

**TOWN OF MATTAPOISETT  
ANNUAL TOWN MEETING  
MAY 9, 2011**

The Annual Town Meeting was called to order at Old Rochester Regional High School Auditorium at 6:30 pm on May 9, 2011 by the Moderator, John A. Eklund. The Moderator declared that a quorum was present. Town Clerk, Barbara A. Sullivan, read the return of Service.

A motion was made, by Selectman Jordan C. Collyer, "I move that the Moderator is hereby relieved from reading each article in its entirety and is allowed to refer to them by title and number". The motion was seconded and passed.

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

Voted for the Town 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

YES 130 NO 0

**ARTICLE 2: GENERAL OPERATING BUDGET Balanced Budget.**

Voted for the Town to appropriate the sum of \$20,853,133 to defray the charges and expenses of the Town for FY12, for the purposes and amounts set forth in the General Operating Budget, as presented at this meeting within the Attachment A, entitled Mattapoisett FY12 Budget, Annual Town Meeting Warrant, and to meet the appropriation the sum of \$20,230,516 be raised within the Levy Limit, the sum of \$240,000 be transferred from receipts reserved for appropriation (Ambulance Receipts), the sum of \$58,598 be transferred from revenues of the Sanitary Landfill Enterprise Fund, the sum of \$102,030 to be transferred from revenues of the Sewer Enterprise Fund, the sum of \$159,651 to be transferred from the revenues of the Water Enterprise Fund, and \$62,338 to be transferred from the revenues of the Waterfront Enterprise Fund. And further for Enterprise Funds, move that the Town vote to appropriate the following sums of money as presented at this meeting for the following:

- (1) Appropriate the sum of \$134,998 to defray the expenses of operating the Sanitary Landfill/Transfer Station Enterprise for FY12, the sum of \$103,267 to be provided from Revenues of the Sanitary Landfill/Transfer Station Enterprise Fund, \$20,733 from the Sanitary Landfill/Transfer Station Retained Earnings, and the sum of \$10,998 to be raised within the Levy Limit; and
- (2) Appropriate the sum of \$1,503,989 to defray the expenses of the Water Department, the sum of \$1,503,989 to be provided from revenues of the Water Enterprise Fund; and
- (3) Appropriate the sum of \$1,492,306 to defray the expenses of the Sewer Department, \$1,492,306 to be provided from revenues of the Sewer Enterprise Fund: and
- (4) Appropriate the sum of \$184,486 to defray the expenses of the Waterfront Department, the sum of \$100,000 to be provided from revenues of the Waterfront Enterprise Fund, the sum of \$81,752 to be provided from the Municipal Waterways Fund, and \$2,734 from Waterfront Unreserved Retained Earnings.

Motion by Bradley Hathaway to eliminate the Conservation Commission Budget.  
Defeated, 126 opposed 4 in favor

YES 130 NO 0

**ARTICLE 3: ESTABLISHMENT OF STABILIZATION FUND – REGIONAL SCHOOL DISTRICT ASSESSMENT**

Voted for the Town 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.

YES 149 NO 1

**ARTICLE 4: APPROPRIATION TO ASSESSMENT STABILIZATION FUND**

Voted for the Town 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. The sum of \$218,000 to be transferred from the Tax Levy.

YES 149 NO 1

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

Voted for the Town to appropriate the sum of \$50,000 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. The sum to be appropriated as follows, \$47,072 from the Tax Levy, \$291 from Sewer Retained Earnings and \$2,637 from Water Retained Earnings.

YES 150 NO 0

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

Voted for the Town, in 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.

YES 144 NO 2

**ARTICLE 7: ESTABLISHMENT OF DEPARTMENTAL RESERVE FOR SEWER EXPENSES**

Voted for the Town to transfer 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. The sum of \$10,000 to be transferred from Sewer Enterprise Retained Earnings.

YES 146 NO 0

**ARTICLE 8: ESTABLISHMENT OF DEPARTMENTAL RESERVE FOR WATER EXPENSES**

Voted for the Town to transfer a sum money from the Water Department Enterprise Funds Retained Earnings to the FY12 Water Department Annual Budget, as a Departmental Reserve for extraordinary and unforeseen expenses. The sum of \$10,000 to be transferred from the Water Enterprise Retained Earnings.

YES 146 NO 0

**ARTICLE 9: DEPARTMENTAL REVOLVING FUND AUTHORIZATION**

Voted for the Town 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. Amounts to be voted are all as shown within Attachment "C" in the Warrant.

YES 146 NO 0

**ARTICLE 10: CYCLICAL ANNUAL PROPERTY REVALUATION**

Voted for the Town to appropriate the sum of \$35,000.00 for the purpose of funding the Department of Revenue mandated cyclical annual evaluation of property in Mattapoisett. The sum of \$35,000 to be transferred from Free Cash.

YES 146 NO 0

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

Voted for the Town 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 unexpended balances in

Article 4 ATM 2009 \$1,233.95  
Article 5 ATM 2010 \$3,398.10  
Article 4 ATM 2008 \$ 454.91  
Article 8 ATM 2010 \$ 174.80  
Article 5 ATM 2006 \$ 150.36  
Article 12 ATM 2009 \$ 173.00

YES 146 NO 0

**ARTICLE 12: AMENDMENT TO THE TOWN GENERAL BYLAWS**

Voted for the Town to amend Article 17, Section 17.1 of the Mattapoissett General Bylaws to reflect the following fee schedule applicable to annual dog licensing.

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

YES 144 NO 2

**ARTICLE 13: APPROVAL OF MODIFICATION OF WATER USER FEE**

I move that the Town 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 Mattapoissett River Valley Water Supply Protection Committee to the Town of Mattapoissett water users, which fee is at present .01 cents per gallon, to the following:

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.

William Nicholson, Water Sewer Superintendent moves to withdraw this article, seconded and approved.

**ARTICLE 14: ZONING BYLAW AMENDMENT**

Voted for the Town to amend the Mattapoissett 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 Mattapoissett’s Family Related Apartment square footage.

YES 145 NO 1

**ARTICLE 15: ACCEPTANCE OF RIVER BEND LANE**

I move that the Town 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.

Town Administrator, Michael Gagne’, moves to withdraw this article, seconded and approved.

**ARTICLE 16: APPROPRIATION TO CAPITAL IMPROVEMENT STABILIZATION FUND**

Voted for the Town 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.

**PRIOR YEAR INVOICES**

Article 1	STM 2009	\$ 303.31	Article 12	ATM 2009	\$ 3,463.50
Article 3	STM 2009	\$1,923.00	Article 13	STM 1999	\$ 161.46
Article 4	ATM 2008	\$2,534.00	Article 13	STM 2007	\$ 599.44
Article 4	STM 2009	\$ 731.31	Article 14	STM 2010	\$ 1,120.98
Article 7	STM 2010	\$ 300.00	Article 14	ATM 2010	\$ 620.00
Article 8	ATM 2006	\$5,000.00	Article 16	ATM 2008	\$ 1,143.00
Article 8d	ATM 2010	\$ 600.00			

YES 145 NO 0

**ARTICLE 17: CAPITAL IMPROVEMENT PLAN:**

Voted for the Town to approve the Five Year Capital Improvement Plan to be presented by the Capital Planning Committee.

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

Carries Unanimously

**ARTICLE 18: CAPITAL PLAN FUNDING**

Voted for the Town 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

YES 145 NO 0

**ARTICLE 19: PURCHASE OF FIRE TRUCK**

Voted for the Town 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 be raised by borrowing said amount, \$550,000, 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 1987 Fire Truck and that to meet this appropriation, the Treasurer, with the approval of the Selectmen, is authorized to borrow said amount under and pursuant to Chapter 44, Sections 7(5) and 7(6) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor; provided, however, that no sums shall be borrowed or expended hereunder unless and until the Town shall have voted on May 17, 2011 to exclude the amounts required to repay any borrowing pursuant to this vote from the property tax levy limitations of Chapter 59, Section 21C of the General Laws (Proposition 2 ½), and that the Board of Selectmen, with the advice of the Fire Chief, is authorized to enter into such contracts and agreements as shall in its judgment be necessary to effectuate the intent of this vote.

YES 142 NO 3

**ARTICLE 20: ESTABLISHMENT OF A TOWN ROAD IMPROVEMENT PLAN**

Voted for the Town to authorize and direct the Mattapoisett Highway Department and the Board of Selectmen to establish a roadway improvement plan to provide for the regular upkeep and improvement of the Town's roadway system, which plan shall set forth the Town's roadway improvement priorities and the funding sources to be obtained to accomplish such priorities; that the sum of \$ 200,000 is hereby appropriated to pay costs of making general roadway repairs and improvements throughout the Town, and that to meet this appropriation, the Treasurer, with the approval of the Selectmen, is authorized to borrow said amount under and pursuant to Chapter 44, Sections 7(5) and 7(6) of the General Laws, or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefor; provided, however, that no sums shall be borrowed or expended hereunder unless and until the Town shall have voted on May 17, 2011 to exclude the amounts required to repay any borrowing pursuant to this vote from the property tax levy limitations of Chapter 59, Section 21C of the General Laws (Proposition 2 ½), and that the Board of Selectmen, with the advice of the Highway Surveyor, is authorized to enter into such contracts and agreements as shall in its judgment be necessary to effectuate the intent of this vote.

YES 138 NO 2

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

Voted for the Town approve the \$2,500,000 borrowing authorized by the Old Colony Regional Vocational Technical High School District, for the purpose of paying costs of replacement of the Old Colony School Building urethane foam roof and renovation of the existing science laboratory located at 476 North Avenue, Rochester, Massachusetts, including the payment of all cost incidental or related thereto, which proposed repair project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program, and for which the District may be eligible for a school construction grant from the Massachusetts School Building Authority ("MSBA"), said sum to be expended at the direction of the District School Committee; that the Town acknowledges that the Massachusetts School Building Authority's ("MSBA") grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the District incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the District; provided further that any grant that the District may receive from the MSBA for the project shall not exceed the lesser of (1) fifty-four and sixteen one hundredths percent (54.16%) of eligible, approved project costs as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; provided further that this approval is contingent upon the Old Colony Regional School District being approved by the MSBA for a grant totaling at least fifty-four and sixteen one hundredths percent (54.16%) of eligible, approved project costs, as determined by the MSBA; and that the amount of borrowing authorized by the District shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the District and the MSBA.

YES 130 NO 0

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

Voted for the Town to appropriate the sum of \$325,000 by borrowing and transfer from available funds including, any available State or Federal Grants or Funds, for the purpose of paying for Mattapoisett's share of capital improvements at the Fairhaven Waste Water Treatment Plant and common appurtenances, and further to meet this appropriation, the Treasurer, with the approval of the Selectmen, is authorized to borrow said amount under and pursuant to Chapter 44 Sections 7(5) and 7(6) of the General Laws or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefore; provided, and that the Board of Selectmen, is authorized to enter into such contracts and agreements as shall in its judgment be necessary to effectuate the intent of this vote. The sum of \$170,000 to be transferred from Sewer Retained Earnings and \$155,000 by borrowing.

YES 130 NO 0

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

I move that the Town 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 by borrowing 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 and further to meet this appropriation, the Treasurer, with the approval of the Selectmen, is authorized to borrow said amount under and pursuant to Chapter 44 Sections 7(5) and 7(6) of the General Laws or pursuant to any other enabling authority, and to issue bonds or notes of the Town therefore; provided, and that the Board of Selectmen, with the advice of the Water Superintendent is authorized to enter into such contracts and agreements as shall in its judgment be necessary to effectuate the intent of this vote.

William Nicholson, Water Superintendent moves to withdraw this article, seconded and approved.

**ARTICLE 24: LAND ACQUISITION THROUGH COMMUNITY PRESERVATION FUNDS**

Voted for the Town to transfer the sum of \$48,345 dollars from the Community Preservation Fund Budgeted Reserve for FY2011, and \$40,000 from the Community Preservation Open Space Reserve FY 2011 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 municipal water supply production through wells and well fields, 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.

YES 130 NO 0

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

Voter for the Town to appropriate the sum of \$60,000 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.

Yes 125 NO 0

**ARTICLE 26: RESTORATION OF PLAQUE AT CENTER SCHOOL**

Voted for the Town to appropriate the sum of \$1,500 dollars from Community Preservation Funds, Historic Reserves, for historic preservation purposes, specifically to restore the plaque at the historic Center School.

YES 124 NO 1

**ARTICLE 27: HISTORIC RECORDS PRESERVATION**

Voted for the Town to appropriate the sum of \$10,000 for the archival preservation of Town vital documents and records of the Town Clerk's Office, said funds to come from the Community Preservation Funds, Historic Reserve Account.

YES 125 NO 0

**ARTICLE 28: MELLO WHARF REPAIRS**

I move that the Town 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.

Town Administrator, Michael Gagne' moved to withdraw this article, seconded and approved.

**ARTICLE 29: APPROPRIATION FOR REPLACEMENT OF WATER/SEWER TRUCK**

Voted for the Town to appropriate \$28,000 to buy a pickup truck to replace a truck that had to be taken off the road for safety reasons. The sum of \$14,000 to be transferred from Water Retained Earnings and \$14,000 from Sewer Retained Earnings.

YES 125 NO 0

**ARTICLE 30: LAND ACQUISITION AT RESERVATION FOR BIKE PATH**

Voted for the Town to 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.

YES 125 NO 0

**ARTICLE 31: COMPENSATION FOR TRAIL EASEMENT TAKING**

Voted for the Town to authorize the Board of Selectmen to acquire by purchase, gift, or eminent domain a multi-use trail easement on property owned by the Reservation Country Club, beginning at a point on the easterly sideline of Reservation Road, thence by a curve to the left, with a radius of 20' and an arc length of 18.87', thence N56° 34'33"E 71.50', thence by a curve to left with a radius of 2187.03' and an arc length of 393.03', thence S51° 14'37"E20.17', thence by a curve to the right with a radius of 2207.03' and an arc length of 399.22', thence S56°34'33"W 71.50', then by a curve to the right with a radius 40' and an arc length 14.32' to the easterly sideline of Reservation Road, thence running with the easterly sideline of Reservation Road N38°22'01"W25.87' to the point of beginning. All as shown on a plan entitled Easement Plan, Multi-Use Path over parcels 11-170 and 11-175, Mattapoisett MA dated April 29, 2011, on file with the Town Clerk's Office and further, to authorize the Board of Selectmen to acquire this trail easement 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 in conformity with the Standards of Appraisal.

Yes 125 NO 0

**ARTICLE 32: ALLOCATION OF REVENUES COMMUNITY PRESERVATION ACT**

Voted for the Town 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 FY 2012 Estimated Annual Revenues

Administrative Expenses           \$ 5,000.00  
Debt Service Expense           \$ 2,600.00 CPA BAN Interest

Transfer from FY 2012 Estimated Annual Revenues for the Following Reserve Accounts.

Housing                               \$ 16,572.50  
Historical Preservation           \$ 16,572.50  
Open Space                         \$ 16,572.50  
Budgeted Reserve                 \$108,407.50

YES 125 NO 0

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

Voted for the Town to appropriate the sum of \$76,000 from Community Preservation Funds, Undesignated Fund Balance for the purpose of design, engineering, permitting and acquisition of trail easement for the Mattapoisett 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.

YES 123 NO 0

**ARTICLE 34: FUNDS TO PERMIT EEL POND INLET CLEANING**

Voted for the Town to appropriate the sum of \$20,000 from the Tax Levy for the purpose of funding the permitting and cleaning of sand which blocks the tidal floor in the eastern side inlet to Eel Pond.

YES 122 NO 0

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

Voted for the Town 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 proved forthwith to the Board of Selectmen.

YES 120 NO 0

**ARTICLE 36: ACCEPTANCE OF STATE STATUTE**

Voted for the Town to accept Section 9A of Chapter 200A 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.

YES 118 NO 2

**ARTICLE 37: HERRING RUN WORK**

Voted for the Town to appropriate the sum of \$300 from the Tax Levy for the purpose of improvements associated with the herring runs in Mattapoisett. The sum of \$300 to be transferred from the Tax Levy.

YES 120 NO 0

**ARTICLE 38: FUNDING TO PAVE TINKHAM LANE**

I move that the Town vote to appropriate \$300,000 for the purpose of paving Tinkham Lane including all cost incidental and related thereto.

Jeff Durr, presenter, made motion to amend the article funding to come from Stabilization Fund. Defeated Yes 23 No 34.

**ARTICLE 39: COMMUNITY BEAUTIFICATION PLANTINGS**

Voted for the Town to amend the vote taken under Article 3 of the May 2008 Special Town Meeting to provide that the funds appropriated hereunder may be used for the additional purpose of doing various plantings throughout the public properties of the Town of Mattapoisett.

YES 70 NO 2

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

Voted for the Town 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.

YES 71 NO 0

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

Voted for the Town 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.

YES 72 NO 0

CERTIFIED TO BE A TRUE RECORD

ATTEST:

Barbara A. Sullivan CMC/CMC  
Mattapoisett Town Clerk