

**MOTION TO ADVANCE FOR CONSIDERATION AND TAKE ACTION ON
CERTAIN ARTICLES WITHOUT DEBATE
(2021 CONSENT CALENDAR)**

Ms. Hartman moves: that the 2021 Annual Town Meeting advance for consideration the Articles in the table below and take action on such Articles without debate on any of such Articles, provided, that upon the request of ten (10) voters at this Meeting, made before the vote is taken on this motion, an Article, or, in the Moderator's discretion, a portion thereof, shall be dropped from the Consent Calendar and shall be acted upon in the ordinary course of business at this Town Meeting.

Note to Moderator: 2/3 Vote Required

Article 2	<p>HEAR REPORTS Affirmative Action Recommended By: Select Board Motion: That the Town accept the 2020 Annual Report. Reason: Routine, non-controversial action.</p>
Article 3	<p>MEETING PROCEDURE Affirmative Action Recommended By: Finance Committee, Select Board Motion: That in order to assure compliance with the requirements of the Mass. Gen. Laws c. 59, § 21C, the Meeting adopt the following Rule of the Meeting:</p> <p style="text-align: center;">RULE OF THE MEETING</p> <p>1. <u>Articles for appropriations supported from current taxation and/ or available funds.</u> Any motion made under a warrant article or a motion to amend that would increase the appropriation amount over the amount recommended by the Finance Committee and designated by it as the "allocation at levy limit," or that would provide for an appropriation where the Finance Committee is recommending NO ACTION, must specify the following:</p> <ul style="list-style-type: none"> a. the original motion or a motion to amend shall specify the amount of increase over the appropriation recommended by the Finance Committee and the source of funding- whether from available funds, taxation within the levy limit, or contingent upon approval of an override ballot vote following the conclusion of Town Meeting if such ballot is voted by the Board of Selectmen in accordance with state law; b. if the proposed increased appropriation is proposed to be funded from taxation within the levy limit, the original motion or motion to amend shall specify the source of funding as: <ul style="list-style-type: none"> o a reduction in the appropriation amount already voted under a previous article or within the article currently being considered; or o a maximum amount that may be appropriated within the levy limit under a subsequent article in the warrant. <p>2. <u>Articles for appropriations supported from borrowing.</u> The Finance Committee shall report to the Meeting summarizing its recommendations for new tax-supported borrowing authority to be offered at this Meeting and for which the debt service is proposed to be funded within the levy limit.</p> <p>Any motion made under a warrant article or a motion to amend that would increase the appropriation amount to be met by a borrowing authorization over the amount recommended by the Finance Committee or that would provide for an appropriation to be met by a borrowing authorization where the Finance Committee is recommending NO ACTION, must specify the following:</p> <ul style="list-style-type: none"> a. The original motion or a motion to amend shall specify the amount of increase over the appropriation recommended by the Finance Committee and shall make the increase contingent upon approval of a debt exclusion or capital outlay exclusion ballot vote following the conclusion of Town Meeting if such ballot is voted by the Select Board in accordance with state law; or

	<p>b. The original motion or motion to amend shall include a corresponding and offsetting reduction in another borrowing authorization from among those listed by the Finance Committee, either by a reduction in the amount already voted under a previous article or by setting a maximum amount of debt that may be authorized within the levy limit under a subsequent article in the warrant.</p> <p>3. <u>Articles making appropriations to be kept open.</u> Any Article making appropriations shall be kept open until the final adjournment of the Meeting.</p> <p>Reason: Routine and non-controversial at hearing; the motion is identical to Meeting Procedure motions passed annually and unanimously for more than fifteen years.</p>
Article 4	<p>FINANCE COMMITTEE GUIDELINES PUBLICATION Affirmative Action Recommended By: Finance Committee, Select Board Motion: That the Town take affirmative action on Article 4 as printed in the Warrant. Reason: Non-controversial at hearing; adjustment of Finance Committee policy on budget guidelines to align with current practice of establishing a separate guideline for each budget unit (Town, CPS, and CCRSD) and publication on the town website, and to link guidelines publication date to scheduled date for closing the Warrant.</p>
Article 5	<p>RATIFY PERSONNEL BOARD CLASSIFICATION ACTIONS Affirmative Action Recommended By: Finance Committee, Select Board, Personnel Board Motion: That the Town take affirmative action on Article 5 as printed in the Town Meeting Materials booklet. Reason: Routine annual ratification action; non-controversial at hearing.</p>
Article 6	<p>CLASSIFICATION & COMPENSATION PLAN FOR REGULAR-STATUS POSITIONS Affirmative Action Recommended By: Finance Committee, Select Board Motion: That the Town take affirmative action on Article 6 as printed in the Warrant. Reason: Routine and non-controversial at hearing.</p>
Article 8	<p>USE OF FREE CASH Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town authorize and direct the Assessors to transfer \$1,000,000 from the Certified Free Cash Balance as of June 30, 2021 to reduce the tax levy for the fiscal year ending June 30, 2022. Reason: Routine transfer of surplus funds to reduce tax levy; non-controversial at hearing. Surplus results from revenue collection exceeding estimates and/or actual expenditures being less than appropriations.</p>
Article 11	<p>OPEB TRUST FUND APPROPRIATION Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town raise and appropriate \$1,220,195; and transfer \$44,512 from the Water Fund; \$10,949 from the Sewer Fund; \$166,596 from the Light Fund; \$23,752 from the Broadband fund; and \$1,847 from the Swim & Fitness Fund, for a total appropriation of \$1,467,851 to fund the Town's FY22 contribution to the Other Post-Employment Benefits Liability Trust Fund (OPEB Trust) established under Mass. Gen. Laws c. 32B, §20. Reason: Routine General Fund appropriation to meet the Town's OPEB obligations made in prior years as part of the Town's Budget article, now being appropriated for all funds (General, Enterprise, and Other) in a stand-alone article consistent with best practice as recommended by the Town's auditors and MA Department of Revenue; non-controversial at hearing.</p>
Article 12	<p>OPEB TRUST FUND EXPENSE Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town appropriate from the OPEB Fund established under Mass. Gen. Laws c. 32B, § 20 \$200,000 for OPEB Fund expenses. Reason: Non-controversial at hearing; administrative change in method of paying OPEB Fund expenses recommended by the Town's advisors to be by direct payment from the Fund instead of by deduction from earnings.</p>
Article 14	<p>AUTHORIZE EXPENDITURE OF REVOLVING FUNDS UNDER MASS. GEN. LAWS. C. 44, § 53E1/2 Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town take affirmative action on Article 14 as printed in the Warrant. Reason: Routine authorization of annual spending limits for Revolving Funds, expenditures made pursuant to the Town's Revolving Fund Bylaw with the approval of the Town Manager; non-controversial at hearing.</p>

Article 15	<p>ESTABLISHMENT OF PARKING METER FUND AND REPEAL OF PARKING METER REVOLVING FUND BYLAW Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town take affirmative action on Article 15 as printed in the Warrant. Reason: Non-controversial at hearing; acceptance of state statute to allow the Town to maintain current practice of segregating parking revenue from other General Fund revenues for funding parking enforcement expenses and transportation initiatives; repeal of existing bylaw made obsolete by adoption of statute.</p>
Article 16	<p>APPROPRIATION OF PARKING METER RECEIPTS Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town appropriate the sum of \$400,000 from Parking Meter Receipts to fund expenses related to parking enforcement or public transportation initiatives for the fiscal year ending June 30, 2022. Reason: Non-controversial at hearing; appropriation to allow expenditure of grant received by the Town.</p>
Article 18	<p>SENIOR MEANS-TESTED PROPERTY TAX EXEMPTION Affirmative Action Recommended by: Finance Committee, Select Board, Tax Fairness Committee Motion: That the Town take affirmative action on Article 18 as printed in the Warrant. Reason: Non-controversial at hearing; acceptance of the state legislature's action re-authorizing and making permanent a three-year old program, previously adopted by Town Meeting and approved by vote at the polls, to provide seniors of limited means partial relief from property tax.</p>
Article 19	<p>APPROPRIATION FOR SENIOR MEANS-TESTED PROPERTY TAX EXEMPTION Affirmative Action Recommended by: Finance Committee, Select Board, Tax Fairness Committee Motion: That the Town transfer the sum of \$150,000 from the Overlay Surplus to fund the Senior Means-Tested Property Tax Exemption program for the Fiscal Year ending June 30, 2022. Reason: Non-controversial at hearing; appropriation to provide continuity during Fiscal Year 2022 of the Senior Means-Tested Property Tax Exemption that has been in place for three years and expires June 30, 2021 in the event that the state legislature has not yet reauthorized the program.</p>
Article 20	<p>LIGHT PLANT EXPENDITURES & PAYMENT IN LIEU OF TAXES Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town authorize the income from sales of electricity and from servicing and jobbing during the fiscal year ending June 30, 2022, together with the balance of operating cash in the Light Plant Fund, to be expended under the direction and control of the Town Manager, without further appropriation, for the expenses of the Light Plant for the fiscal year, as defined in Mass. Gen. Laws c. 164, § 57, and/or for other plant extensions, enlargements, additions, renewals, and reconstruction; and further to authorize a transfer of \$451,500 from the Operating Fund of the Light Plant to be used by the Board of Assessors to reduce the tax levy for the fiscal year ending June 30, 2022. Reason: Routine annual action; non-controversial at hearing. Authorizes the Light Plant to expend its income for operations and provides for the transfer of \$451,500 from the Operating Fund of the Light Plant to be used by the Board of Assessors to reduce the tax levy for the fiscal year ending June 30, 2022.</p>
Article 21	<p>SOLID WASTE DISPOSAL FUND EXPENDITURES Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town take affirmative action on Article 21 as printed in the Warrant. Reason: Routine annual authorization; non-controversial at hearing. Authorizes the Town Manager to expend user fee revenue from the fiscal year ending June 30, 2022 and cash on hand in the Solid Waste Disposal Fund to operate the Town's curbside solid waste and recycling collection and disposal program.</p>
Article 22	<p>SEWER SYSTEM EXPENDITURES Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town take affirmative action on Article 22 as printed in the Warrant. Reason: Routine annual enterprise fund authorization; non-controversial at hearing. Authorizes the Town Manager to expend user fee revenue for the fiscal year ending June 30, 2022 and cash on hand in the Sewer Fund for the operation, maintenance, and improvement of the Town's sewer system.</p>
Article 23	<p>SEWER IMPROVEMENT FUND EXPENDITURES Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town take affirmative action on Article 23 as printed in the Warrant. Reason: Routine annual action; non-controversial at hearing. The Sewer Improvement Fund is a sub-fund of the Sewer Fund consisting of fees paid by certain properties connecting to the sewer system; the Article authorizes expenditure from the Fund for construction and expansion of sewer lines and treatment facility capacity.</p>

Article 24	WATER SYSTEM EXPENDITURES Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town take affirmative action on Article 24 as printed in the Warrant. Reason: Routine annual action; non-controversial at hearing. Authorizes the Town Manager to expend user fee revenue for the fiscal year ending June 30, 2022 and cash on hand in the Water Fund for the operation, maintenance, and improvement of the Town's water system.				
Article 25	AUTHORIZE EXPENDITURE FROM PEG ACCESS AND CABLE-RELATED FUND Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town transfer from the PEG Access and Cable-Related Fund the amount of \$431,108 to be expended under the direction of the Town Manager for necessary and expedient cable-related purposes consistent with the Comcast licensing agreement during the fiscal year ending June 30, 2022. Reason: Routine transfer; non-controversial at hearing.				
Article 26	BEEDE SWIM & FITNESS CENTER ENTERPRISE FUND EXPENDITURES Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town appropriate from Community Pool Enterprise Revenues the sum of \$1,626,165 (the proposed FY22 revenues) and from Undesignated Fund Balance the sum of \$497,456 (the amount needed to make up the difference between FY22 revenues and FY22 expenditures or the loss) for a total appropriation of \$2,123,621 (the FY22 proposed expenditures). Reason: Routine annual enterprise fund authorization; non-controversial at hearing.				
Article 27	MINUTEMAN REGIONAL TECHNICAL HIGH SCHOOL DISTRICT BUDGET Affirmative Action Recommended by: Finance Committee, Select Board Motion: That the Town raise and appropriate the sum of \$1,289,284 for the necessary and expedient purposes of the Minuteman Regional Technical High School District for the fiscal year ending June 30, 2022. Reason: Non-controversial at hearing; routine ratification of assessment of Concord's share of the annual budget for the Minuteman Regional Technical High School District, pursuant to formula set forth in governing regional agreement.				
Article 32	HISTORIC DISTRICTS MAP AMENDMENT – MAIN STREET HISTORIC DISTRICT Affirmative Action Recommended by: Select Board, Historic Districts Commission Motion: That the Town take affirmative action on Article 32 as printed in the Warrant. Reason: Non-controversial at hearing; expansion of the Main Street Historic District to include two additional properties at the request of the property owners.				
Article 34	COMMUNITY PRESERVATION COMMITTEE APPROPRIATION RECOMMENDATIONS Affirmative Action Recommended by: Community Preservation Committee, Finance Committee, Select Board Motion: That the Town appropriate the sum of \$1,769,891 from the Concord Community Preservation Fund, of which up to \$44,172 shall be appropriated from the Undesignated Fund Balance as of July 1, 2020 and up to \$1,725,719 shall be appropriated from the projected Fiscal Year 2022 Fund Revenues, in accordance with Mass. Gen. Laws c. 44B, to be expended under the direction of the Town Manager on projects A through O, as printed in Article 34 of the Warrant. Reason: History of community support and non-controversial at hearing. Appropriates Community Preservation Fund funds to projects recommended by the Community Preservation Committee following a series of public hearings on funding applications by the projects, allocating \$288,880 for Community Housing, \$576,511 for Historic Preservation, \$559,750 for Open Space, \$304,750 for Recreation, and \$40,000 for Administration.				
			Sources		
Item	Project/Description	Category	Prior Year Undesignated Fund Balance	FY22 CPA Fund Revenues	Total Amount Recommended
A	Town of Concord- Housing Production Plan Update	Community Housing		\$30,000	\$30,000
B	Town of Concord -Regional Housing Services Program	Community Housing		\$25,000	\$25,000

	C	Concord Housing Development Corporation – Affordable Housing Buydown	Community Housing	\$33,880	\$200,000	\$233,880
	D	Saalfield/Town of Concord – Emerson. Field Flagpole	Historic Preservation		\$14,250	\$14,250
	E	Concord Home for the Aged – 110 Walden St. Preservation Phase 3	Historic Preservation		\$185,000	\$185,000
	F	Concord Masonic Corporation – 58 Monument Sq. Roof Replacement and Historic Structures Report	Historic Preservation	\$10,292	\$96,969	\$107,261
	G	Trustees of Parish Donations, First Parish Church – Repair, Stabilize and Renovate Wright Tavern	Historic Preservation		\$260,000	\$260,000
	H	Town of Concord NRC – Chamberlin Park Bridge Survey and Permitting	Open Space		\$35,000	\$35,000
	I	Town of Concord NRC – Emerson Conservation Restriction	Open Space		\$210,000	\$210,000
	J	Town of Concord – Wheeler Harrington House and Land	Historic Preservation		\$10,000	\$20,000
			Open Space		\$10,000	
	K	Town of Concord – White Pond Beach Improvements	Open Space		\$150,000	\$300,000
			Recreation		\$150,000	
	L	Town of Concord – Bruce Freeman Rail Trail	Open Space		\$12,500	\$25,000
			Recreation		\$12,500	
	M	Town of Concord NRC – Warner's Pond Dredging	Open Space		\$125,000	\$250,000
			Recreation		\$125,000	
	N	Town of Concord NRC – Old Rifle Range Survey and Permitting	Open Space		\$17,250	\$34,500
			Recreation		\$17,250	
	O	Staff and Technical Support	Administration		\$40,000	\$40,000
		Total All Projects		\$44,172	\$1,725,719	\$1,769,891
Article 35	GENERAL BYLAW AMENDMENT – TREE PRESERVATION BYLAW Affirmative Action Recommended by: Select Board Motion: That the Town take affirmative action on Article 35 as printed in the Warrant with the deletion of the words ", and to avoid further infestation of the invasive species" at the end of Section 5.5(a). Reason: Non-controversial at hearing; amends tree preservation bylaw as recommended by consultant retained by the Town to address application to lengthy construction projects, protection measures for invasive trees that property owners wish to preserve, and compliance with American National Standards Institute (ANSI) standards for tree planting and transplanting.					
Article 36	ZONING BYLAW AMENDMENT- DEFINITIONS, ZONING MAP & FLOOD PLAIN CONSERVANCY					

	<p>DISTRICT Affirmative Action Recommended by: Select Board Motion: That the Town take affirmative action on Article 36 as printed in the Warrant. Reason: Non-controversial at hearing; adoption of Model Floodplain Bylaw as required by the State for all communities in the National Flood Insurance Program.</p>
Article 37	<p>ZONING BYLAW AMENDMENT – TABLE IV MINIMUM PARKING Affirmative Action Recommended by: Select Board Motion: That the Town take affirmative action on Article 37 as printed in the Warrant. Reason: Non-controversial at hearing; amends the zoning bylaw to permit continuation of parking waiver that has been extended during the pandemic to restaurants adding seasonal outdoor seating for dining.</p>
Article 39	<p>ZONING BYLAW AMENDMENT – EARTH REMOVAL BYLAW Affirmative Action Recommended by: Select Board Motion: That the Town take affirmative action on Article 39 as printed in the Warrant. Reason: Non-controversial at hearing; amends the zoning bylaw to regulate filling of earth as well as removal of earth, since both have similar potential impacts.</p>