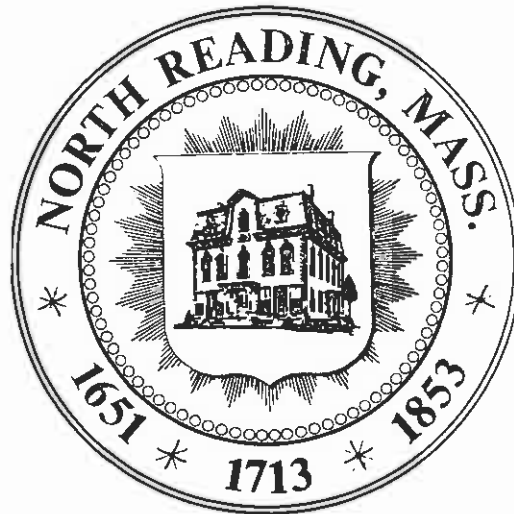


**TOWN OF NORTH READING
MASSACHUSETTS**

**APRIL 6, 2009
SPECIAL TOWN MEETING
AND
ANNUAL TOWN MEETING
WARRANT
AND
REPORT OF THE FINANCE COMMITTEE**



**MONDAY, APRIL 6, 2009
ANNUAL TOWN MEETING – 7:00 P.M.
SPECIAL TOWN MEETING – 7:05 P.M.**

Daniel H. Shay Auditorium, North Reading High School, Park Street

Please bring this book with you to the Town Meeting.

TOWN ELECTION WARRANT – MAY 5, 2009

PROCEDURE FOR TOWN MEETING

1. Moderator presides, using Roberts Rules of Order, except as provided by the General Laws, the Charter and By-Laws.
2. Articles in the warrant are considered in the order in which they appear, but voters may move to consider them out of order. (This takes a 4/5 vote of the Town Meeting.)
3. In order for an article to be considered by Town Meeting, it must be moved and seconded. The article is then open for debate by all in attendance.
4. To speak at Town Meeting, stand and say Mr. Moderator. After being recognized by the Moderator, state name and address before making any remarks.
5. Debate may be ended by a voter's "Move the question."
6. Amendments to original motion must be presented in writing to the Moderator. Upon being seconded and discussed, the Moderator calls for a vote. If passed, the original motion, as amended, is then voted.
7. Reconsideration of a vote is permitted only once and only at that session of Town Meeting.

The above information was prepared by the North Reading League of Women Voters.

A CITIZEN'S CHECKLIST FOR TOWN MEETING

To be considered on each vote:

1. **IS IT NECESSARY?** Or is it something that is not really needed or perhaps already being provided by a private or public group?
2. **CAN WE AFFORD IT?** Remember, there is no limit to what we would like, but there is a limit to what we can afford.
3. **WHAT WILL IT ULTIMATELY COST?** Many proposals are like icebergs - only a small fraction of the total cost is apparent on the surface.
4. **HOW WILL IT AFFECT BASIC LIBERTIES?** If it imposes unreasonable or illegal restraints on your life or that of others it should be vigorously opposed.
5. **IS IT IN THE BALANCED BEST INTEREST OF ALL?** If it is designed to benefit a small group of special interests, while taking unfair advantage of others, work for its defeat.
6. **IS IT A "FOOT IN THE DOOR" PROPOSITION?** Compromising a little now may bring an oppressive burden later, either in more regulations or more taxes or a combination of both.
7. **DOES IT PLACE TOO MUCH POWER IN THE HANDS OF ONE INDIVIDUAL OR GROUP?** Once the decisive power is granted to a non-elected public official or a commission as a municipal authority, the private citizen lose effective control.
8. **IS ITS APPEAL BASED ON EMOTIONAL PROPAGANDA OR FACTS?** The further a proposition gets away from facts, the more critical one should be.

TABLE OF CONTENTS

*Each article is accompanied by a "Description..." of what each article does.
Italicized information is explanatory in nature.*

	<u>Page</u>
Report of the Finance Committee	2
<u>SPECIAL TOWN MEETING</u>	
1. FY09 Budget Amendment	4
2. Transfer MTBE Settlement Funds	5
3. Transfer Funds into Capital Improvement Stabilization Fund	5
4. Prior Year's Bills	5
5. Fund FY09 Snow and Ice Deficit	6
6. Transfer Funds from Ambulance Enterprise Account	6
7. Transfer Jurisdiction of High School Football Field and Track Area	6
8. Funding for Synthetic Turf Field at North Reading High School	8
<u>ANNUAL TOWN MEETING</u>	
1. Select Town Officers	9
2. Hear and Act on Reports of Town Officers and Committees	9
3. Authorize Director of Public Works to Accept Easements	10
4. Authorize Treasurer to Enter into Compensating Balance Agreements	10
5. Authorize Chapter 90 Highway Construction Funds	10
6. Conservation Revolving Fund – Re-authorize	11
7. Parks and Recreation Revolving Fund – Re-authorize	11
8. Damon Tavern Revolving Account – Re-authorize	12
9. Rain Barrel Revolving Account – Re-authorize	12
10. Recycling Promotion Revolving – Re-authorize	13
11. Department of Elder Affairs Revolving Fund – Re-authorize	13
12. Emergency Management "All Hazards" Revolving Fund – Re-authorize	14
13. Youth Services Revolving Fund – Re-authorize	14
14. Establish Library Activity Room Revolving Account	15
15. Amend Vote under Article 23, April 3, 2006 Town Meeting	15
16. Accept MGL Chapter 32B, Section 18/18A	15
17. Accept Deed – 0 Southwick Road, Map 17, Parcel 57	16
18. Rescind Vote Under Article 7, #12 – October 6, 2008 Town Meeting	17
19. Rescind Bond Authorizations	17
20. Increase Demand Fees Under MGL Chapter 60, Section 15	17
21. Operating Budget	18
22. Capital Expenditures	18
23. Fund Retirement Obligations	19
24. Appropriate Money to Stabilization Fund	19
25. Retirement Trust Funds	19
26. Lease of Municipal Property, Map 43-Parcel 78 and Map 27-Parcel 14	20
27. Fund FY 2011 Revaluation	21
28. Fund Wastewater Design and Permitting	21
29. Fund Painting Exterior of Flint Memorial Library	21
Annual Town Election Warrant	22

Report of the Finance Committee April Town Meeting - 2009

At this time last year we knew that the F/Y 2010 budget would be difficult, but no one could have anticipated the economic meltdown that we are experiencing. State aid and local receipts are projected to be lower than last year's amounts by \$440,000 and \$190,000 respectively. In 2010, anticipated tax revenue from new growth is \$270,000 compared with \$880,000 expected in the current fiscal year, a \$610,000 reduction. Although there is an increase in revenue from real estate taxes year to year, that increase is pretty much neutralized by the shortfalls above.

The challenge is how the town maintains level services in this economy. The vast majority of the cost in the budgets is represented by compensation. Excluding the employee benefits account, the municipal budget is 69% compensation and the school budget is 79%. These are the service providers to our town. Municipal town department heads, under the direction of the Town Administrator, and the schools, as directed by the Superintendent, have examined each of the activities to find cuts that would maintain the necessary services yet reduce the burden of the budget in light of the diminished revenue. Some adjustments were made but because of the high ratio of personnel to the total budget the revenue shortfall could not be made up by these means.

The town is left with two equally unpleasant choices; reduce staffing in all areas of town government and schools or maintain service levels, as best we can, by holding the cost of compensation and employee health insurance at the F/Y 2009 level. The Board of Selectmen choose the latter and the Finance Committee fully supports this decision as the most fiscally responsible. In these difficult economic times everyone must play a role in dealing with the issues. Tax payers, many of whom have experienced the negative impact of the economy on their retirement plans, college tuition savings for their children, salary decreases, higher cost of health insurance or loss of employment can not afford to see their real estate taxes increase. Likewise, they do not want to see the gains they have fought so hard to achieve in maintaining quality education programs move backward or public safety or infrastructure maintenance be diminished. Hopefully our actions and those of the Federal and state government will start to bring us out of this recession in months not years.

Normally the Finance Committee will advocate for increasing the Stabilization Fund. The balance of the fund is \$ 1,646,509 approximately \$692,265 short of the goal of 5% of the town's budget. We do not see a way of adding to this very important reserve this year. We will address its balance again at the October Town Meeting.

The Finance Committee wishes to thank the Town Administrator and the Finance Director who attend most of our meetings and keep us informed about the status of issues. We would also like to recognize the cooperation of the municipal and school personnel who meet with and share information with the liaisons of the FinCom to their respective departments.

Respectfully submitted,
Abby Hurlbut, Chair
Richard Johnson, Clerk
Michael Mastascusa
Alan Wolpin

Donald J. Kelliher, Vice-Chair
Michael Kirby
Mark Westervelt
Bradley H. Jones, Sr., Associate Member

COMMONWEALTH OF MASSACHUSETTS

TOWN OF NORTH READING

SPECIAL TOWN MEETING

APRIL 6, 2009

7:05 P.M.

Middlesex, SS.

To either of the Constables of the Town of North Reading in the County of Middlesex, GREETING.

IN THE NAME OF THE COMMONWEALTH OF MASSACHUSETTS, you are hereby directed to notify and warn the inhabitants of said Town, qualified to vote in Town affairs, to meet at the Daniel H. Shay Auditorium, North Reading High School, Park Street in said North Reading, on **MONDAY**, the **SIXTH DAY OF APRIL, 2009** at five minutes after seven o'clock in the evening, then and there to act on the following articles:-

Article 1 FY2009 Budget Amendment

To see if the Town will vote to amend the FY2009 Operating Budget voted under Article 14 of the April 7, 2008 Annual Town meeting, as follows, and to raise by taxation and appropriate, appropriate and transfer from unexpended funds remaining in Warrant Articles of previous years, or appropriate by transfer from available funds, or borrow a sum of money for such proposes; or what it will do in relation thereto:

Sponsor: Board of Selectmen

Line 7 – Town Counsel Expenses

- Transfer a sum of money to be added to Town Counsel Expenses.

Line 27 – Information Systems Expenses

- Transfer a sum of money to be added to Information Systems expenses.

Line 56 – Veterans Expenses

- Transfer a sum of money for the purpose of funding additional Veterans Benefits.

Line 93 – School Department Small Capital

- Transfer a sum of money for the Public Schools Technology Lease.

Line 97 – Water Department Expenses

- Transfer a sum of money to be added to Water Department Expenses.

Background...

This is a routine article necessary to provide supplemental funding for department budgets for FY2009.

Recommendations ...

Selectmen: Recommended.

Finance Committee: Recommendation to be made at Town Meeting.

Article 2 Transfer MTBE Settlement Funds

To see if the Town will vote pursuant to the provisions of MGL Chapter 40, Section 5B to create a special purpose stabilization fund, to be known as the Water Department Infrastructure Stabilization Fund, and, as funding therefore, to transfer a sum of money from the MTBE Settlement Fund; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article will provide for transfer of a class action legal settlement received for contamination of public water supplies. The Board of Selectmen proposes the funds be deposited into a newly created Water Department Infrastructure Stabilization Fund to pay for future upgrades to the water distribution system.

Recommendations ...

- Selectmen:** Recommended.
- Finance Committee:** Recommended.

Article 3 Transfer Funds to the Capital Improvement Stabilization Fund

To see if the Town will vote to appropriate by transfer from available funds a sum of money to be added to the Capital Improvement Stabilization Fund established under Article 5 of the October 2007 Town Meeting; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article would add funds to the Capital Improvement Stabilization Fund for the purposes of debt financing future Capital Projects.

Recommendations ...

- Selectmen:** Recommended.
- Finance Committee:** Recommended.

Article 4 Prior Year Bills

To see if the Town will vote to raise by taxation and appropriate, or appropriate by transfer from available funds, a sum of money to pay prior year bills; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article provides for payment of prior fiscal year bills which were not submitted prior to the fiscal year end.

Recommendations ...

- Selectmen:** Recommended.
- Finance Committee:** Recommended.

Article 5 Fund FY2009 Snow and Ice Deficit

To see if the Town will vote to raise and appropriate or appropriate by transfer from available funds, a sum of money to fund a deficit in the FY2009 Snow and Ice Budget; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description....

This article provides funds necessary for the Snow and Ice Budget that is in a deficit for the fiscal year ending on June 30, 2009.

Recommendations ...

Selectmen: Recommended.

Finance Committee: Recommendation to be made at Town Meeting.

Article 6 Transfer Funds from Ambulance Enterprise Account

To see if the Town will vote to transfer a sum of money not to exceed \$20,000 from the Ambulance Enterprise Account for the purchase of two (2) lap top computers, software and installation into the Fire Department ambulances; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article will transfer monies from the Ambulance Enterprise Account for the purchase of 2 lap top computers, software and installation to bring Town Ambulances into compliance with the state laws.

Recommendations ...

Selectmen: Recommended.

Finance Committee: Recommendation to be made at Town Meeting.

Article 7 Transfer Jurisdiction of High School Football Field and Track Area

To see if the Town will vote to transfer the custody of a portion of the land at 189 Park Street, Map 42, Parcel 140, shown as "Proposed Area to be Transferred" on a plan on file with the Town Clerk and containing the football field, track area and associated amenities at the North Reading High School (the "Parcel"), from the Town of North Reading School Committee for school purposes to the Hillview Commission and the Town of North Reading Parks and Recreation Committee for parks and recreation purposes pursuant to MGL Chapter 45, Section 14 and further that said parcel shall be managed and controlled by the Town of North Reading Parks and Recreation Department in accordance with a Memorandum of Understanding executed prior to the April 2009 Annual Town Meeting by and between the North Reading School Committee, Hillview Commission, North Reading Parks and Recreation Committee and North Reading Parks and Recreation Department, and further that the Town of North Reading Parks and Recreation Committee, North Reading Parks and Recreation Department and/or the Hillview Commission shall be authorized to file on behalf of the Town of North Reading any and all applications deemed necessary for grants and/or reimbursements from the Commonwealth of Massachusetts under the so-called PARC Act (Chapter 933 Acts of 1977 as amended) and/or any other grant programs in any way connected with the scope of this article, and that the Town of North Reading Parks and Recreation Committee and Town of North Reading Parks and Recreation Department, as appropriate, be authorized to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town of North Reading.

Said Parcel shall be utilized for the following purposes: for passive and/or active recreational uses such as sports playing fields, field houses and other uses accessory, adjunct to, and commonly associated with such active and passive recreational uses in accordance with the provisions of MGL Chapter 45, Section 14, including those uses necessary or convenient to the operation and maintenance of such uses.

or what it will do in relation thereto.

Submitted by: North Reading Parks & Recreation Department/Committee

Description...

This article will transfer the management control of the North Reading High School Football Field and Track area from the North Reading School Committee to the Hillview Enterprise and the North Reading Parks & Recreation Department as park lands in order for renovations and improvements to be funded from within the Hillview Enterprise Fund.

Recommendations ...

Selectmen: Recommendation to be made at Town Meeting.

Finance Committee: Recommendation to be made at Town Meeting.



Article 8 Fund Synthetic Turf Field at North Reading High School

To see if the Town will vote to appropriate the sum of \$2,000,000 to be used in conjunction with private funding and/or grants, to be expended by the North Reading Parks and Recreation Committee, with the approval of the Hillview Commission for the replacement of the High School football field with a synthetic turf field and the renovation of the track and field complex and related amenities; and as funding therefor, to borrow said sum and to authorize the Treasurer, with the approval of the Board of Selectman to issue bonds and notes therefor; and further to authorize the North Reading Parks and Recreation Committee to file on behalf of the Town of North Reading any and all applications deemed necessary for grants and/or reimbursements from the Commonwealth of Massachusetts under the so-called PARC Act (Chapter 933 Acts of 1977 as amended) and/or any other grant programs in any way connected with the scope of this article; provided further that if borrowing is authorized hereunder, it is anticipated that even though any bonds issued for the project will be general obligation bonds of the Town, the amounts required to pay debt service for such purposes will be repaid from the Hillview Enterprise Fund; or what it will do in relation thereto.

Sponsored by: North Reading Parks & Recreation Department/Committee

Description....

This article will fund the replacement of the High School football field with an all purpose synthetic turf field and the renovation of a new 400 meter track and related field events and potentially an adjacent grass practice field. The project may also involve the development of athletic lighting for one or both fields, spectator seating expansion, including handicapped seating and improvements and related amenities. This newly renovated all purpose synthetic turf field is to be used by recreation, school and public events.

Recommendations ...

Selectmen: Recommendation to be made at Town Meeting.

Finance Committee: Recommendation to be made at Town Meeting.

And you are directed to serve this Warrant, by posting up attested copies thereof at two conspicuous places in each of the four precincts in said Town, fourteen days at least before the time of holding said meeting.

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

Given under our hands this 9th day of March in the year of our Lord two thousand and nine.

BOARD OF SELECTMEN

- Robert J. Mauceri, Chairman
- Stephen J. O'Leary, Vice Chairman
- Michael Harris, Clerk
- Sean T. Delaney
- Joseph Veno

A True Copy:

Attest: John Frew, Constable

COMMONWEALTH OF MASSACHUSETTS

TOWN OF NORTH READING

ANNUAL TOWN MEETING

APRIL 6, 2009

7:00 P.M.

Middlesex, SS.

To either of the Constables of the Town of North Reading in the County of Middlesex, GREETING.

IN THE NAME OF THE COMMONWEALTH OF MASSACHUSETTS, you are hereby directed to notify and warn the inhabitants of said Town, qualified to vote in Town affairs, to meet at the Daniel H. Shay Auditorium, North Reading High School, Park Street in said North Reading, on **MONDAY**, the **SIXTH DAY OF APRIL, 2009**, at **seven o'clock** in the evening, then and there to act on the following articles:--

Article 1 Select Town Officers

To choose all necessary Town officers not elected by ballot, and determine what instructions shall be given to them.

Sponsor: Board of Selectmen

Description...

This is a customary article required by law which provides for the selection of officers not otherwise specified within the Annual Town Election Ballot, the General By-laws or the Charter.

Recommendations ...

Selectmen: Recommended.

Finance Committee: No action required.

Article 2 Hear and Act on Reports of Town Officers and Committees

To hear and act upon the reports of Town Officers and Committees.

Sponsor: Board of Selectmen

Description...

This is a customary article which provides for Officers and Committees so instructed to report to Town Meeting their progress or recommendations.

Recommendations ...

Selectmen: Recommended.

Finance Committee: No action required.

Article 3 Authorize Director of Public Works to Accept Easements

To see if the Town will vote to authorize the Director of Public Works to accept, on behalf of the Town, easements in perpetuity from owners of record in cases where such easements are deemed necessary or desirable for the installation and maintenance of drainage and water mains, or for other construction, which easements are in the interests of public health, welfare, safety, or convenience to the motoring public; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article is presented annually to allow the Director of Public Works to accept easements for the construction and maintenance of water mains, drainage and other purposes.

Recommendations ...

Selectmen: Recommended.

Finance Committee: Recommended.

Article 4 Authorize Treasurer to Enter into Compensating Balance Agreements

To see if the Town will vote to authorize its Treasurer/Collector to enter into a compensating balance agreement or agreements for fiscal year 2010 pursuant to MGL Chapter 44, Section 53F; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This is a customary article which allows the Treasurer to enter into compensating balance agreements with banks through which a portion of the interest earnings of deposits are retained by the bank in exchange for services.

Recommendations ...

Selectmen: Recommended.

Finance Committee: Recommended.

Article 5 Authorize Chapter 90 Highway Construction Funds (Pending Authorization by the Department of Revenue)

To see if the Town will vote to appropriate by transfer from the Chapter 90 Bond Issue Apportionment, a sum of money received from the State for the construction, reconstruction or maintenance of roadways in Town; or what it will do in relation thereto.

Sponsor: Department of Public Works

Description...

This article authorizes the use of Chapter 90 State Highway Aid for highways maintenance.

Recommendations ...

Selectmen: Recommended.

Finance Committee: Recommended.

Article 6 Conservation Revolving Fund – Re-authorize

To see if the Town will vote to reauthorize pursuant to the provisions of MGL Chapter 44, Section 53E 1/2, the Conservation Revolving Fund as voted in Article 20 – Revolving Funds – Wetland Protection, at the April 1992 Town Meeting for the purpose of which receipts in connection with department programs will be deposited for use by the Conservation Commission for the purpose of meeting the expenses of Conservation Commission programs, and further to authorize the expenditure of such funds to be expended at the discretion of the Conservation Commission a sum not to exceed a certain amount; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article continues in place the mechanism used by the Conservation Commission to fund its administration of the local Wetlands Protection By-law.

Recommendations ...

Selectmen: Recommended.

Finance Committee: Recommended.

Article 7 Parks and Recreation Revolving Fund – Re-authorize

To see if the Town will vote to reauthorize pursuant to the provisions of MGL Chapter 44, Section 53E 1/2, the Parks and Recreation Revolving Fund as voted in Article 22 – Revolving Funds – Parks and Recreation, at the October 1997 Town Meeting for the purpose of which receipts in connection with department programs will be deposited for use by the Parks and Recreation Commission for the purpose of meeting the expenses of Parks and Recreation Commission programs, and further to authorize the expenditure of such funds to be expended at the discretion of the Parks and Recreation Commission a sum not to exceed a certain amount; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article continues in place the mechanism used by the Recreation Committee to fund the maintenance and general improvements for all Town parks and recreational facilities and various Recreation programs.

Recommendations ...

Selectmen: Recommended.

Finance Committee: Recommended.

Article 8 Damon Tavern Revolving Account – Re-authorize

To see if the Town will vote to reauthorize pursuant to the provisions of MGL Chapter 44, Section 53E 1/2, the Damon Tavern Revolving Fund as voted in Article 17 – Revolving Funds – Damon Tavern, at the April 2002 Town Meeting for the purpose of which receipts in connection with lease of the Damon Tavern will be deposited for use by the Historical Commission and the Department of Public Works for the purpose of meeting the expenses related to the maintenance and repair of the Damon Tavern, and further to authorize the expenditure of such funds to be expended at the discretion of the Historical Commission and the Department of Public Works a sum not to exceed a certain amount; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article continues in place the mechanism used by the Town to utilize the revenue from the leasing of space in the Damon Tavern.

Recommendations ...

Selectmen: Recommended.

Finance Committee: Recommended.

Article 9 Rain Barrel Revolving Account – Re-authorize

To see if the Town will vote to reauthorize pursuant to the provisions of MGL Chapter 44, Section 53E 1/2, the Rain Barrel Revolving Fund as voted in Article 17 – Revolving Funds – Rain Barrel, at the October 2003 Town Meeting for the purpose of which receipts in connection with the sale of rain barrels will be deposited for use by the Water Department for the purpose of meeting the expenses of purchasing additional rain barrels and related costs the expenditure of such funds to be expended at the discretion of the Water Department a sum not to exceed a certain amount; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article continues in place the mechanism used by the Town to utilize the revenue from the sale of rain barrels.

Recommendations ...

Selectmen: Recommended.

Finance Committee: Recommended.

Article 10 Recycling Promotion Revolving Fund – Re-authorize

To see if the Town will vote to re-authorize pursuant to the provisions of MGL Chapter 44, Section 53E ½, the Recycling Promotion Revolving Fund as voted in Article 12 – Establish Recycling Promotion Revolving Account, at the April 2006 Town Meeting for the purpose of which receipts in connection with the sale of recyclable products will be deposited for use by the Department of Public works for the purpose of meeting the expenses of recycling programs, and further to authorize the expenditure of such funds to be expended at the discretion of the Department of Public Works a sum not to exceed a certain amount; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article continues in place the mechanism used by the Town to utilize the revenue from the receipts of recyclable products.

Recommendations ...

Selectmen: Recommended.

Finance Committee: Recommended.

Article 11 Department of Elder Affairs Revolving Fund – Re-authorize

To see if the Town will vote to re-authorize pursuant to the provisions of MGL Chapter 44, Section 53E ½, the Department of Elder Affairs Revolving Account as voted in Article 16 – Department of Elder Affairs Revolving Account, at the October 2004 Town Meeting for the purpose of which receipts in connection with department programs will be deposited for use by the Department of Elder Affairs for the purpose of providing assistance for the operation of elderly related programs, and further to authorize the expenditure of such funds to be expended at the discretion of the Department of Elder Affairs a sum not to exceed a certain amount; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article continues in place the mechanism used by the Department of Elder Affairs to assist in the operation of elderly related programs.

Recommendations ...

Selectmen: Recommended.

Finance Committee: Recommended.

Article 12 Emergency Management “All Hazards” Revolving Fund – Re-Authorize

To see if the town will vote to re-authorize pursuant to the provisions of MGL Chapter 44, Section 53E ½, the Emergency Management “All Hazards” Revolving Account as voted in Article 13 – Create Emergency Management “All Hazards” Revolving Account, at the October 2007 Town Meeting for the purpose of which receipts in connection with emergency management programs will be deposited for use by the Emergency Management Department for the purpose of meeting the expenses related to assisting in the clean up of spills of hazardous materials, and further to authorize the expenditure of such funds to be expended at the discretion of the Fire Chief, a sum not to exceed a certain amount; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article continues in place the mechanism used by the Emergency Management Department to utilize the monies collected from insurance companies for hazardous materials incidents.

Recommendations ...

Selectmen: Recommended.

Finance Committee: Recommended.

Article 13 Youth Services Revolving Fund – Re-Authorize

To see if the town will vote to re-authorize pursuant to the provisions of MGL Chapter 44, Section 53E ½, the Youth Services Revolving Account as voted in Article 29 – Youth Services Revolving Fund, at the October 2006 Town Meeting for the purpose of which receipts in connection with department salaries and/or programs will be deposited for use by the Youth Services Committee for the purpose of meeting the expenses of the Youth Services Department’s salaries and/or expenses, and further to authorize the expenditure of such funds to be expended at the discretion of the Youth Services Committee, a sum not to exceed a certain amount; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article continues in place the mechanism used by the Youth Services Committee to assist in the operation of the Youth Services Programs.

Recommendations ...

Selectmen: Recommended.

Finance Committee: Recommended.

Article 14 Establish Library Activity Room Revolving Account

To see if the Town will vote to authorize, pursuant to the provisions of MGL Chapter 44, Section 53E ½, the Library Activity Room Revolving Fund into which funds collected from the operation of certain programs in the Library Activity Room shall be deposited for use to benefit the upkeep and maintenance of the Library building, and further to authorize the expenditure of such funds to be expended at the discretion of the Library Trustees; a sum not to exceed \$15,000 for said purposes; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article creates a revolving account to deposit the revenue obtained from use of the Activity Room at the Library.

Recommendations ...

Selectmen: Recommended.

Finance Committee: Recommended.

Article 15 Amend Vote under Article 23, April 3, 2006 Town Meeting

To see if the Town will vote to transfer a sum of money from the Sanitation Department budget approved under Article 14 of the April 7, 2008 Annual Town Meeting to the Solid Waste Stabilization Fund created under Article 23 of the April 3, 2006 Town Meeting; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article provides an anticipated surplus in the FY2009 Sanitation Department budget will be retained to offset future expenditures associated with running the Town's solid waste program.

Recommendations ...

Selectmen: Recommended.

Finance Committee: Recommended.

Article 16 Accept MGL Chapter 32B, Section 18/18A

To see if the town will vote to accept the provisions of MGL Chapter 32B, Section 18 and/or 18A requiring certain eligible retirees enroll in a Medicare equivalent health insurance program; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article provides for acceptance of the State law requiring eligible public retirees to enroll in a Medicare equivalent program. Currently, Medicare eligible public retirees may remain on the Town's HMO plan at a substantially higher cost to the Town.

Recommendations ...

Selectmen: Recommendation to be made at Town Meeting.

Finance Committee: Recommendation to be made at Town Meeting.

Article 17 Accept Deed – 0 Southwick Road, Map 17, Parcel 57

To see if the Town will vote in accordance with MGL Chapter 60, Section 77 to accept a deed in lieu of foreclosure from Samuel R. Miln for a parcel of land located at 0 Southwick Road, Map 17, Parcel 57 for outstanding taxes, municipal charges and liens in the amount of approximately \$1,608.26 and to authorize the Board of Selectmen to record the deed provided the Board of Selectmen determines that the deed and acceptance thereof have complied with the provisions of said Section 77C, and further, to authorize the Board of Selectmen to sell the property pursuant to MGL Chapter 60, Section 77B; or what it will do in relation thereto.

Sponsor: Town Treasurer

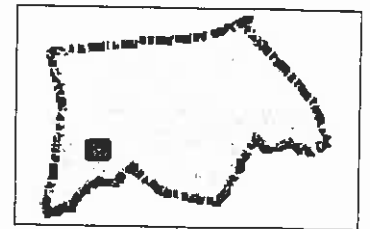
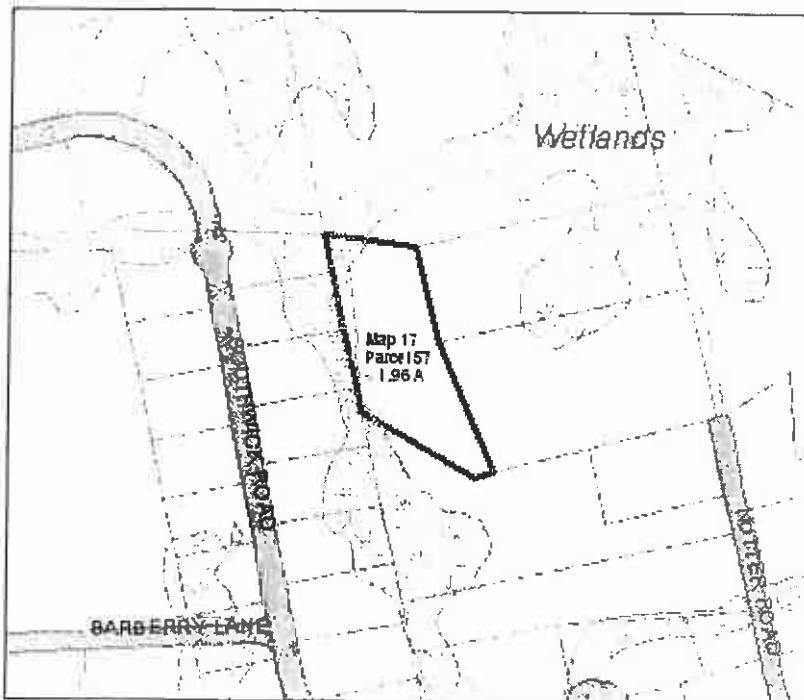
Description...

This article proposes the acceptance of this deed in lieu of foreclosure to avoid additional costs. Section 77C requires that all of the owners of the property, if there are more than one, join in and sign the deed to the Town and that there are no encumbrances on the property that would affect the Town's title.

Recommendations ...

Selectmen: Recommendation to be made at Town Meeting.

Finance Committee: Recommendation to be made at Town Meeting.



Article 18 Rescind Vote Under Article 7, #12 – October 6, 2008 Town Meeting

To see if the Town will vote to rescind the vote taken under Article 7 (12) of the October 6, 2008 Town Meeting authorizing the borrowing of \$350,000 for the construction of a Maintenance Garage and accompanying Septic System for the Hillview Golf Course; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article corrects a duplicate vote authorizing funds for the construction of a maintenance garage at the Hillview Golf Course. Funds for this project were previously approved by Town Meeting making the October 2008 vote unnecessary.

Recommendations ...

Selectmen: Recommended.
Finance Committee: Recommended.

Article 19 Rescind Bond Authorizations

To see if the Town will vote to rescind the following residual bond authorizations; or what it will do in relation thereto:

<u>Date</u>	<u>Article #</u>	<u>Purpose</u>	<u>Amount</u>
10/16/2006	14	Modular Classrooms	\$732.00

Sponsor: Board of Selectmen

Description...

This residual amount arises from the original bond authorization exceeding the actual cost of the project. This amount does not represent additional funds, but rather funds not borrowed.

Recommendations ...

Selectmen: Recommended.
Finance Committee: Recommended.

Article 20 Increase Demand Fees Under MGL Chapter 60, Section 15

To see if the Town will vote to charge for each written demand issued by the Collector, a fee of up to \$30.00 to be added to and collected as part of the tax as authorized by MGL Chapter 60, Section 15, effective as of July 1, 2009; or what it will do in relation thereto.

Sponsor: Town Collector

Description...

This article would allow the Town to raise the demand fee charged by the Collector from \$5.00, up to \$30.00, under MGL Chapter 60, Section 15 and will encourage timely payment of Town bills.

Recommendations ...

Selectmen: Recommended.
Finance Committee: Not recommended.

Article 21 Operating Budget

To see if the Town will vote to fix the compensation of all elected officers, provide for a reserve fund, and allocate sums of money to defray charges and expenses of the Town, including or relating to, but not limited to:

- Town Boards,
- Town Departments,
- Town Committees,
- Debt and the interest thereon, and
- Wages and Salaries

for the fiscal year ending June 30, 2010; to appropriate the funds required for the aforementioned purposes; and to raise these funds by taxation as authorized by MGL Chapter 59, by transferring unexpended funds remaining in accounts established by Warrant Articles of previous Town Meetings or other available funds, or by taxation as authorized through a referendum to be conducted pursuant to MGL Chapter 59, Section 21C(m); or what it will do in relation thereto.

Description...

This article is the annual operating budget of the General Government and the School Department. It sets forth appropriations of funds to pay for all the normal costs of providing governmental services to the community. Details associated with the FY2010 Operating Budget were not available as of the date the warrant was printed. The Operating Budget will be on file with the Town Clerk and posted in its entirety on the North Reading Municipal Website www.northreadingma.gov at a later date.

For further details refer to the following:

Finance Committee Report page 2.

Recommendations ...

Selectmen: Recommendation to be made at Town Meeting.

School Committee: Recommendation to be made at Town Meeting.

Community Planning Committee: Recommendation to be made at Town Meeting.

Finance Committee: Recommendation to be made at Town Meeting.

Article 22 Capital Expenditures

To see if the Town will vote to raise by taxation and appropriate, appropriate and transfer from unexpended funds remaining in Warrant Articles of previous years, or appropriate by transfer from available funds or borrow pursuant to any applicable State statute, a sum of money for the purchase of items of a capital nature, and further to authorize the Town Administrator to sell or trade-in items rendered surplus by such purchases; or what it will do in relation thereto.

Description...

This article, required by the Town Charter, annually funds the purchase and replacement of capital equipment for various Town Departments. Details associated with the FY2010 Capital program were not available as of the date the warrant was printed. The recommended Capital program will be on file with the Town Clerk and posted in its entirety on the North Reading Municipal Website www.northreadingma.gov at a later date.

Recommendations ...

Selectmen: Recommendation to be made at Town Meeting.

Finance Committee: Recommendation to be made at Town Meeting.

Article 23 Fund Retirement Obligations

To see if the Town will vote to raise by taxation and appropriate or appropriate by transfer from available funds a sum of money for the purpose of funding FY10 retirement obligations; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article will provide funding for obligations owed employees who are retiring during FY10. The Town has established a Retirement Trust Fund for this purpose, but due to past early retirements, the Fund is insufficient to meet the obligations. Therefore, additional funding is needed.

Recommendations ...

Selectmen: Recommendation to be made at Town Meeting.

Finance Committee: Recommendation to be made at Town Meeting.

Article 24 Appropriate Money to Stabilization Fund

To see if the Town will vote to raise by taxation and appropriate or appropriate by transfer from available funds a sum of money to the Stabilization Fund; or what it will do in relation thereto.

Sponsor: Finance Committee

Description...

This article places funds in the Stabilization Fund, the use of which is unrestricted but requires a 2/3 vote of the Town Meeting.

Recommendations ...

Selectmen: Recommendation to be made at Town Meeting.

Finance Committee: Recommendation to be made at Town Meeting.

Article 25 Retirement Trust Fund

To see if the Town will vote to raise by taxation and appropriate or appropriate by transfer from available funds, a sum of money to the Retirement Trust Fund; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article will transfer funds into the Retirement Trust Fund, which was authorized by special legislation, to pay for contractual obligations of employees upon retirement.

Recommendations ...

Selectmen: Recommendation to be made at Town Meeting.

Finance Committee: Recommendation to be made at Town Meeting.

Article 26 Authorize Lease of Municipal Property – Map 43-Parcel 78 and Map 27-Parcel 14

To see if the Town will vote to authorize the Board of Selectmen to lease a portion or portions of land owned by the Town under the care, custody and control of the Board of Selectmen and located at Tower Hill Road, identified as Assessor's Map 43, Parcel 78, and North Street, identified as Assessor's Map 27, Parcel 14, to a telecommunications service provider for such term of years, which may be longer than ten years, and on such terms and conditions as the Board of Selectmen may determine, and to further authorize the Board of Selectmen to grant such utility access easements as are necessary to support such a facility; or what it will do in relation thereto.

Sponsor: Board of Selectmen

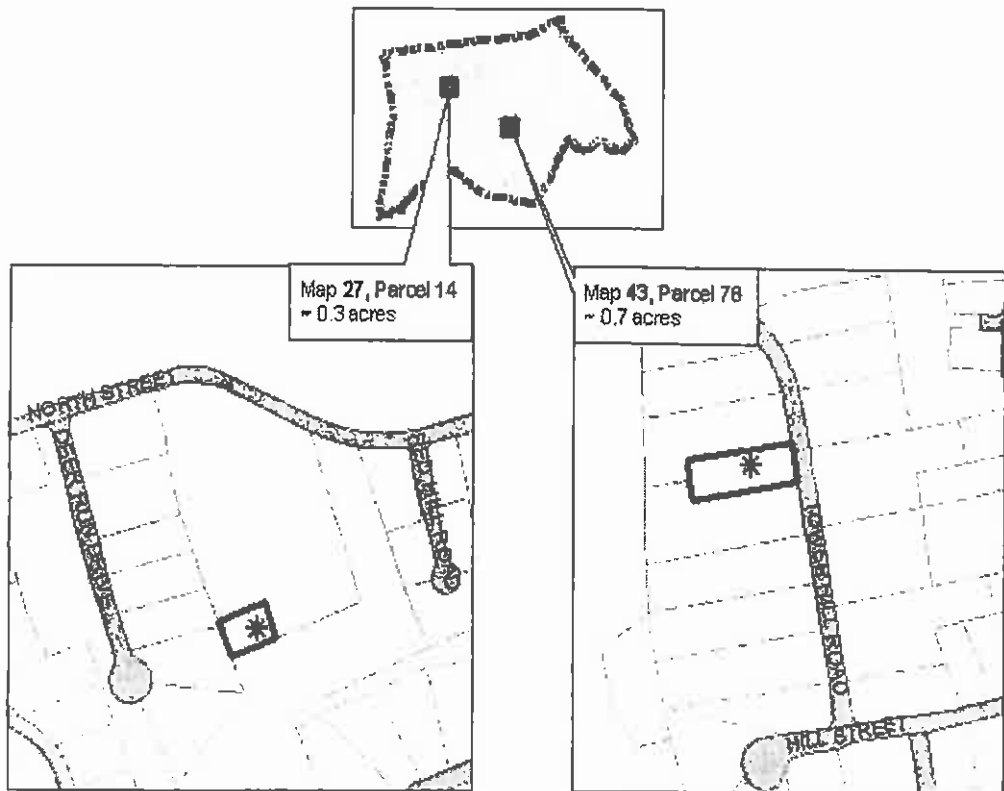
Description...

This article permits the Town to enter into a lease with a private telecommunications providers to install a cellular facility at the Tower Hill Road and Moose Hill water tanks.

Recommendations ...

Selectmen: Recommended.

Finance Committee: Recommended.



Article 27 Fund FY 2011 Revaluation

To see if the Town will vote to raise by taxation and appropriate, appropriate by transfer from available funds, or borrow pursuant to any applicable State statute, a sum of money to perform a complete revaluation of all property; or what it will do in relation thereto.

Sponsor: Board of Assessors

Description...

This article proposes that a complete and thorough documenting and valuing of personal property characteristics and conducting a revaluation of all real estate in the Town as mandated by the Department of Revenue. The sum of \$150,000 is needed for the purpose of conducting the state mandated triennial revaluation.

Recommendations ...

Selectmen: Recommended.

Finance Committee: Recommended.

Article 28 Fund Wastewater Design and Permitting

To see if the town will vote to raise by taxation and appropriate, appropriate and transfer from unexpended funds remaining in Warrant Articles of previous years; appropriate by transfer from available funds or borrow pursuant to any State statute, a sum of money for funding wastewater design and permitting; or what it will do in relation thereto.

Sponsor: Board of Selectmen

Description...

This article would provide additional funding necessary for wastewater design and permitting to be in line for possible economic stimulus funding through the Federal government.

Recommendations ...

Selectmen: Recommendation to be made at Town Meeting.

Finance Committee: Recommendation to be made at Town Meeting.

Article 29 Fund Painting Exterior of Flint Memorial Library

To see if the Town will vote to raise by taxation and appropriate, appropriate by transfer from any available funds or borrow pursuant to any State statute, a sum of money for painting the exterior and making related repairs to the Flint Memorial Library; or what it will do in relation thereto.

Sponsor: Library Trustees

Description...

This article provides for making necessary repairs and painting the exterior of Flint Memorial Library.

Recommendations ...

Selectmen: Recommendation to be made at Town Meeting.

Finance Committee: Recommendation to be made at Town Meeting.

And you are also directed to notify and warn said inhabitants of the Town who are qualified to vote in the election to vote at:

Precinct 1..... North Reading High School Gymnasium, Park Street
Precinct 2..... Town Hall, Murphy Center Gymnasium, 235 North Street
Precinct 3..... Father Lane Hall, St. Theresa's Church, Winter Street
Precinct 4..... Father Lane Hall, St. Theresa's Church, Winter Street

On TUESDAY, MAY 5, 2009 from 7:00 a.m. to 8:00 p.m. for the following purpose:

To cast their votes in the Annual Town Election for the election of candidates for the following Town offices:

SELECTMEN – two for three years
MODERATOR – one for one year
SCHOOL COMMITTEE – two for three years
COMMUNITY PLANNING COMMISSION – two for three years
NORTH READING HOUSING AUTHORITY – one for five years

And you are directed to serve this Warrant, by posting up attested copies thereof at two conspicuous places in each of the four precincts in said Town, fourteen days at least before the time of holding said meeting.

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

Given under our hands this ninth day of March in the year of our Lord two thousand and nine.

BOARD OF SELECTMEN

Robert J. Mauceri, Chairman
Stephen J. O'Leary, Vice Chairman
Michael R. Harris, Clerk
Sean T. Delaney
Joseph Veno

A True Copy:
Attest: John Frew, Constable