

TOWN OF LEXINGTON  
CONSENT AGENDA  
MOTIONS

**2019 Annual Town Meeting**  
**(Articles 14c, 14l, 14m, 16a, 16d, 16g, 16j, 16k, 16l, 18, 20a, 20b, 20c, 20d, 20f, 21, 23, 24,25,27)**  
**3/27/19**

To facilitate Town Meeting this year the Board of Selectmen, working with the Moderator and financial committees, will again propose that a number of Articles be acted upon collectively, that is by a single vote. In other towns this is generally referred to as the Town meeting “consent agenda.”

The Articles recommended for the consent agenda are those that:

- Will be indefinitely postponed, as no Town meeting action is being requested;
- Tend not to change from year to year;
- Are straightforward and fully explained in the FY2020 Recommended Budget and Financial Plan (Brown Book); or
- Are housekeeping in nature in that the Article requires Town Meeting action, but has no policy implications for the Town.
- The Moderator has indicated that if a Town Meeting member opposes the inclusion of any proposed consent agenda Article that Article/Motion will be removed from the list and the remaining Motions will be put before Town Meeting for a vote.

A brief explanation of each consent agenda Article and the related Motion follows below.

**ARTICLE 14 APPROPRIATE THE FY2020 COMMUNITY PRESERVATION COMMITTEE**

To see if the Town will vote to hear and act on the report of the Community Preservation Committee on the FY2020 Community Preservation budget and, pursuant to the recommendations of the Community Preservation Committee, to appropriate from the Community Preservation Fund, or to reserve amounts in the Community Preservation Fund for future appropriations; for the debt service on previously authorized financing; for the administrative expenses of the Community Preservation Committee for FY2020; for the acquisition, creation and preservation of open space; for the acquisition, preservation, rehabilitation and restoration of historic resources; for the acquisition, creation, preservation, rehabilitation and restoration of land for recreational use; for the acquisition, creation, preservation and support of community housing; and for the rehabilitation or restoration of open space and community housing that is acquired or created with moneys from the Community Preservation Fund; to appropriate funds for such projects and determine whether the money shall be provided by the tax levy, or from estimated Community Preservation Act surcharges and the state match for the upcoming fiscal year, by transfer from available funds, including enterprise funds, by borrowing, or by any combination of these methods; or act in any other manner in relation thereto.

**FUNDS REQUESTED:**

- c) Archives & Records Management/Records Conservation & Preservation- \$20,000
- l) CPA Debt Service- \$3,094,680
- m) Administrative Budget- \$150,000

**MOTION:** That the Town hear and act on the report of the Community Preservation Committee on the FY2020 Community Preservation budget and, pursuant to the recommendations of the Community Preservation Committee, take the following actions:

That the Town reserve for appropriation the following amounts from estimated FY2020 receipts as recommended by the Community Preservation Committee:

c) That \$20,000 be appropriated for Archives & Records Management and Records Conservation & Preservation, and to meet this appropriation \$20,000 be appropriated from the Unbudgeted Reserve of the Community Preservation Fund;

l) That \$3,094,680 be appropriated for CPA Debt Service and related costs and to meet this appropriation \$365,800 be appropriated from the Open Space Reserve of the Community Preservation Fund, \$560,000 be appropriated from the Historic Resources Reserve of the Community Preservation Fund and \$2,168,880 be appropriated from the Unbudgeted Reserve of the Community Preservation Fund; and

m) That \$150,000 be appropriated for the Administrative Expenses and all other necessary and proper expenses of the Community Preservation Committee for FY2020 and to meet this appropriation \$150,000 be appropriated from the Unbudgeted Reserve of the Community Preservation Fund.

(3/15/19)

**Description:** Section 14-c requests that \$20,000 be appropriated to fund the conservation and preservation of old Town papers from 1850-1910. This has been a regular appropriation of CPA funds. Section 14-l requests \$3,094,680 be appropriated for Debt services for projects which have already passed at Town Meeting. Section 14-m requests that \$150,000 be appropriated for Administrative Expenses. This has been a regular appropriation of CPA funds.

**Position:** Unanimous support Board of Selectmen, Appropriation Committee, Capital Expenditures Committee

## **ARTICLE 16 APPROPRIATE FOR MUNICIPAL CAPITAL PROJECTS AND EQUIPMENT**

To see if the Town will vote to appropriate a sum of money for the following capital projects and equipment:

- a) Hydrant Replacement Program;
- d) Townwide Culvert Replacement;
- g) Sidewalk Improvements;
- j) Townwide Signalization Improvements;
- k) Street Improvements;
- l) Transportation Mitigation;

and authorize the Selectmen to take by eminent domain, purchase or otherwise acquire any fee, easement or other interests in land necessary therefor; determine whether the money shall be provided by the tax levy, by transfer from available funds, including enterprise funds, by borrowing, or by any combination of these methods; determine if the Town will authorize the Selectmen to apply for, accept, expend and borrow in anticipation of state aid for such capital improvements; or act in any other manner in relation thereto.

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

- a) Hydrant Replacement Program - \$150,000 for the replacement of fire hydrants and all incidental cost related thereto, and that to meet this appropriation \$75,000 be appropriated from Water Fund Retained Earnings and \$75,000 be appropriated from the General Fund unreserved fund balance;
- d) Townwide Culvert Replacement - \$390,000 for the repair and replacement of culverts, and to take by eminent domain, purchase or otherwise acquire any fee, easement or other interest in land necessary therefor; and that to meet this appropriation \$390,000 be appropriated from the General Fund unreserved fund balance;

- g) Sidewalk Improvements - \$800,000 for rebuilding and repaving existing sidewalks, and all incidental costs related thereto, and to take by eminent domain, purchase or otherwise acquire any fee, easement or other interest in land necessary therefor; and that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$800,000 under M.G.L. Chapter 44, Section 7, or any other enabling authority. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount;
- j) Townwide Signalization Improvements - \$125,000 for the replacement of traffic and pedestrian signals and related roadway work and expenses incidental thereto, and that to meet this appropriation \$125,000 be appropriated from the General Fund unreserved fund balance;
- k) Street Improvements - \$2,616,801 for road reconstruction, repairs and resurfacing by the Department of Public Works and all incidental costs related thereto, and to take by eminent domain, purchase or otherwise acquire any fee, easement or other interest in land necessary therefor, and that to meet this appropriation \$2,616,801 be raised in the tax levy, and authorize the Town to accept and expend any additional funds provided or to be provided by the Commonwealth of Massachusetts through the Massachusetts Department of Transportation;
- l) Transportation Mitigation - \$100,000 for the Transportation Safety Group for certain traffic and pedestrian safety related improvements and to evaluate and develop construction cost estimates for future capital requests and to fund the design and construction of smaller scale safety related projects, and that to meet this appropriation \$100,000 be appropriated from the General Fund unreserved fund balance;

(03/15/19)

***Description:** Section 16-a is an ongoing program designed to replace 60 fire hydrants per year. Section 16-d is an ongoing program to replace culverts that are at or near failure. Section 16-g is an ongoing program to rebuild and/or repair existing sidewalks that are in poor condition. Section 16-j is an ongoing program to replace signals and surrounding roadwork. Section 16-l is for certain traffic and pedestrian safety related improvements and to evaluate and develop construction cost estimates for future capital requests and to fund the design and construction of smaller scale safety related projects. This appropriation will be managed by the Transportation Safety Group, which is staffed by the Planning, Engineering, School, and Police Departments.*

***Position:** Unanimous support Board of Selectmen, Appropriation Committee and Capital Expenditures Committee*

## **ARTICLE 18**

## **APPROPRIATE FOR WASTEWATER SYSTEM IMPROVEMENTS**

**MOTION:** That: (a) the Selectmen are hereby authorized to install sanitary sewer mains and sewerage systems and replacements thereof, and all incidental costs related thereto in such accepted or unaccepted streets or other land as the Selectmen may determine, subject to the assessment of betterments or otherwise, in accordance with Chapter 504 of the Acts of 1897, as amended, or otherwise, and to take by eminent domain, purchase or otherwise acquire any fee, easement or other interest in land necessary therefor; to appropriate for such installation and land acquisition the sum of \$1,000,000, and to raise such amount the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$1,000,000 under M.G.L. Chapter 44, Section 7 or any other enabling authority; and further that the Treasurer, with

the approval of the Board of Selectmen, is authorized to borrow all or a portion of such amount from the Massachusetts Water Resources Authority and in connection therewith to enter into a loan agreement and/or security agreement; and that (b) \$700,000 be appropriated for pump station upgrades and all incidental costs related thereto, and to raise such amount the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$700,000 under M.G.L. Chapter 44, Section 7 or any other enabling authority; and further that the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow all or a portion of such amount from the Massachusetts Water Resources Authority and in connection therewith to enter into a loan agreement and/or security agreement. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

(3/15/19)

**Description:** *This is an annual program that provides for rehabilitation of sanitary sewer infrastructure including pumping stations and related equipment to enable better energy efficient and avoid emergency expenditures.*

**Position:** *Unanimous support Board of Selectmen, Appropriation Committee, Capital Expenditures Committee*

## **ARTICLE 20 APPROPRIATE FOR PUBLIC FACILITIES CAPITAL PROJECTS**

To see if the Town will vote to appropriate a sum of money for capital improvements and renovations, including new construction to public facilities for:

- a) Public Facilities Bid Documents;
- b) Facility and Site Improvements
  - Building Flooring Program;
  - School Paving & Sidewalks Program;
- c) Municipal Building Envelopes and Systems;
- d) School Building Envelopes and Systems;
- f) Public Facilities Mechanical/Electrical System Replacements;

and determine whether the money shall be provided by the tax levy, by transfer from available funds, including enterprise funds, by borrowing, or by any combination of these methods; to determine if the Town will authorize the Selectmen to apply for, accept, expend and borrow in anticipation of state aid for such capital improvements; or act in any other manner in relation thereto.

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

- a) Public Facilities Bid Documents - \$100,000 for professional services to produce design development, construction documents, and bid administration services for capital projects, and that to meet this appropriation \$100,000 be appropriated from the General Fund unreserved fund balance;
- b) Facility and Site Improvements - \$451,740 for building flooring programs, school paving and sidewalk program, and school traffic safety improvements, and that to meet this appropriation \$451,740 be appropriated from the General Fund unreserved fund balance;
- c) Municipal Building Envelopes and Systems - \$203,865 to fund extraordinary repairs to the foundation and original drainage system of the Town Office Building, and that to meet this appropriation \$203,865 be raised in the tax levy;

- d) School Building Envelope and Systems Program - \$233,448 to perform annual prioritized extraordinary repairs and modifications to school buildings and systems, and that to meet this appropriation \$233,448 be appropriated from the General Fund unreserved fund balance;
- f) Public Facilities Mechanical Electrical System Replacements - \$605,000 for replacement of HVAC and electrical systems that have exceeded their useful life, and that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$605,000 under M.G.L. Chapter 44, Section 7, or any other enabling authority. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount;

(3/15/19)

**Description:** Section 20-a is an annual request for funding of professional services to produce design development, construction documents and/or bid administration services for smaller school projects to ensure projects can be completed within the then-current construction season.  
 Section 20-b is an ongoing program to replace flooring systems in both municipal and school buildings as well as the ability to replace sidewalks, bus loops and parking areas on school grounds as needed. This year the focus will be at the Fiske Elementary School.  
 Section 20-c is an ongoing program, and for FY2020 will fund the continued implementation of extraordinary repairs to the foundation and original drainage system of the Town office building.  
 Section 20-d is an ongoing program and for FY2020 will be used to address water infiltration issues, caulking, window lintels and translucent skylights at the Fiske Elementary School.  
 Section 20-f is an annual request that replaces HVAC and electrical systems. This request will be used as an annual replacement of HVAC and electrical systems, plus to replace the chiller for the Lexington Community Center.

**Position:** Unanimous support, Board of Selectmen, Appropriation Committee and Capital Expenditures Committee

**ARTICLE 21**

**RESCIND PRIOR BORROWING**

To see if the Town will vote to rescind the unused borrowing authority voted under previous Town Meeting articles; or act in any other manner in relation thereto.

**MOTION:**

Article	Town Meeting Action	Project Description	Amount to be Rescinded
2	Special Town Meeting 2012	Estabrook Construction	\$ 224,273
18A	2015 Annual Town Meeting	Middle School Space Mining	\$ 313,998
2	Special Town Meeting 2015-1	School Facilities Capital Projects	\$ 547,951
15K	2008 Annual Town Meeting	Police/Fire Mobile	\$ 34,971
12X	2017 Annual Town Meeting	Ambulance Replacement	\$ 9,655

(3/26/19)

**Description:** This article seeks approval for the rescission of prior borrowing authorizations.

*This relates to projects authorized at prior town meetings funded through the issuance of debt, which are complete and cost less than the original appropriation. Consequently, less debt was issued than originally contemplated leaving a balance of debt authorized but unissued that can now be rescinded.*

**Position:** *Unanimous support, Board of Selectmen, Appropriation Committee and Capital Expenditures Committee*

#### **ARTICLE 23**

#### **APPROPRIATE TO GENERAL STABILIZATION FUND**

To see if the Town will vote to appropriate a sum of money to the previously created General Stabilization Fund in accordance with Section 5B of Chapter 40 of the Massachusetts General Laws; determine whether the money shall be provided by the tax levy, by transfer from available funds, or by any combination of these methods; or act in any other manner in relation thereto.

**MOTION:** That this article be indefinitely postponed.

(3/15/19)

**Description:** *This article will be indefinitely postponed as there are no appropriations requested at this time.*

**Position:** *Unanimous support, Board of Selectmen, Appropriation Committee and Capital Expenditures Committee*

#### **ARTICLE 24**

#### **APPROPRIATE FROM DEBT SERVICE STABILIZATION FUND**

To see if the Town will vote to appropriate a sum of money from the Debt Service Stabilization Fund to offset the FY2020 debt service of the bond dated February 1, 2003, issued for additions and renovations to the Lexington High School, Clarke Middle School, and Diamond Middle School, as refunded with bonds dated December 8, 2011; or act in any other manner in relation thereto.

**MOTION:** That \$124,057 be appropriated from the Debt Service Stabilization Fund to offset the FY2020 debt service of the bond dated February 1, 2003 issued for funding additions and renovations to the Lexington High School, Clarke Middle School and Diamond Middle School as refunded with bonds dated December 8, 2011.

(3/15/19)

**Description:** *This article will appropriate \$124,057 from the Debt Service Stabilization Fund, originally received as part of the Mass. School building Authority program, to offset a portion of the debt service on the 2003 School Bonds.*

**Position:** *Unanimous support, Board of Selectmen, Appropriation Committee and Capital Expenditures Committee.*

#### **ARTICLE 25**

#### **APPROPRIATE FOR PRIOR YEARS' UNPAID BILLS**

To see if the Town will vote to raise and appropriate money to pay any unpaid bills rendered to the Town for prior years; to determine whether the money shall be provided by the tax levy, by transfer from available funds, or by any combination of these methods; or act in any other manner in relation thereto.

**MOTION:** That this article be indefinitely postponed.

(3/19/19)

**Description:** *This article will be indefinitely postponed as there are no appropriations requested at this time.*

**Position:** *Unanimous support, Board of Selectmen, Appropriation Committee and Capital Expenditures Committee*

**ARTICLE 27**

**APPROPRIATE FOR AUTHORIZED CAPITAL IMPROVEMENTS**

To see if the Town will vote to make supplementary appropriations to be used in conjunction with money appropriated in prior years for the installation or construction of water mains, sewers and sewerage systems, drains, streets, buildings, recreational facilities or other capital improvements and equipment that have heretofore been authorized; determine whether the money shall be provided by the tax levy, by transfer from the balances in other articles, by transfer from available funds, including enterprise funds and the Community Preservation Fund, by borrowing, or by any combination of these methods; or act in any other manner in relation thereto.

**MOTION:** That this article be indefinitely postponed.

(3/15/19)

**Description:** *This article will be indefinitely postponed as there are no appropriations requested at this time.*

**Position:** *Unanimous support, Board of Selectmen, Appropriation Committee and Capital Expenditures Committee.*