

COMMONWEALTH OF MASSACHUSETTS

TOWN OF BELLINGHAM

WARRANT FOR FALL TOWN MEETING

Norfolk, ss:

To either of the Constables of the Town of Bellingham, in the County of Norfolk;

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said Town, qualified to vote in elections and in Town affairs to meet at the

HIGH SCHOOL AUDITORIUM

Located at 60 Blackstone Street in said Bellingham, on Wednesday, the sixteenth day of November 2022, at 7:30 p.m., then and there to act on the following articles:

ARTICLE 1. AMEND ANNUAL TOWN MEETING ARTICLE 1 – OPERATING EXPENSES AND SALARIES

To see if the Town will vote to amend the vote taken under Article 1 of the May 2022 Annual Town Meeting establishing the FY2023 Town operating budget, by reducing, adding to, deleting, amending appropriations or transferring funds from various sources into items within said Article 1; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 2. AMEND ANNUAL TOWN MEETING ARTICLE 2 – TRASH ENTERPRISE

To see if the Town will vote to amend the vote taken under Article 2 of the May 2022 Annual Town Meeting establishing the FY2023 Trash Enterprise budget, by reducing, adding to, deleting, amending appropriations or transferring funds from various sources into said Article 2; or act or do anything in relation thereto.

(By: Board of Selectmen)

RCV SEP 30 '22 AM10:01
BELLINGHAM TOWN CLE

ARTICLE 3. AMEND ANNUAL TOWN MEETING ARTICLE 3 – WATER ENTERPRISE

To see if the Town will vote to amend the vote taken under Article 3 of the May 2022 Annual Town Meeting establishing the FY2023 Water Enterprise budget, by reducing, adding to, deleting, amending appropriations or transferring funds from various sources into said Article 3; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 4. AMEND ANNUAL TOWN MEETING ARTICLE 4 – SEWER ENTERPRISE

To see if the Town will vote to amend the vote taken under Article 4 of the May 2022 Annual Town Meeting establishing the FY2023 Sewer Enterprise budget, by reducing, adding to, deleting, amending appropriations or transferring funds from various sources into said Article 4; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 5. AMEND ANNUAL TOWN MEETING ARTICLE 5 – STORMWATER ENTERPRISE

To see if the Town will vote to amend the vote taken under Article 5 of the May 2022 Annual Town Meeting establishing the FY2023 Stormwater Enterprise budget, by reducing, adding to, deleting, amending appropriations or transferring funds from various sources into said Article 5; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 6. CAPITAL OUTLAY – (Expenditures \$50,000 & Over)

To see if the Town will vote to raise and appropriate a sum of money and to determine how such appropriation shall be raised, whether by transfer of available funds, by taxation, by borrowing or otherwise, and if by borrowing to authorize the issuance and sale of general obligation bonds or notes of the Town therefore for the purpose of financing the purchase, construction, reconstruction and/or engineering costs associated with various capital outlay items or improvements proposed by Town Departments, Boards or Committees, and, as may be appropriate, to authorize the Board of Selectmen to enter into lease/purchase agreements of up to or exceeding three years; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 7. NON-CAPITAL OUTLAY – (Expenditures of Less Than \$50,000)

To see if the Town will vote to raise and appropriate a sum of money and to determine how such appropriation shall be raised, whether by transfer of available funds, by taxation, by borrowing or otherwise, and if by borrowing to authorize the issuance and sale of general obligation bonds or notes of the Town therefore for the purpose of financing the purchase of various non-capital outlay items or improvements proposed by Town Departments, Boards or Committees, and, as may be appropriate, to authorize the Board of Selectmen to enter into lease/purchase agreements of up to or exceeding three years; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 8. CIVIL SERVICE LAW

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court for special legislation providing that all positions in the Police Department shall be exempt from the Civil Service statute, all as set forth below, and further, to authorize the General Court to make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court, and to authorize the Board of Selectmen to approve amendments which shall be within the scope of the general public objectives of the petition; or act or do anything in relation thereto.

AN ACT EXEMPTING ALL POSITIONS IN THE POLICE DEPARTMENT OF THE TOWN OF BELLINGHAM FROM THE CIVIL SERVICE LAW

Be it enacted by the Senate and House of Representatives, in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Notwithstanding any general or special law to the contrary, all positions in the police department of the Town of Bellingham shall be exempt from chapter 31 of the General Laws.

SECTION 2. This act shall not impair the civil service status of a person holding a position described in section 1 on the effective date of this act.

SECTION 3. Sections 1, 2 and 3, of this act shall take effect on July 1, 2023.

SECTION 4. This act shall take effect upon its passage.

(By: Board of Selectmen)

ARTICLE 9. ACCEPTANCE OF M.G.L. Chapter 39, Section 23D

To see if the Town will vote to accept, for all boards, committees, or commissions when holding an adjudicatory hearing in the Town, the provisions of M.G.L. chapter 39, section 23D, which provides that a member of a board, committee, or commission when holding an adjudicatory hearing, shall not be disqualified from voting in the matter solely due to that member's absence from no more than a single session of the hearing at which testimony or other evidence is received, provided that certain conditions as established by M.G.L. chapter 39, section 23D, are met; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 10. HARTFORD AVE IMPROVEMENT EASEMENTS

To see if the Town will vote to (a) authorize the Board of Selectmen to acquire, by gift, purchase, and/or eminent domain and on such terms as the Board of Selectmen deems appropriate, the fee in and/or permanent and temporary roadway, sidewalk, drainage, access, utility, driveway, guardrail, slope, grading, rounding, construction, and landscaping easements as may be necessary or convenient to undertake the Hartford Ave improvement project, including, without limitation, the construction, maintenance and repair of improvements made on Route 126 Hartford Ave between the Interstate 495 Bridge and Arrowhead Road in Bellingham, in, on and under the parcels of land approximately shown on plans entitled "Massachusetts Department of Transportation Highway Division Plan and Profile In the Town of Bellingham, Norfolk County, Preliminary Right of Way Hartford Avenue (Route 126)", dated June 30, 2022, prepared by Chappell Engineering Associates, LLC, copies of which will be on file with the Town Clerk's Office 14 days before the Town Meeting, as said plans may be amended from time to time and/or replaced by an easement plan, and land within 100 feet of said parcels, (b) transfer the care, custody, and control of the portions of the Town-owned properties shown on the aforesaid plans from the board or officer having custody of the same for the purposes for which such properties are currently held to the Board of Selectmen for said public way purposes and further to dedicate said portions of the Town-owned properties to said purposes, and, if applicable, authorize the Board of Selectmen to submit petitions to the General Court to permit the foregoing under Article 97 of the Massachusetts Constitution, (c) raise and appropriate or transfer from available funds a sum of money for the foregoing purposes including any costs incidental or related thereto, and (d) authorize the Board of Selectmen to enter into any and all agreements and take any and all actions as may be necessary or appropriate to effectuate the foregoing purposes; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 11. CHARLES RIVER GROVE DRAINAGE PARCEL ACQUISITION

To see if the Town will vote to authorize the Board of Selectmen to acquire, by purchase, gift, and/or eminent domain and for drainage purposes, the fee to and/or any other interest in the parcel of land located on Middle Avenue, identified by the Assessors as Parcel 0040-0082-0000, containing 4,800 square feet, more or less, and being a portion of the premises

described in a deed recorded with the Norfolk Registry of Deeds in Book 11216, Page 548, on such terms and conditions as the Board of Selectmen deems appropriate and, further, to raise and appropriate or transfer from available funds a sum of money for the foregoing purposes including any costs incidental or related thereto; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 12. WRENTHAM ROAD BRIDGE RETAINING WALL EASEMENT ACQUISITION

To see if the Town will vote to authorize the Board of Selectmen to acquire, by gift, purchase, and/or eminent domain and on such terms as the Board of Selectmen deems appropriate, the fee in and/or permanent and temporary roadway, bridge, and retaining wall, support, and related easements as may be necessary or convenient to undertake the Wrentham Road Bridge Over Peters River improvement project, including, without limitation, the construction, maintenance and repair of improvements made on bridge and associated retaining walls and guardrails, in, on under, over, across and along parcels of land located on and/or near 21 Wrentham Road and identified by the Assessor as Map 0095 Parcels 0057 and, further, to raise and appropriate or transfer from available funds a sum of money for the foregoing purposes including any costs incidental or related thereto, or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 13. DEPOT STREET DPW PARKING AND ACCESS LAND ACQUISITION

To see if the Town will vote to authorize the Board of Selectmen to acquire, by gift, purchase, and/or eminent domain and on such terms as the Board of Selectmen deems appropriate, the fee in and/or permanent parking, access, and related easement as may be necessary or convenient to undertake the DPW Office construction project, in, on, under, along, and across a parcel of land located on/off Depot Street and containing 6,315 square feet, as shown on plans entitled "Depot St Parcel 0034-0149-0000 Easement Plan", dated September 30, 2022, prepared by Land Planning Inc. copies of which will be on file with the Town Clerk's Office 14 days before the Town Meeting; and, further, to raise and appropriate or transfer from available funds a sum of money for the foregoing purposes including any costs incidental or related thereto, or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 14. AMEND GENERAL BY-LAWS CHAPTER 71-6 REVOLVING FUNDS

To see if the Town will vote, pursuant to Chapter 44, Section 53E½, of the General Laws, to amend the Town's General Bylaws, Chapter 71-6, Revolving Funds, by inserting at the end of the chart set forth therein a new row, shown below in underlined text, to establish a new revolving fund for Town Beautification Activities with an annual expenditure limit of \$50,000, with all monies in the fund to remain in such fund, available for expenditures by

the Town Administrator for the stated purpose of, and in a manner consistent with, the revised Bylaw and, further, that such expenditure limit shall apply from fiscal year to fiscal year unless amended by vote of Town Meeting prior to July 1 in any year; or act or do anything in relation thereto.

Fund	Revenue Source	Authority to Spend	Use of Funds	Spending Limit	Fiscal Years
<u>Town Beautification</u>	<u>Beautification-related receipts</u>	<u>Town Administrator</u>	<u>Expenses in support of Town Beautification Activities including supplies, materials, equipment, and compensation to employees or contractors</u>	<u>\$50,000</u>	<u>FY2023 and subsequent years</u>

(By: Board of Selectmen)

ARTICLE 15. APPROPRIATION OF FUNDS – SEWAGE DISPOSAL SYSTEMS, FUEL STORAGE TANKS & DELEADING DWELLINGS

To see if the Town will vote to raise the sum of \$400,000 for the purpose of remediating failing residential subsurface sewage disposal systems, underground fuel storage tanks and de-leading dwellings with dangerous levels of lead, pursuant to Massachusetts General Laws, Chapter 111, Section 127B½ and Massachusetts General Laws, Chapter 80 (Betterments), and to access betterments therefor; and further, to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$400,000 in accordance with Chapter 44, Sections 7 or 8 or Chapter 111, Section 127B½ of the General Laws, or any other enabling authority, and issue bonds or notes therefore under General Laws, Chapter 111, 127B½ and/or Chapter 29C of the General Laws and/or Massachusetts General Laws, Chapter 80 (Betterments) or any other enabling authority; that although it is the Town's intent that project and financing costs shall be repaid by the property owners, in accordance with those agreements, such bonds or notes shall nevertheless be general obligations of the Town, and the Treasurer with approval of the Board of Selectmen is authorized to borrow all or a portion of such amount from the Massachusetts Clean Water Trust established pursuant to Chapter 29C and in connection therewith to enter into a financing agreement and/or security agreement with the Trust with respect to such loan and for any federal or state aid available for the projects or for the financing thereof, and that the Board of Selectmen is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the projects and to take any other action necessary or convenient to carry out the projects; or act or do anything in relation thereto.

(By: Board of Health)

ARTICLE 16. TOWN CHARTER REVISIONS

To see if the Town will vote to authorize the Board of Selectmen to file with the General Court a home rule petition for special legislation amending the Town Charter to make various revisions proposed by the Charter and Bylaw Review Committee, all as shown in a document on file with the Town Clerk's office and available on the Town's website at www.bellinghamma.org; provided, however, that the General Court may make changes of form only to such bill without approval of the Board of Selectmen, and, further, to authorize the Board of Selectmen to approve such revisions requested by the General Court as are consistent with the public purposes of the petition; or act or do anything in relation thereto.

(By: Charter and Bylaw Review Committee)

ARTICLE 17. TOWN GENERAL BYLAWS REVISIONS

To see if the Town will vote to amend the Town Bylaws as recommended by the Charter and Bylaw Review Committee, all as shown in a document on file with the Town Clerk's office and available on the Town's website at www.bellinghamma.org, which revisions include but are not limited to non-substantive, ministerial and other clerical revisions as well as more substantive revisions; or act or do anything in relation thereto.

(By: Charter and Bylaw Review Committee)

ARTICLE 18. TRANSFER TO STABILIZATION FUND

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the purpose of funding the Stabilization Fund; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 19. TRANSFER TO GROUP HEALTH INSURANCE TRUST FUND

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the purpose of funding the Group Health Insurance Trust Fund; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 20. TRANSFER TO COMPENSATED ABSENCES FUND

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money for the purpose of funding the Compensated Absences Fund; or act or do anything in relation thereto.

(By: Board of Selectmen)

ARTICLE 21. UNPAID BILLS

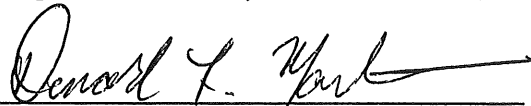
To see if the Town will vote to raise, appropriate or transfer a sum of money for the payment of certain unpaid bills of a prior fiscal year; or act or do anything in relation thereto.

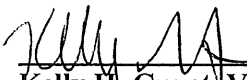
(By: Board of Selectmen)

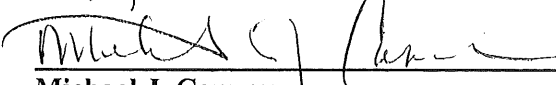
And you are directed to serve this Warrant, by posting attested copies thereof at Town Hall and in other municipal buildings throughout Town forty-five days, at least, before the time and place of meeting as aforesaid.


Hereof, fail not and make due return of this Warrant, with your doings thereon, to the Town Clerk, at the time and place of meeting as aforesaid.

Given under our hands this 26th day of September in the year of Our Lord, Two Thousand Twenty Two.


Donald F. Martinis, Chairman


Kelly H. Grant, Vice Chairwoman


Michael J. Connor


Cynthia L. McNulty


Sahan Sahin

BOARD OF SELECTMEN

RETURN OF THE WARRANT

Norfolk, ss:

Pursuant to the within Warrant, I have notified and warned the inhabitants of the Town of Bellingham by posting attested copies of the same at Town Hall and in other municipal buildings throughout Town, in accordance with Town By-laws.

9/30/2022
Date


Constable of Bellingham