

TOWN OF BILLERICA

PRELIMINARY WARRANT



**ANNUAL SPRING
TOWN MEETING**

**Annual Spring Town Meeting
Tuesday, May 2, 2017 at 7:30 PM**

At

Billerica Town Hall Auditorium

Article Number	Purpose	Value	Funding Source	Submitted by:	Finance Committee Recommendation
1	To Set Compensation of Elected Officials			Finance Committee	Reserves Recommendation
2	To Hear Reports of Town Departments, Committees & Officers			Town Manager; authorized by BOS	Reserves Recommendation

Financial Articles

3	To Transfer Funds Between 2017 Budget Line Items	\$3,000,000	Transfer from Available Funds	Town Manager; authorized by BOS	Reserves Recommendation
4	To Fund Collective Bargaining Agreement for SEIU Local 888 Administrative Unit		Raise & Appropriate / Available Funds	Town Manager; authorized by BOS	Reserves Recommendation
5	To Fund Collective Bargaining Agreement for IAFP Police EMT's and Paramedics		Raise & Appropriate / Available Funds	Town Manager; authorized by BOS	Reserves Recommendation
6	To Fund Collective Bargaining Agreement for IUPE Clerical		Raise & Appropriate / Available Funds	Town Manager; authorized by BOS	Reserves Recommendation
7	To Fund Collective Bargaining Agreement for BMEA DPW Workers		Raise & Appropriate / Available Funds	Town Manager; authorized by BOS	Reserves Recommendation
8	To Fund Collective Bargaining Agreement for IAFF Civilian Fire Alarm Operators		Raise & Appropriate / Available Funds	Town Manager; authorized by BOS	Reserves Recommendation
9	To Fund Collective Bargaining Agreement for IAFF Firefighters		Raise & Appropriate / Available Funds	Town Manager; authorized by BOS	Reserves Recommendation
10	To Fund Collective Bargaining Agreement for NEPBA Police Civilian Dispatchers		Raise & Appropriate / Available Funds	Town Manager; authorized by BOS	Reserves Recommendation
11	To Fund Collective Bargaining Agreement for NEPBA Police Officers – Group (A) Patrolmen		Raise & Appropriate / Available Funds	Town Manager; authorized by BOS	Reserves Recommendation
12	To Fund Collective Bargaining Agreement for NEPBA Police Officers – Group (B) Superior Officers		Raise & Appropriate / Available Funds	Town Manager; authorized by BOS	Reserves Recommendation
13	To Fund Salary Adjustments for Town Non-Union Personnel		Raise & Appropriate / Available Funds	Town Manager; authorized by BOS	Reserves Recommendation
14	To Fund Collective Bargaining Agreement for School Cafeteria Personnel		Raise & Appropriate / Available Funds	School Committee	Reserves Recommendation
15	Fiscal Year 2018 Town and School Budget		Raise & Appropriate / Available Funds	BOS, Town Manager and Finance Committee	Reserves Recommendation
16	Fiscal Year 2018 Water Enterprise Budget		Raise & Appropriate / Available Funds	Town Manager; authorized by BOS	Reserves Recommendation
17	Fiscal Year 2018 Sewer Enterprise Budget		Raise & Appropriate / Available Funds	Town Manager; authorized by BOS	Reserves Recommendation
18	To Allow the Town Manager and Finance Committee to Transfer Funds			Finance Committee	Reserves Recommendation
19	To Authorize Departmental Revolving Funds			Town Manager; authorized by BOS and School Committee	Reserves Recommendation
20	To Fund Debt Stabilization	\$2,000,000	Raise & Appropriate / Available Funds	Town Manager; authorized by BOS	Reserves Recommendation

Article Number	Purpose	Value	Funding Source	Submitted by:	Finance Committee Recommendation
21	To Fund Capital	\$2,000,000	Raise & Appropriate / Available Funds	Town Manager; authorized by BOS	Reserves Recommendation
22	To Fund Design and Development of the Next Phase of the Master Plan for the Peggy Hannon-Rizza Recreation Complex	\$800,000	Borrow	Town Manager; authorized by BOS	Reserves Recommendation
23	To Fund the Installation of Sewer for Area 3 (Contract 36)	\$14,000,000	Borrow	Town Manager; authorized by BOS	Reserves Recommendation
24	To Fund the Design of Sewer Need Area 4 & 6 (Contract 37)	\$2,100,000	Borrow	Town Manager; authorized by BOS	Reserves Recommendation
25	To Fund the Replacement and Installation of Residential Water Meters with Wireless Radio Read	\$4,000,000	Borrow	Town Manager; authorized by BOS	Reserves Recommendation
26	To Fund Water Main Replacement on Boston Road @ Allen Road	\$1,250,000	Borrow	Town Manager; authorized by BOS	Reserves Recommendation

Local Acceptance of State Statutes and Petition to General Court

27	To Accept the Provisions of M.G.L. Chapter 32B, Section 20 and Amended by Chapter 218 of the Act of 2016			Town Manager; authorized by BOS	Reserves Recommendation
28	To Remove the Police Chief and Fire Chief from Civil Service			Town Manager; authorized by BOS	Reserves Recommendation
29	To Accept the Provisions of M.G.L. Chapter 59, Section 5C ½			Board of Assessors	Reserves Recommendation
30	To Authorize the Board of Selectmen and the Board of Assessors to Negotiate and Execute a Pilot Agreement			Board of Assessors and BOS	Reserves Recommendation

General By-Law Changes

31	To Amend Town By-Law – Article XVIII, Issuing of Licenses and Permits			Town Manager; authorized by BOS	Reserves Recommendation
32	To Amend By-Law Article XIX, Handicapped Parking			Commission on Disability	Reserves Recommendation
33	To Amend General By-Law Article III Financial Regulations			Town Manager; authorized by BOS	

Land Use / Easement

34	Shawsheen River Bridge Bank Stabilization Easement to MBTA			Town Manager; authorized by BOS	Reserves Recommendation
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Petitioners Article

35	Petitioners Article			Petitioner	Reserves Recommendation
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PRELIMINARY
WARRANT
2017 ANNUAL SPRING TOWN MEETING

Middlesex, ss.

To Any Constable in the Town of Billerica

Greetings,

You are hereby authorized and requested to notify and warn the inhabitants of said Town of Billerica qualified by law to vote in Elections and Town Affairs, to meet at the Maurice A. Buck Memorial Auditorium, Town Hall, 365 Boston Road, Billerica, MA on Tuesday, May 2, 2017 at 7:30 PM and subsequent Thursdays and Tuesdays until all of the business in the Warrant shall have been acted upon, then and there to vote on the following articles:

ARTICLE 1 - TO SET COMPENSATION OF ELECTED OFFICIALS

To see if the Town will vote to fix the compensation of the following six elected officers of the Town and determine any salary increase that shall become effective July 1, 2017; or act in relation thereto.

Selectmen, Chairman - \$2,000

Selectmen, Members - \$1,800

Town Clerk - \$101,953.39; or act in relation thereto.

Submitted by the Finance Committee

Finance Committee has not yet made final recommendation.

Article 1 Explanation: In accordance with M.G.L. Chapter 41, Section 108, the salary and compensation of all elected officials shall be fixed annually by a vote of Town Meeting.

ARTICLE 2 - TO HEAR REPORTS OF TOWN DEPARTMENTS, COMMITTEES & OFFICERS

To see if the Town will vote to hear and act upon the reports of Town Departments, Committees and Officers; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 2 Explanation: In accordance with M.G.L. Chapter 40, Section 49, this article allows Town Meeting to hear and act upon reports submitted in the FY 2016 Annual Town Report.

ARTICLE 3 - TRANSFER FUNDS BETWEEN 2017 BUDGET LINE ITEMS

To see if the Town will vote to transfer from available funds the sum of \$3,000,000 to amend various Fiscal Year 2017 budget line items; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 3 Explanation: This article is an annual article submitted to transfer money between line items to ensure that all line items are fully funded for the current fiscal year.

ARTICLE 4 - TO FUND COLLECTIVE BARGAINING AGREEMENT - SEIU LOCAL 888 ADMINISTRATIVE UNIT

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town and SEIU Local 888 Administrative Unit (Service Employees International Union); or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 4 Explanation: This article seeks approval of the Collective Bargaining Agreement between the Town and SEIU Local 888 Administrative Unit (Service Employees International Union). This funds the first year of the contract.

ARTICLE 5 - TO FUND COLLECTIVE BARGAINING AGREEMENT - IAEP POLICE EMT'S AND PARAMEDICS

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town and IAEP Police EMT's and Paramedics (International Association of EMT's & Paramedics); or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 5 Explanation: This article seeks to fund a Collective Bargaining Agreement between the Town and IAEP Police EMT's and Paramedics (International Association of EMT's and Paramedics). This funds the first two years of the contract.

ARTICLE 6 - TO FUND COLLECTIVE BARGAINING AGREEMENT - IUPE CLERICAL UNIT

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town and IUPE Clerical Unit (Independent Union of Public Employees); or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 6 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

ARTICLE 7 - TO FUND COLLECTIVE BARGAINING AGREEMENT - BMEA DPW WORKERS

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town and BMEA DPW Workers (Billerica Municipal Employees Association); or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 7 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

ARTICLE 8 - TO FUND COLLECTIVE BARGAINING AGREEMENT - IAFF CIVILIAN FIRE ALARM OPERATORS

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town and IAFF Civilian Fire Alarm Operators (International Association of Firefighters); or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 8 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

ARTICLE 9 - TO FUND COLLECTIVE BARGAINING AGREEMENT - IAFF FIREFIGHTERS

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town and IAFF Firefighters (International Association of Firefighters); or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 9 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

ARTICLE 10 - TO FUND COLLECTIVE BARGAINING AGREEMENT - NEPBA POLICE CIVILIAN DISPATCHERS

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town and NEPBA Police Civilian Dispatchers (New England Police Benevolent Association, Inc.); or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 10 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

ARTICLE 11 - TO FUND COLLECTIVE BARGAINING AGREEMENT - NEPBA POLICE OFFICERS - GROUP (A) PATROLMEN

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town and the NEPBA (New England Police Benevolent Association, Inc.) Group (A) Patrolmen; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 11 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

ARTICLE 12 - TO FUND COLLECTIVE BARGAINING AGREEMENT - NEPBA POLICE OFFICERS - GROUP (B) SUPERIOR OFFICERS

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town and NEPBA (New England Police Benevolent Association, Inc.) Group (B) Superior Officers; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 12 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

ARTICLE 13 - TO FUND SALARY ADJUSTMENTS FOR TOWN NON-UNION PERSONNEL

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund salary adjustments for Town Non-Union Personnel; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 13 Explanation: At the time of printing, there was no proposed funding schedule for this group.

ARTICLE 14 - TO FUND COLLECTIVE BARGAINING AGREEMENT – SCHOOL CAFETERIA PERSONNEL

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund the Collective Bargaining Agreement between the Town of Billerica School Committee and the American Federation of State, County and Municipal Employees, AFL-CIO, Council 93, Local 2747, Cafeteria Employees; or act in relation thereto.

Submitted by the School Committee

Finance Committee has not yet made final recommendation.

Article 14 Explanation: This article seeks to fund a Collective Bargaining Agreement between the Billerica School Committee and the American Federation of State, County and Municipal Employees, AFL-CIO, Council 93, Local 2747, Cafeteria Employees.

ARTICLE 15 - FISCAL YEAR 2018 TOWN AND SCHOOL BUDGET

To see if the Town will vote to adopt, pursuant to Article 5 of the Billerica Home Rule Charter, the following proposed line item budget for fiscal year beginning July 1, 2017 and ending June 30, 2018. It is anticipated that \$79,890 will be transferred from the Hallenborg Rink Fund to fund a portion of the Debt Service Budget.

This budget was produced under the direction of the Board of Selectmen and represents a complete financial plan of all Town funds and activities that are subject to appropriation, including the budget as requested by the School Committee (Department Account #300-5100 - #300-5800) and provisions for a Reserve Fund (Account #13170-7063) administered by the Finance Committee.

The line item budget is arranged to show the actual expenditures for the current year and the proposed budget for the ensuing fiscal year. It is summarized by Town agency, function and/or program including any proposed capital expenditures. The Town Manager's detailed budget and all explanatory information are available to the Town Meeting Representatives and the general public for inspection in the Town Manager's Office, the Public Library and the Town Clerk's Office. The following budget, when considered by the Town Meeting shall first be subject to amendment, if any, as may be proposed by the Finance Committee; or act in relation thereto.

Submitted by the Board of Selectmen, Town Manager and Finance Committee

Finance Committee has not yet made final recommendation.

Article 15 Explanation: The detailed budget presentation will be available in the Town Meeting Book and on the Town Manager's Page: <http://www.town.billerica.ma.us/365/Budget-Information>.

ARTICLE 16 - FISCAL YEAR 2018 WATER ENTERPRISE BUDGET

To see if the Town will vote to raise and appropriate a sum of money to operate the Water Enterprise Fund pursuant to M.G.L. Chapter 44 Section 53 F ½ for the fiscal year beginning July 1, 2017 and ending June 30, 2018; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 16 Explanation: This is a Water Enterprise Budget as voted pursuant to Article 29 of the October 2015 Annual Fall Town Meeting. This budget will be funded by general tax revenue and water user fees. The line item budget is arranged to show the actual expenditures for the current year and the proposed budget for the ensuing fiscal year. It is summarized by Town agency, function and/or program including any proposed capital expenditures. The preceding budget, when considered by the Town Meeting shall first be subject to amendment, if any, as may be proposed by the Finance Committee. The Town Manager's detailed budget and all explanatory information are available to the Town Meeting Representatives and the general public for inspection in the Town Manager's Office, the Public Library and the Town Clerk's Office. This information is also available in the Town Meeting Book and on the Town Manager's Page: <http://www.town.billerica.ma.us/365/Budget-Information>.

ARTICLE 17 - FISCAL YEAR 2018 SEWER ENTERPRISE BUDGET

To see if the Town will vote to raise and appropriate a sum of money to operate the Sewer Enterprise Fund pursuant to M.G.L. Chapter 44 Section 53 F ½ for the fiscal year beginning July 1, 2017 and ending June 30, 2018; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 17 Explanation: This is a Waste Water Enterprise Budget as voted pursuant to Article 30 of the October 2015 Annual Fall Town Meeting. This budget will be funded by general tax revenue and water user fees. The line item budget is arranged to show the actual expenditures for the current year and the proposed budget for the ensuing fiscal year. It is summarized by Town agency, function and/or program including any proposed capital expenditures. The preceding budget, when considered by the Town Meeting shall first be subject to amendment, if any, as may be proposed by the Finance Committee. The Town Manager's detailed budget and all explanatory information are available to the Town Meeting Representatives and the general public for inspection in the Town Manager's Office, the Public Library and the Town Clerk's Office. This information is also available in the Town Meeting Book and on the Town Manager's Page: <http://www.town.billerica.ma.us/365/Budget-Information>.

ARTICLE 18 - TO ALLOW THE TOWN MANAGER AND FINANCE COMMITTEE TO TRANSFER FUNDS

To see if the Town will vote to allow the Town Manager, upon request of a Department Head, Board or Commission, to make a transfer of funds between budget line items not-to-exceed a difference of \$5,000 from the amount voted at Town Meeting per line item for Fiscal Year 2018, with the exclusion of travel accounts, within the same department. Transfers within department line items in excess of \$5,000 for Fiscal Year 2018 must be approved by the Finance Committee. A written report from the Town Manager on all transfers of \$5,000 and under must be provided to the Finance Committee on the first Tuesday of each month; or act in relation thereto.

Submitted by the Finance Committee

Finance Committee recommends approval.

Article 18 Explanation: This article gives the Town Manager the authority to transfer funds between budget line items within a particular department, not-to-exceed \$5,000 per fiscal year. If the amount exceeds \$5,000, the article gives the authority to make such a transfer with the Finance Committee's approval.

ARTICLE 19 - TO AUTHORIZE DEPARTMENTAL REVOLVING FUNDS

To see if the Town will vote to authorize revolving funds for certain Town departments under M.G.L. Chapter 44, Section 53E½ for the Fiscal Year beginning July 1, 2017 as follows; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen and Billerica School Committee

Finance Committee has not yet made final recommendation.

Article 19 Explanation: Revolving Funds are allowed under M.G.L. Chapter 44, Section 53E ½. Under the statute, Town Meeting must authorize use of Revolving Funds each year.

ARTICLE 20 - TO FUND DEBT STABILIZATION

To see if the Town will vote to raise and appropriate or transfer from available funds \$2,000,000 to the Debt Stabilization fund; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 20 Explanation: This is a placeholder article in the event that funds become available to transfer money into the Debt Stabilization Fund.

ARTICLE 21 - TO FUND CAPITAL

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money to fund \$2,000,000 for the Capital Outlays; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 21 Explanation: This is a placeholder article in the event that funds become available to fund Capital items from the Capital Plan.

ARTICLE 22 - TO FUND DESIGN AND DEVELOPMENT OF THE NEXT PHASE OF THE MASTER PLAN FOR THE PEGGY HANNON-RIZZA RECREATION COMPLEX

To see if the Town will vote to authorize the Treasurer, with approval of the Board of Selectmen, to borrow under M.G.L. Chapter 44, Section 7, Subsection 25, or any other relevant statute, the sum of \$800,000 to be spent under the direction of the Town Manager, for design and development of the next phase of the Master Plan for the Peggy Hannon-Rizza Recreation Complex, which is held by the Town of Billerica under the custody of the Recreation Commission as land dedicated to active Parks and Recreation pursuant to M.G.L. Chapter 45, Section 14; and to authorize Town Manager to apply for and accept grants and/or reimbursements from the Executive Office of Energy and Environmental Affairs and to take any other such actions as are necessary to carry out the terms, purposes and conditions of this grant and further to rescind bond authorization in the amount of \$800,000 approved by Town meeting through Article 26 of the Fall 2014 Town Meeting; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 22 Explanation: This article is correcting the language in a prior bond authorization as requested by the Executive Office of Energy and Environmental Affairs. This prior authorization was a commitment to \$400,000 match to a PARC Grant which the Town has received. Ultimately, the Town will finance \$400,000. Specifically, the language added was as follows, “which is held by the Town of Billerica under the custody of the Recreation Commission as land dedicated to active Parks and Recreation pursuant to M.G.L. Chapter 45, Section 14; and to authorize the Town Manager to apply for and accept grants and/or reimbursements from the Executive Office of Energy and Environmental Affairs and to take any other such actions as are necessary to carry out the terms, purposes and conditions of this grant to be administered by the Billerica Recreation Department”.

ARTICLE 23 - TO FUND THE INSTALLATION OF SEWER FOR AREA 3 (CONTRACT 36)

To see if the Town of Billerica will vote to raise and appropriate, borrow, and/or transfer from available funds from the Massachusetts Water Pollution Abatement Trust, the sum of \$14,000,000 for Sewer Installation as detailed in the Comprehensive Wastewater management Plan (CWMP) and Sanitary Sewer Overflow Abatement Plan; or act in relation thereto, including the adoption of the following vote:

Voted: That \$14,000,000 is appropriated for the purpose of financing the construction of Wastewater Sewer Line Construction including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws, as most recently amended by St. 1998, c.78; that to meet this appropriation the Treasurer with the approval of the Selectmen is authorized to borrow \$14,000,000 and issue bonds or notes therefore under Chapter 44 of the General Laws and/or Chapter 29C of the General Laws, as most recently amended by St. 1998, c.78; that such bonds or notes shall be general obligations of the Town unless the Treasurer with the approval of the Selectmen determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C, as most recently amended by St. 1998, c.78; that the Treasurer with the approval of the Selectmen is authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust established pursuant to Chapter 29C, as most recently amended by St. 1998, c.78; and in connection therewith to enter into a loan agreement and/or security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the project or for the financing thereof; that the Board of Selectmen is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the project and to take any other action necessary to carry out the project costs/expenses related said easement acquisitions; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 23 Explanation: This project will add 5.72 miles of sewer to the Town infrastructure; 247 homes will be served with this project. Once this project is completed, 86.9% will be sewered.

ARTICLE 24 - TO FUND THE DESIGN OF SEWER NEED AREA 4 & 6 (CONTRACT 37)

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of \$2,100,000 for the Design of Sewer Need Areas 4 & 6 (Contract 37); or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 24 Explanation: Continuing the Town Sewer Program, the combined areas 4 and 6 will add an additional 8.52 miles to Town sewer and will serve a total of 371 homes. This funding is for design and environmental permitting only.

ARTICLE 25 - TO FUND THE REPLACEMENT AND INSTALLATION OF RESIDENTIAL WATER METERS WITH WIRELESS RADIO READ

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of \$4,000,000 for the Replacement and Installation of new water meters radio read; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 25 Explanation: This funding will fund the replacement of approximately 14,000 residential water meters with a radio read system. The Town has already completed commercial meter replacements with radio read last year.

ARTICLE 26 - TO FUND WATER MAIN REPLACEMENT ON BOSTON ROAD @ ALLEN ROAD

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money to fund \$1,250,000 for the Boston Road @ Allen Road Improvements project; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 26 Explanation: The Phase II Allen Road Project includes the intersection of Boston Road at Allen Road. We currently have a 12" main that was installed in 1967 and a 6" main that was installed in 1913 on Boston Road @ Allen Road. The two pipes run to the bridge. An 8" main installed in 1940 comes out of Allen Road and runs to the bridge. This funding will abandon the three pipes and combine them into a 16" pipe from the bridge past Allen Road and Shawsheen Road to Tremlett Road. They will be replaced with one 16" pipe.

ARTICLE 27 - TO ACCEPT THE PROVISIONS OF M.G.L. CHAPTER 32B, SECTION 20 AS AMENDED BY CHAPTER 218 OF THE ACTS OF 2016

To see if the Town will vote to accept the provisions of G.L. c.32B, §20 to create an Other Post-Employment Benefits Fund for the current and future liabilities of the Town for group health insurance benefits for retirees and their dependents, which fund may be expended by a 2/3 vote of Town Meeting and designate a trustee or trustees, and further, to direct that such trustee or trustees adopt and file a declaration of trust and take all other actions as required by said section, or take any other action related thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 27 Explanation: The statute was revised to create a local acceptance OPEB Fund that complies with requirements established by the Governmental Accounting Standards Board and the IRS. Towns that have already accepted the statute must re-accept in order for the revised version to be applicable.

ARTICLE 28 - TO REMOVE THE POLICE CHIEF AND FIRE CHIEF FROM CIVIL SERVICE

To see if the Town will vote to remove the Police Chief and the Fire Chief positions from Civil Service; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 28 Explanation: This article seeks to give the Town broader opportunity for qualified candidates for these positions in the future. It does not impact the Civil Service status of the current Chiefs.

ARTICLE 29 - TO ACCEPT THE PROVISIONS OF M.G.L. CHAPTER 59, SECTION 5C ½

To see if the Town will vote to accept the provisions of M.G.L., Chapter 59, Section 5C ½, which provides for an additional real estate tax exemption for taxpayers who are granted personal exemptions on their domiciles under M.G.L., Chapter 59, Section 5, including certain blind persons, disabled veterans, surviving spouses and seniors, and to provide that the additional exemption shall be up to 100 percent (100%) of the statutory personal exemption, to be effective for exemptions granted for any fiscal year beginning on or after July 1, 2017; or act in relation thereto.

Submitted by the Board of Assessors

Finance Committee has not yet made final recommendation.

Article 29 Explanation: The Town has historically adopted a local option law to increase statutory tax exemption amounts by 60%. The adoption of this new local option law would allow the Town to not have to vote this percentage amount annually unless it changes. It also is requesting to increase the percentage amount from 60% to 100% to aide all qualifying applicants with payment of their future property taxes due to anticipated tax increases due to the construction of the new Billerica Memorial High School.

ARTICLE 30 - TO AUTHORIZE THE BOARD OF SELECTMEN AND THE BOARD OF ASSESSORS TO NEGOTIATE AND EXECUTE A PILOT AGREEMENT

To see if the Town will vote to authorize the Board of Selectmen and the Board of Assessors to negotiate and execute a payment in lieu of taxes (PILOT) agreement pursuant to M.G.L., Ch. 59, Sec. 38H(b) and Department of Revenue guidelines promulgated thereunder, or any other enabling authority, with respect to annual payments in lieu of personal property taxes for a term of up to 20 years relative to a parcel of land located at 780 Boston Road & 6 Cook Street, Billerica, commonly referred to as the "Pinehurst Park" property as shown on Assessor's Map 90, Parcel 194-1, with respect to a Solar Photovoltaic Electricity Generating Array, with an expected capacity of approximately 0.675 Megawatts to be installed, owned and operated by a third party upon the roof of each named building on said parcel on such terms and conditions as the Board of Selectmen deems to be in the best interest of the Town; and further to authorize the Board of Selectmen to enter into any and all agreements and execute any and all instruments as may be necessary on behalf of the Town to undertake the purpose of this article; or act in relation thereto.

Submitted by the Board of Assessors and by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 30 Explanation: The developers of the proposed Solar Photovoltaic Energy Generating Roof Top Array at Pinehurst Park are in the final stages of permitting and financing arrangements for this project. Pursuant to the provisions of G.L. c. 59, s. 38H, cities and towns in which such energy generating facilities are located can negotiate payment in lieu of tax agreements (PILOTs) with the operators of such facilities, rather than resort to the ad valorem taxation of such facilities in each fiscal year in which they operate. Pursuant to the guidelines adopted by the Department of Revenue, once the Assessors and Selectmen of a municipality negotiate the terms of such a PILOT Agreement, the Agreement must be ratified by the legislative body of the city or town. The subject PILOT Agreement provides the Town with certainty and predictability with respect to the revenue stream to be generated from the subject property over its 20 year term. It also insulates the Town from future changes in legislation which could undermine the ability of local assessors to assess these energy generating properties at full and fair cash value.

ARTICLE 31 - TO AMEND TOWN BY-LAW – ARTICLE XVIII, ISSUING OF LICENSES AND PERMITS

To see if the Town will vote to amend Town By-Law “Article XVIII, Issuing of Licenses and Permits” by removing the words “for not less than a twelve month period” in the first sentence of Section 1.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 31 Explanation: Section 38 of Chapter 218 or the Acts of 2016 (otherwise known as the Modernizing Municipal Finance and Government Law) allows for the removal of the “over a year” restriction when listing tax and water/sewer payers whose payments are overdue. Removing the restriction will allow for more timely collection of past due taxes and fees when overdue taxpayers are applying for permits, licenses, etc. from various Town departments.

ARTICLE 32 - TO AMEND BY-LAW ARTICLE XIX, HANDICAPPED PARKING

To amend By-Law Article XIX, Handicapped Parking, by adding a new section as follows:

8. On observing a vehicle parked in violation of this article, a member of the Billerica Commission on Disability may submit a sworn affidavit to the Billerica Police Traffic Division detailing the violation. The Police Department shall use the information in the affidavit to issue a ticket as if the violation had been observed by a Police Officer.

The Police Traffic Division shall work with the Commission on Disability to define what information must be contained in the affidavit, so as to enable a ticket to be issued, which may include the use of electronic applications. The information must include the time, date and location along with photographic evidence of the violation, including the vehicle’s license plate, and the lack of a properly displayed handicapped parking permit.

This was voted on, and approved at the February 16, 2017 meeting of the Billerica Commission on Disability.

Submitted by the Commission on Disability

Finance Committee has not yet made final recommendation.

ARTICLE 33 - TO AMEND GENERAL BY-LAW ARTICLE III FINANCIAL REGULATIONS

To see if the Town will vote pursuant to the provisions of M.G.L. Chapter 44, Subsection 53E1/2, as most recently amended, to amend the General By-Laws by inserting a new By-Law establishing various revolving funds, specifying the departmental receipts to be credited to each fund, the departmental purposes or programs for which each fund may be expended, and the entity authorized to expend each fund; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 33 Explanation: Revolving funds must now be established by By-Law or ordinance, and the expenditure limits must be established annually and prior to July 1. The Act eliminates the per board and total limitations on the size of such funds.

ARTICLE 34 - SHAWSHEEN RIVER BRIDGE BANK STABILIZATION EASEMENT TO MBTA

To see if the Town will vote to authorize the Board of Selectmen to grant to the Massachusetts Bay Transportation Authority or other entity, for the repair/rehabilitation of Bridge No. W-38-041, a temporary easement for construction purposes in a portion of the Town's land situated on the Shawsheen River and known as Lot 234-2 on Assessors Map 36, as depicted more or less on the plan entitled *Repair/Rehabilitation of Lowell Main Line Over Shawsheen River, Bridge W-38-041, Proposed Temporary Easement Plan*, dated 5/16/2016, a copy of which plan has been placed on file with the Town Clerk, upon such terms and conditions and for such consideration, which may be nominal consideration, as the Board of Selectmen shall determine, and to authorize the Board of Selectmen to execute any documents or instruments necessary to effectuate the purpose of this article; or act in relation thereto.

Submitted by the Town Manager; authorized by the Board of Selectmen

Finance Committee has not yet made final recommendation.

Article 34 Explanation: The MBTA is planning to rehab the railroad bridge of the New Hampshire/Maine line over the Shawsheen River. Bridge Number W-38-041, MBTA, contract number B92PS08. The work will require stabilization of the banks and footing repairs. This work will require them to acquire an easement from the Town to do the work as they will be encroaching on Town land during construction.

ARTICLE 35 - PETITIONERS ARTICLE

To see if the Town will vote to require that ALL 5400 Account (Supplies and Expenses) Budget line items of the FY 2017 Budget be reduced by five (5%) percent and transfer the amount deducted from each of the 5400 Account Budget line items to the Debt Service Account for the Parker School; or act in relation thereto.

Submitted by Virginia C. Musker and Messrs. Musker, Fischer, Surette, Colby, McManus and Madames Fischer, Gorman, Tsougranis, Boisvert and Visco.

Finance Committee has not yet made final recommendation.

Article 35 Explanation: This article is intended to allow Town Meeting to provide assistance to Taxpayers in meeting the demands of long term special assessment(s) (included as part of our tax bill) to pay the debt service associated with building the Parker School.

And you are hereby directed to serve this Preliminary Warrant by posting true and attested copies thereof, one copy at the Town Hall, one copy at the Billerica Public Library, one copy at the Billerica Police Station, one copy at the Belly Buster Diner, one copy at Pinehurst Post Office, one copy at the Center Post Office, Boston Road, one copy at Market Basket, Town Plaza, Boston Road, one copy at the West Billerica Fire Station, one copy at the Nutting Lake Post Office, one copy at Augusta Market, 599 Boston Road, one copy at the Ninety-Nine Restaurant, Lexington Road, one copy at the Pinehurst Fire Station, one copy at the East Billerica Fire Station, one copy at the North Billerica Post Office and one copy at the North Billerica Fire Station.

Given under our hands this 23rd day of March 2017

BOARD OF SELECTMEN



ANDREW N. DESLAURIER, CHAIRMAN



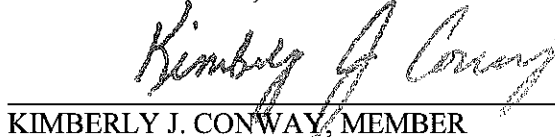
GEORGE J. SIMOLARIS, VICE CHAIRMAN



JOHN J. PISCATELLI, SECRETARY



DANIEL L. BURNS, MEMBER



KIMBERLY J. CONWAY, MEMBER

A true copy attest



Constable, Town of Billerica