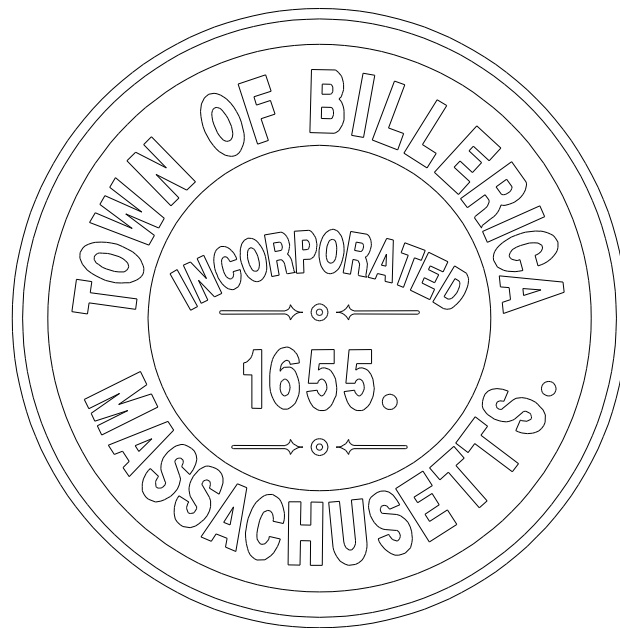


TOWN OF BILLERICA
PRELIMINARY WARRANT



ANNUAL FALL
TOWN MEETING

Annual Fall Town Meeting
Tuesday, October 6, 2020 at 7:00 PM

| Article Number | Purpose | Value | Funding Source | Submitted by: | Finance Committee Recommendation |
|-----------------------|----------------|--------------|-----------------------|----------------------|---|
|-----------------------|----------------|--------------|-----------------------|----------------------|---|

Committee Articles

| | | | | | |
|---|--|--|--|---------------------------------|-------------------------|
| 1 | To Appoint One Member to the Bowers Fund Committee | | | Board of Selectmen | Reserves Recommendation |
| 2 | To Hear Reports of Town Departments, Committees & Officers | | | Town Manager; authorized by BOS | Reserves Recommendation |

Financial Articles

| | | | | | |
|----|--|-------------|---|--|-------------------------|
| 3 | Fiscal Year 2021 Budget Amendment | \$2,000,000 | Raise & Appropriate | Town Manager; authorized by BOS | Reserves Recommendation |
| 4 | To Fund Collective Bargaining Agreement for NEPBA Police Civilian Dispatchers | | Raise & Appropriate or Transfer | Town Manager; authorized by BOS | Reserves Recommendation |
| 5 | To Fund Collective Bargaining Agreement for NEPBA Police Officers – Group (A) Patrolmen | | Raise & Appropriate or Transfer | Town Manager; authorized by BOS | Reserves Recommendation |
| 6 | To Fund Collective Bargaining Agreement for NEPBA Police Officers – Group (B) Superior Officers | | Raise & Appropriate or Transfer | Town Manager; authorized by BOS | Reserves Recommendation |
| 7 | To Fund Collective Bargaining Agreement for IAEP Police EMT's and Paramedics | | Raise & Appropriate or Transfer | Town Manager; authorized by BOS | Reserves Recommendation |
| 8 | To Fund Collective Bargaining Agreement for School Cafeteria Workers | | Raise & Appropriate or Transfer | Superintendent; authorized by School Committee | Reserves Recommendation |
| 9 | To Transfer and Appropriate a Sum of Money from the Town Debt Stabilization Fund to Fund the General Fund Tax Exempt Debt Service Budget | \$3,000,000 | Transfer & Appropriate from Town Debt Stabilization Fund | Town Manager; authorized by BOS | Reserves Recommendation |
| 10 | To Fund PEG Access Cable Television Services | \$500,000 | Transfer & Appropriate from PEG Access & Cable Related Fund | Town Manager; authorized by BOS | Reserves Recommendation |
| 11 | To Fund the Purchase of "Cidermill Property" through Available Funds or Borrowing | \$3,800,000 | Raise & Appropriate, Transfer or Borrow | Town Manager; authorized by BOS | Reserves Recommendation |

| Article Number | Purpose | Value | Funding Source | Submitted by: | Finance Committee Recommendation |
|----------------|--|--|---|---------------------------------|----------------------------------|
| 12 | To Fund Construction of the Peggy Hannon-Rizza Multi-Generational Park and Recreation Complex | \$10,000,000 | Borrow | Town Manager; authorized by BOS | Reserves Recommendation |
| 13 | To Fund Various Items through Free Cash and Enterprise Retained Earnings | \$10,000,000 \$4,000,000 \$4,000,000 | Transfer & Appropriate from Free Cash | Town Manager; authorized by BOS | Reserves Recommendation |
| 14 | To Fund the Coating of Four (4) Secondary Clarifiers at the Wastewater Treatment Plant | \$350,000 | Transfer & Appropriate from Plant Expansion Fund | Town Manager; authorized by BOS | Reserves Recommendation |
| 15 | To Fund Hydrants and Valve Replacements | \$100,000 | Transfer & Appropriate from Water Conservation Fund | Town Manager; authorized by BOS | Reserves Recommendation |
| 16 | To Fund the Purchase of a New Fire Truck | \$650,000 | Transfer & Appropriate from Free Cash | Town Manager; authorized by BOS | Reserves Recommendation |
| 17 | To Fund Fiscal Year 2021 Town and School Capital Budgets | \$10,000,000 | Transfer | Town Manager; authorized by BOS | Reserves Recommendation |
| 18 | To Vote a Sum of Money from Free Cash to the Debt Stabilization Fund | \$6,000,000 | Raise, Appropriate or Transfer from General Fund Free Cash | Finance Committee | Reserves Recommendation |
| 19 | To Vote a Sum of Money to the Stabilization Fund | \$6,000,000 | Raise, Appropriate or Transfer from General Fund Free Cash | Finance Committee | Reserves Recommendation |
| 20 | To Vote a Sum of Money to the Land Bank Account | \$6,000,000 | Raise, Appropriate or Transfer from General Fund Free Cash | Finance Committee | Reserves Recommendation |
| 21 | To Vote a Sum of Money to be Applied or Expended for the Purpose of Reducing the Fiscal Year 2021 Tax Levy | | Raise, Appropriate or Transfer from General Fund Free Cash | Finance Committee | Reserves Recommendation |
| 22 | To Vote a Sum of Money to Fund the Snow and Sand Deficit | \$1,000,000 | Transfer & Appropriate from Free Cash of the General Operating Budget | Finance Committee | Reserves Recommendation |
| 23 | To Fund the Purchase of the MBTA Right of Way for Corcoran Road | \$13,500 | Transfer and Appropriate from the Land Use Fund | Town Manager; authorized by BOS | Reserves Recommendation |

| Article Number | Purpose | Value | Funding Source | Submitted by: | Finance Committee Recommendation |
|-----------------------|---|--------------|--|---------------------------------|---|
| 24 | To Fund the Design of Sewer Force Main Rehabilitation and/or Replacements | \$500,000 | Transfer & Appropriate from Plant Expansion Fund | Town Manager; authorized by BOS | Reserves Recommendation |
| 25 | To Fund Wastewater System Expansion, Area 4 (Contract 37) | \$15,600,000 | Borrow | Town Manager; authorized by BOS | Reserves Recommendation |

Zoning By-Law Amendments

| | | | | | |
|----|---|--|--|---------------------------------|-------------------------|
| 26 | To Amend Zoning By-Laws (Section 5, Regulation of Uses, Building and Structures) | | | Town Manager; authorized by BOS | Reserves Recommendation |
| 27 | To Amend Zoning By-Laws | | | Town Manager; authorized by BOS | Reserves Recommendation |
| 28 | To Amend Zoning By-Laws (Section 5, Regulation of Uses, Buildings and Structures) | | | Town Manager; authorized by BOS | Reserves Recommendation |

Local Acceptance of State Statute

| | | | | | |
|----|---|--|--|--|-------------------------|
| 29 | To Accept Provisions of M.G.L. Chapter 59, Section 5, Clause 54 | | | Board of Assessors & Town Manager; authorized by BOS | Reserves Recommendation |
|----|---|--|--|--|-------------------------|

Petitioner Article

| | | | | | |
|----|--------------------|--|--|--|--|
| 30 | Petitioner Article | | | | |
|----|--------------------|--|--|--|--|

**PRELIMINARY WARRANT
OCTOBER 6, 2020
ANNUAL FALL 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 Billerica Memorial High School Auditorium located at 35 River Street, Billerica, MA on Tuesday, October 6, 2020 at 7:00 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 APPOINT ONE MEMBER TO THE BOWERS FUND COMMITTEE

To see if the Town will vote to appoint one (1) member to the Bowers Fund Committee for a term of five (5) years; or act in relation thereto.

Submitted by the Board of Selectmen

Finance Committee has not made final recommendation.

Article 1 Explanation: The Bowers Fund Committee was established in the late 1800's when the Bower sisters left their entire estate to the Town of Billerica, approximately \$11,000, with the express intent of assisting the poor of Billerica. The current expendable balance in the fund is \$9,535 and the principal balance is \$132,053. Town Meeting appoints members to the Bowers Fund Committee. Committee member Marie O'Rourke's term is expiring and she is requesting that she be reappointed.

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 made final recommendation.

Article 2 Explanation: This article provides an opportunity to hear and act upon reports of Town Meeting Committees.

ARTICLE 3 - FISCAL YEAR 2021 BUDGET AMENDMENT

To see if the Town will vote to raise and appropriate the sum of \$2,000,000 to amend various budgets for Fiscal Year 2021; 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 a placeholder for any anticipated budget changes this year.

ARTICLE 4 - 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 first year cost items contained in the successor 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 4 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

ARTICLE 5 - 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 first year cost items contained in the successor 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 5 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

ARTICLE 6 - 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 first year cost items contained in the successor 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 6 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

ARTICLE 7 - 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 first year cost items contained in the successor Collective Bargaining Agreement between the Town and IAEP Police EMT's and Paramedics (International Association of EMT's and 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 7 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

ARTICLE 8 - TO FUND COLLECTIVE BARGAINING AGREEMENT - SCHOOL CAFETERIA

To see if the Town will vote to raise and appropriate or transfer from available funds a sum to fund the first year cost items of the 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; or act in relation thereto.

Submitted by the Billerica School Superintendent; authorized by the School Committee

Finance Committee has not made final recommendation.

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

ARTICLE 9 - TO TRANSFER AND APPROPRIATE A SUM OF MONEY FROM THE TOWN DEBT STABILIZATION FUND TO FUND THE GENERAL FUND TAX EXEMPT DEBT SERVICE BUDGET

To see if the Town will vote to transfer and appropriate the sum of \$3,000,000 from the Town Debt Stabilization Fund to fund the General Fund Tax Exempt Debt Service Budget; 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: The Town, through the Board of Selectmen, has established a Debt Stabilization Policy that maintains the same level of appropriation from the tax levy year to year - \$9.066 million. This is accomplished in the following ways:

- Transferring a minimum amount of free cash and or retained earnings annually in the amount of \$1.8 million to the Debt Stabilization Fund.
- To appropriate the difference of any year that is lower than \$9.066 million to Debt Stabilization.
- If the annual appropriation exceeds \$9.066 Million to transfer the amount that it exceeds the desired level of appropriation (\$9.066) from the Debt Stabilization Fund into the Debt Service Appropriation.
- *To ensure that the tax impact of the debt service on the new high school and the Parker Elementary does not exceed \$200 on the median Household.*

This article is intended to address an annual appropriation that exceeds \$9.066 Million. This article is a placeholder. The final amounts will be known when the debt issuance and schedules are finalized prior to the Final Warrant.

ARTICLE 10 - TO FUND PEG ACCESS CABLE TELEVISION SERVICES

To see if the Town will vote to transfer and appropriate the sum of \$500,000 from the PEG Access and Cable Related Fund to be provided to BATV for support of PEG Access Cable Television Services; or act in relation thereto.

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

Finance Committee has not made final recommendation.

Article 10 Explanation: A recent change to the Mass General Laws established the requirement that PEG Access funds need to be appropriated at Town Meeting. The Town created the PEG Access and Cable Related Fund as part of Article 35 at the May 2019 Town Meeting.

ARTICLE 11 - TO FUND THE PURCHASE OF “CIDERMILL PROPERTY” THROUGH AVAILABLE FUNDS OR BORROWING

To see if the Town will vote to authorize the Board of Selectmen to purchase a parcel of land known as the “Cidermill Property” and to see if the Town will vote to raise and appropriate, transfer from available funds, or borrow the sum of \$3,800,000 to fund this purchase; 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 - TO FUND CONSTRUCTION OF THE PEGGY HANNON-RIZZA MULTI-GENERATIONAL PARK AND RECREATION COMPLEX

To see if the Town will vote to appropriate a sum of money to pay costs of designing, constructing, remodeling and equipping the Peggy Hannon-Rizza Multi-Generational Park and Recreational Complex, which project shall include, among other elements, turf fields, softball fields, pavilion, parking, community space, restrooms and concessions, including the payment of all costs incidental and related thereto, and further, to determine whether this amount shall be raised by taxation, transfer from available funds, borrowing or otherwise; or act in relation thereto.

MOTION:

That the Town appropriates \$10,000,000 to pay costs of designing, constructing, remodeling and equipping the Peggy Hannon-Rizza Multi-Generational Park and Recreational Complex, which project shall include, among other elements, turf fields, softball fields, pavilion, parking, community space, restrooms and concessions, including the payment of all costs incidental and related thereto, and that to meet this appropriation, the Treasurer, with the approval of the Selectmen, is authorized to borrow said amount under and pursuant to M.G.L. c. 44, §7(1), M.G.L. c. 44B (the Community Preservation Act), or any other enabling authority, and to issue bonds or notes of the Town therefor. Any premium received upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. c. 44, §20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

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

Finance Committee has not made final recommendation.

**ARTICLE 13 - TO FUND VARIOUS ITEMS THROUGH FREE CASH AND ENTERPRISE
RETAINED EARNINGS**

To see if the Town will vote to transfer and appropriate from Free Cash the sum of \$10,000,000 and the sum of \$4,000,000 from Wastewater Enterprise Retained Earnings and the sum of \$4,000,000 from Water Enterprise Retained Earnings to various line items:

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

Finance Committee has not made final recommendation.

Article 13 Explanation: The Town, through the Board of Selectmen, has established a Debt Stabilization Policy that maintains the same level of appropriation from the tax levy year to year - \$9.066 million. This is accomplished in the following ways:

- Transferring a minimum amount of free cash and or retained earnings annually in the amount of \$1.8 million to the Debt Stabilization Fund.
- To appropriate the difference of any year that is lower than \$9.066 million to Debt Stabilization.
- If the annual appropriation exceeds \$9.066 Million to transfer the amount that it exceeds the desired level of appropriation (\$9.066) from the Debt Stabilization Fund into the Debt Service Appropriation.
- *To ensure that the tax impact of the debt service on the new high school and the Parker Elementary does not exceed \$200 on the median Household.*

This article is intended to address an annual appropriation that exceeds \$9.066 Million. This article is a placeholder. The final amounts will be known when the debt issuance and schedules are finalized prior to the Final Warrant.

ARTICLE 14 - TO FUND THE COATING OF FOUR (4) SECONDARY CLARIFIERS AT THE WASTEWATER TREATMENT PLANT

To see if the Town will vote to transfer and appropriate a sum of \$350,000 from the Plant Expansion Fund to repair and coat the four (4) secondary clarifiers at the Wastewater Treatment Plant; 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 14 Explanation: The corrosion of the metal walls of the four (4) secondary clarifiers will require sand blasting to the bare metal, metal prep of corroded areas and applying primer then coating with specialty paint. Each clarifier holds 260,000 gallons of wastewater. The balance of this fund as of June 30, 2020 is \$1,889,591.

ARTICLE 15 - TO FUND HYDRANTS AND VALVE REPLACEMENTS

To see if the Town will vote to transfer and appropriate a sum of \$100,000 from the Water Conservation Fund for the replacements of hydrants and valves in the Water Distribution System; 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 15 Explanation: This article will continue the Hydrants and Valve Replacement Program the Town had started five (5) years ago. This funding will fund the purchase of approximately fifty (50) hydrants and valves. The work to replace these will be done using Town staff. Over the last five years we have replaced 556 hydrants.

ARTICLE 16 - TO FUND THE PURCHASE OF A NEW FIRE TRUCK

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow the sum of \$650,000 to fund the purchase of a rescue/pumper truck for the Billerica Fire Department; 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 - TO FUND FISCAL YEAR 2021 TOWN AND SCHOOL CAPITAL BUDGET

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$10,000,000 to fund the Fiscal Year 2021 Town Capital Budget; 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 article is a placeholder. These decisions will be made when the free cash numbers become available prior to Town Meeting.

ARTICLE 18 - TO VOTE A SUM OF MONEY FROM FREE CASH TO THE DEBT STABILIZATION FUND

To see if the Town will vote to raise and appropriate or transfer from General Fund Free Cash the sum of \$6,000,000 to the Debt Stabilization Fund; or act in relation thereto.

Submitted by the Finance Committee

Finance Committee has not yet made final recommendation.

Article 18 Explanation: The Town, through the Board of Selectmen, has established a Debt Stabilization Policy that maintains the same level of appropriation from the tax levy year to year - \$9.066 million. This is accomplished in the following two ways:

- *Transferring a minimum amount of free cash and or retained earnings annually in the amount of \$1.8 million to the Debt Stabilization Fund.*
- To appropriate the difference of any year that is lower than \$9.066 million to Debt Stabilization.
- If the annual appropriation exceeds \$9.066 Million to transfer the amount that it exceeds the desired level of appropriation (\$9.066) from the Debt Stabilization Fund into the Debt Service Appropriation. To ensure that the tax impact of the debt service on the new high school and the Parker Elementary does not exceed \$200 on the median Household.

The balance in the Debt Stabilization Account is used to minimize the tax levy impact that would otherwise be realized with addition of sewer debt and school capital debt. At the time the warrant was printed, the Department of Revenue had not yet certified Free Cash and Enterprise Water and Sewer Retained Earnings Funds as of June 30, 2020. The Debt Stabilization Fund balance as of June 30, 2020 is \$20,249,674.

ARTICLE 19 - TO VOTE A SUM OF MONEY TO THE STABILIZATION FUND

To see if the Town will vote to raise and appropriate or transfer from General Fund Free Cash the sum of \$6,000,000 to the Stabilization Fund; or act in relation thereto.

Submitted by the Finance Committee

Finance Committee has not yet made final recommendation.

Article 19 Explanation: The purpose of this fund is to set money aside to be used at a later time for unforeseen or unanticipated circumstances. The current balance of the Town Stabilization Fund is \$5,013,045 for the Town and \$785,954 for the School Department. At the time this warrant was printed, the Department of Revenue had not yet certified Free Cash as of July 1, 2020.

ARTICLE 20 - TO VOTE A SUM OF MONEY TO THE LAND BANK ACCOUNT

To see if the Town will vote to raise and appropriate or transfer from General Fund Free Cash the sum of \$6,000,000 to the Land Bank Account; or act in relation thereto.

Submitted by the Finance Committee

Finance Committee has not yet made final recommendation.

Article 20 Explanation: The Land Bank Account was established by special legislation. The balance as of June 30, 2020 of the Town Land Fund is \$576,482. At the time this warrant was printed, the Department of Revenue had not yet certified Free Cash as of July 1, 2020.

ARTICLE 21 - TO VOTE A SUM OF MONEY TO BE APPLIED OR EXPENDED FOR THE PURPOSE OF REDUCING THE FISCAL YEAR 2021 TAX LEVY

To see if the Town will vote to raise and appropriate or transfer from General Fund Free Cash a sum of money to be applied or expended for the purpose of reducing the Fiscal Year 2021 Tax Levy; or act in relation thereto.

Submitted by the Finance Committee

Finance Committee has not yet made final recommendation.

Article 21 Explanation: To be presented at Town Meeting. At the time this warrant was printed, the Department of Revenue had not yet certified Free Cash as of July 1, 2020.

ARTICLE 22 - TO VOTE A SUM OF MONEY TO FUND THE SNOW AND SAND DEFICIT

To see if the Town will vote to transfer and appropriate from Free Cash of the General Operating Budget the sum of \$1,000,000 to fund the Snow and Sand Deficit; or act in relation thereto.

Submitted by the Finance Committee

Finance Committee has not yet made final recommendation.

Article 22 Explanation: To be presented at Town Meeting. At the time this warrant was printed, the Department of Revenue had not yet certified Free Cash as of July 1, 2020.

ARTICLE 23 - TO FUND THE PURCHASE OF THE MBTA RIGHT OF WAY FOR CORCORAN ROAD

To see if the Town will vote to authorize the Board of Selectmen to purchase a parcel of land known as the MBTA Right of Way on Corcoran Road and to see if the Town will vote to raise and appropriate, transfer from available funds, or borrow the sum of \$13,500 to fund this purchase; 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 - TO FUND THE DESIGN OF SEWER FORCE MAIN REHABILITATION AND/OR REPLACEMENTS

To see if the Town will vote to transfer and appropriate a sum of \$500,000 from the Plant Expansion Fund for the design to rehabilitate and/or replace 15,000 LF of sewer force main that transports sewer from the Brown Street Sewer Pump Station to the Rogers Street Sewer Pump Station; and to authorize the Board of Selectmen to acquire a license agreement/easement from the MBTA for construction and future maintenance of force main; 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: The Town's Comprehensive Study identified this 15,000 LF between the Brown Street Sewer Pump Station and the Rogers Street Sewer Pump Station force main as problematic and in need of rehabilitation or replacement. The pipe was installed in 1975 and has reached its life expectancy. The force main transports about 1.5 million gallons per day. In the Spring of 2020, the force main experienced a break that contaminated wetland adjacent to the main location and was on MBTA property. The cost of repair and remediation was about \$60,000.

ARTICLE 25 - TO FUND WASTEWATER SYSTEM EXPANSION, AREA 4 (CONTRACT 37)

To see if the Town will vote to appropriate the sum of \$15,600,000 for the purpose of financing the construction of 23,800 linear feet of sewer pipe to be added to the Town's sewer collection system (4.015 miles) for Sewer Needs Area 4, 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 Board of Selectmen be authorized to borrow \$15,600,000 and issue bonds or notes therefore pursuant to the provisions of Chapter 44 of the General Laws or any other applicable general or special law governing the issuance of local bonds 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 Board of 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 Board of Selectmen be authorized to borrow all or a portion of such amount from the Massachusetts Clean Water 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 be 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; 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 article is a placeholder for Sewer Needs Area 4: 23,800 linear feet of sewer pipe to be added to the collection system (4.015 miles). This expansion will serve 223 parcels and should add 1.7% to the collection system. By the completion of this area, 88.6% of the total parcels in Town would be connected to Town Sewer.

ARTICLE 26 - TO AMEND ZONING BY-LAWS (SECTION 5, REGULATION OF USES, BUILDING AND STRUCTURES)

To see if the Town will vote to amend the Town’s Zoning By-Laws, Section 5, Regulation of Uses, Buildings and Structures, by deleting therefrom Section 5.E.10, Planned Unit Development (PUD), in its entirety; and further, to amend Section 5.f, Table of Use Regulations, by deleting therefrom references to the Planned Unit Development (PUD); and further to delete any and all other references to the Planned Unit Development (PUD) as they may appear in the Zoning By-Laws; 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 27 - TO AMEND ZONING BY-LAWS

To see if the Town will vote to amend the Town’s Zoning By-Laws by deleting the following sections referencing overlay districts in their entirety; or act in relation thereto.

(LIST BY-LAW SECTIONS TO BE DELETED)

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

Finance Committee has not yet made final recommendation.

ARTICLE 28 - TO AMEND ZONING BY-LAWS (SECTION 5, REGULATION OF USES, BUILDINGS AND STRUCTURES)

To see if the Town will vote to amend the Town's Zoning By-Laws, Section 5, Regulation of Uses, Buildings and Structures, by deleting therefrom Section 5.E.10, Planned Unit Development (PUD), with struck through language deleted and bold and underlined language inserted as shown herein and as on file in the Office of the Town Clerk; or act in relation thereto.

EXISTING BY-LAW (INSERT)

REVISED BY-LAW (INSERT)

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

Finance Committee has not yet made final recommendation.

ARTICLE 29 - TO ACCEPT PROVISIONS OF M.G.L. CHAPTER 59, SECTION 5, CLAUSE 54

To see if the Town will vote to accept the provisions of M.G.L. Chapter 59, Section 5, Clause 54 as added by Chapter 159, Section 114 of the Acts of 2000, effective July 1, 2020 for Fiscal Year 2021, in order to establish a minimum fair cash value (\$10,000) required for personal property accounts to be taxed; or act in relation thereto.

Yes - Would accept the provisions of M.G. L. Chapter 59, Section 5, Clause 54

No - Would not accept the provisions of M.G. L. Chapter 59, Section 5, Clause 54

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

Finance Committee has not yet made final recommendation.

Article 29 Explanation: Acceptance of this provision of the law would exempt small businesses from paying business personal property tax if their assessed value if \$10,000 or less with the intent to financially help small businesses.

ARTICLE 30 - PETITIONER ARTICLE

To see if the Town will vote to amend General By-Law Article I, Section 1: Town Meetings in the following manner; or act in relation thereto:

Current:

1. TOWN MEETINGS

1.1 **SCHEDULE:** The Representative Town Meeting shall meet in the Spring and Fall of each calendar year.

- A. The Annual Spring Town Meeting shall begin on the first Tuesday in May.
- B. The Annual Fall Town Meeting shall begin on the first Tuesday in October.
- C. Town Meetings are to commence at 7:00 p.m. and shall continue by adjourned sessions on consecutive Tuesday and Thursday evenings until all of the business in the warrant has been acted upon.
- D. Town Meeting may waive consecutive session provisions to any particular Tuesday or Thursday by a two-thirds vote.

Proposed:

1. TOWN MEETINGS

1.1 **SCHEDULE:** The Representative Town Meeting shall meet in the Spring and Fall of each calendar year.

- A. The Annual Spring Town Meeting shall begin on the first **Saturday** in May.
- B. The Annual Fall Town Meeting shall begin on the first **Saturday** in October.
- C. Town Meetings are to commence at **10:00 a.m.** and shall continue **the entire day** until all of the business in the warrant has been acted upon.
- D. **The Moderator shall call a recess for lunch in the 1:00 p.m. hour. Said recess shall last for 45 minutes from the time it is called.**
- E. **Should Town Meeting adjourn before all of the business in the warrant has been acted upon, it shall continue by adjourned sessions on consecutive Saturdays.**

- F.** Town Meeting may waive consecutive session provisions to any particular **Saturday** by a two-thirds vote.

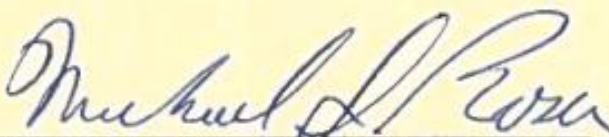
Submitted by Kimberly J. Conway and Messrs. Conway, Deslaurier, Gagliardi, Efstratiou and Madames Conway, Deslaurier, Gagliardi, Mahoney, Schafer, Catanzano and Ray.

Finance Committee has not yet made final recommendation.

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 27th day of August 2020.

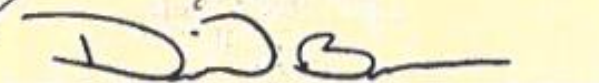
BOARD OF SELECTMEN



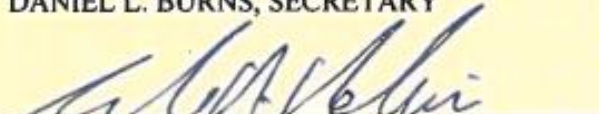
MICHAEL S. ROSA, CHAIRMAN



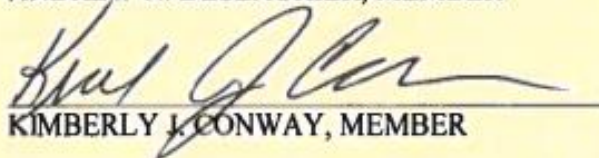
JOHN J. BURROWS, VICE CHAIRMAN



DANIEL L. BURNS, SECRETARY



ANDREW N. DESLAURIER, MEMBER



KIMBERLY J. CONWAY, MEMBER

A true copy attest



Constable, Town of Billerica