

4/21/17

The motions in this document are a draft and are subject to change on the floor of Town Meeting.

D R A F T

2017

ANNUAL TOWN MEETING

MOTIONS

**2017 ANNUAL TOWN MEETING MOTIONS
MAJORITY VOTE REQUIRED
UNLESS OTHERWISE SPECIFIED**

PRELIMINARIES

Monday Motion

Mr. Lawson moves: to take up no new business after 10:00 PM and that when we adjourn, we adjourn and reconvene at 7:00 PM on April 25, 2017 in this hall.

CHOOSE TOWN OFFICERS

ARTICLE 1. Mr. Lawson moves: that Article 1 be left open for such other action thereunder as may be necessary and that the Meeting take up Article 2.

HEAR REPORTS

ARTICLE 2. Mr. Lawson moves: that the Town accept the reports of the various Town Officers and Committees.

**ARTICLE 2
CONSENT CALENDAR**

Ms. Miller moves: that the 2017 Annual Town Meeting advance for consideration Articles 3, 4, 5, 6, 8, 9, 10, 11, 22, 27, 31, 32, 33, 35, 37, 38, 44, 45, 47, 53, 54, 55 and 56 and take action on such Articles without debate on any of such Articles, provided, that upon the request of five voters at this Meeting, made before the vote is taken on this motion, an Article shall be dropped from the Consent Calendar and shall be acted upon in the ordinary course of business at this Town Meeting.

Note to Moderator: 2/3 Vote Required

Article 3	<p>MEETING PROCEDURE Affirmative Action Recommended By: Finance Committee, Select Board Motion: That the Town take affirmative action on Article 3 as printed in the handout applicable to the Article. Reason: Routine and noncontroversial; the motion will be identical to a motion passed annually and unanimously for more than fifteen years.</p>
Article 4	<p>RATIFY PERSONNEL BOARD CLASSIFICATION ACTIONS Affirmative Action Recommended By: Finance Committee, Select Board and Personnel Board Motion: That the Town take affirmative action on Article 4 as printed in the Warrant, including under clause 7, the change to the Classification and Compensation Plan voted by the Personnel Board and effective on February 22, 2017 to add the title "Facilities Maintainer" to Grade TCL-3. Reason: Routine and noncontroversial.</p>
Article 5	<p>CLASSIFICATION & COMPENSATION PLAN FOR REGULAR-STATUS POSITIONS Affirmative Action Recommended By: Finance Committee, Select Board and Personnel Board Motion: That the Town take affirmative action on Article 5 as printed in the Warrant. Reason: Routine; noncontroversial at hearing</p>
Article 6	<p>PERSONNEL BYLAW AMENDMENT Affirmative Action Recommended by: Finance Committee, Select Board and Personnel</p>

	<p>Board Motion: That the Town take affirmative action on Article 6 as printed in the Warrant. Reason: Noncontroversial at hearing. Provides for handling of employee personal leave by policy instead of bylaw in order to facilitate more efficient management.</p>
Article 8	<p>MUNICIPAL BUILDING RENOVATIONS Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town take affirmative action on Article 8 as printed in the Warrant, in the amount of \$350,000 from borrowing under the provisions of Chapter 44, §7(1) of the Massachusetts General Laws or any other enabling authority. Reason: Noncontroversial at hearing, part of the Town Manager’s five-year capital plan. Funding for municipal office renovations, including ADA compliance and green initiatives.</p>
Article 9	<p>PUBLIC SAFETY COMMUNICATIONS EQUIPMENT Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town take affirmative action on Article 9 as printed in the Warrant, in the amount of \$225,000 from borrowing under the provisions of Chapter 44, §7(1) of the Massachusetts General Laws or any other enabling authority. Reason: Noncontroversial at hearing, part of the Town Manager’s five-year capital plan. Funding for replacement of police department communication equipment.</p>
Article 10	<p>FIRE ENGINE #8 REPLACEMENT Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town take affirmation action on Article 10 as printed in the Warrant, in the amount of \$575,000 from borrowing under the provisions of Chapter 44, §7(1) of the Massachusetts General Laws or any other enabling authority. Reason: Noncontroversial at hearing; part of the Town Manager’s five-year capital plan. Funding for replacement of 1998 pumper, scheduled for replacement this year.</p>
Article 11	<p>AMBULANCE #1 REPLACEMENT Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town take affirmation action on Article 11 as printed in the Warrant, in the amount of \$260,000 from borrowing under the provisions of Chapter 44, §7(1) of the Massachusetts General Laws or any other enabling authority. Reason: Noncontroversial at hearing; part of the Town Manager’s five-year capital plan. Funding for replacement of ambulance with corrosion and suspension problems.</p>
Article 22	<p>PEG ACCESS AND CABLE-RELATED FUND Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town take affirmative action on Article 22 as printed in the Warrant in the amount of \$560,000. Reason: Noncontroversial at hearing. Financial housekeeping: year three payment under a 10-year agreement, as approved at 2015 Annual Town Meeting</p>
Article 27	<p>COMPREHENSIVE MUNICIPAL FACILITY NEEDS STUDY Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town take affirmative action on Article 27 as printed in the Warrant, in the amount of \$250,000, from borrowing under the provisions of Chapter 44, Section 7(7) of the Massachusetts General Laws or any enabling authority. Reason: Noncontroversial at hearing. Funding for evaluation of existing Town facilities to facilitate planning for future needs..</p>
Article 31	<p>BRUCE FREEMAN RAIL TRAIL - GRANT OF EASEMENT TO MBTA Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town take affirmative action on Article 31 as printed in the Warrant. Reason: Noncontroversial at hearing; Companion transaction to replace parking eliminated by earlier easement granted to the Town by MBTA for BFRT crossing at West Concord</p>

	Depot
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Article 32	<p>ACCEPT EASEMENTS-BROOKSIDE SQUARE DEVELOPMENT Affirmative Action Recommended by : Select Board Motion: That the Town take affirmative action on Article 32 as printed in the Warrant. Reason: Noncontroversial at hearing. Completes commitments previously made to Planning Board by developer of Brookside Square</p>
Article 33	<p>GRANT OF EASEMENT TO W.R. GRACE Affirmative Action Recommended by: Select Board Motion: That the Town take affirmative action on Article 33 as printed in the Warrant. Reason: Noncontroversial at hearing. Allows W.R. Grace access to 214Y Main Street, Concord, MA for purpose of allowing W.R. Grace to perform work required under U.S. EPA and MassDEP orders for duration that work is required.</p>
Article 35	<p>ZONING BYLAW AMENDMENT - SITE PLAN REVIEW FOR RELIGIOUS USES, EDUCATIONAL USES AND CHILD CARE FACILITIES Affirmative Action Recommended by : Planning Board, Select Board Motion: That the Town take affirmative action on Article 35 as printed in the Warrant. Reason: Noncontroversial at hearing. Housekeeping item to correct administrative error regarding article approved by 2016 Annual Town Meeting.</p>
Article 37	<p>ZONING BYLAW AMENDMENT - NONCONFORMING SINGLE AND TWO FAMILY RESIDENTIAL STRUCTURES Affirmative Action Recommended by : Planning Board, Select Board Motion: That the Town take affirmative action on Article 37 as printed in the Warrant. Reason: Noncontroversial at hearing. Removes inconsistencies in measurement methodologies from Zoning Bylaw.</p>
Article 38	<p>ZONING BYLAW AMENDMENT - RESIDENTIAL USES Affirmative Action Recommended by : Planning Board, Select Board Motion: That the Town take affirmative action on Article 38 as printed in the Warrant. Reason: Noncontroversial at hearing. Housekeeping item to correct administrative error regarding article approved by 2016 Annual Town Meeting; also removes inconsistencies in measurement methodologies from Zoning Bylaw.</p>
Article 44	<p>REGIONAL HOUSING SERVICES REVOLVING FUND EXPENDITURES Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town take affirmative action on Article 44 as printed in the Warrant, in an amount not to exceed \$235,000. Reason: Noncontroversial at hearing. Creates a funding mechanism for Concord to take a three-year turn as lead community for seven-town consortium started in 2011.</p>
Article 45	<p>ROAD REPAIR REVOLVING FUND EXPENDITURES Affirmative Action Recommended By: Finance Committee, Select Board and Public Works Commission Motion: That the Town take affirmative action on Article 45 as printed in the Warrant, in an amount not to exceed \$120,000. Reason: Routine and noncontroversial (revolving fund, voted last eight years on consent calendar).</p>
Article 47	<p>2017 ROADS AND PARKING LOTS PROGRAM Affirmative Action Recommended by: Finance Committee, Select Board and Public Works Commission Motion: That the Town appropriate the sum of \$1,415,000 to be expended under the direction of the Town Manager for the design, repair, reconstruction and renovation of roads, streets and parking lots within the town, including drainage and sidewalk improvements, and costs incidental or related thereto; and that to meet this appropriation, the Treasurer, with the</p>

	<p>approval of the Select Board, be authorized to borrow \$1,415,000 under the provisions of Chapter 44, §7 of the Massachusetts General Laws, or any other enabling authority; and further to authorize the Town Manager to apply for, accept and expend state grants as may be available for the same purpose and to authorize the Treasurer, with the approval of the Select Board, to borrow up to the amount stipulated in such grant or grants under the provisions of Chapter 44, § 7(1), of the Massachusetts General Laws, in anticipation of reimbursement of such amount; and that the Select Board and Town Manager are authorized to take any actions necessary or convenient to carry out this vote.</p> <p>Reason: Routine annual approval. Noncontroversial at hearing; part of the Town Manager's five-year capital plan Voted unanimously annually multiple years.</p>
Article 53	<p>LIGHT PLANT EXPENDITURES & LIGHT PLANT PAYMENT IN LIEU OF TAXES Affirmative Action Recommended By: Finance Committee, Select Board and Light Board Motion: That the Town take affirmative action on Article 53 as printed in the Warrant, with a transfer in the sum of \$474,000. Reason: Routine and noncontroversial (voted in previous years on consent calendar).</p>
Article 54	<p>SOLID WASTE DISPOSAL FUND EXPENDITURES Affirmative Action Recommended by: Finance Committee, Select Board and Public Works Commission Motion: That the Town take affirmative action on Article 54 as printed in the Warrant. Reason: Routine and noncontroversial (enterprise fund, voted last nine years on consent calendar).</p>
Article 55	<p>SEWER SYSTEM EXPENDITURES Affirmative Action Recommended by: Finance Committee, Select Board and Public Works Commission Motion: That the Town take affirmative action on Article 55 as printed in the Warrant. Reason: Routine and noncontroversial (enterprise fund, voted last nine years on consent calendar).</p>
Article 56	<p>SEWER IMPROVEMENT FUND EXPENDITURES Affirmative Action Recommended by: Finance Committee, Select Board and Public Works Commission Motion: That the Town take affirmative action on Article 56 as printed in the Warrant. Reason: Routine and noncontroversial (enterprise fund, voted last nine years on consent calendar).</p>

Note to Moderator: 2/3 vote required.

MEETING PROCEDURE – Consent Calendar

ARTICLE 3. Ms. Miller moves: that the Town adopt a “Rule of the Meeting” Resolution as printed in the handout.

RATIFY PERSONNEL BOARD CLASSIFICATION ACTIONS – Consent Calendar

ARTICLE 4. Mrs. Crowley moves: that the Town take affirmative action on Article 4 as printed in the Warrant, including under clause 7, the change to the Classification and Compensation Plan voted by the Personnel Board and effective on February 22, 2017 to add the title “Facilities Maintainer” to Grade TCL-3.

PERSONNEL BYLAW AMENDMENTS – Consent Calendar

ARTICLE 5. Ms. Crowley moves: that the Town take affirmative action on Article 5 as printed in the Warrant.

CLASSIFICATION & COMPENSATION PLAN FOR REGULAR STATUS POSITIONS – *Consent Calendar*

ARTICLE 6. Ms. Crowley moves: that the Town take affirmative action on Article 6 as printed in the Warrant.

TOWN BUDGET

ARTICLE 7. Mr. Lawson moves: that the Town raise and appropriate amounts of money for each item number as shown in the column headed "Fiscal 2018 Proposal", totaling \$40,943,520, and authorize the actions in the text following Item No. 39, as shown in Article 7 as printed in the Warrant, for the necessary and expedient purposes of the Town for the fiscal year ending June 30, 2018, and that the same be expended only for such purposes under the direction of the Town Manager.

Note to Moderator: 2/3 vote required.

MUNICIPAL BUILDING RENOVATIONS – Consent Calendar

ARTICLE 8. Mr. Whelan moves: that the Town take affirmative action on Article 8 as printed in the Warrant, in the amount of \$350,000 from borrowing under the provisions of Chapter 44, §7(1) of the Massachusetts General Laws or any other enabling authority.

Note to Moderator: 2/3 vote required.

PUBLIC SAFETY COMMUNICATIONS EQUIPMENT – Consent Calendar

ARTICLE 9. Mr. Whelan moves: that the Town take affirmative action on Article 9 as printed in the Warrant, in the amount of \$225,000 from borrowing under the provisions of Chapter 44, §7(1) of the Massachusetts General Laws or any other enabling authority.

Note to Moderator: 2/3 vote required.

FIRE ENGINE #8 REPLACEMENT – Consent Calendar

ARTICLE 10. Mr. Whelan moves: that the Town take affirmation action on Article 10 as printed in the Warrant, in the amount of \$575,000 from borrowing under the provisions of Chapter 44, §(1) of the Massachusetts General Laws or any other enabling authority.

Note to Moderator: 2/3 vote required.

AMBULANCE #1 REPLACEMENT – Consent Calendar

ARTICLE 11. Mr. Whelan moves: that the Town take affirmation action on Article 11 as printed in the Warrant, in the amount of \$260,000 from borrowing under the provisions of Chapter 44, §(1) of the Massachusetts General Laws or any other enabling authority.

Note to Moderator: 2/3 vote required.

BYLAW REGARDING LEASING OF TOWN LAND BY SELECT BOARD AND TOWN MANAGER

ARTICLE 12. Mr. Lawson moves: that the Town take affirmative action on Article 12 as printed in the Warrant, except to strike the word "authority" from Subsection (B)(1).

PUBLIC SCHOOL BUDGET

ARTICLE 13. Ms. Bout moves: that the Town raise and appropriate \$36,810,111 for the necessary and expedient purposes of the public schools of the Town for the fiscal year ending June 30, 2018; and that the same be expended only for such purposes and under the direction of the Concord School Committee.

FY2017 CONCORD PUBLIC SCHOOLS SUPPLEMENTAL APPROPRIATION

ARTICLE 14. No motion is expected.

CONCORD PUBLIC SCHOOLS RENOVATIONS

ARTICLE 15. Mr. Grom moves: that the Town appropriate the sum of \$850,000, to be expended under the direction of the Concord School Committee for remodeling, reconstructing or making extraordinary repairs, including original equipment and related work at various Concord Public School facilities; and that to meet this appropriation the Town Treasurer with the approval of the Select Board be authorized to borrow \$850,000 under the provisions of Chapter 44, §7(1) of the Massachusetts General Laws, or any other enabling authority; and further that any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, §20 of the Massachusetts General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

Note to Moderator: 2/3 vote required.

CONCORD-CARLISLE REGIONAL HIGH SCHOOL BUDGET

ARTICLE 16. Mr. Conti moves: that the Town raise and appropriate the sum of \$21,599,072, as the Town's apportioned share of the Concord-Carlisle Regional School District budget for the fiscal year ending June 30, 2018, and that the same be expended only for such purposes and under the direction of the Concord-Carlisle Regional School Committee.

CONCORD-CARLISLE REGIONAL SCHOOL DISTRICT LANDFILL REMEDIATION

ARTICLE 17. Ms. Boynton moves: that the Town approve \$1,200,000 of debt authorized by the Concord-Carlisle Regional School Committee for landfill remediation; provided, however, that this approval shall be contingent upon passage of a Proposition 2 1/2, debt exclusion referendum under General Laws Chapter 59, §21C(k) to exempt therefrom the Town's apportioned share of the amounts required for the payment of interest and principal on said borrowing.

MINUTEMAN REGIONAL TECHNICAL HIGH SCHOOL DISTRICT BUDGET

ARTICLE 18. Ms. Flood moves: that the Town raise and appropriate Concord's apportioned share of \$599,179 for the Minuteman Career and Technical School District assessment for the fiscal year ending June 30, 2018.

FREE CASH

ARTICLE 19. Ms. Miller moves: that the Town authorize and direct the Assessors to take \$1,000,000 from the certified free cash balance of June 30, 2016 to reduce the tax levy for the fiscal year ending June 30, 2018.

BY PETITION RESOLUTION – REDUCING THE INFLUENCE OF MONEY IN POLITICS

ARTICLE 20. Mr. Andrews moved: that the Town take affirmative action on Article 20 as printed in the Warrant.

ESTABLISH REVOLVING FUND – RENTAL INCOME FROM MARSHALL & BARRETT'S MILL FARMS

ARTICLE 21. Mr. Whelan moves: that the Town take affirmative action on Article 21 as printed in the Warrant.

PEG ACCESS AND CABLE-RELATED FUND – *Consent Calendar*

ARTICLE 22. Mr. Whelan moves: that the Town take affirmative action on Article 22 as printed in the Warrant, in the amount of \$560,000.

AUTHORIZE ACQUISITION OF 55 CHURCH STREET

ARTICLE 23. Mr. Whelan moves: that the Town authorize the Select Board to acquire, by purchase, gift, eminent domain or otherwise, fee, easement and/or other property interests in, on, over, across, under and along all or any portion of the property at 55 Church Street, shown on the assessors maps as parcel #2411-1, containing 0.41 acres more or less, including the buildings and appurtenances thereon, for municipal purposes, under such terms and conditions as the Select Board may determine, and further, that to meet such appropriation, the Town will transfer from free Cash the sum of \$1,200,000 for the purpose of acquiring said property, including making any necessary improvements and incidental related expenses.

Note to Moderator: 2/3 vote required

FUNDING FOR TELECOMMUNICATIONS SERVICES

ARTICLE 24. Mr. Whelan moves: that the Town take affirmative action on Article 24 as printed in the Warrant in the sum of \$1,000,000 from borrowing under the provisions of Chapter 44, §7(11) of the Massachusetts General Laws or any other enabling authority.

FUNDING FOR TECHNOLOGY IMPROVEMENTS

ARTICLE 25. No motion is expected.

Note to Moderator: 2/3 vote required.

SMART GRID IMPROVEMENTS

ARTICLE 26. Mr. Whelan moves: that the Town take affirmative action on Article 26 as printed in the Warrant in the sum of \$3,000,000 from borrowing under the provisions of Chapter 44, §20 of the Massachusetts General Laws or any other enabling authority.

Note to Moderator: 2/3 vote required.

COMPREHENSIVE MUNICIPAL FACILITIES NEEDS STUDY – *Consent calendar*

ARTICLE 27. Mr. Whelan moves: that the Town take affirmative action on Article 27 as printed in the Warrant, in the amount of \$250,000, from borrowing under the provisions of Chapter 44, §7(7) of the Massachusetts General Laws or any other enabling authority.

BY PETITION GUIDELINES FOR PRESERVATION OF PUBLIC ACCESS TO OPEN SPACE

ARTICLE 28. Ms. Angell moves: that the Town take affirmative action on Article 28 as set forth below:

WHEREAS the Town desires that reasonable public access to Concord's trails, forests, fields, rivers, and other public natural open spaces that are owned or controlled by the Town of Concord should be preserved and, where possible, expanded or created, so long as such public access is consistent with 1) the preservation and protection of natural resources and the environment, 2) the legitimate interests, rights, and responsibilities of the Town, and 3) the legitimate interests and rights of private property owners and does not infringe on private property rights,

THEREFORE the Town urges the Select Board and Town Manager to adopt policies to encourage Town Officials, Committees, Boards, and Departments to use this principle as guidance and consider it one of their priorities in their actions and deliberations, including any policies, decisions, approvals, negotiations, recommendations, regulations, and daily operations that would or could affect public access to Concord's Town-owned or controlled public open spaces.

COMMUNITY PRESERVATION COMMITTEE APPROPRIATION RECOMMENDATIONS

ARTICLE 29. Ms. Ortnier moves: that the Town appropriate the sum of \$1,326,340, from the Concord Community Preservation Fund, of which \$143,071 shall be appropriated from the undesignated fund balance as of June 30, 2016 and \$1,183,269 shall be appropriated from projected Fiscal Year 2018 Fund Revenues, in accordance with Chapter 44B of the Massachusetts General Laws, to be expended under the direction of the Town Manager as shown in the Warrant.

COMMUNITY PRESERVATION COMMITTEE APPROPRIATION RECOMMENDATION AT JUNCTION VILLAGE AFFORDABLE ASSISTED LIVING DEVELOPMENT

ARTICLE 30. Mr. Whelan moves: that the Town appropriate the sum of \$350,000, from the Concord Community Preservation Fund and to appropriate the sum of \$1,000,000 from Free Cash, the combined total appropriation of \$1,350,000 to be expended under the direction of the Town Manager for the purpose of constructing affordable housing units in the Junction Village Affordable Assisted Living Development; provided further that the sum appropriated from the Community Preservation Fund shall be designated as follows: \$271,757 from the Community Housing Reserve Fund and \$78,243 from projected Fiscal Year 2018 Fund Revenues of the Community Preservation Fund, in accordance with Chapter 44B of the Massachusetts General Laws; and provided further to authorize the Town to acquire an affordable housing restriction or restrictions in accordance with Chapter 184 of the Massachusetts General Laws.

BRUCE FREEMAN RAIL TRAIL – GRANT OF EASEMENT TO MBTA – *Consent Calendar*

ARTICLE 31. Mr. Whelan moves: that the Town take affirmative action on Article 31 as printed in the Warrant.

Note to Moderator: 2/3 vote required.

ACCEPT EASEMENTS – BROOKSIDE SQUARE DEVELOPMENT – *Consent Calendar*

ARTICLE 32. Mr. Whelan moves: that the Town take affirmative action on Article 32 as printed in the Warrant

Note to Moderator: 2/3 vote required.

GRANT OF EASEMENT TO W.R. GRACE – *Consent Calendar*

ARTICLE 33. Mr. Whelan moves: that the Town take affirmative action on Article 33 as printed in the Warrant.

Note to Moderator: 2/3 vote required.

GRANT OF EASEMENT OVER 26A BALLS HILL ROAD

ARTICLE 34. No motion is expected.

ZONING BYLAW AMENDMENT – SITE PLAN REVIEW FOR RELIGIOUS USES, EDUCATIONAL USES AND CHILD CARE FACILITIES – *Consent Calendar*

ARTICLE 35. Mr. Kleiman moves: that the Town take affirmative action on Article 35 as printed in the Warrant.

Note to Moderator: 2/3 vote required.

ZONING BYLAW AMENDMENT – PROFESSIONAL OFFICE

ARTICLE 36. Mr. Kleiman moves: that the Town take affirmative action on Article 36 as printed in the Warrant.

Note to Moderator: 2/3 vote required.

ZONING BYLAW AMENDMENT – NONCONFORMING SINGLE AND TWO FAMILY RESIDENTIAL STRUCTURES – *Consent Calendar*

ARTICLE 37. Mr. Johnson moves: that the Town take affirmative action on Article 37 as printed in the Warrant.

Note to Moderator: 2/3 vote required.

ZONING BYLAW AMENDMENT – RESIDENTIAL USES – *Consent Calendar*

ARTICLE 38. Mr. Johnson moves: that the Town take affirmative action on Article 38 as printed in the Warrant.

Note to Moderator: 2/3 vote required.

ZONING BYLAW AMENDMENT – MARIJUANA ESTABLISHMENT TEMPORARY MORATORIUM

ARTICLE 39. Mr. Easton moves: that the Town take affirmative action on Article 39 as printed in the Warrant.

Note to Moderator: 2/3 vote required.

GENERAL BYLAW – TREE PRESERVATION BYLAW

ARTICLE 40. Ms. Whiting Cash moves: that the Town take affirmative action on Article 40 as printed in the Warrant except to strike the phrase in Section 4.1(c) “as defined by the Town of Concord Zoning Bylaw Section 7.1.5” and insert the phrase “excluding basements, open or screened porches and decks.”

TREE PRESERVATION REVOLVING FUND

ARTICLE 41. Ms. Whiting Cash moves: that the Town take affirmative action on Article 41 as printed in the Warrant.

BY PETITION ALTERNATIVE PRD PRELIMINARY SITE DEVELOPMENT AND USE PROPOSAL FOR LOT 4A AND PARCEL A FOREST RIDGE ROAD

ARTICLE 42. Mr. McBride moves: that the Town vote pursuant to Section 10.3.4 of the Zoning Bylaw to approve the Phase II Black Birch Alternative PRD Preliminary Site Development and Use Proposal for Lot 4A and Parcel A Forest Ridge Road dated September 12, 2016 revised December 20, 2016 as filed with the Town Clerk and Planning Board and as amended as set forth in an amendment dated March 14, 2017 and entitled "Provision of Additional Common Open Space and Amendment of Related Provisions" which amendment was approved by the Planning Board on April 11, 2017 and subsequently filed with the Town Clerk and Planning Board on April 12, 2017.

Note to Moderator: 2/3rds vote required.

BY PETITION RELEASE OF RESIDENTIAL RESTRICTION APPLICABLE TO LOT 4A AND PARCEL A FOREST RIDGE ROAD

ARTICLE 43. Mr. McBride moves: that the Town vote to authorize the Select Board to enter into an agreement to release Lot 4A Forest Ridge Road containing 5.79± acres as shown on a plan entitled "Plan of Land in Concord, Massachusetts, owned by: Todd A. Pulis, Trustee of Thoreau Realty Trust" dated March 8, 2017 to be recorded with the Middlesex South District Registry of Deeds, from a certain Easement and Restrictive Covenant Agreement dated September 19, 1990 and recorded with said Deeds in Book 20781, Page 75 and to agree that said Lot 4A may be used for residential purposes as a primary use.

Note to Moderator: 2/3 vote required.

REGIONAL HOUSING SERVICES REVOLVING FUND EXPENDITURES – *Consent Calendar*

ARTICLE 44. Mr. Whelan moves: that fees paid by member towns into the Regional Housing Services Revolving Fund in an amount not to exceed \$235,000 be expended without further appropriation for the fiscal year ending June 30, 2018 under the direction of the Town Manager, for the purpose of continuing the operation of a multi-town consortium managing affordable housing resources, in accordance with Chapter 44, Section 53E ½ of the Massachusetts General Laws.

ROAD REPAIR REVOLVING FUND EXPENDITURES – *Consent Calendar*

ARTICLE 45. Ms. Winslow moves: that the Town take affirmative action on Article 45 as printed in the Warrant, in an amount not to exceed \$120,000.

CEMETERY ROADS AND INFRASTRUCTURE IMPROVEMENTS

ARTICLE 46. Mr. Cooke moves: that the Town appropriate the sum of \$150,000 for the repair, reconstruction, and renovation of roadways within the Sleepy Hollow Cemetery including drainage, curbing, retaining walls and related roadway infrastructure, said funds to be expended under the direction of the Town Manager, and further, to meet this appropriation that the Town Treasurer be authorized, with the approval of the Select Board, to borrow the sum of \$150,000 by the issuance of bonds or notes under the provisions of Chapter 44, § 7(1) of the Massachusetts General Laws or any other enabling authority, and further, that the Town Manager be authorized to accept and expend state and/or county grants as

may be available for the same purpose; and that the Select Board and Town Manager are authorized to take any actions necessary or convenient to carry out this vote.

2017 ROADS AND PARKING LOTS PROGRAM – Consent Calendar

ARTICLE 47. Mr. Wallis moves: That the Town appropriate the sum of \$1,415,000 to be expended under the direction of the Town Manager for the design, repair, reconstruction and renovation of roads, streets and parking lots within the town, including drainage and sidewalk improvements, and costs incidental or related thereto; and that to meet this appropriation, the Treasurer, with the approval of the Select Board, be authorized to borrow \$1,415,000 under the provisions of Chapter 44, §7 of the Massachusetts General Laws, or any other enabling authority; and further to authorize the Town Manager to apply for, accept and expend state grants as may be available for the same purpose and to authorize the Treasurer, with the approval of the Select Board, to borrow up to the amount stipulated in such grant or grants under the provisions of Chapter 44, § 7(1), of the Massachusetts General Laws, in anticipation of reimbursement of such amount; and that the Select Board and Town Manager are authorized to take any actions necessary or convenient to carry out this vote.

Note to Moderator: 2/3 vote required.

SENIOR MEANS – TESTED PROPERTY TAX EXEMPTION

ARTICLE 48. Mr. Beewkes moves: that the Town take affirmative action under Article 48 as printed in the Warrant.

BY PETITION REQUEST FOR HOME RULE LEGISLATION ALLOWING CONCORD TO ADOPT FEES TO FINANCE AFFORDABLE HOUSING

ARTICLE 49. Mr. Phillips moves: that the Town take affirmative action on Article 49 as printed in the handout for the Article, with changes to the original language of the Article as noted in the handout.

BY PETITION REQUEST TO FUND LIMITED TESTING OF HONEY BEE HIVES FOR NEONICOTINOID LEVELS

ARTICLE 50. No motion is expected.

CONCORD'S ENERGY GOALS

ARTICLE 51. Mr. Lawson moves: that the Town take affirmative action on Article 51 as printed in the handout for the Article.

UNPAID BILLS

ARTICLE 52. No motion is expected.

Note to Moderator: 4/5 vote required.

LIGHT PLANT EXPENDITURES & LIGHT PLANT PAYMENT IN LIEU OF TAXES – Consent Calendar

ARTICLE 53. Mr. Whelan moves: that the Town take affirmative action on Article 53 as printed in the Warrant, with authorization of a transfer in the sum of \$474,000 to reduce the tax levy.

SOLID WASTE DISPOSAL FUND EXPENDITURES – Consent Calendar

ARTICLE 54. Mr. Fulman moves: that the Town take affirmative action on Article 54 as printed in the Warrant.

SEWER SYSTEM EXPENDITURES – Consent Calendar

ARTICLE 55. Mr. Boardman moves: that the Town take affirmative action on Article 55 as printed in the Warrant.

SEWER IMPROVEMENT FUND EXPENDITURES – Consent Calendar

ARTICLE 56. Mr. Boardman moves: that the Town take affirmative action on Article 56 as printed in the Warrant.

WATER SYSTEM EXPENDITURES

ARTICLE 57. Ms. Kramer moves: that the Town take affirmative action on Article 57 as printed in the Warrant.

BEEDE SWIM & FITNESS CENTER ENTERPRISE FUND EXPENDITURE

ARTICLE 58. Mr. Whelan moves that the Town appropriate from the Community Pool Enterprise Revenues the sum of \$2,392,542 and appropriate from Undesignated Fund Balance the sum of \$640,058, for a total appropriation of \$3,032,600, the amount required for the total operating and capital expenses of the Community Pool Enterprise Fund for the fiscal year ending June 30, 2018, in accordance with Chapter 44, section 53F $\frac{1}{2}$ of the Massachusetts General Laws, said funds to be expended under the direction of the Town Manager.