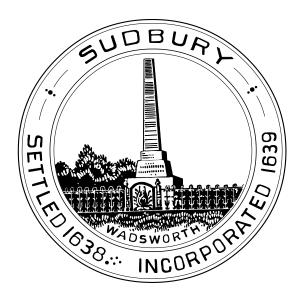
PROCEEDINGS

SPECIAL STATE ELECTION, JANUARY 19, 2010 ANNUAL TOWN ELECTION, MARCH 29, 2010 ANNUAL TOWN MEETING, APRIL 5, 2010 SPECIAL TOWN MEETING, APRIL 6, 2010 SPECIAL TOWN ELECTION, MAY 11, 2010 STATE PRIMARY ELECTION, SEPTEMBER 14, 2010 STATE ELECTION, NOVEMBER 2, 2010



TOWN OF SUDBURY MASSACHUSETTS 2010

SPECIAL STATE ELECTION JANUARY 19, 2010

The Special State Election was held at two locations. Precincts 1,2 & 5 voted at the Fairbank Community Center, 40 Fairbank Road, and Precincts 3 & 4 voted at the Town Hall, 322 Concord Road. The polls were open from 7:00 a.m. to 8:00 p.m. There were 8,420 votes cast representing 71% of the *Town's 11,888 registered voters.*

Official State Election Results

SENATOR IN CONGRESS						
	<u>Pct 1</u>	Pct 2	Pct 3	<u>Pct 4</u>	<u>Pct. 5</u>	<u>TOTAL</u>
BLANKS	0	0	0	0	0	0
SCOTT P. BROWN 70 Hayden Woods, Wrentham (Republican)	928	751	844	731	826	4080
MARTHA COAKLEY 46 Coolidge Rd., Medford (Democratic)	824	878	824	932	839	4297
JOSEPH L. KENNEDY 20 Hyde Park St., Dedham (Liberty)	5	11	7	13	5	41
WRITE-INS	0	0	0	1	1	2
Total	<u>1757</u>	1640	1675	<u>1677</u>	<u>1671</u>	<u>8420</u>

A TRUE COPY, ATTEST: Rosimany Brawell TOWN CLERK

SUDBURY ANNUAL TOWN ELECTION March 29, 2010

OFFICIAL

The Annual Town Election was held at two locations. Precincts 1, 2 & 5 voted at the Fairbank Community Center, 40 Fairbank Road and Precincts 3 & 4 voted at the Town Hall, 322 Concord Road. The polls were open from 7:00 am to 8:00 pm. There were 2,606 votes cast, representing 22% of the town's 11,926 registered voters. There were 4 contested races.

Precinct	1	2	3	4	5	Total
Board of Selectmen (1) for three years						
Blanks	8	15	10	5	7	45
WILLIAM J. KELLER, JR. (Candidate for re- election)	296	242	211	270	243	1,262
ROBERT C. HAARDE	327	250	237	227	258	1,299
Write-Ins		-	-		~	•
Totals	631	507	458	502	508	2,606
Board of Assessors (1) for three years					L	
Blanks	229	189	164	169	196	947
TREVOR A. HAYDON (Candidate for re-election)	402	316	290	331	311	1,650
Write-Ins		2	4	2	1	9
Totals	631	507	458	502	508	2,606
Goodnow Library Trustee (2) for three years						
Blanks	445	353	301	343	379	1,821
PHYLLIS A CULLINANE (Candidate for re-election)	414	328	305	334	327	1,708
CAROL HULL (Candidate for Re-election)	399	331	308	327	309	1,674
Write-Ins	4	2	2	-	1	9
Totals	1,262	1,014	916	1,004	1,016	5,212

	201	134	125	147	143	750
DFORD	428	372	333	355	364	1,852
	2	1	-	-	1	4
Totals	631	507	458	502	508	2,606
ion Commissioner (4) for three years						-,
	1,122	848	776	845	891	4,482
(Candidate for re-election)	284	234	186	216	224	1,144
OTTA (Candidate for re-election)	291	259	219	263	222	1,254
BARACH	150	88	91	115	126	570
AGAN	173	178	162	151	169	833
DMAN	153	109	102	116	89	569
GOZDECK	142	129	114	132	153	670
/ILLIAMSON	203	183	182	170	158	896
	6	_	-	-	_	6
Totals	2,524	2,028	1,832	2,008	2,032	10,424
(2) for three years		r	1			
	549	419	350	401	473	2,192
EE (Candidate for Re-election)	366	311	290	322	281	1,570
ABOWSKI	344	282	272	280	261	1,439
	3	2	4	1	1	11
Totals	1,262	1,014	916	1,004	1,016	5,212
Committee (1) for three years	· · · · · · · · · · · · · · · · · · ·	f	······	L	••••••••••••••••••••••••••••••••••••••	
	12	25	24	26	40	127
DES DUFAULT	254	212	206	197	201	1,070
ГСН	365	270	228	279	266	1,408
	-	-	-	_	1	1
Totals	631	- 507	458	502	1 508	

Lincoln-Sudbury Regional District School Committe		ce years				
Blanks	172	132	126	136	154	720
RADHA RAMAN GARGEYA (Candidate for re- election)	343	263	244	289	261	1,400
TIMOTHY J. GARVIN	159	130	124	118	127	658
KEVIN J. MATTHEWS	310	240	200	235	248	1,233
BRYAN S. SEMPLE	276	249	222	225	224	1,196
Write-Ins	2	-	-	1	2	5
Tota	ils 1,262	1,014	916	1,004	1,016	5,212

(<u>Note</u>: Members of Lincoln-Sudbury Regional District School Committee were elected on an at large basis pursuant to the vote of the Special Town Meeting of October 26, 1970, under Article 1, and subsequent passage by the General Court of Chapter 20 of the Acts of 1971. The votes recorded above are those cast in Sudbury only.)

A TRUE COPY, ATTEST: Las emany Stanell TOWN CLERK

ANNUAL TOWN MEETING

April 5, 2010

Pursuant to a Warrant issued by the Board of Selectmen, March 10, 2010, and a quorum being present, Myron Fox, the Moderator, at the Lincoln-Sudbury Regional High School Auditorium, called the meeting to order at 7:34 p.m., on Monday, April 5th. Mr. Fox appointed Fred Pryor as Assistant Moderator.

Mr. Fox asked for the Hall's attention to acknowledge the sacrifice that men and women in the U.S. Armed Forces make for this country. On behalf of the Town, he extended gratitude to all the soldiers from Sudbury, who are serving in Iraq and Afghanistan, and wished them and their families well.

Mr. Fox reminded the audience of the remarks made at Town Meeting a few years ago, by Major Dennis Ford. In his address, Major Ford emphasized that there are still places in this world where citizens cannot participate in the democratic process, nor do they have the freedom to openly debate issues. Mr. Fox asked tonight's meeting attendees to be mindful of this opportunity to openly debate issues of mutual concern in a civilized and respectful manner.

The Moderator welcomed Emma Costello, a Lincoln-Sudbury Regional High School senior student, to lead the Hall in the Pledge of Allegiance to the Flag.

The Moderator announced that the certified cash, according to Town Accountant Barbara Chisholm, is \$488,595 for the 2010 Annual Town Meeting. The Moderator has examined and found in order the Call of the Meeting, the Officer's Return of Service and has confirmed the delivery of the Warrant to residents.

Upon a *motion* by William J. Keller, Jr., Chairman of the Board of Selectmen, which was seconded, it was,

<u>VOTED UNANIMOUSLY</u> to dispense with the Reading of the Call of the Meeting, and the Officer's Return of Service, Notice and the reading of the individual Articles of the Warrant.

The Moderator introduced various Town Officials, Staff, Committee and Board members who were present in the Hall. He highlighted that the Town Warrant includes forms to indicate interest for serving on a Town committee or board, and to volunteer to assist with the Annual Spring Clean-Up, scheduled for April 24, 2010. In addition, it was noted that tonight's refreshments have been sponsored by the Lincoln-Sudbury Regional High School (L-SRHS) Culinary Arts Department.

The Moderator announced that the public is invited to help celebrate the 100th anniversary of the Sudbury's Women's Club on April 11, 2010 at the Congregational

Church, and to view the 15th Celebrate art exhibit tonight, in the front hall of the Auditorium. On behalf of Sudbury's Fire Chief, fire exits were briefly reviewed.

The Moderator recognized State Senators Jamie Eldridge and Susan Fargo, who were not present, and welcomed State Representative Tom Conroy, to address the Hall.

State Representative Tom Conroy presented a Certificate of Commendation to Jack Ryan, which was accepted by his wife, acknowledging and thanking Jack for his 12 years of dedicated service as a Lincoln-Sudbury Regional High School Committee member.

Mr. Conroy also presented a Certificate of Commendation to Board of Selectman Chairman William Keller, who is completing his sixth year of dedicated service on the Board. Mr. Conroy acknowledged and thanked Bill for the many years of service he has given the Town in other capacities as well and noted Bill's decision-making skills. Chairman Keller accepted the Certificate.

Selectman Lawrence W. O'Brien was recognized to read the resolution in memory of those citizens who have served the Town and passed away during the past year.

Whereas: The Town of Sudbury has enjoyed the blessing of those in the community who gave of their time and talent to enrich the quality of life in our Town; and

Whereas: This past year has seen several of its citizens and employees who have rendered public service and civic duty pass from among us;

Now, therefore, be it resolved:

That the Town of Sudbury extend its heartfelt sympathy to the families of these persons and recognize their service and dedication to the community:

ANNE-MARIE ARNOLD (1935-2009) LSRHS Teacher: 1983-1986

JOHN C. "JACK" BALBEN (1948-2009) Firefighter: 1986-2009

F. DANIEL BUTTNER (1921-2009)

Moved to Sudbury: 1955 Board of Health: 1957-1960 Haynes House Committee: 1957-1960 Election Worker: 1986-1991 Bike Trail Committee: 1988-1999 Metro West Growth Mgmt. Committee: 1994

THOMAS A. DEPETER (1947-2009)

LSRHS Lacrosse Coach

REBECCA FAIRBANK (1924-2009)

Moved to Sudbury: 1947 Election Worker: 1994-2008

MARION F. GARRIGAN (1932-2009)

Moved to Sudbury: 1959 Election Worker: 1989-2009

MARJORIE F. GIBSON (1929-2009)

Moved to Sudbury: 1959 Haynes School Admin. Assistant: 1971-1986

ELIZABETH G. HOPE (1943-2009)

LSRHS Admin. Assistant: 1996-1997

HANS J. LOPATER (1927-2010)

Goodnow Library Trustee: 1993-2003 Cable TV Committee: 1996-2000

JOHN F. LYNCH (1922-2008)

Moved to Sudbury: 1968 Election Worker: 1990-1992

GEORGE H. R. MCQUEEN (1924-2009)

Moved to Sudbury: 1961 Pay-per-Throw Committee: 1998-2004 Highway Commission: 1969-1972 Power & Light Committee 1965-1968

MURIEL C. PLONKO (1922-2009)

Moved to Sudbury: 1964 Historical Commission: 1988-2003 Conservation Commission: 1990-1991 Wood-Davison House Restoration Task Force: 1988-1990 Sudbury Center Steering Committee: 1999-2004

KENNETH I. RITCHIE (1917-2010)

Moved to Sudbury: 1950 Industrial Development Board: 1955-1958 Industrial Development Commission: 1970-1999 Goodnow Library Trustee: 1986-1995

BETTE L. ROTHMAN (1946-2009)

Psychologist/Counselor at Loring and Noyes Schools: 2001-2009

MARGARET A. SABELLA (1921-2009)

LSRHS Cafeteria Worker: 1969-1982

JOSEPH E. SCAMMON (1924-2009)

Building Inspector: 1980-1990 Special Constable: 1989-1990

ANITA G. SIMON (1950-2009)

Moved to Sudbury: 1984 Commission on Disability: 2007-2009

JANET M. SMITH (1942-2009)

Exec. Secretary to Sudbury Housing Authority: 1981-1997

MARY L. WILLIAMS (1923-2008) Tax Clerk: 1977-1986

And be it further resolved: That the Town of Sudbury, in Town Meeting assembled, record for posterity in the minutes of this meeting its recognition and appreciation for their contributions to our community.

2010 ANNUAL TOWN MEETING

ARTICLE 1 - HEAR REPORTS

The Moderator stated that for many years there has been a tradition at the Annual Town Meeting to honor a citizen who has performed valuable service for the Town by asking him or her to make the motion under Article 1 of the Warrant. This year, the honor is bestowed upon Parker Coddington. Mr. Fox reviewed the long list of roles and responsibilities Mr. Coddington has fulfilled for Sudbury, including being a member of the Conservation Commission from 1993 to present.

Mr. Parker Coddington *moved* as follows:

To see if the Town will vote to hear, consider, and accept the reports of the Town Boards, Commissions, Officers and Committees as printed in the 2009 Town Report or as otherwise presented, subject to the correction of errors, if any, where found.

Submitted by the Board of Selectmen

(Majority vote required)

The motion received a second.

FINANCE COMMITTEE: Took no position on the Article.

BOARD OF SELECTMEN: Supported the Article.

The motion under Article 1 was VOTED UNANIMOUSLY.

The Moderator reviewed procedures for the Meeting. He also thanked Boy Scout Troop leader Fred Rust and Scouts David Korzenowski, Vic Gopal, James Freeman and Leif Skramstad, who will serve this evening as "runners."

The Moderator recognized, Mr. William J. Keller, Jr., Chairman of the Board of Selectmen, for the State of the Town Address.

Mr. Keller stated that the past few months have been very active, leading up to the Annual Town Election and Town Meeting. He stated that some have stated that the Town has reached a fork in the road, where a new direction needs to be taken, and that perhaps the voting in of a new Selectman is a sign of this perspective. However, Mr. Keller believes the turning point for Sudbury occurred about 20 years ago. He described the Town population as growing 20% between 1990 and 2000, resulting in overcrowded schools that had grown by 50% and insufficient recreational facilities. He stated that over 1000 acres of farmland had been sold and the Town's landscape was changing. An anti-business and anti-development attitude existed, and commercial zoning was restrictive. There was no process for Town goal setting, and thus tensions ran high for access to resources.

Mr. Keller explained that it was at about that time, that the Town and its residents began its long-term master planning to preserve the community's character, by confirming its desire for a livable community, with increased recreational opportunities, housing for all age groups and a thriving business community. The Town made changes to its bylaws and adopted the Community Preservation Act as means to accomplish these goals. In the resulting years, Sudbury enhanced their school systems, receiving 62% reimbursement for those projects from the State, expanded its Library and built a Department of Public Works' highway barn to preserve and lengthen the lifespan of critical equipment. In addition, the Town worked for senior tax relief, developing a model later used by the State. In the past year, Mr. Keller highlighted that the Town's financial goals helped drive collective bargaining negotiations towards cost-saving agreements and efforts are being made to regionally share resources and contain costs. Mr. Keller stated that the national economic downturn has impacted Sudbury as has the reduction of State Aid. However, he stated that, due to the Town's dedicated board and committee volunteers, Sudbury is not broken. Although the Town faces complex challenges, Mr. Keller believes that through thoughtful discussion and goal setting, the Town can continue to accomplish great things, and a sustainable Sudbury will endure.

CONSENT CALENDAR

The Moderator moved to the Consent Calendar and asked attendees to turn to pages Roman Numeral iii and iv of the Warrant. The rules of the Consent Calendar were reviewed, including that voters who have questions requiring explanation of any subject on the Consent Calendar, should stand and ask that the article be held for further clarification or debate.

It was noted that voters should exercise good judgment when removing Articles from the Consent Calendar, and they should do so only in cases of genuine concern. In past years, it has occasionally happened that Articles were removed from the Consent Calendar, and when reached in the normal course, passed unanimously without debate; thus, indicating that the initial removal request was perhaps not fully considered before being exercised.

The Moderator proceeded with the roll call of the Consent Calendar, asking article by article, if there were any questions or holds on Articles 11, 12, 13, 16, 17, 22, 23, 26, 28, 29, 37 and 38. Voters requested that <u>Articles 16, 17, 28, 29 and 37 be held for debate.</u>

Robert Coe, 14 Churchill Street, asked that Articles 16 and 17 be held for debate. Mr. Coe asked to hold Article 22 for a question. Town Counsel Kenny responded that the Town has determined that it is more in its best interest to independently negotiate longterm cell tower leases upon renewal than to send each out for a Request for Proposal (RFP). Mr. Coe asked on what reasoning the decision was made to dispense with the RFP process. Town Counsel responded that the Town believes it can make more money negotiating its own longer-term leases.

Martha Coe, 14 Churchill Street, asked to hold Article 26 for a question. She asked what the reproduction of a Revolutionary stone would look like.

Sudbury Historical Commission member Liz Radoski explained how the gravestones would be reassembled, using proper materials approved by the State.

Robert Abrams, 24 Goodman's Hill Road, asked for Article 28 to be held for a question. He asked how the \$90,000 was derived and what was the total amount of unexpended funds available for the five referenced articles from prior years. Town Manager Valente stated staff would try to access this information.

Robert Coe, 14 Churchill Street, asked a related question, noting that the article does not reference the five articles from previous years nor does it reference the Treasurer's Report, wherein the substance of the article is only mentioned.

Sudbury's Finance Director Andrea Terkelsen later stated that there is a total of \$202,069 still available for the capital appropriations made for the five articles referenced in Article 28. She explained that capital appropriations must remain until the money is spent. However, within the referenced five articles, there are some work items which have been completed for less money than was anticipated, and thus \$90,000 is being returned to fund the wastewater feasibility study.

Mr. Abrams asked if the remaining \$112,000 of available funds for the referenced prior articles noted in Article 28 could also be requested tonight to be returned to the Town's general Fund.

Town Counsel Kenny responded no, since under Article 28, more than \$90,000 cannot be rescinded or amended.

Mr. Abrams asked that Article 28 be further held for debate.

Martha Coe, 14 Churchill Street, asked that Article 29 be held for debate, since it is contingent on the outcome of Article 28, which was just held. Town Manager Valente confirmed Ms. Coe's observation, noting that Article 28 must be passed in order to rescind the borrowings noted in Article 29.

Robert Coe, 14 Churchill Street, asked that Article 37 be held for debate.

Patricia Brown, 34 Whispering Pine Road, asked that Article 38 be held for a question. She asked why there has been no discussion of this article prior to Town Meeting.

Community Preservation Committee (CPC) Chairman Chris Morely stated that this is primarily an accounting article, to return monies to the CPC fund for projects that have been completed.

Ms. Brown asked if Article 24 of the 2007 Town meeting is considered a completed project.

Mr. Morely responded probably not, since it is not listed within this year's Article 38.

Ms. Brown stated that she believes funds for Articles 22, 23 and 24 from the 2007 Town Meeting expire on June 30, 2010, and would automatically be returned to the CPC fund at that time, without needing to be included in tonight's vote.

Mr. Morely responded that a request to rescind the funds would likely still need to be brought before a Town meeting at some point. Ms. Brown was satisfied with the response and stated that Article 38 could remain on the Consent Calendar.

The Moderator stated that <u>Articles 16, 17, 28, 29 and 37 were off the Consent</u> <u>Calendar.</u> He then asked Chairman Keller to make a motion to take Articles 11, 12, 13, 22, 23, 26, and 38 out of order and consider them together at this time for a vote requiring passage by four-fifths. Mr. Keller stated so <u>moved</u>, and the <u>motion</u> was seconded.

FINANCE COMMITTEE: Took no position on these articles.

BOARD OF SELECTMEN: Took no position on these articles.

The motion was **VOTED** nearly unanimously, with one opposed.

Chairman Keller <u>moved</u> in the words of the Consent Calendar motions as printed on page roman numeral iv in the Warrant for the following articles: 11, 12, 13, 22, 23, 26 and 38.

The motion was seconded. (See individual articles for reports and motions voted.)

The Moderator announced that a unanimous vote would be required to pass all Consent Calendar articles.

FINANCE COMMITTEE: Took no position on these articles.

BOARD OF SELECTMEN: Took no position on these articles.

The motions as printed in the Warrant for the Consent Calendar, were <u>VOTED</u> <u>UNANIMOUSLY.</u>

ARTICLE 2 – FY10 BUDGET ADJUSTMENTS

At the request of the Moderator, Selectman O'Brien <u>moved</u> in the words of the amended motion below:

To <u>INDEFINITELY POSTPONE</u> a vote to amend the votes taken under Article 4, FY10 Operating Budget, of the 2009 Annual Town Meeting, by adding to or deleting from line items thereunder, by transfer between or among accounts or by transfer from available funds; or act on anything relative thereto.

Submitted by the Board of Selectmen

(Majority vote required)

The motion received a second.

Selectman O'Brien explained that the Town has no budget adjustments to make at this time.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

The amended motion to indefinitely postpone Article 2 was <u>VOTED</u> <u>UNANIMOUSLY.</u>

ARTICLE 3 – STABILIZATION FUND

Selectman O'Brien moved in the words of the amended article below:

Move to appropriate the sum of \$50,000 to be added to the Stabilization Fund established under Article 12 of the October 7, 1982 Special Town Meeting, pursuant to M.G.L. Chapter 40, Section 5B; said sum to be raised by taxation; said amount voted hereunder is contingent upon passage of a ballot question for that purpose at a Special Town Election.

Submitted by the Board of Selectmen

(Two-thirds vote required)

The motion received a second.

The Moderator explained the difference in the language between the amended article and what was previously published in the Warrant. He emphasized that no appropriation will be made to the Stabilization Fund if the non-override budget is passed tonight. The Moderator further explained that, if the override budget is passed tonight, and subsequently passed on the Special Town Election ballot, then a \$50,000 appropriation to the Stabilization Fund would be made.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

Robert Abrams, 24 Goodman's Hill Road, asked what the current total is for the Stabilization Fund and why it should only be funded if an override budget vote is passed.

Sudbury Finance Committee Chairman Chuck Woodard stated that the Committee did not believe sufficient funds existed to recommend an appropriation without passage of an override budget.

Chuck McAvoy, 11 Douglas Drive, asked what the Town's target goal is for the Stabilization Fund balance.

Mr. Woodard responded that the Board of Selectmen has targeted five percent (5%) of the operational budgets and that the Town accountants recommend five to ten (5-10%) to be held in Cash Reserves, which includes the Stabilization Fund. He further stated that the Town's balance in recent years has been in the two to three percent (2-3%) range, and funding in recent years has been eliminated, due to budget constraints.

The Moderator noted that the article requires a two-thirds vote to pass. The amended motion for Article 3 was <u>VOTED by well more than two-thirds</u>, with approximately <u>a handful of voters opposed</u>.

April 5, 2010

ARTICLE 4 - FY11 BUDGET OVERRIDE

Article 4: FY11 Budget

FY09 FY10 FY11 **FY11** EXPENDITURES Non-Override Actual Budget Override 300: Sudbury Public Schools: Net 26 338 562 27.890.503 28 204 344 28 762 956 300: SPS Employee Benefits* 6,700,568 6,450,128 6,380,138 6,450,128 300: SPS Health Insurance Reserve** 33 039 130 34 270 641 34 654 472 35 213 084 300: LS Operating Assessment: Net 16.334.542 16,837,045 17,577,379 17,903,278 300: LS Debt Assessment 2.394.071 2.298.949 2.237.147 2.237.147 300: LS E&D 8.500 19,135,994 18.728.612 19.814.526 20.148.925 300: Minuteman Regional Assessment 237,788 299,768 228,794 228,794 300: Other Regional School Assessments 43,212 20,700 **Total: Schools** 52,048,743 53,727,103 54,697,792 55,590,803 100: General Government 2.160.424 2.285.787 2,332,782 2.413.114 200: Public Safetv *** 6.330.016 6.566.348 6.742.557 6,792,317 400: Public Works 3,406,588 3.343.183 3.299.348 3,366,439 500: Human Services 515,673 533,679 538,650 569,362 600: Culture & Recreation 1.080.329 1.141.052 1.149.824 1.178.745 900: Town Employee Benefits 4.153.667 3.884.895 4.209.905 4.308.790 900: Town-wide Operating & Transfer 348,434 70,643 378,619 386,005 1000: SPS/Town Health Insurance Reserve 274,703 17,717.340 **Total: Town Departments** 18,408,266 18.659.072 18,977,201 700: Town Debt Service 4.347.060 4.261.604 4.180.354 4.180.354 TOTAL: OPERATING BUDGET 74,113,143 76,396,973 77,537,218 78,748,358

(not including Capital or Enterprise Funds)

* to be transferred to 900: Town Employee Benefits

** to be transferred to 1000: SPS/Town Health Insurance Reserve

*** Ambulance reserve funds to be transferred to 200: Public Safety (direct offset)

This supercedes the table provided on page 3 of the 2010 Town Meeting Warrant

The Moderator explained the rules related to the votes for the budget articles, noting that the vote on the Limiting Motion will establish the upper limit for the FY11 budget.

Sudbury Finance Committee Member James Rao <u>moved</u> in the words of the amended motion below:

LIMITING MOTION

Move that the amount appropriated under the FY11 Budget override budget not exceed the sum of \$78,748,358.

The motion was seconded.

Sudbury Finance Committee Chair Chuck Woodard reported that, based upon recent positive news regarding the likely level of State Aid Sudbury will receive, the amount of the proposed override request has been reduced by \$511,000, and the amount of anticipated State Aid has also been similarly reduced. Handouts have been provided this evening of the revised budget, which was voted prior to tonight's Town Meeting by the Selectmen and the Finance Committee.

Mr. Woodard further explained that when the initial budget was prepared for the Warrant in February, a 7 ½% reduction in State Aid was anticipated. State Representative Conroy has stated that a 5% reduction can now be reasonably expected. Mr. Woodard stated that the result will be a lower proposed tax increase for the Town.

Mr. Woodard emphasized that the budget votes tonight are important. He described the budget as tight, due to the economy and a decline in non-property tax sources of revenue, in addition to a 5% anticipated decrease in State Aid, for both school systems, from what was received in FY10. The total projected revenue loss is \$1,400,000.

Mr. Woodard explained that the Town is required by law to present a non-override FY11 budget, which has been proposed for \$77.5 million. This reflects a 2.24% tax increase from last year, resulting in an estimated \$242 (including the Community Preservation Act assessment) increase on the average home assessment, and an increase of \$1,900,000 in taxes for the Town. Mr. Woodard stated that nearly 75% of this budget would cover the anticipated revenue losses, with only a 1.12% balance increase remaining, which is insufficient to cover increases in employee health coverage or collective bargaining agreements in force. Although many Town and School labor unions agreed to concessions for pay and benefits in 2009, those adjustments are not enough to meet only a 1.12% increase over FY10. Thus, the non-override budget would likely require layoffs.

To help minimize potential layoffs, Mr. Woodard stated that the Finance Committee has also recommended an override budget. This is a \$79.7 million budget, which reflects a 2.75% increase to operating budgets, a 4.06% tax increase, resulting in an estimated \$439 (including the Community Preservation Act assessment) increase on the average home assessment, and an increase of \$3,100,000 in taxes for the Town. Taking this budget into consideration, Mr. Woodard stated the three-year compounded growth rate would be 1.83%.

Mr. Woodard highlighted that Sudbury has more children to educate than most other towns, which is a factor in its higher taxes. However, when compared to other communities regarding school spending on a per student basis, Sudbury Public Schools falls in the lower spending ranks and the High School falls within the median costs. Mr. Woodard further stated that the Town is one of the lowest spenders when measured with surrounding communities regarding operating costs per household.

Mr. Woodard provided reasons for the Finance Committee's support of an override budget, based upon costs being in line with similar communities, operating budget increases for the past two years of less than 2%, recognition that there was a 46 headcount combined loss experienced by both school systems in recent years, and acknowledgement of the significant concessions made by employees regarding pay and benefit agreements, which are projected to save approximately \$5.7 million by 2012, when compared to what the prior contracts that were in place would have cost for the same time period.

Mr. Woodward stated that the Finance Committee recommended that budget growth be controlled with the implementation of maximum spending growth limits. This has helped guide cost centers and unions to manage costs more directly and at similar rates, rather than putting that onus solely on the taxpayers. He also noted that there has been more public awareness and support for reducing the compensation component of the budget. In response to public interest, the Committee provided additional budget information in this year's Warrant.

Mr. Woodard summarized the choice for voters regarding the override budget as whether residents want to cover the anticipated revenue losses in order to maintain services at nearly current levels.

Sudbury Public School (SPS) Superintendent John Brackett stated that SPS recognizes the difficult economic times faced by the community now and in the future. He described the changes SPS faced in FY09, when the budget grew by 1.28%, resulting in staff reductions and dramatic cuts in services provided. Superintendent Brackett further reported that the SPS budget grew 1.26% in FY10, when employees took a position through its collective bargaining process to be part of a sustainability solution for the sake of the students. As a result of the newly agreed upon collective bargaining contracts, SPS expects to save \$4.1 million over the three-year contract period.

Superintendent Brackett stated that SPS diligently pursues opportunities to improve operational efficiencies, working with the Town as part of the CORE group, and with surrounding high school administrators as part of the G4 group. Additionally, SPS has saved significant monies by outsourcing its Special Education Transportation. He also highlighted that full-day kindergarten was added this past year, for no additional costs.

Superintendent Brackett stated that SPS spends less per student, while outperforming most of its peer districts. He reported a sample of recent MCAS scores for Sudbury's elementary and middle schools, indicating top-ten results in the State, and noted that all of the Town's K-8 schools have been identified statewide as high-achieving facilities. Superintendent Brackett reported that elementary enrollment is trending downward, but the middle school population has been steadily growing and is expected to increase again next year. He stated that SPS is preparing for the two budgets previously explained by Mr. Woodard. Superintendent Brackett projected that the non-override budget will translate into a \$670,000 deficit for SPS, which would likely include the elimination of a middle school house administrator, a curriculum leader, 4.5 teachers and reductions in technology resources and supplies. He stated that the override budget is projected to translate to a \$110,000 deficit, which SPS believes could be covered without impacting class sizes or compromising the safety and supervision of the middle school.

Superintendent Brackett stated that SPS appreciates the financial support it has been given by the community. He assured residents that, whichever budget passes tonight, SPS will continue to use its resources wisely to provide the best educational value possible for the taxpayers' investment in their children and schools, but, without an override budget, it will be extremely difficult to maintain the standards to which Sudbury is accustomed.

L-SRHS Superintendent Scott Carpenter described the High School's strengths as providing strong student-faculty connections through an inspiring curriculum, which prepares students well for a college experience. He stated that next year's student population is expected to increase from 1614 to 1645 students. Superintendent Carpenter explained that the non-override budget would provide L-SRHS with a \$23.9 million budget rather than the \$24.3 million budget available with passage of the override budget. He stated that the extra \$386,000 would provide the opportunity to continue status quo operations and avoid the need to reduce staff and cut department budgets. He noted that 84.5% of the High School students are from Sudbury, and thus 84.5% of the final budget is assessed back to the Town.

Superintendent Carpenter noted that personnel also negotiated their contracts this year, which should help to preserve seven job positions and save an estimated \$2 million over the next three years. L-SRHS also works to improve internal efficiencies and saved money with reductions in utility, advertisement and administration costs. L-SRHS also recognizes that Lincoln and Sudbury parents pay some of the highest school fees in the area. Without an override budget, it is anticipated that staff would have to be further reduced over the next three years by 12 teachers.

Superintendent Carpenter stated that he moved here for the same reason many others do – the schools, and the successful outcomes they provide for Sudbury's youth. He stated that L-SRHS ranks in the bottom third when compared to 20 other communities regarding how much it spends per student.

Town Manager Maureen Valente stated that the Town's FY09 budget grew 1.9% over the prior year, which resulted in staff reductions and cuts in department budgets, and the FY10 budget increased by 1.75%. She further stated that the ongoing collective bargaining agreements reached in FY10 helped to avoid further staff reductions, although

a freeze on hiring was instituted. The new labor contracts agreements will save jobs and real dollars.

Town Manager Valente explained that the non-override budget provides a 1.13% increase above FY10, totaling \$203,000, much of which will be allocated to public safety services. The override budget is estimated at a 2.75% increase above FY10, totaling \$260,000, with much of the funds being allocated also to public safety and upgrading technology resources. Ms. Valente emphasized that the front-line services needed by residents and businesses are where the funds will be directed.

Town Manager Valente noted that Town services are also needed to enhance Sudbury's quality of life, such as the Library, the Council on Aging and parks and recreational facilities. She stated that the Town must also protect its investment and service delivery capacity of its assets such as roads, walkways and catch basins. Ms. Valente emphasized that Town staff is grateful for Sudbury's tax dollars and work diligently to use those funds judiciously.

Town Manager Valente recognized and thanked the Town's public safety and public works employees for the outstanding jobs they did managing the recent flood situations. She noted that the Town's dispatch centers were overwhelmed with calls as were the Police, Fire and Public Works Departments. She also thanked the Information Technology Department for working with the Police Department to post to the Town website updated traffic management information, noting road blocks and alternative routes.

The Moderator asked if anyone else wished to be heard on the limiting motion budget.

Robert Abrams, 24 Goodman's Hill Road, asked what the procedure will be, if the limiting motion for the override budget does not pass, i.e., does the vote automatically defer to the non-override limiting motion or would there be another vote taken.

The Moderator responded that, if the limiting motion for the override budget does not pass, then the Finance Committee would make a new limiting motion for the nonoverride budget.

Ivan Lubash, 25 Barbara Road, spoke to oppose the override limiting motion. He stated that he has lived in Sudbury 42 years, and he and other families are on fixed incomes, and do not receive 5% increases each year. He urged passage of the non-override limiting motion, which includes a small percentage increase, which is more than what most people are getting in this economy.

Mike Hullinger, 55 Washington Drive, stated that comparing L-SRHS's cost per student to other more affluent towns such as Dover, Weston, Concord, Carlisle and Wellesley is misleading. He stated that Dover's assessed home value per capita is 76% higher than Sudbury, and its school system has 1000 less students than Sudbury's schools. He believes when L-SRHS's cost per student is compared to other regional high schools, that are more similar in student size, its costs are 24% higher than comparable systems.

Paul Pakos, 231 Nobscot Road, stated that the Budget Review Task Force (BRTF) worked for two years to develop several recommendations regarding generating revenue and cost savings, including consolidation of the school systems and joining the Group Insurance Commission (GIC). However, Mr. Pakos stated he has not seen any evidence that these recommendations have been pursued.

Town Manager Valente explained that the Town was in the midst of collective bargaining negotiations, which were pursuing other options for employee health plan coverage. She noted that a recent study indicated that the Town's eventual labor agreements realized the same, if not slightly better, savings over three-year contracts than would have been achieved through the GIC program.

Sudbury Finance Committee member, and Co-chair of the BRTF, Robert Jacobson noted that joining the GIC program is not completely within the Town's jurisdiction to implement, since the law requires that 70% of all union employees must vote to join GIC. He stated that 70% support does not currently exist, and that the Town has diligently lobbied the State legislature to redefine its guidelines to allow easier access for municipal employee participation.

A gentleman who spoke next did not have a microphone his question was not captured.

Town Manager Valente explained that the Town tried to pursue regionalization recommendations with neighboring towns regarding public safety administration and public works services. However, the other communities contacted were not currently interested in coordinated efforts in those areas. However, Ms. Valente further noted that Wayland was interested in sharing a Parks and Recreation Director, and the position was created and filled this past year. Sudbury is also working with a half dozen or so other communities to develop a regionalized dispatch program.

Selectman O'Brien stated that a group was formed to discuss different models for the consolidation of the school systems, but highlighted that this process is complex, since the Town of Lincoln is also involved. The G4 group of area school administrators has also worked to identify areas for consolidation and cost savings from a management perspective, which would not require Town Meeting approval.

Jan Hardenbergh, 7 Tippling Rock Road, moved to Sudbury 26 years ago for the schools. His children were served well by the system and have successful jobs. Mr. Hardenbergh believes it is important to support the next generation of students to give them the same opportunities. He also noted that, while Sudbury may not be the most affluent town, nor is it the least, and actually was ranked in a past study as the sixth highest per-capita- income town in the State. He urged support for the override limiting motion, since it only maintains current services, but at least the character and services of the Town will not diminish.

Andy MacEntee, Brookdale Road, stated that he believes the Finance Committee has incorrectly stated some of its budget information. He believes the estimated tax increases for FY11 for both the non-override and override budgets will be higher than what has been presented for a vote tonight. He presented a series of slides to explain his position.

Mr. MacEntee believes the Finance Committee estimates do not include commercial taxes and also "back-out" the new growth tax component. He purported that the calculations for the tax increase estimates come from the tax levy, but also are multiplied by a tax levy percentage of 91.27%.

An unidentified speaker offered a point of order question.

The Moderator responded that the comment was not a valid point of order. The Moderator informed Mr. MacEntee that his time allotment had expired and that the Hall would need to approve additional time. The Moderator asked if Mr. MacEntee could continue his presentation, and the request was denied by the Hall.

Mr. Woodard stated that the Finance Committee stands by its numbers.

Robert Hatcher, 362 Peakham Road, asked what the percentage change in the residential taxes will be from FY10 to FY11, for both the override and non-override budgets.

Mr. Woodard responded that the average home assessment would increase 4.06%, and the total tax levy would increase 2.24% with the non-override budget. The override budget would translate into an average home assessment increase of 4.76%, and the total tax levy would increase 2.93%, including new growth.

Wendy Casey, 51 Fox Run Road, urged support of Sudbury, by voting for the override budget. She stated that it is up to Sudbury's residents, and no one else, to support the recommendations made by the Town's dedicated staff, Finance Committee members and Selectmen.

James Peck, 49 Phillips Road, stated that the amount of tax increase is small, no matter what the real figure turns out to be --\$191, \$291, or \$391. He stated that the choices vary only by an average of \$.75 a day. Mr. Peck urged support of the override budget to support the Town and its schools and to maintain services the residents expect and deserve.

Glenn Merrill-Skoloff, 18 Allen Place, stated that educators have told him that the best metric to use to rank a school is whether it is meeting its goals. He stated that the School Superintendents have stated tonight that they need the override budget to accomplish their goals, and thus, he believes the voters should support their recommendations.

Stuart Lovell, 58 Hudson Road, disagreed that the proposed tax increase is a small amount of money. He believes the Town is at a juncture in the road, where it is in peril of developing two Sudburys –one for 40% of its people who are senior citizens and the other for the 60% of citizens, who have children in the schools. Mr. Lovell pays approximately \$10,000 a year in taxes, and questions whether he will want to spend \$100,000 over the next ten years to continue living here. He believes the Town has a formidable challenge in solving how to keep him, and others like him, as residents. He noted that it is in the best interest of the Town to retain him as a citizen rather than to replace him with a family who will add to the cost of Town services. He urged Town officials to meet the challenge of solving this question in the coming years.

An unidentified speaker <u>moved</u> that question be called. The motion was seconded.

It was <u>VOTED by well more than two-thirds</u> to call the question.

The Moderator reminded the Hall that a vote on the Limiting Motion for the Override Budget requires a majority.

The Limiting Motion for the Override Budget was <u>VOTED by well more than a</u> <u>majority.</u>

ARTICLE 4 – MAIN MOTION FY11 BUDGET OVERRIDE

Sudbury Finance Committee member James Rao read the amended motion:

Move that the Town appropriate the sums of money set forth in the Warrant under Article 4 in the column "FY11 Override," for Fiscal Year 2011, as printed in the Finance Committee handout dated April 5, 2010; the following items to be raised as designated, by transfer from available fund balances and interfund transfers:

From Ambulance Reserve for Appropriation Acct. to 200 Public Safety \$487,089

the sum of \$6,450,128 set forth as Sudbury Public Schools Employee Benefits to be immediately transferred and added to Item 900: Town Employee Benefits, so that the Employee Benefits total will be \$10,758,918, to be expended under the direction of the Town Manager;

and to authorize the purchase of equipment funded under this budget by entering into lease-purchase agreements; said amounts voted hereunder in excess of the non-override column are contingent upon passage of a ballot question for that purpose at a Special Town Election. The motion received a second.

The Moderator explained that the last sentence of the motion states that, if the main override budget motion passes tonight, it would also require passage of a ballot question at a Special Town Election before it would take effect. If the motion does not pass tonight, then it will revert to the non-override budget. He further explained that he would proceed to read each line item of the proposed override budget, asking if anyone has a motion to amend. The Moderator further explained that the process for motioning to amend to increase a line item must also include a motion to decrease another line item or motions can be made to only decrease a line item.

Robert Coe, 14 Churchill Street, questioned as a point of order the process as explained. He wondered if a line item is amended on the override budget, which then is defeated in a vote, how will the line item allocation be changed on the non-override budget, if a reversion happens automatically, without another Special Town Meeting vote.

The Moderator responded that Mr. Coe's comments are not a proper point of order. He suggested that motions to amend line items include in the motion the intention to apply the amendment to both the override and non-override budgets. The Moderator further reviewed the three proper points of order for the Hall.

Line item #300 – Jan Hardenbergh, 7 Tippling Rock Road, asked if the override and non-override budgets are being voted on at the same time, to which the Moderator responded, no.

The Moderator called a recess to consult with Town Counsel. The Moderator resumed the meeting. He explained that as the Hall accepts each line item of the FY 11 Override Budget, those figures will be the ones presented to the public on the Special Town Election ballot.

Mike Hullinger, 55 Washington Drive, asked for advice regarding how motions should be made to amend a non-override budget line item, if it is not made at the time the override budget is reviewed.

The Moderator called another brief recess. The Moderator resumed the meeting, noting that the process is complex, since the Town will need to know how to reflect the information on the override ballot for the Special Town Election. He announced that he would begin the review of each line item of the override budget.

- 300: Sudbury Public Schools: Net There was no public comment.
- 300: SPS Employee Benefits There was no public comment.
- **300: SPS Health Insurance Reserve**

Tim Hankins, 33 French Road, asked if one can amend the total appropriation for SPS.

Town Counsel Paul Kenny responded no.

Mr. Hankins made a motion to cap the SPS override budget at \$34,658,472.

Town Counsel Kenny responded that, as presented, the amended motion is not legally proper.

With the assistance of the Moderator and Town Counsel, the <u>motion</u> was made<u>on</u> behalf of Mr. Hankins as follows:

Move to amend line item 300: Sudbury Public Schools: Net to \$27,000,000.

The motion received a second.

Mr. Hankins stated that, since SPS reported tonight a reduction in students, he believes a reduction of expenses should be passed on to the taxpayers.

The amendment was <u>VOTED AND DEFEATED by all, with the exception of seven</u> <u>votes</u>.

Tammie Dufault, 84 Silver Hill Road, questioned the health insurance reserves and where within the budget the health care plan savings reaped year after year from the collective bargaining agreements are reflected. She asked for a figure of how much has been saved.

Sudbury Public Schools' Committee member Susan Iuliano stated that the projected savings are based on previous projections made. She explained health care costs are increasing, but aren't projected to be as high as they would have been without the terms agreed to in the new contracts.

The Moderator asked for the vote to be taken on the Main Override Budget motion, which would require a majority, and it was <u>VOTED nearly unanimously</u>, with about a dozen <u>voters opposed</u>.

ARTICLE 4 - FY11 BUDGET NON -OVERRIDE

Sudbury Finance Committee Member James Rao <u>moved</u> in the words of the amended motion below:

LIMITING MOTION

Move that the amount appropriated under the FY11 Budget Non-override Budget not exceed the sum of \$77,537,218.

The motion was seconded.

The Moderator announced a brief recess to consult with Town Counsel. The Moderator resumed the meeting, stating that Town Counsel Paul Kenny has opined that a vote on the Limiting Motion for the Non-override Budget is unnecessary. The Moderator asked the Finance Committee if it wished to withdraw its motion.

The Finance Committee <u>WITHDREW</u> its motion.

With the assistance of wording from the Moderator, Mike Hullinger, 55 Washington Drive, <u>moved to amend the non-override budget by increasing line item #300</u> - Sudbury Public Schools: Net by \$398,000 and to reduce line item # 300: LS Operating Assessment: Net by \$398,000, if the Override Budget fails on the Special Town Election ballot

The motion was seconded.

The Moderator reminded the Hall that the bylaw states that Town Meeting cannot continue past 10:30 p.m. unless necessary to do so to complete an article.

Sudbury Finance Committee Chair Chuck Woodard emphasized that financial resources are scarce, but that a comprehensive working group, comprised of management team members from all cost centers, i.e., both School systems and Town government have agreed to the budget allocations as presented tonight, and thus the Finance Committee would recommend opposing the motion to amend.

L-SRHS Superintendent Scott Carpenter noted that the proposed amendment would actually translate to a reduction of \$471,787 because it is a regional school and a proportional reduction would also need to be made to Lincoln's budget. He further stated that this would equate to the loss of approximately seven teachers.

Sudbury Public Schools Committee member Susan Iuliano stated that the SPS School Committee opposes the motion to amend because it supports the collaborative budget decision-making process described by Mr. Woodard, wherein all the needs of the K-12 school systems are vetted.

Siobhan Hullinger, 55 Washington Drive, asked if the budget working group sessions between all the cost centers are governed by open meeting laws and whether there are meeting minutes taken.

The Moderator took a brief recess to consult with Town Counsel, and then resumed the meeting.

Town Counsel Paul Kenny responded that, since it is a working group, it would not be subject to open meeting laws.

The Moderator asked for a vote of the motion to amend the non-override budget, and it was <u>VOTED AND DEFEATED</u> by all, with the exception of two votes.

An inaudible question was asked by an unidentified person.

The Moderator urged the public to attend the continuation of the 2010 Town Meeting tomorrow night at 7:30 p.m. at the L-SRHS Auditorium. He announced that the meeting will begin with a Special Town Meeting to discuss one article related to Minuteman Regional High School, to be immediately followed by the continuation of the 2010 Town Meeting.

At the request of the Moderator, Board of Selectman Chairman William Keller <u>moved</u> to adjourn tonight's meeting until April 6, 2010, in the Lincoln-Sudbury Regional High School Auditorium, immediately following the Special Town Meeting to begin at 7:30 p.m. The motion was received, seconded and <u>VOTED by well more than a majority</u>. The meeting was adjourned at 10:50 p.m.

Attendance: 604

2010 SPECIAL TOWN MEETING

April 6, 2010

Pursuant to a Warrant issued by the Board of Selectmen, on March 10, 2010, and a quorum being present, Myron Fox, the Moderator, at the Lincoln-Sudbury Regional High School Auditorium, called the meeting to order at 7:33 p.m., on Tuesday, April 6th. The Moderator stated he has examined and found in order the Call of the Meeting, the Officer's Return of Service and has confirmed the delivery of the Warrant to residents.

Due to a Board of Selectmen meeting still in session, the Moderator asked that a <u>motion</u> be made by Charles Woodard, Chairman of Sudbury's Finance Committee, which was seconded, and it was <u>VOTED UNANIMOUSLY</u> to dispense with the Reading of the Call of the Meeting, and the Officer's Return of Service, Notice and the reading of the individual Article of the Warrant.

<u>ARTICLE 1 – MINUTEMAN REGIONAL VOCATIONAL TECHNICAL SCHOOL –</u> <u>FEASIBILITY STUDY</u>

At the request of the Moderator, Minuteman Regional Vocational Technical School Business Manager Camie Lamica <u>moved</u> in the words of the article:

To see if the Town will approve the sum of \$725,000, or any other sum, of borrowing authorized by the Minuteman Regional Vocational Technical School District for the purpose of paying costs of a feasibility study to consider options for making improvements to the District's high school building located at 758 Marrett Road, Lexington, Massachusetts, which options shall include, but not be limited to, renovating, reconstructing, expanding, remodeling, and adding to the District's high school, or any combination of the foregoing, said sum to be expended at the direction of the School Building Committee; or act on anything relative thereto.

Submitted by the Board of Selectmen

(Majority vote required)

Ms. Lamica stated that Superintendent Ed Bouquillon is unable to attend this evening, however his perspective on the project will be shared in a video presentation provided by the School. The video expressed the mission of the School, from the perspective of staff and students, as creating a high-performance learning environment, which couples its curriculum with industry partners. The Advisory Committee comprises over 200 employers, parents and staff who have become involved in the School's strategic planning. Students from 16 area towns attend Minuteman. The 16 towns represented have nine high schools of their own, which have spent approximately \$500 million on their facilities in the past 20 years. During that same period, no dollars have been invested in Minuteman's infrastructure and capital needs, and only basic repairs and maintenance have been performed. The request for funding for a feasibility study will help to determine the scope of what is needed, by providing a detailed analysis of current conditions, renovation recommendations and cost estimates. The presentation emphasized that there will be no fiscal impact to the budgets of the 16 towns until FY12.

Minuteman has pursued funding with the Massachusetts School Building Authority (MSBA), which requires the feasibility study, and the State has committed to pay 40% of costs. Minuteman determined that it would also ask each of the 16 towns for unanimous support and to contribute to expenses.

Ms. Lamica explained that the requested \$725,000 would be the budgeted maximum amount for the feasibility study, and that Sudbury's pro-rated share would total \$10,345 over a five-year period, beginning in FY12. She further noted that, without pursuing this funding and investment in the facility, the School will lose the opportunity to receive 40% funding from the State and could only afford to complete approximately \$350,000 of repairs per year. There would be insufficient funds for large capital improvements, such as replacing the 24-year old roof, which has been estimated to cost \$2.8 million.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

The article was **VOTED UNANIMOUSLY**.

The Moderator asked Board of Selectman Chairman William Keller, Jr. to make a <u>motion</u> to dissolve the Special Town Meeting, to be followed immediately by the continuation of the Annual Town Meeting. Chairman Keller <u>moved</u> in the words of the Moderator. The motion was seconded.

The motion was <u>VOTED UNANIMOUSLY</u>, and the Special Town Meeting was dissolved at 7:48 p.m.

TOWN MEETING

April 6, 2010

Pursuant to a Warrant issued by the Board of Selectmen, March 10, 2010, and a quorum being present, the inhabitants of the Town of Sudbury qualified to vote in Town affairs, reconvened in the Lincoln-Sudbury Regional High School (L-SRHS) Auditorium on Tuesday April 6, 2010, for the second session of the Annual Town Meeting. Myron Fox, the Moderator, called the meeting to order at 7:48 p.m.

The Moderator announced that tonight's refreshments have been sponsored by the Loring PTO. He reviewed procedures for being recognized as a speaker and for making motions to amend articles. The Moderator stated that speakers can only interrupt others to call a question, to make a point of order or a point of privilege.

The Moderator further announced that, if a fourth session of Town Meeting is needed, the meeting will be held on Monday, April 12, 2010. Handouts of the Warrant were made available by Boy Scout "runners" Remington Chin and Rick Rust from Troop 63.

ARTICLE 5 - FY11 CAPITAL BUDGET

The Moderator recognized Capital Improvement Planning Committee (CIPC) member Doug Kohen, who <u>moved</u> in the words of the amended motion below:

Move to appropriate the sum of \$529,054 for the purchase or acquisition of capital items including, but not limited to, capital equipment, continuing payments of existing lease-purchases, construction, engineering, design, and renovation to buildings; said sum to be raised by taxation; the sum of \$50,000 to be immediately transferred and added to Item 300: Sudbury Public Schools: Net appropriated under the FY11 Non-Override Column of Article 4, FY11 Budget; and to allow the purchase of equipment hereunder by entering into lease-purchase agreements.

	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Override
Capital & Capital Articles				
CIPC Items	513,042	523,383	527,067	529,054
Total Capital & Articles	513,042	523,383	527,067	529,054
	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Override
Capital				
Town Buildings	109,500	70,000	114,784	116,771
General Government	12,200	22,622	11,955	11,955
Public Safety	21,400	25,000	10,000	10,000
Public Works	354,942	325,761	298,328	298,328
Culture & Recreation	15,000	80,000	42,000	42,000
Town Center	0	0	0	0
Sudbury Public Schools	0	0	50,000	50,000
Total: Operating Expenses	513,042	523,383	527,067	529,054

Submitted by the Capital Improvement Planning Committee

(Two-thirds vote required, if borrowed)

The motion was seconded.

Mr. Kohen explained the capital budget process, collecting project requests and input from Town and School Departments. The Committee strives to take a long-term view of the Town's assets so as to use maintenance resources well. Mr. Kohen described the project requests which are in the Committee's purview to review each year. The CIPC reviews requests submitted from Town Department Heads for capital equipment, projects, and/or improvements that: a) have a useful life of at least 5 years; and b) have a single-year cost over \$10,000 or a multi-year cost of more than \$100,000.

Mr. Kohen stated that the FY10 budget was \$523,383, to which a 1.1% growth increase was added to equal the FY11 non-override budget total of \$529,054. He briefly described the projects approved as priorities by the Committee, including ongoing leases for \$255,783 (for several Department of Public Works' vehicles and equipment and the Munis Tax software) and \$54,500 for the Department of Public Works (for 5-year leases for a tractor with mower and a sweeper, \$42,000 for Parks and Recreation to complete Fairbank Center renovations and asbestos removal, \$58,000 for a roof for the Senior Center, and \$10,000 for the Police Department to acquire a live-scan fingerprint system.

Mr. Kohen noted that the CIPC approved more for various building improvements than was requested to allow the facilities manager flexibility to use funds for projects with the greatest need. However, the Committee chose not to recommend funding for women's pool showers, a Fire Department request for a Goodman's Hill radio generator or for an Information Technology Department request for telecom and system upgrades, since they were deemed as not critically essential at this time.

Mr. Kohen reported that original requests entertained by Department Heads totaled approximately \$1,100,000, which were later revised to submissions totaling \$616,683 for consideration, with the final figure approved at \$529,054. The CIPC decided to approve the same amount of money for both the non-override and override budgets.

Mr. Kohen further reported that the CIPC voted unanimously to support the construction of a new police station and believes that now is the right time for the Town to pursue a new facility.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

Adam Miller, 1 Nobscot Road, asked for clarification of the \$2,000 variance between the budgets presented in the Warrant and tonight's figures.

Mr. Kohen stated that the Committee had initially anticipated a lower award of State Aid when it finalized its non-override budget for publication in the Warrant.

David Gardner, 20 Tavern Circle, asked if the two school systems also have their own capital improvement budgets.

Mr. Woodard responded that Lincoln-Sudbury Regional High School (L-SRHS) has its own capital budget, but that the Sudbury Public Schools does not.

Hank Sorret, 58 Longfellow Road, spoke to oppose the article, since it includes a \$10,000 request for police technology, which he believes should be shared regionally. He does not believe government services and costs should be duplicated, if they are also provided by other communities. Mr. Sorett suggested that fingerprint scanning should be outsourced, since most prisoners who are held are eventually transported to the Framingham District Court, where this service can be performed.

Mr. Kohen stated that he asked the same question of Sudbury's Police Chief, who informed him that the cost of the scanner would be cheaper than staffing and paying officers to transport prisoners to be booked and scanned.

Philip Connors, 33 Dudley Road, asked the Hall to support the article. He was a former Police Chief in Ayer, and he concurs with Sudbury's Police Chief that the request is appropriate and cost efficient.

The Moderator noted that the article requires a majority vote to pass. The amended motion for Article 5 was <u>VOTED by well more than a majority</u>.

<u>ARTICLE 6 – AMEND BYLAWS: TOWN MEETING COMMENCEMENT & BUDGET</u> <u>SUBMISSION</u>

Selectman Lawrence O'Brien moved in the words of the amended motion below:

Move to amend Article 1, Section 2 of the Town of Sudbury Bylaws by deleting the word "April" from the first sentence and substituting therefor the word "May" and by deleting the words "January 31" from the second sentence and substituting therefor the words "last day in February"; and to amend Article II, Section 1 by deleting the words "December 31" from the first sentence and substituting therefor the words "January 31 preceding the Annual Town Meeting,"; and to amend the first sentence of Article IV, Section 5 by deleting the word "December" and substituting therefor the word "January" in the first clause and by deleting the word "January" from the second clause and substituting therefor the word "January" in the first clause and by deleting the word "February"; and to amend the first sentence of paragraph 2 of Article IV, Section 5, by deleting the words "February 28th" and substituting therefor the words "March 31st".

Submitted by the Board of Selectmen

(Majority vote required)

The motion was seconded.

Selectman O'Brien explained that the intent of the article is to change the Town's bylaws to effect the Town-Meeting related calendar back by 30 days to better accommodate the State's budget cycle and receipt of relevant information. He noted that these changes would also better suit the budget-process deliberations of the Finance and School Committees. Selectman O'Brien further noted that the article does not affect the dates of Town Elections, since they are required to remain as planned within the L-SRHS regional agreements. He stated the Selectmen recommend approval of the article, and he asked for the Hall's support.

FINANCE COMMITTEE: Recommended approval.

Bill Maloney, 119 Willis Road, questioned whether Town Elections must be held within a week of Town Meetings in both Lincoln and Sudbury.

Following a brief consultation with Town Counsel, Selectman O'Brien clarified that, if only one Warrant is presented to the public for both, then the Town Election and Town Meeting must be within one week of each other. However, if separate Warrants are

produced (at an estimated cost of \$2000) then the Town Election and Town Meeting can be scheduled within 35 days of each other.

Sudbury Public School Committee member Susan Iuliano stated that SPS supports the article and believes the public will be better informed and served by it. She explained that the Schools work through many budget proposal versions, all of which are contingent on key information from the State, which is often delayed. SPS believes the extra 30 days will allow for better financial details to be available through the process.

L-SRHS School Committee Chairman Radha Gargeya stated that, although the Committee did not take a formal vote on the article, his sense is that it supports having more financial information available through the deliberation process. He urged Town and SPS officials to continue to work with L-SRHS in a timely manner regarding teacher notifications.

Robert Coe, 14 Churchill Street, stated he is the Moderator for the Sudbury Water District and it holds its Annual Meeting, which is set by law, on the third Tuesday of each May. He suggested amending the motion to include language to avoid scheduling of any Annual Town Meeting session on the third Tuesday of May each year.

Selectman O'Brien responded that he would prefer not to amend the article, but suggested that the Sudbury Water District consider holding its annual meeting at the same time as the Town's Annual Meeting to allow the public access to more information.

Mr. Coe responded that, as the Moderator only, he cannot make a commitment on behalf of the Sudbury Water District, but that he sees no harm in amending the motion as suggested.

The Moderator stated that the Board of Selectmen are not inclined to support an amendment. In addition, the Moderator noted that the amendment seems unnecessary, since an Annual Town Meeting would need to continue for an unprecedented eight sessions before any conflict of schedule would occur.

Martha Coe, 14 Churchill Street, <u>moved</u> to amend the main motion by adding a sentence that no session of the Sudbury Annual Town Meeting shall be scheduled on the same date as the Annual Sudbury Water District Meeting, to follow the last sentence of Article 1, Section 2.

There was an inaudible point of order noted. Ms. Coe presented the required number of written amendments to the Moderator.

The motion was seconded.

The Moderator asked the Hall for a vote on the amendment, and it was <u>VOTED and</u> <u>overwhelmingly DEFEATED</u>.

Madeleine Gelsinon, 520 Concord Road, questioned whether elected positions are taken 30 days after the election.

Selectman O'Brien responded that anyone elected in a Town Election is sworn in at the close of the Annual Town Meeting.

The main Motion of Article 6 was *VOTED overwhelmingly*.

ARTICLE 7 - FY11 TRANSFER STATION ENTERPRISE FUND BUDGET

Finance Committee member Robert Jacobson <u>moved</u> in the words of the amended motion below:

Move to appropriate the sum of \$271,437 for the Transfer Station Enterprise Fund for Fiscal Year 2011, and further to authorize use of an additional \$29,595 of Enterprise Fund receipts for indirect costs; such sums to be raised by \$250,000 in receipts and use of \$51,032 of retained earnings of the Enterprise.

	FY09	FY10	FY11	FY11
	Actual	Budget N	on-Override	Override
TRANSFER STATION ENTERF	PRISE FUND			
Direct Costs (appropriated)	263,368	302,087	271,437	271,437
Indirect Costs*	30,912	29,595	29,595	29,595
TOTAL: TRANSFER STATION	294,280	331,682	301,032	301,032
ENTERPRISE				
Transfer Station Receipts	290,000	286,000	250,000	250,000
Retained Earnings Used	26,432	45,683	51,032	51,032
Total Revenue	316,432	331,683	301,032	301,032

*Appropriated within Benefits Budget

Submitted by the Finance Committee

(Majority vote required)

The motion received a second.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

The Moderator noted that the article requires a majority vote to pass. The amended motion for Article 7 was <u>VOTED by well more than a majority</u>.

ARTICLE 8 - FY10 POOL ENTERPRISE FUND BUDGET

Finance Committee member Robert Jacobson <u>moved</u> in the words of the amended motion below:

Move to appropriate the sum of \$489,868 for the Pool Enterprise Fund for Fiscal year 2011; such sum to be raised from \$460,000 in receipts of the Enterprise and use of retained earnings of \$29,868 of the Enterprise; and further to authorize the use of an additional \$55,841 appropriated under Account 900, FY11 Town Employee Benefits, for indirect costs.

	FY09	FY10	FY11	FY11
	Actual	Budget N	on-Override	Override
POOL ENTERPRISE FUND				
Direct Costs (appropriated)	438,924	482,656	489,868	489,868
Indirect Costs*	65,530	55,841	55,841	55,841
TOTAL: POOL ENTERPRISE	504,454	538,497	545,709	545,709
Pool Receipts	440,000	460,000	460,000	460,000
Retained Earnings Used	17,927	22,656	29,868	29,868
Total Revenue	457,927	482,656	489,868	489,868
Indirect Costs* TOTAL: POOL ENTERPRISE Pool Receipts Retained Earnings Used	65,530 504,454 440,000 17,927	55,841 538,497 460,000 22,656	55,841 545,709 460,000 29,868	55,841 545,709 460,000 29,868

*Appropriated within Benefits Budget

Submitted by the Finance Committee

(Majority vote required)

The motion received a second.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

The amended motion for Article 8 was *VOTED almost unanimously*.

ARTICLE 9 - FY11 RECREATION FIELD MAINTENANCE ENTERPRISE FUND AND BUDGET

Finance Committee member Robert Jacobson <u>moved</u> in the words of the amended motion below:

Move to appropriate the sum of \$221,497 for the Recreation Field Maintenance Enterprise Fund for Fiscal Year 2011; such sum to be raised from \$221,497 in receipts of the Enterprise.

FY09	FY10	FY11	FY11
Actual	Budget	Non-Override	Override
. ENTERPRI	SE FUND		
0	160,345	221,497	187,769
0	0	0	0
0	160,345	221,497	187,769
0	160,000	221,497	221,497
0	299	0	0
0	160,299	221,497	221,497
	Actual . ENTERPRI 0 0 0 0 0 0	Actual Budget 0 160,345 0 0 0 160,345 0 0 0 160,345 0 0 0 160,345 0 0 0 160,000 0 299	Actual Budget Non-Override 0 160,345 221,497 0 0 0 0 160,345 221,497 0 160,345 221,497 0 160,000 221,497 0 299 0

Submitted by the Finance Committee

(Majority vote required)

The motion received a second.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

Robert Abrams, 24 Goodman's Hill Road, asked for clarification of the nonoverride budget figure of \$221,497, and whether it will be reduced to the override budget figure of \$187,769, if the override passes at the Special Town Election.

Town Manager Valente responded that, if the override passes, the number would likely be reduced because some costs could then be covered from the DPW budget.

Mr. Abrams asked what will become of the excess funds, if the override does pass and only \$187,769 is spent.

Ms. Valente responded that enterprise funds require that the funds remain in that fund for future years as retained earnings.

Mr. Abrams stated that, given the response, it appears as if \$221,497 is tied up, whether it is spent or not.

Ms. Valente further clarified that the \$221,497 would be the maximum amount to be legally spent under the Enterprise Fund, but that the entity does not necessarily have to raise all of those fees.

The Moderator noted that the article requires a majority vote to pass. The amended motion for Article 9 was <u>VOTED UNANIMOUSLY</u>.

ARTICLE 10 - UNPAID BILLS

To see if the Town will vote to raise and appropriate, or appropriate from available funds, a sum of money for the payment of certain unpaid bills incurred in previous fiscal years or which may be legally unenforceable due to the insufficiency of the appropriation in the years in which such bills were incurred; or act on anything relative thereto.

Submitted by the Town Accountant

(Four-fifths vote required)

Town Accountant Barbara Chisholm <u>moved</u> to *INDEFINITELY POSTPONE* consideration of Article 10.

The motion was seconded.

Ms. Chisholm reported that the article is being postponed due to there being no unpaid Town bills for FY10.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

The motion for Article 10 was VOTED UNANIMOUSLY.

ARTICLE 11 - CHAPTER 90 HIGHWAY FUNDING (Consent Calendar)

To see if the Town will vote to authorize the Town Manager to accept and to enter into a contract for the expenditure of any funds allotted or to be allotted by the Commonwealth for the construction, reconstruction and maintenance projects of Town ways pursuant to Chapter 90 funding; and to authorize the Treasurer to borrow such amounts in anticipation of reimbursement by the Commonwealth; or act on anything relative thereto.

Submitted by the Director of Public Works (Majority vote required)

The motion for Article 11 was VOTED UNANIMOUSLY on the Consent Calendar.

(Consent Calendar)

ARTICLE 12 - REAL ESTATE EXEMPTION

To see if the Town will vote pursuant to Chapter 73, Section 4, of the Acts of 1986, as amended by Chapter 126 of the Acts of 1988, to allow for an increase of up to 100% of the current exemption amounts under Clauses 17D, 17E, 22, 37A, 41C and 41D, Chapter 59, Section 5, for fiscal year 2011; or act on anything relative thereto.

The motion for Article 12 was VOTED UNANIMOUSLY on the Consent Calendar.

ARTICLE 13 - TOWN/SCHOOL REVOLVING FUNDS (Consent Calendar)

To see if the Town will vote to authorize for FY11 the use of revolving funds under M.G.L. c.44, s.53E 1/2, by the following Departments of the Town in accordance with the description for each fund placed on file with the Town Clerk, said funds to be maintained as separate accounts set forth as follows:

Fund	<u>Department</u>	<u>Maximum Amount</u>	
Plumbing & Gas			
Inspectional Services	Building Inspector	\$	45,000
Portable Sign Administration &			
Inspectional Services	Building Inspector	\$	10,000
Conservation	Conservation Commission	\$	35,000
Council on Aging Activities	Council on Aging	\$	20,000
Council on Aging Van			
Transportation (MWRTA)	Council on Aging	\$	70,000
Fire Department Permits	Fire Department	\$	45,000
Goodnow Library	Goodnow Library	\$	10,500
Recreation Programs	Park and Recreation Commission	\$	572,000
Teen Center	Park and Recreation Commission	\$	15,000
Bus	Sudbury Public Schools	\$	400,000
Instrumental Music	Sudbury Public Schools	\$	75,000
Cable Television	Town Manager	\$	30,000
Rental Property	Town Manager	\$	40,000
Dog	Treasurer/Collector	\$	40,000
Treasurer/Collector			
Passport Fees	Treasurer/Collector	\$	10,000
Youth Commission	Youth Commission	\$	45,000
	(Park and Recreation)		
Zoning Board of Appeals	Zoning Board of Appeals	\$	10,000

and to confirm that said funds have been established in accordance with M.G.L. c.44, s. 53E 1/2.

Submitted by the Town Finance Director

(Majority vote required)

The motion for Article 13 was VOTED UNANIMOUSLY on the Consent Calendar.

ARTICLE 14 – ACCEPT M.G.L. c.64L, s.2 (a), LOCAL MEALS EXCISE

To see if the Town will vote to accept M.G.L. c.64L, §2(a) to impose a local meals excise; or act on anything relative thereto.

Submitted by the Board of Selectmen

(Majority vote required)

Board of Selectman Chairman William Keller moved in the words of the article.

The motion was seconded.

Chairman Keller explained that the current meals excise tax in Sudbury is 6.25%, but that the State has passed legislation, which allows an increase of .75% to 7%. Although revenues from the initial 6.25% go to the State, funds received from the .75% increase would revert to the Town. Chairman Keller further stated that the State's Department of Revenue has estimated that an additional \$88,000 of revenue could be raised per year. He stated that the Board of Selectmen supports the article, based on the budget assistance it will provide.

FINANCE COMMITTEE: Recommended approval.

Tom Hollocher, 623 Concord Road, asked if Sudbury will bear any expense for the bookkeeping of the restaurant tax.

Chairman Keller responded that the bookkeeping will be done by the State, and that the Town will not incur any additional expense.

Glenn Merrill-Skoloff, 18 Allen Place, asked where the additional revenue would go, i.e., the General Fund, the Discretionary Fund or somewhere else.

Town Manager Valente responded that the funds, at this time, would go to the General Fund for FY11, and it would be decided at next year's Town Meeting where the funds would be appropriated, based upon recommendations made by the Finance Committee. She stated that preliminary thought has been to use the funds to help fund some of the Town's unfunded liabilities.

Robert Haarde, 37 Belcher Drive, opposed the article. He stated that taxes are high enough in Town, especially for businesses, which pay a higher rate than residential taxpayers. Particularly in the current economy, Mr. Haarde stated that the Town needs to be more supportive of businesses and consumers, who will pay the additional tax. At this time, he believes the article is not a good idea.

Chairman Keller reported a sample of other communities which have adopted the local meals tax option.

Hank Sorett, 58 Longfellow Road, opposed the article. He does not believe the Town needs to raise taxes, but rather it should live within its means through regionalization and pursuing greater efficiencies. Mr. Sorett stated that Sudbury should regionalize its Police, Fire and Public Works Departments and learn to live within a budget, rather than raise taxes. Kirsten Roopenian, 45 Harness Lane, asked for clarification of whether the consumer or the businesses would pay the increased tax.

The Moderator responded that the additional meals tax would be paid by the consumer.

The motion under Article 14 was VOTED by well more than a majority.

ARTICLE 15 – ACCEPT M.G.L. c.64G, §3A, LOCAL ROOM OCCUPANCY EXCISE

Move to accept M.G.L. c.64G, §3A, allowing adoption of a local option room occupancy excise; and to set the rate of the Town of Sudbury's room occupancy excise at 6%.

Submitted by the Board of Selectmen (Majority vote required)

The motion was seconded.

Chairman Keller reported that Sudbury's FY09 rate was 4% and generated approximately \$58,000 in revenue. The State has passed legislation, which allows municipalities to set this tax rate up to 6%. The Board of Selectmen recommends approval of the article, which is estimated to produce an additional \$30,000 in tax revenues. Chairman Keller noted that consumers will pay the tax when they are guests at a hotel/motel. He further noted that Massachusetts is currently on the low end, when compared to other rates set across the country for room occupancy taxes.

FINANCE COMMITTEE: Recommended approval.

Robert Haarde, 37 Belcher Drive, opposed the article for the same reasons he expressed regarding Article 14. He stated that Sudbury needs business, which already pay a lot of taxes, and use very few services. He emphasized that it is very important to attract to, and retain businesses in, Sudbury.

The motion under Article 15 was VOTED overwhelmingly.

ARTICLE 16 – ACCEPT M.G.L. c.71 s.37M – CONSOLIDATE SCHOOL & TOWN FACILITY MAINTENANCE FUNCTIONS

To see if the Town will vote to accept M.G.L. c.71, s.37M relative to the consolidation of the facility maintenance functions of the School Committee with those of the Town; or act on anything relative.

Submitted by the Board of Selectmen

(Majority vote required)

Selectman O'Brien moved to accept M.G.L. c.71, s.37M.

The motion was seconded.

Selectman O'Brien explained that the article authorizes the Town and Sudbury Public School (SPS) to pursue consolidation discussions, which is allowed by the statute, but does not implement anything at this time. He noted that, in the future, if L-SRHS chooses to do so, it could also be included in consolidation efforts. Selectman O'Brien stated that no funding is being requested. He further stated that current property oversight relies heavily on staff whose areas of expertise do not include building maintenance. It is also planned that this trained facilities manager position would oversee contractual bidding for utilities, which could achieve savings for the Town and SPS by consolidating service contracts. Selectman O'Brien stated that the Board of Selectmen recommend approval of the article as it serves to help protect Town assets and move Sudbury towards a sustainable future.

FINANCE COMMITTEE: Recommended approval.

Robert Abrams, 24 Goodman's Hill Road, questioned why voters are being asked to accept the statute now, with no money requested, rather than waiting and bringing the voters a more complete package to consider, which would likely include budget funding for an administrator, an assistant, etc.

SPS School Committee member Susan Iuliano reported that the Committee supports the article and has already voted to accept the statute. The Committee believes that this article will help to facilitate efforts by the Town and SPS to create and oversee the best financing model for these activities.

Paul Pakos, 231 Nobscot Road, assumed that, since the article has been presented tonight, projections of how much would be needed to fund this position and how much would be saved must be available, and he asked for that information.

Town Manager Valente responded that a preliminary budget, not approved by the Finance Committee, had allocated approximately \$110,000 to \$115,000 for a facilities director and an assistant. She further stated that savings are anticipated to be derived from better efficiencies and consolidation of service and utility contracts.

Bryan Semple, 15 Revere Street, expressed shock that the Town would consider adding a position to Town government, when a structural deficit exists, and the Hall has already voted tonight to increase taxes to help retain teachers. He asked for the Town Manager's or Board of Selectmen's commitment that staff would not be added to achieve consolidation of these functions. Mr. Semple acknowledged that the concept makes sense, but he cannot reconcile, at this time, adding staff to accomplish the goal.

Town Manager Valente stated that passage of the article would allow the Town and SPS to explore how these services can be consolidated even within current resources.

Mr. Semple stated that the approach seems overly complex for building management of primarily five buildings. He stated that he believes the article will pass easily, if Town administrators can commit to not hiring additional personnel.

Donald Hutchinson, 15 Pendleton Road, asked that consideration be given to outsourcing consolidation of these functions.

Matt Copeland, 17 Oakridge Road, asked for clarification of the intent of the article for next year, i.e., is it to consolidate current functions or to create a new department.

Town Manager Valente stated that SPS and the Town would first explore what can be done with current resources, and that this article would give them the legal foundation to work together. She noted that the Town could have entertained this idea solely for Town buildings without coming before Town Meeting, but that a joint effort with SPS was preferred.

Stuart Lovell, 58 Hudson Road, stated that he believes the proposal is extraordinary in that it asks the public for something, without providing any relevant financial information. He believes that consolidation of these functions will certainly bear a cost. He suggested that the motion be amended.

The Moderator informed Mr. Lovell that an amendment cannot be made in the middle of his statements, but, if he is called on again, it is possible he could make a proper amendment at that time.

Dan DePompei, 35 Haynes Road, asked if, without passage of this article, there is a current statute or law which prohibits the Town and SPS from discussing cost-saving ideas. He agrees with Mr. Semple, that discussion of cost-saving proposals should not be so complicated.

Chairman Keller responded that the Town and SPS regularly discuss cost-saving endeavors, and that this article is a result of those discussions. He emphasized that, currently, school facilities are being managed by principals and superintendents, who are not trained in facilities' management. Chairman Keller opined that, in the private sector, he assumes multiple buildings would be professionally managed, and not handled as haphazardly as is done by the Town. He acknowledged that, ultimately, the position would need to be funded, which would be decided by Town Meeting, upon the recommendations of the Finance Committee. However, at this time, the article is only requesting acceptance of the statute to legally establish a mechanism to pursue consolidation. Chairman Keller assumed that some of the future funding will come from each of the participating cost centers.

An unidentified speaker moved to call the question.

Prior to a second of the motion, the Moderator informed Mr. Lovell that, had his amendment been presented, it would have been declared out of order and outside of the

four corners of the article, because it included language to establish a budget not to exceed \$88,000 for an article in which no appropriation was requested.

The motion was seconded.

Rami Alwan, 119 Pantry Road, supported the article, and thinks it will help to facilitate proper maintenance of Town buildings. As a member of the Energy and Sustainability Green Ribbon Committee, he has found that it can be frustrating not knowing who to work with on facilities-related issues. However, Mr. Alwan did state concern as to how L-SRHS could participate in the future. He questioned how much of the facilities' manager's time would be devoted to Lincoln versus Sudbury. He also questioned how it will work financially, since SPS-related staff have better benefits as union employees than do the non-union L-SRHS-related staff.

Chairman Keller reminded the Hall that L-SRHS is not part of the article presented tonight, and that budget details would be defined, if L-SRHS were to decide to participate in future planning.

An unidentified speaker moved to call the question.

The motion was seconded.

It was VOTED and DEFEATED by more than one-third to call the question.

Laura Abrams, 24 Goodman's Hill Road, asked if Town Counsel could read the statute, so voters could actually know what they were considering.

The Moderator stated that Town Counsel did not have a copy of the statute.

SPS School Committee member Susan Iuliano read the relevant section of the State law.

Bruce Langmuir, 9 Bent Brook Road, stated that, as a former member of the Permanent Building Committee, he believes it would be more cost-effective for the Town to have one person responsible for the oversight of building maintenance. He suggested that, by not having this position, the Town has possibly wasted money on repairs that could have been prevented and foreseen by a trained professional. Mr. Langmuir believes that the creation of this position will save the Town money over the long term.

David Levington, 155 Nobscot Road, stated that he views the article as similar to recommendations made by the Budget Review Task Force, which would allow the Town and SPS to better organize functions. He also noted that tonight's article should not be viewed as a spending article, since a budget would ultimately need to be brought back to a future Town Meeting for consideration.

Nancy Wetherbee, 309 Marlboro Road, noted that budget information in the Warrant suggests that L-SRHS has \$600,000 of maintenance fees. She asked what percent of Sudbury's budget does L-SRHS comprise for maintenance, and she questioned why L-SRHS cannot be included in this proposal now. Ms. Wetherbee further stated that she believed that the appointment of an Interim L-SRHS Superintendent was to allow time to explore consolidation endeavors over the next three years to save money by absorbing the High School into the Sudbury and Lincoln school systems.

Finance Committee Chairman Chuck Woodard stated that there has never been discussion regarding absorbing L-SRHS into SPS, but rather discussions were only focused on consolidation of administrative functions. He emphasized that this article relates only to consolidating the management of building maintenance. Mr. Woodard further stressed that L-SRHS is its own legal entity, and thus the Town legally has no right to include it in this article. In addition, Mr. Woodard stated that he was unsure of the percentage proportion of the Town's maintenance-function budget L-SRHS comprises, but that L-SRHS constitutes approximately 25% of the Town's overall budget.

An unidentified speaker <u>moved</u> to call the question.

The motion was seconded.

It was <u>VOTED overwhelmingly</u> to call the question.

The motion for Article 16 was VOTED by well more than a majority.

ARTICLE 17 – INCREASE DEMAND CHARGE FOR DELINQUENT TAXES

To see whether the Town will vote to charge for each written demand issued by the Town Treasurer-Collector a fee of \$10 to be added to and collected as part of the tax, as authorized by Massachusetts General Laws Chapter 60, Section 15, to go into effect as of July 1, 2010; or act on anything relative thereto.

Submitted by the Town Treasurer (Majority vote required)

Sudbury's Finance Director Andrea Terkelsen moved in the words of the article.

The motion was seconded.

Ms. Terkelsen stated that the State requires that demand fees be assessed and allows for a charge of up to \$30.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

Robert Coe, 14 Churchill Street, stated he had requested that this article be removed from the Consent Calendar. He is concerned that this fee is being collected from the wrong group, i.e., those who may have inadvertently lost or forgotten to pay their bill. Mr. Coe believes the Town would be better served by trying to collect the delinquent tax payments.

The Moderator asked Ms. Terkelsen if the Town also attempts to recover delinquent taxes, and she responded affirmatively.

Paul Pakos, 231 Nobscot Road, asked what the demographics are of those being charged the demand fee.

Ms. Terkelsen responded that she did not have those statistics available, but that a cross-section of the community seems to be represented.

Laura Abrams, 24 Goodman's Hill Road, asked how much money is being saved by sending tax bills twice a year rather than quarterly.

Ms. Terkelsen responded that data is not yet available, since the semi-annual payments just started last year. She anticipates savings to be approximately \$4,000 to \$5,000. In this first year, Ms. Terkelsen further noted that the Town has advertised the semi-annual billing policy to the community to remind them of payment dates.

Tom Hollocher, 623 Concord Road, asked if the actual cost of sending the demand notices is more than the current \$5 fee.

Ms. Terkelsen reiterated that the law requires a demand notice be issued, and she stated that creation, verification, printing and mailing of the notices does cost more than \$5.

The motion for Article 17 was VOTED by well more than the required majority.

ARTICLE 18 – WAYLAND/SUDBURY SEPTAGE FACILITY

To see if the Town will vote to authorize the Town Manager, with the approval of the Selectmen, to negotiate the termination, amendment or continuation of the existing Septage Agreement between the Towns of Sudbury and Wayland and/or establishment of a new Septage Agreement; and/or authorize the Town Manager with the approval of the Board of Selectmen to negotiate and contract for the sale, transfer or use of the care, custody, management, and/or control of the Town of Sudbury's right, title and interest in and to the Septage Treatment Facility and the parcel of land upon which it is situated known and numbered 490 Boston Post Road, Wayland, Massachusetts, containing 7.63 acres, more or less, and/or the leaching field adjacent thereto; and/or authorize the Town Manager, with the approval of the Selectmen, to enter into and execute all necessary and appropriate instruments and agreements, including without limitation, inter-municipal agreements, in connection with the disposition or use of said land or facility; or act on anything relative thereto.

Submitted by the Board of Selectmen

(Majority vote required; two-thirds vote required, if transfer of interest in land)

Chairman Keller read the amended motion.

The motion was seconded.

Chairman Keller stated that operation of the Septage Facility ceased December 31, 2009, following lengthy deliberations by Sudbury and Wayland administrators, wherein it was determined that the facility could not operate as an economically viable entity in the long-term. He explained that this article would allow the Board of Selectmen to sell Sudbury's interest in the facility to Wayland, if deemed financially appropriate to do so, with subsequent funds to be deposited to the Town's General Fund. Chairman Keller stated that both towns have contracted an appraiser, who will be paid from the facility's retained earnings. In addition, he noted that Wayland owns the land, but that Sudbury, in essence has leasehold rights. Chairman Keller stated the Board of Selectmen recommend approval of the article.

FINANCE COMMITTEE: Recommended approval.

Stuart Lovell, 58 Hudson Road, asked if the option to acquire the parcel as a potential site for Sudbury's proposed Police Station has been pursued. He stated that, in the past, arguments have been made that there are not many relevant sites on Route 20 for consideration.

The Moderator reminded Mr. Lovell that the question before the Hall is whether the Town should sell its interests to Wayland.

Mr. Lovell questioned whether consideration has been given by the Town to purchasing the Septage Facility land.

Town Manager Valente responded that Wayland owns the land and has expressed plans for using it, and thus was not interested in ideas offered by Sudbury.

The motion for Article 18 was VOTED UNANIMOUSLY.

ARTICLE 19 - AMEND BYLAWS – ILLICIT DISCHARGE AND CONNECTION

To see if the Town will vote to amend the Town of Sudbury Bylaws by adding thereto a new article entitled "Illicit Discharge and Connection", said article to be numbered by the Town Clerk, as set forth below:

Section 1. Purpose

- a) Increased and contaminated stormwater runoff is a major cause of impairment of water quality and flow in lakes, ponds, streams, rivers, wetlands and groundwater; contamination of drinking water supplies; alteration or destruction of aquatic and wildlife habitat; and flooding.
- b) Regulation of illicit connections and discharges to the municipal storm drain system is necessary for the protection of Sudbury's water bodies and groundwater, and to safeguard the public health, safety, welfare and the environment.
- c) The objectives of this Bylaw are:
 - 1. to prevent pollutants from entering Sudbury's municipal separate storm sewer system (MS4);
 - 2. to prohibit illicit connections and unauthorized discharges to the MS4;
 - 3. to require the removal of all such illicit connections;
 - 4. to comply with State and Federal statutes and regulations relating to stormwater discharges; and
 - 5. to establish the legal authority to ensure compliance with the provisions of this Bylaw through inspection, monitoring, and enforcement.

Section 2. Definitions: For the purposes of this Bylaw, the following shall mean:

- a) AUTHORIZED ENFORCEMENT AGENCY: The Department of Public Works, (hereafter "the DPW Director"), its employees or agents designated to enforce this Bylaw.
- b) CLEAN WATER ACT: The Federal Water Pollution Control Act (33 U.S.C. § 1251 et seq.) as hereafter amended.
- c) DISCHARGE OF POLLUTANTS: The addition from any source of any pollutant or combination of pollutants into the municipal storm drain system or into the waters of the United States or Commonwealth from any source.
- d) GROUNDWATER: Water beneath the surface of the ground.
- e) ILLICIT CONNECTION: A surface or subsurface drain or conveyance, which allows an illicit discharge into the municipal storm drain system, including without limitation sewage, process wastewater, or wash water and any connections from indoor drains, sinks, or toilets, regardless of whether said connection was previously allowed, permitted, or approved before the effective date of this Bylaw.

- f) ILLICIT DISCHARGE: Direct or indirect discharge to the municipal storm drain system that is not composed entirely of stormwater, except as exempted in Section 8. The term does not include a discharge in compliance with an NPDES Storm Water Discharge Permit or a Surface Water Discharge Permit, or resulting from fire fighting activities and other exempt activities pursuant to Section 8 of this Bylaw.
- g) MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) or MUNICIPAL STORM DRAIN SYSTEM: The system of conveyances designed or used for collecting or conveying stormwater, including any road with a drainage system, street, gutter, curb, inlet, piped storm drain, pumping facility, retention or detention basin, natural or man-made or altered drainage channel, reservoir, and other drainage structure that together comprise the storm drainage system owned or operated by the Town of Sudbury.
- h) NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) STORM WATER DISCHARGE PERMIT: A permit issued by United States Environmental Protection Agency or jointly with the State that authorizes the discharge of pollutants to waters of the United States.
- i) NON-STORMWATER DISCHARGE: Discharge to the municipal storm drain system not composed entirely of stormwater.
- j) PERSON: An individual, partnership, association, firm, company, trust, corporation, agency, authority, department or political subdivision of the Commonwealth or the federal government, to the extent permitted by law, and any officer, employee, or agent of such person.
- k) POLLUTANT: Any element or property of sewage, agricultural, industrial or commercial waste, runoff, leachate, heated effluent, or other matter whether originating at a point or nonpoint source, that is or may be introduced into any sewage treatment works or waters of the Commonwealth. Pollutants shall include without limitation:
 - 1. paints, varnishes, and solvents;
 - 2.oil and other automotive fluids;
 - 3.non-hazardous liquid and solid wastes and yard wastes;
 - 4. refuse, rubbish, garbage, litter, or other discarded or abandoned objects, ordinances, accumulations and floatables;
 - 5.pesticides, herbicides, and fertilizers;
 - 6.hazardous materials and wastes; sewage, fecal coliform and pathogens;
 - 7. dissolved and particulate metals;
 - 8.animal wastes;
 - 9.rock, sand, salt, soils;
- 10.construction wastes and residues; and
- 11. noxious or offensive matter of any kind.
- 1) STORMWATER: Storm water runoff, snow melt runoff, and surface water runoff and drainage.
- m) SURFACE WATER DISCHARGE PERMIT. A permit issued by the Department of Environmental Protection (DEP) pursuant to 314 CMR 3.00 that authorizes the discharge of pollutants to waters of the Commonwealth of Massachusetts.

- n) TOXIC OR HAZARDOUS MATERIAL or WASTE: Any material, which because of its quantity, concentration, chemical, corrosive, flammable, reactive, toxic, infectious or radioactive characteristics, either separately or in combination with any substance or substances, constitutes a present or potential threat to human health, safety, welfare, or to the environment. Toxic or hazardous materials include any synthetic organic chemical, petroleum product, heavy metal, radioactive or infectious waste, acid and alkali, and any substance defined as Toxic or Hazardous under G.L. Ch.21C and Ch.21E, and the regulations at 310 CMR 30.000 and 310 CMR 40.0000.
- o) WATERCOURSE: A natural or man-made channel through which water flows or a stream of water, including a river, brook or underground stream.
- p) WATERS OF THE COMMONWEALTH: All waters within the jurisdiction of the Commonwealth, including, without limitation, rivers, streams, lakes, ponds, springs, impoundments, estuaries, wetlands, coastal waters, and groundwater.
- q) WASTEWATER: Any sanitary waste, sludge, or septic tank or cesspool overflow, and water that during manufacturing, cleaning or processing, comes into direct contact with or results from the production or use of any raw material, intermediate product, finished product, byproduct or waste product.

Section 3. Applicability: This Bylaw shall apply to flows entering the municipally owned storm drainage system.

Section 4. Authority: This Bylaw is adopted under the authority granted by the Home Rule Amendment of the Massachusetts Constitution and the Home Rule Procedures Act, and pursuant to the regulations of the Federal Clean Water Act found at 40 CFR 122.34.

Section 5. Responsibility for Administration: The DPW Director shall administer, implement and enforce this Bylaw. Any powers granted to or duties imposed upon the DPW Director may be delegated in writing by the DPW Director to its employees or agents.

Section 6. Regulations: The DPW Director may promulgate rules and regulations to effectuate the purposes of this Bylaw. Failure by the DPW Director to promulgate such rules and regulations shall not have the effect of suspending or invalidating this bylaw.

Section 7. Prohibited Activities

- a) Illicit Discharges. No person shall dump, discharge, cause or allow to be discharged any pollutant or non-stormwater discharge into the municipal separate storm sewer system (MS4), into a watercourse, or into the waters of the Commonwealth.
- b) Illicit Connections. No person shall construct, use, allow, maintain or continue any illicit connection to the municipal storm drain system, regardless of whether the connection was permissible under applicable law, regulation or custom at the time of connection.

c) Obstruction of Municipal Storm Drain System. No person shall obstruct or interfere with the normal flow of stormwater into or out of the municipal storm drain system without prior written approval from the DPW Director.

Section 8. Exemptions: The following non-stormwater discharges or flows are exempt from the prohibition of non-stormwater discharges provided that the source is not a significant contributor of a pollutant to the municipal storm drain system:

- a) Waterline flushing;
- b) Discharge or flow resulting from fire fighting activities;
- c) Flow from potable water sources;
- d) Springs;
- e) Natural flow from riparian habitats and wetlands;
- f) Diverted stream flow;
- g) Rising groundwater;
- h) Uncontaminated groundwater infiltration as defined in 40 CFR 35.2005(20), or uncontaminated pumped groundwater;
- i) Water from exterior foundation drains, footing drains (not including active groundwater dewatering systems), crawl space pumps, or air conditioning condensation;
- j) Discharge from landscape irrigation or lawn watering;
- k) Water from individual residential car washing;
- Discharge from dechlorinated swimming pool water (less than one ppm chlorine) provided the water is allowed to stand for one week prior to draining and the pool is drained in such a way as not to cause a nuisance;
- m) Discharge from street sweeping;
- n) Dye testing, provided written notification is given to the DPW Director prior to the time of the test;
- o) Non-stormwater discharge permitted under an NPDES permit or a Surface Water Discharge Permit, waiver, or waste discharge order administered under the authority of the United States Environmental Protection Agency or the Department of Environmental Protection, provided that the discharge is in full compliance with the requirements of the permit, waiver, or order and applicable laws and regulations; and
- p) Discharge for which advanced written approval is received from the DPW Director as necessary to protect public health, safety, welfare or the environment.

Section 9. Emergency Suspension of Storm Drainage System Access: The DPW Director may suspend municipal storm drain system access to any person or property without prior written notice when such suspension is necessary to stop an actual or threatened discharge of pollutants that presents imminent risk of harm to the public health, safety, welfare or the environment. In the event any person fails to comply with an emergency suspension order, the DPW Director may take all reasonable steps to prevent or minimize harm to the public health, safety, welfare or the environment.

Section 10. Notification of Spills: Notwithstanding other requirements of local, State or Federal law, as soon as a person responsible for a facility or operation, or responsible for

emergency response for a facility or operation has information of or suspects a release of materials at that facility or operation resulting in or which may result in discharge of pollutants to the municipal drainage system or waters of the Commonwealth, the person shall take all necessary steps to ensure containment, and cleanup of the release. In the event of a release of oil or hazardous materials, the person shall immediately notify the municipal fire and police departments, and the DPW Director, Board of Health and Conservation Commission. In the event of a release of non-hazardous material, the reporting person shall notify the DPW Director no later than the next business day. The reporting person shall provide to the DPW Director written confirmation of all telephone, facsimile or in-person notifications within three business days thereafter. If the discharge of prohibited materials is from a commercial or industrial facility, the facility owner or operator of the facility shall retain on-site a written record of the discharge and the actions taken to prevent its recurrence. Such records shall be retained for at least three years.

Section 11. Enforcement

- a) The DPW Director or an authorized agent of the DPW Director shall enforce this Bylaw, regulations, orders, violation notices, and enforcement orders, and may pursue all civil and criminal remedies for such violations.
- b) Civil Relief. If a person violates the provisions of this bylaw, regulations, permit, notice, or order issued thereunder, the DPW Director may seek injunctive relief in a court of competent jurisdiction restraining the person from activities which would create further violations or compelling the person to perform abatement or remediation of the violation.
- c) Orders. The DPW Director or an authorized agent of the DPW Director may issue a written order to enforce the provisions of this Bylaw or the regulations thereunder, which may include:
 - 1. elimination of illicit connections or discharges to the MS4;
 - 2. performance of monitoring, analyses, and reporting;
 - 3. that unlawful discharges, practices, or operations shall cease and desist; and
 - 4. remediation of contamination in connection therewith.
- d) If the enforcing person determines that abatement or remediation of contamination is required, the order shall set forth a deadline by which such abatement or remediation must be completed. Said order shall further advise that, should the violator or property owner fail to abate or perform remediation within the specified deadline, the Town of Sudbury may, at its option, undertake such work, and expenses thereof shall be charged to the violator.
- e) Within thirty (30) days after completing all measures necessary to abate the violation or to perform remediation, the violator and the property owner will be notified of the costs incurred by the Town of Sudbury, including administrative costs. The violator or property owner may file a written protest objecting to the

amount or basis of costs with the DPW Director within thirty (30) days of receipt of the notification of the costs incurred. If the amount due is not received by the expiration of the time in which to file a protest or within thirty (30) days following a decision of the DPW Director affirming or reducing the costs, or from a final decision of a court of competent jurisdiction, the costs shall become a special assessment against the property owner and shall constitute a lien on the owner's property for the amount of said costs. Interest shall begin to accrue on any unpaid costs at the statutory rate provided in G.L. Ch. 59, 57 after the thirty-first day at which the costs first become due.

- f) Criminal Penalty. Any person who violates any provision of this Bylaw, regulation, order or permit issued thereunder, shall be punished by a fine of not more than \$200.00. Each day or part thereof that such violation occurs or continues shall constitute a separate offense.
- g) Non-Criminal Disposition. As an alternative to criminal prosecution or civil action, the Town of Sudbury may elect to utilize the non-criminal disposition procedure set forth in G.L. Ch. 40, s.21D. The penalty for the 1st violation shall be \$200.00. The penalty for the 2nd violation shall be \$500.00. The penalty for the 3rd and subsequent violations shall be \$1,000.00. Each day or part thereof that such violation occurs or continues shall constitute a separate offense.
- h) Entry to Perform Duties under this Bylaw. To the extent permitted by State law, or if authorized by the owner or other party in control of the property, the DPW Director, its agents, officers, and employees may enter upon privately owned property for the purpose of performing their duties under this Bylaw and regulations and may make or cause to be made such examinations, surveys or sampling as the DPW Director deems reasonably necessary.
- i) Appeals. The decisions or orders of the DPW Director shall be final. Further relief shall be to a court of competent jurisdiction.
- j) Remedies Not Exclusive. The remedies listed in this Bylaw are not exclusive of any other remedies available under any applicable Federal, State or local law.

Section 12. Severability: The provisions of this bylaw are hereby declared to be severable. If any provision, paragraph, sentence, or clause, of this bylaw or the application thereof to any person, establishment, or circumstances shall be held invalid, such invalidity shall not affect the other provisions or application of this Bylaw.

Section 13. Transitional Provisions: Residential property owners shall have 180 days from the effective date of the Bylaw to comply with its provisions provided good cause is shown for the failure to comply with the bylaw during that period.;

or act on anything relative thereto.

Submitted by the Planning Board

Sudbury Planning Board associate Member Lisa Eggleston <u>moved</u> in the words of the article.

The motion was seconded.

Planning Board Associate Member Lisa Eggleston stated that this article is presented in compliance with the Town's Federal-mandated NPDES Phase 2 Stormwater Permit, which regulates stormwater discharge and governs the elimination of pollution from various sources under the Federal Clean Water Act. She noted that the Town passed a comprehensive Stormwater Bylaw last year, which established performance standards and a permitting process.

Ms. Eggleston explained that the bylaw prohibits the discharge of anything except stormwater, and other exempted non-stormwater discharges into the municipal storm drain system or to water bodies that receive their discharge. She also explained the definition of the Environmental Protection Act term "illicit discharge," providing examples. Ms. Eggleston emphasized that the Town is responsible for what comes out of its storm drains, and therefore should also be responsible for what goes into them. She further noted that the article is a result of a joint effort from several Town boards and departments, and it closely reflects the State's model. Ms. Eggleston urged for the Hall's support, stating that the objective of this bylaw is to maintain and protect the quality of the surface and groundwater resources in Town and to establish a mechanism for enforcement. It is also the Town's intent to not be fined as Concord recently was, and to fully comply with its Phase 2 Permit.

Ms. Eggleston stated that Sudbury's Planning Board and Conservation Commission support the bylaw.

FINANCE COMMITTEE: Took no position.

BOARD OF SELECTMEN: Recommended approval.

Hop Brook Protection Association President Frank Lyons, 157 Wayside Inn Road, explained his experience dealing with nutrient pollution. He stated that the primary causes of the Brook's pollution are the phosphorous and other nutrients deposited from the Marlborough Easterly Wastewater Treatment Facility and from stormwater discharges. Mr. Lyons enthusiastically urged the Hall to join him in his support of the article.

Sudbury Conservation Commission member Richard Bell, 24 Austin Road, stated that the Commission unanimously supports the article as a means to help protect wetlands, and he read a statement to that effect. The Commission believes that the detection and elimination of illicit discharges can result in a significant reduction of system contaminants. John Donovan, 26 Old Orchard Road, expressed concern that citizens might be penalized for pumping out basements, as has been necessary during the recent storms.

Ms. Eggleston stated that sump pumps are not specifically listed as allowed, but she believes pumping would likely not be considered as a violation, since it is primarily to intercept groundwater

Susan Litowitz, 199 Concord Road, asked if the bylaw addressed the residential use of pesticides, fertilizers and herbicides.

Ms. Eggleston stated this bylaw does not address those issues, but that the Phase II Permit and the Comprehensive Stormwater Bylaw passed last year do, as does the Town's Stormwater Management Plan, which includes educating the public on proper use, disposal and storage procedures.

Glenn Merrill-Skoloff, 18 Allen Place, stated he believes the enforcement language in Section 11 is too vague. He questioned whether the Department of Pubic Works (DPW) Director will be the one to determine required remediation, and/or whether court action could be taken.

Ms. Eggleston confirmed that the DPW Director has enforcement authority, and that there could be injunctive relief, if warranted.

Mr. Merrill-Skoloff asked if the bylaw specifies the amount of a fine.

Ms. Eggleston and the Moderator responded that the fine is noted as \$200 on page 18 of the Warrant.

Robert Abrams, 24 Goodman's Hill Road, expressed concern that citizens are encouraged not to over fertilize, but that no thresholds for use are specified within the bylaw. However, Mr. Abrams does interpret the article as stating that it is a violation to discharge pollutants into the system, including common pollutants, which may occur inadvertently by residents. He questioned whether, if in the effort to prohibit illicit discharges by egregious wrongdoers, the bylaw may also penalize the innocent homeowner, who might, without intent, also be in violation.

Mr. Abrams stated that the nature of intent is also not articulated in the bylaw. He suggested that the article language be reviewed and re-drafted to better address these issues and to exempt innocent violations by ordinary homeowners, while performing routine household activities.

Ms. Eggleston responded that the enforcing agent would use levels of discretion when determining violations. She reiterated that the Town holds a mandated NPDES Phase 2 Stormwater Permit, and, if illicit discharges are not treated, the Town could be found in violation. She stated that the focus is on direct discharges, and that the public should be alerted to the issues. Rebecca Cutting, 381 Maynard Road, believes the bylaw is well intentioned, however, as written, she also believes it is under-and over-inclusive. She noted that the bylaw does not address residential development, and cited the surface water discharge on Route 27, which is the result of the private development of Willis Hill. Ms. Cutting expressed concern that, under this bylaw, agricultural operations might be subject to enforcement, if fields were to run off to the Town's stormwater system. She agreed with Mr. Abrams, that the article should be re-drafted to define run-off and to address residential development. Ms. Cutting further suggested that item #9; include silt because she has observed such discharges from the Town's system, which have coated wetlands. She further stated that as the Town grows, there will be more phosphorous problems from impervious surfaces. Ms. Cutting cautioned that it takes very little phosphorous to turn Sudbury's ponds into slimy, algae-laden water bodies. She also noted that there is no definition of a surface in the bylaw. Ms. Cutting urged the Hall to return the bylaw to the Planning Board for better language clarification.

John Donovan, 26 Old Orchard Road, is a retired scientist. He stated that the average homeowner has no idea whether they are, or are not, overusing pesticides and the like. Mr. Donovan believes the bylaw needs to be better defined from a scientific standpoint, with quantifiable numbers.

Ms. Eggleston stated that the article is not intended to be an all-encompassing bylaw. She further noted that the comprehensive bylaw passed last year, does regulate new developments and re-developments. In addition, Ms. Eggleston reported that the property on Route 27 referenced by Ms. Cutting is currently under an enforcement order, per the Stormwater Bylaw. She reiterated that it was mandated by the Environmental Protection Agency, under the Clean Water Act, that an Illicit Discharge Detection Bylaw be in place by May 2007. Thus, it is imperative that the Town put something in place, or risk being fined as Concord recently was.

A motion was made to call the question.

The motion was seconded. The Moderator stated the motion to call the question requires a two-thirds vote.

It was **<u>VOTED by well more than two-thirds</u>** to call the question.

The motion for Article 19 was VOTED by well more than a majority.

ARTICLE 20 - MINOR AMENDMENTS TO ZONING BYLAW ARTICLE IX

To see if the Town will vote to amend Article IX (the Zoning Bylaw), as follows:

1. Section 2230 (Table of Principal Use Regulations) by adding "and assisted care facility" to use #C.6; and amending footnote (ii)(2) in that section by reducing the front yard setback requirement for such uses from 150 feet to 50 feet.

- 2. Section 2210 (Principal Use Regulations) by adding the word "residential" after the word "placed on a" in the third sentence so that sentence reads as follows: "Not more than one principal structure shall be placed on a <u>residential</u> lot, except in accordance with sections 2300 (Accessory Uses and Structures), 5300 (SRC) and 5400 (ISD)."
- 3. Section 2324 (Accessory Uses and Structures) by adding the words "or other structures" after the word "trailers" so that section reads as follows: "The temporary use of trailers <u>or other structures</u> for storage or office purposes is allowed where they conform to the procedural regulations adopted by the Board of Selectmen."
- 4. Section 7000 (Definitions) definition of "Structure" by deleting the word "fences" from that definition so that it reads as follows: "Structure: A combination of materials assembled to give support or shelter, such as buildings, towers, masts, sheds, roofed storage areas, mechanical equipment, swimming pools, signs; but not including septic tanks and septic systems, and accessory facilities associated with the provision of utilities such as drains, wells, transformers and telephone poles."
- 5. Sections 4130 and 4143 (Flood Plain Overlay District) to change the date of the "National Flood Insurance Program FIRM Flood Insurance Rate Map" and the "Flood Boundary and Floodway Map for the Town of Sudbury Community No. 250217" from November 20, 1998 to June 4, 2010 wherever such date occurs in those sections.;

or act on anything relative thereto.

Submitted by the Planning Board

(Two-thirds vote required)

On behalf of the Planning Board, Director of Planning and Community Development Jody Kablack explained that she would review each minor amendment so that each can be voted separately. She noted that the minor amendments have been identified by Town staff as needing clarification and/or as being obsolete. Ms. Kablack stated that the proposed changes do not significantly alter the intent of the major provisions of the bylaw, but seek to clarify provisions and definitions.

Ms. Kablack made the first minor amendment <u>motion</u> to amend Article IX, Zoning Bylaw, Section 2230 (Table of Principal Use Regulations) by adding "and assisted care facility" to use #C.6 in the Table of Principal Use Regulations; and reduces the front yard setback requirement for nursing homes, convalescent homes and assisted care facilities from 150 feet to 50 feet.

The motion was seconded.

The term "and assisted care facility" is defined in the zoning bylaw, but does not appear as a use in the use table. The Planning Board believes that assisted living should be added as a permitted use, and that these types of facilities should be treated similarly to nursing homes. Ms. Kablack further explained that all the particular restrictions pertaining to nursing homes would also apply to assisted care facilities, except for the front yard setback, which is proposed to be reduced for all of these uses. She stated that the proposed change to the front setback for these types of facilities brings them more in line with other similar commercial and institutional uses that are currently allowed in similar districts. The Planning Board urged the Hall's support.

FINANCE COMMITTEE: Took no position.

BOARD OF SELECTMEN: Recommended approval.

The first minor amendment motion for Article 20 was <u>VOTED with only three in</u> <u>opposition</u>. Moderator stated passed by well more than two thirds.

Ms. Kablack made the second minor amendment <u>motion</u> to amend Article IX (the Zoning Bylaw), Section 2210 by adding the word "residential" after the words "placed on a" in the third sentence so that sentence reads as follows: "Not more than one principle structure shall be placed on a <u>residential</u> lot, except in accordance with sections 2300 (Accessory Uses and Structures), 5300 (SRC) and 5400 (ISD).

The motion was seconded.

Ms. Kablack explained this is a minor insertion, which makes the bylaw more easily interpreted and enforced, and it was recommended by the Building Inspector. It differentiates between residential properties, which are restricted to one (1) principal structure, and commercial properties, which do not have this limitation. The Planning Board urged the Hall's support.

Joseph Onorato, 2 Lee Anne Circle, asked where in the bylaws for residential, commercial, institutional and industrial districts does it state that only residential districts are limited to having one building on a lot.

Ms. Kablack responded that, currently, there is no language to differentiate this in the bylaw, and that it may have been intentional that commercial properties did not have the same limitations as residential ones.

Mr. Onorato questioned if we are now changing a law, which was never enforced, to comply with practice.

Ms. Kablack stated that the Planning Board does not enforce zoning bylaws.

The Moderator asked Ms. Kablack if it is likely that such cases could have received a Zoning Board of Appeals variance and that older buildings would probably have been "grandfathered," to which she responded affirmatively. John Donovan, 26 Old Orchard Road, stated his concern that farms and barns are not addressed, and asked that more information be included.

Ms. Kablack responded that barns and sheds would be considered accessory, and not principal structures. She also stated that any farm over five (5) acres is exempt from zoning requirements. Ms. Kablack provided a brief explanation of accessory and principal uses, which was corroborated by Building Inspector James Kelly.

Robert Coe, 14 Churchill Street, noted that the word "principle" is misspelled in the second line of the motion and should be corrected.

The Moderator asked Ms. Kablack, and the person who seconded the motion, if they were in agreement with amending their motion to correct the spelling of "principle," to which both parties responded affirmatively.

The second minor amendment motion for Article 20 was VOTED UNANIMOUSLY.

The <u>motion</u> for the third minor amendment was made by Ms. Kablack to amend Article IX (the Zoning Bylaw), Section 2324 by adding the words "or other structures" after the word "trailers" so that section reads as follows: "The temporary use of trailers <u>or</u> <u>other structures</u> for storage or office purposes is allowed where they conform to the procedural regulations adopted by the Board of Selectmen."

The motion was seconded.

Ms. Kablack explained that this is a minor insertion into the bylaw to allow the use of, for example, sheds or existing houses to be used for temporary storage or office purposes. In contrast, the current bylaw only allows for the use of trailers. She described typical scenarios requiring the use of temporary buildings for these purposes, noting that each instance requires approval from the Board of Selectmen. The Planning Board views this article as providing flexibility, and it urged for the Hall's support.

FINANCE COMMITTEE: Took no position.

BOARD OF SELECTMEN: Recommended approval.

The third minor amendment motion for Article 20 was VOTED UNANIMOUSLY.

Ms. Kablack made the fourth minor amendment <u>motion</u> to amend Article IX (the Zoning Bylaw), Section 7000, definition of "Structure" by deleting the word "fences" from that definition so that it reads as follows: "Structure: A combination of materials assembled to give support or shelter, such as buildings, towers, masts, sheds, roofed storage areas, mechanical equipment, swimming pools, signs; but not including septic tanks and

septic systems, and accessory facilities associated with the provision of utilities such as drains, wells, transformers and telephone poles."

The motion was seconded.

Ms. Kablack stated that this amendment was recommended by the Building Inspector, who does not believe a fence belongs in the definition of "structure," as it does not give shelter or support. She further noted that, if a fence were defined as a structure, it would need to meet similar zoning setbacks requirements of 40 feet from a front property line, 20 feet from a side lot line and 30 feet from a rear lot line. The Planning Board supports the article and hopes the Hall will as well.

FINANCE COMMITTEE: Took no position.

BOARD OF SELECTMEN: Recommended approval.

Laura Abrams, 24 Goodman's Hill Road, questioned whether swimming pools would still need to be enclosed by fences.

Ms. Kablack responded that this amendment would not change the requirement for fences around pools.

The Moderator clarified that, under the proposed amendment, swimming pools would be subject to setback requirements, but fences would not.

Joseph Onorato, 2 Lee Anne Circle, questioned what a fence is, if it is not defined as a structure. He has not been able to find anything in the 792 pages of bylaws that addresses types of construction allowed. Mr. Onorato also asked how this amendment changes the permitting of fences, and asked what neighbors can do, if they find a fence offensive and/or inappropriate.

Ms. Kablack responded that the amendment does not change the permitting process.

Selectman Drobinski reported that, in his tenure, the Board has never been called upon for a fence viewing.

The fourth minor amendment motion for Article 20 was <u>VOTED by well more than</u> <u>two-thirds.</u>

Ms. Kablack made the <u>motion</u> for the fifth minor amendment to amend Article IX, Zoning Bylaw, Sections 4130 and 4143 (Flood Plain Overlay District) to change the date of the "National Flood Insurance Program FIRM Flood Insurance Rate Map" and the "Flood Boundary and Floodway Map for the Town of Sudbury Community No. 250217" from November 20, 1998 to June 4, 2010 wherever such date occurs in those sections.

The motion was seconded.

Ms. Kablack explained that the final amendment revises the date of the flood insurance rate maps for Sudbury. These maps have recently been revised by the Federal Emergency Management Agency (FEMA), however the flood boundaries in Sudbury have not changed substantially since the last revision in 1998. The date of the maps must be updated or flood insurance under the federal program could be denied to Sudbury residents. The Planning Board supports the amendment and asked for the Hall's support of this article.

FINANCE COMMITTEE: Took no position.

BOARD OF SELECTMEN: Recommended approval.

Robert Coe, 14 Churchill Street, questioned, since June 4, 2010 has not yet occurred, how do we know the maps will not need more minor change.

Ms. Kablack responded that the draft maps, referencing that date, have been on file since November 2009, and the Town was informed of the required revisions by FEMA in December 2009.

The fifth minor amendment motion for Article 20 was <u>VOTED UNANIMOUSLY.</u>

ARTICLE 21 - AMEND ZONING BYLAW ARTICLE IX, SECTION 4300 –WIRELESS SERVICES OVERLAY DISTRICT

To see if the Town will vote to amend Article IX (the Zoning Bylaw), Section 4300 (Wireless Services Overlay District) as follows:

- 1. Section 4330. Location, by deleting the words "owned by the Town of Sudbury, which is held in the care, custody, management and control of the Board of Selectmen, Park & Recreation Commission, and parcels of land owned by the Sudbury Water District, as of the effective date of this Bylaw," and by adding the following parcels of land to be included in the overlay district:
 - 4336. Lincoln Sudbury Regional High School, Assessor's Map No. F11, Parcel 0014 (within 200 feet of a developed recreation field only)
 - 4337. Town of Sudbury Land located behind Ti-Sales, Assessor's Map No. G09, Parcel 0200

- 4338. Sudbury Water District land off East Street, West Street, Center Street and Hollow Oak Drive, Assessor's Map No. Map H07, Parcel 240; Map H06, Parcel 0800; and Map G06, Parcel 0001
- 2. Section 4334 to exclude parcels identified as Assessor's Map No. L08, Parcels 008 and 009, and Assessor's Map No. M08, Parcel 021, located in the Raymond Road well field/Feeley Park area.
- 3. Section 4345 to delete the word "or" between the words "cells or panels, and add the words "equipment buildings or cabinets" after the word "panels", so that section reads as follows:

"Changes in the capacity or operation of a wireless service facility which has previously received a special permit under this Bylaw, limited to an increase or decrease in the number of antennae, cells, panels, <u>equipment buildings or cabinets</u>, or the number of service providers (co-locators), shall be permitted, subject to Site Plan review under section 6300 of the Zoning Bylaw and authorization from the lessor of the property."

4. Section 4371 to add the word "and adjacent public roadways" at the end of that section so it reads as follows:

"A color rendition of the proposed facility with its antenna and/or panels at the proposed location is required. One or more renditions shall also be prepared illustrating the visual effects of the facility from prominent areas <u>and adjacent public roadways</u>.";

or act on anything relative thereto.

Submitted by the Planning Board

(Two-thirds vote required)

FINANCE COMMITTEE: Recommended approval

BOARD OF SELECTMEN: Recommended approval

Planning Board member Eric Poch made a <u>motion</u> to *INDEFINITELY POSTPONE* Article 21.

The motion was seconded.

Due to noted inconsistencies in the bylaws, to which the Planning Board became aware after the printing of the Warrant, Mr. Poch stated that the Board has voted to indefinitely postpone the article. However, he further stated that the Board intends to work to correct the inconsistencies which could hinder the Zoning Board of Appeal's authority to enforce and administrate the bylaw, so that the article can be brought forth again in the future. Mr. Poch extended the Planning Board's gratitude to the citizens who attended public hearings, and whose input and resounding opposition to the article had an impact on the Board's decision to not pursue the article this year.

Mr. Poch emphasized that the Town needs to be proactive regarding its wireless services overlay district, or Sudbury will likely see towers erected in locations it does not prefer. He also noted that, if the decisions for location options are left to the providers, they will put towers wherever they like, and the Town will lose any attempt to appeal the decision. Mr. Poch stated that Sudbury already has more than a dozen cell towers, which blend into the community, and provide approximately \$100,000 in revenue. He encouraged citizens to view additional information, including an independent coverage study contracted by the Town, on the Planning Board's website.

The motion for Article 21 was VOTED UNANIMOUSLY TO INDEFINITELY POSTPONE

<u>ARTICLE 22 – LONG-TERM CELL TOWER LEASING</u> (Consent Calendar)

To see if the Town will vote to authorize and direct the Town Manager, with the approval of the Selectmen, to enter into long-term leases or interests in real estate with telecommunications or holding companies for the purpose of siting, establishing or renewal of approved cell tower/wireless services facilities on Town land; or act on anything thereto.

Submitted by the Board of Selectmen

(Majority vote required)

The motion for Article 22 was VOTED UNANIMOUSLY on the Consent Calendar.

<u>ARTICLE 23 – SPECIAL ACT – CELL TOWER BIDDING</u> (Consent Calendar)

To see if the Town will vote to petition the Great and General Court of the Commonwealth of Massachusetts to allow the renewal of leases with telecommunications companies without the necessity of compliance with Chapter 30B, and to authorize the Town to enter into future long-term leases with telecommunications and/or holding companies which are initially bid pursuant to Chapter 30B; or act on anything relative thereto.

Submitted by the Board of Selectmen

Majority vote required)

The motion for Article 23 was VOTED UNANIMOUSLY on the Consent Calendar.

ARTICLE 24 – ESTABLISH STRETCH ENERGY CODE

To see if the Town will vote to adopt/amend the Town Bylaws and/or accept the stretch energy code established by the Commonwealth pursuant to 780 CMR Appendix 120.AA.; or act on anything relative thereto.

Submitted by the Board of Selectmen

(Majority vote required)

Selectman O'Brien <u>moved</u> in the words of the article.

The motion was seconded.

Energy and Sustainability Green Ribbon Committee Chairman William Braun, 148 North Road, made an amended <u>motion</u> to amend the first paragraph of Article XV of the Town Bylaws, entitled Building Code, by adding the words "including 780 CMR, Appendix 120.AA "Stretch Energy Code" so that the paragraph reads "This article is replaced by the State Building Code, which is incorporated herein by reference, adopted under Chapter 802 of the Acts of 1972, including 80 CMR, Appendix 120.AA "Stretch Energy Code," and the following sections:".

The motion was seconded.

Mr. Braun provided a presentation, highlighting that this energy code is an optional appendix to the Massachusetts Building Code CMR 780, which provides a set of performance requirements for new residential construction and medium-size commercial buildings greater than 100,000 square feet. He explained that the State allows municipalities, through its legislative process, to adopt this uniform local option to increase building efficiencies. Mr. Braun further stated that adopting the stretch code now could benefit Sudbury by reinforcing the Town's commitment to energy efficiency and sustainability and by meeting one of the five criteria defined by the Massachusetts Department of Energy Resources (MA DOER) to become a ''Green Community,'' which also broadens the Town's eligibility for related grants. He further reported that adoption of the code is pending in 106 communities.

Mr. Braun briefly described how the code applies to new construction, stating it has no practical impact to additions and remodeling. He noted that small commercial buildings, existing structures and historic buildings are exempt. Mr. Braun further summarized the effect the code would have on the building process, stating that the cost impact for new construction is estimated to add \$3 per square foot to the project, but that the cost would be offset by long-term energy savings.

Mr. Braun stated the cost to the Town to adopt the code would be neutral, and may save money by reducing current inspection staff time. He emphasized that this is not new regulation, but rather different regulation. Mr. Braun believes that Sudbury will be even more desirable by offering energy-efficient and sustainable home construction. Various training programs will be made available to builders. Mr. Braun asked for the Hall's support of the article, stating that it supports the Town's values, does not incur a cost, and could eventually help the Town access funds from "green community" grants.

FINANCE COMMITTEE: Took no position.

BOARD OF SELECTMEN: Recommended approval.

Robert Coe, 14 Churchill Street, questioned whether the motion needs to be amended, since it references 80CMR, as opposed to the Warrant, which states 780CMR.

The Moderator was informed that 780CMR should be the correct reference.

The motion for Article 24 was <u>VOTED UNANIMOUSLY</u>.

ARTICLE 25 – RENEWABLE ENERGY DEVELOPMENT FACILITIESS

Submitted by the Board of Selectmen

(Majority vote required)

Selectman O'Brien made the motion for Article 25.

Move that the Town authorize the Town Manager and Selectmen to negotiate and/or contract with a company or companies to provide solar energy facilities at the Town Landfill site; and to enter into long-term leases/contracts, including power purchase agreements, of greater than 20 years; and to further authorize the Selectmen to petition the Great and General Court to authorize the Town to enter into long-term leases/contracts, including power purchase agreements, greater than twenty-years without submission to a further Town Meeting.

The motion was seconded.

Selectman O'Brien explained that, as the Town pursues its cost-saving efforts, energy costs is an area continually monitored. He stated that the Town would like to create sources of renewable energy, which will also allow the Town to access government and private incentive programs. Preliminary research has indicated that a structure cannot be built on the landfill, and wind energy is not feasible. However, other energy sources may be possible, which would allow the Town to gain better control over its long-term energy costs, while being environmentally responsible. Pursuit of alternative resources would also satisfy another "Green Community" status requirement.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

Adam Miller, 1 Nobscot Road, questioned if other alternative uses, such as recreational fields, have been explored for the landfill, prior to committing to potential 20-year contracts.

Selectman O'Brien stated that the topography of the landfill is such that too much would be required to make the foundations suitable for playing fields. He emphasized that the proposal is a cost-effective way to utilize the 17-acre parcel.

Planning Board Chairman Michael Fee, 48 Henry's Mill Lane, reluctantly stated that, unfortunately, the Planning Board takes no position on this article, because it was uncharacteristically, not consulted with by the Board of Selectmen. He stated that the Planning Board would have been eager to opine on alternative uses. Mr. Fee described the third line language of the motion as troublesome in that it broadly refers to renewable energy facilities, some of which may not be so benign for Sudbury. He further stated that, while solar energy might be a very appropriate use, biomasses would not be acceptable to him, which include wood-burning facilities. He emphasized that some types of facilities are very controversial and could create environmental impacts for Sudbury beyond what is being contemplated in this article. Mr. Fee asked if the Selectmen would consider amending the motion to reflect solar facilities instead of the words "renewable energy facilities."

Selectman O'Brien asked, if the amendment is accepted, would the Town be denied status as a "Green Community."

Energy and Sustainability Green Ribbon Committee Chairman William Braun responded that he is uncertain, but believes the specification of solar facilities should still qualify for consideration as a "Green Community."

Selectman Drobinski stated that, from a geotechnical perspective, a foundation for a biomass facility could not be built on the landfill site. In addition, he stated that Massachusetts no longer allows biomass facilities to be built. Selectman Drobinski stated that he has no objection to the amendment, as long as Sudbury would still qualify for "Green Community" status.

Mr. Braun opined that it would be best to specify "renewable solar" in the third line of the motion rather than photovoltaic.

The Board of Selectman expressed no objections to the suggestion.

Mr. Fee made a <u>motion</u> to amend the original motion by replacing the words "renewable energy" in the third line with the words "renewable solar."

The motion was seconded.

Frank Lyons, 157 Wayside Inn Road, highlighted that the motion also needs the word "at" inserted prior to the words "the Town Landfill."

Mr. Fee amended his amended motion to include the insertion of the word "at" as noted by Mr. Lyons.

The newly amended motion was seconded.

Donald Hutchinson, 15 Pendleton Road, noted that the motion references renewable solar energy, and he questioned if that should be deleted, since he further questions what it might imply regarding non-renewable solar energies.

The Board of Selectmen, Mr. Braun and the Planning Board expressed their approval of the suggestion to delete the word "renewable" as noted by Mr. Hutchinson.

Mr. Fee amended his amended motion again to delete the word "renewable" as noted by Mr. Hutchinson.

The newly amended motion was seconded.

The amended motion for Article 25 was VOTED UNANIMOUSLY.

Abby Miller, 1 Nobscot Road, questioned, since the Planning Board was not involved in the deliberations regarding the best uses for the landfill, whether approval should be granted to enter into such long-term contracts

On behalf of the Planning Board, Mr. Fee stated that, although the Board would have preferred to have had previous input, it has the utmost respect for the Board of Selectmen's decision to bring forth the article at this time, and is now comfortable with the revisions made to the motion this evening.

Frank Lyons, 157 Wayside Inn Road, noted that there are pipes at the landfill, and asked if they are used for methane.

Selectman Drobinski responded that there are methane pipes at only one location, along the white fence on Route 20, at the landfill. He reiterated that potential uses for the landfill are extremely limited because of its foundation material. Selectman Drobinski stated that this article does not preclude other non-heavy uses in the future.

Mr. Lyons asked if the Town could develop methane energy from the site.

Selectman Drobinski responded that, based on the volume of solid waste in the landfill, and information received from Wayland, the likelihood of developing a sustainable methane energy source does not seem viable.

Kyle McDonald, 23 Aaron Road, asked if this article, as amended, now makes the article published in the Warrant obsolete, and he was informed it does.

The Moderator asked for a vote on the main <u>motion</u> for Article 25 as amended, and it was <u>VOTED</u>.

The Moderator asked the Hall if it wished to continue through one more article this evening.

A <u>motion</u> was made to adjourn tonight's session until April 7, 2010, in the Lincoln-Sudbury Regional High School Auditorium, at 7:30 p.m.

The motion was received, seconded and <u>VOTED</u>.

The meeting was adjourned at 10:44 p.m

Attendance: 239

TOWN MEETING

April 7, 2010

Pursuant to a Warrant issued by the Board of Selectmen, March 10, 2010, and a quorum being present, the inhabitants of the Town of Sudbury qualified to vote in Town affairs, reconvened in the Lincoln-Sudbury Regional High School (L-SRHS) Auditorium on Wednesday April 7, 2010, for the third session of the Annual Town Meeting. Myron Fox, the Moderator, called the meeting to order at 7:35 p.m.

The Moderator announced that tonight's refreshments have been sponsored by the 8th grade Girl Scout Troop #7163, with proceeds to be used to fund an overnight or a camping trip. He reviewed procedures for being recognized as a speaker, and for making motions to amend articles. The Moderator stated that speakers can only interrupt others to call a question, to make a point of order or a point of privilege.

Handouts of the Warrant were made available by Troop 63 Boy Scout "runners" Alex Benton and Leif Skramsted.

The Moderator also briefly reviewed the process for debate, emphasizing that it is up to the voters to decide when debate on an article should cease. However, the Moderator further stated that, whether the debate continues is at his discretion, based on whether he feels a fair representation of both sides of the issue have been presented.

ARTICLE 26 – ACCEPT M.G.L. c.272, s.73A – REMOVAL OF GRAVESTONES FOR REPAIR (Consent Calendar)

To see if the Town will vote to accept M.G.L. c. 272, s. 73A which would allow removal of gravestones and other memorials for repair or reproduction in accordance with State rules and regulations without penalty; or act on anything relative thereto.

Submitted by the Sudbury Historical Commission (Majority vote required)

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

The motion for Article 26 was VOTED UNANIMOUSLY on the Consent Calendar.

ARTICLE 27 – CONSTRUCTION OF POLICE HEADQUARTERS

To see what sum the Town will vote to raise and appropriate, or appropriate from available funds, to be expended under the direction of the Permanent Building Committee, for the purpose of constructing a new Police Department Headquarters and appurtenant structures on Town-owned land adjacent to the existing Fire Headquarters, purchasing additional equipment, technology, and furniture, landscaping, and all expenses connected therewith, including professional, engineering, and architectural services and preparation of plans, specifications and bidding documents, supervision of work, and relocation, and to determine whether said sum shall be raised by borrowing or otherwise; or act on anything relative thereto.

Submitted by the Board of Selectmen and Police Chief (Two-thirds vote required, if borrowed)

Selectman Lawrence O'Brien made a <u>motion</u> to <u>INDEFINTELY POSTPONE</u> Article 27.

The motion was seconded.

Selectman O'Brien reported that the Board of Selectmen has decided to postpone this article until more information becomes available from two regionalization opportunities currently being pursued by Town staff. He stated that the outcomes of these efforts could affect the physical design, layout and project costs for a new Police Station. Selectman O'Brien stated that Town staff are pursuing discussions with neighboring towns to create an emerging regional dispatch center. If one more town joins Sudbury's efforts, State grant money could become available to defray costs. This project would primarily enhance public safety services for Sudbury's residents, with the added benefit of saving money.

Town staff are also exploring the efforts of Sherborn's Police Chief, who is working to create a regional-lock-up facility for Southern Middlesex County, which would include the provision of transportation services. Selectman O'Brien stated that the Board of Selectmen recommends indefinitely postponing this article until the outcomes of these regional options become more clear.

FINANCE COMMITTEE: Recommended approval.

The Moderator cautioned the Hall to curtail comments to agreement or disagreement with the indefinite postponement of this article, and not to whether one agrees or disagrees with the proposal to construct a new Police Station.

Hank Sorrett, 58 Longfellow Road, supported indefinite postponement of this article, stating that the current Police Station would function well as a precinct in a regional system. He further stated that the Town needs to pursue more ways to eliminate redundant government services, such as each town having its own police force and command structure, which add to overall overhead. Mr. Sorrett believes that, if redundant government services were eliminated, perhaps Sudbury's citizens would not be asked to approve an override to fund essential services. He does not believe in the argument that there is a cost benefit to building a new Police Station sooner rather than later. Stuart Lovell, 58 Hudson Road, spoke to oppose the indefinite postponement of this article. Mr. Lovell presented information obtained from Police Chief Glavin, indicating that the workload of Sudbury's Police Department has diminished in the past 20 years. From 1990 to 2009, arrests have decreased by 34% from 290 to 187, motor vehicle incidents have decreased by 42%, from 917 to 526, and the cases requiring protective custody have decreased by 94%. Mr. Lovell further stated that in 2009, lock-up services were not required in Sudbury for 327 days, with only 38 overnight custodies processed.

Mr. Lovell questioned why the Police Station Blue Ribbon Committee visited Hopkinton as a point of comparison, when Hopkinton is growing at a greater rate than Sudbury is, and has EMC Corporation helping to provide a stable tax base. He suggested that Sudbury would do better to compare its Police Station needs to Weston, where the station is much smaller than what has been proposed for Sudbury. He also questioned why the Blue Ribbon Committee did not thoroughly consider and pursue available locations on Route 20.

The Moderator cautioned Mr. Lovell that his discourse was off point.

Mr. Lovell stated that prices to acquire properties on Route 20 are cheaper now than they will be in three years. He commended the Town for pursuing the regional opportunities, but believes the Town should, for once and for all, decide what it wants to do regarding a new Police Station.

Philip Connors, 33 Dudley Road, supports indefinite postponement. He believes that much of what Sudbury's Police do is preventative, and thus cannot be ascertained through statistics. Mr. Connors stated that Sudbury enjoys a low crime rate because of the great job the Police Department does.

The Moderator cautioned Mr. Connors that his comments were off the topic before the Hall.

Mr. Connors protested that he should be granted ample time to address what he believes to be misinformation presented to the Hall by Mr. Lovell. The Moderator allowed him to proceed. Mr. Connors stated that the cost per capita for Sudbury's police is approximately \$620 a year for a family of four. Mr. Connor believes this is a bargain for the work they do to keep crime down. He further believes that the Police should not be punished for doing a good job, which is reflected in the low statistics. He urged citizens to educate themselves about the many accomplishments of the Police Department.

The motion for Article 27 was <u>VOTED by well more than a majority, with one vote in</u> <u>opposition.</u>

ARTICLE 28 – WASTEWATER FEASIBILITY STUDY

To see if the Town will vote to raise and appropriate or appropriate from available funds, \$90,000, or any other sum for the purpose of retaining professional engineering

services to prepare a Project Evaluation Report which may include initial plans or drawings for wastewater management for some or all of the Route 20/Union Avenue business district, and all expenses connected therewith, to be raised by transfer from the balances remaining from prior article authorizations voted at a prior Town Meetings, which projects have been completed, or otherwise; or act on anything relative thereto.

Submitted by the Town Treasurer & Board of Selectmen (Majority vote required)

Selectman O'Brien moved in the words of the amended <u>motion</u> for Article 28.

The motion was seconded.

Selectman O'Brien stated that the intent of the article is to change the funding method as to how to pay for a capital article originally passed at the Annual 2002 Town Meeting. He explained that borrowing was approved in 2002, and now it is proposed that cash be used. The Town will utilize previous not-fully-expended funds to pay for the article, so as not to incur interest charges. Selectman O'Brien reported that the Board of Selectmen thinks the cash payment approach is prudent, and it recommends approval of the article.

FINANCE COMMITTEE: Recommended approval.

Robert Abrams, 24 Goodman's Hill Road, stated he had held this article from the Consent Calendar because he found it curious that the figures of not-fully-expended funds equaled exactly the amount of the anticipated cost for the feasibility study. He now understands that there is actually \$202,069 of funds available from the five capital expenditure line items, as explained by Sudbury's Finance Director on April 5, 2010. Mr. Abrams expressed his concern that another \$112,069 remains available to the Town under those same five line items, when on the first night of this Town Meeting, proposals were being made to fund \$300,000 for teaching positions within the non-override budget. Whether or not citizens agree with how and where the additional funds are spent, Mr. Abrams believes that the voters should have been apprised of the actual monies available, prior to making their budget decisions. Thus, in the future, he encouraged citizens, who may have projects they are interested in funding, to first ask the Town Treasurer if any "pots" of unused monies exist.

Town Manager Valente clarified that there are still ongoing purposes for which the remaining \$202,069 in open articles were voted and appropriated. She noted that some projects take years to negotiate and reach completion. Town Manager Valente also stated that Town staff engages in this type of accounting housekeeping every few years to administratively access available funds.

Sudbury Finance Committee member Martha Ragones asked for confirmation that once monies have been appropriated for a capital budget, those funds must stay within the capital budget. Town Manager Valente clarified that, ordinarily, if capital monies are re-voted, it should be for similar, i.e., capital purposes. However, she further clarified, that, if the funds are no longer needed for a capital item, then it could be requested to return the funds to Free Cash.

The motion for Article 28 was <u>VOTED UNANIMOUSLY.</u>

ARTICLE 29 – RESCIND/AMEND BORROWINGS

To see if the Town will vote to rescind the votes authorizing borrowing taken under Article 27 of the 1997 Annual Town Meeting and Article 24 of the 2002 Annual Town Meeting and amend the authorization voted under the following articles:

- 1. Article 32B of the 2003 Annual Town Meeting, by reducing the amount appropriated thereunder by the sum of \$6,500;
- 2. Article 7A of the 2001 Annual Town Meeting, by reducing the amount appropriated thereunder by the sum of \$3,800;
- 3. Article 11 of the 2005 Annual Town Meeting, by reducing the amount appropriated thereunder by the sum of \$13,500;
- 4. Article 49 of the 2005 Annual Town Meeting, by reducing the amount appropriated thereunder by the sum of \$30,000;

or act on anything relative thereto.

Submitted by the Town Treasurer

(Majority vote required)

Selectman O'Brien made a motion in the words of the article.

The motion was seconded.

Selectman O'Brien explained that the article looks to rescind funds from previous articles to reconcile the Town's books. He stated that the Board of Selectmen recommend approval of the article.

FINANCE COMMITTEE: Recommended approval.

The motion for Article 29 was <u>VOTED UNANIMOUSLY.</u>

<u>ARTICLE 30 - COMMUNITY PRESERVATION FUND – TOMB DOOR (S)</u> <u>RESTORATION</u>

Since the next several articles have been recommended by the Community Preservation Committee (CPC), the Committee's Chairman Christopher Morely provided the Hall with an overview of the CPC. He began his presentation with a brief review of the Community Preservation Act (CPA) funds available for open space, affordable housing, historic preservation and recreation and the role of the Committee, which is comprised of volunteers. He reported that the CPC updated its report last year, and noted that a handout of highlights from that report are available tonight.

Mr. Morely stated that Sudbury adopted the CPA in 2002, highlighting that the Town's interests in land preservation, to limit the effects of development on the community's character, environment and infrastructure, were key factors for initial adoption. He clarified that property development results in an immediate net financial drain on Town services and adds to overcrowding school situations. Mr. Morely further noted that retaining open space not only prevents future development and provides aesthetic benefits, but the green spaces also help to maintain home values.

Mr. Morely highlighted Sudbury's accomplishments utilizing CPA funds appropriated through the past seven Town Meetings which included: preserving 387 acres of open space, initiating 19 historic preservation projects, approving several types of community housing initiatives, enhancing public safety and resident well-being with the creation of miles of new walkways and athletic fields. He reported that, to date, half of all funding for these projects has been provided by the State. In addition, Mr. Morely stated that funding of all these projects throughout the last seven years has only cost 90% of Sudbury's households in the range of 0 to \$1.23 per day.

Mr. Morely reported that the Committee approaches its role seriously, and is particularly cognizant of the challenging economic times facing everyone. Thus, Mr. Morely stated the CPC reviews carefully the worthy projects presented each year, so as to make the best recommendations to Town Meeting for the best uses of CPA funds for eligible projects, which accomplish the most for the Town. He reported that last year, Sudbury received \$539,000 in matching State funds. Mr. Morely also explained the CPC's philosophy to bond purchases of large parcels of open space, so as to spread the cost over several groups of taxpayers, since these assets will be enjoyed by several generations to come.

Mr. Morely reviewed Sudbury's CPA Revenue Allocation, explaining the CPC's target goal to roughly spend 10% in each eligible category, with the intention to preserve revenue for future high-expense projects, most likely, the acquisition of open space rights. He emphasized that 142 cities and towns in Massachusetts have adopted the CPA, and that the program has a popular history in Sudbury, evidenced by approval of approximately 50 projects at previous Town meetings.

Mr. Morely reported that the CPC assesses projects with a long-term perspective, so as to recommend projects worthy of Town Meeting consideration. He then announced that Sudbury Historical Commission member James Hill would present Article 30, submitted by the Community Preservation Committee.

<u>ARTICLE 30 - COMMUNITY PRESERVATION FUND – TOMB DOOR (S)</u> <u>RESTORATION</u>

To see if the Town will vote to appropriate an amount not to exceed \$30,000 from the Community Preservation Act funds, as recommended by the Community Preservation Committee, for the purpose of restoring the vandalized tomb doors along Concord Road in the Town Center and at Wadsworth Cemetery, in addition to allowing any funds collected under court –ordered restitution be returned into the Community Preservation Act fund, or off-set against the appropriation hereunder, or act on anything relative thereto. All appropriations will be allocated to the Historic category and funded from Historic Reserves.

Submitted by the Community Preservation Committee (Majority vote required)

Community Preservation Committee and Sudbury Historical Commission member James Hill, 199 Concord Road, made a <u>motion</u> in the words of Article 30, with the amount not to exceed \$30,000 appropriated.

The motion was seconded.

Mr. Hill described the article as restoring the vandalized tomb door on Concord Road in the Town Center and at Wadsworth Cemetery. He emphasized, that, if restitution funds are received by the Town, appropriated funds from this article would be returned to CPA funds. Mr. Hill noted that estimates to repair the doors have been received between \$21,000 and \$30,000.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

Rick Johnson, 38 Bent Road, asked if the Finance Committee unanimously supported this article.

Sudbury Finance Committee member Robert Stein responded the Committee's support was unanimous.

Mr. Johnson asked why the Town cannot pursue restitution now and whether it will be for 100%.

Mr. Hill responded that the Court is requesting 100% restitution, which is also the Town's expectation.

<u>ARTICLE 31 – COMMUNITY PRESERVATION FUND – REVOLUTIONARY WAR</u> <u>CEMETERY RADAR SEARCH</u>

To see if the Town will vote to appropriate an amount not to exceed \$20,000 from the Community Preservation Act funds, as recommended by the Community Preservation Committee, for the purpose of conducting a ground penetrating radar survey to identify unmarked graves at Sudbury's historic Revolutionary War Cemetery, or act on anything relative thereto. All appropriations will be allocated to the Historic category and funded from Historic Reserves.

Submitted by the Community Preservation Committee (Majority vote required)

Sudbury Historical Commission member Elizabeth Radoski, 358 Old Lancaster Road, made a <u>motion</u> in the words of the article, with the amount not to exceed \$20,000 appropriated.

The motion was seconded.

Ms. Radoski announced that she will be unable to exhibit a painting of the Revolutionary War Cemetery this evening, as she had intended. However, she invited the public to view the painting at Hosmer House, when the House will be open during the Memorial Day and July 4th weekends.

Ms. Radoski described the project to repair, restore, remount and clean gravestones at the Revolutionary War Cemetery. She explained that ground-penetrating-radar technology will be used to search for unmarked graves of early Sudbury residents. Ms. Radoski stated that the technology is an acceptable, non-destructive geophysical method for identifying buried graves, and it is expected to accomplish the project's goals.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

Jan Hardenbergh, 7 Tippling Rock Road, asked what the result of the study will be, and what the final report will include.

Ms. Radoski responded that the final report will be a map identifying the buried objects in the ground, and if headstones are discovered, the intention is to repair them.

Mr. Hardenbergh asked if the original geophysical back-up data will also be provided to the Town, and he cautioned that the Town should verify that its technology capabilities are able to handle the excessive information. Robert Coe, 14 Churchill Street, stated that technology resources exist, which are economically affordable and can easily handle the amount of information referenced by Mr. Hardenbergh.

The motion for Article 31 was <u>VOTED by well more than a majority, with one vote in</u> <u>opposition.</u>

<u>ARTICLE 32 – COMMUNITY PRESERVATION FUND – UPGRADE EXISTING</u> <u>TOWN HALL VAULTS</u>

To see if the Town will vote to appropriate an amount not to exceed \$67,795 from the Community Preservation Act Funds, as recommended by the Community Preservation Committee, for the purpose of upgrading two existing vaults located in the Town Hall with shelving, climate control and fire suppression systems, or act on anything relative thereto. All appropriations will be allocated to the Historic category and funded from Historic Reserves.

Submitted by the Community Preservation Committee (Majority vote required)

Town Clerk Rosemary Harvell made a <u>motion</u> in the words of the article with the amount of \$67,795 appropriated.

The motion was seconded.

Ms. Harvell reviewed the request, as an Historic Preservation project, to upgrade two small vaults with archival-quality shelving, climate control and fire suppression. She emphasized that Sudbury's permanent records are of historical and cultural importance to the Town. Ms. Harvell summarized the contents of the two vaults located in Town Hall, which currently, do not meet Massachusetts standards for proper storage and are difficult to access. She presented photographs of current conditions, with inadequate and broken shelving. Ms. Harvell explained that restoration of the records will ensure that Sudbury is in compliance with State regulations. She stated that, by law, the Town Clerk's Office is required to protect documents from environmental damage, including damage from flooding and/or fire.

Ms. Harvell noted that Sudbury records date back to 1638 and she exhibited photographs of some of the older documents. She explained that the Town has been diligently working to digitize records to be available to the public and through the Goodnow Library archives. Photographs were also shared of the document restoration process. Ms. Harvell noted that the digitization of the records will eliminate the need to handle the original documents, helping to preserve them for years to come. Ms. Harvell noted that although the project of properly caring for the Town's documents is immense, it is necessary and extremely worthwhile. She urged the Hall's support of the article, to give Sudbury's historic records the care and proper storage they deserve.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

The motion for Article 32 was **VOTED** nearly unanimously with one vote opposed.

<u>ARTICLE 33 – COMMUNITY PRESERVATION FUND – TOWN HALL</u> <u>ARCHITECTURAL STUDY</u>

To see if the Town will vote to appropriate an amount not to exceed \$50,000 from the Community Preservation Act Funds, as recommended by the Community Preservation Committee, for the purpose of completing a Phase 1 architecture and feasibility study of the Town Hall for the renovation, including historic rehabilitation, and restoration of the building, or act on anything relative thereto. All appropriations will be allocated to the Historic category and funded from FY11 Revenue.

Submitted by the Community Preservation Committee (Majority vote required)

On behalf of the Board of Selectmen and the Town Manager, Director of Planning and Community Development Jody Kablack made a <u>motion</u> to <u>INDEFINITELY</u> <u>POSTPONE</u> Article 33.

The motion was seconded.

Ms. Kablack explained that the article is being indefinitely postponed until next year, when it is hoped to have the project gone out to bid and an actual price estimate for the study received. She described the intended article briefly, noting that the request was for an architectural design study of Town Hall, to help determine how to maximize use of the building, list restoration priorities and other major system repairs, and provide cost estimates for this work. Ms. Kablack emphasized that Town Hall is 80 years old and a significant historic asset of the Town, but it is in need of restoration. She stated that the building's roof leaks, the heating system is inadequate, and the bathrooms are outdated and in disrepair.

Ms. Kablack further stated that rehabilitating Town Hall and our other historic municipal buildings have long been on the Selectmen's priority list for CPA funding; to the extent the expenses are eligible. She reported that other towns have restored their Town Halls using CPA funds, either solely, or in combination with other funds. Once restoration priorities are established, funding sources can be better defined.

Ms. Kablack stressed that Town Hall is a cornerstone building of Town government, sitting at the crossroads of Sudbury's historic center, but it is vastly underutilized and falling into disrepair. An architectural design study can help determine the possibility of different interior layouts to meet the needs of the current population, and identify the needed repairs, including cost estimates, for long-term use of the building.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

The motion for Article 33 was *VOTED by well more than a majority*.

<u>ARTICLE 34 - COMMUNITY PRESERVATION FUND – SUDBURY HOUSING TRUST</u> <u>10% ALLOCATION</u>

To see if the Town will vote to appropriate an amount not to exceed \$180,000 of Community Preservation Act Funds, as recommended by the Community Preservation Committee, for the purpose of providing funds to the Sudbury Housing Trust in support of its efforts to provide for the preservation and creation of affordable housing, or act on anything relative thereto. All appropriations will be allocated to the Community Housing category and funded from FY11 Revenue.

Submitted by the Community Preservation Committee (Majority vote required)

Sudbury Housing Trust Chairman Michael Fee made a <u>motion</u> in the words of the article, with the amount of \$180,000 appropriated.

The motion was seconded.

Mr. Fee explained the mission of the Sudbury Housing Trust (SHT) as creating affordable housing opportunities in Sudbury for eligible candidates. He further explained that affordable housing is required by State law, which mandates that 10% of a community's housing stock be affordable. Mr. Fee stated that the Town is obligated to make efforts to comply with the law, or risk having less, to no, control regarding Chapter 40B developments. He reported that since 2006, Sudbury has increased its affordable housing stock from 3.9% to 5%. Mr. Fee stated that the increase is largely due to the work of the Trust, which has also sponsored the creation of 16 permanent deed-restricted units (six have been completed) in a five-year plan. He further noted that, through the work of the Trust, the Town has made progress on its own terms, and not at the mercy of developers.

Mr. Fee described the eligibility-income requirements of 80% of the Area Median Income, which equates to \$66,150 for a family of four, with good credit, who can be

approved for a mortgage. He further noted that 75% of the current residents have some connection to the Town, with 30% being employed in Sudbury.

In addition, Mr. Fee described some of the Trust's activities and programs, including the Home Preservation program, which purchases deed restrictions to convert to affordable home ownership into perpetuity for properties that might otherwise be likely tear-down candidates. Mr. Fee noted that the Trust has pursued small developments, such as the successful recent collaboration with the Habitat for Humanity Project, and hopes to replicate that model in the future. Another small development project has been initiated on Maynard Road for six affordable units. Mr. Fee also mentioned the Trust's Small Grants Program, which provides those in need, primarily senior citizens, with financial grants up to \$3,000 to assist with the maintenance and repairs of their homes or other health or essential needs.

The Moderator asked if the funds requested in this article will be used for the Maynard Road project, to which Mr. Fee responded they would not. The Moderator then advised Mr. Fee not to veer off topic with Maynard Road-related discussion.

Mr. Fee clarified that the appropriation requested tonight is for the 10% Community Preservation Act-mandated housing allocation. He exhibited the Trust balance sheet, noting nearly \$1 million in the bank. Mr. Fee stated that the Trustees consider projects carefully in order to use the funds available in a prudent manner. Mr. Fee reiterated that the State requires that towns make progress towards the 10% goal of affordable housing, and that the Sudbury Housing Trust would like the Hall's support to continue these efforts.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

Stephen Tripoli, 31 Marlboro Road, asked to make an amendment to the motion, which he had in writing, and presented to the Moderator.

The Moderator studied the amendment to determine if it was within the scope of the article. The Moderator read to the Hall the amendment to see if the Town would vote to approve the \$180,000 Sudbury Housing Trust 10% allocation, but with the condition that the money only be appropriated for the Sudbury Housing Trust, if it develops the Maynard Road project at 278 Maynard Road, with no more than three, two-bedroom units, combined to a single structure.

After a brief consultation, the Moderator announced that he and Town Counsel determined that the amendment is not within the four corners of the article, and additionally, Mr. Fee has stated that the requested funds are not being used for the 278 Maynard Road project.

Mr. Tripoli stated that he is speaking tonight on behalf of 34 families from the Maynard Road neighborhood.

The Moderator stated that he is ruling the amendment as out of order as an amendment, since it is outside the four corners of the main motion. On the advice of Town Counsel, the Moderator also noted that the reason a Warrant is published for the public is to inform citizens of issues which will be discussed at Town Meeting, so that if one wants to attend and provide input they can do so. The Moderator ruled that the amendment cannot go forward this evening.

Mr. Tripoli asked if he could then speak in opposition to the motion, to which the Moderator responded affirmatively, as long as discussion stays to the motion.

Mr. Tripoli stated that, unless one lives in the neighborhood, it is unlikely that one knows that the Sudbury Housing Trust is proposing an unprecedented six-unit development in what has been a single-story neighborhood. Mr. Tripoli believes the 278 Maynard Road project relates to how the Trust has, and will, spend its funds.

Mr. Tripoli emphasized that he and his constituency are not opposed to affordable housing and did not come tonight to propose a reduction of the requested funds. However, Mr. Tripoli stated that his group is concerned about how the Trust has spent the taxpayers' money. He noted the irony in Mr. Fee's statement that the Trust projects are to protect the Town from having no control over developers who have no knowledge or interest in Sudbury's character and aesthetics, yet Mr. Tripoli purports that the Trust has acted with similar disregard for the Maynard Road neighborhood.

Mr. Tripoli further stated that the processes taken by the Trust thus far, have grossly violated the Town's own affordable housing guidelines by proposing to build far more units than are recommended for the size of the lot, in a neighborhood where there is nothing else similar to the proposed development. Mr. Tripoli read aloud the Board of Appeals guidelines for affordable housing, referencing that projects should strive to emulate current design and use patterns, to blend into the surrounding neighborhood. He does not understand how a six-unit apartment building, with provisions for 14 cars on a single lot can be entertained in a single-family neighborhood. Mr. Tripoli also noted that such a development is fraught with safety, environmental, septic and drainage concerns as a result of its density.

Mr. Tripoli stated that he and his neighbors felt ignored at meetings, when their requests for fewer units went unheard, as evidenced by all five of the Trust options being presented with a constant of six units.

The Moderator asked Mr. Tripoli to contain his comments to the motion on the floor.

Mr. Tripoli stated that the Trust has proclaimed that fewer units will not work financially. However, he believes it could work, based on the \$600,000 project subsidy.

The Moderator asked Mr. Tripoli how much longer he planned to speak, to which Mr. Tripoli responded that he needed two more minutes. The Moderator asked the Hall to vote on whether Mr. Tripoli could continue his remarks, and the Hall <u>VOTED</u> to let Mr. Tripoli continue.

Mr. Tripoli referenced a claim made by Mr. Fee at a previous public hearing that the affordable housing guidelines were meant to apply only to private developers, and not to the Sudbury Housing Trust. Mr. Tripoli took issue with that statement, because the exclusion of the Trust is not articulated in the guidelines, and the statement implies that the Trust is therefore above the Town's own rules. Mr. Tripoli does not think this is a proper policy or precedent to set in his neighborhood, and cautioned the Hall that the Trust could use funds approved tonight to do whatever it wants, anywhere, and anytime it wishes regarding affordable housing. He suggested that the name for Community Preservation Act funds should be changed because, in this instance, they have been used to not preserve the Maynard Road community, and to implement policies contrary to key Town goals.

Mr. Tripoli reiterated that he and his constituency are not opposed to affordable housing, and had hoped to amend the article motion tonight, so as to approve the requested funds. However, since the amendment has been rejected, Mr. Tripoli stated that his group must now recommend that the money not be appropriated, if this is the way the Sudbury Housing Trust treats neighborhoods.

Patricia Brown, 34 Whispering Pine Road, asked why the Community Housing Specialist's salary is paid for from CPC Administrative Funds and not the Sudbury Housing Trust.

Mr. Fee clarified that the salary for the Housing Specialist is funded partially by the Trust and partially by CPA Administrative Funds. However, Mr. Fee emphasized that the salary is offset by income generated by the Housing Specialist's monitoring of other affordable restrictions for other towns, and thus the position costs the Town nothing.

Ms. Brown asked if the CPC Administrative Funds salary amount counts towards the CPA Community Housing 10% allocation, to which Mr. Fee responded it does not.

Mr. Fee stated that selective readings from source materials do not always reflect a fair and balanced report. Mr. Fee further stated that he participated in the drafting and creation of the Town's Chapter 40B guidelines, which were not meant to be rules regarding density, but rather preferences and general goals. He emphasized that guidelines try to balance the Town's desire to establish affordable housing opportunities when it can. He stressed that each site location is unique and subject to individual project review. Mr. Fee exhibited a slide of all of Sudbury's Chapter 40B projects, highlighting instances when judgments were made to deviate from the guidelines.

Mr. Fee responded to Mr. Tripoli's questioning of the need for six units, stating that, with six units, the project would receive 20% of the project's cost from the State. The Trust believes it is financially prudent to pursue these State funds. Mr. Fee also showed a

slide depicting the Maynard Road timeframe for the comprehensive process which has transpired, including several public outreaches and hearing opportunities to engage abutters and citizens.

Hank Sorrett, 58 Longfellow Road, stated that there is a low-income housing project, which he supports, in his neighborhood, which was done well and is proportionate to the surrounding area. However, he is hearing tonight, that perhaps this group of neighbors have not been fairly treated by the Town, and he now supports defeating the article.

Peter Salvador, 279 Maynard Road, stated that he supports affordable housing and came tonight to support an amendment to give the Trust its requested money, on certain conditions. However, without the amendment, Mr. Salvador believes voters need to decide whether to give the Trust money for it to continue breaking every guideline and forcing its will upon residents. He emphasized that this is not just one person saying they do not want this type of housing next to them; it is 30 to 40 families that do not want approval of the proposal with six units on less than one acre of land, at a busy intersection. Mr. Salvador stated that unfortunately, he believes the voters need to send a message to the Sudbury Housing Trust, that FY10 funds will not be approved, until the Trust becomes more responsive to residents, and the Trust can make another request to the public for FY11.

The Moderator stated that no one else is to speak regarding Maynard Road, and he reminded the Hall of the motion on the floor.

Rami Alwan, 119 Pantry Road, stated that he has gone to every School Committee meeting and many Selectmen and Finance Committee meetings for the past 18 months. Although he is strongly in favor of affordable housing, Mr. Alwan recognizes that the Town has a structural deficit. He wants to believe that, if voters support the Trust, then the Trust will support the character of the Town. However, Mr. Alwan has not been convinced tonight that this is the case, and therefore, he opposed the motion.

Mara Huston, 578 Peakham Road, stated that the Sudbury Housing Trust was very instrumental in the successful completion of the Habitat for Humanity project, on which 700 volunteers worked. Although she has heard concerns expressed tonight, she urged citizens to focus on the success of the Habitat and other projects and how important affordable housing is as a part of Sudbury's community.

Laura Abrams, 24 Goodman's Hill Road, stated she worked with the Sudbury Housing Trust on a project near her home and found it did a great job working with neighbors. She further stated the project fit into the neighborhood and she supports the work of the Trust.

Sudbury Housing Authority Chair Lydia Pastuszek, 15 Griffin Lane, stated that it is important to acknowledge the many projects in Town that are successful and provide a diverse housing stock, and she cautioned the Hall to not be swayed by the passionate discussion regarding only one project. A <u>motion</u> was made to call the question and it was seconded.

The Moderator noted that at least four more individuals wished to speak on this issue before he took a vote, requiring two-thirds, to call the question. After a count by the Moderator, the vote to call the question was <u>DEFEATED</u>.

Don Chauls, 92 Blueberry Hill Lane, asked, if the CPA requires that 10% of funds be spent on affordable housing, what happens if this motion is rejected.

Mr. Morely clarified that 10% of CPA funds need to be set aside for future projects, and later tonight, the CPA budget article could be amended to reserve the \$180,000 for future affordable housing.

The Moderator and a Finance Committee member further clarified that the funds can be set aside for affordable housing, and not necessarily the Sudbury Housing Trust.

Dom Vingiano, 5 Hamblin Lane, reminded the Hall of what was voted unanimously in 1998, regarding what the character of Sudbury should be. He also referenced the CPC Report revised in October 2009. He believes that, even if the motion is rejected tonight, the funds will still be available for affordable housing in the future and the Trust will still exist. He urged all to attend the Zoning Board of Appeals hearing on April 27 regarding the Maynard Road project.

Robert Coe, 14 Churchill Street, said that, in spite of the 1998 resolution, he has found Sudbury today to be less dense than it was 40 years ago, because homes are much bigger, and he believes the character of the Town has already changed a lot. He does not think everything that is done to make density appear lower, i.e., the preference for large frontage requirements, is for the better. Thus, Mr. Coe believes that the character of Sudbury is in the eye of the beholder.

Mr. Tripoli presented a few examples as to why his group must now, reluctantly, oppose the appropriation. He stated that Mr. Fee had mentioned to a Zoning Board of Appeals person that the project needed to be economically structured, so as to be immunized from the State's appeal process of review by taxpayers.

Mr. Tripoli also responded to Mr. Fee's explanation this evening of project notice. Mr. Tripoli stated that in the middle of 2008, when he asked a Town official the status of the project, he was told the project was several months off and that nothing was going on for another year. He now believes that the response meant there were no "shovels" yet working the project, but that the approval process was well underway. He further stated that abutters were informed in December 2009, after the Selectmen had approved the project. Mr. Tripoli believes that 85% of his constituency was not adequately informed. In addition, Mr. Tripoli does not believe a small-print notice in the local newspaper regarding demolition, constitutes adequate notice. The Moderator reminded the Hall to return to the issue at hand, i.e., whether to vote for or against the \$180,000 appropriation.

Mr. Tripoli urged the Hall to defeat the motion, stating that the Sudbury Housing Trust has been overzealous and that what has happened in his neighborhood could happen elsewhere in Sudbury.

A motion was made to call the question, which was seconded.

It was <u>VOTED by more than two-thirds</u> to call the question.

The Moderator asked for a vote on the main motion, stating it needed a majority vote. The Moderator spent an extensive time trying to determine the final vote tally. The Moderator requested the assistance of 16 volunteers to have tellers count the vote, emphasizing that there is no appeal to a head count. Following a lengthy counting process, Article 34 was <u>VOTED by one vote (103 affirmative votes to 102 votes opposed).</u>

The Moderator announced that Town Meeting would continue on Monday, April 12, 2010 at 7:30 p.m.

ARTICLE 35 - COMMUNITY PRESERVATION FUND – TOWN-WIDE WALKWAYS

To see if the Town will vote to appropriate an amount not to exceed \$200,000 from the Community Preservation Act funds, as recommended by the Community Preservation Committee, for the purpose of constructing new walkways within the Town, such design and construction to be guided by the spirit and intent of the Town of Sudbury 2001 Master Plan, the February 2000 Report of the Walkway Committee, the July 2005 Sudbury Board of Selectmen directive regarding public works projects on Scenic Roads, and by recommendation of the Town of Sudbury Planning Board, the Director of Planning and Community Development, and the Director of the Department of Public Works, or act on anything relative thereto. All appropriations will be allocated to the Recreation category and funded from unrestricted reserves.

Submitted by the Community Preservation Committee (Majority vote required)

Director of Planning and Community Development Jody Kablack made a <u>motion</u> in the words of the article, with the amount of \$200,000 appropriated.

The motion was seconded.

Ms. Kablack reported that over 40 miles of walkways have been constructed over 160 miles of roads in Sudbury in recent years. She highlighted that walkways enhance the community's public safety and provide recreational opportunities for residents. Ms. Kablack noted that the walkways have been constructed with funds from the CPA, and with funds collected from developers as part of approval processes. In addition, she reported that Sudbury's 2000 Master Plan identified 14 miles of additional walkways needed, and funds are being used to fulfill that goal and to accommodate specific neighborhood petitions brought to the Town's attention for consideration.

Ms. Kablack noted that the funds requested tonight, are estimated to be used to construct another one to three miles of new walkways over the next two years. She exhibited slides of recent walkways built. Ms. Kablack further stated that CPA funds are not used for maintenance of the walkways, but rather that function is paid for through the Department of Public Works' budget. She emphasized that new construction of walkways is an eligible use of CPA funds under the Recreation category.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

Mara Huston, 578 Peakham Road, stated she walks her children to school each day. She suggested reaching out to the schools, so as to identify walkways which may be needed in close proximity to those buildings, giving families who live nearby the option of walking to school.

Tom Hollocher, 623 Concord Road, stated he supports the construction of walkways. However, Mr. Hollocher further stated that it pains him to see the walkways not being well-maintained, overgrown and littered with trash. He asked what mechanisms are in place to maintain walkways.

Ms. Kablack stated that the Department of Public Works (DPW) allocates approximately \$10,000 to \$20,000 of its budget to maintain the walkways, including winter plowing and spring sweeping, and cutting back brush, if possible. She opined that she wished residents would also take more responsibility for cleaning and maintaining the walkways along their own properties.

Jennifer Pincus, 25 Blueberry Hill Lane, urged the DPW to initially construct the walkways correctly and strongly enough, with granite curbs, to withstand plow damage and deterioration.

The motion for Article 35 was VOTED by well more than a majority.

<u>ARTICLE 36 - COMMUNITY PRESERVATION FUND – CSX ALTERNATIVE</u> <u>ACQUISITION FUNDING</u>

To see if the Town will vote to appropriate the sum of \$420,000 of Community Preservation Act funds, as recommended by the Community Preservation Committee, from unrestricted reserves and allocated equally to the categories of Open Space and Recreation, to allow for the payment of notes issued to fund the acquisition without the necessity of bonding as authorized and borrowed under Article 32 of the April 8, 2008 Annual Town Meeting; or act on anything relative thereto.

Submitted by the Community Preservation Committee (Majority vote required)

CPC Chair Christopher Morely made a <u>motion in the words of the article</u>, with the amount of \$420,000 appropriated.

The motion was seconded.

Mr. Morey reviewed for the Hall that the 2009 Town Meeting approved the CSX project, with borrowing language for the purchase. He explained that final negotiations have taken longer than the Town originally anticipated, and that the delay has resulted in a reduction of the anticipated cost. Given the reduced purchase price, Mr. Morely explained that the CPC rethought the payment mechanism and determined that the use of CPA reserve funds would also be possible. He further explained that permanent bonding of smaller amounts is not cost effective for the Town, and it is also not possible this year to combine bonding for this project with a larger one. Thus, Mr. Morely stated that the CPC recommends the use of funds from the CPA unrestricted reserves to pay for this purchase, which is expected to close in May 2010.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

Pat Brown, 34 Whispering Pine Road, stated that the purchase price in 2008 was presented as \$700,000, which she understood was to be defrayed by a \$240,000 State Drinking Water grant. She asked if the Town would be applying again for this grant.

Ms. Kablack responded that, unfortunately, there is not a funding round available for application at this time. In addition, Ms. Kablack clarified that closing on the parcel is expected to happen very soon, and that closing on a parcel is not allowed by the State until after award of State grants.

Ms. Brown stated that her impression was that the grant was a reimbursement grant that could not be applied to the purchase.

Ms. Kablack responded that the process is the opposite of what Ms. Brown had assumed. She further clarified that in order to receive the State grant, the Town could not purchase the land until it was actually awarded the grant, but the total amount of funds needed to be appropriated in advance of the award. However, Ms. Kablack emphasized that these points of clarification are moot, since the Town will not be applying for the grant.

Ms. Brown asked if certain portions along the Nobscot walkway, heading south towards Route 20, are part of the Town's agreement with CSX.

Ms. Kablack responded that CSX has not been opposed to any Town work currently underway.

Ms. Brown asked if there is a firm closure date set and a period of time for which the funds will be held.

Ms. Kablack reiterated that a closing is expected to occur soon, but, if another extension is needed, the Town will apply for one accordingly.

Ms. Brown asked if the surveys and soil management plan, which were requirements of the initial December 15, 2009 closing, are available to the public.

Town Counsel Kenny responded that both the Survey and soil management plan are available to the public in the Town Counsel's and Town Planner's Offices.

The motion for Article 36 was *VOTED by well more than a majority*.

<u>ARTICLE 37 - COMMUNITY PRESERVATION FUND – AMEND ARTICLE 29</u> OF THE 2008 TOWN MEETING, TOWN HALL WINDOW RESTORATION

To see if the Town will vote to amend Article 29 of the 2008 Town Meeting by removing the time for completion of the project, as recommended by the Community Preservation Committee; or act on anything relative thereto.

Submitted by the Community Preservation Committee (Majority vote required)

CPC member James Hill made a motion in the words of the article.

The motion was seconded.

Mr. Hill explained that the project is now ready to proceed and is ready to go out to bid.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

Judy Deutsch, 42 Concord Road, stated that she thought the Hall had previously voted this evening to evaluate the future renovation of the Town Hall at a later date. Thus, she questioned why the windows would be done now, and how they would be part of the larger design plan to be determined in the future.

Mr. Hill responded that the windows leak and need to be restored, and that their restoration would be incorporated into future plans. He also emphasized that the windows would likely be restored in the same manner, so as to maintain the architectural character of the building, whether they are done now or later.

Bruce Langmuir, 9 Bent Brook Road, stated that in a historic building, window frames typically deteriorate first, and are one of the more costly items to repair. He agreed with Mr. Hill that the windows could be restored independently.

The motion for Article 37 was VOTED by well more than a majority.

<u>ARTICLE 38 - COMMUNITY PRESERVATION FUND – REVERSION OF CPA FUNDS</u> (Consent Calendar)

To see if the Town will vote to return the unused balances from prior article authorizations voted at prior Town Meetings, which projects have been completed, or otherwise, into the CPA unrestricted reserves account:

2004 ATM, Article28	Town Walkways	\$ 23.74
2006 ATM, Article40	Loring Parsonage Exterior Renovation	\$69,641.00
2005 ATM, Article 48	Historic Properties Survey Phase II	\$ 2,223.78
2007 ATM, Article 22	Bruce Freeman Rail Trail Title Search	\$ 812.11
2008 ATM, Article 25	Town Clerk Document Preservation	\$ 50.00
2008 ATM, Article 26	Military Training Field	\$ 1,735.00
2008 ATM, Article 28	Stearns Mill Dam Evaluation	\$ 0.82;

or act on anything relative thereto.

Submitted by the Community Preservation Committee (Majority vote required)

The motion for Article 38 was VOTED UNANIMOUSLY on the Consent Calendar.

<u>ARTICLE 39 - COMMUNITY PRESERVATION FUND – GENERAL BUDGET AND</u> <u>APPROPRIATIONS</u>

Move to appropriate the sums as recommended by the Community Preservation Committee, in the following Community Preservation budget for FY11, said sums to be raised by FY11 Community Preservation Surtaxes:

\$	80,000	Administrative and Operating Costs			
\$1	,052,036	Debt Service			
Aı	And further to reserve the following funds:				
\$	169,846	for Historic Preservation			
\$	600	for Housing			
\$	323,518	for Budgeted Unrestricted CPC Uses			

Submitted by the Community Preservation Committee (Majority vote required)

CPC Chairman Christopher Morely made an amended motion.

The motion was seconded.

Mr. Morely explained that funds need to be allocated properly for the Town Accountant. He noted that the CPC must reserve 10% of CPA funds for Open Space, Community Housing and Historic Preservation, if 10% or more has not been spent. Mr. Morely also clarified that the debt service is mostly for open space.

FINANCE COMMITTEE: Recommended approval.

BOARD OF SELECTMEN: Recommended approval.

The motion for Article 39 was VOTED by well more than a majority.

ARTICLE 40 - REDUCE CPA SURCHARGE FROM 3% TO 1.25%

To see if the town will vote to approve an amendment reducing the amount of the surcharge imposed on real property pursuant to Massachusetts General Law Chapter 44B (the Community Preservation Act) from 3% to 1.25%; or act on anything relative thereto.

Submitted by Petition

(Majority vote required)

The Moderator announced that any article started prior to 10:30 p.m., can continue prior to the adjournment of the meeting, and he consulted with Town Counsel as to whether to proceed.

Tammie Dufault, 84 Silver Hill Road, made a motion in the words of the article.

Before the motion was seconded, the Moderator stated another <u>motion</u> has been made to adjourn the meeting to April 12, 2010 at 7:30 p.m., which was seconded.

The motion to adjourn the meeting was <u>VOTED and DEFEATED</u> overwhelmingly.

Ms. Dufault's motion was seconded.

Ms. Dufault explained the petition article proposing a modification of the CPA surcharge from 3% to 1.25%. She stated that open space, historic preservation and affordable housing are important to this community, but that this article is about having a sound financial strategy to maintain all the services needed in Sudbury.

Ms. Dufault suggested that the previous decision made by the Town to adopt the CPA at the maximum 3% participation level be reconsidered. She stated that since 2002, Sudbury has funded the CPA program well, but that the incentives for maximum participation are not as strong as they once were. Ms. Dufault later stated that the formula used by the State to determine matching funds has changed in recent years. In addition, she stated that the Town's financial situation is not as robust as it was in 2002.

Ms. Dufault further explained that, if this article passes tonight, it would also need to be presented to the voters on an election ballot. She stated that more than 5000 of Sudbury's 5500 households contributed in FY09 to the CPA appropriation, through payment of property taxes. She further stated that after five years of participation, a Town can vote to repeal its law. However, Ms. Dufault is not proposing repeal, since there is CPA-related debt to consider, but rather a reduction of the appropriation. She emphasized that, if the economy improves and the State match to Sudbury increases, the CPA appropriation can be reconsidered again.

Ms. Dufault stated that the CPA strategy does not reflect the Town's financial predicament. She summarized the CPA assessments received since 2002, the amount of CPA-related debt taken on, and the amount put into CPA reserves. Ms. Dufault stated that CPA debt is also the Town's debt, and she questioned whether the process should be more difficult to put the Town into debt than merely having 2% of Sudbury's population, who attends Town Meeting, vote on such an important issue. She further questioned why the Town should be asked to fund a tax override to avoid layoffs, which would also help the stabilization fund, when Sudbury's CPA account has nearly \$8 million in reserves, making approximately \$100,000 in interest. She further stated that CPA-related debt is costing the taxpayers approximately \$400,000 per year, for a net loss.

The Moderator informed Ms. Dufault that her allotted time had expired, and he asked the Hall for a vote as to whether she could continue her presentation. It was <u>VOTED</u> to allow Ms. Dufault to proceed with her presentation.

Ms. Dufault stated that she is troubled by the imbalance of CPA funds being used for affordable housing projects, which could add more children to the Town's two School systems. She exhibited slides explaining her interpretation of the cash flow impact of approving this article, which she stated she validated through a process with the Finance Committee.

Ms. Dufault further stated that she believes any new CPC project, which includes debt, would need to come before the voters anyway through a debt exclusion vote. Thus, she does not understand the need to hold reserves in case an open space purchase opportunity arises. Ms. Dufault stated that the Community Preservation Act is a good program and that it is good to invest in the community. However, she also believes that now is a time when budgets need to be balanced and that this level of participation needs to be reviewed.

Finance Committee member Martha Ragones stated that the Committee does not recommend approval of this article. She explained that Ms. Dufault presented information to the Committee, and that the Committee reached different assumptions, some of which were incorporated into tonight's presentation. Ms. Ragones stated that, if a reduction to 1.25% was implemented for FY12 and early payments were made on the Cutting and Libby land bonds, only \$400,000 would remain for open space, and the Committee deems the unrestricted funds which would be available as insufficient for intended projects.

Board of Selectmen Vice-Chairman Drobinski, who is also a member of the CPC, stated that the Selectmen oppose this article. He stated that the CPC holds multiple public hearings regarding proposed projects, and it rarely hears any opposition to projects. Vice-Chairman Drobinski further stated that he is concerned because the CPC was never approached to have a substantive discussion regarding the ramifications of this petition, nor has there been the opportunity for Town-wide deliberation of the issue. The Board believes that important Town issues need to be comprehensively vetted in public. He cautioned voting for this article without careful consideration of all facets of the issue. Vice-Chairman Drobinski emphasized the popularity of the CPA program, as evidenced by over 50 projects approved by voters in the past eight years.

CPC Chairman Christopher Morely reported that the Community Preservation Committee opposes the article. He also clarified that, although 10% of CPA funds needs to be set aside for community housing projects, all of that money does not go to the Sudbury Housing Trust. He also clarified that the CPC is not holding \$8 million in reserves. Mr. Morely stated this article, if passed, would save taxpayers anywhere from \$0 to \$180 per year. However, he further stated that the CPC believes the potential savings are small, when compared to the cost to the Town in the long-term. Mr. Morely stated that the Town's ability to purchase land will be greatly curtailed. He explained the Committee's philosophy to approve bonding for large land purchases, so as to spread the cost over several sets of taxpayers, for assets that have long-lasting benefits. Mr. Morely stated that this bonding policy is sustainable at the 3% level, and he believes the State's matching funds will increase in coming years. In addition, Mr. Morely stated that a reduction to 1.25% will eliminate the Town's ability to take on more debt, will decrease the number of other projects to be completed, and will decrease the Town's ability to use State subsidies for larger projects.

Mr. Morely further stated that the Town has identified 1,100 acres in its 2009 Open Space and Recreation Plan worthy of protection. He also noted that matching funds from the State are trending upwards, with the coming year expected to be approximately \$500,000. He emphasized the great projects which have been achieved with CPA funds.

The Moderator informed Mr. Morely that his allocated time had expired and he asked the Hall for a vote as to whether Mr. Morely could continue his remarks. It was <u>VOTED</u> to allow Mr. Morely to proceed with his remarks.

Mr. Morely stated that the CPC has created policies for programs that are sustainable for the long-term and address the goals of the citizens. The CPC does not believe that Town Meeting is the proper forum to begin a discussion regarding modifications to the CPA program. In addition, Mr. Morely believes the Hall should be aware that the petitioner never attended a CPC meeting, although she was invited three times, nor has she discussed the petition with any CPC member. He cautioned voters that, by passing this article and possibly saving \$75-\$100 a year, they may regret their actions in the future. He believes that tax grievances should be directed to excessive healthcare costs and unfunded State mandates and not to programs like the CPA, which have had wide citizen support and involvement for years.

Susan Crane, 34 Robert Best Road, opposes the article personally, and on behalf of the Sudbury Valley Trustees. She stated that this article is about open space, a topic she has been involved with since the 1990s. Ms. Crane stated that Sudbury had the foresight in 2002 to adopt the CPA at the highest funding level of 3%, in order to leverage Town funds, along with \$7.2 million of free matching State funds over the past eight years. She referenced the 2009 CPC Report and the many great projects completed with those funds, including the protection of 385 acres of land, since 2002. Ms. Crane emphasized the need to protect land, not only to discourage development, but to protect scenic views, the Town's water supply, air quality, and wildlife, all of which help to maintain home values. From her experience with the Sudbury Valley Trustees, she stated Wayland, with its 1.5% CPA allocation, has not been able to achieve nearly as much as Sudbury has towards land protection. She commended Town officials, noting that Sudbury is one of three model towns, along with Ipswich and Sturbridge, regarding open space acquisition by leveraging the use of State funds. Ms. Crane urged the Hall to oppose the article, since she believes there is still a lot to accomplish, and 1,100 acres still to protect.

The Moderator asked the Hall for a vote to continue the discussion. It was <u>VOTED</u> to continue the dialogue regarding Article 40.

Bryan Semple, 15 Revere Street, took issue with comments that there has never been opposition to the CPC, when there was significant opposition voiced tonight against the Sudbury Housing Trust. He also finds it curious that some have said that the article has not been vetted publicly. Mr. Semple stated that he attended a Finance Committee meeting, where Ms. Dufault presented information, and he perceived Mr. Morely and Ms. Kablack as not engaging the petitioner regarding the validity of the spreadsheets presented. He believes the information was vetted publicly, and the petitioner did engage in Town processes, which included the Selectmen and the intervention of the Finance Committee. Mr. Semple further questioned why Town Meeting is not a proper forum for citizens to broach issues they want to change.

Mr. Semple asked if the Finance Committee unanimously opposed this article, and if not, whether a member in favor of the article would speak to the Hall.

The Moderator asked the Finance Committee for its breakdown of support, and he was informed that the Committee had voted six opposed, to two in favor of the article.

Finance Committee member Robert Stein, 7 Thompson Drive, stated that he voted in favor of lowering the CPA tax because he believes we are in the midst of one of the worst economic times in the past 100 years. Mr. Stein believes that, if any large land purchases become available, the Town could still pursue these parcels, which would require bonding, even without CPA funds. Additionally, Mr. Stein stated that, if the economy improves, the CPA surcharge could always be increased. He does not believe the Town is gaining enough from the current State match of funds to warrant a 3% surcharge. Mr. Stein further stated that he doubts the Town is in jeopardy of rampant development at this time, when builders would have difficulty selling homes, since there are already 150 homes in Sudbury on the market.

In response to Mr. Semple, Board of Selectmen Vice-Chairman Drobinski stated that he did not think tonight's earlier debate was about the use of CPA funds, but rather whether one project was acceptable. He reiterated that the petitioner never met with the CPC, which takes its responsibility of utilizing funds for what is in the greatest good for the most citizens, very seriously.

Kirsten Roopenian, 45 Harness Lane, stated she has been a land preservationist since the Town had its original Land Bank program. She stated this article is clearly about land, noting that the Town has a difficult economic decision to make. Ms. Roopenian opposes the article and does not believe it is in the best interests of the community. She further believes that CPA funds help to keep single-family homes from being built, which add additional financial and operational pressures to the infrastructures of the Town and Schools. Ms. Roopenian suggested that a 50-home development translates into a potential \$524,700 annual loss, after compensating for the Town and School costs associated with supporting those homes and deducting the potential revenue they would provide. Ms. Roopenian further stated that keeping the CPA surcharge at 3% reflects the proper choice for Sudbury.

The Moderator informed Ms. Roopenian that her allocated time to speak had expired, and he asked the Hall for a vote to let her continue. It was <u>VOTED</u> to allow Ms. Roopenian to proceed with her remarks.

Ms. Roopenian reminded the Hall, that as Sudbury's legislative body, the decision is in their hand, and voters should consider what the effects will be from their votes tonight on future generations.

A motion was made to call the question, which was seconded.

It was VOTED by well more than two-thirds to call the question.

The Moderator reminded the Hall that the main motion required a majority vote.

The motion for Article 40 was <u>VOTED and DEFEATED overwhelmingly</u>.

The Moderator asked the Hall if they wished to continue through the remaining articles.

A <u>motion</u> was made to adjourn tonight's meeting until April 12, 2010 at 7:30 p.m. in the Lincoln-Sudbury Regional High School Auditorium. The motion was received, seconded and the meeting was adjourned at 11:13 p.m.

Attendance: 240

TOWN MEETING

April 12, 2010

Pursuant to a Warrant issued by the Board of Selectmen, March 10, 2010, and a quorum being present, the inhabitants of the Town of Sudbury qualified to vote in Town affairs, reconvened in the Lincoln-Sudbury Regional High School (L-SRHS) Auditorium on Monday, April 12, 2010, for the fourth and final session of the Annual Town Meeting. Myron Fox, the Moderator, called the meeting to order at 7:30 p.m.

The Moderator reviewed procedures for being recognized as a speaker and for making motions to amend articles. The Moderator stated that speakers could only interrupt others to call a question, to make a point of order or a point of privilege.

On behalf of the Town Clerk's Office, the Moderator announced that a Special Voter Registration Day will be held on April 21, 2010 from 8:00 a.m. to 8:00 p.m. The Special Town Election will be held May 11, 2010.

ARTICLE 41 - UTILIZE A PORTION OF CURRENT CPA FUNDS TO FULLY PAY BONDS FOR LIBBY LAND AND CUTTING FARM

To see if the town will vote to approve utilization of a portion of current Community Preservation Act reserve funds to pay in full the bonds issued for Cutting Farm and Libby Land purchases, made in 2005 and 2004, respectively via Sudbury's participation in the Community Preservation Act, pursuant to Massachusetts General Law Chapter 44B (the Community Preservation Act), or act on anything relative thereto.

Submitted by Petition

Petitioner Tammie Dufault, 84 Silver Hill Road, made a <u>motion</u> to <u>INDEFINITELY</u> <u>POSTPONE</u> Article 41.

FINANCE COMMITTEE: Recommended approval of indefinite postponement.

BOARD OF SELECTMEN: Recommended approval of indefinite postponement.

The motion for Article 41 was VOTED UNANIMOUSLY.

ARTICLE 42 - COMMITMENT OF FUNDING FOR FUTURE RAIL TRAIL STUDIES

To see if the Town will designate the \$25,000 previously allocated for rail corridor concept plans (Article 27 of the April 2009 Town Meeting), to investigate alternate trails/bypasses for those portions of the BFRT identified as having no meaningful mitigation alternatives (Town funded Call of the Wild Evaluation dated March 2009 with addendums).

Submitted by Petition.

On behalf of Petitioner Dan DePompei who was unable to attend tonight's meeting, Robert Abrams, 24 Goodman's Hill Road, read an amended resolution under Article 42, requesting no appropriation.

Mr. Abrams moved that the Selectmen direct Town staff currently assigned (and funded in Article 27 of the April 2009 Town Meeting) to produce a concept plan of the proposed Rail Trail, include as part of their assignment an investigation/study of alternate trail alignments for the specific purpose of avoiding conflicts with the Wetlands Protection Act, the Sudbury Wetlands Administration Bylaw and wildlife issues. Said alternate trail alignment studies will include, but not be limited to, those sections of the proposed Trail identified by completed studies as having no meaningful mitigation alternatives (Town funded Call of the Wild Evaluation dated March 2009 with addendums). Other alignment issues may be studied at the discretion of Town staff. Results of these alternate trail alignment studies shall be considered and presented to the Town at the time of presentation of a concept and/or design plan.

Mr. Abrams displayed exhibits of the proposed 24.7 mile map of the Bruce Freeman Rail Trail, which extends through eight communities. He explained that, if a town chooses to utilize Federal funds administered by the State, the town will only be responsible for 10% of the cost to build the trail. However, Mr. Abrams further explained that, if Federal funds were to be used, Massachusetts Highway design standards would apply, including the use of asphalt, for a multi-purpose, ten-foot wide trail, and the State would not be obligated to abide by local bylaws. He also gave cost estimates for a trail as being between \$800,000 to \$1.5 million.

Mr. Abrams explained that the Town's Wildlife Study divided Sudbury's portion of the rail trail into five sections. This Study stated that in Sections 1 and 3, there were no mitigations which could restore the negative aspects of trail construction. The Study further recommended that alternate trail alignments be studied. Mr. Abrams noted that the proposed trail goes through active wildlife corridors and wetlands. He also provided a list of potential conflicts, and questioned how the Town could avoid conflicts with the environmental laws, and the historical and business communities, while pursuing State funds.

Mr. Abrams stated that it was determined that a concept plan be developed by Town staff to establish Town standards and to identify and help minimize potential conflicts.

The Moderator informed Mr. Abrams that his allotted time had expired, and he asked the Hall for a vote as to whether Mr. Abrams could continue speaking. It was <u>VOTED</u> to allow Mr. Abrams to continue with his presentation.

Mr. Abrams stated that, once developed, Town staff would present the concept plan to the Town for discussion. He further explained that, if there is to be a vote to appropriate funds, the amount of funds would be based on a concept plan. Mr. Abrams stated that a resolution is being presented tonight instead of a motion, due to the petitioner's efforts to work through concerns and issues with many Town boards. Mr. Abrams reported that the petitioner is willing to proceed with the resolution tonight and move forward in the manner presented. He urged for the Hall's support.

FINANCE COMMITTEE: Took no position.

BOARD OF SELECTMEN: Affirmed the resolution.

Vice-Chairman Drobinski noted that a rail trail concept plan has not been the Town's highest priority agenda item, due to more pressing budget and public safety issues. He further stated that Town staff would continue to look at alternative options.

The Moderator reminded the Hall that Article 42 is now an acceptable non-binding resolution, requiring a majority vote to pass. He further clarified that non-binding resolutions are not debatable, not amendable, and no head counts are taken, no matter how close the final vote is.

COMMUNITY PRESERVATION COMMITTEE: Took no position.

The non-binding resolution under Article 42 was <u>VOTED by well more than a</u> <u>majority</u>.

<u>ARTICLE 43 - ESTABLISH AND FUND COMMITTEE STUDY –</u> FIREHOUSE #3

To see if the town will vote to approve establishment of a committee to evaluate the necessity, or alternative public safety utilization of Firehouse #3, and to raise and appropriate or appropriate from available funds, \$10,000 or any other sum, to engage a qualified consultant to conduct a public safety study of the necessity or alternative public safety utilization of Sudbury Fire House #3; or act on anything relative thereto.

Submitted by Petition

(Majority vote required)

Petitioner Tammie Dufault, 84 Silver Hill Road, made an amended <u>motion</u> to <u>INDEFINITELY POSTPONE</u> Article 43.

The motion was seconded.

Ms. Dufault explained that when she initially filed the petition article last fall, the Town was in a different situation than it is now. Living on the north side of Sudbury, Ms. Dufault had been concerned about the inconsistency of hours of operation for Station 3, based on the need for overtime coverage. She stated that she has since learned from Sudbury's Fire Chief that there is a commitment to hire four more firefighters, and that the Town has allocated half of overtime funds needed. Ms. Dufault further stated that she is comfortable with these commitments at this time and will assess their effectiveness as the year progresses. She believes public safety services need to be offered to the community on a consistent basis, or other models may need to be explored in the future.

FINANCE COMMITTEE: Recommended approval of indefinite postponement.

BOARD OF SELECTMEN: Recommended approval of indefinite postponement.

The motion for Article 43 was *VOTED UNANIMOUSLY*.

The Moderator thanked the Lincoln-Sudbury Regional High School staff and the volunteers who helped to coordinate this year's Town Meeting. He also thanked the public for participating in the Town's legislative process.

The Moderator announced that Town Counsel Kenny identified an error in this year's Town Meeting proceedings according to Article 2, Section 15 of the Town bylaws.

Town Counsel Paul Kenny explained that during the voting on Article 4 on April 5, 2010, there was a difference for the override and non-override budgets regarding enterprise funds and the ambulance reserve for appropriation accounts, which need to be corrected. He further explained that the correction requires a motion to amend.

Chairman Keller made a <u>motion</u> to amend the vote under Article 4 of the Annual 2010 Town Meeting as read by Moderator Fox as follows:

"by inserting in the event that the override is defeated at the Special Town Election the amount to be transferred from the ambulance reserve for appropriation account to 200 Public Safety shall be reduced by \$58,000."

The motion was seconded.

The motion to amend Article 4 was <u>VOTED UNANIMOUSLY</u>.

The Moderator announced that all newly appointed Town officials and/or board members should see the Town Clerk at the close of tonight's meeting to be sworn into duty.

ARTICLE 44 - SPECIAL ACT - AMEND c.131 OF THE ACTS OF 1994 TO INCREASE SELECTMEN MEMBERSHIP TO 5

To see if the Town will petition the Great and General Court of the Commonwealth of Massachusetts to amend Part III, Section 5 (a) of Chapter 131 of the Acts of 1994 by substituting the following: "There shall be a Board of Selectmen composed of five members elected for terms of three years each. At the next ensuing election held as part of the Annual Town Meeting after approval of the Special Act, three Selectmen shall be elected, one for two years, and two for three years, and thereafter electing their successors for three years."; said legislation to take effect without further submissions to a Town Meeting; or act on anything relative thereto.

Submitted by Petition

(Majority vote required)

Petitioner Thaddeus Godzeck, 12 Barbara Road, made a <u>motion</u> in the words of the article.

The motion was seconded.

Mr. Godzeck explained that the petition proposes an expansion of the Board of Selectmen from three members to five members, which he stated would better reflect the diverse opinions of the community. He further stated that over the past several hundred years, Sudbury's population has grown from 130 to approximately 17,000 residents, yet its representation on the Board has remained at three members.

Mr. Godzeck stated that five members would be better able to serve on, and interact with, the Town's departments, boards and committees and cover Board issues when a member is unavailable.

Mr. Godzeck stated that the Town's responsibilities have grown, as has its approximate \$78 million budget. He exhibited a listing of 135 Massachusetts communities, which have five Selectmen, and urged the Hall to support the article.

FINANCE COMMITTEE: Took no position.

BOARD OF SELECTMEN: Opposed the article.

Board of Selectmen Vice Chairman Drobinski stated that the Board opposes this article and further believes that the premise of the Board being overworked is incorrect. He noted that the Board actually had more meetings to attend when he was first elected in 1986 than it does now. Vice-Chairman Drobinski stated that under the Town Manager's Act, Sudbury functions well with the present system of the Town Manager handling dayto-day operations, and the Selectmen functioning as a Board of Directors, which sets policy and establishes strategic planning. In addition, Vice-Chairman Drobinski stated that this proposal has been presented at five previous Town Meetings in 1961, 1970, 1974, 1979 and 2000, and each time voters determined that a change was not warranted. He believes three Selectmen focus on the greatest good for what is best for Sudbury, without the political in-fighting, which might occur with more members. Vice-Chairman Drobinski humorously referenced comments from a 1979 Warrant Report, which suggested that fewer members translates into less talk and more efficient actions. The Board believes that the three-member constitution has served Sudbury well for over 200 years and should not be changed.

Robert Coe, 14 Churchill Street, stated that he sees no reason for a change at this time. Mr. Coe questioned where five qualified and willing candidates will be found, when filling the Office of Selectman for three members has hardly ever been contested. He further stated that he does not find the argument of other towns having five members convincing, and has heard comments from Wayland to support his position.

Elliot Bell-Krasner, 65 Goodman's Hill Road, stated that he believes there is something to be gained from having more diversity of opinions expressed. He further stated he is an avid fan of change, and he believes that a five-member Board would perhaps encourage more people to run, resulting in a more competitive election process.

It was noted that in the late 1770s, Sudbury had seven Selectmen, but moved to a three-member Board in 1790.

Elaine Barnartt-Goldstein, 40 Indian Ridge Road, asked if any Town board members could speak to any delays experienced in completing the Town's work due to only having three Selectmen.

Zoning Board of Appeals (ZBA) Chair, Jonathan Gossels, 11 Spiller Circle, stated that the ZBA has found the Selectmen highly attentive to its issues and has never experienced any such delays.

Robert Coe, 14 Churchill Street, stated that, as a member of the Wayland-Sudbury Septage Facility Committee, which was dealing with time-sensitive and legal issues over the past few years, he found the Selectmen extremely attentive and responsive to issues.

Planning Board Chairman Michael Fee, 48 Henry Mill's Lane, stated that the Planning Board unanimously opposes this article and has never experienced delays in accomplishing its responsibilities due to the number of Selectmen.

Jack Ryan, 155 Ford Road, stated that, as a former member of the Lincoln-Sudbury Regional High School Committee, its Building Committee and its Finance Committee, he had significant interaction with the Selectmen and did not observe any delays to tasks being accomplished due to the Selectmen. Bill Cooper, 11 Cedar Creek Road, asked the Hall to consider the relative responsiveness of three versus five members and how it affects changes at the time of elections. He supported keeping three members on the Board of Selectmen.

Robin Gunderson, 95 Fox Run, stated that Town leaders have been asked to cut staff, and thus, she finds the article inconsistent with that mission. She asked if meetings have had to be cancelled because not enough Selectmen were available. Ms. Gunderson also asked if any studies had been done on the financial impact on Town staff to increase the number of Selectmen.

Vice-Chairman Drobinski stated that, since he has been on the Board, he is unaware of any meeting being cancelled due to a lack of members. As relates to the financial impact, he stated that the Selectmen are volunteers, since eliminating salaries for the position in the 1990s. However, it was noted that five Selectmen would require additional copies to be made, etc.

Based on the responses of Vice-Chairman Drobinski, and that no impact study has been completed, Ms. Gunderson urged the Hall to defeat the article.

Robert Haarde, 37 Belcher Drive, supported the article, stating that he believes asking more residents to "step-up" to the challenge of volunteering their services to the Town is a good thing. As a newly-elected Selectman, Mr. Haarde acknowledged that, although the article would dilute his responsibilities from 33.3% to 20%, he believes it is important to engage the vast talent available in Sudbury's residents to help enhance the tax base, build consensus and work with businesses on Route 20 to develop a sewer district. He also believes that five Selectmen could better work with Town cost centers to help identify ways to save money.

Jennifer Pincus, 25 Blueberry Hill Lane, asked if anyone had specific knowledge of how well, or not, a five-member Board works in other towns, including Wayland.

Kirsten Roopenian, 45 Harness Lane, stated she was a Selectman previously when a similar proposal was presented and defeated. She questioned why a significant proposal such as this, which would require a change to the Town's charter, was presented without any prior opportunity for the public to discuss its consequences. She has heard that the chance for polarization on a Board is higher with more members, which can result in polarizing the community. Ms. Roopenian stated that is not how Sudbury is accustomed to functioning, and she reiterated her concern that there has not been enough prior public process regarding this petition article.

Robert Coe, 14 Churchill Street, stated that he had gotten the sense from the Wayland members of the Wayland-Sudbury Septage Facility Committee that they thought Sudbury was better governed than Wayland. Bruce Langmuir, 9 Bent Brook Road, stated he has lived in Sudbury since 1963, and he has observed that there have been times when it has been difficult enough to have three people interested in serving, let alone five.

A <u>motion</u> was made to call the question, which was seconded.

It was VOTED by well more than two-thirds to call the question.

The motion for Article 44 was *VOTED and DEFEATED by well more than a majority.*

ARTICLE 45 - RESOLUTION - EXECUTIVE SESSION MINUTES

To see if the Town will vote to approve the following resolution:

RESOLUTION: Executive Session Meetings of the Board of Selectmen

Whereas: Town business is conducted by the Board of Selectmen in executive session, and minutes of executive session meetings are public documents which may remain secret as long as publication may defeat the lawful purposes of the executive session, but no longer.

Whereas: Meetings consisting solely of an executive session are posted physically in the Town Clerk's office at least 48 hours prior to the meeting as required by law, but residents must visit the Town Clerk's office during working hours to discover that the meeting will be held.

Whereas: In consequence of this posting practice, residents are frequently unaware when executive session meetings have been held and cannot formulate a request for specific information on the business conducted in these meetings.

Whereas: Minutes of an executive session meeting are available to a Town resident only when specifically requested by that resident from the Town.

Whereas: Minutes of executive session by law cannot be released until they have been reviewed and it has been determined that the publication will not defeat the lawful purposes of the executive session.

Whereas: Minutes of executive session are not currently reviewed on a predictable or determined schedule, neither by specifying when minutes of specific meetings should be reviewed for release nor by reviewing all reserved minutes for release at specific intervals.

Whereas: In consequence of this reviewing practice, release of minutes to the public may be delayed unnecessarily.

Whereas: The Board of Selectmen announce public meetings and post minutes from these

meetings electronically, in addition to physically posting in the Town Clerk's office as required by law, to increase the accessibility and transparency of Town Government to all citizens.

THEREFORE, BE IT RESOLVED THAT:

The voters of Sudbury request that the Board of Selectmen establish a policy for the publication of executive session meeting notification and minutes which is consistent with the practice used for public meetings, requiring scheduled review of executive session minutes and facilitating availability of all public documents by electronic means.

Submitted by Petition

Petitioner Patricia Brown, 34 Whispering Pine Road, made a motion to <u>INDEFINITELY POSTPONE</u> Article 45.

The motion was seconded.

Ms. Brown explained that, at its April 5, 2010 meeting, the Board of Selectmen approved two policies addressing what had been presented in the initial non-binding resolution. She explained that Executive Session minutes shall provide for subsequent review for release to the public within 90 days of the one-year anniversary of the minutes, and every year thereafter, until released. In addition, Ms. Brown stated that all meetings of the Board of Selectmen, including Executive Sessions, will be posted on the Town website. Ms. Brown thanked the Board for adopting these policies.

FINANCE COMMITTEE: Took no position.

BOARD OF SELECTMEN: Recommend approval of the indefinite postponement.

The motion to indefinitely postpone Article 45 was *VOTED UNANIMOUSLY*.

There being no further business, a motion was received and seconded to dissolve the Town Meeting. The motion was <u>VOTED overwhelmingly</u>.

The 2010 Annual Town Meeting was dissolved at 8:29 p.m.

Attendance: 189

PART II

FINANCE COMMITTEE SECTION

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FY11 SECTION OVERVIEW

There are some noticeable changes to the Finance Committee section of the Town Warrant (the "FC" pages) this year. The objective is to provide taxpayers with the same historical trend information regarding operating expenses and metrics that the FinCom uses to evaluate the budget proposals and to provide more detail on the most significant budget data. A summary of the changes includes:

- Operating metrics for each Cost Center for the fiscal years ending June 2009, June 2010, and June 2011 (requested) including:
 - Average salaries.
 - Healthcare benefits for active and retired employees.
 - Student populations with detail on Sudbury, Lincoln, Metco, and other out-ofdistrict students.
 - Cost per student for each school system.
 - Headcount by department and/or function for each Cost Center.
- The operating budgets of the two school systems are presented in similar formats to improve their readability.
- Detail on Community Preservation Fund cash flows, with information on sources of revenue, expenditures on Open Space, Community Housing and Historic Preservation, and cash balances.
- Compensation information for all employees, whether managers or not, making over \$100,000 a year in lieu of previously reported compensation information on managers making over \$80,000 a year.
- Town Department budgets are summarized in a format similar to the schools, eliminating over 20 pages of detail that we believe is insignificant on a relative basis to the overall budget for purposes of printing it in the Warrant. However, this information is still reviewed by the FinCom and is available in the budget document posted on the Town's web site for those still interested in reviewing this level of detail.

Our objective is to reduce the volume of data and improve the relevance of the financial information in the delivered Warrant in the hope that more of you will have the time to review and consider it.

Two important caveats: this is Sudbury information, and metrics such as average teacher salaries and cost per student are calculated using the FinCom's methodology. Since our numbers are not necessarily the same as those compiled by the Massachusetts Departments of Revenue and Education, the Warrant information is not always comparable to what you might find at the mass.gov web site. You cannot, for instance, compare the FinCom's "cost per student" to the one available on the Mass DOE web site. If you want to compare Sudbury to other towns, use the mass.gov web site. If you want to compare Sudbury year over year on the benchmarks the FinCom follows, use the Warrant information. The other important caveat is that not all of these statistics are meaningful when used to compare the Sudbury Public Schools and the Lincoln-Sudbury Regional High School. The two school systems are inherently different because of the age and educational needs of their students. Most of the statistics the FinCom reviews are used solely for the purpose of identifying trends within a system and not between the systems.

We hope you find the new presentation useful and welcome any suggestions that you may have.

FINANCE COMMITTEE REPORT

Dear Resident of Sudbury,

This report will assist you in understanding Sudbury's fiscal year 2011 ("FY11") (July 1, 2010 – June 30, 2011) budget and the related financial articles that will be presented to you at Town Meeting beginning on April 5. We believe, above all, the participation of an informed voter is essential for Sudbury's democratic process and continued fiscal health.

The Finance Committee's (FinCom) role in Town government is to examine financial issues on behalf of Sudbury's residents, oversee the budget process, and make recommendations to you regarding the overall budget and all financial articles within the framework of the Town's needs and revenues. It is comprised of individuals with financial expertise and varying demographics.

This report is the culmination of a six-month budget process. In September, FinCom issued budget guidelines to the heads of the three key cost centers (Town of Sudbury, Sudbury Public Schools and Lincoln-Sudbury Regional School District). We asked each one to prepare two budget scenarios for FY11:

- A Non-Override Budget. The allowable growth in the non-override budget was set at 0% on January 29, 2010 based upon the release of the Governor's budget and expectations regarding reductions in State aid and local receipts as of that date.
- A 4.5% growth budget, which would limit the growth in operating expenses net of direct offsets to 4.5% over the prior year.

In addition, we asked for an update on how each cost center's actual costs were tracking against the FY10 appropriated budget. From October through March, we conduct budget liaison meetings between FinCom members and representatives of each of the cost centers. At these meetings, and through phone calls and emails, the liaisons and representatives of the Town departments and schools had in-depth discussions on budget matters. This process thoroughly familiarizes FinCom with the budget proposals so that we may guide residents through the numbers and respond to questions that are asked during the five weeks of public hearings and during the subsequent period leading up to Town Meeting.

What does the "4.5% budget" mean and where did it come from?

In early 2008, the Finance Committee concluded that the recent 6.5% per annum growth in the cost of operating the schools and the town was not sustainable and would likely lead to a series of no override votes that could have significant adverse consequences for the quality of our schools and other town services. The question was how to slow down the rate of growth in our costs? Operating the town and schools is a labor-intensive service business, and the principal driver of budget growth has been growth in the cost of employee compensation (i.e. wages and benefits). However, the Town's decision making process - an annual vote for a budget that typically meant either an override or layoffs - seemed incapable of providing any braking other than a hard stop. The reason: collective bargaining agreements (CBA's), which are typically negotiated every three years, were finalized prior to taxpayers being asked what they thought of the budgetary impact. Taxpayer approval of the labor contracts was sought when budgets were presented at the next Town Meeting, and which included new and higher labor costs that were baked into previously signed agreements. As a result, taxpayers were left either with the choice to fully fund the impact

of the contracts in an override or accept that a no override budget would result in layoffs and service level reductions.

In the fall of 2008, prior to the onset of the international financial and fiscal crisis, and in anticipation of the negotiation and renewal of all of the major Town and School labor contracts in 2009, the FinCom voted to recommend a spending growth limit of 4.5% per annum. This growth limit was meant to be a guideline for budget growth; a maximum, not a minimum. The Finance Committee publicly stated that it would vote against any operating budget proposal that represented growth of more than 4.5% above the previous year. This was not to say the FinCom would support a de facto 4.5% increase each year, but rather that the amount (up to 4.5%) to be supported in any given year would depend upon expectations for other revenues (State aid, local receipts, etc), the impact of any major changes in circumstances, and the overall impact on the property tax to the taxpayers of Sudbury. The objective of this budget growth guideline was to move the onus for determining spending growth levels from the taxpayer over to cost center management and the labor unions. At a minimum, any new contracts should fit within the announced spending growth limit, and hopefully come in below that threshold. Consequently, some of the burden of determining the level of layoffs was to be shifted from the taxpayer to management and the labor unions. While there might still be layoffs if the budget finally approved by taxpayers was less than 4.5%, the impact would be lessened if the contracts at least fit within that 4.5% framework.

To understand the impact of potential budget levels on both taxes and services this year, the Finance Committee asked for the preparation of two budgets that would "bracket" the range of possibilities: a no override budget and a budget assuming the spending growth limit of 4.5%. The "4.5% budget" provided the Selectmen and the FinCom with the information necessary to understand the cost of preserving services that might be lost in a no override budget and to assess the service value and tax trade-offs.

Recommended Budget

For FY11, we are recommending a Non-Override Budget of approximately \$79 million, which will mean a tax increase of 2.24% (\$235) for the average homeowner and a total increase in taxes of \$1,919,607 including new growth and commercial property taxes. We are recommending an override in the amount of \$1,753,625 for a total Override Budget of approximately \$81 million, which will mean a 4.92% (\$515) tax increase for the average homeowner and a total increase in taxes of \$3,673,232 including new growth and commercial property taxes. This will make up for the loss in revenues of \$1,909,240 and provide for an increase in operating budgets of 2.75% after two years of approximately 1.6% per year.

The Non-Override Budget is in compliance with Proposition 2½, which was approved by Massachusetts voters in 1980 and first implemented in fiscal year 1982 (M.G.L. Ch. 59, sec. 21c). It limits the amount of revenue a city or town may raise, or levy, from local property taxes each year to fund municipal operations without the approval of taxpayers. Proposition 2½ is not meant to be a "fiscally responsible spending benchmark". Exceeding this level should not necessarily be construed with negative implications towards a town's or a schools' financial management. It is meant to reflect a "check and balance" point at the local level: town officials cannot raise taxes more than allowed under that Proposition without an affirmative vote of the taxpayers. To spend more money, town officials have to "make their case" to the taxpayers who can apply their own test of reasonableness by their votes at Town Meeting and the polls. The Non-Override Budget represents an increase in the operating budget of 0.42% for each cost center compared to the FY10 budget whereas the average property tax will increase 2.24%. The Override Budget provides for an increase in those operating budgets of 2.75% whereas the average property tax will increase 4.92%. The disparity between tax increases and funding the operations of the town and schools is the result of a significant decline in projected non-property tax revenues, as follows:

• Reduction in Town and SPS State aid (projected at 7.5% below FY10 levels): \$426,002

\$717,146

- Reduction in local receipts (including excise taxes):
- Reduction in State aid (at 7.5% below FY10) and free cash at LSRHS <u>\$766,092</u>
- Total revenue loss: \$1,909,240

Essentially, all of the taxes collected under a non-override budget will be used to replace the loss of the other revenues detailed above with very little remaining to cover increases in town and school operating costs.

The Override Budget represents a tax increase over last year of \$3,673,232 including new growth and commercial property taxes, which is comprised of three components:

- 1) \$1,909,240 to ameliorate the loss of other revenue sources so that we are at least back to FY10 levels.
- 2) \$1,705,492 to fund a 2.75% increase in the operating budget. While slightly higher than the operating budget increases of 1.6% in each of the last two years, it is substantially down from the 6.8% and 6.1% levels of FY07 and FY08.
- 3) \$58,500 to fund a modest contribution to the Town and LSRHS stabilization funds. If the experience of the last 18 months has taught us nothing else, it has shown the importance of having a cushion for unexpected setbacks. Equally important, the maintenance of our AAA credit rating requires that we have adequate cash reserves. Sudbury today operates with one of the lowest levels of reserves of AAA rated communities in Massachusetts, generally 2-3% of the operating budget as compared to the Board of Selectman's target of 5% and the 5-10% recommended by our auditors.

Within the 2.75% increase in operating budgets <u>we are recommending the same percentage</u> <u>increase for each cost center</u>. This is a very important refinement of the spending growth limit concept, which says that absent major changes in circumstances, such as a significant change in student population, new service mandates imposed on the Town, etc, all cost center budgets should be growing at roughly the same rate. This is logical given that all three are labor-intensive services with 70-80% of their costs in labor. Limiting each cost center to the same percentage increase:

- Discourages overly generous labor contracts because the cost center with the larger contract settlement will have less money to spend on new hires (or reducing layoffs), technology, classroom materials, etc.
- Encourages each cost center to find ways to operate more efficiently by moving the budget away from a "cost plus" approach. Savings found within a cost center can be applied to better uses within that cost center as long as spending stays within the growth limit applied to all.

• Avoids the otherwise unfortunate result that one cost center might receive a bigger piece of the pie, over time, without any change in their relative contribution to town services.

Where are we today?

Over the past several years, the Town's fiscal situation has been severely constrained by increases in the cost of wages and benefits, which have risen much faster than the rate of inflation. As a result of having one of the highest levels of households with school age children in the State, we have a much higher demand for education services relative to other communities. On a comparative basis, Sudbury spends the 6th highest per capita amount on education and has the 4th highest level of education spending, as a percentage of its budget, in the entire State. That said, our spending on schools and services as measured on a per student basis is in line with, or lower than, our peers.

However, our cost structure is constrained by the fact that our revenue structure is heavily dependent on property taxes with only 7% of Sudbury's total revenues coming from commercial property taxes and 70% coming from residential taxes. As a result, residents bear the brunt of any tax increases.

In the short-term, it is unlikely that our non-residential tax revenues will see any meaningful increases given the current economic climate and the potential continued decreases in local receipts and State aid. For the past two years, these non-residential tax revenues have decreased substantially. As a result, the Finance Committee believes the Town will increasingly be confronted with three alternatives:

- Additional overrides to fund our ongoing level of services given current organizations and cost structures;
- Reductions to staff, and therefore services, within our current organizations and cost structures in order to fit within the constraints of Proposition 2 ¹/₂ and avoid overrides; or
- Changes to our current organizations and cost structures that enable our Town to deliver substantially (but perhaps not completely) the same level of services at a lower overall cost.

The Finance Committee believes that achieving the latter of these three alternatives is imperative if we are to minimize the former alternatives. We supported the Board of Selectmen as they established the Budget Review Task Force in 2007 to examine the Town's structural deficit. This task force examined both revenues and expenses and produced recommendations that may have the potential to improve the Town's long-term financial position. A copy of their final report is available via a link on the Town's website home page. Below we have highlighted four of their recommendations that we suggest should continue to be evaluated carefully to determine if changes in these areas could improve the Town's fiscal position.

• Pursue a more efficient economic model, which will support long-term excellence in schools and town services by considering regionalization, collaboration and consolidation to reduce costs by utilizing shared resources where appropriate.

- Reduce our healthcare expenses either by joining the Massachusetts Group Insurance Commission (the "GIC") or implementing a plan which has a sustainable cost structure equal to, or better than, the GIC.
- Enhance Sudbury's commercial district with a wastewater treatment plan and zoning/planning which would result in tasteful development to complement the character of Sudbury and increase our commercial tax base.
- Invest in renewable energy sources, which will provide long-term revenue and costreduction opportunities for Sudbury.

The Selectmen and School Committees have already begun the process of implementing several initiatives including reductions in the rate of growth in wages, reductions in the cost of employee health insurance, enhancing cooperation among school administrations, and sharing staff with neighboring communities. We are starting to reap the benefits of many of these initiatives, as evidenced by an approximately \$2.2 million reduction in future cost increases expected over the three fiscal years ending in 2012 resulting from the new health insurance plan design agreed to by the Sudbury Public School Committee and its various collective bargaining units.

Why should we seriously consider an override?

Our costs are comparable to similar communities. We believe that the costs of running the schools and the town are in line with our peer communities and this is confirmed by a wealth of comparative data on the cost of our services compared to those peers. The Per Pupil cost of LS is roughly equal to the average of MetroWest regional high schools. Of the area school systems with separate regional high schools, and therefore separate data on the cost of K-8 education, the Sudbury Public Schools system has the lowest cost per student when compared to K-8 systems in Concord, Lincoln, Southborough, Northborough, and Carlisle. Furthermore, expenditures per capita for Town services including police, fire, and DPW are lower than many MetroWest communities including Bedford, Weston, Wayland, Wellesley, Carlisle, Lincoln, and Concord.

Labor is over 77% of the budget so reducing headcount is the primary means to balance a tight budget. Of the other 23% at the schools, only 5-7% is discretionary because the rest includes such things as special education, transportation, and utilities. This "discretionary" piece includes technology, classroom supplies, etc where the impact of the reduced spending of the last several years is starting to become very apparent. The annual growth in the operating budget was held to 1.6% in each of the last two years and is proposed to be only 2.75% this year, all well below the long-term trend in the cost of municipal employee compensation. The town and schools have managed and are managing to do this through a combination of significant layoffs, which have curtailed town services and increased school class sizes, and reductions in the growth of salaries and healthcare benefits. Over the last two years layoffs have amounted to:

Lincoln-Sudbury Regional High School:	13.5 FTE
Sudbury Public Schools:	22.1 FTE
Town Departments:	10.1 FTE

Our employees have made significant concessions and are sharing the burden of these tight budgets. Sudbury Public Schools believes their deficit in a Non-Override Budget is \$1.1 million, and they would have to lay off 12-15 FTEs and take other steps to balance such a budget.

Without concessions on the growth in salaries and the cost of healthcare benefits in the labor contract negotiated in 2009 for the three fiscal years ending in 2012, the budget deficit would have been \$2.4 million in FY11. Lincoln-Sudbury Regional High School also negotiated concessions in their new labor contract, but will still have to lay off 10 FTEs to balance a non-override budget gap of \$800,000. The contract with the Police Officers union was settled as this letter was completed; the firefighters' contract is still in negotiation.

We cannot continue to balance budgets by significant headcount reductions without impacting the quality of our schools and town. While even this year's proposed Override Budget will require a modest number of layoffs, we hope that for the sake of our community we can limit this third year of layoffs and cutbacks to just that, "modest".

We strongly urge you to be informed on the budgets being presented for your consideration. You have several avenues to increase your understanding of how each budget will affect the level of services, schooling and quality of life in Sudbury. Please review the Finance Committee Report section of the Town Warrant; attend budget forums; watch the Finance Committee budget hearings, which will be rebroadcast on Channels 8 (Comcast) and 31 (Verizon) during March; and review the vast array of budget materials available on the town and school websites. Do not hesitate to ask questions of your elected officials and committee members.

Whether or not you agree with our findings and recommendations, please make sure that when you cast your vote, it is an *informed* one.

Respectfully yours, Sudbury Finance Committee

Charles Woodard, Chairman Joan Carlton Jamie Gossels Robert Jacobson William Kneeland, Jr. James Rao Martha Ragones Robert Stein Sheila Stewart

FY11 MONIED ARTICLES (Excluding Enterprises & Revolving Accounts)

		Requested ¹	Finance Committee
<u>Article</u>	Subject	<u>Amount</u>	Recommendation
2	FY10 Budget Adjustments	n/a	Report at Town Meeting
3	Stabilization Fund	\$ 50,000	Report at Town Meeting
4	FY11 Operating Budget	n/a	Recommends approval
5	FY11 Capital Budget	\$ 529 054	Recommends approval
0		φ 020,004	
10	Unpaid Bills	n/a	Report at Town Meeting
30	CPF: Tomb Door(s) Restoration	\$30,000	Report at Town Meeting
31	CPF: Revolutionary War Cemetery Radar Search	\$20,000	Report at Town Meeting
32	CPF: Update Existing Town Hall Vaults	\$67,795	Report at Town Meeting
52	or r. opuale Existing fowr hair vaults	ψ07,755	Report at Town Meeting
33	CPF: Town Hall Architectural Design Study	\$50,000	Report at Town Meeting
34	CPF: Sudbury Housing Trust 10% Allocation	\$180,000	Report at Town Meeting
35	CPF: Town-wide Walkways	\$200,000	Report at Town Meeting
00			Description Marchine
39	CPF: General Budget and Appropriations	n/a	Report at Town Meeting
- xhibit	Notes:		
	article includes override, "Requested Amount" repl	resents over	ride value.
	act dollar amount not available at time of Town Wa		
		-	-

ESTIMAT	ED IMP	ACT OF TO	OWN M	EETIN	G SPEN	DING	ON YOU	UR FISO	CAL 20	11 TAX	BILL
							AVG.				
Fiscal 2010		100,000				,	,		,	,	1,000,000
\$ Article or Override	Resident's Share	To calculate estim 100.000					-				1.000.000
10,000		,	\$ 0.74	\$ 0.98	\$ 1.23	\$ 1.47	\$ 1.60	\$ 1.72	\$ 1.96	\$ 2.21	1,000,000 \$ 2.45
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25,000	,		1.84	2.45	3.07	3.68	3.99	4.29	4.91	5.52	6.13
50,000	,	1.23	3.68	4.91	6.13	7.36	7.98	8.59	9.82	11.04	12.27
75,000	68,456	1.84	5.52	7.36	9.20	11.04	11.97	12.88	14.72	16.56	18.40
100,000	91,274	2.45	7.36	9.82	12.27	14.72	15.96	17.18	19.63	22.08	24.54
200,000	182,549	4.91	14.72	19.63	24.54	29.45	31.92	34.35	39.26	44.17	49.08
300,000	273,823	7.36	22.08	29.45	36.81	44.17	47.88	51.53	58.89	66.25	73.62
400,000	365,098	9.82	29.45	39.26	49.08	58.89	63.84	68.71	78.52	88.34	98.15
500,000	456,372	12.27	36.81	49.08	61.35	73.62	79.80	85.88	98.15	110.42	122.69
600,000	547,646	14.72	44.17	58.89	73.62	88.34	95.76	103.06	117.78	132.51	147.23
700,000	638,921	17.18	51.53	68.71	85.88	103.06	111.72	120.24	137.42	154.59	171.77
800,000	730,195	19.63	58.89	78.52	98.15	117.78	127.68	137.42	157.05	176.68	196.31
900,000	821,470	22.08	66.25	88.34	110.42	132.51	143.64	154.59	176.68	198.76	220.85
1,000,000	912,744	24.54	73.62	98.15	122.69	147.23	159.60	171.77	196.31	220.85	245.38
1,500,000	1,369,116	36.81	110.42	147.23	184.04	220.85	239.40	257.65	294.46	331.27	368.08
1,753,625	1,600,611	36.81	129.09	172.13	215.16	258.19	279.88	301.22	344.25	387.28	430.31
2,000,000	1,825,488	49.08	147.23	196.31	245.38	294.46	319.20	343.54	392.62	441.69	490.77
2,500,000	2,281,860	61.35	184.04	245.38	306.73	368.08	399.00	429.42	490.77	552.12	613.46
3,000,000	2,738,232	73.62	220.85	294.46	368.08	441.69	478.79	515.31	588.92	662.54	736.15
3,500,000	3,194,604	85.88	257.65	343.54	429.42	515.31	558.59	601.19	687.08	772.96	858.85
4,000,000	3,650,976	98.15	294.46	392.62	490.77	588.92	638.39	687.08	785.23	883.39	981.54

ESTIMATED IMPACT ON FY11 TAX BILL

SUDBURY PUBLIC SCHOOLS SUPERINTENDENT'S REPORT

Dear Resident of Sudbury,

Despite budget growth of only 1.51% and the layoff of over 22 FTE in FY09 and 1.26% budget growth and a reduction of 4.5 FTE staff (not including the new full-day kindergarten program) in FY10, Sudbury Public Schools has continued to provide quality education to the students and community. Our students remain some of the highest performing students in the Commonwealth. Our staff continues to demonstrate a dedication to their students and profession that makes them highly regarded and highly effective.

For an example of this dedication, one only needs to review the negotiated contract reached in bargaining between the Sudbury Education Association and the School Committee in July 2009. Understanding the economic conditions we all face and wanting to be part of a solution to address the structural budget deficit that we face in Sudbury, the parties reached an agreement that called for significant concessions in wages and benefits. If one compares the costs of the new three-year agreement to what would have been the status quo using typical settlements, the new terms provide over \$4.1million in 'savings' over the three-year period of the contract. We are all proud of this outcome and the message it sends about being partners in working through these difficult economic times.

We are presenting two budgets in this warrant for consideration. First, the Non-Override Budget. This budget, \$34,414,578 including benefits, is 0.42% (approximately \$144,000) greater than our FY10 budget. This would be the third consecutive year of providing educational programming for our students on a budget that has been increased by less than 1.6% over the previous year.

The Non-Override Budget, even with the savings from the aforementioned bargaining concessions, requires \$909,000 be cut from our current program and staffing. The leadership of the district has been working hard to identify where such reductions will occur. At the time of printing this warrant, a final plan has not been adopted. The time required to adopt a budget balancing plan is greater this year than ever before because more obvious, "low-hanging fruit" is already gone. The choices before us are all bad. We are exploring ways to reduce costs in areas such as transportation, food service, and utilities, we are in discussions about potential savings from greater collaboration with our neighboring school districts, and we will likely reduce non-personnel costs by over \$280,000.

Nevertheless, we must still cut over \$600,000 in staff. Whatever the final plan for staff reductions, class size will increase and services to students, staff, and parents will be reduced. It is very possible some programs we have offered in the past will be eliminated. It is my opinion, that with this budget, our ability to meet the high expectations this community has for service will be affected.

Our enrollment is projected to decline in FY11 by 91 students (2.9%) and we are able to adjust our staffing accordingly (2.5%). This continues a recent trend of slightly declining enrollments in grades K through 8. We are able to adjust programming and staffing as a result, however, the relationship between enrollment and staffing level is not linear and does not provide full relief in a \$35M budget that is growing by only \$144,000.

Another key driver is special education. This federal and state mandated program requires us to provide a level of service that meets the needs of each individual student. While that mandate is

not optional, we continue to seek the most efficient means to do so. We have recently developed programs within our schools that allow us to serve the students in Sudbury in a much less costly way than sending them to out-of-district placements. We have also modified special educator staffing allocations to bring efficiencies to the program. The total number of students identified for special education services is down slightly from previous years but their needs are more severe and resource intensive.

Also presented is a budget that incorporates the portion of the \$1.75M override allocated to SPS. This provides a \$35,213,084 budget which is 2.75% greater (\$942,442) than FY10. This budget also requires an \$111,000 reduction from our current programming. We are able to balance the override budget with the reductions in staffing resulting from enrollment changes. In effect, a 2.75% budget growth allows us the opportunity to maintain our current class size guidelines, and programming and services for students, staff, and parents. It does not provide any flexibility in addressing mid-year state revenue cuts or unforeseen expenditures that might develop during the year.

The SPS School Committee and administration understand the economic conditions we all face and the importance of providing an education for our children that will allow them to compete and succeed in their future. We understand the pressure inherent in the relationship between costs and service. We continue to seek efficiencies of operation and additional funding from sources other than the local taxpayers. The challenges we face together all seem to present choices that are difficult and unacceptable. We accept our fiduciary responsibility to our students, parents, and community and will continue to offer leadership with fidelity and singleness of purpose.

Respectfully yours,

Dr. John A. Brackett

LINCOLN-SUDBURY SUPERINTENDENT'S REPORT

Dear Resident of Sudbury,

Lincoln-Sudbury is a great high school, and it is a high school that is feeling the strain of these challenging economic times. Over the past two years, we have had to cut 8.45 FTE of professional staff (teachers and an administrator), and we have cut 4.42 FTE of support staff (including teaching assistants and clerical help). As the economic downturn began two years ago, the school increased its Athletic, Activities, and Parking fees to levels that are significantly higher than neighboring communities. These fee increases have generated a total of \$230,000 more in revenue during FY'09, increasing total fee revenues for the District from \$307,757 under the previous fee structure to \$537,978 at the higher fee amounts. This has allowed the school to preserve a number of teaching positions that would have otherwise been eliminated if not for this added revenue – increasing these user fees unfortunately did shift the burden to families with children using these high school services.

The dilemma that Sudbury and many other communities face each year is that the costs of running and maintaining quality schools and providing Town services outpaces the revenues the Town can generate under Proposition 2½. Lincoln-Sudbury is being run with one of the leanest administrations around, after closing one of four House Offices last year and eliminating the

Housemaster and House Assistant positions. We have replaced much of our mailing costs by automating notices to parents using email. Our facility energy costs have decreased \$81,000 from a high of \$860,082 in actual FY'06 expenditures to a budgeted \$779,166 for FY'11. We negotiated copier replacements in FY'10 that will save the District close to \$30,000 in FY'11. In June 2009, the School Committee and Teachers Association settled a new three-year contract, which is estimated to have saved the taxpayers \$1.9 million over the next three years, compared to the conditions of the previous contract. In FY11, under the new contract, professional staff realize 1.75% COLA, but are also now paying 5% more towards their health insurance benefit. By settling such a favorable contract, the school is positioned to retain teachers, limit budget growth, and meet the goals of the Town in controlling costs. Despite such efficiency and savings, the high school needs an override vote just to maintain our current staff and programs under the constraints of Proposition 2¹/₂.

Almost all of our efforts this year have been to prepare a Non-Override Budget, which, in the end, represents a 0.42% increase in the operating budget, excluding debt service. Despite the contractual savings and cost cutting measures outlined above, a Non-Override Budget cuts at the very fabric of what makes Lincoln-Sudbury a great school – its teachers. A Non-Override Budget at Lincoln-Sudbury will result in the reduction of 6.55 FTE from the teaching and counseling staff and 1.00 FTE from the support staff. The loss of 6.55 professional staff during a time of growing enrollment will significantly increase class sizes and teacher loads (student-teacher ratio). This increase will result in less contact time between students and the adults guiding them towards success and preparation for their futures. Lincoln-Sudbury has always been a school that tries to meet students' needs and to provide an array of choice within our curriculum. Tightening budgets over the past couple of years have already limited our ability to schedule students into courses of their choice and courses matched to their needs. A No Override Budget will make these limitations even more pronounced, and the breadth of the high school curriculum will diminish. In a No Override Budget situation, a great school begins to look like any other high school.

Over the past years, our decisions have reflected a commitment to preserve, as much as possible, professional staff positions: those who serve our core mission of teaching and learning. With the highest user fees and the leanest administration around, increasing fee revenues or eliminating administrative overhead is not palatable, so the non-override impact upon professional positions this year is unavoidable. If the override should be successful, the additional resources would allow the high school to remain status quo with regard to staff. The 6.55 FTE professional and 1.00 FTE support staff positions would not be cut, nor would any additional positions be created.

Respectfully yours,

Scott Carpenter

TOWN MANAGER'S REPORT

Dear Resident of Sudbury,

As our national recession continues the negative impacts on our community's ability to fund essential Town services becomes ever more difficult. In our FY11 Non-Override Budget, the Selectmen and I present a Finance Committee recommended budget that increases 0.42%

(approximately \$75,000) over the FY10 budget. This Non-Override budget requires a number of reductions, some in staffing but mostly in the ability to provide services through outsourcing (contracts with vendors) and to have adequate quantities of materials and supplies that departments need to continue providing the same services and response times as in years past. These reductions are an extension of similar actions that were taken in FY09 and FY10. This follows two years of staffing cuts - we have left vacant and/or eliminated 7.05 FTE positions in FY09 and 5 FTE positions in FY10. In addition, we have cut the overtime budget in the police department, hours of operation at the Goodnow Library, equipment purchases in all departments, and nearly eliminated maintenance for town and school grounds. Spending to maintain town assets and our physical plant has decreased.

The FY11 Override budget recommended by the Finance Committee is a 2.75% increase over FY10, approximately \$496,000. This override budget would allow Town services to continue at about the same level as provided in FY10, except for the Sudbury Fire Department, where we are presenting a staffing increase plan that meets two key service level objectives – keeping station three open year-round while still reducing our reliance on overtime to obtain adequate staffing levels - without further introducing new demands on the tax levy. We are requesting that Town Meeting approve an Override budget that adds four more firefighter/EMS positions to the Department. By using ambulance fees and reducing the overtime budget, this will require net \$25,000 from the tax levy in the first year to add these four positions. Otherwise, nearly all the funds allowed under the Override budget prevent the reductions that are made in the Non-Override Budget and preserve service delivery at FY10 levels.

The Selectmen and I recognize that our challenge to run lean and to continue to keep expenditures for Town services, whether measured as a percent of total budget or on a per capita basis, lower than nearly all of our peer communities, is only half the battle. We also need to insure our costs are sustainable within the ability of Sudbury to generate sufficient revenues to pay for expected and required services.

While there are myriad efforts ongoing to achieve these goals, the Selectmen and I want to emphasize three overall strategies we are employing. First, we know our greatest costs (as well as greatest assets) are our town employees and the private vendors we outsource to. We have had no choice but to use a reduction in this area to keep spending within the allowed limits. In some cases this reduction has resulted from a careful study of impacts on services and a proposed alternative that allows the Town to continue to offer high quality services. The sharing of a Recreation Director with Wayland is one example of the careful approach that both saves money and protects service levels. Unfortunately, in other areas, the loss of employee hours or position or private vendor's hours has clearly had a negative service impact. The reduction in Library hours, purchased hours from public health nurses and police patrols are examples of the latter outcome. Through the C.O.R.E initiative (consolidation/cooperation, outsourcing, regionalization, and evaluation process engaged in by Town and SPS staff), and by engaging in lengthy discussions with our own staff, board and committee members, and the administrations of surrounding towns, we have identified a number of initiatives that we hope will lead to more cost avoidance/service protection scenarios. We also continue to evaluate situations where we can shift the cost of less critical services to a fee basis for user/recipients. An example of this is our field maintenance enterprise fund for recreational services. The direct cost of providing playing fields in the condition that is expected by our youth sport user groups has been shifted to an enterprise fund that is more funded by user fees and less through the town's general budget.

Secondly, we have been involved in very lengthy and challenging collective bargaining with our employee unions. Our employees are very aware of the economic environment, and they engaged

with us in negotiating benefit changes that have them pay more of the cost of their health insurance benefits, switching to "rate saver" plans with higher co-pays and deductibles, and agreeing that newly hired employees will pay an even a greater share of their health insurance costs. As of the writing of this letter, nearly all town unions have settled contracts with the Town that will allow the Town's appropriation for health insurance for FY11 to be nearly level funded to the FY10 level. These contract terms are similar to those agreements reached by SPS with their union employees. We project that once bargaining has concluded for all Town employee groups, at least \$315,000 in health insurance costs will have been avoided in FY10 alone.

Finally, we continue to work on strategies to grow and diversify our tax base so that we are less vulnerable to economic cycles. The primary goal for several years has been to provide our commercial district with a wastewater treatment plant. With the identification of a potential parcel to serve as a leaching field for the wastewater plan, the Town is able to begin the many steps that must be addressed if this project is brought to reality, including questions of finances, governance, zoning and permitting. Diversifying our revenue base beyond property taxes has also been a continuing goal. The Board of Selectmen has placed two local option questions on the Town Meeting warrant that will ask citizens to consider tax increases – a .75% meals excise and a 2% hotel room excise – that will generate an estimated \$100,000 in local tax receipts that will remain in Sudbury. The availability of many State and Federal programs have prompted the Board of Selectmen to create the Green Ribbon Energy and Sustainability Committee to examine opportunities to invest in renewable energy sources which we hope will provide long-term sustainable revenue and cost-reduction opportunities for Sudbury.

As always, the Board of Selectmen and I, along with our great Town staff, will keep striving to provide the highest levels of service possible to the residents, businesses and guests of the Town. All of Sudbury's residents depend on and benefit from the broad array of Town services that a community requires and their government delivers for their safety, health and quality of life needs, even more so when times are hard. In both the short and the long term, our focus will be on fiscally sustainable strategies that protect the capacity of Sudbury's government to meet consistently these service responsibilities.

Respectfully yours,

Maureen G. Valente

FY09 FY10 FY11 FY11 EXPENDITURES Non-Override Override Actual Budget LS Gross Assessment 16,471,854 17,357,765 16,886,852 16,891,910 LS Offsets/Re-apportionments (3,031,946) (2,426,206) (2, 426, 206)(3, 255, 278)ARRA Stimulus Funds (160,352) LS Employee Benefits Assessment 3,117,966 3,142,491 3,185,857 3,185,857 LS E&D Fund Assessment 8,500 LSRHS NET (Operating Assessment) 16,334,542 16,837,045 17,651,561 18,125,916 SPS Gross Expenses 31,121,266 28,641,329 30,309,520 30,322,760 SPS Offsets (2,358,310)(2,302,767)(2,255,533)(2,358,310)ARRA Stimulus Funds (163, 484)--SPS Employee Benefits 6,700,568 6,380,138 6,450,128 6,450,128 SPS NET 35,213,084 33,039,130 34,270,641 34,414,578 Minuteman Regional Assessment 237,788 228,794 228,794 299,768 Other Regional School Assessments 43,212 20,700 Total: Schools 49,654,672 51,428,154 52,294,933 53,567,794 General Government 2,160,424 2,285,787 2,314,144 2,413,114 Public Safety 6,330,016 6,566,348 6,755,544 6,817,317 Public Works 3,406,588 3,343,183 3,295,023 3,366,439 Human Services 515,673 533,679 538,050 569,362 Culture & Recreation 1,178,745 1,080,329 1,141,052 1,142,324 Unclassified & Transfer Accounts 70,643 378,619 302,885 382,162 Town Employee Benefits 4,323,070 4,153,667 4,159,598 4,224,185 subtotal, town services 17,717,340 18,408,266 18,572,156 19,050,209 (526,369) Town Operating Offsets (230,342) (381,600) (468,369) Total: Town Departments 17,486,998 18,026,666 18,103,787 18,523,840 Capital Planning Committee 513,042 523,383 527,067 529,054 Capital Exclusions 513,042 527,067 529,054 Total: Capital Budget 523,383 Subtotal: Operating Budget 67,654,712 69,978,203 70,925,787 72,620,688 Town Debt Service 4,347,060 4,261,604 4,180,354 4,180,354 LSRHS (Debt Assessment) 2,237,147 2,394,071 2,298,949 2,237,147 Total: Debt Budget 6,741,131 6,560,553 6,417,501 6,417,501 Enterprise Fund Expenditures 702.292 945.088 982.802 949,074 Stabilization Fund 50,000 Total: Other 702,292 999,074 945,088 982,802 Other Charges to be raised 983,524 781,857 744,548 744,548 Total: To Be Raised 76.081.659 78,265,701 79.070.637 80,781,811 RECEIPTS State Aid (Cherry Sheet) 5,650,528 5,680,026 5,254,024 5,254,024 SBAB School Debt Reimbursement 1,702,597 1,702,597 1,702,597 1,702,597 Local Receipts 4,287,194 4,058,288 3,652,860 3,652,860 Free Cash 294,110 -**Retirement Trust Fund** 25,000 --Abatement Surplus 421,000 321,000 _ Prior Year Articles/Recoveries 26,320 Enterprise Funds 774,359 974,638 1,012,397 1,012,397 Total: State & Local Receipts 13,181,108 12,736,549 11,621,878 11,621,878 69,202,384 Tax Levy 63,263,124 65,529,152 67,448,759 Total: Revenue 76,444,232 78,265,701 79,070,637 80,824,262 UNDER/ (OVER) 362,573 (0) (0) 42,451

SUMMARY OF FY09-FY11 BUDGET DATA

RECOMMENDED FY11 BUDGETS

	FY10	FY11	FY11	FY11	FY11
ALL LINE ITEMS - ALL FUNDS*	Budget	Non-Override	% of Budget	Override	% of Budget
Lincoln-Sudbury Regional High School	16,837,045	17,651,561	22.3%	18,125,916	21.5%
Sudbury Public Schools	34,270,641	34,414,578	43.5%	35,213,084	43.8%
Minuteman and other Voc Schools	320,468	228,794	0.3%	228,794	0.4%
Town Departments	18,026,666	18,103,787	22.9%	18,523,840	23.0%
Debt Service - Town, SPS and LSRHS	6,560,553	6,417,501	8.1%	6,417,501	8.4%
Transfer Station Enterprise Fund	302,087	271,437	0.3%	271,437	0.4%
Atkinson Pool Enterprise Fund	482,656	489,868	0.6%	489,868	0.6%
Field Maintenance Enterprise Fund	160,345	221,497	0.3%	187,769	0.2%
Capital Items	523,383	527,067	0.7%	529,054	0.7%
Stabilization Fund	-	-	0.0%	50,000	0.0%
State and Local Charges	781,857	744,548	0.9%	744,548	1.0%
Total Budget*	78,265,701	79,070,637	100.0%	80,781,811	100.0%
* Total budget reporting includes all cost	contors and a	ll funda ta ha ar	propriated or o	voordod ovoo	at for

* Total budget reporting includes all cost centers and all funds to be appropriated or expended, except for revolving funds.

	FY10	FY11	FY11	FY11	FY11
OPERATING BUDGET*	Budget	Non-Override	% of Total	Override	% of Total
Lincoln-Sudbury Regional High School	16,837,045	17,651,561	24.9%	18,125,916	25.0%
Sudbury Public Schools	34,270,641	34,414,578	48.5%	35,213,084	48.5%
Minuteman and other Voc Schools	320,468	228,794	0.3%	228,794	0.3%
Town Departments	18,026,666	18,103,787	25.5%	18,523,840	25.5%
Capital Items	523,383	527,067	0.7%	529,054	0.7%
Total Operating Budget*	69,978,203	70,925,787	100.0%	72,620,688	100.0%

*Operating cost centers only. Excludes debt service, capital projects and other one-time charges. Enterprise funds are also omitted from this table. The cost centers shown above are the ones that are primarily supported by the General Fund.

	FY09			FY11
	Actual	Budget	No Override	Override
Salaries & Other Cash Compensation				
Administration	885,574	843,525	837,082	837,082
Elementary Instruction	8,779,376	9,070,398	9,570,418	9,526,068
Middle School Instruction	4,884,122	5,085,833	5,125,979	5,059,450
Curriculum/Instr/Technology	548,011	564,879	531,842	531,842
Special Ed Instruction	4,787,816	4,894,654	4,986,372	4,986,372
Health, Transportation & Food Service	774,409	748,050	699,942	699,942
Plant Maintenance	777,882	825,382	842,907	842,907
All Other	487,972	614,263	614,263	614,263
Non-Override Reduction			(627,154)	
Total Salaries & Other Cash Compensation	21,925,162	22,646,984	22,581,651	23,097,926
Expenses				
Administration	474,554	409,911	422,208	422,208
Elementary Instruction	322,849	348,703	359,164	359,164
Middle School Instruction	181,894	168,690	173,751	173,751
Curriculum/Instr/Technology	219,847	370,214	381,320	381,320
Special Ed Instruction	3,331,820	3,621,176	3,983,294	3,983,294
Health, Transportation & Food Service	718,946	1,060,289	1,092,098	1,092,098
Utilities	945,413	1,218,926	1,255,494	1,255,494
Plant Maintenance	513,886	464,626	478,565	478,564
Non-Override Reduction			(282,232)	
Total Expenses	6,709,209	7,662,535	7,863,662	8,145,893
Subtotal before Benefits	28,634,371	30,309,519	30,445,313	31,243,819
Healthcare Benefits				
Active Employees	4,604,065	4,210,479	4,234,745	4,234,745
Retired Employees	513,387		513,387	513,387
Total Healthcare Benefits	5,117,452	4,723,866	4,748,132	4,748,132
Retirement & Other Benefits				
Active Employees	1,242,614	1,308,813	1,354,536	1,354,536
Retired Employees	347,460	347,460	347,460	347,460
Total Retirement & Other Benefits	1,590,074	1,656,273	1,701,996	1,701,996
Total Benefits	6,707,526	6,380,139	6,450,128	6,450,128
otal SPS Operating Expenses	35,341,897	36,689,658	36,895,441	37,693,947
SPS Grants, Fees & Other Offsets				
Net SPS Operating Expenses	33,039,130	,	,	
······································		,,		
Fotal Compensation (salaries, other cash compensation & penefits) as a percentage of Operating Expenses (before Dffsets)	81.02%	79.12%	78.69%	78.39%
Students:				
Sudbury (Pre-K - 8)	3,151	3072	3020	3020
Metco	62	65	65	65
Other Out of District Students at SPS	27	28	28	28
Total	3,240			3113
	, -	,		
Cost per Student	10,908	11,592	11,852	12,109

SUDBURY PUBLIC SCHOOLS BUDGET SUMMARY

(Operating Expenses <u>before</u> Offsets divided by number of Students Note that this number is not the same as the Per Pupil Expenditure number used by the MA Department of Education)

	FY09	FY10	FY11	FY11
	Actual	Budget	No Override	Override
Headcount (FTEs)				
Administrators	16.00	16.00	16.00	16.00
Administrative Support	18.60	18.40	18.40	18.40
Teachers (excl SPED)	191.28	193.83	194.83	192.33
Classroom & Teaching Support (excl SPED)	14.95	21.37	21.37	21.37
SPED Teachers	48.40	52.90	52.90	52.90
SPED Support	54.10	46.90	46.90	46.90
Metco	2.71	3.60	3.60	3.60
Custodial/Grounds/Maintenance	16.00	16.00	16.00	16.00
All Other	27.85	24.31	24.31	24.31
Non-Override Reduction	21.00	24.01	(12.50)	24.01
Total FTEs	389.89	393.31	381.81	391.81
TOTALFTES	369.69	393.31	301.01	391.01
Part Time Employees receiving benefits	40	35	35	35
Retirees receiving Full Healthcare benefits	50	47	47	47
Retirees receiving Medicare Supplemental benefits	127	141	141	141
Average Class Size				
Haynes	18.8	19.3	21.3	19.1
Loring	21.6	20.9	21.0	20.2
Nixon	22.4	21.1	21.2	21.1
Noyes	19.9	20.9	22.0	20.4
Curtis	23.8	23.2	25.7	24.5
Average Salaries				
Teachers	64,013	64,771	67,017	67,017
Administration	100,836	104,241	104,470	104,470
All Other	34,794	31,792	33,747	33,747
Healthcare benefits per active employee	11,809	10,705	11,091	10,808
Healthcare benefits per retiree	2,529	2,529	2,529	2,529
Retirement & Other Benefits per active employee	3,187	3,328	3,548	3,457
Retirement & Other Benefits per retiree	5,791	5,791	5,791	5,791

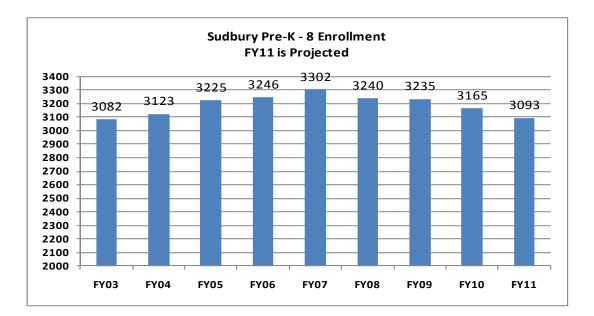
Exhibit Notes:

1) Payments for benefits are those made by SPS and do not include employee or retiree contributions.

2) In FY10 Sudbury Public Schools' contributions for health care are 85% HMO, 70% PPO, & 50% Retirees. In FY11 Sudbury Public Schools' contributions for health care are 82.5% HMO, 67.5% PPO, & 50% Retirees. In FY12 Sudbury Public Schools' contributions for healthcare are 80% HMO, 65% PPO, & 50% Retirees. As of 7/1/09, Sudbury Public Schools' contributions for new hires are 70% HMO & 55% PPO.

Since 7/1/1996, all new non-teacher employees pay 9% plus 2% of salary above \$30,000 in contributions for Middlesex County Retirement. Over the course of an employee's career, a Group 1 (non-public safety) employee hired after this date will pay nearly the entire cost of his/her future retirement benefits. Since 7/1/2001, all new teacher employees pay 11% in contributions to the Massachusetts Teacher Retirement System. Sudbury Public Schools does not contribute to the Massachusetts Teacher Retirement System for active employees and most retired employees. Sudbury Public Schools is in the second to last year of a 20-year repayment plan for an early retirement incentive offered by the Massachusetts Teacher Retirement System 20 years ago. Our yearly repayment for this year and next is \$14,000 each year.

3) Average salaries include other cash payments other than overtime.



	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Override
SUDBURY PUBLIC SCHOO	LS			
Sudbury Public Schools	28,641,329	30,309,520	30,322,760	31,121,266
Offsets (incl. METCO)	(2,302,767)	(2,255,533)	(2,358,310)	(2,358,310)
ARRA Stimulus Funds		(163,484)	-	-
Sudbury Public Schools	26,338,562	27,890,503	27,964,450	28,762,956
Add: Benefits Costs	6,700,568	6,380,138	6,450,128	6,450,128
Add: Muni/Schools Fac. Dept.	-	-	-	-
Total: Sudbury Public Schools	33,039,130	34,270,641	34,414,578	35,213,084

The FY11 Non-Override Budget will provide Sudbury Public Schools with an additional \$143,937 in operating revenue over FY10 amounts. This represents a 0.4% increase over the SPS Fiscal Year 2010 budget, inclusive of pension and insurance costs. The Finance Committee believes that this budget is insufficient to support SPS for FY11 and will result in substantive loss of personnel and services. Although the student population is projected to decrease in FY11, increases in other costs would require personnel reductions under a Non-Override Budget that would have a detrimental impact on the Sudbury Public Schools and would result in either increases in class sizes, reductions in essential services, or both.

Collective bargaining negotiations with the school unions concluded in the summer of 2009 and resulted in a three-year agreement (for FY10, 11 and 12) with a substantial reduction in the rate of growth in overall compensation (salaries and benefits) compared with the prior contract. In a "roll-up budget", which represents the same staffing levels as FY10, there would be a net increase in salary expenses of \$269,488 or 1.24% and an increase in benefits of \$69,990 or 1.1%, resulting in a total net increase in compensation of 1.21% from FY10 to FY11. Excluding Special

Education costs, all other non-personnel related operating expenses are projected to increase by approximately 3.0% from FY10 to FY11.

By contrast, Special Education costs are projected to increase by 10%, or \$362,118, in FY11. The increases in Special Education costs are being driven by State and Federal mandated levels of service as well as increased student needs. Moreover, the impact of increases in Special Education costs is further compounded by reductions to Special Education Circuit Breaker funding from the State. Circuit Breaker funding is budgeted to decrease by \$250,000, or 38%, in FY11. The combined unfavorable impact of reduced Circuit Breaker funding and higher Special Education costs is an increase of \$612,118, or 21%, from FY10 to FY11.

Non-Override Budget

The Finance Committee recommends approval of a FY11 Non-Override Budget for the Sudbury Public Schools in the amount of \$34,414,578.

Override Budget

The Finance Committee recommends approval of a FY11 Override Budget for the Sudbury Public Schools for FY11 in the amount of \$35,213,084, or \$798,506 more than the Non-Override Budget. This is an increase of \$942,443, or 2.75% over the SPS Fiscal Year 2010 budget, inclusive of pension and insurance costs. At this level of funding, reductions of over \$111,000 will still be required from the current program and services. The Finance Committee believes that it is particularly important that SPS operate with closer to a level-service budget in FY11 given the significant reductions to staff and services the school system made in FY09, and the concessions agreed to by school unions in the collective bargaining agreement that came into effect in FY10.

	FY09	FY10	FY11	FY11
	Actual	Budget	No Override	Override
Colorias & Other Cook Componentian				
Salaries & Other Cash Compensation	1 1 4 2 0 0 7	1 022 082	1.032.806	1 022 906
Administration	1,143,907	1,022,083	1 1	1,032,806
Instruction (excl Spec Ed)	10,165,643	10,048,455	10,145,868	10,481,177
Special Ed Instruction	1,439,609	1,538,580	1,540,146	1,600,562
Educational Support	560,617	592,394	610,886	610,886
Educational Support - Special Education	464,690	436,236	442,928	442,928
Clerical/Admin Support	895,759	909,158	913,203	937,203
Grounds/Maintenance	572,846	609,190	624,508	624,508
Coaching	392,510	380,223	381,586	381,586
All Other (Substitutes, Extra Services, Curric Dev)	140,105	209,416	209,544	209,544
Total Salaries & Other Cash Compensation	15,775,686	15,745,735	15,901,475	16,321,199
Expenses				
Instruction (excl Spec Ed)	566,966	524,114	461,241	482,626
Special Education	2,790,025	3,183,263	3,435,949	3,438,201
Educational Support	977,245	911,913	908,976	957,536
Operations excl Utilities	645,659	630,736	627,238	629,238
Utilities	784,161	858,435	779,166	779,166
All Other Expenses & Contingency	178,980	375,262	207,288	207,288
Total Expenses	5,943,036	6,483,723	6,419,858	6,494,055
Subtotal before Benefits	21,718,722	22,229,458	22,321,333	22,815,254
	21,710,722	22,223,400	22,021,000	22,010,204
Healthcare Benefits Active Employees	4 700 400	4 704 770	1 000 000	4 057 000
	1,760,489	1,764,772	1,892,838	1,957,860
Retired Employees	935,587	856,493	981,945	981,945
Total Healthcare Benefits	2,696,076	2,621,265	2,874,783	2,939,805
Retirement & Other Benefits				
Active Employees	383,491	423,897	500,537	418,890
Retired Employees	359,210	379,075	396,133	396,133
Total Retirement & Other Benefits	742,701	802,972	896,670	815,023
Total Benefits	3,438,777	3,424,237	3,771,453	3,754,828
Total LSRHS Operating Expenses, including grant funding	25,157,499	25,653,695	26,092,786	26,570,082
LSRHS Grants, Fees & Other Offsets, incl circuit breaker	2.247.715	1,953,135	2,292,684	2,217,757
Net LSRHS Operating Expenses	22,909,784	23,700,560	23,800,102	24,352,325
Total Compensation (salaries, other cash compensation & be	nefits) as			
a percentage of Operating Expenses (before Offsets)	76.4%	74.7%	75.4%	75.6%
Students:				
Sudbury	1,293	1,275	NA	NA
Lincoln	237	233	NA	NA
Metco	91	91	91	91
Other Out of District Students at LS	18	15	12	12
		1,614		
Total	1,639 "Other" is based on	,	1,645 n grades 9-11 w ho	1,645 w ould continue
			5	
Cost per Student (Operating Expenses before Offsets divided by number of	15,349	15,894	15,862	16,152
Students. Note that this number is not the same as the Per Pupil Expenditure number used by the MA Department of Education)				

LINCOLN-SUDBURY REGIONAL HIGH SCHOOL BUDGET SUMMARY

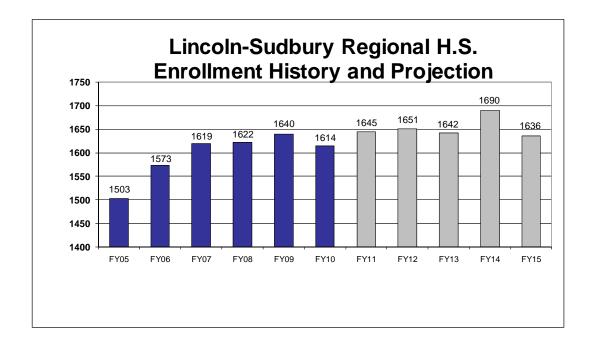
FY09	FY10	FY11	FY11
Actual		No Override	Override
9.20	8.20	8.00	8.00
17.87	17.18	16.18	17.18
129.03	123.89	118.34	123.89
5.10	4.80	4.80	4.80
18.30	19.25	18.25	19.25
			15.95
			3.00
			11.00
			8.60
			211.67
Ass	sumes grants fun	ded at same leve	1
30	24	24	24
			39
			90
			00
22.8	23.1	25.0	23.6
1,181	1,146	1,146	1,146
		ination and estim	ated for
inclusion of spring	g sports		
	,)	84,405
			129,101
44,931	47,963	49,540	49,118
7 989	8 330	9 273	9,250
			7,612
0,000	0,000	7,012	1,012
1.740	2.001	2,452	1,979
,	,	,	2,572
		2,012	2,012
21 740 700	22 220 450	00 004 000	22 845 254
			22,815,254
3,438,777	3,424,237	3,771,453	3,754,828
0.047.745	4 959 495		0.047.757
2,247,715	1,953,135	2,292,684	2,217,757
0.057.040	0.050.000	0,400,040	0 400 646
			2,498,616
			3,360,721
			50,000 325,572
909,000		-	(8,500)
0.011.050	-		, ,
9,011,652 16,145,847	8,816,650 16,837,045	8,441,225 17,651,561	8,444,166 18,125,916
	1C 027 N/E		
	9.20 17.87 129.03 5.10 18.30 17.50 3.75 11.50 8.10 220.35 Ass 30 79 30 20 79 30 79 79 8,583 7,70 124,338 44,931 7,989 8,583 7,989 8,583 7,70 124,338 44,931 7,989 8,583 7,989 8,583 7,989 8,583 7,989 8,583 7,989 8,583 7,989 8,583 7,989 8,583 7,989 8,583 7,989 8,583 7,710 2,237,715 2,857,040 2,936,342 61,000 909,555 9,011,652	Actual Budget 9.20 8.20 17.87 17.18 129.03 123.89 5.10 4.80 18.30 19.25 17.50 15.95 3.75 3.00 11.50 11.00 8.10 8.60 220.35 211.87 Assumes grants fun 30 24 79 30 24 79 39 30 90 22.8 23.1 1,181 1,146 Reduction based on program elimininclusion of spring sports 78,770 80,949 124,338 124,644 44,931 47,963 7,989 8,330 8,583 6,639 1,740 2,001 2,333 2,462 2 21,718,722 2,247,715 1,953,135 2,857,040 2,853,629 2,936,342 3,094,464 61,000 61,	Actual Budget No Override 9.20 8.20 8.00 17.87 17.18 16.18 129.03 123.89 118.34 5.10 4.80 4.80 18.30 19.25 18.25 17.50 15.95 15.95 3.75 3.00 3.00 11.50 11.00 11.00 8.10 8.60 8.60 220.35 211.87 204.12 Assumes grants funded at same leve

Exhibit Notes:

1) Payments for benefits are those made by LSRHS and do not include employee or retiree contributions. Retirement assessment from the Middlesex Retirement System pertains to staff other than teachers and administrators.

2) LSRHS contributes 70% to active employee health insurance premiums and 75% to most retiree premiums. Adoption of Section 18 and reduction of 5% L-S contribution took effect in FY10.

3) Average salaries include other cash payments other than overtime.



	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Override
LINCOLN-SUDBURY REGIONAL HS				
Sudbury Apportionment	84.81%	84.51%	84.36%	84.36%
LSRHS Benefits Assessment	3,117,966	3,142,491	3,185,857	3,185,857
LSRHS Oper. Assessment	16,471,854	16,886,852	16,891,910	17,357,765
LSRHS Oper. Offsets	(3,255,278)	(3,031,946)	(2,426,206)	(2,426,206)
ARRA Stimulus Funds	-	(160,352)	_	-
LS E&D Assessment	-	-	_	8,500
	16,334,542	16,837,045	17,651,561	18,125,916
LSRHS Debt Assessment	2,394,071	2,298,949	2,237,147	2,237,147
otal LSRHS (Sudbury Portion)	18,728,612	19,135,994	19,888,708	20,363,063

Lincoln-Sudbury Regional High School ("LSRHS") is a grade 9-12 regional school district established pursuant to chapter 71 of the Massachusetts General Laws and operates in accordance with Lincoln-Sudbury Regional Agreement. As a regional school district, Lincoln-Sudbury must include within its budget all costs associated with running the District, including health, life, workers' compensation and property and casualty insurances; FICA; retirement assessments; and debt service. These expenses, which typically fall outside the budgetary responsibility of non-regional schools, represent 23.9% of the districts total FY11 budget under the finance committee's recommended \$1,753,625 Override Budget. Chapter 70 State Aid and Regional Transportation Aid are used to reduce the total budget, along with other district receipts and re-apportioned funds. The amount remaining after deducting receipts is then apportioned to Lincoln and Sudbury by a ratio based upon a three-year average enrollment of students from each

town. The FY11 budget ratio for Sudbury is 84.36% (down .15% from FY10) and for Lincoln is 15.64%.

Enrollment at LSRHS has increased 82.00% from FY95 (887 students) to FY10 (1,614 students). Projections indicate a 2% increase in FY11 (1,645 students, or a total increase of 31 students) and only minor enrollment fluctuation until 2014 when an increase of 45-47 students is projected based on current elementary enrollments.

Under both the Non-Override and Override Budget, state aid for Chapter 70 and regional transportation costs are projected to be reduced from FY10. Both budgets reflect a projected \$2,498,616 in state aid, not including the \$667,023 in Circuit Breaker funds budgeted for the support of special education.

Non-Override Budget

The Finance Committee recommends approval of a FY11 Non-Override net operating budget assessment of \$17,651,561 from Sudbury to the district. This budget would provide the District with a 0.42% increase in the total gross operating budget over FY10 levels. The Finance Committee believes that this funding level would be insufficient to fund even purely inflationary or cost of living expense increases and would force the district to make very significant staff reductions, including teaching staff.

Override Budget

The Finance Committee recommends approval of a FY11 Override Budget operating assessment of \$18,125,916 from Sudbury to the District. This budget would provide the District with a 2.75% increase in the total gross operating budget over FY10 levels. At this funding level, the Finance Committee believes the District would be able to avoid the most severe staff and other reductions imposed by the Non-Override Budget but would still have to make reductions in classroom support (textbooks, supplies, equipment, etc.). This budget also provides for an assessment to Sudbury of a modest \$8,500 for the Excess & Deficiency fund (the equivalent of the Town's Stabilization Fund) to be used to meet unanticipated budget emergencies.

	Actual	Budget	Non-Override	Override
MINUTEMAN VOCATIONAL				
Operating Assessment	237,788	299,768	228,794	228,794
Total: Minuteman Vocational	237,788	299,768	228,794	228,794

MINUTEMAN VOCATIONAL TECHNICAL SCHOOL DISTRICT

The proposed FY11 operating budget for Minuteman Regional Career and Technical High School shows a decrease in the assessment to Sudbury of \$70,974 or 23.7% under the FY10 assessment. The overall FY11 operating budget for Minuteman decreased by \$1,257,322 or 7.2% under the FY10 budget. After adjusting for all offsets, the decrease in the assessment to all towns in the regional district was \$1,107,799 or 10.6%. The decrease in the assessment to Sudbury was higher due to changes in the enrollment mix of Sudbury students at Minuteman.

The Finance Committee recommends approval of FY11 assessment to the District of \$228,794.

	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Override
OTHER EDUCATIONAL ASS				
Operating Assessment	43,212	20,700	0	0
Total: Minuteman Vocational	43,212	20,700	0	0

The proposed FY11 operating budget for other educational assessments is zero. The Town does not anticipate having students attend any other high school districts in FY11.

TOWN SERVICES BUDGET SUMMARY

	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Override
General Government	2,160,424	2,285,787	2,314,144	2,413,114
Public Safety	6,330,016	6,566,348	6,755,544	6,817,317
Public Works	3,406,588	3,343,183	3,295,023	3,366,439
Human Services	515,673	533,679	538,050	569,362
Culture & Recreation	1,080,329	1,141,052	1,142,324	1,178,745
Town-Wide Operations & Transfers	70,643	378,619	302,885	382,162
Town Share Muni./Schools Facilities Dept.	-	-	-	-
Subtotal before Benefits	13,563,673	14,248,668	14,347,971	14,727,139
Town Employee Benefits	4,153,667	4,159,598	4,224,185	4,323,070
Total Town Operating Expenses	17,717,340	18,408,266	18,572,156	19,050,209
Town Offsets	(230,342)	(381,600)	(468,369)	(526,369)
Net Town Operating Expenses	17,486,998	18,026,666	18,103,787	18,523,840
Town Salaries & Other Cash Compensation	9,725,213	10,316,669	10,415,536	10,484,021
Healthcare Benefits				
Active Employees	2,168,466	2,085,665	1,996,373	1,996,373
Retired Employees	237,726	225,081	232,668	232,668
Total Healthcare Benefits	2,406,192	2,310,746	2,229,041	2,229,041
Retirement Benefits				
Active Employees	944,231	1,016,588	1,112,152	1,112,152
Retired Employees	550,145	550,145	567,518	567,518
Total Retirement Benefits	1,494,376	1,566,733	1,679,670	1,679,670
Other Benefits & Insurances	253,099	282,119	315,474	414,359
Total Employee Benefits & Insurances	4,153,667	4,159,598	4,224,185	4,323,070
Town Expenses	3,102,840	3,423,044	3,423,480	3,697,191
Town Capital	94,300	94,300	94,300	122,000
Town Snow & Ice	641,320	414,655	414,655	423,927
Town Offsets	(230,342)	(381,600)	(468,369)	(526,369)
Net Town Operating Expenses	17,486,998	18,026,666	18,103,787	18,523,840
Town Only Employee Headcount (FTE)	169.06	162.16	161.07	166.36

	FY09	FY10	FY11	FY11
	Actual	Budget I	Non-Override	Override
Total Compensation (salaries, other cash payments				
& benefits) as a percentage of Operating Expenses (before Offsets)	78.3%	78.6%	78.8%	77.7%
Average Salaries:				
Senior Managers	109,654	116,275	118,903	118,903
Department Heads	76,047	82,635	85,081	85,081
All Other Employees	46,541	51,683	52,845	52,575
Part time employees w/ health benefits	16	14	15	15
Active F/T employees w/ health benefits	139	142	140	140
Retirees w/ health benefits	94	89	92	92
Healthcare benefits cost per active employee*	13,990	13,370	12,880	12,880
Healthcare benefits cost per retiree *	2,529	2,529	2,529	2,529
Pension cost per active employee*	5,427	5,842	6,429	6,429
Pension cost per retiree *	5,791	5,791	5,791	5,791

* Benefits breakdown active vs. retired is estimate only. Retiree per average cost based on recent average. Counts as of 10/1 each year. Cost per employee represents Town's estimated annual contribution.

Exhibit Notes:

1) Payments for benefits are those made by the Town and do not include employee or retiree contributions.

2) In FY10, the Town contributes for healthcare 85% HMO, 70% PPO, 50% for retirees. FY11, 82.5% HMO, 67.7% PPO, 50% for retirees. Effective 7/1/2009 for all new employees, the Town contributes 70% HMO, 55% PPO.

3) Since 7/1/1996, all new employees pay 9% plus 2% of salary above \$30,000 in contributions to retirement. Over the course of an employee's career, a Group 1 (non-public safety) employee hired after this date will pay nearly all the entire cost of their future retirement benefits. It is estimated that the Town pays between 3-4% for Group 4 (public safety) employee retirement benefits because they may retire 10 years sooner than Group 1, with full benefits. In general, the majority of Town paid retirement costs is to cover unfunded pension liability for employees hired prior to 1996.

4) Average salaries include other cash payments other than overtime.

GENERAL GOVERNMENT

	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Override
GENERAL GOVERNMENT				
Selectmen/Town Manager	287,644	306,209	309,826	310,964
ATM/Personnel	105,295	128,921	128,862	130,612
Law	175,353	167,146		169,793
Finance Committee	1,313	2,040	2,003	7,003
Accounting	278,393	293,757	311,602	311,602
Assessors	258,185	277,458	278,677	282,178
Treasurer/Collector	270,963	281,349	284,435	295,535
Information Systems	302,080	312,800	312,451	371,041
Town Clerk & Registrars	219,973	238,508	239,473	245,726
Conservation	105,180	108,702	109,912	111,550
Planning & Board of Appeals	156,045	168,898	177,109	177,109
Total General Government	2,160,424	2,285,787	2,314,144	2,413,114
	/ =00 =00			
Employee Compensation	1,732,588	1,865,170		1,923,502
All Other Expenses	427,836	420,617		489,612
Total General Government	2,160,424	2,285,787	2,314,144	2,413,114
General Government Headcount (FTE)	31.80	30.50	30.50	30.50

The General Government portion of the budget represents the Executive, General Administration, Human Resources Management, Legal, Financial, and quasi-judicial functions of the Town.

Non-Override Budget

The FY11 Non-Override Budget is increasing by \$28,357, compared to the FY10 budget. It is important to note that the FY10 budget shown differs from the appropriation figures contained in last year's warrant, due to the Town's negotiating health insurance concessions with its employees. Town employees agreed to switch to rate savers plans and increase their premium contribution 5%, and in return, the salary schedule for FY10 was increased by an average 3% over FY09 salary schedules. Further, for FY11 the employees agreed to accept a 0% cost of living increase and contribute 2.5% more to their insurance premiums in exchange for adding a new step onto the top of most salary schedules. Thus, any changes in personnel costs in the General Government area are due to step movement in FY11. To offset these salary increases, most departments have reduced budgets for non-personnel costs. A number of reductions have been made to keep overall budget growth at this limited amount of growth. Among these cuts are funds for replacement of computer equipment, services provided through contracts, training options for Town staff, which require education and certification for many mandated functions, and funds for legal expenses including labor counsel. The General Government departments have small staffs yet are responsible for essential and mandated functions; any cuts are felt deeply throughout.

The Finance Committee recommends approval of a FY11 Non-Override General Government Budget of \$2,314,144.

Override Budget

The FY11 Override Budget is increasing by \$127,327, compared to the FY10 budget. Nearly half those funds will be used by the Information Systems Department, to maintain the Town's information systems capabilities, which have been reduced through past three years of budget cuts and to specifically allow the Town to maintain and further develop the GIS (Geographic Information System) software and data, relied on by all Town departments. Funds are also restored across the board to keep the department at FY10 service delivery levels.

The Finance Committee recommends approval of a FY11 Override General Government Budget of \$2,413,114.

	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Override
PUBLIC SAFETY				
Police	2,626,498	2,682,913	2,744,856	2,792,028
Fire	2,823,482	2,938,304	3,065,135	3,064,532
Building Department	880,036	945,132	945,553	960,756
Total Public Safety	6,330,016	6,566,348	6,755,544	6,817,317
Employee Compensation	5,214,211	5,386,350	5,527,394	5,522,216
All Other Expenses	1,021,505	1,085,698	1,133,850	1,173,101
Capital	94,300	94,300	94,300	122,000
Total Public Safety	6,330,016	6,566,348	6,755,544	6,817,317
Public Safety Headcount (FTE)	79.25	76.97	76.97	80.97

PUBLIC SAFETY

The Public Safety cluster consists of the Police and Fire Departments and the Building Inspector. It is by far the largest of the Town's budget clusters, comprising 36% of the overall Town operating budget (exclusive of schools, benefits, and debt).

Non-Override Budget

The FY11 Non-Override Budget for this cluster is increasing by \$189,196 or 2.88% over the FY10 adjusted budgets. As with the General Government cluster, an adjusted FY10 budget is shown which differs from the appropriated budget for FY10, due to settlement of labor contracts. Negotiations with the firefighters and dispatchers unions are in progress as of the writing of this report. However, all other employees in the public safety cluster, including the Police Officers union, agreed to switch to rate savers plans and increase their premium contribution 5%, and in return the salary schedule for FY10 was increased by an average 3% over FY09 salary schedules. Further, for FY11 the employees agreed to accept a 0% cost of living increase and contribute 2.5% more to their insurance premiums in exchange for adding a new step onto the top of most salary schedules. Thus, any changes in personnel costs in the area are due to step movement in FY11. While collective bargaining with the firefighters and dispatchers is still underway, the budget request for FY11 has been developed assuming a settlement that is similar to that reached with other employees.

Within the Police Department, except for providing for the step increases in salaries, all other expenses are held to FY10 levels, but due to inflation in costs of contracts and materials, this results in a decline in service level capacity. On a gross basis, the Police Department budget rises 2.31%, but a State grant to help offset the cost of E-911 dispatch costs reduces the net increase to 1.38% over FY10. The budget for the Fire Department rises by \$126,832, most of which is for projected salary costs, but two other expense items are increasing. Payments to a vendor for billing for ambulance response are going up, as they are paid as a percentage of total collections and it is projected that ambulance receipts will increase as well to offset this cost. The gasoline budget was increased due to usage pattern over the past year. The Building Department budget will increase by \$421 or .04% over FY10.

The Finance Committee recommends approval of a FY11 Non-Override Public Safety Budget of \$6,755,544 (Gross basis) less direct police grant offset of \$25,000 for a net appropriation total of \$6,730,544.

Override Budget

The FY11 Override Budget is increasing \$61,772 over the Non-Override Budget, primarily for two reasons: a new vehicle for the Police Department, and staffing changes planned for the Fire Department, which will have an impact on the benefits budget found elsewhere in this document.

The Override Budget for the Fire Department contains funding to hire four additional firefighters, bringing the number of firefighters per shift to 9 from the current 8, for a total of 36 firefighters assigned to four shifts. The additional salary cost to hire these new employees is estimated at \$188,584, assuming a July 1, 2010 date of hire, along with \$98,885 added to the benefits budget for these new hires, totaling \$287,469 in new compensation costs. To offset nearly all these costs, the Fire Chief has reduced the overtime budget by \$209,076 as he will not need to pay existing firefighters overtime to fill as many shifts needed to keep all fire stations open – the additional one firefighter per shift can provide the staffing at straight time. Further, with the additional staffing, the ambulance service of the Fire Department will often be able to staff two ambulances simultaneously, something that cannot be done now. Coupled with other changes being implemented in the ambulance service in FY10 and FY11, the Chief projects the ambulance receipts will increase by \$58,000, which can be used to offset the costs of the new firefighters, leaving a net of \$20,393 to be covered by the tax levy under the Override Budget request.

The Police Department budget contains \$47,172 more in overtime, general expense and maintenance budgets, as well as funds for the Department to purchase a new hybrid gas efficient vehicle, to make the Town compliant with the Green Communities Act, and the Building Department would receive an additional \$15,203 for building maintenance in this budget.

The Finance Committee recommends approval of a FY11 Override Public Safety Budget of \$6,817,317 (Gross basis) less direct police grant offset of \$25,000 for a net appropriation total of \$6,792,317.

	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Override
PUBLIC WORKS				
Engineering	385,821	414,214	396,661	396,750
Streets & Roads	2,396,024	2,304,152	2,323,921	2,342,318
Trees and Cemetery	337,111	340,481	335,674	353,748
Parks and Grounds	287,632	284,335	238,767	273,623
Total Public Works	3,406,588	3,343,183	3,295,023	3,366,439
Employee Compensation	1,671,027	1,797,418	1,755,916	1,789,644
All Other Expenses	1,094,241	1,131,110	1,124,452	1,152,868
Snow & Ice	641,320	414,655	414,655	423,927
Total Public Works	3,406,588	3,343,183	3,295,023	3,366,439
Public Works Headcount (FTE)	32.70	31.86	31.28	31.86

PUBLIC WORKS

The Public Works cluster includes the Engineering, Streets and Roads, Trees and Cemeteries, Parks and Grounds Divisions, and Transfer Station Enterprise Fund. The Transfer Station Enterprise Fund is voted separately at Town Meeting.

Non-Override Budget

The Non-Override Budget for this cluster is decreasing by \$48,160, or -1.44% compared to the FY10 appropriation. Most of the employees in this cluster are members of either the engineers union or the laborers union, and FY10 is the third year for both their current three-year contracts. Negotiations with them have only recently begun. The non-unionized employees, however, made the same health insurance concessions as other employees, and thus the FY10 budget has been adjusted for those salary changes. The FY11 budget has a 0% COLA for those employees, reflecting only step movement.

Under the Non-Override Budget, the Engineering, Trees & Cemeteries, and Parks & Grounds divisions will receive less in funding than in FY10. The primary reason for this reduction is a shifting of seasonal costs to the newly formed Field Maintenance Enterprise. Remaining costs in Parks & Grounds may increase later as contracts are settled with the employees of this group. The only division receiving budget growth is the Streets and Roads division, where the roadwork account will receive an increase of \$50,333. The cost of materials and contracts continues to rise over time in this area, and without such increased funding, this division cannot maintain the roads, walkways, guardrails, drainage structures, etc. to even the reduced level provided for in the FY10 budget. Unfortunately, the tree contractor line item is once again reduced; meaning fewer dead or diseased trees in the Town's right of way can be removed on a timely basis.

The Finance Committee recommends approval of a FY11 Non-Override Public Works Budget of \$3,295,023.

Override Budget.

The FY11 Override Budget is increasing \$23,256 or 0.70% over the FY10 budget. Most of this is used to restore cuts made in the Non-Override Budget. However, an additional \$10,000 has been added to the tree contractor line item, and snow and ice materials have been increased \$9,272.

The Finance Committee recommends approval of a FY11 Override Public Works Budget of \$3,366,439.

	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Override
HUMAN SERVICES				
Board of Health	365,236	374,591	374,533	398,960
Council on Aging	135,241	141,273	146,102	152,987
Veterans Affairs	15,196	17,815	17,415	17,415
Total Human Services	515,673	533,679	538,050	569,362
Employee Compensation	353,965	370,075	380,683	386,968
All Other Expenses	161,708	163,605	157,367	182,394
Total Human Services	515,673	533,679	538,050	569,362
Human Services Headcount (FTE)	7.20	6.20	6.20	6.40

HUMAN SERVICES

The Human Services cluster includes the Board of Health, Council on Aging, and Veterans' Affairs Offices. Starting in FY10, the Youth Commission function has been moved to the Culture & Recreation Division. Due to prior year budget cuts, the Family Services Department, through which a community outreach worker provided social services to older residents, has been eliminated and the Board of Health budget continues to have limited funds to contract for assistance in this area.

Non-Override Budget

The Non-Override Budget for this cluster is increasing \$4,370 over FY10. It is important to note that the FY10 budget shown differs from the appropriation figures contained in last year's warrant, due to the Town's negotiating health insurance concessions with its employees. All the employees in this cluster agreed to switch to rate savers plans and increase their premium contribution 5%, and in return, the salary schedule for FY10 was increased by an average 3% over FY09 salary schedules. Further, for FY11 the employees agreed to accept a 0% cost of living increase and contribute 2.5% more to their insurance premiums in exchange for adding a new step onto the top of most salary schedules. Thus, any changes in personnel costs in the Human Services area are due to step movement in FY11. To offset these salary increases, most departments have reduced budgets for non-personnel costs.

The Board of Health plans to change amounts slightly between various line items to better utilize funding, but overall there is a -.02% reduction. Council on Aging is up 3.42%, but because this department has so little in its expense budget to begin with, there is only a slight reduction that can be made to offset salary step increases. The Veterans Affairs Department is decreasing by

\$400 or -2.25% from FY10 in the area of Veteran's benefits. Should actual Veteran's benefits paid in FY11 exceed the Non-Override Budget, the department head will need to request a Reserve Fund transfer.

The Finance Committee recommends approval of a FY11 Non-Override Human Services Budget of \$538,050.

Override Budget

The Override Budget for this cluster is increasing by 6.69%, \$35,682 more than FY10. \$15,000 has been added to provide for a hazardous waste collection day in Sudbury, an important environmental service that has not been offered for several years. In addition, \$6,285 is included to increase the hours of the part time information/referral assistant at the Senior Center. The calls for service in this area have grown hugely and the hours will allow this need to be met.

The Finance Committee recommends approval of a FY11 Override Human Services Budget of \$569,362.

	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Override
CULTURE & RECREATION				
	050 707	000.000	000 400	4 000 000
Goodnow Library	953,787	986,268	996,133	1,020,839
Recreation	118,468	146,728	138,190	149,905
Historical Commission	5,356	5,390	5,309	5,309
Historic Districts Commission	2,718	2,666	2,692	2,692
Total Culture & Recreation	1,080,329	1,141,052	1,142,324	1,178,745
Employee Compensation	753,422	771,337	781,055	794,706
All Other Expenses	326,907	369,715	361,269	384,039
Total Culture & Recreation	1,080,329	1,141,052	1,142,324	1,178,745
Culture & Recreation Headcount (FTE)	18.11	16.63	16.12	16.63

CULTURE & RECREATION

The Culture & Recreation cluster includes the Goodnow Library, Recreation Department, Historical Commission, and the Historic Districts Commission. Starting in FY10, the Youth Commission function has been moved to within the Recreation Department. And starting in FY10, the Town began sharing a Recreation Director with the Town of Wayland. The Atkinson Pool Enterprise Fund will be voted separately at Town Meeting.

Non-Override Budget

The Non-Override Budget for this cluster is increasing by 0.11% or \$1,272 from FY10. It is important to note that the FY10 budget shown differs from the appropriation figures contained in last year's warrant, due to the Town's negotiating health insurance concessions with its employees. All the employees in this cluster agreed to switch to rate savers plans and increase their premium contribution 5%, and in return, the salary schedule for FY10 was increased by an

average 3% over FY09 salary schedules. Further, for FY11 the employees agreed to accept a 0% cost of living increase and contribute 2.5% more to their insurance premiums in exchange for adding a new step onto the top of most salary schedules. Thus, any changes in personnel costs in the Culture & Recreation area are due to step movement in FY11.

The Goodnow Library is increasing slightly by \$9,865, or 1% compared to FY10. To offset increasing personnel costs of \$17,814, the Library will be reducing expenses by \$7,950. Even with a positive budgetary growth, the Library will be reducing approximately 11 staffing hours on a weekly basis.

The Recreation Department suffers a -5.82% reduction with the elimination of the Teen Center Coordinator from the budget, saving \$8,538 compared to FY10. This does not mean the definite elimination of the Teen Center program however. Town staff will be working with the Recreation Commission to redefine the program and position and attempt to sustain this program on a 100% fee basis if there are no additional funds from an override.

The Finance Committee recommends approval of a FY11 Non-Override Culture & Recreation budget of \$1,142,324.

Override Budget.

The FY11 Override Budget is increasing \$37,693 or 3.3% over the FY10 budget. These funds will be used to retain the Teen Center Coordinator position at a reduced level of funding, and restore the expense cuts planned for the Library plus add small amounts to allow for inflation and increases in the costs of books and materials.

The Finance Committee recommends approval of a FY11 Override Culture & Recreation Budget of \$1,178,745.

	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Override
Unclassified & Transfers				
Town-Wide Operating Expenses	70,643	92,300	90,900	95,050
Town Reserve Account	0	160,000	160,000	220,127
Salary Contingency Account	0	126,319	51,985	66,985
Total Unclassified & Transfers	70,643	378,619	302,885	382,162

TOWN-WIDE OPERATING AND TRANSFER ACCOUNTS

The Unclassified and Transfer Accounts budget line item is made up of two categories – Town Wide Operating Expenses and Transfer Accounts.

Unclassified

This budget includes expenses that do not fit precisely into other cost centers and are shared by many departments or support Town-wide functions and responsibilities. Expenses include copiers, postage, telephone, Town Report, Town Meeting, the Memorial Day celebration and the July 4th parade.

Non-Override and Override Budget

The Unclassified Town Wide Operating Expenses are decreasing by \$1,400 from FY10 levels under the Non-Override Budget. Costs are increasing in areas such as postage and paper supplies, so the Town will have to manage this very carefully if there are no additional funds. The Override Budget increases the postage, copier supplies, telephone and Town Meeting expenses slightly to account for increasing costs and demands on these accounts.

Transfer Accounts

Transfer accounts are for Town operating department needs only. There are two transfer accounts – the Reserve Fund and the Salary Adjustment Account.

Reserve Fund, Non-Override and Override Budget

Since the Town Manager does not have the same flexibility and authority to move funds as the schools to meet emergencies or unforeseen needs arising during the year, the Reserve Fund is used as a source of funds to meet those instances. Money cannot be spent from the Reserve Fund without approval of the Finance Committee. Many Town departments face unexpected events and costs during the fiscal year, such as increases in the cost of gasoline or utilities, demand for veteran's benefits, vehicles needing significant repair or replacement, damages to systems in Town buildings or infrastructure, criminal cases that require additional overtime in the Police Department, among many, many others.

Under the Non-Override Budget scenario, the Reserve Fund will remain at the FY10 level. However, under the Override Budget, \$79,277 has been added to provide a cushion to absorb the recurring shortfall in funds appropriated for the DPW's snow and ice budget. In the past two years, final spending for snow and ice has exceeded the appropriated amounts by an average of \$254,000. It might appear to make sense to add extra funds directly into the DPW accounts. But putting extra funds here instead is a prudent means to be prepared for these variable costs, as adding these amounts directly to the DPW line item means the Town must appropriate that same amount in the following year, per state law, to be able to deficit spend for this service, thus losing flexibility if there is a mild winter. Having an adequately funded Reserve Fund provides the cushion if there is a severe winter, but also allows the funds to be used elsewhere if an unexpected situation arises outside the DPW budget. When the Reserve Fund is drawn upon, the funds are transferred into the department facing the unexpected spending need.

Salary Adjustment Account, Non-Override and Override Budget

The salary adjustment account is established and funded in anticipation of collective bargaining agreement settlements for Town employees. Like the Reserve Fund, the salary adjustment account requires Finance Committee approval for the funds to be transferred into other line items; the amounts are limited to supplementing the Town departments, not the schools, who have the legal bottom line to move money without using transfer funds. The salary adjustment account is less than the original FY10 appropriated levels as only two unions will not be settled at that time (assuming the firefighters and dispatchers are settled in FY10 at levels similar to other employee groups).

As with the Reserve Fund, as the year progresses, amounts are transferred to the Town departments, reducing the balance in the transfer account.

The Finance Committee recommends approval of a FY11 Non-Override Budget for Unclassified and Transfer Accounts of \$302,885 and a FY11 Override Budget for Unclassified and Transfer Accounts of \$382,162.

	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Non-Override
BENEFITS & INSURANCE				
Worker's Compensation	27,009	27,900	30,690	30,690
Unemployment Compensation	52,610	41,730	46,738	46,738
Medicare Tax	413,942	434,970	487,166	487,166
Life Insurance	3,700	5,600	5,600	5,600
Medical Claims/ Insurance	7,519,349	6,759,909	6,962,893	6,962,893
Health Insurance Reserve	-	274,703	-	-
Retirement Program	2,621,713	2,748,654	2,851,124	2,851,124
Property/Liab. Insurance	215,912	246,270	275,822	275,822
New Hires Estimate	-	-	-	98,885
Benefits Offsets	-	_	(14,280)	(14,280)
Total: Employee Benefits	10,854,235	10,539,736	10,660,033	10,758,918

BENEFITS AND INSURANCE

	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Non-Override
BENEFITS & INSURANCE				
Town	4,153,667	4,159,598	4,209,905	4,308,790
Schools	6,700,568	6,380,138	6,450,128	6,450,128
	10,854,235	10,539,736	10,660,033	10,758,918

Non-Override and Override Budget

This budget is for the benefits and insurance needs of Sudbury Public Schools (SPS) and Town departments only. The only difference between the two budgets is the projected cost of benefits for hiring four new firefighters. For each new benefited position that is created, the Town must pay current costs and put aside funds for future costs. The primary current cost is for health insurance, and the future costs are for pensions and health insurance for when these employees retire sometime in the future. The budget estimate used here is for the Town to pay 70% of the premium for a rate saver HMO plan, as most Town and all SPS employee groups have agreed through the collective bargaining process that new employees will pay the cost of HMO plan premiums on a 70/30 basis, for a cost of \$16,800. The Town also estimates an average annual cost of \$4,005 for all other current and future benefit costs, except for so-called Other Post Retirement Benefits (OPEB). Finally, the Town needs to begin setting aside funds to pay for the cost of health insurance for retired employees. The Town pays 50/50 for the cost of retiree's health insurance plans, the minimum share allowed for towns or school districts to pay toward these costs. It is now recognized that towns and school districts should be setting aside funds to provide for those future costs. The Town has accepted Section 18, which means that all our retirees will be covered by Medicare when they reach 65, which minimizes the cost of retiree health insurance. This budget recommends that for all future hires, \$3,916 be set aside for this unfunded cost. In total, there is a projected cost of \$24,721 for the benefits for each new hire.

<u>Worker's Compensation</u> – This budget has been increased slightly as dividends earned through our participation in a joint purchase pool comprised of municipalities and school districts throughout the Commonwealth, and our moderate claims history, continue to substantially cover the cost of this coverage.

Life Insurance – level funded to FY10.

<u>Unemployment</u> – This has been increased by 12% over the prior year. The budget for this line item has been exceeded significantly during the past year due to reductions in force necessitated by budget cuts, particularly in the Sudbury Public Schools. Should further personnel cuts be necessary this line item will be exceeded once again; if personnel cuts can be avoided or minimized this budgeted amount should be adequate for the cost of unemployment benefits.

<u>Medicare Tax</u> – This reflects an increase of 12% over the prior year. This tax is mandated by the federal government. Annual increases in this tax liability have been reflective of a rise in total Town payroll subject to this tax, as more senior employees whose wages were not subject to the tax depart and are replaced by newly- hired employees whose wages are now fully subject to this tax liability.

<u>Medical Claims/Insurance</u> – This reflects an overall decrease of approximately 7% compared to the projected final FY10 appropriation. The final FY10 amounts are not known at this time, as the Town is still in negotiation with some unions. The Town will likely need to use some of the funds voted into the health insurance reserve fund to reach settlement with these groups. This cost reduction has been achieved by the implementation of two major changes in the Town's group health insurance program. These changes are: 1) increases in the share of monthly premiums paid by employees represented by SPS collective bargaining units as set by contracts and also paid by non-union employees of both the Town and SPS as determined by a vote of the Board of Selectmen; and 2) increases in the cost share paid by those employees for medical services covered under the health insurance plans. Since such changes are ongoing with Town collective bargaining units in an effort to make the same changes applicable to the union employees they represent.

<u>Retirement Program</u> - Projected to increase by approximately 4% over FY10. This increase is attributable to an increase in our assessment from the Middlesex Retirement System. The Town's assessment is calculated by their actuarial consultant to cover pension costs for all Town and Sudbury Public School retirees covered by this retirement system, and also to amortize over time the previous unfunded pension liability created by insufficient contributions by member units over a number of years.

<u>Property/Liability Insurance</u> - Increased by a factor of approximately 12% due to increases in the general property and liability insurance market, adjustments to the value of Town and SPS properties and facilities, and higher claims trends in fire and police accident coverage. Because fire and police personnel are not eligible under Massachusetts law for regular worker's compensation coverage, a separate insurance policy with premiums based largely on claims experience is purchased to cover these personnel for injuries incurred in the line of duty.

The Finance Committee recommends approval of a FY11 Non-Override Budget for \$10,660,033 and a FY11 Override Budget for \$10,758,918.

	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Override
DEBT SERVICE				
Short-term Loan Interest	-	-	-	-
Long Term Bond Int.	1,277,060	1,151,604	1,025,354	1,025,354
Long Term Bond Principal	3,070,000	3,110,000	3,155,000	3,155,000
New issues for capital items	-	-	-	-
LSRHS Debt Service, Sudbury Portion	2,394,071	2,298,949	2,237,147	2,237,147
Total: Debt Service	6,741,131	6,560,553	6,417,501	6,417,501
NON-EXEMPT DEBT/ADJUSTMENTS				
Non-Exempt Debt Issues	-	_	_	-
Premium on Bonds	(8,408)	(7,007)	(5,605)	(5,605)
SBAB Debt Reimbursement	(1,702,596)	(1,702,596)	(1,702,596)	(1,702,596)
DE-1 Tax Recap Adjustments	-	_	_	-
Sub-Total: Non-exempt debt adjustments	(1,711,004)	(1,709,603)	(1,708,201)	(1,708,201)
Total Exempt Debt to be raised	5,030,127	4,850,950	4,709,300	4,709,300

DEBT SERVICE

The Debt Service budget provides for the repayment of principal and interest on the long-term debt of both the Town and the Lincoln Sudbury Regional School District ("LSRSD"). The Town issues debt pursuant to votes of Town Meeting to begin construction projects or purchase expensive equipment or real property. The maximum amount of debt is authorized by Town Meeting, and then the Town Treasurer issues the debt after working with the Town Manager and the Town's Financial Advisor pending the approval of the Board of Selectmen. The treasurer of LSRSD issues its debt after working with the LSRSD School Committee, the School District's Financial Advisor and pursuant to votes of Town Meetings of both Lincoln and Sudbury.

The budget request for FY11 is for an appropriation of \$4,180,354, which is the total amount of GROSS debt service payments required for all Town of Sudbury debt. A state grant, estimated at \$1,702,596, will be used to pay part of the debt service associated with school construction projects. Town debt service payments fall into the following major bond issue categories: Town Buildings and projects, Land Acquisitions, and Sudbury Public Schools projects. The appropriation for LSRSD debt service payment for FY11, \$2,237,147, is not requested in this budget as such but rather is requested within the LSRSD assessment.

The Finance Committee recommends approval of a FY11 Town of Sudbury Debt Service Budget of \$4,180,354.

	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Override
Capital & Capital Articles				
CIPC Items	513,042	523,383	527,067	529,054
Total Capital & Articles	513,042	523,383	527,067	529,054
	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Override
Capital				
Town Buildings	109,500	70,000	114,784	116,771
General Government	12,200	22,622	11,955	11,955
Public Safety	21,400	25,000	10,000	10,000
Public Works	354,942	325,761	298,328	298,328
Culture & Recreation	15,000	80,000	42,000	42,000
Town Center	0	0	0	0
Sudbury Public Schools	0	0	50,000	50,000
Total: Operating Expenses	513,042	523,383	527,067	529,054

Non-Override Budget

The Finance Committee recommends approval of a FY11 Override Capital Budget of \$527,067.

Override Budget

The Finance Committee recommends approval of a FY11 Override Capital Budget of \$529,054.

CAPITAL IMPROVEMENT PLANNING COMMITTEE REPORT

A capital expenditure is defined as major, non-recurring costs involving land acquisition, construction or major rehabilitation of a facility, or purchase of equipment costing \$10,000 or more with a useful life of five years or more.

The Capital Improvement Planning Committee ("Committee") reviewed each department's fiveyear capital plan in order to prioritize requests and make recommendations for expenditures in FY11.

The Committee held 2 hearings on November 18 and 19 2009. Following its review, the Committee voted to recommend that the following capital items be funded through FY11 Operating Budgets subject to available funding:

	FY11	FY11	
Projects	Non-Override	Override	Notes
Ongoing Project Leases:			
Unit #8: 2009 John Deere loader	27,315	27,315	Started FY10
Unit #14 2009 Chevy pick-up	6,735	6,735	Started FY10
Unit #20 2009 6-Wheel Dump Truck	26,500	26,500	Started FY10
Landscape Tractor w/Bucket	9,500	9,500	Started FY10
Unit #22 2009 John Deer Backhoe	25,183	25,183	Started FY09
Unit #27 2007 Mack 10-Wheel	27,390	27,390	Started FY09
Unit #33 2009 Tractor	25,230	25,230	Started FY09
Unit #5 2008 10-wheel dump truck	23,977	23,977	Started FY08
Unit #24 2008 6-wheel dump truck	28,053	28,053	Started FY08
Unit #23 6-wheel dump chip	18,535	18,535	Started FY08
Unit #3 2007 6-wheel dump truck	25,410	25,410	Last installment
MUNIS Tax Software	11,955	11,955	Last installment
Ongoing leases	255,783	255,783	
DPW:			
Tractor with mower (#35)	23,500	23,500	5 year lease \$117,500
Sweeper (#36)	31,000	31,000	5 year lease \$155,000
	54,500	54,500	
Park & Rec:			
Building renovation with asbestos removal	42,000	42,000	
Town Buildings:			
Various building improvements	56,784	58,771	
Senior center roof & skylight	58,000	58,000	
	114,784	116,771	
School Buildings:			
Nixon rooftop library HVAC and renovation	50,000	50,000	
Public Safety:			
Live scan fingerprint system (Police)	10,000	10,000	
Total FY11 Projects	527,067	529,054	

The Committee also supported the construction of a new Police station for a total estimated cost of \$6.2M. This project is covered in article 27, and is separate from the capital spending article.

Non-Override Budget

The Capital Improvement Planning Committee recommends approval of a FY11 Override Capital Budget of \$527,067.

Override Budget

The Capital Improvement Committee recommends approval of a FY11 Override Capital Budget of \$529,054.

Status of the Capital Projects Funded for FY09

Starting this year, the Committee will report on the status of the projects approved in the previous fiscal year (concluded as of this budget cycle). Status of the projects funded for FY09 (July 1, 2008 through June 30, 2009):

DPW Equipment:

- 1988 Bombardier (# 33) Lease Approved: \$24,400; Spent \$25,231
- I997 Melrose Bobcat (# 26) Approved \$50,000; Spent \$46,670
- 1988 John Deer Backhoe (# 22) Lease Approved \$27,000; Spent \$25,183
- 1992 Mack 6 Wheel Dump (# 27) Lease Approved \$28,000; Spent \$27,390

Park & Rec:

Backroom Maintenance + ADA (Replace door and various maintenance at Pool Approved \$15,000; Spent \$15,000

Town General:

MUNIS Tax Software: Approved \$12,200; Spent \$12,200

Town Buildings:

- Flynn HVAC Computer Room
 - Approved \$17,000; Spent \$17,000
- Various building improvements

Approved \$52,500; Spent \$29,528 Energy savings lighting improvements – Flynn & Highway Blds (\$11,683) Police Station HVAC upgrade (\$13,597) Flynn Building fire alarm upgrade (\$3,220)

Parks & Grounds Building bathroom (\$2,665)

Senior Center Painting (\$762)

Senior Center Fainting (\$7

Town Hall Painting

Approved \$30,000; Spent \$30,000

The entire front of the building and the side fascias were completed in September 2008. This portion totaled \$13,000. The remaining balance of \$17,000 is to be used for the gable ends, windows and doors.

> DPW HVAC

Approved \$10,000

The PBC continued to examine the deficiencies of the mechanical design and construction problems through FY09. We continue to pursue appropriate changes to correct construction issues.

Public Safety:

Fire Stations Design Study

Approved \$11,400

It was anticipated that an outside vendor would survey our buildings, review our needs, and provide recommendations for building improvements. Instead this work was done within the Permanent Building Committee at no cost but was not completed until FY10.

Replace Fire Station HQ Bathroom floor

Approved \$10,000; Spent Under \$500 Instead of replacing the bathroom floor, it was determine by the Building Department that a suitable alternative was to install a raised threshold at the doorway. The intent of the floor replacement was to avoid future water damage from an overflowing toilet or sink. Installing the threshold dam acts to impound the water in the bathroom and force it down the floor drain.

	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Override
ENTERPRISE FUND EXPEND	Actual Budget Non-Override			
Transfer Station	263,368	302,087	271,437	271,437
Pool	438,924	482,656	489,868	489,868
Recreation Field Maintenance	0	160,345	221,497	187,769
Total Enterprises (Direct)	702,292	945,088	982,802	949,074
	FY09	FY10	FY11	FY11
	Actual	Budget	Non-Override	Override
ENTERPRISE FUND REVENUE	S			
T (OU)				
Transfer Station	316,432	331,683	301,032	301,032
Pool	457,927	482,656	489,868	489,868
Recreation Field Maintenance	0	160,299	221,497	221,497
Total Enterprises Revenues	774,359	974,638	1,012,397	1,012,397

ENTERPRISE FUNDS

The Transfer Station Enterprise Fund operates the transfer station, providing recycling, landfill monitoring, and the hauling and disposal of waste. As an enterprise fund, the Transfer Station Enterprise Fund covers all of its direct and indirect costs and is not supported by the general tax levy or any other general revenue source. The transfer station is self-sustaining and has a stable group of users.

The Finance Committee recommends approval of a FY11 Non-Override and Override Budgets of \$271,437 for the Transfer Station Enterprise Fund.

The Atkinson Pool Enterprise Fund pays for the direct costs of the operation of the Atkinson Pool. Enterprise funds are meant to be self-supporting, meaning they should be able to generate sufficient revenue to pay for all direct and indirect costs, as well as set aside funds for future maintenance and repairs to the facility, but does not pay for the cost of health insurance and pensions. However, the Pool does continue to support all of its direct operating costs.

The Finance Committee recommends approval of a FY11 Non-Override and Override Budgets of \$489,868 for the Atkinson Pool Enterprise.

The Recreation Field Maintenance Enterprise Fund pays for the direct costs associated with the maintenance and upkeep of the Town's many recreational playing fields. As an enterprise fund, the Recreational Field Maintenance covers all of its direct and indirect costs and is not supported by the general tax levy. Furthermore, costs previously borne by the tax levy to support recreational fields will be assumed by the Enterprise as new revenue streams are developed.

The Finance Committee recommends approval of a FY11 Non-Override Budget of \$221,497 and Override Budget of \$187,769 for the Recreational Field Maintenance Enterprise Fund.

COMMUNITY I	PRESERVATION FUND
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Beginning Fund Balance \$ 6,622,376 \$ 6,773,933 \$ 6,96 Revenues: CPA Surcharge & Fees 1,435,927 1,400,000 1,40 State Match 965,898 539,676 40 Interest Income 250,221 125,000 20 Total Revenues 2,652,046 2,064,676 2,000 Expenditures 2,652,046 2,064,676 2,000 Debt Service 1 690,072 1,124,454 1,05 Admin 98,817 95,000 8 Open Space 102,300 25,000 10 Community Housing 2 600,000 - 20 Total Expenditures 1,750,489 1,661,454 1,49 Excess/(Deficiency) 901,557 403,222 50 Transfers In/(Out) (750,000) (208,000) (18 Ending CPA Operating Fund Balance 6,773,933 6,969,155 7,29 Fund Balance Breakdown S 6,773,933 6,969,155 7,29 Year-end Cash Operat	Beginning Fund Balance						
Beginning Fund Balance \$ 6,622,376 \$ 6,773,933 \$ 6,96 Revenues: 1,435,927 1,400,000 1,400 State Match 965,888 539,676 400 Interest Income 250,221 125,000 200 Total Revenues 2,652,046 2,064,676 2,000 Expenditures 690,072 1,124,454 1,05 Admin 98,817 395,000 8 Open Space 102,300 25,000 100 Community Housing ² 600,000 - 200 Mistoric Preservation 2,300 - 200 Total Expenditures 901,557 403,222 50 Transfers In/(Out) 1(750,000) (208,000) (18 Excess/(Deficiency) 901,557 403,222 50 Transfers In/(Out) 1(750,000) (208,000) (18 Fund Balance Breakdown \$ 6,773,933 \$ 6,969,155 7,29 Year-end Cash Operating Balance ^{4,6} \$ </th <th>Beginning Fund Balance</th> <th></th> <th>Actual</th> <th></th> <th>Appropriated</th> <th></th> <th>Budge</th>	Beginning Fund Balance		Actual		Appropriated		Budge
CPA Surcharge & Fees 1,435,927 1,400,000 1,40 State Match 965,898 539,676 400 Interest Income 250,221 125,000 200 Total Revenues 2,652,046 2,064,676 2,000 Bept Service 1 690,072 1,124,454 1,05 Admin 98,817 95,000 8 Open Space 102,300 25,000 6 Community Housing 2 600,000 - - Historic Preservation 2,300 - 200 Total Expenditures 1,750,489 1,661,454 1,49 Excess/(Deficiency) 901,557 403,222 500 Transfers In/(Out) 3 (750,000) (208,000) (18 Ending CPA Operating Fund Balance \$ 6,773,933< \$ 6,969,155 \$ 7,29 Fund Balance Breakdown \$ 6,319,350 \$ 6,514,572 \$ 6,84 Fund Balance Breakdown \$ 6,377,393 \$ 6,969,155 \$ 7,29 Year-end Cash Operating Balance 4,6 \$ 6,775,029 \$ 7,29 <t< th=""><th>Revenues:</th><th>\$</th><th>6,622,376</th><th>\$</th><th></th><th>\$</th><th>6,969,155</th></t<>	Revenues:	\$	6,622,376	\$		\$	6,969,155
State Match 965,898 539,676 40 Interest Income 250,221 125,000 20 Total Revenues 2,652,046 2,064,676 2,000 Expenditures 690,072 1,124,454 1,055 Debt Service 1 690,072 1,124,454 1,055 Admin 98,817 95,000 8 Open Space 102,300 25,000 16 Community Housing 2 600,000 - 200 Historic Preservation 2,300 - 200 Total Expenditures 1,750,489 1,661,454 1,49 Pacess/(Deficiency) 901,557 403,222 50 Transfers In/(Out) 3 (750,000) (208,000) (18 Ending CPA Operating Fund Balance \$ 6,773,933 \$ 6,969,155 \$ 7,29 Fund Balance Breakdown \$ 6,773,933 \$ 6,6514,572 \$ 6,84 Year-end Cash Operating Balance 4.6 \$ 6,775,029 \$ 7,29 Year-end Cash Operating Balance 4.6 \$ 6,775,029 \$ 7,29 I beb							
Interest Income 250,221 125,000 20 Total Revenues 2,652,046 2,064,676 2,000 Expenditures 690,072 1,124,454 1,05 Admin 98,817 95,000 80 Open Space 102,300 25,000 80 Community Housing ² 6600,000 - 166 Recreation 2,300 - 200 Total Expenditures 1,750,489 1,661,454 1,49 Excess/(Deficiency) 901,557 403,222 500 Transfers In/(Out) ³ (750,000) (208,000) (18 Ending CPA Operating Fund Balance 6,773,933 6,969,155 \$7,29 Frund Balance Breakdown - - - - Fund Balance Breakdown \$6,319,350 \$6,514,572 \$6,84 Year-end Cash Operating Balance ^{4,6} \$6,773,933 \$6,969,155 \$7,29 Year-end Cash Operating Balance ^{4,6} \$6,773,933 \$6,969,155 \$7,29 Year-end Cash Operating Balance ^{4,6} \$6,775,029	CPA Surcharge & Fees		1,435,927		1,400,000		1,400,000
Total Revenues 2,652,046 2,064,676 2,000 Expenditures 690,072 1,124,454 1,05 Debt Service ¹ 690,072 1,124,454 1,05 Admin 98,817 95,000 8 Open Space 102,300 25,000 6 Community Housing ² 600,000 - 16 Recreation 2,300 - 200 Total Expenditures 1,750,489 1,661,454 1,49 Excess/(Deficiency) 901,557 403,222 50 Transfers In/(Out) ³ (750,000) (208,000) (18 Ending CPA Operating Fund Balance 6,773,933 \$ 6,969,155 \$ 7,29 7,29 Fund Balance Breakdown FY09 ⁶ FY10 B Fund Balance Breakdown \$ 6,773,933 \$ 6,969,155 \$ 7,29 6,84 Year-end Cash Operating Balance ^{4,6} \$ 6,775,029 \$ 6,514,572 6,84 Year-end Cash Operating Balance ^{4,6} \$ 6,775,029 FY10 FY11 Open Space 91.4% 94.8% S	State Match		965,898		539,676		406,000
Expenditures Image: constraint of the second s	nterest Income		250,221		125,000		200,000
Debt Service 1 690,072 1,124,454 1,05 Admin 98,817 95,000 8 Open Space 102,300 25,000 7 Historic Preservation 257,000 417,000 16 Recreation 2,300 - 20 Total Expenditures 1,750,489 1,661,454 1,49 Excess/(Deficiency) 901,557 403,222 50 Transfers In/(Out) 3 (750,000) (208,000) (18 Ending CPA Operating Fund Balance 6,773,933 6,969,155 7,29 Fry09 ⁶ FY10 FY10 FY10 Fund Balance Breakdown \$ 6,773,933 6,969,155 7,29 Year-end Cash Operating Balance ^{4,6} \$ 6,775,029 FY10 FY11 Year-end Cash Operating Balance ^{4,6} \$ 6,773,933 6,969,155 \$ 7,29 Year-end Cash Operating Balance ^{4,6} \$ \$ 6,775,029 FY10 FY11 1 Debt Service allocation: FY09 FY10	Total Revenues	5	2,652,046		2,064,676		2,006,000
Admin 98,817 95,000 8 Open Space 102,300 25,000 102,300 103,322 500 102,300 103,322 500 102,300 103,322 500 102,300 103,322 500 102,300 103,323 6,969,155 \$7,29 102,300 103,323 6,969,155 \$7,29 102,323 102,323 \$6,514,572 \$6,84 \$6,773,933 \$6,514,572 \$6,84 \$6,773,933 \$6,569,155 \$7,29 102,323 102,323 \$6,514,572 \$6,84 \$6,775,02	Expenditures						
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Community Housing ² 600,000 - Historic Preservation 257,000 417,000 166 Recreation 2,300 - 200 Total Expenditures 1,750,489 1,661,454 1,49 Excess/(Deficiency) 901,557 403,222 500 Transfers In/(Out) ³ (750,000) (208,000) (18 Ending CPA Operating Fund Balance 6,773,933 6,969,155 5 7,29 Fryop ⁶ FY10 8 5 5 5 7,29 6,319,350 5 6,514,572 5 6,84 5 5 7,29 6,84 5 6,773,933 5 6,969,155 5 7,29 6 8 6 6,514,572 5 6,84 5 6,773,933 5 6,969,155 5 7,29 6 8 6 7,729 6 8 6 6 7,73933 5 6,969,155 </td <td>Admin</td> <td></td> <td>98,817</td> <td></td> <td>95,000</td> <td></td> <td>80,000</td>	Admin		98,817		95,000		80,000
Historic Preservation 257,000 417,000 16 Recreation 2,300 20 Total Expenditures 1,750,489 1,661,454 1,49 Excess/(Deficiency) 901,557 403,222 50 Transfers In/(Out) ³ (750,000) (208,000) (18 Ending CPA Operating Fund Balance \$ 6,773,933 \$ 6,969,155 \$ 7,29 Fund Balance Breakdown Image: Second State S	Open Space		102,300		25,000		-
Recreation 2,300 - 200 Total Expenditures 1,750,489 1,661,454 1,49 Excess/(Deficiency) 901,557 403,222 50 Transfers In/(Out) 3 (750,000) (208,000) (18 Ending CPA Operating Fund Balance \$ 6,773,933 \$ 6,969,155 \$ 7,29 Fund Balance Breakdown FY09 FY10 Image: Comparison of the second	Community Housing ²		600,000		-		-
Total Expenditures 1,750,489 1,661,454 1,49 Excess/(Deficiency) 901,557 403,222 50 Transfers In/(Out) ³ (750,000) (208,000) (18 Ending CPA Operating Fund Balance \$ 6,773,933 \$ 6,969,155 \$ 7,29 FY09 ⁶ FY10 Fund Balance Breakdown FY09 ⁶ FY10 Bit Fund Balance Breakdown \$ 6,319,350 \$ 6,514,572 \$ 6,84 Year-end Cash Operating Balance ^{4,6} \$ 6,775,029 Year-end Cash Operating Balance ^{4,6} \$ 6,775,029 1 Debt Service allocation: FY09 FY10 FY11 Open Space 91.4% 94.8% 5 Recreation 7.0% 4.2% 5 Historic Preservation 1.6% 0.6% 2 2 Community Housing represents funds to non-town entities for Community Housing projects.	Historic Preservation		257,000		417,000		167,795
Excess/(Deficiency) 901,557 403,222 50 Transfers In/(Out) ³ (750,000) (208,000) (18 Ending CPA Operating Fund Balance \$ 6,773,933 \$ 6,969,155 \$ 7,29 FY09 ⁶ FY10 FY09 ⁶ FY10 Fund Balance Breakdown Actual Appropriated Batance Reserved ^{5,6} 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 455 \$ 6,773,933 \$ 6,969,155 \$ 7,29 \$ 6,84 Year-end Cash Operating Balance ^{4,6} \$ 6,775,029 \$ 7,29	Recreation		2,300		-		200,000
Transfers In/(Out) ³ (750,000) (208,000) (18 Ending CPA Operating Fund Balance \$ 6,773,933 \$ 6,969,155 \$ 7,29 FY09 ⁶ FY09 ⁶ FY09 ⁶ FY09 ⁶ Fy10 Fund Balance Breakdown Reserved ^{5, 6} \$ 454,583 \$ 454,583 \$ 454,583 \$ 45 Unreserved \$ 6,319,350 \$ 6,514,572 \$ 6,84 \$ 6,773,933 \$ 6,969,155 \$ 7,29 Year-end Cash Operating Balance ^{4,6} FY09 FY10 FY10 FY11 Open Space 91.4% 94.8% 9 Recreation 7.0% 4.2% 9 Historic Preservation 1.6% 0.6% 2 2 Community Housing represents funds to non-town entities for Community Housing projects. \$ 10.6% \$ 10.6% \$ 10.6% \$ 10.6% \$ 10.6% \$ 10.6% \$ 10.6% \$ 10.6% \$ 10.6% \$ 10.6% \$ 10.6% \$ 10.6% \$ 10.6% \$ 10.6% \$ 10.6% </td <td>Total Expenditures</td> <td>;</td> <td>1,750,489</td> <td></td> <td>1,661,454</td> <td></td> <td>1,499,829</td>	Total Expenditures	;	1,750,489		1,661,454		1,499,829
Ending CPA Operating Fund Balance \$ 6,773,933 \$ 6,969,155 \$ 7,29 FY09 ⁶ FY10 FY09 ⁶ FY10 FY09 ⁶ FY10 FY09 ⁶ FY10 Fund Balance Breakdown Actual Appropriated Balance Reserved ^{5,6} \$ 454,583 \$ 455,4583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 455,4583 \$ 455,4583 \$ 455,4583 \$ 455,4583 \$ 455,4583 \$ 455,4583 \$ 455,4583 \$ 456,772,929 \$ 6,514,572 \$ 6,844 \$ 6,773,933 \$ 6,969,155 \$ 7,29 Year-end Cash Operating Balance ^{4,6} \$ 6,775,029 \$ 7,29 \$ 7,29 \$ 7,29 \$ 7,29 \$ 7,29 \$ 7,29<	Excess/(Deficiency)		901,557		403,222		506,171
Ending CPA Operating Fund Balance \$ 6,773,933 \$ 6,969,155 \$ 7,29 FY09 ⁶ FY10 FY09 ⁶ FY10 FY09 ⁶ FY10 FY09 ⁶ FY10 Fund Balance Breakdown Actual Appropriated Balance Reserved ^{5,6} \$ 454,583 \$ 455,4583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 455,4583 \$ 455,4583 \$ 455,4583 \$ 455,4583 \$ 455,4583 \$ 455,4583 \$ 455,4583 \$ 456,772,928 \$ 6,773,933 \$ 6,969,155 \$ 7,29 Year-end Cash Operating Balance ^{4,6} \$ 6,775,029 \$ 7,29 \$ 7,29 \$ 7,29 \$ 7,29 \$ 7,29 \$ 7,29 \$ 7,29 \$ 7,29	Transfers In/(Out) ³		(750,000)		(208,000)		(180,000
FY09 ⁶ FY10 Actual Appropriated Br Fund Balance Breakdown Actual Appropriated Br Reserved ^{5, 6} \$ 454,583 \$ 454,583			. ,	\$		\$	7,295,326
Actual Appropriated Brain Fund Balance Breakdown Reserved ^{5,6} \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 454,583 \$ 455 \$ 6,773,933 \$ 6,514,572 \$ 6,84 \$ 7,29						-	
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Fund Balance Breakdown Reserved ^{5, 6} 454,583 454,583 454,583 454,583 455 Unreserved \$ 6,319,350 \$ 6,514,572 \$ 6,84 \$ 6,773,933 \$ 6,969,155 \$ 7,29 Year-end Cash Operating Balance ^{4,6} \$ 6,775,029 Image: Comparison of the second s							Budge
Reserved 5, 6 454,583 454,583 454,583 454,583 454,583 454,583 454,583 455,583 456,772,993 6,599,155 57,299 7	Fund Balance Breakdown				rippiopriateu		Duuge
Unreserved \$ 6,319,350 \$ 6,514,572 \$ 6,84 \$ 6,773,933 \$ 6,969,155 \$ 7,29 Year-end Cash Operating Balance ^{4,6} \$ 6,775,029 Image: Comparison of the comparison		\$	454 583	\$	454 583	\$	454,583
\$ 6,773,933\$ 6,969,155\$ 7,29Year-end Cash Operating Balance 4,6\$6,775,029Image: Constraint of the second se							6,840,743
Year-end Cash Operating Balance ^{4,6} \$6,775,029 Exhibit Notes FY09 FY10 1 Debt Service allocation: FY09 FY10 Open Space 91.4% 94.8% 9 Recreation 7.0% 4.2% 9 Historic Preservation 1.6% 0.6% 2						· ·	7,295,326
Exhibit NotesImage: Constraint of the service allocation:FY09FY10FY111 Debt Service allocation:FY09FY10FY11Open Space91.4%94.8%9Recreation7.0%4.2%Historic Preservation1.6%0.6%2 Community Housing represents funds to non-town entities for Community Housing projects.		-	0,110,000	-		•	.,
Exhibit NotesImage: Constraint of the service allocation:FY09FY10FY111 Debt Service allocation:FY09FY10FY11Open Space91.4%94.8%9Recreation7.0%4.2%Historic Preservation1.6%0.6%2 Community Housing represents funds to non-town entities for Community Housing projects.	Year-end Cash Operating Balance ^{4,6}		\$6,775,029				
I Debt Service allocation:FY09FY10FY11Open Space91.4%94.8%9Recreation7.0%4.2%Historic Preservation1.6%0.6%2 Community Housing represents funds to non-town entities for Community Housing projects.			<i>+</i> 0 ,110,020				
I Debt Service allocation:FY09FY10FY11Open Space91.4%94.8%9Recreation7.0%4.2%Historic Preservation1.6%0.6%2 Community Housing represents funds to non-town entities for Community Housing projects.	Exhibit Notes						
Open Space91.4%94.8%9Recreation7.0%4.2%Historic Preservation1.6%0.6%2 Community Housing represents funds to non-town entities for Community Housing projects.			FVAQ		FV10		FV11
Recreation7.0%4.2%Historic Preservation1.6%0.6%2 Community Housing represents funds to non-town entities for Community Housing projects.							<u>94.5%</u>
Historic Preservation1.6%0.6%2 Community Housing represents funds to non-town entities for Community Housing projects.							4.4%
2 Community Housing represents funds to non-town entities for Community Housing projects.							1.0%
		non-tow		omm		niects	
3 Transfers In/(Out) represents appropriations made between Town funds. For CPA this line item						-	
represents funds appropriated (and given to) Sudbury Housing Trust for Comm. Housing Projects.							
4 The difference between fund balance and year-end cash balance arises from encumberances						-	-

This may include encumberances, accruals, current liabilities and mandated reserve allocations.

6 FY09 annual audit not final as of warrant printing.

		FY09 ³		FY10		FY1 1
CPA Project Fund - 3400		Actual		Appropriated		Budge
Beginning Fund Balance	\$	1,595,646	\$	1,735,334	\$	1,407,334
Net CPA Project Activity ⁴		139,688		(328,000)		(232,205
Ending CPA Project Fund Balance	\$	1,735,334	\$	1,407,334	\$	1,175,129
		FY09 ³		FY10		FY1
		Actual		Appropriated		Budge
Fund Balance Breakdown:						
Reserved ^{1, 3}	\$	1,735,334	\$	1,407,334	\$	1,175,129
Unreserved	\$	-	\$	-	\$	-
Year-end Cash Project Balance ^{2,3}		\$1,240,611				
Exhibit Notes						
1 Reserved Fund Balance represents that pa	art of th	ne CPA program	n res	served for a particu	ular p	urpose.
This may include encumberances, accrual	ls, curi	ent liabilities ar	nd m	nandated reserve a	alloca	tions.
•						
•	vear-en	d cash balance	aris	ses from encumbe		
2 The difference between fund balance and y	vear-en t not y	d cash balance et paid out from	aris	ses from encumbe		
2 The difference between fund balance and y and accruals recorded against the fund bu	vear-en t not y rinting.	d cash balance et paid out from	aris the	ses from encumbe		
 The difference between fund balance and y and accruals recorded against the fund but FY09 annual audit not final as of warrant p 	vear-en t not y rinting.	d cash balance et paid out from	aris the	ses from encumbe		
 The difference between fund balance and y and accruals recorded against the fund but FY09 annual audit not final as of warrant p 	vear-en t not y rinting.	d cash balance et paid out from	aris the	ses from encumbe		
 The difference between fund balance and y and accruals recorded against the fund but FY09 annual audit not final as of warrant p 	vear-en t not y rinting.	d cash balance et paid out from	aris the	ses from encumbe		
 2 The difference between fund balance and y and accruals recorded against the fund bu 3 FY09 annual audit not final as of warrant p 4 Net sources and uses of funds for projects 	vear-en t not y rinting.	d cash balance et paid out from the fiscal year	aris the	ses from encumbe e cash accounts.		es FY1
 2 The difference between fund balance and y and accruals recorded against the fund but 3 FY09 annual audit not final as of warrant p 4 Net sources and uses of funds for projects 	vear-en t not y rinting.	d cash balance et paid out from g the fiscal year FY09	aris the	ses from encumbe e cash accounts. FY10		es FY1 Budge
 2 The difference between fund balance and y and accruals recorded against the fund but 3 FY09 annual audit not final as of warrant p 4 Net sources and uses of funds for projects CPA Consolidated Statement Beginning Fund Balance 	rinting.	d cash balance et paid out from the fiscal year FY09 <u>Actual</u> 8,218,022	e aris	ses from encumbe e cash accounts. FY10 Appropriated 8,509,267	erance	ES FY1 Budge 8,376,489
 2 The difference between fund balance and y and accruals recorded against the fund but 3 FY09 annual audit not final as of warrant p 4 Net sources and uses of funds for projects CPA Consolidated Statement Beginning Fund Balance 	rinting.	d cash balance et paid out from the fiscal year FY09 Actual	e aris	ses from encumbe e cash accounts. FY10 Appropriated	erance	ES FY1 Budge 8,376,489
 2 The difference between fund balance and y and accruals recorded against the fund but 3 FY09 annual audit not final as of warrant p 4 Net sources and uses of funds for projects CPA Consolidated Statement Beginning Fund Balance Net CPA Activity (during for fiscal year) 	vear-en t not y rinting. during \$	d cash balance et paid out from the fiscal year FY09 <u>Actual</u> 8,218,022 291,245	aris the	ses from encumbe e cash accounts. FY10 Appropriated 8,509,267 (132,778)	\$	es FY1 <u>Budge</u> 8,376,489 93,966
 2 The difference between fund balance and y and accruals recorded against the fund but 3 FY09 annual audit not final as of warrant p 4 Net sources and uses of funds for projects CPA Consolidated Statement Beginning Fund Balance Net CPA Activity (during for fiscal year) 	rinting.	d cash balance et paid out from the fiscal year FY09 <u>Actual</u> 8,218,022	e aris	ses from encumbe e cash accounts. FY10 Appropriated 8,509,267 (132,778) 8,376,489	erance	es FY1 Budge 8,376,489 93,966 8,470,455
 2 The difference between fund balance and y and accruals recorded against the fund bu 3 FY09 annual audit not final as of warrant p 4 Net sources and uses of funds for projects CPA Consolidated Statement Beginning Fund Balance Net CPA Activity (during for fiscal year) Ending Fund Balance 	vear-en t not y rinting. during \$	d cash balance et paid out from the fiscal year FY09 <u>Actual</u> 8,218,022 291,245	aris the	ses from encumbe e cash accounts. FY10 Appropriated 8,509,267 (132,778)	\$	es FY1 <u>Budge</u> 8,376,489 93,966
 2 The difference between fund balance and y and accruals recorded against the fund bu 3 FY09 annual audit not final as of warrant p 4 Net sources and uses of funds for projects CPA Consolidated Statement Beginning Fund Balance Net CPA Activity (during for fiscal year) Ending Fund Balance 	vear-en t not y rinting. during \$	d cash balance et paid out from the fiscal year FY09 <u>Actual</u> 8,218,022 291,245	aris the	ses from encumbe e cash accounts. FY10 Appropriated 8,509,267 (132,778) 8,376,489	\$	es FY1 <u>Budge</u> 8,376,489 93,966 <u>8,470,455</u> -
 2 The difference between fund balance and y and accruals recorded against the fund bur 3 FY09 annual audit not final as of warrant p 4 Net sources and uses of funds for projects CPA Consolidated Statement Beginning Fund Balance Net CPA Activity (during for fiscal year) Ending Fund Balance Fund Balance Breakdown 	vear-en t not y rinting. during \$	d cash balance et paid out from the fiscal year FY09 <u>Actual</u> 8,218,022 291,245 <u>8,509,267</u> -	e aris i the \$	ses from encumbe e cash accounts. FY10 Appropriated 8,509,267 (132,778) 8,376,489 -	\$	es FY1: <u>Budge</u> 8,376,489 93,966 <u>8,470,455</u> - 1,629,712
 2 The difference between fund balance and y and accruals recorded against the fund bur 3 FY09 annual audit not final as of warrant p 4 Net sources and uses of funds for projects CPA Consolidated Statement Beginning Fund Balance Net CPA Activity (during for fiscal year) Ending Fund Balance Fund Balance Breakdown Reserved	rear-en t not y rinting. during \$ \$	d cash balance et paid out from the fiscal year FY09 <u>Actual</u> 8,218,022 291,245 <u>8,509,267</u> - 2,189,917	• aris • the • * • *	ses from encumbe e cash accounts. FY10 Appropriated 8,509,267 (132,778) (132,778) - 1,861,917	\$ \$	es FY11 <u>Budge</u> 8,376,489 93,966 8,470,455

Consolidated view combines balances and activities for both CPA Operating (#2044) and CPA Project (#3400) Funds

LONG-TERM DEBT INFORMATION

TOWN DEBT SCHEDULE BY ISSUANCE DATE

						Annual	Remaining
	12/1/2000	10/1/2001	4/1/2003	2/15/2005	Total	Debt Service	Principal
FY10 Principal	1,265,000	710,000	525,000	610,000	3,110,000		
FY10 Interest	126,500	286,960	78,750	659,394	1,151,604	4,261,604	25,900,000
FY11 Principal	1,265,000	710,000	525,000	655,000	3,155,000		
FY11 Interest	63,250	258,560	63,000	640,544	1,025,354	4,180,354	22,745,000
FY12 Principal		585,000	525,000	1,880,000	2,990,000		
FY12 Interest		232,360	42,000	619,500	893,860	3,883,860	19,755,000
FY13 Principal		500,000	525,000	1,850,000	2,875,000		
FY13 Interest		208,375	21,000	555,131	784,506	3,659,506	16,880,000
FY14 Principal		500,000		1,830,000	2,330,000		
FY14 Interest		187,125		491,044	678,169	3,008,169	14,550,000
FY15 Principal		500,000		1,810,000	2,310,000		
FY15 Interest		165,250		424,800	590,050	2,900,050	12,240,000
FY16 Principal		500,000		1,695,000	2,195,000		
FY16 Interest		142,750		356,925	499,675	2,694,675	10,045,000
FY17 Principal		500,000		1,615,000	2,115,000		
FY17 Interest		119,750		292,900	412,650	2,527,650	7,930,000
FY18 Principal		500,000		1,605,000	2,105,000		
FY18 Interest		96,625		228,400	325,025	2,430,025	5,825,000
FY19 Principal		500,000		1,365,000	1,865,000		
FY19 Interest		72,875		168,800	241,675	2,106,675	3,960,000
FY20 Principal		500,000		1,445,000	1,945,000		
FY20 Interest		48,875		118,400	167,275	2,112,275	2,015,000
FY21 Principal		500,000		1,515,000	2,015,000		
FY21 Interest		24,500		30,300	54,800	2,069,800	0
All Principal	2,530,000	6,505,000	2,100,000	17,875,000	29,010,000		
All Interest	189,750	1,844,005	204,750	4,586,138	6,824,643		
TOTAL	2,719,750	8,349,005	2,304,750	22,461,138	35,834,643		

AUTHORIZED, BUT UNISSUED DEBT

Date		Total	Amount	Unissued	Date	Maturity	Article
Authorized	Permanent Debt Issued Purpose	Authorized	Issued	12/31/09	Issued	Date	Number
2/24/1997	Septic System Betterment Loan Program	200,000	-	200,000			97-27
4/2/2001	Public Works Facility Construction	4,733,800	4,730,000	3,800	4/1/2003	6/30/2013	01-7A
4/1/2002	Wastewater Feasibility	90,000	-	90,000			02-24
4/5/2005	Capital Equipment/Rennov.	650,000	636,500	13,500	6/15/2005	6/15/2010	05-11
Totals		5,673,800	5,366,500	307,300			

Article has been submitted for April 2010 Town Meeting to rescind unissued balances as of 12/31/2009

Issuance		Budget				
Date	Project	FY11				
12/1/2000	Curtis Middle School	982,905				
12/1/2000	Haynes Elementary	345,345				
10/1/2001	Loring Elementary	800,200				
10/1/2001	Haskell Field	20,800				
10/1/2001	Traffic Signal (Rt. 117)	14,560				
10/1/2001	Featherland	20,800				
10/1/2001	Refunding 1992 Issue Unisys/Melone	112,200				
4/1/2003	DPW	476,000				
4/1/2003	K-8 Schools Remainder	112,000				
2/15/2005	Curtis Refunding 2000 Issue	506,516				
2/15/2005	Haynes Refunding 2000 Issue	177,965				
6/15/2005	Weisblatt Land Refunding 1999 Issue	354,417				
6/15/2005	Meachen Land Refunding 1999 Issue	256,646				
	Town Projects Subtoal	4,180,354				
	L-S assessment, Sudbury share	2,237,147				
Total Debt Se	ervice (gross)	6,417,501				
Adjustments	to debt					
	Premium on Bonds	(5,605)				
	SBAB Debt Reimbursement					
	DE-1 Tax Recap Adjustments					
Total Adjustm	nents	(1,708,201)				
Total exempt	debt to be raised by taxation	4,709,300				

FY11 LONG-TERM DEBT SERVICE DETAIL

L-S DEBT SCHEDULE BY I	ISSUANCE DATE
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		Issuance Date			Annual	Remaining
	FY05	FY07	FY09	Total	Debt Service	Principal
FY10 Principal	1,400,000	550,000	200,000	2,150,000		
FY10 Interest	206,690	355,300	33,500	595,490	2,745,490	15,000,000
FY11 Principal	1,400,000	550,000	200,000	2,150,000		
FY11 Interest	167,267	336,050	23,750	527,067	2,677,067	12,850,000
FY12 Principal	1,400,000	550,000	200,000	2,150,000		
FY12 Interest	127,844	316,800	14,250	458,894	2,608,894	10,700,000
FY13 Principal	1,400,000	550,000	200,000	2,150,000		
FY13 Interest	87,294	297,550	4,750	389,594	2,539,594	8,550,000
FY14 Principal	1,400,000	550,000		1,950,000		
FY14 Interest	45,055	277,613		322,668	2,272,668	6,600,000
FY15 Principal		550,000		550,000		
FY15 Interest		254,925		254,925	804,925	6,050,000
FY16 Principal		550,000		550,000		
FY16 Interest		231,550		231,550	781,550	5,500,000
FY17 Principal		550,000		550,000		
FY17 Interest		210,238		210,238	760,238	4,950,000
FY18 Principal		550,000		550,000		
FY18 Interest		188,925		188,925	738,925	4,400,000
FY19 Principal		550,000		550,000		
FY19 Interest		166,925		166,925	716,925	3,850,000
FY20 Principal		550,000		550,000		
FY20 Interest		144,925		144,925	694,925	3,300,000
FY21 Principal		550,000		550,000		
FY21 Interest		122,925		122,925	672,925	2,750,000
FY22 Principal		550,000		550,000		
FY22 Interest		100,925		100,925	650,925	2,200,000
FY23 Principal		550,000		550,000		
FY23 Interest		78,925		78,925	628,925	1,650,000
FY24 Principal		550,000		550,000		
FY24 Interest		56,650		56,650	606,650	1,100,000
FY25 Principal		550,000		550,000		
FY25 Interest		34,031		34,031	584,031	550,000
FY26 Principal	1	550,000		550,000		
FY26 Interest		11,344		11,344	561,344	0
All Principal	7,000,000	9,350,000	800,000	17,150,000		
All Interest	634,150	3,185,600	76,250	3,896,000		
TOTAL	7,634,150	12,535,600	876,250	21,046,000		

The Town of Sudbury is responsible for a portion of the District's annual debt service. For further details, see LSRHS and Debt Service narratives.

		Issuance	Date			Annual	Remaining
	6/15/2004	6/15/2004	6/15/2005	6/15/2009	Total	Debt Service	Principal
FY10 Principal	277,216	17,784	135,000	255,000	685,000		
FY10 Interest	152,273	9,768	82,413	127,821	372,275	1,057,275	10,305,000
FY11 Principal	277,216	17,784	135,000	255,000	685,000		
FY11 Interest	141,877	9,102	77,688	138,369	367,035	1,052,035	9,620,000
FY12 Principal	277,216	17,784	135,000	255,000	685,000		
FY12 Interest	131,482	8,435	72,963	131,994	344,873	1,029,873	8,935,000
FY13 Principal	277,216	17,784	135,000	255,000	685,000		
FY13 Interest	120,393	7,723	68,238	126,894	323,248	1,008,248	8,250,000
FY14 Principal	277,216	17,784	135,000	255,000	685,000		
FY14 Interest	109,304	7,012	63,175	121,794	301,285	986,285	7,565,000
FY15 Principal	220,833	14,167	135,000	255,000	625,000		
FY15 Interest	98,216	6,301	58,113	116,375	279,004	904,004	6,940,000
FY16 Principal	220,833	14,167	135,000	255,000	625,000		
FY16 Interest	89,382	5,734	53,050	110,478	258,644	883,644	6,315,000
FY17 Principal	220,833	14,167	135,000	255,000	625,000		
FY17 Interest	80,218	5,146	47,650	104,263	237,276	862,276	5,690,000
FY18 Principal	220,833	14,167	130,000	255,000	620,000		
FY18 Interest	70,832	4,544	42,250	97,569	215,195	835,195	5,070,000
FY19 Principal	220,833	14,167	130,000	250,000	615,000		
FY19 Interest	61,171	3,924	37,050	90,313	192,458	807,458	4,455,000
FY20 Principal	220,833	14,167	130,000	250,000	615,000		
FY20 Interest	51,233	3,287	31,850	82,813	169,183	784,183	3,840,000
FY21 Principal	220,833	14,167	130,000	250,000	615,000	700.000	
FY21 Interest	41,296	2,649	26,650	75,313	145,908	760,908	3,225,000
FY22 Principal	220,833	14,167	130,000	250,000	615,000	707.005	
FY22 Interest	31,138	1,998	21,450	67,500	122,085	737,085	2,610,000
FY23 Principal	220,833	14,167	130,000	250,000	615,000	740.000	4 005 000
FY23 Interest	20,869	1,339	16,250	59,375	97,833	712,833	1,995,000
FY24 Principal FY24 Interest	220,833 10.490	14,167 673	130,000	250,000 51,094	615,000	699.144	1 280 000
FY25 Principal	10,490	673	10,888 130,000	250,000	73,144 380,000	688,144	1,380,000
FY25 Interest			5,525	42,500	48,025	428.025	1,000,000
FY26 Principal			5,525	250,000	250,000	420,025	1,000,000
FY26 Interest				33,594	33,594	283,594	750,000
FY27 Principal				250.000	250,000	203,394	730,000
FY27 Interest				230,000	230,000	274,375	500,000
FY28 Principal				250,000	250.000	214,575	500,000
FY28 Interest				14,844	14,844	264,844	250,000
FY29 Principal				250.000	250.000		
FY29 Interest				5,000	5,000	255,000	0
All Principal	3,594,415	230,585	2,120,000	5,045,000	10,990,000	200,000	
All Interest	1,210,173	77,634	2,120,000	1,622,274	3,625,281		
		,	,	, ,	, ,		
TOTAL	4,804,588	308,219	2,835,200	6,667,274	14,615,281		

CPF (**Community Preservation Fund**): A special revenue fund used to account for the 3% on local real estate tax surcharge on non-exempt property (and matching state trust fund distribution) that can be used for open space, historic resource and affordable housing purposes. Occasionally, the Town will borrow long-term funds for CPF purposes. This schedule shows all debts outstanding relating to CPF. CPF debt service is budgeted and paid for separately from all other Town activities.

APPENDICES

APPENDIX I. BUDGET TERMS AND DEFINITIONS

<u>Abatements and Exemptions (previously called Overlay)</u>: An amount set by the Assessors to create a fund to cover abatements of (and exemptions from) real and personal tax assessments for the current year, and raised on the tax levy. An abatement is a reduction provided by the Assessors in the assessed tax because of bona fide specific conditions or situations not considered when the tax was levied. An exemption is provided for a variety of purposes, which include, but are not limited to: buildings/property used for religious, government, charity, or pollution control. In addition, exemptions may also be provided to the elderly, handicapped, and veterans under certain conditions.

Abatement Surplus: Accumulation of the surplus amounts of Abatements and Exemptions set aside by the Assessors each year to cover abatements of (and exemptions from) real estate and personal property tax assessments. The accumulated amount for previous years no longer committed for abatements may be used by vote of the Town Meeting.

Benefits and Insurance: This account in the shared expenses section of the budget is comprised primarily of benefits such as health insurance and retirement for both school and general government employees.

<u>Capital Exclusion</u>: A temporary increase in the tax levy to fund a capital project or make a capital acquisition.

<u>Cherry Sheet</u>: An annual statement received from the Department of Revenue detailing estimated receipts for the next fiscal year from the various state aid accounts as well as estimated state and county government charges payable to the state. The name "Cherry Sheet" derives from the color of the paper used.

Debt Exclusion: An override to Proposition $2\frac{1}{2}$ for the purpose of raising funds for debt service costs; remains for the life of the debt only.

Enterprise Fund: A separate fund, set up to provide a specific Town service, whereby all direct and indirect/overhead costs of providing the service are funded in total from user charges. An appropriation for an enterprise fund is funded in total from enterprise fund revenue unless otherwise noted. Enterprise fund revenue used to fund services provided by other Town departments will be shown in the warrant after the appropriation total for the department. An enterprise fund is required to fully disclose all costs and all revenue sources needed to provide a service.

Free Cash: Free cash is the available, undesignated fund balance of the general fund and is generated when actual revenue collections are in excess of estimates, when expenditures are less than appropriated, or both. A free cash balance is certified as of July 1 each year by the Department of Revenue and once certified, any or all of the certified amount may be used to defray Town expenses by a vote of the Town Meeting.

APPENDIX I. BUDGET TERMS AND DEFINITIONS CONT'D

Funding Sources for Expenditures: Authorizations for the Town to expend monies are made in the form of a motion at Town Meeting. The wording of the motions will specify the funding source; that is, the place from where money is going to come or will be raised. When a motion reads, "to appropriate a sum of money" without a source being identified, that amount will be included in the tax calculation, whereby the total of all sums to be appropriated will be reduced by an estimate of local and state revenue. The balance needed will be provided by property taxes. When items in the warrant are offset or raised from available funds, those items will also appear as offsets in the determination of the tax rate.

Levy Limit: The maximum amount a community can levy in any given year.

Local Receipts: This is the third largest source of revenue for the Town after property taxes and Cherry Sheet receipts. While it is comprised of a number of different items, the largest source is the auto excise tax.

<u>New Growth</u>: Proposition 2 ¹/₂ allows a community to increase its levy limit annually by an amount based upon the valuation of certain new construction and other growth in the tax base that is not the result of property revaluation. New growth becomes part of the levy limit and thus increases at the rate of 2.5% each year as the levy limit increases.

Override: An override is passed by a majority vote at Town Meeting and at the ballot. There are three types of overrides: An Operating Override, which permanently increases the levy limit; a Debt Exclusion, which increases the levy limit only for the life of the debt; and a Capital Project Override, which increases the levy only for the year in which the project is undertaken.

Proposition 2¹/₂: A Massachusetts General Law enacted in 1980 to limit property taxes.

<u>Revolving Fund</u>: Funds that may be used without appropriation and that are established for special uses. Recreation fees, for example, may be paid into a revolving fund. Revolving funds are established by state law or Town bylaw.

<u>Reserve Fund</u>: An amount appropriated by the Annual Town Meeting for emergency or unforeseen purposes. The Finance Committee, by state law, is the sole custodian of the Reserve Fund and approves transfers from the Fund into the operating budgets throughout the year if: (1) the need for funds is of an emergency and/or unforeseen nature, and (2) if, in the judgment of the Finance Committee, the Town Meeting would approve such an expenditure if such a meeting was held. The Reserve Fund is, therefore, a mechanism for avoiding the necessity of frequent Special Town Meetings.

Stabilization Fund: Similar to a "savings account", this account has been used to fund large capital projects such as fire trucks and school roofs. A recent amendment to state law allows the Stabilization Fund to be used for the operating budget, as well as capital purchases; however, the Finance Committee would generally be reluctant to recommend doing so. Placing money into this fund requires a majority vote of Town Meeting while withdrawing from the Stabilization Fund requires a 2/3 vote of Town Meeting.

APPENDIX I. BUDGET TERMS AND DEFINITIONS CONT'D

Tax Levy: The property tax levy is the revenue a community can raise through real and personal property taxes. In Massachusetts, municipal revenues to support local spending for schools, public safety, general government and other public services are raised through the property tax levy, state aid, local receipts and other sources. The property tax levy is the largest source of revenue for most cities and towns.

Town-wide Operating Expenses: This account in the general government section of the budget is comprised primarily of operating expenses such as postage, telephone and property liability insurance, that support town-wide operations and are not assigned to any one department or cost center.

Cost Center		FY09 Actual	FY10 Budget	FY11 Non-Override	FY11 Override
LSRHS*		220.35	211.87	201.67	211.67
		220100	-3.8%	-4.8%	-0.09%
Sudbury K-8 Schools *		389.89	393.31	381.81	391.81
			0.9%	-2.9%	-0.38%
Public Safety		79.25	76.97	76.97	80.97
Public Works		32.70	31.86	31.28	31.86
General Government		31.80	30.50	30.50	30.50
Human Services		7.20	6.20	6.20	6.40
Culture & Recreation		18.11	16.63	16.12	16.63
Town Operating Sub-to	otal	169.06	162.16	161.07	166.36
			-4.1%	-0.7%	2.59%
Town Enterprises		9.60	9.60	10.18	9.60
			0.0%	6.0%	0.00%
TOTAL		788.90	776.94	754.73	779.44
% Change f	rom Prior		-1.5%	-2.9%	0.32%

APPENDIX II. EMPLOYEE HEADCOUNT (Full Time Equivalents)

*Includes positions covered in full or in part by grants. LSRHS figures represent full FTE's; they are not prorated by the District's assessment to Sudbury.

Position	Salary	Other Compensation	Overtime
Superintendent/Principal	159,171	29,142	-
Director of Finance & Operations	126,794	-	-
Director of Students Services	111,018	4,259	-
Housemaster	111,018	4,259	_
Housemaster	111,018	4,259	-
Housemaster	111,018	4,259	-
Housemaster	111,018	4,259	_
Athletics/Activities Director	111,018	4,259	-
Coord. of Curric & Instruction'I Sys	105,673	4,259	-
Librarian	94,502	48,751	-
Department Coordinator	94,502	7,000	-
Department Coordinator	94,502	6,000	
Counselor	89,077	48,039	
Teacher	83,077	51,579	
	03,077	31,379	-
	udbury Publi		
Position	Salary	Other Compensation	Overtime
Superintendent	152,760	22,750	-
Assistant Superintendent	115,045	1,000	-
Special Education Administrator	104,710	-	-
Director of Business & Finance	104,587	1,000	-
Principal, Noyes	104,058	2,722	-
Principal, Nixon	101,764	-	-
Principal, Curtis	98,440	5,350	-
Principal, Loring	97,000	4,300	-
	Tow	<u>1</u>	
Position	Salary	Other Compensation	Overtime
Town Manager	134,377	24,084	-
DPW Director/Town Engineer	103,857	10,665	-
Fire Chief	98,033	26,838	-
Police Lieutenant	87,598	24,333	-
Police Lieutenant	81,471	28,999	6,242
Police Chief (retired 3/2009)	71,228	67,135	-
Fighfighter/Emt	64,728	13,495	41,30 ⁻
Fire Captain/Emt	64,728	12,946	34,058
Fire Captain/Emt	63,578	9,874	34,730
Fighfighter/Emt	49,588	4,722	56,314

APPENDIX III. EMPLOYEE COMPENSATION OVER \$100K

¹Salaries are base pay. ²Other compensation paid to employees. This amount may include annuities, deferred compensation match, career incentive, merit pay, stipends, regular or retirement sick-buyback, or any other compensation paid by the Town or Schools, other than base salary or overtime.

APPENDIX IV. COLLECTIVE BARGAINING

BARGAINING UNIT AND CONTRACT TERMS

LINCOLN-SUDBURY REGIONAL HIGH SCHOOL

Three-year contract covering school years 2009/10, 2010/11, 2011/12. Effective dates and percentage increases are: 9/1/2009 – Teachers, 0.75% for salary Schedule A, additional 0.75% for the top step in all classifications; 9/1/2010 - 1.75% for salary Schedule A, additional 1.0% for the top step in all classifications; 9/1/2011 - 2.0% for salary Schedule A, additional 1.0% for the top step in all classifications.

SUDBURY PUBLIC SCHOOLS, K-8

Three-year contract covering fiscal years 2010, 2011, 2012. Effective dates and percentage increases are:

7/1/2009 – Teachers, 3.0% to the salary schedule; 7/1/2010 - 0% to salary schedule, and 2.5% on a new top step in all classifications; 7/1/2011 - 1.0% to salary schedule and 1.0% to the top step.

TOWN

FIRE

Three-year contract covering fiscal years 2010, 2010, 2012, is being negotiated at the time of warrant preparation.

POLICE

Three-year contract covering fiscal years 2010, 2011, 2012. Effective dates and percentage increases are:

11/1/2009 - 3.00%; 7/1/2010 - 0% to salary schedule, 2.5% on a new top step; 7/1/2011 - 0%.

PUBLIC WORKS

Three-year contract covering fiscal years 2008, 2009, 2010. Effective dates and percentage increases are: 7/1/2007 - 2.00%; 7/1/2008 - 3.00%; 7/1/2009 - 2.50%, 1/1/10 - 1.50%.

ENGINEERING

Three-year contract covering fiscal years 2008, 2009, 2010. Effective dates and percentage increases are: 7/1/2007 - 2.00%; 7/1/2008 - 3.00%; 7/1/2009 - 2.50%, 1/1/2010 - 1.50%.

SUPERVISORY

Three-year contract covering fiscal years 2010, 2011, 2012 awaits final ratification at the time of warrant preparation.

CIVILIAN DISPATCHERS

Three-year contract covering fiscal years 2010, 2011, 2012, is being negotiated at the time of warrant preparation.

NOTE: Percentage increases are for cost of living only and do not include changes for step, longevity or merit increases.

			URY PUBI					
			IER SALA					
		F	Y10: 7/1/09) - 6/30/1	0			
Bach	elors	Mas	ters	Maste	rs +30	Master	rs +60	
Step	Salary	Step	Salary	Step	Salary	Step	Salary	
1	40,468	1	43,307	1	45,797	1	47,982	
2	42,152	2	45,109	2	47,702	2	49,978	
3	43,905	3	46,986	3	49,686	3	52,057	
4	45,731	4	48,940	4	51,753	4	54,223	
5	47,633	5	50,976	5	53,906	5	56,478	
6	49,615	6	53,097	6	56,149	6	58,828	
7	51,679	7	55,306	7	58,485	7	61,275	
8	53,829	8	57,606	8	60,918	8	63,824	
9	56,068	9	60,003	9	63,452	9	66,479	
10	58,401	10	62,499	10	66,091	10	69,245	
11	60,830	11	65,098	11	68,841	11	72,125	
12	63,360	12	67,807	12	71,704	12	75,126	
13	65,996	13	70,628	13	74,687	13	78,250	
14	68,742	14	73,566	14	77,795	14	81,506	
15	71,601	15	76,626	15	81,031	15	84,897	
16		16	80,457	16	85,082	16	89,141	

APPENDIX V. SALARY SCHEDULES & CLASSIFICATION PLANS

		SUDB	URY PUB	LIC SCH	OOLS							
	SUPPORT STAFF SALARY SCHEDULE											
	FY10: 7/1/09 - 6/30/10											
Level	Level Step 1 Step 2 Step 3 Step 4 Step 5 Step 6 Step 6											
1	10.51	10.88	11.37	11.78	12.27	12.73	13.62					
2	10.81	11.27	11.72	12.22	13.23	15.25	16.10					
3	13.60	14.13	14.68	15.25	15.86	16.49	17.64					
4	14.68	15.25	15.86	16.49	17.13	17.79	19.04					
5	15.86	16.49	17.13	17.79	18.50	19.21	20.56					
6	17.13	17.79	18.50	19.21	19.97	20.75	22.20					
7	18.50	19.21	19.97	20.75	21.59	22.41	23.99					
8	19.97	20.75	21.56	22.41	23.31	24.21	25.90					
9	21.56	22.44	23.30	24.20	25.15	26.16	27.97					

	JOB CLASSIF	ICATION	FOR SU	PPORT S	TAFF	
Level 1	n/a					
Level 2	Cafeteria Helper					
Level 3	Cafeteria Cook					
Level 4	Lunchroom Superviso	or				
Level 5	Cafeteria/Manager, E	arly Childho	od Asst (C	lerical), Se	ecretarial As	sst
Level 6	Business Office Assi	stant, Scho	ol Secretar	y/Student	Services Se	ecretary
Level 7	Library/Media Parapro	ofessional,	Teacher As	sistan		
Level 8	School Administrative	e Secretary,	Assistant	Librarian		
Level 9	Administrative Secret	ary, Tutor, A	ABA Tutor,	METCO T	utor	

S	UDBURY	PUBLIC	SCHOOL	ĴS				
NURSI	NURSES' SALARY SCHEDULE 2009-2010							
	Step	Salary						
	1	41,484						
	2	43,974						
	3	46,612						
	4	49,409						
	5	52,373						

CUSTODIAN SALARY SCHEDULE 2009-2010

Level	Custodian	MA-1	MA-2
1	16.44	20.10	25.45
2	17.10	20.83	26.41
3	17.77	21.59	27.37
4	18.42	22.41	28.40
5	19.10	23.25	29.48
6	19.87	24.10	30.57
7	21.07	25.00	31.73
8	21.89		
9	22.68		
10	22.89		
11	23.26		
	MA-1 is Mair	ntenance A	Assistant 1
	MA-2 is Mai	ntenance /	Assistant 2

	FY11 T	TEACHER	S' SALARY	SCHEDU	LE	
Step	B	Μ	M+15	M+30	M+45	M+60
Step						
1	42,510	45,912	47,289	48,707	50,169	51,674
2	44,211	47,748	49,181	50,656	52,175	53,740
3	45,979	49,657	51,148	52,681	54,262	55,890
4	47,818	51,644	53,193	54,789	56,432	58,126
5	49,731	53,710	55,321	56,981	58,690	60,451
6	51,721	55,858	57,534	59,260	61,038	62,869
7	53,790	58,092	59,836	61,631	63,479	65,384
8	55,941	60,416	62,229	64,095	66,018	67,999
9	58,178	62,833	64,718	66,659	68,659	70,719
10	60,506	65,346	67,307	69,326	71,406	73,548
11	62,926	67,960	69,999	72,099	74,262	76,490
12	65,443	70,679	72,799	74,983	77,232	79,549
13	68,061	73,506	75,711	77,982	80,322	82,731
14	70,783	76,446	78,739	81,101	83,535	86,040
15	73,615	79,504	81,889	84,346	86,876	89,483
16	77,138	82,684	85,165	87,719	90,351	93,061
17	77,138	86,642	87,508	92,900	95,687	98,557

LINCOLN SUDBURY REGIONAL SCHOOL DISTRICT

NURSE	S' SCHED	ULE
Step	В	M + Cert.
1	37,447	38,570
2	38,945	40,113
3	40,502	41,718
4	42,123	43,386
5	43,807	45,122
6	45,560	46,927
7	47,382	48,804
8	50,132	51,636

LINCOLN SUDBURY REGIONAL SCHOOL DISTRICT-SUPPORT STAFF COMPENSATION CLASSIFICATION PLAN

	FY11	SUPPORT	STAFF SC	CHEDULES	5			
Category A	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8
Scale 1	10.73	11.12	11.52	12.00	12.45	12.94	-	-
Scale 2	12.04	12.51	13.07	13.54	14.03	14.60		
Scale 3	13.45	13.88	14.44	15.00	15.50	16.12		
Scale 4	14.73	15.29	15.95	16.48	17.09	17.77		
Scale 5	16.09	16.73	17.37	18.02	18.66	19.40		
Scale 6	17.41	18.13	18.81	19.49	20.17	20.98		
Scale 7	18.79	19.49	20.26	21.00	21.76	22.63		
Scale 8	20.06	20.92	21.68	22.51	23.32	24.25		
Scale 9	21.47	22.29	23.12	23.99	24.88	25.88		
Scale 10	22.75	23.65	24.60	25.53	26.42	27.47	28.57	29.72
Category B	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8
Scale 1	20.26	21.02	21.91	22.75	23.68	24.60	25.60	26.62
Scale 2	22.05	22.90	23.82	24.75	25.77	26.81	27.91	29.03
Scale 3	23.84	24.77	25.73	26.81	27.87	28.99	30.14	31.34
Tech	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8
Scale	51,994	54,074	56,237	58,487	60,826	63,259	65,791	67,913
Trainer	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8
Scale	36,851	38,372	39,971	41,650	43,487	45,245	47,057	48,939
Trainer Cont'd	Step 9	Step 10	Step 11	Step 12	Step 13	Step 14	Step 15	Step 16
Scale	50,897	52,932	55,047	57,251	59,542	61,923	64,399	66,975

APPENDIX V. FY11 TOWN NON-UNION EMPLOYEES*

Position	Grade	Step 1	Step 2	Step 3	Step 4	Step 5	Step 5	Step 7
	Graue	Yrly/Hrly	Yrly/Hrly	Yrly/Hrly	Yrly/Hrly	Yrly/Hrly	Yrly/Hrly	Yrly/Hrly
Director of Public Works	16	88,364	91,825	95,419	99,156	103,039	107,073	109,750
Finance Director		48.37	50.26	52.23	54.27	56.40	58.61	60.07
Fire Chief								
Police Chief								
Assist. Town Mgr./Human Res. Dir.	15	81,074	84,251	87,549	90,977	94,539	98,241	100,698
Dir. of Planning & Community Dev.		44.38	46.11	47.92	49.80	51.75	53.77	55.12
Town Accountant	14	74,391	77,302	80,329	83,472	86,742	90,138	92,392
		40.72	42.31	43.97	45.69	47.48	49.34	50.57
Mgmnt. Analyst, D.P.W.	12	62,632	65,083	67,630	70,277	73,028	75,887	77,784
		34.28	35.62	37.02	38.47	39.97	41.54	42.57
Community Housing Specialist	11	57,465	59,715	62,050	64,481	67,004	69,625	71,366
Community Social Worker		31.45	32.68	33.96	35.29	36.67	38.11	39.06
Aquatic Facility Director	10	52,729	54,792	56,936	59,163	61,479	63,886	65,483
Assistant Building Inspector		28.86	29.99	31.16	32.38	33.65	34.97	35.84
Exec. Ass't to Town Mgr. (40 hrs/wk)								
Adult Services/Reference Librarian	9	48,383	50,276	52,244	54,287	56,411	58,618	60,084
Assistant Library Director		26.48	27.52	28.60	29.71	30.88	32.08	32.89
Assistant Town Accountant								
Assistant Assessor	8	44,397	46,133	47,938	49,811	51,761	53,787	55,131
Assistant Planner		24.30	25.25	26.24	27.26	28.33	29.44	30.18
Assistant Treasurer/Collector								
Children's Librarian								
Head of Circulation, Library								
Head of Technical Services, Library								
Selectmen's Office Mgr. (40 hrs/wk)								
Tech. Support Specialist (40 hrs/wk)								
Aquatic Supervisor	7	40,734	42,327	43,985	45,706	47,496	49,354	50,587
Assistant Children's Librarian		22.30	23.17	24.08	25.02	26.00	27.01	27.69
Assistant Town Clerk								
Benefits Coordinator/Hum. Res. Ass't								
Office Supervisor								
Accounting Assistant/Payroll	6	37,725	39,200	40,734	42,327	43,985	45,706	46,849
Admin. Assistant, Park & Rec.		20.65	21.46	22.30	23.17	24.08	25.02	25.64
Board of Health/Conservation Ass't								
Data Collector								
Library Office Coordinator								
Program Coordinator, Park & Recr.								
Reference Librarian								
Secretary/Legal Secretary								
Young Adult/Reference Librarian								
Youth Coordinator								
Acct. Administrative Ass't-DPW	5	34,937	36,303	37,725	39,200	40,734	42,327	43,385
Accounting Ass't/Accounts Payable		19.12	19.87	20.65	21.46	22.30	23.17	23.75
Board of Health Coordinator								
Census Administrator								
Department Assistant								
Vital Records Administrator								
Accounting Clerk	4	32,358	33,621	34,937	36,303	37,725	39,200	40,180
Assessing Analyst		17.71	18.40	19.12	19.87	20.65	21.46	21.99
Bldg. Maint. Custodian (40 hrs/wk)			. 0. 10	.0.72	.0.07	20.00	0	
Library Technician								
Van Driver, Senior Center								
Library Clerk	3	29,968	31,138	32,358	33,621	34,937	36,303	37,211
Recording Secretary	5	16.40	17.04	17.71	18.40	19.12	19.87	20.37
Clerk I	2	27,758	28,841	29,968	31,138	32,358	33,621	34,462
	2	15.19	15.79	29,968	17.04	32,356	18.40	18.86
Head Lifeguard	1	25,709	26,713	27,758	28,841	29,968	31,138	31,916
i icau Lileguaru			26,713 14.62		28,841		,	,
*All positions listed above are 35 h	1	14.07		15.19		16.40	17.04	17.47

*All positions listed above are 35 hours per week unless otherwise noted. Hourly rates are obtained by dividing the annual rates by 52.2 weeks and 35 hours per week.

FY11 TOWN NON-UNION INDIVIDUALLY RATED EMPLOYEES

LIBRARY				<u>Minimum</u>	Step 1	Step 2	
_ibrary Page				8.54	8.91	9.23	
HIGHWAY/PARK AND RECREATIO	N						
Temporary Laborer					9.19 - 11.22		
Temporary Snow Removal Equip	ment Operate	or			11.06 - 13.85		
DEPARTMENTAL TEMPORARY O	R SEASONAL	HELP					
Temporary or Seasonal Help					9.19 - 11.22		
Temporary Special Project Help					13.66 - 17.21		
TECHNOLOGY DEPT. TEMPORAR	Y OR SEASO	NAL HELP		Level I	Level II	Level III	
-				9.19 - 11.22	14.14 - 17.81	17.81 - 22.44	
PARK AND RECREATION							
Part-time or seasonal hourly rate	ed salary ran	ge (Salary	y paid fro	m program fe	es)		
Position	1	2	3				
Preschool Instructor	11.00	11.50	12.00				
Recreation Staff	8.00 - 15.00						
Teen Center Staff	8.00 - 19.00						
Seasonal Camp Staff							
Position	1	2	3	4	5	6	7
Camp Director	19.00	20.00	21.00	22.00	23.00	24.00	25.00
Assistant Camp Director	12.00	13.00	14.00	15.00			
Program Specialist	10.00	10.50	11.00	12.00			
Counselor	9.00	9.50	10.00	11.00			
Preschool Camp Director	17.00	18.00	19.00	20.00			
Preschool Counselor	8.00	8.50	9.00	10.00			
ATKINSON POOL							
Lifeguard	8.75 - 10.75						
Lifeguard in Training	8.00						
Water Safety Instructor	9.25 - 20.00						
Swim Aide in Training	8.00						
Supervisor (Shift-PT)	10.25 - 11.7	5					
Pool Receptionist	8.00 - 10.50						
•							
ATKINSON POOL (Specialty Instr	uction)						
Diving (Certified)	20.00	22.00	24.00	26.00	Non-certifi	ed: 10.00*	
Water Exercise (Certified)	17.00	19.00	21.00	23.00	25.00	27.00	
* Non-certified instructors are requ			d within o				
		-					
MISCELLANEOUS SINGLE RATED							
Election Warden and Election Cle	-						
Deputy Election Warden/Clerk	8.08						
Election Officer & Teller	7.69						
	24.40			-			

FY 11 TOWN UNION EMPLOYEES

POLICE DEPARTMENT						
	<u>MIN</u>	<u>Step 1</u>	Step 2	<u>Step 3</u>	<u>Step 4</u>	MAX
Patrolman						
Annual	46,660	47,737	48,859	49,956	50,949	52,223
Hourly	23.22	23.75	24.31	24.86	25.35	25.99
Sargeant						
Annual	55,985	57,280	58,618	59,939	61,132	62,660
Hourly	27.86	28.50	29.17	29.82	30.42	31.18
	Single	e Rated:				
Crime Prevention Officer	\$925/Year		Parking Cl	erk	\$925/Year	
Photo/Fingerprint Officer	\$925/Year		Mechanic		\$925/Year	
Juvenile Officer	\$925/Year		Firearms (Officer	\$925/Year	
Safety Officer	\$925/Year		DARE Offi	cer	\$925/Year	
Motorcycle Officer (half-time)	\$462.50/Yr		Fleet Main	t. Officer	\$925/Year	
Detective	\$1,900/Yr		Traffic Offic	cer	\$925/Year	
Training Officer	\$925/Year					

Notes:

Hourly rates are obtained by dividing the annual rates by 52.2 weeks and 38.5 hours per week. Overtime pay is calculated by multiplying 1.5 times these hourly rates.

FY10 TOWN UNION EMPLOYEES*

DEPARTMENT OF PUBLIC WC	ORKS						
	<u>START</u>	<u>STEP 1</u>	<u>STEP 2</u>	<u>STEP 3</u>	<u>STEP 4</u>	<u>STEP 5</u>	<u>STEP 6</u>
Foreman, Landfill	46,334	47,724	49,158	50,630	52,149	53,716	55,595
Foreman, Highway	46,334	47,724	49,158	50,630	52,149	53,716	55,595
Foreman, Tree & Cemetery	46,334	47,724	49,158	50,630	52,149	53,716	55,595
Foreman, Park & Grounds	46,334	47,724	49,158	50,630	52,149	53,716	55,595
Master Mechanic	21.46	22.18	22.84	23.45	24.04	24.66	25.51
Assistant Mechanic	20.5	21.21	21.89	22.5	23.07	23.71	24.54
Heavy Equipment Operator	19.25	19.81	20.26	20.92	21.59	22.28	23.05
Tree Surgeon	19.25	19.81	20.26	20.92	21.59	22.28	23.05
Truck or Light Equip. Operator	18.11	18.56	19.09	19.45	19.84	20.25	20.94
Tree Climber	18.11	18.56	19.09	19.45	19.84	20.25	20.94
Heavy Laborer	17.06	17.54	17.92	18.41	18.89	19.39	20.08
Light Laborer	15.58	16	16.34	16.78	17.19	17.64	18.26
Landfill Monitor	14.56						
Notes: Crew Leaders, receive a							

Notes: Crew Leaders receive an annual stipend of \$4,095.

Hourly rates are obtained by dividing the annual rates by 52.2 weeks and 40 hours per week. Overtime pay is calculated by multiplying 1.5 times these hourly rates.

ENGINEERING DEPARTMENT							
	<u>STEP 1</u>	<u>STEP 2</u>	<u>STEP 3</u>	<u>STEP 4</u>	<u>STEP 5</u>	<u>STEP 6</u>	<u>STEP 7</u>
E1 Engineering Aide I	31,912	32,871	33,861	34,880	35,925	37,006	38,116
E2 Engineering Aide II	36,699	37,802	38,933	40,108	41,307	42,548	43,825
E3 Engineering Aide III	42,205	43,473	44,774	46,118	47,502	48,926	50,394
E4 Jr. Civil Engineer	48,536	49,990	51,488	53,035	54,626	56,263	57,951
E5 Civil Engineer	54,605	56,239	57,934	59,671	61,459	63,300	65,200
E6 Sr. Civil Engineer	57,905	59,642	61,432	63,276	65,175	67,124	69,138
E7 Assistant Town Engineer	68,108	70,149	72,252	74,418	76,654	78,953	81,322

Notes: Hourly rates are obtained by dividing the annual rates by 52.2 weeks and 40 hours per week. Overtime pay is calculated by multiplying 1.5 times these hourly rates.

*Three-year contracts covering fiscal years 2011, 2012, 2013 are being negotiated at the time of warrant preparation.

FY09 UNION EMPLOYEES*

FIRE DEPARTMENT						
	MIN	Step 1	Step 2	Step 3	MAX	
Firefighter				_		
Annual	43,702	44,717	45,752	46,763	47,864	
Hourly	19.93	20.40	20.87	21.33	21.83	
Firefighter/EMT						
Annual	45,794	46,809	47,844	48,857	49,957	
Hourly	20.89	21.35	21.82	22.28	22.79	
Lieutenant						
Annual	49,930	51,089	52,272	53,427	54,685	
Hourly	22.77	23.30	23.84	24.37	24.94	
Lieutenant/EMT						
Annual	52,320	53,479	54,662	55,819	57,076	
Hourly	23.86	24.39	24.93	25.46	26.03	
Fire Captain						
Annual	57,045	58,369	59,721	61,040	62,478	
Hourly	26.02	26.62	27.24	27.84	28.50	
Fire Captain/EMT						
Annual	59,776	61,100	62,451	63,773	65,209	
Hourly	27.27	27.87	28.49	29.09	29.74	
Circula D-4-4						
Single Rated: Call Firefighter		\$250 annual s	tinend and St	en 1 Firefight	er bourly ra	te ahove
Fire Prevention Officer		\$800 /year	tipend and St	ep i i nengin	er nouny ra	
Fire Alarm Superintend	ent	\$800 /year				
Master Mechanic		\$800 /year				
Technology Coordinato	r	\$800 /year				
Fire Department Trainin		\$800 /year				
Emergency Medical Te		\$800 /year				
Fire Alarm Foreman		\$800 /year				

*Three-year contract covering fiscal years 2010, 2011, 2012 is being negotiated at the time of warrant preparation.

FY09 UNION EMPLOYEES CONT'D*

SUPERVISORY UNIO	N						
Level/Position*	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7
SA-1	49,121	51,046	53,046	55,127	57,288	59,534	61,868
Supv. Of Buildings ¹							
SA-2	53,548	55,644	57,827	60,095	62,450	64,897	67,441
Town Clerk ²							
Conservation Coord.							
SA-3	58,364	60,650	63,029	65,499	68,066	70,735	73,508
Hwy. Operations Dir.							
C.O.A. Director							
SA-4	63,614	66,108	68,700	71,392	74,191	77,098	80,121
Health Director	66,560	68,557	70,614	72,734	74,914	77,163	80,188
Building Inspector							
Director of Assessing	67,094	69,106	71,179	73,314	75,514	77,779	80,828
Treasurer/Collector							
Pk. And Rec. Director							
Town Planner							
Technology Admin.	67,094	69,106	71,179	73,314	75,514	77,779	80,828
SA-5	69,341	72,060	74,884	77,818	80,871	84,041	87,335
Police Lieutenant							
Assistant Fire Chief							
Library Director							
SA-6	75,581	78,546	81,623	84,822	88,149	91,604	95,195
Town Engineer							
SA-7	82,404	85,633	88,989	92,480	96,104	99,872	103,786

¹ This position also receives an annual stipend \$13,050 as Wiring Inspector

² This position also receives an annual stipend of \$782 as Registrar of Voters

*Three-year contract covering fiscal years 2010, 2011, 2012 is awaiting final ratification at the time of warrant preparation.

<u>OFFICIAL</u>

MAY 11, 2010

SUDBURY SPECIAL TOWN ELECTION

The Special Town Election was held at two locations. Precincts 1, 2 & 5 voted at the Fairbank Community Center, 40 Fairbank Road and Precincts 3 & 4 voted at the Town Hall, 322 Concord Road. The polls were open from 7:00 am to 8:00 pm. There were 4,792 votes cast, representing 40% of the town's 11,911 registered voters. The final tabulation of votes was done at the Town Hall.

Ballot Question

Shall the Town of Sudbury be allowed to assess an additional \$1,199,725in real estate and personal property taxes for the purposes of funding \$556,993 in operating expenses for the Sudbury Public Schools, \$324,954 in operating expenses for the Lincoln-Sudbury Regional District High School, \$8,500 for Excess & Deficiency (Stabilization Fund) for the Lincoln-Sudbury Regional District High School, \$259,278 in operating expenses for other Town departments, and \$50,000 for the Town's Stabilization Fund, for the fiscal year beginning July first, two thousand and ten?

Total	5	4	3	2	1	Precinct
1,984	388	379	364	375	478	Yes
2,808	567	525	633	506	577	No
1			_	1	-	Blanks
4,793	955	904	997	882	1,055	Totals

A TRUE COPY, ATTEST: Fascmany BLandle TOWN CLERK

STATE PRIMARY SEPTEMBER 14, 2010

The State Primary was held at two locations. Precincts 1,2 & 5 voted at the Fairbank Community Center, 40 Fairbank Road, and Precincts 3 & 4 voted at the Town Hall, 322 Concord Road. The polls were open from 7:00 a.m. to 8:00 p.m. There were 1,646 votes cast representing 14 % of the Town's 11,970 registered voters.

OFFICIAL ELECTION RESULTS

		[]				
GOVERNOR						
DEMOCRATIC PARTY	Pct 1	<u>Pct 2</u>	<u>Pct 3</u>	<u>Pct 4</u>	<u>Pct. 5</u>	<u>TOTAL</u>
BLANKS	22	12	23	20		94
DEVAL L. PATRICK	120	168	161	171	119	739
WRITE-INS	2	2	2	3	5	14
<u>Total</u>	144	<u>182</u>		2000	A COLORADO	<u>847</u>
REPUBLICAN PARTY	Pct 1	<u>Pct 2</u>	<u>Pct 3</u>	<u>Pct 4</u>	<u>Pct. 5</u>	<u>TOTAL</u>
BLANKS	9	8	19	17	}	65
CHARLES D. BAKER	158	124	173	142	119	716
WRITE-INS	4	3	9	1	0	17
Total	<u>171</u>	<u>135</u>	201	<u>160</u>	<u>131</u>	<u>798</u>
LIBERTARIAN PARTY	Pct 1	Pct 2	Pct 3	Pct 4	Pct. 5	<u>TOTAL</u>
BLANKS	0	0	0	0	0	0
WRITE-INS	0	0	1	0	0	1
TOTAL	<u>0</u>	<u>0</u>	1	<u>0</u>	<u>0</u>	1
LIEUTENANT GOVERNOR						
DEMOCRATIC PARTY	Pct 1	Pct 2	<u>Pct 3</u>	Pct 4	Pct. 5	<u>TOTAL</u>
BLANKS	28	18	26	25	24	121
TIMOTHY P. MURRAY	115	164	160	168	116	723
WRITE-INS	1	0	0	1	1	3
Total	144	<u>182</u>	<u>186</u>	194	<u>141</u>	<u>847</u>
REPUBLICAN PARTY	Pct 1	Pct 2	<u>Pct 3</u>	<u>Pct 4</u>	Pct. 5	<u>TOTAL</u>
BLANKS	18	27	34	31	25	135
RICHARD R. TISEI	148	105	156	127	106	642
WRITE-INS	5	3	11	2	0	21
Total	171	135	201			<u>798</u>
LIBERTARIAN PARTY	<u>Pct 1</u>	Pct 2	<u>Pct 3</u>	<u>Pct 4</u>	Pct. 5	<u>TOTAL</u>
BLANKS	0			-	-	
WRITE-INS	0	<u>-</u>		0	-	
Total	<u>0</u>	<u>0</u>	<u>1</u>	<u>0</u>	Q	1

ATTODUCYOCHEDAL						
ATTORNEY GENERAL	D (1			D ((
DEMOCRATIC PARTY	<u>Pct 1</u>		<u>Pct 3</u>			TOTAL
BLANKS	22	21		21		110
MARTHA COAKLEY	118		162	171	119	729
WRITE-INS	4	2	0	2	0	
Total	<u>144</u>	<u>182</u>	<u>186</u>	<u>194</u>	<u>141</u>	
REPUBLICAN PARTY	<u>Pct 1</u>	<u>Pct 2</u>	<u>Pct 3</u>	<u>Pct 4</u>	<u>Pct. 5</u>	<u>TOTAL</u>
BLANKS	129	95	144	121	96	585
WRITE-INS	42	40	57	39	35	213
Total	<u>171</u>	<u>135</u>	<u>201</u>	<u>160</u>	<u>131</u>	<u>798</u>
LIBERTARIAN PARTY	<u>Pct 1</u>	<u>Pct 2</u>	<u>Pct 3</u>	<u>Pct 4</u>	Pct. 5	<u>TOTAL</u>
BLANKS	0	0	1	0	0	1
WRITE-INS	0	0	0	0	0	0
Total	0	0	1	0	0	1
SECRETARY OF STATE	alieland for the					
DEMOCRATIC PARTY	Pct 1	Pct 2	<u>Pct 3</u>	Pct 4	Pct. 5	TOTAL
BLANKS	26	21		22		119
WILLIAM FRANCIS GALVIN	116	161	162	171	114	724
WRITE-INS	2	0	0	1	1	4
Total	144	182	186	<u>194</u>	<u>141</u>	<u>847</u>
REPUBLICAN PARTY	Pct 1	Pct 2	Pct 3	Pct. 4	Pct. 5	TOTAL
BLANKS	29	35	46	37	35	182
WILLIAM C. CAMPBELL	142	100	153	123	96	614
WRITE-INS	0	0	2	0	0	2
Total	171	135	201	160	131	798
LIBERTARIAN PARTY	Pct 1	Pct 2	Pct 3	Pct 4	Pct. 5	TOTAL
BLANKS	0					0
WRITE-INS	0	0	1	0	0	1
	0	0	1	0	0	1
Total TREASURER	<u> </u>	<u>y</u>	1	Υ Υ	Σ. Σ	<u>Ľ</u>
	Dot 1	Dat 2	Dof 2	Dot 1	<u>Pct. 5</u>	TOTAL
	14			1	1	
BLANKS			1	1	1	
	105			143	1	
STEPHEN J. MURPHY	24	39	36			
WRITE-INS	1	0		-	in a manuti de	2
	144	Second Se			<u>141</u> Pct. 5	
REPUBLICAN PARTY BLANKS	24					<u> </u>
KARYN E. POLITO	147			120		629
WRITE-INS	0			1		1
Total	171	135	201	160	<u>131</u>	******
LIBERTARIAN PARTY	Pct 1	Pct 2	Pct 3	<u>Pct 4</u>	<u>Pct. 5</u>	TOTAL
BLANKS	0		·····		÷	
WRITE-INS	0	-				
Total	<u>0</u>	<u>0</u>	1	<u>0</u>	<u>o</u> 🖉 🖉	1

AUDITOR					ſ]
DEMOCRATIC PARTY	Pct 1	Pct 2	Pct 3	Pct. 4	Pct. 5	TOTAL
BLANKS	16		33	27	18	123
SUZANNE M. BUMP	70		83	79	59	375
GUY WILLIAM GLODIS	20	[26	22	23	112
MIKE LAKE	38		44	66	41	237
WRITE-INS	0	0	0	0		0
		10000000		6000008	SISTRATION	
Total	144			the second se	ALCONTRACTOR OF A	847
REPUBLICAN PARTY			Pct 3			TOTAL
BLANKS	14	i	f	18	5 116	68 685
MARY Z. CONNAUGHTON	143	<u> </u>		<u>134</u> 8		45
KAMAL JAIN WRITE-INS	- 14			*****	·	45
Total	171		+	-	131	798
LIBERTARIAN PARTY	Pct 1		Pct 3			TOTAL
BLANKS	0			-		1
WRITE-INS	0					0
WITH PINO					-	
Total	<u>0</u>	<u>0</u>	<u>1</u>	<u>0</u>	Q	1
REPRESENTATIVE IN CONGRESS	FIFT	H DIST	RICT			
DEMOCRATIC PARTY	Pct 1		Pct 3	Pct. 4	Pct. 5	TOTAL
BLANKS	19	1				94
						746
NICOLA S. TSONGAS	122			ŧ		740
WRITE-INS	3		L			/
Total	144					<u>847</u>
REPUBLICAN PARTY	<u>PCt 1</u>		Pct 3		1	<u>TOTAL</u>
BLANKS	4	14	22	10	7	57
JONATHAN A GOLNIK	68	48	91	78	56	341
SAM S. MEAS		22	23	31	17	123
ROBERT L. SHAPIRO	22	8	14	19	12	75
THOMAS J.M. WEAVER	47	42	51	22	38	200
WRITE-INS	0			1 1	1	2
Total	171		201		<u>131</u>	
LIBERTARIAN PARTY	Pct 1	Pct 2	Pct 3	<u>Pct 4</u>	Pct. 5	<u>TOTAL</u>
BLANKS	0		+	4	+	0
WRITE-INS	0					1
Total	<u> </u>			Q	Q	1
COUNCILLOR		DIST				
DEMOCRATIC PARTY	<u>Pct 1</u>		~	1	Pct. 5	1
BLANKS	34					
MARILYN M. PETITTO DEVANEY	78			· •	-	
COREY A. BELANGER	29	~f~~~~~	+			
WRITE-INS		0.0000000000000000000000000000000000000		194		
Total					Pct. 5	
REPUBLICAN PARTY BLANKS	166					
WRITE-INS	- 100			-{	· ····	
Total	171	a stasspirestick	1.00.000.0000	160	2000000000000	CANES CONTRACTOR OF A CANADA STATE
	Pct 1		-	1	Pct. 5	1
LIBERTARIAN PARTY	<u> </u>		-			
BLANKS			-			
WRITE-INS	(and a long to the part of	2-		n secondaria	a service and a service service and a service of the service service and the service service of the service ser
Total		<u>)</u>	1	J. S	<u>)</u> 0	

SENATOR IN GENERAL COURT					1	
	Pct 1			Pct 4		TOTAL
DEMOCRATIC PARTY (THIRD MIDDLESEX DISTRICT)	_ <u></u>					49
BLANKS	24			25		285
SUSAN C. FARGO	117			168		205
WRITE-INS	3		Section 665.55		CONSIGNATION OF	4
Total	144			<u>194</u>	D -4 F	338
DEMOCRATIC PARTY (MIDDLESEX & WORCESTER DISTRICT)		Pct 2	Pct 3		<u>Pct. 5</u>	TOTAL
BLANKS		28	41		26	95
JAMES B. ELDRIDGE		154	145		115	414
WRITE-INS	10-2000 (10-2000)	0	0		0	U
Total		<u>182</u>	<u>186</u>		141	509
REPUBLICAN PARTY (THIRD MIDDLESEX DISTRICT)	Pct 1			<u>Pct. 4</u>		TOTAL
BLANKS	8			18		26
ERIC RICHARD DAHLBERG	88			58		146
SANDRA B. MARTINEZ	75			84		159
WRITE-INS	0			0		0
Total	171			<u>160</u>		<u>331</u>
REPUBLICAN PARTY (MIDDLESEX & WORCESTER DISTRICT)		Pct 2	Pct 3		Pct. 5	<u>TOTAL</u>
BLANKS		45	50		40	135
GEORGE M. THOMPSON		88	149		91	328
WRITE-INS		2	2		0	4
Total		135			131	<u>467</u>
	D-4 d		Pct 3	Dat A	Pct. 5	ΤΟΤΑΙ
LIBERTARIAN PARTY (THIRD MIDDLESEX DISTRICT)	Pct 1	<u>Pct 2</u>	<u>PCT 3</u>		<u>PCT. 5</u>	TOTAL
BLANKS	0			0		0
WRITE-INS	0		weeks stephenes	0		0
Total	<u>0</u>	in the second	Contraction of the local division of the loc	<u>0</u>	Q	<u>0</u>
LIBERTARIAN PARTY (MIDDLESEX & WORCESTER DISTRICT)	Pct 1	Pct 2	Pct 3	<u>Pct 4</u>	<u>Pct. 5</u>	<u>TOTAL</u>
BLANKS		0	0		0	0
WRITE-INS		0			0	1
Total	<u>0</u>	<u>o</u>	1	<u>0</u>	<u>0</u>	1
REPRESENTATIVE IN GENERAL COURT		THIRT	EENTH	I MIDD	LESE	C DISTRICT
DEMOCRATIC PARTY	Pct 1	Pct 2	Pct 3	Pct 4	Pct. 5	TOTAL
BLANKS	27	27	31	28	26	139
THOMAS P. CONROY	114	154	155	166	115	704
WRITE-INS	3	1	0	0	0	4
Total	144	182	186	194	141	847
REPUBLICAN PARTY	Pct 1	Contraction (procession)			- Accession (1997)	
BLANKS		Pct 2	Pct 3	Pct 4		TOTAL
			Pct 3 196	<u>{</u>	Pct. 5	TOTAL
	168	132	196	154	<u>Pct. 5</u> 126	
WRITE-INS	168 3	132 3	196 5	154 6	<u>Pct. 5</u> 126 5	<u>TOTAL</u> 776 22
WRITE-INS Total	168 3 171	132 3 135	196 5 201	154 6 160	Pct. 5 126 5 131	<u>TOTAL</u> 776 22 798
WRITE-INS Total LIBERTARIAN PARTY	168 3 171 <u>Pct 1</u>	132 3 135 Pct 2	196 5 201 <i>Pct 3</i>	154 6 160 <i>Pct 4</i>	Pct. 5 126 5 131 Pct. 5	<u>TOTAL</u> 776 22 798 <u>TOTAL</u>
WRITE-INS Total LIBERTARIAN PARTY BLANKS	168 3 171 <u>Pct 1</u> 0	132 3 135 Pct 2 0	196 5 201 <i>Pct 3</i> 1	154 6 160 <i>Pct 4</i> 0	Pct. 5 126 5 131 Pct. 5 0	<u>TOTAL</u> 776 22 798 <u>TOTAL</u> 1
WRITE-INS Total LIBERTARIAN PARTY BLANKS WRITE-INS	168 3 171 <u>Pct 1</u> 0 0	132 3 135 <i>Pct 2</i> 0 0	196 5 201 <i>Pct 3</i> 1 0	154 6 <u>160</u> <u>Pct 4</u> 0 0	Pct. 5 126 5 131 Pct. 5 0	<u>TOTAL</u> 776 22 798 <u>TOTAL</u> 1 0
WRITE-INS Total LIBERTARIAN PARTY BLANKS WRITE-INS Total	168 3 171 <i>Pct 1</i> 0 0 0	132 3 135 Pct 2 0 0 0	196 5 201 <i>Pct 3</i> 1 0	154 6 160 <i>Pct 4</i> 0 0	Pct. 5 126 5 131 Pct. 5 0	<u>TOTAL</u> 776 22 798 <u>TOTAL</u> 1 0
WRITE-INS Total LIBERTARIAN PARTY BLANKS WRITE-INS Total DISTRICT ATTORNEY	168 3 171 Pct 1 0 0 0 0 NORT	132 3 135 Pct 2 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	196 5 201 <i>Pct 3</i> 1 0 0 <i>DISTR</i>	154 6 160 Pct 4 0 0 0 0 0	Pct. 5 126 5 131 Pct. 5 0 0 0	<u>TOTAL</u> 776 22 798 <u>TOTAL</u> 1 0 1
WRITE-INS Total LIBERTARIAN PARTY BLANKS WRITE-INS Total DISTRICT ATTORNEY DEMOCRATIC PARTY	168 3 171 Pct 1 0 0 0 0 NORT Pct 1	132 3 135 Pct 2 0 0 0 0 HERN Pct 2	196 5 201 Pct 3 1 0 DISTRI Pct 3	154 6 160 Pct 4 0 0 0 0 CT Pct 4	Pct. 5 126 5 131 Pct. 5 0 0 0 0 Pct. 5	<u>TOTAL</u> 776 22 798 <u>707AL</u> 1 0 1 <u>707AL</u>
WRITE-INS Total LIBERTARIAN PARTY BLANKS WRITE-INS Total DISTRICT ATTORNEY DEMOCRATIC PARTY BLANKS	168 3 171 Pct 1 0 0 0 0 NORT Pct 1 36	132 3 135 Pct 2 0 0 0 0 1 <i>Pct 2</i> 32	196 5 201 Pct 3 1 0 0 DISTR Pct 3 49	154 6 160 Pct 4 0 0 0 0 CT Pct 4 42	Pct. 5 126 5 131 Pct. 5 0 0 Pct. 5 34	<u>TOTAL</u> 776 22 798 <u>TOTAL</u> 1 0 1 <u>1</u> 707AL 193
WRITE-INS Total LIBERTARIAN PARTY BLANKS WRITE-INS Total DISTRICT ATTORNEY DEMOCRATIC PARTY BLANKS GERALD T. LEONE, JR.	168 3 171 Pct 1 0 0 0 0 NORT Pct 1 36 107	132 3 135 Pct 2 0 0 0 0 0 0 0 0 0 0 0	196 5 201 Pct 3 1 0 1 DISTRI Pct 3 49 137	154 6 <u>160</u> <u>Pct 4</u> 0 0 0 0 CT <u>Pct 4</u> 42 152	Pct. 5 126 5 131 Pct. 5 0 0 0 0 Pct. 5 34 107	<u>TOTAL</u> 776 22 798 <u>707AL</u> 1 0 1 <u>707AL</u> 193 653
WRITE-INS Total LIBERTARIAN PARTY BLANKS WRITE-INS Total DISTRICT ATTORNEY DEMOCRATIC PARTY BLANKS GERALD T. LEONE, JR. WRITE-INS	168 3 171 <i>Pct</i> 1 0 0 0 <i>NORT</i> <i>Pct</i> 1 36 107	132 3 Pct 2 0 0 0 HERN Pct 2 32 32 150	196 5 201 Pct 3 1 0 1 DISTR 2 Pct 3 49 137	154 6 <u>160</u> <u>Pct 4</u> 0 0 0 CT <u>Pct 4</u> 42 152 0	Pct. 5 126 5 131 Pct. 5 0 0 0 0 Pct. 5 34 107	<u>TOTAL</u> 776 22 798 <u>707AL</u> 1 0 1 <u>707AL</u> 193 653
WRITE-INS Total LIBERTARIAN PARTY BLANKS WRITE-INS Total DISTRICT ATTORNEY DEMOCRATIC PARTY BLANKS GERALD T. LEONE, JR.	168 3 171 Pct 1 0 0 0 0 NOR7 Pct 1 36 107 1 144	132 3 135 Pct 2 0 0 0 HERN Pct 2 32 150 0 182	196 5 201 Pct 3 1 0 DISTR 49 137 0 186	154 6 <u>160</u> 0 0 0 CT Pct 4 42 152 0 0	Pct. 5 126 5 131 Pct. 5 0 0 0 0 Pct. 5 34 107 0 141	<u>TOTAL</u> 776 22 798 <u>TOTAL</u> 1 0 1 1 0 1 1 93 653 1 1 847
WRITE-INS Total LIBERTARIAN PARTY BLANKS WRITE-INS Total DISTRICT ATTORNEY DEMOCRATIC PARTY BLANKS GERALD T. LEONE, JR. WRITE-INS	168 3 171 <i>Pct</i> 1 0 0 0 <i>NORT</i> <i>Pct</i> 1 36 107	132 3 135 Pct 2 0 0 14ERN Pct 2 32 150 0 182 Pct 2	196 5 201 0 1 0 0 0 1 0 1 37 0 0 186 Pct 3	154 6 160 Pct 4 0 0 0 CT Pct 4 42 152 0 194 Pct 4	Pct. 5 126 5 131 Pct. 5 0 0 Pct. 5 34 107 0 141 Pct. 5	<u>TOTAL</u> 776 22 798 <u>TOTAL</u> 1 0 1 1 0 1 1 1 3 653 653 1 1 847 707AL
WRITE-INS Total LIBERTARIAN PARTY BLANKS WRITE-INS Total DISTRICT ATTORNEY DEMOCRATIC PARTY BLANKS GERALD T. LEONE, JR. WRITE-INS Total	168 3 171 Pct 1 0 0 0 0 NOR7 Pct 1 36 107 1 144	132 3 135 Pct 2 0 0 14ERN Pct 2 32 150 0 182 Pct 2	196 5 201 0 1 0 0 0 1 0 1 37 0 0 186 Pct 3	154 6 160 Pct 4 0 0 0 CT Pct 4 42 152 0 194 Pct 4	Pct. 5 126 5 131 Pct. 5 0 0 Pct. 5 34 107 0 141 Pct. 5 126	<u>TOTAL</u> 776 22 798 <u>TOTAL</u> 1 0 1 1 0 1 1 3 653 653 1 1 847 774
WRITE-INS Total LIBERTARIAN PARTY BLANKS WRITE-INS Total DISTRICT ATTORNEY DEMOCRATIC PARTY BLANKS GERALD T. LEONE, JR. WRITE-INS Total REPUBLICAN PARTY	168 3 171 Pct 1 0 0 0 0 NORT Pct 1 36 107 1 144 Pct 1	132 3 135 Pct 2 0 0 182 Pct 2 132 150 0 182 Pct 2 132 3	196 5 201 0 1 0 0 1 0 1 0 1 3 7 0 0 1 86 Pct 3 195 6	154 6 160 Pct 4 0 0 0 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7	Pct. 5 126 5 131 Pct. 5 0 0 Pct. 5 344 107 0 141 Pct. 5 126 5	<u>TOTAL</u> 776 22 798 <u>TOTAL</u> 1 0 1 1 0 1 1 3 653 653 1 1 847 774 24
WRITE-INS Total LIBERTARIAN PARTY BLANKS WRITE-INS Total DISTRICT ATTORNEY DEMOCRATIC PARTY BLANKS GERALD T. LEONE, JR. WRITE-INS Total REPUBLICAN PARTY BLANKS WRITE-INS	168 3 171 Pct 1 0 0 0 0 0 0 0 0 0 0 0	132 3 135 Pct 2 0 0 14ERN Pct 2 32 150 0 182 Pct 2 132 33	196 5 201 0 1 0 0 1 0 1 0 1 3 7 0 0 1 86 Pct 3 195 6	154 6 160 Pct 4 0 0 0 CT Pct 4 42 152 0 194 Pct 4 154 6 160	Pct. 5 126 5 131 Pct. 5 0 0 Pct. 5 344 107 0 141 Pct. 5 126 5 131	<u>TOTAL</u> 776 22 798 <u>TOTAL</u> 1 0 1 1 0 1 1 1 3 653 653 1 1 847 774 24 798
WRITE-INS Total LIBERTARIAN PARTY BLANKS WRITE-INS Total DISTRICT ATTORNEY DEMOCRATIC PARTY BLANKS GERALD T. LEONE, JR. WRITE-INS Total REPUBLICAN PARTY BLANKS WRITE-INS	168 3 171 Pct 1 0 0 0 0 0 0 0 0 0 0 0	132 3 135 Pct 2 0 0 Pct 2 32 150 0 182 Pct 2 132 3 135	196 5 201 0 1 0 0 0 137 0 137 0 136 <u>Pct 3</u> 195 6 6 201	154 6 160 Pct 4 0 0 0 CT Pct 4 42 152 0 194 Pct 4 154 6 160	Pct. 5 126 5 131 Pct. 5 0 0 Pct. 5 344 107 0 141 Pct. 5 126 5	<u>TOTAL</u> 776 22 798 <u>TOTAL</u> 1 0 1 1 0 1 1 1 3 653 653 1 1 847 774 24 798
WRITE-INS Total LIBERTARIAN PARTY BLANKS WRITE-INS Total DISTRICT ATTORNEY DEMOCRATIC PARTY BLANKS GERALD T. LEONE, JR. WRITE-INS Total REPUBLICAN PARTY BLANKS WRITE-INS Total LIBERTARIAN PARTY	168 3 171 Pct 1 0 0 0 0 0 0 0 0 0 0 0	132 3 135 Pct 2 0 0 0 HERN Pct 2 32 150 0 182 Pct 2 132 3 135 Pct 2	196 5 201 1 0 1 0 1 0 1 1 7 0 1 8 6 201 Pct 3	154 6 160 Pct 4 0 0 0 7 CT Pct 4 152 0 194 Pct 4 154 6 160 Pct 4	Pct. 5 126 5 131 Pct. 5 0 0 Pct. 5 34 107 0 141 Pct. 5 126 5 126 5 127	<u>TOTAL</u> 776 22 798 <u>TOTAL</u> 1 0 1 1 0 1 1 0 1 1 1 3 653 653 1 1 847 7 774 24 798 707AL
WRITE-INS Total LIBERTARIAN PARTY BLANKS WRITE-INS Total DISTRICT ATTORNEY DEMOCRATIC PARTY BLANKS GERALD T. LEONE, JR. WRITE-INS Total REPUBLICAN PARTY BLANKS WRITE-INS Total	168 3 171 Pct 1 0 0 0 0 0 0 0 0 0 0 0	132 3 135 Pct 2 0 0 Pct 2 32 150 0 182 Pct 2 132 3 135 Pct 2 0 0 185 Pct 2 0 0 185 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 135 1351 1351 1351 1351 1351 1351 1351 1351 1351111111111111	196 201 Pct 3 1 0 1 0 1 0 1 0 1 0 1 0 137 0 186 Pct 3 195 6 201 Pct 3 105	154 6 160 Pct 4 0 0 0 7 CT Pct 4 42 152 0 194 Pct 4 154 6 160 Pct 4	Pct. 5 126 5 131 Pct. 5 0 0 Pct. 5 34 107 0 141 Pct. 5 126 5 126 5 126 5 126 0 0	<u>TOTAL</u> 776 22 798 <u>TOTAL</u> 1 0 1 1 0 1 1 1 3 653 1 1 847 707AL 774 24 798 707AL 1 1

SHERIFF	MIDDI	.ESEX	COUN	ΤY		
DEMOCRATIC PARTY	<u>Pct 1</u>	Pct 2	<u>Pct 3</u>	<u>Pct 4</u>	<u>Pct. 5</u>	<u>TOTAL</u>
BLANKS	43	46	68	58	42	257
JAMES V. DIPAOLA	99	136	118	136	99	588
WRITE-INS	2	0	0	0	0	2
Total	144	182	186	<u>194</u>	141	<u>847</u>
REPUBLICAN PARTY	<u>Pct 1</u>	<u>Pct 2</u>	Pct 3	<u>Pct 4</u>	Pct. 5	<u>TOTAL</u>
BLANKS	167	134	197	154	125	777
WRITE-INS	4	1	4	6	6	21
<u>Total</u>	171	135	201	160	<u>131</u>	<u>798</u>
LIBERTARIAN PARTY	<u>Pct 1</u>	Pct 2	Pct 3	<u>Pct 4</u>	<u>Pct. 5</u>	<u>TOTAL</u>
BLANKS	0	0	1	0	0	1
WRITE-INS	0	0	0	0	0	0
<u>Total</u>	<u>0</u>	<u>0</u>	1	<u>0</u>	<u>0</u>	1

A TRUE COPY, ATTEST: Rosemany Boanell TOWN CLERK

STATE ELECTION NOVEMBER 2, 2010

The State Election was held at two locations. Precincts 1,2 & 5 voted at the Fairbank Community Center, 40 Fairbank Road, and Precincts 3 & 4 voted at the Town Hall, 322 Concord Road. The polls were open from 7:00 a.m. to 8:00 p.m. There were 8,328 votes cast representing 69% of the Town's 12,040 registered voters. The official population is 18,015.

OFFICIAL ELECTION RESULTS

GOVERNOR AND LIE	<u>EUTENANT GOVERNOR</u>						
		<u>Pct 1</u>	<u>Pct 2</u>	<u>Pct 3</u>	<u>Pct 4</u>	<u>Pct. 5</u>	<u>TOTAL</u>
BLANKS		9	8	9	7	7	40
PATRICK and MURRAY	(Democratic)	795	838	829	870	783	4115
BAKER and TISEI	(Republican)	913	·	788	693		3845
CAHILL and LOSCOCCO	(Independent)	44	. –	50	61	59	254
STEIN and PURCELL	(Green-Rainbow)	9	14	14	17	15	69
Total		2 1772	1 1585	1 1691	1649	0 1631	5 8328
		<u></u>	1000	1031	<u>1043</u>	1031	0320
ATTORNEY GENERA	<u>NL</u>						
BLANKS		Pct 1			<u>Pct 4</u>		TOTAL
MARTHA COAKLEY (Demo	cratic) Candidate for re-election	34 1025		32 1033	20 1047	25 1011	140 5122
JAMES P. MCKENNA (Rep	•	711		626	579	594	3057
WRITE-INS	,	2		0	3		9
<u>Total</u>		<u>1772</u>	<u>1585</u>	<u>1691</u>	1649	<u>1631</u>	<u>8328</u>
SECRETARY OF STA	<u>\TE</u>						
		<u>Pct 1</u>	<u>Pct 2</u>	Pct 3	<u>Pct 4</u>	<u>Pct. 5</u>	<u>TOTAL</u>
BLANKS			50	00	- 4		1
		79	50	80	54	68	331
	N (Democratic) Candidate for re-election	79 980		80 979	54 1006	68 935	331 4894
	, ,		994				
WILLIAM FRANCIS GALVI	Republican)	980	994	979	1006	935	4894
WILLIAM FRANCIS GALVI WILLIAM C. CAMPBELL (Republican)	980 664	994 497 43	979 589	1006 543	935 588	4894 2881
WILLIAM FRANCIS GALVI WILLIAM C. CAMPBELL (JAMES D. HENDERSON (L	Republican)	980 664 46	994 497 43 1	979 589 43	1006 543 46	935 588 40 0	4894 2881
WILLIAM FRANCIS GALVI WILLIAM C. CAMPBELL (JAMES D. HENDERSON (L WRITE-INS	Republican)	980 664 46 3	994 497 43 1	979 589 43 0	1006 543 46 0	935 588 40 0	4894 2881 218 4
WILLIAM FRANCIS GALVI WILLIAM C. CAMPBELL (JAMES D. HENDERSON (L WRITE-INS <u>Total</u>	Republican)	980 664 46 3 1772	994 497 43 1	979 589 43 0 1691	1006 543 46 0 1649	935 588 40 0 <u>1631</u>	4894 2881 218 4
WILLIAM FRANCIS GALVI WILLIAM C. CAMPBELL (JAMES D. HENDERSON (L WRITE-INS <u>Total</u>	Republican)	980 664 46 3 1772	994 497 43 1 1585 <u>Pct 2</u>	979 589 43 0 1691	1006 543 46 0 1649	935 588 40 0 <u>1631</u>	4894 2881 218 4 8328
WILLIAM FRANCIS GALVI WILLIAM C. CAMPBELL (JAMES D. HENDERSON (L WRITE-INS <u>Total</u> TREASURER	Republican) Jnenrolled)	980 664 46 3 <u>1772</u> <u>Pct 1</u>	994 497 43 1 1585 <u>Pct 2</u> 55	979 589 43 0 1691 <u>Pct 3</u>	1006 543 46 0 <u>1649</u> <u>Pct. 4</u>	935 588 40 0 <u>1631</u> <u>Pct. 5</u>	4894 2881 218 4 8328 <u>TOTAL</u>
WILLIAM FRANCIS GALVI WILLIAM C. CAMPBELL (JAMES D. HENDERSON (L WRITE-INS <u>Total</u> <i>TREASURER</i> BLANKS	Republican) Jnenrolled) nocratic)	980 664 46 <u>3</u> <u>1772</u> <u>Pct 1</u> 80	994 497 43 1 1585 <u>Pct 2</u> 55	979 589 43 0 1691 <u>Pct 3</u> 56	1006 543 46 0 <u>1649</u> <u>Pct. 4</u> 69	935 588 40 0 <u>1631</u> <u>Pct. 5</u> 81	4894 2881 218 4 <u>8328</u> <u>TOTAL</u> 341

AUDITOR						
	Pct 1	Pct 2	Pct 3	Pct. 4	Pct. 5	TOTAL
BLANKS	152	91	103	105	1	575
SUZANNE M. BUMP (Democratic)	601	652	613	662		3176
MARY Z. CONNAUGHTON (Republican)	966		932	821		4320
				{		
NATHANAEL ALEXANDER FORTUNE (Green-Rainbow)	50		42	61	42	251
WRITE-INS	3		1	0	0	6
Total	<u>1772</u>	<u>1585</u>	<u>1691</u>	<u>1649</u>	1631	<u>8328</u>
REPRESENTATIVE IN CONGRESS						
FIFTH DISTRICT	<u>Pct 1</u>	<u>Pct 2</u>	<u>Pct 3</u>	<u>Pct. 4</u>	<u>Pct. 5</u>	<u>TOTAL</u>
BLANKS	45	34	41	35	36	191
NICOLA S. TSONGAS (Democratic)	936	938	944	972	907	4697
JONATHAN A. GOLNIK (Republican)	764	591	684	617	664	3320
DALE E. BROWN (Liberty)	12	15	13	19	13	72
ROBERT M. CLARK (Citizen Legislator)	13	6	9	6	10	44
WRITE-INS	2	1	0	1		4
Total	1772	1585	1691	1649	1631	8328
COUNCILLOR						
THIRD DISTRICT	<u>Pct 1</u>	<u>Pct 2</u>	<u>Pct 3</u>	<u>Pct 4</u>	<u>Pct. 5</u>	TOTAL
BLANKS	334			261	266	1351
MARILYN M. PETITTO DEVANEY (Democratic) Candidate for re-election	788	814			772	3976
NICHOLAS A. IANNUZZI (Independent)	646 4		650 3		591	2986
WRITE-INS Total	4			L	<u> </u>	15 8328
SENATOR IN GENERAL COURT				<u>10+0</u>		
(THIRD MIDDLESEX DISTRICT) (PRECINCT 1 & 4)	Pct 1			Pct 4		TOTAL
BLANKS	79			1 71		150
SUSAN C. FARGO (Democratic) Candidate for re-election	937			969		1906
SANDRA B. MARTINEZ (Republican)	751			609		1360
WRITE-INS	5			0		5
Total	<u>1772</u>			<u>1649</u>		3421
SENATOR IN GENERAL COURT						
(MIDDLESEX & WORCESTER DISTRICT) (PRECINCT 2,3, & 5)		<u>Pct 2</u>	<u>Pct 3</u>		<u>Pct. 5</u>	<u>TOTAL</u>
BLANKS		132	136		140	408
JAMES B. ELDRIDGE (Democratic) Candidate for re-election		882	867		831	2580
GEORGE M. THOMPSON (Republican)		568	688		659	1915
WRITE-INS		3	0	L	1	4
Total		1585	<u>1691</u>		<u>1631</u>	<u>4907</u>
REPRESENTATIVE IN GENERAL COURT				n	n	
(THIRTEENTH MIDDLESEX DISTRICT)	Pct 1		1	$\frac{Pct 4}{504}$	· · · · ·	<u>TOTAL</u> 2685
BLANKS THOMAS P. CONROY (Democratic) Candidate for re-election	583 1157	475 1066				2685 5464
WRITE-INS	32	44				
Total	1772	1585			L	8328
DISTRICT ATTORNEY						
(NORTHERN DISTRICT)	<u>Pct 1</u>	<u>Pct 2</u>	<u>Pct 3</u>	<u>Pct 4</u>	<u>Pct. 5</u>	TOTAL
BLANKS	602	486	580	537	559	2764
		4007	4000	1 4004	1049	5445
GERARD T. LEONE, JR. (Demcratic) Candidate for re-election	1149		1089	1		
GERARD T. LEONE, JR. (Demcratic) Candidate for re-election WRITE-INS	1149 21 1772	1067 32 1585	22	21	23	

SHERIFE (MIDDLESEX COUNTY)	<u>Pct 1</u>	<u>Pct 2</u>	<u>Pct 3</u>	Pct 4	<u>Pct. 5</u>	<u>TOTAL</u>
BLANKS	443	320	377	353	370	1863
JAMES V. DIPAOLA (Democratic) Candidate for re-election	952	914	903	942	897	4608
MICHAEL S. TRANCHITA, SR (Unenroiled)	374	345	406	348	354	1827
WRITE-INS	3	6	5	6	10	30
Total	<u>1772</u>	<u>1585</u>	<u>1691</u>	<u>1649</u>	<u>1631</u>	<u>8328</u>

QUESTION 1

LAW PROPOSED BY INITIATIVE PETITION

This proposed law would remove the Massachusetts sales tax on alcoholic beverages and alcohol, where the sale of such beverages and alcohol or their importation into the state is already subject to a separate excise tax under state law. The proposed law would take effect on January 1. 2011.

to a separate excise tax and of state fam. The proposed fam hourd take encore of suffacing 1, 2011										
	Pct 1	<u>Pct 2</u>	<u>Pct 3</u>	<u>Pct 4</u>	<u>Pct. 5</u>	<u>TOTAL</u>				
YES	847	667	797	700	761	3772				
NO	905	885	859	925	842	4416				
BLANKS	20	33	35	24	28	140				
Total	1772	1585	1691	1649	1631	<u>8328</u>				

QUESTION 2

LAW PROPOSED BY INITIATIVE PETITION

This proposed lawwould repeal an existing state law that allows a qualified organization wishing to build government-subsidized housing that includes low-or moderate-income units to apply for a single comprehensive permit from a city or town's zoning board of apppeals (ZBA), instead of separate permits from each local agency or official having jurisdiction over any aspect of the proposed housing. The repeal would take effect on January 1, 2011, but would not stop or otherwise affect any proposed housing that had already received both a comprehensive permit and a building permit for at least one unit.

	<u>Pct 1</u>	<u>Pct 2</u>	<u>Pct 3</u>	<u>Pct 4</u>	<u>Pct. 5</u>	<u>TOTAL</u>
YES	889	739	944	733	768	4073
NO	803	770	679	820	781	3853
BLANKS	80	76	68	96	82	402
Total	1772	1585	1691	1649	1631	8328

QUESTION 3

LAW PROPOSED BY INITIATIVE PETITION

This proposed lawwould reduce the state sales and use tax rates (which were 6.25% as of September 2009) to 3% as of January 1, 2011. It would make the same reduction in the rate used to determine the amount to be deposited with the state Commissioner of Revenue by non-resident building contractors as security for the payment of sales and use tax on tangible personal property used in carrying out their contracts.

	<u>Pct 1</u>	<u>Pct 2</u>	<u>Pct 3</u>	<u>Pct 4</u>	<u>Pct. 5</u>	<u>TOTAL</u>
YES	688	574	700	609	628	3199
NO	1067	987	972	1018	985	5029
BLANKS	17	24	19	22	18	100
Total	<u>1772</u>	<u>1585</u>	<u>1691</u>	<u>1649</u>	<u>1631</u>	<u>8328</u>

QUESTION 4

THIS QUESTION IS NON BINDING Shall the state representative from this district be instructed to support legislation that would

establish health care as a human right regardless of age, state of health or employment status, by creating a single payer health insurance system like Medicare that is comprehensive, cost effective, and publicly provided to all residents of Massachusetts?

······································	Pct.1	Pct. 2	Pct. 3	Pct. 4	Pct. 5	TOTAL
YES	806	812	806	817	804	4045
NO	793	637	724	662	667	3483
BLANKS	173	136	161	170	160	800
Total	1772	1585	1691	1649	1631	8328

QUESTION 5

THIS QUESTION IS NON BINDING

Shall the state representative from this district be instructed to vote in favor of legislation that would allow the state to regulate and tax marijuana in the same manner as alcohol?

	Pct.1	Pct. 2	<u>TOTAL</u>			
YES	962	862	866	934	905	4529
NO	646	586	658	563	585	3038
BLANKS	164	137	167	152	141	761
Total	<u>1772</u>	1585	<u>1691</u>	<u>1649</u>	<u>1631</u>	8328

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