ch.40, sec.5B or take any other action relative thereto.

BOARD OF SELECTMEN
FINANCE COMMITTEE APPROVES

MAJORITY VOTE

ARTICLE 5: VOTE TO CREATE AN OTHER POST EMPLOYMENT BENEFITS (OPEB) TRUST FUND AND APPROPRIATE FOR OPEB LIABILITIES

To see if the Town will vote to appropriate a sum of to meet the Town's obligations under the Government Accounting Standards Board (GASB) Statement 45 to fund the Town's future obligations for the cost of other post employment benefits identified by the GASB 45 Report; and, as funding therefore, to appropriate a total sum of \$50,000, \$47,072 from the Tax Levy, \$291 from Sewer Retained Earnings and \$2,637 from Water Retained Earnings or take any action relative thereto.

BOARD OF SELECTMEN
FINANCE COMMITTEE APPROVES

MAJORITY VOTE

ARTICLE 6: ESTABLISHMENT OF A SPECIAL EDUCATION (SPED) COSTS
STABILIZATION FUND

To see if the Town will vote pursuant to MGL Ch.40 Sec. 5B to establish a special purpose stabilization fund, to be known as the Special Education Expense Stabilization Fund for the purpose of having funds available to moderate the annual fluctuations in costs associated with the Special Education Costs in the Local School System, or take any action relative thereto.

BOARD OF SELECTMEN
FINANCE COMMITTEE APPROVES

MAJORITY VOTE

ARTICLE 7: ESTABLISHMENT OF DEPARTMENTAL RESERVE FOR SEWER
EXPENSES (From Sewer Enterprise Retained Earnings)

To see if the Town will vote to appropriate the sum of \$10,000 from the Sewer Department Enterprise Funds Retained Earnings to the FY12 Sewer Department Annual Budget, as a departmental reserve for extraordinary and/or unforeseen expenses, or take any action relative thereto.

BY WATER/SEWER COMMISSIONERS
FINANCE COMMITTEE APPROVES

MAJORITY VOTE

ARTICLE 8: ESTABLISHMENT OF DEPARTMENTAL RESERVE FOR WATER
EXPENSES (From Water Enterprise Retained Earnings)

To see if the Town will vote to appropriate the sum of \$10,000 from the Water Department Enterprise Funds Retained Earnings to the FY12 Water Department Annual Budget, or take any action relative thereto.

BY WATER/SEWER COMMISSIONERS
FINANCE COMMITTEE APPROVES

MAJORITY VOTE

ARTICLE 9: DEPARTMENTAL REVOLVING FUND AUTHORIZATION

To see if the Town will vote to authorize Revolving Funds for certain departments and reauthorize the existing Town revolving funds that require annual reauthorization, under and pursuant to MGL Ch. 44 Section 53 ½ for the Fiscal 2012 year, or take any action relative thereto. Amounts to be voted are shown in Attachment "C"

BY TOWN ADMINISTRATOR
FINANCE COMMITTEE APPROVES

MAJORITY VOTE

ARTICLE 10: CYCLICAL ANNUAL PROPERTY REVALUATION (From Free Cash)

To see if the Town will vote to appropriate the sum of \$35,000.00 from the town's Free Cash for the purpose of funding the Department of Revenue mandated cyclical annual evaluation of property in Mattapoissett, or take any action relative thereto.

BY BOARD OF ASSESSORS
FINANCE COMMITTEE APPROVES

MAJORITY VOTE

ARTICLE 11: USE OF INSURANCE PROCEEDS-REPAIRS TO POLICE STATION

To see if the Town will vote to authorize the use of funds received for the restoration of the Police Station from the insurance proceeds greater than \$20,000, Receipts Reserved for Appropriation, in the amount of \$249,915.74 and that the town appropriate the sum of \$5,585.20 from Police related unexpended Article balances and to take any action relative thereto.

TOWN ADMINISTRATOR
FINANCE COMMITTEE APPROVES

MAJORITY VOTE

ARTICLE 12: AMENDMENT TO THE TOWN GENERAL BYLAWS

To see if the Town will vote to amend Article 17, Section 17.1 of the Mattapoissett General Bylaws to reflect the following fee schedule applicable to annual dog licensing or take any action relative thereto.

Section	Delete	Add
Male or Female	10.00	12.00
Neutered Male or		
Spayed Female	7.00	9.00
4 Dog Kennel	30.00	SAME
10 Dog Kennel	60.00	SAME
25 Dog Kennel	150.00	SAME

TOWN ADMINSTRATOR

ARTICLE 13: APPROVAL OF MODIFICATION OF WATER USER FEE

To see if the Town will vote in accordance with Section 2 of Chapter 487 of the Acts of 1993, as most recently amended by Chapter 384 of the Acts of 2010 to modify the fee charged by the Mattapoisett River Valley Water Supply Protection Committee to the Town of Mattapoisett water users, which fee is at present .01 cents per gallon , to the

7-1-11 to 6-30-12 .012¢

7-1-12 to 6-30-13 .014¢

7-1-13 to 6-30-14 .016¢

7-1-14 to 6-30-15 .018¢

7-1-15 .020¢

Further that this authorization shall be void and of no effect unless the same modification schedule is approved by a like vote in the town meetings of the other member communities in the District by June 30, 2011, or to take any action relative thereto

MATTAPOISETT WATER DEPARTMENT

2/3 VOTE

ARTICLE 14: ZONING BYLAW AMENDMENT

To see if the Town will vote to amend the Mattapoisett Zoning Bylaws in Article 5.1.5.4.3.5 to change from:

500 square feet to 700 square feet for the size of the Mattapoisett's Family Related Apartment square footage or take any action relative thereto.

MATTAPOISETT HOUSING PARTNERSHIP

2/3 VOTE

ARTICLE 15: ACCEPTANCE OF RIVER BEND LANE

To see if the Town would vote to accept the layout of River Bend Lane, all as described in a plan on file with the Town Clerk's Office and authorize the Board of Selectmen to accept the layout of River Bend Lane as a gift and take any action relative thereto.

VARIOUS PETITIONERS

ARTICLE 16: APPROPRIATION TO CAPITAL IMPROVEMENT STABILIZATION FUND

To see if the Town will vote to appropriate the sum of \$110,948 from Free Cash and \$18,500 in previous article balances to the Capital Improvement Stabilization Fund under and pursuant to MGL Ch.40 Sec. 5B or take any action relative thereto.

BY TOWN ADMINISTRATOR
FINANCE COMMITTEE APPROVES

ARTICLE 17: CAPITAL IMPROVEMENT PLAN: (No Funding Required)

To see if the Town will vote to approve the Five Year Capital Improvement Plan to be presented by the Capital Planning Committee, or take any other action relative thereto.

The recommended Capital Plan is shown in Attachment "B".

BY THE CAPITAL PLANNING COMMITTEE

2/3 VOTE

ARTICLE 18: CAPITAL PLAN FUNDING

To see if the Town will vote to appropriate the sum of \$144,700 from Capital Improvement Stabilization Fund for the purpose of purchasing equipment as described below:

- a. Replace 18 SCBA Air Bottles in Fire Department \$14,000
- b. Rewiring and installation for Emergency Backup Generator at Highway Garage \$18,000
- c. Technology upgrade for the Local Schools \$35,000
- d. Replace roof, gutters, repairs, and safety improvements at Town Hall \$25,000
- e. Police Cruiser (1) \$32,500
- f. Replace Phone System Fire and Highway Departments \$10,200
- g. Install Security System at Library \$10,000

or take any other action relative thereto.

BY VARIOUS DEPARTMENTS
FINANCE COMMITTEE APPROVES

2/3 VOTE

ARTICLE 19: PURCHASE OF FIRE TRUCK

To see if the Town will vote to appropriate \$550,000 to pay costs of purchasing and equipping of a fire truck to replace the 1987 Pierce Arrow Fire Truck known as Engine 1; to determine whether this amount should be raised by borrowing said amount, contingent upon the passage of a Proposition 2 ½ debt exclusion question at the May, 17, 2011 Annual Town Election, or otherwise provided, and, further, to authorize the Board of Selectmen to enter into the necessary agreements to acquire said unit and dispose of the 1986 Fire Truck, or take any action relative thereto.

BOARD OF SELECTMEN
FINANCE COMMITTEE APPROVES

ARTICLE 20: ESTABLISHMENT OF A TOWN ROAD IMPROVEMENT PLAN

To see if the Town will vote to establish a roadway improvement plan and funding mechanism for the purpose of using the Mattapoisett Highway Department, in conjunction with contract services, to undertake the rebuilding, rehabilitating and improving of the roads of Mattapoisett. To see if the Town will appropriate a sum of \$200,000 by borrowing contingent upon the passage of a proposition 2 ½ debt exclusion question at the May 17, 2011 Annual Town Election to pay costs of rebuilding, rehabilitating and improving the roads of Mattapoisett, and further to see if the Town will appropriate a sum of money to pay costs of rebuilding, rehabilitating and improving the road of Mattapoisett, and to determine whether this appropriation should be raised by borrowing or otherwise, and that the Board of Selectmen, with the advice of the Highway Surveyor, be authorized to enter into such contracts and agreements as shall in its judgment be necessary to effectuate the intent of this article, or take any action relative there to.

BOARD OF SELECTMEN
FINANCE COMMITTEE APPROVES

2/3 VOTE

ARTICLE 21: FUNDING FOR CAPITAL IMPROVEMENTS AT OLD COLONY REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL

To see if the Town of Mattapoisett will vote to approve a borrowing by the Old Colony Regional Vocations Technical High School, School Committee to be under the direction of the Old Colony Regional Vocational Technical High School Building Committee for the replacement of the Old Colony School Building roof and renovation of the existing science laboratory located at 476 North Avenue, Rochester, Massachusetts for which feasibility study the Town may be eligible for a grant from Massachusetts School Building Authority. The MSBA's grant program in a non-entitlement, discretionary program based on need, as determined by the MSBA, and any costs the District incurs in connection with the feasibility study in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the District or take any action relative thereto.

OLD COLONY REGIONAL VOCATIONAL TECHNICAL SCHOOL
FINANCE COMMITTEE APPROVES

2/3 VOTE

ARTICLE 22: FAIRHAVEN WASTE WATER TREATMENT PLANT AND APPURTENANCES CAPITAL IMPROVEMENTS

To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds including, any available State or Federal Grants or Funds, the sum of \$325,000 for the purpose of paying for Mattapoisett's share of capital improvements at the Fairhaven Waste Water Treatment Plant and common appurtenances or take any action relative thereto.

WATER/SEWER DEPARTMENT

ARTICLE 23: WATER SERVICE AND APPURTENANCE REPLACEMENT AND UPGRADE OF MARION RD

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds including any available State or Federal Grants or Funds, the sum of \$350,000, for the purpose of designing and installing new water services, mains and fire hydrants with appurtenances in a portion of Marion Road between Prospect Road and Aucoot Road or take any action relative thereto.

WATER/SEWER DEPARTMENT

MAJORITY VOTE

ARTICLE 24: LAND ACQUISITION THROUGH COMMUNITY PRESERVATION FUNDS

To see if the Town will vote to appropriate the sum of \$88,345 dollars from the Community Preservation Fund Open Space Category Reserve Account, and to authorize the Board of Selectmen to utilize these funds along with any state, federal and other outside grants and funds to acquire by purchase, gift, or otherwise for drinking water supply protection purposes and conservation, the fee simple interest in a 33 acre portion (excluding a 2 acre approved subdivision) of Lot 2P on the Assessor's Map 19; that the deed of the lot be accepted by the town acting by and through its Board of Selectmen and the Conservation Commission under the provisions of MGL Ch. 40 sec. 8C for conservation purposes and to be protected under Article 97 of the Amendments to the Constitution of the Commonwealth of Massachusetts: that the Board of Selectmen is authorized to enter into all agreements and to execute any and all instruments, and may grant a conservation restriction on the property, as may be necessary on behalf of the town to effectuate said purchase or take any action relative thereto.

MATTAPOISETT WATER DEPARTMENT

MAJORITY VOTE

ARTICLE 25: FUNDING OF INSTALLATION OF WATER MAIN IN ANTASSAWAMOCK AREA

To see if the Town will vote to appropriate the sum of \$60,000 dollars from Water Department Retained Earnings, any state and federal grants or other available sources for the purpose of designing, engineering, bidding, installing and any incidental cost related thereto for the installation of water mains, appurtenances, and water structures in the roads of the area of town referred to as Antassawamock, or any other action relative thereto.

MATTAPOISETT WATER DEPARTMENT

MAJORITY VOTE

ARTICLE 26: REPLACEMENT OF PLAQUE AT CENTER SCHOOL

To see if the Town will vote to appropriate the sum of \$1,500 dollars from Community Preservation Funds, Historic Reserves, for historic preservation purposes, specifically to replace the plaque at the historic Center School, or take any other action relative thereto.

HISTORICAL COMMISSION
FINANCE COMMITTEE APPROVES

MAJORITY VOTE

ARTICLE 27: HISTORIC RECORDS PRESERVATION

To see if the Town will vote to appropriate the sum of \$10,000 dollars for the archival preservation of town vital documents and records of the Town Clerk's Office, said funds to come from Community Preservation Funds, Historic Reserve Account or to take any other action relative thereto.

TOWN CLERK
FINANCE COMMITTEE APPROVES

2/3 VOTE

ARTICLE 28: MELLO WHARF REPAIRS

To see if the Town will vote to appropriate the sum of \$50,000 by borrowing for the purpose of doing repairs to Mello's Wharf, and authorize the Selectmen to enter into contract to perform this work; and further that the Treasurer with the approval of the Board of Selectmen is authorized to borrow said sum under and pursuant to MGL Ch.44 Sec. 7 or 8 or any other general or special law, and to issue bonds or notes of the Town therefore, with the intent that while such bonds or notes shall be general obligations of the Town, the debt service shall be paid through the proceeds of the Waterway Enterprise Fund, or take any other action relative thereto.

HARBORMASTER

MAJORITY VOTE

ARTICLE 29: APPROPRIATION FOR REPLACEMENT OF WATER/SEWER TRUCK

To see if the Town will vote to appropriate \$28,900 from Water and Sewer Retained Earnings to buy a pickup truck to replace a truck that had to be taken off the road for safety reasons, or take any action relative thereto

WATER/SEWER DEPARTMENT.

ARTICLE 30: LAND ACQUISITION AT RESERVATION FOR BIKE PATH

To see if the Town will authorize the Board of Selectmen to acquire, by gift for recreational purposes, a trail easement over land owned by the Young Men's Christian Association Southcoast, Inc., being all or portions of the property shown as Assessor's Map 11, Parcels 90 and 170, all as shown on a plan entitled "Proposed Bike Route dated 8-1-2008" and on file with the Town Clerk's Office and to further authorize the Board of Selectmen to effectuate the acceptance of this donation to carry out this donation, or take any other action relative thereto.

BOARD OF SELECTMEN

2/3 VOTE

ARTICLE 31: COMPENSATION FOR TRAIL EASEMENT TAKING

To see if the Town will vote to appropriate a sum of money from the Community Preservation Funds for the acquisition by purchase, gift, or eminent domain of a bicycle trail easement on property owned by the Reservation Country Club at the southern end of the parcel shown as Assessors Map 10, Lot 175, said trail easement to be in the same location as the Mattapoisett Sewer Easement on this property as shown on a map entitled "Town of Mattapoisett Multi-Use Path Construction Plans" dated 2009 and on file with the Town Clerk, and further, to authorize the Board of Selectmen to acquire this trail easement by gift, purchase or eminent domain provided further that the Town be authorized to pay to Reservation Country Club an amount not to exceed the trail easement's appraised value as determined through procedures customarily accepted by the appraising profession as valid, or take any other action relative thereto.

TOWN ADMINISTRATOR**MAJORITY VOTE**

ARTICLE 32: ALLOCATION OF REVENUES COMMUNITY PRESERVATION ACT (From Community Preservation Funds)

To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the Fiscal Year 2012 Community Preservation budget, and to appropriate or reserve from the Community Preservation Act Fiscal year 2012 estimated annual revenues a sum of money to meet the administrative expenses and all other necessary and proper expenses of the Committee for Fiscal Year 2012 and reserve for future appropriation from said annual revenues a sum of money for open space, historic resources and community housing purposes, as well as a sum of money to be placed in the FY2012 budgeted reserve all as recommended by the Community Preservation Committee as follows;

Appropriate \$5,000 from FY 2012 Estimated Annual Revenues for Administrative Expenses

Debt Service Expense	\$ 2,600.00 CPA BAN Interest
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Transfer from FY 2012 Estimated Annual Revenues for the Following Reserve Accounts.

Housing	\$ 16,572.50
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Historical Preservation	\$ 16,572.50
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Open Space	\$ 16,572.50
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Budgeted Reserve	\$108,407.50
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Or take any other action relative thereto.

BY COMMUNITY PRESERVATION COMMITTEE
FINANCE COMMITTEE APPROVES

MAJORITY VOTE

ARTICLE 33: TOWN BIKE PATH ENGINEERING, WORK AND TRAIL EASEMENT
ACQUISITION COSTS

To see if the Town will vote to appropriate the sum of \$76,000 from Community Preservation Funds, Open Space Reserves, for the purpose of further design, engineering, and permitting for the Mattapoissett Bike/Rail Trail, including additional work associated with the trail and its structures and for the cost of acquiring trail access easements by purchase or eminent domain, and for any costs incidental and related thereto, or take any action relative thereto.

MATTAPOISETT BIKE COMMITTEE/TOWN ADMINISTRATOR

MAJORITY VOTE

ARTICLE 34: FUNDS TO PERMIT EEL POND INLET CLEANING

To see if the Town will vote to appropriate the sum of \$20,000 from the Tax Levy and by transfer for the purpose of funding the permitting and cleaning of sand which blocks the tidal floor in the eastern side inlet to Eel Pond or take any other action relative thereto.

TOWN ADMINISTRATOR
FINANCE COMMITTEE APPROVES

MAJORITY VOTE

ARTICLE 35: ACCEPTANCE OF MGL CH. 44 SECTION 55C MATTAPOISETT
AFFORDABLE HOUSING TRUST

To see if the Town will vote to accept the provisions of MGL Ch.44 s. 55C, establishing a trust to be known as the Mattapoisett Affordable Housing Trust Fund whose purpose shall be to provide for the creation and preservation of affordable housing in the Town for the benefit of low and moderate income households; appointment of the Board of Trustees and the authority of said Board shall be as set forth in G.L.C44, Sec 55C, provided, however, that any member of the Board of Trustees may be removed for cause after the opportunity for a hearing; and further, that the Board of Trustees shall provide for an independent annual audit of the books and records of the Trust, and upon receipt of the audit by the Board of Trustees, a copy shall be provided forthwith to the Board of Selectmen, or take any other action relative thereto.

MATTAPOISETT HOUSING PARTNERSHIP

MAJORITY VOTE

ARTICLE 36: ACCEPTANCE OF STATE STATUTE

To see if the Town will vote to accept Section 9A of Chapter 200 of the General Laws, as amended by Section 65 of Chapter 188 of the Acts of 2010, which includes new notice requirements and provides for an updated and simplified process of managing abandoned funds (unclaimed checks) in the Town Treasurer's Office or take any other action relative thereto.

TOWN TREASURER

2/3 VOTE

ARTICLE 37: HERRING RUN WORK

To see if the Town will vote to appropriate the sum of \$300 from the Tax Levy for the purpose of improvements associated with the herring runs in Mattapoisett, or take any other action relative thereto.

HERRING WARDEN
FINANCE COMMITTEE APPROVES

2/3 VOTE

ARTICLE 38: FUNDING TO PAVE TINKHAM LANE

To see if the Town will vote to appropriate \$300,000 for the purpose of paving Tinkham Lane including all cost incidental and related thereto.

VARIOUS PETITIONERS
FINANCE COMMITTEE DOES NOT APPROVE FINANCE COMMITTEE RECOMMENDS
PROJECT GO ON TOWNWIDE ROAD IMPROVEMENT LIST

MAJORITY VOTE

ARTICLE 39: COMMUNITY BEAUTIFICATION PLANTINGS

To see if the Town will vote to include town wide plantings within Article 10 of the October 2008 Special Town Meeting for the purpose of doing various plantings throughout the public properties of the Town of Mattapoisett, or take any action relative thereto

MATTAPOISETT GARDEN CLUB
FINANCE COMMITTEE APPROVES

MAJORITY VOTE

ARTICLE 40: AUTHORIZATION TO ENTER INTO LEASE/PURCHASE-TOWN
COMPUTER SYSTEM

To see if the Town will vote to authorize the Board of Selectmen to enter into a Lease/Purchase Agreement to acquire a new Computer Main Frame System, including all support hardware, software and licenses, and installation of such, including all costs incidental and related thereto, and that the Selectmen be authorized to sign the necessary agreements, and that the necessary funds to be appropriated within the Annual Operating Budget, in their respective line items, or take any other action relative thereto.

TOWN ADMINISTRATOR
FINANCE COMMITTEE APPROVES

MAJORITY VOTE

ARTICLE 41: AUTHORIZATION TO ENTER LEASE/PURCHASE-AMBULANCE CARDIAC
UNITS

To see if the Town will vote to authorize the Board of Selectmen to enter into a Lease/Purchase Agreement to acquire two Cardiac Care Life Support Units for the two town ambulances including any costs incidental and related thereto. Funds to pay for these units to come from the annual ambulance payment receipts that the town receives for providing ambulance services, and the yearly amount to cover lease payments to be appropriated within the appropriate line item in the Annual Operating Budget or take any other action relative thereto.

POLICE CHIEF/TOWN ADMINISTRATOR
FINANCE COMMITTEE APPROVES