



**PUBLIC NOTICE POSTING REQUEST
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TOWN CLERK'S OFFICE
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**ORGANIZATION: Cherry Valley & Rochdale Water District
Special District Meeting**

MEETING PUBLIC HEARING (Please circle appropriately)

DATE: Tuesday, November 19, 2019 TIME: 7:00 P.M.

**LOCATION: Leicester Town Hall 3 Washburn Square, Leicester, MA
01524 Gymnasium**

REQUESTED BY: Cheryl Balkus, Clerk

ALL MEETING NOTICES MUST BE FILED AND TIME STAMPED IN THE TOWN CLERK'S OFFICE AND POSTED ON THE MUNICIPAL BULLETIN BOARD 48 HOURS PRIOR TO THE MEETING. (in accordance with Chapter 303 Acts of 1975)

COMMONWEALTH OF MASSACHUSETTS
CHERRY VALLEY AND ROCHDALE WATER DISTRICT WARRANT
SPECIAL DISTRICT MEETING

To: Cheryl Balkus, District Clerk
Cherry Valley and Rochdale Water District

Greetings:

You are hereby directed to notify the VOTERS of the Cherry Valley and Rochdale Water District to meet in the Leicester Town Hall Auditorium, 3 Washburn Square, Leicester, Massachusetts 01524, on Tuesday the nineteenth day of November two thousand and nineteen (November 19, 2019) at seven P.M. (7:00 P.M.), then and there to act on the following articles:

ONE: CHANGE TO ENABLING ACTS

To see if the District will vote to amend Chapter 105 of the acts of 1996 is hereby amended by inserting the following Section 2A: The following shall have the right to vote at the Annual Meeting and any duly called Special District Meeting: (1) any registered voter who resides within the boundary lines set forth in Section 2, (2) any incorporated association or organization operating within the boundary lines set forth in Section 2 and which receives a bill from the District for water usage, 3) any person who owns property within the boundary lines set forth in Section 2 and who receives a bill from the District for water usage, notwithstanding that any such person resides outside the boundary lines set forth in Section 2, and 4) any person or legal entity operating a business within the boundary lines set forth in Section 2 and who receives a bill from the District for water usage, notwithstanding that any such person or legal entity resides outside the boundary lines set forth in Section 2.

However, any registered voter who resides within the boundary lines set forth in Section 2, any incorporated association or organization operating within the boundary lines set forth in Section 2 and which receives a bill from the District for water usage, any person who owns property within the boundary lines set forth in Section 2 and who receives a bill from the District for water usage, notwithstanding that any such person resides outside the boundary lines set forth in Section 2, and any person or legal entity that conducts a business within the boundary lines set forth in Section 2 and who receive a bill from the District for water usage, notwithstanding that any such person or legal entity resides outside the boundary lines set forth in Section 2, shall have only one vote, regardless of the number of bills received by the registered voter, any incorporated association or organization operating within the boundary lines set forth in Section 2 and which receives a bill from the District for water usage, any person who owns property within the boundary lines set forth in Section 2 and who receives a bill from the District for water usage notwithstanding that any such person resides outside the boundary lines set forth in Section 2, or person or legal entity operating a business within the boundary lines set forth in Section 2 and who receives a bill from the District for water usage, notwithstanding that any such person or legal entity resides outside the boundary lines set forth in Section 2.

or take any other action thereon.

PROPOSED MOTION: I move that the District vote to amend Chapter 105 of the acts of 1996.

DESCRIPTION: This article will allow the district to move forward with trying to get Chapter 105 of the acts of 1996 changed to allow those people who own business or property in the district bounds and receive a water bill to vote at the annual meeting and any duly called special district meeting.

If this article passes the district will than forward the request to the House of Representatives to allow the legislative process for this amendment.

VOTE REQUIRED FOR PASSAGE: Requires simple majority vote.

TWO: FORENSIC AUDIT

Proposed Forensic Audit Warrant:

To see if the District will vote to solicit bids for a period of 65 days from the date of publication of the request for bids for a Forensic Audit to address the following:

- 1) An accounting of the loan received from SRF by the District to install a MIEX water treatment system.
- 2) To determine how the District used the monies received by the District solely because of rate increases for the years 2012 through the present.
- 3) To determine if the any District money was used for the Route 9 West development per the agreement between the Leicester Water Supply and Town of Leicester.

or take any other action thereon.

PROPOSED MOTION: I move that the District vote to solicit bids for a period of 65 days from the date of publication for the request for bids for a Forensic Audit.

DESCRIPTION: Per the request of several rate payers a forensic audit of district finance and operations has been requested. The purpose of this article is to see if the rate payers wish for district staff to solicit bids for the above-mentioned forensic audit.

If this article passes and bids are received another special district meeting will be held for voter approval for the expenses associated with the audit.

VOTE REQUIRED FOR PASSAGE: Requires simple majority vote

THREE: RESERVE ACCOUNT

To see if the District will raise and appropriate, transfer from available funds or free cash or otherwise provide, a sum of money, or any other sum, to create a reserve account, or take any action in relation thereto.

PROPOSED MOTION: I move that the District vote to appropriate the sum of FIFTY THOUSAND DOLLARS (\$50,000.00) from available funds (water revenue) to create a reserve account.

DESCRIPTION: The reserve account provides funding for unexpected expenses and or emergencies not covered within the annual operating budget.

VOTE REQUIRED FOR PASSAGE: Requires simple majority vote

You are hereby directed to serve this WARRANT by posting an attested copy at the Leicester Fire Department, Company No. 2, 226 Main Street, Cherry Valley, MA; Rochdale Post Office, 1138 Stafford Street, Rochdale, MA; at the Church Building, 672 Pleasant Street, Rochdale, MA; at the Leicester Town Hall and the Oxford Town Hall seven (7) days at least before said meeting.

Given under our hands, this 15th day of October, in the year of Our Lord, two thousand nineteen (October 15, 2019).

Respectfully submitted,

Kevin M. Bergin, Chairman
Arthur E.J. Levesque, Commissioner
Robert H. Lemieux, Sr., Commissioner

A TRUE COPY, ATTEST:

Cheryl Balkus, District Clerk

(SEAL)

“This institution is an equal opportunity provider, and employer.”