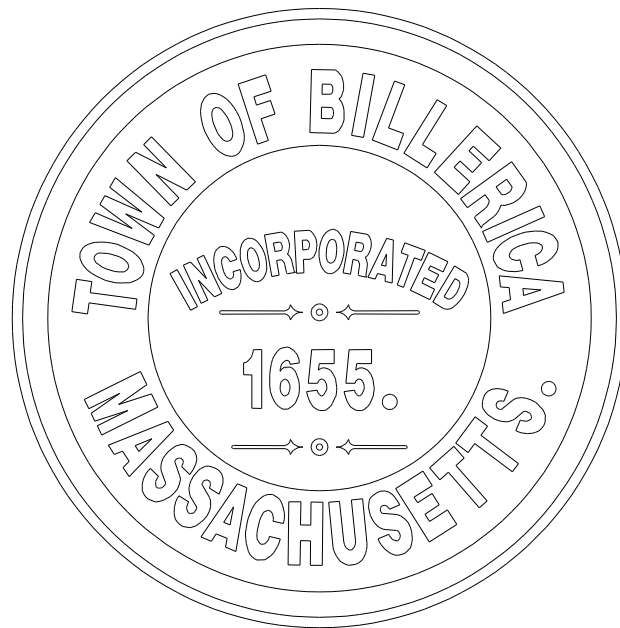


**TOWN OF BILLERICA**  
**PRELIMINARY WARRANT**



**ANNUAL FALL**  
**TOWN MEETING**

**Annual Fall Town Meeting**  
**Tuesday, October 5, 2021 at 7:00 PM**

<b>Article Number</b>	<b>Purpose</b>	<b>Value</b>	<b>Funding Source</b>	<b>Submitted by:</b>	<b>Finance Committee Recommendation</b>
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*Committee Articles*

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

*Financial Articles*

3	Fiscal Year 2022 Budget Amendment	\$2,000,000	Raise & Appropriate	Town Manager; authorized by Select Board	Reserves Recommendation
4	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 the Town Debt Stabilization Fund	Town Manager; authorized by Select Board	Reserves Recommendation
5	Community Preservation Committee Appropriation Recommendations	\$1,000,000	CPA Funds	Community Preservation Committee	Reserves Recommendation
6	To Fund Collective Bargaining Agreement – School Teachers		Raise & Appropriate or Transfer	Superintendent; authorized by School Committee	Reserves Recommendation
7	To Fund Collective Bargaining Agreement – School Paraprofessionals		Raise & Appropriate or Transfer	Superintendent; authorized by School Committee	Reserves Recommendation
8	To Fund Collective Bargaining Agreement – School Administrators		Raise & Appropriate or Transfer	Superintendent; authorized by School Committee	Reserves Recommendation
9	To Fund Collective Bargaining Agreement – School Custodial		Raise & Appropriate or Transfer	Superintendent; authorized by School Committee	Reserves Recommendation
10	To Fund Collective Bargaining Agreement – School Clerical		Raise & Appropriate or Transfer	Superintendent; authorized by School Committee	Reserves Recommendation
11	To Fund Collective Bargaining Agreement – School Cafeteria		Raise & Appropriate or Transfer	Superintendent; authorized by School Committee	Reserves Recommendation
12	To Fund Collective Bargaining Agreement for NEPBA Police Civilian Dispatchers		Raise & Appropriate or Transfer	Town Manager; authorized by Select Board	Reserves Recommendation

Article Number	Purpose	Value	Funding Source	Submitted by:	Finance Committee Recommendation
13	To Fund Collective Bargaining Agreement for NEPBA Police Officers – Group (A) Patrolmen		Raise & Appropriate or Transfer	Town Manager; authorized by Select Board	Reserves Recommendation
14	To Fund Collective Bargaining Agreement for NEPBA Police Officers – Group (B) Superior Officers		Raise & Appropriate or Transfer	Town Manager; authorized by Select Board	Reserves Recommendation
15	To Fund Collective Bargaining Agreement for IAEP Police EMT's and Paramedics		Raise & Appropriate or Transfer	Town Manager; authorized by Select Board	Reserves Recommendation
16	To Fund Collective Bargaining Agreement for BMEA DPW Workers		Raise & Appropriate or Transfer	Town Manager; authorized by Select Board	Reserves Recommendation
17	To Fund Collective Bargaining Agreement for IUPE Clerical Unit		Raise & Appropriate or Transfer	Town Manager; authorized by Select Board	Reserves Recommendation
18	To Fund Collective Bargaining Agreement for SEIU Local 888 Administrative Unit		Raise & Appropriate or Transfer	Town Manager; authorized by Select Board	Reserves Recommendation
19	To Fund Collective Bargaining Agreement for IAFF Civilian Fire Alarm Operators		Raise & Appropriate or Transfer	Town Manager; authorized by Select Board	Reserves Recommendation
20	To Fund Collective Bargaining Agreement for IAFF Firefighters		Raise & Appropriate or Transfer	Town Manager; authorized by Select Board	Reserves Recommendation
21	To Fund Fiscal Year 2022 Town Capital Budget	\$6,000,000	Raise & Appropriate or Transfer	Town Manager; authorized by Select Board	Reserves Recommendation
22	To Fund Fiscal Year 2022 School Capital Budget	\$6,000,000	Raise & Appropriate or Transfer	Superintendent; authorized by School Committee	Reserves Recommendation
23	To Fund Billerica Public Schools Comprehensive Facilities Study	\$1,000,000	Raise & Appropriate or Transfer	Superintendent; authorized by School Committee	Reserves Recommendation
24	To Fund Sewer Manhole Repairs from the Inflow and Infiltration Fund	\$50,000	Raise & Appropriate, Transfer or Borrow	Town Manager; authorized by Select Board	Reserves Recommendation
25	To Fund High Lift Finished Water Pumps and 24" Master Finished Water Meter Replacement	\$400,000	Raise & Appropriate, Transfer or Borrow	Town Manager; authorized by Select Board	Reserves Recommendation

<b>Article Number</b>	<b>Purpose</b>	<b>Value</b>	<b>Funding Source</b>	<b>Submitted by:</b>	<b>Finance Committee Recommendation</b>
26	To Fund the Replacement of Water Mains	\$1,000,000	Raise & Appropriate, Transfer or Borrow	Town Manager; authorized by Select Board	Reserves Recommendation
27	To Fund Hydrants and Valve Replacements	\$100,000	Raise & Appropriate, Transfer or Borrow	Town Manager; authorized by Select Board	Reserves Recommendation
28	To Fund Design from 25% to 100%, Permitting and Easements, for Lexington Road at Glad Valley Drive	\$500,000	Raise & Appropriate, Transfer or Borrow	Town Manager; authorized by Select Board	Reserves Recommendation
29	To Fund Boston Road Non-Participating Cost and Easement Compensation	\$700,000	Raise & Appropriate, Transfer or Borrow	Town Manager; authorized by Select Board	Reserves Recommendation
30	To Acquire a New Communications System for the Billerica Fire, Police and Emergency Management Departments	\$850,000	Raise & Appropriate, Transfer or Borrow	Town Manager; authorized by Select Board	Reserves Recommendation
31	Design for a New DPW Facility	\$3,740,000	Borrow	Town Manager; authorized by Select Board	Reserves Recommendation
32	To Fund Installation of Sewer on a Portion of Rangeway Road by Sewer Betterment	\$4,250,000	Betterment Borrowing	Town Manager; authorized by Select Board	Reserves Recommendation
33	To Fund the Construction and Rehabilitation of 15,000 LF of 18" Sewer Force Main	\$14,000,000	Raise & Appropriate, Transfer or Borrow	Town Manager; authorized by Select Board	Reserves Recommendation
34	To Fund the Installation of Sewer for Area 4 (Contract 37)	\$22,000,000	Raise & Appropriate, Transfer or Borrow	Town Manager; authorized by Select Board	Reserves Recommendation
35	To Fund PEG Access Cable Television Services	\$500,000	Transfer & Appropriate	Town Manager; authorized by Select Board	Reserves Recommendation
36	To Vote a Sum of Money from General Fund Free Cash to the Debt Stabilization Fund	\$6,000,000	Raise & Appropriate or Transfer from General Fund Free Cash	Finance Committee	Reserves Recommendation
37	To Vote a Sum of Money from General Fund Free Cash to the Stabilization Fund	\$6,000,000	Raise & Appropriate or Transfer from General Fund Free Cash	Finance Committee	Reserves Recommendation

<b>Article Number</b>	<b>Purpose</b>	<b>Value</b>	<b>Funding Source</b>	<b>Submitted by:</b>	<b>Finance Committee Recommendation</b>
38	To Vote a Sum of Money from General Fund Free Cash to the Land Bank Account	\$6,000,000	Raise & Appropriate or Transfer from General Fund Free Cash	Finance Committee	Reserves Recommendation
39	To Vote a Sum of Money to Fund the Snow and Sand Deficit	\$1,000,000	Transfer and Appropriate from Free Cash of General Operating Budget	Finance Committee	Reserves Recommendation
40	To Vote a Sum of Money from General Fund Free Cash to be Applied or Expended for the Purpose of Reducing the Fiscal Year 2022 Tax Levy		Raise & Appropriate or Transfer from General Fund Free Cash	Finance Committee	Reserves Recommendation

***General By-Laws***

41	To Amend General By-Laws Article III Financial Regulations			Town Manager; authorized by Select Board	Reserves Recommendation
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***Land Use & Easements***

42	To Authorize the Select Board to Accept Roads as Public Ways			Town Manager; authorized by Select Board	Reserves Recommendation
43	Granting of Easements to National Grid			Town Manager; authorized by Select Board	Reserves Recommendation

***Petitioner Articles***

44	Petitioner Article				Reserves Recommendation
45	Petitioner Article				Reserves Recommendation
46	Petitioner Article				Reserves Recommendation

**PRELIMINARY WARRANT  
OCTOBER 5, 2021  
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 5, 2021 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 Select Board

*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 \$17,396.28 and the principal balance is \$132,053.91. Town Meeting appoints members to the Bowers Fund Committee. Committee member Jeanne LeGallo'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 Select Board

*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 2022 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 2022; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

*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 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 Select Board

*Finance Committee recommends approval.*

Article 4 Explanation: The Town, through the Select Board, 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 5 - COMMUNITY PRESERVATION COMMITTEE APPROPRIATION RECOMMENDATIONS**

To determine whether the Town will vote to transfer from the Community Preservation Fund or otherwise fund for community preservation purposes the amounts shown below for the referenced projects; and, in connection therewith, to authorize the Select Board to acquire any interests in land that may be necessary to effectuate the purposes of this vote, or to grant any interests in land as may be necessary to comply with M.G.L. c.44B; and further, to authorize the Select Board to execute any documents or instruments necessary to effectuate the purpose of this article; all in accordance with Massachusetts General Laws c. 44B or other applicable law; with sums appropriated hereunder to be expended under the direction of the Town Manager; or act in relation thereto.

Item	Project /Description	Category	Source				Total Amount Recommended
			Housing Reserve	Open Space and Recreation Reserve	Historic Preservation Reserve	CPA Fund Balance	
C1	Town of Billerica Yankee Doodle Bike Path	Open Space and Recreation					\$1,000,000
<p><i>The Town of Billerica has been moving ahead on the design for the Yankee Doodle Bike Path. The Town is currently at the 75% design stage and is seeking to advance to 100% design. The Town will also use \$10,000 to create Bike Parking throughout the Town. The CPA funds will be used to advance the recreational initiatives laid out in Billerica’s Open Space and Recreational Plan to “Improve, expand and increase access to active and passive recreational opportunities”.</i></p>							

This article authorizes the appropriation of funds from the Community Preservation Fund for the completion of specific projects as listed in the above chart and allowed under the Community Preservation Act. These projects will expend a total of \$1,000,000 for Open Space and Recreation. Town Meeting may reduce or reject but may not increase the appropriation from the Community Preservation Fund for any item proposed by the Committee.

Submitted by the Community Preservation Committee

***Finance Committee has not yet made final recommendation.***

Article 5 Explanation: The Community Preservation Committee received applications for projects to use funds within the Community Preservation Fund, and the one project described above will be recommended to Town Meeting for approval.



**ARTICLE 6 - TO FUND COLLECTIVE BARGAINING AGREEMENT – SCHOOL TEACHERS**

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 of Billerica School Committee and the Billerica Federation of Teachers, Local 1677, AFT-MA, AFT, AFL-CIO; or act in relation thereto.

Submitted by the School Superintendent; authorized by the School Committee

*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 – SCHOOL PARAPROFESSIONALS**

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 of Billerica School Committee and the Billerica Federation of Teachers, Local 1677, AFT-MA, AFT, AFL-CIO, Paraprofessionals; or act in relation thereto.

Submitted by the School Superintendent; authorized by the School Committee

*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 ADMINISTRATORS**

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 of Billerica School Committee and the Billerica Administrators Group affiliated with the Massachusetts Association of Professional School Administrators; or act in relation thereto.

Submitted by the School Superintendent; authorized by the School Committee

*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 – SCHOOL CUSTODIAL**

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 of Billerica School Committee and the American Federation of State, County and Municipal Employees, AFL-CIO, Council 93, Local 2747, Custodial Employees; or act in relation thereto.

Submitted by the School Superintendent; authorized by the School Committee

*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 – SCHOOL CLERICAL**

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 of Billerica School Committee and the American Federation of State, County and Municipal Employees, AFL-CIO, Council 93, Local 2747, Clerical Employees; or act in relation thereto.

Submitted by the School Superintendent; authorized by the School Committee

*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 – SCHOOL CAFETERIA**

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 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 Superintendent; authorized by the School Committee

*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 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 Select Board

*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 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 Select Board

*Finance Committee has not yet made final recommendation.*

Article 13 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

**ARTICLE 14 - 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 Select Board

*Finance Committee has not yet made final recommendation.*

Article 14 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

**ARTICLE 15 - 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 Select Board

*Finance Committee has not yet made final recommendation.*

Article 15 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

**ARTICLE 16 - 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 first-year cost items contained in the successor 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 Select Board

*Finance Committee has not yet made final recommendation.*

Article 16 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

**ARTICLE 17 - 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 first-year cost items contained in the successor 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 Select Board

*Finance Committee has not yet made final recommendation.*

Article 17 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

**ARTICLE 18 - 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 first-year cost items contained in the successor 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 Select Board

*Finance Committee has not yet made final recommendation.*

Article 18 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

**ARTICLE 19 - 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 first-year cost items contained in the successor 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 Select Board

*Finance Committee has not yet made final recommendation.*

Article 19 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

**ARTICLE 20 - 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 first-year cost items contained in the successor 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 Select Board

*Finance Committee has not yet made final recommendation.*

Article 20 Explanation: At the time of printing, there was no Collective Bargaining Agreement.

**ARTICLE 21 - TO FUND FISCAL YEAR 2022 TOWN CAPITAL BUDGET**

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$6,000,000 to fund the Fiscal Year 2022 Town Capital Budget; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

*Finance Committee has not yet made final recommendation.*

Article 21 Explanation: This article is a placeholder. These decisions will be made when the free cash numbers become available prior to Town Meeting.

**ARTICLE 22 - TO FUND FISCAL YEAR 2022 SCHOOL CAPITAL BUDGET**

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$6,000,000 to fund the Fiscal Year 2022 School Capital Budget; or act in relation thereto.

Submitted by the Superintendent; authorized by the School Committee

*Finance Committee has not yet made final recommendation.*

Article 22 Explanation: This article is a placeholder. These decisions will be made when the free cash numbers become available prior to Town Meeting.



**ARTICLE 23 - TO FUND BILLERICA PUBLIC SCHOOLS COMPREHENSIVE FACILITIES STUDY**

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of \$1,000,000 to fund a Comprehensive Facilities Study for the Billerica Public Schools; or act in relation thereto.

Submitted by the Superintendent; authorized by the School Committee

*Finance Committee has not yet made final recommendation.*

Article 23 Explanation: In Fall of 2011, Town Meeting approved funding for a Comprehensive Facilities Study for the Billerica Public Schools. This study provided the blueprint for the district to approach Capital Projects in the schools over the last decade, and also was the foundation for entry into the MSBA pipeline for the Billerica Memorial High School Project.

As part of the district’s commitment to its physical learning environments for students, Article 23 seeks funding for an update to the 2011 study in order to support the next phases of work in the district.

**ARTICLE 24 - TO FUND SEWER MANHOLE REPAIRS FROM THE INFLOW AND INFILTRATION FUND**

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow the sum of \$50,000 for the repairs of Sewer Manholes Structures.

Submitted by the Town Manager; authorized by the Select Board

*Finance Committee has not yet made final recommendation.*

Article 24 Explanation: Town-wide many sewer manholes are in need of repair due to pavement failures around the manhole casting. Repairs will require the removal of materials around the casting and adjustment of the casting and pavement application around the casting.

**ARTICLE 25 - TO FUND HIGH LIFT FINISHED WATER PUMPS AND 24” MASTER FINISHED WATER METER REPLACEMENT**

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow the sum of \$400,000 for the replacement of a high lift finished water pump, replacement of 24” finished water master meter and the refurbishing of three other high lift finished water pumps; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

*Finance Committee has not yet made final recommendation.*

Article 25 Explanation: This project includes the furnishing and installation of one high lift finished water pump and refurbishing of the remaining three high lift finished water pumps, also to replace a 24” finished water master meter and piping modifications to accommodate maintenance of the existing finished water master meter. These improvements are intended to provide the Water Treatment Plant with the ability to maintain, remove and replace equipment that has been impacted by the formation of carbonate over a several year period. The existing finished water master meter will be removed and refurbished and kept available as a spare should the new master meter need to be removed for cleaning in the future.”

**ARTICLE 26 - TO FUND THE REPLACEMENT OF WATER MAINS**

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow the sum of \$1,000,000 for water main replacement and associated work; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

*Finance Committee has not yet made final recommendation.*

Article 26 Explanation: The Town had completed a study of the Water Distribution System. This study identified the needs of water mains due to their age, condition and fire follow. Some water mains had experienced many breaks; and we are focused on those troubled mains for replacement.

**ARTICLE 27 - TO FUND HYDRANTS AND VALVE REPLACEMENTS**

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow the sum of \$100,000 for the replacement of hydrants and valves in the Water Distribution System; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

*Finance Committee has not yet made final recommendation.*

Article 27 Explanation: This article will continue the Hydrant and Valve Replacement Program. The work to replace these hydrants and valves will be done using Town staff. The Town has replaced 646 hydrants since the start of the program in 2013.

**ARTICLE 28 - TO FUND DESIGN FROM 25% TO 100%, PERMITTING AND EASEMENTS, FOR LEXINGTON ROAD AT GLAD VALLEY DRIVE**

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow the sum of \$500,000 for design phase services, appraisals and easement acquisitions associated with the Boston Road at Lexington Road and Glad Valley Drive traffic and safety improvement project; and to authorize the Select Board to acquire by gift, purchase or eminent domain any necessary easements; and further to authorize the Select Board to execute such documents and enter into such agreements as it deems in the best interest of the Town in the furtherance of the objectives of this article; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

*Finance Committee has not yet made final recommendation.*

Article 28 Explanation: This project is on the TIP for the 2024 construction season.

**ARTICLE 29 - TO FUND BOSTON ROAD NON-PARTICIPATING COST AND EASEMENT COMPENSATION**

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow the sum of \$700,000 for the Boston Road Tip Project from the Danforth Village driveway to Simmons Lane for appraisals and easements acquisition; and to authorize the Select Board to grant or acquire by gift, purchase or eminent domain any necessary easements; and further to authorize the Select Board to execute such documents and enter into such agreements as it deems in the best interest of the Town in the furtherance of the objectives of this article costs; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

*Finance Committee has not yet made final recommendation.*

Article 29 Explanation: The Town is responsible for funding appraisals and easement acquisition for the project. This project is anticipated to be advertised for construction in early 2022. The construction of the project (\$9,336,000) will be funded by a combination of State and Federal funds.

**ARTICLE 30 - TO ACQUIRE A NEW COMMUNICATIONS SYSTEM FOR THE BILLERICA FIRE, POLICE AND EMERGENCY MANAGEMENT DEPARTMENTS**

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow the sum of \$850,000 for the purpose of acquiring a new Communications System for the Billerica Fire, Police and Emergency Management Departments through All-Com Technologies, Inc.; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

*Finance Committee has not yet made final recommendation.*

Article 30 Explanation: This is a placeholder article to replaced dated communications technology within the Public Safety Departments. A full description will be inserted in the Final Warrant.

**ARTICLE 31 - DESIGN FOR A NEW DPW FACILITY**

To see if the Town will vote to authorize the Treasurer, with approval of the Select Board, to borrow under Chapter 44, Section 7, the sum of \$3,740,000 to pay the cost of design and bidding services for the New Public Works Facility, including the payment of all costs incidental and related thereto, and to authorize the Select Board to execute such documents and enter into such agreements as it deems in the best interest of the Town in the furtherance of the objectives of this article. Any premium received upon sale of the bonds or note 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 the costs approved by this vote in accordance with M.G.L. Chapter 44, Section 20, thereby reducing the amount authorized to be borrowed to pay such cost by a like amount; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

*Finance Committee has not yet made final recommendation.*

Article 31 Explanation: This facility will house various DPW staff. Estimated construction cost is \$37 million.

**ARTICLE 32 - TO FUND INSTALLATION OF SEWER ON A PORTION OF RANGEWAY ROAD BY SEWER BETTERMENT**

To see if the Town will vote to appropriate a sum of \$4,250,000 to pay for the cost of design and construction of sewer on Rangeway Road, including the payment of all costs incidentals and related thereto; and further this amount shall be raised by borrowing or act in relation thereto; to authorize the Select Board to acquire by gift, purchase or eminent domain any easements for sewer purposes associated with the project; to authorize the Select Board to execute any documents or instruments necessary to effect said easements; and to raise and appropriate or transfer from available funds, or borrow a sum of money for the payment of property damages and other costs/expenses related to said easement acquisitions; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

*Finance Committee has not yet made final recommendation.*

Article 32 Explanation: This is a Betterment Project for a portion of Rangeway Road. The condo associations and businesses have requested use of Town bonding. The debt service will be strictly paid by the betterment assessment of abutters within the limit of work that will benefit from the new sewer line.

**ARTICLE 33 - TO FUND THE CONSTRUCTION AND REHABILITATION OF 15,000 LF OF 18" SEWER FORCE MAIN**

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow from the Massachusetts Water Pollution Abatement Trust the sum of \$14,000,000 for Sewer construction repairs/rehabilitation of the 15,000 LF, 18-inch cement lined ductile iron force main running between the Brown Street Pump Station to the Rogers Street Pump Station; 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 Select Board 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 Select Board

*Finance Committee has not yet made final recommendation.*

Article 33 Explanation: The Brown Street Pump Station has a sewer force main in need of critical repair. The 15,000 LF, 18-inch cement lined ductile iron force main was originally constructed in 1978 with cross connection chambers built to

eventually support a second parallel force main for redundancy. It plays a critical role in the Town's sewer conveyance system, conveying approximately 4,000 gpm (approximately 30% of the Town's wastewater flow) from the Brown Street Pump Station to the Rogers Street Pump Station before reaching the Town's Wastewater Treatment Plant. In June 2020, the Town discovered a failure in the existing force main near Pond Street, which resulted in a sewage spill within the railroad right-of-way (ROW), adjacent to wetlands. The Town was able to repair the failed section of pipe within days and an engineering study of potential solutions was undertaken.

The Town sent the portion of failed ductile iron pipe for analysis by Massachusetts Materials Research, Inc. (MMR). The analysis indicated that the failure was due to a severe external corrosion of the pipe and that the ductile iron in the pipe was an older alloy that is subject to corrosion much earlier in its lifespan than the alloys now used.

In March 2021, the force main suffered a second failure near the first failure location but was much more difficult and costly to repair. This leak took several weeks to repair and at a significant cost to the Town. Due to the age of the pipe and after reviewing the materials analysis and the engineering study, it became evident that a full repair or replacement of the force main is necessary in order to ensure long term operation of the pipeline. This article will fund the design of a permanent solution and look at all options for replacement or rehabilitation. Once the options are reviewed, we will determine the path that is most advantageous. We believe the construction cost to be between \$10 million-\$14 million. The project is currently highly ranked on the DEP State Revolving Fund Intended Use Plan due to its critical nature.

**ARTICLE 34 - TO FUND THE INSTALLATION OF SEWER FOR AREA 4 (CONTRACT 37)**

To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow from the Massachusetts Water Pollution Abatement Trust, the sum of \$22,000,000 for Sewer Installation as detailed in the Comprehensive Wastewater management Plan (CWMP) and Sanitary Sewer Overflow Abatement Plan; and to authorize the Select Board to grant or acquire by gift, purchase or eminent domain any necessary easements; and further to authorize the Select Board to execute such documents and enter into such agreements as it deems in the best interest of the Town in the furtherance of the objectives of this article or act in relation thereto, including the adoption of the following vote:

Voted: That \$22,000,000 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 \$22,000,000 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 Select Board 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 Select Board

*Finance Committee has not yet made final recommendation.*



Article 34 Explanation: This project will add 4.36 miles of sewer and will serve 199 homes. Once these two projects are completed, 88.6% of the Town will be on sewer.

**ARTICLE 35 - 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 Select Board

*Finance Committee has not made final recommendation.*

Article 35 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 36 - TO VOTE A SUM OF MONEY FROM GENERAL FUND 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 36 Explanation: The Town, through the Select Board, 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, 2021. The Debt Stabilization Fund balance as of June 30, 2021 is \$21,660,817.

**ARTICLE 37 - TO VOTE A SUM OF MONEY FROM GENERAL FUND FREE CASH 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 37 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 \$5,230,043 for the Town and \$811,344 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, 2021.

**ARTICLE 38 - TO VOTE A SUM OF MONEY FROM GENERAL FUND FREE CASH 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 38 Explanation: The Land Bank Account was established by special legislation. The balance as of June 30, 2021 of the Town Land Fund is \$405,191. At the time this warrant was printed, the Department of Revenue had not yet certified Free Cash as of July 1, 2021.

**ARTICLE 39 - 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 39 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, 2021.

**ARTICLE 40 - TO VOTE A SUM OF MONEY FROM GENERAL FUND FREE CASH TO BE APPLIED OR EXPENDED FOR THE PURPOSE OF REDUCING THE FISCAL YEAR 2022 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 2022 Tax Levy; or act in relation thereto.

Submitted by the Finance Committee

*Finance Committee has not yet made final recommendation.*

Article 40 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, 2021.

**ARTICLE 41 - TO AMEND GENERAL BY-LAWS 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 Article III Financial Regulations Section 8.1 of the General By-Laws by updating existing 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 by removing the following section;

Revolving Fund				
Beam Program	School Superintendent	Revenues from Medicaid and Health Insurance	Support of BEAM Program	

And insert the following language:

Revolving Fund				
Early Childhood Programs	School Superintendent	Revenues from Medicaid, Health Insurance and Tuitions	Support of early Childhood Programs	

or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

***Finance Committee has not yet made final recommendation.***

Article 41 Explanation: This fund supports all Early Childhood Programs within the Billerica Public Schools. Currently, the two Early Childhood Programs are Billerica Early Assistance Model (BEAM) and Project Support Preschool. BEAM is funded through Health Insurance and Medicaid. Project Support Preschool is funded through Tuition and Medicaid. Additionally, Project Support is also funded through the School Operating Budget.

**ARTICLE 42 - TO AUTHORIZE THE SELECT BOARD TO ACCEPT ROADS AS PUBLIC WAYS**

To see if the Town will vote to accept the following listed roads as public ways in accordance with the layouts adopted by the Select Board and on file with the Town Clerk; and to authorize the Select Board to acquire by gift, purchase or eminent domain, such interests in land as are necessary to provide for the use and maintenance of said ways for all purposes for which public ways are used in the Town of Billerica; or act in relation thereto.

**Everett Farmer Road**, from Boston Road to dead end, approximate length 590' and 40' width right of way, as depicted on the plan entitled '*Plan & Profile Everett Farmer Road - Billerica, MA*' dated April 24, 2020 by Lighthouse Land Surveying, LLC (Engineering Division plan B-5-44).

Farmers Lane, from Boston Road to dead end, approximate length 900' and 40' width right of way, as depicted on the plan entitled XXX.

**Simmons Lane**, from Boston Road to dead end, approximate length 1,150' and 40' width right of way, as depicted on the plan entitled '*Plan of Land in Billerica Surveyed for Bertha Simmons*' dated August 1951 by J.B. Monahan and the plan entitled '*Plan of Land in Billerica Surveyed for Bertha Simmons*' dated January 1953 by J.B. Monahan (Engineering Division plans A-2-154 and A-2-1189)

Submitted by the Town Manager; authorized by the Select Board

***Finance Committee has not yet made final recommendation.***

Article 42 Explanation: A small portion of Everett Farmer Road and Simmons Lane will be paved as part of the Boston Road Project. Accepting these two roads will simplify the easement process by making them Town roads.

**ARTICLE 43 - GRANTING OF EASEMENTS TO NATIONAL GRID**

To see if the Town will vote to authorize the Select Board to grant easements to National Grid for 70 Letchworth Avenue (Wastewater Treatment Plant) and Old Middlesex Turnpike abutting at the Water Treatment Plant; or act in relation thereto.

Submitted by the Town Manager; authorized by the Select Board

*Finance Committee has not yet made final recommendation.*

Article 43 Explanation: The Town has granted license agreements to National Grid for both of these locations. This article will make them permanent easements.

**ARTICLE 44 - PETITIONER ARTICLE**

To see if the Town will vote to amend the Zoning By-Law Section 5E.11: Mixed Use Overlay Zoning District, by changing the affordable units as per Part 8, from ten (10) percent to fifteen (15) percent; or act in relation thereto.

Submitted by John Meneghini and Messrs. Chando, Knight, Greene, Sardina, Perry, Perry and Madames Meneghini, Glasser, Sardina, Hazel, Perry and Chando.

*Finance Committee has not yet made final recommendation.*

Article 44 Explanation: The present By-Law requires that 10% of the dwelling units be affordable. The amendment would increase that requirement to 15%, making more affordable units available.

**ARTICLE 45 - PETITIONER ARTICLE**

To see if the Town will vote to amend the Zoning By-Law Section 5E.11: Mixed Use Overlay Zoning District, by deleting part 3 entitled Overlay District and deleting any references to Mixed Use Development Districts on the zoning map; or act in relation thereto.

Submitted by John Meneghini and Messrs. Chando, Knight, Greene, Sardina, Perry, Perry and Madames Meneghini, Glasser, Sardina, Hazel, Perry and Chando.

*Finance Committee has not yet made final recommendation.*

Article 45 Explanation: Article 29 of the 2021 Spring Town Meeting not only created the Mixed-Use Overlay Zoning District, but also placed numerous properties along Boston Road in that district. Passage of this amendment will remove those properties from that district, and require any proponent to get the prior approval of Town Meeting.

**ARTICLE 46 - PETITIONER ARTICLE**

To see if the Town will vote to amend the Zoning By-Law Section 5E.11: Mixed Use Overlay Zoning District, by deleting Part 10 as written, and inserting the following: The dimensional regulations shall be the same as the dimensional regulations for the underlying zoning district. However, the Planning Board may waive the set-back requirements, for construction on the same footprint as the existing buildings; or act in relation thereto.

Submitted by John Meneghini and Messrs. Chando, Knight, Greene, Sardina, Perry, Perry and Madames Meneghini, Glasser, Sardina, Hazel, Perry and Chando.

*Finance Committee has not yet made final recommendation.*

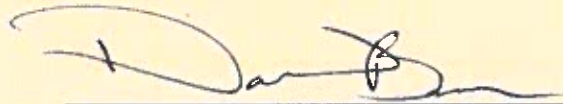
Article 46 Explanation: Among other items, the present By-Law allows construction up to the street fronting the site. The amendment would require that any construction be subject to the same dimensional regulations as the underlying zoning district, but allowing the Planning Board to waive the regulations for construction on the same footprint as the existing building.



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 26<sup>th</sup> day of August 2021.

SELECT BOARD OF BILLERICA



DANIEL L. BURNS, CHAIRMAN



ANDREW N. DESLAURIER, VICE CHAIRMAN



MICHAEL S. ROSA, SECRETARY

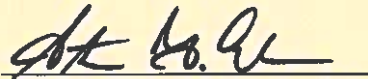


KIMBERLY J. CONWAY, MEMBER



JOHN J. BURROWS, MEMBER

A true copy attest



Constable, Town of Billerica