

**WARRANT**

**BURLINGTON TOWN MEETING**

**MONDAY, May 13, 2002**

In accordance with the provisions of Chapter 686 of the Acts of 1970 of the Commonwealth of Massachusetts, you are hereby notified that the Town Meeting Representatives of the Town of Burlington will meet in general assembly at the Burlington High School, Fogelberg Auditorium, in said Town, the 13th of May 2002 at seven-thirty o'clock in the evening then and there to act on the following articles of the warrant:

**ARTICLE 1**

**RE: Reports of Town Officers & Committees**

To hear and act on the reports of the Town Officers and Committees, or to act in any other manner in relation thereto.

Submitted by Board of Selectmen at request of  
Rules Committee

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

## GENERAL BYLAWS

### ARTICLE 2

#### **RE: Amend General bylaws, Article II -- Representative Town Meeting, Section 1.4, Reapportionment of Voting Precincts and Section 2.0, Town Meeting Members**

To see if the Town will vote to amend the General Bylaws, Article II, Representative Town Meeting Section 1.4, Reapportionment of Voting Precincts by striking the 2nd sentence which reads: "Whenever the town is redivided, the terms of office of all Town Meeting Members shall be terminated, and the provisions of this section shall apply insofar as applicable."

And, further to amend Section 2.0, Town Meeting members, by striking the words "and at each town election next following a redivision of the town into precincts" in the 1st sentence of the 5th paragraph which reads: "At the annual town election of 1994, and at each town election next following a redivision of the town into precincts, eighteen (18) Town Meeting Members shall be elected from each precinct."

And, further, to amend Section 2.0, Town Meeting Members, by striking the words "but not a reprecincting" in the 1st sentence of the 7th paragraph which reads: "At elections subsequent to a reapportionment of representative Town Meeting seats, but not a reprecincting, no term of office of an incumbent Town Meeting Member shall be reduced." And, further, to insert the following new paragraph after the 7th paragraph: "A Town Meeting Member who is removed by a revision of precincts from the precinct from which the member was elected shall not retain membership after the next annual election as an elected member from the precinct from which the member has been removed. The term of a Town Meeting Member who is not removed by a revision of precincts from the precinct from which the member was elected shall not be affected by such revision."

And, further to petition the legislature to amend Section 4 of Chapter 686, An Act Establishing a Representative Town Meeting Form of Government in the Town of Burlington, by striking the words "and at each town election next following a redivision of the town into precincts" in the 1st sentence.

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 this petition, or to act in any manner in relation thereto.

Submitted by Board of Selectmen at request of  
Town Clerk

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**ARTICLE 3**

**RE: Ethics**

To see if the Town will vote to amend the General Bylaws by inserting at the conclusion of Article II of the General Bylaws a new section to provide as follows:

Any Town official, including a Town Meeting Representative, shall disclose his or her financial interest, or that of any person related to the official, prior to speaking on any warrant article or budget item. For the purposes of this section, a town official is “related to” another person if that person is his or her spouse, parent, child, brother, sister or in-law. Provided, however, that any Town Meeting Representative who has a financial interest as set forth in this section shall consider a voluntary abstention from voting on the warrant article or budget item in question. Notification of such abstention shall, if possible, be given to the Moderator in writing before the session in which the article is considered, but at least before debate on the article.

And further to see if the Town will vote to amend Rule #5 of the Town Meeting Rules by inserting: in the second paragraph after the words, “any person” the words “, including Town officials and Town Meeting Representatives,”; in the third paragraph after the words “any person” the words “including Town officials and Town Meeting Representatives,” and after the words “such relationship” the words “and financial interest”.

or to act in any manner related thereto.

Submitted by Board of Selectmen at request of Rules Committee

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**ARTICLE 4**

**RE: Bylaws**

To see if the Town will vote to amend the General Bylaws by inserting at the conclusion of Article II of the General Bylaws a new section to provide as follows:

The Town Clerk shall make available to each Town Meeting Representative upon such member being sworn into office a complete set of Town Bylaws, including Zoning Bylaws and all related documents.

or to act in any manner in relation thereto.

Submitted by Board of Selectmen at request of Rules Committee

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**GENERAL BYLAWS**

**ARTICLE 5**

**RE: Town Meeting Attendance**

To see if the Town will vote to amend the General Bylaws by inserting at the conclusion of Article III of the General Bylaws a new section to provide as follows:

The Town Clerk, forthwith after the conclusion of each session of the Representative Town Meeting and any Special Town Meeting, shall publish once in a newspaper of general circulation within the Town complete Town Meeting Representative attendance records which indicate the presence or absence of each Town Meeting Representative for each night of Town Meeting.

or to act in any manner in relation thereto.

Submitted by Board of Selectmen at request of Rules Committee

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**ARTICLE 6**

**RE: Roll Call Votes**

To see if the Town will vote to amend the General Bylaws by deleting the first two sentences of Article III, Section 11.2 of the General Bylaws, and inserting in place thereof the following:

Except on procedural matters and matters requiring a two-thirds vote, voting shall be by standing vote, but if seven or more members shall doubt the vote by raising their hands to so indicate after the vote is announced, then a call of the roll shall be taken and the votes recorded in the journal. Any vote of Town Meeting requiring a two-thirds vote shall be taken by a call of the roll. The moderator may also, in his discretion, direct that any other vote be taken by a call of the roll.

And further to see if the Town will vote to amend the Rules of the Town Meeting to be consistent with the above amendment by deleting Rule #3 and replacing it with the above text.

or to act in any manner in relation thereto.

Submitted by Board of Selectmen at request of Rules Committee

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**GENERAL BYLAWS**

**ARTICLE 7**

**RE: Report of Town Officials**

To see if the Town will vote to amend the General Bylaws by inserting at the conclusion of Article III of the General Bylaws a new section to provide as follows:

Prior to the first and adjourned sessions of the Representative Town Meeting, and any Special Town Meeting, Town Meeting Representatives shall be provided with a written report **prepared by** \_\_\_\_\_ stating the current status of all open warrant articles and projects arising from such warrant articles. The information contained in the report shall include, but not be limited to, actions taken, schedule, expenditures made, and any other information of substance, including legal issues.

or to act in any manner in relation thereto.

Submitted by Board of Selectmen at request of  
Rules Committee

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

## **ARTICLE 8**

### **RE: Financial Articles**

To see if the Town will vote to amend the General Bylaws by inserting at the conclusion of Article III of the General Bylaws a new section to provide as follows:

All articles proposing the appropriation of money (financial articles) shall be presented at the first session of the Representative Town Meeting held in May. However, if Town Meeting shall first vote that an emergency, safety, or other compelling reason exists, such a financial article may be voted on at any adjourned session of the Town Meeting or at a Special Town Meeting. Financial articles presented at any adjourned session of the Town Meeting or at a Special Town Meeting shall be accompanied by a clear, concise statement, and any other related information, setting forth the reasons and rationale as to the urgency of the request.

or to act in any manner in relation thereto.

Submitted by Board of Selectmen at request of  
Rules Committee

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**GENERAL ARTICLES**

**ARTICLE 9**

**RE: Prouty Road Street Acceptance**

To see if the Town will vote to accept the altered layout as a Town way of Prouty Road, as shown on the plan entitled "Street Acceptance Plan – Prouty Road – Burlington, Massachusetts," dated March 12, 2002, prepared by T.F. Moran Inc.; and to see if the Town will further vote to authorize the Board of Selectmen to acquire by gift an easement to use the area within said layout for all purposes for which public ways are used in the Town of Burlington, said way as so altered being bounded and described as shown on said plan:

Submitted by Board of Selectmen at request of  
Town Administrator

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**ARTICLE 10**

**RE: Transfer of Wildwood School  
Site to Burlington School Committee**

To see if the Town will vote to transfer the care, custody, management and control of the property at 116 Bedford Street known as the Wildwood School site from the Board of Selectmen to the Burlington School Committee for the purpose of constructing a new kindergarten center.

Submitted by Board of Selectmen at request of  
Town Administrator

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**ARTICLE 11**

**RE: Birchcrest St. Alteration of Layout – DPW**

To see if the Town will vote to accept the altered layout as a Town way of Birchcrest Street, as shown on the plan entitled "PLAN of Land at Birchcrest & Sullivan St. in Burlington, Mass" by Northeastern Engineering Associated, Burlington, MA, dated February 23, 2001, revised March 19, 2001; and to see if the Town will further vote to authorize the board of Selectmen to acquire by gift an easement to use the area within said layout for all purposes for which public ways are used in the town of Burlington, said way as so altered being bounded and described as shown on said plan or to act in any other manner in relation thereto.

Submitted by Board of Selectmen at request of  
Town Administrator

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**GENERAL ARTICLES**

**ARTICLE 12**

**RE: Exempt Positions from  
Civil Service**

To see if the Town will vote to petition the General Court for a special act providing that legislation be adopted as follows:

**AN ACT EXEMPTING CERTAIN POSITIONS IN THE TOWN OF BURLINGTON 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:*

All employees of the School Department’s custodial staff in the Town of Burlington shall be exempt from Chapter 31 of the General Laws. Provided, however, that present incumbents of each position shall continue to be subject to the provisions of Chapter 31.

And further, to authorize the General Court to make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approved 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 this petition, or to act in any manner in relation thereto.

Submitted by Board of Selectmen at request of  
School Committee

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**ARTICLE 13**

**RE: Multiple Offices**

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court for a special act, providing that legislation be adopted as follows:

“An Act relative to Limitation on Office Holding for Certain Elected Officials in the Town of Burlington.

Section One: Notwithstanding any general or special law to the contrary, the following elected officials may hold only one elected position in the Town of Burlington: Board of Selectmen, Planning Board and School Committee. If any elected official is elected to an additional office in violation of the above prohibition, the elected official will be deemed to have vacated the initial office held upon being sworn in to the new office; provided, however, that if the elected official fails to be sworn into the new office within 10 days of the date of the election, the new office shall be declared vacant.

**GENERAL ARTICLES**

**ARTICLE 13 (CONTINUED)**

Section Two: After approval by the General Court, this Act shall be presented to the voters at the next following annual town election. The ballot question shall take the following form:

“Shall the Town of Burlington accept an Act passed by the General Court entitled, “An Act relative to Limitations on Office Holding for Certain Elected Officials in the Town of Burlington?”

If a majority of voters voting on the question vote yes, this Act shall take effect immediately. Provided, however, that any person already holding office at the time the Act is accepted, shall be exempt from the operation of Sections One of the Act until the expiration of the person’s current elected term.

The General Court may only make clerical or editorial changes of form to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court. The Board of Selectmen are hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition; or to take any other action relative thereto.

Submitted by Board of Selectmen at request of  
Rules Committee

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**FINANCIAL ARTICLES**

**ARTICLE 14**

**RE: School Bus Transportation  
Contract Extension**

To see if the Town will vote to approve a two-year extension of the bus transportation contract between the Town of Burlington and A&F Bus Company Inc. pursuant to paragraph #2 of the parties contract dated March 31, 1999 (see backup material) or to act in any manner in relation thereto.

AMOUNT: \$

Submitted by Board of Selectmen at request of School Committee

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**ARTICLE 15**

**RE: Transfer of Funds  
FY'02 Various Accounts**

To see if the Town will vote to transfer from available funds the sum of \$575,000, or any other sum, to pay for expenses incurred in Fiscal Year 2002 to the following accounts\*, same to be spend under the direction of the appropriate authorities, or to act in any other manner in relation thereto.

AMOUNT: \$575,000

Submitted by Board of Selectmen at request of Town Accountant

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**ARTICLE 16**

**RE: Administrative & Professional  
Compensation Plan**

To see if the Town will vote to adopt the Administrative & Professional Compensation Plan for Fiscal Year 2003 in the amount of \$57,000, or any other sum, same to be spend under the direction of the appropriate authorities, or to act in any other manner in relation thereto.

AMOUNT: \$57,000

Submitted by Board of Selectmen at request of Town Administrator

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**FINANCIAL ARTICLES**

**ARTICLE 17**

**RE: Fund/and Amend Part-time Salary Plan  
(under 20 hours)**

To see if the Town will vote to adopt the Part-time Salary Plan (under 20 hours) for Fiscal Year 2003 in the amount of \$5,000, or any other sum, and furthermore to amend said plan by adding a new section K to create a pay scale for Specialized Interns working within our Departments, same to be spend under the direction of the appropriate authorities, or to act in any other manner in relation thereto.

AMOUNT: \$5,000

Submitted by Board of Selectmen at request of  
Town Administrator

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**ARTICLE 18**

**RE: Funding FY'03 Operating Budget**

To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide an amount of money sufficient to cover the requests of the various departments for Fiscal Year 2003, or to act in any other manner in relation thereto.

Submitted by Board of Selectmen at request of  
Town Administrator

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**ARTICLE 19**

**RE: Funding FY'03 Capital Budget**

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide the sum of \$1,500,757, or any other sum, for the items contained within the following proposed Fiscal Year 2003 Capital Budget, same to be spent under the appropriate authorities as indicated:

<b>PROJECT NUMBER</b>	<b>DEPARTMENT</b>	<b>PROJECT NAME/DESCRIPTION</b>	<b>SPENDING AUTHORITY</b>	<b>APPROP. REQUEST</b>
<b><u>FROM SEWER ENTERPRISE FUND: 03-1 THRU 03-5</u></b>				
<b>03-1</b>	<b>DPW --</b>	<b>Backhoe</b>	<b>Selectmen</b>	<b>75,000</b>
PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )				
<b>03-2</b>	<b>DPW --</b>	<b>Equipment, Water &amp; Sewer Billing Software</b>	<b>Selectmen</b>	<b>55,000</b>
PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )				
<b>03-3</b>	<b>DPW --</b>	<b>Materials</b>	<b>Selectmen</b>	<b>15,000</b>
PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )				
<b>03-4</b>	<b>DPW</b>	<b>I/I Removal</b>	<b>Selectmen</b>	<b>130,000</b>
PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )				
<b>03-5</b>	<b>DPW</b>	<b>Equipment Replacement/Generator</b>	<b>Selectmen</b>	<b>31,000</b>
PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )				
<b><u>FROM CHAPTER 90: 03-6</u></b>				
<b>03-6</b>	<b>DPW --</b>	<b>Pavement Management (Chapter 90)</b>	<b>Selectmen</b>	<b>470,807</b>
PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )				
<b>03-7</b>	<b>DPW --</b>	<b>Water Distribution</b>	<b>Selectmen</b>	<b>110,000</b>
PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )				
<b>03-8</b>	<b>DPW --</b>	<b>Water Tower Cleaning</b>	<b>Selectmen</b>	<b>55,000</b>
PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )				
<b>FINANCIAL ARTICLES</b>				

**ARTICLE 19 (CONTINUED)**

<b>PROJECT</b>	<b>DEPARTMENT</b>	<b>PROJECT NAME/DESCRIPTION</b>	<b>SPENDING</b>	<b>APPROP.</b>
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<b>NUMBER</b>	<b>AUTHORITY</b>	<b>REQUEST</b>
<b>03-9 DPW – Brook Cleaning</b> PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )	Selectmen	75,000
<b>03-10 DPW – Mill Pond Sludge Removal</b> PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )	Selectmen	40,000
<b>03-11 DPW Leak Detection</b> PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )	Selectmen	20,000
<b>03-12 MIS Facilities Telemetry (Pilot)</b> PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )	Selectmen	24,250
<b>03-13 Facilities Highway Garage-Roof Replacement</b> PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )	Selectmen	60,000
<b>03-14 Recreation – Roof Replacement (Players’ Building)</b> PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )	Rec. Comm.	64,000
<b>03-15 Recreation – Marvin Field/Light Replacement</b> PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )	Rec. Comm.	33,000
<b>03-16 Recreation – Bleacher Replacement</b> PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )	Rec. Comm.	11,700
<b>03-17 Recreation – Vehicle Replacement</b> PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )	Rec. Comm.	29,000
<b>03-18 School – Café Equipment &amp; Infrastructure Replacement</b> PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )	School Comm.	42,800
<b>03-19 School – System-Wide Security Equipment</b> PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )	School Comm.	159,200

or to act in any other manner in relation thereto.

Submitted by Board of Selectmen at request of  
Town Administrator

**ARTICLE 20**

**RE: Bond Authorization**

To see if the Town will vote to appropriate \$10,600,000 or some other amount to pay costs of constructing, reconstructing, making extraordinary repairs, originally equipping and furnishing the Wildwood Elementary School to convert it to a kindergarten center, including payment of all other costs incidental and related thereto, and to determine whether this appropriation should be raised by taxation, transfer from available funds, by borrowing, or otherwise, or to take any other action relative thereto.

AMOUNT: \$10,600,000

Submitted by Board of Selectmen at request of  
School Committee

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**FINANCIAL ARTICLES**

**ARTICLE 21**

**RE: Temporary BANS**

To see if the Town will vote to raise and appropriate the sum of \$300,000 for purposes of providing a Temporary loan amount to allow the Treasurer to purchase Bond Anticipation Notes (BANS) to pay for the Kindergarten Center project in Burlington, or to take any other action relative thereto.

AMOUNT: \$300,000

Submitted by Board of Selectmen at request of  
Town Treasurer

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**ARTICLE 22**

**RE: Fund the IAFF Contract**

To see if the Town will vote to transfer from the Negotiated Settlement Account the sum of \$175,000, or any other sum, to fund the approved International Association of Firefighters (IAFF) Collective Bargaining Agreement, same to be spent under the appropriate authorities, or to act in any other manner in relation thereto.

AMOUNT: \$175,000

Submitted by Board of Selectmen at request of  
Town Administrator

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**ARTICLE 23**

**RE: Drug & Alcohol Task Force**

To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide the sum of \$2,500, or any other sum, to fund the expenses of the Burlington Drug & Alcohol Task Force, same to be spent under the direction of the Board of Selectmen, or to act in any other manner in relation thereto.

AMOUNT: \$2,500

Submitted by Board Of Selectmen at request of  
Drug & Alcohol Task Force

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**ARTICLE 24**

**RE: Ice Palace Enterprise Fund**

To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide the sum of \$653,478 or any other sum, to operate the Burlington Ice Palace, of which the \$653,478 will come from the Burlington Ice Palace Estimated Revenue Account, same to be spent under the direction of the Board of Selectmen, or to act in any other manner in relation thereto.

AMOUNT: \$653,478

Submitted by Board of Selectmen at request of  
Treasurer/Collector

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**FINANCIAL ARTICLES**

**ARTICLE 25**

**RE: Will of Marshall Simonds**

To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide

the sum of \$9,500 or any other sum, for the maintenance and improvement of Simonds Park, same to be spent under the direction of the Recreation Commissioners, or to act in any other manner in relation thereto.

AMOUNT: \$9,500

Submitted by Board of Selectmen at request of  
Recreation Commission

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**ARTICLE 26**

**RE: Community Custodial Fees**

To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide the sum of \$25,225 or any other sum, to be expended under the direction of the Burlington Committee for the purposes of Community Custodial Fees for the events to be covered for Burlington Scout Organizations, PTO Meetings, Boosters, Citations, Youth Basketball, Youth Volleyball, Youth Baseball Association, Pop Warner, Hockey, Soccer and Skating Associations and other non-profit Burlington Civic Organizations or to act in any manner in relation thereto.

AMOUNT: \$25,225

Submitted by Board of Selectmen at request of  
School Committee

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**ARTICLE 27**

**RE: Sewer Services Enterprise Fund**

To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide the sum of \$3,274,741 or any other sun, for the Burlington Sewer Services Enterprise Account, of which will come from the Burlington Sewer Estimated Revenue Account, or to act in any other manner in relation thereto.

AMOUNT: \$3,274,741

Submitted by Board of Selectmen at request of  
Town Administrator

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**FINANCIAL ARTICLES**

**ARTICLE 28**

**RE: Annual Report/Print Warrants**

To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide the sum of \$5,000 or any other sum, and change the existing bylaws and rules such that the text of each warrant article and the subsequent vote shall be included in the Town's Annual Report publication.

AMOUNT: \$5,000

Submitted by Board of Selectmen at request of  
Rules Committee

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

## **ARTICLE 29**

### **RE: Publish Warrant/Newspapers**

To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide the sum of \$10,000 or any other sum, and change the existing bylaws and rules such that the text of each warrant article be published in the local press prior to each town meeting.

AMOUNT: \$10,000

Submitted by Board of Selectmen at request of  
Rules Committee

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

## **ARTICLE 30**

### **RE: Marion Road/Purchase Conservation Land**

To see if the Town will vote to:

- a) raise, appropriate, transfer from available funds, accept gifts and grants or borrow the sum of \$700,000.00 (Seven Hundred Thousand and 00/100 Dollars) for the purpose of acquiring, for conservation and passive recreation purposes, the fee ownership interest in that property, or in a portion of that property, located on Marion Road, Burlington, Middlesex County, shown as Assessor's Parcel 235 on Map 21, and consisting of approximately 15.7 acres, said property now or formerly owned by John H. McCarthy and Mona M. Burton; and
- b) authorize the Town Treasurer, with the approval of the Board of Selectmen, in order to meet such appropriation, to borrow the sum of \$700,000.00 (Seven Hundred Thousand and 00/100 Dollars) under Chapter 44, Section 7 of the General Laws as amended or any other enabling authority, and to issue bonds or notes therefore; and
- c) authorize the Conservation Commission to acquire the fee ownership interest in said property, or in a portion of said property, for conservation and passive recreation purposes subject to the protections of Article 97 of the Amendments of the Massachusetts Constitution, upon such terms and conditions as the Conservation Commission, with the approval of the Board of Selectmen, shall determine to be appropriate, and that said interests in said property be conveyed to the Town under the provisions of Massachusetts General Laws, Chapter 40, section 8C, as it may hereafter be amended, and other Massachusetts statutes relating to conservation, to be managed and controlled by the Conservation Commission; and

## **FINANCIAL ARTICLES**

### **ARTICLE 30 (CONTINUED)**

d) authorize the Conservation Commission to submit on behalf of the Town any and all applications deemed necessary for grants and/or reimbursements from the Executive Office of Environmental Affairs and under any state and/or federal programs including those in aid of conservation land acquisition and to receive and accept such grants or reimbursement for this purpose, and/or any others in any way connected with the scope of this Article, and that the Board of Selectmen and/or the Conservation Commission be authorized to enter into all agreements and execute any and all instruments, including a grant of a perpetual conservation restriction to the Department of Environmental Management or any other state or federal agency, which may contain, among other things, an access easement to the public at large to use the property at no charge, as may be necessary on behalf of the Town to effect said purchase or obtain such grant; and

e) authorize the Conservation Commission, the Board of Selectmen, and Town officers to take all related actions necessary or appropriate to carry out this acquisition, or act or transact anything in relation thereto;

or to take any other action relative thereto.

AMOUNT: \$700,000

Submitted by Board of Selectmen at request of  
Conservation Commission

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**ARTICLE 31**

**RE: Stream Cleaning**

To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide the sum of \$250,000 or any other sum, necessary to minimize flooding for the purpose of reducing adverse impacts of flooding especially public health related impacts by dredging sediment from Long Meadow Brook and Sandy Brook using vacuum dredging or machine dredging methods only; same to be spent in fiscal year 2003 under the direction of the Department of Public Works, or to act in any other manner in relation thereto.

AMOUNT: \$250,000

Submitted by Board of Selectmen at request of  
Jim Williams, TMM Prec. 3

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**FINANCIAL ARTICLES**

**ARTICLE 32**

**RE: S. Bedford Street Culvert  
Replacement**

To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide the sum of \$450,000 or any other sum, necessary for the purpose of removing and replacing the S. Bedford Street; (per the Metcalf & Eddy letter of 1/23/02 and model simulation results dated 1/14/02), same to be spent under the direction of the Department of Public Works, or to act any other manner in relation thereto.

AMOUNT \$450,000

Submitted by Board of Selectmen at request of  
Jim Williams, TMM Prec. 3

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**ARTICLE 33**

**RE: Varsity Field Assessment**

To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide the sum of \$40,000, or any other sum, for the purpose of the Board of Health to fund an environmental assessment of the athletic fields at the high school and to hire a Licensed Site Professional (LSP) to conduct a peer review of the environmental assessment and remedial activities initiated for the petroleum and hazardous materials releases occurring at 108, 110, 116, 118, and 120 Cambridge Street, and 6 Anna Road, or to act in any other manner in relation thereto.

AMOUNT: \$40,000

Submitted by Board of Selectmen at request of  
Board of Health

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**ARTICLE 34**

**RE: GASB – 34**

To see if the Town will vote to raise and appropriate, transfer from available funds or otherwise provide the sum of \$40,000 to pay for software upgrades and services in the Accountants Office to comply with GASB-34 (Asset Reconciliations) requirements or to act in any other manner in relation thereto.

AMOUNT: \$40,000

Submitted by the Board of Selectmen at request of  
Town Accountant

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )

**FINANCIAL ARTICLES**

**ARTICLE 35**

**RE: B-Line Expansion**

To see if the Town will vote to raise and appropriate, transfer from available funds, or otherwise provide the sum of \$36,000 to provide for expanded hours for the B-Line service or to act in any other manner in relation thereto.

AMOUNT: \$36,000

Submitted by Board of Selectmen at request of  
B-Line Advisory Committee

PASSED ( ) DEFEATED ( ) POSTPONED INDEFINITELY ( ) OTHER ( )