

Town of Mansfield

WARRANT FOR THE SPECIAL TOWN MEETING NOVEMBER 7, 2020

BRISTOL, SS:

To either of the Constables of the Town of Mansfield in the County of Bristol;

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 Mansfield Department of Public Works – Highway Division, 500-C East Street, Mansfield, Massachusetts 02048 (Precincts One, Two, Three, Four, Five and Six) on **Saturday, November 7, 2020, at Twelve O'clock Noon**, then and there to act on the following articles:

Article 1: To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow pursuant to any applicable statute a sum of money and/or to further amend, increase, decrease, or otherwise adjust the appropriations voted at the June 23, 2020 Annual Town Meeting for several Municipal Town departments for Fiscal Year 2021; or take any action in relation thereto.

SPONSOR: Select Board

Explanation: At the time the appropriations were voted at the June 23, 2020 Annual Town Meeting, many assumptions needed to be made in order to balance the various budgets. This article (if approved) would allow the Town to now further amend, increase, decrease, or otherwise adjust these appropriations based upon new information not previously

Article 2: To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow pursuant to any applicable statute a sum of money to pay for unpaid prior year's bills; or take any action in relation thereto.

SPONSOR: Select Board

Explanation: In general, appropriated amounts at Town Meeting for one Fiscal Year cannot be spent on a previous year's expenditures without Town Meeting approval. This article (if approved) will pay for these outstanding bills that are presently known to be unpaid from prior Fiscal Years.

Article 3: To see if the Town will raise and appropriate, transfer from available funds, or borrow pursuant to any applicable statute a sum of money to be expended by the Town Manager to defray a portion towards the expenses of the FY2022 Five-Year Revaluation of all properties in the Town as required by the Massachusetts Department of Revenue; or take any action in relation thereto.

SPONSOR: Select Board for Board of Assessors

Explanation: The Department of Revenue requires that the Board of Assessors revalue all properties in Town once every five years. The last revaluation was in FY2017. The total cost of this revaluation in FY2022 is estimated to be \$125,000.00. This article (if approved) will pay a sum of money towards this FY2022 revaluation.

Article 4: To see if the Town will raise and appropriate, transfer from available funds, or borrow pursuant to any applicable statute a sum of money to be expended by the Town Manager to defray the expenses of the next ten-year cyclical inspection of all properties in the Town as required by the Massachusetts Department of Revenue; or take any action in relation thereto.

SPONSOR: Select Board for Board of Assessors

Explanation: Every ten years, the Department of Revenue (“DOR”) requires the Town to inspect all properties in the Town. If this inspection is not completed, the “DOR” may not allow the Town to set a tax rate until this ten-year inspection is completed. The next cyclical inspection is scheduled for FY 2024 and is estimated to cost \$240,000.00 in FY 2024. This article (if approved) will continue to fund this requirement now.

Article 5: To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow pursuant to any applicable statute a sum of money for various Capital Improvements projects for the Town of Mansfield; or take any action in relation thereto.

SPONSOR: Select Board for Capital Improvement Program Committee

Explanation: This article will contain several motions to fund the Capital Improvement Program Committee’s recommended Town, Sewer Enterprise, Water Enterprise projects for Fiscal Year 2021. This article (if approved) will fund the Capital Improvement Program Committee’s recommendations.

Article 6: To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds a sum of money to be deposited in the Future Payment of Accrued Liabilities for Compensated Absences Reserve Fund; or take any action in relation thereto.

SPONSOR: Select Board

Explanation: This article (if approved) will deposit a sum of money into this Reserve Fund and allow the Town Manager to pay compensated absence expenses as outlined in M.G.L. Chapter 40 Section 13D.

Article 7: To see if the Town will vote to raise and appropriate or transfer from available funds the sum of Six Thousand Three Hundred, Sixty-Eight Dollars and Twenty Cents (\$6,368.20), distributed from the Commonwealth Transportation Infrastructure Fund, to address the impact of transportation network services on municipal roads, bridges and other transportation infrastructure or any other public purpose substantially related to the operation of transportation network services in the Town of Mansfield including, but not limited to, the Complete Streets Program established in section 1 of chapter 90I of the Mass. General Laws and other programs that support alternative modes of transportation; or take any action in relation thereto.

SPONSOR: Select Board

Explanation: Under Chapter 187 of the Acts of 2016 (the Act), certain transportation network companies must submit to the Transportation Network Company Division of the Department of Public Utilities (DPU) the number of rides from the previous calendar year that originated within each city or town and a per-ride assessment of \$0.20. The assessment is credited to the Commonwealth Transportation Infrastructure Fund (Fund), which was established by the Act. Each year, one half of the amount credited to the Fund will be distributed by the DPU proportionately to each city and town based on the number of rides that originated in that city or town. This article (if approved) will allow the Town to expend the amount allocated to the Town under the Act in fiscal year 2021.

Article 8: To see if the Town will vote to transfer from Free Cash a sum of money to the Finance Committee Reserve Fund; or take any other action related thereto.

SPONSOR: Board of Selectmen

Explanation: This article will transfer a sum of money from the Town's certified free cash into the Finance Committee's Reserve Fund. It can then be used for any lawful purpose as outlined in Article Five, Section 5-13 of the Town's By-Laws, and as outlined in M.G.L. Chapter 39 Section 16.

Article 9: To see if the Town will vote to transfer a sum of money from the Sewer Enterprise Fund - Retained Earnings to the Sewer Enterprise Fund - Reserve Fund For Transfer Fund; or take any other action related thereto.

SPONSOR: Board of Selectmen

Explanation: This article will transfer a sum of money from the Sewer Enterprise Fund's certified retained earnings into the Sewer Enterprise Fund's Reserve Fund. It can then be used for any lawful purpose.

Article 10: To see if the Town will vote to transfer a sum of money from the Water Enterprise Fund - Retained Earnings to the Water Enterprise Fund - Reserve Fund For Transfer Fund; or take any other action related thereto.

SPONSOR: Board of Selectmen

Explanation: This article will transfer a sum of money from the Water Enterprise Fund's certified retained earnings into the Water Enterprise Fund's Reserve Fund. It can then be used for any lawful purpose.

Article 11: To see if the Town will vote to transfer a sum of money from the Airport Enterprise Fund - Retained Earnings to the Airport Enterprise Fund - Reserve Fund For Transfer Fund; or take any other action related thereto.

SPONSOR: Board of Selectmen for the Airport Commission

Explanation: This article will transfer a sum of money from the Airport Enterprise Fund's certified retained earnings into the Airport Enterprise Fund's Reserve Fund. It can then be used for any lawful purpose.

Article 12: To see if the Town will vote to transfer a sum of money from the Parking Enterprise Fund - Retained Earnings to the Parking Enterprise Fund - Reserve Fund For Transfer Fund; or take any other action related thereto.

SPONSOR: Board of Selectmen

Explanation: This article will transfer a sum of money from the Parking Enterprise Fund's certified retained earnings into the Parking Enterprise Fund's Reserve Fund. It can then be used for any lawful purpose.

Article 13: To see if the Town will vote to transfer from Free Cash the sum of \$125,000.00 to make a payment against the Plymouth Street Fire Station improvements loan, or take any other action in relation thereto.

SPONSOR: Select Board

Explanation: This article will allow the Town to pay down a portion of the outstanding Bond Anticipation Note (BAN) associated with the Plymouth Street Fire Station improvements loan.

Article 14: To see if the Town will vote to transfer from Free Cash the sum of \$100,000.00 to make a payment against the Tower One repairs loan, or take any other action in relation thereto.

SPONSOR: Select Board

Explanation: This article will allow the Town to pay down a portion of the outstanding Bond Anticipation Note (BAN) associated with the Tower One repairs loan.

Article 15: To see if Town Meeting will approve the amendment of Article 22 of the June 23, 2020 Annual Town meeting by the insertion of the phrases “the Town of Mansfield through the” and “and/or Airport Commission” in the first paragraph of said Article 22 so that the paragraph, as revised, would read as follows;

“...vote to authorize the Town of Mansfield through the Select Board and/or Airport Commission, to acquire by purchase, gift or eminent domain certain Approach Surface “Avigation Easements” for the unobstructed passage of aircraft in and through all airspace located at or above the surface of the certain real Estate Property described below:”

Or take any other action related thereto.

SPONSOR: Select Board

Explanation: This article corrects an article approved at the Annual Town Meeting by clarifying the joint authority of the Select Board and the Airport Commission to take the avigation easements.

Article 16: To see if the Town will vote to authorize the Select Board to acquire, by purchase, gift, and/or eminent domain, by way of a confirmatory taking to the extent not already owned by the Town of Mansfield, the following described properties, or easements and/or temporary construction easements as indicated below, for use as a recreational trail and underground sewer lines, including but not limited to construction, drainage, utility, access, and/or related purposes, in, on, and under parcels of land abutting and/or near Fruit Street and Harding Lane, and the other parcels of land as shown on plans entitled “Plan and Profile of Rail Trail Extension in the Town of Norton and Mansfield Bristol County Preliminary Right of Way Plans,” dated January 24, 2018 and prepared by BETA. Inc”, a copy of which is on file with the Town Clerk; to see if the town will vote to transfer the care, custody and control of a portion or portions of the parcel of land identified by the Assessors as the Parcels and Addresses set forth below for the above stated purposes to the Select Board for maintenance, operation, repair and reconstruction of sewer wastewater lines, recreational trail uses, parking and other trail-related purposes, and further to see if the town will vote to raise and appropriate, transfer from available funds, and/or borrow pursuant to any applicable statute a sum of money to fund the foregoing acquisitions and any and all costs incidental or related thereto; and, further, to authorize the Select Board to enter into any and all agreements and take any and all actions necessary or appropriate to effectuate the foregoing transactions; or take any other action relative thereto

Map-Lot	Property Location
34-149	Fruit Street
34-130	362 FRUIT ST
36-164	445 FRUIT ST
36-165	459 FRUIT ST
36-166	471 FRUIT ST
36-167	477 FRUIT ST
36-168	481 FRUIT ST
36-169	485 FRUIT ST
36-170	489 FRUIT ST
36-171	491 FRUIT ST
36-172	495 FRUIT ST
36-173	499 FRUIT ST
36-174	503 FRUIT ST
36-175	507 FRUIT ST
36-176	511 FRUIT ST
36-177	515 FRUIT ST
36-178	519 FRUIT ST
36-28	9 HARDING LN

36-25	10 HARDING LN
36-29	15 HARDING LN

SPONSOR: Select Board

Explanation: This article will allow the Town to acquire certain parcels of land to be used in connection with a recreational trail (rail rail) and underground sewer lines.

Article 17: To see if the Town will vote to relocate and accept as a public way the relocated portions of Fruit Street, as heretofore reviewed and approved by the Select Board and Planning Board, as shown on a plan entitled “Fruit Street - Right of Way Relocation Plan,” dated August 31, 2020, prepared by Lighthouse Land Surveying, LLC, a copy of which is on file with the Town Clerk, and to authorize the Select Board to acquire, by gift, purchase, and or/ eminent domain, the property so relocated or easements in said portions of Fruit Street for public way purposes and/or any drainage, access, utility and/or other easements related thereto; and, as funding therefor, to raise and appropriate, transfer from available funds, or borrow pursuant to any applicable statute a sum of money for such purposes; or take any other action relative thereto.

SPONSOR: Select Board

Explanation: This article (if approved) will allow the Town to relocate a public way, Fruit Street.

Article 18: To see if the Town will vote to authorize the Mansfield Select Board and/or Mansfield Airport Commission to acquire, by purchase, gift, and/or eminent domain, by way of a confirmatory taking to the extent not already owned by the Town of Mansfield, the following described properties, or easements and/or temporary construction easements as indicated below, for use as a recreational trail and underground sewer lines, including but not limited to construction, drainage, utility, access, and/or related purposes, in, on, and under parcels of land abutting and/or near Fruit Street and Harding Lane, and the other parcels of land as shown on plans entitled “Plan and Profile of Rail Trail Extension in the Town of Norton and Mansfield Bristol County Preliminary Right of Way Plans,” dated January 24, 2018 and prepared by BETA. Inc”, a copy of which is on file with the Town Clerk, in, on, and under parcels of land abutting and/or near the Mansfield Municipal Airport, and the other parcels of land approximately shown on plans entitled “Plan and Profile of Rail Trail Extension in the Town of Norton and Mansfield Bristol County Preliminary Right of Way Plans,” dated January 24, 2018 and prepared by BETA. Inc., a copy of which is on file with the Town Clerk, for use as an airport, recreational trail, recreational trail parking, other trail-related purposes, and maintenance, operation, repair and reconstruction of the existing underground sewer interceptor

line; to see if the town will vote to authorize the use of said land through the Select Board for recreational and sewer purposes; to see if the town will vote to raise and appropriate, transfer from available funds, and/or borrow pursuant to any applicable statute a sum of money to fund the foregoing acquisitions and any and all costs incidental or related thereto; and, further, to authorize the Select Board to enter into any and all agreements and take any and all actions necessary or appropriate to effectuate the foregoing transactions; or take any other action relative thereto:

Map-Lot	Property Location
34-415	FRUIT ST
34-115	432 FRUIT ST
36-15	265 Fruit Street

SPONSOR: Select Board

Explanation: This article will allow the Town to acquire certain parcels of land to be used in connection with a recreational trail (rail rail) and underground sewer lines.

Article 19: To see if the Town will vote to authorize the Select Board to acquire, by purchase, gift, and/or eminent domain, a perpetual stormwater easement described and identified in that plan entitled "*The Chocolate Factory Drainage And Access Easement Plan EAS-1*" dated September 22, 2020 and prepared by Allen & Major Associates, Inc. a copy of which is on file with the Office of the Town Clerk, which easement shall be accessible to and used by the Town/Grantees for purposes of draining stormwater run off and maintaining any new drainage systems installed by the Grantor, and to allow the Town/Grantees to drain any stormwater/rainwater which may accumulate on any public way abutting or adjacent to the Chocolate Factory property, onto the property of the Chocolate Factory located at 150 Oakland Street, Mansfield, Massachusetts, or to take any other action related thereto.

SPONSOR: Select Board

Explanation: This article will allow the Town to acquire a perpetual stormwater easement to drain any stormwater/rainwater which may accumulate on any public way abutting or adjacent to the Chocolate Factory property.

Given under our hands this day of , 2020

Frank DelVecchio, Chairperson

Neil Rhein, Vice Chairperson

Jess Aptowitz, Clerk

Michael A. Trowbridge, Sr., Select Board Member

Steven Schoonveld, Select Board Member

SELECT BOARD OF MANSFIELD

Pursuant to the foregoing warrant, I have this day in , 2020 notified the inhabitants of the Town of Mansfield by posting up true and attested copies at Mansfield Town Hall, Mansfield Public Library, Super Stop and Shop, Shaw's Supermarket and Old Country Store in said Town.

Constable of Mansfield

A True Copy of Notice and Return:

Marianne E. Staples, CMMC
Town Clerk of Mansfield