

2022 ANNUAL TOWN MEETING

May 1, 2022

The Annual Town Meeting of 2022 was held in the Gymnasium and Auditorium of the Concord Carlisle Regional High School on May 1, 2022, pursuant to a Warrant signed by the Select Board on February 7, 2022 with the signed return of service on February 7, 2022 as inspected by the Town Moderator. The Warrant was posted at the required locations at least seven days before the meeting.

Town Moderator Carmin Reiss called the meeting to order at 1:01 pm, having determined that the return of service on the Warrant was in order and a sufficient number of voters were present. A total of 644 voters were in attendance on Sunday, May 1st.

Ms. Reiss thanked Superintendent Hunter, Principal Mastrullo and faculty of the High School for accommodating the meeting. The meeting was broadcast live over Minuteman Media Network and WIQH 88.3 FM radio.

Fire Chief Tom Judge reviewed evacuation procedures in the gymnasium and auditorium in the event of an emergency. Ms. Reiss thanked Chief Judge and Chief O'Connor and the Officers of the Police Department present during the meeting.

Upon a motion made by Ms. Ackerman and duly seconded, Ms. Flood was elected as Deputy Moderator who would carry out the duties of the Moderator if she was unable to serve. She was duly sworn in by the Moderator.

Ms. Reiss introduced Elise Woodward as the Town Meeting resource person.

Ms. Reiss appointed Mr. Fisher as Head Teller, Mr. Carr was appointed as Head Ballot Supervisor, and Mr. Wells was appointed as Assistant Ballot Supervisor. Tellers and Ballot Counters were sworn in by the Moderator and thanked for their service.

Ms. Reiss thanked Town Staff, Town Counsel, Minuteman Media Network, Boston Light and

Sound, Stephanie Farrell (Stenographer for closed captioning), and gave special thanks to Chris Carmody as Town Meeting Coordinator.

Ms. Reiss asked all in attendance to stand as she shared thoughts on Town Meeting from the publication, Town Meeting Time.

On a motion duly made by Ms. Ackerman and seconded, it was voted that reading of the warrant and the return of service be omitted.

On a motion duly made by Ms. Ackerman and seconded, it was voted that no new business be taken up after 6 pm and that when the meeting is adjourned, it be adjourned to Monday, May 2nd at the Concord Carlisle High School beginning at 7:00pm.

Town Officers

Town election was held on April 12, 2022.

Terri Ackerman and Mary Hartman were elected as Select Board members.

Alexa Anderson and Cynthia Rainey were elected to the School Committee.

Stephanie Chrobak was elected to the Housing Authority.

Carmin Reiss was elected as Moderator.

ARTICLE	SUBJECT	ACTION TAKEN
1	Choose Town Officers	Officers chosen at Town Election: 4/12/2023
2	Hear Reports	Passed by well more than 2/3 majority under the Consent Calendar
CC	Consent Calendar	Passed unanimously
3	Meeting Procedure	Passed by well more than 2/3 majority under the Consent Calendar
4	Ratify Personnel Board Classification Actions	Passed by well more than 2/3 majority under the Consent Calendar
5	Classification & Compensation Plan for Regular-Status Positions	Passed by well more than 2/3 majority under the Consent Calendar
6	Personnel Bylaw Amendment	Passed by well more than 2/3 majority under the Consent Calendar
7	Use of Free Cash	Passed by well more than 2/3 majority under the Consent Calendar
8	FY22 Budget Line Item Adjustments	No action taken
9	FY23 Town Budget	Passed unanimously
10	Capital Improvement and Debt Plan	Passed unanimously
11	Senior Means-Tested Property Tax Exemption	No action taken
12	Appropriation for Senior Means-Tested Property Tax Exemption	Passed by well more than 2/3 majority under the Consent Calendar
13	OPEB Trust Fund Appropriation	Passed by well more than 2/3 majority under the Consent Calendar
14	OPEB Trust Fund Expense	Passed by well more than 2/3 majority under the Consent Calendar
15	Establishing an Electrification Trust	No action taken

ARTICLE	SUBJECT	ACTION TAKEN
16	Five-Year Moratorium on the Installation of Synthetic Turf on Town Land – by Petition	Passed by a clear majority
17	Minuteman Regional Technical High School District Budget	Passed by well more than 2/3 majority under the Consent Calendar
18	Concord Public Schools Budget	Passed by a clear majority
19	Concord Public Schools Capital Projects	Passed by well more than 2/3 majority under the Consent Calendar
20	Appropriation to Middle School Stabilization Fund	Passed by well more than 2/3 majority under the Consent Calendar
21	Concord-Carlisle Regional High School Budget	Passed by well more than 2/3 majority under the Consent Calendar
22	Concord-Carlisle Regional High School Capital Projects	Passed by well more than 2/3 majority under the Consent Calendar
23	Ranked Choice Voting for Concord Elections	Passed by a clear majority
24	Appropriate Funds for Affordable Housing Development	Passed by well more than 2/3 majority under the Consent Calendar
25	Assabet River Bluff Preservation Project	Passed by well more than 2/3 majority under the Consent Calendar
26	Community Preservation Committee Appropriation Recommendations	Passed by well more than 2/3 majority under the Consent Calendar
27	Amend Departmental Revolving Funds Bylaw Concord Public Schools Budget	Passed by well more than 2/3 majority under the Consent Calendar
28	Authorize Expenditure of Revolving Funds Under Mass. Gen. Laws c. 44, §53E ½	Passed by well more than 2/3 majority under the Consent Calendar
29	Annual Appropriation of Parking Meter Receipt	Passed by more than 2/3 majority and nearly unanimously
30	Scenic Roads General Bylaw	Passed by a clear majority
31	Zoning Bylaw Amendment: Additional Dwelling Unit	Passed by well more than 2/3 majority under the Consent Calendar

ARTICLE	SUBJECT	ACTION TAKEN
32	Zoning Bylaw Amendment: Formula Business	Passed by a clear majority
33	Zoning Map & Thoreau Depot business District	Motion failed
34	Zoning Bylaw Amendment: Residence A & Industrial Park B Zoning District Boundary	Passed by well more than 2/3 majority under the Consent Calendar
35	Zoning Bylaw Amendment: Section 10 Planned Residential Development Update	No action taken
36	Adopt Local Ballot Option Pursuant to Mass. Gen. Laws 53	Passed by well more than 2/3 majority under the Consent Calendar
37	Authorize Select Board to Petition to Impose a Check-out Bag Charge	Passed by a clear majority
38	Development Plan for Municipal Solar Generation	Passed by a clear majority
39	Light Plant Expenditures and Payment in Lieu of Taxes	Passed by well more than 2/3 majority under the Consent Calendar
40	Solid Waste Disposal Fund Expenditures	Passed by well more than 2/3 majority under the Consent Calendar
41	Sewer System Expenditures	Passed by well more than 2/3 majority under the Consent Calendar
42	Sewer Improvement Fund Expenditures	Passed by well more than 2/3 majority under the Consent Calendar
43	Water System Expenditures	Passed by well more than 2/3 majority under the Consent Calendar
44	Authorize Expenditure from PEG Access and Cable-Related Fund	Passed by well more than 2/3 majority under the Consent Calendar
45	Beede Swim & Fitness Center Enterprise Fund Expenditures	Passed by a clear majority
46	Reformatory Branch Trail Feasibility Study	Motion failed
47	Preserve Concord's Reformatory Branch Trail	Passed by a clear majority

ARTICLE	SUBJECT	ACTION TAKEN
48	Unpaid Bills	No action taken
49	Debt Rescission	No action taken

MOTION TO ADVANCE FOR CONSIDERATION AND TAKE ACTION ON
CERTAIN ARTICLES WITHOUT DEBATE
(2022 CONSENT CALENDAR)

On a MOTION made by Ms. Reynolds and duly seconded, it was VOTED unanimously that the 2022 Annual Town Meeting advance for consideration and take affirmative action upon the Articles printed in the Finance Committee Report as Appendix Four: 2022 Consent Calendar without debate on any of the listed Articles, provided that upon request by ten voters at the 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 taken up in the ordinary course of business at this Meeting.

Article 2 HEAR REPORTS

Affirmative Action Recommended By: Select Board

Motion: That the Town accept the 2021 Annual Report.

Reason: Routine, non-controversial action.

Article 3

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:

RULE OF THE MEETING

1. Articles for appropriations supported from current taxation and/ or available funds. 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:
 - 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:
 - 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.
2. Articles for appropriations supported from borrowing. 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.

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:

- 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
- 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.

3. Articles making appropriations to be kept open. Any Article making appropriations shall be kept open until the final adjournment of the Meeting.

Reason: Routine and non-controversial at hearing; the motion is identical to Meeting Procedure motions passed annually and unanimously for more than fifteen years.

Article 4 RATIFY PERSONNEL BOARD CLASSIFICATION ACTIONS

Affirmative Action Recommended By: Select Board

Motion: That the Town take affirmative action on Article 4 as printed in the Warrant, with the following additional changes to the Classification and Compensation Plan voted by the Personnel Board between January 27, 2022, and May 1, 2022:

1. Remove the title “IT Services Manager” from Grade MP-5 grade and replace it with the title “IT Operations Manager” assigned to Grade MP-5 effective 2/24/2022
2. Add the title “GIS Program Manager” to Grade MP-3 effective 2/24/2022
3. Add the title of “Business Systems Analyst” to Grade MP-2 effective 2/24/2022

Reason: Routine annual ratification action; non-controversial at hearing.

Article 5 CLASSIFICATION & COMPENSATION PLAN FOR REGULAR-STATUS POSITIONS

Affirmative Action Recommended By: Select Board

Motion: That the Town take affirmative action on Article 5 as printed in the Warrant.

Reason: Routine and non-controversial at hearing.

Article 6 PERSONNEL BYLAW AMENDMENT

Affirmative Action Recommended By: Select Board

Motion: That the Town take affirmative action on Article 6 as printed in the Warrant.

Reason: Non-controversial at hearing; amendments to conform Bylaw to State law with respect to Holidays, increase flexibility of Vacation provisions, increase bereavement leave, and include gender-neutral language throughout Bylaw

Article 7 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, 2023.

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.

ARTICLE 5 - CLASSIFICATION & COMPENSATION PLAN FOR REGULAR-STATUS POSITION

CLASSIFICATION AND COMPENSATION PLAN

Effective February 24, 2022

ADMINISTRATIVE-CLERICAL

Grade Number & Class Title		Minimum	Mid-Point	Maximum
AC-1 Receptionist/Clerk Recreation Clerk	Hourly	18.17	21.86	25.54
AC-2 Account Clerk Department Clerk Senior Recreation Clerk Utility Account Clerk	Hourly	20.30	24.41	28.52
AC-3 Customer Services Representative Senior Account Clerk Senior Department Clerk	Hourly	23.02	27.68	32.33
AC-4 Administrative Assistant Assistant to the Town Clerk Collections Assistant Retirement Assistant Treasury Assistant	Hourly	24.87	29.91	34.95
AC-5 Human Resources Assistant Project & Procurement Coordinator Senior Administrative Assistant	Hourly	26.59	31.96	37.32
AC-6 Finance Assistant Senior Human Resources Assistant	Hourly	27.50	33.07	38.63

TRADES-CRAFTS-LABOR

Grade Number & Class Title		Minimum	Mid-Point	Maximum
TCL-1 Building Custodian	Hourly	17.94	21.69	25.43
TCL-2 Building Maintenance Custodian	Hourly	20.26	24.49	28.72
TCL-3 Facilities Maintainer Maintenance & Inventory Coordinator Water/Sewer System Maintainer	Hourly	22.30	26.96	31.62
TCL-4 Custodial Maintenance Supervisor Equipment/Line Operator Master Craftsperson	Hourly	24.95	30.19	35.42
TCL-5 Assistant Public Works Supervisor Crew Leader Licensed Electrician/Skilled Carpenter Senior Master Mechanic Treatment Systems Operator	Hourly	27.62	33.40	39.18
TCL-6 Senior Treatment Systems Operator	Hourly	31.03	37.53	44.02
TCL-7 Public Works Supervisor HVAC Technician	Hourly	34.41	41.63	48.85

MANAGERIAL-PROFESSIONAL

Annual rates are controlling and are based on 52.2 weeks at 40 base hours per week; compensation will be prorated for part-time schedules.

Grade Number & Class Title		Minimum	Mid-Point	Maximum
MP-1 Associate Engineer Engineering Technician Library Innovation & Communications Specialist Media Technician Recreation Supervisor Station Manager Tourism & Visitor Services Manager	Annual	49,387	61,943	74,499

MP-2	Annual	Minimum	Mid-Point	Maximum
Administrative & Special Projects Coordinator				
Administrative Manager		55,735	69,902	84,068
Administrative Systems Analyst				
Assistant Local Inspector				
Assistant Natural Resources Director				
Budget Analyst				
Business Systems Analyst				
Energy Specialist				
Environmental Health Inspector				
Environmental & Regulatory Coordinator				
Facilities Operations Coordinator				
Field Lister				
GIS Technician/Analyst				
Information Systems Technician				
Land Manager				
Office Accountant				
Public Health Inspector				
Water Conservation Coordinator				
MP-3	Annual	65,763	82,483	99,202
Assistant Assessor				
Assistant Human Resources Director				
Assistant Public Health Director				
Assistant Public Works Engineer				
Assistant Senior Services Director				
Assistant Town Accountant				
Assistant Town Clerk				
Assistant Treasurer				
Associate Financial Manager				
Childcare Services Manager				
Customer Service Supervisor				
Energy Conservation Coordinator				
GIS Program Manager				
Local Inspector				
Management Analyst				
Municipal Archivist/Records Manager				
Operations Manager				
Recreation Programs & Events Manager				
Retirement System Administrator				
Senior Budget & Operations Analyst				
Senior Environmental & Regulatory Coordinator				
Senior Information Systems Technician				
Senior Planner				
MP-4	Annual	70,307	88,182	106,056
Assistant Highway & Ground Superintendent				
Assistant Recreation Director				

		Minimum	Mid-Point	Maximum
Customer Service Administrator				
Environmental Services Program Administrator				
GIS & Application Integration Program Manager				
Operations Engineer				
Public Information & Communications Manager				
Public Works Engineer				
MP-5	Annual	75,625	94,850	114,075
Assistant Library Director				
Assistant Town Engineer				
Budget & Purchasing Director				
Deputy Treasurer/Collector				
Director of Sustainability				
IT Operations Manager				
Financial Manager/Accountant				
Natural Resources Director				
Police Lieutenant				
Public Health Director				
Senior Services Director				
Town Clerk				
Town Planner				
MP-6	Annual	87,814	110,136	132,458
Assistant Fire Chief				
Building Commissioner				
Facilities Director				
Highway & Grounds Superintendent				
Police Captain				
Recreation Director				
Town Accountant				
Town Assessor				
Town Engineer				
Water/Sewer Superintendent				
MP-7	Annual	95,430	119,690	143,950
Director of Planning & Land Management				
Human Resources Director				
Library Director				
MP-8	Annual	106,319	133,348	160,376
Assistant Town Manager				
Chief Information Officer				
Fire Chief				
Police Chief				
Public Works Director				
MP-9	Annual	116,520	146,144	175,767
Deputy Town Manager				
Finance Director				

ELECTRICAL LABOR

Grade Number & Class Title		Minimum	Mid-Point	Maximum
EL-1 (Reserved for future use)	Hourly	19.77	23.91	28.05
EL-2 Lineworker, Grade 3 Meter Technician	Hourly	25.70	31.09	36.47
EL-3 Lineworker, Grade 2 Utility Electrician	Hourly	32.62	36.87	41.12
EL-4 Lineworker, Grade 1	Hourly	40.49	45.79	51.09
EL-5 Lead Lineworker	Hourly	42.40	47.95	53.49
EL-6 Line Supervisor	Hourly	45.67	51.64	57.60

ELECTRICAL MANAGEMENT

*Annual rates are controlling and are based on 52.2 weeks at 40 base hours per week;
compensation will be prorated for part-time schedules.*

Grade Number & Class Title		Minimum	Mid-Point	Maximum
EM-1 Meter Supervisor Senior Engineering Technician	Annual	67,513	81,030	94,547
EM-2 Electrical Engineer	Annual	86,285	103,521	120,756
EM-3 Lead Electrical Engineer	Annual	92,703	111,277	129,851
EM-4 Power Supply & Rates Administrator	Annual	108,314	129,956	151,598
EM-5 Assistant CMLP Director	Annual	113,730	136,454	159,177
EM-6	Annual	131,165	157,443	183,720

MEDIA SPECIALISTS

Grade Number & Class Title		Minimum	Mid-Point	Maximum
MS-1 Education Coordinator Lead Producer	Hourly	18.82	25.10	31.37

SWIM & FITNESS

Grade Number & Class Title		Minimum	Mid-Point	Maximum
SF-1 Swim/Fitness Specialist	Hourly	13.50	37.35	61.20

HUMAN SERVICES

Grade Number & Class Title		Minimum	Mid-Point	Maximum
HS-A Human Services Assistant	Hourly	13.50	22.05	30.60
HS-1 Human Services Specialist	Hourly	15.94	30.92	45.90
HS-2 Child Care/Education Specialist	Hourly	15.94	29.39	42.84

TELECOMMUNICATIONS TECHNICIANS

Grade Number & Class Title		Minimum	Mid-Point	Maximum
TT-1 Telecommunications Technician	Hourly	30.70	36.07	41.43
TT-2 Senior Telecommunications Technician	Hourly	35.09	41.25	47.40
TT-3 Lead Telecommunications Technician	Hourly	36.84	43.31	49.78

TELECOMMUNICATIONS MANAGEMENT

Annual rates are controlling and are based on 52.2 weeks at 40 base hours per week; compensation will be prorated for part-time schedules.

Grade Number & Class Title		Minimum	Mid-Point	Maximum
TM-1 Network Administrator	Annual	77,051	90,500	103,949
TM-2 Network Engineer Telecommunications Coordinator	Annual	87,768	103,146	118,523
TM-3 Telecommunications Director	Annual	101,428	119,187	136,946

Article 12 APPROPRIATION FOR SENIOR MEANS-TESTED PROPERTY TAX EXEMPTION

Affirmative Action Recommended by: Finance Committee, Select Board

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, 2023.

Reason: Non-controversial at hearing; appropriation to provide continuity during Fiscal Year 2023 of the Senior Means-Tested Property Tax Exemption that was in place for three years and expired in June 30, 2021, in the event that the state legislature has not yet acted upon pending legislation to reauthorize the program before the Town must set its FY23 tax rate. 2021 Annual Town Meeting voted to fund the program during FY2022 from the Overlay Surplus.

Article 13 OPEB TRUST FUND APPROPRIATION

Affirmative Action Recommended by: Finance Committee, Select Board

Motion: That the Town raise and appropriate \$1,401,347; and transfer \$50,761 from the Light Fund and \$15,743 from Broadband; for a total appropriation of \$1,467,851 to fund the Town's FY23 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.

Article 14 OPEB TRUST FUND EXPENSE

Affirmative Action Recommended by: Finance Committee, Select Board

Motion: That the Town appropriate \$275,000 from the OPEB Trust Fund established under Mass. Gen. Laws c. 32B, § 20 for FY 23 expenses, and further to authorize the Trustee of the OPEB Trust to employ reputable and knowledgeable investment consultants to assist in determining appropriate investments and pay for those services from the OPEB Fund.

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.

Article 20 APPROPRIATION TO MIDDLE SCHOOL STABILIZATION FUND

Affirmative Action Recommended by: Finance Committee, Select Board, Concord Public Schools Committee

Motion: That the Town transfer the sum of \$1,000,000 from Overlay Surplus and \$500,000 from the Certified Free Cash Balance as of June 30, 2021, for a total appropriation of \$1,500,000 to the Middle School Stabilization Fund.

Reason: Non-controversial at hearing; Action to distribute over time the impact on the tax levy

of the Middle School Building Project that was approved by a substantial majority at 2022 Special Town Meeting and at the subsequent vote at the polls on debt exclusion of the capital expense.

Article 27 AMEND DEPARTMENTAL REVOLVING FUNDS BYLAW

Affirmative Action Recommended by: Finance Committee, Select Board

Motion: That the Town take affirmative action on Article 27 as printed in the Warrant.

Reason: Non-controversial at hearing; action to add a Visitor's Center & Tourism Revolving Fund to the Town's Revolving Fund Bylaw for the purpose of depositing program receipts and paying program expenses with the approval of the Town Manager.

Article 28 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 28 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.

Article 31 ZONING BYLAW AMENDMENT – ADDITIONAL DWELLING UNIT

Affirmative Action Recommended by: Select Board; Planning Board

Motion: That the Town take affirmative action on Article 32 as printed in the Warrant, adding a clause shown in bold italics below so that the new provision reads:

(n) Any additional dwelling unit that is subject to a special permit recorded with the Middlesex South Registry of Deeds prior to September 2020 shall be exempt from the requirements in Items (a), (b), (g), and (l) of this Section 4.2.2.2 ***provided that the dimensions of the additional dwelling unit conform to the dimensional requirements in the recorded special permit.***

Reason: Non-controversial at hearing; protects ADUs permitted and recorded before 2020 which upon application for renewal may not comply with currently existing ADU dimensional requirements.

Article 34 CITIZEN PETITION: ZONING BYLAW AMENDMENT – RESIDENCE A & INDUSTRIAL PARK B ZONING DISTRICT BOUNDARY

Affirmative Action Recommended by: Select Board; Planning Board TBD

Motion: That the Town take affirmative action on Article 34 as printed in the Warrant.

Reason: Non-controversial at hearing; amends Zoning District boundaries to bring into use compliance a residence constructed in 1692 currently located within the Industrial Park B Zoning District.

Article 39 LIGHT PLANT EXPENDITURES & PAYMENT IN LIEU OF TAXES

Affirmative Action Recommended by: Finance Committee, Select Board

Motion: That the Town take affirmative action on Article 39 as printed in the Warrant.

Reason: Routine annual action; non-controversial at hearing. Authorizes the Light Plant to expend its income for operations and provides for the transfer of \$444,000 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, 2023.

Article 40 SOLID WASTE DISPOSAL FUND EXPENDITURES

Affirmative Action Recommended by: Finance Committee, Select Board

Motion: That the Town take affirmative action on Article 40 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, 2023 and cash on hand in the Solid Waste Disposal Fund to operate the Town's curbside solid waste and recycling collection and disposal program.

Article 41 SEWER SYSTEM EXPENDITURES

Affirmative Action Recommended by: Finance Committee, Select Board

Motion: That the Town take affirmative action on Article 41 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, 2023 and cash on hand in the Sewer Fund for the operation, maintenance, and improvement of the Town's sewer system.

Article 42 SEWER IMPROVEMENT FUND EXPENDITURES

Affirmative Action Recommended by: Finance Committee, Select Board

Motion: That the Town take affirmative action on Article 42 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.

Article 43 WATER SYSTEM EXPENDITURES

Affirmative Action Recommended by: Finance Committee, Select Board

Motion: That the Town take affirmative action on Article 43 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, 2023 and cash on hand in the Water Fund for the operation, maintenance, and improvement of the Town's water system.

Article 44 AUTHORIZE EXPENDITURE FROM PEG ACCESS AND CABLE-RELATED FUND

Affirmative Action Recommended by: Finance Committee, [Select Board TBD], PEG Access Committee

Motion: That the Town transfer from the PEG Access and Cable-Related Fund the amount of \$435,302 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, 2023.

Reason: Routine transfer; non-controversial at hearing.

Article 9 On a **MOTION** made by Ms. Ackerman and duly seconded, it was **VOTED** unanimously that the Town take affirmative action on Article 9, as printed in the handout pertaining to the Article.

FY23 Town Budget, (Interim Town Manager)

That the Town raise and appropriate the sum of \$46,640,917, transfer \$218,955 from the Cemetery Fund, transfer \$266,362 from the Sewer Fund, transfer \$735,872 from the Water Fund, transfer \$612,326 from the Light Fund, transfer \$139,431 from the Solid Waste Fund, transfer \$28,611 from the Telecom Fund, transfer \$2,187 from PEG Access Fund, transfer \$1,501,370 from the Pension Reserve Fund, transfer \$139,427 from the Recreation Fund, transfer \$3,500 from the Transportation Network Fund, and transfer \$600,000 from Article 10 of the 2021 Annual Town Meeting (FY22 Budget), for a total appropriation under Article 9 of \$50,889,958, as printed in the warrant, as Fiscal 2023 Proposal, Items 1 – 16, for the necessary and expedient purposes of the Town for the Fiscal Year ending June 30, 2023, and that the same be expended only for such purposes under the direction of the Town Manager; and further, that the Town Manager is authorized to turn in or sell at public auction surplus equipment, the amount allowed or received therefore to be applied against the purchase of new equipment; and that the Town appropriate and transfer the sum of \$1,000 from the Dog Inoculation Fees Reserve Account for the cost of the Board of Health's Rabies Clinic; and further that the Town appropriate \$115,376 from the Title 5 Septic Loan Betterment Reserve Account to meet the loan payments to the Massachusetts Clean Water Trust due and payable during FY2023.

WARRANT ARTICLE

To determine whether the Town will vote to raise and appropriate or transfer from available funds, the sum of \$50,889,958, or any other sum, for the following necessary and expedient purposes of the Town for the fiscal year ending June 30, 2023:

Town Government Operating Budget				
Item No.	Department	Fiscal 2021 Expenses	Fiscal 2022 Appropriation	Fiscal 2023 Proposal
General Government				
\$4,644,241 is 9.4% of Total				
1	A. Town Manager's Office	\$734,348	\$739,926	\$ 686,197
	B. Human Resources	478,622	573,349	595,606
	C. Information Systems	1,090,576	1,244,882	1,348,980
	D. Town Meeting and Reports	101,225	123,096	117,919
	E. Facilities Administration	890,179	1,003,243	1,026,590
	F. Parks & Playgrounds	130,657	150,205	215,776
	G. Resource Sustainability	162,280	162,949	165,203
	H. Visitor's Center and Restroom	29,765	34,342	37,970
	Subtotal	3,617,652	4,031,991	4,194,241
2	A. Legal Services	344,585	425,000	450,000
	Department Subtotal	3,962,237	4,456,991	4,644,241
Finance				
\$2,386,111 is 4.7% of Total				
3	A. Finance Administration	\$619,860	\$562,252	\$555,491
	B. Treasurer-Collector	528,371	525,485	505,631
	C. Town Accountant	352,437	339,722	340,945
	D. Assessors	456,387	457,391	444,387
	E. Town Clerk	379,147	399,720	439,831
	F. Elections	76,176	53,068	89,374
	G. Registrars	7,971	6,220	10,452
	Department Subtotal	2,420,349	2,343,858	2,386,111
Planning and Land Management				
\$2,213,816 is 4.0% of Total				
4	A. Planning Administration	\$568,129	\$ 564,214	\$583,522
	B. Natural Resources	348,162	421,751	449,396
	C. Inspections	465,056	480,311	479,288
	D. Health	448,669	466,952	462,035
	E. Economic Vitality & Tourism	112,400	186,697	190,735
	F. 141 Keyes Road	48,199	49,995	48,840
	Department Subtotal	1,990,615	2,169,920	2,213,816
Human Services				
\$3,536,272 is 7.0% of Total				
5	A. Library	\$ 2,330,702	\$2,333,663	\$ 2,398,544
	B. Senior Services			
	B1. Senior Services	667,605	609,998	630,527
	B2. Harvey Wheeler Community Center	94,209	99,923	101,276

	C. Recreation Services			
	C1. Recreation Services	118,882	114,569	114,569
	C2. Hunt Recreation Center	104,375	101,482	93,375
	D. Human Services	71,934	74,700	74,286
	E. Veterans Services	75,134	77,974	78,734
	F. Ceremonies and Celebrations	29,631	39,628	44,960
	Department Subtotal	\$ 3,492,472	\$ 3,451,937	\$ 3,536,272
Public Safety				
\$10,992,462 is 22.6% of Total				
6	A. Police Department	\$4,828,191	\$5,479,289	\$ 4,864,484
	B. Animal Control Officer	27,500	27,500	28,500
	C. Police-Fire Station	231,869	252,057	278,317
	D. Fire Department	5,499,333	5,734,791	5,783,853
	E. Emergency Management	16,000	16,000	16,000
	F. West Concord Fire Station	20,738	20,059	21,309
	Department Subtotal	\$10,623,631	\$ 11,529,696	\$10,992,462
Public Works				
\$4,627,600 is 8.8% of Total				
7	A. Public Works Administration	\$ 449,200	\$ 414,468	\$ 403,332
	B. Engineering	691,413	507,441	506,999
	C. Highway Maintenance	1,545,047	1,527,876	1,638,237
	D. Winter Maintenance	640,000	640,000	650,000
	E. Parks and Trees	787,628	797,852	901,592
	F. Cemetery	259,031	304,806	312,235
	G. 133/135 Keyes Road	124,923	124,923	183,580
	H. Capital Assets			
	H1. Road Improvements	-	-	-
	H2. Drainage Program	-	-	-
	H3. Sidewalk Management	-	-	-
	H4. Heavy Equipment	-	-	-
	I. Street Lighting	27,500	27,500	31,625
	Department Subtotal	\$ 4,524,742	\$ 4,344,865	\$ 4,627,600
Unclassified				
\$734,543 is 2.1% of Total				
8	Employee Wellness			
	A. Unused Sick Leave	\$ 65,000	\$ 65,000	\$ 23,061
	B. Public Safety Disability	2,500	2,500	887
	C. Employee Assistance Program	7,500	7,500	2,661
	Subtotal	75,000	75,000	26,609
9	Reserve Fund	225,000	225,000	225,000
10	Salary Reserve	(374,236)	(114,374)	1,057,934
11	Land Fund	10,000	10,000	25,000

	Total Unclassified	\$ (64,236)	\$ 195,626	\$ 1,334,543
TOWN GOVERNMENT SUBTOTAL Account 1-10		\$26,949,810	\$ 28,492,894	\$29,735,046
Joint (Town - CPS)				
\$20,168,372 is 41.4% of Total				
12	A. Group Insurance	\$ 6,383,694	\$ 6,639,042	\$ 7,468,322
	B. OPEB	1,500,000	-	-
	C. Property/Liability	300,000	315,000	378,000
	Insurance Subtotal	8,183,694	6,954,042	7,846,322
13	Unemployment/Workers' Comp.			
	A. Unemployment Comp.	110,000	120,000	120,000
	B. Workers' Comp.	110,500	133,575	142,450
	Subtotal	220,500	253,575	262,450
14A	Retirement, General Fund	4,064,734	3,412,844	3,381,101
14B	Pension, Reserve		1,338,816	1,501,370
15	Social Security and Medicare	866,864	910,207	942,064
16	Debt Service			
	A. Long-Term Debt			
	Town Principal and Interest	3,187,205	3,424,300	3,423,349
	CPS Principal and Interest	811,807	743,070	741,752
	Subtotal	3,999,012	4,167,370	4,165,101
	Interest on Notes			70,000
	Other Debt Expense			
	Subtotal Within Levy Limit	3,999,012	4,167,370	4,235,101
	B. Excluded Debt			
	Town Principal and Interest	343,794	335,044	326,294
	CPS Principal and Interest	3,032,073	2,915,095	2,660,210
	Less: Use of Stabilization Funds			
	Subtotal Excluded Debt	3,375,867	3,250,139	2,986,504
	Total Debt Service	7,374,879	7,417,509	7,221,605
	Total Joint (Town - CPS)	\$20,710,671	\$ 20,286,993	\$21,154,912
	Total Appropriation	\$47,660,481	\$ 48,779,887	\$50,889,958

That the Town Manager is authorized to turn in or sell at public auction surplus equipment, the amount allowed or received therefore to be applied against the purchase of new equipment;

That the Town appropriation and transfer the sum of \$1,000 from the Dog Inoculation Fees Reserve Account for the cost of the Board of Health's Rabies Clinic;

That the appropriation for Salary Reserve under Line Item 10 shall be transferred by the Town Manager to the various salary line items in accordance with salary levels established effective July 1, 2022 and thereafter pursuant to the salary schedules adopted under Article 5, the implementation of the merit pay plan in accordance with Section 10.2 (2) of the Personnel Bylaws, and collective bargaining agreements. Any such transfer shall be

reported periodically by the Town Manager to the Select Board and the Finance Committee, and a final report shall be issued when all such transfers have been completed for the fiscal year; and

That the Town authorize the funds to be expended from the Title 5 Septic Loan Betterment Reserve Account to meet the loan payments to the Massachusetts Clean Water Trust due and payable during FY2023:

<u>Amount</u>	<u>Loan Number</u>	<u>Original Loan</u>	<u>Date of Issue</u>	<u>Final Maturity</u>	<u>Town Authorization</u>
\$ 33,275.00	T5-05-1243-D	\$ 665,490	10/24/19	FY40	Art. 42 (2009)
\$ 29,884.00	T5-05-1243-A	\$ 296,830	06/13/12	FY23	Art. 50 (2004)
\$ 32,471.00	T5-05-1243-B	\$ 324,715	05/22/13	FY23	Art. 42 (2009)
\$ 19,745.70	T5-05-1243-C	\$ 197,457	01/07/15	FY25	Art. 42 (2009)

Article 10 On a **MOTION** made by Ms. Ackerman and duly seconded, it was **VOTED** unanimously that the Town take affirmative action on Article 10, as printed in the handout pertaining to the Article.

Capital Improvement and Debt Plan

Ms. Ackerman moves that the Town raise and appropriate the sum of \$1,200,000, transfer the sum of \$309,700 from Article 3 of the 2017 Special Town Meeting (Technology Improvements), transfer the sum of \$105,000, from Article 13 of the 2021 Annual Town Meeting (Fire Breathing Apparatus), representing unexpended bond proceeds remaining in this authorization, and to authorize the Town Treasurer with the approval of the Select board to borrow by the issuance of bonds or notes under the provisions of Mas. Gen. Laws c. 44, §7 or §8, or any other enabling authority, the sum of \$4,395,000 for a total appropriation of \$6,009,700, to fund the FY23 Capital Improvement and Debt Plan, as printed in the warrant, said funds to be expended under the direction of the Town Manager.

WARRANT ARTICLE

To determine whether the Town will vote to raise and appropriate, or transfer from available funds, or authorize the Town Treasurer with the approval of the Select Board to borrow by the issuance of bonds or notes under the provisions of Mass. Gen. Laws c. 44, § 7, the sums of money specified in the FY23 Capital Improvement Plan, or any other sum, to be expended under the direction of the Town Manager, and further that any premium received by the Town upon the sale of any bonds or notes approved by the 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 Mass. Gen. Laws c. 44, § 20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount, or take any other action relative thereto.

General Government

1C.	Information Systems	Technology Upgrades	\$200,000
1E.	Facilities Administration	Building Improvements	\$40,500
1E.	Facilities Administration	Feasibility Study – Carousel Pre-School	\$25,000
1G.	Resource Sustainability	Resource Sustainability Fund	\$100,000

3D. Assessors	Recertification & Revaluation	\$35,000
<u>Planning & Land Management</u>		
4A. Planning	Subdivision Rules & Regulations Update	\$75,000
4B. Natural Resources	Pond, Stream, & Field Management & Improve.	\$20,000
<u>Public Safety</u>		
6A. Police Department	Vehicles, Equipment, & Training Rm. Upgrades	\$259,200
6D. Fire Department	Vehicles and Equipment	\$135,000
<u>Public Works</u>		
7B. Engineering	Asset Mgt., Safety, Stripping, Signage, & Signals	\$235,000
7C. Highway Maintenance	Small Equipment	\$7,500
7E. Park and Trees	Small Equipment and Shade Trees	\$37,500
7H4. Heavy Equipment	Vehicles & Heavy Equipment	\$340,000
Capital Outlay Total		\$1,509,700

Capital Outlay

FY23 Proposed

Borrowed Funds

FY23 Proposed

General Government

1E. Facilities Administration	Municipal Buildings, General	\$52,750
1E. Facilities Administration	Municipal Buildings, 133/135 Keyes Rf. Replace.	\$581,250
1G. Parks & Playgrounds	Park Improvements, Emerson Basketball Court	\$150,000
1G. Parks & Playgrounds	Park Improvements, Gerow Park	\$200,000

Public Works

7H1. Road Improvements	Traffic Improvements	\$382,000
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7H1. Road Improvements	Pavement Management	\$2,000,000
7H2. Drainage Program	Culvert & Bridge Repairs	\$772,000
7H4. Heavy Equipment	Vehicles & Heavy Equipment	\$362,000
Borrowed Funds Total		\$4,500,000

FY23 Capital Outlay and Borrowed Funds Total \$6,009,700

Article 16 Five-Year Moratorium on the Installation of Synthetic Turf on Town Land
 On a **MOTION** made by Ms. Bryant and duly seconded, it was **VOTED** by an overwhelming majority that the Town adopt a moratorium on the construction or installation of any synthetic turf (defined as monofilament carpet with loose infill) on any land, of any size, owned by the town, for a five-year time period starting on May 1, 2022 and ending on May 1, 2027.

Article 17 Minuteman Regional Technical High School District Budget
 On a **MOTION** by Dr. Bouquillon and duly seconded, it was **VOTED** by well more than two-thirds majority that the Town take affirmative Action on Article 17 as printed in the warrant.

WARRANT ARTICLE

To determine whether the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$1,508,544, or any other sum, for the following necessary and expedient purposes of the Minuteman Regional Technical High School District for the fiscal year ending June 30, 2023, or take any other action relative thereto.

MINUTEMAN REGIONAL TECHNICAL HIGH SCHOOL DISTRICT BUDGET			
Department/ Description	Fiscal 2021 Adopted	Fiscal 2022 Adopted	Superintendent's Proposed Budget & Fiscal 2023 Assessment
Minuteman Regional High School Budget	\$ 25,502,946	\$ 27,640,588	\$ 29,010,622
Concord's Assessment	\$ 1,213,873	\$ 1,289,284	\$ 1,508,544

Article 18 Concord Public Schools Budget
 On a **MOTION** by Ms. Marano and duly seconded, it was **VOTED** by a near unanimous majority that the Town raise and appropriate the sum of \$43,010,486 for the necessary and expedient purposes of the public schools of the Town for the fiscal year ending June 30, 2023 and that the same be expended only for such purposes and under the direction of the Concord School Committee.

Article 19**Concord Public Schools Capital Projects**

On a **MOTION** by Ms. Marano and duly seconded, it was **VOTED** by well more than a two-thirds majority that the Town authorize the Town Treasurer with the approval of the Select Board to borrow money by the issuance of bonds or notes under the provisions of Mass. Gen. Laws c. 44, §7, the sum of \$900,000, to be expended under the direction of the School Committee for remodeling, construction, reconstructing or making extraordinary repairs, including original equipment and related work at various Concord Public School buildings.

Article 21**Concord-Carlisle Regional High School Budget**

On a **MOTION** by Mr. Booth and duly seconded, it was **VOTED** by more than a two-thirds majority that the Town raise and appropriate the sum of \$24,962,356 as the Town's apportioned share of the Concord-Carlisle Regional School District for the fiscal year ending June 30, 2023, and that the same be expended only for such purposes and under the direction of the Concord-Carlisle Regional School Committee.

Article 22**Concord-Carlisle Regional High School Capital Projects**

On a **MOTION** by Mr. Booth and duly seconded, it was **VOTED** by well more than a majority that the Town approve \$853,665 of debt authorized by the Concord-Carlisle Regional School Committee for repair and repaving of the access road, including sidewalk repairs, drainage, and lighting, as determined by the School Committee; provided, however, that this approval shall be contingent upon passage of a Proposition 2 1/2 debt exclusion referendum under Mass. Gen. Laws c. 59, § 21C(k) to exempt the Town's allocable share of the amounts required for the payment of interest and principal on said borrowing.

Article 23**Ranked Choice Voting for Concord Elections – By Petition**

On a **MOTION** by Ms. Kavanagh and duly seconded, it was **VOTED** by a majority that the Town take affirmative action on Article 23 Ranked Choice Voting for Concord Elections (as printed in the handout).

Ms. Kavanagh moves that the Town take affirmative action on Article 23 Ranked Choice Voting for Concord Elections as printed in the handout.

HANDOUT

Ms. Kavanagh moves that the Town take affirmative action on Article 23 to authorize the Select Board to petition the General Court to enact Home Rule legislation to implement a Ranked Choice Voting system for local elections substantially in the following form *with the “definitions” section moved to paragraph (a) and additional changes from the language as printed in the Warrant shown in bold italics and strike-through.*

AN ACT RELATIVE TO RANKED CHOICE VOTING IN THE TOWN OF CONCORD

SECTION 1. ~~The Charter of the Town of Concord, is hereby amended by inserting the following section:~~

RANKED CHOICE VOTING

(a) The terms below shall have the following meanings in this section.

**Article 23
(continued)**

“Batch elimination” is the simultaneous defeat of multiple candidates *for whom it is mathematically impossible to be elected*.

"Concluded ballot," a ballot that does not rank any continuing candidate or contains an overvote at the highest-ranked continuing candidate.

"Continuing candidate," a candidate who has not been defeated or elected.

“Election threshold,” the number of votes sufficient for a candidate to be elected in a multi-seat election. It is calculated by dividing the total number of votes counting for continuing candidates in the first round by the sum of the number of seats to be elected and 1, disregarding any fractions, and then adding 1.

"Highest-ranked continuing candidate," the continuing candidate with the highest ranking on a voter's ballot. *Where a ballot omits one or more rankings, the next highest ranking shall be used for determining the highest-ranked continuing candidate.*

“Plurality voting,” the voting system in which the candidate receiving the most votes is declared the winner, even if such candidate does not receive a majority of the votes cast in the election.

“Ranked choice voting,” a method of casting and tabulating ballots in which voters rank candidates for office in order of preference.

"Last-place candidate," (i) the candidate with the lowest vote total in a round of the ranked-choice voting tabulation; or (ii) a candidate that is defeated in batch elimination.

"Overvote," a circumstance in which a voter ranks more than 1 candidate at the same ranking.

"Ranking" means the number or the *numeric ranking assigned* on a ballot by a voter to a candidate to express the voter's preference for that candidate. Ranking number 1 shall be the highest ranking, ranking number 2 shall be the next-highest ranking, and so on.

“Surplus fraction,” the number equal to the difference between an elected candidate’s vote total and the election threshold, divided by the candidate’s vote total.

“Transfer value,” the proportion of a vote that a ballot will count to its highest-ranked continuing candidate. Each ballot shall begin with a transfer value of 1. If a ballot counts to the election of a candidate under subsection **(d)**, it receives a lower transfer value.

(b) All town offices shall be elected by ranked choice voting, except for a single-seat office when the number of certified candidates is less than or equal to 2, or a multi-seat office when the number of certified candidates is less than or equal to the number of seats to be elected. *Plurality voting shall be used when ranked choice voting cannot be conducted.* Ranked choice voting elections shall be tabulated in rounds pursuant to this section.

(c) In any single-seat election with ranked choice voting, each round shall begin by counting the number of votes for each continuing candidate. Each ballot shall count as 1 vote for its highest-ranked continuing candidate. Concluded ballots shall not be counted for any continuing candidate. *If no candidate receives a majority of the first-choice votes cast, an instant runoff shall be conducted.* In each round of the instant runoff, the vote on each continuing ballot for each

continuing candidate shall be counted. Each continuing ballot shall count as one vote for the highest-ranked continuing candidate on that continuing ballot. Each round shall end with 1 of the following 2 outcomes:

- (1) If there are more than 2 continuing candidates, the last-place candidate shall be defeated or the last-place candidates shall be defeated in batch elimination and a new round shall begin; or
- (2) If there are 2 continuing candidates, the candidate with the fewest votes shall be defeated, the candidate with the most votes shall be elected, and tabulation shall be complete.

(d) In any multi-seat election with ranked choice voting, each round shall begin by counting the number of votes for each continuing candidate. Each ballot shall count for its highest-ranked continuing candidate. Concluded ballots shall not count for any continuing candidate. In the first round only, the election threshold shall then be calculated. *If no candidate reaches the election threshold, an instant runoff shall be conducted. In each round of the instant runoff, the vote on each continuing ballot for each continuing candidate shall be counted at its current transfer value. Each continuing ballot shall count as one vote for the highest-ranked continuing candidate on that continuing ballot.* Each round shall end with 1 of the following 3 outcomes:

- (1) If at least 1 continuing candidate has more votes than the election threshold, then all such candidates shall be elected. Each ballot counting for an elected candidate shall be assigned a new transfer value by multiplying the ballot's current transfer value by the surplus fraction for the candidate. Each elected candidate shall be deemed to have a number of votes equal to the election threshold in all future rounds. *If the number of elected candidates is equal to the number of seats to be filled then tabulation is complete.* Otherwise, a new round shall begin;
- (2) If no continuing candidate has more votes than the election threshold and the sum of the number of elected candidates and continuing candidates is more than the sum of the number of seats to be elected and 1, the last-place candidate shall be defeated or the last-place candidates shall be defeated in batch elimination, and a new round shall begin; or
- (3) Otherwise, the continuing candidate with fewest votes shall be defeated, all other continuing candidates shall be elected, and tabulation is complete.

(e) Batch elimination shall apply to the largest possible group of continuing candidates such that the sum of the votes of candidates in the group is less than the individual number of votes of every continuing candidate not in the group, and provided that the number of continuing candidates not in the group is at least 1 more than the remaining number of positions to elect.

(f) If there is a tie between the continuing candidates receiving the fewest votes in any round other than the first round, the candidate with the fewest votes in the prior round shall be defeated. If the continuing candidates remain tied, this process shall be repeated using the votes from the next closest previous round, until either one continuing candidate has fewer votes or there are no more previous rounds to examine.

(g) The Town Clerk may make any changes to the ranked choice voting ballot and tabulation process necessary to ensure the integrity and smooth functioning of the election, provided that ranked choice voting shall still be used and the fewest number of changes are made to achieve such purpose.

SECTION 2. This act shall take effect upon its passage, *with the provision there are at least 64 days till the next election, to allow for proper implementation.*

Article 24 Appropriate Funds for Affordable Housing Development

Upon a **MOTION** made by Ms. Ackerman and duly seconded, it was **VOTED** by well more than a two-thirds majority that the Town transfer \$500,000 from the Certified Free Cash Balance of June 30, 2021 to the Concord Municipal Affordable Housing Trust (CMAHT) for the purpose of developing or supporting affordable housing within the Town.

Article 25 Assabet River Bluff Preservation Project

Upon a **MOTION** made by Ms. Ackerman and duly seconded, it was **VOTED** by well more than a two-thirds majority that the Town authorize the Treasurer with the approval of the Select Board to borrow the sum of \$500,000 under Mass. Gen. Laws c. 44, § 8C or any other enabling authority, for the purpose of purchasing for community housing, conservation, and passive recreation purposes a certain property together with buildings thereon known as the Assabet River Bluff and further described in the Warrant on the conditions and terms set forth in the Warrant.

WARRANT ARTICLE

To see if the Town will vote to appropriate, and authorize the Treasurer with the approval of the Select Board to raise and appropriate, transfer from available funds, or borrow the sum of \$500,000 under Mass. Gen. Laws c. 44, § 8C or any other enabling authority, for the purpose of purchasing for community housing, conservation, and passive recreation purposes, by eminent domain, purchase or otherwise, a certain property together with buildings thereon, known as the Assabet River Bluff at 2B Upland Road and 406 Old Marlboro Road, Assessor's Parcels 2731 and 2732, consisting of 7 acres, more or less, as shown on a plan entitled "81X Plan of Land, Existing Boundaries, 2B Upland Road and 406 Old Marlboro Road" prepared by GCG Associates, Inc., dated 1/24/22 (the "Property"); that 6 acres, more or less, of the Property shown as Lots 3, 4, 5, 6, and the proposed right-of-way as shown on a plan entitled "Subdivision Plan" prepared by GCG Associates, Inc. dated 1/27/22 be conveyed to the Town pursuant to Mass. Gen. Laws c. 40, § 8C, to be managed and controlled by the Natural Resources Commission, with a Conservation Restriction over the land to be held by the Concord Land Conservation Trust and the Sudbury Valley Trustees or any other suitable entity as determined by the Natural Resources Commission, and that the Natural Resources Commission, the Town Manager, or the Town Manager's designee, be authorized to file on behalf of the Town any and all applications deemed necessary for grants and/or reimbursements from the Commonwealth of Massachusetts deemed necessary under the Land and Water Conservation Fund Act (P.L. 88-578, 78 Stat. 897) or any other authority in any way connected with the scope of this Article, and that the Town Manager and the Natural Resources Commission be authorized to enter into all agreements and execute any and all instruments as may be necessary on behalf of the Town to effect said purchase, or take any other action relative thereto.

Article 26 Community Preservation Committee Appropriation Recommendations

Upon a **MOTION** made by Ms. Proctor and duly seconded, it was **VOTED** by well more than a two-thirds majority that the Town take affirmative action on Article 26 as printed in the handout pertaining to the article.

HANDOUT

Prepared by the Community Preservation Committee April 25, 2022

Motion: Ms. Proctor moves that the Town appropriate the sum of \$2,153,741, from the Concord Community Preservation Fund, of which up to \$100,826 shall be appropriated from the Land Acquisition reserve Fund; up to \$237,142 shall be appropriated from the prior year undesignated fund balance as of June 30, 2021; and up to \$1,815,773 shall be appropriated from projected Fiscal Year 2023 Fund Revenues, in accordance with Chapter 44B of the Massachusetts General Laws, to be expended under the direction of the Town Manager, for the eleven appropriation recommendations as printed in the Warrant.

WARRANT ARTICLE

To determine whether the Town will vote to appropriate the sum of \$2,153,741, or any other sum, from the Concord Community Preservation Fund, of which up to \$237,142 shall be appropriated from the prior year undesignated fund balance as of June 30, 2021; and up to \$1,815,773 shall be appropriated from projected Fiscal Year 2023 Fund Revenues, in accordance with Mass. Gen. Laws c. 44B, to be expended under the direction of the Town Manager as follows, or take any other action relative thereto:

Article 29 **Annual Appropriation of Parking Meter Receipts**

Upon a **MOTION** made by Ms. Ackerman and duly seconded, it was **VOTED** by a majority to appropriate the sum of \$300,000 from Parking Meter Receipts to fund expenses related to parking enforcement or public transportation initiatives for the fiscal year ending June 30, 2023.

Article 30 **Scenic Roads General Bylaw**

Upon a **MOTION** made by Ms. Saalfeld and duly seconded, it was **VOTED** by well more than a majority that the Town take affirmative action on Article 30 as printed in the Warrant.

WARRANT ARTICLE

To determine whether the Town will vote to (1) adopt a Scenic Roads Bylaw and designate certain public roads as scenic roads in accordance with Mass. Gen. Laws c. 40, § 15C (commonly referred to as the Scenic Roads Act); and (2) amend the Non-Criminal Disposition Bylaw Appendix A (Fines) to add a fine for violations of the Scenic Road Bylaw, as follows, or take any other action relative thereto:

1. Adopt the following Scenic Roads Bylaw:

Scenic Roads Bylaw

In accordance with Mass. Gen. Laws c. 40, § 15C, the Town designates the following roads as Scenic Roads:

- Balls Hill Road
- Barretts Mill Road
- Garfield Road
- Liberty Street
- Monument Street
- Old Road to Nine Acre Corner (“ORNAC”)
- Strawberry Hill Road
- Sudbury Road
- Westford Road

Item	Project/Description	Category	Land Acquisition Reserve Fund	Prior Year Fund Balance	FY23 CPA Fund Revenues	Total Amount Recommended
A	Town of Concord – Regional Housing Services Office	Community Housing			\$28,000	\$28,000
B	Concord Home for the Aged – 110 Walden St. Preservation Project	Historic Preservation			\$135,000	\$135,000
C	Trustees of Reservations – The Old Manse Exterior Preservation	Historic Preservation			\$38,500	\$38,500
D	Wright Tavern Legacy Trust and the Trustees of Parish Donations, First Parish Church – Wright Tavern Structural Repairs	Historic Preservation			\$234,400	\$234,400
E	Concord Free Public Library – Concord Oral History Preservation and Access Project	Historic Preservation			\$22,841	\$22,841
F	Town of Concord – Assabet River Bluff Preservation and Housing – Land Acquisition	Open Space	\$100,826		\$599,174	\$1,000,000
		Community Housing			\$300,000	
G	Town of Concord – Junction Village Open Space	Open Space		\$125,000		\$250,000
		Recreation		\$112,142	\$12,858	
H	Town of Concord – Bruce Freeman Rail Trail	Open Space			\$15,000	\$30,000
		Recreation			\$15,000	
I	Town of Concord – Assabet River Pedestrian Bridge	Open Space			\$150,000	\$300,000
		Recreation			\$150,000	
J	Concord Recreation Department – Recreation Facilities Strategic Plan	Recreation			\$75,000	\$75,000
K	Staff and Technical Support	Administration			\$40,000.00	\$40,000
	TOTAL		\$100,826	\$237,142	\$1,815,773	\$2,153,741

Article 30 (continued) Anyone who fails to comply with the provisions of Mass. Gen. Laws c. 40, § 15C shall be subject to a fine as specified in Appendix A of the Regulations for the Enforcement of Town Bylaws under Mass. Gen. Laws Chapter 40, § 21D and the Bylaw for Non-Criminal Disposition of Violations adopted under Article 47 of the 1984 Town Meeting, as amended.

This Bylaw shall not apply to cutting or removal of trees by the Town in connection with right of way maintenance or to mitigate, eliminate or avoid hazardous conditions as determined by the Tree Warden.

2. Amend the Non-Criminal Disposition Bylaw, Appendix A, by adding the following row:

BYLAW	FINE SCHEDULE	FINE ALLOWED	ENFORCEMENT AGENCY
Scenic Roads Bylaw	1st offense 2nd offense 3rd and subsequent offenses	\$100 \$200 \$300 per violation	The Town Planner is authorized to enforce the provisions of this General Bylaw. Any other legal enforcement action shall be determined by the Planning Board in consultation with the Town Planner and Town Counsel.

Article 32 Zoning Bylaw Amendment: Formula Business

Upon a **MOTION** made by Ms. Miller and duly seconded, it was **VOTED** by well more than a two-thirds majority that the Town take affirmative action on Article 32 as printed in the Planning Board’s Recommendation Report dated April 26, 2022, as amended by counted vote: 251 yes / 179 no, that the limit of formula businesses was reduced from 14 to 12.

PLANNING BOARD RECOMMENDATION

Zoning Bylaw Amendment Section 3.3 – Formula Business Bylaw

Recommendation: The Planning Board recommends affirmative action (4-1) on Article 32. For the reasons explained in the Warrant, the Planning Board believes adding the Thoreau Depot Business District to the Formula Business Bylaw helps to preserve the existing character, diversity, variety, and scale of this district and a maximum of 14 formula businesses allows for the organic growth of existing businesses should they become a formula business or to allow for a couple new formula businesses. To address concerns raised about consistency in the language of the existing Bylaw, the Board is moving this Article with minor changes to the text as printed in the Warrant as follows:

Motion: Ms. Miller moves that the Town take affirmative action on Article 32 as printed in the Warrant with the following changes in the second paragraph under Section 3.3.2 so it is consistent with the existing language so that the paragraph reads as follows:

The total number of formula businesses in the Concord Center Business District is limited to 12. *The total number of formula businesses allowed in the Thoreau Depot Business District is limited to 14.* The total number of formula businesses in the West Concord Business District and the West Concord Village District combined is limited to 10. When *either the* applicable limit is reached, no new formula businesses may be established in the applicable district until and unless an existing formula business closes, adapts so that it no longer qualifies as a formula business,

or relocates outside of the affected business district. If a business in current operation becomes a formula business by means of additional locations being established, this business shall count toward the total number of formula businesses, but shall not be considered as a formula business being established.

WARRANT ARTICLE

To determine whether the Town will vote to amend Section 3.3 of the **Zoning Bylaw (Formula Business)** to add the Thoreau Depot Business District so that the following sections read as follows (changes shown in bold italics for clarity purposes only); or take any other action relative thereto:

3.3 Formula Business

3.3.1 Purpose. The purpose of regulating the number, location, and visual features of formula businesses in the Concord Center, *Thoreau Depot*, West Concord Business and West Concord Village Districts is to maintain the unique, small-scale, small-town character and the quality of life for all Concord residents by preserving the individuality and distinctive appeal of its village centers, which are among the Town's most recognized features. Preservation of the existing character, diversity, variety and scale of these districts is vital to the continuation of Concord's ability to attract both residents and visitors.

The Concord Center Business District is the historic heart of the Town, serving as a commercial, cultural, and government center for the community and visitors from around the world. It was established over three centuries ago and continues to maintain a design and form that represents the quintessential New England town center. The Concord Center Business District also offers abundant cultural resources, including galleries, bookshops, a theatre and other performance venues. It is fully contained within the Concord Center Cultural District, one of the first Cultural Districts to be designated under G.L. c. 10, § 58A in Massachusetts, and falls within the American Mile, Main Street and North Bridge/Monument Square Historic Districts.

West Concord's Business and Village Districts currently provide a mix of unique businesses, architecture, signage, and graphic and other design

elements, which gives West Concord a distinctive visual appearance and small-scale eclectic ambiance. The West Concord Junction Cultural District was designated as a Massachusetts Cultural District under G.L. c. 10, § 58A in 2016.

The Thoreau Depot Business District is evocative of Concord's early industrial period when the Fitchburg railroad was constructed with a small freight/lumber yard/commercial focus around the Depot. Emerging from the Town's Comprehensive Long-Range Plan Envision Concord: Bridge to 2030, the Town's goal is to promote "smart growth development" in the Thoreau Depot Business District to increase opportunities to diversify the Town's housing stock and create a mixed-use district that enhances the Town's efforts to create a vibrant village district, while supporting independent businesses, cultural and historic organizations, and the character of the Thoreau Depot Business District.

The Town's preservation goals are evidenced in the Comprehensive Long Range Plans of 2005 and 2018, the Village Centers Study of 2007, the Call to Action of 2008, the West Concord Task Force Public Survey of 2009, in committee and public comment in public meetings and public forums of the Comprehensive Long Range Plan Committee and the West Concord Task Force, and in the West Concord Master Plan of 2010.

3.3.2 Limitation on the number of formula businesses in the Concord Center, Thoreau Depot, West Concord Business and West Concord Village District: Limiting the number of formula businesses will allow the Concord Center, Thoreau Depot, West Concord Business and West Concord Village Districts to avoid a proliferation of businesses that are homogenous and visually obtrusive, will safeguard Concord's historical relevance, and will ensure that Concord residents and tourists continue to have unique dining, retail and service experiences in its village centers.

The total number of formula businesses in the Concord Center Business District is limited to 12. *The total number of formula businesses allowed in the Thoreau Depot Business District is 14.* The total number of formula businesses in the West Concord Business District and the West Concord Village

District combined is limited to 10.

When either applicable limit is reached, no new formula businesses may be established in the applicable district until and unless an existing formula business closes, adapts so that it no longer qualifies as a formula business, or relocates outside of the affected business district. If a business in current operation becomes a formula business by means of additional locations being established, this business shall count toward the total number of formula businesses, but shall not be considered as a formula business being established.

3.3.3 Special permit required: The establishment of a new formula business, expansion, or relocation of an existing formula business in the Concord Center, *Thoreau Depot*, West Concord Business, and West Concord Village Districts shall require the grant of a special permit as defined in Section 11.6 from the Planning Board.

3.3.4 Additional criteria for establishment, expansion, or relocation of a formula business in the Concord Center, Thoreau Depot, West Concord Business, and West Concord Village Districts:

- (a) The formula business is designed and operated in a manner that preserves the community's distinctive small-town character, as detailed in Section 3.3.1;
- (b) The formula business contributes to the diversity of users to assure a balanced mix of businesses available to serve residents and visitors;
- (c) The formula business does not result in an over-concentration of formula businesses in its immediate vicinity;
- (d) The formula business use, together with the design and any improvements, is compatible with the existing architecture and unique aesthetic appearance of the district;
- (e) The formula business shall not increase the intensity of use on the site to a level that will adversely impact land uses in the area, pedestrian or motor vehicle traffic or the public welfare; and
- (f) No drive-through facilities are allowed.

3.3.5 Determination: A formula business may adapt its business activities in consultation with the Building Inspector so that the proposed establishment no longer qualifies as a formula business as defined in subsection 1.3.10.

Proposed Amendments to Article 32

AMENDMENT 1 (FAILED)

The following **MOTION** was made by Mr. Martinez and was duly seconded but **FAILED** by a substantial majority:

Add to the end of 3.3.2, "provided that a formula business shall not include a franchise."

AMENDMENT 2 (PASSED by counted vote: 251 in favor / 179 opposed)

Upon a **MOTION** made by Mr. Patel and duly seconded it was **VOTED** by a majority to reduce the total number of formula businesses allowed in the Thoreau Depot Business District from 14 to 12.

At 6:02pm Town Meeting adjourned until 7:00pm on May 2, 2022.

ANNUAL TOWN MEETING, Adjourned Session
Concord Carlisle High School Gymnasium & Auditorium
May 2, 2022, 7:00pm

Town Moderator Carmin Reiss called the adjourned session of the Annual Town Meeting to order at 7:02pm, having determined that a sufficient number of voters were present. A total of 725 voters were in attendance on Monday, May 2nd.

Ms. Reiss announced that terms of five out of 15 Finance Committee members were ending following the conclusion of the meeting and that Dee Ortner was reappointed for a second three-year term. Sharesh Bhatia was appointed to her first three-year term and there are now three vacancies on the Finance Committee. Ms. Reiss thanked all Finance Committee members for their dedicated service on this committee.

Ms. Reiss appointed Mr. Fisher as Head Teller, Mr. Carr was appointed as Head Ballot Supervisor, and Mr. Wells was appointed as Assistant Ballot Supervisor. Tellers and Ballot Counters were sworn in by the Moderator and thanked for their service. Ms. Reiss reminded voters that, "Our Town seal bears our motto: *Quam Firma Res Concordia* ... which translates to How strong is harmony. How strong is harmony? Voices in harmony are not the same, but they find a way to work together, as we

deliberate tonight on the articles, let us make values of voices heard, recognize the voices other than our own and find the voice of our community.”

Article 33 – Zoning Map & Thoreau Depot business District

The following **MOTION** was made by Mr. Flint and duly seconded, but **FAILED** for lack of majority by counted vote (305 in favor / 366 opposed):

That the Town take affirmative action on Article 33 as printed in the Warrant.

Amendment 1

The following **MOTION** was made by Ms. Fury and duly seconded, but **FAILED** for lack of majority:

To amend Section 4.2.9, Table I to change from Yes to No instead of Yes to SP

Article 36 – Adopt Local Ballot Option Pursuant to Mass. Gen. Laws 53

Upon a **MOTION** made by Ms. Ackerman and duly seconded, it was **VOTED** by well more than a majority of the voters present that the Town adopt the provisions of Mass Gen. Laws c. 53, §18B, which would allow the Town to provide Concord voters with information related to ballot questions.

Article 37 – Authorize Select Board to Petition to Impose a Checkout Bag Charge – by petition

Upon a Motion made by Mr. Stein and duly seconded, it was **VOTED** by a clear majority that the Town take affirmative action on Article 37 as printed in the handout.

ARTICLE 37: CITIZEN PETITION:

AUTHORIZE SELECT BOARD TO PETITION TO IMPOSE A CHECK OUT BAG CHARGE

Mr. Stein moves that the Town authorize the Select Board to petition the General Court to adopt legislation, as set forth below with changes from the language printed in the Warrant shown in bold italics and strike-through, to implement a minimum charge of \$0.10 for all new checkout bags distributed in the Town of Concord, which legislation would have the underlying purposes of 1) incentivizing consumers to reuse checkout bags, the most environmentally sustainable and economical option, 2) allowing consumers to have the choice of not paying for unwanted or unneeded new checkout bags, 3) allowing collected money to be retained by

the retailer so as to help businesses defray the costs of switching to more environmentally sustainable checkout bag options, and 4) reducing the generation of waste and associated costs of disposal and recycling that must be borne by the Town and its residents; provided, however, that the General Court may make clerical and editorial changes of form only to said bill, unless the Select Board approves amendments to the bill prior to enactment by the General Court; and provided further that the Select Board shall be authorized to approve any such amendments which shall be within the scope of the general public purposes of this petition.

AN ACT AUTHORIZING THE TOWN OF CONCORD TO ESTABLISH A FEE FOR CHECKOUT BAGS

SECTION 1. The following words, unless the context clearly requires otherwise, shall have the following meanings:

“Checkout Bag” shall mean a bag provided by a retail establishment to a customer at the point of sale. Checkout bags shall not include: **(i) bags, whether plastic or not, in which loose produce or products are placed by the consumer to deliver such items to the point of sale or check out area of the store; (ii) a paper bag provided by a pharmacy to a customer purchasing a prescription medication; (iii) a non-handled bag used to protect items from damaging or contaminating other purchased items; or (iv) a non-handled bag that is designed to be placed over articles of clothing on a hanger.**

“Retail Establishment” shall mean any business facility that sells goods directly to the consumer whether for or not for profit, including but not limited to, retail stores, restaurants, pharmacies, convenience and grocery stores, liquor stores, and seasonal and temporary businesses.

SECTION 2. (a) Notwithstanding any general or special law to the contrary, any retail establishment which makes available checkout bags in the Town of Concord shall charge for each such bag equal to or greater than \$0.10 per checkout bag, as established by regulations to be duly promulgated by the ~~Concord Board of Health~~ **Town Manager** or his/her designee.

(b) All monies collected pursuant to this section shall be retained by the retail establishment.

(c) Any charge for a checkout bag shall be separately stated on a receipt provided to the customer at the time of sale and shall be identified as the “checkout bag charge” thereon.

SECTION 3. (a) ~~The health agent for the Concord Board of Health~~ **Town Manager or his/her designee** shall have authority to enforce this law and any regulations promulgated thereunder. This law may be enforced through any lawful means in law or in equity, including but not limited to, noncriminal disposition pursuant to G.L. c. 40 § 21D.

(b) ~~The health agent for the Concord Board of Health~~ **Town Manager or his/her designee** may adopt and amend rules and regulations to effectuate the purposes of this law.

SECTION 4. If any provision of this law is declared to be invalid or unenforceable, the other provisions shall be severable and shall not be affected thereby.

SECTION 5. This act shall take effect three months after its passage.

Article 38 – Development Plan for Municipal Solar Generation

Upon a **MOTION** made by Mr. Banfield and duly seconded, it was **VOTED** by an overwhelming majority that the Town urge the Concord Municipal Light Plant to develop an action plan and schedule for the achievement of the Town’s 2030 solar capacity targets focused on development of new power generation on Town-owned properties and present the plan and schedule to both the Select Board and Finance Committee before the end of 2022. The plan should prioritize open sites and include a public process to evaluate any possible tree removal.

Article 45 – Beede Swim & Fitness Center Enterprise Fund Expenditures

Upon a **MOTION** made by Ms. Atkins and duly seconded, it was **VOTED** by a substantial majority that the Town appropriate \$1,793,000 in enterprise fund receipts and transfer \$552,340 from Certified Retained Earnings as of June 30, 2021, for a total appropriation of \$2,345,340 for the Community Pool Enterprise Fund for the fiscal year ending June 30, 2023 for the operation of the Community Pool,

in accordance with Mass. Gen. Laws c. 44, §53F ½ to be expended under the direction of the Town Manager.

Article 46 – Reformatory Branch Trail Feasibility Study

The following **MOTION** was duly made by Mr. Posner and seconded, but **FAILED** for lack of majority:

Mr. Posner moves that the Town recommend the Select Board allocate \$75,000.00 of such funds as may be made available to the Town from the ‘Infrastructure Investment and Jobs Act,’ Public Law 117-58 of the 117th Congress of the United States, provided such expenditure is appropriate and permissible under the Act, to conduct public forum(s) and a feasibility study or needs assessment, to be undertaken by a consulting firm to be selected by the Town Manager or his or her designee, relating to grading and drainage improvements on and to the Reformatory Branch Trail, including the sections owned by the Natural Resources Commission and the Town of Concord and the section which is a public way, appropriate to current uses, natural resource protection, accessibility for persons with mobility challenges, and public safety and convenience, all as consistent with the Town’s Sustainability Principles, and that the funds thus allocated be administered by the Town Manager or such person or agency as the Town Manager shall designate.

Article 47 – Preserve Concord’s Reformatory Branch Trail

Upon a **MOTION** made by Mr. Gailus and duly seconded, it was **VOTED** by a clear majority that the Town recommend, to the owners of the various portions of the Reformatory Branch Trail in Concord and to the individuals and entities and all other parties responsible for the care thereof, that the Trail continue to be maintained in an unpaved natural condition for walking, hiking, jogging, dog walking, nature immersion, nature observation, photography, and cycling; ... and that any future changes made to drainage, to features affecting individuals with reduced mobility, or to other aspects of the Trail, be done in a way that causes the least injury possible to existing trees, does not clear-cut trees to make the trail wider, and preserves to the greatest extent possible the existing natural characteristics of the Trail.

Meeting dissolved at 10:53pm having no further business to attend to.



Town of Concord

Office of the Town Clerk
22 Monument Square
Concord, Massachusetts 01742-0535

SPECIAL TOWN MEETING **January 20, 2022**

Town Moderator Carmin Reiss called the Special Town Meeting to order at 7:01 pm on Thursday, January 20, 2022 at the Concord-Carlisle High School (CCHS). Voters were checked in from the cafeteria, and from their cars. Voters using the option to attend from their cars were able to tune into WIQH Radio at 88.3 FM and vote by raising their paper ballots. Voters attending in the gymnasium, cafeteria, and auditorium voted by holding up their ballots.

Ms. Reiss declared that she had inspected the Return of Service of the Warrant and found it to be in order. The warrant was mailed to every household. There were 515 registered voters in attendance, of whom 103 voted from their cars.

Ms. Reiss thanked school and town staff for accommodating space at CCHS and all the work done to prepare for the Meeting. She noted that Minuteman Media Network would be broadcasting the meeting on cable through channel 9 and online, and on WIQH Radio 88.3 FM.

Ms. Flood served as Deputy Moderator who would step in for the Moderator if she was unable to perform her duties. Ms. Flood also assisted with moderating from the auditorium, Michael Lawson served as Assistant Moderator for the cafeteria, and Alice Kaufman was Assistant Moderator for the voters outside.

Abe Fisher was appointed Head Teller, Jim Summer, Assistant Teller, Jim Carr served as Ballot Supervisor and Richard Wells served as Assistant Ballot Supervisor.

A special thanks was expressed to Town Meeting Coordinator Chris Carmody for leading Town staff in preparation for Town Meeting. The Select Board, Finance Committee, School Committee, and Middle School Building Committee were praised for their work on the Middle School Building project Warrant Article that was before the voters.

On a motion made by Ms. Ackerman and duly seconded, it was VOTED unanimously to omit the reading of the warrant and return of service.

January 20, 2022
Special Town Meeting

ARTICLE 1. CONCORD MIDDLE SCHOOL BUILDING PROJECT

Upon a **MOTION** made by Ms. Pat Nelson and duly seconded by Ms. Dawn Guarriello, it was **VOTED** by well more than a two-thirds majority that the Town appropriate the sum of one hundred two million eight hundred sixteen thousand dollars (\$102,816,000) to be expended under the direction of the Town Manager, in consultation with the Concord Middle School Building Committee, for the construction of a new middle school, to be located at 835 Old Marlboro Road, Concord, Massachusetts (the present site of the Sanborn Middle School), including, without limitation, the costs of engineering, design, site preparation, construction, landscaping, paving, furnishing and equipping, demolishing the existing school, construction of recreational fields, parking lots and driveways, and all other costs incidental or related thereto; that to meet this appropriation the Treasurer, with the approval of the Select Board, is authorized to borrow said amount under and pursuant to M.G.L. c. 44, §7(1), or pursuant to any other enabling authority; provided, however, that this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by G.L. c.59, §21C (Proposition 2½) amounts required to pay the principal of and interest on the borrowing authorized by this vote.

Having no further business to take up, the Special Town Meeting of 2022 adjourned and dissolved at 8:02 pm.

Respectfully submitted,

Kaari Mai Tari
Town Clerk