

**TOWN OF MILTON
2013**



Annual Town Meeting

Tuesday, April 30 ELECTION

Monday, May 6 TOWN MEETING

**Milton High School Auditorium
7:30 p.m.**

WARRANT

**INCLUDING THE REPORT OF THE WARRANT COMMITTEE
AND RECOMMENDATIONS ON ARTICLES**

as required by Chapter 3, Section 4, of the General Bylaws of the Town

FY13 AND FY14 REVENUE

	FY 2013	FY 2014	\$ Difference
PROPERTY TAXES			
Previous Levy Limit	60,513,345	62,453,928	1,940,583
Add 2.5% Levy	1,512,834	1,561,348	48,514
New Growth	427,749	350,000	(77,749)
Override/(Underlevy)	0	0	0
Sub-Total	62,453,928	64,365,276	1,911,348
Debt Exclusion	2,988,473	2,921,264	(67,209)
Less: Bond Premium	(487,487)	(707,140)	(219,653)
Excess Levy Capacity	0	0	0
Sub-Total	2,500,986	2,214,124	(286,862)
Maximum Allowed	64,954,914	66,579,400	1,624,486
LOCAL RECEIPTS			
Water & Sewer Receipts	12,488,345	12,708,590	220,245
All Other	5,717,000	5,849,050	132,050
Total	18,205,345	18,557,640	352,295
STATE AND FEDERAL AID			
Unrestricted	9,275,275	9,173,247	(102,028)
School Lunch Offset	25,743	25,460	(283)
Library Grant	22,076	21,833	(243)
Total	9,323,094	9,220,540	(102,554)
AVAILABLE FUNDS			
Police	1,400	1,400	0
Cemetery	0	0	0
Overlay Reserve	104,372	462,697	358,325
School Building Project	487,487	707,140	219,653
Total	593,259	1,171,237	577,978
Stabilization Fund	0	0	0
Free Cash	621,644	2,238,335	1,616,691
TOTAL REVENUE	93,698,256	97,767,152	4,068,896

FY13 AND FY14 EXPENDITURES

ARTICLE	APPROPRIATIONS	FY2013	FY2014	\$ Difference
7,13	Union/Non-Union Raises and Set-asides	303,082	310,204	7,122
9	Non-Capital Items	78,483	549,060	470,577
10	Audit	56,000	66,200	10,200
11	Employee Benefits	14,556,077	15,199,828	643,751
12	Employee Security Benefits	100,000	100,000	0
14	Police Department	6,014,848	6,158,358	143,510
14	Fire Department	4,668,871	4,768,035	99,164
14	Other Public Safety	356,922	362,927	6,005
15	Public Safety Personnel	0	1,000,000	1,000,000
17	General Government	3,303,808	3,439,922	136,114
21	Boards & Committees	304,999	298,210	(6,789)
22	Master Plan	25,000	100,000	75,000
23	DPW General & Vehicle	2,227,284	2,223,956	(3,328)
23	Solid Waste	1,904,789	1,926,145	21,356
7,13,23	Water & Sewer	11,570,280	11,765,223	194,943
29	Board of Health	179,578	184,208	4,630
30	Library	1,059,357	1,085,563	26,206
31	Cemetery	704,849	722,817	17,968
32	Park & Recreation	384,910	392,322	7,412
33	School Department	35,412,344	36,955,499	1,543,155
34	Blue Hills Regional Technical School	790,275	842,454	52,179
36	Consolidated Facilities	607,167	620,278	13,111
37	Interest & Maturing Debt	4,014,057	3,886,633	(127,424)
38	Stabilization Fund	490,859	284,112	(206,747)
38	Capital Stabilization Fund	134,983	142,056	7,073
38	GASB 45 Stabilization Fund	134,983	142,056	7,073
39	Reserve Fund	448,278	250,000	(198,278)
40	FY13 Reserve Fund Supp. Approp.	0	180,000	180,000
	Other Articles	1,000	0	(1,000)
TOTAL APPROPRIATIONS		89,833,083	93,956,066	4,122,983
NON-APPROPRIATED EXPENDITURES				
	State & County Assessments	3,269,605	3,322,050	52,445
	Overlay	420,000	420,000	0
	School Lunch Offset (Cherry Sheets)	25,743	25,460	(283)
	Library Grant (Cherry Sheets)	22,076	21,833	(243)
	Other Non-appropriated	0	21,743	21,743
TOTAL NON-APPROPRIATED		3,737,424	3,811,086	73,662
TOTAL EXPENDITURES		93,570,507	97,767,152	4,196,645

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In compliance with the Americans with Disabilities Act, this warrant can be made available in alternative formats. The May 2013 Annual Town Meeting, if requested, will be offered by assisted listening devices or an interpreter certified in sign language. Requests for alternative formats should be made as far in advance as possible.

Should you need assistance, please notify the Board of Selectmen at 617-898-4843 or 617-696-5199 TTY.

Smoking and other tobacco use is prohibited in school facilities and outside on school grounds by MGL Chapter 71, Section 37H, “An Act Establishing the Education Act of 1993.” This law applies to any individual at any time.

**2013
ANNUAL TOWN ELECTION**

Commonwealth of Massachusetts) SS.
County of Norfolk

To any of the constables of the Town of Milton in said County:

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the Town of Milton, qualified to vote in Elections and Town affairs, to meet at the several designated polling places in their respective Precincts in said Milton, to wit:

- | | |
|-----------------|---|
| In Precinct 1. | Tucker School, Blue Hills Parkway |
| In Precinct 2. | Milton Senior Center, Walnut Street |
| In Precinct 3. | Cunningham Park Community Center, Edge Hill Road |
| In Precinct 4. | Milton Senior Center, Walnut Street |
| In Precinct 5. | Copeland Field House, Milton High School, Gile Road |
| In Precinct 6. | Cunningham School Gymnasium, Edge Hill Road |
| In Precinct 7. | Cunningham Park Community Center, Edge Hill Road |
| In Precinct 8. | Cunningham School Gymnasium, Edge Hill Road |
| In Precinct 9. | Copeland Field House, Milton High School, Gile Road |
| In Precinct 10. | Tucker School, Blue Hills Parkway |

On Tuesday, April 30, 2013 next at 7 o'clock in the forenoon, then and there to bring in to Precinct Officers of their precincts their votes on the one ballot respectively the following Town Officers to wit:

- One SELECTMAN and SURVEYOR OF THE HIGHWAY
for a term of three years
- A TOWN TREASURER for a term of one year
- One ASSESSOR for a term of three years
- Two SCHOOL COMMITTEE members for a term of three years
- One PARK COMMISSIONER for a term of three years
- One Member of the BOARD of HEALTH for a term of three years
- Three TRUSTEES of the PUBLIC LIBRARY for a term of three years
- Four CONSTABLES for a term of three years
- One MODERATOR for a term of three years
- One member of the HOUSING AUTHORITY for a term of five years
- One TRUSTEE of the CEMETERY for a term of five years
- One PLANNING BOARD member for a term of five years

One hundred-one Town Meeting members as follows:

Precinct One:	Nine for a term of three years, One for a term of two years
Precinct Two:	Eleven for a term of three years
Precinct Three:	Ten for a term of three years, One for a term of one year
Precinct Four:	Eleven for a term of three years, One for a term of two years, One for a term of one year
Precinct Five:	Nine for a term of three years
Precinct Six:	Ten for a term of three years
Precinct Seven:	Ten for a term of three years, One for a term of one year
Precinct Eight:	Ten for a term of three years
Precinct Nine:	Ten for a term of three years
Precinct Ten:	Six for a term of three years

For these purposes the polls will be open at each and all of said precincts at seven o'clock in the forenoon and will be closed at eight o'clock in the evening.

And thereupon by adjournment of said meeting on the following Monday to wit, May 6, next at seven thirty in the evening at the Milton High School Auditorium, 25 Gile Road in said Milton, then and there to act upon the following articles to wit:

Articles 1 through 53 inclusive appearing in regular type on the following pages.

And you are directed to warn said inhabitants qualified as aforesaid to meet at the times and places and for the purposes herein mentioned by posting attested copies of the Warrant in each of the Post Offices of said Town seven days before the thirtieth day of April, and leaving printed copies thereof at the dwelling houses of said Town at least four days before said date.

Hereof fail not and make due return of this Warrant with your doings thereon to the Town Clerk, on or before said thirtieth day of April, next.

Given under our hands at Milton this twenty-eighth day of March, two thousand thirteen.

J. Thomas Hurley
Denis F. Keohane
Robert C. Sweeney

BOARD OF SELECTMEN

A True Copy: Attest

Stephen Freeman
CONSTABLE OF MILTON

MESSAGE FROM THE MODERATOR BRIAN M. WALSH

Welcome to the 2013 Annual Town Meeting!

As elected town meeting members you will be participating directly in the governance of your town. “The town meeting, oldest expression of democracy in the Western Hemisphere, survives with unabated vigor in the rural sections of the New England States.” Hernane Tavares de Sa, “Town Meeting Tonight” in America, June 1949, p.8. Your active participation assures that Milton’s own tradition of “unabated vigor” during the deliberations, debates and votes on the warrants presented for your consideration will continue.

The presiding officer for this town meeting is your Moderator who is empowered “to give liberty of spech, and silence unceasonable and disorderly speakeings, [and] to put all things to a voate . . .” The fundamental Orders of Connecticut, Secs. 6 and 10 (1639). See also the Body of Liberties, Secs. 54 and 71 (Massachusetts, 1641). The procedures and process for the conducting of town meeting in Milton stems from a combination of directives set forth in the bylaws of the Town and in traditions that have developed over the long history of the Town Meeting in Milton. That each town meeting member may understand the basic rules and procedures followed in order to enhance his/her participation in the process. I take this occasion to review some of the fundamental rules which will govern the debates and votes on the warrants presented for your consideration and judgment.

First, town meeting members are required to check in with the Town Clerk and to be seated in the lower part of the auditorium. Town citizens and others who are not Town Meeting Members are required to be seated in the upper part of the auditorium.

Second, any town meeting member wishing to speak to any article or pending related matter will first go to the nearest microphone and, upon being recognized by the Moderator, will identify herself/himself by giving his or her name and precinct. If you have not been recognized by the Moderator, you are not permitted to speak to the meeting. On occasion members will informally alert the Moderator that they desire to be recognized to speak on a certain article. While your Moderator will attempt to remember who desires to be recognized on any article, please be advised that the only way in which a member can be sure to be recognized is to go to a microphone and wait to be recognized. Your Moderator will from time to time simply forget to recognize someone who has informally indicated a desire to speak.

Third, by longstanding tradition, while any other voter of the town who is not a town meeting member may not vote, he or she may be recognized to address town meeting providing that the voter in advance has obtained permission from the Moderator.

Fourth, any person who is employed as an attorney by another person interested in any matter under discussion shall disclose the fact of his or her employment before speaking thereon.

Fifth, with reference to each article in the warrant the recommendation of the Warrant Committee shall ordinarily be considered to have been presented in the form of a motion by the Chairperson which has been seconded by the Secretary or other members of the Warrant Committee who is a Town Meeting member. Unless the Moderator otherwise expressly states at the time, the question to be voted on under each article will usually be whether or not to accept the recommendation of the Warrant Committee. In the event that the Warrant Committee recommends a NO vote on an article, the question will be presented as a vote on a motion made and seconded to approve the article, i.e., members will vote YES if they favor the article and NO if they oppose the article, as recommended by the Warrant Committee.

Sixth, when it is announced by the Moderator that the Meeting will proceed to vote, debate will be closed and the pending question will be put to the Town Meeting.

Seventh, upon a question being put to the Town Meeting, the Moderator will first determine by voice vote the sense of the Meeting. If the Moderator is unable to decide by the sound of the voices or if his announcement of the vote is doubted by seven town meeting members standing in their places, the Moderator shall then proceed to have a standing vote on the question. If the vote is further doubted by twenty-five town meeting members standing in their places, then there will be a roll call of the meeting with the Town Clerk calling the name of each town meeting member in alphabetical order and each Town Meeting member upon his/her name being called shall rise in place and answer YES or NO.

Eighth, no vote shall be reconsidered at the same meeting, except upon a motion made within one hour of the adoption of such vote, unless by two-thirds vote, provided that the time which elapses during any adjournment of the meeting shall be excluded in computing the hour since the adoption of the vote.

With these procedures in mind, I am confident that the Town Meeting will provide a forum for full debate and careful consideration of the articles and recommendations of the Warrant Committee.

REPORT OF THE WARRANT COMMITTEE FOR THE 2013 ANNUAL TOWN MEETING

To the Honorable Board of Selectmen:

The Warrant Committee herewith presents to the Town Meeting and to the voters and taxpayers of the Town estimates and recommendations for action on articles submitted to the Annual Town Meeting convening on Monday, May 6, 2013.

The Warrant Committee recommends that Town Meeting vote appropriations totaling \$97,942,152 (excluding revolving funds and bond issues). The recommended budget would result in an estimated increase of 2.52% in the residential property tax rate, from \$14.70 per thousand in fiscal year 2013 (FY13) to \$15.07 per thousand in fiscal year 2014 (FY14). For the average resident, with a home valued at \$508,262, the proposed budget would result in an estimated tax increase of \$189.00

The budget recommended by the Warrant Committee is balanced within the limits of Proposition 2 ½. It is based on an estimated 5.09% increase in available revenue (vs. 2.12% in FY13) excluding Water and Sewer enterprise funds, use of the Stabilization Fund and proposed new bond issues. It was determined in consultation with the Town Accountant and Town Treasurer that rather than withdraw \$871,972 (see revised article 29 of the 2012 warrant) from the Stabilization fund and then replace with onetime funds, the onetime funds would be used in FY14.

The increase in available revenue over FY13 is due to a substantial increase in non-recurring revenue – largely Free Cash. The Free Cash increase in FY14 is made up from the following items:

- \$646,119 from monies returned by departments due to positions funded for the full FY13 but filled during the year, returns from the FY12 reserve fund, reductions in the appropriation for Group Insurance and non-contributory retirement, and the combination of several smaller savings;
- \$149,323 from State and County Assessments that were less than those anticipated;
- \$83,017 from Personal Property and Real Estate Taxes that were higher than anticipated;
- \$462,005 from Local receipts in excess of those budgeted (including Motor Vehicle Excise Tax, Penalties/Interest on Taxes, Charges for Trash services and Meals Tax);
- \$124,562 from Cherry Sheet receipts in excess of estimates;

- \$533,193 from other non-recurring Revenue (Tax Foreclosure Proceeds, FEMA Snow Storm Reimbursement and Wheelabrator Settlement);
- \$185,586 from Fund balance deficits in FY11 for which funds were received in FY12;
- \$54,530 in other miscellaneous receipts.

The Board of Assessors was also able to release an additional \$358,325 from the Overlay Reserve for FY14 over last year.

Rising costs and inflation affect the Town in much the same manner as an individual living on a fixed income. It is for that reason and because other sources of revenue remain flat, that we must request that the appropriation be raised to the legal levy limit. The Warrant Committee requested that all departments present level dollar budget requests for FY14 (i.e. a budget that would allow each department to operate with the same amount of money as last year). All of the Town Departments were able to do so. As you will see, we have set forth a plan for FY14 that will provide funds for the Town Departments to operate effectively. However, funding requests for personnel approved by the Personnel Board (1 full time Park Department position and 1 half time Inspectional Services position) remain unfunded.

The School Department requested a \$2.9 million increase over last year's budget. As with the Town Departments, available operational monies were used to fill anticipated FY14 steps, lanes, contractual increases and new SPED and reading positions from the Advancement budget, totaling \$1,502,612. Additionally, one-time non-capital items were identified and funded to the total of \$440,000. Finally, an additional \$40,543 of recurring operational funds was identified and recommended to be appropriated. The remaining \$1 million shortfall results from a new, unfunded SPED mandate. The School Department must find funding for this deficit in their existing budget and as a result they are proposing to eliminate 13.2 positions as well as some services to cover this shortfall.

Looking ahead to FY15 it is clear that the Town has reached the end point of being able to fund department budgets without an operational override. At the Annual Town Meeting in May 2011 and again in 2012 the Chair of the then Warrant Committee noted in his remarks that an override would likely be necessary in FY15 as the monies banked by conservative budgeting would no longer be available. This Warrant Committee concurs with that statement. For FY14, the increase in revenue as allowed by Proposition 2 ½ is \$1,561,348 (based on 2.5% of the FY13 levy limit of \$62,453,928). Based on the appropriations proposed in the Warrant, for FY15, the increase would be \$1,609,132, based on the

FY14 levy limit of \$64,365,276. This sum is manifestly insufficient (in both FY14 and certainly in FY15) to cover the contractual salary and wage increases for the Town and School departments and the increases in non-discretionary budgets such as the Group Health Insurance, Retirement and Group Insurance.

As the Warrant Committee looks ahead to the FY15 budget process, we expect to be looking at a contingent budget with steep cuts in services without an operational override. We expect to have early discussions with the Board of Selectmen to discuss the necessity of a FY15 override and amount of such override.

I. The Town's FY14 Budget

A. Revenues

The principal areas of income are property taxes, new growth, state aid, local receipts, water and sewer revenues and available funds.

- Proposition 2 ½ limits the increase in the tax levy limit to 2.5% per year. The increase for FY14 is \$1,561,348, or 2.5% of the FY13 total of \$62,453,928.
- New growth is added to the levy limit increase to obtain the total amount raised from the property tax. Residential increases are generally not a significant factor. In many cities and towns, commercial development is the primary source of new growth. In Milton, where we have little new commercial development, this is not a significant amount. We are estimating new growth at \$350,000 for FY14 which is an increase of \$50,000 over that estimated in the 2012 Annual Town Meeting warrant for FY13. The Board of Assessors, in establishing the rate for FY14, recognized a three year average in excess of \$350,000 over the last three years and determined that \$350,000 was a reasonable expectation of new growth for FY14.
- State aid is determined by the legislature. At the time of writing, the Governor's budget had proposed the sum of \$9,870,396 or about 5.87% above last year's final amount. The Warrant Committee is taking a conservative approach and has opted to use a projection of \$9,220,540 or some \$649,856 less than the governor's budget. This amount is the same percentage reduction (98.9%) used to craft the FY13 budget last year. There are no clear indications as to whether the House and Senate will follow the Governor's lead, and the House and Senate budgets are released after the Warrant goes to press, so the Warrant Committee recommends this conservative approach. The Warrant Committee would recommend that any additional funds received in State Aid will be applied to operating budgets, and/or the Stabilization Fund for use in FY15.

- Local Receipts can be categorized into two parts: Water & Sewer revenues and everything else. Following discussion with the Town Accountant, we estimate that non-water & sewer local receipts will increase slightly by about \$132,000 from FY13 to FY14.
- Water & Sewer revenues are raised through the rates. As in previous years, the Town Accountant and DPW Director have worked to ensure that the appropriate attributions of services on the Town’s budget are allocated to the Water and Sewer budget.
- Available funds include such items as unused monies in various accounts (i.e. retirement or capital, and collective bargaining set-asides).

Table A (change in income from FY13 to FY14)

Property Taxes	\$ 1,989,097
Change in New Growth	(77,749)
Local Receipts	132,050
Water & Sewer Indirect	25,302
Total State and Federal Aid	(102,554)
Other Available Funds	175,000
Total Change in Income	<u>2,141,146</u>

Table A summarizes the increase in income available to meet all increases in expenditures. It does not include the debt exclusion increase and the refund received of a deposit put down to cover potential Workers Compensation claims on the School Building project, which offset the appropriation in Article 37 for interest and principal payments. It also does not include the amount raised in the water and sewer rates for direct costs, appropriated in Article 23 for the same reason. Nor does it include funds from reserves, which will be discussed below.

B. Reserves

There are two Reserve accounts that the Town treats as sources of revenue to help fund primarily one-time needs in the operating budget – free cash and the overlay reserve.

Free cash is the difference between the income collected by the Town and the expenditures (including encumbrances) made by the Town at the end of the fiscal year. Free cash was certified by the Department of Revenue at \$2,238,335, an increase of \$1,616,691 over last year of \$621,644. The sources of FY14 free cash were described above.

The Overlay Reserve is managed by the Board of Assessors, who released \$104,372 for use in the FY13 budget. For FY14, the Board of Assessors has

released \$462,697, an increase of \$358,325. Its ability to release such funds is dependent upon the progress of tax lien cases.

Free Cash and Overlay Reserve funds were totaled and appropriated as follows:

Free Cash	2,238,335
Overlay Reserve	462,697
Total Free Cash plus Overlay Reserve	<u>2,701,032</u>
Use of funds for operating expenses rather than usage of Stabilization Fund (2012 ATM Warrant revised Article 29)	871,972
Non-Capital items (Article 9)	549,060
One-Time Articles (Articles 15, 22 and 40)	1,280,000
Total	<u>2,701,032</u>

The Town of Milton has two other reserve funds – the Stabilization Fund and the Capital Stabilization Fund. These funds have been built up slowly in order to provide a cushion in the event of dire operational or capital needs. As of March 11, 2013, the balance in the Stabilization Fund was \$3,026,315 and the balance in the Capital Stabilization Fund was \$562,312.

Prior Warrant Committees strongly recommended that the Town not tap into these funds. It is vital to protect our bond rating so as to mitigate the impact of the debt exclusion overrides on the taxpayer. A total of \$871,972 was added to the Stabilization fund in FY12 and FY13 to serve as a buffer to the FY14 budget (see revised Article 29 of the 2012 Annual Town Meeting warrant). As will be discussed more fully below, for FY14, there was a one-time source of funding that exceeded the amount that would have been requested to be removed to support the budget. Following discussion with the Town Accountant and Town Treasurer, it was determined that it would be better to not withdraw the funds this year but use the one time monies instead thereby offsetting the planned withdrawal (i.e. the \$871,972 is not available for future budgets.)

Following past practice, the Warrant Committee recommends continuing to boost the size of the Stabilization funds to an appropriate and functional level and is recommending an appropriation of \$284,112 to the Stabilization Fund and \$142,056 to the Capital Stabilization Fund using the same funding mechanism as established in Article 30 of the 2011 Annual Town Meeting warrant and outlined again in Article 38 of the current warrant.

Article 30 of the 2012 Annual Town Meeting Warrant established a new stabilization fund, (Post-Employment Benefits stabilization fund), to be used to reduce the Town’s unfunded actuarial liability of health care and other post-employment benefits (GASB 45).

Following review, the committee recommends that 1/6th of 1% of revenue (calculated in the same manner used for the other stabilization funds) be used annually as a funding source. In addition, when the unfunded retirement liability is closed in FY2023, we continue to recommend that the difference (of approximately \$5M annually) be allocated as an additional funding source for this fund. Between these two methods (and based on our initial projections), the unfunded GASB 45 liability would be closed in FY2043.

Table B: Total Change in Amount Available from Reserves

Total Change in Income (Table A)	\$	2,141,146
Free Cash		1,616,691
Overlay Reserve		358,325
Stabilization Fund		0
Total Change in Amount Available for Appropriation		<u>4,116,162</u>

C. Expenditures: Requests

Anticipating a very tight financial picture for FY14, the Selectmen requested that all town departments submit a level dollar budget, i.e. a budget that has the same dollar number as that appropriated in FY13.

Table 10 summarizes the amounts that the departments requested and that the Warrant Committee recommends for FY14. The table inside the front cover of this Warrant compares the recommended FY14 appropriations to the FY13 appropriations.

There are several other articles for which an appropriation was requested or which have financial impact to the Town in this or subsequent years. Please see the comments in those articles for further details.

Article 15 seeks to appropriate funds for payment of legally obligated medical expenses incurred by certain Town of Milton public safety personnel resulting from injuries sustained in the line of duty.

Article 18 seeks to appropriate funds for the design of improvements to the M. Joseph Manning Park and East Milton Square.

Article 19 seeks to appropriate funds for the development of a Housing Production Plan.

Article 22 seeks to appropriate funds for the second phase of the update to the Town's Comprehensive Master Plan.

Article 25 seeks to appropriate funds for the resurfacing or reconstruction of Central Avenue between Brook Road and Valley Road.

Article 40 seeks to appropriate funds to the Reserve Fund in anticipation of extraordinary or unforeseen expenditures for FY13

Article 48 seeks to establish and appropriate funds for a Fire Space Needs study.

All Town union contracts expired at the end of FY13 with the exception of the Managers Union which expired at the end of FY12. The existing union contracts for the School Department expire at the end of FY13. Article 7 is a set-aside covering an estimated \$274,299 increase for non-school unions which have not settled for FY14. Article 13 includes a \$35,905 increase for Chapter 13, non-union non-school employees as voted by the Personnel Board for FY14. In addition, we are recommending that the Town Clerk and Treasurer would receive a raise of \$1,913, (2.25%), consistent with non-union personnel for FY14, as has been past practice.

There are six debt articles in this year's Warrant.

Article 8 is a standing borrowing article for capital needs. The Capital Improvement Planning Committee has recommended that the Town appropriate \$3,173,255 for capital items based on their updated capital plan.

Article 9 is a new article and seeks to appropriate funds for non-capital items. This article along with Article 8 replaces the single article used in prior warrants to appropriate funds towards both capital items and non-capital items.

Article 26 is a standing borrowing article for improvements to the Town's water system. As in past years, an interest free loan is available from the MWRA to cover the cost of the program.

Article 27 is a standing borrowing article for improvements to the Town's surface drain system in accordance with a ten year master plan to bring the surface drain system up to current standards.

Article 28 is a standing borrowing article for improvements to the Town's Sewer system. In past years the MWRA provided an interest free loan for this purpose. The program is currently suspended, so no appropriation is requested at this time.

As it did last year, the program is expected to be reinstated and an appropriation requested at the Fall Town Meeting.

Article 37 will authorize the payment of principal and interest on the Town's existing bonded debt exclusive of enterprise fund debt. This year's appropriation for the payment of principal and interest is \$3,886,633. \$3,012,458 of this debt payment will be funded with debt exclusion overrides for the School Building Project and the Library Building Project. This amount will be reduced by a \$677,559 refund received of a deposit put down to cover potential Workers Compensation claims on the School Building project and \$29,581 from bond premiums from the School Building project which are being used to reduce the debt exclusion.

D. Budget Process

When the Warrant Committee begins its budget process, it first allocates budgets into two categories: those which are discretionary and those which are not. In the latter category are those items that are essentially bills, such as health insurance, retirement, law, audit, Blue Hills Regional Technical School, veteran's benefits and State assessments. In the former are all the other budgets.

We then break the departments out into further categories to aid in our deliberations: Education, Health, Safety and Public Works, Administration and Finance, Benefits and Insurance, Public Services, Capital and Debt, and Reserves and non-appropriated expenditures.

Education includes the Milton Public Schools and the Blue Hills Regional Technical School Assessment.

Health, Safety and Public Works includes the departments under Article 14 and three others: the Board of Health, the Department of Public Works and the new Consolidated Facilities department.

Administration and Finance consists of those departments that help other departments to function, those that have legally mandated tasks, the five volunteer boards that have legal functions in the Town, and employee benefits. The departments include the Central Business Office, Audit, Board of Assessors, Conservation Commission, Election & Registration, General Insurance, Information Technology, Law, Personnel Board, Planning Board, Selectmen, Town Clerk, Town Reports, Treasurer/Collector and the Warrant Committee.

Benefits and Insurance includes the budgets related to health insurance, retirement, unemployment and veterans benefits.

Public Services include those departments that provide services directly to the public. These departments include the Cemetery, the Council on Aging, the Historical Commission, the Library and Parks and Recreation.

Capital and Debt includes the Capital and Interest and Maturing Debt budgets.

Reserves and non-appropriated expenditures include State and County Assessments (which are bills and are deducted from state aid prior to receipt), the Library grant and School Lunch (which are equal both in income and expenditure), the overlay reserve, the Reserve Fund, the Stabilization Fund, the Capital Stabilization Fund, and the GASB45 Stabilization Fund. Water and Sewer enterprise (which is appropriated in Article 23) is raised through the rates rather than through the tax levy.

After reviewing the budget requests and following discussion with department heads we met for our “All Day” meeting on Monday and Wednesday nights (2/11/2013 and 2/13/2013; a departure from our scheduled all day Saturday meeting originally scheduled for 2/9/2013 but cancelled due to snow conditions) to get to an initial balanced budget. At that meeting the Committee had, based on the departmental requests and the revenue information on hand \$4,059,637 (see Table D), of which \$1,829,060 was one-time money and \$2,230,577 was available to be appropriated to town departments above level dollar funding. We met with each department head who attended the meeting to give the Committee a final opportunity to review their budget and to identify any specific add backs that would retain services that would otherwise be lost in a level dollar budget.

Table D: All Day Meeting Funds Available

Revenues Available (from all sources excluding W&S)	\$ 86,153,562
Departmental Requests (level dollar)	82,093,925
Total Available to Appropriate for FY14	<u>4,059,637</u>

The Committee determined that the fairest method of funding departments in FY14 was to follow a set of principles to guide additional funding. Specifically, these were:

- Provide sufficient funding for anticipated increases for the School Department for steps and lanes as well as contractual increases currently being negotiated
- Provide a set aside for anticipated contractual increases currently being negotiated for Town Departments
- Allocate back to town departments the amounts equal to the steps and lane increases that they had cut from their budgets to come in at level dollar funding.

- Provide funding for non-capital items that were, for the most part, below the Capital Improvement Planning Committee \$10,000 limit.

An additional consideration was a request by the Board of Selectmen to appropriate \$69,004 to departments with a 0.5% negotiated contractual increase effective at 11:59 P.M. on June 30, 2013 which, due to an oversight, had not previously been disclosed to the Warrant Committee or Town Meeting during last year’s budget process. The committee was able to accommodate this increase from available operating funds, but with the result that previously considered operating requests went unfunded.

Table E shows the amounts added to each department at those meetings. Further adjustments were made over the subsequent weeks to department budgets based on improved revenue and expense information or where housekeeping adjustments were required to reflect the correct final department total budgets as indicated below. The net effect was to increase the amounts appropriated at the “All-Day” meeting by \$1,624.

Table E: FY14 Budget Deliberations

Department	2/11/2013			
	2/13/2013	2/25/2013	3/11/2013	3/13/2013
School Department	1,543,155			
Blue Hills School			12,665	
Police		69,377		
Fire		36,379		
DPW		20,478		(10,647)
Consolidated Facilities		7,866		
Inspectional Services		3,974		
Board of Health		2,999		
Board of Assessors		1,980		
CBO		11,484		
IT		1,685		
Law				
Personnel Board		291		
Planning Board		17		
Selectmen		3,565		
Town Clerk		5,442		
Treasurer/Collector		4,345		
Group Health Insurance				
Veterans				
Cemetery		9,872		
Council on Aging		1,163		

Library		10,524	
Park Department		5,242	
Debt Service			6,667
Non-Capital	549,060		
Offset Charges			(526)
Reserve Fund	180,000		
Wage Set-Asides	512,422	(196,683)	(5,535)
Master Plan Study	100,000		
Pub. Safety Med. Exp.	1,000,000		
Deer Run Land Pur.	175,000		
Unpaid bills			(1,000)
Stabilization Fund			
Capital Stabilization			
GASB45 Stab. Fund			
Total	4,059,637	(0)	12,271 (10,647)

At press time, there were “Other Non-Appropriated” funds of \$21,743. A recommendation for appropriation will be provided at Town Meeting.

The breakdown between the discretionary and non-discretionary budgets (excluding water and sewer direct costs) is outlined in Table E below.

Table E: Discretionary vs. Non-Discretionary budgets

	FY13	FY14	% Change
Non-Discretionary Total	25,552,694	26,567,241	3.97%
Discretionary Total	56,447,533	59,609,688	5.60%
	82,000,227	86,176,929	5.09%

E. Budget Impact

The departmental budgets are tight but fair. They will provide Town departments with sufficient funding to maintain personnel, meet wage increases and reasonably fund general expenses. The School Department will still be in a deficit situation, faced with the elimination of 13.2 positions due to the unfunded mandate of over \$1 million for SPED services. It should be noted that these statements are true only with the approval of Article 7. Article 7, which provides for a wage set aside for union employees of \$274,299, allows Town departments to continue to meet service levels. Not funding Article 7 will result in an effective cut to those departments as they must otherwise absorb the raises within their existing budget. We are long past the point where departments have enough flexibility in their non-salary lines to absorb this type of cut. Absorbing raises in the future means losing staff or cutting hours.

II. Non-budget Articles

There are 14 other articles which are non-budgetary in nature for FY14. The comments for these articles provide additional background information.

Article 5 seeks to rescind unissued borrowings.

Article 16 is a Home Rule Petition to authorize an override to fund public safety personnel medical expenses and establishment of a special purpose fund for payment of those expenses. The article replaces Article 13 of the 2012 warrant which was a standing borrowing article to cover the ongoing medical expenses of a firefighter who was injured in the line of duty.

Article 20 seeks to authorize the Board of Selectmen to acquire for cemetery purposes a parcel of land located off Pleasant Street and Deer Run Lane in Milton, MA with funds donated to the Town by the Copeland Foundation.

Article 35 requests the establishment of a stabilization fund for the purpose of funding future capital projects of the Blue Hills Regional Technical School.

Article 42 seeks to amend the general bylaws or Zoning Bylaws regarding the medical use of marijuana.

Article 43 seeks to amend the Zoning Bylaws to add an Assisted Living Residence Development section.

Article 44 seeks to amend the Zoning Bylaws to add special provisions for historical district properties.

Article 45 seeks to amend the General Bylaws regarding Traffic Commission Appointments.

Article 46 seeks to amend the General Bylaws by providing for an additional member to the Capital Improvement Planning Committee.

Article 47 seeks to discharge the Senior Center Building committee, the Information Technology committee and the Recreation Facilities committee.

Article 49 seeks to amend a provision of the Town's Retirement Plan to increase the minimum survivor benefit from \$250 to \$500.

Article 50 seeks to amend a provision of the Town's Retirement Plan to increase the annual benefit of spouses of disabled retirees from \$9,000 to \$12,000.

Article 51 seeks to provide an annual stipend to Retirement Board members.

Article 52 seeks to amend the Zoning Bylaws for purposes of a Detached Condominium Residence development. The article was withdrawn by the proponent but after the warrant was closed and was unable to be removed.

Article 53 seeks a Constitutional amendment to reverse the U.S. Supreme Court's decision in Citizens United vs. Federal Elections Commission.

III. Acknowledgements

The Chair extends her thanks to all of the appointed and elected officials of the Town who assisted in the preparation of this Warrant: Town Administrator Annemarie Fagan, Town Counsel John Flynn, the Board of Selectmen and staff of their office, Town Accountant Amy Dexter, Town Treasurer Jim McAuliffe, Chief Assessor Jeffrey d'Ambly, School Superintendent Mary Gormley, former School Business Assistant Superintendent for Business Matt Gillis, School Committee Chair Glenn Pavlicek and the members of that committee and Planning Board Chair Alex Whiteside and Planning Director William Clark. The chair would like to thank Patricia Cahill, the Warrant Committee Clerk, for her assistance with the Warrant and throughout the year.

Respectfully submitted,
March 28, 2013

Jean Milne Wilson, Chair
Ted Hays, Secretary
Richard Boehler
Nathan Bourque
Carolyn Cahill
Kevin Chase
Jennifer Creedon
Stanley Genega
Robert Hallisey
Fred G. Kelly
Joyce Wilkins Nkwah
George Noonan
Kevin Sorgi
Cheryl Friedman Tougias
Darnell Turner
Patricia Cahill, Clerk

ARTICLE 1 To hear and act upon the report of the Town Accountant and other Town Officers and Committees.

ARTICLE 2 To see if the Town will vote to authorize the Town Treasurer, with the approval of the Board of Selectmen, to borrow money from time to time in anticipation of the revenue of the fiscal year beginning July 1, 2013 in accordance with the provisions of General Laws, Chapter 44, Section 4, and to issue a note or notes therefor, payable within one year, and to renew any note or notes as may be given for a period of less than one year, in accordance with the provisions of General Laws, Chapter 44, Section 17.

RECOMMENDED that the Town Treasurer, with the approval of the Board of Selectmen, be and hereby is authorized to borrow money from time to time in anticipation of revenue of the fiscal year beginning July 1, 2013 in accordance with the provisions of General Laws, Chapter 44, Section 4, and to issue a note or notes therefor, payable within one year, and to renew any note or notes as may be given for a period of less than one year in accordance with the provisions of General Laws, Chapter 44, Section 17.

ARTICLE 3 To see if the Town will vote to authorize the Collector of Taxes to use all means of collecting taxes which a Town Treasurer, when appointed Collector, may use.

RECOMMENDED that the Town vote YES.

ARTICLE 4 To see if the Town will vote to authorize the Town Treasurer to enter into compensating balance agreements during the fiscal year beginning July 1, 2013, in accordance with the provisions of General Laws, Chapter 44, Section 53F; and to act on anything relating thereto.

RECOMMENDED that the Town vote YES.

ARTICLE 5 To see if the Town will vote to rescind the following authorized unissued borrowings:

<u>DESCRIPTION</u>	<u>DATE</u>	<u>ARTICLE</u>	<u>AMOUNT</u>
Sewer Capital Needs	5/4/09	23	\$500,000
Sewer Capital Needs	5/3/10	21	\$212,400
Sewer System Updates	5/3/11	21	\$500,000

or to act on anything relating thereto.

Submitted by the Treasurer

RECOMMENDED that the Town vote to rescind the following borrowing authorizations:

<u>DESCRIPTION</u>	<u>DATE</u>	<u>ARTICLE</u>	<u>AMOUNT</u>
Sewer Capital Needs	5/4/09	23	\$500,000
Sewer Capital Needs	5/3/10	21	\$212,400
Sewer System Updates	5/3/11	21	\$500,000

COMMENT: The borrowing authorizations under the above articles by various Town Meetings are no longer needed. Two of these issues represent projects completed after state grants were received and applied, consequently no borrowing was necessary. The \$500,000 Sewer System Update program has been suspended by the state. These authorizations are carried as liabilities on the Town's books and need to be removed.

ARTICLE 6 To see if the Town will vote to authorize the Moderator to appoint a committee of five citizens to consider such proceedings of the Legislature and State Boards and Commissions as may affect the interest of the Town, and confer as they may think expedient with the Selectmen in regard to the employment of counsel to represent the Town in any such proceedings; the members of such committee to hold office until the final adjournment of the next Annual Town Meeting and until the appointment of any succeeding committee authorized at such meeting.

RECOMMENDED that the Town vote YES.

ARTICLE 7 To see what sum of money the Town will vote to appropriate for the purpose of funding cost items not in departmental budgets for the twelve month period beginning July 1, 2013 for collective bargaining agreements reached before or after this Town Meeting between the Town and bargaining units representing Town employees, such sums to be allocated to departments; and to act on anything related thereto.

RECOMMENDED that the town appropriate the sum of \$274,299 and that to meet said appropriation the sum of \$196,865 be raised from the tax levy and \$53,748 be transferred from the Overlay Reserve. Included in this appropriation are the sums of \$9,110 representing expenses attributable to the Sewer Enterprise and \$14,576 for expenses attributable to the Water Enterprise, which are to be included in Schedule A, "Local receipts Not Allocated", of the Tax Recapitulation as Sewer and Water Estimated Receipts.

COMMENT: This article provides a set aside to fund FY14 collective bargaining agreements that have not been finalized prior to Town Meeting. This amount is predicated on a \$274,299 increase for non-school unions which have not settled for FY14. Provided Article 7 is approved, the appropriations for all departments will provide sufficient funding to perform all required services and employ all funded personnel positions for FY14, otherwise commensurate cuts will be made in staffing and services to cover negotiated raises as departments do not have sufficient funds in their General Expenses lines to cover the increases following successive years of cuts to those line items.

ARTICLE 8 To see what sum of money the Town will vote to appropriate for capital items; to determine how said appropriation shall be raised, whether by borrowing or otherwise; and to act on anything relating thereto.

Submitted by the Board of Selectmen and the Capital Improvement Planning Committee

RECOMMENDED that the Town appropriate the sum of \$2,873,255 to fund the capital projects listed below:

DEPARTMENT	DESCRIPTION	RECOMMENDATION
Cemetery	Roadway re-surfacing	50,000
Consolidated		
Facilities	Town Hall boiler controls/valves insulation	19,000
Consolidated		
Facilities	F250 Truck	30,000
Consolidated		
Facilities	F250 Truck	30,000
DPW	F250 Truck	41,000
DPW	Replace Chevy Flatbed Dump Truck	186,700
DPW	GIS Work-order System	35,000
DPW	Pine Tree Brook flood control dam rehab	85,000
DPW/Cemetery	Reconstruct DPW Locker Rooms/Cemetery Garage	450,000
DPW	Central Ave reconstruction	1,000,000
Parks	Reconstruct Kelly Field rear tennis courts	150,000
Schools	Enhance security measures at schools	100,000
Schools	Replace Brooks Field (top layers)	100,000
Schools	Brooks Field track repairs	15,000
Schools	Replace network hardware - Tucker Elementary	46,339
Schools	Replace network hardware - MHS	178,566
Schools	Computer replacements (20% annually)	220,000
Sewer Enterprise		
Fund	Case 680L Backhoe/Loader	69,000
Town Clerk	Replace Election voting booths (100 units)	25,000

Town Clerk	Town Clerk office improvements	15,000
Water Enterprise		
Fund	Leak Correlation Equipment	27,650
Total Bonded Capital Items		2,873,255

and that to meet said appropriation the sum of \$2,873,255 be appropriated for the purpose of financing the rehabilitation, replacement, or enhancement of the Town's facilities and public safety equipment as described above, including costs incidental and related thereto; the Treasurer, with the approval of the Board of Selectmen, is authorized to sell and issue bonds or notes of the Town, aggregating not more than \$2,873,255 in principal amount, pursuant to the provisions of Chapter 44, Sections 7 and 8 of the Massachusetts General Laws, as amended, or any other applicable law and that the Board of Selectmen be and hereby is authorized to accept and expend in addition to the foregoing appropriation one or more grants or gifts from any other public or private funding source.

COMMENT: The Capital Improvement Planning Committee recommended \$3,173,255 in bonding for numerous capital items. The Capital Improvement Planning Committee has revised and established a multi-year plan for capital requests going forward and the Warrant Committee recommends the Town approve the bonding requests, with one exception as described below.

It should be noted that the Capital Improvement Planning Committee, in an effort to provide the Town with a level stream of available funding for capital items, discussed with the Warrant Committee an appropriate debt service ratio not to be exceeded annually. During the Warrant Committee's October 17, 2012 meeting, the Warrant Committee voted that the Town should attempt to maintain an annual level of debt service for general obligation debt that does not exceed 1.9% of the anticipated total tax levy for the year including new growth but excluding debt exclusion revenue. If the debt service exceeds 1.9% in the future, the difference may be financed from the Capital Stabilization Fund by a vote of two-thirds of Town Meeting.

It should also be noted that the Town Planner and Board of Selectmen Chair, prior to seeking a recommendation for bonding of the East Milton Square Design study through the Capital Improvement Planning Committee, met with the Warrant Committee to request a recommendation for funding the study with free cash. The request for recommendation was denied by the Warrant Committee for the reasons stated in Article 18. The Capital Improvement Planning Committee subsequently recommended bonding in the amount of \$300,000 for this study. The Warrant Committee does not recommend the bonding of the East Milton Square design study.

The balance of recommended capital items is \$2,873,255.

ARTICLE 9 To see what sum of money the Town will vote to appropriate for non-capital items; to determine how said appropriation shall be raised, whether by borrowing or otherwise; and to act on anything relating thereto.

Submitted by the Board of Selectmen

RECOMMENDED that the Town appropriate the sum of \$549,060 to fund the non-capital items listed below:

Consolidated Facilities – General Expenses	
Chimney - major crack repair	3,000
Pierce School stage floor repairs	6,000
Town Hall Office/Install Lighting and Ceiling	<u>1,500</u>
Total Consolidated Facilities – General Expenses	<u>10,500</u>
Council on Aging – General Expenses	
Gas	856
DPW- General Expenses	
Retro-reflectivity sign assessment	20,000
Library – Books & Related Materials	
Books and materials	44,476
Police – Personnel Services	
Overtime	32,148
Planning Board – General Expenses	
Training	183
Treasurer – General Expenses	
Replacement of chairs	897
Schools	440,000
Total Non - Capital Items	<u>549,060</u>

and to meet that appropriation the sum of \$549,060 be appropriated from funds certified by the Department of Revenue as Free Cash.

COMMENT: This article along with the previous article replaces the single article used in prior warrants to appropriate funds towards both capital items (see Article 8) and non-capital items (listed above). The single article in prior warrants was not completely accurate as the language of the article discussed only

capital items and the recommendation discussed both capital items approved by the Capital Improvement Planning Committee and recommendations for non-capital items recommended by the Warrant Committee. Items that would normally have been added directly to department budgets have been broken out in this article so that Town Meeting can clearly see where one time funds are being allocated.

As noted in the Warrant Committee report we had available one time funds this year and the Warrant Committee asked departments for one-time requests. In general the Warrant Committee has tried to limit requests to those that fall below the Capital Improvement Planning Committee's limit of \$10,000. The Warrant Committee took exception to several requests in excess of \$10,000 (as it has in prior years).

\$440,000 is earmarked for FY14 expenditures of the School Department not expected to be recurrent in FY15 and beyond, including

- \$195,000 initial materials for the advancement initiative.*
- \$32,000 for the final year of transportation to bring East Milton students to Tucker to participate in the French immersion program.*
- \$63,000 to transport two students for FY14 (last year) with expensive outplacements.*
- \$50,000 one-time FY14 sick leave buyback.*
- \$40,000 for SPED costs that the School Department will pay in FY14 that will be reimbursed by Circuit Breaker in FY15 and beyond.*
- \$60,000 for other one-time costs related to SPED.*

ARTICLE 10 To see what sum of money the Town will vote to appropriate to the Board of Selectmen for the purpose of conducting a municipal audit for the fiscal year ending June 30, 2013, and further to see if the Town will vote to authorize the Committee appointed pursuant to Article 14 of the 1978 Annual March Town Meeting (the Town Audit Committee) to make recommendations to the Selectmen relative to the employment of a Certified Public Accountant for the foregoing purpose; and to act on anything relating thereto.

RECOMMENDED that the Town authorize the Town Audit Committee to make recommendations to the Board of Selectmen relative to the appointment of a Certified Public Accountant for the purposes of this article, and that the Town appropriate the amount shown in the following tabulation under the heading "Recommended":

AUDIT DEPARTMENT	Actual FY 12	Approp. FY 13	Recomm. FY 14
General Audit	56,000	56,000	58,200
GASB 45 Actuarial Valuation	7,450	0	8,000
TOTAL AUDIT	63,450	56,000	66,200

and that to meet said appropriation the sum of \$60,166 be raised from the tax levy. Included in this appropriation are the sums of \$2,640 representing expenses attributable to the Sewer Enterprise and \$3,394 representing expenses attributable to the Water Enterprise, which are to be included in Schedule A, “Local Receipts Not Allocated”, of the Tax Recapitulation as Sewer and Water Estimated Receipts.

COMMENT: The recommended amount is a contractual obligation. The Town is entering its second year of a three-year agreement with its auditors, Powers & Sullivan. As was the case last year, indirect costs attributable to the Water and Sewer Enterprises are being allocated across all appropriate budgets reflecting the costs related to service delivery.

By contract provision, the fee for independent audit services will increase by \$2,200 for FY14. The remaining increase in the recommended budget is the \$8,000 cost for the biannual GASB 45 study. The GASB 45 actuarial valuation measures the unfunded liability in the Town’s “Other Post Employment Benefit”, (OPEB), plans (other than unfunded liabilities from the Town’s pension plan).

The funding for the GASB 45 actuarial valuation for FY12 was previously budgeted in the Central Business Office budget (2011 warrant article 15) but was transferred for FY14 to the Audit Department’s budget by the Town Accountant.

ARTICLE 11 To see what sum of money the Town will vote to appropriate for the twelve month period beginning July 1, 2013 for the several categories classified as Employee Benefits; and to act on anything relating thereto.

RECOMMENDED that the Town appropriate the amounts shown in the following tabulation under the heading “Recommended”:

EMPLOYEE BENEFITS	Actual FY 12	Approp. FY 13	Recomm. FY 14
Contributory Retirement	4,292,671	4,492,609	4,674,455
Non-contributory Retirement	18,156	0	0
Group Insurance	10,293,666	10,063,468	10,525,373
TOTAL EMPLOYEE BENEFITS	14,604,493	14,556,077	15,199,828

and that to meet said appropriation the sum of \$14,556,021 be raised from the tax levy. Included in this appropriation are the sums of \$310,407 representing expenses attributable to the Sewer Enterprise and \$333,400 representing expenses attributable to the Water Enterprise, which are to be included in Schedule A, Local Receipts Not Allocated, to the Tax Recapitulation as Sewer and Water Estimated Receipts.

COMMENT: The recommended Contributory Retirement appropriation includes not only the normal annual cost but also the FY14 amortization payment of the 2003 early retirement incentive program (“ERI”) in the amount of \$127,237 and the amortization of unfunded actuarial liability (“UAL”) in the amount of \$3,156,193. The ERI will be paid through FY19. The UAL was scheduled to be fully funded by FY16. However, due to the recent economic down turn and loss of value in the Town’s invested retirement plan assets full funding of the UAL will not be met until 2022. While the schedule has moved out, we are still well in advance of the original mandated date of 2028 and more so following the legislature’s extension of the deadline to 2040.

An Actuarial Valuation as of January 1, 2013 is underway with the Commonwealth of Massachusetts Public Employee Retirement Administration Commission (PERAC). As a result of this study a revised schedule of funding progress will be determined. The study will adjust the expected liabilities of the plan for actual plan experience due to changes in demographic and economic conditions which have occurred since the last actuarial study was completed as of January 1, 2011. A summary of the schedule of funding progress as of January 1, 2011 is outlined below.

	Actuarial	Actuarial	Unfunded	Funded		UAAL
Actuarial	Value of	Accrued	AAL	Ratio	Covered	as a % of
Valuation	Assets	Liability	(UAAL)	(a/b)	Payroll	Covered
Date	(a)	(b)	(c)		Payroll	((b-a)/c)
1/1/2011	87,479,107	113,132,039	25,652,932	77.3%	17,241,221	148.8%
1/1/2009	73,278,417	99,303,806	26,025,389	73.8%	17,341,534	150.1%
1/1/2007	74,305,047	92,325,220	18,020,173	80.5%	15,902,647	113.3%

The 4.59% increase in the cost of Group (Health) Insurance reflects the estimate at the time of the warrant going to press. The Town continues to benefit from the changes made to the plan. It is expected that there will be increases in health insurance in future years but these should be lessened as a result of the negotiated funding changes. \$12,000 was added into the FY14 budget to cover the Town’s cost of insurance formerly paid out of the Council on Aging budget. See Article 21 for further details.

ARTICLE 12 To see what sum of money the Town will vote to appropriate to reimburse the Commonwealth of Massachusetts, Division of Employment Security for benefits paid to former employees of the Town; and to act on anything relating thereto.

RECOMMENDED that the Town appropriate the sum of \$100,000 for the purpose set forth in this article and that to meet said appropriation the sum of \$100,000 be raised from the tax levy.

COMMENT: At the time of writing, \$102,249 has been allocated to unemployment benefits in FY13. In Article 41 we have recommended an additional appropriation of \$50,000 into the FY13 Reserve Fund to cover the remainder of the year Employee Security benefit expenses in excess of those anticipated. Any claims beyond this amount will be met from the Reserve Fund.

ARTICLE 13 To see if the Town will vote to amend Chapter 13 of the General Bylaws, known as the Personnel Administration Bylaw, as follows:

By striking out the section “Position Identification by Level, Department, Municipal Division and Personnel Code” and inserting in place thereof a new section as follows:

**POSITION IDENTIFICATION
BY
LEVEL, DEPARTMENT, MUNICIPAL DIVISION,
AND PERSONNEL CODE**

	Normal	
	Work	
<u>Level</u>	<u>Week</u>	<u>Position, Title, Department and Division</u>

GENERAL GOVERNMENT

ASSESSORS

10		Chief Appraiser
6		Administrative Assistant
4	37.5	Senior Administrative Clerk

INFORMATION TECHNOLOGY

10		Director
6		Assistant

CENTRAL BUSINESS OFFICE

12 Town Accountant
6 Assistant Town Accountant
6 Principal Bookkeeper
4 37.5 Senior Administrative Clerk/Water & Sewer
4 37.5 Principal Clerk

CONSOLIDATED FACILITIES

10 Operations Manager
8 Electrician
8 Superintendent of Buildings and Grounds
6 Office Assistant
W4 40 Maintenance Craftsman
W3 40 Maintenance Man

SELECTMEN

11 Assistant Town Administrator
9 Director of Planning & Community Development
6 Executive Secretary
4 37.5 Senior Administrative Clerk

TOWN CLERK

6 Assistant Town Clerk
4 37.5 Senior Administrative Clerk

TREASURER-COLLECTOR

6 Assistant Town Treasurer
5 37.5 Deputy Collector
5 37.5 Senior Administrative Clerk
3 20 Principal Clerk

VETERANS' BENEFITS

Misc. Veterans Agent/Director of Veterans Services

PUBLIC SAFETY

INSPECTIONAL SERVICES

10 Building Commissioner
7 20 Plumbing & Gas Inspector/Sealer of Weights & Measures
7 25 Wire Inspector
7 37.5 Local Inspector
7 20 Local Inspector
4 37.5 Senior Administrative Clerk
4 37.5 Senior Administrative Clerk/BOA

FIRE

F3 42 Deputy Chief
F2 42 Lieutenant
F2 42 Fire Prevention Officer
F1 42 Fire Fighter
5 37.5 Senior Administrative Clerk

POLICE

P3 40 Lieutenant
P2 40 Sergeant
P1 40 Police Officer
P1 40 Student Officer
7 22.5 Crime Analyst
7 Business Manager/ Civilians
6 30 Youth Counselor
4 37.5 Animal Control Officer
4 37.5 Senior Administrative Records Clerk
4 30 Senior Administrative Clerk - Payroll
3 40 Civilian Dispatchers
Misc. Traffic Supervisor/Cadet/Seasonal

BOARDS AND COMMITTEES

COUNCIL ON AGING

8 Director
4 10 Outreach Worker
4 37.5 Senior Administrative Clerk
2 19 Van Driver

PERSONNEL BOARD

11 Assistant Town Administrator

PLANNING

4 22.5 Senior Administrative Clerk

YOUTH

9 Coordinator

CEMETERY

9 Superintendent
4 32.5 Senior Administrative Clerk
W8 40 General Working Foreman
W7 40 Senior Working Foreman/Maintenance
Craftsman, Motor Equipment Operator Gr. 2

W7	40	Motor Equipment Repairman, Maintenance Craftsman, Motor Equipment Operator Gr. 2
W5	40	Working Foreman, Maintenance Craftsman, Sprayer Operator/Motor Equipment Operator Gr. 2
W4	40	Maintenance Craftsman Motor Equipment Operator, Grade 1
W3	40	Maintenance Man, Motor Equipment Operator Gr. 1
W2	40	Laborer
Misc.		Laborer (Intermittent)

HEALTH

9		Agent
6	22.5	Public Health Nurse
5	25	Health Inspector
4	21.5	Senior Administrative Clerk

LIBRARIES

11		Director
L3	37.5	Assistant Director
L2.5	37.5	Adult Services Librarian
L2	37.5	Young Adult Librarian Children's Librarian Technical Services Librarian Assistant Children's Librarian
	16	Reference Librarian
	12.5	Reference Librarian
LS5	37.5	Administrative Assistant Circulation Library Assistant Technical Library Assistant
LS4	37.5	Community Services Library Assistant Children's Library Assistant Library Assistant Technical Services
LS3	20	Library Assistant
	14.5	Library Assistant
Misc.		Library Page

PARK

9		Director of Parks and Recreation
4	37.5	Senior Administrative Clerk
W7	40	Senior Working Foreman, Motor Equipment Operator Gr. 2
W5	40	Working Foreman/Maintenance Craftsman Motor Equipment Operator Gr. 2

W4	40	Maintenance Craftsman Motor Equipment Operator Gr. 1
W2	40	Laborer
Misc.		Laborer (Intermittent)

PUBLIC WORKS

14		Director of Public Works/Town Engineer
10		Assistant Director of Public Works
10		Assistant Town Engineer/Manager of Contracts
8		Manager of Street/Traffic Lights and Special DPW/Engineering Projects
7		Civil Engineer
6		Administrative Assistant
6		GIS and CAD Operator/Engineering Draftsman
5	37.5	Senior Administrative Clerk/Conservation
W8	40	General Foreman, Motor Equipment Operator Gr. 2
W7	40	Signal Maintainer
W7	40	Senior Working Foreman, Construction & Maintenance Craftsman, Senior Motor Equipment Repairman, Arborist Tree Surgeon, Motor Equipment Operator Gr. 2
W7	40	Senior Working Foreman, Motor Equipment Repairman, Motor Equipment Operator Gr. 2
W6	40	Working Foreman, Construction and Maintenance Craftsman, Motor Equipment Repairman-Helper, Arborist (Tree Surgeon) Motor Equipment Operator Gr. 2 Public Works Emergency Man
W5	40	Working Foreman, Construction and Maintenance Craftsman, Motor Equipment Operator Gr. 2
W4	40	Construction and Maintenance Craftsman Motor Equipment Repairman Helper, Apprentice Arborist (Tree Surgeon), Motor Equipment Operator Gr. 1
W3	40	Maintenance Man, Grounds Maintenance Man, Water & Sewer System Maintenance Man, Motor Equipment Repairman-Helper, Apprentice Arborist (Tree Surgeon) Motor Equipment Operator Gr. 1
W2	40	Laborer
Misc.		Engineering Interns (seasonal)
Misc.		Laborer (Intermittent)

UNCLASSIFIED

Town Administrator
Police Chief
Deputy Chief
Fire Chief
Consolidated Facilities Director
Warrant Committee Clerk
Registrar of Voters
Park Recreation Employees
Inspector of Animals

RECOMMENDED that the Town vote to amend Chapter 13 of the General Bylaws, known as the Personnel Administration Bylaw, exactly as set forth in this schedule, and to appropriate the sum of \$35,905 to fund wage adjustments effective July 1, 2013; said sum to be added to the salary accounts of the departments as shown in the following tabulations:

	Recomm. FY14
Central Business Office	
General	1,971
Water	211
Sewer	164
Total Central Business Office	2,346
Consolidated Facilities	2,356
Council on Aging	697
Fire	3,055
Library	1,877
Personnel	1,129
Police	13,009
Public Works	
General	2,024
Vehicle Maintenance	134
Solid Waste General	180
Water	1,080
Sewer	1,080
Total Public Works	4,498
Selectmen	5,954
Town Clerk - Salary Other	345
Veterans Agent	431
Warrant Committee	208
Total Chapter 13 Wage Adjustments	35,905

and that included in this appropriation are the sums of \$1,291 representing expenses attributable to the Water Enterprise and \$1,244 representing expenses attributable to the Sewer Enterprise which are to be included in Schedule A, “Local Receipts Not Allocated,” of the Tax Recapitulation as Water and Sewer Estimated Receipts with the remainder of \$33,370 to be raised from the tax levy.

COMMENT: The recommended appropriation provides sufficient funds to cover a 2.25% adjustment (which was voted by the Personnel Board) for all non-school non-union employees effective July 1 2013. In addition and in keeping with the Town’s General Bylaw Chapter 13 Section II A, the salary of the Treasurer and Town Clerk are requested to be adjusted at the same percentage as those in Chapter 13. This adjustment of \$1,913 each has been allocated to their salary lines in Article 17.

The following reclassifications, additions and eliminations were approved by the Personnel Board:

- *Creation of a new W2 Laborer position in the Park Department*
- *Increase in hours of the Young Adult Librarian position from 30 to 37.5 hours per week*
- *A title change of the second Young Adult Librarian position to Reference Librarian*
- *Reclassification of the Level 3 Principal Clerk position in the Central Business Office to a Level 4 Senior Administrative Clerk position.*
- *Creation of a Level 7 part-time (20 hours per week) Local Inspector position in the Inspectional Services Department*

ARTICLE 14 To see what sum of money the Town will vote to appropriate for the twelve month period beginning July 1, 2013 for the several categories classified as “Public Safety”; and to act on anything relating thereto.

RECOMMENDED that the Town appropriate the amount shown in the following tabulation under the heading “Recommended”:

PUBLIC SAFETY	Actual FY 12	Approp. FY 13	Recomm. FY 14
1 INSPECTIONAL SERVICES			
Salaries & Wages	327,832	328,251	332,939
General Expenses	23,710	20,087	19,373
TOTAL INSPECTIONAL SERVICES	351,542	348,338	352,312

2 FIRE			
Salaries & Wages	4,304,143	4,477,258	4,539,778
General Expenses	244,381	208,257	208,257
New Equipment	75,544	46,141	20,000
TOTAL FIRE	<u>4,624,068</u>	<u>4,731,656</u>	<u>4,768,035</u>
3 MILTON EMERGENCY MANAGEMENT AGENCY (MEMA)			
Salaries & Wages	750	750	750
General Expenses	785	785	785
Auxiliary Fire	3,023	4,380	4,380
Auxiliary Police	4,700	4,700	4,700
TOTAL MEMA	<u>9,258</u>	<u>10,615</u>	<u>10,615</u>
4 POLICE & YOUTH			
Salaries & Wages	5,294,316	5,435,140	5,503,047
General Expenses	476,320	457,620	457,620
Leash Law	80,473	71,697	73,167
New Equipment	124,524	124,524	124,524
TOTAL POLICE & YOUTH	<u>5,975,633</u>	<u>6,088,981</u>	<u>6,158,358</u>
TOTAL PUBLIC SAFETY	<u>10,960,501</u>	<u>11,179,590</u>	<u>11,289,320</u>

and to meet said appropriation for Leash Law enforcement, the sum of \$1,400 be transferred from the Dog Licenses Surcharge Account received pursuant to Chapter 197 of the Acts of 1981. The balance of \$11,287,920 is to be raised in the tax levy of the fiscal year.

Comment: The Inspectional Services department requested funding for a new, part-time Level 7 Local Inspector position at a cost of \$27,676. The Personnel Board agreed to the necessity of this new position. Because of the limited funds available for appropriation to departments for recurring costs, the Warrant Committee does not recommend funding for this position for FY14. The additional position was to help to review permits requested and zoning issues.

Both the Fire Department and the Police Department have sufficient funding to maintain services in FY14. As with other departments, they both received additional funds to cover step and longevity increases and end of FY13 contractual raises effective 6/30/2013 not included in the FY13 budget. Failure to pass Article 7 will result in cuts in service as none of the departments have sufficient funds to absorb any wage increase subsequently negotiated for FY14.

ARTICLE 15 To see what sum of money the Town will vote to appropriate for

payment of legally obligated medical expenses incurred by certain Town of Milton public safety personnel resulting from injuries sustained in the line of duty; to determine how said appropriation shall be raised, whether by transfer from available funds, borrowing under applicable provisions of law or otherwise;

and to act on anything relating thereto.

Submitted by the Board of Selectmen

RECOMMENDED that the Town appropriate the sum of \$1,000,000 for payment of legally obligated medical expenses incurred from July 1, 2013 and into the future by certain Town of Milton public safety personnel resulting from injuries sustained in the line of duty and that to meet said appropriation the sum of \$1,000,000 be appropriated from funds certified by the Department of Revenue as free cash.

COMMENT: This article is to provide funds for the payment of estimated medical expenses for certain Town of Milton public safety personnel resulting from injuries sustained in the line of duty for FY14 and FY15. The medical expenses incurred are the legal responsibility of the Town, as at that time, the Town did not carry insurance to cover the medical costs. Since that time, the Town has subscribed for \$1,000,000 liability insurance for any such future injuries.

ARTICLE 16 To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to enact legislation a.) which, notwithstanding the provisions of M.G.L. c.59, §21C, or any other general or special law, would authorize the Board of Selectmen to seek voter approval for the Town to assess an additional amount of real estate and personal property taxes, in excess of the amount otherwise permitted by law, for the purpose of funding payment of legally obligated medical expenses incurred by certain Town of Milton public safety personnel resulting from injuries sustained in the line of duty, up to a specified maximum amount, provided that prior to October 1 of each year the Town shall notify the Director of Accounts in the Department of Revenue of the amount to be included in setting the tax rate for the Town; and provided further, that such authorization shall remain in effect as long as there are outstanding legally obligated medical expenses incurred by certain Town of Milton public safety personnel resulting from injuries sustained in the line of duty; and b.) which would authorize the Town to create a special purpose fund, maintained by the Town Treasurer, into which such additional assessed amounts would be deposited. Interest earned by the proceeds of said fund would remain with said fund. Money from said fund would be expended for payment of legally obligated medical expenses incurred by certain Town of Milton public safety personnel resulting from injuries sustained in the line of duty, and for no other purpose. The proceeds of such fund would be expended by the Milton Board of Selectmen with-

out further authorization or appropriation. Said fund would be maintained as long as there are outstanding legally obligated medical expenses incurred by certain Town of Milton public safety personnel resulting from injuries sustained in the line of duty. When said fund is closed the proceeds of said fund would be allocated by the Town of Milton to reduce the tax levy in accordance with instructions received from the Director of Accounts of the Department of Revenue;

and to act on anything relating thereto.

Submitted by the Board of Selectmen

RECOMMENDED that the Town vote to authorize the Board of Selectmen to petition the General Court to enact legislation in substantially the following form, provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of this petition:

AN ACT AUTHORIZING THE TOWN OF MILTON TO ASSESS AN ADDITIONAL AMOUNT OF REAL ESTATE AND PERSONAL PROPERTY TAXES, IN EXCESS OF THE AMOUNT PERMITTED BY LAW, FOR THE PURPOSE OF FUNDING PAYMENT OF LEGALLY OBLIGATED MEDICAL EXPENSES INCURRED BY CERTAIN TOWN OF MILTON PUBLIC SAFETY PERSONNEL RESULTING FROM INJURIES SUSTAINED IN THE LINE OF DUTY

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: Notwithstanding the provisions of section 21C of chapter 59 of the General Laws, or any other general or special law, the board of selectmen may seek voter approval for the town to assess an additional amount of real estate and personal property taxes, not to exceed five hundred thousand dollars (\$500,000) in any given fiscal year, in excess of the amount otherwise permitted by law, for the purpose of funding payment of legally obligated medical expenses incurred by certain town of Milton public safety personnel resulting from injuries sustained in the line of duty, or for debt issued for that purpose.

SECTION 2: Prior to October 1 of each year the town shall notify the Director of Accounts in the Department of Revenue of the amount the board of assessors shall raise in the tax rate for that purpose.

SECTION 3: *Such authorization shall remain in effect as long as there are outstanding legally obligated medical expenses incurred by certain town of Milton public safety personnel resulting from injuries sustained in the line of duty.*

SECTION 4: *The town is hereby authorized to create a special purpose fund, maintained by the town treasurer, into which such additional assessed amounts shall be deposited. Interest earned by the proceeds of said fund shall remain with said fund. Such additional amount assessed each year shall be considered an amount approved under paragraph (i^{1/2}) or (k) of section 21C of chapter 59 of the General Laws for purposes of calculating the “total taxes assessed” in paragraph (a), or the maximum levy limit in paragraph (f), of section 21C of chapter 59 of the General Laws.*

SECTION 5: *Money from said fund may be expended for payment of legally obligated medical expenses incurred by certain town of Milton public safety personnel resulting from injuries sustained in the line of duty, or for debt issued for that purpose, and for no other purpose. The proceeds of such fund may be expended by the board of selectmen without further authorization or appropriation.*

SECTION 6: *Said fund shall be maintained as long as there are outstanding legally obligated medical expenses incurred by certain town of Milton public safety personnel resulting from injuries sustained in the line of duty.*

SECTION 7: *When said fund is closed the proceeds of said fund shall be allocated by the town of Milton to reduce the tax levy in accordance with instructions received from the Director of Accounts in the Department of Revenue.*

SECTION 8: *Any question submitted to the voters pursuant to this act shall be worded as follows:*

“Shall the town of Milton be allowed to assess an additional amount of real estate and personal property taxes, not to exceed \$500,000 in any fiscal year, for the purpose of funding payment of legally obligated medical expenses incurred by certain town of Milton public safety personnel resulting from injuries sustained in the line of duty, or for debt issued for that purpose?

YES _____ NO _____”

Said question shall be deemed approved if a majority of the persons voting thereon shall vote "Yes".

SECTION 9: *This act shall take effect upon its passage.*

COMMENT: The Warrant Committee recommends a yes vote to send this special legislation to the State for approval and for the Town to ultimately vote on the question in a Town wide ballot. This special purpose fund would be established solely for the purpose of the payment of legally obligated medical expenses incurred by certain town of Milton public safety personnel resulting from injuries sustained in the line of duty, or for debt issued for that purpose.

The advantages of the special purpose fund are as follows:

Helps the Town plan on a long term basis as to the funding of the payment of legally obligated medical expenses incurred by certain town of Milton public safety personnel resulting from injuries sustained in the line of duty;

Helps the Town save money by ending the bonding of such costs over a long term period;

Helps the Town to manage debt by accumulating cash over time and payment outright of such expenses helps preserve debt capacity for other major projects;

An approach that balances debt with pay-as-you-go practices, and protects against unforeseen costs is viewed in a positive light by credit rating agencies; and

Special purpose funds directly address resident concerns and provide assurance that money appropriated for a particular purpose will be used for that purpose and will not be diverted.

Ultimately, special purpose funds are most effective as a revenue source, or savings account, for anticipated expenditures. They work best when used to build moderate balances and to pay mid-level expenditures that the Town has the responsibility to pay.

ARTICLE 17 To see what sum of money the Town will vote to appropriate for the twelve month period beginning July 1, 2013 for the operation of the Town departments classified as General Government; and to act on anything relating thereto.

RECOMMENDED that the Town appropriate the amount shown in the following tabulation under the heading "Recommended":

GENERAL GOVERNMENT	Actual FY 12	Approp. FY 13	Recomm. FY 14
A BOARD OF SELECTMEN			
1 CENTRAL BUSINESS OFFICE			
Salaries & Wages	350,661	309,594	325,539
General Expenses	30,821	29,802	25,341
TOTAL CENTRAL BUSINESS OFFICE	381,482	339,396	350,880
2 ELECTION & REGISTRATION			
Salaries & Wages	25,713	43,271	14,552
General Expenses	9,252	8,800	7,300
TOTAL ELECTION & REGISTRATION	34,965	52,071	21,852
3 INSURANCE GENERAL			
General Expenses	852,952	950,647	950,647
TOTAL INSURANCE GENERAL	852,952	950,647	950,647
4 LAW			
Retainer	55,000	56,000	56,000
Professional & Special Services	217,920	200,000	200,000
Disbursements	7,373	4,000	4,000
Claims	225	1,000	1,000
TOTAL LAW	280,518	261,000	261,000
5 INFORMATION TECHNOLOGY			
Salary & Wages	118,219	121,709	123,210
General Expenses	194,162	202,494	202,678
TOTAL INFORMATION TECHNOLOGY	312,381	324,203	325,888
6 WARRANT/ANNUAL REPORTS/BYLAWS			
General Expenses - Town Reports	3,072	6,300	6,300
General Expenses - Warrant	7,609	8,000	8,000
TOTAL WARRANT/ANNUAL REPORTS/BYLAWS	10,681	14,300	14,300
7 SELECTMEN			
Salary - Chairman	1,800	1,800	1,800
Salary - Other Two Members	3,000	3,000	3,000
Salary - Town Administrator	145,885	149,168	150,642
Salary - Other	238,908	244,201	242,519

General Expenses	24,136	24,156	27,929
Out of State Travel	0	0	0
TOTAL SELECTMEN	413,729	422,325	425,890

8 VETERANS BENEFITS

Salaries & Wages	18,360	19,152	19,152
General Expenses	38	1,785	1,785
Benefits	137,812	160,020	160,020
TOTAL VETERANS BENEFITS	156,210	180,957	180,957

**TOTAL BOARD OF
SELECTMEN**

2,442,918	2,544,899	2,531,414
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B BOARD OF ASSESSORS

Salary - Chairman	1,800	1,800	1,800
Salary - Other Two Members	3,000	3,000	3,000
Salary - Other	192,573	197,289	200,019
General Expenses	16,702	19,503	18,753
Revaluation	99,500	0	115,000

**TOTAL BOARD OF
ASSESSORS**

313,575	221,592	338,572
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C TOWN CLERK

Salary - Clerk	84,118	85,989	86,902
Salary - Other	102,353	111,695	115,389
General Expenses	40,916	37,549	38,384

TOTAL TOWN CLERK

227,387	235,233	240,675
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D TREASURER-COLLECTOR

Salary - Treasurer	83,118	84,989	86,902
Salary - Other	189,877	185,735	187,954
General Expenses	34,931	43,132	44,445
Cost of Bonds	2,560	2,560	2,560
Tax Title	6,500	6,500	6,500
New Equipment	2,000	2,000	900

**TOTAL TREASURER-
COLLECTOR**

318,986	324,916	329,261
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**TOTAL GENERAL
GOVERNMENT**

3,302,866	3,326,640	3,439,922
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and that to meet said appropriation the sum of \$3,151,129 be raised from the tax levy. Included in this appropriation for General Government are the sums of \$126,347 representing expenses attributable to the Sewer

Enterprise and \$162,446 for expenses attributable to the Water Enterprise, which are to be included in Schedule A, “Local Receipts Not Allocated”, of the Tax Recapitulation as Sewer and Water Estimated Receipts.

COMMENT: All departments presented a budget and appropriation request that was level dollar with fiscal year 2013 but which resulted in cuts in order to cover step and longevity increases and end of FY13 contractual raises effective 6/30/2013 not included in the FY13 budget. Following the process outlined in the report of the Warrant Committee, funding to cover step and longevity increases and the end of year contractual raise increases was restored to the departments.

The Assessor's FY14 budget includes \$115,000 which represents 1/3 of the estimated \$345,000 cost for the next full revaluation of Town properties scheduled to be completed in the fall of 2016. The revaluation will be completed over 3 years and this \$115,000 represents the work that will be completed and billed in FY 14. It is expected that another \$115,000 will be appropriated in FY15 and in FY16 to cover the remaining cost of the revaluation. The process requires an inspection program meeting the requirements of the Department of Revenue.

Reclassification of the Level 3 Principal clerk position in the Central Business Office to a Level 4 Senior Administrative Clerk position increased the salary line item by \$2,603. As noted under the comment for Article 13 the recommended 2.25% raise for the Clerk and Treasurer has been applied to their Salary lines. The amount added in each case is \$1,913.

ARTICLE 18 To see what sum of money the Town will vote to appropriate for design of improvements to M. Joseph Manning Park and East Milton Square; to determine how said appropriation shall be raised, whether by transfer from available funds, borrowing under applicable provisions of law, or otherwise;

and to act on anything relating thereto.

Submitted by the Board of Selectmen

RECOMMENDED that the Town vote no appropriation under this article.

COMMENT: The Warrant Committee was presented with a plan entitled “Weiser Hybrid Plan A” as the basis for the request for an appropriation for design and engineering of improvements to East Milton Square. The Warrant Committee is concerned with the following:

- *The short term recommendations of the East Milton Square Parking and Access Study are not addressed;*

- *The “Weiser Hybrid Plan A” was not an outcome of the East Milton Square Parking and Access Study and was not vetted in the public process associated with the study;*
- *The plan does not identify how it meets the goals agreed upon in the East Milton Square Parking and Access Study process;*
- *The scope of design and engineering services is not clearly defined;*
- *The scope of construction improvements is not clearly defined;*
- *A preliminary construction budget is not available;*
- *The net new number of parking spaces is disproportionate to the use of \$1,000,000 of grant fund;*
- *The implementation of the “Weiser Hybrid Plan A” would proceed in advance of a comprehensive Master Plan analysis.*

Funding for this project was also requested under Article 8 – Capital Equipment Appropriation following the Warrant Committee’s “no” recommendation of this article.

ARTICLE 19 To see what sum of money the Town will vote to appropriate for development of a housing production plan; to determine how said appropriation shall be raised, whether by transfer from available funds, borrowing under applicable provisions of law, or otherwise;

and to act on anything relating thereto.

Submitted by the Board of Selectmen

RECOMMENDED that the Town vote no appropriation under this article.

COMMENT: The Planning Board and the Board of Selectmen met with the Warrant Committee and requested \$30,000 for the completion of a Housing Production Plan (HPP) study. The Warrant Committee is concerned that the study would potentially proceed ahead of, and separately from, the Master Plan effort. The Master Plan study will look at housing types and associated demographics. The Master Plan study should address affordable housing. The committee was also concerned with the amount of requested appropriation. The \$30,000 was only an estimate as it was anticipated that the HPP study would overlap with the Master Plan study which would reduce the cost of the study. Comments received from residents of the Town suggested a much lower cost.

The Warrant Committee was also concerned that the Town of Milton, with less than 5% of its housing stock comprised of affordable units, would have a difficult time meeting the requirement of 48 new affordable units constructed, or allocated, per year for 5 years as required by the HPP.

ARTICLE 20 To see if the Town will vote to authorize the Board of Selectmen to acquire for cemetery purposes a parcel of land located off Pleasant Street and Deer Run Lane in Milton, MA, containing approximately eighty-five thousand five hundred ninety-three (85,593) square feet and shown as Parcel A on a plan of land entitled “Definitive Subdivision Residential Lane Deer Run Lane Milton, Ma.,” Prepared by DeCelle Burke & Associates, Inc., which plan is recorded with the Norfolk County Registry of Deeds as Plan No. 40 of 2011 in Plan Book 607. Said parcel is shown on the Town of Milton Assessors’ Maps as Map I, Block 32, Lot 3; to see what sum of money the Town will vote to appropriate for the purposes of this article; to determine how said appropriation shall be raised, whether by transfer from available funds, borrowing under applicable provisions of law, or otherwise; to authorize the Board of Selectmen to apply for and accept on behalf of the Town grants, gifts or donations for the purposes of this article from federal, state or private sources; to authorize the Board of Selectmen to execute all documents and to take any action necessary to accomplish the purposes of this article;

and to act on anything relating thereto.

Submitted by the Board of Selectmen

RECOMMENDED that the Town vote to authorize the Board of Selectmen to acquire for cemetery purposes a parcel of land located off Pleasant Street and Deer Run Lane in Milton, MA, containing approximately eighty-five thousand five hundred ninety-three (85,593) square feet and shown as Parcel A on a plan of land entitled “Definitive Subdivision Residential Lane Deer Run Lane Milton, Ma.,” Prepared by DeCelle Burke & Associates, Inc., which plan is recorded with the Norfolk County Registry of Deeds as Plan No. 40 of 2011 in Plan Book 607, and that the Town vote no appropriation under this article. Said parcel is shown on the Town of Milton Assessors’ Maps as Map I, Block 32, Lot 3.

COMMENTS: The cemetery is running out of space for burials. Depending upon what the Conservation Commission allows, since this borders a vegetated wetland, a 100 foot setback would net 1,000 gravesites, and a 25 foot setback would net 1,300 gravesites. The sale of graves respectively would net \$2,000,000 to \$2,860,000 with additional income generated from the income from openings, foundations, and grave liner installation. Development costs are predicted to run about \$550,000. This additional land would increase the life of the cemetery by 6 - 10 years. The \$175,000 needed to purchase the property came from the Copeland Foundation as a gift for the exclusive use of purchase of this property.

ARTICLE 21 To see what sum of money the Town will vote to appropriate for the twelve month period beginning July 1, 2013 for the operation of the several Boards and Committees classified as Boards and Special Committees; and to act on anything relating thereto.

RECOMMENDED that the Town appropriate the amount shown in the following tabulation under the heading “Recommended”:

BOARDS AND COMMITTEES	Actual FY 12	Approp. FY 13	Recomm. FY 14
A BOARD OF APPEALS			
Salaries & Wages	33,236	0	0
General Expenses	1,333	0	0
TOTAL BOARD OF APPEALS	34,569	0	0
B CONSERVATION COMMISSION			
General Expenses	2,284	2,500	2,500
TOTAL CONSERVATION COMMISSION	2,284	2,500	2,500
C COUNCIL ON AGING			
Salaries & Wages	154,187	155,933	156,600
General Expenses	31,175	34,238	33,571
Transportation Expenses	10,672	8,000	9,163
Outreach Worker Benefits	11,560	12,000	0
TOTAL COUNCIL ON AGING	207,594	210,171	199,334
D HISTORICAL COMMISSION			
General Expenses	1,800	2,240	2,240
TOTAL HISTORICAL COMMISSION	1,800	2,240	2,240
E PERSONNEL BOARD			
Salaries & Wages	49,424	50,356	50,820
General Expenses	1,288	1,288	1,115
TOTAL PERSONNEL BOARD	50,712	51,644	51,935
F PLANNING BOARD			
Salaries & Wages	14,275	30,065	30,193
General Expenses	2,200	2,066	1,955
TOTAL PLANNING BOARD	16,475	32,131	32,148

G WARRANT COMMITTEE			
Salaries & Wages	9,176	9,203	9,203
General Expenses	575	850	850
TOTAL WARRANT COMMITTEE	9,751	10,053	10,053
TOTAL BOARDS AND COMMITTEES	323,185	308,739	298,210

and that to meet said appropriation the sum of \$293,477 be raised from the tax levy. Included in this appropriation are the sums of \$2,071 representing expenses attributable to the Sewer Enterprise and \$2,662 representing expenses attributable to the Water Enterprise, which are to be included in Schedule A, “Local Receipts Not Allocated”, of the Tax Recapitulation as Sewer and Water Estimated Receipts.

COMMENT: As with all budgets this year, the Boards and Commissions departments were asked to present level dollar budgets for FY14. In order to meet the level dollar budget many departments had to make deep cuts to the expense lines of their budgets to meet the contractual wage increases (steps and longevity) and end of FY13 contractual raise. After 3 years of level dollar budgeting there is nothing left to cut in many departments except personnel hours which will lead to cuts in services to the town. This year the Warrant Committee was able to restore the funding for the Steps and Longevity increases and contractual raise to these budgets to offer some relief for FY14.

Council on Aging (update): Over the last several years the Warrant Committee added \$12,000 to a specific line item to cover a portion of the health insurance costs of an outreach worker who works 10 hours under the appropriation and 20 hours through a State grant. The Warrant Committee stipulated that this was for one year and asked the Council on Aging, Personnel Board and Town Administrator to find a solution. The Council on Aging, Town Administrator, Personnel Board and the Board of Selectmen have since entered into an agreement to pay the current outreach worker’s health insurance cost, through the term of her employment. The \$12,000 needed for the FY14 budget year has been included in the Group Insurance appropriation in Article 11.

ARTICLE 22 To see what sum of money the Town will vote to appropriate for the twelve month period beginning July 1, 2013 for the purposes of creating a Master Plan; to determine how said appropriation shall be raised, whether by transfer from available funds or otherwise; to allow the Board of Selectmen to accept grants or gifts for the purposes of this article; and to act on anything related thereto.

Submitted by the Planning Board

RECOMMENDED that the Town vote to appropriate \$100,000 for the twelve month period beginning July 1, 2013 for the purpose set forth in this article and that to meet said appropriation the sum of \$100,000 be appropriated from funds certified by the Department of Revenue as free cash; and that the Board of Selectmen be and hereby is authorized to accept and expend in addition to the foregoing appropriation one or more grants or gifts from any other public or private funding source.

COMMENT: M.G.L. Chapter 41 Section 81D provides a method for Massachusetts cities and towns to develop a Master Plan to guide their future development efforts. The Town has not developed such a Master Plan since the 1970's. A significant benefit of such a Master Plan is that the Town residents may develop by consensus a unified plan to guide the Town's responses to future development proposals, rather than to have the Town respond to such proposals on an insular, case-by-case basis. The first stage of developing a Master Plan is for the Town, by consensus, to agree on a community vision plan that includes the Town's values, goals, and vision for future development (Item 1 below). This first stage was authorized by the 2012 Annual Town Meeting, and is in progress. The estimated cost for completion of the Master Plan is \$100,000.

The Master Plan is to include the following elements per M.G.L. Chapter 41 Section 81D:

- *Goals and policies statement that identifies the goals and policies of the town for its future growth and development, developed in a public process.*
- *Land use plan that identifies present land uses and designates the proposed distribution location and inter-relationship of public and private land uses. This plan shall relate the proposed standards of population density and building intensity to the capacity of land available for planned facilities and services.*
- *Housing component that identifies existing and forecasted needs and objectives including programs for the preservation, improvement and development of housing. This component is to identify policies and strategies to provide a balance of local housing opportunities for all citizens.*
- *Economic development component that identifies policies and strategies for the expansion or stabilization of the local economic base and the promotion of employment opportunities.*
- *Natural and cultural resources component that provides an inventory of the significant natural, cultural and historic resource areas of the town, and policies and strategies for the protection and management of such areas.*

- *Open space and recreation component that provides an inventory of recreational and open space areas of the town, and policies and strategies for the management and protection of such resources and areas.*
- *Services and facilities component that identifies and analyzes existing and forecasted needs for facilities and services used by the public.*
- *Circulation component that provides an inventory of existing and proposed circulation and transportation systems.*
- *Implementation program component that defines and schedules the specific town actions necessary to achieve the objectives of each element of the master plan. Any scheduled expansion or replacement of public facilities or circulation system components are to be identified and the anticipated costs and revenues associated with such improvements are to be detailed in this section. This section is to specify the process by which the town's regulatory structures are to be amended so as to be consistent with the Master Plan.*

ARTICLE 23 To see what sum of money the Town will vote to appropriate for the twelve month period beginning July 1, 2013, for the operation, maintenance and improvements of Public Works; and to act on anything relating thereto.

RECOMMENDED that the Town appropriate the amount shown in the following tabulation under the heading "Recommended":

PUBLIC WORKS	Actual FY 12	Approp. FY 13	Recomm. FY 14
Public Works General	1,797,503	1,800,359	1,786,508
Vehicle Maintenance	407,565	434,758	437,448
SUB-TOTAL PUBLIC WORKS	<u>2,205,068</u>	<u>2,235,117</u>	<u>2,223,956</u>
SOLID WASTE MANAGEMENT			
Collection of Refuse	540,000	558,000	548,760
Refuse Disposal	434,738	418,000	447,410
Curbside Recycling	841,225	823,225	841,260
Landfill Monitoring	18,231	17,000	18,000
Solid Waste General	69,166	79,614	60,715
Household Hazardous Waste Collection	6,853	9,314	10,000
SUB-TOTAL SOLID WASTE	<u>1,910,213</u>	<u>1,905,153</u>	<u>1,926,145</u>
TOTAL NON-ENTERPRISE ACCOUNTS	<u>4,115,281</u>	<u>4,140,270</u>	<u>4,150,101</u>

WATER AND SEWER ENTERPRISE

WATER ENTERPRISE

Water Operations & Improvement	1,279,997	1,191,472	1,197,673
M.W.R.A. Assessment	2,367,833	2,718,549	2,839,810
D.E.P. (SDWA) Assessment	6,864	9,000	9,000
Water Leak Survey	12,000	12,000	12,000
Water Capital Outlay	997,732	364,992	364,992
Water Capital/Debt Service	680,543	546,088	546,305

SUB-TOTAL WATER

ENTERPRISE	5,344,969	4,842,101	4,969,780
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SEWER ENTERPRISE

Sewer Operations & Improvement	760,157	760,105	765,892
M.W.R.A. Sewer Assessment	4,797,042	4,985,169	5,024,646
Sewer Capital Outlay	1,447,894	774,694	774,694
Sewer Capital/Debt Service	210,941	232,903	230,211

SUB-TOTAL SEWER

ENTERPRISE	7,216,034	6,752,871	6,795,443
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TOTAL WATER AND SEWER

ENTERPRISE	12,561,003	11,594,972	11,765,223
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TOTAL PUBLIC WORKS

16,676,284	15,735,242	15,915,324
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Of the total amounts appropriated, the maximum sum authorized for salaries and wages is \$2,286,146.

To meet said appropriation the sum of \$15,915,324 will come from the following sources:

To meet the appropriation for the Non-Enterprise accounts, \$4,150,101 is to be raised from the tax levy;

To meet the appropriation for Water Operations and Improvement and for the MWRA Water Assessment and the DEP Assessment, the sum of \$0 is to be transferred from the water surplus as of June 30, 2013 and the sum of \$4,969,780 is to be raised from the tax levy. This sum of \$4,969,780 represents expenditures attributable to the Water Enterprise which are to be included in Schedule A, "Local Receipts Not Allocated," of the Tax Recapitulation as Water Estimated Receipts; and

To meet the appropriation for Sewer Operations and Improvement and for the MWRA Sewer Assessment, the sum of \$0 is to be transferred from the

Sewer Surplus as of June 30, 2013, and the balance of \$6,795,443 is to be raised from the tax levy. This sum of \$6,795,443 represents expenses attributable to the Sewer Enterprise which is to be included in Schedule A, "Local Receipts Not Allocated," of the Tax Recapitulation as Sewer Estimated Receipts.

The Public Works Department is hereby authorized to sell at a private or public sale, with the approval of the Board of Selectmen, equipment that is no longer needed by the department. It is further authorized to exchange or trade in old equipment for similar materials in the usual course of its operations to provide for replacement items.

COMMENT: Changes to the Water and Sewer Appropriation are expected but are not known at the time of going to press. When the Town does its recapitulation in the fall in order to set the tax rate, the DOR expects to see that sufficient revenue is raised by the water and sewer rates to meet the financial obligation of the MWRA assessment.

Of the total amounts appropriated, the maximum sum authorized for salaries and wages was \$2,322,736 for FY13.

Of the total amounts appropriated, the maximum sum authorized for salaries and wages was \$2,314,038 for FY12.

ARTICLE 24 To see what sum of money the Town will vote to appropriate for the maintaining, repairing, improving and constructing of ways under the provisions of General Laws, Chapter 90, said sum or any portion thereof to be used in conjunction with any money which may be allotted by the State for this purpose; to determine how said appropriation shall be raised, whether by borrowing or otherwise; and to act on anything relating thereto.

RECOMMENDED that the sum of \$619,943 be appropriated for the purposes set forth in this article, that to meet said appropriation the Treasurer be authorized to issue, with the approval of the Board of Selectmen, bonds or secured notes in the amount of \$619,943; that the Town vote to accept grants under the provisions of M.G.L. Chapter 90 in the amount of \$619,943, the said reimbursements from the state (100%) to be restored upon their receipt to the Town Treasurer.

COMMENT: The Town receives annual grants from the Commonwealth for roadwork. The principal source of funding is the gasoline tax. Eligible projects include resurfacing, repairs and alterations to roadways, drainage ways, sidewalks, bridges and embankments. In FY14, the Department of Public Works plans to use the Chapter 90 funds in paving and roadway reconstruction on:

- *Governors' Road (from Edge Hill to Quincy line)*
- *Cary Avenue*
- *Bradlee Road*
- *Williams Avenue*
- *Churchills Lane (from Brook to Adams)*
- *Atherton Street (from Canton Avenue to Blue Hill Avenue)*

ARTICLE 25 To see what sum of money the Town will vote to appropriate for the resurfacing or reconstruction of Central Avenue between Brook Road and Valley Road, to determine how said appropriation shall be raised, whether by transfer of available funds, borrowing under applicable provisions of law or otherwise;

and to act on anything relating thereto.

Submitted by the Board of Selectmen

RECOMMENDED that the Town vote no appropriation under this article.

COMMENT: Article 8 includes \$1,000,000 funding for this project as requested by the Capital Improvement Planning Committee. The Director of Public Works informed the Warrant Committee that \$1,000,000 would be sufficient to complete the resurfacing and reconstruction of Central Avenue between Brook and Valley Roads.

ARTICLE 26 To see what sum of money the Town will vote to appropriate to provide rehabilitation, replacement or enhancement of the town's water system, and to authorize the Board of Selectmen, on behalf of the Town, to apply for and use federal, state, MWRA or other funds for this purpose, to determine how such appropriation shall be raised; whether by borrowing or otherwise; and to act on anything relating thereto.

Submitted by the Board of Selectmen

RECOMMENDED that the sum of \$500,000 be appropriated for the purpose of financing the rehabilitation, replacement or enhancement of the Town's water system, including costs incidental and related thereto; that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$500,000 under and pursuant to Chapter 44, Section 8 (5) of the General Laws, as amended, or any other enabling authority, and to issue bonds or notes of the Town therefor, and that the Board of Selectmen be and hereby is authorized to accept and

expend in addition to the foregoing appropriation one or more grants or gifts from the Massachusetts Water Resources Authority or any other public or private funding source.

COMMENT: Passage of this article would authorize the Town to borrow money from the Massachusetts Water Resources Authority ("MWRA") at an interest rate of zero percent. The MWRA provides financial assistance for local water pipeline rehabilitation or replacement in order to maintain water quality

ARTICLE 27 To see what sum of money the Town will vote to appropriate to provide rehabilitation, replacement or enhancement of the Town's surface drain system, including costs incidental and related thereto, and to authorize the Board of Selectmen, on behalf of the Town, to apply for and use federal, state, or other funds for this purpose; to determine how such appropriation shall be raised, whether by borrowing or otherwise; and to act of anything relating thereto.

Submitted by the Board of Selectmen

RECOMMENDED that the sum of \$300,000 be appropriated for the purpose of financing the rehabilitation, replacement, or enhancement of the Town's surface drain system, including costs incidental and related thereto; that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$300,000 under and pursuant to Chapter 44, Sections 7(1) and 8(15) of the General Laws, as amended, or any other enabling authority, and to issue bonds or notes of the Town therefor; and that the Board of Selectmen be and hereby is authorized to accept and expend in addition to the foregoing appropriation one or more grants or gifts from any other public or private funding source.

COMMENT: In each of the last seven fiscal years, Town Meeting appropriated the sum of \$500,000 for the repair and rehabilitation of the Town's surface drains. In accordance with the ten-year storm water master plan, we recommend that \$300,000 be appropriated and borrowed in FY14. \$300,000 is the remainder of the borrowing capacity under this program.

ARTICLE 28 To see what sum of money the town will vote to appropriate to provide capital needs for the Town's sewer system, including costs incidental and related thereto, and to authorize the Board of Selectmen, on behalf of the Town, to apply for and use federal, state, MWRA or other funds for this purpose, to see how such appropriation shall be raised; whether by borrowing under applicable provisions of law or otherwise; and to act on anything relating thereto.

Submitted by the Board of Selectmen

RECOMMENDED that the Town vote no appropriation under this article.

COMMENT: At the time the warrant went to print, the MWRA program which provided zero percent interest rate loans was temporarily suspended. This situation is identical to that in Article 20 of the 2012 Annual Town Meeting warrant. Therefore, \$0 appropriation is being recommended under this article. Last year the program was reinstated after the warrant went to press and an appropriation was made under Article 2 of the 2012 Fall Town Meeting Warrant.

ARTICLE 29 To see what sum of money the Town will vote to appropriate for Health and Sanitation for the twelve month period beginning July 1, 2013; and to act on anything relating thereto.

RECOMMENDED that the Town appropriate the amount shown in the following tabulation under the heading “Recommended”:

BOARD OF HEALTH	Actual FY 12	Approp. FY 13	Recomm. FY 14
Salaries & Wages	175,431	179,209	182,208
General Expenses	2,632	2,000	2,000
TOTAL BOARD OF HEALTH	178,063	181,209	184,208

and that to meet said appropriation the sum of \$184,208 be raised from the tax levy.

COMMENT: The Board of Health presented a budget and appropriation request that was level dollar with fiscal year 2013 but which resulted in cuts in order to cover step and longevity increases and end of FY13 contractual raises. Following the process outlined in the report of the Warrant Committee, funding to cover step and longevity increases and final FY13 contractual raises were restored to the department.

ARTICLE 30 To see what sum of money the Town will vote to appropriate for the Public Library for the twelve month period beginning July 1, 2013; and to act on anything relating thereto.

RECOMMENDED that the Town appropriate the amount shown in the following tabulation under the heading “Recommended”:

LIBRARY	Actual FY 12	Approp. FY 13	Recomm. FY 14
Salaries & Wages	834,663	864,742	877,324
General Expenses	111,808	109,260	127,605
Old Colony Network	31,420	31,037	33,700
Books & Related Materials	62,991	70,000	46,934
TOTAL LIBRARY	1,040,882	1,075,039	1,085,563

and that to meet said appropriation the sum of \$1,085,563 be raised from the tax levy.

COMMENT: The Chair of the Library Board of Trustees and the new Library Director presented to the Warrant Committee a budget approximately \$64,000 higher than fiscal year 2013. The requested increases were in Materials and General Expenses. The Trustees and Director asked that the Town appropriation be increased to cover the Minimum Expenditure Requirement, (MER), which would be an increase of approximately \$55,000. The MER is a state regulation that requires that a town the size of Milton spend 13% of its Library budget on new materials. The Trustees and Director stated that while the Friends of the Library have always been generous with donations, it was becoming harder to raise funds that donors feel should be covered by the Town appropriation. The general expenses category was increased due to an increase in the Library's water and sewer bill because of increased usage.

While the Warrant Committee was sympathetic to the Library's position, it is not possible in the current revenue environment to increase the Library appropriation to cover the MER cost. Steps and longevity increases, and end of FY13 contractual raises were added to the budget (as for other departments) and a one-time appropriation of \$44,476 was added in Article 9 to help cover the MER increase. This one-time appropriation will reduce the amount the Library needs to raise from donations to cover the MER increase in FY14 but will not be added to the department's recurring budget. The Library Trustees requested, and the Warrant Committee approved, an increase to the annual expenditure from \$55,000 annually to \$65,000 annually, beginning with FY14, from the revolving fund established by vote of the May, 1996 Annual Town Meeting under Article 31. The revenue from this revolving fund is collected from fines for overdue materials, charges for lost or damaged materials, printer use fees or receipts from the sale of trash stickers. The funds are used for purchasing of books and other related materials.

Changes in staffing for FY14 include the following:

- *An increase in the hours of the Young Adult Librarian position from 30*

to 37.5 hours per week (the increase for the additional 7.5 hours for the young adult librarian is \$10,037); and

- A title change of the second Young Adult Librarian position to Reference Librarian.

The recommended appropriation together with significant help from the Friends of the Library and use of revolving funds will be sufficient to meet State funding requirements, maintain the library collection at an acceptable level, keep staffing at current levels and properly maintain the facility.

ARTICLE 31 To see what sum of money the Town will vote to appropriate for the maintenance and improvement of the Cemetery for the fiscal year beginning July 1, 2013; and to act on anything relating thereto.

RECOMMENDED that the Town appropriate the amount shown in the following tabulation under the heading “Recommended”:

CEMETERY	Actual FY 12	Approp. FY 13	Recomm. FY 14
Salaries & Wages	549,243	591,929	563,535
General Expenses	129,870	121,016	159,282
TOTAL CEMETERY	679,113	712,945	722,817

and to meet said appropriation the sum of \$722,817 be raised from the tax levy.

The Department is hereby authorized to sell or exchange old equipment to furnish additional funds for new equipment.

COMMENT: As with other departments the Cemetery received funds above level dollar funding to cover cuts in service which would otherwise have been encountered due to absorbing step and longevity increases and end of FY13 contractual increases.

ARTICLE 32 To see what sum of money the Town will vote to appropriate for the twelve month period beginning July 1, 2013 for the operation of Parks and Recreation; and to see if the Town will vote to authorize the continued use of the Park and Recreation Revolving Fund pursuant to the provisions of Chapter 18 of the General Bylaws of the Town; and to act on anything relating thereto.

RECOMMENDED that the Town authorize the continued use of the Park and Recreation Revolving Fund pursuant to the provisions of Chapter 18 of

the General Bylaws of the Town and that the Town appropriate the amount shown in the following tabulation under the heading “Recommended”:

PARKS AND RECREATION	Actual FY 12	Approp. FY 13	Recomm. FY 14
Salaries & Wages	299,170	314,785	313,127
General Expenses	78,810	72,954	78,195
Special Needs Program	500	1,000	1,000
TOTAL PARKS AND RECREATION	378,480	388,739	392,322

and that to meet said appropriation the sum of \$392,322 be raised from the tax levy.

COMMENT: The Park Department presented a budget and appropriation request that was level dollar with FY13 but which resulted in cuts in order to cover step and longevity increases and end of FY13 contractual raises. Following the process outlined in the report of the Warrant Committee, funding to cover step and longevity increases and end of fiscal year contractual raises was restored to the department. The Park Department budget is also supplemented by user fee charges from groups that use the playing fields. The Park department is permitted to expend up to \$75,000 from its revolving funds to maintain the Town’s recreational facilities.

A new position was created (W2 Laborer) for FY14 and funding requested. Due to insufficient operating funds the Warrant Committee was unable to recommend funding this position.

ARTICLE 33 To see what sum of money the Town will vote to appropriate for the support of schools for the twelve month period beginning July 1, 2013; and to act on anything relating thereto.

RECOMMENDED that the Town appropriate the amount shown in the following tabulation under the heading “Recommended”:

SCHOOLS	Actual FY 12	Approp. FY 13	Recomm. FY 14
School Department	33,933,344	35,412,344	36,955,499
TOTAL SCHOOLS	33,933,344	35,412,344	36,955,499

and that to meet said appropriation the sum of \$36,955,499 be raised from the tax levy.

COMMENT: The Warrant Committee recommends that the sum of \$36,955,499 be appropriated to the School Department for FY14. This appropriation is \$1,543,155 above the FY13 appropriation of \$35,412,344, and \$1,424,181 less than the School Committee budget request of \$38,379,680. The School Committee has identified increases in Special Education mandated services, transportation expenses, technology costs and facilities expenses as budget increase drivers. Additionally, the School Committee has adopted an advancement initiative to emphasize early literacy achievement, to close proficiency gaps, and to advance science and STEM (science, technology, engineering and math) initiatives. The School Committee has identified the loss of 13.2 full time equivalent staff members and an increase in various user fees to address an appropriation less than requested. An amount of \$440,000 is earmarked for expenditures not expected to be recurrent in FY15 and beyond as further described in Article 9.

ARTICLE 34 To see what sum of money the Town will vote to appropriate for the support of the Blue Hills Regional Technical School for the twelve month period beginning July 1, 2013 and to act on anything relating thereto.

RECOMMENDED that the sum of \$842,454 be appropriated for the purpose set forth in this article and that to meet said appropriation the sum of \$842,454 be raised from the tax levy.

COMMENT: The Blue Hills Regional Technical School met with the Warrant Committee while completing their budgeting process to discuss their budget request which reflects an increase of 6.60% over FY13. Total Town of Milton students enrolled for FY14 is 49, an increase of 1 over FY13 enrollment. Additionally the Blue Hills Regional Technical School district has submitted Article 35 to all of its member Towns seeking to set up a Stabilization Fund for the purpose of funding large Capital Projects.

ARTICLE 35 To see if the Town will vote to authorize the Blue Hills Regional Technical School District to establish a Stabilization Fund according to Chapter 71, Sections 16G.5 of the Massachusetts General Laws;

and to act on anything relating thereto.

Submitted by the Blue Hills Regional Technical School

RECOMMENDED that the Town vote to authorize the Blue Hills Regional Technical School District to establish a Stabilization Fund according to Chapter 71, Section 16 G.5 of the Massachusetts General Laws.

COMMENT: Blue Hills Regional Technical School seeks to establish a stabilization fund which would only be used for capital improvement or equipment expenditures. This appropriation would be funded through their current operating budget by replacing their current Capital line item with a Stabilization Fund line item and allowing a buildup over time of funds for major capital projects, rather than a turn-back of unused capital funds on an annual basis. The requested appropriation for FY14 is \$0.

ARTICLE 36 To see what sum of money the Town will vote to appropriate for the support of the Consolidated Facilities Department for the twelve month period beginning July 1, 2013; and to act on anything relating thereto.

RECOMMENDED that the Town appropriate the amount shown in the following tabulation under the heading “Recommended”:

CONSOLIDATED FACILITIES	Actual FY 12	Approp. FY 13	Recomm. FY 14
Salaries & Wages	170,721	488,079	486,639
General Expenses	129,622	124,333	133,639
TOTAL CONSOLIDATED FACILITIES	300,343	612,412	620,278

and that to meet said appropriation the sum of \$620,278 be raised from the tax levy.

COMMENT: The Consolidated Facilities Department (CFD) oversees all of the day to day building maintenance, engineering and capital planning for both Town and School buildings. The CFD manages 900,000 square feet of space covering 22 buildings. There are currently 7 positions in the CFD budget; 25 school custodians and 2 maintenance staff are carried in the School Department but under the supervision of the CFD. The department also handles all vendor contracts, state and regulatory inspections as well as energy efficiency upgrades. The purchasing of supplies, materials and utilities are currently carried in the individual department budgets but overseen by the CFD. All maintenance labor is carried in the CFD budget. The CFD has consolidated many vendor contracts, paper products, generators, elevators, boiler and machinery and the purchasing of supplies to achieve best price which has benefited everyone.

Since FY12 the Operations Manager, Licensed Electrician, Maintenance Craftsman (W4) and Maintenance Man (W3) positions have been filled.

Although the CFD requested funding for many non-capital items, funding was not available to meet these needs. As with other departments the CFD received funds to cover step and longevity increases and end of FY13 contractual increases.

The Warrant Committee notes that while the CFD has assumed many of the responsibilities envisioned in its establishment, that process is not yet complete, nor is there a plan in place to get to that completion. The Warrant Committee strongly recommends that the Town Administrator and CFD Director develop such a plan in coordination with the School Department and Board of Selectmen. This plan should be submitted with the budget for FY15.

ARTICLE 37 To see what sum of money the Town will vote to appropriate for Interest and Maturing Debt for the twelve month period beginning July 1, 2013; and to act on anything relating thereto.

RECOMMENDED that the Town appropriate the amounts shown in the following tabulation under the heading “Recommended”:

INTEREST AND MATURING DEBT	Actual FY12	Approp. FY13	Recomm. FY14
Interest	1,342,869	1,360,012	1,289,254
Maturing Debt	2,296,379	2,654,045	2,597,379
TOTAL INTEREST AND MATURING DEBT	3,639,248	4,014,057	3,886,633

and that to meet said appropriation the sum of \$29,581 be transferred from bond premiums from the School Building Project, the sum of \$677,559 from a refund received of a deposit put down to cover potential Workers Comp claims on the School Building project, and the remainder of \$3,179,493 be raised from the tax levy.

COMMENT: Table 5 at the back of this warrant itemizes the Town’s debt service obligations for FY14. Bond premiums and interest from the school building project are used to reduce the amount that is required to be raised from the tax levy. The Town received a refund of a deposit put down to cover potential Workers Comp claims on the School Building project, (and hopes to receive a final reimbursement to be applied to FY15). Both these items are being used to reduce the amount required to be raised from the tax levy for FY14.

ARTICLE 38 To see what sum of money the Town will vote to appropriate for the Stabilization Fund, the Capital Stabilization Fund, and the Post-Employment Benefits Stabilization Fund, in accordance with the provisions of Massachusetts

General Laws, Chapter 40, Section 5B; to determine how said appropriation shall be raised, whether by transfer from available funds, borrowing or otherwise; and to act on anything relating thereto.

Submitted by the Board of Selectmen

RECOMMENDED that the Town appropriate the amount shown in the following tabulation under the heading “Recommended”:

STABILIZATION FUNDS	Actual FY12	Approp. FY13	Recomm. FY14
Stabilization Fund	913,470	490,859	284,112
Capital Stabilization Fund	158,928	134,983	142,056
Post-Employment Benefits Stabilization Fund	0	134,983	142,056
GRAND TOTAL	1,072,398	760,825	568,224

and that to meet said appropriation the sum of \$409,275 is to be appropriated from funds certified by the Department of Revenue as free cash and that \$158,949 is to be appropriated from funds transferred from the Overlay Reserve.

COMMENT: The Warrant Committee believes that it is important to continue to fund the Town’s Stabilization Funds to help maintain the Town’s bond rating and to continue to improve the available resources for future contingencies where other funds may not be available.

The Town continues its policy of funding the Stabilization Fund at ½ of 1% of revenue (excluding withdrawals from the funds and the indirect costs to Water and Sewer enterprise) with 2/3 going to the Stabilization fund and 1/3 going to the Capital Stabilization Fund.

In June 2004, the Governmental Accounting Standards Board (GASB) issued Statement No. 45 requiring municipalities to reflect the ongoing costs of post-employment benefits on an accrual basis rather than the historical “pay as you go” basis (i.e. calculate the cost of providing benefits for all currently retired employees as well as for those employees who are currently active). As a result, effective December 15, 2007, the Town had to begin reporting its unfunded liabilities associated with these benefits.

The Town undertook a GASB 45 study effective July 1, 2011 to determine the current amount of the unfunded liability associated with GASB 45. In October 2011, this study reported that the Town has (as of July 1, 2011) an unfunded liability of \$107.6 million.

In prior years, bonding agencies were not overly concerned with whether municipalities were funding this liability. However, this view is changing and as a result the Selectmen requested that the Town begin funding this liability.

Following review, the Warrant Committee recommended that 1/6th of 1% of revenue (calculated in the same manner used for the other Stabilization funds) be used annually as a funding source. In addition, when the unfunded retirement liability is closed in FY23, the Committee recommends that the difference (of approximately \$5M) be allocated to funding this fund. Between these two methods (and based on our initial projections), the unfunded GASB 45 liability would be closed in FY43.

GASB 45 funds can either be appropriated to a post-employment benefits stabilization fund for the purpose or a special trust can be established. With a trust the funds are locked up in perpetuity for GASB 45 and there are annual operating fees. With the stabilization fund, Town Meeting controls the appropriation out of the fund. It is expected that at some point in the future we will establish a trust fund for this liability.

The balances of funds as of March 11, 2013 were:

Fund	Balance
<i>Stabilization Fund</i>	<i>3,026,315</i>
<i>Capital Stabilization Fund</i>	<i>562,312</i>
<i>Post-Employment Benefits Stabilization Fund</i>	<i>134,983</i>

ARTICLE 39 To see what sum of money the Town will vote to appropriate for the Reserve Fund for extraordinary or unforeseen expenditures for the twelve month period beginning July 1, 2013 and to apply from the Overlay Reserve such amounts as the Town shall determine to meet in whole or in part such appropriation; and to act on anything relating thereto.

RECOMMENDED that the Town appropriate the sum of \$250,000 for the Reserve Fund for extraordinary or unforeseen expenditures for the twelve month period beginning July 1, 2013; and that to meet said appropriation the sum of \$250,000 is to be transferred from the Overlay Reserve.

COMMENT: The Warrant Committee anticipates that level funding the Reserve Fund should provide enough funds to cover unforeseen events in FY14.

ARTICLE 40 To see what sum of money the Town will vote to appropriate for the Reserve Fund for extraordinary or unforeseen expenditures for the twelve month period beginning July 1, 2012;

RECOMMENDED that the Town appropriate the sum of \$180,000 for the Reserve Fund for extraordinary or unforeseen expenditures for the twelve month period beginning July 1, 2012, in addition to the appropriation voted by the 2012 Annual Town Meeting under Article 31; and that to meet said appropriation the sum of \$180,000 be appropriated from funds certified by the Department of Revenue as free cash.

COMMENT: The 2012 Annual Town Meeting appropriated \$250,000 to the FY13 Reserve Fund. In addition, Town Meeting voted to add an additional \$198,278 (from final FY12 appropriations to the Town from unrestricted general government aid) into the FY13 Reserve Fund.

As of the date of this writing, funds have been appropriated or set aside in the Reserve Fund for the following:

- Assessor – Professional expenses (\$4,000)
- Board of Health – Heater (\$1,300)
- Town Clerk – Polling booths (\$21,484)
- Treasurer – Interest penalty (\$20,865)
- Police – Bi-directional transmission equipment (\$125,000 set-aside)
- Board of Selectmen – Hendries Building demolition (\$73,278 set-aside balance)

Total appropriated or set aside: \$245,927.

A balance of \$202,351 is currently left for remaining FY13 requests (\$250,000 plus \$198,278 minus \$245,927 = \$202,351).

The Town Accountant and at the time Interim Town Administrator approached the Warrant Committee with regard to several additional FY13 requests which would need to be funded by the end of FY13. Because the total of these requests would exceed the balance in the reserve fund the Warrant Committee recommends that another \$180,000 be appropriated into the FY13 Reserve fund. The anticipated requests are described below:

- Town Clerk and Election and Registration – Two special elections (\$45,000)
- Fire Department – Engine repairs (\$43,000)
- Law Budget – Over budget (\$80,000)
- Police Department – Special Election coverage (\$14,000)
- Police Department – Gas (\$26,000)
- Selectmen – Balance of Hendries Building demolition (\$125,000)
- Unemployment – Expected claims in excess of budget (\$50,000)

The total amount of these upcoming requests is \$383,000. The current balance of \$202,351 plus the \$180,000 appropriation totals \$382,351. If Town Meeting appropriates \$180,000 under this article, then there should be enough money in the Reserve Fund to meet funding needs through FY13.

ARTICLE 41 To see if the Town will vote to authorize the use of revolving funds previously established pursuant to votes of Town Meeting, and to determine: 1) the programs and purposes for which each such revolving fund may be expended; 2) the departmental receipts which shall be credited to each such revolving fund; 3) the board, department or officer authorized to expend money from each such revolving fund; and 4) a limit on the total amount which may be expended from each such revolving fund in the fiscal year which begins on July 1, 2013; and to act on anything relating thereto.

RECOMMENDED that the Town continue the revolving funds created under Chapter 44, Section 53E½ of the Massachusetts General Laws and established by votes of the Annual Town Meeting as indicated in the tabulation below:

Annual Town Meeting	Department	Purpose	Revenue Source	Limit
March 1994 Article 37	Board of Park Commissioners	Maintenance and repair of Town parks and recreational facilities	Fees received from the use of Town parks and recreational facilities	\$75,000
May 1996 Article 31	Board of Library Trustees	Purchasing new books and other related materials	Fines for overdue materials and from charges for lost or damaged materials, printer use fees and receipts from the sale of trash stickers	\$65,000
May 2001 Article 29	Board of Selectmen	Operation, repair, rental and maintenance of the Senior Center	Fees received from rental of the facilities at the Senior Center	\$25,000
May 2004 Article 28	Board of Health	Operation of health programs and for the purchase of additional vaccine for Town of Milton residents	Fees and charges received from the operation of influenza and pneumonia clinics, a year round immunization program, other health programs	\$10,000
May 2008 Article 30	Board of Library Trustees	Operation, repair, rental and maintenance of the library facilities	Fees and charges received from rental of library facilities	\$25,000

May 2009 Article 40	Cemetery Department	Purchasing, storing and installing grave liners and other related materials and equipment	Fees for providing and installing grave liners	\$60,000
May 2011 Article 33	Conservation Commission	Purchasing and installation of trees, shrubs and plants, cleaning of waterways and removal of invasive species and improving drainage	Fees charged for fines imposed for the violation of the Wetlands Protection Act and the Town of Milton Wetlands Bylaw.	\$15,000
January 2012 STM Article 5	Board of Selectmen	Building maintenance, repair and improvement	Revenue collected from rent or fees for occupancy or use of the former East Milton Library	\$6,000

COMMENT: All revolving funds are continued at the same level of permitted expenditures authorized last year with the exception of the Library's revolving fund established in May, 1996 with the purpose of purchasing new books and other related materials. The Library Trustees have requested, and the Warrant Committee recommends, an increase in the annual maximum expenditure from \$55,000 to \$65,000.

ARTICLE 42 To see if the Town will vote to amend its General By Laws or Zoning By Laws to prohibit or regulate, with reasonable conditions, medical use of marijuana and/or growing of marijuana for medical use, including without limitation, limiting the location of a medical marijuana treatment center or the location where marijuana may be grown for medical use; and to act on anything relating thereto.

Submitted by the Board of Selectmen

No recommendation at this time.

COMMENT: The Warrant Committee is not yet ready to vote on this article because the state regulations have not been issued at this time. Final regulations are not expected until after Town Meeting.

ARTICLE 43 To see if the Town will vote to amend Section 10 of the General Bylaws, known as the Zoning Bylaws, by adding the following Subsection L to Section III, as amended: Assisted Living Residence Development.

ASSISTED LIVING RESIDENCE DEVELOPMENT (ALRD)

In a residential district on a lot (including a combination of adjacent lots in one ownership) with at least 75 feet of frontage on a state highway containing at least 150,000 square feet of land (not including wetlands, land within the 25 wetland buffer zone, vernal pools and land within the 100' vernal pool buffer zone) with access to the state highway at a fully signalized intersection, a residential use for an Assisted Living Residence Development may be permitted by a Special Permit for an Assisted Living Residence Development (a planned unit development) issued by the Planning Board upon terms and conditions meeting the requirements of this subsection, upon such other terms and conditions as the Planning Board may consider reasonable and appropriate, and upon a finding that the development will serve the public good and provide significant public benefit without significant, unmitigated detrimental impacts.

Assisted Living Residences provide care to people who are having difficulty living independently, but do not need the daily nursing services provided in a nursing home. Assisted Living is intended for adults who need some assistance with tasks such as housecleaning, preparing meals, bathing, dressing, or taking medications, and would like the security of having help available on a 24-hour basis in a residential and non-institutional environment.

An Assisted Living Residence Development (ALRD) shall meet the following requirements:

1. Certification; Developer/Operator

An ALRD shall be certified and maintain certification as an assisted living residence by the Executive Office of Elder Affairs (or successor agency) pursuant to M.G.L. c.19D (or successor statute) and provide the services and meet the requirements prescribed therein and in 651 CMR 12.00 (or successor regulations). The ALRD shall meet all applicable regulatory standards required by law for assisted living residences in Massachusetts.

The operator of the ALRD shall be experienced in the successful and competent operation of other assisted living residences.

2. Units

An ALRD shall have no more than 100 units in a single building with primarily one-bedroom units. The units may be rental apartments or may be owned and shall be designed for elderly persons who need assistance with activities of daily living.

3. Common Area Space

There shall be a significant amount of common area space in an ALRD, including living rooms, sitting areas, dining rooms, activity rooms and screened porches. Common area space (exclusive of hallways) shall cover at least 10% of total floor area. There shall be a secure outdoor area with at least 5,000 square feet designed to provide outside uses.

4. Services

Services offered to residents in an ALRD shall include assistance with activities of daily living (bathing, dressing, undressing, personal care and medication supervision), meal service, apartment housekeeping and linen change, laundry facilities, organized social programs, recreational activities, transportation to outside appointments and needs, 24-hour staffing, and emergency response through a call system in each apartment. Commercial activities not for the exclusive use of residents shall not be permitted provided that guests may be served in dining areas. Any commercial activities for the exclusive use of residents shall be specifically authorized in the special permit.

5. The Building and Accessory Buildings.

In an ALRD, the units and indoor accessory uses shall be contained in a building (with or without a basement) with a pitched roof not to exceed 35 feet above finished grade (without berms) at its highest point (the "Building"). The Building and any accessory buildings shall cover no more than 33% of the Buildable Area of the lot (the area which does not include wetlands, land within the 25' wetland buffer zone, vernal pools, and land within the 100' vernal pool buffer zone). Any accessory building shall be one story with a pitched roof and windows to be used for garaging of vehicles or storage of equipment, supplies and tools, used at this ALRD, such as lawn mowers and snow removal equipment, fertilizer, salt, rakes and shovels; small accessory structures for resident activities, such as a gazebo, may also be authorized in the special permit. Accessory buildings shall not exceed 18 feet in height.

6. Open Space

In an ALRD at least 33% of the Buildable Area of the lot shall be open space (Open Space). Open Space shall include land left in its natural state, gardens, the secure outdoor area designed for outdoor uses, and other open land suitably landscaped in harmony with the terrain of the site and in harmony with the Building and any accessory buildings. Open Space shall not include driveways, sidewalks, and parking areas but may include walkways provided for enjoyment of the Open Space. As part of the Open Space there shall be a landscaped area not less than forty feet wide on all lot lines, which shall enhance the prospect of the Building viewed from outside the ALRD and provide attractive views from within the Building. Driveways and sidewalks may be sited to pass through this area as necessary.

7. Driveways and Access

In an ALRD there shall be a safe and convenient driveway system designed to meet foreseeable needs. Access to and from the state highway shall be at a fully signalized intersection (an intersection with a traffic signal providing regular red and green intervals for the intersecting streets). Driveways may connect to an access roadway to and from the signalized intersection. Such an access roadway shall provide safe and convenient access to the driveway of the ALRD. In the event that use of a driveway on site over a right of way or easement is permissible for persons, who are not residents, guests, employees or business invitees, reasonable provision shall be made to ensure safe, compatible, non-disruptive use by such persons.

8. Rights of Way or Easements

A lot or lots separated from one or more other lots in the same ownership by right of way or easement in other ownership may be deemed to be a single lot for purposes of this subsection so long as the lots would be contiguous but for the right of way or easement and further provided that the use of the right of way or easement, contiguous to such lots, is restricted to uses with no substantial adverse effect on the ALRD. The right of way or easement, contiguous to such lots, shall be restricted so as to ensure safety, to prevent deleterious uses, and to present an attractive well-maintained appearance. The right of way or easement area contiguous to a lot or lots shall be kept in a safe and well maintained condition by the operator of the ALRD as part of its obligations under the special permit. Terms and conditions on the construction, maintenance and use of the right of way or easement may be imposed in the special permit, and the operator shall be obligated to ensure compliance with all such terms and conditions. The area of the right of way or easement shall not be included in the Buildable Area. Set-backs, otherwise applicable with respect to streets and abutting properties, shall not be required on account of the right of way or easement being in separate ownership provided that a lesser set-back from the right of way or easement shall be required.

9. Parking

In an Assisted Living Residence at least one parking space shall be provided for every two (2) dwelling units. Covered parking may be provided in the basement of the Building or in garages. Outside parking areas and the area of driveways, sidewalks and walkways shall cover no more than 33% of the Buildable Area of the lot with impermeable surfaces.

10. Sign

An exterior permanent sign at the signalized intersection providing notice of the presence of the ALRD may be erected with the consent of the landowner of such size and construction and upon such terms as may be specified and approved by the Town's Sign Review Committee. Alternatively, the sign may be sited on the ALRD's frontage on the state highway giving notice of the presence of the ALRD and its access from the signalized intersection.

11. Utilities

All electric, gas, telephone, water distribution lines and other utilities shall be placed underground. The ALRD shall be connected to Town water and sewer. The stormwater management system shall meet all applicable provisions of the DEP'S Stormwater Management Guidelines and Regulations, and the Town of Milton Stormwater ByLaw, as amended. Installation of utilities and the drainage system shall meet all applicable requirements, including reasonable requirements imposed by the Town's Department of Public Works. Central heating and air conditioning shall be used if practicable.

12. Design Standards and Requirements

In an ALRD, the Building shall be of high architectural quality. It shall be sited on the Buildable Area of the lot, with landscaped buffers, and shall be compatible in style, scale and massing with its site and environs. The Building shall meet the following design standards:

- a. Architecture of the Building shall be consistent and coherent in all its elements and compatible with and complementary to its surroundings, in form, scale and massing. The exterior façades shall receive equal treatment in design, material and architectural elements. The rear and sides of the Building shall be given the same careful attention as the front.
- b. The scale of the Building shall not overpower its site or landscape context. The apparent scale of the Building shall be reduced by providing variations in massing and architectural elements. The Building shall have an inviting, human scale.
- c. There shall be a distinctive principal entrance to the Building with a covered pick-up/drop-off area designed as an integral part of the building at the principal entrance. The covered pick-up/drop-off area shall be in the same architectural style as the rest of the Building.
- d. Windows and doors shall be surrounded by appropriate architectural elements setting the windows and doors off from the plane of the façade. Muntins shall be used in the top half of windows. Any vents or grilles for air conditioner units shall be incorporated into the architectural elements surrounding the window units so as to present a coherent visual whole.
- e. Each door, doorway, window or window grouping shall be suitably proportioned to the building. Each unit shall have windows that open, if practicable. Small windows, disruptive to architectural continuity, shall not be used.
- f. Exterior lighting fixtures shall be appropriate to the architecture and shielded to prevent light over-spill into adjoining residential areas.

- g. The roof-line shall be visually coherent and architecturally well defined. A pitched roof, cornices and other appropriate architectural elements shall be used. Dormers and/or gables shall break the planes of the roof.
- h. Building materials should be of high quality. Traditional materials and colors that are in keeping with the architectural context shall be used when reasonably possible.
- i. Building walls shall not present unrelieved flat surfaces. Windows, doors, dormers, window bays, porches and architectural elements shall project or be recessed in order to relieve such flatness unless good architectural cause exists for a different treatment.
- j. Interior spaces shall be designed so that units are resistant to noise from the adjoining units (a sound transmission class (STC) rating of 60 shall be required at demising walls and at floor/ceiling assemblies, or such other then applicable reasonable standard as the Planning Board may specify). Construction methods and uses of materials may be specified by the Building Commissioner in order to ensure high-quality construction. Such methods and materials shall not be in conflict with building, fire and life safety codes nor industry standards for an assisted living use type.
- k. Accessory structures shall be designed in the same architectural style as the Building. Accessory structures shall present an unobtrusive appearance.
- l. Landscaping shall be designed by a landscape architect and shall enhance the overall design of the building and integrate the ALRD into the surrounding area. Landscaping shall provide significant screening of the building when viewed from offsite. Evergreen and deciduous plantings, which shall include trees, at least 15 feet tall upon planting and expected to attain a large size, shall be included in the landscape design. Upon installation and thereafter, landscaping shall enhance and screen the view of the Building when viewed from off-site. Walkways and sidewalks shall provide safe and convenient passage of pedestrians on site and to a bus stop on the state highway (if bus service shall be available). Driveways, walkways and sidewalks shall be well constructed, paved and drained. Lighting of driveways, walkways and sidewalks shall be sufficient to ensure safety and shielded to avoid off-site light over-spill. Paved elements should be considered part of the landscape plan and consistent with the style of the Building.
- m. Parking areas for residents shall be convenient to the Building. Landscaping shall surround and screen parking areas from abutting residential areas. Landscaping within parking areas shall mitigate unrelieved pavement. Provision shall be made for pedestrian safety. Insofar

as practicable, design of parking areas shall also comply with the design standards specified in Section VII.H.

- n. Any dumpster shall be enclosed by fencing compatible with the architecture and located unobtrusively without significant negative impact.
- o. Compressors and other mechanical equipment for systems in the Building shall be visually screened and audibly buffered so as not to exceed 50 decibels when heard from off-site. Equipment that may be placed on the roof shall be in a well-type structure providing such screening and buffering without architectural disruption.
- p. Whenever possible, sustainable building practices and designs shall be employed.
- q. If an applicant shall propose a design treatment which is consistent with the intent of these design guidelines, but inconsistent with one or more specific guidelines, but which contributes to a better design, for good cause the Planning Board may allow modification of one or more guidelines so as to achieve such a better design than would exist without such modification.

13. Special Permit Application

An application for a special permit for an ALRD shall include a plan meeting the requirements for a site plan specified in Section VIII.D.2 and such other requirements as may be specified by the Planning Board. The site plan for the ALRD may be contained in one or more plans prepared in a form suitable for recording by a Registered Professional Engineer or a Registered Land Surveyor, and in accompanying text and material. Applicants shall secure the assistance of a Registered Architect and a Landscape Architect in preparation of the site plan. A site plan, approved by the Planning Board, is a prerequisite of a special permit for an ALRD granted under this Subsection L, and construction of the ALRD shall be strictly in accordance with the approved site plan and the provisions of the special permit. Insofar as not part of the site plan an application for a special permit for an ALRD shall also include the following plans and such other material as may be required by the Planning Board:

- (a) Existing conditions plan;
- (b) Topographical plan with two-foot contours;
- (c) Wetlands delineation plan (if applicable);
- (d) Utility Plan;
- (e) Storm water plan and drainage calculations;
- (f) Concept plans for the Building and any accessory structures. The plans shall include detailed elevations of the proposed Building with dimensions, square footage and floor layouts;
- (g) Exterior elevations;
- (h) Massing studies including a three-dimensional representation of the proposed Building;

- (i) A minimum of one perspective rendering;
- (j) Landscape and hardscape plan including siting of all structures, grading, driveways, walkways, walls, parking plan, open space and showing significant natural site features;
- (k) Lighting plan showing all exterior lighting;
- (l) A description by the architect of the architecture of the proposed Building and an explanation of how it fulfills the requirements of the zoning;
- (m) A specification of all services to be provided to residents and specification of the area of the Building where such uses will occur;
- (n) Copies of the owner(s)' deeds or deeds to the lot or lots for the site of the ALRD;
- (o) A plan showing any improvements and landscaping for any access road to the signalized intersection at which access to and egress from the ALRD shall be made from the state highway;
- (p) The proposed location of the sign for the ALRD and specification of its proposed size, and construction;
- (q) An affordable housing plan; and
- (r) A management plan, providing for safe and convenient operations and minimizing negative impacts of use of the dumpster(s) and of deliveries to the ALRD.

14. Affordable Housing

In an ALRD five percent of the units shall be set aside for eligible recipients of government or other subsidies (such as PACE, GAFC or similar subsidies available to persons of low or moderate incomes with limited assets) (“affordable units”) or such other substitute provision as may be approved by the Planning Board or a five percent set aside for persons of low or moderate incomes with limited assets. There shall be a preference for Milton residents for the subsidized units insofar as legally permissible. The operator shall take reasonable, good-faith measures to secure inclusion of these units on the Subsidized Housing Inventory maintained by the Department of Housing and Community Development (or successor document). The provisions regarding affordable units shall be contained in an affordable housing plan to be approved by the Planning Board. The plan shall be revised and updated periodically by the operator to meet new conditions or requirements. Revisions and updates shall be subject to Planning Board review and approval.

15. Application Review Fees

When reviewing an application for a special permit for an ALRD, the Planning Board may determine that the assistance of outside consultants is warranted due to the size, scale or complexity of the proposed project or because of the project's potential impacts. The Planning Board may require that an applicant pay a review fee, consisting of reasonable estimate of costs to be incurred by the

Planning Board for employment of outside consultants. In hiring outside consultants, the Planning Board may engage disinterested engineers, planners, architects, urban designers or other appropriate professionals. Expenditures may be made at the direction of the Planning Board and shall be made only in connection with the review of the specific project for which the review fee has been paid. Failure of an applicant to pay a review fee shall be grounds for denial of the application. At the completion of the Planning Board's review of the project, any unused portion of the review fee shall be returned to the applicant, and a final report of expenditures shall be provided to the applicant.

16. Notice, Procedures and Standards for Decision

The notice and procedural requirements set out in Section 1X.B and C and the standard to be used in rendering a decision set out in Section 1X.C shall apply to special permits for ALRDs under this Section. The Planning Board may grant a special permit for an ALRD where it finds compliance with the foregoing standard and that (a) the ALRD meets the requirements of this Section and (b) the ALRD will not cause any substantial detriment to the neighborhood, will serve the public good and will provide a public benefit. A special permit may be made subject to such terms and conditions as the Planning Board may find necessary or appropriate.

The provisions of this Subsection L shall be construed as being in substitution for the provisions of Section VI. Otherwise ALRDs shall be subject to other provisions of this bylaw where the context so permits.

RECOMMENDED that the Town vote to amend Section 10 of the General Bylaws, known as the Zoning Bylaws, by adding the following Subsection L to section III, as amended: Assisted Living Residence Development.

ASSISTED LIVING RESIDENCE DEVELOPMENT (ALRD)

In a residential district on a lot (including a combination of adjacent lots in one ownership) with at least 75 feet of frontage on a state highway containing at least 150,000 square feet of land (not including wetlands, land within the 25 wetland buffer zone, vernal pools and land within the 100' vernal pool buffer zone) with access to the state highway at a fully signalized intersection, a residential use for an Assisted Living Residence Development may be permitted by a Special Permit for an Assisted Living Residence Development (a planned unit development) issued by the Planning Board upon terms and conditions meeting the requirements of this subsection, upon such other terms and conditions as the Planning Board may consider reasonable and appropriate, and upon a finding that the development will serve the public good and provide significant public benefit without significant, unmitigated detrimental impacts.

Assisted Living Residences provide care to people who are having difficulty living independently, but do not need the daily nursing services provided in a nursing home. Assisted Living is intended for adults who need some assistance with tasks such as housecleaning, preparing meals, bathing, dressing, or taking medications, and would like the security of having help available on a 24-hour basis in a residential and non-institutional environment.

An Assisted Living Residence Development (ALRD) shall meet the following requirements:

1. Certification; Developer/Operator

An ALRD shall be certified and maintain certification as an assisted living residence by the Executive Office of Elder Affairs (or successor agency) pursuant to M.G.L. c.19D (or successor statute) and provide the services and meet the requirements prescribed therein and in 651 CMR 12.00 (or successor regulations). The ALRD shall meet all applicable regulatory standards required by law for assisted living residences in Massachusetts.

The operator of the ALRD shall be experienced in the successful and competent operation of other assisted living residences.

2. Units

An ALRD shall have no more than 100 units in a single building with primarily one-bedroom units. The units may be rental apartments or may be owned and shall be designed for elderly persons who need assistance with activities of daily living.

3. Common Area Space

There shall be a significant amount of common area space in an ALRD, including living rooms, sitting areas, dining rooms, activity rooms and screened porches. Common area space (exclusive of hallways) shall cover at least 10% of total floor area. There shall be a secure outdoor area with at least 5,000 square feet designed to provide outside uses.

4. Services

Services offered to residents in an ALRD shall include assistance with activities of daily living (bathing, dressing, undressing, personal care and medication supervision), meal service, apartment housekeeping and linen change, laundry facilities, organized social programs, recreational activities, transportation to outside appointments and needs, 24-hour staffing, and emergency response through a call system in each apartment. Commercial activities not for the exclusive use of residents shall not be permitted provided that guests may be served in dining areas. Any commercial activities for the exclusive use of residents shall be specifically authorized in the special permit.

5. The Building and Accessory Buildings.

In an ALRD, the units and indoor accessory uses shall be contained in a building (with or without a basement) with a pitched roof not to exceed 35 feet above finished grade (without berms) at its highest point (the “Building”). The Building and any accessory buildings shall cover no more than 33% of the Buildable Area of the lot (the area which does not include wetlands, land within the 25’ wetland buffer zone, vernal pools, and land within the 100’ vernal pool buffer zone). Any accessory building shall be one story with a pitched roof and windows to be used for garaging of vehicles or storage of equipment, supplies and tools, used at this ALRD, such as lawn mowers and snow removal equipment, fertilizer, salt, rakes and shovels; small accessory structures for resident activities, such as a gazebo, may also be authorized in the special permit. Accessory buildings shall not exceed 18 feet in height.

6. Open Space

In an ALRD at least 33% of the Buildable Area of the lot shall be open space (Open Space). Open Space shall include land left in its natural state, gardens, the secure outdoor area designed for outdoor uses, and other open land suitably landscaped in harmony with the terrain of the site and in harmony with the Building and any accessory buildings. Open Space shall not include driveways, sidewalks, and parking areas but may include walkways provided for enjoyment of the Open Space. As part of the Open Space there shall be a landscaped area not less than forty feet wide on all lot lines, which shall enhance the prospect of the Building viewed from outside the ALRD and provide attractive views from within the Building. Driveways and sidewalks may be sited to pass through this area as necessary.

7. Driveways and Access

In an ALRD there shall be a safe and convenient driveway system designed to meet foreseeable needs. Access to and from the state highway shall be at a fully signalized intersection (an intersection with a traffic signal providing regular red and green intervals for the intersecting streets). Driveways may connect to an access roadway to and from the signalized intersection. Such an access roadway shall provide safe and convenient access to the driveway of the ALRD. In the event that use of a driveway on site over a right of way or easement is permissible for persons, who are not residents, guests, employees or business invitees, reasonable provision shall be made to ensure safe, compatible, non-disruptive use by such persons.

8. Rights of Way or Easements

A lot or lots separated from one or more other lots in the same ownership by right of way or easement in other ownership may be deemed to be a single lot for purposes of this subsection so long as the lots would be contiguous but

for the right of way or easement and further provided that the use of the right of way or easement, contiguous to such lots, is restricted to uses with no substantial adverse effect on the ALRD. The right of way or easement, contiguous to such lots, shall be restricted so as to ensure safety, to prevent deleterious uses, and to present an attractive well-maintained appearance. The right of way or easement area contiguous to a lot or lots shall be kept in a safe and well maintained condition by the operator of the ALRD as part of its obligations under the special permit. Terms and conditions on the construction, maintenance and use of the right of way or easement may be imposed in the special permit, and the operator shall be obligated to ensure compliance with all such terms and conditions. The area of the right of way or easement shall not be included in the Buildable Area. Set-backs, otherwise applicable with respect to streets and abutting properties, shall not be required on account of the right of way or easement being in separate ownership provided that a lesser set-back from the right of way or easement shall be required.

9. Parking

In an Assisted Living Residence at least one parking space shall be provided for every two (2) dwelling units. Covered parking may be provided in the basement of the Building or in garages. Outside parking areas and the area of driveways, sidewalks and walkways shall cover no more than 33% of the Buildable Area of the lot with impermeable surfaces.

10. Sign

An exterior permanent sign at the signalized intersection providing notice of the presence of the ALRD may be erected with the consent of the landowner of such size and construction and upon such terms as may be specified and approved by the Town's Sign Review Committee. Alternatively, the sign may be sited on the ALRD's frontage on the state highway giving notice of the presence of the ALRD and its access from the signalized intersection.

11. Utilities

All electric, gas, telephone, water distribution lines and other utilities shall be placed underground. The ALRD shall be connected to Town water and sewer. The stormwater management system shall meet all applicable provisions of the DEP'S Stormwater Management Guidelines and Regulations, and the Town of Milton Stormwater ByLaw, as amended. Installation of utilities and the drainage system shall meet all applicable requirements, including reasonable requirements imposed by the Town's Department of Public Works. Central heating and air conditioning shall be used if practicable.

12. Design Standards and Requirements

In an ALRD, the Building shall be of high architectural quality. It shall be sited on the Buildable Area of the lot, with landscaped buffers, and shall be compatible in style, scale and massing with its site and environs. The Building shall meet the following design standards:

- a. Architecture of the Building shall be consistent and coherent in all its elements and compatible with and complementary to its surroundings, in form, scale and massing. The exterior façades shall receive equal treatment in design, material and architectural elements. The rear and sides of the Building shall be given the same careful attention as the front.**
- b. The scale of the Building shall not overpower its site or landscape context. The apparent scale of the Building shall be reduced by providing variations in massing and architectural elements. The Building shall have an inviting, human scale.**
- c. There shall be a distinctive principal entrance to the Building with a covered pick-up/drop-off area designed as an integral part of the building at the principal entrance. The covered pick-up/drop-off area shall be in the same architectural style as the rest of the Building.**
- d. Windows and doors shall be surrounded by appropriate architectural elements setting the windows and doors off from the plane of the façade. Muntins shall be used in the top half of windows. Any vents or grilles for air conditioner units shall be incorporated into the architectural elements surrounding the window units so as to present a coherent visual whole.**
- e. Each door, doorway, window or window grouping shall be suitably proportioned to the building. Each unit shall have windows that open, if practicable. Small windows, disruptive to architectural continuity, shall not be used.**
- f. Exterior lighting fixtures shall be appropriate to the architecture and shielded to prevent light over-spill into adjoining residential areas.**
- g. The roof-line shall be visually coherent and architecturally well defined. A pitched roof, cornices and other appropriate architectural elements shall be used. Dormers and/or gables shall break the planes of the roof.**
- h. Building materials should be of high quality. Traditional materials and colors that are in keeping with the architectural context shall be used when reasonably possible.**

- i. Building walls shall not present unrelieved flat surfaces. Windows, doors, dormers, window bays, porches and architectural elements shall project or be recessed in order to relieve such flatness unless good architectural cause exists for a different treatment.**
- j. Interior spaces shall be designed so that units are resistant to noise from the adjoining units (a sound transmission class (STC) rating of 60 shall be required at demising walls and at floor/ceiling assemblies, or such other then applicable reasonable standard as the Planning Board may specify). Construction methods and uses of materials may be specified by the Building Commissioner in order to ensure high-quality construction. Such methods and materials shall not be in conflict with building, fire and life safety codes nor industry standards for an assisted living use type.**
- k. Accessory structures shall be designed in the same architectural style as the Building. Accessory structures shall present an unobtrusive appearance.**
- l. Landscaping shall be designed by a landscape architect and shall enhance the overall design of the building and integrate the ALRD into the surrounding area. Landscaping shall provide significant screening of the building when viewed from offsite. Evergreen and deciduous plantings, which shall include trees, at least 15 feet tall upon planting and expected to attain a large size, shall be included in the landscape design. Upon installation and thereafter, landscaping shall enhance and screen the view of the Building when viewed from off-site. Walkways and sidewalks shall provide safe and convenient passage of pedestrians on site and to a bus stop on the state highway (if bus service shall be available). Driveways, walkways and sidewalks shall be well constructed, paved and drained. Lighting of driveways, walkways and sidewalks shall be sufficient to ensure safety and shielded to avoid off-site light over-spill. Paved elements should be considered part of the landscape plan and consistent with the style of the Building.**
- m. Parking areas for residents shall be convenient to the Building. Landscaping shall surround and screen parking areas from abutting residential areas. Landscaping within parking areas shall mitigate unrelieved pavement. Provision shall be made for pedestrian safety. Insofar as practicable, design of parking areas shall also comply with the design standards specified in Section VII.H.**
- n. Any dumpster shall be enclosed by fencing compatible with the architecture and located unobtrusively without significant negative impact.**

- o. Compressors and other mechanical equipment for systems in the Building shall be visually screened and audibly buffered so as not to exceed 50 decibels when heard from off-site. Equipment that may be placed on the roof shall be in a well-type structure providing such screening and buffering without architectural disruption.**
- p. Whenever possible, sustainable building practices and designs shall be employed.**
- q. If an applicant shall propose a design treatment which is consistent with the intent of these design guidelines, but inconsistent with one or more specific guidelines, but which contributes to a better design, for good cause the Planning Board may allow modification of one or more guidelines so as to achieve such a better design than would exist without such modification.**

13. Special Permit Application

An application for a special permit for an ALRD shall include a plan meeting the requirements for a site plan specified in Section VIII.D.2 and such other requirements as may be specified by the Planning Board. The site plan for the ALRD may be contained in one or more plans prepared in a form suitable for recording by a Registered Professional Engineer or a Registered Land Surveyor, and in accompanying text and material. Applicants shall secure the assistance of a Registered Architect and a Landscape Architect in preparation of the site plan. A site plan, approved by the Planning Board, is a prerequisite of a special permit for an ALRD granted under this Subsection L, and construction of the ALRD shall be strictly in accordance with the approved site plan and the provisions of the special permit. Insofar as not part of the site plan an application for a special permit for an ALRD shall also include the following plans and such other material as may be required by the Planning Board:

- (a) Existing conditions plan;**
- (b) Topographical plan with two-foot contours;**
- (c) Wetlands delineation plan (if applicable);**
- (d) Utility Plan;**
- (e) Storm water plan and drainage calculations;**
- (f) Concept plans for the Building and any accessory structures. The plans shall include detailed elevations of the proposed Building with dimensions, square footage and floor layouts;**
- (g) Exterior elevations;**
- (h) Massing studies including a three-dimensional representation of the proposed Building;**
- (i) A minimum of one perspective rendering;**

- (j) Landscape and hardscape plan including siting of all structures, grading, driveways, walkways, walls, parking plan, open space and showing significant natural site features;
- (k) Lighting plan showing all exterior lighting;
- (l) A description by the architect of the architecture of the proposed Building and an explanation of how it fulfills the requirements of the zoning;
- (m) A specification of all services to be provided to residents and specification of the area of the Building where such uses will occur;
- (n) Copies of the owner(s)' deeds or deeds to the lot or lots for the site of the ALRD;
- (o) A plan showing any improvements and landscaping for any access road to the signalized intersection at which access to and egress from the ALRD shall be made from the state highway;
- (p) The proposed location of the sign for the ALRD and specification of its proposed size, and construction;
- (q) An affordable housing plan; and
- (r) A management plan, providing for safe and convenient operations and minimizing negative impacts of use of the dumpster(s) and of deliveries to the ALRD.

14. Affordable Housing

In an ALRD five percent of the units shall be set aside for eligible recipients of government or other subsidies (such as PACE, GAFC or similar subsidies available to persons of low or moderate incomes with limited assets) ("affordable units") or such other substitute provision as may be approved by the Planning Board or a five percent set aside for persons of low or moderate incomes with limited assets. There shall be a preference for Milton residents for the subsidized units insofar as legally permissible. The operator shall take reasonable, good-faith measures to secure inclusion of these units on the Subsidized Housing Inventory maintained by the Department of Housing and Community Development (or successor document). The provisions regarding affordable units shall be contained in an affordable housing plan to be approved by the Planning Board. The plan shall be revised and updated periodically by the operator to meet new conditions or requirements. Revisions and updates shall be subject to Planning Board review and approval.

15. Application Review Fees

When reviewing an application for a special permit for an ALRD, the Planning Board may determine that the assistance of outside consultants is warranted due to the size, scale or complexity of the proposed project or because of the project's potential impacts. The Planning Board may require

that an applicant pay a review fee, consisting of reasonable estimate of costs to be incurred by the Planning Board for employment of outside consultants. In hiring outside consultants, the Planning Board may engage disinterested engineers, planners, architects, urban designers or other appropriate professionals. Expenditures may be made at the direction of the Planning Board and shall be made only in connection with the review of the specific project for which the review fee has been paid. Failure of an applicant to pay a review fee shall be grounds for denial of the application. At the completion of the Planning Board's review of the project, any unused portion of the review fee shall be returned to the applicant, and a final report of expenditures shall be provided to the applicant.

16. Notice, Procedures and Standards for Decision

The notice and procedural requirements set out in Section 1X.B and C and the standard to be used in rendering a decision set out in Section 1X.C shall apply to special permits for ALRDs under this Section. The Planning Board may grant a special permit for an ALRD where it finds compliance with the foregoing standard and that (a) the ALRD meets the requirements of this Section and (B) the ALRD will not cause any substantial detriment to the neighborhood, will serve the public good and will provide a public benefit. A special permit may be made subject to such terms and conditions as the Planning Board may find necessary or appropriate.

The provisions of this Subsection L shall be construed as being in substitution for the provisions of Section VI. Otherwise ALRDs shall be subject to other provisions of this bylaw where the context so permits.

COMMENT: The October 2012 Town Meeting voted to return the proposed ALRD amendment to the Planning Board for two reasons: first, no provision for affordable units was included, and; second, Town Meeting felt the proposed amendment was too specific for its intended purpose.

The Planning Board responded, with citizen input, to these concerns.

The amendment to the Zoning Bylaws, as currently proposed, provides for 5% of the units to be affordable and generalizes a number of the requirements of the Bylaw, addressing the concerns expressed by Town Meeting.

The amendment of Zoning Bylaws requires a two-thirds vote of Town Meeting.

ARTICLE 44 To see if the Town will vote to amend Chapter 10 of the General Bylaws, known as the Zoning Bylaws, by adding the following paragraph 9 to Section VII, Subsection C:

9. Notwithstanding the foregoing, in the business district on a lot (including contiguous lots in common ownership) containing no more than 5,000 square feet with frontage of at least 75 feet with an historically significant building (determined with the advice of the Historical Commission) constructed before 1850, in conjunction with the preservation and rehabilitation of such building with such changes as may be needed for a new use but which are compatible with the historical appearance of the building, the Board of Appeals shall give credit for at least three (3) but not more than six (6) parking spaces for the new use and any use approved by the Board of Appeals for any other building on the lot. Any rehabilitation of such other building shall be visually compatible with the rehabilitation of the pre-1850 building, and additional parking as necessary for the uses in the building may be provided on the lot or reasonably convenient thereto;

and to act on anything relating thereto.

Submitted by the Historical Commission

RECOMMENDED that the Town vote to amend Chapter 10 of the General Bylaws, known as the Zoning Bylaws, by adding the following paragraph 9 to Section VII, Subsection C:

9. Notwithstanding the foregoing, in the business district on a lot (including contiguous lots in common ownership) containing no more than 5,000 square feet with frontage of at least 75 feet with an historically significant building (determined with the advice of the Historical Commission) constructed before 1850, in conjunction with the preservation and rehabilitation of such building with such changes as may be needed for a new use but which are compatible with the historical appearance of the building, the Board of Appeals shall give credit for at least three (3) but not more than six (6) parking spaces for the new use and any use approved by the Board of Appeals for any other building on the lot. Any rehabilitation of such other building shall be visually compatible with the rehabilitation of the pre-1850 building, and additional parking as necessary for the uses in the building may be provided on the lot or reasonably convenient thereto.

COMMENT: The Historical Commission is increasingly concerned about the loss of historic resources in the Town and seeks an additional tool in which to encourage historic preservation with this article. The parking requirements contained in the Zoning Bylaws cannot be met at certain historic properties, adding uncertainty to the feasibility of retrofitting historic buildings for new commercial uses. Currently, a variance from the Board of Appeals is required for properties that lack adequate space for parking as required in the Bylaws. This article would grant relief for at least three, but not more than six, required parking

spaces. It would apply to 98 Adams Street (the Swift Hat Building) and other historic buildings on small lots in the business districts.

ARTICLE 45 To see if the Town will vote to amend Chapter 6B, Section 2 of the General Bylaws, by deleting the word “eight” and inserting in its place the word “nine”, by deleting the words “Director of Facilities/Milton Public Schools” and “Wire Inspector” and inserting in their place the words “Consolidated Facilities Director: and “Manager of Street/Traffic Lights and Special DPW/Engineering Projects”, and by inserting the words “One resident of the Town of Milton, appointed by the Board of Selectmen” so that Section 2 shall read:

“The Traffic Commission shall be composed of nine members as follows:

- Chief of the Police Department
- Chief of the Fire Department
- Director of Public Works/Town Engineer
- Consolidated Facilities Director
- Manager of Street/Traffic Lights and
Special DPW/Engineering Projects
- Safety Officer, Police Department
- Town Planner
- Assistant Town Engineer
- One resident of the Town of Milton, appointed by the
Board of Selectmen, for a term of one (1) year”;

and to act on anything relating thereto.

Submitted by the Board of Selectmen

RECOMMENDED that the Town vote to amend Chapter 6B, Section 2 of the General Bylaws, by deleting the word “eight” and inserting in its place the word “nine”, by deleting the words “Director of Facilities/Milton Public Schools” and “Wire Inspector” and inserting in their place the words “Consolidated Facilities Director: and “Manager of Street/Traffic Lights and Special DPW/Engineering Projects”, and by inserting the words “One resident of the Town of Milton, appointed by the Board of Selectmen” so that Section 2 shall read:

“The Traffic Commission shall be composed of nine members as follows:

- Chief of the Police Department**
- Chief of the Fire Department**
- Director of Public Works/Town Engineer**

**Consolidated Facilities Director
Manager of Street/Traffic Lights and
Special DPW/Engineering Projects
Safety Officer, Police Department
Town Planner
Assistant Town Engineer
One resident of the Town of Milton, appointed by the
Board of Selectmen, for a term of one (1) year”**

COMMENT: This is a housekeeping article to update the bylaws to reflect the actuality of the titles of those serving on the committee. In addition, having a resident of Milton on the Commission would allow the residents to have a voice when changes are being discussed.

ARTICLE 46 To see if the Town will vote to amend Chapter 4, Section 17.1 of the General Bylaws, by deleting the words “seven (7)” and inserting in their place the words “eight (8)”, and by adding the words “Consolidated Facilities Director” after the words “the Town Accountant”, so that said Section 17.1 shall read:

“The Board of Selectmen shall establish and appoint a committee of eight (8) persons to be known as the Capital Improvement Planning Committee. Said committee shall be composed of one member of the Board of Selectmen, one member of the Warrant Committee, one member of the Planning Board, one member of the School Committee, the Town Accountant, the Consolidated Facilities Director, and two (2) members of the community at large. Members shall serve for a one year term beginning on the fifteenth day of August in the year of appointment. The Committee shall choose its own officers”;

and to act on anything relating thereto.

Submitted by the Board of Selectmen

RECOMMENDED that the Town vote to amend Chapter 4, Section 17.1 of the General Bylaws, by deleting the words “seven (7)” and inserting in their place the words “eight (8)”, and by adding the words “Consolidated Facilities Director” after the words “the Town Accountant”, so that said Section 17.1 shall read:

“The Board of Selectmen shall establish and appoint a committee of eight (8) persons to be known as the Capital Improvement Planning Committee. Said committee shall be composed of one member of the Board of Selectmen, one member of the Warrant Committee, one member of the Planning Board, one member of the School Committee, the Town Accountant, the Consolidated Facilities

Director, and two (2) members of the community at large. Members shall serve for a one year term beginning on the fifteenth day of August in the year of appointment. The Committee shall choose its own officers”.

COMMENT: The addition of the Consolidated Facilities Director to the Capital Improvement Planning Committee will allow the Director to make comment and get direction from the committee on the facilities he is managing. The new member will be a voting member of the committee.

ARTICLE 47 To see if the Town will vote to discharge the Senior Center Building Committee, established by vote of the 1998 Annual Town Meeting under Article 37, the Information Technology Committee, established by vote of the 1978 Annual Town Meeting under Article 50 and the Recreational Facilities Committee, established by vote of the 1977 Annual Town Meeting under Article 38;

and to act on anything relating thereto.

Submitted by the Board of Selectmen

RECOMMENDED that the Town vote to discharge the Senior Center Building Committee, established by vote of the 1998 Annual Town Meeting under Article 37, the Information Technology Committee, established by vote of the 1978 Annual Town Meeting under Article 50 and the Recreational Facilities Committee, established by vote of the 1977 Annual Town Meeting under Article 38.

COMMENT: All three of these committees are inactive and have been for some time. The Senior Center construction was completed years ago and the Committee is no longer needed. The IT Committee only has one current member. The role of an IT Committee and other issues regarding Milton's IT program will be part of the Government Study Committee's report to Town Meeting. The Recreational Facilities Committee currently has two members and has been inactive for some time. The Warrant Committee voted unanimously to recommend that Town Meeting vote yes to discharge these three committees.

ARTICLE 48 To see if the Town will vote to establish a Fire Space Needs Committee for the purpose of planning the design, construction, alteration, renovation, expansion, remodeling and furnishing of Fire Department buildings, to authorize the Moderator to appoint members to serve on said committee; to determine how many members shall serve on said Committee; to see what sum of money the Town will vote to appropriate for purposes of said Committee; to determine how said appropriation shall be raised, whether by borrowing or otherwise, to determine when said committee shall submit a report to the Board of Selectmen;

and to act on anything relating thereto.

Submitted by the Board of Selectmen

RECOMMENDED that the Town vote to authorize the Town Moderator to appoint a Fire Space Needs Committee consisting of five (5) members, for the purpose of planning the design, construction, alteration, renovation, expansion, remodeling and furnishing of Fire Department buildings, said Committee to report its findings to Town Meeting no later than the 2014 Annual Town Meeting and, further, that the Town vote no appropriation under this article.

COMMENT: The Warrant Committee recommends the passage of the article at this time. The Board of Selectmen requested a \$20,000 appropriation to fund the article subsequent to the submission of the article to the Warrant Committee. Although the Warrant Committee agrees with the need for the establishment of a Fire Space Needs Committee, an appropriation, as requested by the article, seems hasty. The Warrant Committee believes that once a Fire Space Needs Committee is established, an appropriation should be determined and submitted for consideration based upon the needs and scope of the study. Also, the Warrant Committee suggests that the scope of the study identify the number and location of Fire Department buildings needed in the community.

ARTICLE 49 To see if the Town will vote to approve a unanimous vote taken by the Milton Retirement Board at its meeting of November 29, 2012 to accept the provisions of Chapter 176 of the Acts of 2011 Section 30 which amends Option (d) of Section 12 of Chapter 32 that beginning April 2, 2012 the normal monthly member-survivor allowance provided for under this option to a spouse of a deceased member shall not be less than \$500.

Submitted by the Retirement Board

RECOMMENDED that the Town vote to accept the provisions of Section 30 of Chapter 176 of the Acts of 2011, which amends Option (d) of Section 12 of Chapter 32 of the Massachusetts General Laws.

COMMENT: Option (d) of Section 12 of Chapter 32 provides for a benefit payable to the spouse of a member who dies while he/she is an active member and has not less than two years of creditable service. This amendment increases the minimum benefit payable under this provision from \$250 to \$500 per month. There are presently no members whose benefits need adjustment under this provision. This will keep the provisions of the pension plan in line with the changes to Chapter 176, Acts of 2011.

ARTICLE 50 To see if the Town will vote to approve a unanimous vote taken by the Milton Retirement Board at its meeting of November 29, 2012 to accept the provisions of Sections 63, 64 and 65 of Chapter 139 of the Acts of 2012 (FY 13 State Budget Act) all addressing the benefits payable to certain surviving spouses of disabled employees pursuant to Chapter 32, Section 101. This Act allows for a local option to raise this benefit from \$9,000 to \$12,000 per year.

Submitted by the Retirement Board

RECOMMENDED that the Town vote to accept the provisions of Section 65 of Chapter 139 of the Acts of 2012.

COMMENT: If a member retired prior to November 1996 under the accidental disability provisions he or she was not allowed to choose Option "C", the survivor benefit which gives the spouse of the retiree 2/3 of what the member was receiving at the time of his/her death so the Legislature added Section 101 to Chapter 32 which initially provided for the payment of \$6,000 a year to these surviving spouses. Chapter 131 of the Acts of 2010 (State Budget Act) allowed for a local option to increase the benefit paid under M. G. L. Chapter 32, Section 101 from \$6,000 to \$9,000 per year. Article 40 of the Milton Town Meeting of May 2011 voted to approve this increase for members of the Milton Retirement System. Subsequently the legislature learned that numerous retirees receiving this benefit across the Commonwealth were already at or very near the \$9,000 benefit because of COLA's votes over the years since the initial benefit was awarded. Thus the legislature saw fit to increase this benefit to \$12,000 per year for state and teacher retirees through the State Budget Act and make the increase subject to local option for all other retirement systems.

At the time of implementing this increase the Milton system had five (5) eligible retirees in this category. Four of those were already receiving \$8,996.40 per year and one was receiving \$7,379.

To determine the actual cost to the Town of this enhanced benefit, the Public Employee Retirement Association Commission (PERAC) was contacted. Based on PERAC's analysis, the benefit enhancement would increase the cost of the annual retirement appropriation \$14,000 annually until fully funded by FY22.

ARTICLE 51 To see if the Town will vote to accept the provisions of Section 34 of Chapter 176 of the Acts of 2011 which state; Said section 20 of said chapter 32, as so appearing, is hereby further amended by striking out subdivision (6) and inserting in place thereof the following subdivision:- (6) *Retirement Board Members Compensation.* – The elected and appointed members of a city, town, county, regional, district or authority retirement board upon the acceptance of the appropriate legislative body shall receive a stipend; provided, however, that the

stipend shall not be less than \$3,000 per year and not more than \$4,500 per year; provided, further, that the stipend shall be paid from funds under the control of the board as shall be determined by the commission; and provided, further, that an ex-officio member of a city, town, county, district or authority retirement board upon the acceptance of the appropriate legislative body shall receive a stipend of not more than \$4,500 per year in the aggregate for services rendered in the active administration of the retirement system.

Submitted by the Retirement Board

RECOMMENDED that the Town vote to accept the provisions of Section 34 of Chapter 176 of the Acts of 2011, and, further, that the Town vote to approve a stipend of \$3,000.00 for each Retirement Board Member, beginning with the fiscal year 2015 retirement system appropriation.

COMMENT: For many years subdivision (6) of section 20 of Chapter 32 has allowed for the payment of a stipend of \$3,000 per year to elected and appointed retirement board members throughout the Commonwealth. The members of the Milton Retirement Board have served since the establishment of the retirement system without receiving any compensation whatsoever. With the passage of Chapter 176 of the Acts of 2011 "An Act Providing for Pension Reform and Benefit Modernization" the Legislature saw fit to raise this stipend to \$4,500 per year because of the several additional requirements this legislation added to board members' responsibilities. They include: the filing of a Financial Disclosure Statement once each year; mandatory continuing education which entails the completion of 18 hours of continuing education courses during a member's term; annual filing of an affidavit of eligibility to serve on a retirement board; the completion and filing of "a statement acknowledging the member is aware of and will comply with the standards set forth in Chapter 268A, Chapter 32 and rules and regulations promulgated under this chapter" (Chapter 176 of the Acts of 2011); the collection and review of all collective bargaining agreements in existence for all members to insure compliance with the provisions of Chapter 32 and to maintain a file of same to be made available to the state commission upon request.

The implementation of these reforms as of February of 2012 was reason for one member of the Milton Retirement Board to resign his position after serving this board in a volunteer capacity for almost 30 years. The remaining members feel that, in addition to the fiduciary responsibility they already incur, the addition of these new mandates deserves that the issue of compensation be revisited in the interest of recruiting and maintaining qualified individuals to serve as board members and thereby maintain local control of the retirement system.

During the Warrant Committee's discussion with the Retirement Board, the Board requested that a stipend of either \$3,000 or \$4,500 per Member be approved. In consultation with PERAC approval of this stipend would increase the annual retirement appropriation by either \$15,000, (5 members times \$3,000 each), or \$22,500, (five board members times \$4,500 each). Because the cost is administrative in nature the cost is not absorbed by the investment return on the plan's assets but is instead added to the overall annual cost of the plan. The additional appropriation to the plan as a result of the stipend if so voted by the Town would begin in FY15.

In a survey conducted by PERAC in September, 2012, it was determined that out of the 103 pension plans administered by PERAC, 68 Boards receive a stipend. Of these 68 Boards receiving a stipend, 53 receive \$3,000 per member, 1 Board receives \$3,500 per member and 14 Boards receive \$4,500 per member.

After consideration of these factors and the effect of the cost on the retirement appropriation, the Warrant Committee recommends an annual stipend of \$3,000 per Board member per year.

ARTICLE 52 To see if the Town will vote to amend Section 10 of the General Bylaws, known as the Zoning Bylaws, by adding the following Subsection __ to Section III

DETACHED CONDOMINIUM RESIDENCE - DEVELOPMENT (DCRD)

In a residential district on a lot (including a combination of lots in common ownership) with at least 150' of frontage on a state highway containing at least 60,000 square feet of land (not including wetlands), on a property where a non-conforming and/or commercial use has or had operated through the use of existing commercial buildings for a period of greater than ten (10) years after 1970, a residential use for detached condominium dwellings shall be permitted by a Special Permit (a planned unit development) issued by the Planning Board upon terms and conditions meeting the requirements of this subsection, upon such terms and conditions as the Planning Board may consider reasonable and appropriate, and upon a finding that the development will serve the public good, provide significant public benefit and without significant, unmitigated detrimental impact.

Purpose

The purpose of this subsection is to permit the reclamation of sites, which have operated as a non-conforming use in a residential district for an extended period, through the creation of a quality residential development and by provision of public amenities.

A Detached Condominium Residence Development (DCRD) shall meet the following requirements:

(1) Applicability

A DCRD shall be permitted in residential district by “special permit” issued by the Special Permit Granting Authority pursuant to this Subsection P and in compliance with the requirements set forth in the Subsection P. The lot must contain a minimum area of 60,000 square feet of land (exclusive of wetlands) and frontage of no less than 150’ on a state highway and frontage of no less than 125’ on another public or private way (ROW). The lot also must have operated as a non-conforming use after 1970 for a period of greater than ten (10) years and contain existing commercial type buildings on said property. A majority of the abutting lots must contain similar density as the proposed development.

(2) Definitions

In this Subsection P the following terms shall have the following meanings:

Applicant: The person or persons, including any legal entity, who applies for issuance of a special permit for construction of a DCRD. The Applicant must own, or be the beneficial owner of, all the land included in the proposed development site, or have authority from the owner(s) to act for the owner(s) or hold an option or contract duly executed by the owner(s) and the Applicant giving the latter the right to acquire the land to be included in the development site.

Dwelling Unit: A detached single family structure, which is used exclusively for human habitation.

Open Space: For the purposes of this subsection, open space shall mean a portion of a lot or of adjacent lots in common ownership exclusive of any building or buildings and/or their associated driveways and parking areas and shall include parks, lawns, gardens, landscaped areas, terraces, patios, areas left in their natural condition, athletic fields, open air athletic courts, playgrounds, open air swimming pools, and any open vegetated areas. Driveways and parking areas permanent or temporary shall not be counted as open space.

(3) Use Restrictions and Dimensional Requirements

- A. Minimum Lot Size. No building or buildings shall be erected or maintained except on a lot containing not less than 60,000 square feet of land area (exclusive of wetlands).
- B. Minimum Frontage. DCRD sites shall have a minimum frontage of one hundred fifty feet (150) on a state highway which has a width of a minimum of a fifty (50') foot roadway lay out (ROW) and a minimum front of not less than 125' on another public or private way which has a minimum roadway layout width of 30' (ROW).
- C. Allowed Density: In Residence AA, up to two (2) units per 80,000' square feet in land area; in Residence A, up to two (2) units per 40,000' square feet; in Residence B, up to one and a half (1.5) units per 20,000' square feet; and in Residence C, up to one and a quarter (1.25) units per 7,500' square feet. In the event that a majority of the abutting lots contain less than 50% of the square footage of land required in the zoning district of the parcel to be developed, then at the discretion of the Special Permit Granting Authority, up to two (2) additional units may be permitted by "special permit".
- D. Number of Buildings: The maximum numbers of dwelling structures allowed shall not exceed four per 60,000 square feet, though other accessory buildings maybe permitted.
- E. Building Coverage and Floor Space: DCRD shall be subject to a maximum building coverage ratio of 30%.
- F. Setbacks: The building(s) shall be set back a minimum of fifty (50) feet from the state highway and shall meet all other underlying zoning requirements for each residential district. Accessory buildings, including detached garages, shall not exceed 20' in height and shall be setback a minimum of 15' from adjoining lots.
- G. Utilities. All electric, gas, telephone, water distribution lines, and other utilities shall be placed underground.
- H. Open Space. There shall be open space on a lot or on adjacent lots in common ownership equal in area to 50% of the total land area.

- I. Building Height. No building shall exceed 35' in height as measured from the natural grade prior to construction. Accessory buildings, and any other structures of whatever sort, shall not be erected or altered to exceed the building height limits set forth in the underlying zoning in Section V.
- J. Dwellings. The development of one or more buildings on a lot or development site shall be permitted in an application to erect or maintain.
- K. Parking, Ways, and Lighting. Off-Street parking shall be provided which shall include enclosed and outdoor. At least two (2) parking spaces shall be provided for every dwelling unit along with some guest and service parking. Garages shall be provided for no less than one space per housing unit. All required parking shall be exclusively reserved for motor vehicles of residents and guests. The main drives for ingress and egress shall be a minimum of twenty (20) feet in width and the secondary access shall be a minimum of twelve (12) feet in width. Adequate lighting shall be provided for all drives and parking areas. All drives and parking areas shall be suitably graded and provided and maintained with permanent dust-free surface, adequate drainage and bumper guards when needed for safety.
- L. Water and Sewer. The DCRD shall be connected to Town water and sewer.
- M. Stormwater Management. The stormwater management system shall be designed in accordance with the DEP's Stormwater Management Guidelines and Regulations, as amended. A stormwater management systems or portion thereof which is located wholly or partially offsite is permitted.

(4) DESIGN REVIEW - DESIGN STANDARDS

In a DCRD, each building shall be designed to be architectural coherent and well sited on the lot, visually attractive and compatible with the existing architectural designs in the abutting neighborhoods. In addition the building(s) shall meet the following additional design standards:

- A. Architecture of the building shall be coherent in all its elements and compatible with the architectural detail of the historic preservation building and complementary to its surroundings. The

front and rear of the building(s) shall be given as much architectural care as the front of the building(s). The building whether observed from the front, side or rear shall present an attractive appearance and to be architectural whole.

- B. The roof-line shall be visually coherent and architecturally well defined.
- C. Building materials should be of very good quality, and traditional materials that are in keeping with the architecture designs of the community.
- D. Building shall not rise in an uninterrupted plane for more than two stories.
- E. Windows, doors, dormers, window bays, porches and other such features shall project or be recessed in order to relieve such flatness.
- F. Windows and doors shall be surrounded by appropriate architectural elements setting the windows and doors off from the plane of the façade.
- G. Each door, doorway, window or window grouping shall be suitably proportioned to the building.
- H. Interior finishes shall be constructed with very good quality materials and consistent with exterior design.
- I. Parking structures shall be unobtrusive and designed to blend with the building and the neighborhood.
- J. Landscaping shall enhance the overall design of the building and provide attractive features which integrate the facility into the surroundings environment.
- K. Lighting fixtures shall be appropriate to the architecture and provide suitable lighting without detriment to nearby residents and to minimize light overspill.
- L. Every DCRD shall provide usable open space and respect the natural features of the site.
- M. When possible, sustainable building practices and designs shall be employed.

(5) Site Plan

An application for a DCRD shall include a plan meeting the requirements for a site plan specified in Section VIII.D.2 and such other

requirements as may be specified by the Planning Board. The site plan for a DCRD may be contained in, one or more plans prepared in a form suitable for recording by a Registered Professional Engineer or a Registered Land Surveyor, and in accompanying text and material. Applicants are encouraged to secure the assistance of a Registered Architect or Landscape Architect in preparation of the Site Plan. A Site Plan, approved by the Planning Board, is a prerequisite of a special permit for a DCRD granted under this Subsection P, and construction of the DCRD shall be in accordance with the approved site plan. Included with application:

- (A) Existing conditions plan
- (B) Topographical plan with two-foot contours
- (C) Wetlands delineation plan
- (D) Utility Plan
- (E) Storm water plan and drainage calculations
- (F) Concept plans for all new building; the design shall show the exterior dimensions, square footage, floor layouts and exterior elevations
- (G) Landscape and hardscape plan; including siting, grading, driveways, walkways, walls, parking plan, open space and showing other significant natural site features
- (H) Lighting plan showing all exterior lighting

(6) Application Review Fees

When reviewing an application for a special permit for a DCRD, the Planning Board may determine that the assistance of outside consultants is warranted due to the size, scale or complexity of the proposed project or because of the project's potential impact. The Planning Board may require that an applicant pay a review fee, consisting of the reasonable costs incurred by the Planning Board for employment of outside consultants engaged by the Planning Board to assist in the review of an application. In hiring outside consultants, the Planning Board may engage disinterested engineers, planners, architects, urban designers or other appropriate Professionals who can assist the Planning Board in analyzing the project to assure compliance with this bylaw and other laws, regulations and requirements. Expenditures may be made at direction of the Planning Board and shall be made only in connection with the review of the specific project for which the Review Fee has been collected from the applicant. Failure of an applicant to pay Review Fee shall be grounds for denial of the application. At the completion of the

Planning Board's review of the project, any excess balance of review fee shall be returned to the applicant and a final report of expenditures shall be provided to the applicant.

(7) Notice, Procedures and Standards for Decision

The notice and procedural requirements set out in Section IX.B and C shall apply to special permits for DCRDs under this Section. The Planning Board may grant a special permit for a DCRD where it makes the following findings: (a) The DCRD meets the requirements of this Section which have not been waived by the Planning Board; and (b) The DCRD will not cause substantial detriment to the neighborhood, will serve the public good and will provide a public benefit. A special permit may be made subject to such terms and conditions as the Planning Board may find necessary or appropriate.

The provisions of this Subsection N shall be construed as being in addition to and except as expressly stated in this Subsection P in substitution for all other provisions of Section VI. Otherwise DCRDs shall be subject to all other provisions of this bylaw where the intent and context permit.

Presented for consideration by the undersigned citizens of the Town:

Name (Printed)	Street Address:
Carla Morey	15 Smith Road
John Morey	15 Smith Road
Kevin Keating	28 Harland Street
Clare Keating	28 Harland Street
Paul J. Sullivan	21 Smith Road
Mary McCarthy	78 Belcher Circle
William J. Sullivan	21 Pawnee Circle
Mark V. Sullivan	21 Sheridan Drive
Tino Kapaniris	22 Central Avenue
Paul Cleary	54 Reservation Road
Mary E. Garrity-Sullivan	21 Smith Road

RECOMMENDED that the Town vote NO.

COMMENT: The proponent of the project for which this article was written notified the Warrant Committee of his desire to withdraw the article, as he has decided to pursue project approvals through the Board of Appeals. He was unable to withdraw the article because the Warrant had already been closed.

ARTICLE 53 RESOLUTION TO SUPPORT A CONSTITUTIONAL AMENDMENT TO REVERSE THE SUPREME COURT’S CITIZENS UNITED v. FEC DECISION

We, the undersigned, request the Selectmen of the Town of Milton to include the following Petition for Constitutional Amendment in the Warrant for the Milton Town Meeting scheduled for May 2013:

The First Amendment to the U.S. Constitution was designed to protect the free-speech rights of individuals (“natural persons”). In recent years the U.S. Supreme Court, in the name of First Amendment free-speech rights, has eroded the limitations placed on corporate expenditures aimed at influencing elections and the legislative process, shifting political influence from ordinary citizens to corporations.

This reached an extreme with the Supreme Court’s ruling in **Citizens United v. Federal Election Commission**, allowing corporations to make unlimited expenditures for advocacy in favor or against political candidates and issues. By unleashing a torrent of corporate money in our political process, the ruling presents a direct threat to our country’s democracy “of the people, by the people and for the people.”

Because the constitutional amendment process is an effective way to correct harmful decisions of the U S Supreme Court, we present the following resolution:

Now, therefore, be it resolved that we, members of the Milton, MA Town Meeting, call upon the United States Congress to pass and send to the states for ratification a constitutional amendment to reverse Citizens United v. Federal Election Commission, and to clarify that corporations are not entitled to the Constitutional protections of the “rights of natural persons,” thus restoring the First Amendment and fair elections to the individual people who are the voters of this country.

Mitchell T. Rabkin	124 Canton Avenue, Milton, MA 02186
Adrienne N. Rabkin	124 Canton Avenue, Milton, MA 02186
Brian G. Walsh	114 Canton Avenue, Milton, MA 02186
Claire M. Walsh	114 Canton Avenue, Milton, MA 02186
Dale DeLetis	11 Sias Lane, Milton, MA 02186
Dianne M. Feeney	45 Centre Street, Milton, MA 02186
Carol A. DeLetis	11 Sias Lane, Milton, MA 02186
Patricia M. Schneider	56 Grove Street, Milton, MA 02186
Ronald W. Schneider, Sr.	56 Grove Street, Milton, MA 02186
Beatrice F. Manz	304 Adams Street, Milton, MA 02186
Diane B. Sisson	278 Adams Street, Milton, MA 02186
Wallace E. Sisson	278 Adams Street, Milton, MA 02186

RECOMMENDED: The Warrant Committee is a non-political, non-elected body and we believe that it is not appropriate for us to make a recommendation. We further believe the Town Meeting members should vote their conscience.

COMMENT: The Warrant Committee believes that this issue is beyond its scope and charge for recommendation. Citizens will disagree about the desirability or necessity of registering the Town Meeting in favor, or not, of a constitutional amendment to reverse the U.S. Supreme Court's ruling in Citizens' United v. Federal Election Commission. We do not estimate any fiscal effect on the Town from a vote on this article. While Town Meeting must vote this article, we think that the Town Meeting's vote, aside from its being noted in the public arena, could be either duplicative or moot, as our representatives in Congress are already sponsoring the same legislation.

Similar to Article 55 of the 2005 Annual Town Meeting Warrant, this article raises several issues that are of concern to the Warrant Committee, including (1) whether it is appropriate for Town Meeting to act upon proposed resolutions that involve issues of federal law that have no direct impact upon the Town; (2) whether a vote of the Town Meeting can and/or should bind the Town on such matters; (3) whether it is proper for the Warrant Committee to expend considerable time and resources to examine the merits of the proposed resolutions so as to be able to make an informed recommendation to Town Meeting; and (4) whether adoption of this article would encourage the submission of other politically-based articles to future Town Meetings.

**TABLE 1
FULL-TIME AND PERMANENT PART-TIME POSITIONS**

	FY 2004		FY2011*		FY2012*		FY2013*		PROJECTED*	
	FT	PT	FT	PT	FT	PT	FT	PT	FT	PT
Acct. & Retirement	3	2	1	0	1	0	1	0	1	0
Animal Control	1	0	1	0	1	0	1	0	1	0
Assessors	3	0	3	0	3	0	3	0	3	0
Board of Appeals	0	1	0	1	0	0	0	0	0	0
Cemetery	9	1	9	1	9	1	9	1	9	1
Central Business Office	0	0	6	0	6	0	5	0	5	0
Conservation	0	0	0	0	0	0	0	0	0	0
Consolidated Facilities	0	0	0	0	7	0	7	0	7	0
Council on Aging	2	2	2	2	2	2	2	2	2	2
Fire	57	1	58	0	58	0	58	0	58	0
Health	1	3	1	3	1	3	1	3	1	3
Information Technology	0	0	2	0	2	0	2	0	2	0
Inspectional Services	2	3	4	2	4	2	4	2	4	2
Library	11	9	11	7	11	7	11	7	11	7
Park	4	1	4	1	4	1	4	1	5	1
Personnel	0	1	0	1	0	1	0	1	0	1
Planning	0	0	0	1	0	1	0	1	0	1
Police	59	28	59	23	59	23	59	23	59	23
Public Works	43	1	36	0	38	0	36	0	36	0
Selectmen	2	2	3	1	3	1	3	1	3	1
Town Administrator	1	0	1	0	1	0	1	0	1	0
T.O.B. & Library Building	1	1	0	0	0	0	0	0	0	0
Town Clerk	3	0	3	0	3	0	3	0	3	0
Treasurers/Collector	4	1	4	1	4	1	4	1	4	1
Veterans' Agent	0	1	0	1	0	1	0	1	0	1
Wire	3	0	0	0	0	0	0	0	0	0
Youth	0	0	0	0	0	0	0	0	0	0
Total:	209	58	208	45	217	44	214	44	215	45
Grand Total:		267		253		261		258		260

*Not all position listed were funded

TABLE 2
MILTON PUBLIC SCHOOLS
PROFESSIONAL PERSONNEL REPORT
by FTE

Source	Category	2009-2010	2010-2011	2011-2012	2012-2013
EPIMS Oct 1	Administrators	22.60	23.40	28.80	29.20
EPIMS Oct 1	Instructional Staff	258.83	270.72	272.86	274.20
EPIMS Oct 1	Instructional Support Staff	17.50	14.80	9.80	9.60
EPIMS Oct 1	Instructional Support — Special Education Staff	6.90	6.90	9.00	10.50
EPIMS Oct 1	Paraprofessional Staff	67.40	66.00	68.70	65.70
EPIMS Oct 1	Special Education Related Staff	15.79	16.50	13.60	14.40
EPIMS Oct 1	Medical/Health Services	6.00	5.00	5.90	5.90
EPIMS Oct 1	Office/Clerical/Administrative Support	22.56	20.20	20.70	21.70
Payroll	Unit C Lunch/Recess Aides	4.50	6.00	6.00	5.20
Payroll	Facilities	29.10	28.10	29.00	27.00
Payroll	Cafeteria	19.10	19.95	17.60	18.30
	Total	470.28	477.57	481.96	481.70

This table format was introduced in the Spring 2011 ATM Warrant and uses the EPIMS (Education Personnel Information Management System) data that the Department of Elementary and Secondary Education requires every school system to provide semiannually. The October 1 filings are for the then-current academic year. All numbers are full-time equivalent positions.

Note: in 2011-2012, DESE reclassified Special Education Chairs as Administrators instead of Instructional Support Staff, causing a shift in the numbers in those lines.

**TABLE 3
RESERVE FUND TRANSFERS
FOR THE YEAR ENDED JUNE 30, 2012**

DATE	DEPARTMENT	DESCRIPTION	AMOUNT TRANSFERRED	BALANCE
7/01/11	Article 31	APPROPRIATED MAY 2011 TOWN MEETING	<u>\$ 350,000</u>	\$ 350,000
	Total Appropriated		<u>\$ 350,000</u>	
10/18/11	Veteran's benefits	State approved Veteran's benefits	17,995	332,005
11/03/11	Cemetery	Demolition and removal of structure at 379 Centre St.	12,900	319,105
11/17/11	Veteran's benefits	State approved Veteran's benefits	75,000	244,105
01/10/12	Leash law	Emergency animal shelter repairs	4,056	240,049
01/26/12	Treasurer/Collector	Cost associated with the retirement of employee	19,938	220,111
02/06/12	Election E & R	Printing and postage	4,578	215,533
02/15/12	Treasurer/Collector	Postage, envelopes and forms	7,000	208,533
03/08/12	Cemetery	Superintendent's vehicle	16,689	191,844
06/07/12	Law Special Services	Law professional services	48,728	143,116
06/27/12	Law Special Services	Law professional services	16,496	126,620
06/27/12	Police	Fuel	17,000	109,620
06/30/12	Law Special Services	Law professional services	12,760	96,860
	Total Transferred Out		<u>\$ 253,140</u>	
	Available Balance			\$ 96,860

**TABLE 4
COMPARATIVE TAX RATE
AND TAX LEVY FOR TEN YEARS**

Year	Total Amount to be Raised	Actual Tax Levy	Tax Rate	
2002-03	64,874,605	40,393,473	11.73	Residential
			19.71	Commercial
2003-04	64,957,247	41,926,032	12.12	Residential
			19.20	Commercial
2004-05	69,300,248	43,939,857	10.54	Residential
			21.19	Commercial
2005-06	75,968,787	47,646,038	10.15	Residential
			19.83	Commercial
2006-07	80,251,632	51,316,862	10.84	Residential
			20.34	Commercial
2007-08	81,898,153	52,234,887	10.95	Residential
			18.96	Commercial
2008-09	83,694,061	53,815,744	11.74	Residential
			17.95	Commercial
2009-10	86,786,708	60,119,479	13.35	Residential
			20.44	Commercial
2010-11	88,343,671	61,801,659	14.07	Residential
			21.56	Commercial
2011-12	91,600,313	63,530,336	14.35	Residential
			21.99	Commercial
2012-13	93,844,387	64,964,377	14.70	Residential
			22.54	Commercial

TABLE 5
INTEREST AND MATURING DEBT - FISCAL YEAR 2014
JULY 1, 2013 - JUNE 30, 2014

	RATE	OUTSTANDING PRINCIPAL	INTEREST	TOTAL
2006 Multi-Purpose (\$2,565,000)	4.12%	\$ 857,000	\$ 36,058	\$ 174,058
2007 Multi-Purpose (\$2,191,000)	4.25%	\$ 1,400,000	\$ 57,675	\$ 177,675
2009 Multi-Purpose (\$8,872,275)	3.96%	\$ 6,945,000	\$ 268,894	\$ 745,894
2005 School Bldg. Project (\$10,000,000)	4.07%	\$ 6,000,000	\$ 295,000	\$ 795,000
2006 School Bldg. Project (\$10,000,000)	4.12%	\$ 6,500,000	\$ 272,125	\$ 772,125
M.S.B.A. Low Int. Loan (\$6,787,577)	2.00%	\$ 5,090,683	\$ 101,814	\$ 441,193
2009 School Bldg. Project (\$3,547,180)	3.96%	\$ 2,835,000	\$ 111,761	\$ 289,761
2012 Multi-Purpose Series A (\$4,066,566)	2.23%	\$ 3,830,000	\$ 77,865	\$ 302,865
2012 Medical Expenses Series B (\$1,936,100)	3.21%	\$ 1,810,000	\$ 52,952	\$ 172,952
Short term interest			\$ 15,110	\$ 15,110
		\$ 35,267,683	\$ 1,289,254	\$ 3,886,633

**TABLE 6
ENCUMBERED FUNDS
FOR THE YEAR ENDED JUNE 30, 2012**

	<u>AMOUNT</u>
GENERAL GOVERNMENT:	
Selectmen	\$ 5,587
Central Business Office	\$ 28,717
Law	\$ 8,000
Personnel Board	\$ 252
Information Technology	\$ 10,143
Town Clerk	\$ 2,895
General Insurance	\$ 237,000
Consolidated Facilities	\$ 32,540
Fire	\$ 25,480
DPW General	\$ 390,316
DPW Vehicle Maintenance	\$ 38,402
DPW Refuse Disposal	\$ 3,485
Council on Aging	\$ 375
Veterans	\$ 1,747
Library	\$ 4,152
Schools	\$ 27,145
<hr/>	<hr/>
TOTAL GENERAL GOVERNMENT	\$ 816,236
 SEWER CAPITAL	 \$ 373,737
 TOTAL ENCUMBERED FUNDS	 <u><u>\$ 1,189,973</u></u>

TABLE 7
DEPARTMENT OF PUBLIC WORKS
FOR THE YEARS 2012 - 2014

	ACTUAL	APPROPRIATED		RECOMM.
	FY 2012	FY2013	FY2014	
Department of Public Works - General				
Salaries & Wages	784,594	786,529	756,482	
Buildings / Grounds	2,585	22,500	3,600	
Other Equipment	3,050	10,000	5,100	
Equipment Rental	-	14,000	5,150	
Water/Sewer Utility	6,060	8,000	6,650	
Electric Utility	32,857	42,500	36,000	
Heat Utility	23,253	37,159	25,750	
Telephone Utility	24,302	20,500	25,500	
Fuel / Oil	5,549	10,758	7,700	
Street Lights Electricity	165,594	186,000	172,500	
Training / Dues / Memberships	1,529	2,000	2,000	
Professional Services	12,852	41,000	15,500	
Office Supplies	3,584	5,000	4,100	
Construction Supplies	39,004	102,000	31,250	
Other Contracts	69,873	97,500	79,782	
Postage	111	500	500	
Printing	-	500	500	
Cleaning Contract	-	3,000	3,100	
Payments to Contractors	447,988	-	267,250	
Uniforms/Clothing/Shoe Allowance	13,090	21,000	17,500	
Advertising	-	1,000	1,000	

Street Lights / Fire Alarm Supplies	38,838	71,240	41,100
Lease Purchase Payment		67,773	57,500
Signs / Traffic Paint	17,776	50,000	20,500
Snow & Ice	102,332	150,000	150,000
Vehicles	-	-	-
Forestry	-	40,000	41,100
Capital Outlay Trees	-	4,000	4,100
Misc. Expense	2,682	5,900	5,294
Subtotal Department of Public Works - General	1,797,503	1,800,359	1,786,508
Department of Public Works - Vehicle Maintenance			
Salaries & Wages	161,794	179,726	173,803
Capital Equipment	-	-	-
Buildings / Grounds	6,245	9,200	7,200
Equipment Maintenance	78,830	79,000	81,000
Water/Sewer Utility	302	350	350
Electric Utility	9,081	8,000	9,250
Heat Utility	3,187	4,500	3,300
Telephone Utility	348	350	350
Fuel / Oil	52,570	72,732	84,500
Professional Services	31,145	-	6,500
Supplies	50,352	64,000	53,889
Other Equipment	13,711	13,000	13,250
Uniforms/Clothing/Shoe Allowance	-	-	-
Misc. Expenses	-	3,900	4,056
Subtotal Department of Public Works - Vehicle Maintenance	407,565	434,758	437,448

Department of Public Works - Solid Waste

Salaries & Wages	41,819	64,614	45,715
Capital Equipment	-	-	-
Collection of Refuse Payments to Contractor	540,000	558,000	548,760
Refuse Disposal	434,738	418,000	447,410
Collection of Curbside Recycling	571,725	540,000	548,760
Single-Stream Processing Fee	-	-	10,000
Professional Services	27,338	15,000	15,000
Collection of Yard Waste	193,377	203,225	205,000
Disposal of Yard Waste	50,432	53,000	51,500
Other Recycling and Disposal	25,700	27,000	26,000
Landfill Monitoring	18,231	17,000	18,000
Household Hazardous Waste	6,853	9,314	10,000
Uniforms/Clothing/Shoe Allowance	-	-	-
Subtotal Department of Public Works - Solid Waste	1,910,213	1,905,153	1,926,145

Department of Public Works - Water

Salaries & Wages	614,882	703,736	711,234
Equipment Maintenance	4,259	25,000	26,053
Equipment Rental	3,100	8,000	4,850
Water/Sewer Utility	436	800	600
Electric Utility	1,644	1,800	1,650
Heat Utility	2,124	3,000	2,500
Telephone Utility	1,631	2,000	2,000
Fuel / Oil	16,230	81,136	78,500
Dues & Memberships	543	1,500	1,850
Professional Services	15,237	45,000	44,000
Office Supplies	2,147	2,100	2,000
Construction Supplies	178,103	180,000	185,500

Postage	8,586	9,000	10,000
Printing	-	250	250
Outside Contractor	101,929	123,000	122,000
Construction Contracts - Carried Over	324,925	-	-
Miscellaneous	4,221	5,000	4,536
Advertising	-	150	150
Subtotal Department of Public Works - Water	1,279,997	1,191,472	1,197,673

Other Direct & Indirect Costs Attributed to Water Enterprise

Direct Water Costs

MWRA WATER ASSESSMENT (Preliminary)	2,367,833	2,718,549	2,839,810
MA-DEP SDWA ASSESSMENT	6,864	9,000	9,000
WATER LEAK DETECTION SURVEY	12,000	12,000	12,000
WATER CAPITAL OUTLAY	997,732	364,992	364,992
WATER CAPITAL DEBT SERVICE	680,543	546,088	546,305
WATER PERSONNEL Salary & Wage Increases	-	-	6,553
WATER PERSONNEL CH13 Salary & Wage Increases	-	-	1,440
Set-aside Article	-	-	14,576

Indirect Water Costs

MUNICIPAL AUDIT ALLOCATION	2,871	2,871	3,394
EMPLOYEE BENEFITS ALLOCATION	319,384	323,672	333,400
UNEMPLOYMENT BENEFITS ALLOCATION	-	-	-
GENERAL MUNICIPAL GOVERNMENT ALLOCATION	168,416	159,375	162,446
PERSONNEL BOARD ALLOCATION	2,479	2,591	2,662
WAGE ADJUSTMENTS ALLOCATION	-	753	2,439
WAGE ADJUSTMENTS ALLOCATION CH13	-	-	632

Subtotal Other Direct & Indirect Costs Attributed to Water Enterprise	4,558,122	4,139,891	4,299,649
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Total Water Utility Enterprise Cost	5,838,119	5,331,363	5,497,322
Department of Public Works - Sewer			
Salaries & Wages	389,483	594,642	582,529
Capital Equipment	-	-	-
Equipment Maintenance	1,866	2,200	2,200
Equipment Rental	290	2,500	2,800
Water/Sewer Utility	104	150	200
Electric Utility	33,113	40,000	39,000
Heat Utility	3,621	5,613	5,600
Telephone Utility	2,986	3,500	3,600
Fuel / Oil	9,868	9,000	12,500
Professional Services	40,748	40,000	44,500
Other Contractual Services	31,353	18,000	36,000
Construction Carried Over	216,351	-	-
Office Supplies	479	500	550
Construction Supplies	21,352	30,000	25,500
Postage	8,543	9,000	10,000
Printing	-	-	-
Uniforms/Clothing/Shoe Allowance	-	5,000	-
Misc Exp.	-	-	913
Subtotal Department of Public Works - Sewer	760,157	760,105	765,892

Other Direct & Indirect Costs Attributed to Sewer Enterprise

Direct Sewer Costs				
MWRA SEWER ASSESSMENT (Preliminary)	4,797,042	4,985,169	5,024,646	
SEWER CAPITAL OUTLAY	1,447,894	774,694	774,694	
SEWER CAPITAL DEBT SERVICE	210,941	232,903	230,211	
SEWER PERSONNEL Salary & Wage increases	-	-	4,096	
SEWER Personnel Ch. 13 Salary & Wage Increases	-	-	900	
Set-aside Article	-	-	9,110	

Indirect Sewer Costs

MUNICIPAL AUDIT ALLOCATION	2,233	2,233	2,640	
EMPLOYEE BENEFITS ALLOCATION	297,358	301,350	310,407	
UNEMPLOYMENT BENEFITS ALLOCATION	-	-	-	
GENERAL MUNICIPAL GOVERNMENT ALLOCATION	130,988	123,958	126,347	
PERSONNEL BOARD ALLOCATION	1,928	2,015	2,071	
WAGE ADJUSTMENTS ALLOCATION	-	586	2,389	

Subtotal Other Direct & Indirect Costs Attributed to Sewer Enterprise	6,888,384	6,422,908	6,487,511	
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Total Sewer Utility Enterprise Cost

	7,648,541	7,183,013	7,253,403	
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GRAND TOTAL

DEPARTMENT OF PUBLIC WORKS

All General Fund and Enterprise Accounts

	17,601,941	16,654,646	16,900,826	
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TABLE 8A
WATER ENTERPRISE
FOR THE FISCAL YEARS 2012 - 2014

	ACTUAL APPROPRIATED FY 2012	FY2013	RECOMM. FY2014	ARTICLE REFERENCE FY14
REVENUE:				
Rate / User Fee Revenue	4,565,407	5,141,135	5,325,822	
Service and Miscellaneous Water Revenue	315,226	200,000	170,000	
Investment Income	2,092	8,000	1,500	
Total Revenue & Surplus	4,882,725	5,349,135	5,497,322	
COSTS:				
Water Direct Costs				
Water Operations & Improvements	1,279,997	1,191,472	1,197,673	16
MWRA WATER ASSESSMENT (FY14 - Preliminary)	2,367,833	2,718,549	2,839,810	16
MA-DEP SDWA ASSESSMENT	6,864	9,000	9,000	16
WATER LEAK DETECTION SURVEY	12,000	12,000	12,000	16
WATER PERSONNEL Salary & Wage Increases	-	-	6,553	
WATER PERSONNEL CH 13 Salary & Wage Increases	-	-	1,440	
Set-aside Article	-	-	14,576	
WATER CAPITAL OUTLAY	997,732	364,992	364,992	16
WATER CAPITAL DEBT SERVICE	680,543	546,088	546,305	16
Subtotal Water Direct Costs	5,344,969	4,854,564	4,992,349	

Water Indirect Costs						
MUNICIPAL AUDIT ALLOCATION	2,871	2,871				8
EMPLOYEE BENEFITS ALLOCATION	319,384	323,672				9
UNEMPLOYMENT BENEFITS ALLOCATION	-	-				10
GENERAL MUNICIPAL GOVERNMENT ALLOCATION	168,416	159,375				14
PERSONNEL BOARD ALLOCATION	2,479	2,591				15
WAGE ADJUSTMENTS ALLOCATION	-	753				
WAGE ADJUSTMENTS ALLOCATION CH13	-	195				6
Subtotal Indirect Costs Attributed to Water Enterprise	493,150	458,262				
Total Water Utility Enterprise Cost	5,838,119	5,331,363				

TABLE 8B
SEWER ENTERPRISE
FOR THE FISCAL YEARS 2012 - 2014

	ACTUAL	APPROPRIATED	RECOMM.	ARTICLE
	FY 2012	FY2013	FY2014	REF.
				FY14
REVENUE:				
Rate / User Fee Revenue	6,403,506	7,073,546	7,050,903	
Service and Miscellaneous Sewer Revenue	252,610	163,000	200,000	
Investment Income	3,590	1,000	2,500	
Total Revenue & Surplus	6,659,706	7,237,546	7,253,403	

COSTS:

Sewer Direct Costs					
Sewer Operations & Improvements	760,157	760,105	765,892		16
MWRA Sewer ASSESSMENT (FY14 - Preliminary)	4,797,042	4,985,169	5,024,646		16
SEWER PERSONNEL Salary & Wage Increases	-	-	4,096		
SEWER PERSONNEL CH13 Salary & Wage Increases	-	-	900		
Set-aside Article	-	-	9,110		
Sewer CAPITAL OUTLAY	1,447,894	774,694	774,694		16
Sewer CAPITAL DEBT SERVICE	210,941	232,903	230,211		16
Subtotal Sewer Direct Costs	7,216,034	6,752,871	6,809,549		

Sewer Indirect Costs

MUNICIPAL AUDIT ALLOCATION	2,233	2,233	2,640		8
EMPLOYEE BENEFITS ALLOCATION	297,358	301,350	310,407		9
UNEMPLOYMENT BENEFITS ALLOCATION	-	-	-		10
GENERAL MUNICIPAL GOVERNMENT ALLOCATION	130,988	123,958	126,347		14
PERSONNEL BOARD ALLOCATION	1,928	2,015	2,071		15
WAGE ADJUSTMENTS ALLOCATION	-	586	2,389		
Subtotal Indirect Costs Attributed to Sewer Enterprise	432,507	430,142	443,854		
Total Sewer Utility Enterprise Cost	7,648,541	7,183,013	7,253,403		

TABLE 9
SCHOOL APPROPRIATION

PROGRAM AREA	FY11 Actual	FY12 Actual	FY13 Appropriation	FY14 Requested	\$ Change FY13 to FY14	% Change FY13 to FY14
Policy and Administration						
Salaries	831,031	791,202	829,827	836,869	7,042	0.85%
Expenses	207,291	184,433	239,702	312,800	73,098	30.50%
Total	1,038,322	975,635	1,069,529	1,149,669	80,140	7.49%
Instructional Leadership						
Salaries	2,061,767	2,131,204	2,237,688	2,381,300	143,612	6.42%
Expenses	149,713	91,107	63,162	63,162	-	0.00%
Total	2,211,480	2,222,311	2,300,850	2,444,462	143,612	6.24%
Instruction						
Salaries	15,849,069	16,392,546	16,748,443	17,702,056	953,613	5.69%
Expenses	597,997	443,148	367,739	542,739	175,000	47.59%
Total	16,447,066	16,835,694	17,116,182	18,244,795	1,128,613	6.59%
Instructional Services						
Salaries	2,131,987	2,251,580	2,166,805	2,272,283	105,478	4.87%
Expenses	433,964	338,969	433,640	483,640	50,000	11.53%
Total	2,565,951	2,590,549	2,600,445	2,755,923	155,478	5.98%

SPED

Salaries	4,707,210	5,040,944	5,831,969	6,134,378	302,409	5.19%
Expenses	2,751,814	3,223,630	3,518,073	4,393,918	875,845	24.90%
Total	7,459,024	8,264,574	9,350,042	10,528,296	1,178,254	12.60%

Technology

Salaries	294,357	272,409	320,907	321,127	220	0.07%
Expenses	235,123	164,264	158,891	176,716	17,825	11.22%
Total	529,480	436,673	479,798	497,843	18,045	3.76%

Facilities

Salaries	1,398,775	1,160,724	1,372,313	1,422,551	50,238	3.66%
Expenses	1,623,022	1,389,282	1,123,185	1,336,141	212,956	18.96%
Total	3,021,797	2,550,006	2,495,498	2,758,692	263,194	10.55%

Salaries	27,274,196	28,040,609	29,507,952	31,070,564	1,562,612	5.30%
Expenses	5,998,924	5,834,833	5,904,392	7,309,116	1,404,724	23.79%
Total	33,273,120	33,875,442	35,412,344	38,379,680	2,967,336	8.38%

TABLE 10
COMPARISON OF
REQUESTED AND RECOMMENDED EXPENDITURES

ARTICLE NO.		FY 14 REQUESTED	FY 14 RECOMMENDED	DOLLAR DIFFERENCE
7,13	Personnel (Chapter 13) / Collective Bargaining	310,204	310,204	0
8	Capital Items	3,173,255	2,873,255	(300,000)
9	Non-Capital items	549,060	549,060	0
10	Audit	66,200	66,200	0
11	EMPLOYEE BENEFITS			
	Contributory Retirement	4,674,455	4,674,455	0
	Non-Contributory Retirement	0	0	0
	Group Health Insurance	10,525,373	10,525,373	0
	TOTAL EMPLOYEE BENEFITS	15,199,828	15,199,828	0
12	Employee Security	100,000	100,000	0
14	PUBLIC SAFETY			
	Fire	4,731,656	4,768,035	36,379
	Inspectional Services	376,015	352,312	(23,703)
	MEMA	10,615	10,615	0
	Police	6,088,981	6,158,358	69,377
	TOTAL PUBLIC SAFETY	11,207,267	11,289,320	82,053

GENERAL GOVERNMENT**Board of Selectmen**

Central Business Office	339,396	350,880	11,484
Election & Registration	21,852	21,852	0
General Insurance	950,647	950,647	0
Law	261,000	261,000	0
Information Technology	324,203	325,888	1,685
Annual Reports/Bylaws	14,300	14,300	0
Selectmen	422,325	425,890	3,565
Veterans' Benefits	180,957	180,957	0
Total Board of Selectmen	2,514,680	2,531,414	16,734

Other General Government

Board of Assessors	336,592	338,572	1,980
Town Clerk	235,233	240,675	5,442
Treasurer	324,916	329,261	4,345
Total Other General Government	896,741	908,508	11,767
TOTAL GENERAL GOVERNMENT	3,411,421	3,439,922	28,501

21	BOARDS & COMMITTEES				
	Conservation Commission	2,500	2,500	0	
	Council on Aging	198,171	199,334	1,163	
	Historical Commission	2,240	2,240	0	
	Personnel Board	51,644	51,935	291	
	Planning Board	32,131	32,148	17	
	Warrant Committee	10,053	10,053	0	
	TOTAL BOARDS AND COMMITTEES	296,739	298,210	1,471	

7,13,23 **DEPARTMENT OF PUBLIC WORKS**

	Total Public Works and Solid Waste	4,140,270	4,150,101	9,831	
	Total Water & Sewer Enterprise	11,765,223	11,765,223	0	
	TOTAL DEPARTMENT OF PUBLIC WORKS	15,905,493	15,915,324	9,831	
15	Estimated Cost Medical Expenses FY14 and FY15	1,000,000	1,000,000	0	
18	East Milton Square Design Study	300,000	0	(300,000)	
19	Housing Production Plan	30,000	0	(30,000)	
22	Master Plan Study	100,000	100,000	0	
24	Chapter 90	619,943	619,943	0	
25	Central Avenue Repairs	1,000,000	0	(1,000,000)	
26	Water System Improvement	500,000	500,000	0	
27	Surface Drain System	300,000	300,000	0	
28	Sewer System Improvement	0	0	0	
29	Board of Health	181,209	184,208	2,999	
30	Library	1,075,039	1,085,563	10,524	

31	Cemetery	704,849	722,817	17,968
32	Parks & Recreation	416,129	392,322	(23,807)
33	School Department	35,412,344	36,955,499	1,543,155
34	Blue Hills Regional Technical School	842,454	842,454	0
36	Consolidated Facilities	612,412	620,278	7,866
37	Interest & Maturing Debt	3,879,966	3,886,633	6,667
38	Stabilization Fund	284,112	284,112	0
38	Capital Stabilization Fund	142,056	142,056	0
38	Post Employment Benefits Stabilization Fund (GASB 45)	142,056	142,056	0
39	Reserve Fund	250,000	250,000	0
40	FY13 Reserve Fund Supp. Approp.	180,000	180,000	0
48	Fire Space Needs Study	20,000	0	(20,000)
GRAND TOTAL APPROPRIATIONS		98,037,036	98,074,264	37,228

Town of Milton
525 Canton Avenue
Milton, MA 02186

Town Election will be held on
Tuesday, April 30, 2013

Town Meeting will be held on
Monday, May 6, 2013
Beginning at 7:30 p.m. at Milton
High School Auditorium.

The Milton High School auditorium
is reserved for additional Town Meeting
sessions at 7:30 p.m. on Tuesday, May 7,
Thursday, May 9, Monday, May 13,
Tuesday, May 14 and Thursday, May 16

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