

**TOWN OF LINCOLN, MASSACHUSETTS
ANNUAL TOWN MEETING MOTIONS
Saturday, March 19, 2016**

Note: Motions under articles 3, 4, 5, 6, 7, 13, 14, 15, 19, 20, 23, 24 and 25 are to be found on the green Consent Calendar.

Motion under ARTICLE 2 Selectmen

Moved: That Noah Eckhouse and Andy Beard be elected Fence Viewer, and that Bryce Wolf, Jim Meadors and Deb Dorsey be elected Measurer of Wood and Bark, for the ensuing year.

Motion under ARTICLE 8 Finance Committee

Moved: That the Town adopt as the FY17 budget appropriation the recommendations listed in the report of the Finance Committee, printed on pages 50-55 inclusive, of the Financial Section and Warrant for the 2016 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. 1197 **Town PEG Access Cable- Total** -\$83,436 to be transferred from the PEG Access Cable Fund, contingent upon acceptance of the provisions of Massachusetts General Law, Chapter 44, Section 53F¾ to establish a PEG Access and Cable Related Fund under Article 32.

- 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. 1331 **Lincoln Sudbury Regional High School- Assessment-**\$9,000 to be transferred from the PEG Access Cable Fund, contingent upon acceptance of the provisions of Massachusetts General Law, Chapter 44, Section 53F¾ to establish a PEG Access and Cable Related Fund under Article 32.

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

- Dept. 61451 **Water Department**
 - Personnel Services-** \$400,199 to be transferred from the Water Enterprise Fund
 - Expenses-** \$493,600 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 - M) be appropriated as stated in the table below for the following purposes, including, in each instance, all costs incidental and related thereto:

FY17 CAPITAL PROJECTS				
	ITEM	\$ AMT	SPONSOR	FUNDING SOURCE
A	To fund the replacement of the jaws of life for the Fire Department.	\$38,000	Selectmen	Raise and appropriate by taxation
B	To fund the replacement of portable radios for the Fire Department.	\$35,000	Selectmen	Raise and appropriate by taxation
C	To fund the purchase of auto external defibrillators for four Town buildings for the Fire Department.	\$4,000	Selectmen	Raise and appropriate by taxation
D	To fund the replacement of the Town building fire alarm radio boxes for the Fire Department.	\$18,500	Selectmen	Raise and appropriate by taxation
E	To fund the replacement of the police computer aided dispatch & records management system (CAD & RMS) for the IT Department.	\$40,000	Selectmen	Raise and appropriate by taxation
F	To fund the installation of a ramp and stairs at the end of the Library Lane sidewalk.	\$53,904	Library Trustees	Raise and appropriate by taxation
G	To fund an engineering study of the options for replacing the Library air conditioning system.	\$4,500	Library Trustees	Raise and appropriate by taxation
H	To fund the replacement/upgrade of the security camera system at LSRHS, and any related equipment.	\$21,450	Selectmen	Raise and appropriate by taxation
I	To fund the purchase of a backup radio fire alarm reporting for the Communications Department, and any related equipment.	\$10,300	Selectmen	Raise and appropriate by taxation
J	To fund the purchase and equipping of one replacement cruiser for the Police Department, and any related equipment, and to authorize the disposal of, by sale or otherwise, any related excess vehicles or equipment.	\$40,255	Selectmen	Raise and appropriate by taxation
K	To fund the purchase and equipping of one replacement motorcycle for the Police Department, and any related equipment, and to authorize the disposal of any related excess equipment.	\$22,400	Selectmen	Raise and appropriate by taxation

L	To fund the purchase of electronic control weapons, so-called Tasers, for the Police Department, and any related equipment.	\$15,600	Selectmen	Raise and appropriate by taxation
M	To fund the replacement/upgrade of the wireless network infrastructure at the Lincoln School, and any related equipment.	\$53,892	School Committee	Raise and appropriate by taxation

Motion under ARTICLE 10 Capital Planning Committee

Moved: That the Town of Lincoln raise and appropriate the sum of \$320,000.00 by taxation for the purchase of an articulated loader and a street sweeper for the DPW, 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 11 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 - O) be appropriated or reserved from Fiscal Year 2017 Community Preservation Fund Revenues, or transferred from prior years' revenues for Community Preservation purposes as specified:

CPA Article	Project	Total Appropriation	Source of Appropriation
Appropriations:			
A	To fund, for historic preservation purposes, the FY17 debt service payment for the town offices renovation project.	\$405,175	\$405,175 from FY17 CPA projected revenues
B	To fund, for open space purposes, a portion of the purchase price for the acquisition of approximately 3 acres, more or less, of a larger parcel of property known as the Hargeaves Heald property located at Sandy Pond Road, Lincoln MA, shown as Assessors' Map and Parcel 143-12-0, and to authorize the Board of Selectmen to acquire said property for conservation purposes and held under the care, custody and control of the Conservation Commission in accordance with the provisions of G.L. c.40, §8C, and further, to authorize the Board of Selectmen to convey to a non-profit organization, charitable corporation or foundation a conservation restriction meeting the requirements of G.L. c184, §§31-33.	\$225,000	\$66,626 from CPA open space reserves and \$158,374 from general CPA fund balance
C	To fund, for open space purposes, a transfer of money to the Conservation Trust.	\$70,000	\$70,000 from FY17 projected revenues
D	To fund, for historic preservation purposes, the preservation of the Assessor's Valuation Book 1760-1833.	\$47,410	\$47,410 from general CPA fund balance
E	To fund, for historic preservation purposes, the preservation of the Isabel Peirce Collection.	\$33,145	\$33,145 from general CPA fund balance
F	To fund, for historic preservation purposes, the purchase of flat files for storage of Town archive documents.	\$7,007	\$7,007 from general CPA fund balance
G	To fund, for historic preservation purposes, all electrical connections for wiring a pre-existing generator at Bemis Hall.	\$6,000	\$6,000 from general CPA fund balance
H	To fund, for historic preservation purposes, the preservation of the Samuel Hoar Map of Lincoln 1772.	\$3,015	\$3,015 from general CPA fund balance

I	To fund, for historic preservation purposes, the preservation of the Samuel Hoar Map of Lincoln 1795.	\$1,830	\$1,830 from general CPA fund balance
J	To fund CPC administrative expenses.	\$3,000	\$3,000 from FY17 CPA projected revenues
K	To fund FY17 debt service payments due on permanent borrowing for previously voted CPA projects.	\$96,300	\$96,300 from FY17 CPA projected revenues
	Project Appropriation Subtotal	\$897,882	
	Reserves:		
L	Housing Reserve	\$55,440	from additional FY16 state revenue and FY17 CPA projected revenues
M	Open Space/Land Acquisition Reserve	\$0	from additional FY16 state revenue and FY17 CPA projected revenues
N	Historic Preservation Reserve	\$76,840	from additional FY16 state revenue and FY17 CPA projected revenues
O	Recreation Reserve	\$0	from additional FY16 state revenue and FY17 CPA projected revenues
	Reserves Subtotal	\$132,280	
	Additional Appropriation:	\$0	
	Grand Total of all CPA Appropriations:	\$1,030,162	

Article 11 Explanations

This article proposes projects recommended by the Community Preservation Committee under the Community Preservation Act (CPA) accepted by the Town 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 \$405,175. It is recommended that CPA funds be used for this historic purpose in FY 2017.
- B. **Acquisition of 3 acres of land-** The Hargeaves-Heald property located at Sandy Pond Road has been identified by the Town as being of conservation interest due to its proximity to the Smith Andover Field and its location in the Historic Town Center. In addition, the land contains an important potential trail easement that could help connect to the Lincoln Schools.
- C. **Conservation Fund-** The Conservation Commission has requested transfer of \$70,000 to the Town's Conservation Fund for expenditures consistent with the Community Preservation Act, the Conservation Fund

and the Town's Open Space Plan. This will increase the balance in the Conservation Fund to \$100,000. Monies in the Conservation Fund allow the Conservation Commission to respond quickly when lands of conservation interest become available for purchase, to provide a purchase option deposit, or to fund expenses such as surveyors or for soil testing. CPA funds previously transferred to the Town's Conservation Fund have been used to purchase the Heck property, the Booth property and the Flint property (north of Route 2).

- D. **Assessor's Valuation Book 1760-1833**-Valuations of real and personal property (including cash, livestock, buildings, and land) are listed. Historians use this primary source information to determine what Lincoln was like, how its residents lived, and how conditions changed over time. Preservation includes imaging these books and adding them to the Digital Commonwealth, Massachusetts' repository for historical collections.
- E. **Isabel Peirce Collection**- The Peirce family had a farm in Lincoln. Isabel (Carret) Peirce saved letters from her family from 1840s through 1870s, including Civil War letters from her husband, William L. G. Peirce. Preservation includes imaging these letters and adding them to the Digital Commonwealth.
- F. **Archives Flat Files**-- Each of the Flat Files has 10 drawers that can store oversize archival documents (generally maps and plans) as large as 24" x 36". Storing documents in their original flat condition is the best way to preserve them.
- G. **Generator for Bemis Hall** – To purchase labor and materials to make all electrical connections for wiring a pre-existing generator at Bemis Hall (an historic building located within one of Lincoln's historic districts). The building would be protected from harm due to inclement weather. By generating back-up electricity the building will remain heated, powered and in operation for Town citizens to use during such weather situations and/or related power interruptions.
- H. **Samuel Hoar Map of Lincoln 1772**- This is one of the earliest maps of Lincoln and it was drawn just a few years before the Revolutionary War began. A recent archaeology project by the Minute Man National Historical Park discovered artifacts from the battle known as Parker's Revenge that took place on the afternoon of April 19, 1775, the first day of the Revolutionary War, in Lincoln near the border between Lincoln and Lexington. This map provided important information to the researchers. Preservation includes imaging this map and adding this image to the Digital Commonwealth.
- I. **Samuel Hoar Map of Lincoln 1795**- Twenty three years after he drew his 1772 map of Lincoln, Samuel Hoar drew another map of Lincoln. It shows how Lincoln had developed by the start of the nineteenth century. Preservation includes imaging this map and adding this image to the Digital Commonwealth.
- J. **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 FY17 will be returned to the CPA Fund.
- K. **FY17 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.
- L. **Housing Reserve** - The CPA requires that a minimum of 10% of annual revenues be spent or set aside for affordable housing.

- M. **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.
- N. **Historic Preservation Reserve** - The CPA requires that a minimum of 10% of annual revenues be spent or set aside for historic preservation.
- O. **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 12 Citizens Petition

Moved: That the Town support the proposal of the Eighth Grade Warrant Article Group to replace one or more of the existing water bubblers at the Brooks School with a Hydration Station(s) in order to encourage more sustainable drinking water and other environmentally friendly practices in the school and in the town at large, and to transfer from Free Cash \$3,500 for such purpose, including all costs incidental and related thereto.

MOTION under ARTICLE 16 Finance Committee

Moved: That the Town raise and appropriate the sum of \$284,084 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 2017 that is voted by the Lincoln-Sudbury Regional High School committee for FY 2017 in accordance with law.

MOTION under ARTICLE 17 Finance Committee

Moved: That the Town raise and appropriate the sum of \$750,000 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 18 Finance Committee

Moved: That the Town raise and appropriate \$36,000 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 21 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 Nancy Zuelke and to transfer from Free Cash the sum of \$500 to support this award.

MOTION under ARTICLE 22 Conservation Commission

Moved: That the Town appropriate and transfer the sum of \$25,000 from the Conservation Receipts Reserved for Appropriation Account for land stewardship initiatives including: control of Japanese knotweed, phragmites, and other invasive plants, Muster Field culvert repair, and native plantings.

MOTION under ARTICLE 26 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 27 Minuteman High School Committee

Moved: That the Town pass over this article.

MOTION under ARTICLE 28 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 enhancement, will seek partnership with the Massachusetts School Building Authority (MSBA) by supporting the School in filing a Statement of Interest with the MSBA.

MOTION under ARTICLE 29 School Committee

Moved: That the Town support the vote taken under Article 30 of the March 28, 2015 Town Meeting raising and appropriating the sum of \$750,000, contingent upon a Capital Outlay Exclusion, which was approved at the March 30, 2015 Town Election, for a Feasibility Study to develop building project renovation choices for the Lincoln School located at Ballfield Road, only in the event the Town was invited to participate in the Massachusetts School Building Authority Grant Program, to instead provide that such funds shall be used for a Feasibility Study, including all costs incidental and related thereto, to assist the School Committee in developing building project renovation choices for the Lincoln School, located at Ballfield Road, that respect the current campus configuration, noting that a project that meets long-range facilities needs and includes educational enhancements will likely require a MINIMUM Town investment of \$30 million.

MOTION under ARTICLE 30 Selectmen

Moved: That the Town hear a report from the School Committee's and Board of Selectmen's Campus Master Planning Committee.

MOTION under ARTICLE 31 Selectmen/Green Energy Committee

Moved: That the Town pass over this article.

MOTION under ARTICLE 32 Selectmen

Moved: That the Town accept the provisions of Massachusetts General Law, Chapter 44, Section 53F3/4 to establish a PEG Access and Cable Related Fund, into which revenue received in connection with a franchise agreement between cable operators and the Town of Lincoln shall be deposited, and which funds shall only be appropriated for cable-related purposes consistent with the franchise agreement, including but not limited to (i) support of public, educational or governmental access cable television services; (ii) monitor compliance of the cable operator with the franchise agreement; or (iii) prepare for renewal of the franchise license; and further to transfer the balance of current PEG Access funds to this fund to begin operation on July 1, 2017.

MOTION under ARTICLE 33 Town Clerk

Moved: That the Town amend the Dog Regulations Bylaw Section 13(D) as follows, with proposed deletions to the bylaw language shown in ~~strikethrough~~ text and additions shown in ***bolded italic text***.

Section 13.D. Registration, Licenses and Fees

Any owner of a dog which at the commencement of a license period is six (6) months of age or older and is located in the Town of Lincoln shall obtain a license for that dog commencing on January 1 of each year. An owner of a dog which becomes six (6) months old during a license period, or a person who becomes an owner of a dog six (6) months of age or older during a license period shall in each such case also be obligated to obtain a license for such dog for the remainder of the relevant license period.

~~License fees for all dogs, male, female, neutered or spayed shall be ten dollars (\$10.00) annually.~~ ***License fees for all neutered or spayed dogs shall be ten dollars (\$10) annually. The fee for intact male and female dogs shall be fifteen dollars (\$15) annually.*** ~~Overdue fees shall increase to fifteen dollars (\$15.00) if not paid on or before April 1.~~ ***A late fee of five dollars (\$5) shall be assessed on any license not paid on or before April 1st.*** If any tag shall be lost, the owner of such dog shall forthwith secure a substitute tag from the Town Clerk. The fee for a duplicate tag shall be one dollar (\$1.00). A valid rabies certificate must be presented each time a dog is licensed.

MOTION under ARTICLE 34 Planning Board

Moved: That the Town amend the Zoning By-Law, Sections 13.5 (exterior lighting) and 23 (definitions) as follows, with proposed deletions to the bylaw language shown in ~~strikethrough text~~ and additions shown in ***bolded italic text***.

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.

13.5.1

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

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 35 Planning Board

Moved: That the Town pass over this article.

MOTION under ARTICLE 36 Citizen Petition

Moved: That the Town (1) endorse **A Petition to the U.S. Congress to Adopt a Uniform National Gun Safety Law** acknowledging (a) that the number of privately owned firearms and the number of fatalities and injuries in the United States is far greater than any other industrialized country in the world, and (b) that a uniform national gun safety law would eliminate state by state differences that permit the spread of lethal weapons through illegal sales and trafficking, and (c) that the U.S. Congress needs to fund gun safety research as a public health epidemic, and (d) that core provisions of recently enacted gun safety laws in New York and Connecticut were found constitutional by Federal Appeals Court that therefore form a constitutional model for new uniform national legislation; and (2) ask our Board of Selectmen to transmit copies of this Warrant Article and Resolution to our Federal elected officials including the President of the United States Barack Obama and Vice President Joseph Biden, Massachusetts Senators Elizabeth Warren and Edward Markey, and Congresswoman Katharine Clarke.

MOTION under ARTICLE 37 Citizen Petition

Moved: That the Town adopt the following resolution:

Whereas: Global warming, caused, significantly by the burning of fossil fuels and resulting increase in greenhouse gasses in the atmosphere, is a serious threat to current and future generations in Lincoln and around the world;

Whereas: Global warming is already causing costly disruption of human and natural systems throughout the world, including the acidification of oceans, melting of arctic and glacial ice, rising sea levels, extreme weather and corresponding food and water shortages, property damage, loss of biodiversity and death;

Whereas: The effects of global warming will further intensify with increasing temperatures such that almost every government of the world (including the United States) has agreed through the 2009 Copenhagen Accord and the recent Paris Accords, that any warming above a 2° C (36° F) rise would be unsafe for human habitation;

Whereas: Fossil fuel companies continue to explore for even more fossil fuel deposits that cannot be burned without rendering the earth unfit for human habitation;

Whereas: Proven coal, oil and gas reserves, counted as assets of fossil fuel companies, equal roughly five times the maximum amount that can safely be released to prevent more than 2° C of global warming;

Whereas: Fossil fuel companies operate under the imperative to create shareholder profit rather than for long term public benefit, using their considerable financial resources to mislead the public on the scientific consensus about the dangers of global warming and to influence the government to maintain laws and regulations favorable to the continuing sale of their products;

Whereas: 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 should advocate for a future without the catastrophic impacts of a warming environment;

Whereas: There is a national movement to divest from fossil fuel companies as both a moral action and a means of weakening the political influence of the fossil fuel industry;

Whereas: Investments in fossil fuel companies could and are already proving highly risky given that 80% of their proven reserves could become stranded and unsalable assets if governments act to protect a habitable climate;

Whereas: Numerous Universities concerned about their holdings have started to divest their fossil fuel investments and two of the largest banks, Citi Bank and Bank of America have announced their intentions to no longer loan funds to fossil fuel companies; These achievements have contributed to the decision by The Rockefeller Foundation, the charitable institution started by the founders of Standard Oil and Exxon Mobil to divest ALL their holdings related to fossil fuels.

Whereas: Leadership is critical to build national momentum for the movement to divest from fossil fuel companies. The President of the United States and the Pope have called upon citizens to make climate change an urgent priority for action in their communities including investment in clean, renewable energy and divestment from dirty fossil fuels.

Therefore, be it resolved that: The voters of Lincoln request the Board of Selectmen to endorse already proposed state legislation (House Bill No. 2269) requiring divestment of statewide retirement funds in the Pension Reserve Investment Trust (PRIT) from fossil fuel companies and to send copies of this Resolution to Governor Baker, State Treasurer Goldberg, State Senators Michael Barrett and Jamie Eldridge, Senate President Stan Rosenberg, State Representative Thomas Stanley, and Speaker of the House, Tom DeLeo.