

SELECTMEN'S MEETING
Monday, March 28, 2016
Room 143 Lexington High School
6:00 PM

AGENDA

PUBLIC COMMENTS

Public comments are allowed for up to 10 minutes at the beginning of each meeting. Each speaker is limited to 3 minutes for comment. Members of the Board will neither comment nor respond, other than to ask questions of clarification. Speakers are encouraged to notify the Selectmen's Office at 781-698-4580 if they wish to speak during public comment to assist the Chairman in managing meeting times.

SELECTMAN CONCERNS AND LIAISON REPORTS

TOWN MANAGER REPORT

ITEMS FOR INDIVIDUAL CONSIDERATION

- | | | |
|----|---------------------------------------------------------------------------|---------|
| 1. | School Committee Request (15 min.) | 6:00 PM |
| 2. | Article Presentations/Discussion/Positions (10 min.) | 6:15 PM |
| | 1. Discussion of Articles before Town Meeting as needed. | |
| | 2. Discussion of Article 2 Reports. | |
| 3. | Sign Warrant for a Special Town Meeting 2016-4 on April 25, 2016 (5 min.) | 6:25 PM |
| 4. | Call for May 3 Debt Exclusion and Vote Question (5 min.) | 6:30 PM |
| 5. | Selectmen Committee Appointments (5 min.) | 6:35 PM |
| | 1. Human Rights Committee - Mary Barry-Ng | |
| | 2. Tax Deferral and Exemption Study Committee - Richard Bair | |
| 6. | Town Manager Appointment - Board of Health (5 min.) | 6:40 PM |

CONSENT AGENDA

- | | | |
|----|----------------------------------------------------------------|---------|
| 1. | Sign Flag Certificate - Retiring Navy/Army Robert John Wishart | 6:45 PM |
|----|----------------------------------------------------------------|---------|

EXECUTIVE SESSION

- | | | |
|----|--------------------------------------------------------|---------|
| 1. | Exemption 6: Purchase of Land-20 Pelham Road (15 min.) | 6:50 PM |
|----|--------------------------------------------------------|---------|

ADJOURN

- | | | |
|----|--------------------------|---------|
| 1. | Approximate Adjourn Time | 7:05 PM |
|----|--------------------------|---------|

The next meeting of the Board of Selectmen is scheduled for Wednesday, March 30, 2016, at the Lexington High School in Room 143, 251 Waltham Street.

All agenda time and the order of items are approximate and subject to change.



AGENDA ITEM SUMMARY

LEXINGTON BOARD OF SELECTMEN MEETING

AGENDA ITEM TITLE:

School Committee Request (15 min.)

PRESENTER:

Joe Pato

ITEM NUMBER:

I.1

SUMMARY:

Last week, the School Committee voted in favor of endorsing a resolution put forward by the Suburban Coalition calling for the state to recognize its subcommittee's recommendations and endorse Chapter 70 full programmatic funding for Massachusetts public students.

The Board will consider the School Committee's request to join them in endorsing this resolution. The Board will also consider the position of the Massachusetts Municipal Association (MMA) on this issue.

SUGGESTED MOTION:

FOLLOW-UP:

DATE AND APPROXIMATE TIME ON AGENDA:

3/28/2016

6:00 PM

ATTACHMENTS:

Description	Type
<input type="checkbox"/> Subarban Coalition referendum letter	Exhibit
<input type="checkbox"/> Subarban Coalition referendum	Exhibit
<input type="checkbox"/> Subarban Coalition referendumsupporters	Exhibit
<input type="checkbox"/> Memorandum from the Town Manager	Cover Memo
<input type="checkbox"/> MMA Position on Chapter 70 Funding	Backup Material

Chapter 70 Resolution

The success of Massachusetts' economy is a result of dedicated commitment and strategic priorities. Beginning as the birthplace of public education in America and advancing to the 21st century, student achievement in Massachusetts is frequently cited, by various academic measurements, as the best in the nation. This enduring tenet is a key ingredient to the strength of our State's economy. Strong public schools provide the foundation for successful college students as well as a feeder system for bright, innovative future leaders in the workplace. If we do not take active steps to preserve our commitment to public education, other states will be glad to gain a marginal advantage. After acknowledging that the 1993 funding formula for Chapter 70 contains unrealistic and outdated factors, the Massachusetts Legislature commissioned a study group known as the Foundation Budget Review Commission in 2014. The task was to determine the cost of providing an adequate education in current times in Massachusetts. The results were released in two phases, one in June 2015 and the other this past November, and they confirmed what educators and local officials have long known to be true: the cost of educating the students of Massachusetts is severely underestimated by the existing funding formula.

As we prepare local FY17 budgets, the Suburban Coalition urges each town's Board of Selectmen, School Committee and Finance Committee or Advisory Committee to adopt the attached resolution that simply asks the Legislature and the Governor to fund the recommendations of the Foundation Budget Review Commission. Especially during the recession, the cost of an adequate education has disproportionately fallen on local taxpayers and the resulting strains on local budgets are not sustainable within the limits of Proposition 2 ½. The Suburban Coalition has chosen this specific area of focus because Chapter 70 is generally the single largest contributor to the bottom line of cities or towns' Cherry Sheets. Additionally, too many cities and towns have struggled with "minimum aid increases" for five or more years, and the timeliness of the Foundation Budget Review Commission's reports makes this the ideal budget cycle. With the release of the Governor's budget proposal, it has become clear that we need to stand together if we hope to see progress with Local Aid. We would like to track our progress, so please alert us at DorothyPresser@suburbancoalition.org after your boards have voted to send the attached resolution (see below) to Beacon Hill.

Sincerely, Dorothy Presser President

Reference documents on our position:

Foundation Budget Review Commission Final Report

<http://www.mass.gov/legis/journal/desktop/2015/fbrv.pdf> "Cutting Class: Underfunding the Foundation

Budget's Core Education Program", Massachusetts Budget and Policy Center

http://www.massbudget.org/reports/pdf/Cutting_Class.pdf "Our Communities and Our Commonwealth: Partners for Progress and Prosperity", Massachusetts Municipal Association

http://www.mma.org/images/stories/NewsArticlePDFs/mma_news/mma_partnership_principles.pdf "A Preview of the FY17 Budget", Massachusetts Budget and Policy Center

http://massbudget.org/reports/pdf/FY17BudgetPreview_Final_1-21-2016.pdf "Building a Strong Economy: The Role of Education, Transportation and Tax Policy", Massachusetts Budget & Policy Center

<http://massbudget.org/reports/pdf/building%20a%20strong%20economy.pdf> Massachusetts Municipal Association Testimony <http://www.mma.org/advocacy-mainmenu-100/letters-to-stateleaders/14517-mma-testimony-to-joint-committee-on-ways-and-means-urging-support-for-key-municipal-and-school-aid-programs>



Suburban Coalition
PO Box 103
Concord MA 01742
Phone 781-326-2473
www.suburbancoalition.org

Resolution Calling for Full Funding of the Foundation Budget Review Commission's Recommendations

Whereas the Massachusetts Foundation Budget Review Commission identified two areas (employee health insurance and special education) where the Massachusetts Foundation Budget significantly understates the true cost of educating students in the Commonwealth and has failed to keep pace with rising costs;

Whereas this underfunding means the cost of providing a quality education has increasingly been borne by local communities, most often at the expense of other vital municipal operations;

Whereas investing in education today leads to higher incomes, and thus less investment in police, prisons, subsidized health care, low income housing, welfare, etc. in the future;

Whereas state and local economies are most effectively strengthened “by investing in education and increasing the number of well-educated workers.”

Therefore Be It Resolved that the [insert name of local governing board here] calls on the Massachusetts Legislature and the Governor of Massachusetts to fully fund and adopt the recommendations of the Foundation Budget Review Commission in the immediate future.

Committee Name

Signature– Committee Chair

Printed name – Committee Chair

Date



Suburban Coalition
PO Box 103
Concord MA 01742
Phone 781-326-2473
www.suburbancoalition.org

Rationale: The Foundation Budget Review Commission (FRBC) was established by the Legislature in the FY16 budget and was charged with examining the Foundation Budget (Chapter 70) formula. The formula was first established as part of the Education Reform legislation in 1993 and has not been thoroughly reviewed or updated since that time. The FBRC found that the current formula understates costs significantly in two areas: Employee Health Insurance and Special Education.

If the recommendations of the FBRC had been implemented in the FY16 budget, state funding for education would have been about \$500 million more than it was. However, if Chapter 70 reflected the true cost of education, the number would be closer to \$2 billion.

Spending by school districts over the required Net School Spending amounts has increased, as a whole, for more than a decade, indicating that communities are using local property taxes and diverting funding from other portions of municipal budgets to fund their schools. In FY14, the total spending above Foundation in the state was \$1.7 billion. At the same time, the state's commitment to municipal aid has declined. Since 2001, unrestricted local aid has been cut by 43%. The net effect is a combination of cuts to local and school services and an increasing reliance on the regressive property tax.

The evidence overwhelmingly establishes the correlation between a well-educated workforce and higher income individuals. States that invest more in education have a higher paid workforce; also, states that increase the level of education of their population see greater productivity and higher wages over time. The link can then easily be made between higher paid individuals and less reliance on various forms of government assistance, as well as lower rates of crime.

A state's high school and college attainment rates are important factors in the state's overall economic strength. Additionally, investments in education can have significant long-term impacts on state and local economies, as well-educated individuals tend to stay relatively local and contribute tax dollars to the state and municipality in which they reside. In general, the taxes paid over time by these individuals are substantially higher than the cost of their public education.

Communities Supporting Resolution Calling for Full Funding of the Foundation Budget Review Commission's Recommendations

March 1, 2016 Suburban Coalition

Chapter 70 Resolution

The message is getting out. In just three weeks since we launched a Resolution Calling for Full Funding of the Foundation Budget Review Commission's Recommendations, seven School Committees have passed the resolution. Many other boards and committees, including Boards of Selectmen and Finance Committees, have it on their agendas for consideration. To date, we have been notified by the following that they have passed the resolution:

Board of Selectmen

- **Arlington**
- **Douglas**
- **Groton**
- **Harvard**
- **Lunenburg**
- **Northbridge**
- **North Reading**
- **Oxford**

Finance Committee:

- **Ashland**
- **Lunenburg**
- **Northbridge**
- **North Reading**
- **Oxford**

- **Walpole**

School Committee:

- **Amesbury**
- **Arlington**
- **Ayer Shirley**
- **Belchertown**
- **Blackstone-Millville**
- **Chelmsford**
- **Douglas**
- **Dudley-Charlton**
- **Fall River**
- **Framingham**
- **Hingham (this was a slightly amended version)**
- **Holliston**
- **Leicester**
- **Lincoln-Sudbury**
- **Marshfield**
- **Melrose**
- **Millbury**
- **Mohawk Trail Regional School District**
- **Needham**
- **Northbridge**
- **North Reading**
- **Norwood**
- **Oxford**
- **Peabody**
- **Quaboag Regional**
- **Revere**
- **Rockport**

- **Salem**
- **Silver Lake Regional**
- **Southeastern Regional Voke Tech**
- **Sutton**
- **Walpole**
- **West Springfield**
- **Wilmington**
- **Winchester**

Why is this so important? The Governor's budget for FY17 increases Chapter 70 by only 1.6%. It does nothing to recognize the findings of the FBRC regarding the systemic underfunding of the Foundation Budget in the areas of Special Education and employee health insurance. The estimated amount of this underfunding is approximately \$2 billion.

While the Governor's budget seems to honor the commitment to share revenue growth with municipalities by increasing Unrestricted General Government Aid (UGGA) by 4.6%, it ignores the fact that for most communities, the largest portion of local aid comes from Chapter 70. The issue of underfunding affects every aspect of municipal operations. When Chapter 70 aid is inadequate, municipalities must depend on the local property tax to make up the difference.

A strong system of public education helps drive and sustain a strong state economy. It does the same for our communities. Let your legislators know that we are looking to them to implement the recommendations of the FBRC beginning with the FY17 budget by passing the Resolution Calling for the Full Funding of

the Foundation Budget Review Commission's
Recommendations.

Here is a link to the resolution:

[Chapter 70 Funding Resolution](#)

The Suburban Coalition is a statewide organization of local officials that advocates for the resources, funding and support at the state level to sustain thriving communities throughout the Commonwealth. We work to ensure that every municipality has the resources to provide high-quality essential services of life safety, education and infrastructure maintenance to its citizens. We provide input to the state about local services, state funding and state regulations. By speaking with one voice, we can address mutual problems more effectively at the state level. The Suburban Coalition is the only statewide organization that brings together Selectmen, School Committees and Finance Committees and other local officials to jointly advocate for our communities.

For more information, visit suburbancoalition.org.

Questions? Contact Dorothy Presser
at dorothypresser@suburbancoalition.org.

Sincerely,

Dorothy Presser

President



Town of Lexington
Town Manager's Office

Carl F. Valente, Town Manager
Linda Crew Vine, Deputy Town Manager

Tel: (781) 698-4540
Fax: (781) 861-2921

Memorandum

To: Board of Selectmen

From: Carl Valente

Date: March 25, 2016

Re: Suburban Coalition Position on Chapter 70 Education Funding

The School Committee has requested that the Board of Selectmen endorse the position of the Suburban Coalition as it relates to the Governor's proposed funding of Chapter 70 for FY17, and convey this position to our State legislators. While many of the points made by the Coalition are important to Lexington, in the past, I have cautioned the Board on endorsing positions that may be different than those of the Massachusetts Municipal Association (and vetted by the MMA Fiscal Policy Committee), as it may send a conflicting message to our legislators.

I have shared the Suburban Coalition position with John Robertson, Legislative Director for the MMA. John's commented that: "Generally, the MMA has taken a broader position on Chapter 70 than the Suburban Coalition in the Resolution, asking for increased minimum aid to soften the impact of low growth in the foundation budget and asking for implementation of the recommendations of the Foundation Budget Review Commission. They (the Coalition) talk about implementation in the "immediate future." We are a little less definite and talk about a plan to "begin implementation." The Suburban Coalition focuses on the FBRC recommendations but only on the employee benefits and special education provisions and not on the low-income - high need student parts. We ask for implementation of all parts of the recommendation related to the foundation budget. The Suburban Coalition Resolution is pretty limited in its focus. We prefer our broader approach and tone."

Perhaps, if the Board wishes to take a position on Chapter 70 funding, a brief letter to our legislators endorsing the main concepts of both positions would be appropriate.

Wednesday, March 16, 2016

HOUSE BUDGET COMMITTEE PREPARING FISCAL 2017 STATE BUDGET

UGGA, CHAPTER 70, AND KEY MUNI & ED ACCOUNTS AT STAKE

PLEASE CALL YOUR REPRESENTATIVES TODAY AND SECURE THEIR PLEDGE TO SUPPORT THE \$42 MILLION INCREASE IN UNRESTRICTED MUNICIPAL AID, HIGHER CH. 70 MINIMUM AID, AND FULL FUNDING FOR KEY EDUCATION AND MUNICIPAL REIMBURSEMENTS AND GRANTS

The House and Senate budget committees have wrapped up public hearings on the fiscal 2017 state budget and are now drafting detailed spending plans that reflect the priorities of each branch. We know from our meetings with legislators that many of you have met with your legislators on local priorities for the many municipal and school aid accounts in the state budget.

With the House Ways & Means Committee's version of the budget scheduled for release on April 13, it is imperative that you call your legislative delegation to highlight the importance of key local aid accounts before final decisions are made.

On February 29, MMA officers and other local officials testified on the many municipal and school aid accounts that the MMA tracks and supports. Please click here to see MMA's detailed testimony. Please ask your Representatives to talk to the House Ways & Means Committee and ask that they support the main statewide priority accounts and your own local priorities.

UNRESTRICTED GENERAL GOVERNMENT AID (UGGA)

This is a top priority. Ask your legislators to support the \$42 million increase in the Unrestricted General Government Aid (UGGA) account included in H. 2, the fiscal budget recommendation submitted by the Governor in January. The UGGA account is currently funded at \$979.8 million, and the 4.3 percent increase in H. 2 would simply track the growth in state tax revenues forecast for next year.

CHAPTER 70 SCHOOL AID

The Governor's budget recommendation provides a far-too-small 1.6% increase in Chapter 70 school aid, which is much too low. Please ask your legislators to support funding increases for two key aspects of the Chapter 70 calculation for

fiscal 2017. The first increase is to ensure adequate funding for the current basic school aid framework. The second is to begin implementation of the Foundation Budget Review Commission's recommendations to correct outdated and obsolete aspects of the foundation budget framework.

MINIMUM AID SHOULD BE \$100 PER STUDENT. Please support an increase in the "minimum aid" amount to \$100 per student, instead of the \$20-per-student amount in the Governor's budget. This is an important way to offset the low inflation factor used to adjust foundation budget components for fiscal 2017 and to help correct the impact of the change in how low-income students are counted. We are also asking legislators to review how low-income students should be counted and added into the formula.

FLAWS IN THE CHAPTER 70 FORMULA SHOULD BE FIXED. Second, please ask your legislators to support the implementation of the Foundation Budget Review Commission's recommendations to update the Chapter 70 "foundation budget" minimum spending standards for special education and health insurance costs for school employees, and to add to the spending standard a measure of recognition for the cost of services for low-income, English Language Learner (ELL) and other students who would benefit from more intensive services. The Chapter 70 framework is clearly outdated and inadequate, and the Commission's recommendations would address the major shortcomings in the formula.

REIMBURSEMENTS FOR SCHOOL AID LOSSES RELATED TO CHARTER SCHOOLS

Please ask your Representatives to support full funding of the state's legal commitment to reimburse school districts for the loss of a portion of their Chapter 70 aid that is redirected to fund charter schools. This is a growing financial burden on cities and towns that is becoming more acute as the state grants more charters and existing charter schools expand. The shortfall in charter school reimbursements is crippling funding for schools in scores of cities, towns and school districts.

SPECIAL EDUCATION "CIRCUIT BREAKER"

Please ask your Representatives to support full funding of the Special Education "Circuit Breaker" Program, through which the state provides a measure of support for services provided to high-cost special education students. H. 2 would level-fund the Special Education Circuit Breaker program at \$272 million. This means that the Governor's budget likely underfunds reimbursements by approximately \$10 million.

**PLEASE CALL YOUR REPRESENTATIVES TODAY TO SUPPORT THESE
FOUR MAJOR MUNICIPAL AND SCHOOL AID ACCOUNTS, AND DISCUSS
OTHER LOCAL PRIORITIES**

THANK YOU!

AGENDA ITEM SUMMARY

LEXINGTON BOARD OF SELECTMEN MEETING

AGENDA ITEM TITLE:

Article Presentations/Discussion/Positions (10 min.)

PRESENTER:

Joe Pato

ITEM NUMBER:

I.2

SUMMARY:

Attached is a revised Article Position table for you to continue taking positions.

Also Attached is a revised Article Assignment list.

SUGGESTED MOTION:

FOLLOW-UP:

DATE AND APPROXIMATE TIME ON AGENDA:

3/28/2016

6:15 PM

ATTACHMENTS:

Description	Type
<input type="checkbox"/> Updated Article Positions	Backup Material
<input type="checkbox"/> Updated Article Assignments	Backup Material

**ARTICLE POSITIONS
2016 SPECIAL AND ANNUAL TOWN MEETING**

ARTICLE	SPECIAL TOWN MEETING 2016-3	PRESENTATION	JP	PK	NC	MC	SB	AC	CEC	SC
Article 2	Appropriate for Middle Schools – Additions and Remodeling		Yes	Yes	Yes	Yes	Yes			
Article 3	PEG Access and Cable Related Fund Acceptance	IP	Yes	Yes	Yes	Yes	Yes			
ARTICLE	ANNUAL TOWN MEETING - FINANCIAL ARTICLES	PRESENTATION	JP	PK	NC	MC	SB	AC	CEC	SC
Article 4	Appropriate FY2017 Operating Budget		Yes	Yes	Yes	Yes	Yes			
Article 5	Appropriate FY2016 Enterprise Funds Budgets		Yes	Yes	Yes	Yes	Yes			
Article 6	Appropriate for Senior Service Program		Yes	Yes	Yes	Yes	Yes			
Article 7	Establish and Continue Departmental Revolving Funds and Special Revenue Fund		Yes	Yes	Yes	Yes	Yes			

ARTICLE	FINANCIAL ARTICLES	PRESENTATION	JP	PK	NC	MC	SB	AC	CEC	SC
Article 8	Appropriate the FY2017 Community Preservation Committee Operating Budget and CPA Projects:	3/2								
	a) Munroe Tavern Archaeological Dig	IP	Yes	Yes	Yes	Yes	Yes			
	b) Munroe Center for the Arts Window Study		Yes	Yes	Yes	Yes	Yes			
	c) Lexington Arts & Crafts Society Parsons Gallery Lighting Renovation		Wait	No	Yes	Wait	Wait			
	d) Visitor Center Renovation	IP	Yes	Yes	Yes	Yes	Yes			
	e) Keeler Farm Community Housing Acquisition		Yes	Yes	Yes	Yes	Yes			
	f) Greeley Village Rear Door and Porch Preservation		Yes	Yes	Yes	Yes	Yes			
	g) Wright Farm Barn Needs Assessment and Feasibility Study		Yes	Yes	Yes	Yes	Yes			
	h) Antony Park Construction Funds	Set up Presentation	Wait	Yes	Yes	Yes	Wait			
	i) Minuteman Bikeway Wayfinding Signs Implementation		Yes	Yes	Yes	Yes	Yes			
	j) Town Pool Renovation Design and Engineering Costs		Yes	Yes	Yes	Yes	Yes			
	k) Park Improvements – Hard Court Resurfacing		Yes	Yes	Yes	Yes	Yes			
	l) Granite Forest Pocket Park Construction at Lincoln Park		Yes	Yes	Yes	Yes	Yes			
	m) Park Improvements – Athletic Fields		Yes	Yes	Yes	Yes	Yes			
	n) Park and Playground Improvements		Yes	Yes	Yes	Yes	Yes			
	o) Grain Mill Alley Design Implementation		Yes	Yes	Yes	Yes	Yes			
	p) CPA Debt Service		yes	Yes	Yes	Yes	Yes			
	q) Administrative Budget		yes	Yes	Yes	Yes	Yes			
Article 9	Appropriate for Recreation Capital Projects		Yes	Yes	Yes	Yes	Yes			

ARTICLE	FINANCIAL ARTICLES	PRESENTATION	JP	PK	NC	MC	SB	AC	CEC	SC
Article 10	Appropriate for Municipal Capital Projects and Equipment	IP								
	a) Center Streetscape Improvements and Easements		Yes	No	Yes	Yes	Yes			
	b) DPW Equipment		Yes	Yes	Yes	Yes	Yes			
	c) Street Improvements and Easements		Yes	Yes	Yes	Yes	Yes			
	d) Storm Drainage Improvements and NPDES Compliance		Yes	Yes	Yes	Yes	Yes			
	e) Hydrant Replacement Program		Yes	Yes	Yes	Yes	Yes			
	f) Comprehensive Watershed Storm Water Management Implementation		Yes	Yes	Yes	Yes	Yes			
	g) Massachusetts Avenue – Three Intersections Improvements and Easements		Recuse	No	Yes	Yes	Yes			
	h) Sidewalk Improvements, Additions, Designs and Easements		Yes	Yes	Yes	Yes	Yes			
	i) Town-wide Culvert Replacement		Yes	Yes	Yes	Yes	Yes			
	j) Town-wide Signalization Improvements		Yes	Yes	Yes	Yes	Yes			
	k) Cary Memorial Library Walkway Replacement		Yes	Yes	Yes	Yes	Yes			
	l) Pleasant Street Sidewalk and Easements		Yes	Yes	Yes	Yes	Yes			
	m) Replace Town-wide Phone Systems – Phase V		Yes	Yes	Yes	Yes	Yes			
	n) Head End Equipment Replacement/ Packet Shaper – Phase V		Yes	Yes	Yes	Yes	Yes			
	o) Election System Upgrade	Yes	Yes	Yes	Yes	Yes				
	p) Parking Meter Replacement – Phase 2	Yes	Yes	Yes	Yes	Yes				
	q) Transportation Mitigation	Yes	Yes	Yes	Yes	Yes				
	r) Ladder Truck Replacement	Yes	Yes	Yes	Yes	Yes				
	s) Public Safety Radio Stabilization	Yes	Yes	Yes	Yes	Yes				
Article 11	Appropriate for Water System Improvements	IP	Yes	Yes	Yes	Yes	Yes			
Article 12	Appropriate for Wastewater System Improvements		Yes	Yes	Yes	Yes	Yes			

ARTICLE	FIANNCIAL ARTICLES	PRESENTATION	JP	PK	NC	MC	SB	AC	CEC	SC
Article 13	Appropriate for School Capital Projects and Equipment		Yes	Yes	Yes	Yes	Yes			
Article 14	Appropriate for School Zone Traffic Calming (Citizen Article)	IP	Yes	Yes	Yes	Yes	Yes			
Article 15	<p>Appropriate for Public Facilities Capital Projects:</p> <p>a) Town-wide Roofing Program</p> <p>b) School Building Envelopes and Systems Program</p> <p>c) LHS Heating Systems Upgrade</p> <p>d) Municipal Building Envelopes and Systems</p> <p>e) Building Flooring Program</p> <p>f) Public Facilities Bid Document</p> <p>g) Diamond Middle School Renovations - Construction</p> <p>h) Clarke Middle School Renovations – Construction</p> <p>i) School Traffic Safety Improvements</p> <p>j) Security Camera Upgrade to Digital from Analog</p> <p>k) Munroe School Roof</p> <p>l) LHS Security Evaluation and Upgrade</p> <p>m) LHS Guidance Space Mining – Design</p> <p>n) LHS Nurse Office and Treatment Space – Design</p> <p>o) LHS Fitness Center/Athletic Training Floor</p> <p>p) Fire Headquarters Exercise Room</p>		Yes	Yes	Yes	Yes	Yes			
Article 16	Appropriate for Advice and Analysis – Getting to Net Zero	3/2 – wait for motion								
Article 17	Victory Garden Way Acceptance		Yes	Yes	Yes	Yes	Yes			
Article 18	Appropriate to Post Employment Insurance Liability Fund		Yes	Yes	Yes	Yes	Recuse			
Article 19	Appropriate Bonds and Notes Premiums	IP	Yes	Yes	Yes	Yes	Yes			
Article 20	Rescind Prior Borrowing Authorizations		Yes	Yes	Yes	Yes	Yes			

ARTICLE	FINANCIAL ARTICLES	PRESENTATION	JP	PK	NC	MC	SB	AC	CEC	SC
Article 21	Establish and Appropriate To and From Specified Stabilization Funds		Yes	Yes	Yes	Yes	Yes			
Article 22	Appropriate to Stabilization Fund	IP	Yes	Yes	Yes	Yes	Yes			
Article 23	Appropriate from Debt Service Stabilization Fund		Yes	Yes	Yes	Yes	Yes			
Article 24	Appropriate for Prior Years' Unpaid Bills	Unknown								
Article 25	Amend FY2016 Operating, Enterprise and CPA Budgets	TBD								
Article 26	Appropriate for Authorized Capital Improvements	TBD								
ARTICLE	GENERAL ARTICLES	PRESENTATION	JP	PK	NC	MC	SB	AC	CEC	SC
Article 27	Establish Qualifications for Tax Deferrals	3/14	Yes	Yes	Yes	Yes	Yes			
Article 28	Accept Chapter 59, Section 2D of the MGL (Citizen Article)	3/14-IP	Yes	Yes	Yes	Yes	Yes			
Article 29	Amend General Bylaws – Neighborhood Conservation Districts	3/7	Yes	Yes	Yes	Yes	Yes			
Article 30	Amend General Bylaws – Demolition of Buildings	3/21	Yes	Yes	Yes	Yes	Yes			
Article 31	Amend General Bylaws – Contracts and Deeds	TBD	Yes	Yes	Yes	Yes	Yes			
Article 32	Amend General Bylaws – Trees	IP								
Article 33	Amend General Bylaws – Trees	IP								
Article 34	Amend General Bylaws – Guns	New resolution	Yes	No	Wait	Yes	No			
Article 35	Lexpress Resolution	3/7 Resolution	Wait	Wait	Wait	Wait	Wait			
ARTICLE	ZONING/LAND USE ARTICLES	PRESENTATION	JP	PK	NC	MC	SB	AC	CEC	SC
Article 36	Amend Zoning Bylaw – National Flood Insurance District	3/7	Yes	Yes	Yes	Yes	Yes			
Article 37	Amend Zoning By-Law – Technical Corrections	3/7	Yes	Yes	Yes	Yes	Yes			
Article 38	Amend Zoning Map – Government-Civic District(s)	3/7	Yes	Yes	Yes	Yes	Yes			
Article 39	Amend Zoning By-Law – Maximum Height of Structures	3/14	Yes	Wait	Yes	Yes	Yes			
Article 40	Amend Zoning By-Law – Accessory Apartments	3/14	Yes	Wait	Yes	Yes	Yes			

ARTICLE	ZONING/LAND USE ARTICLES	PRESENTATION	JP	PK	NC	MC	SB	AC	CEC	SC
Article 41	Amend Zoning By-Law – Floor Area Ratio (FAR)	3/7	Wait	Wait	Wait	Wait	Wait			
Article 42	Amend Zoning By-Law – Two-Family Homes	3/14	Wait	No	No	Yes	No			
Article 43	Amend Zoning By-Law – Banking and Real Estate Service Uses in the CB District	3/14	Wait	Wait	Wait	Wait	wait			
Article 44	Amend Zoning By-Law – Planned Development Districts	3/7	Yes	Yes	Yes	Yes	Yes			
Article 45	Amend Zoning By-Law - Brookhaven				Abstain					

2016
SPECIAL TOWN MEETING 2016-3 AND
ANNUAL TOWN MEETING WARRANTS

ARTICLE ASSIGNMENTS

WARRANT FOR SPECIAL TOWN MEETING 2016-3

Article 1	Reports of Town Boards, Officers and Committees	
Article 2	Appropriate for Middle Schools – Additions and Remodeling	Suzie
Article 3	PEG Access and Cable Related Fund Acceptance	Joe

FINANCIAL ARTICLES

Article 4	Appropriate FY2017 Operating Budget.....	Joe
Article 5	Appropriate FY2017 Enterprise Funds Budgets.....	Peter
Article 6	Appropriate for Senior Service Program	Norman
Article 7	Establish and Continue Departmental Revolving Funds and Special Revenue Fund.....	Norman
Article 8	Appropriate the FY2017 Community Preservation Committee Operating Budget and CPA Projects.....	Norman
Article 9	Appropriate for Recreation Capital Projects.....	Suzie
Article 10	Appropriate for Municipal Capital Projects and Equipment	Michelle
Article 11	Appropriate for Water System Improvements	
Article 12	Appropriate for Wastewater System Improvements.....	Suzie
Article 13	Appropriate for School Capital Projects and Equipment.....	Suzie
Article 14	Appropriate for School Zone Traffic Calming (Citizen Article)	Michelle
Article 15	Appropriate for Public Facilities Capital Projects	Peter
Article 16	Appropriate for Advice and Analysis - Getting to Net Zero	Michelle
Article 17	Victory Garden Street Acceptance.....	Norman
Article 18	Appropriate to Post Employment Insurance Liability Fund.....	Joe
Article 19	Appropriate Bonds and Notes Premiums.....	Norman
Article 20	Rescind Prior Borrowing Authorizations.....	Peter
Article 21	Establish and Appropriate To and From Specified Stabilization Funds.....	Suzie
Article 22	Appropriate to Stabilization Fund.....	
Article 23	Appropriate from Debt Service Stabilization Fund	Michelle
Article 24	Appropriate for Prior Years' Unpaid Bills.....	Norman
Article 25	Amend FY2016 Operating, Enterprise and CPA Budgets.....	
Article 26	Appropriate for Authorized Capital Improvements	

GENERAL ARTICLES

Article 27	Establish Qualifications for Tax Deferrals	Suzie
Article 28	Accept Chapter 59, Section 2D of the MGL (Citizen Article)	
Article 29	Amend General Bylaws - Neighborhood Conservation Districts.....	Joe
Article 30	Amend General Bylaws – Demolition of Buildings	
Article 31	Amend General Bylaws – Contracts and Deeds	Norman
Article 32	Amend General Bylaws - Trees.....	Suzie
Article 33	Amend General Bylaws - Trees.....	Suzie
Article 34	Amend General Bylaws - Guns (Citizen Article).....	Joe
Article 35	Lexpress Resolution (Citizen Article)	Joe

ZONING/LAND USE ARTICLES

Article 36 Amend Zoning Bylaw – National Flood Insurance District Peter
Article 37 Amend Zoning Bylaw – Technical Corrections Michelle
Article 38 Amend Zoning Bylaw – Governmental-Civic District(s).....Suzie
Article 39 Amend Zoning Bylaw – Maximum Height of Structures.....
Article 40 Amend Zoning Bylaw – Accessory Apartments Norman
Article 41 Amend Zoning Bylaw – Floor Area Ratio (FAR)
Article 42 Amend Zoning Bylaw – Two-Family Homes
Article 43 Amend Zoning Bylaw – Banking and Real Estate Service Uses
in the CB District
Article 44 Amend Zoning Bylaw – Planned Development Districts.....
Article 45 Amend Zoning Bylaw –Brookhaven (Owner Article).....

AGENDA ITEM SUMMARY

LEXINGTON BOARD OF SELECTMEN MEETING

AGENDA ITEM TITLE:

Sign Warrant for a Special Town Meeting 2016-4 on April 25, 2016 (5 min.)

PRESENTER:

Joe Pato

ITEM NUMBER:

I.3

SUMMARY:

Attached is a draft warrant for the April 25 Special Town Meeting 2016-4.

SUGGESTED MOTION:

Motion to sign the warrant for the Special Town Meeting 2016-4 to be held on April 25, 2016.

FOLLOW-UP:

DATE AND APPROXIMATE TIME ON AGENDA:

3/28/2016

6:25 PM

ATTACHMENTS:

Description	Type
<input type="checkbox"/> Draft STM 2016-4 - April 25, 2016	Backup Material

DRAFT



TOWN WARRANT
Town of Lexington
Special Town Meeting 2016-4

Commonwealth of Massachusetts

Middlesex, ss.

To any of the Constables or the Town Clerk of the Town of Lexington

Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify the inhabitants of the Town of Lexington qualified to vote in elections and in Town affairs to meet in the Margery Milne Battin Hall in Cary Memorial Building, 1605 Massachusetts Avenue, in said Town on Monday, April 25, 2016 at 7:30 p.m., at which time and place the following articles are to be acted upon and determined exclusively by the Town Meeting Members in accordance with Chapter 215 of the Acts of 1929, as amended, and subject to the referendum provided for by Section eight of said Chapter, as amended.

ARTICLE 1 **REPORTS OF TOWN BOARDS, OFFICERS, COMMITTEES**

To receive the reports of any Board or Town Officer or of any Committee of the Town, or act in any other manner in relation thereto.

(Inserted by the Board of Selectmen)

ARTICLE 2 **MINUTEMAN REGIONAL SCHOOL BONDING AUTHORIZATION**

To see if the Town will approve the amount of \$144,922,478 for the purpose of paying costs of designing, constructing and originally equipping a new district school, to be located at 758 Marrett Road, Lexington, Massachusetts, and for the payment of all other costs incidental and related thereto (the "Project"), which school facility shall have an anticipated useful life as an educational facility for the instruction of school children of at least 50 years, and for which the District may be eligible for a school construction grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended at the direction of the School Building Committee. To meet this appropriation, the District is authorized to borrow said amount, under and pursuant to Chapter 71, Section 16(d) of the General Laws, and the District Agreement, as amended, or pursuant to any other enabling authority. The District acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need as determined by the MSBA, and any Project costs the District incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the District and its member municipalities; provided further that any grant that the District may receive from the MSBA shall not exceed the lesser of (i) forty four and three quarters percent (44.75%) of eligible, approved Project costs, as determined by the MSBA, or (ii) the total maximum grant amount determined by the MSBA, and that the amount of borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the District and the MSBA.

(Inserted by the Board of Selectmen)

DESCRIPTION: The Minuteman Regional School Committee on March 15, 2016 voted to incur debt for a new district school. If no member town votes its disapproval within 60 days of the School Committee vote, the debt will be deemed approved.

ARTICLE 3

ACCEPT EASEMENT

To see if the Town will vote to authorize the Board of Selectmen to accept a perpetual, non-exclusive easement over land located at 482 Bedford Street upon which a bus shelter was constructed by the owner, Trust for the Benefit of the Beth Israel Hospital Association and the Children’s Hospital Corporation, at the request of the Town; or act in any other manner in relation thereto.

(Inserted by the Board of Selectmen)

DESCRIPTION: Passage of this Article will authorize the Town to accept an easement over land that the Town requested for a bus shelter.

ARTICLE 4

AMEND GENERAL BYLAWS – CAPITAL EXPENDITURES COMMITTEE

To see if the Town will vote to amend Section 29-12 of Chapter 29 (Committees) of the Code of the Town of Lexington to allow for an increase in the number of appointees to the Capital Expenditures Committee, or act in any other manner in relation thereto.

(Inserted by the Board of Selectmen at the request of the Moderator)

DESCRIPTION: This article would provide the Moderator with the flexibility to increase the number of appointees to the Capital Expenditures Committee. This is currently necessitated by the greater number of complex capital projects contemplated by the Town, and will help insure that the Committee has the capacity to meet the increased demand for review and analysis of those projects.

ARTICLE 5

PURCHASE OF BELMONT COUNTRY CLUB LAND

To see if the Town will vote to exercise the Town’s right of first refusal to purchase a portion of the parcel of land shown as Lot 2A on Assessors’ Map 1 and owned by The Belmont Country Club, Inc., determine whether the money shall be provided by the tax levy, by transfer from available funds, including Community Preservation Act funds, by borrowing, or by any combination of these methods; or act in any other manner in relation thereto.

(Inserted by the Board of Selectmen)

DESCRIPTION: The land referred to in this article is under agreement is the subject of a purchase and sale agreement between the Belmont Country Club as owner and the Montessori school as purchaser.

And you are directed to serve this warrant not less than fourteen days at least before the time of said meeting, as provided in the Bylaws of the Town.

Hereof fail not and make due return of this warrant, with your doings thereon, to the Town Clerk, on or before the time of said meeting.

Given under our hands this 28th day of March 2016.

Joseph N. Pato
Peter C.J. Kelley
Norman P. Cohen
Michelle L. Ciccolo

Selectmen
of

D R A F T

Suzanne E. Barry

Lexington

A true copy, Attest:
Michael R. Barry
Constable of Lexington

AGENDA ITEM SUMMARY

LEXINGTON BOARD OF SELECTMEN MEETING

AGENDA ITEM TITLE:

Call for May 3 Debt Exclusion and Vote Question (5 min.)

PRESENTER:

Joe Pato

ITEM NUMBER:

I.4

SUMMARY:

Attached is the proposed warrant for the debt exclusion. A final will be provided on Monday night.

SUGGESTED MOTION:

Motion to call and sign the warrant for a Special Election for a Debt Exclusion Referendum on Tuesday, May 3, 2016.

FOLLOW-UP:

DATE AND APPROXIMATE TIME ON AGENDA:

3/28/2016

6:30 PM

ATTACHMENTS:

Description	Type
<input type="checkbox"/> Draft Debt Exclusion Warrant	Backup Material

DRAFT



TOWN WARRANT
Town of Lexington

Commonwealth of Massachusetts

Middlesex, ss.

To any of the Constables of the Town of Lexington

Greetings:

In the name of the Commonwealth of Massachusetts, you are to notify the inhabitants of the Town of Lexington qualified to vote in elections and in Town affairs to meet in their respective voting places in said Town.

PRECINCT ONE, SCHOOL ADMINISTRATION BUILDING; PRECINCT TWO, BOWMAN SCHOOL; PRECINCT THREE, LEXINGTON COMMUNITY CENTER; PRECINCT FOUR, CARY MEMORIAL BUILDING; PRECINCT FIVE, SCHOOL ADMINISTRATION BUILDING; PRECINCT SIX, CARY MEMORIAL BUILDING; PRECINCT SEVEN, ESTABROOK SCHOOL; PRECINCT EIGHT, SAMUEL HADLEY PUBLIC SERVICES BUILDING; PRECINCT NINE, MARIA HASTINGS SCHOOL,

TUESDAY, the THIRD DAY of MAY, 2016

From 7:00 a.m. to 8:00 p.m., then and there to act on the following questions submitted to the voters at large:

QUESTION 1: Shall the Town of Lexington be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bonds issued in order to pay costs of (i) conducting master planning, design, renovation and additions to elementary and secondary school facilities, including the acquisition and installation of modular classrooms, and (ii) undertaking additions, remodeling, reconstructing and making extraordinary repairs to the Jonas Clarke and William Diamond Middle Schools, located at 17 Stedman Road and 99 Hancock Street, respectively, including the payment of costs of architectural and engineering services, original equipment and landscaping, paving and other site improvements incidental or directly related to such additions, remodeling, reconstruction or repair?

Yes _____
No _____

And you are directed to serve this warrant seven days at least before the time of said meeting.

Hereof fail not and make due return of this warrant, with your doings thereon, to the Town Clerk, on or before the time of said meeting.

Given under our hands this 28th day of March 2016.

Joseph N. Pato, Chairman
Peter C. J. Kelley
Norman P. Cohen
Michelle L. Ciccolo
Suzanne E. Barry

Selectmen

of

Lexington

A true copy, Attest:

DRAFT

Constable of Lexington

Town of Lexington
Lexington, MA 02420

**Presorted
Standard**
U.S. Postage
PAID
Boston, MA
Permit No. 3011

Warrant - Special Election – TUESDAY, May 3, 2016

WS CAR SORT
POSTAL PATRON

LEXINGTON, MA

AGENDA ITEM SUMMARY

LEXINGTON BOARD OF SELECTMEN MEETING

AGENDA ITEM TITLE:

Selectmen Committee Appointments (5 min.)

PRESENTER:

Joe Pato

ITEM NUMBER:

I.5

SUMMARY:

You are being asked to appoint the following:

1. Mary Barry-Ng to the Human Rights Committee to replace Melissa Buttaro as the School Representative.
2. Richard Bair to the Tax Deferral and Exemption Study Committee.

SUGGESTED MOTION:

Motion to appoint Mary Barry-Ng to the Human Rights Committee, representing the Schools, for a term to expire September 30, 2018.

Motion to appoint Richard Bair to the Tax Deferral and Exemption Study Committee.

FOLLOW-UP:

Selectmen's Office

DATE AND APPROXIMATE TIME ON AGENDA:

3/28/2016

6:35 PM

ATTACHMENTS:

Description

Type

AGENDA ITEM SUMMARY

LEXINGTON BOARD OF SELECTMEN MEETING

AGENDA ITEM TITLE:

Town Manager Appointment - Board of Health (5 min.)

PRESENTER:

Carl F. Valente, Town Manager

ITEM NUMBER:

I.6

SUMMARY:

Consider the reappointment of John Flynn to the Board of Health. He has been a member of the Board of Health since 2010. Mr. Flynn is current with his Ethics Commission training.

SUGGESTED MOTION:

Move to approve the Town Manager's reappointment of John Flynn as a member of the Board of Health.

FOLLOW-UP:

Town Manager's Office will send a reappointment letter.

DATE AND APPROXIMATE TIME ON AGENDA:

3/28/2016

6:40 PM

ATTACHMENTS:

Description

Type

AGENDA ITEM SUMMARY

LEXINGTON BOARD OF SELECTMEN MEETING

AGENDA ITEM TITLE:

Sign Flag Certificate - Retiring Navy/Army Robert John Wishart

PRESENTER:

Joe Pato

ITEM NUMBER:

C.1

SUMMARY:

SUGGESTED MOTION:

FOLLOW-UP:

DATE AND APPROXIMATE TIME ON AGENDA:

3/28/2016

6:45 PM

ATTACHMENTS:

Description	Type
<input type="checkbox"/> Certificate for Flag Flown	Backup Material



Certificate of Authenticity

This American flag is presented to STAFF SERGEANT ROBERT JOHN WISHART, in recognition of his over 38 years of service to this nation in the United States Navy and United States Army.

This is to certify that on March 23, 2016, the Town of Lexington, Massachusetts, flew this American Flag over the Lexington Battle Green, the Birthplace of American Liberty, and the site of America's oldest war memorial where the Lexington Minutemen militia confronted the British Army on April 19, 1775, in the opening shots of the American Revolution.

Joseph N. Pato, Chairman
Lexington Board of Selectmen

AGENDA ITEM SUMMARY

LEXINGTON BOARD OF SELECTMEN MEETING

AGENDA ITEM TITLE:

Exemption 6: Purchase of Land-20 Pelham Road (15 min.)

PRESENTER:

Joe Pato, Chairman, Board of
Selectmen

ITEM NUMBER:

E.1

SUMMARY:

Suggested motion for Executive Session: *Move that the Board of Selectmen, go into Executive Session to consider the purchase, exchange, lease or value of real property, 20 Pelham Road, and to reconvene in Open Session only to adjourn. Further, that as Chairman, I declare that an open meeting may have a detrimental effect on the negotiating position of the Town.*

Continue discussions regarding 20 Pelham Road purchase.

SUGGESTED MOTION:

NA

FOLLOW-UP:

BOS and Town Manager

DATE AND APPROXIMATE TIME ON AGENDA:

3/28/2016

6:50 PM