

TOWN OF PLAINVILLE
PROCEEDINGS OF THE SPECIAL TOWN MEETING
December 2, 2020 Postponed to December 12, 2020

A Special Town Meeting was called for Wednesday, December 2, 2020 at 7:00 P.M. to be held at the King Philip Regional High School, 201 Franklin St., Wrentham, MA

December 1, 2020 Moderator, Luke Travis declared a Postponement of the Special Town Meeting to Saturday December 12, 2020 at 11:00 A.M. to be held at the King Philip Regional High School, 201 Franklin St., Wrentham, MA due to the significant increase in incidents of COVID 19 and in the interest of promoting full member participation and promoting the health and welfare of our citizens and in keeping with the guidelines of the Governor for indoor public meetings.

The notice was duly posted by Constable Paul Richard in all three precincts. Notices were sent out via news and announcements, on the town's website and posted on the doors at King Philip Regional High School. The meeting was held outside in the school parking lot.

The Moderator read the opening of the warrant, and announced that the Town Clerk stated that the warrant was posted and returned in the proper fashion. A total of 122 Voters were in attendance.

The Pledge of Allegiance and Moment of Silence was led by the Moderator. Introductions were made of the Town Clerk, Board of Selectmen, Town Administrator, Town Counsel and Finance Committee.

The Town Clerk swore in Maggie Clarke and Bill Pereira as counters for the meeting.

Motion by Brian Kelly seconded by Jeffrey Johnson, the Board of Selectmen recommends and I so move that the following individuals, who are not registered voters of the Town of Plainville, be authorized to speak at this and subsequent session of the Special Town Meeting:

James Alfred
Mark Bertonassi
Melissa Campbell
Jennifer Thompson
David Raiche
Jean Sarno
Mark Rich
Christopher Yarworth
Paul Scott
Maureen Clarke
Dennis Morton
Deborah Revelle
Robert Mackie
Shawn Dooley

Police Chief
Inspector of Buildings
Library Director
Town Administrator
Plainville School Superintendent
Town Accountant
Town Counsel
Director of Planning & Development
Director of Public Works
Principal Assessor
Public Works
Health Administrator/Agent
BETA Engineering
State Representative

Majority required:
Unanimous

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Article 1: Motion by James Blase, seconded by Elzbieta Nowakowski - The Finance Committee recommends, and I so move, that the Town vote to appropriate by transfer from the Gaming Stabilization Fund \$568,043.75 for Debt Service and Principal payments on previously approved capital projects, such funds to be expended under the direction of the Town Treasurer/Collector.

2/3rd vote required: Declared 2/3rd Majority

Motion by Jeffrey Johnson, seconded by Brian Kelly, I move that Town Meeting consider Article 3 ahead of Article 2.

Majority vote required: Motion Carried

Article 3: Motion by Christopher Desprez, seconded by Elzibeta Nowakowski - The Finance Committee recommends, and I so move, that the Town vote to act in accordance with the previously accepted provisions of Chapter 44, Section 53F ½ of the Massachusetts General Laws establishing Water Services as an enterprise fund and transfer from the Water Special Revenue Fund all identifiable assets, liabilities and equity in the amount of \$1,005,330 to the enterprise fund effective July 1, 2020.

Majority vote required: Motion Carried

Article 2: Motion by Christopher Desprez, seconded by Elzibeta Nowakowski - The Finance Committee recommends, and I so move, that the Town vote to transfer \$37,488.08 from Water Surplus to pay unpaid bills of a prior fiscal year of the Water Department; and \$3,589.50 from Free Cash to pay unpaid bills of a prior fiscal year of the Historical Commission, Administration and Building Maintenance Departments, pursuant to Massachusetts General Laws Chapter 44, Section 64.

9/10th vote required: Yes: 72, No: 19 Motion Failed

Motion by Jeffrey Johnson, seconded by Maggie Clarke to reconsider Article 2.

Majority vote required: Motion Carried

Article 2 motion was read again.

9/10th vote required: Declared 9/10th Majority

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Article 4: Motion by Paula Sheerin, seconded by Tim Mullen, - The Finance Committee recommends, and I so move, that the Town vote to act in accordance with the previously accepted provisions of Chapter 44, Section 53F ½ of the Massachusetts General Laws establishing Sewer Services as an enterprise fund and transfer from Free Cash all identifiable assets, liabilities and equity in the amount of \$226,655 to the enterprise fund effective July 1, 2020.

Majority vote required: Yes: 66, No: 43, Motion Carried

Motion by Jim Caprarella, seconded by Ted Janssen to reconsider Article 4.

Majority vote required: Yes: 57, No: 33 Motion to reconsider Failed

Article 5: Motion by Paula Sheerin seconded by Elzibeta Nowakowski - The Finance Committee recommends, and I so move, that the Town vote to transfer from water enterprise surplus funds \$75,000 to fund replacement of the Green Sand Filter media at the Turnpike Lake Water Treatment Plant, including all incidental and related expenses.

Majority vote required: Motion Carried

Article 6: Motion by Elzibeta Nowakowski, seconded by Tim Mullen - The Finance Committee recommends, and I so move, that the Town vote to transfer from water enterprise surplus funds \$180,000 to fund Design of the Pleasant Street/Grove Street Area Water Main Replacements, including all incidental and related expenses.

Majority required: Motion Carried

Article 7: Motion by Tim Mullen, seconded by Elzibeta Nowkowski - The Finance Committee recommends, and I so move, that the Town vote to appropriate \$335,000 to fund the Groundwater Supply Development Phase 1 project, including all incidental and related costs. And I further move to authorize the Town Treasurer, with the approval of the Board of Selectmen, to borrow said total sum pursuant to G.L. c.44, §§7 or 8 or any other enabling authority, and issue bonds and notes therefor; and further that any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

2/3rd vote required: Yes: 50, No: 44 - Failed

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Article 8: Motion by Tim Mullen, seconded by Christopher Desprez - The Finance Committee recommends, and I so move, that the Town vote to raise and appropriate funds to supplement the following FY2021 operating budgets:

<i>Snow and Ice</i>	<i>\$233,000</i>
<i>Veterans Services</i>	<i>\$ 26,400</i>
<i>Street Lighting</i>	<i>\$ 25,500</i>
<i>Property Insurance</i>	<i>\$ 17,000</i>

Majority vote required: Motion Carried

Article 9: Motion by Tim Mullen, seconded by Elzibeta Nowakowski,- The Finance Committee recommends, and I so move, that the Town vote to raise and appropriate \$18,000 for engineering, legal and/or other expenses that may be needed to assist the Board of Selectmen in determining the value and salability of Town owned parcels, including all incidental and related expenses.

Majority vote required: Motion Carried

Article 10: Motion by Paula Sheerin, seconded by Elzibeta Nowakowski - The Finance Committee recommends, and I so move, that the Town vote to raise and appropriate \$575,000 to the General Stabilization Fund.

Majority vote required: Motion Carried

Article 11: Motion by Stanley Widak, seconded by Jeffrey Johnson -The Planning Board recommends, and I so move, that the Town vote to approve Article 11, involving the acceptance as a public way of Farm Hill Lane, as set forth in the warrant and I further move that the reading of the Article be waived.

Majority vote required: Motion Carried

Warrant Article 11:

ARTICLE 11: To see if the Town will vote to accept as a Public Way the street to be known as Farm Hill Lane, and to authorize the Board of Selectmen to acquire by gift, purchase or eminent domain the fee in or an easement for public way purposes in a certain parcel of land situated off the westerly side of Walnut Street, in the Town of Plainville, County of Norfolk, Commonwealth of Massachusetts, shown as Parcel A, containing 37,393 square feet on a plan entitled "Definitive Subdivision Plan, Lot Layout Plan, Guild Farm In Plainville, Massachusetts Prepared For Dana R. Clow, 40 Walnut Street, Plainville, Massachusetts, Scale: 1" = 50' Date: September 1, 2016" Sheet 3 of 7, prepared by Odone Survey & Mapping, which plan is recorded with the Norfolk Registry of Deeds in Plan Book 656, Page 66, a copy of which is on file with the Town Clerk; and further to see if the Town will vote to authorize the Board of Selectmen to acquire by gift, purchase or eminent domain the fee in a certain parcel of land for drainage

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and access purposes in Plainville, Norfolk County, Massachusetts, which is shown and designated as “Parcel B” 5,128 SQ. FT. 0.118 ACRES” on that plan entitled “Plan of Land, Guild Farm in Plainville, Massachusetts, Prepared for Dana R. Clow, 40 Walnut Street, Plainville, Massachusetts, Scale 1” = 50', Date: February 28, 2017, prepared by Odone Survey and Mapping, 291 Main Street, Northborough, Massachusetts, 01532” which plan is recorded with the Norfolk County Registry of Deeds in Plan Book 656, Page 69, or do or act in any manner relative thereto. (*Sponsor: Planning Board*)

Article 12: Motion by Stanley Widak, seconded by Brian Kelly - The Planning Board recommends, and I so move, that the Town vote to approve Article 12, involving the acceptance as a public way of Trotters Lane, as set forth in the warrant, except changing the word “eminent” in the third line to “easement,” and I further move that the reading of the Article be waived.

Majority vote required: Motion Carried

Warrant Article 12:

ARTICLE 12: To see if the Town will vote to accept as a Public Way the street to be known as Trotters Lane, and to authorize the Board of Selectmen to acquire by gift, purchase or eminent domain the fee in or an eminent for public way purposes in a certain parcel of land situated off the northerly side of Warren Street, in the Town of Plainville, County of Norfolk, Commonwealth of Massachusetts, shown as PARCEL B on that plan of land entitled “**DEFINITIVE SUBDIVISION PLAN LOT LAYOUT PLAN, TROTTERS LANE IN PLAINVILLE, MASSACHUSETTS**” prepared for the EDGEWOOD DEVELOPMENT COMPANY, LLC, dated August 1, 2016 (rev. December 5, 2016) and prepared by Advanced Concepts Engineering Corp., which plan is recorded with the Norfolk Registry of Deeds in Plan Book 657, Page 42, a copy of which is on file with the Town Clerk, or do or act in any manner relative thereto. (*Sponsor: Planning Board*)

Article 13: Motion by Jim Caprarella, seconded by Ted Janssen – To see if the town will establish and fund the development of comprehensive financial policy guidelines that continues the financial well-being of the Town of Plainville; to provide the public with confidence that Town officials seriously respect their responsibility for fiscal stewardship; and to guide the Town’s financial decision-making process. These Comprehensive financial policy guidelines are a tool that may be amenable by the responsible public body, unless otherwise governed by law or the Town’s By-Laws. These policy guidelines should be reviewed periodically by the Town Administrator and designated staff on an annual basis and updated as necessary with the appropriate public body(ies).

The creation of these comprehensive financial policy guidelines is intended to establish a set of written financial management guidelines, and not the procedures that identify specific methods and actions necessary to carry out these policies. Policies and guidelines are the terms which help guide and direct the town in making financial management decision. They should be structured

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with the flexibility necessary to address the complexities of municipal finance that often include unique, unexpected or extraordinary circumstances. Financial management policies and guidelines are established to support approaches and strategies as they are created to evolve to address ever-changing challenges that face municipalities in the Commonwealth

Majority vote required: Yes: 34, No:56 Motion Failed

The Moderator entertained a motion by Tim Mullen, seconded by Elzibeta Nowakowski, to dissolve the Special Town Meeting at 12:47 P.M.

Majority required: Unanimous

Respectfully submitted,

Ellen M. Robertson, CMC/CMMC
Town Clerk