

**TOWN OF LINCOLN, MASSACHUSETTS
ANNUAL TOWN MEETING MOTIONS
Saturday, March 28, 2015**

Note: Motions under articles 3, 4, 5, 6, 7, 12, 13, 14, 18, 19, 21, 22, 23, 24, 25, 26 and 28 are to be found on the green Consent Calendar.

Motion under ARTICLE 2 Selectmen

Moved: That _____ be elected Fence Viewer, and that _____ be elected Measurer of Wood and Bark, for the ensuing year.

Motion under ARTICLE 8 Finance Committee

Moved: That the Town adopt as the FY16 budget appropriation the recommendations listed in the report of the Finance Committee, printed on pages 48-53 inclusive, of the Financial Section and Warrant for the 2015 Annual Town Meeting, and that all items be raised by taxation except to the following extent:

- Dept. 1491 **Cemetery Department-Expenses-** \$5,000 to be transferred from Cemetery Perpetual Care Trust Fund Income-Expendable Trust.

- Dept. 1171 **Conservation Commission- Personnel Services-** \$15,000 to be transferred from the Wetlands Protection Fees-Receipts Reserved for Appropriation.

- Dept. 1290 **Town Offices- Personnel Services-** \$71,000 to be transferred from the Hanscom Fund.

- Dept. 1290 **Town Offices- Personnel Services-** \$60,000 to be transferred from the Water Enterprise Fund.

- Dept. 176-17754 **Debt Service- Principal & Interest-** \$16,549 to be transferred from various Premium on the Sale of Bonds accounts.

- Dept. 176-17754 **Debt Service –Principal & Interest-**\$28,673.23 to be transferred from the Fund Balance Reserved for Debt Service account

- Dept. 61451 **Water Department**
 - Personnel Services-** \$390,449 to be transferred from the Water Enterprise Fund
 - Expenses-** \$477,600 to be transferred from Water Enterprise Fund
 - Debt Service-** \$180,000 to be transferred from Water Enterprise Fund

- Dept. 614513 **Water Department- Emergency Reserve-** \$50,000 to be transferred from Water Enterprise Retained Earnings (Water Surplus).

Motion under ARTICLE 9 Capital Planning Committee

Moved: That the Town accept the report of the Capital Planning Committee and that the following amounts (items A - Q) be appropriated as stated in the table below for the following purposes, including, in each instance, all costs incidental and related thereto:

FY16 CAPITAL PROJECTS				
	ITEM	\$ AMT	SPONSOR	FUNDING SOURCE
A	To fund the down payment on a new car lease for the Building Inspector.	\$10,000	Selectmen	Raise and appropriate by taxation
B	To fund the purchase and equipping of a 4 Wheel Drive Back Hoe, for the Highway Department.	\$120,210	Selectmen	Raise and appropriate by taxation
C	To fund the purchase of Auto External Defibrillators, for the Public Safety Department.	\$23,000	Selectmen	Raise and appropriate by taxation
D	To fund the purchase of PPE Turnout Gear, for the Fire Department.	\$60,000	Selectmen	Raise and appropriate by taxation
E	To fund the replacement of portable radios, for the Fire Department.	\$14,000	Selectmen	Raise and appropriate by taxation
F	To fund the network capacity upgrades, for the IT Department.	\$7,000	Selectmen	Raise and appropriate by taxation
G	To fund the purchase of replacement personal computers, for the IT Department.	\$17,000	Selectmen	Raise and appropriate by taxation
H	To fund the purchase of the Tyler Reporting System, for the Finance Department.	\$12,000	Selectmen	Raise and appropriate by taxation
I	To fund the purchase of replacement printers, for the Police Department, and any related equipment.	\$3,000	Selectmen	Raise and appropriate by taxation
J	To fund the purchase of a replacement for the SportsMan Server, for the Recreation Department, and any related equipment.	\$4,500	Selectmen	Raise and appropriate by taxation
K	To fund modifications to the ductwork and controls to the Town Archives Room at the Library, and to authorize the disposal, by sale or otherwise, of any related excess equipment.	\$12,000	Library Trustees	Raise and appropriate by taxation
L	To fund the Library Space Planning Study.	\$14,000	Library Trustees	Raise and appropriate by taxation

M	To fund the replacement/upgrade of the Fire Alarm Notification Panel at LSRHS, and any related equipment.	\$19,000	Selectmen	Raise and appropriate by taxation
N	To fund the purchase and equipping of two replacement cruisers for the Police Department, and any related equipment, and to authorize the disposal of, by sale or otherwise, any related excess vehicles or equipment.	\$74,831	Selectmen	Raise and appropriate by taxation
O	To fund the purchase of replacement firearms for the Police Department, and any related equipment, and to authorize the disposal of any related excess equipment.	\$10,488	Selectmen	Raise and appropriate by taxation
P	To fund the replacement of the wooden window curtain walls and insulate the masonry walls at Hartwell.	\$40,000	School Committee	Raise and appropriate by taxation
Q	To fund the replacement/upgrade program of the computers at the Lincoln Public School, and any related equipment.	\$107,771	School Committee	Raise and appropriate by taxation

Motion under ARTICLE 10 Community Preservation Committee

Moved: That the Town receive and act upon a report from the Community Preservation Committee and that the following amounts (items A - M) be appropriated or reserved from Fiscal Year 2016 Community Preservation Fund Revenues, or transferred from prior year's revenues for Community Preservation purposes as specified:

CPA Article	Project	Total Appropriation	Source of Appropriation
A	To fund, for historic preservation purposes, the FY16 debt service payment on the town offices renovation project.	\$329,075	\$329,075 from FY16 CPA estimated annual revenues
B	To fund, for open space purposes, a part of the purchase price for approximately 55 acres of land, more or less, known as the Jerodel property and located at Winter Street, Lincoln, MA, and shown as Assessors' Map and Parcel 165-21-1, and to authorize the Board of Selectmen to acquire and/or accept such land or an interest therein, including but not limited to a conservation restriction meeting the requirements of G.L. c.184, §§31-33.	\$100,000	\$100,000 from CPA open space reserves
C	To fund, for open space purposes, a part of the purchase price for approximately 4 acres of land, more or less, known as the Schmid property located at Silver Hill Road, Lincoln, MA, and shown as Assessors' Map and Parcel 164-12-0, and to authorize the Board of Selectmen to acquire and/or accept such land or an interest therein, including but not limited to a conservation restriction meeting the requirements of G.L. c.184, §§31-33.	\$200,000	\$136,962 from CPA open space reserves and \$63,038 from CPA undesignated fund balance
D	To fund, for historic preservation purposes, the preservation of the Joshua Child Collection at the Lincoln Town Archives.	\$25,000	\$25,000 from FY16 CPA estimated annual revenues
E	To fund, for recreation purposes, the construction and installation of a new multisport court on Ballfield Road.	\$146,000	\$146,000 from FY16 CPA estimated annual revenues
F	To fund, for recreation purposes, the rehabilitation and restoration of tennis courts on Ballfield Road.	\$20,000	\$20,000 from FY16 CPA estimated annual revenues
G	To fund, for historic preservation purposes, the preservation, rehabilitation and restoration of the Bemis Hall basement.	\$290,000	\$290,000 from CPA undesignated fund balance
H	To fund CPC FY16 administrative expenses	\$3,000	\$3,000 from FY16 CPA estimated annual revenues
I	To fund FY16 debt service payments due on permanent borrowing for previously voted CPA projects.	\$104,625	\$104,625 from FY16 CPA estimated annual revenues

	Project Appropriation Subtotal	\$1,217,700	
J	Housing Reserve	\$55,576	\$10,235 from additional FY15 CPA state revenue and \$45,341 from FY16 CPA estimated annual revenues
K	Open Space/Land Acquisition Reserve	\$66,626	\$10,235 from additional FY15 CPA state revenue and \$45,341 from FY16 CPA estimated annual revenues
L	Historic Preservation Reserve	\$0.00	From additional FY15 CPA state revenue and FY16 CPA projected revenues
M	Recreation Reserve	\$0.00	From additional FY15 CPA state revenue and FY16 CPA projected revenues
	Reserves Subtotal	\$122,202	
	Grand Total of all CPA Appropriations:	\$1,339,902	

**Article 10
Explanations**

This article proposes projects recommended by the Community Preservation Committee under Lincoln’s Community Preservation Act (CPA) passed at the March, 2002 Annual Town Meeting and the November, 2002 Election. The descriptions of the proposed projects/actions are contained below:

- A. **Debt Service on Town Offices Renovation-** The 2011 Town Meeting approved project costs of \$6.8 million to renovate the Town Office Building. Of that total, \$1,000,000 was appropriated from CPA funds to reduce the Town borrowing. The annual debt service on the bond is \$329,075. It is recommended that CPA funds be used for this historic purpose in FY 2016.

- B. **Acquisition of 55 acres of land-** The Jerodel property on Winter Street is identified on the Town’s Open Space Plan as “Land of Conservation Interest” and is one of the largest remaining parcels of unprotected open space in Lincoln. There are ongoing efforts for this land to be acquired for conservation purposes so as to preserve valuable wetlands, watershed land, and wildlife habitat. This piece of land also directly connects to several existing conservation holdings. The proposed appropriation would fund a portion of the purchase price for this property to assist with the total cost of the acquisition. It is contemplated that the Town will acquire a conservation restriction in the property, and the motion authorizes the Board of Selectmen to accept such a restriction.

- C. **Acquisition of 4 acres of land-** The Schmid property on Silver Hill Road is identified on the Town’s Open Space Plan as “Land of Conservation Interest”. There are ongoing efforts for this otherwise developable lot to be acquired for conservation purposes so as to preserve land with scenic vistas and diverse wildlife habitat. This piece of land also abuts protected open space. The parcel also features an established and well-used public trail that provides an important link in our trail system. The proposed appropriation would fund a portion of the purchase price for this property to assist with the total cost of the acquisition. It is contemplated that the Town will acquire a conservation restriction in the property, and the motion authorizes the Board of Selectmen to accept such a restriction.

- D. **Joshua Child Collection**- Preservation and digitization of this 18th to mid-19th century collection containing correspondence, financial and legal documents illustrating how one family lived in Colonial Lincoln, including the Revolutionary War. Town records are included in this collection because Joshua Child served as a constable and selectman for the Town of Lincoln.
- E. **Multisport Court**-Installation of a multisport court would provide outdoor basketball, deck hockey, ice hockey, volleyball and badminton (and tennis in the event the clay courts are not usable) play for all ages. Its ideal location to be positioned near the school gym, Codman Pool and Tot Lot park will create a variety of new opportunities for community members to enjoy on a “drop in” basis, and allow efficient monitoring of the overall area by Parks and Recreation and Public Safety staff.
- F. **Tennis Court Renovation**-Renovation of the court would correct and level major depressions in the clay base and provide a new surface on which to apply annual maintenance material. The clay courts on Ballfield Road are currently the oldest recreational facilities in the town and are in need of improvements beyond yearly maintenance.
- G. **Renovation of Bemis Hall Basement**-Extensive renovation would ideally result in the creation of 2 fully accessible bathrooms (separate men and women’s bathrooms), 2 confidential counseling rooms, 1 large program space and proper storage areas. The renovation would improve the Council on Aging’s ability to serve its constituents, and would be available to future users should the COA vacate Bemis at some point in the future.
- H. **Administrative Expenses** -These funds will be used primarily to pay the \$2,875 annual membership dues in the Community Preservation Coalition, a statewide organization that represents the interests of CPA communities. The balance will be available for costs associated with public information, mailings, and public hearings. Any funds not spent prior to the end of FY16 will be returned to the CPA Fund.
- I. **FY16 Debt Service payments** -Debt payment costs associated with the seventh year of permanent financing for previously voted CPA projects pursuant to Article 8 of the April 2, 2005 Town Meeting including the Harrington Row Land Acquisition, Affordable Housing – Sunnyside Lane construction and rehabilitation, and the Library Gund Roof replacement.
- J. **Housing Reserve** - The CPA requires that a minimum of 10% of annual revenues be spent or set aside for affordable housing.
- K. **Open Space/Land Acquisition Reserve** - The CPA requires that a minimum of 10% of annual revenues be spent or set aside for open space/land conservation.
- L. **Historic Preservation Reserve** - The CPA requires that a minimum of 10% of annual revenues be spent or set aside for historic preservation.
- M. **Recreation Reserve** – The CPA permits, but does not require, the Town to spend or set aside funds for recreational purposes. No funds are reserved for recreational purposes at this time.

MOTION under ARTICLE 11 Citizens Petition

Moved: That the Town support the proposal of the Grade Eight Warrant Article Group to clear underbrush, invasive plants and other growth in an area adjacent to the Smith School playing field which is used also as a school garden and an emergency evacuation area for students, and to transfer from Free Cash \$2,500 for such purpose, including all costs incidental and related thereto.

MOTION under ARTICLE 15 Finance Committee

Moved: That the Town raise and appropriate the sum of \$595,642 by taxation to add funds to the Debt Stabilization Fund, so called, previously established pursuant to the March 26, 2011 Town Meeting, Article 19, in accordance with Massachusetts General Laws, Chapter 40, Section 5B, for the purpose of funding future capital expenditures and debt service payments; and to transfer to the Debt Stabilization Fund the sum of money appropriated under Article 8 for the Lincoln-Sudbury Regional High School that exceeds the final Lincoln assessment for FY 2016 that is voted by the Lincoln-Sudbury Regional High School committee for FY 2016 in accordance with law.

MOTION under ARTICLE 16 Finance Committee

Moved: That the Town raise and appropriate the sum of \$650,000 by taxation to add funds to the Group Insurance Liability Fund established by Chapter 474 of the Acts of 2008, which Fund will help offset the Town's so-called "other post-employment benefits" liability established by the Statements 43 and 45 of the Governmental Accounting Standards Board.

MOTION under ARTICLE 17 Finance Committee

Moved: That the Town raise and appropriate \$24,118 by taxation, to add funds, representing Lincoln's proportionate share of the contribution recommended by the Lincoln Sudbury Regional High School Committee, to the Lincoln Sudbury Regional School District Retirees Health Insurance Trust Fund, established by the acceptance of Chapter 32B, Section 20 of the Massachusetts General Laws, as amended by Chapter 68, section 57 of the Acts of 2011, for Lincoln Sudbury Regional High School, which Fund will help offset the High School's so-called "other post-employment benefits" liability established by Statements 43 and 45 of the Governmental Accounting Standards Board.

MOTION under ARTICLE 20 Selectmen

Moved: That the Town act on a recommendation from the Board of Selectmen and Finance Committee and present the annual Bright Light Award to _____ and to transfer from Free Cash the sum of \$500 to support this award.

MOTION under ARTICLE 27 Finance Committee

Moved: That the Town transfer from free cash the sum of \$_____ to reduce the total amount to be raised by taxation pursuant to the votes previously taken under Article 8 of this Warrant, or any other article of this Warrant authorizing the appropriation of funds.

MOTION under ARTICLE 29 Board of Selectmen

Moved: That the Town hear a status report from the Selectmen regarding their continuing investigation of options for improved facilities for the Council on Aging, the Parks and Recreation Department and other community organizations.

MOTION under ARTICLE 30 School Committee

Moved: That the Town raise and appropriate \$750,000 by taxation, for the purpose of conducting a Feasibility Study to develop building project RENOVATION choices for the Lincoln School, located at Ballfield Road, including all costs incidental and related thereto, to MEET LONG-RANGE FACILITIES NEEDS, INCLUDE EDUCATIONAL ENHANCEMENTS, and RESPECT THE CURRENT CAMPUS CONFIGURATION, and further, NOTING that pursuing these project goals will likely require a MINIMUM Town contribution of \$30 million; provided, however, that the vote taken hereunder shall be made contingent upon the approval by the voters of the Town at an election of a "capital outlay exclusion" in accordance with the provisions of Massachusetts General Laws, Chapter 59, Section 21C (i½), otherwise known as Proposition 2½, so-called. Provided further, however, that the funds appropriated hereunder may only be expended by appropriate Town officials in the event the Town is invited to participate in the Massachusetts School Building Authority Grant Program, and then only in a manner consistent with the Town's submission to the MSBA for such purposes, which program, the Town acknowledges, is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any costs the Town incurs in excess of a grant approved and received from the MSBA, if any, shall be the sole responsibility of the Town, and further, that notwithstanding the above characterization of the feasibility study and its goals, the study shall be defined in a manner consistent with any requirements imposed by the MSBA.

MOTION under Article 31 School Committee

Moved: That the Town, in order to financially support a COMPREHENSIVE RENOVATION of the Lincoln School which addresses LONG-RANGE FACILITIES NEEDS AND EDUCATIONAL ENHANCEMENTS, will seek a partnership with the Massachusetts School Building Authority (MSBA) by supporting the School in filing a Statement of Interest with the MSBA.

MOTION under Article 32 School Committee

Moved: That the Town raise and appropriate \$750,000 by taxation, for the purposes of conducting a Feasibility Study to assist the School Committee in developing REPAIR project choices that address the FACILITIES NEEDS of the Lincoln School, including all costs incidental and related thereto; provided, however, that the vote taken hereunder shall be made contingent upon the approval by the voters of the Town at an election of a “capital outlay exclusion” in accordance with the provisions of Massachusetts General Laws, Chapter 59, Section 21C (i½), otherwise known as Proposition 2½, so-called.

MOTION under Article 33 Selectmen & School Committee

Moved: That the Town raise and appropriate \$75,000 from taxation, for development of a campus master plan for the Ballfield Road school complex, to include an evaluation of traffic/circulation, site accessibility, safety, parking, wetlands, zoning set-backs, septic and building locations, including all costs incidental and related thereto; provided, however, that the vote taken hereunder shall be made contingent upon the approval by the voters of the Town at an election of a “capital outlay exclusion” in accordance with the provisions of Massachusetts General Laws, Chapter 59, Section 21C (i½), otherwise known as Proposition 2½, so-called.

MOTION under ARTICLE 34 Minuteman Regional School Committee

Moved: That the Town, acting consistent with Section VII of the existing “Agreement With Respect to the Establishment of a Technical and Vocational Regional School District” for the Minuteman Regional Vocational School District, accept the amendments to said Agreement which have been initiated and approved by a vote of the Regional School Committee on March 11, 2014 and which have been submitted as a restated “Regional Agreement” bearing the date of March 11, 2014 to the Board of Selectmen of each member town.

MOTION under ARTICLE 35 Selectmen

Moved: That the Town pass over this article.

MOTION under ARTICLE 36 Conservation Committee

Moved: That the Town pass over this article.

MOTION under ARTICLE 37 Planning Board

Moved: That the Town amend the Zoning Bylaw Section 10.2 as follows, with proposed deletions to the bylaw language shown in ~~strike through text~~ and additions shown in ***bolded italic text.***

SECTION 10 B-2 SERVICE BUSINESS DISTRICT. The B-2 Service Business District is intended for buildings and uses providing goods and services for inhabitants of the Town.

10.1 Uses Permitted: provided that no building permit for the uses listed below (~~a-h~~) ***(a-i)*** shall be issued unless a site plan has been submitted and approved in accordance with the provisions of **Section 17** below:

Any uses permitted and as regulated elsewhere in this By-law in an R-2 General Residence District.

10.2 Uses Permitted Subject to the Permission of the Board of Appeals, as provided in **Section 20** below, with the written advice of the Planning Board in each case:

(a) service station or repair shop for motor vehicles, appliances and other light equipment, provided that, except for the storage of school buses, there shall be no storage of such motor vehicles, appliances, or other light equipment on the premises other than those in process of, or awaiting repair, or awaiting delivery or

pickup after repair;

(b) business or professional offices, **or bank**;

(c) craft workshops, including retail sales of products produced on the premises;

(d) sale and rental of light equipment;

~~(e) barbershops and hairdressers;~~

~~(f) dry-cleaning outlet;~~

(e) barber shop, beauty shop, laundry and dry cleaning pick up agency, shoe repair, and other similar retail service establishment;

(f) store for retail sale of merchandise;

(g) light manufacturing and assembly generating no noise, smoke, odor or other offensive characteristics;

(h) offices for general building, building maintenance, landscaping, electrical and similar contractors, including outdoor storage of supplies, tools, equipment and vehicles incidental to actual conduct of the activity.

(i) rail or bus station or terminal.

MOTION under ARTICLE 38 Planning Board

Moved: That the Town amend the Zoning Bylaw Section 15.3.2.1 (e) as follows, with proposed deletions to the bylaw language shown in ~~strikethrough text~~ and additions shown in **bolded italic text**.

(e) other service establishments and retail businesses: the minimum required parking and loading spaces, excluding driveways, for these establishments shall be in proportion to at least one parking space for each ~~one hundred forty (140)~~ **two hundred fifty (250)** square feet or fraction thereof of gross floor area, excluding basement storage area;

MOTION under ARTICLE 39 Planning Board

Moved: That the Town amend the Zoning Bylaw Sections 13.5 and 23 as follows, with proposed deletions to the bylaw language shown in ~~strikethrough text~~ and additions shown in **bolded italic text**.

Section 13.5 Exterior Lighting:

All artificial lighting **permanently** installed in any district, **shall consist only of fully shielded light fixtures** and be so installed ~~or shielded~~ as to prevent direct light or glare from the light source from interfering with the vision of motorists or pedestrians passing in the street or streets abutting the premises and as to prevent direct light or glare from illuminating neighboring properties. **Existing light fixtures are exempt from this regulation.**

Section 13.5.1

All exterior lamps shall have a Correlated Color Temperature (CCT) value of 3000K or below.

Section 13.5.2

Exterior light fixtures on residential properties shall have a maximum output of 900 lumens.

Section 23 Definitions.

Fully shielded light fixture: *A fixture that does not emit above a horizontal plane through the fixture.*

Light Fixture: *The assembly that holds the lamp in a lighting system. It includes the elements designed to give light output control, such as a reflector (mirror) or refractor (lens), the ballast, housing, and the attachment parts.*

Lamp: *A device that produces light.*

MOTION under ARTICLE 40 Agricultural Commission

Moved: That the Town pass over this article.

MOTION under ARTICLE 41 Agricultural Commission

Moved: That the Town pass over this article.

MOTION under ARTICLE 42 Citizen Petition

Moved: That the Town adopt the following resolution:

Purpose and background for this Warrant: Global warming, caused primarily by the burning of fossil fuels and the resulting increase in greenhouse gases in the atmosphere, is a serious threat to current and future generations in Lincoln and around the world. Already Global warming is causing costly disruption of human and natural systems throughout the world, including the acidification of the oceans, melting of Arctic and glacial ice, rising sea levels, increasing heat waves, drought, extreme weather, and corresponding food and water shortages, property damage, loss of biodiversity, and death.

The effects of global warming will further intensify with increased temperatures such that almost all governments in the world, including the United States, have agreed (through the 2009 Copenhagen Accord) that any warming above a 2C (3.6F) rise would be unsafe for human habitation. Scientists estimate that humans can emit only approximately 565 more gigatons of carbon dioxide into the atmosphere and still retain a reasonable hope of not exceeding 2C of (additional) global warming.

Proven coal, oil and gas reserves counted as assets of fossil fuel companies equal roughly 2,795 gigatons of CO₂, or five times the maximum amount that can safely be released to prevent more than 2C temperature increase from global warming. However, Fossil fuel companies continue to explore for even more fossil fuel deposits that cannot be burned without rendering Earth unfit for human habitation. Fossil fuel companies operate under the imperative to create shareholder profit rather than for long term public benefit, while using their considerable financial resources to create confusion on the science of global warming, and to influence the government to maintain laws and regulations favorable to the continuing sale of their product.

The Town of Lincoln has a moral duty to protect the lives and livelihoods of its inhabitants and of people around the world from the threat of global warming and believes that its investments should support a future without the catastrophic impacts of a warming environment. The Town of Lincoln has a duty to its employees and taxpayers to maintain the value of funds invested on their behalf and to avoid risky investments. Investments in fossil fuel companies could prove highly risky given that 80% of their proven reserves could become “stranded” and unusable assets if governments act to protect a habitable climate.

****THEREFORE, BE IT RESOLVED:**

- 1) Lincoln Town Meeting urges its Collector and Town Treasurer to review their investment portfolios in order to identify any holdings that include direct or indirect investments in Fossil Fuel Companies, defined for purposes of this Resolution as any of the two hundred publicly-traded companies with the largest coal, oil and gas reserves (as measured by the gigatons of carbon dioxide that would be emitted if those reserves were extracted and burned) such as those companies listed in the Carbon Tracker Initiative’s “unburnable Carbon” report.

- 2) Lincoln Town Meeting urges its Retirement Board and Town Treasurer to adopt policies to divest from such existing public equities, corporate bonds, or other direct holdings in Fossil Fuel Companies within five years and to preclude any new direct investments in Fossil Fuel Companies in the future.
- 3) For any investments of the Town of Lincoln in commingled funds that are found to include Fossil Fuel Companies, Town Meeting urges the Collector and Town Treasurer to contact the fund managers and request that the Fossil Fuel Companies be removed from such funds.
- 4) The Collector/Town Treasurer release annual updates, that are made available to the public, which detail progress made towards full divestment in Fossil Fuel Companies within five years; and
- 5) Town Meeting urges the Board of Selectmen, Town Treasurer and Collector to endorse proposed state legislation requiring divestment of statewide retirement funds (Middlesex County Retirement) from Fossil Fuel Companies, and
- 6) The Town Clerk send copies of this Resolution to Lincoln's elected state and national officials including President Barack Obama, Senators Elizabeth Warren and Edward Markey, Representative Katharine M. Clark, Governor Charlie Baker, State Senator Michael Barrett, and State Representative Thomas Stanley, as well as to State Treasurer Deborah B. Goldberg, Middlesex County Retirement to take any other action relative thereto.

Nothing herein shall be construed as requiring the Collector/Town Treasurer, Commissioner of Trust Funds to violate their fiduciary duty as determined by the Town's Counsel, or, in the case of the Trustees, by the appropriate state appointed counsel.

**Similar versions of this resolution have been voted on in Massachusetts Towns and have passed. Most recently, Concord, Sudbury, and Framingham, passed such Resolutions. Including passage in five additional Massachusetts towns with comparable Resolutions, a total of eight Massachusetts Towns have passed this Resolution, to date. Additionally, there is a statewide divestment bill, S1225, in committee on Beacon Hill.

MOTION under ARTICLE 43 Citizen Petition

Moved: That the Town authorize the Board of Selectmen to petition the General Court for special legislation authorizing the Board to issue a license for the sale of all alcoholic beverages to be drunk on the premises to Blazes, Inc., at a location to be determined, as described below; provided, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court; and provided further that the Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition; as follows.

An Act Authorizing the Town of Lincoln to Grant a License for the Sale of All Alcoholic Beverages to be Drunk on the Premises

SECTION 1. Notwithstanding the provisions of section 11 of chapter 138 or of any other general or special law to the contrary, the Board of Selectmen of the town of Lincoln is hereby authorized to issue a license to Blazes, Inc. for the sale of all alcoholic beverages to be drunk on the premises at a location to be determined in the town of Lincoln, under the provisions of section 12 of chapter 138. The license shall be subject to all of said chapter 138 except for said section 17, and to any regulations and guidelines adopted by the Massachusetts Alcoholic Beverages Control Commission relative to the service of alcoholic beverages.

The Board of Selectmen shall not approve the transfer of the license to any other location once said location is approved, provided that the license may be granted by the Board of Selectmen at the same location if an applicant for the license files with the board of selectmen a letter from the department of revenue indicating that the license is in good standing with the department and that all applicable taxes have been paid. If the license granted under this section is cancelled, revoked or no longer in use, such license shall be returned physically, with all of the legal rights, privileges and restrictions

pertaining thereto, to the Board of Selectmen and the Board of Selectmen may then grant the license to a new applicant at the same location and under the same conditions as specified in this section.

SECTION 2. Notwithstanding the provisions of sections 11 and 11A of chapter 138 of the General Laws as to the time and manner of voting on the question of issuing the license set forth above, this act shall be submitted for its acceptance to the qualified voters of the town of Lincoln following the effective date of this act at an annual or special town election in the form of the following question:

“Shall an act passed by the General Court in the year 2015, entitled ‘Authorizing the Town of Lincoln to Grant a License for the Sale of All Alcoholic Beverages to be Drunk on the Premises’, be accepted?”

Below the ballot question shall appear a fair and concise summary of the ballot question prepared by town counsel and approved by the Board of Selectmen.

If a majority of the votes cast in answer to the question is in the affirmative, the town shall be taken to have authorized the issuance to Blazes, Inc. of a license to sell all alcoholic beverages to be drunk on the premises, but not otherwise.

SECTION 3. This act shall take effect upon passage.

MOTION under ARTICLE 44 Citizen Petition

Moved: That the Town (1) support HD 1988, An Act for a U.S. Constitutional Amendment and Amendments Convention, submitted to the Massachusetts General Court calling on Congress to propose a Constitutional Amendment stating that: (a) U.S. Constitutional rights are the rights of natural persons only, and (b) Congress and the states shall place limits on political contributions and expenditures to ensure that all citizens have access to the political process, and recognize that the spending of money to influence elections is not protected free speech under the First Amendment; and provides further that if Congress does not propose this Constitutional Amendment within six months of the passage of this bill, then this bill constitutes a Petition of the Commonwealth to the Congress to call a Convention for the purpose of proposing Amendments to the U.S. Constitution as soon as two-thirds of the states have applied for a Convention; and (2) ask that our Board of Selectmen transmit copies of this Warrant Article and HD 1988 to our State and Federal elected officials.

MOTION under ARTICLE 45 Citizen Petition

Moved: That the Town support a resolution that urges Town boards, commissions and committees to consider, in relevant cases, and report in their minutes, the impact of their decisions on Climate Change.