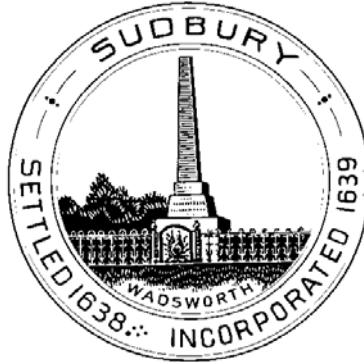


TOWN of SUDBURY
Massachusetts



OFFICIAL WARRANT

2005

ANNUAL TOWN MEETING

April 4, 2005 7:30 P.M.

Lincoln-Sudbury Regional High School Auditorium

ANNUAL TOWN ELECTION

Including Regional District School Committee

March 28, 2005

Polls Open 7:00 A.M. to 8:00 P.M.

Precincts 1, 2 & 5 - Fairbank Community Center, Fairbank Road

Precincts 3 & 4 - Sudbury Town Hall, Concord Road

BRING THIS BOOK WITH YOU

**TOWN OF SUDBURY
2005 ANNUAL TOWN MEETING WARRANT**

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ACCESS TO LINCOLN-SUDBURY REGIONAL HIGH SCHOOL and PROVISIONS FOR THE DISABLED

The new Lincoln-Sudbury Regional High School has facilities that are easier to access than the old building. The Board of Selectmen wishes to accommodate the attendance and participation of persons with disabilities at Town Meeting. As such, we urge those who may require particular accommodations to read the following carefully as things have changed a great deal.

Parking: “HP” parking spaces are now provided at two different locations: 1) the main entrance at the upper level (which will require using an elevator to the lower level to check in and to access the auditorium) and 2) the main parking lot to the right (east) of the school. From this location, you may also be dropped off at the entry walkway – a clear path to the entrance doors, leading directly to the check-in tables and the auditorium. Police on duty will provide assistance as needed, or requested.

Auditorium Balcony: The balcony can only be accessed from the Main Level. From the lower level of the building, you may use either the stairs or the elevator to gain entrance to the balcony – the upper level of the auditorium.

Persons with Ambulatory Disabilities: Spaces for persons who use wheelchairs will be available at the front and at the rear of the auditorium. For those who use assistive devices to ambulate, seating will be reserved at the rear of the hall and may be used if desired.

Persons who are Blind or have Vision Impairments: Reserved seating will be available at the front of the auditorium for persons with vision impairments who prefer to be close to the overhead projector. Large print materials will be made available where possible. We encourage those making prepared, formal presentations to have copies of viewgraphs, especially motions, available in large print.

Persons who are Deaf or have Hearing Impairments: A limited number of headphone amplifiers connected to the public address system are available for the use of persons with hearing impairments. Please ask for Jan Silva when you enter the auditorium to obtain one of these amplifiers. For persons who are deaf and require a sign language interpreter, please contact the Selectmen’s Office no later than March 21, 2005. As there is great demand for qualified interpreters, advance notice will facilitate their availability.

Restrooms: Restrooms are located across the hall from the auditorium.

Refreshments: Coffee and other refreshments are located in the High School corridor near the main entrance on the same level as the auditorium. Refreshments may no longer be consumed in the auditorium.

If you have any questions regarding these, or any other matters which address accommodations, please contact Jan Silva at 978-443-8891, extension 382; or through the Massachusetts Relay service of VERIZON: 1-800-439-2370 (V/TDD).

SUMMARY OF BASIC TOWN MEETING PROCEDURES

Only Registered voters and Town employees may speak without leave of the Hall.

All votes are by majority unless otherwise announced. Votes will first be taken by a show of hands while sitting. If the Moderator is in doubt, then a standing vote will be taken. If the Moderator is still in doubt, then tellers will count the Hall. If a voter is in disagreement with the Moderator's call of a sitting or standing vote, the voter may challenge the call by immediately standing and saying loudly, "I challenge the vote!" If six additional voters support the challenge, the vote will be counted. If you are in attendance because of a matter of particular interest to you, it is unwise to "bolt" the Hall immediately after the vote is taken. It may be that someone will seek a count of the vote or will seek reconsideration.

It is important to remember that, once a vote is called, the doors to the hall(s) will be closed, and no one will be admitted. Therefore, if you wish to vote on a particular article or articles, you must be in the hall and seated before the count is underway.

The order of speaking is controlled by tradition and Article II, §10 of the Town Bylaws. The proponents of an article make the first motion under the article. A second is then required. The proponents then make a presentation in support of the motion. The Finance Committee is next recognized, followed by the Selectmen and any other boards, which are required to report on the article. After the Town boards have spoken, the meeting proceeds to general debate on the matter and a vote.

Until everyone who wishes to be heard has been heard, no person may speak more than twice on a matter except to correct an error or answer a question. The initial presentation by the proponent(s) of an article may not exceed ten minutes in length, and no other speech may exceed five minutes in length unless consent is given by a majority of those present and voting.

Always go to a microphone to speak or wait for one to be passed to you. We expect to have microphones at each side and in front on the auditorium floor as well as runners with microphones to service voters in the middle of the aisle and the balcony. Please raise your hand when you wish to be recognized by the Moderator to speak. The basic record of Town Meeting is made on audiotape, and your remarks will not be recorded if you do not speak from a microphone. Each and every time you speak, you should begin by giving your name and your address again so the record can be clear.

Motions for Reconsideration: The Town Bylaw on Motions for Reconsideration is somewhat complex. If reconsideration is sought on a matter, which has been voted upon during the same night of Town Meeting, a two-thirds vote is required. If reconsideration is sought after the close of the session at which the action was taken, a unanimous vote is required unless by noon of the day after the session a written notice of intent to seek reconsideration signed by 15 voters who attended the session at which the action was taken is filed with the Town Clerk. If that occurs, the chair will announce it at the next session and further announce that reconsideration will be in order as the first order of business at the next following session unless the warrant is completed that night, in which case it will be the last order of business that night. A two-thirds vote to reconsider the matter is then required.

All substantive motions, and that includes all main motions and motions to amend a main motion, must be provided to the Town Clerk and the Moderator in writing. Again, this is so there will be an accurate record of the meeting. Except when specifically requested by the Moderator, it is not necessary that the written motion be given to the Moderator, Town Clerk and viewgraph operator before it is actually made, but it should be furnished immediately thereafter.

Adjournment of any session will occur upon completion of the article under discussion at 10:30 p.m. unless there is a two-thirds vote to do otherwise.

CONSENT CALENDAR

To expedite Town Meeting and save valuable time for discussion of key issues, Sudbury has used the "Consent Calendar" to speed passage of articles that appear to the Moderator and the various boards and committees to raise no controversy. The purpose of the Consent Calendar is to allow the motions under these articles to be acted upon as one unit and to be passed by a unanimous vote without debate. **THE CONSENT CALENDAR WILL BE TAKEN UP AS THE FIRST ORDER OF BUSINESS AT THE COMMENCEMENT OF TOWN MEETING ON APRIL 4th.**

At the call of the Consent Calendar, the Moderator will call out the numbers of the articles, one by one. If any voter has doubt about passing any motion, or wishes an explanation of any subject on the Consent Calendar, the voter should stand and say the word "hold" in a loud, clear, voice when the number is called. The Moderator will then inquire as to whether the request to hold is for a question or for debate. If the purpose of the request was merely to ask a question, an attempt to obtain a satisfactory answer will be made, and if that occurs, the article will remain on the Consent Calendar absent a further request to hold. If the purpose of the request was to hold the article for debate, the article will be removed from the Consent Calendar and restored to its original place in the Warrant, to be brought up, and debated and voted on in the usual way. No voter should hesitate to exercise the right to remove matters from the Consent Calendar; it is the view of the voters as to the need for debate that is supreme, not that of the Town Officials who put together the Consent Calendar. However, it is hoped that voters will remove articles from the Consent Calendar 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. After calling of the individual items in the Consent Calendar, the Moderator will ask that all items remaining be passed as a unit by a unanimous vote.

Please review the list of articles and motions proposed for the Consent Calendar that follows. Complete reports are to be found under each article printed in this Warrant. If you have any questions about the articles, motions or procedure, please feel free to call the Town Manager's office, at 443-8891, ext.382, before Town Meeting.

Article and Motion

Article 3. Real Estate Tax Exemption: Move in the words of the article.

Article 18. Rescind/Amend Borrowings: Move in the words of the article.

Article 19. Amend ByLaws, Art. XVII.1- Sealing Weights & Measures Fees: Move in the words of the article.

Article 20. Chapter 90 Highway Funding: Move in the words of the article.

Article 21. Council on Aging Revolving Fund: Move to authorize for Fiscal Year 2006 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 53E½; the amount to be expended therefrom shall not exceed the sum of \$20,000.

Article 22. Goodnow Library Revolving Fund: Move to authorize for Fiscal Year 2006 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 53E½; the amount to be expended therefrom shall not exceed the sum of \$8,000.

Article 23. Sudbury Schools - Bus Revolving Fund: Move to authorize for Fiscal Year 2006 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 53E½, 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 24. Sudbury Schools - Early Childhood Revolving Fund: Move to authorize for Fiscal Year 2006 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 53E½, and expended under the direction of the Sudbury School Committee; the amount to be expended therefrom shall not exceed the sum of \$125,000.

Article 25. Instrumental Music Revolving Fund: Move to authorize for Fiscal Year 2006 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 tuition collection; said fund to be maintained as a separate account, pursuant to Massachusetts General Laws, Chapter 44, Section 53E½, 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 26. Youth Commission Revolving Fund: Move to authorize for Fiscal Year 2006 the use of a revolving fund by the Youth Commission for youth 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 53E½; the amount to be expended therefrom shall not exceed the sum of \$30,000.

Article 27. Recreation Programs Revolving Fund: Move to authorize for Fiscal Year 2006 the use of a revolving fund by the Park and Recreation Commission for recreation 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 53E½; the amount to be expended therefrom shall not exceed the sum of \$450,000.

Article 28. Teen Center Revolving Fund: Move to authorize for Fiscal Year 2006 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, Ch. 44, Section 53E½; the amount to be expended therefrom shall not exceed the sum of \$30,000.

Article 29. Cable Television Revolving Fund: Move to authorize for Fiscal Year 2006 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, Ch. 44, Section 53E½; the amount to be expended therefrom shall not exceed the sum of \$25,000.

Article 30. Conservation Revolving Fund: Move to authorize for Fiscal Year 2006 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 53E½; the amount to be expended therefrom shall not exceed the sum of \$35,000.

Article 31. Dog Revolving Fund: Move to authorize for Fiscal Year 2006 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 Bylaw; said fund to be maintained as a separate account, pursuant to Massachusetts General Laws, Ch. 44, Section 53E½, and expended with the approval of the Town Clerk; the amount to be expended therefrom shall not exceed the sum of \$25,000.

Article 32. DPW Mining Revolving Fund: Move to authorize for Fiscal Year 2006 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, and 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 53E½; the amount to be expended therefrom shall not exceed the sum of \$300,000.

Article 33. Rental Property Revolving Fund: Move to establish and authorize for Fiscal Year 2006 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, Ch. 44, Section 53E½; the amount to be expended therefrom shall not exceed the sum of \$40,000; and further to authorize and direct the Selectmen to take whatever steps are necessary to establish this revolving fund including, if necessary, a petition or petitions to the General Court of Massachusetts for special legislation, with such legislation to take effect without further submissions to a town meeting.

Article 41. Community Preservation Fund – Extension of Sudbury Housing Authority Proposal: Move to extend the period authorized under Article 32C of the 2003 Annual Town Meeting for the Sudbury Housing Authority to obtain permitting and financing approvals as set forth therein so that the reference to the 2004 Annual Town Meeting is extended to the 2007 ATM and to extend the April 30, 2006 date to the close of the April 2007 Annual Town Meeting.

A MOTION PRIMER

Contrary to popular belief, an article in the warrant is not “self-starting.” If an article were to be called up, and nobody makes a motion under it, the article would simply be “passed over”, and whatever action had been contemplated thereby would not occur. It is a motion, which puts an article “in play,” and it is the motion, *not the article*, which is actually voted upon. Thus, while speakers may refer to passing, defeating, or otherwise dealing with “the article,” in fact and in law, what the meeting deals with, debates, and votes upon are motions, not articles. The article in the warrant serves only the purpose of letting the voters know what may come before the meeting and the outside scope of what may be considered. It may be that a speaker will question whether a certain motion is “within the four corners of the article.” Such a challenge requires the Moderator to determine whether the motion should be allowed, as being within a reasonable reading of the article as printed in the warrant, or be ruled out of order as being beyond the legitimate subject matter of the article.

Many times the first or “main” motion under an article will be “Move in the words of the article.” By making such a motion, the speaker is adopting the article as his or her motion thereunder. This can only be done where the language of the article is drafted in such a way that it is susceptible of simple adoption as a motion.

Frequently there will be a motion “to indefinitely postpone” an article. This motion, if adopted, kills the article for all intents and purposes for the Town Meeting. The motion is frequently used when proponents of an article have decided not to proceed with it but want an opportunity to explain to the meeting why they are, in effect, abandoning the article at this time. The motion also may be used by someone who wishes to defeat an article before it can be fully debated on the merits. In such cases it is important to understand that indefinite postponement can have the same effect as defeat which, in turn, can have significance with respect to some items, notably zoning matters, as to when the matter can again be considered by the Town.

You may hear a “Motion for the previous question.” Or, simply folks shouting, “question.” This is a motion to terminate debate and requires a two-thirds vote to pass. The Moderator has discretion as to whether to accept a motion for the question and it will be refused if the Moderator does not believe there has been a fair opportunity for debate as of the time it is made. However, once made and accepted by the Moderator and seconded, it is voted upon without debate and upon passage terminates the debate then occurring and requires an immediate vote on the substantive or procedural matter on the floor.

For those who may have participated in other parliamentary activities: The sometimes frequently utilized in other *fora*, “Motion to Lay on the Table” is almost never used in Sudbury. The tradition here is to use the “Motion to Indefinitely Postpone” to perform the “killing” function of the motion to table, and to use a “Motion to Postpone to a Time Certain” to accomplish a “tabling” or temporary suspension of debate on a matter because of lack of information or other cause.

PART I

TOWN OF SUDBURY
ANNUAL TOWN MEETING
WARRANT



Commonwealth of Massachusetts
Middlesex, ss.

To the Constable of the Town of Sudbury:

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the Town of Sudbury, qualified to vote in Town Elections, that voters residing in Precincts 1, 2 and 5 should meet at the Fairbank Community Center and voters residing in Precincts 3 and 4 should meet at the Town Hall in said Town on Monday, March 28, 2005, at seven o'clock in the forenoon; then and there to choose by official ballot in accordance with law, one Moderator for one year, one member of the Board of Assessors, two Goodnow Library Trustees, one member of the Board of Health, one member of the Board of Park and Recreation Commissioners, one member of the Board of Selectmen, two members of the Sudbury School Committee, and one member of the Planning Board, all for three years; one member of the Board of Assessors for one year and one member of the Planning Board for one year; and to vote on the following questions:

Ballot Question No. 1

Shall the town of Sudbury be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bond issued in order to purchase a fire engine and associated equipment for the Fire Department; purchase a bucket truck and associated equipment for the Fire Department; remove and replace the concrete floor at Fire Station 3 including all expenses related thereto; and replace the boiler system at the Fairbank Community Center including all expenses related thereto?

YES NO

SUMMARY:

Under Article 11, Capital Items - Debt Exclusion, of the 2005 Annual Town Meeting, the Town will be asked to approve an expenditure/borrowing of \$650,000 (\$630,000 + \$20,000 bonding costs) to purchase and equip a fire engine and a bucket truck for the Fire Department, remove and replace the concrete floor at Fire Station 3 on Rt. 117, and replace the boiler system at the Fairbank Community Center. This ballot question seeks to exclude the principal and interest to pay for these projects from the Proposition 2½ levy limit. A more detailed report may be found under Article 11 on pages 12-13.

Estimated impact on the tax rate: \$.04 per \$1000 assessed value at its highest point of the bonding period (based upon a five-year bond at 5%.) Tax impact on a \$601,800 home is estimated at \$26.34 in the highest year, and would average \$24.24/year during the five-year bonding period.

A "yes" vote on this question will authorize the Town to make these purchases and renovations outside of the Town's levy limit and therefore allow these projects to go forward, subject to Town Meeting appropriation; a "no" vote will mean the projects cannot proceed at this time.

ARGUMENT FOR PASSAGE:

Approval of this ballot question will provide responsible, planned funding of essential public safety items. If not funded now, the Town may be subject to emergency replacements of the vehicles and boilers and service interruptions.

Industry standard for a fire engine life cycle is 15 years' front line service followed by 5 years' reserve. Replacements are overdue. Engine 5 (1972 International Pumper), in service 33 years, should be retired. Engine 3 (1989 Emergency One Pumper) should assume reserve status, and a new engine purchased for the front line to keep a reliable fleet.

Sudbury maintains a fire alarm system to protect Town buildings and businesses. The bucket truck used in this maintenance is becoming unreliable and very expensive to repair. Replacement will reduce maintenance costs, provide greater reliability, and present a safer platform for our personnel.

The apparatus bay floor at Fire Station 3 has become deteriorated in the 43 years since built. Floor drains no longer work, cracks run throughout, and water pools when apparatus is washed. This creates a hazardous work environment for personnel. Station 3's floor replacement follows the same logic used for replacing Station 2's floor in 1997.

The existing steam boilers at Fairbank are nearing 50 years old and the end of their serviceable life. An energy analysis performed by Keyspan Energy estimated that new energy-efficient boilers would save approximately \$25,000 annually. Additionally, the Town qualifies for a \$15,890 rebate. The boiler system replacement would pay for itself in less than six years.

ARGUMENT IN OPPOSITION:

Approval of this question will increase real estate taxes and personal property taxes. Instead, we could try to get a few more years' service out of these assets.

Ballot Question No. 2

Shall the town of Sudbury be allowed to assess an additional \$3,050,000 in real estate and personal property taxes for the purposes of funding \$1,147,940 in operating expenses for the Sudbury Public Schools, \$1,122,950 in operating expenses for the Lincoln-Sudbury Regional District High School, \$699,800 in operating expenses for other Town departments, and \$79,310 in capital expenditures for the fiscal year beginning July first, two thousand and five?

YES NO

SUMMARY:

Under Articles 5 and 10 of this Warrant for the 2005 Annual Town Meeting, two budgets are set forth: a Non-Override Budget (balanced within levy limit) and an Override Budget (exceeding the Proposition 2½ levy limit by \$3,050,000). An Override in the amount of \$3,050,000 is being requested to fund operating expenses of the Sudbury (K-8) and L-S Regional schools and other Town departments, and to purchase replacement vehicles for the Department of Public Works. Further reports appear on pages 11-12 under Article 10 and in Part II, Financial Section, of the Town Meeting Warrant.

Estimated impact on the tax rate: \$.82 per \$1000 assessed value. Tax impact on an average-priced \$601,800 home is \$494.48.

Subject to appropriation by the April 4, 2005 Annual Town Meeting, a "yes" vote on this question will approve an Override not to exceed \$3,050,000, thereby authorizing the Town to increase taxes for FY2006 by that amount to provide funding of \$1,147,940 for the Sudbury Public Schools, \$1,122,950 for the Lincoln-Sudbury Regional High School, \$699,800 for other Town departments, and \$79,310 for Department of Public Works

vehicle replacements, creating a permanent increase in the levy limit; and a "no" vote on this question means the levy limit will not be increased, thus not providing the additional funding for these budgets and vehicle replacement requests.

ARGUMENT FOR PASSAGE:

For the past several years, growth in Town revenues has not kept pace with the cost of maintaining services. The Selectmen, School Committees and Finance Committee believe the additional cuts described below under the non-override budget would result in an unacceptable further deterioration to the Town and Schools. Without the override:

- SPS will cut \$561,100 from a level-staff budget. While no decision has been made on the combination of staff and services that will be sacrificed to balance the budget, cutting as many as 15 teaching positions could be necessary. This would reduce the number of teaching sections from 150 in the current school year to 133 and raise the number of sections over class size guidelines from 15% to 73%.
- L-S will cut \$684,332 from the level-staff operating budget. This is the equivalent of fourteen teaching positions. Though final decisions haven't been made, the reduction would likely be accomplished by cutting approximately ten teachers (resulting in 10% fewer sections), and making significant cuts in administration, athletics, support staff, and supplies, all of which have been steadily reduced in recent years.
- The Town will cut \$490,741 from a level-staff budget, reducing services across all departments. Most dramatically affected will be Public Works, Police and Fire Departments and the Goodnow Library.

This override will prevent these reductions, allow the schools to bring some class sizes back from the level they have risen to; and allow the Town to catch up on vehicle replacement and building maintenance needs.

ARGUMENT IN OPPOSITION:

Although overrides were avoided in the past two years, four large overrides were approved during the period of 1998 through 2002, totaling \$6,352,011. Now we are being asked to add another \$3,050,000 to this permanent increase in the levy limit. These amounts are built into our tax levy while we continue spending to the Prop. 2½ limit. Hefty debt exclusions adding temporarily to the levy limit have been approved in recent years; we are just starting to feel the effect of the new High School construction. And a new debt exclusion is being requested at this year's town meeting. The increased taxes will put a strain on many families and may affect the ability of some to keep their homes in Sudbury.

Included as part of the Annual Town Election will be an election of two members for three years each to the Lincoln-Sudbury Regional District School Committee.

Polls will open at seven o'clock in the forenoon and will be closed at eight o'clock in the evening.

And you are required to notify and warn the inhabitants of said Town qualified to vote in Town affairs to meet at the Lincoln-Sudbury Regional High School Auditorium in said Town on Monday, April 4, 2005 at 7:30 o'clock in the evening, then and there to act on the following articles:

ARTICLE 1. HEAR REPORTS

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 2004 Town Report or as otherwise presented; or act on anything relative thereto.

Submitted by the Board of Selectmen.

(Majority vote required)

BOARD OF SELECTMEN REPORT: The Board of Selectmen unanimously supports this article.

ARTICLE 2. SPECIAL ACT: SENIOR CITIZEN RESIDENTIAL EXEMPTION

To see if the Town will vote to petition the General Court of the Commonwealth of Massachusetts to enact the special legislation specifically set forth below:

“Senior Citizen Residential Exemption – Home Rule Petition

Whereas, the Town of Sudbury at its 2003 Annual Town Meeting voted to provide a senior citizen real estate tax exemption up to 50% of the value of an average Sudbury residential property tax in order to reduce the property tax burden for Sudbury’s senior citizens aged 60 and above who applied to encourage them to remain in the community adding to its vitality and character after having determined that high real estate taxes often force and/or encourage senior citizens to sell their homes and move out of Sudbury.

Whereas, the Town of Sudbury after considering the results of a further year of study by the Selectmen and the Property Tax Equity Review Committee, decisively rejected at its 2004 Annual Town Meeting means testing for senior citizen real estate tax exemptions.

Whereas, in 2003 Cambridge joined Boston and Somerville in providing a 30% Residential Exemption to the principal residence of all homeowners in order to encourage home ownership regardless of age and regardless of income or property value (Chapter 90 of the Acts of 2003).

Whereas, Sudbury wants to provide a 30% Residential Exemption to all its senior citizen homeowners, believes that its petition is meritorious, has determined that the household income of Sudbury’s senior citizens is far less than the household income of Sudbury’s non-senior households, has determined Sudbury’s senior citizens consume few municipal services, and believes that all Sudbury’s senior citizen homeowners should receive at least as much property tax relief as Cambridge, Boston and Somerville provide to all their homeowners.

Therefore, the Sudbury 2005 Annual Town Meeting respectfully requests the legislature to defer to its understanding of the needs of Sudbury and of its senior citizens and promptly enact a 30% Senior Citizen Residential Exemption for Sudbury as follows:

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Notwithstanding the provisions of section 5C of chapter 59 of the General Laws or any other general or special law to the contrary, with respect to each parcel of real property owned by a person aged 60 or above classified as Class One, residential, in the town of Sudbury as certified by the commissioner of revenue to be assessing all local property at its full and fair cash valuation, there shall be an exemption equal to 30 per cent of the average assessed value of all Class One, residential, parcels within the town of Sudbury; provided, however, that such an exemption shall be applied only to the principal residence of the taxpayer as used by the taxpayer for income tax purposes. This exemption shall

be in addition to any exemptions allowable under section 5 and section 5C of chapter 59 of the General Laws; provided, however that in no instance shall the taxable valuation of such property, after all applicable exemptions, be reduced to below 10 per cent of its full fair cash valuation, except through the applicability of section 8A of chapter 58 and clause Eighteenth of said section 5 of said chapter 59. Where, under the provisions of said section 5, the exemption is based upon an amount of tax rather than on valuation, the reduction of taxable valuation for the purposes of the preceding sentence shall be computed by dividing the said amount of tax by the residential class tax rate of the town of Sudbury and multiplying the result by \$1,000. For the purposes of this paragraph, "parcel" shall mean a unit of real property as defined by the assessors in accordance with the deed for such property and shall include a condominium unit.

SECTION 2. A taxpayer to receive this exemption must apply for such residential exemption to the assessors in writing on a form approved by the board of assessors within three months after the start of the fiscal year. Once qualified to receive a senior citizen residential exemption, a taxpayer is not required to reapply in subsequent years. However, the board of assessors may annually require that a taxpayer verify that the property continues to be the principal residence of the taxpayer as used by the taxpayer for income tax purposes. A timely application filed hereunder shall, for the purposes of this chapter, be treated as a timely filed application pursuant to section 59 of chapter 59 of the General Laws."

And to act on this without amendment or change.

Submitted by Petition.

(Majority vote required)

PETITIONERS REPORT: The Petitioners will report at Town Meeting.

BOARD OF SELECTMEN POSITION: The Board of Selectmen does not support this article.

MASS. DEPT. OF REVENUE COMMENT ON CONSTITUTIONALITY: See letter on pages 53-55, at the end of this warrant.

FINANCE COMMITTEE REPORT: The Finance Committee does not recommend approval.

ARTICLE 3. REAL ESTATE EXEMPTION

(Consent Calendar)

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 of Chapter 59, Section 5, for fiscal year 2006; or act on anything relative thereto.

Submitted by the Board of Assessors.

(Majority vote required)

BOARD OF ASSESSORS REPORT: At a Special Town Meeting held in November of 1997, voters unanimously approved a local option which provides for an increase in exemptions for the elderly, blind, veterans and others up to 100% of the statutory amounts allowable under Chapter 59, Section 5, Clauses 17D, 17E, 22, 37A, 41C, and 41D of the General Laws. The Town of Sudbury has voted each year to adopt the local option since November 1997. Chapter 73, Section 4, of the Acts of 1986, requires annual acceptance by Town Meeting vote and is not cumulative.

A brief description of each of the affected exemptions is listed below:

CLAUSE 17D/E - Applicant must be over the age of 70, or a surviving spouse (of any age) with limited personal assets. The personal asset figure varies annually according to the C.O.L.A. index. The personal asset maximum for fiscal year 2005 was \$44,466. The FY05 benefit was \$230.78 (subject to annual C.O.L.A. index).

Acceptance may result in a potential impact of up to \$461.56 (or twice the current value of the exemption based upon the C.O.L.A.).

CLAUSE 22 - Applicant must be a veteran, (or a qualifying veteran's spouse, or surviving spouse), with a qualifying service-related disability of not less than 10%. The current benefit is a minimum of \$250. Acceptance may result in a potential impact ranging from \$500 to \$1,200 (dependent on disability rating).

CLAUSE 37A - Applicant must be legally blind, as certified by the Massachusetts Commission for the Blind. Current benefit is \$500. Acceptance may result in a potential impact of up to \$1,000.

CLAUSE 41C/D - Applicant must be over the age of 65 and must have very low income and minimal personal assets in order to qualify. Income and asset amounts vary and are dependent on annual C.O.L.A. index. The current benefit is \$1,000. Acceptance may result in a potential impact of up to \$2,000.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

ARTICLE 4. CURBSIDE PAYT TRASH PICK-UP

To see if the Town will vote to

- 1) Raise and appropriate, or appropriate from available funds, \$750,000, or any other sum to:
 - a) Contract with one waste hauler to collect trash from each Sudbury home where such items are placed at the curb for pick-up and where said trash is in a specially marked and paid for container such as pay-as-you-throw (PAYT) bags.
 - b) Contract with one waste hauler to collect recyclables from each Sudbury Household where such items are placed at the curb for pick-up. All recyclables shall be collected under this program and brought to a facility where they may be sorted and recycled as long as market for them shall exist. Items to be considered "recyclables" include but are not limited to: newspaper, paper, cardboard, plastics numbered 1-7, glass and metal.
 - c) Provide administrative funds to keep the Town transfer station open for the collection of trash under a PAYT program and for the collection of recyclables.
- 2) Contract with a company to dispose of the trash collected by the municipal trash program. Monies collected and deposited in the Solid Waste Disposal Enterprise Fund by the sale of specially marked PAYT bags (or stickers or tags) shall pay for such disposal.
- 3) Contract with a company to dispose of the recyclables collected by the municipal trash program. Any monies earned by the sale of recyclables or required for the disposal of recyclables shall be deposited or withdrawn respectively from the Solid Waste Disposal Enterprise Fund.

Or act on anything relative thereto.

Submitted by Petition.

(Majority vote required)

PETITIONER'S REPORT: This article is sponsored by the Sudbury Earth Decade Committee, a private environmental organization. If passed, this proposal will save most Sudbury households money, improve public safety, and benefit the environment.

At present, each household either contracts with a trash hauling company for curbside pickup, or brings its trash and recycling to the Transfer Station on Route 20. The average yearly cost for private hauling is \$450, and there

is no financial incentive for recycling. The yearly cost for PAYT at the Transfer Station is \$100 plus \$1.50 for each 32-gallon yellow “Pay As You Throw” trash bag used. Recycling is free at the Transfer Station. PAYT encourages you to reduce your costs by recycling more.

As proposed, under curbside Pay As You Throw a household would pay for what it uses. An amount approximate to \$125 per household (tax deductible) would be added to every tax bill to provide the Town with funds to hire one hauler for all curbside customers and to administer the Transfer Station. No one would need to buy a Transfer Station sticker or pay a hauling company for curbside service. As is the case now, homeowners would pay the hauler a separate fee for the pick up of “bulky” items like refrigerators or special service like “garage/backdoor” pick up. All households would buy PAYT trash bags at local supermarkets for their non-recyclable trash. Households that have less trash and/or recycle thoroughly will need fewer bags and save more money than households that do not.

YEARLY COST COMPARISON

	Proposed Curbside/ TransSta PAYT (tax levy)	Current TransSta PAYT (sticker)	Current Private Hauler (subscription)
Administration Fee	\$125	\$100	\$450
Tax Savings (20% bracket)	\$25 (minus)	- 0 -	- 0 -
Two bags/week (\$1.50/bag)	<u>\$156</u>	<u>\$156</u>	<u>- 0 -</u>
TOTAL	\$256	\$256	\$450
TOTAL w/3 bags per week (\$1.50 x 52 weeks = \$78 more)	\$334	\$334	\$450
TOTAL w/4 bags per week	\$412	\$412	\$450

This proposal would also improve public safety. Reducing the number of trash trucks on our streets would reduce noise and air pollution, congestion, and danger to pedestrians.

Environmental benefits come from improved recycling rates. Every town that has established a PAYT program has seen at least a 20 percent increase in recycling (and a corresponding drop in “trash”). This means that Sudbury’s current curbside collection of approximately 60 tons of trash a week would drop to 48 tons. Twelve tons per week would not be burnt or landfilled, but instead usefully and profitably recycled. This benefits every citizen of Massachusetts and Sudbury.

There is no risk to the Town. Sudbury would not be buying any trucks or hiring new trash personnel. The Transfer Station would remain open and all citizens could put their trash and recyclables at the curb or bring them to the Transfer Station. The Sudbury Earth Decade Committee believes municipal curbside PAYT will benefit Sudbury by offering a municipal service to its citizens that is fiscally responsible and environmentally sustainable.

BOARD OF SELECTMEN POSITION: The Board of Selectmen does not support this article.

FINANCE COMMITTEE REPORT: The Finance Committee does not recommend approval.

ARTICLE 5. FY06 BUDGET

To see if the Town will vote to raise and appropriate, or appropriate from available funds, the following sums, or any other sum or sums, for any or all Town expenses and purposes, including debt and interest, and to provide for a Reserve Fund, all for the Fiscal Year July 1, 2005 through June 30, 2006, inclusive, in accordance with the following schedule, which is incorporated herein by reference; and to determine whether or not the appropriation for any of the items shall be raised by borrowing; or act on anything relative thereto.

Submitted by the Finance Committee.

(Majority vote required)

	Appropriated FY04	Appropriated FY05	School Committees/ Town Mgr Request FY06	FinCom FY06 Non-Override	FinCom FY06 Override
Sudbury Public Schools: Gross	\$23,069,516	\$24,104,549	\$26,203,747	\$24,661,611	\$25,809,552
Sudbury Public Schools: Offsets	1,041,597	1,420,896	1,751,121	1,751,121	1,751,121
Sudbury Public Schools: Net	22,027,919	22,683,653	24,452,626	22,910,490	24,058,431
SPS Employee Benefits*	4,119,180	4,626,464	5,107,457	5,107,457	5,107,457
Sudbury Public Schools: Total	26,147,099	27,310,117	29,560,083	28,017,947	29,165,888
LSRHS (Operating Assessment)	12,352,149	12,804,319	14,856,535	13,469,062	14,592,013
LSRHS (Debt Assessment)	1,089,609	1,597,371	2,424,726	2,424,726	2,424,726
Minuteman Regional Voch. Tech. (Assessment)	373,813	293,321	304,640	304,640	304,640
Total: Schools	\$39,962,670	\$42,005,128	\$47,145,984	\$44,216,375	\$46,487,267
100: General Government	1,921,974	1,965,410	2,011,226	1,989,898	2,011,226
200: Public Safety	5,145,242	5,289,182	5,733,642	5,392,251	5,733,642
400: Public Works	2,546,781	2,591,406	2,883,083	2,616,406	2,883,083
500: Human Services	483,672	518,523	537,382	522,737	537,382
600: Culture & Recreation	874,395	931,316	994,242	928,542	994,242
900: Town Employee Benefits	2,688,597	2,879,021	3,124,307	3,124,307	3,124,307
900: Townwide Operating & Transfer Accts.	461,396	355,825	313,345	318,345	313,345
Total: Town Services	\$14,122,057	\$14,530,683	\$15,597,227	\$14,892,486	\$15,597,227
Debt Service	\$7,906,725	\$6,014,574	\$5,589,344	\$5,589,344	\$5,589,344
TOTAL: OPERATING BUDGET (not including Enterprise Funds)	\$61,991,452	\$62,550,385	\$68,332,555	\$64,698,205	\$67,673,838

*to be transferred to 900: Town Employee Benefits

SEE DETAILED LINE ITEM BUDGET IN THE FINANCE SECTION, PART II, OF THIS WARRANT.
Finance Committee reports on each budget section are included therein.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports the Override Budget request.

ARTICLE 6. FY05 BUDGET ADJUSTMENTS

To see if the Town will vote to amend the votes taken under Article 4, FY05 Operating Budget, of the 2004 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)

BOARD OF SELECTMEN REPORT: This article will allow flexibility to review all accounts within the FY05 Operating Budget to make adjustments at the Annual Town Meeting if necessary. The Board will report at Town Meeting.

FINANCE COMMITTEE REPORT: The Finance Committee will report at Town Meeting.

ARTICLE 7. 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 REPORT: Invoices that are submitted for payment after the accounts are closed at the end of a fiscal year or payables for which there are insufficient funds (and were not submitted for a Reserve Fund Transfer) can only be paid by a vote of the Town Meeting, a Special Act of the Legislature, or a court judgment.

BOARD OF SELECTMEN POSITION: The Board of Selectmen will report at Town Meeting.

FINANCE COMMITTEE REPORT: The Finance Committee will report at Town Meeting.

ARTICLE 8. FY06 SOLID WASTE DISPOSAL ENTERPRISE FUND BUDGET

To see if the Town will vote to raise and appropriate, or appropriate from available funds, the following sums set forth in the FY06 budget of the Solid Waste Disposal Enterprise, to be included in the tax levy and offset by the funds of the enterprise; or act on anything relative thereto.

Submitted by the Finance Committee.

(Majority vote required)

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	FinCom Recommended FY06
Solid Waste Disposal Enterprise Fund				
Direct Costs (appropriated)	\$214,459.00	\$220,453.00	\$399,843.00	\$399,843.00
Indirect Costs (appropriated in general fund)			\$18,793.00	\$18,793.00
TOTAL: SOLID WASTE ENTERPRISE	\$214,459.00	\$239,246.00	\$418,636.00	\$418,636.00
Solid Waste Receipts	\$236,250.00	\$229,602.00	\$278,636.00	\$278,636.00
Retained Earnings Used	\$0.00	\$9,644.00	\$140,000.00	\$140,000.00

FINANCE COMMITTEE REPORT: See report in Financial Section, Page FC-46.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously recommends the Solid Waste Disposal Enterprise Fund FY06 Budget as presented by the Finance Committee.

ARTICLE 9. FY06 POOL ENTERPRISE FUND BUDGET

To see if the Town will vote to raise and appropriate, or appropriate from available funds, the following sums set forth in the FY06 budget of the Pool Enterprise, to be included in the tax levy and offset by the funds of the enterprise; or act on anything relative thereto.

Submitted by the Finance Committee.

(Majority vote required)

	Appropriated FY04	Appropriated FY05	Town Manager Request FY06	Fin Com Recommended FY06
Atkinson Pool Enterprise Fund				
Direct Costs (appropriated)	\$395,375.00	\$405,078.00	\$426,212.00	\$426,212.00
Indirect Costs (appropriated in general fund)			\$58,434.00	\$58,434.00
TOTAL: ATKINSON POOL ENTERPRISE	\$395,375.00	\$452,264.00	\$484,646.00	\$484,646.00
Pool Receipts	\$441,356.00	\$400,000.00	\$426,212.00	\$426,212.00
Tax Levy	\$0.00	\$47,186.00	\$58,434.00	\$58,434.00
Retained Earnings Used	\$0.00	\$5,078.00	\$0.00	\$0.00

FINANCE COMMITTEE REPORT: See report in Financial Section, Page FC-47.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously recommends the Pool Enterprise Fund FY06 Budget as presented by the Finance Committee.

ARTICLE 10. FY06 CAPITAL BUDGET

To see what sum the Town will vote to raise and appropriate, or appropriate from available funds, for the purchase or acquisition of capital items including, but not limited to, capital equipment, construction, and land acquisition; and to determine whether this sum shall be raised by borrowing, lease purchase or otherwise; or act on anything relative thereto.

Submitted by the Capital Improvement Planning Committee. (Two-thirds vote required, if borrowed)

CAPITAL ITEMS – NON-OVERRIDE BUDGET	ESTIMATED COST
1. Information Systems – Upgrade Town Telephone Systems	\$45,000
2. Atkinson Pool – Dive Well and Filter Room Heaters, Chemical Monitoring System, Pool Vacuum System	\$21,450
3. Building Inspector – Various Town Building Improvements	\$20,000
4. Department of Public Works – Fleet Replacement Schedule	\$84,240
5. Complete Exhaust System Installation at Fire Stations (To be funded by transfer from available funds)	\$23,000
	TOTAL: \$193,690

CAPITAL ITEMS – OVERRIDE BUDGET	ESTIMATED COST
Items 1-5 above	\$193,690
6. Department of Public Works – Additional Fleet Replacement	\$79,310
	TOTAL: \$273,000

CAPITAL IMPROVEMENT PLANNING COMMITTEE (CIPC) REPORT: The CIPC recommends approval of this article.

The project to upgrade Town telephone systems will combine \$45,000 in capital funds (requested here) with \$15,000 from the Sudbury Public Schools to allow improved and updated phone systems to be installed at the Fairbank Building, the Flynn Building, and the Fire Department. The telephone systems in the Fairbank Building and the Fire Department are outdated. These identical systems are vulnerable to failure due to power outages. Failures to the Fairbank system have already occurred, in one instance resulting in two days of down time during which parents and camp staff could not communicate with each other or Fire and Police. Sudbury Public Schools and the Senior Center were also without telephones for that period of time. If approved, this project involves moving the Flynn Building system to the Fire Department, and purchasing and installing new phone systems at the Flynn and Fairbank buildings. Our ability to communicate quickly is imperative during everyday operations, as well as during emergencies. CIPC rated this of highest priority so as to eliminate the potential for interruption in service in the future, particularly in the Fire Department.

The heaters in the dive well and the filter room and the vacuum system at Atkinson Pool are old and in need of frequent and costly repair. The chemical monitoring system will ensure safe levels in the water and reduce the cost of chemicals. These items are necessary for safety and/or reducing costs of running one of the Town's major assets.

The Building Department is challenged every year to keep up with large projects and repairs, such as HVAC repairs, landscaping, roof repairs, painting, etc. that must be addressed in order to maintain our many town buildings. The Committee feels it is imperative to fund these projects and repairs on an annual basis to prevent the further deterioration of these assets.

The Department of Public Works needs to replace many vehicles in their aging fleet including, but not limited to, a 10-Wheel Dump Truck, a Sander, four Pickup Trucks and a Sidewalk Plow. The non-override budget only funds a portion of these needed replacements, as does the override budget. However, the Committee feels that the override budget will begin to address this now urgent need. The continued deferring of scheduled replacement of vehicles and equipment will impede the Department's ability to keep the roadways and walkways safe and hinder the maintenance of our cemeteries and playing fields.

\$23,000 is needed to complete the installation of systems to capture vehicle exhaust in our Fire Stations so as to prevent the accumulation of exhaust in the living and working areas frequented by fire personnel. This will complete a project that has extended over several years. The source of funding for this particular project has been identified in completed articles from prior years in which there are available funds, rather than through taxation. A town meeting vote is necessary to transfer these funds to this project.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval, including those items subject to Override Ballot Question approval.

ARTICLE 11. CAPITAL ITEMS - Debt Exclusion

To see what sum the Town will vote to raise and appropriate, or appropriate from available funds, to purchase some or all of the following capital items:

	Estimated Cost
Fire Department - Engine 5 Replacement & Assoc. Equipment	\$360,000
Fire Department - Station 3 Floor Replacement & Related Expenses	90,000
Fire Department - Bucket Truck & Associated Equipment	50,000
Building Department - Fairbank Boiler System Replacement & Related Exp.	130,000
Debt Issuance Costs	20,000

Total: \$650,000

and to determine whether this sum shall be raised by borrowing, lease purchase or otherwise; or act on anything relative thereto.

Submitted by the Capital Improvement Planning Committee. (Two-thirds vote required, if borrowed)

CAPITAL IMPROVEMENT PLANNING COMMITTEE REPORT: Under Article 11, the Capital Improvement Planning Committee is recommending funding for a total of \$650,000 to be paid over a period of five years, during which the annual debt service is estimated at \$150,000. This debt service will be excluded from the Proposition 2 ½ tax levy limit if the ballot question passes. The first three items listed are essential for the safety of Sudbury's citizens and/or its employees. The 4th item is also a safety issue and necessary for the continued operation of one of the Town's busiest locations, the Fairbank Community Center.

Fire Engine 5 Replacement

This is a scheduled replacement based on a conservative estimate of the useful life of 15 years of active service followed by five years of reserve duty for fire equipment. Originally scheduled to be replaced four years ago, this 1972 International Pumper has outlived its usefulness. Delaying this purchase further sets back the entire replacement schedule, which could result in more costly repairs of front line equipment that should be moved into reserve duty. Front line equipment must be reliable and well equipped in order to respond to emergencies.

Station 3 Floor Replacement

The concrete floor in Station 3, now over 40 years old, has buckled and deteriorated due to age and heavy loads, as well as corrosive chemicals from treated roads draining and washed from vehicles in winter. Drains and radiant heat installed in the floors have long since failed allowing water to puddle and to freeze in winter creating slippery and unsafe conditions for firefighters. Replacing the floor will remove the unsafe condition for firefighters, result in proper maintenance of equipment by allowing inside washing during the winter months and extend the life of Station 3. Station 2 incurred similar problems with its concrete floor, and it was replaced in 1997.

Fire Bucket Truck Replacement

Last year Town Meeting voted funds in the amount of \$25,000 for a used bucket truck. After an extensive but unsuccessful search to locate a used vehicle for that price, the Fire Department came back this year with a request to add \$50,000 to last year's appropriation in order to purchase a new bucket truck for a total cost of \$75,000. This vehicle is used to maintain the alarm system throughout the Town as well as assisting other departments in maintenance of parking lot lights, etc. The purchase of a new vehicle will put an end to costly repairs of the current bucket truck and improve the safety of the fire alarm supervisor and other Town employees using the vehicle. The estimated useful life of this vehicle is 20 years.

Fairbank Boiler System Replacement

According to a report by SAR Engineering, Inc., serious safety issues exist due to the age of the boilers at the Fairbank Community Center. Housed in one room and built in 1957, the boilers for the Senior Center, the Sudbury Public Schools Central Offices, the Atkinson Pool, the Teen Center and the Park and Recreation Department now show signs of corrosion, and repairs to the system cost the Town over \$11,000 last year. The complete failure of the system is a possibility and would result in closing the building. The Building Department has determined that replacing the system will result in the savings of many thousands of dollars in fuel consumption and repairs annually. This Center is used by citizens of all ages with a wide variety of interests. Providing space for programs sponsored by its various occupants, it is also used extensively as a public meeting place for many Town boards and committees. The Community Center enables the Town to deliver quality services to the Town that are essential to some of our citizens. Closing the facility for any extended period of time would be a hardship for many.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval of these capital items should the Debt Exclusion pass.

ARTICLE 12. STABILIZATION FUND

To see what sum the Town will vote to raise and appropriate, or appropriate from available funds, to be added to the Stabilization Fund established under Article 12 of the October 7, 1982 Special Town Meeting, pursuant to Massachusetts General Laws Chapter 40, Section 5B; or act on anything relative thereto.

Submitted by the Board of Selectmen.

(Two-thirds vote required)

BOARD OF SELECTMEN REPORT: This article will allow setting aside any available funds in the Stabilization Fund for future use. A report and recommendation will be made at Town Meeting.

FINANCE COMMITTEE REPORT: The Finance Committee will report at Town Meeting.

ARTICLE 13. WILDLIFE HABITAT STUDY OF HOP BROOK WATERSHED PONDS

To see if the Town will vote to raise and appropriate, or appropriate from available funds, or raise by any other means, the sum of \$7,500, or any other sum, to engage a qualified consultant to conduct a wildlife habitat study of the Hop Brook watershed ponds, or act on anything relative thereto.

Submitted by Petition.

(Majority vote required, two-thirds only if borrowed)

PETITIONERS REPORT: As a result of the excessive phosphorus that has come into the Hop Brook water system from the Marlborough Wastewater Treatment Plant over a period of many years, the ponds downstream in Sudbury (Grist Mill, Carding Mill, and Stearns) have become overgrown by non-native, invasive aquatic plants, which are harmful to the eco-system, unsightly and malodorous. To properly assess near-term and long-term remediation proposals for bringing the ponds back to their natural conditions, a wildlife habitat study is first required.

BOARD OF SELECTMEN POSITION: The Board of Selectmen will report at Town Meeting.

FINANCE COMMITTEE REPORT: The Finance Committee does not recommend approval.

ARTICLE 14. STUDY OF NEAR-TERM REMEDIATION OF CARDING MILL POND

To see if the Town will vote to raise and appropriate, or appropriate from available funds, or raise by any other means, the sum of \$4,000, or any other sum, for engaging a qualified consultant to evaluate what near-term remediation program could be a safe and effective option for controlling non-native, invasive plants which are damaging the eco-system of Carding Mill Pond; or act on anything relative thereto.

Submitted by Petition.

(Majority vote required, two-thirds only if borrowed)

PETITIONERS REPORT: Carding Mill Pond, and other ponds and streams in the Hop Brook watershed, have become severely infested by non-native, invasive plants that are harmful to the natural wildlife and plants. Carding Mill Pond is by far in the worst condition of the three Sudbury ponds in the Hop Brook watershed, and each year its condition continues to deteriorate. Remediation programs have been successfully applied to similar ponds across the country to control non-native invasive plants. However, in order for the Sudbury Conservation Commission to properly assess what near-term remediation program would be appropriate for Carding Mill Pond, a technical study and specific proposal would need to be developed, that would detail the remediation program, and explain exactly how the proposed program could be safely administered without threatening the health of residents or the environment. This process would require the development and presentation of a Notice of Intent ("N.O.I.") to the Conservation Commission.

BOARD OF SELECTMEN POSITION: The Board of Selectmen will report at Town Meeting.

FINANCE COMMITTEE REPORT: The Finance Committee does not recommend approval.

ARTICLE 15. CARDING MILL POND HARVESTING OF INVASIVE PLANTS

To see if the Town will vote to raise and appropriate, or appropriate from available funds, or raise by any other means, the sum of \$7,500, or any other sum, to conduct a harvesting program to remove water chestnut plants from Carding Mill Pond; or act on anything relative thereto.

Submitted by Petition.

(Majority vote required, two-thirds only if borrowed)

PETITIONERS REPORT: Carding Mill Pond has become severely overgrown by water chestnut plants that are non-native and invasive to the pond. The plants grow annually during the summer from seedpods dropped by plants from the previous year. To reduce the population of these non-native and invasive plants, the water chestnuts can be mechanically removed, using a floating harvester machine provided by the U. S. Fish & Wildlife Department.

BOARD OF SELECTMEN POSITION: The Board of Selectmen will report at Town Meeting.

FINANCE COMMITTEE REPORT: The Finance Committee does not recommend approval.

ARTICLE 16. SPECIAL ACT: POST EMPLOYMENT HEALTH INSURANCE LIABILITY FUND

To see if the Town will vote to petition the Great and General Court of the Commonwealth of Massachusetts for legislation to authorize the Town to create a Post Employment Health Insurance Liability Fund for the purpose of funding future financial obligations of the Town for health insurance benefits of retirees, such legislation to take effect without further submissions to a town meeting; or act on anything relative thereto.

Submitted by the Board of Selectmen.

(Majority vote required)

BOARD OF SELECTMEN REPORT: This article takes the first of many steps that will need to be taken to prepare Sudbury for the implementation of a new accounting requirement, known as GASB 45. The Governmental Accounting Standards Board (GASB) is a national association that promulgates accounting standards that it hopes government will follow. GASB 45 (also known as "Accounting and Financial Reporting by Employers for Post Employment Benefits Other than Pensions") is a new standard that will require non-pension (Other Post Employee Benefits or "OPEB") benefits for retirees, such as retiree health care, to be shown as an accrued liability on financial statements, similar to pension benefits. Towns that offer health care benefits to retired town and school employees should begin taking action to comply with this new accounting standard.

GASB standards generally do not have the force of law, but failure to adhere to them results in poor audits and can affect credit ratings. Specifically, GASB 45 will require us to estimate the future value of such benefits for our retirees and then calculate an actuarially derived yearly liability to be shown on our financial statements, rather than using pay-as-you-go for retiree benefits, as Sudbury presently does. We will be required to identify and disclose the OPEB liability and funding status on our financial statements. Once we have actuarially determined our liability and established this fund, the Town can begin to develop strategies for funding the calculated annual liability.

The effective date for GASB 45 for towns of Sudbury's size (annual revenues between \$10 million and \$100 million) is December 15, 2007, but our planning to address this liability should be started now, with the establishment of this fund. Other steps include contracting for an actuarial study to identify our unfunded liability, development of a plan to fund the amounts that are identified, and inclusion of such amounts in annual budgets.

The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee will report at Town Meeting.

ARTICLE 17. LEASE AUTHORIZATION - CARDING MILL PROPERTY

To see if the Town will vote to authorize and direct the Board of Selectmen and the Town Manager to negotiate a long-term lease not to exceed twenty years to allow the use of the Carding Mill property by abutters, and to authorize and direct the Selectmen and Town Manager to determine the conditions and terms thereof, or act on anything relative thereto.

Submitted by the Board of Selectmen.

(Majority vote required)

BOARD OF SELECTMEN REPORT: The Carding Mill house, located at 102 Dutton Road, was deeded to the Town in 1989 together with open space land by Northland of Massachusetts, Inc., developer of the nearby Carding Mill Cluster Development. Under the terms of the deed, the building is to be maintained and can be leased for residential or other compatible purposes. The building has been made habitable and has been leased since its purchase.

The purpose of this article is to enable the Town to negotiate a long-term lease which would provide for the upkeep and renovation of the premises by allowing an exclusive lease for an extended period to justify the anticipated investment by the lessee.

The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

ARTICLE 18. RESCIND/AMEND BORROWINGS

(Consent Calendar)

To see if the Town will vote:

- 1) To rescind authorization voted at a prior town meeting to borrow \$55,000, approved under Article 30, Purchase Street Lights, of the 2003 Annual Town Meeting; and
- 2) To amend the approval under Article 11, Purchase Second Meachen-Meggs Parcel, of the 1999 Annual Town Meeting, by reducing the amount appropriated thereunder by the sum of \$8,000;

or act on anything relative thereto.

Submitted by the Town Treasurer and Town Manager.

(Majority vote required)

TOWN TREASURER AND TOWN MANAGER REPORT: The borrowings included in this article were not required to be made, and in order to erase these liabilities from the books, a Town Meeting vote to rescind or reduce the borrowing authorizations is needed. The money to fund purchase of street lights from NSTAR was not needed to be borrowed, because the Public Works Street Lighting budget was able to accommodate the purchase in 2004 at a reduced price of \$15,407.31. Of the borrowing authorization for the purchase of the second Meachen-Meggs parcel, \$8,000 was not borrowed or needed to complete the project.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE POSITION: The Finance Committee recommends approval.

ARTICLE 19. AMEND BYLAWS, ART. XVII.1 -
SEALING WEIGHTS AND MEASURES FEES

(Consent Calendar)

To see if the Town will vote to delete Section 1, Sealing Weights and Measures, of Article XVII, Fees, of the Town of Sudbury Bylaws in its entirety, and substitute therefor the following:

"SECTION 1. SEALING WEIGHTS AND MEASURES. Fees to be paid for the sealing of weighing or measuring devices shall be as follows:

Device	Fee
Scales & Balances	
Over 10,000 lbs.	\$100.00
5,000-10,000 lbs.	\$60.00
1,000-5,000 lbs.	\$40.00
100-1000 lbs.	\$30.00
10-100 lbs.	\$20.00
Under 10 lbs.	\$15.00
Weights (all types)	\$2.00
Measuring Devices	
Gasoline Pumps/Meters	\$20.00
Vehicle Tank	\$50.00
Bulk Storage	\$75.00
Taxi Meters	\$25.00
Fabric Measures	\$20.00
Cordage Measures	\$20.00
Linear Measures (yard sticks, etc.)	\$10.00
Automated Retail Checkout Systems	
Less than 4 units	\$75.00
4 units and not more than 11 units	\$150.00
More than 11 units	\$250.00
Other Devices	
Bottle/Can Redeemers	\$15.00"

Or act on anything relative thereto.

Submitted by the Inspector of Buildings.

(Majority vote required)

INSPECTOR OF BUILDINGS REPORT: The last known increase in fees for the services of the Sealer of Weights & Measures was in 1982. The proposed fee schedule will more accurately reflect, although not fully cover, the cost of labor and materials necessary to meet the requirements imposed by the Division of Standards.

The proposed fee structure shows substantial increases for some services, and in some cases, newly invented devices appear on the fee listing for the first time. The proposed fee structure is similar to those of other towns.

Current sealing fees are as follows:

Balances & Scales:	Over 10,000 lbs.	\$50.00
	5,000 to 10,000 lbs.	\$30.00
	1,000 to 5,000 lbs.	\$20.00
	100 to 1,000 lbs.	\$10.00
	More than 10 lbs., less than 100 lbs.	\$ 6.00
	10 lbs. or less	\$ 4.00
Weights:	Avoirdupois (Each)	\$.50
	Metric "	\$.50
	Apothecary "	\$.50
	Troy "	\$.50
Capacity Measures:	Vehicle Tanks:	
	Each Indicator	\$ 4.00
	Each 100 gal. or fraction	\$ 2.00
	Liquid:	
	1 gallon or less	\$.50
	More than 1 gallon	\$ 1.00

Liquid Measuring Meters:	
Inlet ½" or less	
Oil, Grease	\$ 4.00
Inlet more than ½" to 1"	
Gasoline	\$ 7.00
Inlet more than 1'	
Vehicle Tank Pump	\$15.00
Vehicle Tank Gravity	\$20.00
Bulk Storage	\$40.00
Co. Supplies Prover	\$20.00
Pumps:	
Each stop on Pump	\$ 1.00
Other Devices:	
Taxi Meters	\$ 8.00
Odometer-Hubodometer	\$ 8.00
Leather Meas. (semi-annually)	\$ 4.00
Fabric Measuring	\$ 4.00
Wire-Rope-Cordage	\$ 4.00
Linear Measures:	
Yard Sticks	\$.20
Tapes	\$.20
Miscellaneous:	
Milk Jars (per gross)	\$ 4.00
Dry Measures	\$.20

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

TOWN COUNSEL OPINION: See opinion at the end of the warrant.

ARTICLE 20. 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)

DIRECTOR OF PUBLIC WORKS REPORT: Each year the Legislature allocates funds to cities and towns for the improvement of their infrastructure, to be expended under the Chapter 90 guidelines. The current plans are to continue the implementation of our pavement management program.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

ARTICLE 21. COUNCIL ON AGING REVOLVING FUND

(Consent Calendar)

To see if the Town will vote to authorize for Fiscal Year 2006 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 53E 1/2; or act on anything relative thereto.

Submitted by the Council on Aging.

(Majority vote required)

COUNCIL ON AGING REPORT: Classes and programs at the Fairbank Senior Center are self-funding. The Council on Aging requests Town Meeting approval for FY06 to continue using a revolving account to receive fees and pay expenses related to classes and programs.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

ARTICLE 22. GOODNOW LIBRARY REVOLVING FUND (Consent Calendar)

To see if the Town will vote to authorize for Fiscal Year 2006 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 fees received 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 53E 1/2; or act on anything relative thereto.

Submitted by the Trustees of the Goodnow Library. (Majority vote required)

GOODNOW LIBRARY TRUSTEES REPORT: This fund was first approved by Town Meeting for FY92 and, as required by state law, approved at each subsequent Town Meeting. The Revolving Fund provides additional funds for the Library's Building Maintenance budget for the Library's meeting rooms.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

ARTICLE 23. BUS REVOLVING FUND (Consent Calendar)

To see if the Town will vote to authorize for Fiscal Year 2006 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 53E 1/2, and expended under the direction of the Sudbury School Committee; or act on anything relative thereto.

Submitted by the Sudbury School Committee. (Majority vote required)

SUDBURY SCHOOL COMMITTEE REPORT: Since September of 1991, the School Department has been receiving payments from the students to offset the cost of school bus transportation. The amount offset has been shown each year in the warrant as part of the School Department's budget. In order to continue to use the offset funds, Town Counsel advises that a revolving fund must be authorized each year at the Annual Town Meeting. Passage of this article achieves that purpose.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

ARTICLE 24. EARLY CHILDHOOD REVOLVING FUND (Consent Calendar)

To see if the Town will vote to authorize for Fiscal Year 2006 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 53E ½, and expended under the direction of the Sudbury School Committee; or act on anything relative thereto.

Submitted by the Sudbury School Committee. (Majority vote required)

SUDBURY SCHOOL COMMITTEE REPORT: Over the past several years, the School Department has been receiving payments from the students to offset the cost of early childhood instruction. The amount offset has been shown each year in the warrant as part of the School Department's budget. In order to continue to use the offset funds, Town Counsel advises that a revolving fund must be authorized each year at the Annual Town Meeting. Passage of this article achieves that purpose.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

ARTICLE 25. INSTRUMENTAL MUSIC REVOLVING FUND (Consent Calendar)

To see if the Town will vote to authorize for Fiscal Year 2006 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 53E ½, and expended under the direction of the Sudbury School Committee; or act on anything relative thereto.

Submitted by the Sudbury School Committee. (Majority vote required)

SUDBURY SCHOOL COMMITTEE REPORT: This revolving account was established in FY03 to supplement the Schools Instrumental Music Program. Fees collected for lessons will fund the music program. Town Counsel advises that a revolving fund must be authorized each year at the Annual Town Meeting. Passage of this article achieves that purpose.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

ARTICLE 26. YOUTH COMMISSION REVOLVING FUND (Consent Calendar)

To see if the Town will vote to authorize for Fiscal Year 2006 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, in accordance with Massachusetts General Laws, Chapter 44, Section 53E 1/2; or act on anything relative thereto.

Submitted by the Youth Commission. (Majority vote required)

REPORT: Programs and activities are self-funding. The Youth Commission requests Town Meeting approval for FY06 to use a revolving account to receive fees and pay expenses related to youth programs and activities.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

ARTICLE 27. RECREATION PROGRAMS REVOLVING FUND (Consent Calendar)

To see if the Town will vote to authorize for Fiscal Year 2006 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, in accordance with Massachusetts General Laws, Chapter 44, Section 53E 1/2; or act on anything relative thereto.

Submitted by the Park and Recreation Commission. (Majority vote required)

PARK AND RECREATION COMMISSION REPORT: The Park and Recreation Department offers over 200 programs and activities throughout the year and all are self-funding. The Park and Recreation Commission requests Town Meeting approval for FY06 to use a revolving account to receive fees and pay expenses related to programs and activities by the Park and Recreation Director.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

ARTICLE 28. TEEN CENTER REVOLVING FUND (Consent Calendar)

To see if the Town will vote to authorize for Fiscal Year 2006 the use of a revolving fund by the Park and Recreation Commission for Teen Center programs and activities, to be funded by fees collected; said fund to be maintained as a separate account, in accordance with Massachusetts General Laws, Chapter 44, Section 53E½; or act on anything relative thereto.

Submitted by the Park and Recreation Commission. (Majority vote required)

PARK AND RECREATION COMMISSION REPORT: The Teen Center offers 18 events for middle school youth and two events for high school youth during the school year. All events are self-funded from fees collected. The Park and Recreation Commission requests Town Meeting approval for FY06 to use a revolving account to accept fees and pay expenses related to teen center events administered by the Teen Center Director.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

ARTICLE 29. CABLE TELEVISION REVOLVING FUND (Consent Calendar)

To see if the Town will vote to authorize for Fiscal Year 2006 a revolving fund for use 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 53E½; or act on anything relative thereto.

Submitted by the Cable Television Committee. (Majority vote required)

CABLE TELEVISION COMMITTEE REPORT: The Cable Television Renewal License provides that the Town receive a fee of 50 cents per subscriber annually (approximately \$1,900-2,000/year), as well as several thousand dollars in other funds specifically to be used for cable-related purposes. The intent of this article is to continue the revolving fund to direct these funds for their proper purpose, offsetting some of the Town's costs in providing local access programming and I-Net services.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

ARTICLE 30. CONSERVATION REVOLVING FUND *(Consent Calendar)*

To see if the Town will vote to authorize for Fiscal Year 2006, the use of a revolving fund by the Conservation Commission for the administration of the Sudbury Wetlands Administration Bylaw, to be funded by application fees collected; said funds to be maintained in a separate account, in accordance with Massachusetts General Laws, Chapter 44, Section 53E 1/2; or act on anything relative thereto.

Submitted by the Conservation Commission. *(Majority vote required)*

CONSERVATION COMMISSION REPORT: A revolving fund has been established for the purpose of receiving application fees and paying expenses related to administration of the Sudbury Wetlands Administration Bylaw. This fund makes the Wetlands Bylaw self-supporting. State law requires this fund to be authorized at Town Meeting each year.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

ARTICLE 31. DOG REVOLVING FUND *(Consent Calendar)*

To see if the Town will vote to authorize for Fiscal Year 2006 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 53E 1/2, and expended with the approval of the Town Clerk; or act on anything relative thereto.

Submitted by the Town Clerk. *(Majority vote required)*

TOWN CLERK REPORT: State law requires that a revolving fund must be authorized each year at an Annual Town Meeting. Receipts from dog fees and fines are allocated to this fund and deposited in a special account by the Treasurer-Collector. Expenditures charged against this fund, subject to the approval by the Town Clerk, shall be limited to available funds. Expenses to maintain the program are small; the remaining funds will be used to offset the Dog Officer's salary.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

ARTICLE 32. DPW MINING REVOLVING FUND

(Consent Calendar)

To see if the Town will vote to authorize for FY2006 a revolving fund for use 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 in accordance with Massachusetts General Laws, Chapter 44, Section 53E 1/2; or act on anything relative thereto.

Submitted by the Director of Public Works.

(Majority vote required)

DIRECTOR OF PUBLIC WORKS REPORT: The purpose of this article is to enable the Town to receive maximum return from the sale of gravel by allowing more flexibility in the manner in which the operation is conducted. Additionally, expenses of the operation and restoring the property for later use can be paid for directly out of the proceeds, thereby eliminating the need for tax levy for this purpose. This revolving fund was approved in 2002 and requires annual authorization by Town Meeting.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

ARTICLE 33. RENTAL PROPERTY REVOLVING FUND

(Consent Calendar)

To see if the Town will vote to establish and authorize for Fiscal Year 2006 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, in accordance with Massachusetts General Laws, Chapter 44, Section 53E 1/2; and further to authorize and direct the Selectmen to take whatever steps are necessary to establish this revolving fund including, if necessary, a petition or petitions to the General Court of Massachusetts for special legislation, with such legislation to take effect without further submissions to a town meeting; or act on anything relative thereto.

Submitted by the Board of Selectmen.

(Majority vote required)

BOARD OF SELECTMEN REPORT: The Town presently maintains three properties with buildings which are rented for income and maintenance purposes. These properties are the Haynes Meadow House, Carding Mill House, and Frost House. This revolving fund will allow those rents to be used directly for normal upkeep and repairs, as well as to build a fund for any major repairs, such as re-roofing. Without the authorization of this revolving fund, rents must be deposited into the General Fund and appropriations for upkeep of these facilities included in the Operating Budget. As a landlord, the Town has the responsibility to provide maintenance of these houses, their grounds and make reasonable repairs as needed. These costs could be significant if a roof or major system should need to be replaced, for example. This revolving fund will allow the Town to retain the rent payments in a revolving fund and apply them against these maintenance and repair costs so that no taxpayer dollars need to be used for that purpose. The Town acquired these houses when it acquired the conservation property the houses are located on, and we are legally required to maintain these houses. Additionally, the tenants perform valuable conservation stewardship activities as a condition of their lease. As it appears, following research and efforts of Town Counsel this past year, that a Special Act to allow Sudbury to set up this fund will need to be filed in 2005 for approval by the State Legislature, this article asks for a repeat of the authorization voted by the 2004 Annual Town Meeting to establish this fund.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

**ARTICLE 34. AMEND SPECIAL ACT, CH. 40 OF THE ACTS OF 1963 -
HISTORIC DISTRICTS COMMISSION MEMBERSHIP**

To see if the Town will vote to petition the Great and General Court of Massachusetts to amend Chapter 40 of the Acts and Resolves of 1963 by deleting therefrom the words in Section 4: "one member shall be appointed from two nominees of the Sudbury Historical Society whose initial appointment shall be for the term of the remainder of the calendar year in which such appointment is made and two years thereafter; one member shall be appointed from among the voters of the historic district, whose initial appointment shall be for the term of the remainder of the calendar year in which such appointment is made and three years thereafter; one member shall be appointed from two nominees of the conservation commission of the town of Sudbury whose initial appointment shall be for the term of the remainder of the calendar year in which such appointment is made and four years thereafter; and one member shall be appointed from two nominees of the commission on historic structures of the town of Sudbury," and substituting therefor the following:

"where possible, three members shall be appointed from among the voters of the various historic districts, whose initial appointment shall be for the term of the remainder of the calendar year in which such appointment is made and three years thereafter; and one member shall be appointed from two nominees of the Sudbury Historical Commission,"

or act on anything relative thereto.

Submitted by the Historic Districts Commission.

(Majority vote required)

HISTORIC DISTRICTS COMMISSION REPORT: The purpose of this article is to update the composition of the Commission to reflect the fact that there are three districts that should have the majority of the representation, as well as to simplify the nomination process.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee takes no position on this article.

ARTICLE 35. EXTEND KING PHILIP HISTORIC DISTRICT

To see if the Town will vote, pursuant to Section 12 of Chapter 40 of the Acts and Resolves of 1963, to extend the King Philip Historic District by adding thereto the land:

Beginning west on Boston Post Road from the westerly border of the existing King Philip Road Historic District, including 300 feet on either side of the layout of said road, to the intersection of Concord Road, and north on Concord Road to the southerly boundary of the Old Sudbury Historic District, including 300' on either side of the layout of said road;

or act on anything relative thereto.

Submitted by the Historic Districts Commission.

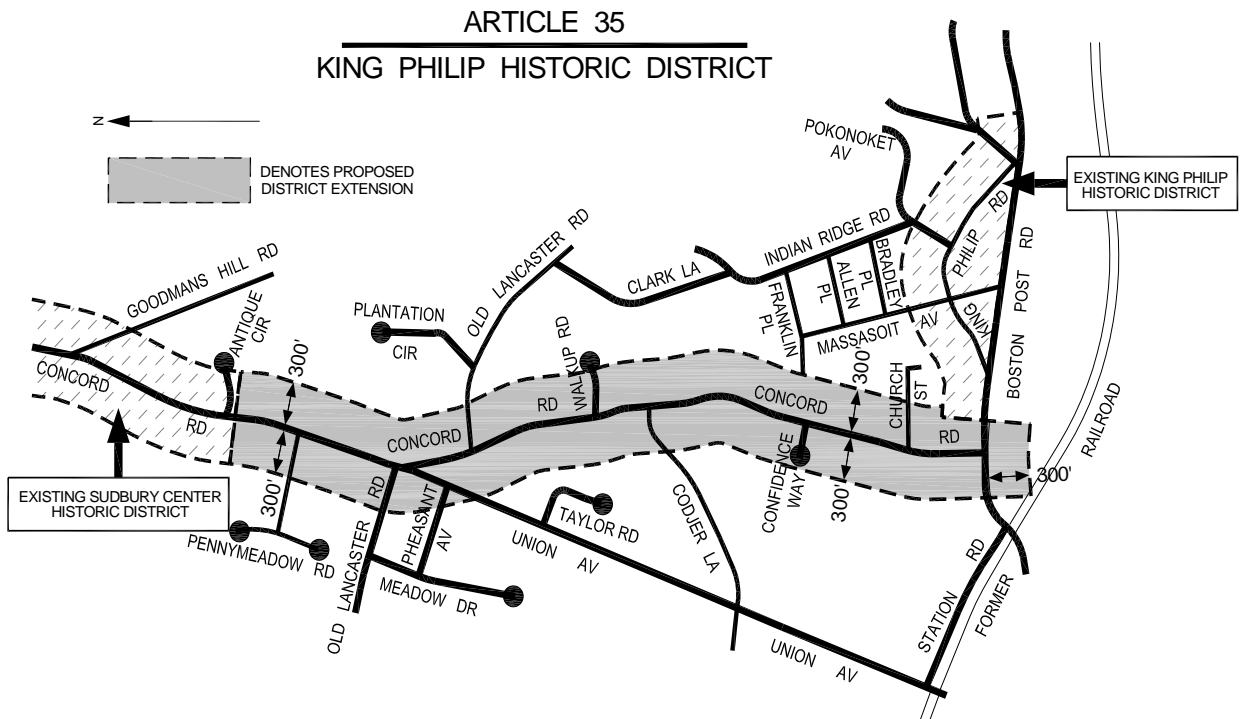
(Two-thirds vote required)

HISTORIC DISTRICTS COMMISSION REPORT: The purpose of this article is to preserve an original area of Sudbury which includes many fine examples of historic homes of Sudbury's past. Any long-range view of Sudbury must include preserving these homes, which are so important to the character and desirability of the Town. This article is supported by petition of a majority of residents in the proposed district.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee takes no position on this article.

PLANNING BOARD REPORT: The Planning Board will report at Town Meeting.



ARTICLE 36. CREATE MAPLE AVENUE HISTORIC DISTRICT

To see if the Town will vote, pursuant to Section 12 of Chapter 40 of the Acts and Resolves of 1963, to create a new Maple Avenue Historic District, located as follows:

Maple Avenue, beginning at the southerly side of the Boston Post Road, extending the entire length of said Maple Avenue, and including 200 feet on either side of the layout of said road;

or act on anything relative thereto.

Submitted by the Historic Districts Commission.

(Two-thirds vote required)

HISTORIC DISTRICTS COMMISSION REPORT: The purpose of this article is to preserve and protect this quaint, historic area, with older homes representing the early periods in Sudbury's history up to the early 1900's, and so to add to the desirability of Sudbury as a place to live and for all people to enjoy. This article is supported by petition of a majority of residents of Maple Avenue.

BOARD OF SELECTMEN POSITION: The Board of Selectmen does not support this article.

FINANCE COMMITTEE REPORT: The Finance Committee takes no position on this article.

PLANNING BOARD REPORT: The Planning Board will report at Town Meeting.



ARTICLE 36
PROPOSED MAPLE AVENUE
HISTORIC DISTRICT

ARTICLE 37. AMEND BYLAWS, ART. VIII (B). SCENIC ROADS

To see if the Town will vote to delete Section VIII (B) of the Town of Sudbury Bylaws in its entirety and substitute therefor the following:

**"ARTICLE VIII (B)
SCENIC ROADS**

SECTION 1. ADMINISTRATION

1.1 Purpose

The purpose of this Bylaw is to protect the scenic quality and character of Town roads designated as Scenic Roads by establishing rules and regulations governing local administration of the Scenic Road Act, M.G.L. c. 40, s. 15C. The local authority and jurisdiction of the Planning Board, herein, shall be consistent with the Scenic Road Act. The Scenic Road Act governs the cutting or removal of trees, or the tearing down or destruction of stone walls during the repair, maintenance, reconstruction, paving, or other alteration of roads that have been designated as a scenic road by the Town. The Town has adopted these regulations with the following objectives:

- a) To maintain the natural beauty and scenic qualities along scenic roads in the Town of Sudbury.
- b) To enhance the rural character of scenic roads of the Town and encourage compatibility with existing roadside features.
- c) To implement more fully the provisions of the Scenic Road Act, M.G.L. c.40, s. 15C.

1.2 Procedure to Designate a Road as a Scenic Road

The Planning Board, the Board of Selectmen, the Conservation Commission, the Historical Commission, or the citizens of the Town of Sudbury by petition (consistent with petition requirements to place an article on the warrant) may propose "scenic road" status for any road in the Town of Sudbury, other than a numbered route or state highway.

The Planning Board shall hold a Public Hearing on the proposal or petition, notifying the Selectmen, the Tree Warden, Director of Public Works, the Conservation Commission, the Historical Commission and the Historic Districts Commission and shall advertise the hearing twice in a newspaper of general circulation; the first advertisement at least fourteen days prior to the date of the public hearing. The Planning Board shall make a recommendation to Town Meeting on the merits of the proposed road as a scenic road. No road shall be designated a scenic road by Town Meeting unless such designation is favorably recommended by the Planning Board, Conservation Commission, or Historical Commission.

A majority vote of Town Meeting is required for designation of a road as a scenic road. Such designation shall be effective as of the date of Town Meeting action. Any work on any portion of the right-of-way of a scenic road, which was not physically commenced at the time the road was designated by Town Meeting as a scenic road, shall conform to these regulations.

1.3 Roads Subject to the Provisions of the Scenic Road Act

1.31 The following roads were designated at Scenic Roads at the 2003 Annual Town Meeting:

Brimstone Lane	Haynes Road	Pantry Road
Bowditch Road	King Philip Road	Peakham Road
Candy Hill Road	Lincoln Road	Plympton Road
Clark Road	Marlboro Road	Powers Road
Concord Road	Morse Road	Rice Road
Dakin Road	Mossman Road	Water Row
Dudley Road	Newbridge Road	Wayside Inn Road
Dutton Road	Old County Road	Weir Hill Road
French Road	Old Framingham Road	Willis Road
Goodman's Hill Road	Old Garrison Road	Woodside Road
Goodnow Road	Old Lancaster Road	

1.32 In determining which roads or portions of roads should be recommended to Town Meeting for designation as scenic roads, the following criteria should be considered:

- a) The road appears on the 1830 or 1875 maps of the Town of Sudbury;
- b) Overall scenic beauty and view from the roadside;
- c) Contribution of stone walls to scenic beauty;
- d) Age and historical significance of roads, trees and stone walls;
- e) Built features such as historic buildings, structures and sites, historic monuments, historic burial grounds, agricultural buildings and fencing;
- f) Location in an historic district, or use restrictions on properties in the area; and
- g) Road features such as historic layout, surface, carriage width, and non-historic bridges.

SECTION 2. DEFINITIONS

In the absence of contrary meaning established through legislative or judicial action pursuant to M.G.L. Ch. 40, Sec. 15C, these terms contained in that statute and herein shall be construed as follows:

"Cutting or removal of trees" shall mean the destruction of one or more trees having a trunk diameter of four (4) inches or more measured one (1) foot from the ground, trimming of major branches or trimming of roots sufficient in the Tree Warden's opinion to cause eventual destruction of a tree. Not included in this definition is the routine or emergency maintenance which removes only permanently diseased or damaged limbs, trunks, or roots, and dead whole trees.

"Repair, maintenance, reconstruction, or paving work" shall mean any work done within the right of way by any person or agency, public or private. Construction of new driveways or alterations of existing ones is included to the extent such work takes place within the right-of-way. Roadside clearing of trees to provide for vehicle clearance or for improvement to line-of-sight shall also be included in this definition. Construction or alteration of water, sewer, electric, telephone, cable TV or other utilities within the right-of-way is also included.

"Road" shall mean the entire right of way of a vehicular traveled way plus its necessary appurtenances including bridge structures, drainage systems, retaining walls, traffic control devices, and sidewalks, but not intersecting streets or driveways. The right of way includes the area on and within the boundaries of the public way. If the boundaries are not officially known, any affected tree or stone wall shall be presumed to be within the public right of way until shown otherwise.

"Tearing down or destruction of stone walls" shall mean the temporary or permanent destruction of more than ten (10) linear feet of stone wall involving more than one (1) cubic foot of wall material per linear foot. Temporary removal of stone walls, to be followed by replacement of the disturbed portion of the wall within a reasonable period of time, not to exceed 90 days, at the same location with the same materials and according to the original character, shall be subject to informal filing and review procedures, set forth under section 3.6.

SECTION 3. PROCEDURES FOR ALTERING A SCENIC ROAD

3.1 Filing

Any person or organization seeking the consent of the Planning Board under M.G.L. Ch. 40, Sec. 15C (The Scenic Roads Act) regarding road repair, maintenance, construction, reconstruction, paving or other alteration that will involve the cutting or removal of trees or the tearing down of stone walls, or portions thereof on a scenic road, shall file a request with the Planning Board, together with the following:

- a) A plan showing the location and the nature of the proposed action and a description of the proposed changes to trees and stone walls (six copies). At a minimum, such plan shall be to scale (preferred scale is 1" = 40') and shall clearly show existing trees and those to be removed, noting the species and diameter (measured one foot above ground). The plan shall indicate the width, height, character and dimensions of any stone wall, as well as the proposed methods for the repair or reconstruction of any portion of the stone wall.
- b) A statement of the purpose(s) for the changes.
- c) Photographs of the existing site showing the area to be affected by work and the surrounding area for a distance of at least 100 feet to either side on the scenic road in question. All photographs must be signed and dated by the applicant.
- d) Any further explanatory material useful to adequately inform the Planning Board prior to the public hearing, or as required by the Planning Board.
- e) Except in the case of Town agencies, a deposit sufficient for the cost of advertising and notification; and
- f) A certified list of abutting property owners within one hundred (100) feet of the affected property.

3.2 Notice

Planning Board shall, as required by statute, give notice of its public hearing by twice advertising in a newspaper of general circulation in the area. The Board shall also send copies of that notice to the Selectmen, Conservation Commission, Historical Commission, Town Engineer, Highway Surveyor, Tree Warden, Department of Public Works, and owners as of the preceding January first of property located in whole or in part within one hundred (100) feet of the proposed action.

3.3 Timing

The Planning Board shall hold a public hearing within forty-five (45) days of receipt of a properly filed request, and shall make a decision within sixty (60) days of that receipt, unless a longer time is agreed to by the applicant. The date and time of the public hearing shall be set outside of normal weekday work hours (8:00 AM - 5:00 PM, Monday - Friday) so as to encourage maximum citizen participation.

3.4 Tree Warden

Whenever feasible, Planning Board hearings shall be held in conjunction with those to be held by the Tree Warden acting under M.G.L. Ch. 87. Consent to an action by the Planning Board shall not be construed as inferring consent by the Tree Warden, or vice versa.

3.5 Emergency Repair

The procedures of this article shall not be required when the Tree Warden or his deputy act in an emergency in accordance with M.G.L. Ch. 87 to remove fallen trees or limbs which cause an obstruction to public travel or a dangerous situation with respect to utility lines.

3.6 Informal Filing and Review Procedures

3.61 Temporary removal of limited portions of a stone wall, to be followed by replacement of the disturbed portion within a reasonable period of time, not to exceed 90 days, at the same location with the same materials and according to the original character, shall be subject to these informal filing and review procedures. Other temporary removal shall not be entitled to these informal filing and review procedures.

3.62 The applicant shall submit a cover letter, sketch plan of the work to be done, photographs of the area for a distance of 50 feet on either side of the work site and a statement of the purpose for the temporary removal. Such purposes may include temporary removal for the purposes of utility connections or gaining temporary access, among others.

3.63 Based upon the information submitted, the Planning Board shall determine if the proposed work is of a limited and temporary nature and may vote to approve the work to be completed without further public

process. The Planning Board may require sufficient bond to be posted to ensure restoration of the stone walls.

3.64 Following completion of the work and replacement of the stone wall in accordance with the Planning Board approval, the applicant shall submit a cover letter to the Planning Board confirming completion together with dated photographs of the restored wall.

SECTION 4. DESIGN STANDARDS

4.1 Curb Cuts

Each lot fronting on a scenic road shall generally have one driveway curb cut. The paved width of a driveway for a single family home shall not exceed twelve (12) feet, or eighteen (18) feet for any multi-family dwelling. Subdivision roads and new roads for commercial properties shall be governed by the applicable Town regulations for these types of developments. The use of common driveways is encouraged to preserve and to enhance the visual appearance and rural character of scenic roads in the Town of Sudbury.

4.2 Stone Wall Removal Limitations

- a) The maximum amount of stone wall to be removed shall be the width of the pavement of the driveway or new road at the location of the stone wall plus three (3) feet on either side.
- b) Unless otherwise waived, removed stone shall be used to repair other sections of the wall within the scenic road, in accordance with the Planning Board approval.
- c) No wall shall be cut without construction of an appropriate terminus.
- d) In no case shall stones be disposed of or used for purposes other than to repair the remaining stone wall within the scenic road without the prior consent of the Planning Board.
- e) Any construction of a terminus or repair of a stone wall shall match the method of the existing construction.

4.3 Tree Removal Limitations

- a) No tree with a trunk exceeding eight (8) inches in diameter, one (1) foot above ground level, shall be cut for a driveway unless the curb cut cannot otherwise be safely located.
- b) No cluster of trees located within six (6) feet of each other, with individual trunks exceeding six (6) inches in diameter, one (1) foot above ground level, shall be cut for a driveway unless the curb cut cannot otherwise be safely located.
- c) For each tree with a trunk exceeding six (6) inches in diameter, one (1) foot above ground level, that is removed, a tree in a species, size and location, with advice from the Tree Warden and suitable to the Planning Board, shall be planted, or an equivalent payment into the town-wide tree replacement fund shall be made. This section shall not apply to projects undertaken by the Town of Sudbury.

4.4 Waivers

The Planning Board may waive the design standards, as set forth under this Section 4 herein, if it finds that the waiver is consistent with the considerations and intent of Section 5. The Planning Board shall consider public safety, sight lines, lot configuration, character of the stone wall and existing vegetation in its deliberation for the granting of a waiver.

SECTION 5. CONSIDERATIONS

In acting on applications for alterations to scenic roads, the Planning Board may take into consideration the following:

1. Preservation of natural resources;
2. Environmental and historical values;
3. Scenic and aesthetic characteristics;
4. Public safety;
5. The characteristics of local residential traffic and resident expectations;
6. Relationship of road design to the standards of the Planning Board's subdivisions regulations and of the Massachusetts D.P.W.;
7. Compensatory actions proposed, such as replacement trees or walls;
8. Functional urgency of the repair, maintenance, reconstruction, or paving;
9. Additional evidence contributed by abutters, Town agencies, and other interested parties;
10. Other sound planning consideration.

SECTION 6. DECISION AND REPORTING

The Planning Board shall within sixty (60) days of receipt of a properly filed request submit a written determination of consent or denial to the applicant and a copy to the Board of Selectmen, Historical Commission, Conservation Commission and the Town Clerk. A report of denial shall include an indication of what modifications, if any, would lead to consent. The Planning Board may require sufficient bond to be posted to ensure restoration of the site.

SECTION 7. ENFORCEMENT

7.1 Filing and Restoration Requirement

Cutting or removal of trees, or the tearing down or destruction of stone walls, or portions thereof, within the layout of a designated scenic road, without prior approval from the Planning Board and in violation of this bylaw will necessitate an immediate filing with the Planning Board, as detailed above, and the area affected shall be subject to restoration of the features, as specified by the Planning Board. This restoration shall consist of replacing/repairing the stone wall as necessary and replacing the trees cut on a square-inch per square-inch basis at locations specified by the Planning Board. A square-inch per square-inch replacement means that the combined area of the replacement trees measured 1 foot above ground level must equal the total area of the original tree trunk as measured 1 foot above ground level.

7.2 Compliance

Failure to comply with the duly issued decision of the Planning Board shall be subject to restoration as detailed above and other remedial measures the Planning Board deems necessary.

7.3 Penalty

Cutting or removal of trees or the tearing down or destruction of stone walls within the layout of the scenic road in violation of this Section may be subject to a fine of not more than three hundred dollars (\$300.00), as set forth under the Scenic Road Act, MGL Ch. 40, Sec. 15C. Each day that a violation continues shall constitute a separate offense, until an application is made to the Planning Board, with continued progression toward a good faith effort for restoration. In addition, the Planning Board and Building Inspector may withhold or revoke any current or pending permit on the property associated with said violation.

7.4 Enforcement Authority

The Planning Board, the Building Inspector and the Tree Warden shall have the authority to enforce the provisions of this section, as applicable.";

or act on anything relative thereto.

Submitted by the Planning Board and Sudbury Historical Commission
and Historic Districts Commission.

(Majority vote required)

PLANNING BOARD/HISTORICAL COMMISSION/HISTORIC DISTRICTS COMMISSION REPORT: Administration of the Scenic Roads Bylaw over the past several years has rendered apparent a variety of deficiencies which would be addressed by the enactment of this article. These amendments strengthen the bylaw, thereby making its use and enforcement easier, which in turn should result in smoother administration and better historical preservation of scenic landscapes. Additions to the bylaw include a purpose statement, criteria for adding roads to the bylaw's jurisdiction, design standards for projects along scenic roads, and enforcement provisions. The article is jointly sponsored by the Sudbury Planning Board, the Sudbury Historical Commission and the Sudbury Historic Districts Commission.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee takes no position on this article.

TOWN COUNSEL OPINION: See opinion at the end of this warrant.

ARTICLE 38. ESTABLISH AGRICULTURAL COMMISSION

To see if the Town will vote to establish an Agricultural Commission to represent the Sudbury farming community. Said Commission shall serve as facilitators for encouraging the pursuit of agriculture in Sudbury, and shall promote agricultural-based economic opportunities in Town. The Commission will consist of five members appointed by the Board of Selectmen based initially on the recommendation of the Agricultural Commission's Steering Committee and thereafter on the recommendation of the Agricultural Commission. The Commission shall consist of three or more members from the active farming community of Sudbury and up to two who are interested in preserving agriculture in Sudbury. Two members for a term of three years, two members for a term of two years, and one member for a term of one year, and three years thereafter. The appointing authority shall fill a vacancy based on the unexpired term of the vacancy in order to maintain the cycle of appointments based on the recommendations of the Commission. Or act on anything relative thereto.

Submitted by Petition.

(Majority vote required)

PETITIONERS REPORT: An Agricultural Commission would be an advisory commission only. However, it will provide a voice for the farming community and improve the visibility of agriculture in Sudbury. It will provide a network for farmers to assist them with resources that are available as far as business, estate, and conservation planning; as well as financial assistance, state and federal grants, plus educational opportunities.

An Agricultural Commission would be a valuable source of input for farming issues that arise. It will also provide an agricultural perspective to assure the rich agricultural tradition of Sudbury is not inadvertently disadvantaged. It will be an advocate for current and future regulations and benefit existing and future farms in Sudbury, as well as develop a working relation with State and Federal legislators.

A Commission will open lines of communication with Sudbury's Board of Selectmen, Conservation Commission, Board of Health, Planning and Zoning Boards by providing input on agricultural issues brought before the boards; therefore, allowing it to serve as an advocate, mediator, or negotiator with respect to farming complaints, issues, and regulations.

Preserving the farmland resource is the basic first step to keeping agriculture healthy and active in our local economy. If agriculture is to prosper and be sustainable in Sudbury, it must be able to apply generally acceptable agricultural practices, market its production, and live in harmony with neighbors. The Commission would encourage the pursuit of agriculture as a career opportunity and lifestyle by supporting Mass. Ag in the Classroom, a statewide program.

We believe the Commission will be very instrumental in promoting these goals.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee takes no position on this article.

ARTICLE 39. AMEND ZONING BYLAW, ART. IX - MINOR REVISIONS

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

1. Section 7000, Definitions, by deleting the definition of “Business Center Identification Sign” and replacing it with the following definition:

“Business Center Identification Sign: Any sign identifying a building or group of buildings containing two or more businesses. All business center identification signs shall contain only the name and address of the business center, and shall not contain logos, icons or names of individual businesses.”

2. Section 2325, Pools in Residential District, replace the last 5 sentences of this section with the following sentence: “Enclosures for swimming pools shall meet the Massachusetts State Building Code requirements. In addition, the minimum fence barrier height shall be five (5) feet.” so that section reads as follows:

“2325. In residential zoning districts, private or public swimming pools shall be permitted, provided that a building permit therefore be granted by the Building Inspector under the provision of the Commonwealth of Massachusetts State Building Code. Requirements for set back, side yard, front and rear yard clear distances shall be the same as for a principal building. Pools built for public or semi-public use (including private "clubs" or organizations) require Site Plan approval per Section 6300 of this bylaw and a special permit from the Board of Appeals. Enclosures for swimming pools shall meet the Massachusetts State Building Code requirements. In addition, the minimum fence barrier height shall be five (5) feet.”

3. Section 2600, Table of Dimensional Requirements, to delete the Minimum Street Centerline Setback requirement in all districts.

4. Section 6310, Site Plan Review Applicability, by adding a new section 6316 to read as follows:

“6316. Additions to wireless facilities pursuant to section 4345.”

5. Section 4190, Flood Plain Monuments, to delete this section in its entirety.

or act on anything relative thereto.

Submitted by the Planning Board.

(Two-thirds vote required)

PLANNING BOARD REPORT: The above minor amendments to the Zoning Bylaw represent additional items that have been identified by various Town boards and departments over the past few years as out of date or in need of clarification. They do not change the intent of the major provisions of the bylaw. A further brief description of each amendment follows:

1. This revised definition of Business Center Identification Sign is clearer regarding its applicability to a property that has two or more businesses on it.
2. This amendment to the pool regulations requires conformance with the State Building Code, with the exception that fence height in Sudbury is five (5) feet, compared to four (4) feet in the rest of the state.
3. This Article seeks to simplify the table of dimensional requirements. Currently, there is a column entitled “Min. Street Centerline Setback.” The centerline setback dimension is a carryover from when property

ownership extended to the centerline of abutting roads. The centerline dimension requirement is confusing, difficult to understand and unnecessary. In the majority of cases, the centerline requirement produces the required front yard setback dimension. To standardize this setback at a specific distance from the front property line will clarify, simplify and update this dimensional requirement.

4. This sentence is added only as a cross-reference to the Wireless Facilities Bylaw.

5. Section 4190 requires the Town to install permanent bounds along the perimeter of each flood plain. This has not been routinely done, would be very costly for the Town, and may create additional and unacceptable liabilities due to the Town's inability to comply with this requirement. Flood plain boundaries change over time and are mapped by the Federal Emergency Management Agency. The maps are available in several town offices and provide ample information relative to the location of the flood plain boundaries.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee takes no position on this article.

TOWN COUNSEL OPINION: See opinion at the end of the warrant.

**ARTICLE 40. AMEND ZONING BYLAW, ART. IX. 4200 -
WATER RESOURCE PROTECTION OVERLAY DISTRICTS**

To see if the Town will vote to amend the Zoning Bylaw, Article IX, Section 4200, by deleting the existing bylaw in its entirety, and substituting therefor the following:

"4200. WATER RESOURCE PROTECTION OVERLAY DISTRICTS.

4210. Purpose. The purposes of the Water Resource Protection Overlay District (WRPOD) are (a) to promote the health, safety, and general welfare of the community; (b) to protect, preserve and maintain the existing and potential water supply and ground water recharge areas within the Town; (c) to preserve and protect present and potential sources of water supply for the public health and safety; (d) to conserve the natural resources of the Town; (e) to prevent the pollution of the environment; and (f) to provide for monitoring of ground and surface water quality in areas of present and potential water supply sources to accomplish detection of potential contamination at an early stage, thereby minimizing damage to such sources. Review of proposed development by the Town will be performed with the goal of satisfying these purposes and preserving or improving groundwater quality wherever possible. Water Resource Protection Overlay Districts are delineated on the basis of the location of aquifers, aquifer contribution zones and aquifer recharge zones, as defined herein, within the Town. It is intended that this bylaw will serve as a framework whereby additional such areas may be identified for mapping and inclusion within the protection of this bylaw.

4220. Overlay District. The Water Resource Protection Overlay District shall be considered as overlaying other zoning districts. These overlay districts shall apply to all new construction, reconstruction, or expansion of existing buildings and new or expanded uses. Applicable activities or uses which fall within the Water Resource Protection Overlay District must comply with the requirements of these districts as well as those of the underlying zoning district. Uses not permitted in the portions of the districts so overlaid shall not be permitted in the Water Resource Protection Overlay District.

4221. Definitions

Aquifer

Geologic formation, composed of rock, sand or gravel that contains significant amounts of potentially recoverable water.

Best Management Practices (BMPs)

Any structural or non-structural mechanism designed to minimize the impact of nonpoint source pollution on receiving waters or resources, including, but not limited to: detention ponds, construction or installation of vegetative swales and buffers, street cleaning, reduced road salting, and public education programs.

Design Flow

The quantity of sanitary sewage, expressed in gallons per day (gpd), for which a system must be designed in accordance with 310 CMR 15.203 (Title 5).

Hazardous or Toxic Materials

Any chemical, combustible liquid, compressed gas, explosive, flammable aerosol, gas, liquid or solid, health hazard, mixture, organic peroxide, oxidizer, physical hazard, pyrophoric, unstable (reactive) or water reactive, as defined under Title 29 of the Code of Federal Regulations, Section 1910.1200(c) and any other chemical, material or substance identified as hazardous based on available scientific evidence. Hazardous or toxic materials include, without limitation, synthetic organic chemicals, petroleum products, heavy metals, radioactive or infectious wastes, acids and alkalis, and all substances defined as toxic or hazardous under Massachusetts General Laws (MGL) Chapter 21E, and 310 CMR 30.00, and also include such products as solvents and thinners in quantities greater than normal household use. Hazardous materials shall include any of the above-mentioned substances that may be leached from outdoor stockpiles of manufactured materials including, but not limited to, auto parts or treated wood. Hazardous materials do not include hazardous wastes, tobacco products, wood products, foods, drugs, alcoholic beverages, cosmetics, and any hazardous material used in household quantities as defined below.

Hazardous Waste

Any waste material as defined in the Massachusetts Hazardous Waste Regulations, 310 CMR Section 30.010 and/or MGL Chapter 21C. This includes, but is not limited to, waste oil, waste solvents, waste oil-based paint, and waste pesticides.

Hazardous Material or Waste, Household Quantity of

Any or all of the following:

- a. 275 gallons or less of oil on site at any time to be used for heating of a structure or to supply an emergency generator, and/or
- b. 25 gallons (or the dry weight equivalent) or less of other hazardous materials on site at any time, including oil not used for heating or to supply an emergency generator, and/or
- c. a quantity of hazardous waste at the Very Small Quantity Generator level as defined and regulated in the Massachusetts Hazardous Waste Regulations, specifically section 310 CMR 30.353.

Impervious Surface

Material or structure on, above, or below ground that does not allow precipitation or surface water to penetrate directly into the soil. This shall include non-paved surfaces that are compacted through regular use of automobiles such as gravel driveways or dirt roads.

Landfill

A facility or part of a facility established in accordance with a valid site assignment for the disposal of solid waste into or on land.

Leachable Waste

Waste materials including solid waste, sludge, and agricultural wastes that are capable of releasing water-borne contaminants to surrounding environment.

Mining of Land

The removal or relocation of geologic materials such as topsoil, sand, gravel, metallic ores, or bedrock.

Publicly Owned Treatment Works (POTW)

Municipal wastewater treatment facility, including any device or system used in the storage, treatment, recycling, and reclamation of municipal sewage or industrial wastes of a liquid nature, which is owned by a public entity. A POTW includes any sewers, pipes, or other conveyances only if they convey wastewater to a POTW providing treatment.

Recharge Areas

Areas that collect precipitation or surface water and carry it to aquifers. Recharge areas may include areas designated as Zone I, Zone II or Zone III.

Solid Waste

Useless, unwanted, or discarded solid material with insufficient liquid content to be free-flowing. This includes, but is not limited to, rubbish, garbage, scrap materials, junk, refuse, inert fill material, landscape refuse, sludge from a waste treatment plant, water supply treatment plant, or air pollution control facility as defined by 310 CMR 19.00 and regulated by 310 CMR 30.00.

Stormwater Management

The process of ensuring that the volume and velocity of stormwater runoff does not increase the hazards associated with flooding and that water quality is not compromised by untreated stormwater flow.

Zone I

The 400-foot protective radius required by the DEP around a public water supply well or wellfield.

Zone II

That area of an aquifer that contributes water to a well under the most severe recharge and pumping conditions that can be realistically anticipated (180 days pumping at safe yield with no recharge from precipitation). It is bounded by the groundwater divides that result from pumping the well, and by the contact of the edge of the aquifer with less permeable materials such as till and bedrock. At some locations, surface water features may represent recharge boundaries.

Zone III

That land area beyond the area of Zone II from which surface water and groundwater drain into Zone II. The surface water drainage divides as determined by topography will be used to delineate Zone III. In some locations, where surface and groundwater are not coincident Zone III shall consist of both the surface drainage and the groundwater drainage areas.

4230. Location. The Water Resource Protection Overlay District consists of well head areas (Zone I), aquifer contribution zones (Zone II) and aquifer recharge zones (Zone III) as defined in Section 4221 of this bylaw. The Water Resource Protection Overlay Districts are delineated on a map at a scale of 1 inch to 1,000 feet entitled: "Map of Water Resource Protection Districts, Town of Sudbury, Massachusetts, February 15, 2001", as amended by Town Meeting. This map is hereby made a part of the Sudbury Zoning Bylaw and is on file in the office of the Town Clerk.

4231. If the location of any District boundary in relation to a particular parcel(s) is in doubt, resolution of boundary disputes shall be through a Special Permit application to the Special Permit Granting

Authority. Any application for a Special Permit for this purpose shall be accompanied by adequate documentation.

The burden of proof shall be upon the owner(s) of the land to demonstrate that the location of the district boundary with respect to their parcel(s) of land is uncertain. The Town may hire a qualified professional to review any technical analyses or documentation provided by the applicant at the applicant's expense. The Planning Board shall provide the owner with a statement of work performed and the cost thereof when charging an owner hereunder.

For disputes which may arise related to a Zone II boundary, the determination of the location and extent of Zone II shall be in conformance with the criteria set forth in 310 CMR 22.00 and in the DEP's *Guidelines and Policies for Public Water Systems*. In the case of disputing a Zone II boundary, the Special Permit Granting Authority shall not issue approval until DEP issues an official approval of the revised delineation.

4240. Use Regulations - Zone II. Within the Water Resource Protection Overlay Districts - Zone II, these regulations shall apply, provided that all necessary permits, orders or approvals required by local, state or federal law are also obtained:

4241. The following uses are permitted within Water Resource Protection Overlay Districts, Zone II, subject to Section 4242:

- a. Conservation of soil, water, plants and wildlife;
- b. Outdoor recreation, nature study, boating, fishing, and hunting where otherwise legally permitted;
- c. Foot, bicycle and/or horse paths and bridges;
- d. Normal operation and maintenance of existing water bodies and dams, splash boards, and other water control, supply and conservation devices;
- e. Maintenance, repair and enlargement of any existing structure or facility provided no more than fifteen percent (15%) of the lot in total is rendered impervious. Exceeding this threshold for impervious cover may be allowed by Special Permit pursuant to Section 4243 (b);
- f. Residential development, if permitted in the underlying district, provided that no more than fifteen percent (15%) of a building lot is rendered impervious. Exceeding this threshold for impervious cover may be allowed by Special Permit pursuant to Section 4243 (b);
- g. Farming, gardening, nursery, conservation, forestry, harvesting, or grazing provided that agricultural chemicals including, but not limited to, fertilizers, herbicides, pesticides, manure or other leachable materials are not stored or used in any manner which may adversely affect the Water Resource Protection Overlay District and provided that such applicable uses are carried out in accordance with a state approved farm or forestry plan;
- h. Construction, maintenance, repair, and enlargement of drinking water supply facilities, such as, but not limited to, wells, pipelines, aqueducts and tunnels, but excluding underground storage tanks related to such facilities which are categorically not permitted;
- i. Stockpiling of snow containing road salt or other deicing chemicals in accordance with current DEP Snow Removal Guidelines.

4242. The following uses are specifically prohibited within Water Resource Districts - Zone II:

- a. Solid waste disposal facilities including, without limitation, authorized or unauthorized landfills as defined in Section 4221 of this bylaw, or those that require a site assignment from the Board of Health under G.L. c. 111, 150A, (the landfill assignment law);
- b. Storage of hazardous or toxic materials, as defined in Section 4221 of this bylaw, in quantities greater than household use except pursuant to Section 4243(k);
- c. Stockpiling of snow containing road salt or other deicing chemicals that are brought into any particular Zone II from outside that particular aquifer district;
- d. Storage of deicing chemicals unless such storage, including loading areas, is within a structure designed to prevent the generation and escape of contaminated runoff or leachate and a Special Permit has been granted pursuant to section 4243(i);
- e. Petroleum, fuel oil, and heating oil bulk stations and terminals including, but not limited to, those listed under Standard Industrial Classification (SIC) Codes 5983 and 5171, not including liquified petroleum gas;
- f. Underground storage tanks;
- g. Facilities that generate, treat, store, or dispose of hazardous waste, except where a Special Permit is granted pursuant to section 4243(l);
- h. Automobile graveyards and junkyards, as defined in G.L. c. 140B, s.1;
- i. Individual on-site sewage disposal systems (in compliance with Title V of the State Environmental Code) shall be prohibited in accordance with the following provisions:

Area	Prohibition
Zone II of Well #5 (Route 117 Well)	Single or Multi-Family Residences discharging greater than 550 gpd per 40,000 square feet of lot area ^{1,2,3}
All Zone II Areas	Business, Industrial, Research or Institutional Uses discharging more than 1,000 gpd per 40,000 square feet of lot area ³

¹ On residentially zoned lots legally in existence as of the original effective date of this bylaw, which contain less than 40,000 square feet of area, the discharge rate of any individual sewage disposal system shall be permitted up to a maximum limit of 550 gallons per day.

² In cluster subdivisions, the total sewage flow allowed shall be calculated based on the number of percable lots in the entire parcel.

³ Requests to increase the capacity of individual sewage disposal systems and those proposed for undeveloped lots above this limit may be permitted upon a written certification of the Sudbury Board of Health that a valid nitrogen loading analysis approved by the DEP has been completed, which demonstrates that the DEP drinking water performance goal for nitrates of 5 mg/L will not be exceeded in any present or proposed public water supply well, in the relevant Water Resource Protection Overlay District, if the capacity of all sewage disposal systems at full build-out in the relevant district were to increase their capacities to the proposed volume.

- j. Permanent removal, or regrading of the existing soil cover, except for excavations for:
1) building foundations; 2) roads or utility works; or 3) the installation of Stormwater BMPs subject to approval by any Town board or committee having jurisdiction, which result in a finished grade at a level less than five (5) feet above the historical high groundwater.

The high groundwater elevation may be determined by: 1) direct observation of subsurface conditions in test pits witnessed by a certified soils evaluator using the current Title V criteria; or 2) calculating the average for the preceding five (5) years, as determined from monitoring wells of, and the historical water table fluctuation data compiled by the United States Geological Survey (USGS) and the Board of Health data and monitoring wells, whichever is higher. Said average shall be adjusted in accordance with accepted monitoring and measurement principles to reflect drought. Groundwater elevations depicted on plans shall be stamped by a Massachusetts registered Professional Engineer.

Earth removal or earth moving shall be subject to the provisions set forth in Section 4260 of this bylaw;

- k. Boat or motor vehicle service or repair shops, animal feed lots, car washes, heliports, commercial or bacteriological laboratories, establishments conducting dry cleaning on the premises;
- l. Commercial establishments for manufacturing electronics or those for plating, finishing, etching or polishing electronics or metals;
- m. Storage of sludge and septage, unless such storage is in compliance with 310 CMR 32.30 and 310 CMR 32.31 and has received a Special Permit under Section 4243(m);
- n. Industrial and commercial uses which discharge process wastewater on-site;
- o. The use of septic system cleaners which contain toxic or hazardous materials;
- p. Any floor drainage system in existing facilities, in industrial or commercial process areas or hazardous material and/or hazardous waste storage areas, which discharge to the ground without a DEP permit or authorization. Any existing facility with such a drainage system shall be required to either seal the floor drain (in accordance with the state plumbing code, 248 CMR 2.00), or connect the drain to a holding tank meeting the requirements of all appropriate DEP regulations and policies;
- q. Any use that will render impervious more than 15% of any lot, or 2,500 square feet, whichever is greater, unless a Special Permit pursuant to Section 4243(b) has been granted.

4243. The following uses and activities may be allowed by Special Permit within the Water Resource Protection Overlay Districts - Zone II, subject to the approval of the Special Permit Granting Authority under such conditions as they may require and also subject to Section 4242:

- a. Enlargement or alteration of pre-existing uses prohibited by Section 4242 of this Bylaw;
- b. Uses that will render impervious more than 15% of any lot, or 2,500 square feet, whichever is greater, provided it is demonstrated that a net improvement to existing conditions is made with respect to water quality and groundwater recharge. All such uses shall be subject to the Stormwater Management standards in Section 4280 and the Rules and Regulations for Special Permits in the Water Resource Protection Overlay Districts;

- c. The application of pesticides, including herbicides, insecticides, fungicides, and rodenticides, for non-domestic or non-agricultural uses in accordance with state and federal standards, provided the applicant demonstrates to the satisfaction of the Special Permit Granting Authority that other non-chemical means have been proven ineffective. If applicable, the applicant shall provide documentation of compliance with a Yearly Operating Plan (YOP) for vegetation management operations under 333 CMR 11.00 or a Department of Food and Agriculture approved Pesticide Management Plan or Integrated Pest Management (IPM) program under 333 CMR 12.00;
- d. The application of fertilizers for non-domestic or non-agricultural uses. Such applications shall be made in a manner so as to minimize adverse impacts on groundwater due to nutrient transport, deposition, and sedimentation;
- e. Construction of dams or other water control devices including the temporary alteration of the water level for emergency or maintenance purposes and periodic cleaning upon demonstration that said dams or other water control devices will not adversely affect the quantity or quality of water available in the Water Resource Protection Overlay District;
- f. Ponds, pools or other changes in water bodies or courses, created for swimming, fishing or other recreational uses, agricultural uses, or drainage improvements upon demonstration that said changes, uses or improvements will not adversely affect the quantity or quality of water available in the Water Resource Protection Overlay District;
- g. Storage of animal manure, only when such storage is covered and contained within a structure demonstrated to prevent the generation and escape of contaminated runoff and leachate and is carried out in accordance with an approved Natural Resource Conservation Service plan;
- h. Storage of commercial fertilizers, as defined in G.L. c. 128, s.64, within a structure demonstrated to prevent the generation and escape of contaminated runoff and leachate;
- i. Storage of road salt or de-icing chemicals in quantities greater than for normal individual household use, provided such storage, including loading areas, is within a structure demonstrated to prevent the generation and escape of contaminated runoff and leachate;
- j. Printing or photo processing operations which demonstrate that no hazardous materials or wastes shall in any way be stored or disposed of in a manner that may be dangerous to groundwater resources;
- k. Storage of hazardous or toxic materials, as defined in Section 4221 of this bylaw, in quantities greater than normal household use, where storage is for or incidental to:
 - (1) waste oil retention facilities required by statute, rule or regulation;
 - (2) emergency generators required by statute, rule or regulation;
 - (3) treatment works approved under 314 CMR 5.00 for treatment of ground or surface waters; or
 - (4) replacement or upgrading of existing storage vessels without increasing the total capacity of the vessels to be replaced or upgraded providing there is compliance with all local, state and federal laws;

And provided that storage is:

- (1) above ground level;

- (2) on an impervious surface; and
- (3) either in container(s) or above ground tank(s) within a building or outdoors in covered container(s) or above ground tank(s) in an area that has a containment system designed and operated to contain a spill of 110% of the total volume of the single largest container;

l. Facilities that generate and store hazardous waste for off-site disposal, by the following:

- (1) very small quantity generators as defined under 310 CMR 30.00;
- (2) household hazardous waste collection centers and events under 310 CMR 30.390;
- (3) waste oil retention facilities required by G.L. c. 21, s.52A;
- (4) water remediation treatment works approved under 314 CMR 5.00;

m. Storage of sludge and septage, which is in compliance with 310 CMR 32.30 and 310 CMR 32.31;

n. The following treatment works that are subject to 314 CMR 5.00:

- (1) the replacement or repair of an existing treatment works that will not result in a design capacity greater than the design capacity of the existing treatment works;
- (2) the replacement of existing subsurface sewage disposal system(s) with wastewater works that will not result in a design capacity greater than the design capacity of the existing system(s);
- (3) treatment works approved by the Massachusetts Department of Environmental Protection designed for the treatment of contaminated ground water;
- (4) Publicly Owned Treatment Works that meet the wastewater management criteria for siting, design and water quality set forth in the latest version of the Massachusetts Department of Environmental Protection's *Interim Guidelines on Reclaimed Water (Revised)*.

4250. Use Regulations - Zone III. Within the Water Resource Protection Overlay Districts - Zone III, these regulations shall apply, provided that all necessary permits, orders or approvals required by local, state or federal law are also obtained:

4251. The following uses are permitted within Water Resource Protection Overlay Districts, Zone III, subject to section 4252:

- a. Conservation of soil, water, plants and wildlife;
- b. Outdoor recreation, nature study, boating, fishing and hunting where otherwise legally permitted;
- c. Foot, bicycle and/or horse paths and bridges;
- d. Normal operation and maintenance of existing water bodies and dams, splash boards, and other water control, supply and conservation devices;
- e. Residential development, as permitted in the underlying district;

f. Farming, gardening, nursery, conservation, forestry, harvesting, or grazing, provided that agricultural chemicals including, but not limited to, fertilizers, herbicides, pesticides, manure or other leachable materials are not stored or used in any manner which may adversely affect the Water Resource Protection Overlay District and provided that such applicable uses are carried out in accordance with a state approved farm or forestry plan;

g. Construction, maintenance, repair, and enlargement of drinking water supply facilities, such as, but not limited to, wells, pipelines, aqueducts and tunnels provided that all activity is in compliance with state and federal regulations.

4252. The following uses are specifically prohibited within Water Resource Protection Overlay Districts - Zone III:

a. Solid waste disposal facilities including, without limitation, authorized or unauthorized landfills as defined in 310 CMR 19.006, or those that require a site assignment from the Board of Health under G.L. c. 111, s.150A (The Landfill Assignment Law);

b. Storage of hazardous or toxic materials, as defined in Section 4221 of this bylaw, in quantities greater than household use except pursuant to Section 4253(i);

c. Storage of deicing chemicals unless such storage, including loading areas, is within a structure designed to prevent the generation and escape of contaminated runoff or leachate and a Special Permit has been granted pursuant to Section 4253(h);

d. Petroleum, fuel oil, and heating oil bulk stations and terminals including, but not limited to, those listed under Standard Industrial Classification (SIC) Codes 5983 and 5171, not including liquefied petroleum gas;

e. Manufacturing of hazardous or toxic materials;

f. Facilities that generate, treat, store, or dispose of hazardous waste, except where a Special Permit is granted pursuant to Section 4253 (j);

g. Industrial uses which discharge process liquids on-site;

h. Automobile graveyards and junkyards, as defined in G.L. c. 140B, s.1;

i. Disposal of liquid or leachable wastes, except by individual on-site domestic sewage disposal systems serving single or multi-family residences or serving business, industrial or institutional uses discharging not more than 1,000 gallons per day per 40,000 square feet of lot area in compliance with Title V of the State Environmental Code.

Requests to increase the capacity of individual sewage disposal systems and those proposed for undeveloped lots above this limit may be permitted upon a written certification of the Sudbury Board of Health that a valid nitrogen loading analysis approved by the DEP has been completed, which demonstrates that the DEP drinking water performance goal for nitrates of 5 mg/L will not be exceeded in any present or proposed public water supply well, in the relevant Water Resource Protection Overlay District, if the capacity of all sewage disposal systems at full build-out in the relevant districts were to increase their capacities to the proposed volume;

j. Boat or motor vehicle service or repair shops, animal feed lots, car washes, heliports, commercial or bacteriological laboratories, and establishments conducting dry cleaning activities on the premises;

- k. Commercial establishments for manufacturing electronics or those for plating, finishing, etching or polishing electronics or metals;
- l. Storage of sludge and septage, unless such storage is in compliance with 310 CMR 32.30 and 310 CMR 32.31 and has received a Special Permit under section 4253(k);
- m. The use of septic system cleaners which contain toxic or hazardous materials;
- n. Any floor drainage system in existing facilities, in industrial or commercial process areas or hazardous material and/or hazardous waste storage areas, which discharge to the ground without a DEP permit or authorization. Any existing facility with such a drainage system shall be required to either seal the floor drain (in accordance with the state plumbing code, 248 CMR 2.00), or connect the drain to a holding tank meeting the requirements of all appropriate DEP regulations and policies;
- o. Permanent removal, or regrading of the existing soil cover, except for excavations for: 1) building foundations; 2) roads or utility works; or 3) the installation of Stormwater BMPs subject to approval by any Town board or committee having jurisdiction, which result in a finished grade at a level less than five (5) feet above the historical high groundwater.

The high groundwater elevation may be determined by: 1) direct observation of subsurface conditions in test pits witnessed by a certified soils evaluator using current Title V criteria; or 2) calculating the average for the preceding five (5) years, as determined from monitoring wells of, and the historical water table fluctuation data compiled by the United States Geological Survey (USGS) and the Board of Health data and monitoring wells, whichever is higher. Said average shall be adjusted in accordance with accepted monitoring and measurement principles to reflect drought. Groundwater elevations depicted on plans shall be stamped by a Massachusetts registered Professional Engineer.

Earth removal or earth moving shall be subject to the provisions set forth in Section 4260 of this Bylaw.

4253. The following uses are permitted by Special Permit within Water Resource Protection Overlay Districts - Zone III, subject to the approval of the Special Permit Granting Authority under such conditions as they may require and also subject to Section 4252:

- a. Enlargement or alteration of pre-existing uses prohibited by Section 4252 of this bylaw;
- b. The application of pesticides, including herbicides, insecticides, fungicides, and rodenticides, for non-domestic or non-agricultural uses in accordance with state and federal standards, provided the applicant demonstrates to the satisfaction of the Special Permit Granting Authority that other non-chemical means have been proven ineffective. If applicable, the applicant shall provide documentation of compliance with a Yearly Operating Plan (YOP) for vegetation management operations under 333 CMR 11.00 or a Department of Food and Agriculture approved Pesticide Management Plan or Integrated Pest Management (IPM) program under 333 CMR 12.00;
- c. The application of fertilizers for non-domestic or non-agricultural uses. Such applications shall be made in a manner so as to minimize adverse impacts on groundwater due to nutrient transport, deposition, and sedimentation;

d. Construction of dams or other water control devices including the temporary alteration of the water level for emergency or maintenance purposes and periodic cleaning upon demonstration that said dams or other water control devices will not adversely affect the quantity or quality of water available in the Water Resource Protection Overlay District;

e. Ponds, pools or other changes in water bodies or courses, created for swimming, fishing or other recreational uses, agricultural uses, or drainage improvements upon demonstration that said changes, uses or improvements will not adversely affect the quantity or quality of water available in the Water Resource Protection Overlay District;

f. Storage of animal manure, only when such storage is covered and contained within a structure demonstrated to prevent the generation and escape of contaminated runoff and leachate and is carried out in accordance with an approved Natural Resource Conservation Service plan;

g. Storage of commercial fertilizers, as defined in G.L. c. 128, s.64, provided such storage is within a structure demonstrated to prevent the generation and escape of contaminated runoff and leachate;

h. Storage of road salt or other de-icing chemicals in quantities greater than for normal individual household use, provided such storage, including loading areas, is within a structure demonstrated to prevent the generation and escape of contaminated runoff and leachate;

i. Storage of hazardous or toxic materials, as defined in Section 4221 of this bylaw, where storage is for or incidental to:

- (1) waste oil retention facilities required by statute, rule or regulation;
- (2) emergency generators required by statute, rule or regulation;
- (3) treatment works approved under 314 CMR 5.00 for treatment of ground or surface waters; or
- (4) replacement or upgrading of existing storage vessels without increasing the total capacity of the vessels to be replaced or upgraded providing there is compliance with all local, state and federal laws;

And provided that storage is:

- (1) above ground level;
- (2) on an impervious surface; and
- (3) either in container(s) or above ground tank(s) within a building or outdoors in covered container(s) or above ground tank(s) in an area that has a containment system designed and operated to contain a spill of 110% of the total volume of the single largest container;

j. Facilities that generate and store hazardous waste for off-site disposal, by the following:

- (1) very small quantity generators as defined under 310 CMR 30.00;
- (2) household hazardous waste collection centers and events under 310 CMR 30.390;
- (3) waste oil retention facilities required by G.L. c. 21, s.52A;
- (4) water remediation treatment works approved under 314 CMR 5.00;

k. Storage of sludge and septage, which is in compliance with 310 CMR 32.30 and 310 CMR 32.31;

4260. Earth Removal or Earth Moving in the Water Resource Protection Overlay District - Procedures and Conditions. No Special Permit involving excavation shall be issued or renewed under this Section 4200 until the applicant has submitted to the Special Permit Granting Authority a plan showing existing grades in the area from which material is to be removed, together with a plan showing the grades as they will be at the conclusion of the operation. The grading plans must indicate maximum groundwater elevation throughout the entire area proposed to be excavated. Maximum groundwater elevation shall be determined by means of monitoring wells, test pits and soil borings during the months of March, April or May. Such tests shall be conducted by a Massachusetts Registered Professional Engineer at the expense of the applicant and shall be observed by a representative of the Special Permit Granting Authority or its designee. Test results shall be submitted to the Special Permit Granting Authority. The plan showing the grades at the conclusion of the operation shall show no grades in excess of one foot of vertical rise in two feet of horizontal distance; 4:1 slopes are preferred.

4261. Conditions. Special Permits granted under this Section 4200 involving excavation must be made subject to the following conditions, said conditions to be written in the permit and made a part thereof:

- a. That proper and reasonable surface drainage of the land shall be provided during and after construction and that all drainage provisions shall comply with the requirements of the Rules and Regulations for Special Permits in Water Resource Protection Overlay Districts;
- b. That areas that have been compacted by heavy machinery shall be scarified to a depth of at least twelve (12) inches before topsoil is replaced;
- c. That at the conclusion of the excavation operations, or of any substantial portion thereof, the whole area where excavation has taken place be covered with not less than six (6) inches of top soil and seeded with a suitable cover crop, except where ledge rock is exposed, and that all large stones and boulders which protrude above the finished grade are to be removed or buried, if required by the Special Permit Granting Authority;
- d. That activities ancillary to the excavation, including, but not limited to, equipment and vehicle maintenance and storage of lubricants, fuels, solvents and other chemicals associated with earth removal operations will be prohibited in Zone II;
- e. That the applicant post a bond with the Treasurer of the Town in an amount determined by the Special Permit Granting Authority as sufficient to guarantee conformity with the provisions or conditions of the permit, the amount of the bond to be not less than \$5,000 per acre of land from which earth is to be removed, if required by the Special Permit Granting Authority;
- f. Any fill material used in the Water Resource Protection Overlay District shall contain no solid waste, toxic or hazardous materials, or hazardous waste. Adequate documentation shall be provided to the Special Permit Granting Authority to guarantee the chemical quality of the fill. The Special Permit Granting Authority may require testing by a certified laboratory at the applicant's expense.

4270. Special Permit Procedures. The Special Permit Granting Authority under this bylaw shall be the Planning Board. Such Special Permit shall only be granted if the Special Permit Granting Authority determines that the intent of this bylaw as well as each of its specific criteria are fully met. In making such determination, the Special Permit Granting Authority shall give consideration to the demonstrated reliability and feasibility of the use and pollution control measures proposed and the degree of threat to water quantity and quality which would result if the control measures perform at less than design efficiency. The Special Permit Granting Authority may impose such conditions, safeguards and limitations as it deems appropriate. The Special Permit Granting Authority shall document the basis for any departures from the recommendations of the other Town boards or agencies in its decision.

4271. Technical Assistance. To assist its review of applications for Special Permits, the Special Permit Granting Authority may engage a professional geologist, hydrologist, soil scientist, or Massachusetts engineer or other such consultant experienced in groundwater evaluation or hydrogeology or wastewater or toxic and hazardous waste to review the application for completeness and accuracy and shall charge the applicant for the cost of such review.

4272. [Reserved]

4273. Application Contents. All applications shall comply in full with the requirements of G.L. c. 40A, s. 9 and the Rules and Regulations for Special Permits in the Water Resource Protection Overlay District unless the said authority exercises its right to waive any of the requirements therein.

4274. Review by Other Town Boards or Agencies. Upon receipt of the Special Permit application, the Special Permit Granting Authority shall transmit forthwith a copy of the application and plan to the Sudbury Water District, Board of Health, Conservation Commission, Town Engineer, and such other boards, departments or committees as it may deem necessary or appropriate, for their written reports. Any such board or agency to which petitions are referred shall make recommendations or submit such reports as they deem appropriate and shall send a copy thereof to the Special Permit Granting Authority and to the applicant within thirty-five (35) days of receipt of the application by such board or agency. Failure of such board or agency to make a written recommendation or submit a written report with thirty-five (35) days of receipt of the application shall be deemed a lack of opposition.

4275. Special Permit Criteria. After notice and public hearing, and after due consideration of the reports and recommendations of the other Town boards or agencies, the Special Permit Granting authority may grant such a Special Permit provided that it finds that the proposed use:

- a. Will in no way during construction or any time thereafter, adversely affect the existing or potential quality or quantity of water that is available in the Water Resource Protection Overlay District;
- b. Will not cause the groundwater quality to fall below the standards established in 314 CMR 6.00 Massachusetts Groundwater Quality Standards or for parameters where no standards exist, below standards established by the Board of Health and, where existing groundwater quality is already below those standards, upon determination that the proposed activity will result in no further degradation;
- c. Is in harmony with the purpose and intent of the bylaw and will promote the purposes of the Water Resource Protection Overlay District;
- d. Is appropriate to the natural topography, soils and other characteristics of the site to be developed, and is designed to avoid substantial disturbance of the soils, topography, drainage, vegetation, and other water related natural characteristics of the site to be developed;
- e. Will not, during construction or thereafter, have an adverse environmental impact on any water body or course in the district; and
- f. Will not adversely affect an existing or potential water supply.

4280. Stormwater Management.

All runoff generated on the site shall be managed on-site in a manner demonstrated to assure full protection of the water quality in the Water Resource Protection Overlay District and the health, safety

and welfare of residents of Sudbury. The Special Permit Granting Authority may permit off-site disposal of said runoff if it is determined that either on-site recharge is infeasible because of site conditions or is undesirable because of risks to water quality from such recharge. All runoff generated on-site shall be treated prior to recharge or discharge in accordance with the guidelines set forth in the Rules and Regulations for Special Permits in the Water Resource Protection Overlay Districts and in accordance with the NPDES Phase II General Permit if the runoff is piped into a municipal system. Applicants shall integrate stormwater management practices into landscaping plans to the greatest extent practicable to provide surface pre-treatment of stormwater through swales and bio-retention facilities.

4290. Other Matters.

4291. Violations and Enforcement. Written notice of any violation of this section shall be given by the Building Inspector to the responsible person as soon as possible after detection of a violation or a continuing violation. Notice to the assessed owner of the property shall be deemed notice to the responsible person. Such notice shall specify the requirement or restriction violated and the nature of the violation, and may also identify the actions necessary to remove or remedy the violation and preventive measures for avoiding future violations and a schedule of compliance. A copy of such notice shall be submitted to the Planning Board, Board of Health, Conservation Commission, Town Engineer and Sudbury Water District. The cost of containment, clean-up or other action of compliance shall be borne by the owner and operator of the premises. The owner and operator of any property for which a Special Permit has been issued hereunder shall notify the Building Inspector and the Board of Health of any known violation of the terms and conditions of such Special Permit. Such notification shall be given immediately (within 48 hours) after knowledge thereof, in person or by telephone, and shall be followed within two (2) weeks by written notice specifying the details of the violation. The owner and operator shall take all appropriate remedial action to cure such violation. Failure of the owner and operator to report a violation in a timely manner, or failure to take appropriate remedial action, or failure to otherwise comply with the terms and conditions of a Special Permit, or the requirements of the Board of Health or the Building Inspector, shall be sufficient grounds for revocation of the Special Permit.

4292. Rules and Regulations. The Special Permit Granting Authority may adopt, and from time to time amend, Rules and Regulations consistent with the provisions of this bylaw and G.L. c. 40A and other provisions of the General Laws, and shall file a copy of said Rules and Regulations with the Town Clerk.

4293. Severability. The invalidity of any portion or provision of this section regarding Water Resource Protection Overlay Districts, shall not invalidate any other portion or provision thereof, nor shall it invalidate any Special Permit previously issued thereunder.";

or act on anything relative thereto.

Submitted by the Planning Board, Conservation Commission and
Sudbury Water District Commission.

(Two-thirds vote required)

**PLANNING BOARD, CONSERVATION COMMISSION AND SUDBURY WATER DISTRICT
COMMISSION REPORT:** This article proposes a major overhaul of the Water Resource Protection Overlay District Bylaw. Through the collective efforts of the Planning Board, the Conservation Commission, the Board of Health and the Sudbury Water District, and the assistance of Horsley & Witten, an environmental engineering firm, the bylaw has been updated to comply with state regulations governing groundwater protection and innovative Best Management Practices.

One of the major changes to the bylaw involves revising the restriction on the amount of impervious surface permitted on a lot. New provisions in the Bylaw and the accompanying Rules and Regulations require the demonstration of a net improvement to the environmental quality of a site if impervious surfaces exceed 15% of

the total lot. All lots will be required to capture and treatment of runoff generated by impervious surfaces. Most of Sudbury's businesses that are located in Zone 2 currently exceed the 15% threshold, and these revised provisions offer greater environmental protection than under the existing bylaw by creating an incentive to upgrade older properties. The revised bylaw also streamlines the permitting process for minor projects, removing the need for a special permit from the Planning Board if similar review is undertaken by another board such as the Conservation Commission or the Board of Selectmen. All major projects, or those that may involve the use of hazardous substances or any other use or development that may threaten groundwater supplies, will still require full special permit review.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee takes no position on this article.

TOWN COUNSEL OPINION: See opinion at the end of this warrant.

ARTICLE 41. COMMUNITY PRESERVATION FUND - (Consent Calendar)
EXTENSION OF SUDBURY HOUSING
AUTHORITY PROPOSAL

To see if the Town will vote to extend the period authorized under Article 32C of the 2003 Annual Town Meeting, for the Sudbury Housing Authority to obtain permitting and financing approvals as set forth in said Article 32C for construction of community housing on sites owned by, or authorized for transfer to, the Sudbury Housing Authority as of the close of the 2004 Annual Town Meeting, or act on anything relative thereto.

Submitted by the Community Preservation Committee. (Majority vote required)

COMMUNITY PRESERVATION COMMITTEE REPORT: Article 41 requests an extension of the permitting and financing approval period originally voted and approved at the '03 Town Meeting. The extension has been requested by the Sudbury Housing Authority due to the delays associated with investigation and identification of viable sites for community housing, including, but not limited to, the work of the Blue Ribbon Housing Site Selection Committee. At the time of the original approval of Article 32C at the '03 TM, the CPC projected that a site selection process could be completed by the close of the '04 TM. The Sudbury Housing Authority would then have had a period of one (1) year ending at the close of the '05 TM to obtain permitting and financial approvals, or sufficient assurance thereof, to the satisfaction of the CPC, so that actual funding of community housing units could commence. Given the extensive delays, the site selection process remains incomplete. The Sudbury Housing Authority has demonstrated, however, that a core selection of qualified sites is available and that these core sites can support a threshold level of community housing units to make the project viable. Given the Sudbury Housing Authority's commitment to achieve this end, and the extensive efforts on the part of Town residents to date to see this project to fruition, the CPC supports this article for a two (2) year extension of the permitting and financing period to end no later than the close of the '07 TM.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

ARTICLE 42. COMMUNITY PRESERVATION FUND - HOUSING UNIT BUY-DOWN

To see if the Town will vote to appropriate an amount not to exceed \$500,000 from Community Preservation Act funds, as recommended by the Community Preservation Committee, for the purpose of purchasing permanent, affordable restrictions on single or multiple family units in the Town of Sudbury, for homeownership or rental, or act on anything relative thereto.

Submitted by the Community Preservation Committee.

(Majority vote required)

COMMUNITY PRESERVATION COMMITTEE REPORT: Article 42 requests an appropriation to fund a new community housing initiative proposed jointly by the Town Manager and the Community Housing Committee. The request is made in accordance with the Housing Committee's recent Housing Plan and would provide a mechanism for the Town to create affordable housing units within existing or proposed market rate developments. The proposal would also permit the creation of additional affordable units within existing developments or developments to be created under the comprehensive permit process. The CPC believes that this proposal is a novel, alternative approach to the creation of community housing units in developments that currently exist or otherwise would be developed. The CPC believes that such an approach complements other housing plans, such as the rental housing program managed by the Sudbury Housing Authority. At the same time, the CPC recognizes that there are no current commitments for the purchase of affordable restrictions on existing or proposed developments, and the CPC has imposed a timeline for obtaining said commitments and funding so that unspent funds could revert back to the CPC to be used on other eligible projects. The CPC supports this article. All appropriations will be allocated to the Community Housing category.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

ARTICLE 43. COMMUNITY PRESERVATION FUND - RAIL TRAIL CONVERSION STUDY

To see if the Town will vote to appropriate an amount not to exceed \$25,000 from Community Preservation Act funds, as recommended by the Community Preservation Committee, for the purpose of conducting a feasibility study on the former Penn Central right-of-way from the Union Avenue entrance at Chiswick Park to the Concord Town Line, or act on anything relative thereto.

Submitted by the Community Preservation Committee.

(Majority vote required)

COMMUNITY PRESERVATION COMMITTEE REPORT: Article 43 requests an appropriation to fund a feasibility study for conversion of the north-south railroad right-of-way to a trail. The CPC understands that the feasibility study is the first step in determining the existing conditions of the right-of-way and evaluating the parameters for conversion. The feasibility study will serve to complement work already underway in Concord, Acton and other towns to the north in connection with a rail-trail system known as the Bruce N. Freeman Memorial Rail Trail. The feasibility study will not bind the Town to any particular design or conversion plan. The feasibility study will be a necessary component in the event the Town moves forward on a rail trail conversion plan and seeks funding from state and federal sources for such conversion. The railroad right-of-way has been targeted for decades as a potential recreation and open space resource for the Town of Sudbury. The CPC supports this article as a first step toward understanding the potential of a rail trail conversion. All appropriations will be allocated to the Recreation category.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval.

ARTICLE 44. COMMUNITY PRESERVATION FUND - CUTTING ATHLETIC FIELD

To see if the Town will vote to appropriate an amount not to exceed \$80,250 from Community Preservation Act funds, as recommended by the Community Preservation Committee, for the purpose of completing the design, site preparation and construction of the athletic field, parking area, entrance drive and related amenities at the Cutting field property, or act on anything relative thereto.

Submitted by the Community Preservation Committee.

(Majority vote required)

COMMUNITY PRESERVATION COMMITTEE REPORT: Article 44 represents an appropriation to partially fund a shortfall in actual anticipated construction costs of the athletic field at the Cutting field property, which property was acquired and initially funded as a result of the '04TM. The shortfall was noted in response to bid submissions in February, 2005 and is reflective of site preparation costs and other market price increases. The Community Preservation Act funds will be made available on a matching basis with alternative funding sources to be developed by the Park and Recreation Commission. These sources may include user groups and other private donors. The CPC believes that the Cutting field project will be a valuable component to the network of athletic fields available to support the Town's athletic programs. The Cutting field project is supported by the Field Master Plan. The CPC believes that every effort should be made to complete the Cutting field project in a timely fashion in accordance with the present design specifications. The CPC also appreciates that this will be a combined effort, using CPC resources and alternative funding sources. The CPC supports this Article. All appropriations shall be allocated to the Recreation category.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee will report at Town Meeting.

ARTICLE 45. COMMUNITY PRESERVATION FUND - WILLIS POND DOCK

To see if the Town will vote to appropriate an amount not to exceed \$6,000 from Community Preservation Act funds, as recommended by the Community Preservation Committee, for the purpose of purchasing and installing a dock in Willis Pond at the Lake Shore Drive access point, or act on anything relative thereto.

Submitted by the Community Preservation Committee.

(Majority vote required)

COMMUNITY PRESERVATION COMMITTEE REPORT: Article 45 requests appropriation to fund purchase and installation of a floating, removable dock in Willis Pond. The new dock will be installed in the approximate vicinity of the old, deteriorated wooden dock at the Lake Shore Drive access point. The Park and Recreation Commission has obtained necessary permits from the Board of Selectmen for the installation. Annual upkeep, removal and storage requirements will be internalized through existing services of the Park and Recreation Commission and Department of Public Works. No other increase in facilities or services at Willis Pond is proposed. The CPC recognizes Willis Pond as a valuable recreation and open space resource in the Town of Sudbury. The new dock will facilitate use of these resources. The CPC supports this article. All appropriations shall be allocated to the Recreation category.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval of this article.

ARTICLE 46. (WITHDRAWN)

**ARTICLE 47. COMMUNITY PRESERVATION FUND -
HOSMER HOUSE RESTORATION PHASE I**

To see if the Town will vote to appropriate an amount not to exceed \$198,900, from Community Preservation Act funds, as recommended by the Community Preservation Committee, for the purpose of completing certain Phase I restoration improvements to the Hosmer House, or act on anything relative thereto.

Submitted by the Community Preservation Committee.

(Majority vote required)

COMMUNITY PRESERVATION COMMITTEE REPORT: Article 47 requests appropriation for Phase I restoration of the Hosmer House in accordance with the recently completed restoration plan entitled: Sudbury's Hosmer House Preservation Plan, Prioritized Repair/Restoration Needs, Drawings and Outline Specifications, prepared by Frederic C. Detwiller, dated October 12, 2004. The Phase I work culminates the work of prior CPC sponsored funding that includes emergency repairs performed on the Hosmer House in 2003, along with administrative funding for preparation of the report prepared by Mr. Detwiller. The CPC recognizes the significance of the Hosmer House as one of Sudbury's most treasured historic resources. The Hosmer House is also crucial to the continued restoration and preservation of Sudbury's Historic Town Center. The restoration plan anticipates additional phases described in the Detwiller report as Phases II and III. The Historical Commission expects that such additional restoration will take place over a several-year period. The Phase I work does not commit the Town to the conduct of Phase II or Phase III work. The Phase I work is necessary in and of itself, and Phase I work will complement additional restoration work if and when undertaken. The CPC supports this article. All appropriations shall be allocated to the Historic Preservation category.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval of this article.

**ARTICLE 48. COMMUNITY PRESERVATION FUND -
HISTORIC PROPERTIES SURVEY PHASE II**

To see if the Town will vote to appropriate an amount not to exceed \$9,800 from Community Preservation Act funds, as recommended by the Community Preservation Committee, for the purpose of completing a Phase II survey of historic properties in the Town of Sudbury, or act on anything relative thereto.

Submitted by the Community Preservation Committee.

(Majority vote required)

COMMUNITY PRESERVATION COMMITTEE REPORT: Article 48 requests appropriation for completion of a Phase II historical properties survey. The CPC notes that this survey will supplement the Phase I study completed by the Historical Commission in 1996, which included a survey of 156 historic properties in the Town of Sudbury. The historical properties survey is a main component of the Charter of the Sudbury Historical Commission and is necessary for documenting historic districts and recognizing individual historic properties for listing on state and federal registers. The historic properties survey would also serve to support existing Town Bylaws governing demolition delay. The CPC supports this article. All appropriations shall be allocated to the Historic Preservation category.

BOARD OF SELECTMEN POSITION: The Board of Selectmen unanimously supports this article.

FINANCE COMMITTEE REPORT: The Finance Committee recommends approval of this article.

ARTICLE 49. COMMUNITY PRESERVATION FUND - LIBBY PROPERTY OPEN SPACE ACQUISITION

To see if the Town will vote to appropriate an amount from Community Preservation Act funds, as recommended by the Community Preservation Committee, sufficient for the acquisition of fee title or other land interest in all or a portion of that certain parcel of land commonly known as the Libby property, located off Water Row, Sudbury, MA, and identified on the Town of Sudbury Assessor Map No. H11, Parcel 400, containing approximately 30 +/- acres, and to see if this appropriation will be raised by borrowing or otherwise, or act on anything relative thereto.

Submitted by the Community Preservation Committee.

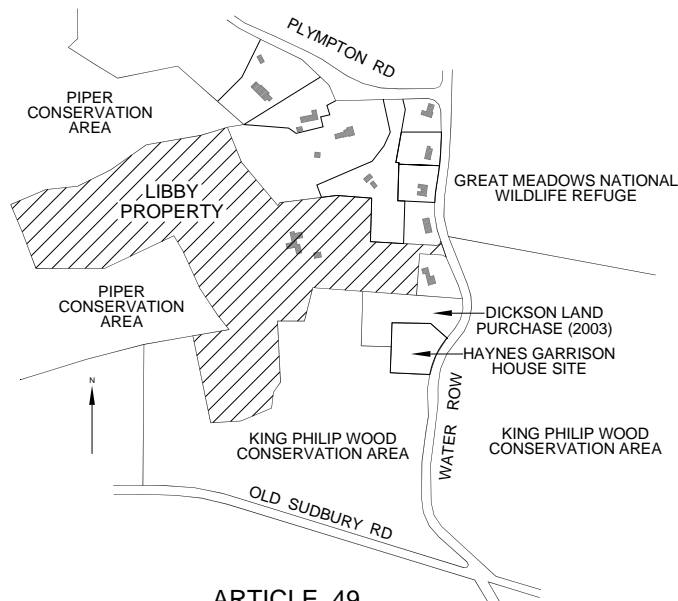
(Two-thirds vote required)

COMMUNITY PRESERVATION COMMITTEE REPORT: Article 49 requests authorization to bond the Libby property as an open space acquisition and preservation project. The Libby property is adjacent to existing open space parcels purchased by the Town of Sudbury in prior years, including the Piper property and the Dickson property. The Libby property will provide a valuable open space corridor, trail linkages, and additional protection of known natural and historic resources in the area. The Libby property is a Primary Priority Parcel noted on the Open Space and Recreation Plan since 1978. The property also meets all of the General Criteria and Category Specific Criteria established by the CPC for open space projects. Bonding the acquisition and preservation costs is consistent with the CPC's policy that projects involving land acquisition be funded through the issuance of bonds over a multiple year period in order to leverage Community Preservation funds for other projects and to spread the surcharge burden of such projects over a broader tax base. All appropriations shall be allocated to the Open Space category.

The ability to bond projects increases the capacity of the CPA fund, and will ultimately fund more projects over time. Bonding also enables the reservation of a large amount of the annual Community Preservation funds for other large, costly projects. The CPC supports this article.

BOARD OF SELECTMEN POSITION: The Board of Selectmen will report at Town Meeting.

FINANCE COMMITTEE REPORT: The Finance Committee will report at Town Meeting.



ARTICLE 49
LIBBY PROPERTY

**ARTICLE 50. COMMUNITY PRESERVATION FUND -
GENERAL BUDGET AND APPROPRIATIONS**

To see what sum the Town will vote to appropriate from Community Preservation Act funds, as recommended by the Community Preservation Committee, for the FY06 Community Preservation Act budget, or act on anything relative thereto.

Submitted by the Community Preservation Committee.

(Majority vote required)

COMMUNITY PRESERVATION COMMITTEE REPORT: Article 50 sets forth the entire FY06 CPA budget, including appropriations and reservations as required in connection with administration of the CPA funds. The article appropriates funds for administrative and operational expenses of the CPC in the amount of \$60,000. The administrative fund can be used by the CPC to pay for technical staffing and expertise, consulting services, property appraisals, legal advertisements, publication fees and other administrative expenses. The CPC can budget up to 5% of the annual budget for administrative expenses, or \$100,000 based upon the revenue projection of \$2,000,000 in FY06. In the past two years, the CPC has recommended an administrative budget at \$45,000, approximately 2.5% of budgeted revenues. The administrative fund request this year reflects a slightly higher amount due to recent expenditures for consultant services, including appraisers, land surveyors and the like. The CPC expects that this type of expenditure will continue into FY06. Any funds remaining in the administrative account at fiscal year end revert back to the CPA Fund Balance, and would need to be re-appropriated for administrative use in subsequent years. The CPC believes that having access to administrative funds in order to conduct business on a time sensitive basis is a vital component of the CPA.

The article appropriates money for FY06 debt service obligations for two existing projects (Cutting and Dickson), approved at previous town meetings in the total amount of \$593,004. Of the total debt service amount, \$557,255 is for the Cutting Property, allocated between the Open Space category (\$495,957) and the Recreation category (\$61,298); and \$35,749 is for the Dickson Property, allocated between the Open Space category (\$21,450) and the Historic Preservation category (\$14,299). In addition the article appropriates money for FY06 debt service obligations for the Libby project, based upon the prior article vote. All of said funds are allocated to the Open Space category.

The article also reserves the requisite minimum of 10% of the CPA budget in each of the core CPA categories of Open Space, Historic Preservation and Community Housing. This minimum funding is mandated by the CPA, and funds not spent in each of these three core categories must be reserved for future category specific use. There is no minimum allocation required for the Recreation category. The balance of the CPA funds is budgeted in the unrestricted reserve account for future CPC projects.

BOARD OF SELECTMEN POSITION: The Board of Selectmen will report at Town Meeting.

FINANCE COMMITTEE REPORT: The Finance Committee will report at Town Meeting.

**MASSACHUSETTS DEPARTMENT OF REVENUE COMMENT
ARTICLE 2, SPECIAL ACT: SENIOR CITIZEN RESIDENTIAL EXEMPTION**

As a number of citizens had questioned the constitutionality of Article 2, the Board of Selectmen solicited an opinion from the Department of Revenue as to the constitutionality or legality of this proposal, since the appraisal, valuation, and taxation of real estate is uniquely within the responsibility of the Department of Revenue. The response appears on the next two pages.



2005 FEB 22 P 2:50
RECEIVED
BOARD OF SELECTMEN
SUDBURY, MA

February 18, 2005

Board of Selectmen
Town of Sudbury
Town Hall
288 Old Sudbury Road
Sudbury MA 01776-1843

Re: Residential Exemption for Senior Citizens
Our File No. 2005-38

Dear Board Members:

You asked us to comment on the constitutionality of a proposed home rule petition to give all homeowners 60 years or older an exemption of thirty percent of the average assessed valuation of residential property within the town. This proposal is patterned after the residential exemption that is part of the state property tax classification system. G.L. c. 59 §5C. The result of the proposed exemption would be to increase the residential tax rate and shift taxes within the residential class from seniors with lower valued homes to all other residential taxpayers, including seniors, with higher valued homes.

The constitutionality of any act is for the legislature, and ultimately the Supreme Judicial Court, to decide. The state constitution requires that property taxes be assessed in proportion to value. Mass. Const. Pt. II, Ch. 1, §1, art. 4. The issue with respect to this and similar proposals to freeze or reduce senior taxes is whether they are equivalent of a lower property tax rate for seniors. The legislature can provide for differential taxation for different classes of taxpayers, but the constitution specifically requires that the classes be based on property usage, not age or other factor. In addition, the classes cannot exceed four in number and the state's property tax classification law already provides for four classes by use: residential, open space, commercial and industrial. G.L. Ch. 40 §56; Ch. 58 §1A; Ch. 59 §2A.

The legislature can provide for exemptions from taxation. Mass. Const. Pt. II, Ch. 1, §1, art. 4. If the proposal meets constitutional muster by being considered an exemption, it would have to meet a reasonableness standard. In that regard, we note that the legislature has in recent years expanded the property tax assistance available to seniors, but has not chosen to provide blanket assistance based on age alone. Instead, it has continued to impose financial eligibility requirements so as to more narrowly target the assistance to those in need. This may reflect constitutional considerations on the part of the legislature, or may be a policy choice given that any reduction in property taxes for selected taxpayers has to be made up by other taxpayers, including those of similar or even lesser means. We assume these issues will continue to be reviewed since news reports indicate that the Governor and legislative leaders have identified senior tax relief as an issue for this year's legislative session.

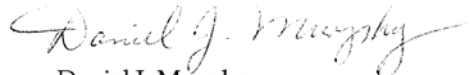
Board of Selectmen
Town of Sudbury
Page Two

In the meantime, a number of local property tax exemptions and deferrals already exist for seniors. As you know, the primary vehicle for assisting these taxpayers is the locally administered senior exemption. Clause 41C is the senior exemption used by Sudbury and we understand the town has adopted options enacted in 2002 designed to expand the number of eligible seniors and has doubled the exemption benefit. Chapter 184 §51 of the Acts of 2002; See Property Tax Bureau Informational Guideline Release 02-209, *Clause 41C Options* (September). In addition, Sudbury already has a special act allowing seniors age 60 or older with annual income up to \$60,000 to defer all or part of their annual taxes until the property is transferred at an annual interest rate of 4 per cent per annum. Chapter 320 of the Acts of 2002. Ordinarily, property tax deferrals accrue interest at 8 per cent per annum and seniors must be age 65 or older and have a significantly lower income to qualify. G.L. c. 59 §5(41A).

Finally, many of the seniors at issue may benefit from a state income tax credit, the "senior circuit breaker," which is available to seniors 65 or older with property tax, water and sewer bills exceeding 10% of their income, even if they do not owe state income taxes. We understand that 171 Sudbury seniors obtained an average credit of \$742 in tax year 2003. See the February 2005 edition of the Division's monthly newsletter, *City & Town*. For tax year 2004, the maximum credit is \$820. Seniors qualify if their domicile has an assessed valuation of \$441,000 or less and their total income does not exceed \$44,000 if filing as a single person, \$55,000 as a head of household and \$66,000 as married filing a joint return. Taxpayers seeking information about the circuit breaker should contact DOR Taxpayer Assistance Service at 617-887-6367 or 1-800-392-6089.

If you have further questions, please do not hesitate to contact me again.

Very truly yours,



Daniel J. Murphy
Chief, Property Tax Bureau

DJM/KC

TOWN COUNSEL OPINIONS

1) It is the opinion of Town Counsel that, if the Bylaw amendments proposed in the following articles in the Warrant for the 2005 Annual Town Meeting are properly moved, seconded and adopted by a majority vote in favor of the motion, the proposed changes will become valid amendments to the Sudbury Bylaws:

Article 19	Amend Art. XVII.1	Sealing Weights and Measures Fees
Article 37	Amend Art. VIII(B)	Scenic Roads

2) It is the opinion of Town Counsel that, if the Zoning Bylaw changes set forth in the following articles in the Warrant for the 2005 Annual Town Meeting are properly moved and seconded, reports are given by the Planning Board as required by law, and the motions are adopted by a two-thirds vote in favor of the motion, the proposed changes will become valid amendments to the Sudbury Zoning Bylaw after approval by the Attorney General:

Article 39	Amend Zoning Bylaw, Art. IX	Miscellaneous Minor Revisions
Article 40	Amend Zoning Bylaw, Art. IX.4200	Water Resource Protection Overlay District

* * * * *

And you are required to serve this Warrant by posting an attested copy thereof at the Town Hall at least seven days before the time appointed for such meeting.

Hereof fail not and make due return of the Warrant by your doing thereon to the Town Clerk, at or before the time of meeting aforesaid.

Given under our hands this first day of March, 2005.

SELECTMEN OF SUDBURY:	John C. Drobinski
	Lawrence W. O'Brien
	William J. Keller, Jr.

PART II
FINANCIAL SECTION
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FY06 OVERVIEW

FINANCE COMMITTEE REPORT

Dear Resident of Sudbury,

The purpose of this report is to assist you in understanding Sudbury's fiscal year 2006 ("FY06") (July 1, 2005 – June 30, 2006) budget and all the financial articles to be presented to you at Town Meeting. We believe, above all, an informed voter is essential for our Town's democracy and continued fiscal health. The Finance Committee's role in Town government is to facilitate financial issues of Sudbury's residents to those that deliver services, oversee the budget process, and to make recommendations to you regarding the overall budget within the framework of the Town's needs and revenues.

The Finance Committee (the "FinCom") developed and issued budget guidelines to representatives and committee members of the Sudbury Public Schools ("SPS"), Lincoln-Sudbury Regional School District ("LSRSD"), Minuteman High School and the Town of Sudbury (the "Town"). Under these guidelines, we requested operating budgets for FY06 reflecting two different scenarios. For wages and all other operating costs, we requested increases be limited to 3% and 5%. However, both scenarios could include an unspecified increase necessary to fund pension, benefits and insurance costs that the FinCom consider to be somewhat fixed and non-discretionary. The Town Manager and school committees were also free to submit any other budgets they wished the FinCom to consider.

We also requested an account of the potential impacts to services for the Town and the schools for each budget scenario submitted. Beginning last October, assigned liaisons from the FinCom have attended monthly budget planning meetings with representatives and committee members of the various Town departments and schools. At these meetings, and in numerous communications between these monthly meetings, the liaisons and representatives of the Town departments and schools had in-depth discussions about budget matters. This information flow enabled the FinCom to have a high degree of familiarity with the budgets during hearings and deliberations conducted over a six-week period beginning in January.

Non-Override Budget

As required by law, the FinCom must recommend a balanced, non-override budget at Town Meeting each year. In arriving at the FY06 non-override budget (which was approved by a vote of 8 in favor, 0 opposed and 1 abstention), an assumption of level funding of state aid from FY05 levels was made. Based on the additional revenue allowed under a non-override budget, cost centers would realize an increase of approximately 1% in their budgets from FY05 levels, after required increases in pensions, insurance and debt. Given the increases in utilities costs and those required under current collective bargaining agreements, among others, it is the opinion of the FinCom that the resulting levels of service provided by the Town and the schools under this non-override budget would deteriorate so as to become unacceptable. If passed, it is projected that the tax on the average valued home will increase from \$8,100 to \$8,349, or 3.07%.

The FinCom's non-override budget for FY06 is in the amount of \$66,846,184.

Override Budget

The FinCom avoided recommending an override budget for each of the past two fiscal years (FY04 and FY05). It did so in reaction to a difficult economic climate. The tax increase in FY04 on the average home in Sudbury was 0.3% (from \$8,000 to \$8,025) and in FY05 it was 0.9% (from \$8,025 to \$8,100). Not recommending override budgets in those two fiscal years was done against a backdrop of lower to flat state aid, increasing population and student growth, and increasing costs in pensions, insurance, wages and utilities. In essence, we endorsed allowing some erosion of Town and school services. It is a position we are uncomfortable recommending for a third consecutive year.

Unless the Town invests in and maintains its equipment and infrastructure, it will lose control over the timing of these expenditures. To insufficiently fund maintenance and wait until equipment or vehicles no longer work or cannot be fixed abdicates the Town's responsibility to fiscally manage its fixed assets. As the Town operates with fewer police and fire personnel for its population and size than its peer towns, the FinCom believes the Town can ill afford to allow a further erosion of public safety services. Public Safety would receive about 60% of the override allocated to the Town. The FinCom is also recommending a \$650,000 debt exclusion under Article 11, to be bonded over a five-year period, for the purchase of a new fire engine, a bucket truck, boilers for the Fairbank Community Center and the repair of the floor at Fire Station #3.

The schools' budgets come down to a matter of class size, availability of class offerings, special education and extra-curricular programs. The FinCom makes its recommendations in an effort to stem the class size increases allowed over the past few years and to maintain the current level of programs being offered to children in the Town's schools.

As listed in last year's Town Warrant:

- (i) In 2004, a property assessment revaluation may shift tax burden from higher valued homes to lower valued homes, exclusive of the impact of the FY05 budget.
- (ii) Even though efforts have been made in an attempt to keep debt service amounts, outside the levy limit, at a constant level for previous voter approved projects, a dip in FY05 will be followed by an increase in FY06.
- (iii) Reapportionment of funds back to the Town of Sudbury from the LSRSD is at a higher level in FY05, helping to reduce the assessment needed to support the LSRSD budget. In FY06, the opposite may occur, wherein a lower reapportionment may lead to a higher assessment to the Town.
- (iv) The new high school and DPW building anticipate creating greater utilities costs for those cost centers' budgets.

All of the above did indeed occur along with the requisite impacts to the FY06 budget. The budget included in the Finance Committee report section of the Town Warrant represents the balance of levels of service and taxes that we recommend to the residents of the Town of Sudbury (approved by a vote of eight in favor, none opposed and one abstention). If passed along with the capital budget override, it is projected that the tax on the average valued home will increase from \$8,100 to \$8,867, or 9.47%.

The FinCom recommends a total override budget for FY06 in the amount of \$69,901,127 (which would result in an operating override of \$3,050,000 and a debt exclusion of \$150,000 in this first year of debt service under Article 11).

Conclusion

Any budget is a balance between revenue and expenses or in the case of a municipal budget, taxes and levels of service. For the past two fiscal years, we have recommended budgets supported by tax increases of 0.31% and 0.94% on the average valued home resulting in some erosion in services, infrastructure, class sizes and programs. The override budget we are recommending is one that attempts to invest rather than erode.

We strongly urge you, the voter, to get informed on the budget and the impacts of both the non-override and override budgets presented in the Finance Committee Report section of the Town Warrant. Opportunities to increase your understanding include watching the Finance Committee budget hearings rebroadcast on

Channel 8, attending any budget forums being held prior to Town Meeting, and asking 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,
Town of Sudbury Finance Committee

Martha M. Ragonas, Co-Chair
Michael Grosberg
M. Tracy Billig

Robert N. Jacobson, Co-Chair
William Kneeland, Jr.
Norman DeLuca

Larry J. Rowe, Vice-Chair
John Nikula
Sheila A. Stewart

SUDBURY PUBLIC SCHOOLS SUPERINTENDENT'S REPORT

The School Committee voted an FY06 budget of \$24,452,626, a 7.8% increase over the FY05 budget. In so doing, the Committee balanced their fiduciary responsibility to be good stewards for the children and schools with an understanding of the needs and realities of the Town. The adopted budget is viewed as an "integrity" budget. It is not a wish-list or a full restoration budget. The spending plan addresses enrollment growth (projected to be 2.1% students in grades preK-8 and 3.9% in grades 1-5) and begins to restore programs and services that were previously cut and still viable, along with a modest effort to address needs that have recently been identified in the environment of high expectations and accountability. Included, in addition to the teaching staff necessary to accommodate enrollment growth, are support services for students in the areas of reading, math, counseling and technology, custodial services to maintain the integrity and cleanliness of our highly used schools, and a modest start to refresh and upgrade our technology and software in the classrooms and offices.

Subsequent to the School Committee adopting the budget mentioned above, a non-override budget was determined. The non-override budget totals \$22,910,490, a 1% increase for basic operations over FY05. In addition, funds would be provided for increased benefit costs of 10.4% for Sudbury employees. The combined increase for operation and benefits totals 2.59%. This budget provides no funds to accommodate enrollment growth; thus class size at all grade levels would increase. In addition, given certain uncontrollable cost increases, e.g. utilities and transportation, over \$560,000 would have to be cut from the FY06 non-override budget. No final decisions have been made, but, depending on the combination of staff and services impacted, as many as 15 teaching positions could be eliminated.

An override budget is also presented. With a successful override at the March 28 election and a supportive vote at Town Meeting, our budget will be \$24,058,431, a 6.06% increase over the FY05 budget. This budget will allow us to add the necessary staff to accommodate the growth in enrollment, a slight increase in custodial services, and a modest start to upgrade our technology. It also will prevent further erosion of services and programs and the increase in class size that has been occurring since FY02.

Sudbury Public Schools continues to be an exemplary school system with students who achieve at the highest levels on standardized assessments and who distinguish themselves in the arts and community service. We also are proud of our educational staff, in which 78% of the teachers hold advanced degrees and have on average 10.6 years of teaching experience. Together with our dedicated staff and parents, we will continue to focus on the continuous improvement of student learning, the responsible use of the resources our community entrusts with us and a determination to improve on excellence.

LINCOLN-SUDBURY SUPERINTENDENT'S REPORT

The FY06 Budget for the Lincoln-Sudbury Regional School District was prepared to provide for the same level of services available in FY04. As many of you are aware, over the past three budgets, revenues from both the state and local receipts have been unable to keep pace with a school that has experienced a 69% increase in students over the past ten years. Current forecasts show the enrollment trend increasing for the next several years with a 4% increase forecast for FY06.

With budgets not keeping pace with student growth since FY02, we have found that we have had to actually reduce faculty since FY02, resulting in current class sizes that far exceed what we would recommend, or what is appropriate for a school such as L-S. Since the leap back to the FY02 Level of Services would require an increase of 24 faculty, the School Committee felt we should try to restore services over a period of time, and therefore chose to go back one year to FY04 (Requested Budget) for this year's target.

Unfortunately, revenue forecast in both Lincoln and Sudbury are only able to cover pensions and insurance, leaving operating budgets to grow approximately 1% (Non-override Budget). Since our level staff (no growth budget) requires a 5.28% increase, we will need to cut approximately \$700,000 in order to meet Lincoln's and Sudbury's projected revenue forecasts. A reduction of this magnitude on top of cuts we have made in previous years would be devastating to the school, would result in insupportably large classes, and would necessitate cutbacks in the administrative supervision of students.

Although the override budget would not completely restore us to our FY04 Level of Services, it would allow us to add 7-8 teachers to help ease the number of large classes that we currently have. In addition, it would allow us to add approximately \$73,000 to our instruction text and supply accounts that have been seriously cut over the past few years, and maintain our present levels of athletic and extracurricular offerings.

TOWN MANAGER'S REPORT

Due to the economic downturn in recent years, coupled with the continuing need to provide educational services to a growing population of school age children, the Town has not been able to support public safety and public works staffing and capital needs at adequate levels. For FY06, the Board of Selectmen and Finance Committee support the Town Manager's request to address this issue by adding one position in both the Fire Department and the Police Department, and by approving the acquisition of needed capital items. However, to obtain the funds for these items, both an operating override question and a debt exclusion ballot question must be passed by the voters of Sudbury and supported at Town Meeting.

Public Safety

Today, both the Fire and Police departments operate with staffing levels that are the same (Fire Department) or lower (Police Department) than staffing levels from 1990, yet our population has grown by 13% since that time. Further straining our limited resources, service demands have grown at a faster rate than population growth. Since 1990, alarm calls (up 52.4%) and ambulance calls (up 79%) for the Fire Department and service calls for the Police Department (up 129%) are challenging our abilities to respond promptly and follow up properly. On top of the needs that growth brings are those needs that are generated by the times we live in now. Homeland security planning and training efforts are now required by state and federal governments, and we are all more acutely aware of the dangers to our uniformed employees on whom we rely to protect us should large scale emergencies occur here in Sudbury or a neighboring community. A final compounding note is that we are now experiencing retirements of many fire and police personnel who have provided years of service to the community. When they retire they are taking a great deal of experience and specialized knowledge with them.

The Town must provide the resources to train our new public safety staff up to the levels of those who are leaving. These are investments that will provide worthwhile returns for Sudbury residents for years to come. The override budget requests funding for one additional position in both the Fire Department (an Assistant Chief) and the Police Department (a patrol officer) as well as funds for training and bringing overtime coverage back to more acceptable levels.

Without the additional funds provided for in the override budget, the staffing levels for both public safety departments will remain at FY05 levels, but overtime funds will be sharply reduced, meaning that shifts that are open due to the illness or vacation of a police officer or firefighter may not be covered by calling in an off duty officer. In the Police Department, the Chief may be able to cover only 40% of those open shifts, leaving times when police patrol coverage in town is only 50% of planned patrols. In the Fire Department, the Fire Chief will be able to keep all three stations open, but it will be a constant challenge for him to juggle and stretch his manpower while simultaneously meeting all the inspectional, planning, administrative and training requirements with which the Fire Department is legally required to comply.

The capital budget is an effort to catch up on many of the equipment and vehicle items needed by the Fire Department that we have postponed for the past three years. Capital items are vital for the Fire Department. \$523,000 in capital items have been approved by the Capital Improvement Planning Committee, Finance Committee and Board of Selectmen for the Fire Department. Without the funding requested under the operating override and the debt exemption questions, none of this equipment can be obtained.

Public Works

This is the other department where additional resources are needed and have not been provided in recent years. Since 1990, staffing in the Highway division of the DPW has decreased by 25% while population has grown and the number of streets, roads, drainage structures and walkways needing repair, maintenance and snow removal has increased. Residents of Sudbury expect their roads and walkways to be cleared of snow and ice, but to perform this mission the DPW needs heavy equipment and staffing. Contractors are useful to supplement our work, but they do not have the right equipment nor are they reliably available when we need them most, during the really heavy and long lasting snowstorms. The override budget does not request any additional staffing at this time, instead focusing on our need to replace vehicles that are old and worn out, yet critical for our operations. A key part of the Public Works Department mission is to protect the safety of our residents while traveling within the Town, and DPW needs reliable equipment to perform this mission.

The Town has many other needs that should receive additional resources as well, in traffic management, civil defense, human services, economic development, library services, and environmental protection, to name a few. But the highest priority right now is to bring our public safety and public works capabilities back up from a level that has become unacceptable. The operating and capital budget for the Town departments, voted by the Finance Committee and the Capital Improvement Planning Committee and endorsed by the Board of Selectmen, support this highest priority.

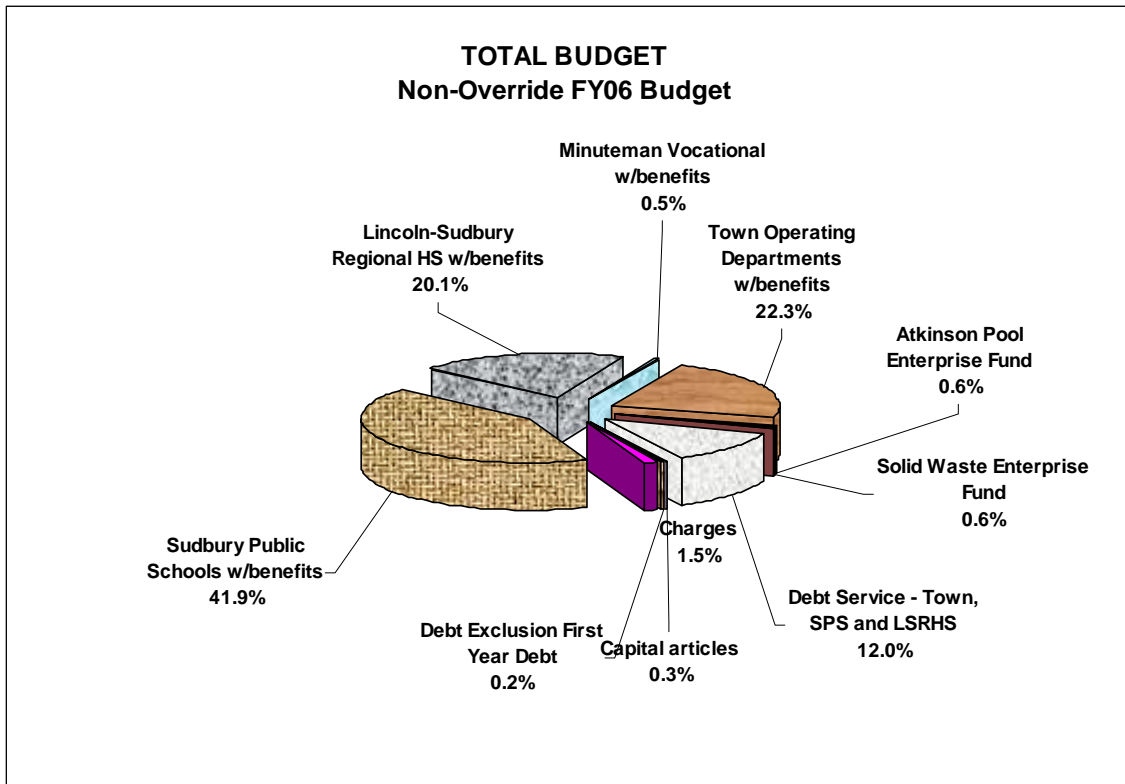
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FY06 BUDGET SUMMARY SHEET

EXPENDITURES	Appropriated	Appropriated	Schools/Twn Mgr	Fin Com	Fin Com
	FY04	FY05	Request FY06	Non-Override FY06	Override FY06
LS Gross Assessment	14,585,358	15,241,336	17,452,733	16,065,260	17,188,211
LS Excess Interest Applied	0	340,000	0	0	0
LS Operating Offsets	2,233,209	2,097,017	2,596,198	2,596,198	2,596,198
LSRHS NET (Operating Assessment)	12,352,149	12,804,319	14,856,535	13,469,062	14,592,013
LSRHS (Debt Assessment)	1,089,609	1,597,371	2,424,726	2,424,726	2,424,726
SPS less offsets	22,027,919	22,683,653	24,452,626	22,910,490	24,058,431
SPS Employee Benefits	4,119,180	4,626,464	5,107,457	5,107,457	5,107,457
Minuteman Regional (Assessment)	373,813	293,321	304,640	304,640	304,640
Total: Schools	39,962,670	42,005,128	47,145,984	44,216,375	46,487,267
General Government	1,921,974	1,965,410	2,011,226	1,989,898	2,011,226
Public Safety	5,145,242	5,289,182	5,733,642	5,392,251	5,733,642
Public Works	2,546,781	2,591,406	2,883,083	2,616,406	2,883,083
Human Services	483,672	518,523	537,382	522,737	537,382
Culture & Recreation	874,395	931,316	994,242	928,542	994,242
Town Employee Benefits	2,688,597	2,879,021	3,124,307	3,124,307	3,124,307
Townwide Operating & Transfer	461,396	355,825	313,345	318,345	313,345
Total: Town Services	14,122,057	14,530,683	15,597,227	14,892,486	15,597,227
Debt Service	7,906,725	6,014,574	5,589,344	5,589,344	5,589,344
Total: Article 5 Operating Budget	61,991,452	62,550,385	68,332,555	64,698,205	67,673,838
Solid Waste Enterprise	214,459	220,453	399,843	399,843	399,843
Pool Enterprise	395,375	405,078	426,212	426,212	426,212
Capital Article 11- First Year Debt	0	0	150,000	150,000	150,000
Prior Year Articles	40,000	55,000	0	0	0
Capital Article 10 (23,000 transfer)	0	169,000	273,000	193,690	273,000
Articles in operating	1,200	825	0	0	0
Capital, Ambulance	130,000	0	0	0	0
Stabilization	0	0	0	0	0
Total: Other	781,034	850,356	1,249,055	1,169,745	1,249,055
Charges	1,125,000	1,430,228	1,001,234	1,001,234	1,001,234
Total: To Be Raised	63,897,486	64,830,969	70,582,844	66,869,184	69,924,127
RECEIPTS					
State Aid	5,212,473	5,265,048	5,456,696	5,456,696	5,456,696
Local Receipts	4,149,494	4,039,545	3,955,092	3,955,092	3,955,092
Free Cash	940,000	1,146,292	800,000	800,000	800,000
Retirement Trust Fund	15,000	25,000	25,000	25,000	25,000
Abatement Surplus	273,138	684,566	543,450	543,450	543,450
Transfers from Other Articles	40,000	55,000	23,000	23,000	23,000
Ambulance Fund	340,853	193,372	210,189	210,189	210,189
Enterprise Funds	677,606	644,324	844,848	844,848	844,848
Total: Receipts	11,648,564	12,053,147	11,858,275	11,858,275	11,858,275
REQUIRED TAX LEVY	52,248,922	52,777,822	58,724,569	55,010,909	58,065,852
Previous Year Levy + 2 1/2%	42,727,325	44,532,238	46,313,461	46,313,461	46,313,461
New Growth	718,761	651,627	550,000	550,000	550,000
Prop 2 1/2 Override (Operating)	0	0	0	0	3,050,000
LEVY LIMIT	43,446,086	45,183,865	46,863,461	46,863,461	49,913,461
Prop 2 1/2 Exemptions	5,826,886	4,783,129	5,186,185	5,186,185	5,186,185
Prop 2 1/2 Debt Exclusion	0	0	150,000	150,000	150,000
APPLICABLE LEVY LIMIT	49,272,972	49,966,994	52,199,646	52,199,646	55,249,646
Cherry Sheet Grants for School Debt	3,169,449	2,816,206	2,816,206	2,816,206	2,816,206
TOTAL: REVENUE	64,090,985	64,836,347	66,874,127	66,874,127	69,924,127

UNDER/ (OVER) LEVY LIMIT 193,498 5,378 (3,708,715) 4,944 0

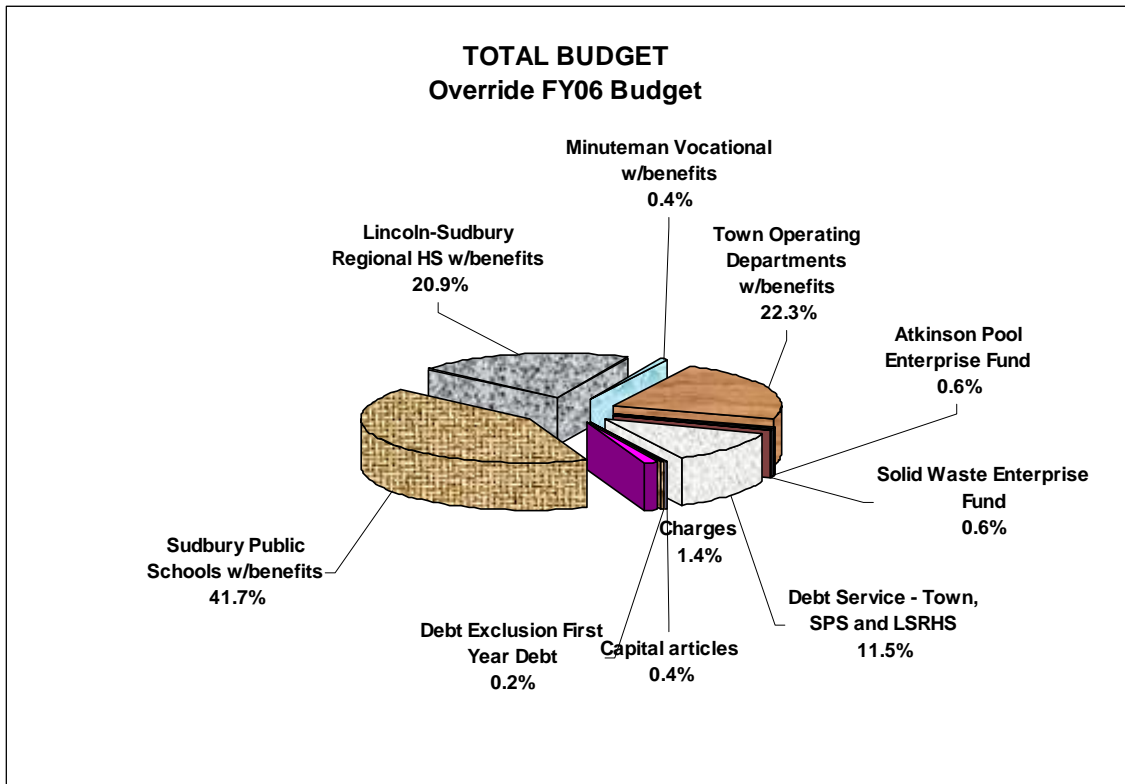
RECOMMENDED NON-OVERRIDE FY06 BUDGET



ALL COST CENTERS - ALL FUNDS*	Appropriated FY05	% of FY05 Budget	Non-Override FY06	% of FY06 Budget	% Change FY05 - FY06
Sudbury Public Schools w/benefits	27,310,117	42.13%	28,017,947	41.90%	2.59%
Lincoln-Sudbury Regional HS w/benefit:	12,804,319	19.75%	13,469,062	20.14%	5.19%
Minuteman Vocational w/benefits	293,321	0.45%	304,640	0.46%	3.86%
Town Operating Departments w/benefit	14,530,683	22.41%	14,892,486	22.27%	2.49%
Atkinson Pool Enterprise Fund	405,078	0.62%	426,212	0.64%	5.22%
Solid Waste Enterprise Fund	220,453	0.34%	399,843	0.60%	81.37%
Debt Service - Town, SPS and LSRHS	7,611,945	11.74%	8,014,070	11.98%	5.28%
Capital articles	224,825	0.35%	193,690	0.29%	-13.85%
Debt Exclusion First Year Debt		0.00%	150,000	0.22%	0.00%
Charges	1,430,228	2.21%	1,001,234	1.50%	-29.99%
<i>Total Budget Requests*</i>	<i>64,830,969</i>	<i>100%</i>	<i>66,869,184</i>	<i>100%</i>	<i>3.14%</i>

* This basis of budget reporting includes all cost centers and all funds that must be appropriated or expended, except for revolving funds.

RECOMMENDED FY06 OVERRIDE BUDGET



ALL COST CENTERS - ALL FUNDS*	Appropriated FY05	% of FY05 Budget	Override FY06	% of FY06 Budget	% Change FY05 - FY06
Sudbury Public Schools w/benefits	27,310,117	42.13%	29,165,888	41.71%	6.80%
Lincoln-Sudbury Regional HS w/benefit:	12,804,319	19.75%	14,592,013	20.87%	13.96%
Minuteman Vocational w/benefits	293,321	0.45%	304,640	0.44%	3.86%
Town Operating Departments w/benefit	14,530,683	22.41%	15,597,227	22.31%	7.34%
Atkinson Pool Enterprise Fund	405,078	0.62%	426,212	0.61%	5.22%
Solid Waste Enterprise Fund	220,453	0.34%	399,843	0.57%	81.37%
Debt Service - Town, SPS and LSRHS	7,611,945	11.74%	8,014,070	11.46%	5.28%
Capital articles	224,825	0.35%	273,000	0.39%	21.43%
Debt Exclusion First Year Debt		0.00%	150,000	0.21%	0.00%
Charges	1,430,228	2.21%	1,001,234	1.43%	-29.99%
<i>Total Budget Requests*</i>	<i>64,830,969</i>	<i>100%</i>	<i>69,924,127</i>	<i>100%</i>	<i>7.86%</i>

* This basis of budget reporting includes all cost centers and all funds that must be appropriated or expended, except for revolving funds.

OPERATING BUDGET – ARTICLE 5

SUDBURY PUBLIC SCHOOLS

	Appropriated FY04	Appropriated FY05	School Committee Voted FY06	FinCom Recommended Non-Override FY06	FinCom Recommended Override FY06
SUDBURY PUBLIC SCHOOLS					
Sudbury Public Schools	23,069,516	24,104,549	26,203,747	24,661,611	25,809,552
Less offsets (inc. METCO)	1,041,597	1,420,896	1,751,121	1,751,121	1,751,121
Net: Sudbury Public Schools	22,027,919	22,683,653	24,452,626	22,910,490	24,058,431
Add: Benefits Costs	4,119,180	4,626,464	5,107,457	5,107,457 *	5,107,457
Total: Cost S.P.S. (Gross)	26,147,099	27,310,117	29,560,083	28,017,947	29,165,888

* No reduction due to projected increase in unemployment benefits

Non-Override Budget

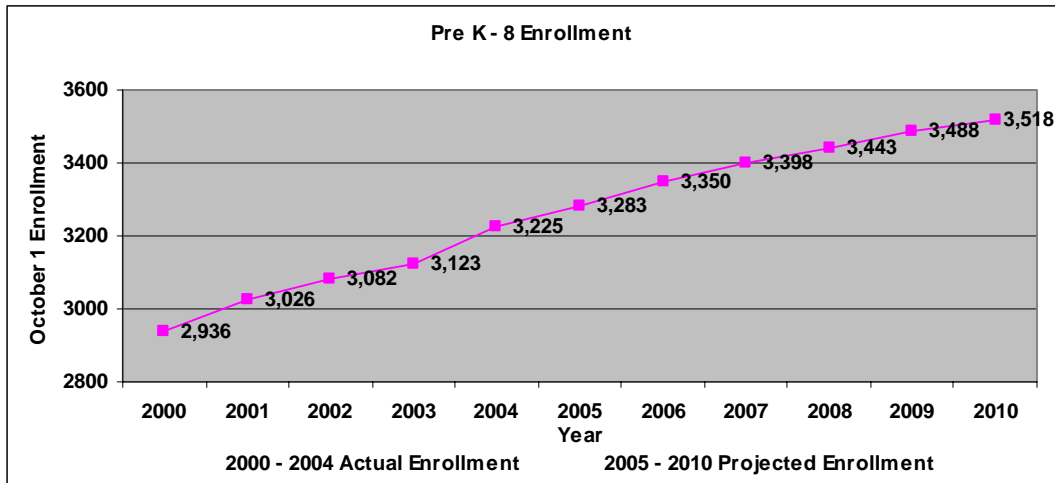
As part of its balanced non-override budget proposal, the Finance Committee is recommending a net Sudbury Public Schools budget for FY06 in the amount of \$22,910,490. This is an increase of \$226,837 or 1.0% over the Sudbury Public Schools Fiscal Year 05 budget, exclusive of pension and insurance costs. Pension and insurance costs increased by \$480,993 from \$4,626,464 in FY05 to \$5,107,457 in FY06, a 10.4% increase. With pension and insurance costs, the total budget represents an increase of \$707,830 or 2.6% over the FY05 appropriation. Operating costs continue to climb with utilities up 22% (partially due to an underestimate in the FY05 budget), transportation up 5%, and SPED expense up 8%. Enrollment is projected to increase 2.8% in Grades 1-5 and 36% in the Preschool. The non-override budget will create a significant rise in the number of classes, exceeding the School Committee’s guidelines for class size. In a non-override budget, it is estimated that 64% of classes will be over guidelines.

The Finance Committee’s non-override FY06 budget is \$22,910,490.

Override Budget

As part of its Override budget proposal, the Finance Committee is recommending a net Sudbury Public Schools budget for FY06 in the amount of \$24,058,431. This is an increase of \$1,374,778 or 6.1% over the Sudbury Public Schools FY05 budget, exclusive of pension and insurance costs. When those costs totaling \$5,107,457 are included, the overall increase of \$1,855,771 is 6.8% over the schools’ combined FY05 appropriation. Enrollment since 2002 has risen by 151 students with only three teachers added to meet this increase. Projections suggest that the student population will continue to grow for the next several years. The override budget will help to address class size and a technology update.

The Finance Committee recommends a FY06 Override budget of \$24,058,431.



SUDBURY PUBLIC SCHOOLS

	FY04 Actual	FY05 Budget	FY06 Sch Com Voted	FY06 Non-Override	FY06 Override	FY05 Staff - FTE	FY06 Staff - FTE (Voted)
Summary - Salaries							
System Administration	745,538	769,723	784,969	784,969	784,969	10.70	10.70
Elementary Instruction	6,984,709	7,534,821	8,494,426	7,528,329	8,116,104	155.57	175.98
Middle School Instruction	3,712,982	4,024,134	4,218,843	4,015,141	4,264,018	73.42	73.92
Cur., Instruction, Technology	496,024	529,388	680,395	635,395	635,395	9.40	11.40
SpEd Instruction	3,027,426	3,627,110	3,837,106	3,769,231	3,837,106	96.40	100.90
Health/Transportation	541,301	774,978	704,585	704,585	704,585	27.58	26.58
Plant Maintenance	737,608	794,431	816,884	753,483	785,184	16.00	18.00
Other	433,972	536,910	536,910	536,910	536,910		
Total Salaries	16,679,560	18,591,495	20,074,118	18,728,043	19,664,271	389.07	417.48
Salary Offsets		(611,023)	(731,121)	(731,121)	(731,121)		
Net Salaries	16,679,560	17,980,472	19,342,996	17,996,922	18,933,149		
Percent Increase			7.58%	0.09%	5.30%		
Summary - Expenses							
System Administration	258,452	230,800	230,800	230,800	230,800		
Equipment	54,136	86,746	86,746	86,746	86,746		
Elementary Instruction	325,955	295,642	305,646	295,642	345,298		
Middle School Instruction	167,616	159,388	159,388	159,388	159,388		
Cur., Instruction, Technology	204,387	126,338	301,196	126,338	277,196		
SpEd Instruction	2,362,557	2,524,293	2,727,218	2,727,216	2,727,216		
Health/Transportation	586,208	971,095	1,030,850	1,019,650	1,030,850		
Utilities	889,569	776,502	945,538	945,538	945,538		
Plant Maintenance	490,832	342,250	342,250	342,250	342,250		
Total Expenses	5,339,712	5,513,054	6,129,630	5,933,568	6,145,282		
Expense Offsets:							
Grants		(440,000)	(420,000)	(420,000)	(420,000)		
Circuit Breaker		(369,873)	(600,000)	(600,000)	(600,000)		
Net Expenses	5,339,712	4,703,181	5,109,630	4,913,568	5,125,282		
Percent Increase			8.64%	4.47%	8.97%		
Grand Total: Expense + Salary	22,019,272	24,104,549	26,203,748	24,661,611	25,809,553		
Less: Total Offsets	0	(1,420,896)	(1,751,121)	(1,751,121)	(1,751,121)		
Net Budget Total	22,019,272	22,683,653	24,452,626	22,910,490	24,058,431		
Percent Increase			7.80%	1.00%	6.06%		

LINCOLN-SUDBURY REGIONAL SCHOOL DISTRICT

	Appropriated FY04	Appropriated FY05	Request FY06	Non-Override FY06	Override FY06
LINCOLN-SUDBURY REGIONAL HS					
Operating Budget Assessment	12,352,149	12,804,319	14,856,535	13,469,062	14,592,013
Debt Assessment	1,089,609	1,597,371	2,424,726	2,424,726	2,424,726
Total: LSRHS Assessment	13,441,758	14,401,690	17,281,261	15,893,788	17,016,739

Lincoln-Sudbury Regional High School (“LSRHS”) is a grade 9-12 regional school district established pursuant to Chapter 71 of Massachusetts General Laws and operates in accordance with the Lincoln-Sudbury Regional Agreement. As a regional school district, Lincoln-Sudbury includes within its budget all costs associated with running the District. Such costs not commonly found in non-regional school budgets such as health, life, workers’ compensation and property and casualty insurances; FICA; retirement assessments; and debt service are all included in the LSRHS budget and represent 26% of the total budget for FY06. Chapter 70 State Aid and Regional Transportation Aid are used to reduce the total budget. The amount remaining after deducting receipts and other credits is then apportioned to Lincoln and Sudbury by a ratio based upon the enrollment of students from each town. The FY06 budget ratio for Sudbury is 85.67% (up from 85.27% in FY05) and for Lincoln is 14.33%. This 0.4% increase in ratio for the Sudbury FY06 assessment amounts to approximately \$80,000.

The enrollment at LSRHS has increased 69% from FY95 (887 students) to FY05 (1,503 students) and 9.2% (126 students) from FY03 to FY05. Projections indicate continued growth at 4-6% annually (a 4.3% increase of 64 students is projected for FY06), reaching a projected enrollment of 1,850 in FY09.

Under both the non-override and override budgets, state aid for Chapter 70 and regional transportation costs are projected to be level funded from FY05. Both budgets reflect a projected increase in state aid for the support of special education of \$238,000 from FY05.

Non-Override Budget

As required by law, the Finance Committee recommends approval of a non-override operating budget assessment of \$13,469,062 to the LSRHS district. This budget would provide an additional \$160,053 (\$136,117 Sudbury’s share) in operating revenue from FY05 levels to the district. This additional revenue would provide for pension and insurance, and some non-salary operating costs. It would be insufficient to fund the entire utility increase, contractually negotiated salary increases for teachers, or allow the district to maintain level services from FY05. Continued staff reductions in an environment of increasing student enrollments would be necessary.

Override Budget

The Finance Committee recommends approval of an override operating budget assessment of \$14,592,013 to the LSRHS district. This budget would provide an increase of \$1,387,204 (\$1,188,418 Sudbury’s share) in operating revenue from FY05 levels to the district. At this funding level, the school district would have sufficient funds to cover all contractually negotiated salary increases for teachers and staff, projected increases in utilities, pension and insurance, and other increases in general operating costs. It also provides \$357,000 to maintain level services from FY05. The level service budget calls for an increase of 5 FTE teacher positions to support increased student enrollment. Finally, this budget will provide \$185,506 to restore some teacher positions that were eliminated in the previous two fiscal years.

LINCOLN-SUDBURY REGIONAL SCHOOL DISTRICT
FY 2006 Budget
As Voted by the Lincoln-Sudbury Regional School Committee
February 1, 2005

OPERATING BUDGET

Administration:	FY '03 Expenditure	FY '04 Budget	FY '04 Expenditure	FY '05 Budget	FY '06 Budget
School Committee	319,863	86,000	207,374	90,000	90,000
Administration	91,634	41,000	42,371	45,000	53,200
Business Office	23,876	19,300	13,844	19,000	17,950
Central Office	16,000	17,000	16,000	16,500	16,500
Administration Total	451,373	163,300	279,589	170,500	177,650

Instruction	FY '03 Expenditure	FY '04 Budget	FY '04 Expenditure	FY '05 Budget	FY '06 Budget
Art	44,878	44,616	43,146	36,533	48,849
Computer	122,350	107,564	95,386	136,100	134,600
Drama	5,667	5,808	6,591	5,151	5,368
English	30,470	38,266	28,118	34,955	36,250
Language	4,192	24,213	29,038	20,642	20,360
History	30,184	29,017	24,542	25,757	26,300
Journalism	3,261	3,003	4,699	2,762	2,762
Mathematics	37,485	35,550	35,285	26,088	31,800
Music	27,690	24,908	19,098	20,222	28,650
Wellness	27,097	32,283	36,567	23,641	39,600
Science	32,747	40,214	36,775	35,829	38,250
Technology	21,521	22,209	16,835	18,766	26,700
Career Center	2,246	6,293	2,597	4,783	3,646
General Supplies	148,707	129,710	209,982	129,963	140,000
Instruction Total	538,495	543,654	588,659	521,192	583,135

Educational Support	FY '03 Expenditure	FY '04 Budget	FY '04 Expenditure	FY '05 Budget	FY '06 Budget
House Services	34,580	40,700	33,183	44,800	47,150
Student Services	38,338	34,433	50,921	35,477	34,100
Audio-Visual	46,003	37,952	45,958	23,457	38,450
Library	28,920	25,103	24,872	22,264	28,459
Student Activities	14,509	18,650	13,971	15,650	15,650
Athletics	185,352	203,781	202,290	190,265	218,680
Transportation	277,803	308,534	280,809	322,105	339,821
Development	22,491	16,500	21,666	16,500	16,500
Ed Support Total	647,997	685,653	673,670	670,518	738,810

Operations	FY '03 Expenditure	FY '04 Budget	FY '04 Expenditure	FY '05 Budget	FY '06 Budget
Custodial	164,788	168,000	163,643	206,000	211,000
Grounds	13,615	23,500	20,175	21,000	21,000
Maintenance	116,667	154,000	96,992	157,400	156,000
Utilities	346,206	395,700	404,110	652,700	837,200
Operations Total	641,276	741,200	684,921	1,037,100	1,225,200
Special Education	FY '03 Expenditure	FY '04 Budget	FY '04 Expenditure	FY '05 Budget	FY '06 Budget
Local Services	41,487	65,779	48,240	61,066	69,500
Transportation	139,094	152,100	177,897	184,800	228,315
Out-of-District (Net of Circuit Breaker)	782,700	1,184,596	1,199,864	1,460,304	1,185,473
Special Ed Total	963,281	1,402,475	1,426,000	1,706,170	1,483,288
Contingency	FY '03 Expenditure	FY '04 Budget	FY '04 Expenditure	FY '05 Budget	FY '06 Budget
Contingency	3,582	75,000	0	50,000	75,000
Contingency Total	3,582	75,000	0	50,000	75,000
Salaries & Other Compensation:	FY '03 Expenditure	FY '04 Budget	FY '04 Expenditure	FY '05 Budget	FY '06 Budget
Administration	829,809	849,312	811,826	852,547	1,028,430
Administrative Support	248,186	165,503	174,174	173,286	90,153
Professional Staff	8,070,007	8,414,826	8,283,270	8,587,322	9,127,033
Course Reimbursement	37,000	21,000	21,000	21,000	21,000
Curriculum Development	59,000	0	11,584	26,000	36,000
Extra Services	83,331	82,062	77,573	82,408	85,292
Educational Support	669,562	586,691	572,740	622,994	671,696
Substitutes	126,143	75,000	89,880	63,400	75,000
Clerical	598,687	642,467	637,935	609,607	657,975
Blg./Grds/Maint.	422,385	450,309	449,541	471,407	495,479
Coaches/Trainer	330,730	335,550	333,298	339,805	351,698
Staffing Increases	0	0	0	0	778,390
Salaries Total	11,474,838	11,622,720	11,462,820	11,849,776	13,418,146
Other Equipment & Capital Projects	FY '03 Expenditure	FY '04 Budget	FY '04 Expenditure	FY '05 Budget	FY '06 Budget
Capital Equipment	46,726	0	0	0	0
Capital Project Total	46,726	0	0	0	0
TOTAL OPERATING BUDGET	14,767,569	15,234,002	15,115,659	16,005,256	17,701,229

PENSIONS & INSURANCE BUDGET

Pensions & Insurance	FY '03 Expenditure	FY '04 Budget	FY '04 Expenditure	FY '05 Budget	FY '06 Budget
Insurance	1,536,817	1,865,532	1,667,793	2,043,908	2,267,545
Pensions	353,259	331,030	345,817	367,299	393,274
TOTAL PENSIONS & INSURANCE	1,890,076	2,196,562	2,013,610	2,411,207	2,660,819

DEBT SERVICE/STABILIZATION BUDGET

Debt/Stabilization	FY '03 Expenditure	FY '04 Budget	FY '04 Expenditure	FY '05 Budget	FY '06 Budget
Capital Project Bond Principal	0	0	0	1,400,000	1,400,000
Capital Project Bond Interest	0	0	0	760,760	522,900
Boiler Principal & Interest	184,650	153,075	153,075	0	0
Renovation Short Term Int	274,247	1,246,575	1,246,575	1,077,041	1,675,334
Stabilization Funding	32,162	63,268	63,268	0	0
Total Debt/Stabilization	491,059	1,462,918	1,462,918	3,237,801	3,598,234

SCHOOL CHOICE BUDGET

	FY '03 Expenditure	FY '04 Budget	FY '04 Expenditure	FY '05 Budget	FY '06 Budget
Tuition Assessment	5,000	10,000	9,856	10,000	10,000
Total School Choice	5,000	10,000	9,856	10,000	10,000

TOTAL OTHER COSTS 2,386,135 3,669,480 3,486,384 5,659,008 6,269,053

TOTAL BUDGET 17,153,704 18,903,482 18,602,043 21,664,264 23,970,282

ESTIMATED RECEIPTS	0.00	-326,400	0	-473,256	-473,256
STATE AID	0.00	-1,847,028	0	-1,895,507	-1,895,507
STABILIZATION OFFSET	0.00	-63,268	0	0	0
PREMIUMS	0.00	0	0	-1,150,540	-771,527
CAPITAL INTEREST INCOME	0.00	0	0	-401,559	-290,214
REAPPORTIONMENT	0.00	-838,723	0	-869,166	-377,409

ASSESSMENT 15,828,064 16,874,235 20,162,369

LINCOLN ASSESSMENT	0.00	2,386,306.48	0.00	2,472,545.73	2,881,107.34
SUDBURY ASSESSMENT	0.00	13,441,757.54	0.00	14,401,689.63	17,281,261.00
TOTAL ASSESSMENT		15,828,064.02		16,874,235.36	20,162,368.34

Lincoln-Sudbury Regional School District
\$14,000,000 Bond Payments Including Premium Offset

	<u>Interest Payments</u>	<u>Total Annual Interest</u>	Offset <u>Net Premium</u> \$630,813.36 <u>19.5446%</u>	<u>Net Annual Interest</u>	<u>Annual Principal Payment</u>	<u>Total Annual Payment</u>
FY '05	483,560.00 <u>277,200.00</u>	760,760.00	148,687.50	612,072.50	1,400,000.00	2,012,072.50
FY '06	261,450.00 <u>261,450.00</u>	522,900.00	102,198.71	420,701.29	1,400,000.00	1,820,701.29
FY '07	226,450.00 <u>226,450.00</u>	452,900.00	88,517.49	364,382.51	1,400,000.00	1,764,382.51
FY '08	191,450.00 <u>191,450.00</u>	382,900.00	74,836.27	308,063.73	1,400,000.00	1,708,063.73
FY '09	159,950.00 <u>159,950.00</u>	319,900.00	62,523.18	257,376.82	1,400,000.00	1,657,376.82
FY '10	128,450.00 <u>128,450.00</u>	256,900.00	50,210.08	206,689.92	1,400,000.00	1,606,689.92
FY '11	103,950.00 <u>103,950.00</u>	207,900.00	40,633.22	167,266.78	1,400,000.00	1,567,266.78
FY '12	79,450.00 <u>79,450.00</u>	158,900.00	31,056.37	127,843.63	1,400,000.00	1,527,843.63
FY '13	54,250.00 <u>54,250.00</u>	108,500.00	21,205.89	87,294.11	1,400,000.00	1,487,294.11
FY '14	28,000.00 <u>28,000.00</u>	<u>56,000.00</u>	<u>10,944.65</u>	<u>45,055.35</u>	<u>1,400,000.00</u>	<u>1,445,055.35</u>
	3,227,560.00	3,227,560.00	630,813.36	2,596,746.64	14,000,000.00	16,596,746.64

Note: \$56,000,000 Bond Anticipation Notes with interest due on 10/07/05 in the amount of \$1,006,004.70 (net of premiums) \$3,000,000 in new Bond Anticipation Notes expected to be issued 3/15/05. Commonwealth of MA share of debt is approximately 62%. Final bond issue will be done after receiving the state's share which is anticipated in FY '06.

Sudbury's share of annual payment in FY '06 is 85.67%.

MINUTEMAN VOCATIONAL TECHNICAL SCHOOL DISTRICT

	Appropriated FY04	Appropriated FY05	Request FY06	Non-Override FY06	Override FY06
MINUTEMAN VOCATIONAL					
Operating Budget Assessment	373,813	293,321	304,640	304,640	304,640
Total: Minuteman Assessment	373,813	293,321	304,640	304,640	304,640
TOTAL: 300 BUDGET	40,037,550	42,005,128	47,145,984	44,216,375	46,487,267

The proposed FY06 Budget for Minuteman Regional Vocational Technical School provides an increase in the assessment to Sudbury of 3.85% due to increased enrollment and an increase in Minuteman's overall budget of 2.31%. The FY06 overall budget is \$354,819 higher than FY05. The FY06 assessment for Sudbury is higher than last year's assessment by \$11,319.

The Finance Committee recommends approval of an assessment to the District of \$304,640.

PROGRAM AREA	Appropriated FY05	Appropriated FY06	Difference
Instructional			
Technology	154,829	144,090	-10,739
Commercial	58,490	55,337	-3,153
Trades	124,602	114,030	-10,572
Academic	276,259	274,590	-1,669
Instructional Sub-Total	614,180	588,047	-26,133
Support			
Library	21,858	23,080	1,222
Audio-Visual	4,300	2,530	-1,770
Television	65	0	-65
Microcomputer Service	52,300	52,300	0
Business Tech (rel.)	3,200	0	-3,200
Duplicating Service	43,615	39,615	-4,000
Special Education	27,410	31,410	4,000
Psychological Service	2,000	2,000	0
Guidance Service	14,050	16,050	2,000
Health Service	11,450	11,450	0
Principal's Office	90,250	74,250	-16,000
Transportation	1,119,158	1,133,630	14,472
Vocation Coordinator	5,800	5,800	0
Computer Service, Mini	25,400	25,400	0
Dean's Office	2,920	3,020	100
Dist. & Professional Development	159,160	169,735	10,575
Public Information	180,760	168,760	-12,000
Superintendent's Office	4,700	4,700	0
Planning Office	33,500	28,500	-5,000
Business Office	19,900	19,525	-375
Risk Insurance	139,000	134,532	-4,468
Employee Benefits	1,711,742	1,758,627	46,885
Medicare/ FICA	120,650	121,500	850
Maintenance	873,900	935,400	61,500
Debt Management	0	0	0
Equipment/ Capital	0	75,000	75,000
Food Service	6,750	6,550	-200
Leadership/ Safety	10,250	7,250	-3,000
Support Sub-Total	4,684,088	4,850,614	166,526
Salaries	10,046,068	10,260,494	214,426
TOTAL	15,344,336	15,699,155	354,819

FTE Sudbury Students = 20.58

GENERAL GOVERNMENT

The General Government portion of the budget represents the Executive, General Administration, Legal, Financial and quasi-judicial functions of the Town. Some of these offices include Selectmen/Town Manager's office, Accounting, Assessors, Treasurer/Collector and Information Systems, Planning Board, Conservation Commission, Board of Appeals and the Town Clerk & Registrars.

Non-Override Budget

The FY06 Non-Override Budget is increasing by \$24,489 or 1.25% over FY05. This budget does not maintain the same level of services provided for in the FY05 budget, nor does it restore the cuts made during the past two cycles. Salary levels are increasing 2.25% across the board, forcing small reductions to be made in a number of lines items to keep overall growth to 1.25%. Among these cuts are membership in the MetroWest Growth Planning Committee, town support of the annual harvesting at the Carding Mill Pond, professional development and training funds for staff, ability to preserve town documents, and time and materials for support of various ad hoc town boards and committees.

The Finance Committee recommends approval of FY06 Non-Override General Government Budget of \$1,989,898.

Override Budget

The FY06 Override Budget is increasing by \$45,817 or 2.33% over FY05. This budget just about maintains the same level of services as provided for in the FY05 budget, but it does not restore any of the cuts made during the past two budget cycles. It does reinstate the cuts planned under the FY06 Non-Override budget.

The Finance Committee recommends approval of FY06 Override General Government Budget of \$2,011,226.

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
SELECTMEN/TOWN MANAGER					
Town Manager	121,563	124,746	129,197	129,197	129,197
Admin. Salaries	52,445	53,625	54,866	54,866	54,866
Overtime	1,624	1,171	1,660	1,660	1,660
Clerical	50,229	51,560	61,202	61,202	61,202
Executive Incentive Program	7,000	8,000	9,250	7,500	9,250
Sick Leave Buy Back	1,206	1,233	1,262	1,262	1,262
Sub Total: Personal Services	234,067	240,335	257,437	255,687	257,437
General Expense	15,000	15,000	16,500	13,000	16,500
Maintenance	750	750	750	750	750
Travel	3,900	4,000	4,000	4,000	4,000
Out of State Travel	4,500	4,500	4,500	3,000	4,500
Surveys & Studies	0	0	0	0	0
Contracted Services	2,000	2,500	5,000	2,000	5,000
Equipment	0	0			
Sub Total: Expenses	26,150	26,750	30,750	22,750	30,750
Total: Selectmen	260,217	267,085	288,187	278,437	288,187

GENERAL GOVERNMENT

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
ASSISTANT TOWN MGR/PERSONNEL					
Assistant Town Manager	77,590	79,336	81,170	81,170	81,170
Clerical	35,399	36,195	31,216	31,216	31,216
Sub Total: Personal Services	112,989	115,531	112,386	112,386	112,386
General Expense	1,750	1,750	2,000	1,750	2,000
Travel	250	400	400	400	400
Contracted Services	2,000	2,000	7,400	2,000	7,400
Employee Profess. Develop.	1,100	1,100	950	950	950
Sub Total: Expenses	5,100	5,250	10,750	5,100	10,750
Total: ATM/Personnel	118,089	120,781	123,136	117,486	123,136

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
LAW					
Town Counsel	37,707	38,555	39,423	39,423	39,423
Clerical	34,255	34,771	35,728	35,728	35,728
Sub Total: Personal Services	71,962	73,326	75,151	75,151	75,151
General Expense	5,700	5,700	5,700	5,700	5,700
Legal Expense	73,000	74,000	74,843	74,843	74,843
Sub Total: Expenses	78,700	79,700	80,543	80,543	80,543
Total: Law	150,662	153,026	155,694	155,694	155,694

GENERAL GOVERNMENT

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
FINANCE COMMITTEE					
Clerical	0	1,500	1,585	1,500	1,585
Sub Total: Personal Services	0	1,500	1,585	1,500	1,585
General Expense	0	250	250	250	250
Sub Total: Expenses	0	250	250	250	250
Total: Finance Committee	0	1,750	1,835	1,750	1,835

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
ACCOUNTING					
Fin. Dir. Town Accountant	68,413	68,413	82,426	82,426	82,426
Asst Acct Fin Dir Stipend	0	0	2,500	2,500	2,500
Salaries	120,778	118,235	123,785	123,785	123,785
Sick Leave Buy Back		1,425	3,096	3,096	3,096
Overtime	1,015	1,038	1,061	1,061	1,061
Sub Total: Personal Services	190,206	189,111	212,868	212,868	212,868
General Expense	6,100	6,100	7,900	7,900	7,900
Computer	17,500	18,500	21,000	21,000	21,000
Maintenance	2,020	2,020	2,020	2,020	2,020
Travel	550	750	1,250	1,250	1,250
Contracted Services	31,500	31,500	31,500	31,500	31,500
Sub Total: Expenses	57,670	58,870	63,670	63,670	63,670
Total: Accounting	247,876	247,981	276,538	276,538	276,538

GENERAL GOVERNMENT

	Town Mgr				
	Appropriated FY04	Appropriated FY05	Request FY06	Non-Override FY06	Override FY06
ASSESSORS					
Assessor/Appraiser	68,063	68,263	70,838	70,838	70,838
Clerical	128,377	133,899	139,392	139,392	139,392
Sick Buy Back	1,063	1,087	1,113	1,113	1,113
Sub Total: Personal Services	197,503	203,249	211,343	211,343	211,343
General Expense	10,500	10,500	11,750	11,750	11,750
Tuition	1,000	1,000	1,500	1,500	1,500
Contracted Services	15,000	20,000	20,000	20,000	20,000
Sub Total: Expenses	26,500	31,500	33,250	33,250	33,250
Vehicle Purchase	0	0	0	0	0
Sub Total: Capital Spending	0	0	0	0	0
Total: Assessor	224,003	234,749	244,593	244,593	244,593

	Town Mgr				
	Appropriated FY04	Appropriated FY05	Request FY06	Non-Override FY06	Override FY06
TREASURER/COLLECTOR					
Treasurer-Collector	84,574	86,477	60,038	60,038	60,038
Clerical	130,067	132,231	118,760	118,760	118,760
Stipends	2,500	2,500	0	0	0
Sub Total: Personal Services	217,904	221,208	178,798	178,798	178,798
General Expense	35,300	25,800	24,500	24,500	24,500
Maintenance	8,500	8,750	8,750	8,750	8,750
Travel	750	750	750	750	750
Tax Collection	10,000	10,000	10,000	10,000	10,000
Sub Total: Expenses	54,550	45,300	44,000	44,000	44,000
Total: Treasurer-Collector	272,454	266,508	222,798	222,798	222,798

GENERAL GOVERNMENT

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
INFORMATION SYSTEMS					
Technology Administrator	70,786	70,786	73,464	73,464	73,464
Clerical	39,319	41,780	44,403	44,403	44,403
Sick Leave Buy Back	1,651	1,652	1,714	1,714	1,714
Summer Help	3,518	3,710	7,510	7,510	7,510
Sub Total: Personal Services	115,274	117,928	127,091	127,091	127,091
General Expense	4,000	4,750	5,000	4,750	5,000
Software	32,545	32,545	35,045	35,045	35,045
Maintenance	10,000	10,000	10,000	10,000	10,000
Travel	1,250	500	1,000	500	1,000
Contracted Services	12,400	18,400	18,400	18,400	18,400
Equipment	50,000	50,000	50,000	50,000	50,000
Professional Development	3,750	3,750	4,350	4,350	4,350
WAN/Telephone Connections	11,500	11,500	11,500	11,500	11,500
Network	5,000	5,000	5,000	5,000	5,000
Internet	10,000	10,000	10,000	10,000	10,000
Sub Total: Expenses	140,445	146,445	150,295	149,545	150,295
Total: Information Systems	255,719	264,373	277,386	276,636	277,386

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
TOWN CLERK & REGISTRARS					
Town Clerk	52,587	54,648	59,139	59,139	59,139
Overtime	812	800	800	800	800
Clerical	104,899	110,733	116,631	116,631	116,631
Election Workers		12,000	8,000	8,000	8,000
Registrars	946	946	956	956	956
Sub Total: Personal Services	159,244	179,127	185,526	185,526	185,526
General Expense	10,854	10,854	12,180	11,104	12,180
Computer	1,750	1,750	1,750	1,750	1,750
Maintenance	200	200	200	200	200
Travel	650	650	670	670	670
Tuition	700	700	700	700	700
Elections	22,360	12,000	8,000	8,000	8,000
Equipment	3,300	500	1,500	500	1,500
Sub Total: Expenses	39,814	26,654	25,000	22,924	25,000
Total: Town Clerk & Registrars	199,058	205,781	210,526	208,450	210,526

GENERAL GOVERNMENT

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
COMMITTEE FOR PRESERVATION AND MANAGEMENT OF DOCUMENTS					
General Expenses	1,000	1,000	1,000	1,000	1,000
Sub Total: Expenses	1,000	1,000	1,000	1,000	1,000
Total: Doc. Preservation	1,000	1,000	1,000	1,000	1,000

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
BOARD OF APPEALS					
Personal Services (Cler.)	22,820	23,333	23,840	23,840	23,840
Sub Total: Personal Services	22,820	23,333	23,840	23,840	23,840
General Expense	1,600	1,850	1,850	1,850	1,850
Sub Total: Expenses	1,600	1,850	1,850	1,850	1,850
Total: Board of Appeals	24,420	25,183	25,690	25,690	25,690

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
CONSERVATION					
Conservation Coordinator	56,834	59,062	61,297	61,297	61,297
Clerical	9,089	9,863	10,269	10,269	10,269
Sick Leave Buy Back	1,327	2,272	1,413	1,413	1,413
Sub Total: Personal Services	67,250	71,197	72,979	72,979	72,979
General Expense	1,443	1,443	1,660	1,443	1,660
Clothing	250	250	275	275	275
Trail Maintenance	3,000	3,000	3,000	3,000	3,000
Travel	450	400	600	500	600
Sub Total: Expenses	5,143	5,093	5,535	5,218	5,535
Total: Conservation	72,393	76,290	78,514	78,197	78,514

GENERAL GOVERNMENT

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
PLANNING BOARD & DESIGN REVIEW BOARD					
Town Planner	70,334	70,334	72,982	72,982	72,982
Planning Intern	2,500	6,000	6,000	3,500	6,000
Clerical	21,099	22,418	23,822	23,822	23,822
Sub Total: Personal Services	93,933	98,752	102,804	100,304	102,804
General Expense	1,650	1,650	2,000	1,800	2,000
Professional Development	400	400	400	400	400
Clothing Allowance	100	100	125	125	125
Sub Total: Expenses	2,150	2,150	2,525	2,325	2,525
Total: Planning Board	96,083	100,902	105,329	102,629	105,329
	Apropriated FY04	Appropriated FY05	Town MGr FY06	Non-Override FY06	Override FY06
TOTAL GENERAL GOVERNMENT	1,921,974	1,965,409	2,011,226	1,989,898	2,011,226

PUBLIC SAFETY

The Public Safety cluster consists of the Police and Fire Departments, the Building Inspector, and the Dog Officer. It is by far the largest of the Town's budget clusters, comprising 45% of the overall Town operating budget (exclusive of schools, benefits, and debt).

Non-Override Budget

The FY06 Non-Override Budget for this cluster is increasing by 1.95%, the largest increase of all town clusters. Most of the other clusters are being reduced more than a proportional share of their budgets to allow for this cluster to receive 97% of all Non-Override new revenue allocated to Town services. Due to collective bargaining agreements, employees in this group are scheduled to receive a 2.25% wage increase; cuts have been made to other expense lines to preserve, to the greatest extent possible, the ability to retain positions in these critical departments. This budget reduces overtime money to fill open shifts in the Fire and Police departments. The Town presently operates with fewer police than it had in the 1980's, even though population and the number of service calls have increased. Within the Police Department budget, the Police Chief will only have funds to fill approximately 40% of open patrol shifts, and will be faced with making difficult scheduling decisions throughout the year. Further, this budget delays replacing one police vehicle for a year, risking additional down time for repairs. Within the Fire Department, the Fire Chief must carefully manage the budget allocated for overtime before adding the position of Assistant Chief. This position, necessary to help meet all of the federal and state requirements made of the Fire Department, will be filled only when the Chief and Town Manager are assured that all three stations of the Fire Department can be kept open and staffed during the year.

The Finance Committee recommends approval of a FY06 Non-Override Public Safety budget of \$5,392,251.

Override Budget

The FY06 Override Budget is increasing by 8.40%, a total of \$444,459. This represents 60% of the total override requested for all Town Departments. This budget level increases funding in the Fire Department enabling the Fire Chief to hire an Assistant Chief on July 1, replace the command car, and cover nearly all scheduled shifts. It also allows the Police Chief to fill 75% of all open patrol shifts and hire one more patrol officer for traffic enforcement duties midway through the fiscal year. The replacement program for police vehicles will be kept on schedule and the Police Chief will continue with the departmental accreditation efforts underway. Finally, this budget level allows for much needed building maintenance efforts within the older Town buildings as recommended by the Capital Improvement Planning Committee for safety and efficiency.

The Finance Committee recommends approval of an FY06 Override Public Safety budget of \$5,733,642.

PUBLIC SAFETY

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
POLICE DEPT					
Police Chief	104,872	107,348	114,133	114,133	114,133
Lieutenant's Sal.	189,738	159,707	164,116	164,116	164,116
Salaries	1,206,794	1,223,119	1,272,628	1,247,628	1,272,628
Night Differential	20,300	20,300	20,300	20,300	20,300
Overtime	144,543	164,542	197,583	153,631	197,583
Clerical	79,663	81,455	91,428	83,228	91,428
Dispatchers	147,303	155,432	162,266	162,266	162,266
Sick Leave Buy Back	5,859	6,211	5,500	5,500	5,500
Holiday Pay	14,506	14,506	14,506	14,506	14,506
Stipend	26,850	29,850	30,850	30,850	30,850
Sub Total: Personal Services	1,940,428	1,962,470	2,073,310	1,996,158	2,073,310
General Expense	34,458	38,818	54,818	45,218	54,818
Maintenance	55,265	55,265	56,015	55,265	56,015
Travel	2,500	2,500	2,500	2,500	2,500
Uniforms	25,430	27,590	28,520	27,590	28,520
Tuition	10,000	10,000	10,000	10,000	10,000
Equipment	6,500	6,500	7,500	6,500	7,500
Sub Total: Expenses	134,153	140,673	159,353	147,073	159,353
Police Cruisers	120,000	120,000	112,390	89,912	112,390
Sub Total: Capital	120,000	120,000	112,390	89,912	112,390
Total: Police	2,194,581	2,223,143	2,345,053	2,233,143	2,345,053

PUBLIC SAFETY

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
FIRE DEPT					
Fire Chief	96,548	96,548	97,221	97,221	97,221
Assistant Chief			73,073	53,073	73,073
Salaries	1,540,086	1,537,214	1,624,400	1,624,400	1,624,400
Overtime	325,195	330,195	350,399	268,512	350,399
Clerical	27,691	29,426	31,259	31,259	31,259
Dispatchers	102,319	107,572	113,271	113,271	113,271
Sick Buy Back	6,861	5,583	3,323	3,323	3,323
Sub Total: Personal Services	2,098,700	2,106,538	2,292,946	2,191,059	2,292,946
General Expense	30,960	32,060	32,810	32,810	32,810
Maintenance	76,000	92,860	95,500	95,500	95,500
Alarm Maint.	1,500	1,500	1,500	1,500	1,500
Travel, In State	500	500	500	500	500
Uniforms	38,500	38,500	38,500	38,500	38,500
Tuition	8,000	10,000	15,000	15,000	15,000
Contracted Services	19,000	19,000	19,000	19,000	19,000
Equipment	19,750	26,250	26,250	26,250	26,250
Sub Total: Expenses	194,210	220,670	229,060	229,060	229,060
Capital Items	0	0	45,000	0	45,000
Sub Total: Capital Expenses	0	0	45,000	0	45,000
Total: Fire	2,292,910	2,327,208	2,567,006	2,420,119	2,567,006
Offset: Ambulance Fund	200,853	193,372	210,189	210,189	210,189
Net Budget	2,092,057	2,133,836	2,356,817	2,209,930	2,356,817

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
DOG OFFICER					
Dog Officer	8,510	8,701	8,897	8,897	8,897
Sick Leave Buy Back	645	713	674	674	674
Sub Total: Personal Services	9,155	9,414	9,571	9,571	9,571
General Expense	400	400	400	400	400
Vehicle Maintenance	200	200	200	200	200
Contracted Services	1,170	1,170	1,170	1,170	1,170
Sub Total: Expenses	1,770	1,770	1,770	1,770	1,770
Total: Dog Officer	10,925	11,184	11,341	11,341	11,341

PUBLIC SAFETY

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
BUILDING DEPT.					
Inspector	62,473	64,922	70,020	70,020	70,020
Supv. of Town Bldgs.	52,296	52,096	54,417	54,417	54,417
Asst. Bldg Inspector	33,334	34,074	34,997	34,997	34,997
Clerical	37,779	39,835	40,714	40,714	40,714
Deputy Inspector	3,020	2,640	2,640	2,640	2,640
Zoning Enforcement Agent	8,134	8,134	7,000	7,000	7,000
Plumbing/ Gas Inspector	27,369	26,585	27,183	27,183	27,183
Sealer of Weights	2,182	2,150	2,150	2,150	2,150
Wiring Inspector	13,050	13,250	13,050	13,050	13,050
Custodial	77,769	79,692	81,406	81,406	81,406
Sub Total: Personal Services	317,406	323,378	333,577	333,577	333,577
General Expense	3,500	3,500	3,500	3,500	3,500
Utilities	198,904	258,340	266,790	256,790	266,790
Town Bldg. Maint.	59,976	72,883	119,900	62,306	119,900
Vehicle Maintenance	1,000	1,000	1,000	1,000	1,000
Contracted services	61,890	64,272	66,200	66,200	66,200
Clothing	1,350	1,475	1,475	1,475	1,475
In-State Travel	2,800	2,800	2,800	2,800	2,800
Sub Total: Expenses	329,420	404,270	461,665	394,071	461,665
Building Improvements	0	0	15,000	0	15,000
Sub Total: Capital Expenses	0	0	15,000	0	15,000
Total: Building Department	646,826	727,648	810,242	727,648	810,242

	Appropriated FY 04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
TOTAL					
PUBLIC SAFETY	5,145,242	5,289,183	5,733,642	5,392,251	5,733,642

PUBLIC WORKS

The Public Works cluster includes the Engineering, Streets and Roads, Trees and Cemeteries, and Parks and Grounds Divisions, and Solid Waste Enterprise Fund. The Solid Waste Enterprise Fund is voted separately at Town Meeting.

Non-Override Budget

The Non-Override budget for this cluster is increasing by 0.96%, a total of \$25,000 over FY05. This budget does not maintain the same level of services as provided for in the FY05 budget, nor does it restore the cuts made during the past two cycles. In accordance with collective bargaining agreements, wages are increasing 2.25% across the board, forcing substantial reductions to the Town's road work account in order to keep overall departmental growth to less than 1%. Items such as re-stripping of roads, re-painting of crosswalks, street sweeping after the winter, etc. will be limited. Planned improvements to drainage systems, replacement of guard rails, resurfacing of deteriorating road surfaces and other projects will have to be further delayed. Amounts allocated for purchase of sand and salt would be reduced in real dollar terms due to price increases, as would funds for tree removal and cemetery work. Of concern, a number of aged heavy vehicles may not be replaced under this budget, reducing the number of sanding and plowing vehicles out on the roads and walkways after snowstorms.

The Finance Committee recommends approval of a FY06 Non-Override Public Works budget of \$ \$2,616,406.

Override Budget

The FY06 Override Budget is planned to increase by \$291,677, an increase of 11.26% over FY05. This budget does not bring the DPW up to the appropriate levels of manpower, materials, or vehicles for a Town of Sudbury's size, but it does reinstate the cuts planned under the Non-Override budget for the road account. It also provides for an increase in materials and contracted services maintaining the FY05 level, allows for the replacement of at least two heavy vehicles, and the purchase of two electronic sign boards for emergency notifications of road closures or other events.

The Finance Committee recommends approval of a FY06 Override Public Works budget of \$2,883,083.

PUBLIC WORKS

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
ENGINEERING DEPARTMENT					
Dir. of Public Works	93,891	93,891	97,330	97,330	97,330
Salaries	169,805	171,271	169,727	169,727	169,727
Clerical	31,909	33,904	39,125	39,125	39,125
Summer Help	13,962	13,756	13,756	6,640	13,756
Sick Leave Buy Back	5,020	4,946	4,946	4,946	4,946
Sub Total: Personal Services	314,587	317,768	324,884	317,768	324,884
General Expense	14,718	14,718	14,718	14,718	14,718
Maintenance	2,500	2,500	2,500	2,500	2,500
Travel	100	100	100	100	100
Uniforms	2,275	2,275	2,275	2,275	2,275
Sub Total: Expenses	19,593	19,593	19,593	19,593	19,593
Operating Capital Items	0	0	0	0	0
Sub Total: Capital Expenses	0	0	0	0	0
Total: Engineering	334,180	337,361	344,477	337,361	344,477

PUBLIC WORKS

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
STREETS & ROADS					
Highway Superintendent	74,375	74,375	0	0	0
Management Analyst Salary	51,575	54,810	63,207	63,207	63,207
Salaries	509,216	487,141	538,796	538,796	538,796
Overtime	21,353	21,353	21,353	21,353	21,353
Clerical	18,682	36,807	47,983	47,983	47,983
Summer Temp. Labor	4,872	4,872	4,872	4,872	4,872
Sick Leave Buy Back	2,218	2,626	1,146	1,146	1,146
Sub Total: Personal Services	682,291	681,984	677,357	677,357	677,357
General Expense	11,500	11,500	11,500	11,500	11,500
Gasoline	105,000	109,000	141,240	141,240	141,240
Bldg. Maintenance	8,250	8,250	9,661	9,661	9,661
Vehicle Maintenance	92,500	97,125	102,038	102,038	102,038
Utilities	50,000	12,500	12,500	12,500	12,500
Street Lighting	81,600	82,600	62,600	62,600	62,600
Travel	150	150	200	200	200
Uniforms	16,545	16,545	17,045	17,045	17,045
Tuition	1,300	1,300	1,500	1,500	1,500
Police detail	24,800	27,625	40,000	40,000	40,000
Roadwork	314,000	355,000	400,500	300,768	400,500
Sub Total: Expenses	705,645	721,595	798,784	699,052	798,784
Vehicle Leases/Purchases	94,862	89,244	237,628	123,628	237,628
Sub Total: Capital Expenses	94,862	89,244	237,628	123,628	237,628
Snow & Ice Overtime	89,225	92,783	92,783	92,783	92,783
Snow & Ice Contractors	72,275	72,275	72,275	72,275	72,275
Snow & Ice Materials	110,260	110,260	138,046	128,046	138,046
Sub Total: Snow & Ice	271,760	275,318	303,104	293,104	303,104
Total: Streets & Roads	1,754,558	1,768,141	2,016,873	1,793,141	2,016,873

PUBLIC WORKS

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	No Override FY06	Override FY06
TREES & CEMETERY					
Supervisor	33,276	0	0	0	0
Salaries	158,827	191,741	205,975	205,975	205,975
Overtime	8,638	8,638	8,638	8,638	8,638
Clerical	7,625	6,502	7,342	7,342	7,342
Sick Buyback	776	0			
Summer help	4,872	4,872	4,872	4,872	4,872
Sub Total: Personal Services	214,014	211,753	226,827	226,827	226,827
Cemetery Materials	19,150	19,150	20,650	11,650	20,650
Tree Contractors	37,871	37,871	40,000	30,297	40,000
Sub-Total: Expenses	57,021	57,021	60,650	41,947	60,650
Total: Trees & Cemetery	271,035	268,774	287,477	268,774	287,477

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
PARKS & GROUNDS					
Supervisor	33,276	0	0	0	0
Salaries	105,126	166,364	177,260	160,134	177,260
Overtime	2,600	2,600	3,100	3,100	3,100
Clerical	7,625	6,502	7,342	7,342	7,342
Summer help	4,872	8,717	8,717	8,717	8,717
Sick Leave Buy Back	2,291	2,129	2,129	2,129	2,129
Sub Total: Personal Services	155,790	186,312	198,548	181,422	198,548
Maintenance	21,450	21,450	25,640	25,640	25,640
Uniforms	2,500	2,100	2,800	2,800	2,800
Sub Total: Expenses	23,950	23,550	28,440	28,440	28,440
Capital Expense	7,268	7,268	7,268	7,268	7,268
Sub Total: Capital Expenses	7,268	7,268	7,268	7,268	7,268
Total: Parks & Grounds	187,008	217,130	234,256	217,130	234,256

	Appropriated FY 04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
TOTAL PUBLIC WORKS	2,546,781	2,591,406	2,883,083	2,616,406	2,883,083

HUMAN SERVICES

The Human Services cluster includes the Board of Health, Council on Aging, Youth Commission, Family Services, and Veterans' Affairs Offices.

Non-Override Budget

The Non-Override budget for this cluster is increasing by 0.81%, a total of \$4,215 over FY05. This budget does not maintain the same level of services provided for in the FY05 budget, nor does it restore any of the cuts made during the past two cycles. As wages are increasing 2.25% across the board, reductions are being made to the other budget lines within the Town's Human Services departments, further reducing services. At the Board of Health, funds for hazardous waste would be reduced, but not eliminated and since additional funds for contracted services would not be provided, fewer hours for items such as nursing services would be obtained. All other departments would be receiving level or reduced funding from FY05.

The Finance Committee recommends approval of a FY06 Non-Override Human Services budget of \$522,737.

Override Budget

The FY06 Override Budget would increase by \$18,860, 3.64% over FY05. This budget would not support the Board of Health or the Council on Aging to the appropriate levels of staffing and services for a Town of Sudbury's size and needs. However, it does reinstate the cuts planned under the Non-Override budget for hazardous waste removal, provides for \$5,000 in backup for the Health Director when he is on vacation or ill, and allows for the expansion of information and referral services for the COA.

The Finance Committee recommends approval of a FY06 Override Human Services budget of \$537,382.

HUMAN SERVICES

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
BOARD OF HEALTH					
Health Director	70,224	70,224	72,881	72,881	72,881
Salaries	60,270	61,620	63,028	63,028	63,028
Clerical	34,404	36,555	38,068	38,068	38,068
Sick Buy Back	1,093	1,077	1,117	1,117	1,117
Sub Total: Personal Services	165,991	169,476	175,094	175,094	175,094
General Expense	1,650	1,650	1,900	1,800	1,900
Maintenance	100	100	100	100	100
Mental Health	29,560	29,560	29,560	29,560	29,560
Nursing Services	44,500	46,058	47,440	47,440	47,440
Contracted Services	5,600	5,600	10,900	5,900	10,900
Lab Expense	500	500	500	500	500
Hazardous Waste	0	15,000	17,000	10,956	17,000
Mosquito Control	38,810	39,590	40,780	40,780	40,780
Animal/ Rabies Control	8,100	8,100	8,600	8,600	8,600
Animal Inspector	1,725	1,725	1,725	1,725	1,725
Community Outreach Prog	4,300	4,300	4,500	4,500	4,500
Sub Total: Expenses	134,845	152,183	163,005	151,861	163,005
Capital Expense	0	0	0	0	0
Sub Total: Capital Expenses	0	0	0	0	0
Total: Board of Health	300,836	321,659	338,099	326,955	338,099

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
COUNCIL ON AGING					
Director	58,009	61,620	53,743	53,743	53,743
Van Driver	24,588	25,143	25,674	25,674	25,674
Clerical	30,045	31,924	32,837	32,837	32,837
Information & Referral			18,134	16,333	18,134
Sub Total: Personal Services	112,642	118,687	130,388	128,587	130,388
General Expense	6,900	7,000	7,000	7,000	7,000
Operating Capital Expenses	0	0	0	0	0
Contracted Services	0	9,900	0	0	0
Sub Total: Expenses	6,900	16,900	7,000	7,000	7,000
Total: Council on Aging	119,542	135,587	137,388	135,587	137,388

HUMAN SERVICES

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
YOUTH COMMISSION					
Youth Coordinator	36,137	33,176	33,923	33,923	33,923
Sub Total: Personal Services	36,137	33,176	33,923	33,923	33,923
General Expense	450	450	450	450	450
Youth Programs	2,000	2,000	2,000	500	2,000
Building Improvement	0	0	0	0	0
Professional Development	100	100	100	100	100
Travel	540	500	500	500	500
Transportation	1,000	1,000	1,000	1,000	1,000
Sub Total: Expenses	4,090	4,050	4,050	2,550	4,050
Total: Youth Commission	40,227	37,226	37,973	36,473	37,973

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
FAMILY SERVICES					
Contracted out case mgmt	6,000	6,000	6,000	6,000	6,000
Travel	0	0	0	0	0
Sub Total: Expenses	6,000	6,000	6,000	6,000	6,000
Total: Family Services	6,000	6,000	6,000	6,000	6,000

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
VETERANS AFFAIRS					
Veterans Agent	10,017	10,600	10,472	10,472	10,472
Sub Total: Personal Services	10,017	10,600	10,472	10,472	10,472
General Expense	1,000	1,400	1,400	1,200	1,400
Veteran's Grave Markers	850	850	850	850	850
Veteran's Benefits	5,200	5,200	5,200	5,200	5,200
Sub Total: Expenses	7,050	7,450	7,450	7,250	7,450
Total: Veterans Affairs	17,067	18,050	17,922	17,722	17,922

	Appropriated FY 04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
TOTAL					
HUMAN SERVICES	483,672	518,522	537,382	522,737	537,382

CULTURE & RECREATION

The Culture and Recreation cluster includes the Goodnow Library, Recreation Department, Historical Commission, and the Historic Districts Commission. The Atkinson Pool Enterprise Fund will be voted separately at Town Meeting.

Non-Override Budget

The Non-Override budget for this cluster is decreasing by 0.30%, a reduction of \$2,774 over FY05. The Goodnow Library would be allocated fewer dollars in FY06 than FY05 without an override, with reductions in the budget lines for books, materials, and hours for part-time staffing. The Library presently operates with fewer staff than comparable sized libraries.

The Finance Committee recommends approval of a Non-Override FY06 Culture and Recreation budget of \$928,542.

Override Budget

The Override budget is increasing by \$62,926, or 6.76% over FY05 with most of this increase slated for the Goodnow Library. With this budget, the Library would be able to make limited increases in its staffing, books and materials.

The Finance Committee recommends approval of a FY06 Override Culture and Recreation budget of \$994,242.

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
GOODNOW LIBRARY					
Library Director	73,599	76,390	79,378	79,378	79,378
Salaries	417,985	447,458	482,171	442,008	482,171
Overtime	12,633	13,485	14,388	14,388	14,388
Sick Leave Buy Back	2,707	2,569	2,657	2,657	2,657
Sub Total: Personal Services	506,924	539,902	578,594	538,431	578,594
General Expense	11,887	10,287	10,487	10,025	10,487
Automation	35,500	35,500	37,600	35,500	37,600
Books and Materials	103,570	108,800	117,000	101,500	117,000
Maintenance	82,160	82,160	86,960	82,160	86,960
Travel	250	250	250	250	250
Contracted Services	41,731	36,331	37,331	34,831	37,331
Sub Total: Expenses	275,098	273,328	289,628	264,266	289,628
Total: Goodnow Library	782,022	813,230	868,222	802,697	868,222

CULTURE & RECREATION

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
RECREATION					
Recreation Director	60,314	62,444	67,379	67,379	67,379
Salaries	15,428	15,200	15,200	15,200	15,200
Program Coordinator	0	18,960	20,149	20,149	20,149
Clerical	9,150	13,982	15,012	15,012	15,012
Sub Total: Personal Services	84,892	110,586	117,740	117,740	117,740
Sub Total: Expenses	0	0	0	0	0
Total: Recreation	84,892	110,586	117,740	117,740	117,740

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
HISTORICAL COMMISSION					
General Expenses	5,950	5,950	5,950	5,950	5,950
Sub Total: Expenses	5,950	5,950	5,950	5,950	5,950
Total: Historical Commission	5,950	5,950	5,950	5,950	5,950

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
HISTORIC DISTRICTS COMMISSION					
Clerical Salaries	1,256	1,275	1,880	1,880	1,880
Sub Total: Personal Services	1,256	1,275	1,880	1,880	1,880
General Expenses	275	275	450	275	450
Sub Total: Expenses	275	275	450	275	450
Total: Hist Dist Commission	1,531	1,550	2,330	2,155	2,330

	Appropriated FY 04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
TOTAL CULTURE & RECREATION	874,395	931,316	994,242	928,542	994,242

TOWNWIDE OPERATING AND TRANSFER ACCOUNTS

Townwide Operating Expenses have increased by \$11,800. This budget includes expenses that do not fit precisely into other cost centers and are shared by many departments or support Townwide functions and responsibilities. Expenses include copiers, postage, telephone, Town Report, Town Meeting, the Memorial Day celebration and the July 4th parade. The increase is needed for the replacement of a heavy-duty copier in the Selectmen's office.

Transfer accounts are for Town operating department needs only. Since the Town Manager does not have the bottom line authority to transfer funds between clusters 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. Under the Non-Override budget, the Reserve Fund will be increased by \$15,000 from FY05, to \$150,000. Under the Override budget, the Reserve Fund amount will remain the same as FY05, \$135,000.

The salary adjustment account is being decreased in FY06, to \$65,000. The salary adjustment account is available in anticipation of collective bargaining agreement settlements. There are two open contracts for FY06, supervisory and engineering. This account is also available for instances such as job description changes that warrant salary adjustments or employees at lower steps being replaced by employees at higher steps.

The Finance Committee recommends approval of a FY06 Non-Override Unclassified and Transfer Accounts budget of \$318,345, and a FY06 Override budget of \$313,345.

	Appropriated		Town Mgr		Override
	FY04	FY05	Request FY06	Non-Override FY06	
TOWNWIDE OPERATING EXPENSES					
Finance Committee Expenses	1,500	0	0	0	0
Copiers: Supplies & Service	8,000	8,000	8,000	8,000	8,000
Postage	46,000	42,000	42,000	42,000	42,000
Telephone	20,000	18,000	20,000	20,000	20,000
Print Town Report	9,000	9,500	9,500	9,500	9,500
Town Meetings and Elections	18,000	18,000	18,000	18,000	18,000
Memorial Day	1,780	2,045	2,045	2,045	2,045
July 4th Celebration	4,000	4,000	4,000	4,000	4,000
Equipment	0	0	9,800	9,800	9,800
Total: Operating Expenses	108,280	101,545	113,345	113,345	113,345

	Appropriated		Town Mgr		Override
	FY04	FY05	Request FY06	Non-Override FY06	
TRANSFER ACCOUNTS					
Reserve Fund	160,000	135,000	135,000	150,000	135,000
Town Salary Contingency	68,316	119,280	65,000	55,000	65,000
Total: Transfer Accounts	228,316	254,280	200,000	205,000	200,000

	Appropriated		Town Mgr		Override
	FY 04	FY05	Request FY06	Non-Override FY06	
TOTAL TOWNWIDE OPERATING AND TRANSFERS					
	336,596	355,825	313,345	318,345	313,345

BENEFITS AND INSURANCE

The Insurance and Benefits budget represents the cost of providing health and life insurance for Town and Sudbury Public School employees, as well as Workers' Compensation, Unemployment, Medicare Tax and Sudbury's assessment from the Middlesex Retirement Board. It also provides for payment of property and liability insurance for all Town and SPS buildings, employees and officers. The recommended budget appropriates \$8,231,764, which represents a \$726,279, or 9.71% increase over FY05.

For all employee benefit accounts, the Override budget requests represent an estimate of benefits costs for two additional town positions (Assistant Fire Chief and one additional police officer) and 4 FTEs for the Sudbury Public Schools. The Non-Override Budget includes funding for unemployment claims that will result if there are layoffs. The Town of Sudbury is self insured for unemployment claims. The Town and Sudbury Public Schools pay the claim rather than a tax based on the total payroll. Although this method has saved the Town hundreds of thousands of dollars over the years, these claims are frequently high enough to offset any potential savings in other benefits that might occur if there are layoffs. Therefore the Non-Override budget and the Override budget do not differ.

The Group Health Insurance increased by \$619,811 (12%). The health insurance market remains volatile, and our claims experience since last year has increased slightly. These factors are the primary determinants of the rates for our modified self-funded health insurance programs. Consequently, rate increases are projected for our self-funded programs for FY06.

The Middlesex County Retirement System increased our assessment by \$77,835 (4.4%). This was calculated by their actuarial consultant to cover pension costs for all Town retirees and school retirees who are not in the Mass. Teacher's Retirement System. This budget line item also includes any sick leave buyback allowance paid to Town employees upon their retirement from Town service.

FICA Medicare has been increased by \$7,800 (2.2%) to accommodate a larger number of employees participating in this program. Employees hired prior to 1986 are exempt from contributing to FICA Medicare. This line item pays the Employer's matching contribution. The Town's liability will increase each year as exempt employees retire and are replaced by employees who are mandated to participate.

The property and liability insurance budget has increased by \$14,976 (10%). The Lincoln-Sudbury Regional High School procures its own property and liability insurance. Employee Life Insurance and the self-funded Workers' Compensation Insurance budget remain unchanged from FY05.

The Finance Committee recommends approval of a FY06 Non-Override Budget of \$8,231,764 and a FY06 Override Budget of \$8,231,764.

BENEFITS AND INSURANCE

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
BENEFITS & INSURANCE					
Worker's Compensation	22,100	22,100	22,100	22,100	22,100
Town:	11,050	11,050	11,050	11,050	11,050
School:	11,050	11,050	11,050	11,050	11,050
Unemploy. Compensation	38,619	39,000	39,000	39,000	39,000
Town:	7,900	7,800	7,800	7,800	7,800
School:	30,719	31,200	31,200	31,200	31,200
Medicare Tax	310,650	310,650	318,450	318,450	318,450
Town:	99,408	80,769	82,797	82,797	82,797
School:	211,242	229,881	235,653	235,653	235,653
Life Insurance	5,600	5,600	5,600	5,600	5,600
Town:	1,848	1,848	1,848	1,848	1,848
School:	3,752	3,752	3,752	3,752	3,752
Group Health Insurance	4,750,001	5,165,189	5,785,000	5,785,000	5,785,000
Town:	1,472,500	1,601,209	1,793,350	1,793,350	1,793,350
School:	3,277,501	3,563,980	3,991,650	3,991,650	3,991,650
Retirement Program	1,680,807	1,780,186	1,858,021	1,858,021	1,858,021
Town:	1,095,891	1,103,241	1,151,911	1,151,911	1,151,911
School:	584,916	676,945	706,110	706,110	706,110
Property/Liab. Insurance	124,800	149,760	164,736	164,736	164,736
Town:	49,920	59,904	65,894	65,894	65,894
School:	74,880	89,856	98,842	98,842	98,842
New Hires Proposed		33,000	38,857	38,857	38,857
Town:		13,200	9,657	9,657	9,657
School:		19,800	29,200	29,200	29,200
Total: Benefits & Insurance	6,932,577	7,505,485	8,231,764	8,231,764	8,231,764
Town:	2,738,517	2,879,021	3,124,307	3,124,307	3,124,307
School:	4,194,060	4,626,464	5,107,457	5,107,457	5,107,457

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, and with the approval of the Board of Selectmen. The treasurer of LSRSD issues their debt after working with the LSRSD School Committee, pursuant to votes of Town Meetings of both Lincoln and Sudbury.

The budget request for FY06 is for an appropriation of \$5,589,344, which is the total amount of GROSS debt service payments required for all Town of Sudbury debt. A state grant, estimated at \$2,816,206, will be used to pay part of the debt service associated with school construction projects. Debt service payments fall into the following major bond issue categories: Town Buildings and projects (17%), Land Acquisitions (16%) and Sudbury Public Schools projects (67%). The appropriation for LSRSD debt service payment for FY06, \$2,424,725, is not requested in this budget, but rather is requested within the LSRSD assessment.

Debt Exclusion Question Budget: A debt exclusion question has been voted by the Board of Selectmen, with an estimated first year debt service of \$150,000. This debt exclusion question will be voted on at the March 28, 2005 Town election, and if approved by voters, Town Meeting will be asked to appropriate this additional debt service within Article 11.

NOTE: On 2/9/05 the Town advanced refunded \$12,425,000 of callable bonds originally issued in 2000 for Curtis and Haynes School renovations. This refunding will result in a total reduction in gross debt service over the life of the bonds of \$523,063, beginning in FY06. The net savings in debt service to the Town, after state grant reduction, will be \$188,302. Final revised FY06 debt service pursuant to this refunding was not available at the time of warrant printing, but will be lower than the debt service shown here.

The Finance Committee recommends approval of a FY06 Budget of \$5,589,344.

DEBT SERVICE

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
DEBT SERVICE					
Long Term Bond Interest	2,261,725	2,024,574	1,859,344	1,859,344	1,859,344
Long Term Bond Principal	5,645,000	3,990,000	3,730,000	3,730,000	3,730,000
Total: Debt Service	7,906,725	6,014,574	5,589,344	5,589,344	5,589,344

<u>NON-EXEMPT DEBT SERVICE</u>					
Net Premium Received on Debt	0	12,621	11,678	11,678	11,678
Sub-Total: Non-Exempt Debt	0	12,621	11,678	11,678	11,678
<u>EXEMPT DEBT SERVICE</u>					
Long Term Bond Int.	2,261,725	2,011,953	1,847,666	1,847,666	1,847,666
Long Term Bond Principal	5,645,000	3,990,000	3,730,000	3,730,000	3,730,000
Sub-Total: Exempt Debt	7,906,725	6,001,953	5,577,666	5,577,666	5,577,666
TOTAL EXEMPT AND NON EXEMPT DEBT	7,906,725	6,014,574	5,589,344	5,589,344	5,589,344

TOTAL ARTICLE 5 OPERATING BUDGET	\$61,991,452	\$62,550,385	\$68,332,555	\$64,698,205	\$67,673,838
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ENTERPRISE FUNDS

SOLID WASTE ENTERPRISE

The Solid Waste Disposal Enterprise Fund operates the solid waste transfer station, providing recycling, landfill monitoring, and the hauling and disposal of waste. As an enterprise fund, the Solid Waste Disposal 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. For FY06, the Town will use \$140,000 of retained earnings to purchase a roll off truck for the transport of solid waste to a collections center.

The Finance Committee recommends approval of a FY06 Budget of \$418,636 for the Solid Waste Disposal Enterprise Fund.

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
SOLID WASTE DISPOSAL ENTERPRISE FUND					
Salaries	73,078	78,858	83,979	83,979	83,979
Overtime	7,000	7,000	7,000	7,000	7,000
Clerical	7,791	6,695	7,342	7,342	7,342
Sick Buyback	690	0			
Sub Total: Personal Services	88,559	92,553	98,321	98,321	98,321
General Expense	17,100	17,100	23,095	23,095	23,095
Maintenance	20,300	20,300	32,862	32,862	32,862
Hauling & Disposal	78,000	78,000	87,000	87,000	87,000
Resource Recovery	10,500	12,500	18,565	18,565	18,565
Sub Total: Expenses	125,900	127,900	161,522	161,522	161,522
Capital Expense	0	0	140,000	140,000	140,000
Sub Total: Capital Expenses	0	0	140,000	140,000	140,000
Sub Total: Direct Costs (Appropriated)	214,459	220,453	399,843	399,843	399,843
INDIRECT COSTS: (Not Appropriated)					
Benefits/Insurance	21,791	18,793	18,793	18,793	18,793
Sub Total: Indirect Costs	21,791	18,793	18,793	18,793	18,793
Total: Solid Waste	236,250	239,246	418,636	418,636	418,636
Actual expenditures					
SOLID WASTE RECEIPTS	236,250	229,602	278,636	278,636	278,636
RETAIN. EARNINGS USED	0	9,644	140,000	140,000	140,000
Total Revenue	236,250	239,246	418,636	418,636	418,636
Surplus/Deficit	0	0	0	0	0

POOL ENTERPRISE

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. However, it is apparent that due to the rapid increase in the cost of health insurance and pensions, the Atkinson Pool cannot fully support these indirect costs of operation. Further, capital expenditures for the pool are not supported by the Enterprise Fund and are included within the Capital Budget, supplemented by the Town's building repair account. However, the Pool does continue to support all of its direct operating costs.

The Finance Committee recommends approval of FY06 Atkinson Pool Enterprise Pool appropriation of \$426,212.

	Appropriated FY04	Appropriated FY05	Town Mgr Request FY06	Non-Override FY06	Override FY06
POOL ENTERPRISE FUND					
Department Head Salary	0	0	0	0	0
Professional Salaries	108,249	115,205	124,150	124,150	124,150
Head Lifeguards			32,057	32,057	32,057
Overtime	1,000	1,023	1,100	1,100	1,100
Clerical	17,082	18,427	15,012	15,012	15,012
Part Time Supervisors	7,856	7,806	7,856	7,856	7,856
Receptionists	17,465	17,822	17,430	17,430	17,430
WSI Lifeguards	0	0	68,732	68,732	68,732
Instructors	97,274	98,795	11,875	11,875	11,875
Sub Total: Personal Services	248,926	259,078	278,212	278,212	278,212
General Expense	20,000	20,000	10,000	10,000	10,000
Utilities	75,000	65,000	84,000	84,000	84,000
Maintenance	35,371	43,000	45,000	45,000	45,000
Travel	275	0	0	0	0
Programs	9,803	12,000	3,000	3,000	3,000
Equipment	6,000	6,000	6,000	6,000	6,000
Sub Total: Expenses	146,449	146,000	148,000	148,000	148,000
Total: Pool Enterprise Direct Cos (Appropriated)	395,375	405,078	426,212	426,212	426,212
INDIRECT COSTS: (Not Appropriated)					
Insurance & Benefits	45,981	47,186	58,434	58,434	58,434
Sub Total: Indirect Costs	45,981	47,186	58,434	58,434	58,434
Total: Pool Enterprise	441,356	452,264	484,646	484,646	484,646
POOL ENTER. RECEIPTS	441,356	400,000	426,212	426,212	426,212
Tax Levy	0	47,186	58,434	58,434	58,434
RETAIN. EARNINGS USED	0	5,078	0	0	0
Surplus (Deficit)	0	0	0	0	0

CAPITAL SPENDING

CAPITAL IMPROVEMENT PLANNING COMMITTEE REPORT

The Capital Improvement Planning Committee (“The Committee”) reviewed each department’s five-year capital plan in order to prioritize requests and make recommendations for expenditures in FY06. Following its review, the Committee voted to recommend that the following capital items be funded through FY06 Operating Budgets subject to available funding:

Non-Override Budget

Department	Description	Amount
MIS	Telephone System for Fire Dept., Fairbank and Flynn Building	\$ 45,000
POOL	Pool Filter Room, Equipment	\$ 21,450
FIRE	Plymovent Exhaust System	\$ 23,000
BLDG	Various Building Improvements to be determined by Bldg. Inspector and approved by Town Mgr. at Town-owned Buildings	\$ 20,000
DPW	Fleet Replacement to be determined by DPW Director and Town Manager	\$ 84,240
	TOTAL	\$193,690

The FY06 Non-Override Budget represents a 1% increase over FY05 and does not adequately address the DPW’s need to replace its maintenance vehicles on a schedule. This causes delays, repair work and inability to perform town services on a timely basis.

The Finance Committee recommends approval of the non-override FY06 Capital Improvement budget of \$193,690.

Override Budget

All of the above items in addition to:

Department	Description	Amount
DPW	Additional Fleet Replacement to be determined by the DPW Director and the Town Manager	\$ 79,310
	TOTAL	\$273,000

The Capital Improvement Planning Committee felt that the guideline budget of \$175,000 for the FY06 Operating Budget was insufficient on a long term basis to address the needs of the town for maintaining and updating capital assets and replacing aging vehicles and equipment. The Committee voted an increase to \$250,000 with the difference between non-override and override amounts used for additional DPW fleet replacement. One item in both the override and non-override budget, the completion of the Plymovent Exhaust

System for the Fire Department in the amount of \$23,000 was added to the total. This is a program near completion that has extended over several years and this item in particular will be funded by transfer of available funds from completed articles in prior years, rather than through taxation. There are also four capital projects outside of the Operating Budget to be presented in Article 11 which would be funded through a five-year capital debt exclusion.

The Finance Committee recommends approval of the FY06 Capital Improvement Override Budget of \$273,000.

**FY06 MONIED ARTICLES
(Excluding Budget)**

Article Subject	NON-OVERRIDE	OVERRIDE	Finance Committee Recommendation FY06
4 Curbside PAYT Trash Pickup		\$750,000	Does not recommend appro
6 FY05 Budget Adjustments			Report at Town Meeting
7 Unpaid Bills			Report at Town Meeting
10 FY06 Capital Budget	\$193,690	\$273,000	Recommend approval
11 Capital Items-Debt Exclusion		\$650,000	Recommend approval
13 Wildlife Habitat Study of Hopbrook Watershed Ponds		\$7,500	Does not recommend appro
14 Study of Near-Term Remediation of Invasive Plants		\$4,000	Does not recommend appro
15 Carding Mill Pond Harvesting of Invasive Plants		\$7,500	Does not recommend appro
42 CPA Housing Unit Buy-down	\$500,000	\$500,000	Recommend approval
43 CPA Rail Trail	\$25,000	\$25,000	Recommend approval
44 CPA Cutting Athletic Field	\$80,250	\$80,250	Report at Town Meeting
45 CPA Willis Dock	\$6,000	\$6,000	Recommend approval
47 CPA Hosmer House Resoration Phase I	\$198,000	\$198,000	Recommend approval
48 CPA Historic Properties Survey Phase II	\$9,800	\$9,800	Recommend approval
49 CPA Libby Open Space Acquisition			Report at Town Meeting
50 CPA General Budget and Appropriations			Report at Town Meeting

AUTHORIZED, BUT UNISSUED DEBT

AUTHORIZED, BUT UNISSUED DEBT

Date Authorized	Permanent Debt Issued Purpose	Total Authorized	Amount Issued	Paydowns	Unissued 12/31/04	Date Issued	Maturity Date	Article Number
2/24/1997	Septic System Betterment Loan Progra	200,000	-	-	200,000			97-27
4/8/1997	Develop Recreation Fields	60,500	-	-	60,500			97-4
4/6/1999	Meachen/Meggs Land, part II *	315,000	307,000		8,000	6/1/1999	9/15/2018	99-11
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
4/8/2003	Street Lighting *	55,000	-	-	55,000			03-30
Totals		5,454,300	5,037,000	-	417,300			

* Article to rescind/amend borrowings

DEBT SCHEDULE BY ISSUANCE DATE

Issue Date	2/15/1995	7/15/1997	6/1/1999	12/1/2000	10/1/2001	10/1/2001	4/1/2003	Total D/S	Total Debt	Total Princ
Payoff Date	2/15/2005	7/15/2007	9/15/2018	12/1/2020	6/30/2021	6/30/2011	6/30/2014	70,055,000	Service by	Remain. By
Borrowed	3,875,000	7,870,000	8,505,000	32,255,000	10,885,000	935,000	5,730,000	27,090,000	FY	FY
Interest Pymnt.	1,050,550	1,669,757	3,732,837	14,693,322	4,797,132	183,827	962,575			
	Series ¹				Series A	Series B				
FY05 Principal	250,000	660,000	440,000	1,290,000	700,000	120,000	530,000	3,990,000		
FY05 Interest	13,625	90,385	279,235	1,066,581	404,860	28,038	141,850	2,024,574	6,014,574	40,900,000
FY06 Principal	0	655,000	440,000	1,290,000	700,000	120,000	525,000	3,730,000		
FY06 Interest	0	60,355	259,985	1,005,306	378,610	23,838	131,250	1,859,344	5,589,344	37,170,000
FY07 Principal	0	650,000	440,000	1,290,000	600,000	115,000	525,000	3,620,000		
FY07 Interest	0	30,225	240,735	944,031	352,360	19,725	120,750	1,707,826	5,327,826	33,550,000
FY08 Principal	0	0	440,000	1,265,000	600,000	115,000	525,000	2,945,000		
FY08 Interest	0	0	221,485	882,756	328,360	15,556	107,625	1,555,782	4,500,782	30,605,000
FY09 Principal	0	0	440,000	1,265,000	600,000	115,000	525,000	2,945,000		
FY09 Interest	0	0	202,235	822,669	304,360	11,100	94,500	1,434,864	4,379,864	27,660,000
FY10 Principal	0	0	440,000	1,265,000	600,000	110,000	525,000	2,940,000		
FY10 Interest	0	0	182,930	762,581	280,360	6,600	78,750	1,311,221	4,251,221	24,720,000
FY11 Principal	0	0	440,000	1,265,000	600,000	110,000	525,000	2,940,000		
FY11 Interest	0	0	163,350	699,331	256,360	2,200	63,000	1,184,241	4,124,241	21,780,000
FY12 Principal	0	0	440,000	1,265,000	585,000		525,000	2,815,000		
FY12 Interest	0	0	143,330	636,081	232,360		42,000	1,053,771	3,868,771	18,965,000
FY13 Principal	0	0	430,000	1,265,000	500,000		525,000	2,720,000		
FY13 Interest	0	0	123,105	572,831	208,375		21,000	925,311	3,645,311	16,245,000
FY14 Principal	0	0	430,000	1,265,000	500,000			2,195,000		
FY14 Interest	0	0	102,788	509,581	187,125			799,494	2,994,494	14,050,000
FY15 Principal	0	0	430,000	1,265,000	500,000			2,195,000		
FY15 Interest	0	0	82,255	446,331	165,250			693,836	2,888,836	11,855,000
FY16 Principal	0	0	430,000	1,165,000	500,000			2,095,000		
FY16 Interest	0	0	61,615	383,081	142,750			587,446	2,682,446	9,760,000
FY17 Principal	0	0	430,000	1,100,000	500,000			2,030,000		
FY17 Interest	0	0	40,975	323,375	119,750			484,100	2,514,100	7,730,000
FY18 Principal	0	0	430,000	1,100,000	500,000			2,030,000		
FY18 Interest	0	0	20,228	267,000	96,625			383,853	2,413,853	5,700,000
FY19 Principal	0	0	200,000	1,100,000	500,000			1,800,000		
FY19 Interest	0	0	4,900	210,625	72,875			288,400	2,088,400	3,900,000
FY20 Principal	0	0	0	1,400,000	500,000			1,900,000		
FY20 Interest	0	0	0	154,250	48,875			203,125	2,103,125	2,000,000
FY21 Principal	0	0	0	1,500,000	500,000			2,000,000		
FY21 Interest	0	0	0	41,250	24,500			65,750	2,065,750	0
TOTAL	4,925,550	9,539,757	12,237,837	46,948,322	15,682,132	1,118,827	6,692,575	97,145,000		

1. Two pieces of FY95 issues were paid off in prior years.

This schedule does NOT include Community Preservation Fund borrowings.

For information on Lincoln-Sudbury School District Debt, please see page FC-18.

LONG TERM BORROWING DETAIL

Issuance Date	Project	Expended FY03	Expended FY04	Scheduled FY05	Scheduled FY06
2/15/1995	Nixon Addition	378,010	360,355	242,535	-
2/15/1995	Curtis School Roof	23,240	22,170	21,090	-
7/15/1997	Drainage	4,627	-	-	-
7/15/1997	Meachen Land, revoted	56,547	54,517	52,442	49,993
7/15/1997	Library	298,153	287,452	276,508	263,600
7/15/1997	Nixon Addition	206,259	198,862	191,298	183,649
7/15/1997	K-8 Renovations	243,129	238,858	229,757	217,749
7/15/1997	School Tennis Courts	411	396	381	364
6/1/1999	Meachen-Meggs Land	311,579	303,813	296,048	288,282
6/1/1999	Weisblatt Land	446,156	434,672	423,187	411,703
12/1/2000	Curtis Middle School	4,617,926	2,622,130	1,738,486	1,693,282
12/1/2000	Haynes Elementary	1,641,843	932,264	618,096	602,024
10/1/2001	Loring Elementary	966,480	946,118	935,755	915,018
10/1/2001	Haskell Field	32,950	32,013	31,075	30,138
10/1/2001	Traffic Signal (Rt. 117)	20,130	19,568	19,005	18,443
10/1/2001	Walkways	91,625	88,625	80,625	77,813
10/1/2001	Featherland	32,375	31,437	25,500	24,750
10/1/2001	Feeley Field Restrooms	13,800	13,350	12,900	12,450
10/1/2001	Refunding 1992 Issue Unisys/Melone	157,263	152,238	148,038	143,838
4/1/2003	DPW	-	1,167,890	556,994	544,094
4/1/2003	K-8 Schools Remainder	-	-	114,856	112,156
Total, Long-Term Debt (gross)		9,542,503	7,906,728	6,014,574	5,589,344
Offsets: School Building Assistance		(3,169,449)	(3,127,433)	(2,816,206)	(2,816,206)
Offsets: Net premiums received on Debt		-	-	(12,621)	(11,678)
Add: Interest on Short-Term Borrowing		81,182	10,000	-	-
Add: L-S Exempt debt, Sudbury share		576,388	1,089,609	1,597,382	2,424,725
Total: Exempt Debt to be Raised		7,030,624	5,878,904	4,783,129	5,186,185
Total: School Debt		8,077,298	5,321,153	4,092,253	3,724,242
Total: Town Debt		493,660	1,640,335	1,002,607	971,287
Total: Land Acquisition		971,545	945,240	919,715	893,815
Total: Long-Term Debt		9,542,503	7,906,728	6,014,574	5,589,344

This Schedule does not include Community Preservation Fund Borrowing

For information on Lincoln-Sudbury School District Debt, please see page FC-18.

ESTIMATED IMPACT ON FY06 TAX BILL

ESTIMATED IMPACT OF TOWN MEETING SPENDING ON YOUR FISCAL 2006 TAX BILL

Article Amount	AVG.											
	100,000	150,000	200,000	250,000	300,000	400,000	500,000	600,000	700,000	800,000	900,000	1,000,000
Fiscal 2005 Values	1,346	2,019	2,692	3,365	4,038	5,384	6,730	8,076	9,422	10,768	12,114	13,460
Fiscal 2005 Taxes	1,387	2,081	2,775	3,469	4,162	5,550	6,937	8,324	9,712	11,099	12,487	13,874
Fiscal 2006 (Base) Taxes	1,248	1,872	2,495	3,119	3,743	4,991	6,238	7,486	8,734	9,982	11,229	12,477
Debt Exemption	140	210	279	349	419	559	699	838	978	1,118	1,257	1,397

Article Amount	To calculate the dollar impact of any additional expenditures that may be considered by Town Meeting, use this chart below.											
	100,000	150,000	200,000	250,000	300,000	400,000	500,000	600,000	700,000	800,000	900,000	1,000,000
Resident's Share	9,132	0.40	0.54	0.67	0.81	1.08	1.35	1.62	1.89	2.16	2.42	2.69
10,000	0.27	1.01	1.35	1.68	2.02	2.69	3.37	4.04	4.71	5.39	6.06	6.74
25,000	0.67	2.02	2.69	3.37	4.04	5.39	6.74	8.08	9.43	10.78	12.12	13.47
50,000	1.35	3.03	4.04	5.05	6.06	8.08	10.10	12.12	14.14	16.16	18.18	20.21
75,000	2.02	4.04	5.39	6.74	8.08	10.78	13.47	16.16	18.86	21.55	24.25	26.94
100,000	2.69	5.39	8.08	10.78	13.47	16.16	21.55	26.94	32.33	37.72	43.10	48.49
200,000	5.39	10.78	16.16	21.55	26.94	32.33	40.41	48.49	56.57	64.66	72.74	80.82
300,000	8.08	16.16	24.25	32.33	40.41	53.88	67.35	80.82	94.29	107.76	121.23	134.70
400,000	10.78	21.55	32.33	43.10	53.88	67.35	80.82	94.29	113.15	129.31	145.48	161.64
500,000	13.47	26.94	40.41	53.88	67.35	80.82	94.29	113.15	129.31	150.86	169.72	188.58
600,000	16.16	32.33	47.15	56.57	65.99	75.43	84.87	94.31	103.75	113.19	122.63	132.07
700,000	18.86	37.72	47.15	56.57	65.99	75.43	84.87	94.31	103.75	113.19	122.63	132.07
800,000	21.55	43.10	53.88	67.35	80.82	94.29	107.76	121.23	134.70	148.17	161.64	175.11
900,000	24.25	48.49	58.91	69.33	79.75	89.17	98.59	108.01	117.43	126.85	136.27	145.69
1,000,000	26.94	53.88	64.30	74.71	84.63	94.55	104.47	114.39	124.31	134.23	144.15	154.07
1,500,000	40.41	80.82	101.03	121.23	141.44	161.64	181.85	202.05	222.26	242.46	262.67	282.87
2,000,000	53.88	107.76	134.70	161.64	188.58	215.46	242.34	269.22	296.10	322.98	349.86	376.74
2,500,000	67.35	134.70	168.38	202.05	235.73	269.40	303.07	336.75	370.42	404.09	437.76	471.43
3,000,000	80.82	161.64	202.05	242.46	282.87	323.28	363.69	404.10	444.51	484.92	525.33	565.74
3,500,000	94.29	188.58	235.73	282.87	323.28	363.69	404.10	444.51	484.92	525.33	565.74	606.15
4,000,000	107.76	215.52	269.40	303.07	336.75	370.42	404.09	437.76	471.43	505.10	538.77	572.44
3,050,000	82.17	123.25	164.34	205.42	246.50	328.67	410.84	493.01	575.17	657.34	739.51	821.68

Components of the Property Tax

	Fiscal 2005 Total	Residential Share	Fiscal 2006 Total	Residential Share
Tax Levy Base	44,532,238		46,313,462	
New Growth Override	651,627		0	
sub-total:	45,183,865	41,263,532	46,313,462	42,295,120
Debt exclusion	4,783,129	4,368,126	5,186,185	4,736,211
Capital Exclusion	0	0	0	0
less: unused levy	5,378	4,911	0	0
Total tax	49,961,616	45,626,746	51,499,647	47,031,331

APPENDICES

APPENDIX I. BUDGET TERMS AND DEFINITIONS

Abatements and Exemptions (previously called Overlay): 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.

Cherry Sheet: 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 Exemption: An override to Proposition 2 ½ for the purpose of raising funds for debt service costs.

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.

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.

New Growth: Proposition 2 ½ 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 2 ½: A Massachusetts General Law enacted in 1980 to limit property taxes.

Reserve Fund: 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.

Revolving Fund: 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.

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. Both appropriations into the fund and withdrawals from the fund require a 2/3 vote at Town Meeting.

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.

Unclassified Operating Expenses: This account in the general government section of the budget is comprised primarily of operating expenses such as postage and telephone that support Townwide operations and are not assigned to any one department or cost center.

Unclassified 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 and property liability insurance.

APPENDIX II. EMPLOYEE HEADCOUNT

EMPLOYEE HEADCOUNT
(Full Time Equivalents)

Cost Center	A	B	C	D	E	F	G
	Actual FY 04	Fin Com. Rec. FY 05	Actual FY 05	Non-Override Fin. Com. Rec. FY 06	Override Fin. Com. Rec. FY 06	Net Change C to D	Net Change C to E
Sudbury K-8 Schools	392.55	386.94	389.07	376.67*	402.63*	-12.40	13.56
L.S.R.H.S.**	202.75	192.22	193.50	181.50*	201.50*	-12.00	8.00
Public Safety	76.40	76.40	76.40	76.40	78.40	0.00	2.00
Public Works	32.30	33.30	33.80	33.80	33.80	0.00	0.00
General Government	31.80	31.80	31.80	31.80	31.80	0.00	0.00
Human Services	7.30	7.30	7.30	7.30	7.30	0.00	0.00
Culture & Recreation	29.50	29.50	29.50	29.50	30.00	0.00	0.50
Town Sub-total	177.30	178.30	178.80	178.80	181.30	0.00	2.50
TOTAL	772.60	757.46	761.37	736.97	785.43	-24.40	24.06

*Estimates based on information available at the time of printing.

**Sudbury's estimated share of the L.S.R.H.S. operating budget for FY05 is 85.27%.
Revenues other than the Town's assessments support salaries for 6.00 FTE positions, including out-of-District tuition and grants.

APPENDIX III. MANAGERS WITH SALARIES ABOVE \$80,000

FY05 APPROPRIATION

SUDBURY PUBLIC SCHOOLS

Superintendent *	\$137,611
Assistant Superintendent*	\$101,723
Director of Business & Finance*	\$ 92,475
Principal, Curtis	\$ 96,585
Principal, Loring*	\$ 96,200
Principal, Nixon	\$ 93,593
Principal, Noyes	\$ 92,008
Principal, Haynes	\$ 90,177
Special Education Administrator	\$ 91,343
House Masters, Curtis (3)	\$ 82,200 to 86,661

LINCOLN-SUDBURY REGIONAL HIGH SCHOOL (Sudbury pays 85.27% of Total salary)

Superintendent/Principal*	\$136,717
House Masters (4)	\$ 88,278 to 92,743
Director of Finance/Treasurer	\$ 96,249
Director of Student Services	\$ 92,743
Athletics/Activities Director	\$ 92,743
Coordinator of Curriculum & Instructional Systems	\$ 88,776

TOWN

Town Manager*	\$118,446
Police Chief	\$107,348
D.P.W. Director**	\$ 93,891
Fire Chief	\$ 92,364

Salaries are base pay plus career incentive for Police and Fire and longevity, where applicable. The above figures do not include any sick buyback, paid detail, paid holidays, stipends, health insurance or other employee benefits.

* As part of the compensation package, these positions also receive payment toward an annuity and/or deferred compensation plan, which is not included in the above figures.

**Position included in the Sudbury Supervisory Association.

APPENDIX IV. COLLECTIVE BARGAINING

BARGAINING UNIT AND CONTRACT TERMS

L.S.R.H.S.

Three year contract covering school years 2003/04, 2004/05, 2005/06. Effective dates and percentage increases are: 9/1/2003 – 2.20%; 9/1/2004 – 3.40%; 9/1/2005 – 3.50%.

SUDBURY PUBLIC SCHOOLS, K-8

Three year contract covering fiscal years 2004, 2005, 2006. Effective dates and percentage increases are: 7/1/2003 – 3.00% for the top step in each salary classification, 1.00% for all other steps (teachers), and 1.00% (custodians); 7/1/2004 – all contracts 2.75%; 7/1/2005 – all contracts 3.00%.

TOWN

FIRE

Three year contract covering fiscal years 2004, 2005, 2006. Effective dates and percentage increases are: 7/1/2003 – 1.50%; 7/1/2004 – 2.25%; 7/1/2005 – 2.25%.

POLICE

Three year contract covering fiscal years 2004, 2005, 2006. Effective dates and percentage increases are: 7/1/2003 – 1.50%; 7/1/2004 – 2.25%; 7/1/2005 – 2.25%.

PUBLIC WORKS

Three year contract covering fiscal years 2005, 2006, 2007. Effective dates and percentage increases are: 7/1/2004 – 1.50%; 7/1/2005 – 2.25%; 7/1/2006 – 2.25%.

ENGINEERING

Negotiations for fiscal years 2005, 2006, 2007 not completed.

SUPERVISORY

Two year contract covering fiscal years 2004 and 2005. Effective dates and percentage increases are: 7/1/2003 – 1.50%; 7/1/2004 – 2.25%. Negotiations for subsequent contract not completed.

NOTE: Percentage increases are for cost of living only and do not include changes for step, longevity or merit increases.

APPENDIX V. SALARY SCHEDULES & CLASSIFICATION PLANS

**SUDBURY PUBLIC SCHOOLS
TEACHER SALARY SCHEDULE
FY 06: 7/1/05 - 6/30/06**

<u>Bachelors</u>		<u>Masters</u>		<u>Masters +30</u>		<u>Masters +60</u>	
<u>Step</u>	<u>Salary</u>	<u>Step</u>	<u>Salary</u>	<u>Step</u>	<u>Salary</u>	<u>Step</u>	<u>Salary</u>
1	36,363	1	39,227	1	41,483	1	43,462
2	36,867	2	39,772	2	42,058	2	44,065
3	37,371	3	40,317	3	42,633	3	44,668
4	37,876	4	40,860	4	43,208	4	45,270
5	39,452	5	42,559	5	45,005	5	47,152
6	41,092	6	44,330	6	46,877	6	49,115
7	42,802	7	46,175	7	48,828	7	51,158
8	44,583	8	48,095	8	50,859	8	53,586
9	46,437	9	50,095	9	52,974	9	55,503
10	48,369	10	52,180	10	55,178	10	57,811
11	50,382	11	54,351	11	57,474	11	60,217
12	52,477	12	56,611	12	59,866	12	62,721
13	54,662	13	58,966	13	62,356	13	65,330
14	56,933	14	61,420	14	64,950	14	68,048
15	59,303	15	63,974	15	67,652	15	70,879
16	64,239	16	66,636	16	70,466	16	73,827
17	n/a	17	72,184	17	76,334	17	79,976

**SUDBURY PUBLIC SCHOOLS
SUPPORT STAFF SALARY SCHEDULE
FY 06: 7/1/05 - 6/30/06**

<u>Level</u>	<u>Step</u>						
	<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>
1	9.39	9.72	10.15	10.52	10.96	11.36	12.04
2	9.65	10.06	10.46	10.91	11.81	13.62	14.23
3	12.14	12.61	13.10	13.62	14.16	14.72	15.60
4	13.10	13.62	14.16	14.72	15.30	15.88	16.84
5	14.16	14.72	15.30	15.88	16.51	17.16	18.18
6	15.30	15.88	16.51	17.16	17.83	18.52	19.63
7	16.51	17.16	17.83	18.52	19.27	20.01	21.21
8	17.83	18.52	19.25	20.01	20.81	21.61	22.90
9	19.25	20.03	20.81	21.61	22.46	23.36	24.73

JOB CLASSIFICATION FOR SUPPORT STAFF

Level 1	n/a
Level 2	Cafeteria Helper
Level 3	Cafeteria Cook
Level 4	Lunchroom Supervisor
Level 5	Cafeteria Manager, Secretarial Assistant, Early Childhood Assistant
Level 6	Business Office Assistant, School Secretary/Student Services
Level 7	Library/Media Paraprofessionals, Teacher Assistant, Curriculum Assistant
Level 8	School Administrative Secretary, Assistant Librarian, Early Childhood Administrative Assistant
Level 9	Administrative Secretary, Tutor, METCO Basic Skills Tutors

**SUDBURY PUBLIC SCHOOLS
NURSE SALARY SCHEDULE 2005-2006**

<u>Step</u>	<u>Salary</u>
1-3	35,983
4	38,100
5	40,216
6	42,333
7	44,450

**LINCOLN SUDBURY REGIONAL SCHOOL DISTRICT –TEACHERS
SCHEDULE A
2005-2006**

STEP	B	M	M15	M30	M45
1	39,147	41,496	42,741	44,023	45,344
2	40,322	42,741	44,023	45,344	46,704
3	41,531	44,023	45,344	46,704	48,105
4	42,777	45,344	46,704	48,105	49,548
5	44,061	46,704	48,572	50,029	51,530
6	45,382	48,572	50,515	52,031	53,592
7	47,198	50,515	52,536	54,112	55,735
8	49,086	52,536	54,637	56,276	57,965
9	51,049	54,637	56,823	58,527	60,283
10	53,091	56,823	59,096	60,869	62,695
11	55,215	59,096	61,459	63,303	65,202
12	57,423	61,459	63,918	65,835	67,810
13	59,720	64,532	66,475	68,469	70,523
14	62,109	67,759	69,134	71,208	73,344
15	65,214	70,469	71,899	74,056	76,278
16	66,519	73,993	74,775	77,018	79,329
17			80,099	81,709	

**LINCOLN SUDBURY REGIONAL SCHOOL DISTRICT-SUPPORT STAFF
COMPENSATION CLASSIFICATION PLAN
CATEGORY-A**

<u>Level</u>	<u>Position</u>
LS-1	Cafeteria General Workers
LS-2	Cafeteria Heavy Cleaner, Cafeteria Short Order Cook, Parking Lot Attendant
LS-3	Cafeteria Baker, Cook 1
LS-4	Cafeteria Cook 2-Asst. Mgr.
LS-5	General Custodian 1
LS-6	General Custodian 2 Groundsmen
LS-7	Custodial Shift Foreman Maintenance 1
LS-8	Custodial Foreman Maintenance 2
LS-9	Maintenance Foreman 1
LS-10	Maintenance Foreman 2

Category-B

Scale 1-	Administrative Assistant, Counselor Assistant, Office Assistant, Tutors, Campus Aides, Program Assistants, Receptionist, Permanent Substitute
Scale 2-	A/V Technical Assistant
Scale 3-	Admin. Assistant to the Superintendent/Principal, Asst. to the Director of SPED/Student Services Asst. to the Finance Director/Treasurer Payable & Purchasing Coordinator Registrar

FY06 SUPPORT STAFF SALARY SCHEDULE

<u>Category-A</u>	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Step 4</u>	<u>Step 5</u>
LS 1	9.46	9.81	10.16	10.58	10.97
LS 2	10.61	11.03	11.52	11.94	12.37
LS 3	11.86	12.24	12.74	13.22	13.67
LS 4	12.99	13.49	14.06	14.53	15.07
LS 5	14.19	14.75	15.31	15.89	16.45
LS 6	15.35	15.99	16.59	17.18	17.79
LS 7	16.57	17.18	17.86	18.52	19.19
LS 8	17.69	18.45	19.12	19.85	20.56
LS 9	18.93	19.65	20.38	21.15	21.94
LS 10	20.06	20.85	21.69	22.51	23.29

<u>Category-B</u>	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Step 4</u>	<u>Step5</u>	<u>Step6</u>	<u>Step7</u>
Scale 1	17.86	18.53	19.32	20.06	20.88	21.69	22.57
Scale 2	19.44	20.19	21.01	21.82	22.72	23.64	24.61
Scale 3	21.02	21.84	22.69	23.64	24.58	25.56	26.57

TOWN CLASSIFICATION PLAN FY06*

GRADE 1

Head Lifeguard

GRADE 2

Clerk I

GRADE 3

Clerk II/Senior Clerk
Library Clerk
Recording Secretary

GRADE 4

Accounting Clerk
Library Technician
Secretary I
Van Driver, Sr. Center
Senior Data Processing Clerk
Maintenance Custodian (40 hrs./wk.)

GRADE 5

Fire Dispatcher (4 days on, 4 off)
Census and Documentation Coordinator
Board of Health Coordinator
Data Collector
Accounting Administrative Assistant
Accounting Administrative Assistant, D.P.W.
Part-Time Reference Librarian

GRADE 6

Dog Officer
Library Office Coordinator
Police Dispatcher (4 days on, 2 off)
Secretary/Legal Secretary
Secretary II, Office Supervisor
Aquatic Supervisor
Youth Coordinator
Personnel Assistant
Admin. Asst. to Director of Park and Rec.
Payroll/Benefits Accounting Assistant
Recreation Program Coordinator

GRADE 7

Assistant Town Clerk
Assistant Children's Librarian
Head of Technical Services, Library
Technology Assistant

GRADE 8

Assistant Assessor
Assistant Town Treasurer & Collector
Head of Circulation, Library
Children's Librarian
Zoning Enforcement Field Agent

GRADE 9

Administrative Assistant to Bd. of Selectmen
Assistant Town Accountant
Adult Services/Reference Librarian
Aquatic Facility Director

GRADE 10

Assistant Building Inspector

GRADE 11

Community Social Worker
Director, Council on Aging
Owner's Representative

GRADE 12

Management Analyst, D.P.W.

GRADE 13

GRADE 14

Assistant Town Manager

GRADE 15

Police Chief
Fire Chief
Finance Director/Treasurer-Collector

GRADE 16

GRADE 17

*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. Overtime pay is calculated by multiplying 1.5 times the hourly rates.

APPENDIX V
TOWN NON-UNION SALARY GRID
FY 06: 7/1/05 - 6/30/06

GRADE	Minimum		Steps				Maximum	
	1	2	3	4	5	6	7	
1	\$12.16	\$12.64	\$13.13	\$13.65	\$14.18	\$14.74	\$15.32	
	22,216	23,087	23,992	24,933	25,910	26,926	27,981	
2	\$13.13	\$13.65	\$14.18	\$14.74	\$15.32	\$15.92	\$16.54	
	23,992	24,933	25,910	26,926	27,981	29,080	30,220	
3	\$14.18	\$14.74	\$15.32	\$15.92	\$16.54	\$17.19	\$17.86	
	25,910	26,926	27,981	29,080	30,220	31,406	32,637	
4	\$15.32	\$15.92	\$16.54	\$17.19	\$17.86	\$18.57	\$19.29	
	27,981	29,080	30,220	31,406	32,637	33,919	35,248	
5	\$16.54	\$17.19	\$17.86	\$18.57	\$19.29	\$20.05	\$20.84	
	30,220	31,406	32,637	33,919	35,248	36,632	38,068	
6	\$17.86	\$18.57	\$19.29	\$20.05	\$20.84	\$21.65	\$22.50	
	32,637	33,919	35,248	36,632	38,068	39,563	41,114	
7	\$19.29	\$20.05	\$20.84	\$21.65	\$22.50	\$23.39	\$24.30	
	35,248	36,632	38,068	39,563	41,114	42,728	44,403	
8	\$21.03	\$21.86	\$22.71	\$23.60	\$24.53	\$25.49	\$26.49	
	38,427	39,934	41,499	43,126	44,816	46,573	48,399	
9	\$22.93	\$23.82	\$24.76	\$25.73	\$26.74	\$27.79	\$28.88	
	41,886	43,528	45,234	47,007	48,850	50,765	52,755	
10	\$24.99	\$25.97	\$26.99	\$28.04	\$29.14	\$30.29	\$31.47	
	45,656	47,445	49,305	51,238	53,246	55,334	57,503	
11	\$27.24	\$28.31	\$29.42	\$30.57	\$31.77	\$33.01	\$34.31	
	49,765	51,715	53,743	55,849	58,039	60,314	62,678	
12	\$29.69	\$30.85	\$32.06	\$33.32	\$34.63	\$35.98	\$37.39	
	54,243	56,370	58,579	60,876	63,262	65,742	68,319	
13	\$32.36	\$33.63	\$34.95	\$36.32	\$37.74	\$39.22	\$40.76	
	59,125	61,443	63,852	66,355	68,956	71,659	74,468	
14	\$35.27	\$36.66	\$38.09	\$39.59	\$41.14	\$42.75	\$44.43	
	64,447	66,973	69,598	72,327	75,162	78,108	81,170	
15	\$38.45	\$39.96	\$41.52	\$43.15	\$44.84	\$46.60	\$48.43	
	70,247	73,000	75,862	78,836	81,926	85,138	88,475	
16	\$41.91	\$43.55	\$45.26	\$47.03	\$48.88	\$50.79	\$52.78	
	76,569	79,571	82,690	85,931	89,300	92,800	96,438	
17	\$45.68	\$47.47	\$49.33	\$51.27	\$53.28	\$55.37	\$57.54	
	83,460	86,732	90,132	93,665	97,337	101,152	105,117	

TOWN INDIVIDUALLY RATED FY06

LIBRARY

Library Page	<u>Minimum</u> 7.97	<u>Step 1</u> 8.32	<u>Step 2</u> 8.61
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HIGHWAY/PARK AND RECREATION

Temporary Laborer	8.58 - 10.47
Temporary Snow Removal Equipment Operator	10.33 - 12.93

DEPARTMENTAL TEMPORARY OR SEASONAL HELP

Temporary or Seasonal Help	8.58 - 10.47
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PARK AND RECREATION

	<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>
Teen Center Coordinator	15.00	17.00	19.00	21.00	23.00	25.00	30.00
Teen Center Supervisor	15.00	15.50	16.00	16.50	17.00	18.00	19.00
Teen Center Staff	7.00 - 16.50						
Teen Center Receptionist	7.00 - 10.00						

Part time or seasonal hourly rated salary range (Salary paid from program fees)

<u>Position</u>	<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>
Program Supervisor	14.00	14.50	15.00	15.50	16.00	16.50	17.00
Sports/Program Director	15.00	17.00	19.00	21.00	23.00	25.00	30.00
Sports Clinician	11.00	11.50	12.00	12.50	13.00	13.50	14.00
	0-280 hrs.		281-560 hrs.		561-840 hrs.		841+ hrs.
Preschool Instructor	11.00		11.50		12.00		12.50
Skate Park Monitor/Clinic	7.00 - 10.00						
Babysitter	7.00 - 10.75						
Recreation Receptionist	7.00 - 10.00						

Seasonal Camp Staff

<u>Position</u>	<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>
Camp Director	15.00	16.00	17.00	18.00	19.00	20.00	21.00
Assistant Camp Director	10.00	10.50	11.00	11.50	12.00	12.50	13.00
Preschool Camp Director	11.00	11.50	12.00	12.50	13.00	13.50	14.00
CIT Coordinator	9.50	10.00	10.50	11.00	11.50	12.00	12.50
Program Specialist	9.00	9.50	10.00	10.50	11.00	11.50	12.00
Counselor	7.50	8.00	8.50	9.00	9.50	10.00	10.50
Counselor/Recreation Leader	7.00	7.50	8.00	8.50	9.00	9.50	10.00

ATKINSON POOL (Specialty Instruction)

Diving (Certified)	20.00	22.00	24.00	26.00	Non-certified: 10.00*		
Water Exercise (Certified)	15.00	17.00	19.00	21.00	23.00	25.00	

* Non-certified instructors are required to become certified within one year.

ATKINSON POOL

Lifeguard	7.92 - 10.25
Lifeguard in Training	7.16
Pool Receptionist	7.16 - 10.25
Water Safety Instructor	8.95 - 11.50
Swim Aide	7.92 - 10.25
Supervisor (Shift-PT)	10.00 - 11.50

MISCELLANEOUS SINGLE RATED

	<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>
Custodian (Hourly - 40 hrs.)	12.71	13.21	13.72	14.26	14.81	15.39	16.03
Election Warden	7.41						
Election Clerk	7.41						
Deputy Election Warden	7.41						
Deputy Election Clerk	7.41						
Election Officer & Teller	7.05						
Plumbing Inspector	27,183/Year						
Director of Veterans Services	10,472/Year						
Zoning Enforc. Field Agent	7,000/Year						

**APPENDIX V
TOWN UNION EMPLOYEES FY06**

<u>FIRE DEPARTMENT</u>	<u>MIN</u>	<u>STEP 1</u>	<u>STEP 2</u>	<u>STEP 3</u>	<u>MAX</u>
Firefighter					
Annual	39,983	40,911	41,859	42,783	43,791
Hourly	18.24	18.66	19.09	19.51	19.97
Firefighter/EMT					
Annual	41,897	42,825	43,773	44,699	45,706
Hourly	19.11	19.53	19.97	20.39	20.85
Lieutenant					
Annual	44,582	45,613	46,671	47,704	48,827
Hourly	20.33	20.81	21.29	21.76	22.27
Lieutenant/EMT					
Annual	46,702	47,733	48,793	49,825	50,950
Hourly	21.30	21.77	22.26	22.73	23.24
Fire Captain					
Annual	49,707	50,859	52,038	53,190	54,443
Hourly	22.67	23.20	23.74	24.26	24.83
Fire Captain/EMT					
Annual	52,058	53,210	54,388	55,540	56,794
Hourly	23.74	24.27	24.81	25.33	25.90

Single Rated:

Call Firefighter	\$250 Annual Stipend and Step 1 Firefighter hourly rate as listed above.		
Fire Prevention Officer	\$800/Year	Fire Department Training Officer	\$800/Year
Fire Alarm Superintendent	\$800/Year	Emergency Medical Tech. Coord.	\$800/Year
Master Mechanic	\$800/Year	Fire Alarm Foreman	\$800/Year
Technology Coordinator	\$800/Year		

Note: Hourly rates are obtained by dividing the annual rates by 52.2 weeks and 42 hours per week.
Overtime pay is calculated by multiplying 1.5 times these hourly rates.

<u>POLICE DEPARTMENT</u>	<u>MIN</u>	<u>STEP 1</u>	<u>STEP 2</u>	<u>STEP 3</u>	<u>MAX</u>
Patrolman					
Annual	41,446	42,402	43,399	44,374	45,255
Hourly	21.27	21.76	22.27	22.77	23.22
Sergeant					
Annual	49,728	50,879	52,068	53,241	54,300
Hourly	25.52	26.11	26.72	27.32	27.87

Single Rated:

Crime Prevention Officer	\$925/Year	Detective	\$1,900/Year
Photo/Fingerprint Officer	\$925/Year	Training Officer	\$925/Year
Juvenile Officer	\$925/Year	Parking Clerk	\$925/Year
Safety Officer	\$925/Year	Mechanic	\$925/Year
Motorcycle Officer (half-time)	\$462.50/Year	Firearms Officer	\$925/Year
		DARE Officer	\$925/Year

Note: Hourly rates are obtained by dividing the annual rates by 52.2 weeks and 37.33 hours per week.
Overtime pay is calculated by multiplying 1.5 times these hourly rates.

**APPENDIX V
TOWN UNION EMPLOYEES FY06***

DEPARTMENT OF PUBLIC WORKS

	START	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6
Foreman, Landfill	41,458	42,702	43,985	45,303	46,661	48,063	49,745
Foreman, Highway	41,458	42,702	43,985	45,303	46,661	48,063	49,745
Foreman, Tree & Cemetery	41,458	42,702	43,985	45,303	46,661	48,063	49,745
Foreman, Park & Grounds	41,458	42,702	43,985	45,303	46,661	48,063	49,745
Master Mechanic	19.20	19.84	20.43	20.98	21.51	22.07	22.83
Assistant Mechanic	18.35	18.98	19.59	20.14	20.65	21.22	21.96
Heavy Equipment Operator	17.23	17.73	18.12	18.72	19.32	19.93	20.63
Tree Surgeon	17.23	17.73	18.12	18.72	19.32	19.93	20.63
Truck or Light Equip. Operator	16.20	16.61	17.09	17.40	17.75	18.11	18.74
Tree Climber	16.20	16.61	17.09	17.40	17.75	18.11	18.74
Heavy Laborer	15.27	15.70	16.04	16.47	16.90	17.35	17.97
Light Laborer	13.94	14.32	14.62	15.01	15.39	15.79	16.34
Landfill Monitor	13.02						

Note: Crew Leaders receive an annual stipend of \$3,095.

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

	FY04 SALARIES*					
	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6
E1 Engineering Aide I	27,513	28,340	29,192	30,072	30,973	31,904
E2 Engineering Aide II	31,639	32,591	33,566	34,578	35,613	36,682
E3 Engineering Aide III	36,386	37,481	38,602	39,761	40,953	42,181
E4 Jr. Civil Engineer	41,845	43,099	44,391	45,724	47,095	48,506
E5 Civil Engineer	47,078	48,488	49,948	51,444	52,986	54,575
E6 Sr. Civil Engineer	49,922	51,421	52,963	54,553	56,190	57,871
E7 Assistant Town Engineer	58,718	60,478	62,291	64,160	66,087	68,070

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.

*The wage rates listed above are for FY 06 for the Public Works Department. Collective bargaining negotiations remain pending with the Engineering Department for FY 06. The wage rates listed above are for FY 04 for the Engineering Department.

**APPENDIX V
TOWN UNION EMPLOYEES FY05***

SUDBURY SUPERVISORY ASSOCIATION

		Step 1	Step 2	Step 3	Step 4	Step 5	Step 6
Supervisor of Buildings	1	44,611	46,359	48,176	50,066	52,028	54,067
Town Clerk	2	48,631	50,536	52,518	54,577	56,716	58,939
Conservation Coord.		48,631	50,536	52,518	54,577	56,716	58,939
Hwy. Dir. of Operations		53,005	55,083	57,242	59,486	61,817	64,241
Health Director		60,450	62,263	64,131	66,056	68,036	70,078
Building Inspector		57,773	60,038	62,392	64,837	67,379	70,020
Director of Assessing		60,934	62,761	64,644	66,583	68,581	70,638
Treasurer/Collector		57,773	60,038	62,392	64,837	67,379	70,020
Pk. and Rec. Director		57,773	60,038	62,392	64,837	67,379	70,020
Town Planner		62,654	64,533	66,469	68,464	70,517	72,632
Town Accountant		60,934	62,761	64,644	66,583	68,581	70,638
Technology Admin.		60,934	62,761	64,644	66,583	68,581	70,638
Police Lieutenant		62,975	65,444	68,009	70,674	73,446	76,325
Library Director		62,975	65,444	68,009	70,674	73,446	76,325
Town Engineer		68,642	71,334	74,129	77,035	80,056	83,194
Public Works Director	3	74,838	77,771	80,819	83,988	87,280	90,702

*Collective bargaining negotiations are pending for FY 06.

1 This position also receives an annual stipend of \$13,050 as Wiring Inspector.

2 This position also receives an annual stipend of \$782 as Registrar of Voters.

3 This position also receives annual stipends of \$1,000 for Planning Board Agent, \$500 for Landfill Agent and \$500 for Conservation Agent. In addition, the Director of Public Works currently serves as the Town Engineer for an annual stipend of \$1,000.