



2013 CONCORD ANNUAL TOWN REPORT

2013 Annual Town Meeting

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Adjourned Session—Annual Town Meeting

April 23, 2013

Town Moderator Eric Van Loon called the second session of the 2013 Annual Town Meeting to order at 7:00 pm on April 23, 2013. The Tellers and Ballot Counters were duly sworn to the faithful performance of their duties.

On a Motion made by Carmin Reiss and duly seconded, the following was Voted: that the Meeting take up no new business after 10:00 pm, and when we adjourn, we vote to reconvene in these same premises at 7:00 pm April 24th.

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School Committee members Jennifer Munn and Pamela Gannon recognized and thanked retiring Concord Public School and Concord-Carlisle Regional School employees, and those employees with 25 or more years of service. Selectman Jeffrey Wieand recognized and thanked retiring Town employees, and those with 25 or more years of service. Jennifer Munn recognized and thanked outgoing School Committee member Maureen Spada for her years of service. Pamela Gannon recognized and thanked outgoing School Committee member Fabian Fondriest for his years of service. Selectman Elise Woodward recognized and thanked outgoing Selectman Stan Black for his years of service.

Mr. Van Loon thanked all who attended last evening and stayed late to vote. He reminded those present of the Town's motto on the Town Seal: "Quam Firma Res Concordia," which roughly translates to "How Strong Is Harmony." As we deliberate and vote tonight, let us be reminded that the passions of the moment are not always the best guide for our conduct in the future, and that, if sacrifice by a few is required, the sacrifice should be only where the common goal is worthy of the sacrifice.

In accordance with the vote of last night and the conclusion of business under Article 14, the meeting next considered Article 8.

Article 8. Concord Public School Renovation

Upon a Motion by Maureen Spada that was duly seconded, it was Voted by a two-thirds majority to appropriate the sum of \$795,000 to be expended under the direction of the School Committee for remodeling, reconstructing or making extraordinary repairs, and related work, at various Concord Public School facilities; and to authorize the Treasurer, with the approval of the Selectmen, to borrow \$795,000 for this purpose.

Articles 9 -14. Previously considered under Consent Calendar.

Article 15. Educational and Fiscal Concerns in the Concord Public Schools (by petition)

A Motion by Valerie Tratnyek and duly seconded that the Town adopt the following resolution:

- The Town urges the Concord Public School Committee and the Concord-Carlisle Regional School Committee to make positive new changes in the central administration of the School Dept. to ensure

a good faith effort toward greater transparency and fiscal responsibility.

- The School Committees are urged to carefully examine the “top down” style of leadership in the administration that discourages dialogue among staff, teachers and parents.
- Concord voters request that the School Committees address problems which are the result of poor planning, fiscal mismanagement, and failure to communicate.
- The Town requests that the School Committees employ an annual 360-degree review process for the Superintendent of Schools, to be offered to the entire school community as a confidential survey, with the first to be completed and reviewed by Nov. 1, 2013.

Bill Satterthwaite made a Motion that was duly seconded that when we come to the conclusion of the discussion, we use paper ballots for a vote. A Vote was taken on Mr. Satterthwaite’s Motion that Passed by majority vote and was so declared by the Moderator. After discussion, Peggy Driscoll made a Motion to Call the Question, which was duly seconded and Passed by a two-thirds Vote, and was so declared by the Moderator. Ballots were then collected, with the results reported later in the evening.

Article 19. High School Debt Stabilization Fund-Addition & Use

Upon a Motion by Lynn Salinger and duly seconded, it was Voted by a near Unanimous Vote and so declared by the Moderator to appropriate the sum of \$750,000 from the certified Free Cash balance of June 30, 2012 and that the Treasurer transfer said funds into the Town of Concord’s High School Debt Stabilization Fund; and further that the Town appropriate the sum of \$230,000 from the High School Debt Stabilization Fund, to be expended under the direction of the Town Manager to pay a portion of Concord’s debt service assessment due during fiscal year 2014.

Article 20. Unpaid Bills

There was No Motion made under this article.

Articles 21-29. Previously considered under Consent Calendar.

Article 30. See April 24th Adjourned Session.

Articles 31-35. Previously considered under Consent Calendar

Article 36. Zoning Bylaw Amendment—Sideyards in Residence B Zoning District

Upon a Motion by John Cratsley and duly seconded, it was Voted by a two-thirds majority and so declared by the Moderator to Amend Sections 6.2.7 and Section 6, Table III of the Zoning Bylaw so that in the Residence B District the height of structures will now be limited to no greater than 15’ within 12-15 feet of a side yard.

Article 37. Zoning Bylaw Amendment—Definition of Height in Residence B

Upon a Motion by John Cratsley and duly seconded, it was Voted by a two-thirds majority and so declared by the Moderator to Amend Sections 6.2.11 and Section 6, Table III of the Zoning Bylaw to change the method for measuring the height of a structure in the Residence B District.

Article 38. Zoning Bylaw Amendment—Government, Utility & Public Service Corporation Uses

Upon a Motion by Chris Sgarzi and duly seconded, it was Voted by a two-thirds majority and so declared by the Moderator to delete Section 4.4 of the Zoning Bylaw in its entirety and replace it with a new Section 4.4—Government and Utility Uses.

Article 39. Zoning Bylaw Amendment-Medical Marijuana Treatment Ctr

Upon a Motion by Coleman Hoyt and duly seconded, it was Voted by a two-thirds majority and so declared by the Moderator to add a new Section 4.3.9 Medical Marijuana Treatment Center to the Zoning Bylaw and to Amend Section 4, Table I to define and allow the use of Medical Marijuana Treatment Center in the Medical Professional District, and to provide for a minimum distance from schools and libraries.

At 9:17 pm, Carmin Reiss Moved that discussion of Articles 40 and 52 be deferred to Wednesday, April 24 and that Articles 40 and 52 be taken up for consideration immediately following the conclusion of action on Article 30. The Motion was duly seconded and Passed by a majority Vote and was so declared by the

Moderator.

At this point in the meeting, the Moderator announced the results of the secret ballot taken under Article 15. Article 15 Failed to Pass, with 201 voting in favor, 285 opposed, and 2 votes undetermined, for a total of 488 votes cast. At 9:20 pm, the meeting took a 2-minute break, and resumed the proceedings at 9:22 pm.

Articles 41 --44. Zoning Bylaw Amendments

There were No Motions made under these articles.

Article 45. Previously considered under Consent Calendar

Article 46. Street Acceptance—Finigan Way

There was No Motion made under this article.

Article 47. Previously considered under Consent Calendar

Article 48. Funding for Telecommunications Operation

Upon a Motion by Christopher Whelan and duly seconded, it was Voted by a near unanimous vote and so declared by the Moderator to appropriate the sum of \$1,000,000 to be expended under the direction of the Town Manager for the purpose of providing tele-communication services to Concord residents and businesses for a fee through the Concord Municipal Light Plant, the cost of such services to be paid for by the users; and to authorize the Treasurer, with approval of the Selectmen, to borrow this sum; it is the intent that debt service is to be repaid from revenues of the Telecommunications Fund.

Article 49. Police/Fire Radio System

Upon a Motion by Christopher Whelan and duly seconded, it was Voted by a near unanimous vote and so declared by the Moderator to appropriate the sum of \$450,000 to be expended under the direction of the Town Manager for the purpose of purchasing and installing a new public safety radio system to the Police and Fire Departments; and to authorize the Treasurer, with approval of the Selectmen, to borrow this sum.

Article 50. Previously considered under Consent Calendar

Article 51. Community Preservation Committee Appropriation Recommendations

Upon a Motion by Toby Kramer and duly seconded, it was Voted by a near unanimous vote and so declared by the Moderator that pursuant to the recommendation of the Concord Community Preservation Committee, the Town appropriate the sum of \$397,700 from the Concord Community Preservation Fund, of which up to \$21,216 shall be appropriated from the undesignated fund balance as of June 30, 2012; \$94,284 from unap-proriated FY 2013 Fund Revenues; \$20,000 from funds previously allocated to the Housing Reserve funds; and up to \$262,200 shall be appropriated from projected FY 2014 Fund Revenues, in accordance with Ch. 44B of the MGL, to be expended under the direction of the Town Manager as itemized in the table below:

COMMUNITY PRESERVATION COMMITTEE RECOMMENDATIONS		Amount Recom.	SOURCE OF FUNDS			
			Community Housing Reserve	FY13 CPA Fund Revenues	Prior Yr. Fund Balance	FY14 CPA Fund Revenues
COMMUNITY HOUSING						
Town of Concord	Regional Housing Services Program	25,000		10,000	15,000	
Concord Housing Development Corp.	Maintaining Concord's Affordable Housing	50,000			50,000	
Concord Housing Authority	Everett Garden Expansion Roof Replacement	100,000	20,000		80,000	
HISTORIC PRESERVATION						
Town of Concord	Heywood Meadow Stone Wall Engineering & Design	15,000			15,000	
	Wheeler Harrington House Studies	33,000			24,000	
Wright Tavern	Roof replacement & Historic Structures Report	50,000		15,284	23,200	
Emerson Umbrella	Cupola Restoration Project	60,000		60,000		
OPEN SPACE						
Town of Concord	Wheeler Harrington House Studies Old Calf Pasture Habitat Restoration	25,000		9,000	25,000	
RECREATION						
Concord Children's Center	Phase II of Ripley Natural Playscape	9,700		9,700		
ADMINISTRATIVE						
Town of Concord	Staff & Technical Support	30,000			30,000	
TOTAL		\$397,700	\$20,000	\$94,284	\$21,216	\$262,200

Article 53. Conservation Land Exchange for 449 Barrett's Mill Rd.

There was No Motion made under this article.

Article 54. Previously considered under Consent Calendar

Article 55. Town House Exterior Renovations

Upon a Motion by Steven Ng that was duly seconded, it was Voted by a two-thirds majority and so declared by the Moderator to appropriate the sum of \$1,750,000, to be expended under the direction of the Town Manager for the purpose of undertaking masonry repairs, historic rehabilitation and related work on the exterior of the Concord Town House; and that to meet said appropriation, \$800,000 is appropriated from the projected FY 2014 Fund revenues of the Community Preservation Fund, and further the Treasurer with the approval of the Selectmen is authorized to borrow \$950,000.

The meeting adjourned at 10:04 pm.