

2006 Annual Town Meeting April 3 and 4

IN MEMORIAM RESOLUTION

Resolved that the Town record its recognition and appreciation for the special contributions and services to the Town of the following individuals Parker B. Albee, Monica L. Anderson, Virginia M. Anderson, Edward Campbell, Elizabeth Cane, Anita Cohen, Cecilia M. Curran, John M. Faron, Stephen E. Grande, Jr., Fred H. Hitchcock, Jr., Natalie Hoffman, Anne W. Lehr, Richard H. Pettingell, John C. Powers and Mildred L. Tallant.

Article 1. HEAR REPORTS

Voted unanimously to accept the reports of the Town boards, commissions, officers, and committees as printed in the 2005 Town Report.

Article 2. SENIOR TAX RELIEF

Indefinitely postponed.

Article 3. CURBSIDE PAY TRASH PICK-UP

Voted to refer Article 3 to a Committee, to be appointed by the Board of Selectmen, to study and report back at the 2007 Annual Town Meeting.

Article 4. FY06 BUDGET ADJUSTMENTS

Voted to amend the votes taken under Article 5, FY06 Operating Budget, of the 2005 Annual Town Meeting, by adding to or deleting from line items thereunder, by transfer between or among accounts or by transfer from available funds as follows:

From Insurance Recovery to 400 Public Works	\$27,675;
From Abatement Surplus to 900 Town-wide Operations and Transfers for an addition to the Reserve Fund	\$81,646;

From Article 1 of the November 17, 1997 Special Town Meeting, Land Acquisition – Marlboro Road, to 200 Public Safety, Fire Department Capital Expenditures to be expended for the restoration of Station #3 floor in the amount of \$ 7100;

From Article 11 of the 2001 Annual Town Meeting Rt. 117 Traffic Light project to 200 Public Safety, Fire Department Capital Expenditures to be expended for the restoration of Station #3 floor in the amount of \$5,000; and

To abandon the Feeley Park Restrooms project voted under Article 7, Capital Budget (C) of the April 3, 2001 Annual Town Meeting pursuant to M.G.L. c.44, s.20, and to transfer the unexpended proceeds to Article 5, FY06 Operating Budget, 200 Public Safety, Fire Department Capital Expenditures to be expended for the restoration of Station #3 floor in the amount of \$42,000.

Article 5. FY07 BUDGET

Voted that the amount appropriated under the Budget not exceed the sum of \$71,777,149. It was further voted to appropriate the sums of money set forth in the Warrant under Article 5 in the column “FinCom Recommended FY07” for FY07, except as follows: Minuteman Regional Assessment to be \$312,280, and Other Regional Assessments to be \$63,854. Part of this Budget appropriation is to be raised by transfer of \$230,342 from Ambulance Reserve for Appropriation Account to 200 Public Safety; \$1,475,243 from Free Cash to 900 Town Employee Benefits; \$511,119 from Abatement Surplus to 900 Town Employee Benefits, \$25,000 from Retirement Trust Fund to 900 Town Employee Benefits; and \$30,000 from Cops Fast Grant to 200 Public Safety. A summary of the Operating Budget appropriation votes follows:

Acct.	Department	Voted
	Sudbury Public Schools (net)	25,392,734
	SPS Benefits for transfer to Acct. 900	5,651,772
	LSRHS (Operating Assessment)	15,101,093
	LSRHS (Debt Assessment)	2,935,689
	Minuteman Regional (Assessment)	312,280
	Other Regional Assessments	63,854
	Total Schools	49,457,422
100	General Government	2,091,735
200	Public Safety	6,091,379
400	Public Works	3,068,845
500	Human Services	558,369
600	Culture & Recreation	1,027,672
900	Town Employee Benefits	3,557,700
900	Town-wide Operations & Transfers	421,819
	Total Town Services	16,817,519
	Debt Service	5,502,208
	TOTAL OPERATING BUDGET	\$ 71,777,149

It was further voted that the sum 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 \$9,209,472, 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.

Article 6. FY07 SOLID WASTE DISPOSAL ENTERPRISE FUND BUDGET

Voted to appropriate the sum of \$267,803 for the Solid Waste Enterprise Fund for FY07, and further to authorize use of an additional \$24,000 of Enterprise Fund receipts for indirect costs; such sums to be raised by \$291,803 in receipts.

Article 7. POOL ENTERPRISE FUND BUDGET

Voted to appropriate the sum of \$436,713 for the Pool Enterprise Fund for FY07; such sum to be raised from \$430,000 in receipts and use of retained earnings of \$6,713 of the Enterprise; and further to authorize use of an additional \$48,615 appropriated under Acct. 900, Town Employee Benefits in Art. 5 FY07 Budget, for indirect costs.

Article 8. FY07 CAPITAL BUDGET

Voted to appropriate the sum of \$285,095 for the purchase or acquisition of capital items including equipment, building improvements, software and computer associated costs, and to authorize one or all acquisitions by entering into lease-purchase agreements.

Article 9. PROFESSIONAL SERVICES – NEW POLICE STATION

Indefinitely postponed.

Article 10. UNPAID BILLS

Indefinitely postponed.

Article 11. STABILIZATION FUND

Indefinitely postponed.

Article 12. REAL ESTATE EXEMPTION

Unanimously voted, 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 of Chapter 59, Section 5, for fiscal year 2007.

Article 13. CHAPTER 90 HIGHWAY FUNDING

Unanimously voted 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.

Article 14. COUNCIL ON AGING REVOLVING FUND

Voted unanimously to authorize for FY07, the use of a revolving fund by the Council on Aging for Senior Center classes and programs, to be funded by user fees collected; said fund to be maintained as a separate account, in accordance with Massachusetts General Laws, Chapter 44, Section 53E1/2; the amount to be expended therefrom shall not exceed the sum of \$20,000.

Article 15. GOODNOW LIBRARY REVOLVING FUND

Voted unanimously to authorize for FY07, the use of a revolving fund by the Goodnow Library for maintenance and utility charges for the Library's meeting rooms, to be funded by all receipts from the programs utilizing meeting rooms by non-town agencies; said fund to be maintained as a separate account, pursuant to Massachusetts General Laws, Chapter 44, Section 53E1/2; the amount to be expended therefrom shall not exceed the sum of \$8,500.

Article 16. BUS REVOLVING FUND

Voted unanimously to authorize for FY07 the use of a revolving fund by the Sudbury Schools for the purpose of providing additional or supplemental school transportation, to be funded by user fee collection; said fund to be maintained as a separate account, pursuant to Massachusetts General Laws, Chapter 44, Section 53E1/2, and expended under the direction of the Sudbury School Committee; the amount to be expended therefrom shall not exceed the sum of \$300,000.

Article 17. EARLY CHILDHOOD REVOLVING FUND

Voted unanimously to authorize for FY07 the use of a revolving fund by the Sudbury Schools for the purpose of providing additional or supplemental school early childhood instruction, to be funded by tuition collection; said fund to be maintained as a separate account, pursuant to Massachusetts General Laws, Chapter 44, Section 53E1/2, and expended under the direction of the Sudbury School Committee; the amount to be expended therefrom shall not exceed the sum of \$200,000.

Article 18. INSTRUMENTAL MUSIC REVOLVING FUND

Voted unanimously to authorize for FY07 the use of a revolving fund by the Sudbury Schools for the purpose of providing additional or supplemental instrumental music lessons after school hours, to be funded by user fee collection; said fund to be maintained as a separate account, pursuant to Massachusetts General Laws, Chapter 44, Section 53E1/2, and expended under the direction of the Sudbury School Committee; the amount to be expended therefrom shall not exceed the sum of \$50,000.

Article 19. YOUTH COMMISSION REVOLVING FUND

Voted unanimously to authorize for FY07 the use of a revolving fund by the Youth Commission for youth programs and activities, to be funded by fees collected; said fund to be maintained as a separate account, pursuant to Massachusetts General Laws, Chapter 44, Section 53E1/2; the amount to be expended therefrom shall not exceed the sum of \$30,000.

Article 20. RECREATION PROGRAMS REVOLVING FUND

Voted unanimously to authorize for FY07 the use of a revolving fund by the Park and Recreation Commission for recreation programs and activities, to be funded by fees collected; said fund to be maintained as a separate account, pursuant to Massachusetts General Laws, Chapter 44, Section 53E1/2; the amount to be expended therefrom shall not exceed the sum of \$450,000.

Article 21. TEEN CENTER REVOLVING FUND

To authorize for Fiscal Year 2007 the use of a revolving fund by the Park and Recreation Commission for Teen Center programs and activities, to be funded by user fees collected; said fund to be maintained as a separate account, pursuant to Massachusetts General Laws, Chapter 44, Section 53E1/2; the amount to be expended therefrom shall not exceed the sum of \$30,000.

Article 22. CABLE TELEVISION REVOLVING FUND

Voted unanimously to authorize for FY07 the use of a revolving fund by the Town Manager for local access services and Town institutional network (I-Net), to be funded by fees and other income collected with regard to the implementation, use, establishment or maintenance of cable television; said fund to be maintained as a separate account, pursuant to Massachusetts General Laws, Chapter 44, Section 53E1/2; the amount to be expended therefrom shall not exceed the sum of \$25,000.

Article 23. CONSERVATION REVOLVING FUND

Voted unanimously to authorize for FY07 the use of a revolving fund by the Conservation Commission for the administration of the Wetlands Administration Bylaw, to be funded by application fees collected; said fund to be maintained as a separate account, pursuant to Massachusetts General Laws, Chapter 44, Section 53E1/2; the amount to be expended therefrom shall not exceed the sum of \$35,000.

Article 24. DOG REVOLVING FUND

Voted unanimously to authorize for FY07 the use of a revolving fund by the Town Clerk for the purpose of making any purchases or paying any expenses related to Sudbury Bylaw Article V.3, Regulation of Dogs, or any costs required by the Massachusetts General Laws related to the regulation of dogs, to be funded by all fees, fines, charges, penalties or other like monies imposed under said Bylaws; said fund to be maintained as a separate account, pursuant to Massachusetts General Laws, Chapter 44, Section 53E1/2, and expended with the approval of the Town Clerk; the amount to be expended therefrom shall not exceed the sum of \$25,000.

Article 25. DPW MINING REVOLVING FUND

Voted unanimously to authorize for FY07 the use of a revolving fund by the Department of Public Works for the operation of a mining operation on Town property located off North Road, the former Melone property, to include payment for all costs associated therewith, including salaries and other benefits, purchase and maintenance of capital equipment, reclamation of the property, and \$100,000 to be deposited into the General Fund to offset the tax rate, to be funded by income from the sale of gravel or other materials; said fund to be maintained as a separate account, pursuant to Massachusetts General Laws Chapter 44, Section 53E1/2; the amount to be expended therefrom shall not exceed the sum of \$300,000.

Article 26. RENTAL PROPERTY REVOLVING FUND

Voted unanimously to authorize for FY07 the use of a revolving fund by the Town Manager for expenditures related to the use of rental houses held by the Town in conjunction with historical value and conservation program, to be funded by rents collected; said fund to be maintained as a separate account, pursuant to Massachusetts General Laws, Chapter 44, Section 53E1/2; the amount to be expended therefrom shall not exceed the sum of \$40,000.

Article 27. PLUMBING & GAS INSPECTIONAL SERVICES REVOLVING FUND

Voted unanimously to authorize for FY07 the use of a revolving fund by the Building Inspector for the purpose of providing services for plumbing and gas inspections by the Sudbury Plumbing Inspector to be funded by permit fees collected, said fund to be maintained as a separate account, pursuant to Massachusetts General Laws, Chapter 44, Section 53E1/2; the amount to be expended therefrom shall not exceed the sum of \$45,000.

Article 28. FIRE DEPARTMENT REVOLVING FUND

Voted unanimously to authorize for FY07 the use of a revolving fund by the Fire Chief for expenditures related to the issuances of burning permits, including salaries and other benefits, purchase and maintenance of equipment required, and expenses related thereto; to be funded by fees collected; said funds to be maintained in a separate account, pursuant to Massachusetts General Laws, Chapter 44, Section 53E1/2; the amount to be expended therefrom shall not exceed \$12,000.

Article 29. AMEND BYLAWS, ART. XVII.2 – WIRING PERMIT FEES

Voted to delete Section 2, Wiring Permits, of Article XVII, Fees, of the Town of Sudbury Bylaws in its entirety, and substitute therefore the following:

SECTION 2. WIRING PERMITS. The fees to be paid for the issuance of an electrical wiring permit and inspections there- under shall be as follows:

All Units, Residential, Commercial (or Industrial) \$3 per \$100 value of work

Minimum Fee	\$30
Reinspection Fee	\$30
Industrial Maintenance	\$200

No fee shall be charged for the issuance of any electrical wiring permit to the Town or for work upon any building owned by the Town.

Article 30.
(Withdrawn)

Article 31. AMEND BYLAWS, ART. XXVII.3.a – IN-GROUND IRRIGATION SYSTEMS

Voted unanimously to amend Article XXVII of the Town of Sudbury Bylaws, In-Ground Irrigation Systems, by adding language at the end of section 3.a, so that section reads as follows:

3.a. Private wells for irrigation purposes shall not be located within one hundred (100) feet of a sewage disposal system, within one hundred (100) feet of an existing potable water supply well, and within one hundred (100) feet of a wetland or vernal pool. Lesser setbacks to sewage disposal systems may be approved by the Board of Health.

Article 32. ACCEPT M.G.L. c71, s 71E – SCHOOL BUILDING USE

Voted to accept the provisions of M.G.L. c. 71, s. 71E.

Article 33. ACCEPT M.G.L. c.44, s.55C – SUDBURY AFFORDABLE HOUSING TRUST

Voted to accept Massachusetts General Law Chapter 44, Section 55C, establishing a municipal affordable housing trust fund.

Article 34. TRANSFER OF INTEREST IN TOWN LAND TO THE SUDBURY FOUNDATION

Voted by more than two-thirds to authorize and direct the Board of Selectmen to convey in fee simple, or by long-term ground lease for a term to be determined, a portion of Town-owned land shown on Assessor's Map H09 Parcel 062 to The Sudbury Foundation or other appropriate entity for the purpose of construction of an addition to the rear of the Sudbury Grange building and to accommodate such additional accessory uses of land necessary to accommodate such use on such terms as the Board of Selectmen shall authorize; and to further authorize and direct the Board of Selectmen to grant such easements, rights-of-way, licenses or other appropriate transfers as may be required to accommodate the foregoing addition; and, if necessary, to authorize and direct the Board of Selectmen to petition the Great and General Court of the Commonwealth of Massachusetts in the event that special legislation is required.

Article 35. AMEND WAYLAND – SUDBURY SEPTAGE FACILITY AGREEMENT

Indefinitely postponed.

Article 36. COMMUNITY PRESERVATION FUND – CARDING MILL POND HARVESTING

Voted to approve the recommendation of the Community Preservation Committee to appropriate \$32,000 from Community Preservation Act funds for the purpose of harvesting annually for the next four fiscal years beginning in FY07 the invasive plants in Carding Mill Pond, said harvesting to be carried out and paid for by the Hop Brook Protection with such documented expenses reimbursed by the Town. All appropriations will be allocated to the Open Space category and funded from FY07 Revenue.

Article 37. COMMUNITY PRESERVATION FUND – WAYSIDE INN SITE STUDY

Voted to approve the recommendation of the Community Preservation Committee to appropriate \$85,720 from

Community Preservation Act funds for the purpose of conducting a comprehensive site study of the Longfellow's Wayside Inn 125-acre parcel, said study to be carried out and paid for by the Wayside Inn Corporation, with such documented expenses reimbursed by the Town only in the event that a permanent historic preservation restriction upon the entire property is granted to the Town of Sudbury, in content agreeable to the Community Preservation Committee and Town Counsel, said work to be completed by the end of FY08. All appropriations will be allocated equally to the Open Space and Historic Preservation categories and funded from FY07 Revenue.

Article 38. COMMUNITY PRESERVATION FUND – MAHONEY AND MELONE FEASIBILITY STUDIES

Voted to approve the recommendation of the Community Preservation Committee to appropriate \$50,000 from Community Preservation Act funds for the purpose of conducting a feasibility study of the Town-owned portions of the former Mahoney property on Old Framingham Road and the former Melone property on North Road. All appropriations will be equally allocated to the Community Housing and Recreational categories and funded from FY07 Revenue.

Article 39. COMMUNITY PRESERVATION FUND – WALKWAY CONSTRUCTION

Voted to approve the recommendation of the Community Preservation Committee to appropriate \$100,000 from Community Preservation Act funds for the purpose of constructing 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 use of wooden guardrails, and by recommendations of the Town of Sudbury Planning Board and the Director of the Town of Sudbury Department of Public Works. All appropriations will be allocated to the Recreation category and funded from FY07 Revenue.

Article 40. COMMUNITY PRESERVATION FUND – LORING PARSONAGE EXTERIOR RESTORATION

Voted to approve the recommendation of the Community Preservation Committee to appropriate \$74,281 from Community Preservation Act funds for the purpose of restoring the exterior of the Loring Parsonage building, said work to be completed by the end of FY08. All appropriations will be allocated to the Historic Preservation category and funded from FY07 Revenue.

Article 41. COMMUNITY PRESERVATION FUND – HEARSE HOUSE RELOCATION & RESTORATION

Voted to approve the recommendation of the Community Preservation Committee to appropriate \$24,022 from Community Preservation Act funds for the purpose of moving and restoring the Hearse House building, said work to be completed by the end of FY08. All appropriations will be allocated to the Historic Preservation category and funded from FY07 Revenue.

Article 42. COMMUNITY PRESERVATION FUND – CEMETERY IRONWORK RESTORATION

Voted to approve the recommendation of the Community Preservation Committee to appropriate \$136,305 for the purpose of restoring historical ironwork in the Revolutionary and Wadsworth cemeteries and at the tombs alongside Concord Road, said work to be completed by the end of FY08. All appropriations will be allocated to the Historic Preservation category and funded from FY07 Revenue in the amount of \$58,837 and from Historic Restricted Reserves in the amount of \$77,468.

Article 43. COMMUNITY PRESERVATION FUND – SUDBURY HOUSING AUTHORITY UNIT PURCHASES

Voted to approve the recommendation of the Community Preservation Committee to appropriate \$360,000 for the purpose of purchasing by the Sudbury Housing Authority housing units within the Town for use as affordable rental residences, expending no more than \$90,000 on any one unit, said purchases to be completed by the end of FY09. All appropriations will be allocated to the Community Housing category and funded from FY07 Revenue in the amount of \$40,000 and transfer of \$320,000 from 2003 Annual Town Meeting Article 32C, Sudbury Housing Authority Proposal, as amended by 2005 Annual Town Meeting Article 41.

Article 44. COMMUNITY PRESERVATION FUND – L-S COMMUNITY ATHLETIC FIELD

Voted to approve the recommendation of the Community Preservation Committee to appropriate \$960,000 for the purpose of constructing a community athletic field complex on the property of LSRHS, said work to be completed by the end of FY08; said appropriation shall be subject to the Town entering into a mutually satisfactory Inter-Municipal Agreement with the Lincoln-Sudbury Regional School District, and subject further to the Town's determination that sufficient funds are available for completion of the athletic complex. All appropriations will be allocated to the Recreation category and funded from FY06 general unrestricted reserves.

Article 45. COMMUNITY PRESERVATION FUND – GENERAL BUDGET AND APPROPRIATIONS

As recommended by the Community Preservation Committee, voted to appropriate \$75,000 for Administrative and Operating Costs, and \$811,798 for Debt Service in the Community Preservation budget for FY07, said sums to be raised by FY07 Community Preservation Surtaxes; and further to reserve \$135,000 for Community Housing and \$513,342 for Budgeted Unrestricted Community Preservation Committee Uses.