

WARRANT

Burlington Town Meeting



**May 9, 2005
7:30 P.M.**

**Burlington High School
Fogelberg Auditorium
123 Cambridge Street
Burlington, MA**

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Burlington Town Meeting
May 9, 2005

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WARRANT

BURLINGTON TOWN MEETING

MONDAY May 9, 2005

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 9th of May 2005 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 the Board of Selectmen at the request
of the Rules Committee

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

GENERAL ARTICLES

ARTICLE 2

RE: Accept Bikeway Easement

To see if the Town will vote to authorize the Board of Selectmen to accept, as a public access bikeway easement, an area along a certain portion of land located at 3 Old Concord Road, more particularly shown as Lot 1 (containing 320, 219 +/- square feet of land) on a plan of land entitled "Old Concord Road, Burlington, Mass Definitive Subdivision Plan" sheet 1 of 4 and sheet 2 of 4, scale 1"=40' dated March 1, 1994 revised through March 31, 1995 by Symmes Maini & McKee Associates, Inc. The easement area consists of an approximate fifteen foot (15") wide strip of land referred to as the "Bikeway Easement" extending from the eastern boundary of the lot, down the center parking lot east/west driveway, to the rear north/south driveway to the cul-de-sac at the north end of the lot. (*see plan in backup information for this article*)

Submitted by Board of Selectmen at the request of
the Town Administrator

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

FINANCIAL ARTICLES

ARTICLE 3

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 \$27,000 or any other amount, to be expended under the direction of the Burlington School Committee for the purpose 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 Civil Organizations, or to act in any other manner in relation thereto.

AMOUNT: \$27,000

Submitted by Board of Selectmen at the request of the School Committee

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

ARTICLE 4

RE: Security Measures/Schools

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide the sum of \$178,000 or some other amount, to be expended at the direction of the School Committee, to pay cost of the implementation of security measures which may include camera systems monitors and/or security personnel at the Burlington Schools including the payment of all costs incidental and related to this project, or to act in any other manner in relation thereto.

AMOUNT: \$178,000

Submitted by Board of Selectmen at the request of the School Committee

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

ARTICLE 5

**RE: Transfer of Funds FY05
Various Accounts**

To see if the Town will vote to transfer from available funds the sum of \$700,000 or any other amount, for the purpose of paying for expenses incurred in Fiscal Year 2005 to various accounts same to be spent under the direction of the appropriate authorities, or to act in any other manner in relation thereto.

AMOUNT: \$700,000

Submitted by the Board of Selectmen at the request of the Town Accountant

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

(FINANCIAL ARTICLES CONTINUED)

FINANCIAL ARTICLES (continued)

ARTICLE 6

RE: Fund FY 2006 Operating Budget

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide the sum of money sufficient to cover the requests of the various departments for Fiscal Year 2006, or to act in any other manner in relation thereto.

Submitted by the Board of Selectmen at the request of the Town Administrator

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

ARTICLE 7

RE: Fund the Administrative & Professional Compensation Plan

To see if the Town will vote to adopt the Administrative & Professional Compensation Plan for Fiscal Year 2006, and transfer from the Negotiated Settlement Account the amount of \$60,000 or any other amount, for the purpose of funding the plan under the direction of the appropriate authorities, or to act in any other manner in relation thereto.

AMOUNT: \$60,000

Submitted by the Board of Selectmen at the request of the Town Administrator

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

ARTICLE 8

RE: Fund the Part-time Compensation Plan

To see if the Town will vote to transfer from the Negotiated Settlement account the sum of \$6,000 or any other amount, for the purpose of funding the Part-time Salary Plan (under 20 hours) for Fiscal Year 2006, same to be spent under the appropriate authority, or to act in any other manner in relation thereto.

AMOUNT: \$6,000

Submitted by Board of Selectmen at the request of the Town Administrator

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

(FINANCIAL ARTICLES CONTINUED)

FINANCIAL ARTICLES (continued)

ARTICLE 9

RE: Will of Marshall Simonds

To see if the Town will vote to accept from the Trustees under the will of Marshall Simonds the sum of \$9,500 or any other amount, for the maintenance and improvements 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 the request of the Recreation Commission

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

ARTICLE 10

RE: Drug and 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 amount, to fund the expenses of the Burlington Drug and 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 the request of the Drug and Alcohol Task Force

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

ARTICLE 11

**RE: Establish Revolving Account/
Trash Recycling**

To see if the Town will vote pursuant to Massachusetts General Laws Chapter 44, Section 53E½ to establish a Revolving Account to allow receipts from the sale of recyclable materials by the Town to be segregated into a separate account, with funds there from, up to a limit of \$100,000 annually, to be expended under the direction of the Board of Selectmen to offset the cost of curbside collection and disposal of solid waste; or to take any action relative thereto.

AMOUNT: \$100,000

Submitted by Board of Selectmen at the request of the Town Administrator

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

(FINANCIAL ARTICLES CONTINUED)

FINANCIAL ARTICLES (continued)

ARTICLE 12

RE: Fund Revolving Account

To see if the Town will vote to authorize revolving funds for certain Town departments under Massachusetts General Laws Chapter 44, Section 53E½ for the fiscal year beginning July 1, 2005 or to take any other action relative thereto.

Town Meeting sets \$ spending limit, not more than 10% of tax levy, employee benefit costs must be included.					
Revolving	Spending	Revenue	Allowed	Expenditure	Year End
Account	Authority	Source	Expenses	Limits	Balance
Home Composting	Public Works	Fees charged for compost bins	Purchase of compost bins	\$5,000	Available for expenditure next year
Cross Connection-Backflow prevention	Public Works	Fees charged for testing devices that prevent mixing of potable and non-potable water	Contract services to EPA authorized vendors who perform the testing.	\$15,000	Available for expenditure next year
B-line Local Mini Bus	Public Works	Bus user fees	Salaries, expenses, contractual services to operate the in-town B-Line bus service.	\$15,000	Available for expenditure next year
Nursing Programs & Services	Board of Health	Fees charged for medical diagnostic and screening services and Medicare or insurance reimbursements, i.e. Flu/Pneumonia vaccination	Medical equipment and supplies, immunizations, educational materials	\$10,000	Available for expenditure next year
Plan Imaging	Building Department	2% of Building Department Fees Not to exceed \$10,000 annually	Archival imaging of building permit drawings and specifications	\$20,000	Available for expenditure next year

AMOUNT: \$65,000

Submitted by Board of Selectmen at the request of the Town Administrator

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

(FINANCIAL ARTICLES CONTINUED)

FINANCIAL ARTICLES (continued)

ARTICLE 13

RE: Fund FY 2006 Capital Budget

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide a sum of money or any other amount, for the items contained within the following proposed Fiscal Year 2006 Capital Budget, same to be spent under the appropriate authorities as indicated:

PROJECT NUMBER	DEPARTMENT	PROJECT NAME/DESCRIPTION	SPENDING AUTHORITY	APPROP. REQUEST
<u>FROM SEWER ENTERPRISE FUND 06-1 THRU 06-3</u>				
06-1	DPW/6" Portable Sewer Pump		Selectmen	20,000
	PASSED () DEFEATED () POSTPONED INDEFINITELY () OTHER ()			
06-2	DPW/150 KW Generator (Lucaya Circle)		Selectmen	40,000
	PASSED () DEFEATED () POSTPONED INDEFINITELY () OTHER ()			
06-3	DPW/Terrace Hall Pump		Selectmen	13,623
	PASSED () DEFEATED () POSTPONED INDEFINITELY () OTHER ()			
<u>RAISE AND APPROPRIATE 06-4 THRU 06-11</u>				
06-4	DPW/Highway Vehicle		Selectmen	20,862
	PASSED () DEFEATED () POSTPONED INDEFINITELY () OTHER ()			
06-5	DPW/Ground Water Treatment Plant Filters (2)		Selectmen	26,000
	PASSED () DEFEATED () POSTPONED INDEFINITELY () OTHER ()			
06-6	Recreation/Dump Truck Replacement		Rec. Comm.	40,400
	PASSED () DEFEATED () POSTPONED INDEFINITELY () OTHER ()			
06-7	Recreation/Simonds Park Improvements		Rec. Comm.	50,000
	PASSED () DEFEATED () POSTPONED INDEFINITELY () OTHER ()			
06-8	Recreation/Restrooms at Rahanis Park		Rec. Comm.	101,125
	PASSED () DEFEATED () POSTPONED INDEFINITELY () OTHER ()			
06-9	Fire Department/Two Vehicles		Selectmen	45,750
	PASSED () DEFEATED () POSTPONED INDEFINITELY () OTHER ()			
06-10	Information Systems/Town-wide Network Upgrade		Selectmen	40,000
	PASSED () DEFEATED () POSTPONED INDEFINITELY () OTHER ()			
06-11	Building Department/Vehicle		Selectmen	25,000
	PASSED () DEFEATED () POSTPONED INDEFINITELY () OTHER ()			
06-12	Library/Security System		Library Commission	15,000
	or to act in any other manner in relation thereto.			

Submitted by Board of Selectmen at the request of
the Town Administrator

(FINANCIAL ARTICLES CONTINUED)

FINANCIAL ARTICLES (continued)

ARTICLE 14

RE: Chapter 90

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide the sum of \$539,269 or any other amount, to pay for the purpose of funding roadway improvements, same to be spent under the direction of the Town Administrator, or to act in any other manner in relation thereto.

AMOUNT: \$539,269

Submitted by Board of Selectmen at the request of the Town Administrator

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

ARTICLE 15

RE: Bond Authorization for Water Treatment Plant

To see if the Town will vote to raise and appropriate, borrow or otherwise provide \$6,600,000 or some other amount, to pay costs of upgrading the Mill Pond Water Treatment Plant, or to act in any other manner in relation thereto.

AMOUNT: \$6,600,000

Submitted by Board of Selectmen at the request of the Town Administrator

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

ARTICLE 16

RE: Odor Control

To see if the Town will vote to raise, transfer from Sewer Enterprise Fund or otherwise provide the sum of \$20,000 or any other amount, for the purpose of controlling odor in Francis Wyman Sewer Pump Station, or to act in any other manner in relation thereto.

AMOUNT: \$20,000

Submitted by Board of Selectmen at the request of the Town Administrator

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

(FINANCIAL ARTICLES CONTINUED)

FINANCIAL ARTICLES (continued)

ARTICLE 17

RE: Sludge Removal

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 amount, for the purpose of removing sludge for the sludge lagoon in Mill Pond, or to act in any other manner in relation thereto.

AMOUNT: \$40,000

Submitted by Board of Selectmen at the request of the Town Administrator

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

ARTICLE 18

RE: Leak Detection

To see if the Town will vote to raise and appropriate, transfer from available funds or otherwise provide the sum of \$20,000 or any other amount, for the purpose of leak detection in all waterlines as mandated by DED, or to act in any other manner in relation thereto.

AMOUNT: \$20,000

Submitted by Board of Selectmen at the request of the Town Administrator

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

ARTICLE 19

RE: Stream Cleaning

To see if the Town will vote to raise and appropriate, transfer from available funds or otherwise provide the sum of \$50,000 or any other the amount for the purpose of stream cleaning by vactor, or to act in any other manner in relation thereto.

AMOUNT: \$50,000

Submitted by Board of Selectmen at the request of the Town Administrator

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

(FINANCIAL ARTICLES CONTINUED)

FINANCIAL ARTICLES (continued)

ARTICLE 20

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 \$712,491.58 or any other amount, to operate the Burlington Ice Palace, of which the \$712,491.58 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: \$712,491.58

Submitted by Board of Selectmen at the request of the Town Treasurer/Collector

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

ARTICLE 21

RE: Sewer Services Enterprise Fund

To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide the sum of money sufficient to cover the Fiscal Year 2006 Sewer Services Enterprise Operating Budget, or to act in any other manner in relation thereto.

Submitted by Board of Selectmen at the request of the Town Administrator

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

THE COMMONWEALTH OF MASSACHUSETTS

To either of the Constables of the Town of Burlington in the County of Middlesex Greeting.

You are hereby directed to serve this warrant by posting up attested copies thereof at the billboard at the Town Hall, in said Town, fourteen days at least before the Town Meeting of May 9, 2005 at Fogelberg Auditorium, Burlington High School.

HEREOF FAIL NOT, to make due return of the warrant, with your doings thereon, to the Town Clerk, at the time and place of meeting as aforesaid

Given under our hands this 22nd day of April in the year of our Lord 2005

Gary J. Gianino, Chairman
Joseph A. Impemba, Vice-Chairman
Albert L. Fay, Jr.
Kevin B. McKelvey
Sonia Rollins

SELECTMEN OF BURLINGTON, MASSACHUSETTS

A true copy attest.

_____ Constable

Dated _____

Middlesex ss

Pursuant to the within warrant, I have notified and warned the inhabitants of the Town of Burlington by posting up an attested copy of the same at the billboard in the Town Hall and as within directed, at least fourteen days before Town Meeting, May 9, 2005.

s/s _____
Constable of Burlington

A copy of the warrant was mailed to each Town Meeting Member, the Town Moderator and the Town Clerk on the 22nd day of April, 2005.

Attest: Jane L. Chew, Town Clerk