TOWN OF TEMPLETON

ANNUAL TOWN MEETING WARRANT

MAY 15, 2019



Narragansett Regional Middle School 460 Baldwinville Road, Baldwinville

DRAFT OF 02/27/19

Informational Note:

The warrant items for the Annual Town Meeting will generally be ordered as follows:

- 1. Transfers & Supplemental Appropriations for the current Fiscal Year;
- 2. The Consent Agenda;
- 3. Items to be voted on the annual ballot;
- 4. Acceptance of Statute;
- 5. By-Law Adoption or Amendment;
- 6. Sale or Acquisition of Land;
- 7. Appropriations for;
 - a. CPA;
 - b. Single Item Accounts;
 - c. Enterprise Funds;
 - d. Setting Salaries of Elected Officers;
 - e. General Fund Operations;
 - f. Collective Bargaining
 - g. General Fund Capital; and
 - h. Education;
- 8. Petitioned Warrant Articles in the order in which they were received

Articles should be paired as appropriate (e.g. a proposed funding source to support a proposed expenditure).

TOWN OF TEMPLETON

WARRANT FOR ANNUAL TOWN MEETING

MAY 19, 2019

WORCESTER, ss.

To either of the Constables of the Town of Templeton in said County:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the precincts of the Town of Templeton, County of Worcester, qualified to vote in elections and Town affairs to meet in the Narragansett Regional Middle School, 460 Baldwinville Road, Baldwinville, in said Templeton on:

Wednesday, May 15, 2019, at 7:00 p.m.

Then and there to act on the following articles:

ARTICLE 1: LATE BILLS

To see if the Town will vote to authorize the payment of late bills from prior fiscal years from the FY '19 budgets of the following departments in the following amounts:

Department	Amount	Reason
DDW Highway Division	¢1 160	Loto Dilla
DPW - Highway Division DPW - Buildings & Grounds		Late Bills Late Bills

Or take any other action related thereto.

Submitted by the Board of Selectmen 9/10ths Vote Required

ARTICLE 2: FISCAL 2019 OPERATING BUDGET AMENDMENT(s)

To see if the Town will vote to appropriate the sum of One Hundred Twenty Thousand Dollars and No Cents (\$120,000.00) for supplemental appropriations to the Fiscal Year 2019 Operating Budget as follows:

Department	Amount	Reason
Selectmen	\$15,000	Litigation & Codification

Veterans Services \$20,000 Growth in Client Census

Highway \$20,000 Bridge & Vehicle Maintenance

Other??? ??? ???

Snow & Ice \$65,000 FY '19 Deficit

And to meet said appropriation by a transfer of said sum from certified free cash,

Or take any other action related thereto.

Submitted by the Board of Selectmen Majority Vote Required

ARTICLE 3: SUPPLEMENTAL CONTRIBUTIONS TO RESERVE ACCOUNTS

To see if the Town will vote to appropriate the sum of One Hundred Thirty Thousand Dollars and No Cents (\$130,000.00) to make deposits into its Operations (OPEX) and Capital (CAPEX) Stabilization Fund(s) and the OPEB reserve account as follows:

OPEX	\$97,500
CAPEX	\$27,500
OPEB	\$15,000

And to meet said appropriation by a transfer of said sum from certified free cash.

Or take any other action related thereto.

Submitted by the Board of Selectmen Majority Vote Required

ARTICLE 4: CONSENT AGENDA

To see if the Town will vote to approve a consent agenda consisting of the following non-controversial actions or take any other action relative thereto. Such items may be voted as a block, or singly, or in any combination but, however voted, will be treated for accounting and legislative purposes as if each item were voted as a separate article.

A. REPORTS OF TOWN OFFICERS

Accept the reports of the Town Officers as printed in the 2018 Town Report:

B. REPORTS OF TOWN COMMITTEES

Allow any of the Town Committees to present their reports;

C. SET ANNUAL SPENDING LIMITS OF REVOLVING FUNDS

Set the annual spending limits of the Town's previously created revolving funds as follows:

Burial & Improvement Fund	\$10,000
Recycling Fund	\$10,000
Plumbing & Gas Inspector Fund	\$7,500
Electrical Inspector Fund	\$12,500
Community Services Fund	\$10,000

Or take any other action related thereto.

Submitted by the Board of Selectmen Majority Vote Required

ARTICLE 5: NARRAGANSETT REGIONAL SCHOOL DISTRICT

To see if the Town will vote to raise and appropriate the sum of Six Million Four Hundred Ninety One Thousand Seventy Dollars and No Cents (\$6,491,070.00) as the amount assessed upon the Town for the Fiscal Year 2020 assessment by the Narragansett Regional School District for the purposes of educating and transporting the Town's enrolled students and capital and debt expenses provided, however, that any stated amount shall be reduced to any lesser amount which shall subsequently be certified by the school committee and certified to the Town.

Or take any other action relating thereto.

Submitted by the Board of Selectman for the Narragansett Regional School District Majority Vote Required

ARTICLE 6: SUPPLEMENTAL NRSD & GENERAL FUND APPROPRIATION

To see if the Town will vote to raise and appropriate the sum of Nine Hundred Eighty Eight Thousand Three Hundred Thirty Five Dollars and No Cents, (\$988,335.00), subject to the successful passage of a Proposition 2 ½ Over-Ride, so-called, for a supplemental appropriation to the FY 2020 NRSD assessment

Or take any other action related thereto.

Submitted by the Board of Selectmen for the Narragansett Regional School District Majority Vote Required

ARTICLE 7: AMENDING BY-LAWS RE: TRENCH BY-LAW

Submitted by Town Counsel Majority Vote Required

ARTICLE 8: AMENDING BY-LAWS RE: NON-CRIMINAL DISPOSITION

Submitted by Town Counsel Majority Vote Required

ARTICLE 9: AMENDING BY-LAWS RE: AGRICULTURAL COMMISSION <u>OR</u> ACCEPTANCE OF MGL CH. 40 §8L

Submitted by Town Counsel Majority Vote Required

ARTICLE 10: AMENDING BY-LAWS RE: MARIJUANA OPEN-CONTAINER

Submitted by Town Counsel Majority Vote Required

ARTICLE 11: AMENDING BY-LAWS RE: ENGINE BRAKING

Submitted by Town Counsel Majority Vote Required

ARTICLE 12: AMENDING BY-LAWS RE: REPORTS

To see if the Town will vote to amend Article VII, Section 2, of its General By-Laws by making certain deletions (in strikethrough) and additions (in bold) as follows:

Section 2. All officers, boards, standing committees, and special committees of the town having charge of the expenditure of town money shall annually report thereon in writing in such manner as to give the citizens a fair and full understanding of the objects and methods of such expenditures, referring, however, to the report of the Town Accountant for statements in detail of receipts and payments, and may make therein such recommendations as they deem proper. Such reports shall be submitted to the Selectmen for inclusion in the Annual Town Report on or before the thirty-first (31) day of January of each year.

Submitted by Town Counsel Majority Vote Required

ARTICLE 13: AMENDING BY-LAWS PLACEHOLDER(s) Advisory & Sewer???

Submitted by Majority Vote Required

ARTICLE 14: AMENDING BY-LAWS RE: WIRELELESS COMMUNICATIONS FACILITIES AND TOWERS

Submitted by Town Counsel Two-Thirds Vote Required

ARTICLE 15: AMENDING OF ZONING MAP

To see if the Town will vote to amend the Town's Zoning Map by rezoning the parcels identified on Baldwinville Road; as follows Map 4-06, Parcels 19.3, 23, 23.2, 24, 25, 25.1, 26, 26.10, 16.12, 27, 27.1 and 28; Map 4-07, Parcels 48.1, 52, and 53 (per attached map), from Residential-Agricultural-One (R-A-1) Zoning District to Commercial-Industrial-A (C-I-A); or to take any other action relative thereto.

ARTICLE 16: CODIFICATION OF EXISTING TOWN BY-LAWS

Submitted by Town Clerk & Town Counsel Majority Vote Required

ARTICLE 17: SELL TOWN LANDS TO COMMONWEALTH OF MASSACHUSETTS

To see if the Town will vote to authorize the Board of Selectmen to sell two parcels of land, for the market appraised value as established by an independent appraisal commissioned by the Commonwealth, commonly identified on the Town's assessing maps as Map 4-02, Parcel 2 (12.00^{+/-} acres) and located on Royalston Road and 3-07, Parcel 58 (15.00^{+/-} acres) and located on Athol Road to the Massachusetts Department of Fish and Game, or such other state agency as it shall designate, with all such land to be under the custody, care and control of the Commonwealth for public open space, conservation and passive recreational purposes; and further to authorize the Board of Selectmen to execute, deliver, grant and accept such deeds, restrictions instruments and agreements as it deems reasonable, appropriate and in the best interests of the town to be necessary to effectuate the purposes of this article,

Or take any other action related thereto.

Submitted by the Board of Selectmen Majority Vote Required

ARTICLE 18: SALE OF BALDWINVILLE ELEMENTARY SCHOOL PLACEHOLDER

Submitted by the Board of Selectmen Majority Vote Required

ARTICLE 19: FY 2019 SEWER DEPARTMENT OPERATING BUDGET

To see if the Town will vote to appropriate the sum of One Million Two Hundred Sixty Five Thousand Two Hundred Ninety Four Dollars and No Cents (\$1,265,294.00) to operate the Sewer Department for Fiscal Year 2020 and to meet said appropriation by a transfer of Eighty Nine Thousand Dollars and No Cents (\$89,000.00) from the certified retained earnings of the Sewer Fund and the balance from the receipts and revenues to be collected on behalf of the Sewer Department for said fiscal year.

Or take any other action related thereto.

Submitted by the Board of Selectmen for the Sewer Commission Majority Vote Required

ARTICLE 20: DEPOSITS TO RESERVE ACCOUNTS OF THE SEWER FUND

To see if the Town will vote to appropriate the sum of Ninety Five Thousand Dollars and No Cents (\$95,000) to make deposits into the Capital (CAPEX) Stabilization Fund of the Sewer Fund and the OPEB reserve account of the Sewer Fund as follows:

CAPEX \$62,500 OPEB \$32,500

And to meet said appropriation by a transfer of said sum from the certified retained earnings of the Sewer Fund.

Or take any other action related thereto.

Submitted by the Board of Selectmen Majority Vote Required

ARTICLE 21: PLACEHOLDER RE: SEWER RECEIVABLES & PAYABLES

Submitted by the Board of Selectmen Majority Vote Required

ARTICLE 22. FY 2019 CABLE DEPARTMENT OPERATING BUDGET

To see if the Town will vote to appropriate the sum of Two Hundred Four Thousand Nine Hundred Eighty Nine Dollars and No Cents (\$204,989.00) to operate the Cable Department for Fiscal Year 2020 and to meet said appropriation by a transfer of Seventy Nine Thousand Nine Hundred Eighty Nine Dollars and No Cents (\$79,989.00) from the certified retained earnings of the Cable Fund and the balance from the receipts and revenues to be collected on behalf of the Cable Department for said fiscal year.

Or take any other action related thereto.

Submitted by the Board of Selectmen Majority Vote Required

ARTICLE 23: FUNDING OF COMMUNITY PRESERVATION ACCOUNT(s)

To see if the Town will vote to appropriate the sum of Three Hundred Thousand Dollars and No Cents (\$300,000.00) to the several accounts of the Community Preservation Committee, as recommended by the Community Preservation Committee, as follows:

	Amount	% of Total
Administrative Account	\$15,000	5%
Historic Resources Reserve	\$30,000	10%
Community Housing Reserve	\$30,000	10%
Open Space & Recreation Reserve	\$30,000	10%
General Reserve	\$195,000	65%
Total	\$300,000	100%

And to meet said appropriation by a transfer from the Community Preservation annual revenues, which include the amount to be collected as a surcharge on real property, and the October 2019 state match for CPC permissible expenses.

Or take any other action related thereto.

Submitted by the Board of Selectmen on behalf of the Community Preservation Committee Majority Vote Required

ARTICLE 24: EXPENDING OF COMMUNITY PRESERVATION RESERVES

To see if the Town will vote to appropriate the sum of Fifty Two Thousand Dollars and No Cents (\$52,000.00) for expenditure by the Templeton Recreation Committee for improvements to Gilman Waite Park including relocating the baseball field and associated fencing and other improvements to the fields and park and to meet said appropriation by a transfer of funds from the Open Space and Recreation Reserve of the Community Preservation Act

Or take any other action related thereto.

Submitted by the Board of Selectmen on behalf of the Community Preservation Committee Majority Vote Required

ARTICLE 25: TEMPLETON SCHOLARSHIP FUND

To see if the Town will vote to raise and appropriate the sum of Four Thousand Dollars and No Cents (\$4,000.00) to the Templeton Scholarship Fund to be expended by the Templeton Scholarship Committee for the purpose of awarding scholarships to eligible applicants from the Town of Templeton.

Or take any other action related thereto.

Submitted by the Board of Selectmen for the Templeton Scholarship Committee Majority Vote Required

ARTICLE 26: PROPERTY VALUATION ACCOUNT

To see if the Town will vote to raise and appropriate the sum of Twenty Two Thousand Five Hundred Dollars and No Cents (\$22,500.00), to be expended by the Board of Assessors for Interim Work, Five-year Recertification, Cyclical Inspections, and costs associated with carrying out these activities and fulfilling the intent of this article including the purchase or licensing of software, or take any other action relative thereto.

Or take any other action related thereto.

Submitted by the Board of Selectmen for the Board of Assessors Majority Vote Required

ARTICLE 27: SET THE SALARIES OF ELECTED TOWN OFFICIALS

To see if the Town will vote, in accord with MGL Ch. 41 §108, to fix or maintain the salaries of the elected officials for Fiscal Year 2019 as follows:

Town Clerk	\$ 57,699.00	Yearly
Board of Selectmen & All Others	\$???	Yearly
Sewer Commissioner (Each)	\$???	Yearly

Or take any other action related thereto.

Submitted by the Board of Selectmen Majority Vote Required

ARTICLE 28: FY 2019 GENERAL FUND OPERATING (OPEX) BUDGET

To see if the Town will vote to appropriate the sum of Nine Million Six Hundred Thirty Three Thousand Four Hundred Sixteen Dollars and no cents (\$9,633,416.00) for the operations of General Government for Fiscal Year 2020, and to meet said appropriation with a transfer of Two Hundred Fifty Thousand Dollars and No Cents (\$250,000.00) from the Ambulance receipts reserved for appropriation, anticipated receipts, and the balance from taxation.

Or take any other action related thereto.

Submitted by the Board of Selectmen Majority Vote Required

ARTICLE 29: FUNDING OF AFL-CIO LOCAL 155 CBA

To see if the Town will vote to appropriate the sum of ???????????? (\$???) to fund a Collective Bargaining Agreement reached by the Town with the AFL-CIO Local 155 for the period of July 1, 2019 through June 30, 2022 and to meet said appropriation by a transfer of said

sum from the FY 2020 OPEX accounts of the Selectmen to the FY 2020 OPEX accounts of the Police & Dispatch.

Or take any other action related thereto.

Submitted by the Board of Selectmen Majority Vote Required

ARTICLE 30: FUNDING OF AFL-CIO LOCAL 155A CBA

Or take any other action related thereto.

Submitted by the Board of Selectmen Majority Vote Required

ARTICLE 31: FUNDING OF DPW CBA AFL LOCAL 39

Or take any other action related thereto.

Submitted by the Board of Selectmen Majority Vote Required

ARTICLE 32: SUPPLEMENTAL FY 2020 OPERATING BUDGET RE: EXTRAORDINARY INSPECTION WORK LOAD

To see if the Town will vote to appropriate the sum of Twenty Five Thousand Dollars and No Cents (\$25,000.00) for supplemental appropriations to the FY 2020 Operating Budget of the Office of Development Services for additional compensation for the building, plumbing/gas and electrical inspectors, above and beyond that to be paid from their regular annual salary and respective revolving funds, to account for the extraordinary inspection work load created by the construction of the new elementary school, and to meet said appropriation by a transfer of said sum from free cash.

Or take any other action related thereto.

Submitted by the Board of Selectmen Majority Vote Required

ARTICLE 33: CAPITAL BUDGET A - LEASE OF FIRE/EMS AMBULANCE

To see if the Town, will vote to (a) raise and appropriate the sum of Fifty Six Thousand Dollars and No Cents (\$56,000.00) to pay for the first year of a five year lease for a fully equipped ambulance with said lease not to exceed Two Hundred and Eighty Thousand Dollars and No Cents (\$280,000.00) in total, and have a so called escape clause for lack of appropriation in addition to provisions for an early pay-off, without penalty, and a One Dollar (\$1.00) buy-out upon the conclusion of all regularly schedule lease payments and (b) appropriate the sum of Seventy Thousand Dollars and No Cents (\$70,00.00) to write down the purchase price of said items such that they may be leased within the foregoing limits set in this article and to meet said appropriation by a transfer of said sum from certified free cash.

Or take any other action related thereto.

Submitted by the Board of Selectmen Two-Thirds Vote Required

ARTICLE 34: CAPITAL BUDGET B - ROLLING STOCK, STUDIES & HARDWARE

To see if the Town will vote to appropriate the sum of Five Hundred Sixty Five Thousand Two Hundred and Fifty Dollars and No Cents (\$565,250.00) toward a program of capital purchases and improvements, as generally illustrated below:

User Dept	Item	\$s
PD	SUV Cruiser	\$42,000
DPW - Highway	F550 Dump w/plow	\$67,500
	Salt Shed	\$30,000
	Street Sweeper	\$100,000
	Hot Box (1)	\$20,250
	Mobark Chipper	\$77,500
	Street Sign Replacement Program	\$7,500
	MS-4 CB Plan/Map	\$22,500
	Truck Lift w/Install	\$25,000
	Various Repairs for Transfers (3)	\$15,000
	Rolling Stairs/Ladder*	\$1,500

	Pavement Saw w/dolly*	\$2,000
DPW - B&G	JDX 754 Lawn Tractor	\$1,500
	Town Hall Cameras	\$3,000
Fire	Ambo Stryker Load System	\$60,000
	Vehicle Exhaust System	\$37,500
IT	Server & DPW	\$32,500
Town Clerk	Voting Machines	\$20,000
	Program Totals	\$565,250

and to meet said appropriation by a transfer of Five Hundred Forty Six Thousand Seven Hundred Fifty Dollars and No Cents (\$546,750.00) from certified free cash and a transfer of Eighteen Thousand Five Hundred Dollars and No Cents (\$18,500.00) from overlay surplus.

Or take any other action related thereto.

Submitted by Board of Selectmen Majority Vote Required

ARTICLE 35: MONTACHUSETT REGIONAL VOCATIONAL TECHNICAL SCHOOL

To see if the Town will vote to raise and appropriate the sum of Six Hundred Forty Nine Thousand Eight Hundred Seventeen Dollars and No Cents (\$649,817.00) as the amount assessed upon the Town for the Fiscal Year 2020 assessment by the Montachusett Regional Vocational Technical School District for the purposes of educating and transporting the Town's enrolled students and capital and debt expenses provided, however, that any stated amount shall be reduced to any lesser amount which shall subsequently be certified by the school committee and certified to the Town, for Fiscal Year 2020.

Or take any other action relative thereto.

Submitted by the Board of Selectman for the Montachusett Regional Vocational Technical School District

Majority Vote Required

ARTICLE 36: CITIZEN'S PETITION: FLUORIDE WARNING ON WATER BILLS

Shall the Town vote to approve a warning concerning Templeton citizen's fluorosis risk the additive poses to infants, to be added to all water bills and consumer confidence reports (which

must be mailed to all water consumers, be posted online, and available at the Selectmen's Office and the Light and Water Department). The warning is as follows:

"Your public water supply is fluoridated. According to the Centers for Disease Control Prevention, if your child under the age of 6 months is exclusively consuming infant formula reconstituted with fluoridated water, there may be an increased chance of dental fluorosis. Consult your child's health care provider for more information."

Or take any other action related thereto.

A citizen's petition submitted by Peter Farrell and 16 others

ARTICLE 37: CITIZEN'S PETITION: FLUORIDE LEGISLATION

Move that the town will vote to authorize the Board of Selectmen to seek Special Legislation as set forth below: provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of the petition or take any other action thereon or in relation to.

An Act authorizing Annual Town Meeting as the responsible party on any and all decisions involving fluoridating or not fluoridating the public water supply.

Section 1. Notwithstanding Section 8C, Chapter 111, Title XVI, Part 1 of the general laws of or any general of special law to the contrary, the legislative body at Annual Town Meeting with a majority vote shall be authorized to make any and all decisions in regards to fluoridating or not fluoridating the public water supply however should town meeting vote to fluoridate the public water supply oversight on fluoride dose shall go to the town Board of Health. Annual town meeting shall also make decisions on health warning involving water fluoridation and any other decisions involving fluoride and the public water supply.

Section 2. Upon effective date of this act the Legislative body at Annual Town Meeting shall become the responsible party for all matters concerning fluoride and the public water supply.

Section 3. This act shall take effect upon passage.

A citizen's petition submitted by Peter Farrell and 15 others

ARTICLE 38: CITIZENS PETITION: RE: SEWER ENTERPRISE FUND

Shall the town vote to establish a town by-law that includes with the duties and responsibilities of the Sewer Commission all things related to the Sewer Enterprise including: all legal matters, engineering, personnel and all other duties and responsibilities that will allow the Sewer Commissioners to operate and maintain the town's Publicly Owned Treatment Works (POTW). This by-law shall supersede any other town by-law in the matters of personnel and legal and shall put the Sewer Commissioners in charge of executive matters involving all matters of the

Sewer Enterprise that do not conflict with State or Federal laws. Or to take any other action relative there too.

And you are hereby directed to serve this warrant by posting attested copies thereof in each precinct; namely at the Post Office in Templeton, the Post Office in East Templeton, the Post Office in Baldwinville, and at the Town Hall at 160 Patriots Road, East Templeton, seven (7) days at least before the time of holding said meeting and by causing notice of the same to be published once in the Gardner News, a newspaper published in said Worcester County, in the City of Gardner.

Given under our hands this ???th day of April, 2019.

BOARD OF SELECTMEN

BOTHED OF SEELECTIVIETY	
John Caplis, Chairman	Diane Haley Brooks, Vice Chairman
Julie Richard, Clerk	Doug Morrison, Member
Vacancy, Member	
True Copy: ATTEST	
Signature of Constable – Town of Templeton	
Printed Name of Constable Signing Above	

OFFICER'S RETURN
WORCESTER, SS

April		2019
¹ xpiii	,	2017

This is to certify that I have served the within warrant by posting attested copies thereof in each precinct; namely, at the Post Office in Templeton, the Post Office in East Templeton, the Post Office in Baldwinville, and at the Town Hall at 160 Patriots Road, East Templeton, fourteen (14) days at least before the time of holding said meeting and by causing notice of the same to be published once in the Gardner News, a newspaper published in said Worcester County, in the City of Gardner.

Signature of Constable – Town of Templeton

Printed Name of Constable Signing Above

A True Copy, ATTEST:

Carol A. Harris

Town Clerk of Templeton