

Town of Lexington
Motion
2020 Annual Town Meeting
Consent Agenda Articles
(Articles 2, 3, 4, 5, 6, 7, 9, 10a-10j, 10l, 10n-10o, 12, 13, 14, 15,
16b-16j, 17, 18, 19a, 20, 21, 22, 23, 26, 27, 30, 31, 32)

ARTICLE 2

**ELECTION OF DEPUTY MODERATOR AND REPORTS OF TOWN
BOARDS, OFFICERS AND COMMITTEES**

a. Deputy Moderator

MOTION: That Barry Orenstein be approved as Deputy Moderator.

b. Report of the Committee on Cary Lectures

MOTION: That the report of the Committee on Cary Lectures be received and placed on file and the Committee discharged.

c. Report of the Town Manager

MOTION: That the report of the Town Manager be received and placed on file.

d. Report of the Superintendent of Schools

MOTION: That the report of the Superintendent of Schools be received and placed on file.

e. Reports of the Appropriation Committee

MOTION: That the reports of the Appropriation Committee be received and placed on file.

f. Reports of the Capital Expenditures Committee

MOTION: That the reports of the Capital Expenditures Committee be received and placed on file.

g. Report of the Select Board

MOTION: That the report of the Select Board be received and placed on file.

h. Report of the Community Preservation Committee

MOTION: That the report of the Community Preservation Committee be received and placed on file.

i. Report of the Superintendent of Minuteman Regional Technical High School

MOTION: That the reports of the Superintendent of Schools be received and placed on file.

j. Reports of the Planning Board

MOTION: That the reports of the Planning Board be received and placed on file.

(Revised 06/01/2020)

ARTICLE 3

APPOINTMENTS TO CARY LECTURE SERIES

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MOTION: That a committee of four be appointed by the Moderator to have the charge of the lectures under the wills of Eliza Cary Farnham and Suzanna E. Cary for the current year.

(02/07/2020)

ARTICLE 4

APPROPRIATE FY2021 OPERATING BUDGET

MOTION: That the following amounts be appropriated for the ensuing fiscal year and be raised in the tax levy or from general revenues of the Town, except where a transfer or other source is indicated they shall be provided by such transfer or other source.

Program 1000: Education

Personal Services	\$ 98,932,332
Expenses	\$ 19,425,324
Total Line Item 1100, Lexington Public Schools	\$ 118,357,656
1200 Regional Schools	\$ 2,863,147

Program 2000: Shared Expenses

2110 Contributory Retirement	\$ 6,685,537
2120 Non-Contributory Retirement	\$ 15,907
2130 Employee Benefits (Health/Dental/Life/Medicare)	\$ 30,188,039
2140 Unemployment	\$ 200,000
2150 Workers' Comp.(MGL Ch. 40, Sec. 13A&13C, Ch. 41, Sec. 111F)*	\$ 875,000
2210 Property & Liability Insurance	\$ 845,000
2220 Uninsured Losses (MGL Ch. 40, Sec. 13)*	\$ 250,000
2310 Solar Producer Payments	\$ 410,000

2400 Debt Service

2410 Payment on Funded Debt	\$ 6,147,000
2420 Interest on Funded Debt	\$ 1,030,508
2430 Temporary Borrowing	\$ 3,339,936
2510 Reserve Fund	\$ 750,000
2600 Facilities	\$ 11,990,390

Program 3000: Public Works

3100-3500 DPW Personal Services	\$ 4,332,465
3100-3500 DPW Expenses	\$ 6,473,172

Program 4000: Public Safety

4100 Law Enforcement Personal Services	\$ 7,079,469
4100 Law Enforcement Expenses	\$ 959,089
4200 Fire Personal Services	\$ 6,800,552
4200 Fire Expenses	\$ 697,682

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Program 5000: Culture & Recreation

5100 Library Personal Services	\$	2,372,517
5100 Library Expenses	\$	586,909

Program 6000: Human Services

6000 Human Services Personal Services	\$	660,748
6000 Human Services Expenses	\$	826,074

Program 7000: Land Use, Health and Development

7100-7400 Land Use, Health and Development Personal Services	\$	2,114,074
7100-7400 Land Use, Health and Development Expenses	\$	510,687

Program 8000: General Government

8110 Select Board Personal Services	\$	129,199
8110 Select Board Expenses	\$	114,838
8120 Legal	\$	410,000
8130 Town Report	\$	13,688
8140 PEG	\$	627,151
8210-8220 Town Manager Personal Services	\$	845,915
8210-8220 Town Manager Expenses	\$	269,785
8230 Salary Transfer Account (MGL Ch.40, Sec 13D)*	\$	408,732

and further that Line 8230 is to be transferred by the Select Board for contractual settlements within departments upon recommendation of the Town Manager

8310 Financial Committees	\$	8,262
8320 Misc. Boards and Committees	\$	10,500
8330 Town Celebrations Committee	\$	45,338
8400 Finance Personal Services	\$	1,404,865
8400 Finance Expenses	\$	497,480
8500 Town Clerk Personal Services	\$	440,852
8500 Town Clerk Expenses	\$	149,600
8600 Information Technology Personal Services	\$	939,117
8600 Information Technology Expenses	\$	1,853,600

Note: Asterisk denotes a Continuing Balance Account.

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and that the Town transfer the following sums to meet, in part, appropriations made at this Town Meeting:

- \$ 750,000 from the Health Claims Trust Fund for line item 2130;
- \$ 652,711 from the PEG Access Special Revenue Fund for line items 2130, 2600 and 8140;
- \$2,403,450 from Unreserved Fund Balance/Free Cash for line item 2430;
- \$ 6,200 from the Betterments Fund for line items 2410, 2420 and 2430;
- \$ 40,480 from the Cemetery Sale of Lots Fund for line items 2410, 2420 and 2430;
- \$ 200,000 from the Visitors Center Stabilization Fund for line items 2410, 2420 and 2430;
- \$ 385,000 from the Parking Meter Fund for line items 3100-3500 and 4100;
- \$ 50,000 from the Cemetery Trust Fund for line item 3100-3500;
- \$ 141,000 from the Transportation Demand Management/Public Transportation Stabilization Fund for line items 6000 and 7100-7400;
- \$2,200,000 from Unreserved Fund Balance/Free Cash;
- \$ 930,001 from the Water Enterprise Fund;
- \$ 541,663 from the Sewer Enterprise Fund; and
- \$ 277,771 from the Recreation Enterprise Fund.

(03/11/2020)

ARTICLE 5

APPROPRIATE FY2021 ENTERPRISE FUNDS BUDGETS

MOTION: a) That the Town appropriate the following sums of money to operate the Water Division of the Department of Public Works during fiscal year 2021 under the provisions of M.G.L. Chapter 44, Section 53F½:

Personal Services	\$804,234
Expenses	\$502,925
Debt Service	\$1,278,770
MWRA Assessment	<u>\$8,030,101</u>
 Total	 <u>\$10,616,030</u>

Said sums to be funded from water receipts.

b) That the Town appropriate the following sums of money to operate the Wastewater (Sewer) Division of the Department of Public Works during fiscal year 2021 under the provisions of M.G.L. Chapter 44, Section 53F½:

Personal Services	\$366,568
Expenses	\$444,150
Debt Service	\$1,388,579
MWRA Assessment	<u>\$8,248,093</u>
 Total	 <u>\$10,447,390</u>

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Said sums to be funded from wastewater receipts.

- c) That the Town appropriate the following sums of money to operate the Recreation and Community Programs Department during fiscal year 2021 under the provisions of M.G.L. Chapter 44, Section 53F½:

Personal Services	\$1,535,363
Expenses	<u>\$1,480,045</u>
Total	\$3,015,408

Said sums to be funded from recreation receipts, except that \$375,000 shall be funded from retained earnings, and \$218,916 shall be funded by a transfer from the tax levy.

(03/11/2020)

ARTICLE 6 ESTABLISH QUALIFICATIONS FOR TAX DEFERRALS

MOTION: That the maximum qualifying gross receipts amount for property tax deferrals under Clause 41A of Section 5 of Chapter 59 of the Massachusetts General Laws and Chapter 190 of the Acts of 2008 be raised to \$90,000, beginning in fiscal year 2021.

(02/18/2020)

ARTICLE 7 PETITION GENERAL COURT TO AMEND LEGISLATION REGARDING TAX DEFERRALS

MOTION: That the Select Board be authorized to petition the Massachusetts General Court to enact legislation regarding real property tax deferrals in the Town of Lexington in substantially the form below, and further to authorize the Select Board to approve amendments to said act before its enactment by the General Court that are within the scope of the general objectives of this motion.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Section 2 of Chapter 190 of the Acts of 2008, is hereby renumbered to be Section 3.

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SECTION 2. A new Section 2 of Chapter 190 of the Acts of 2008, is hereby added as follows:

“Section 2. Notwithstanding the provisions of the last paragraph of clause Forty-first A of section 5 of chapter 59 of the General Laws, interest on deferrals granted by the town of Lexington shall accrue at the rate provided in that clause until the conveyance of the property or, if there has not been such a conveyance, one year after the death of the person or surviving spouse whose taxes have been deferred, after which time interest shall accrue at the rate provided in section sixty-two of chapter sixty.”

SECTION 3. This act shall take effect upon its passage.

(Revised 03/09/2020)

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ARTICLE 9 ESTABLISH AND CONTINUE DEPARTMENTAL REVOLVING FUNDS

MOTION:

(a) That Section 110-1 of the Code of Lexington be amended by inserting at the end of the chart in that section, the following row:

Revolving Fund	Authorized Representative or Board to Spend	Departmental Receipts	Use of Fund
Lab Animal Permit Applications/Inspections	Health Director	Lab Animal Permit application fee	Expenses for consulting services to perform inspections before granting permit and for annual inspections of animal research labs.

(b) that the Town authorize the following revolving fund limits for certain Town departments pursuant to the provisions of M.G.L. Chapter 44, Section 53E ½ for Fiscal Year 2021 beginning July 1, 2020 as follows:

FUNDS REQUESTED:

Program or Purpose for Revolving Funds	FY2021 Authorization
School Bus Transportation	\$1,150,000
Building Rental Revolving Fund	\$560,000
Regional Cache - Hartwell Avenue	\$20,000
Lexington Tree Fund	\$45,000
DPW Burial Containers	\$50,000
DPW Compost Operations	\$790,000
Minuteman Household Hazardous Waste Program	\$250,000
Senior Services Program	\$75,000
Residential Engineering Review	\$57,600
Health Programs	\$45,000
Tourism/Liberty Ride	\$200,000
Visitors Center	\$205,000
Lab Animal Permit Applications/Inspections	\$40,000

(03/10/2020)

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ARTICLE 10

**APPROPRIATE THE FY2021 COMMUNITY PRESERVATION
COMMITTEE OPERATING BUDGET AND CPA PROJECTS**

MOTION: That the Town hear and act on the report of the Community Preservation Committee on the FY2021 Community Preservation budget and, pursuant to the recommendations of the Community Preservation Committee, take the following actions:

That the Town reserve for appropriation the following amounts from estimated FY2021 receipts as recommended by the Community Preservation Committee:

1. \$680,000 for the acquisition, creation and preservation of open space;
2. \$680,000 for the acquisition, preservation, rehabilitation and restoration of historic resources;
3. \$680,000 for the acquisition, creation, preservation and support of community housing;
and
4. \$4,760,000 to the Unbudgeted Reserve.

And further, that the Town make appropriations from the Community Preservation Fund and other sources as follows:

- a) That \$20,000 be appropriated for Archives & Records Management and Records Conservation & Preservation, and to meet this appropriation \$20,000 be appropriated from the Historic Resources Reserve of the Community Preservation Fund;
- b) That \$9,000 be appropriated for the Restoration of Margaret, Lady of Lexington Painting, and to meet this appropriation \$9,000 be appropriated from the Historic Resources Reserve of the Community Preservation Fund;
- c) That \$317,044 be appropriated for the Battle Green Master Plan, and to meet this appropriation \$317,044 be appropriated from the Historic Resources Reserve of the Community Preservation Fund;
- d) That this item be indefinitely postponed;
- e) That \$22,425 be appropriated for Daisy Wilson Meadow Preservation, and to meet this appropriation \$22,425 be appropriated from the Open Space Reserve of the Community Preservation Fund;
- f) That \$69,000 be appropriated for Wright Farm Site Access Planning and Design, and to meet this appropriation \$69,000 be appropriate from the Open Space Reserve of the Community Preservation Fund;
- g) That \$450,000 be appropriated for Athletic Facility Lighting, and to meet this appropriation \$450,000 be appropriated from the Unbudgeted Reserve of the Community Preservation Fund;
- h) That \$100,000 be appropriated for Park Improvements - Hard Court Resurfacing - Valley Tennis Courts, and to meet this appropriation \$100,000 be appropriated from the Unbudgeted Reserve of the Community Preservation Fund;

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- i) That \$95,000 be appropriated for Park and Playground Improvements - Sutherland Park, and to meet this appropriation \$95,000 be appropriated from the Unbudgeted Reserve of the Community Preservation Fund;
- j) That \$370,000 be appropriated for Park Improvements - Athletic Fields -Harrington, Bowman and Franklin Fields, and to meet this appropriation \$370,000 be appropriated from the Unbudgeted Reserve of the Community Preservation Fund;
- l) That \$130,000 be appropriated for Lexington Housing Authority - Greeley Village Community Center Preservation, and to meet this appropriation \$130,000 be appropriated from the Community Housing Reserve of the Community Preservation Fund;
- n) That \$3,968,594 be appropriated for CPA Debt Service and related costs, and to meet this appropriation \$351,050 be appropriated from the Open Space Reserve of the Community Preservation Fund, \$425,000 be appropriated from the Historic Resources Reserve of the Community Preservation Fund, \$2,240,680 be appropriated from the Unbudgeted Reserve of the Community Preservation Fund and \$951,864 be appropriated from the Undesignated Fund Balance of the Community Preservation Fund; and
- o) That \$150,000 be appropriated for the Administrative Expenses and all other necessary and proper expenses of the Community Preservation Committee for FY2021 and to meet this appropriation \$150,000 be appropriated from the Unbudgeted Reserve of the Community Preservation Fund.

(03/09/2020)

ARTICLE 12 APPROPRIATE FOR MUNICIPAL CAPITAL PROJECTS AND EQUIPMENT

MOTION: That the following amounts be appropriated for the following capital improvements and that each amount be raised as indicated:

- a) Ambulance Replacement - \$325,000 for the purchase of a new ambulance and all incidental costs related thereto, and that to meet this appropriation \$325,000 be appropriated from the General Fund unreserved fund balance;
- b) Athletic Fields Feasibility Study - \$100,000 for a feasibility study to consider improvements to Town-owned athletic fields and recreation facilities, and that to meet this appropriation \$100,000 be appropriated from the General Fund unreserved fund balance;
- c) Hydrant Replacement Program - \$150,000 for the replacement of fire hydrants and all incidental costs related thereto, and that to meet this appropriation \$75,000 be appropriated from Water Fund Retained Earnings and \$75,000 be appropriated from the General Fund unreserved fund balance;
- d) Storm Drainage Improvements and NPDES Compliance - \$385,000 for constructing and reconstructing storm drains and all incidental costs related thereto, and that to meet this appropriation \$385,000 be appropriated from the General Fund unreserved fund balance;

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- e) Sidewalk Improvements - \$800,000 for rebuilding and repaving existing sidewalks, and all incidental costs related thereto, and to take by eminent domain, purchase or otherwise acquire any fee, easement or other interest in land necessary therefor; and that to meet this appropriation the Treasurer, with the approval of the Select Board, is authorized to borrow \$800,000 under M.G.L. Chapter 44, Section 7, or any other enabling authority. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount;
- f) Equipment Replacement - \$1,368,000 for the cost of department equipment for the Department of Public Works and all incidental costs related thereto, and that to meet this appropriation \$55,000 be appropriated from the Water Fund Retained Earnings; and the Treasurer, with the approval of the Select Board, is authorized to borrow \$1,313,000 under M.G.L. Chapter 44, Section 7, or any other enabling authority. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount;
- g) Townwide Signalization Improvements - \$125,000 for the replacement of traffic and pedestrian signals and related roadway work and expenses incidental thereto, and that to meet this appropriation \$125,000 be appropriated from the General Fund unreserved fund balance;
- h) Street Improvements - \$2,634,022 for road reconstruction, repairs and resurfacing and all incidental costs related thereto, and to take by eminent domain, purchase or otherwise acquire any fee, easement or other interest in land necessary therefor, and that to meet this appropriation \$2,634,022 be raised in the tax levy, and authorize the Town to accept and expend any additional funds provided or to be provided by the Commonwealth of Massachusetts through the Massachusetts Department of Transportation;
- i) New Sidewalk Installations - \$280,000 for constructing new sidewalks on Westminster from Lowell Street to the Arlington Town Line and on Massachusetts Avenue from Crosby Drive to approximately the Route 95 bridge, and all incidental costs related thereto, and to take by eminent domain, purchase or otherwise acquire any fee, easement or other interest in land necessary therefor; and that to meet this appropriation \$280,000 be appropriated from the General Fund unreserved fund balance;
- j) Transportation Mitigation - \$16,504.40 for the Transportation Safety Group for certain traffic, pedestrian and bike safety improvements, including the design and construction of smaller scale safety related projects and education programs related to alternative transportation and bike safety, and that to meet this appropriation \$16,504.40 be appropriated from the Transportation Network Company Special Revenue Fund;
- k) Municipal Technology Improvement Program - \$100,000 for computer equipment, and that to meet this appropriation \$100,000 be appropriated from the General Fund unreserved fund balance;

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- l) Application Implementation - \$325,000 for Town software applications and related costs, and that to meet this appropriation \$325,000 be appropriated from the General Fund unreserved fund balance; and
- m) Phone Systems & Unified Communications - \$150,000 for new telephone systems in town and school buildings, and to meet this appropriation \$150,000 be appropriated from the General Fund unreserved fund balance.

(03/09/2020)

ARTICLE 13

APPROPRIATE FOR WATER SYSTEM IMPROVEMENTS

MOTION: That the Select Board be authorized to make water distribution system improvements, including the installation of new water mains and replacement or cleaning and lining of existing water mains and stand pipes, conducting engineering studies and the purchase and installation of equipment in connection therewith, and pay all incidental costs related thereto, in such accepted or unaccepted streets or other land as the Select Board may determine, subject to the assessment of betterments or otherwise, and to take by eminent domain, purchase or otherwise acquire any fee, easement or other interest in land necessary therefor; to appropriate \$2,200,000 for such distribution systems improvements and land acquisition; and that to meet this appropriation, \$200,000 be raised through water user fees, and the Treasurer, with the approval of the Select Board, is authorized to borrow \$2,000,000 under M.G.L. Chapter 44, Section 8 or any other enabling authority; and further that the Treasurer, with the approval of the Select Board, is authorized to borrow all or a portion of such amount from the Massachusetts Water Resources Authority and in connection therewith to enter into a loan agreement and/or security agreement. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

(03/09/2020)

ARTICLE 14

APPROPRIATE FOR WASTEWATER SYSTEM IMPROVEMENTS

MOTION: That the following be authorized, and that the following amounts be appropriated for the following capital improvements and that each amount be raised as indicated:

- (a) the Select Board be authorized to install sanitary sewer mains and sewerage systems and replacements thereof, and pay all incidental costs related thereto, in such accepted or unaccepted streets or other land as the Select Board may determine, subject to the assessment of betterments or otherwise, in accordance with Chapter 504 of the Acts of

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1897, as amended, or otherwise, and to take by eminent domain, purchase or otherwise acquire any fee, easement or other interest in land necessary therefor; to appropriate for such installation and land acquisition the sum of \$1,000,000; and that to meet this appropriation, \$100,000 be raised through wastewater user fees, and the Treasurer, with the approval of the Select Board, is authorized to borrow \$900,000 under M.G.L. Chapter 44, Section 7 or any other enabling authority; and further that the Treasurer, with the approval of the Select Board, is authorized to borrow all or a portion of such amount from the Massachusetts Water Resources Authority and in connection therewith to enter into a loan agreement and/or security agreement. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.; and that

- (b) \$401,200 be appropriated for pump station upgrades and all incidental costs related thereto, and to raise such amount the Treasurer, with the approval of the Select Board, is authorized to borrow \$401,200 under M.G.L. Chapter 44, Section 7 or any other enabling authority; and further that the Treasurer, with the approval of the Select Board, is authorized to borrow all or a portion of such amount from the Massachusetts Water Resources Authority and in connection therewith to enter into a loan agreement and/or security agreement. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

(03/09/2020)

ARTICLE 15 APPROPRIATE FOR SCHOOL CAPITAL PROJECTS AND EQUIPMENT

MOTION: That \$1,299,246 be appropriated for maintaining and upgrading the Lexington Public School technology systems, including the acquisition of new equipment in connection therewith, and that to meet this appropriation \$1,299,246 be appropriated from the General Fund unreserved fund balance.

(03/09/20)

ARTICLE 16 APPROPRIATE FOR PUBLIC FACILITIES CAPITAL PROJECTS

MOTION: That the following amounts be appropriated for the following capital improvements to public facilities and that each amount be raised as indicated:

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- b) Center Recreation Complex Bathrooms & Maintenance Building Renovation - \$100,000 for design and engineering costs to renovate the Center Recreation Complex bathrooms and maintenance building, and all incidental costs related thereto, and that to meet this appropriation \$100,000 be appropriated from the General Fund unreserved balance;
- c) Public Facilities Master Plan - \$100,000 to create a Public Facilities Master Plan, and that to meet this appropriation \$100,000 be appropriated from the General Fund unreserved balance;
- d) LHS Science Classroom Mining - \$150,000 to provide design and construction dollars to modify existing interior classroom spaces at Lexington High School and all incidental costs related thereto, and that to meet this appropriation \$150,000 be appropriated from the General Fund unreserved balance;
- e) Townwide Roofing Program - \$2,010,152 for replacing the roof at the Bridge Elementary School, located at 55 Middleby Road, Lexington, Massachusetts, including the payment of all costs incidental or related thereto (the "Project"), which proposed repair project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program, and for which the Town has applied for a grant from the Massachusetts School Building Authority ("MSBA"), \$2,010,152 amount to be expended under the direction of School Committee. To meet this appropriation the Treasurer, with the approval of the Select Board, is authorized to borrow said amount under M.G.L. Chapter 44, or pursuant to any other enabling authority. The Town acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and if the MSBA's Board of Directors votes to invite the Town to collaborate with the MSBA on this proposed repair project, any project costs the Town incurs in excess of any grant that may be approved by and received from the MSBA shall be the sole responsibility of the Town; and that, if invited to collaborate with the MSBA on the proposed repair project, the amount of borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the Town and the MSBA. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount;
- f) School Building Envelope and Systems Program - \$239,285 for extraordinary repairs and modifications to school buildings and systems, and that to meet this appropriation \$239,285 be appropriated from the General Fund unreserved fund balance;
- g) Municipal Building Envelopes and Systems - \$208,962 for extraordinary repairs and modifications to municipal buildings and systems, and that to meet this appropriation \$208,962 be raised in the tax levy;
- h) Facility and Site Improvements - \$250,000 for building flooring programs, school paving and sidewalk program, and school traffic safety improvements, and that to meet

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ARTICLE 20 APPROPRIATE FROM DEBT SERVICE STABILIZATION FUND

MOTION: That \$124,057 be appropriated from the Debt Service Stabilization Fund to offset the FY2021 debt service of the bond dated February 1, 2003 issued for funding additions and renovations to the Lexington High School, Clarke Middle School and Diamond Middle School as refunded with bonds dated December 8, 2011.

(03/10/2020)

ARTICLE 21 APPROPRIATE FOR PRIOR YEARS' UNPAID BILLS

MOTION: That this article be indefinitely postponed.

(03/09/2020)

ARTICLE 22 AMEND FY2020 OPERATING, ENTERPRISE AND CPA BUDGETS

MOTION: That the following adjustments be made to the amounts appropriated as recommended by the Community Preservation Committee, and approved under Article 14 of the 2019 Annual Town Meeting:

	From	To
For the acquisition, creation and preservation of open space	\$ 568,000	\$ 634,495
For the acquisition, preservation, rehabilitation and restoration of historic resources	\$ 568,000	\$ 634,495
For the acquisition, creation, preservation and support of community housing	\$ 568,000	\$ 634,495
To the Unbudgeted Reserve	\$ 3,980,200	\$ 4,441,465

(03/11/2020)

ARTICLE 23 APPROPRIATE FOR AUTHORIZED CAPITAL IMPROVEMENTS

MOTION: That this article be indefinitely postponed.

(03/09/2020)

Town of Lexington
Motion
2020 Annual Town Meeting
Consent Agenda Articles
(Articles 2, 3, 4, 5, 6, 7, 9, 10a-10j, 10l, 10n-10o, 12, 13, 14, 15,
16b-16j, 17, 18, 19a, 20, 21, 22, 23, 26, 27, 30, 31, 32)

ARTICLE 26 **AMEND HISTORIC DISTRICTS COMMISSION ENABLING LEGISLATION**

MOTION: That the Select Board be authorized to petition the Massachusetts General Court to enact legislation amending the Historic District Commission's enabling legislation in substantially the form below, and further to authorize the Select Board to approve amendments to said act before its enactment by the General Court that are within the scope of the general objectives of this motion.

Be it enacted by the Senate and House of Representative in General Court assembled, and by the authority of the same as follows:

SECTION 1. Chapter 447 of the Acts of 1956, as previously amended, is hereby amended by replacing the words “Arts and Crafts Society” with the words “Chamber of Commerce” wherever they appear, and by deleting the words “and a secretary” in section 4 of said Act.

(02/18/2020)

ARTICLE 27 **AMEND GENERAL BYLAWS- NOISE CONSTRUCTION LIMITS**

MOTION: To amend Chapter 80-4(A) of the Code of the Town of Lexington (Noise Control) by deleting it and replacing it with the following:

A. Construction/private service/maintenance power equipment.

(i). Contractors are permitted to operate tools or equipment used in construction, including drilling or demolition work, in a manner such that this operation creates noise across a real property boundary that would disturb a reasonably prudent person only on weekdays between the hours of 7:00 a.m. and 5:00 p.m. and on Saturdays between the hours of 9:00 a.m. and 5:00 p.m. Such operation is not permitted on Sundays and legal holidays.

(ii) Residents are permitted to operate tools or equipment used in Construction, including drilling or demolition work on their own property, in a manner such that this operation creates noise across a real property boundary that would disturb a reasonably prudent person only on weekdays between the hours of 7:00 a.m. and 9:00 p.m. and on Saturdays, Sundays and legal holidays only between the hours of 9:00 a.m. and 5:00 p.m.

(iii) In addition to the above restrictions, blasting and the use of powered equipment used in the breaking of rock and pavement, including but not limited to hydraulic or pneumatic hammers, by contractors and residents is permitted on weekdays only between the hours of 9:00 a.m. and 5:00 p.m. and is not permitted on Saturdays, Sundays, and legal holidays.

(Revised 3/3/2020)

**Town of Lexington
Motion
2020 Annual Town Meeting
Consent Agenda Articles
(Articles 2, 3, 4, 5, 6, 7, 9, 10a-10j, 10l, 10n-10o, 12, 13, 14, 15,
16b-16j, 17, 18, 19a, 20, 21, 22, 23, 26, 27, 30, 31, 32)**

ARTICLE 30

LAND EXCHANGE (Citizen Article)

MOTION 1: That the Town authorize the Select Board to lease, sell, convey, release, or otherwise dispose of any interests in certain real property with improvements thereon shown as “Proposed Land Given To MACC” on the plan prepared by Colin Smith Architecture, Inc. dated 1-22-2020 on file with the Town Clerk, being a portion of property described in a taking by the Town of Lexington dated January 16, 1961 recorded in Middlesex South Registry of Deeds, Book 9746 Page 499 (the “Parcel”); provided that such disposition be on such terms and conditions as the Select Board deems appropriate, which may include the reservation of easements and restrictions over, along or through the Parcel.

MOTION 2: That the Town authorize the Select Board to acquire by purchase, donation, eminent domain or otherwise, certain real property shown as “Proposed Land To Be Given to Town” on the plan prepared by Colin Smith Architecture, Inc. dated 1-22-2020 on file with the Town Clerk, being a portion of property conveyed to the Lexington Peace Center LLC by deed date July 3, 2019 recorded with the Middlesex South Registry of Deeds in Book 72969, Page 456 on such other terms and conditions as the Select Board may determine.

(Revised 03/05/2020)

ARTICLE 31

**AMEND GENERAL BYLAWS-DEMOLITION DELAY
(Citizen Article)**

MOTION: That this article be indefinitely postponed.

(02/20/2020)

ARTICLE 32

**EXTEND HANCOCK-CLARK HISTORIC DISTRICT
(Citizen Article)**

MOTION: That this article be indefinitely postponed.

(02/20/2020)