

**COMMONWEALTH OF MASSACHUSETTS
TOWN OF WESTFORD
WARRANT**

Middlesex, ss.

To the Constable of the Town of Westford, in said County,

GREETINGS:

You are required in the name of the Commonwealth aforesaid, to notify and warn all inhabitants of said Town qualified to vote in elections, and also in Town affairs, to meet at the Abbot School Gymnasium at Depot Street on the following date:

Saturday, March 22, 2014

(voter registration deadline, Friday, February 28, 2014 at 8:00pm)

at 10:00 o'clock in the morning, then and there to act upon the following articles:

REPORTS

ARTICLE 1:	Accept Town Reports	<i>Town Manager</i>
To see if the town will vote to accept the Reports of Town Officers, Boards and Committees for the Fiscal Year 2013;		
Or act in relation thereto.		

FINANCIAL - FISCAL YEAR 2014

ARTICLE 2:	Approve Unpaid Bills from Previous Fiscal Year(s)	<i>Town Manager</i>
To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds, or any combination thereof; a sum of money to pay for unpaid bills of prior fiscal years for various Town departments in accordance with the provisions of <u>Massachusetts General Laws Chapter 44, Section 64</u> ;		
Or act in relation thereto.		

ARTICLE 3:	Approve Fiscal Year 2014 Supplemental Appropriations	<i>Town Manager</i>
To see if the Town will vote to appropriate various sums in order to supplement operating budgets for the Fiscal Year ending June 30, 2014;		
Or act in relation thereto.		

ARTICLE 4:	Approve Fiscal Year 2014 Budget Transfers	<i>Town Manager</i>
To see if the Town will vote to transfer various sums between and among various accounts for the Fiscal Year ending June 30, 2014;		
Or act in relation thereto.		

ARTICLE 5:	Appropriate for Perchlorate Expenses	<i>Town Manager</i>
To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds, or any combination thereof; the sum of \$250,000 (TWO HUNDRED FIFTY THOUSAND DOLLARS) for the purpose of providing funds to address associated issues regarding perchlorate contamination;		
Or act in relation thereto.		

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ARTICLE 6: **Establish Health Insurance Stabilization Fund** *Town Manager*
To see if the Town will vote to accept the provisions of Massachusetts General Laws Chapter 40 Section 5B in order to establish a Health Insurance Stabilization Fund and to see if the Town will vote to raise and appropriate, borrow, or transfer from available funds, or any combination thereof; the sum of \$500,000 to be deposited into said stabilization fund;

Or act in relation thereto.

ARTICLE 7: **Appropriate from Insurance Receipts Reserved for Repairs to the Roudenbush Buildings Located at 65 Main Street, 73 Main Street, and 170 Plain Road** *Board of Selectmen*
To see if the Town will vote to appropriate from insurance receipts reserved in accordance with Massachusetts General Laws Chapter 44, Section 53 the sum of \$45,194 (FORTY FIVE THOUSAND ONE HUNDRED NINETY FOUR) for repairs to the Roudenbush buildings located at 65 Main Street, 73 Main Street, and 170 Plain Road;

Or act in relation thereto.

ARTICLE 8: **Appropriate from Sale of Cemetery Lots Receipts Reserved for Cemetery Improvements** *Cemetery Commission*
To see if the Town will vote to appropriate from sale of cemetery lots receipts reserved in accordance with Massachusetts General Law Chapter 114, Section 15 the sum of \$75,000 (SEVENTY FIVE THOUSAND DOLLARS) for care, improvements and embellishments, or the enlargement of the cemetery at Fairview and Pine Grove Cemeteries;

Or act in relation thereto.

CAPITAL APPROPRIATIONS - FISCAL YEAR 2014

ARTICLE 9: **Approve Capital Appropriations** *Capital Planning Committee*
To see if the Town will appropriate by taxation, by transfer from available funds, by borrowing, or any combination thereof, the sum of \$4,135,665 (FOUR MILLION ONE HUNDRED THIRTY FIVE THOUSAND SIX HUNDRED SIXTY FIVE DOLLARS) to provide for the following capital requests:

<i>DEPARTMENT</i>	<i>AMOUNT</i>	<i>PURPOSE</i>
Town Manager	\$99,005	Town building security improvements
Technology	\$325,000	School computer replacement
Technology	\$34,000	Town computer replacement
Technology	\$40,000	Network upgrades
Technology	\$25,000	Server & storage replacements
Police	\$15,500	Five (5) portable radios
Fire	\$50,000	Four (4) thermal imaging units
Fire	\$13,160	Hose replacement
Schools	\$30,000	Courier van replacement
Schools	\$42,000	1-Ton truck replacement
Schools	\$75,000	Abbot intercom system
Schools	\$30,000	Blanchard intercom system
Schools	\$35,000	Robinson intercom system
Highway	\$70,000	Two (2) pickup trucks
Highway	\$110,000	Bobcat with trailer
Highway	\$220,000	4x4 Six-wheel plow truck

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Highway	\$85,000	Swaploader Asphalt Patch Body
Highway	\$225,000	Main Street Road Design
Highway	\$250,000	Road Maintenance
Wastewater Management	\$100,000	Wastewater Treatment Plant Upgrades
Cemetery	\$13,000	Mower
Parks & Grounds	\$16,000	John Deere Tractor with loader
Parks & Grounds	\$13,000	Infield groomer
Water Enterprise	\$150,000	Standby generators at the Nutting Rd. pump station
Water Enterprise	\$70,000	Disinfection equipment at the Nutting Rd. and Forge Village Rd. pump stations
Water Enterprise	\$75,000	Main Street road design
Water Enterprise	\$15,000	Water building security upgrades
Water Enterprise	\$660,000	Water system improvements on Pleasant Street from Abbot Street to Pine Street, including all costs incidental and related thereto
Stabilization	\$850,000	Capital Stabilization

Or act in relation thereto.

ARTICLE 10:	Nashoba Valley Technical High School MSBA Roof Project	<i>Nashoba Valley Technical High School Committee</i>
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To see if the Town will approve the sum of \$2,802,362 (TWO MILLION EIGHT HUNDRED TWO THOUSAND THREE SIXTY TWO DOLLARS) borrowing authorized by the Nashoba Valley Technical School District, for the purpose of paying costs of the Accelerated Roof Repair Project at the Nashoba Valley Technical High School, located at 100 Littleton Road, Westford Massachusetts, including the payment of all costs incidental or related thereto (the "Project"), which proposed repair project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program], and for which the District may be eligible for a school construction grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended at the direction of the Nashoba Valley Technical School Committee. The MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any Project costs the District incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the District and its member municipalities. Any grant that the District may receive from the MSBA for the Project shall not exceed the lesser of (1) fifty-two point twenty six percent (52.26%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA;

Or act in relation thereto.

ARTICLE 11:	Robinson School and Day School MSBA Project	<i>School Committee</i>
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To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds, or any combination thereof; the sum of \$4,101,750 (FOUR MILLION ONE HUNDRED ONE THOUSAND SEVEN HUNDRED FIFTY DOLLARS) to be expended under the direction of the School Committee, in conjunction with management oversight by the Permanent Town Building Committee, for additional funds for completing the design, bidding and construction phases of two window and door replacement projects, including associated cost which consists of, but is not limited to, hazardous material removal/abatement/encapsulation as well as requirements as stipulated by the Massachusetts Energy Code, Architectural Access Board (ADA) and Massachusetts Building Code at

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the Colonel John Robinson School located at 60 Concord Road and the Norman E. Day School located at 75 East Prescott Street, and any related costs, which proposed repair projects would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program and for which the Town has applied for a school construction grant from the Massachusetts School Building Authority ("MSBA"). The Town acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, any project costs the Town incurs in excess of any grant that may be approved by and received from the MSBA shall be the sole responsibility of the Town;

Or act in relation thereto.

ARTICLE 12:	Approve Fire Department Study to Determine Space and Functional Needs and Develop Plan to Optimize Service Delivery	<i>Board Selectmen</i>
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To see if the Town will vote to raise and appropriate, borrow, or transfer from available funds, or any combination thereof; the sum of \$50,000 (FIFTY THOUSAND DOLLARS) for professional services to conduct a study to determine the space and functional needs of the Fire Department; recommend concepts for reconfiguration or reconstruction of the center station; develop and evaluate alternatives to the current three fire station service model, including an examination of the need for, and recommended suitable locations of, a potential fourth fire station; recommend staffing and equipment utilization plans; and examine the feasibility of consolidating emergency communications operations. The study shall focus on improving response times and identifying the most beneficial and cost effective long-term solutions for both the current and future requirements of the Fire Department;

Or act in relation thereto.

COMMUNITY PRESERVATION FUNDS

ARTICLE 13:	Community Preservation Committee Recommendations	<i>Community Preservation Committee</i>
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To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the Fiscal Year 2014 Community Preservation budget and to appropriate from the Community Preservation Fund a sum of money not exceeding 5% of the FY2014 estimated annual revenues to meet the administrative expenses and all other necessary and proper expenses of the Community Preservation Committee for Fiscal Year 2014; and further to reserve for future appropriation a sum of money from the Community Preservation Fund for open space, historic resources, and community housing purposes, and further to appropriate from the Community Preservation Fund or borrow pursuant to Massachusetts General Laws Chapter 44B, Section 11, or any other enabling authority, a sum or sums of money for Community Preservation projects or purposes, including acquisition of interests in land, all as recommended by the Community Preservation Committee;

Or act in relation thereto.

FINANCIAL-FISCAL YEAR 2015

ARTICLE 14:	Amend the Wage and Classification Plan	<i>Town Manager</i>
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To see if the Town will vote to amend the Pay Classification Plan for non-unionized municipal employees, effective July 1, 2014;

Or act in relation thereto.

ARTICLE 15:	Authorize Revolving Funds	<i>Town Manager</i>
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To see if the Town will vote to authorize revolving funds for the Fiscal Year July 1, 2014 - June 30, 2015, under the provisions of Massachusetts General Laws Chapter 44, Section 53E ½ for the following:

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Revolving Account	Spending Authority	Revenue Source	Allowed Expenses	Expenditure Limits	Year End Balance
Lease of Town Buildings: 65 & 73 Main St & 170 Plain Rd	Board of Selectmen	Lease payment and other revenues from leased properties	Costs associated with maintenance, repairs and improvements to the leased properties	\$550,000	Available for expenditure next year
Recycling Revolving	Recycling Commission	Sale of bins	Purchase of recycling supplies	\$20,000	Available for expenditure next year
Recreation Field Maintenance	Recreation Commission	Field user fees/permits	Field maintenance, hiring of necessary personnel and consulting services	\$150,000	Available for expenditure next year
Senior Center Fitness Room	Council on Aging	Fees and gifts received for the Fitness Room	Fitness room maintenance supplies, equipment warranties, training, monitoring and purchase of replacement fitness equipment	\$75,000	Available for expenditure next year
Senior Center Programs	Council on Aging	Program fees	Costs associated for the operation of activities for Cameron to include supplies and wages	\$50,000	Available for expenditure next year
School Parking	School Department	Parking fees	Maintenance and expansion of parking facilities	\$30,000	Available for expenditure next year
School Bus/Transportation	School Department	User bus fees	Student transportation costs	\$618,723	Available for expenditure next year
East Boston Camps Maintenance	Conservation Commission	Revenue received for the lease, rental or licensing of camp facilities and donations received for the support of the East Boston Camps property	Costs associated for the operation and maintenance of the East Boston Camps property	\$50,000	Available for expenditure next year
Stormwater Revolving Fund	Planning Board	Peer review fees from applicants for stormwater management permits	Third party consultant review of stormwater management permits and/or construction inspection	\$20,000	Available for expenditure next year
Immunizations and Clinical Services	Board of Health	Fees received for immunizations and clinical services for the purpose of	costs of supplies and technical services for immunization and clinical programs	\$25,000	Available for expenditure next year

Or act in relation thereto.

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ARTICLE 16:	Approve Fiscal Year 2015 Operating Budget	<i>Town Manager</i>
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To see if the Town will vote to appropriate a sum of money by taxation, by transfer from available funds, by borrowing, or any combination thereof, for the operation and maintenance of Town Departments for the Fiscal Year July 1, 2014 through June 30, 2015, and that such sums be expended for such purposes under the direction of the respective Town Officers, Boards and Committees;

Or act in relation thereto.

ARTICLE 17:	Appropriate Chapter 90 Local Transportation Funds for Roadway Maintenance	<i>Board of Selectmen</i>
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To see if the Town will vote to appropriate a sum of money from the proceeds due to the Town under the provisions of Massachusetts General Laws Chapter 90;

Or act in relation thereto.

ARTICLE 18:	Approve Economic Development Incentive Program Project – Cynosure, Inc.	<i>Board of Selectmen</i>
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To see if the Town will vote to approve the application for the Economic Development Incentive Program (EDIP) Local Incentive Program, and approve the Tax Increment Financing (TIF) Agreement between the Town and Cynosure, Inc. to be included in said application, substantially in the form as is on file with the Town Clerk and posted on the Town web site at least 14 days before Town Meeting as required by Chapter 51 of the General Bylaws (the "TIF Agreement"), pursuant to Massachusetts General Laws Chapter 23A and Chapter 40 Section 59; and to authorize the Board of Selectmen to submit a TIF Plan, designate a TIF Zone and an Economic Opportunity Area at 3-5 Carlisle Road (Map 17 Parcel 80), and make applications to the Massachusetts Economic Assistance Coordinating Council relating to the project as described in the TIF Agreement and to take such other actions as may be necessary to obtain approval of the TIF Plan, TIF Zone, the Economic Opportunity Area and to implement the TIF Agreement;

Or act in relation thereto.

ARTICLE 19:	Accept Massachusetts General Laws Chapter 73, Section 4 of the Acts of 1986, as Amended by Chapter 126 of the Acts of 1988 Related to Property Tax Exemption Increase by 100% for the Blind, Elderly and Disabled Veterans	<i>Board of Assessors</i>
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To see if the Town will vote to accept the provisions of Massachusetts General Laws Chapter 73, Section 4 of the Acts of 1986, as amended by Chapter 126 of the Acts of 1988, by providing for additional property exemptions for qualified residents who may be blind, elderly, surviving spouses or minors, or who are disabled veterans, and to continue the present percentage increase of 100%;

Or act in relation thereto.

ADMINISTRATIVE

ARTICLE 20:	Authorize Library Trustees to Pursue and Accept State Grants	<i>Board of Library Trustees</i>
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To see if the Town will vote to grant the Trustees of the J. V. Fletcher Public Library the authority to apply for, accept, and expend any state grants which may be available for a feasibility study for the current and future needs of the J. V. Fletcher Public Library;

Or act in relation thereto.

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ARTICLE 21: Authorize Amendment to Contract for Solid Waste Collection and Transportation

Board of Selectmen

To see if the Town will vote to authorize the Board of Selectmen to enter an Amendment to the Service Agreement between the Town of Westford and Acme Waste Services Inc. with an effective date of July 1, 2010, for the collection and transportation of solid waste, said amendment extends the term of the Service Agreement from five years to eight years so that the Service Agreement will expire on June 30, 2018, on such terms and conditions as the Board of Selectmen determine to be in the best interests of the Town;

Or act in relation thereto.

ARTICLE 22: Authorize Board of Selectmen to Accept Easements

Board of Selectmen

To see if the Town will vote to authorize the Board of Selectmen, during Fiscal Year 2015, to accept any and all easements for sidewalk, drainage, or other utility purposes, as they may deem in the Town's best interests;

Or act in relation thereto.

ARTICLE 23: Establish Annual Fee for the Licensing of Dogs

Board of Selectmen

To see if the Town will vote to establish the annual fee for the licensing of dogs in the following amounts: \$15 for each spayed or neutered dog and \$20 for each intact dog;

Or act in relation thereto.

ARTICLE 24: World Flag Resolution

Citizen Petition

WHEREAS:

The World Flag is intended to heighten awareness of the responsibility of all people to manage global resources in a sustainable way, regardless of an individual's country of origin, cultural background, spoken language, or religion and,

WHEREAS:

The world's ecosystem knows no sovereignty; we share the resources of the Earth with other living things that rely on us to preserve these resources; when we care for the world's land, water and air in responsible ways, we take steps to preserving our beautiful planet and,

WHEREAS:

The World flag has been designed and patented by a Westford resident Dr. Chaitanya Hiremath to represent two unique characteristics about planet Earth, the environment and the richness of life, which are interconnected in an intricate and a fragile way; the universal symbol serves as a reminder of our individual and our collective responsibilities and,

WHEREAS:

The World Flag was born in Westford, first released on April 14, 2011 during the World Fest Event at the Crisafulli School and,

WHEREAS:

SEALOEarth (pronounced as, seal-o-earth), which stands for "Serene Environment And Life On Earth", is a Westford-grown 501c3 non-profit organization now with a global presence and its vision is a world in which all people participate in the stewardship of planet Earth,

THEREFORE BE IT RESOLVED:

That the voters of Westford adopt this World Flag and show their support for the flying of the World Flag at the Crisafulli School and on Earth Day on the Westford Common.

Or act in relation thereto.

ARTICLE 25: Authorize Board of Selectmen and Historical Commission to Grant Preservation Restriction on the Town Museum and Cottage Buildings Located at 2-4 Boston Road

Board of Selectmen

To see if the Town will vote to authorize the Board of Selectmen and the Westford Historic Commission to grant a perpetual historic preservation restriction, pursuant to the provisions of G.L. Chapter 184, Sections 31-32, encumbering certain property and the buildings thereon, located at 2-4

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Boston Road, shown on Assessor's Map 55 as Lot 13, and described in a deed recorded with the Middlesex North Registry of Deeds in Book 558, Page 227, Westford, said restriction to be upon the land, the exterior and interior of the building known as the Westford Museum and on the exterior only of the building known as the Fire Department Cottage, to the Commonwealth of Massachusetts, by and through the Massachusetts Historical Commission, on such terms and conditions, and for such consideration, as the Board of Selectmen deems appropriate;
Or act in relation thereto.

GENERAL BYLAW AMENDMENTS

ARTICLE 26:	Amend Chapter 61: Hazardous Materials Storage Bylaw	<i>Board of Health</i>
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To see if the Town will vote to amend General Bylaw Chapter 61: Hazardous Materials Storage, as set forth in the hand-out on file at the office of the Town Clerk and also available in the Health Department office;

Or act in relation thereto.

ARTICLE 27:	Amend Chapter 22: Finance Committee	<i>Finance Committee</i>
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To see if the Town will vote to amend General Bylaw Chapter 22 to allow 60 days for the Town Manager to produce financial reports after the close of the fiscal year;

Or act in relation thereto.

ARTICLE 28:	Amend Chapter 124: Marijuana Bylaw	<i>Board of Selectmen</i>
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To see if the Town will vote to amend General Bylaw Chapter 124 to include a reference to the Humanitarian Medical Use of Marijuana Act;

Or act in relation thereto.

ARTICLE 29:	Adopt New General Bylaw Chapter 170: TBD	<i>Board of Selectmen</i>
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That the Town adopt a new General Bylaw Chapter 170 to rename the town owned parcels of land now known as Stepinski and East Boston Camps with new names reflecting the Town of Westford ownership of this property;

Or act in relation thereto.

ZONING BYLAW AMENDMENTS

ARTICLE 30:	Amend Zoning Bylaw Sections 2, 6, 8 and 10 to Establish a Medical Marijuana Overlay District	<i>Planning Board</i>
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To see if the Town will vote to amend subsection 2.1.1 to include a reference to the Medical Marijuana Overlay District (MMOD), to delete Section 6.6 in its entirety – Temporary Moratorium on Medical Marijuana Treatment Centers, to create a new subsection 8.6, Medical Marijuana Overlay District and to amend Section 10.2, Definitions, to add definitions related to MMOD;

Or act in relation thereto.

ARTICLE 31:	Amend Zoning Bylaw Section 8.2, the Floodplain Overlay District	<i>Planning Board</i>
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To see if the Town will vote to amend Section 8.2, to update references to the State Building Code, to update map references to the Middlesex County Flood Insurance Rate Maps (FIRM), and to correctly reference a requirement of the Code of Federal Regulations;

Or act in relation thereto.

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STREET ACCEPTANCES

ARTICLE 32:	Accept Hidden Valley Road, Musket Lane, and Sawmill Road as Public Ways	<i>Board of Selectmen</i>
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To see if the Town will vote to accept the layout of Hidden Valley Road, Musket Lane, and Sawmill Road as Town public ways pursuant to Massachusetts General Laws Chapter 82;

Or act in relation thereto.

CARE AND CUSTODY OF TOWN LAND

ARTICLE 33:	Transfer Custody of Parcel on Briarwood Drive from the Tax Possession Sale Committee to the Board of Selectmen	<i>Board of Selectmen</i>
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To see if the Town will vote to transfer the care, custody, control and management of the following parcels of Assessors' Map 45, Parcel 83.20, located on Briarwood Drive from the Tax Possession Sale Committee presently held for the purpose of tax title sale to the Board of Selectmen for general municipal purposes;

Or act in relation thereto.

ARTICLE 34:	Transfer Custody of Parcel on Flagg Road from the Tax Possession Sale Committee to the Conservation Commission	<i>Conservation Commission</i>
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To see if the Town will vote to transfer the care, custody, control and management of the following parcels of Assessors' Map 21, Parcel 14, located on Flagg Road from the Tax Possession Sale Committee presently held for the purpose of tax title sale to the Conservation Commission to be held for conservation purposes;

Or act in relation thereto.

ARTICLE 35:	PLACEHOLDER - Transfer Custody of Parcel on Hildreth Street from the Tax Possession Sale Committee to the Conservation Commission	<i>Conservation Commission</i>
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To see if the Town will vote to transfer the care, custody, control and management of the following parcels of Assessors' Map 21, Parcel 103, located on Hildreth Street from the Tax Possession Sale Committee presently held for the purpose of tax title sale to the Conservation Commission to be held for conservation purposes;

Or act in relation thereto.

JSK

And you, Constable, are directed to serve this warrant by posting a true and attested copy thereof at the Town Hall, Library and at each Post Office in said Town of Westford at least fourteen (14) days prior to the time of holding said meeting.

THEREOF FAIL NOT and make return of this warrant, with your doings thereon, to the Town Clerk, at the time and place of holding the meeting aforesaid.

Given under our hands this 25th day of February in the Year of our Lord 2014.

Andrea Peraner-Sweet (Chair)

Jim Sullivan (Vice-Chair)

Scott Hazelton
Scott Hazelton (Clerk)

Kelly Ross
Kelly Ross

Valerie Wormell
Valerie Wormell

A TRUE COPY
ATTEST:

Constable of Westford

DATE:

I HEREBY CERTIFY THAT I HAVE SERVED THE FOREGOING WARRANT BY POSTING A TRUE AND ATTESTED COPY THEREOF AT THE TOWN HALL, LIBRARY AND AT EACH POST OFFICE IN THE SAID TOWN OF WESTFORD AT LEAST FOURTEEN DAYS PRIOR TO THE TIME OF HOLDING SAID MEETING.

JSK