

**Local Election
April 2, 2013
Official Results**

Pursuant to the Warrant and the Constable's Return thereon, a State Election was held for all eight precincts at the Hawkes Field House, Oakland Road. The Declaration of Polls being according to the Warrant by the Town Clerk, Laura A Gemme. The ballot boxes were examined by the respective Wardens and Police Officer on duty and each found to be empty and registered 000.

The Town Clerk declared the polls open at 7:00 AM and closed at 8:00 PM, with the following results:
 17,594 Registered Voters
 3,207 Total Ballots 18.2% of registered voters cast as follows:

Moderator for one year - Vote for One									
Candidate	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
Alan E. Foulds *	359	232	235	309	314	211	352	296	2,308
Mark F Cardono	1	-	-	-	-	-	-	-	1
Robert I Nordstrand	1	-	-	-	-	-	-	-	1
Jeffrey D Perkins	-	-	-	-	-	1	-	-	1
Kevin M Sexton	-	1	-	-	-	-	-	-	1
John E Sumner	-	-	-	-	-	-	1	-	1
Other	-	-	-	-	-	-	-	-	-
Blanks	129	92	77	124	128	85	143	116	894
Total	490	325	312	433	442	297	496	412	3,207
* Elected									

Board of Selectmen for three years - Vote for Two									
Candidate	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
Daniel A Ensminger *	279	167	188	271	241	178	300	241	1,865
Mark W Jackson	136	109	101	85	124	66	144	96	861
Marsie K West *	266	171	181	253	230	150	241	207	1,699
Andrew J Herlihy	-	-	-	-	-	-	1	-	1
Karen Gately Herrick	-	-	-	-	-	-	2	-	2
Kathleen M Ingemi	-	-	-	-	1	-	-	-	1
Cheryl A Mooney	-	-	-	7	2	-	-	-	9
John A Noun	-	1	-	-	-	-	-	-	1
Steven G Oston	-	-	-	-	-	1	-	-	1
Richard W Schubert	-	-	-	-	-	-	1	-	1
David A Talbot	-	-	1	-	-	-	-	-	1
Other	-	-	-	-	-	-	-	-	-
Blanks	299	202	153	250	286	199	303	280	1,972
Total	980	650	624	866	884	594	992	824	6,414
* Elected									

**Local Election
April 2, 2013
Official Results**

Pursuant to the Warrant and the Constable's Return thereon, a State Election was held for all eight precincts at the Hawkes Field House, Oakland Road. The Declaration of Polls being according to the Warrant by the Town Clerk, Laura A Gemme. The ballot boxes were examined by the respective Wardens and Police Officer on duty and each found to be empty and registered 000.

The Town Clerk declared the polls open at 7:00 AM and closed at 8:00 PM, with the following results:
17,594 Registered Voters
3,207 Total Ballots 18.2% of registered voters cast as follows:

Board of Assessors for three years - Vote for One									
Candidate	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
Camille W Anthony	-	-	1	2	-	-	2	-	5
Michael J Bean	-	-	-	-	1	-	-	-	1
Brian S Bergeron	-	-	-	-	-	1	-	-	1
William C Brown	-	-	2	-	-	-	-	-	2
Brandon P Chapman	-	-	-	-	-	-	1	-	1
Michael Neely Coltman	-	-	-	1	-	-	-	-	1
George Connelly	-	-	-	-	-	-	2	-	2
Robert William Corwin	-	-	-	1	-	-	-	-	1
Kathleen M Drummey	-	-	1	-	-	-	-	-	1
Kathleen Fontes	-	-	-	-	1	-	-	-	1
Kara Fratto	1	1	-	2	-	-	1	1	6
Richard P Gallagher Jr	-	-	-	1	-	-	-	-	1
Francis Joseph Golden *	-	-	7	1	1	-	2	-	11
Mark W Jackson	-	-	-	-	-	1	-	-	1
Randy D Johnson	-	-	-	-	-	-	1	-	1
David M Lyons	1	-	-	-	-	-	-	1	2
Laurel E McCarthy	-	-	-	1	-	-	-	-	1
Richard E McDonald	-	-	-	1	-	-	-	-	1
James P McGrath	-	-	-	-	-	-	1	-	1
Robert I Nordstrand	1	-	-	-	-	1	-	1	3
George F Ohlson Jr	-	-	-	-	-	-	1	-	1
Timothy J O'Neill	-	-	-	3	-	-	-	-	3
Robyn A Parker	-	-	-	1	-	-	-	-	1
Jeffrey D Perkins	-	-	-	-	-	1	-	-	1
Mary Ann C Quinn	-	-	-	1	-	-	-	-	1
Jonathon P Roche	-	-	-	1	-	-	-	-	1
Elizabeth Stakem	-	-	1	-	-	-	-	-	1
James F Steenbruggen	-	-	-	-	-	1	-	-	1
Richard H Svirsky	-	-	-	-	-	-	1	-	1
Dylon F Swaebe	-	-	-	-	1	-	-	-	1
Joshua W Walker	-	-	-	-	1	-	-	-	1
Phillip M Werth	-	-	-	-	-	-	1	-	1
Marsie K West	-	1	-	-	-	-	-	-	1
Christopher A Zanni	-	-	-	-	-	-	1	-	1
Other	-	-	-	-	-	-	-	-	-
Blanks	487	323	300	417	437	292	482	409	3,147
Total	490	325	312	433	442	297	496	412	3,207

* Elected

**Local Election
April 2, 2013
Official Results**

Pursuant to the Warrant and the Constable's Return thereon, a State Election was held for all eight precincts at the Hawkes Field House, Oakland Road. The Declaration of Polls being according to the Warrant by the Town Clerk, Laura A Gemme. The ballot boxes were examined by the respective Wardens and Police Officer on duty and each found to be empty and registered 000.

The Town Clerk declared the polls open at 7:00 AM and closed at 8:00 PM, with the following results:
 17,594 Registered Voters
 3,207 Total Ballots 18.2% of registered voters cast as follows:

Board of Library Trustees for three years - Vote for Two									
Candidate	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
Richard H Curtis *	240	171	165	211	185	130	240	190	1,532
Cherrie M DuBols *	241	172	159	216	215	150	275	219	1,647
Elizabeth C Shurland	178	118	130	182	199	120	176	127	1,230
Robyn A Parker	-	-	-	1	-	-	-	-	1
Elizabeth A Walsh	-	-	-	-	1	-	-	-	1
Other	-	-	-	-	-	-	-	-	-
Blanks	321	189	170	256	284	194	301	288	2,003
Total	980	650	624	866	884	594	992	824	6,414

* Elected

Municipal Light Board for three years - Vote for Two									
Candidate	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
Phillip B Pacino *	213	159	173	210	187	137	212	189	1,480
David G Mancuso	201	138	120	205	178	135	187	154	1,318
David A Talbot *	245	147	137	174	230	132	279	186	1,530
Kelth J Driscoll	-	-	-	-	-	1	-	-	1
Other	-	-	-	-	-	-	-	-	-
Blanks	321	206	194	277	289	189	314	295	2,085
Total	980	650	624	866	884	594	992	824	6,414

* Elected

Municipal Light Board for two years - Vote for One									
Candidate	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
John Walter Stempeck *	275	191	204	257	254	180	272	234	1,867
David G Mancuso	-	-	1	-	-	-	-	-	1
David A Talbot	-	-	-	-	1	-	-	-	1
Other	-	-	-	-	-	-	-	-	-
Blanks	215	134	107	176	187	117	224	178	1,338
Total	490	325	312	433	442	297	496	412	3,207

* Elected

**Local Election
April 2, 2013
Official Results**

Pursuant to the Warrant and the Constable's Return thereon, a State Election was held for all eight precincts at the Hawkes Field House, Oakland Road. The Declaration of Polls being according to the Warrant by the Town Clerk, Laura A Gemme. The ballot boxes were examined by the respective Wardens and Police Officer on duty and each found to be empty and registered 000.

The Town Clerk declared the polls open at 7:00 AM and closed at 8:00 PM, with the following results:
 17,594 Registered Voters
 3,207 Total Ballots 18.2% of registered voters cast as follows:

School Committee -Vote for Two									
Candidate	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
Harold A Croft *	305	203	194	271	259	181	320	260	1,993
Chuck Robinson *	310	199	202	290	277	199	353	252	2,082
Randy D Johnson	-	-	-	-	-	-	1	-	1
Vineet Mehta	-	-	-	-	-	-	-	1	1
Robyn A Parker	-	-	-	1	-	-	-	-	1
Kendal C Stackhouse II	2	-	-	-	-	-	-	-	2
Julie Houghton Talbot	-	-	1	-	-	-	-	-	1
Elaine L Webb	-	-	-	-	-	-	-	1	1
Other	-	-	-	-	-	-	-	-	-
Blanks	363	248	227	304	348	214	318	310	2,332
Total	980	650	624	866	884	594	992	824	6,414

* Elected

Precinct One - Town Meeting Members - Vote for Eight									
Candidate	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
William R Grace *	309								309
Steven L Perry *	318								318
Janet M Triglione *	309								309
Kelly M Driscoll **	1								1
Andrew K Herlihy *	4								4
David B Heron **	1								1
Richard J Lyons **	1								1
James Foster Rigney *	6								6
Stanley I Robinson *	8								8
Elizabeth Schneider **	1								1
Brian S Scouten **	1								1
Christopher R Scozzari **	1								1
Mark J Zarrow **	1								1
David A Zeek **	1								1
Other	-								-
Blanks	2,958								2,958
Total	3,920								3,920

* Elected
 ** Tie Breaker to be determined by Precinct at Annual Town Meeting

**Local Election
April 2, 2013
Official Results**

Pursuant to the Warrant and the Constable's Return thereon, a State Election was held for all eight precincts at the Hawkes Field House, Oakland Road. The Declaration of Polls being according to the Warrant by the Town Clerk, Laura A Gemme. The ballot boxes were examined by the respective Wardens and Police Officer on duty and each found to be empty and registered 000.

The Town Clerk declared the polls open at 7:00 AM and closed at 8:00 PM, with the following results:
 17,594 Registered Voters
 3,207 Total Ballots 18.2% of registered voters cast as follows:

Precinct Two - Town Meeting Members - Vote for Eight									
Candidate	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
Howard D Cohen *		196							196
Denise M Iozzo *		219							219
Denise M Benard *		195							195
Kara Fratto **		1							1
Mary Frances Grimmer **		1							1
Karen Janowski *		4							4
Paul F McNeice **		1							1
Richard J Moore *		2							2
John A Sasso **		1							1
Donald C Stroeble **		1							1
William H Walker Jr **		1							1
Other		-							-
Blanks		1,978							1,978
Total		2,600							2,600
* Elected									
** Tie Breaker to be determined by Precinct at Annual Town Meeting									

**Local Election
April 2, 2013
Official Results**

Pursuant to the Warrant and the Constable's Return thereon, a State Election was held for all eight precincts at the Hawkes Field House, Oakland Road. The Declaration of Polls being according to the Warrant by the Town Clerk, Laura A Gemme. The ballot boxes were examined by the respective Wardens and Police Officer on duty and each found to be empty and registered 000.

The Town Clerk declared the polls open at 7:00 AM and closed at 8:00 PM, with the following results:
 17,594 Registered Voters
 3,207 Total Ballots 18.2% of registered voters cast as follows:

Precinct Three - Town Meeting Members - Vote for Eight									
Candidate	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
Jane M Fiore *			206						206
Rachelle A Garcia *			178						178
John H Russell *			182						182
Margaret W Russell *			177						177
Ming Y Chow			1						1
Joseph M D'Alessio *			5						5
Brian S Donohue **			3						3
Jeanne MacDonald Duran			2						2
Albert Garbarino			1						1
Fausto J Garcia **			3						3
Michael Giglio *			5						5
Mark W Jackson			2						2
Michael F Jamieson			2						2
Gregory D Johnson			1						1
Sandra M Kosta			2						2
Lori A Leland			1						1
Eileen SK Rojas			2						2
Richard E Salz			1						1
Paul J Sylvester **			3						3
Kathleen M Tibbetts			1						1
Other			-						-
Blanks			1,718						1,718
Total			2,496						2,496
* Elected									
** Tie Breaker to be determined by Precinct at Annual Town Meeting									

**Local Election
April 2, 2013
Official Results**

Pursuant to the Warrant and the Constable's Return thereon, a State Election was held for all eight precincts at the Hawkes Field House, Oakland Road. The Declaration of Polls being according to the Warrant by the Town Clerk, Laura A Gemme. The ballot boxes were examined by the respective Wardens and Police Officer on duty and each found to be empty and registered 000.

The Town Clerk declared the polls open at 7:00 AM and closed at 8:00 PM, with the following results:
 17,594 Registered Voters
 3,207 Total Ballots 18.2% of registered voters cast as follows:

Precinct Four - Town Meeting Members - Vote for Eight									
Candidate	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
Barry C Berman *				175					175
Richard H Coco *				147					147
Robert M Connors *				194					194
Glen M Hartzler *				156					156
Arthur T Hayden				141					141
James T Maughan *				163					163
John F O'Neill *				179					179
Karen A Richard *				183					183
Charlene S Bazarian				126					126
Amy E Maccalous Hennessy *				190					190
Demetra Tseckares				145					145
Jonathon P Roche				1					1
Cameron P Cieslak				12					12
Martin J Benison				1					1
Jeffrey P Jadul				1					1
Other				-					-
Blanks				1,650					1,650
Total				3,464					3,464
* Elected									

Precinct Five - Town Meeting Members - Vote for Eight									
Candidate	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
Donnan S Barnes *					255				255
Robert J Ferrari *					223				223
Bo S Garrison *					222				222
Laurence F Hayes Jr *					228				228
Daniel W Knowles *					242				242
Phillip Rushworth *					232				232
Kevin Walsh *					225				225
Henry M Frechette Jr					2				2
David C Greenfield *					9				9
Ann Marie Klein					1				1
Anne DJ Landry					1				1
Eileen A Manning					2				2
Margaret O'Sullivan					1				1
Jeanne B Thomases					1				1
Alden Wilcox Ward					1				1
Other					-				-
Blanks					1,891				1,891
Total					3,536				3,536
* Elected									

**Local Election
April 2, 2013
Official Results**

Pursuant to the Warrant and the Constable's Return thereon, a State Election was held for all eight precincts at the Hawkes Field House, Oakland Road. The Declaration of Polls being according to the Warrant by the Town Clerk, Laura A Gemme. The ballot boxes were examined by the respective Wardens and Police Officer on duty and each found to be empty and registered 000.

The Town Clerk declared the polls open at 7:00 AM and closed at 8:00 PM, with the following results:

17,594 Registered Voters

3,207 Total Ballots 18.2% of registered voters cast as follows:

Precinct Six - Town Meeting Members - Vote for Eight									
Candidate	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
Ennest J Arsenault **						1			1
Brian S Bergeron **						1			1
Lauren A Dahm *						2			2
Helen M Enos **						1			1
Robert R Lynch *						2			2
James Gordon McIntosh **						1			1
John M Miles *						4			4
James P Mulvey **						1			1
Robert A Nelson **						1			1
Margaret M Nelson **						1			1
Douglas J O'Flaherty **						1			1
J Thomas Parr *						5			5
Mary M Parr *						5			5
Lois J Trubiano **						1			1
Jennifer R Vanasse **						1			1
Jonathan L Vanasse **						1			1
Elizabeth Anne Ziegler *						2			2
Other						-			-
Blanks						2,345			2,345
Total						2,376			2,376
* Elected									
** Tie Breaker to be determined by Precinct at Annual Town Meeting									

Precinct Seven - Town Meeting Members - Vote for Eight									
Candidate	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
Brandon P Chapman *							268		268
Martin J Foodman *							262		262
John A Lippitt *							260		260
Gary D Phillips *							238		238
Jefferey W Struble *							279		279
Bryan EJ Walsh *							263		263
Marcel A Dubois *							244		244
Denise D Wyer *							281		281
Douglas R Cowell							1		1
Randy D Johnson							1		1
Nicole O'Neill							1		1
Daniel B Rafuse							1		1
Kenneth J Rossetti							1		1
Elizabeth Schwartz							2		2
John C Weston II							1		1
Other							-		-
Blanks							1,865		1,865
Total							3,968		3,968
* Elected									

**Local Election
April 2, 2013
Official Results**

Pursuant to the Warrant and the Constable's Return thereon, a State Election was held for all eight precincts at the Hawkes Field House, Oakland Road. The Declaration of Polls being according to the Warrant by the Town Clerk, Laura A Gemme. The ballot boxes were examined by the respective Wardens and Police Officer on duty and each found to be empty and registered 000.

The Town Clerk declared the polls open at 7:00 AM and closed at 8:00 PM, with the following results:
17,594 Registered Voters
3,207 Total Ballots 18.2% of registered voters cast as follows:

Precinct Eight - Town Meeting Members - Vote for Eight									
Candidate	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
L Scott Davarich *								209	209
Olive B Hecht *								215	215
William J Hecht Sr *								217	217
Stephen W Herrick *								227	227
Kevin M Sexton *								219	219
Robert J Beckman								1	1
Peter A Brown *								2	2
Sally M Brown **								1	1
Kristin Loring Kinsella *								34	34
Vineet Mehta **								1	1
Ryan J O'Donnell **								1	1
Sean E Quinn **								1	1
Other								-	-
Blanks								2,168	2,168
Total								3,296	3,296
* Elected									
** Tie Breaker to be determined by Precinct at Annual Town Meeting									

Question 1

Shall the Town of Reading be allowed to exempt from the provisions of proposition two and one-half, so called; the amounts required to pay for the bonds issued in order to renovate and expand the Reading Public Library?

Question 1									
	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
Yes *	306	214	194	321	281	185	340	255	2,096
No	177	105	115	109	155	108	152	153	1,074
Blanks	7	6	3	3	6	4	4	4	37
Total	490	325	312	433	442	297	496	412	3,207

A true copy. Attest:


Laura A Gemme
Town Clerk

**Special State Primary
April 30, 2013
Official Results**

Pursuant to the Warrant and the Constable's Return thereon, a State Election was held for all eight precincts at the Hawkes Field House, Oakland Road. The Declaration of Polls being according to the Warrant by the Town Clerk, Laura A Gemme. The ballot boxes were examined by the respective Wardens and Police Officer on duty and each found to be empty and registered 000.

The Town Clerk declared the polls open at 7:00 AM and closed at 8:00 PM, with the following results:

17,624 Total Registered Voters
3,186 Total Ballots 18.1% of registered voters cast as follows:

	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
Total Voters per Precinct	2,522	2,279	2,168	2,227	2,185	1,700	2,319	2,224	17,624
Total Ballots per Precinct	510	385	388	385	387	307	434	390	3,186
Percentage per Precinct	20.2%	16.9%	17.9%	17.3%	17.7%	18.1%	18.7%	17.5%	18.1%

Democrat

Senator in Congress - Vote for One

Candidate	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
Blanks	-	-	-	-	-	-	1	-	1
Stephen F Lynch	118	106	115	101	97	81	117	106	841
Edward J Markey	219	153	163	180	182	121	207	153	1,378
Other	-	1	1	2	1	-	1	2	8
Total	337	260	279	283	280	202	326	261	2,228

Republican

Senator in Congress - Vote for One

Candidate	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
Blanks	-	-	-	-	-	-	-	-	-
Gabriel E Gomez	104	66	63	52	58	53	47	69	512
Michael J Sullivan	43	42	35	32	32	37	43	37	301
Daniel B Winslow	26	17	12	18	17	15	17	23	145
Other	-	-	-	-	-	-	1	-	1
Total	173	125	110	102	107	105	108	129	959

A true copy. Attest:



Laura A Gemme
Town Clerk

**Special State Election
June 25, 2013
Official Results**

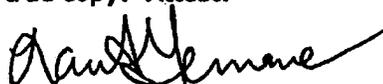
Pursuant to the Warrant and the Constable's Return thereon, a State Election was held for all eight precincts at the Hawkes Field House, Oakland Road. The Declaration of Polls being according to the Warrant by the Town Clerk, Laura A Gemme. The ballot boxes were examined by the respective Wardens and Police Officer on duty and each found to be empty and registered 000.

The Town Clerk declared the polls open at 7:00 AM and closed at 8:00 PM, with the following results:
 17,664 Total Registered Voters
 5,323 Total Ballots 30.1% of registered voters cast as follows:

	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
Total Voters per Precinct	2,531	2,280	2,181	2,225	2,198	1,697	2,324	2,228	17,664
Total Ballots per Precinct	878	628	636	658	609	518	737	659	5,323
Percentage per Precinct	34.7%	27.5%	29.2%	29.6%	27.7%	30.5%	31.7%	29.6%	30.1%

Senator in Congress - Vote for One									
Candidate	Pr 1	Pr 2	Pr 3	Pr 4	Pr 5	Pr 6	Pr 7	Pr 8	Total
Blanks	-	1	-	1	-	-	1	-	3
Gabriel E Gomez	466	328	335	321	268	269	358	344	2,689
Edward J Markey	410	295	298	332	335	248	375	313	2,606
Richard A Heos	1	3	2	1	5	1	2	1	16
Other	1	1	1	3	1	-	1	1	9
Total	878	628	636	658	609	518	737	659	5,323

A true copy. Attest:



Laura A Gemme
Town Clerk

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss. Officer's Return, Reading:

By virtue of this Warrant, I, on January 9, 2013 notified and warned the inhabitants of the Town of Reading, qualified to vote on Town affairs, to meet at the place and at the time specified by posting attested copies of this Town Meeting Warrant in the following public places within the Town of Reading:

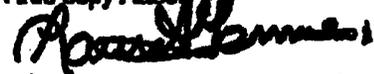
- Precinct 1 J. Warren Killam School, 333 Charles Street
 - Precinct 2 Reading Police Station, 15 Union Street
 - Precinct 3 Reading Municipal Light Department, 230 Ash Street
 - Precinct 4 Joshua Eaton School, 365 Summer Avenue
 - Precinct 5 Reading Library, Local History Room, 64 Middlesex Avenue
 - Precinct 6 Barrows School, 16 Edgemont Avenue
 - Precinct 7 Birch Meadow School, 27 Arthur B Lord Drive
 - Precinct 8 Wood End School, 85 Sunset Rock Lane
- Town Hall, 16 Lowell Street

The date of posting being not less than fourteen (14) days prior to January 28, 2013 the date set for the Town Meeting in this Warrant.

I also caused a posting of this Warrant to be published on the Town of Reading website on January 11, 2013


Thomas H. Freeman, Constable

A true copy Attest:



Laura Gemme, Town Clerk

SPECIAL TOWN MEETING

Reading Memorial High School

January 28, 2013

The meeting was called to order by the Moderator, Alan E. Foulds, at 7:38 PM, there being a quorum present. The Invocation was given by Philip Pacino, Precinct 5 followed by the Pledge of Allegiance to the Flag.

The Warrant was partially read by the Town Clerk, Laura Gemme, when on motion by Ben Tafoya, Board of Selectmen, it was voted to dispense with further reading of the Warrant.

ARTICLE 1: On motion made by Stephen Goldy, Board of Selectmen, Article 1 was tabled.

ARTICLE 2: On motion made by Stephen Goldy, Board of Selectmen, Article 2 was tabled.

ARTICLE 3: Stephen Goldy, Board of Selectmen, moved that the Town vote to amend the FY 2013 - FY 2022, Capital Improvements Program as printed in the "Report on the Warrant - Special Town Meeting - January 28, 2013", as provided for in Section 7-7 of the Reading Home Rule Charter.

or take any other action with respect thereto

Background: The following amendments are proposed to the FY 2013 - FY 2022 Capital Improvements Program (CIP) as previously approved at Annual Town Meeting in April 2012 and amended at Subsequent Town Meeting in November 2012. These amendments need to be included in the CIP in order for Town Meeting to consider funding them under the various Articles at Town Meeting. The full revised CIP is included in the blue pages in the back of this report.

General Fund:

FY13: +\$77,500

- ◆ \$25,000 School Facilities (Parker MS) padding for gymnasium walls
- ◆ \$25,000 School Facilities (RMHS) furniture
- ◆ \$27,500 School Facilities (various) security systems upgrade

FY14: +\$15,000

- ◆ \$15,000 Town Facilities (Main Fire Station) furniture
- ◆ Killam debt exclusion moved out one year to FY15

FY15 to FY22:

- ◆ No other changes made

Finance Committee Report - given by Paula Perry: At the meeting on January 9, 2013, the Finance Committee voted to recommend the subject matter of this Article by a vote of 8-0-0. This Article allows capital items to be placed in the plan for consideration and a vote in a later Article at this and future Town Meetings. A 10-year balanced capital plan is a prudent fiscal tool that facilitates long range planning and prioritization.

Bylaw Committee Report: No report

Presentation given by:

- Bob LeLacheur - See Attached
- Mary DeLal - See Attached

Motion Carried

ARTICLE 4: David Greenfield, Finance Committee, moved that the Town vote to amend the following votes taken under Article 13 of the April 23, 2012 Annual Town Meeting relating to the Fiscal Year 2013 Municipal Budget, and amended under Article 4 of the November 13, 2012 Subsequent Town Meeting; and that the Town raise by transfer from available funds and appropriate the following sums for the operation of the Town and its government:

or take any other action with respect thereto

Background:

General Fund – Wages and Expenses

<u>Account Line</u>	<u>Description</u>	<u>Decrease</u>	<u>Increase</u>
C99 - Capital	\$25,000 School Facilities – padding for Parker MS gymnasium walls \$25,000 School Facilities – RMHS furniture, ordered in time for summer 2013 Installation \$27,500 School Facilities – upgraded security systems		\$77,500
D99–Debt Service	Interest paid on Assessor abatement settlements: Verizon \$40,903.88 (from 5/1/09) 413 Main St. \$205.31 (from 5/1/11&12) HD Dev. \$4,485.25 (from 5/1/11&12)		\$46,000
I91 – Finance wages	November Presidential election – extra Police details and election workers (Elections)		\$7,000
I92 – Finance expenses	Police promotion assessment center (HR)		\$10,000
K91 – Community Services wages	Regionalize Veteran’s Service District, shift some wages to expenses	\$11,000	
K92 – Community Services expenses	Regionalize Veteran’s Service District, shift some wages to expenses		\$11,000
	Subtotals	\$11,000	\$151,500
	Net Operating Expenses		\$140,500
	From Tax Levy, State Aid and Other Local Receipts		\$140,500

Finance Committee Report - given by Karen Herrick: The Finance Committee voted to recommend the subject matter of this Article by a vote of 8-0-0 at their January 9, 2013 meeting. These budget changes are necessary to fund operations.

Bylaw Committee Report: No report

Presentation given by:

- Bob LeLacheur - See Attached

Motion Carried

ARTICLE 5: John Arena, Board of Selectmen, moved that the Town vote to appropriate the sum of \$500 from free cash for the payment during Fiscal Year 2013 of the following bill remaining unpaid from previous years for services actually rendered to the Town:

- ◆ Nixon Peabody LLP for legal work on an escrow account.

Background: An invoice was received in the November accounts payable warrant that pertains to FY12. The invoice is for Nixon Peabody LLP in the amount of \$500.00. The invoice is for legal work on an escrow account set up on the March 2012 bond refunding. The vendor mistakenly forgot to bill municipalities for these services rendered in the first half of CY 2012.

Finance Committee Report - given by Paul McNeice: The Finance Committee recommends the subject matter of this Article by a vote of 8-0-0 at their January 9, 2013 meeting.

Bylaw Committee Report: No report

Presentation given by:

- Sharon Angstrom - See Attached

9/10 Vote Required
141 Voted in the affirmative
1 Voted in the negative
155 Town Meeting Members in Attendance

Motion Carried

ARTICLE 6: Dick Curtis, Board of Library Trustees, moved that the Town raise by borrowing and appropriate the sum of fourteen million nine hundred thousand dollars (\$14,900,000) for the purpose of renovating and expanding the Reading Public Library located at 64 Middlesex Avenue, including the costs of consulting services, audits, plans, documents, cost estimates, bidding services, moving, temporary relocation; and all related expenses incidental thereto and necessary in connection therewith, said sum to be expended by and under the direction of the Board of Library Trustees and the Town Manager; and that the Town authorizes the Board of Library Trustees, Board of Selectmen, Town Manager, or any other agency of the Town, to apply for a grant or grants to be used to defray the cost of all, or any part of, said improvements; and that the Town authorizes the Board of Library Trustees and/or the Town Manager to enter into any and all contracts and agreements as may be necessary to carry out the purposes of this Article, subject to approval by the voters of the Town of a Proposition 2 ½ debt exclusion for the cost of the project.

or take any other action with respect thereto

Background: In October 2012, the Massachusetts Board of Library Commissioners awarded Reading a General Construction Provisional Grant award of \$5,105,114. The award is conditional upon the Town's securing funding for its share of the project cost by June 2013.

WHAT IS THE LIBRARY GENERAL CONSTRUCTION AWARD FOR?

The State approved a plan presented by the Reading Public Library calling for a complete renovation of the current 31,000 SF Library building and a 7596 SF addition on the east side.

HOW DID THIS PLAN COME ABOUT?

Since 2007 the Reading Public Library Trustees and the Town administration have acknowledged that the current library building requires a major capital investment in order to function into the future. After consulting with community members, town and facilities staff and administration, the Trustees engaged a team of professionals, including engineers and architects to perform a building assessment of the current library to gauge its long-term suitability as a library and its capacity to serve the Town for the next twenty years. Based on the subsequent report and approval from the Town, Trustees applied for a General Construction Grant to modernize the facility while preserving the historic character and comfortable feel of the current library. The design specifications required the continued use of the Highland School, sensitivity to the neighborhood setting, and that the project be minimally disruptive both during and after construction.

THE LIBRARY LOOKS FINE TO ME – WHY IS THIS BIG CONSTRUCTION PROJECT NECESSARY?

While everyone works hard to keep the library looking clean and comfortable, and high ceilings, bright windows, and a cheerful decor make it feel spacious and open, there are both structural and system issues that are interfering with the library's ability to function. In spite of the best efforts to keep up with repairs and preventative maintenance, there has been an increase of costly and urgent issues in recent years. Moreover, when the old Highland School building was converted for library use in 1983, it was done on a cost-conservative basis using local funding exclusively. The final budget of \$997,000 did not address major items such as floor loading, roof restoration, electrical service, HVAC, windows, and other structural and functional issues.

While the library has been very well-served by inheriting the lovely old Highland School and everyone associated with the library greatly appreciates the efforts that went into making it useful for the library, the problems associated with modestly adapting a nineteenth-century school building for a twenty-first century library are taking a toll on budgeting and planning for the future.

SO WHAT ARE THE PROBLEMS?

Here's a brief list to begin with:

- **Floor Load** – Built originally as a school, the wooden floors were not sufficiently reinforced to withstand typical library load. That is why most of the adult collections at the Library are in the basement.
- **Building envelope** – Including inadequate insulation, poor drainage, damaged gutters and downspouts, etc.
- **Windows** – All of the windows on the main and second floor need to be replaced, except eight that were done at great expense and time a few years ago. Most of these windows are original to the 117-year-old building and are not energy efficient or, in some cases, functioning.
- **Roof** – The roof leaks. Leaks that have overflowed the buckets in the attic, or sprung up in unexpected places have caused water damage in the children's room ceiling and some of the materials in the children's collection.
- **Masonry** – The exterior of the library has suffered erosion from water and other environmental factors, leading to additional water leakage and damage in the building, particularly the basement. The brick needs to be repointed and masonry repaired.
- **Electrical** – While the service coming into the library is sufficient, the power distribution within the building is grossly insufficient. Most of the building lacks adequate outlets to support laptops use, essential lighting, or modern equipment like copiers, laminators, scanners, and computers and printers.

There are many other major system problems that are described and illustrated with photographs and examples in the library's Construction Grant Application, including ventilation, heating and cooling, accessibility, data lines, security and safety, and energy inefficiency. Codes have changed drastically in the thirty-years and the overall structures and systems are overdue for replacement and upgrades. Copies of the Grant Application (200+ pages) are available at the library.

WHY DO WE NEED TO BUILD AN ADDITION?

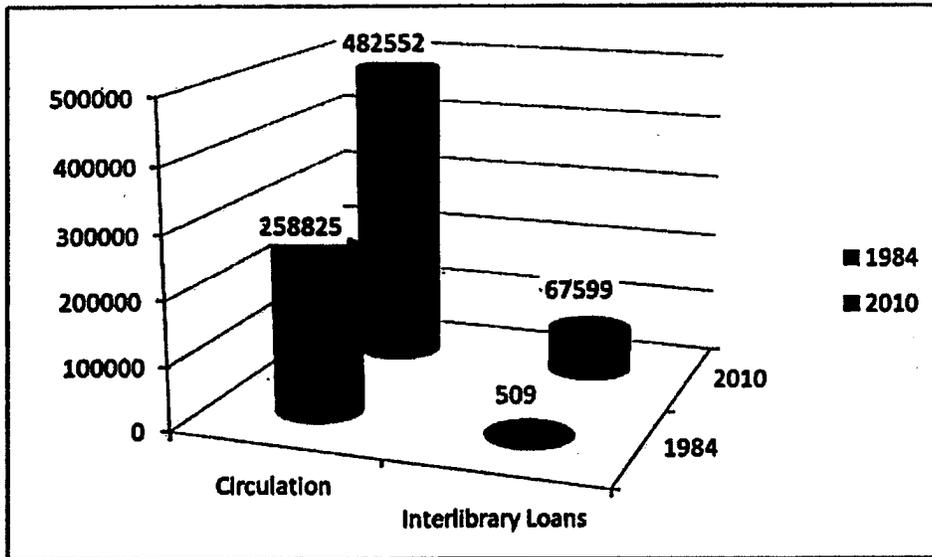
In order to qualify for the construction grant award, the library's design plans have to include sufficient functional space for the library to serve the community for at least twenty years. Based on modest (10%) growth predicted for Reading, some functional areas are severely inadequate and need to be relocated and expanded. These include space for quiet reading and silent study, space for children's programs, space for more computers for public use, and expanded and accessible conference and meeting rooms.

WHY CAN'T WE JUST "FIX" THE BUILDING?

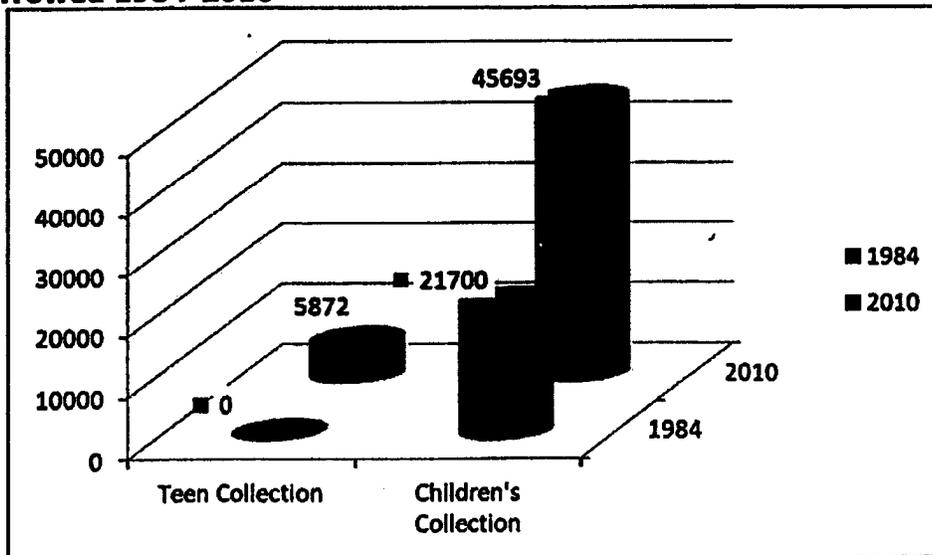
There is no state construction money for fixing the building.

DO PEOPLE STILL USE THE LIBRARY? ISN'T EVERYTHING ONLINE?

Reading citizens are using the library more than ever every year! Circulation of library materials has almost doubled since 1983, to over 500,000 annually. The library received over 200,000 visitors last year and has over 16,000 active library card users. Over the past 30 years, the library has added essential services including computers for public use, teen services, book discussion groups, tax form distribution, museum pass program, parent/child story times, Sing-alongs, and places for group study. Here's a snapshot comparing library use from 1984-2010:



Books borrowed 1984-2010



Collections Growth 1984-2010

The plan that has been developed for the future recognizes the Reading Public Library as a beloved center of the community. It is planned with flexible spaces for public use and a cost-effective design to deliver library services for young and old to explore their world and discover their future through books and other media, programs, and with the expert assistance of librarians trained to navigate the ongoing explosion of knowledge and information and online learning. Wherever the future of "the book" lies, people will continue to seek out a place to learn and grow and discuss and explore, to build community, and to be greeted by friendly, knowledgeable people who understand how to make the latest gizmo work!

QUOTES OF SUPPORT

"After a review of this documentation and presentation, the Commission has determined that the proposed project will comply with the spirit of the renovation and construction guidelines enumerated by the Secretary of the Interior for buildings listed on the National Register."

Reading Historical Commission, January 2011

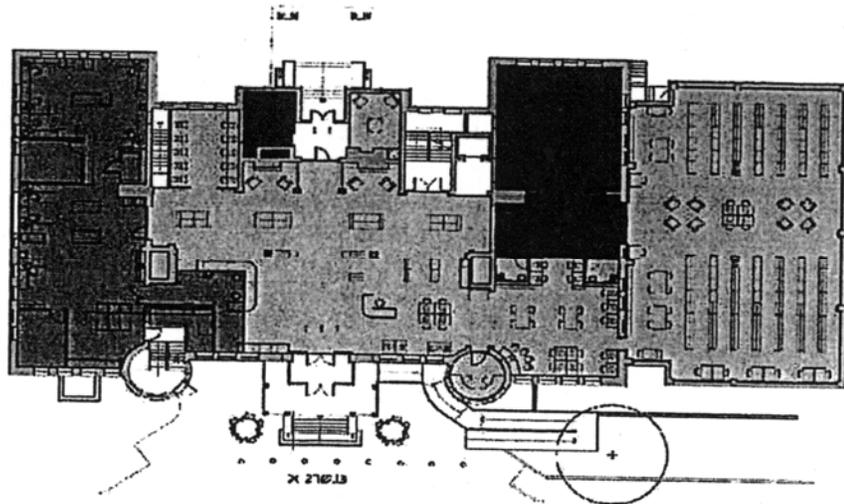
"As the Director of Community Services - Town Planner I applaud the efforts by all involved in this endeavor to update, expand, and rehabilitate and breathe new life into the Reading Public Library... The library's plan is consistent with the Reading Master Plan because it will preserve a vital educational, cultural, architectural, and historic resource. Likewise, it is located within walking distance of downtown and reinforces the attractiveness of our "village style" town center. The availability of more space for community meeting rooms, children's activities, reading rooms and quiet study, and new computer areas will completely transform the Reading Public Library. The green roof and energy efficiency elements of the plan are especially noteworthy and consistent with our plans for sustainable development."

Jean Johnson Dellos, Community Services Director - Town Planner, January 2011

"The Reading Public Library building, originally built as a school, was converted to a library facility in 1983 as the Town of Reading's needs grew. Over the course of its 116- year-life many small renovations have occurred with the most recent occurring in 1983. The spaces have been repurposed to allow the Library to operate more efficiently. However due to the age of the building, its overall condition and its ability to function as a 21st century Library, a full renovation is necessary."

Joseph P. Huggins, Director of Facilities October 2012

FIRST FLOOR

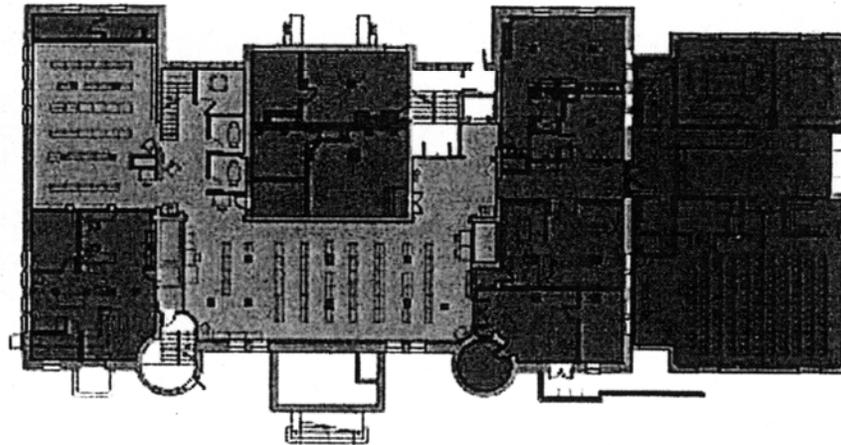
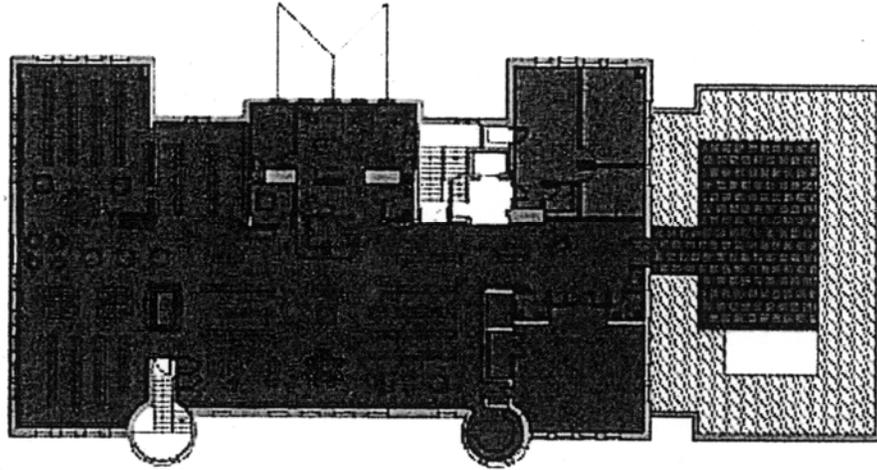


- Computer classroom
- Relocation of general stacks
- Additional study areas
- Quiet reading room and nooks
- New young adult area
- Modernized circulation are including

- More space for public computers
- Parking lot entrance relocated symmetrically

- optional self-checkout
- Processing area for increasing homebound requests

SECOND FLOOR



- Doubling of space for children
- Additional computer stations for children
- New early learning center

- Designated area for children's programs
- Space for outdoor programs surrounded by a green

GROUND FLOOR

- 3 additional study rooms
- Additional conference rooms
- Larger meeting room with accessibility after library hours
- 7 Additional Parking spaces

- Fully accessible book stacks with better lighting
- Enhanced staff presence on lower level
- Relocation of Local History

Finance Committee Report - given by David Greenfield: See Attached

Bylaw Committee Report: No report

Presentation given by:

- David Hutchinson - See Attached
- Peter Hechenbleikner - See Attached

After discussion among Town Meeting Members

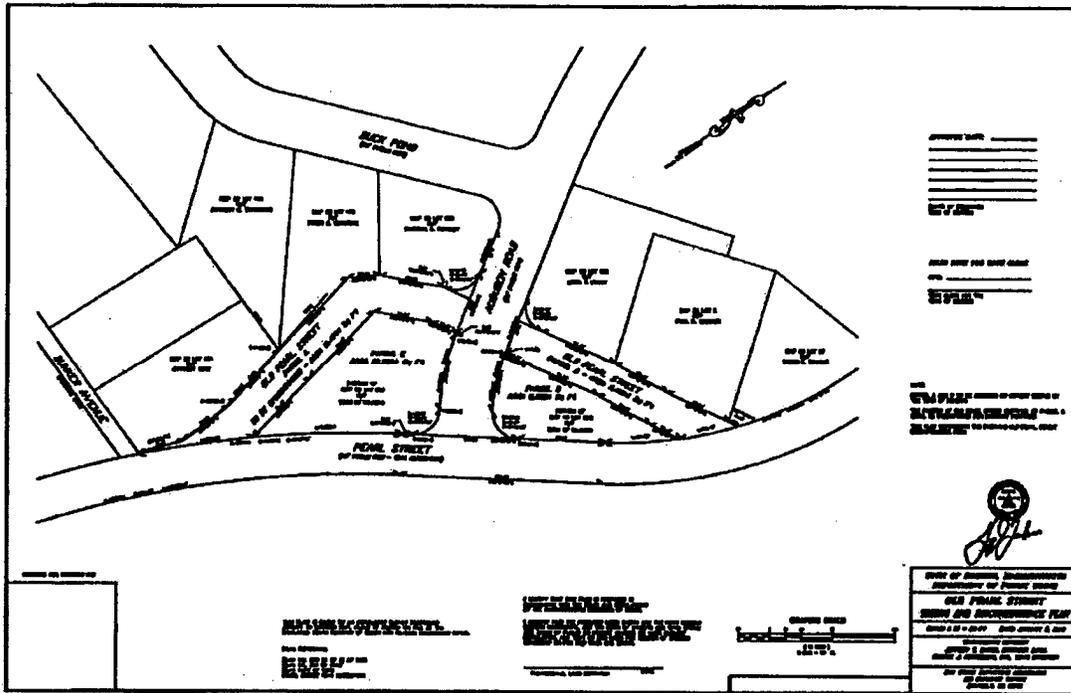
2/3 Vote Required
131 Voted in the affirmative
15 Voted in the negative
155 Town Meeting Members in Attendance

Motion Carried

ARTICLE 7: Stephen Goldy, Board of Selectmen moved that the Town vote to authorize the Board of Selectmen to acquire by eminent domain the land, easements, and rights therein, and all right, title, and interest in water mains and drainage systems, manholes, pipes, appurtenances thereto located within Old Pearl Street, consisting of two portions of Old Pearl Street shown as "Lot A" and "Lot B" on the plan entitled "Old Pearl Street Taking And Discontinuance Plan", prepared by Bay State Surveying Associates, dated January 2, 2013, showing the two portions of Old Pearl Street to be taken by eminent domain; and further that the Town vote to discontinue as a public way pursuant to M.G.L. Chapter 82 Section 21 for all purposes the portions of Old Pearl Street shown as Lot A on said plan, subject to the reservation of any and all utility and drainage facility easements in said way; and further that the Town vote to transfer the care, custody, control and management of said discontinued portion of Old Pearl Street (Lot A) and "Lot C" as shown on said plan from the Board of Selectmen for public purposes, to the Board of Selectmen for the purpose of conveyance, and further that the Town vote to authorize the Board of Selectmen pursuant to M.G.L. Chapter 40 Section 3 to convey all or any part of the Town's right, title and interest in said Lot A and the above-referenced "Lot C" upon such terms and conditions, and for such consideration as the Board of Selectmen deem to be in the best interest of the Town.

or take any other action with respect thereto

Background: In the fall of 2011 Town Meeting authorized the transfer of a portion of Old Pearl Street to the Board of Selectmen, and authorized the sale of the portions of Old Pearl Street and the adjacent Town land. In moving forward to sell the properties, the Town was not able to provide clear title to the Old Pearl Street portions of the property. Town Counsel and the Title Examiner have recommended that the Town go back and do an eminent domain taking of Old Pearl Street, in order to clear the title and make the southerly portion saleable.



Finance Committee Report - given by Mark Dockser: The Finance Committee recommends the subject matter of this Article by a vote of 8-0-0 at their January 9, 2013 meeting in order to obtain a clear title to the property.

Bylaw Committee Report: No report

Presentation given by:

- Peter Hechenbleikner - See Attached

2/3 Vote Required
 139 Voted in the affirmative
 1 Voted in the negative
 155 Town Meeting Members in Attendance

Motion Carried

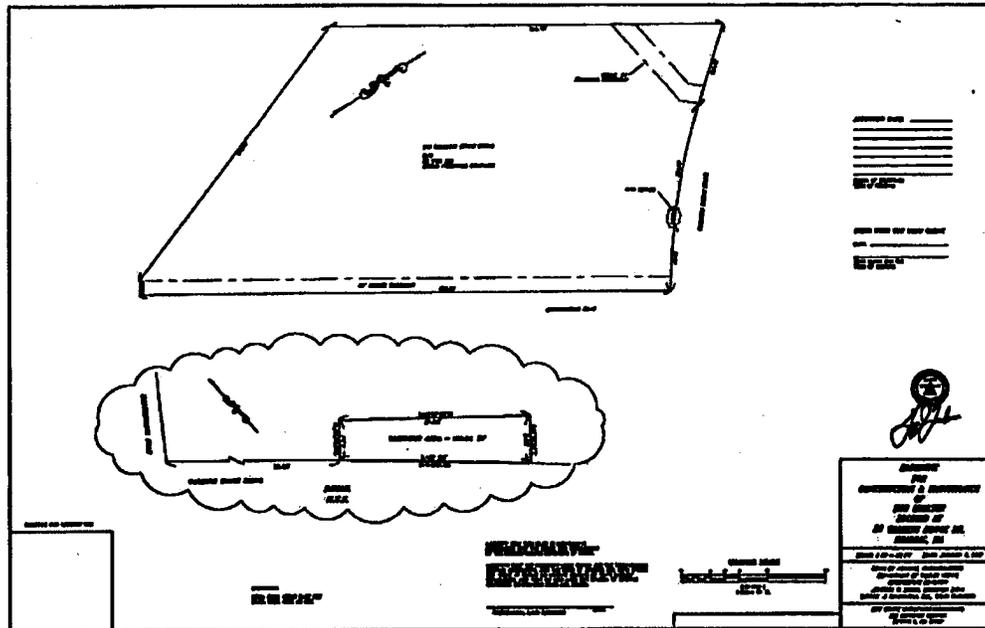
ARTICLE 8: John Arena, Board of Selectmen moved that the Town vote to authorize the Board of Selectmen to accept the conveyance of an easement for construction and maintenance of a bus shelter located at 25 Walkers Brook Drive which easement is shown on a plan entitled "ACCESS EASEMENT LOCATED AT 25 WALKERS BROOK DRIVE, READING, MA" upon such terms and conditions and for such consideration as the Board of Selectmen deems to be in the best interest of the Town.

or take any other action with respect thereto

Background: The Town has been trying for a couple of years to locate a bus shelter on Walkers Brook Drive. There is a fairly large number of commuters who use this location (Walkers Brook Drive at NewCrossing Road) to get to their jobs in this commercial area of Town. Currently the bus shelter consists of an ad hoc collection of shopping carts that are used as benches while waiting for a bus. There is no shelter from the elements.

The problem in installing the bus shelter is that the public right of way is not adequate to accommodate the sidewalk and bus shelter, and an additional easement is needed. The property owners in the area have generally been uncooperative in granting an easement, but the owner of the Stop and Shop property has agreed to allow the easement.

This article allows the Town to accept the easement. The bus shelter installation will take place as soon as possible, depending on the weather.



Finance Committee Report - given by Jeanne Borawski: The Finance Committee recommends the subject matter of this Article by a vote of 8-0-0 at their January 9, 2013 meeting for the consideration of \$1.

Bylaw Committee Report: No report

Presentation given by:

- George Zambouras - See Attached

2/3 Vote Required
Declared by Moderator
155 Town Meeting Members In Attendance

Motion Carried

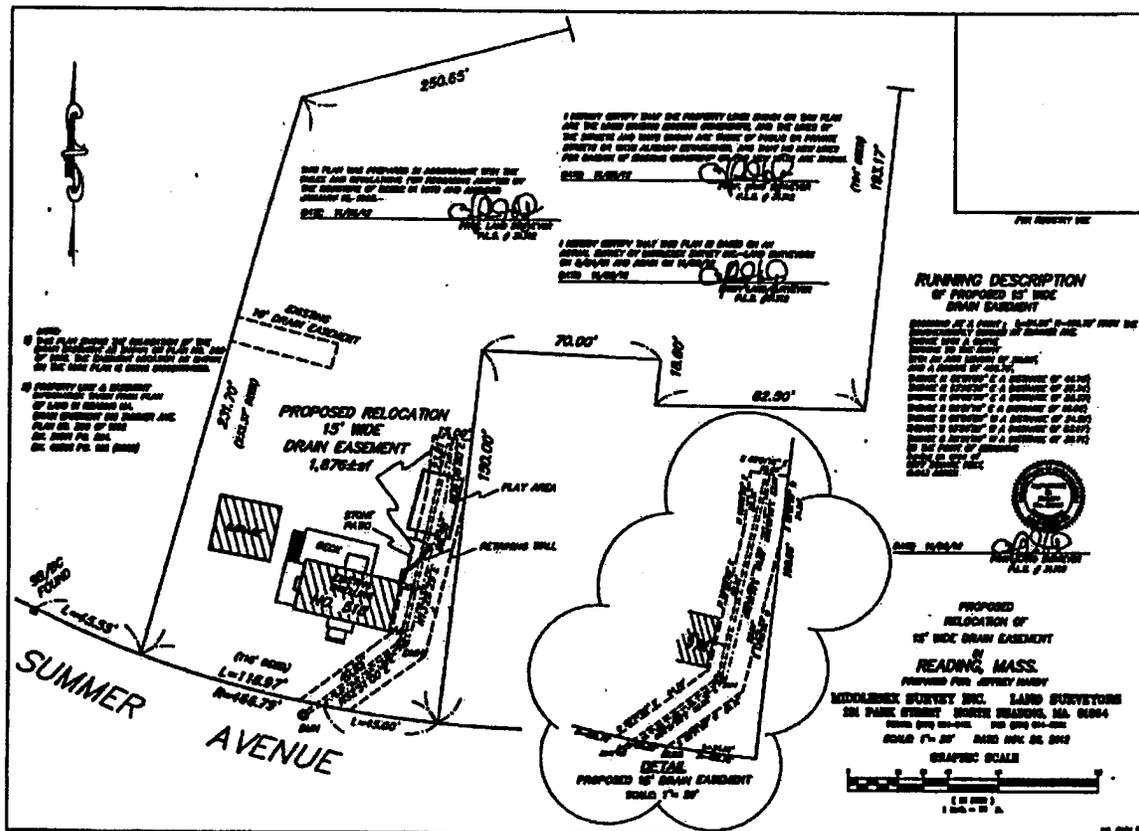
ARTICLE 9: Move that the Town vote pursuant to Mass. Gen. Laws c. 40, §15, to authorize the Board of Selectmen to abandon a drainage easement and release any right, title or interest that may be held by the Town on a portion of land owned by Jeffrey Hardy and Allison Hardy, located at 518 Summer Avenue, Reading, Middlesex County, Massachusetts; said drainage easement is shown as "Proposed 15' Wide Drain Easement", on a plan entitled "Plan Of Land In Reading Massachusetts Drain Easement 518 Summer Ave", dated October 19, 1990", which plan is recorded at the Middlesex South District Registry of Deeds as Plan No. 209 of 1992, and recorded at Book 21871, Page 524; and which easement was taken by Order of Taking of the Reading Board of Selectmen dated November 19, 1991, and recorded at said Registry Book 21871, Page 535; and that the Town vote to authorize the Board of Selectmen, pursuant to Mass. Gen. Laws c. 40, §3, to

accept a 1,876 square ft. drainage easement from Jeffrey Hardy and Alison Hardy on the property located at 518 Summer Avenue, Reading, all as shown on a plan entitled "Proposed Relocation of 15' Wide Drain Easement In Reading, Mass.; Prepared for: Jeffrey Hardy; Middlesex Survey, Inc.; Scale: 1" = 20'; dated November 28, 2012.

or to take any action relative thereto

Background: The property owner at 518 Summer Avenue is selling the property, and in the process has determined that an addition built to the home was inadvertently constructed over a Town storm drainage easement. The Town Engineer has reviewed the situations and has determined that the home addition does not encroach over the storm drainage pipes, and that the pipes are an adequate distance from the home addition to allow for repair or replacement without impact to the home addition.

This article authorizes the abandonment of the existing storm drain easement, and replaces it with a new easement that eliminates the encroachment.



Finance Committee Report: No report

Bylaw Committee Report: No report

Presentation given by:

- George Zambouras - See Attached

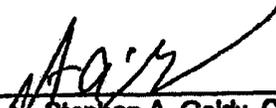
2/3 Vote Required
 Declared by Moderator
 155 Town Meeting Members in Attendance

Motion Carried

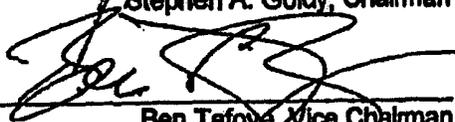
and you are directed to serve this Warrant by posting an attested copy thereof in at least one (1) public place in each precinct of the Town not less than fourteen (14) days prior to January 28, 2013, or providing in a manner (such as electronic submission, holding for pickup or mailing, an attested copy of said Warrant to each Town Meeting Member.

Hereof fail not and make due return of this Warrant with your doings thereon to the Town Clerk at or before the time appointed for said meeting.

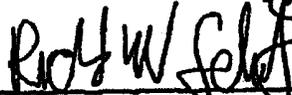
Given under our hands this 8th day of January, 2013.



Stephen A. Goldy, Chairman



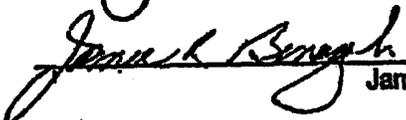
Ben Tafona, Vice Chairman



Richard W. Schubert, Secretary



John J. Arena



James Bonazoli

SELECTMEN OF READING



Thomas H. Freeman Constable

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss. Officer's Return, Reading:

By virtue of this Warrant, I, on March 13, 2013 notified and warned the inhabitants of the Town of Reading, qualified to vote on Town affairs, to meet at the place and at the time specified by posting attested copies of this Town Meeting Warrant in the following public places within the Town of Reading:

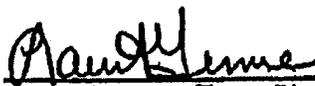
Precinct 1 J. Warren Killam School, 333 Charles Street
Precinct 2 Reading Police Station, 15 Union Street
Precinct 3 Reading Municipal Light Department, 230 Ash Street
Precinct 4 Joshua Eaton School, 365 Summer Avenue
Precinct 5 Reading Library, Local History Room, 64 Middlesex Avenue
Precinct 6 Barrows School, 16 Edgemont Avenue
Precinct 7 Birch Meadow School, 27 Arthur B Lord Drive
Precinct 8 Wood End School, 85 Sunset Rock Lane
 Town Hall, 16 Lowell Street

The date of posting being not less than fourteen (14) days prior to April 2, 2013, the date set for Town Meeting in this Warrant.

I also caused a posting of this Warrant to be published on the Town of Reading website on March 13, 2013.


Thomas H. Freeman Jr., Constable

A true copy Attest:



Laura Gemme, Town Clerk

ANNUAL TOWN MEETING

**Reading Memorial High School
Performing Arts Center**

April 22, 2013

The Precincts listed below met at 7:00 PM to conduct the following business:

Precinct 1 - With a Quorum present elected Thomas J Ryan as Precinct Chair and Shella M Mulroy as Precinct Clerk. A vote was taken to elect Elizabeth Schneider and David A Zeek on a tie breaker vote from the April 2, 2013 election. A vote was taken to keep Thomas J Ryan as a Town Meeting member and to remove Marc Pinette.

Precinct 2 - With a Quorum present elected Stephen L Crook as Precinct Chair and Denise Iozzo as Precinct Clerk. A vote was taken to elect Paul F McNeice and John A Sasso on a tie breaker vote from the April 2, 2013 election. A vote was taken to keep Christine Ford and George Snow as Town Meeting members; and to remove Walter Carroll, David Wayne Decker, Priscilla Ryan and William C Ryan.

Precinct 3 - With a Quorum present elected Nancy M Graham as Precinct Chair and Jane Fiore as Precinct Clerk. A vote was taken to elect Fausto J Garcia and Paul J Sylvester on a tie breaker vote from the April 2, 2013 election. A vote was taken to keep Michael A Bertone, Norman W Blanchard, Rachelle Garcia, Lawrence A Hurley and Michael J McDade; and to remove John P Tuttle.

Precinct 4 - With a Quorum present elected Glen M Hartzler as Precinct Chair and Mary Ellen O'Neill as Precinct Clerk.

Precinct 5 - With a Quorum present elected Angela Binda as Precinct Chair and Charles Adams as Precinct Clerk. A vote was taken to remove Megan Boissonneau from Town Meeting.

Precinct 6 - With a Quorum present elected Robert Lynch as Precinct Chair and Donna Dudley as Precinct Clerk. A vote was taken to elect James Gordon McIntosh on a tie breaker vote from the April 2, 2013 election. A vote was taken to keep Donna L Dudley as a Town Meeting member and to remove Christopher R Campbell, Frank Kyle and Valarie Perry from Town Meeting.

Precinct 7 - Did not have a Quorum present, therefore did not conduct business.

Precinct 8 - With a Quorum present elected William C Brown as Precinct Chair. A vote was taken to elect Sean E Quinn on a tie breaker vote from the April 2, 2013 election.

The meeting was called to order by the Moderator, Alan E. Foulds, at 7:35 PM, there being a quorum present. The Invocation was given by Phillip Pacino, Precinct 5 followed by the Pledge of Allegiance to the Flag. God Bless America and America the Beautiful by the Reading Community Singers.

The Warrant was partially read by the Town Clerk, Laura Gemme, when on motion by James Bonazoli, Board of Selectmen, it was voted to dispense with further reading of the Warrant.

ARTICLE 2: To hear and act on the reports of the Board of Selectmen, Town Accountant, Treasurer-Collector, Board of Assessors, Director of Public Works, Town Clerk, Tree Warden, Board of Health, School Committee, Contributory Retirement Board, Library Trustees, Municipal Light Board, Finance Committee, Cemetery Trustees, Community Planning and Development Commission, Town Manager and any other Official, Board or Special Committee.

Background: This article appears on the Warrant for all Town Meetings. At this Annual Town Meeting, the following report(s) are anticipated:

**Town of Reading Massachusetts
2013 State of the Town Report
James Bonazoli, Chairman, Reading Board of Selectmen**

Mr. Moderator, Town Meeting members, Finance Committee, Board of Selectmen, Residents.

I am honored to be before you tonight to present the State of Town and would like to thank Peter, Bob and staff who helped me with the material. I would also like to thank my fellow Board members for giving me this opportunity although, tonight especially, it is not an easy task.

It is difficult to stand with a heavy heart remembering the tragic events of last week mourning the four lives lost and those fighting to recover. It is difficult to talk about accomplishments when you have to recognize the pain that will be felt for years by the survivors and loved ones of those who were killed or injured and the feeling that our innocence has been lost.

Yet as so many have - we do stand tall as we find solace in remembering the heroic action of our first responders, medical staff, and perhaps a little more remarkable the volunteers and spectators who heroically worked to lessen the pain and suffering of the victims.

It is moments like these that, for me at least, cause us to reflect on how strong we and our community are and I am very happy to say that the State of the Town of Reading is strong on many levels - probably as strong as it has ever been in our 369 years.

I was fortunate enough to be in Reading today and witnessed staff and residents coming together at 2:50 for a moment of silence and to share in each other's sorrow and strength. I then went to the First Congregational Church for a Red Cross blood drive where I had the pleasure of sitting next to a "first timer" who shared that she hadn't given in years due to her fear of needles but felt she had to do something.

Just like Boston what makes Reading strong are the people. Those who live here, the people who volunteer and paid staff throughout the town who work very hard every day to provide the services that residents want and need. This strong combination of volunteers and employees do their best to maintain and strengthen what is best about Reading, and we thank them and you all.

There are several broad topics that I want to highlight this evening:

- Volunteers and Staff
- General Administration
- Community and Economic Development
- Infrastructure, and
- Finance

Volunteers and Staff

There were some major changes for the Town of Reading in 2012 on the side of government starting with our own Board of Selectmen.

- John Arena was elected to a three year term on the Board of Selectmen replacing Camille Anthony who chose not to run for re-election
- Mary Kate Kelley and Eric Johnson were appointed as the Youth Liaisons to the Board of Selectmen who were active participants and a pleasure to have
- And then the trend continued sadly with Rick Schubert and Steve Goldy also retiring from the board so we welcome Marcie West and Dan Ensminger to the board

In 2012 the Board of Selectmen appointed or re-appointed 64 individuals to fill positions on 24 different Boards, Committees or Commissions, a sign that our volunteer community is robust and thriving.

The Board of Selectmen approved amendments to the policies establishing the Human Relations Advisory Committee, the Reading Climate Advisory Committee, the Economic Development Committee, the Reading Trails Committee and the Fall Street Fair Committee with sunset clauses expiring June 30, 2015;

Pursuant to the "new" Open Meeting Law, the Board of Selectmen considered the option for allowing remote participation by members at meetings of Boards, Committees and Commissions. The consensus of the Board of Selectmen was that Reading did not need remote participation at this time; but with the continued change in technology this may need to be revisited.

On the staff side

In April 2012 Town Meeting voted to remove the Reading Police Department from Civil Service. It is worth noting that in the summer, the Town gave an entry level exam for Police Officers. Almost 400 people,

Including a number of current Police Officers from Massachusetts and other states, took that test. The Town now has 3 candidates in the Police Academy, and a 4th is scheduled to begin in May or June.

Among our paid staff, there were some major changes:

- Town Accountant Gail LaPointe retired in May 2012
- Sharon Angstrom was hired as Town Accountant to replace Gail LaPointe

But one of the biggest changes presented to us last year was the announcement - Town Manager Peter Hechenbleikner announced his plan to retire effective June 1, 2013. As many of you know Peter has been our one and only Town Manager for 26 years so with that I would like to make a proclamation:

Whereas: Peter I. Hechenbleikner was appointed as the first Reading Town Manager on September 22, 1986; and

Whereas: He has provided the highest level of professional management and selfless, dedicated service to the Reading community during his tenure; and

Whereas: He has faithfully and impartially aided Town Meeting in its deliberations for over twenty six years; and

Whereas: He has announced his intention to retire effective June 1, 2013;

NOW THEREFORE BE IT RESOLVED: that all are invited to a celebration of the career of Peter I. Hechenbleikner at Hill View Country Club in North Reading on Thursday evening at 5:30 pm on May 23, 2013; and

BE IT FURTHER RESOLVED: that by unanimous consent, the entire body rise in appreciation of Peter I. Hechenbleikner and wish him well in his retirement!

General Administration

Part of the Town's responsibility is to address policies and procedures in our local government. The Board of Selectmen works with other volunteers and with the Town Manager and staff to identify areas that require attention, and to address those areas. The issues addressed are varied, and some of the highlights include:

- The Reading Police Department conducted a compliance check that resulted in the Board of Selectmen suspending three liquor licenses for selling to an underage person.
- The Board of Selectmen entered into a one year license with the MBTA for use of the Vine Street parking lot. This license is subject to annual renewal, and to be able to access and regulate 42 parking spaces adjacent to our downtown is a real coup for the Town.
- Board of Selectmen approved the policy on Amplified Sound in Public Parks to guide the Recreation Committee in their decision making.
- After several months of work by staff and volunteers, the Conservation Commission adopted a much more user friendly set of regulations.
- The Board of Selectmen worked with the Historical Commission and an ad hoc working group to develop revisions to the Demolition Delay Bylaw and Town Meeting approved this bylaw.
- The Selectmen approved the renaming of the Senior Center as the Pleasant Street Center which will allow flexibility for uses.
- The Board of Selectmen also approved the draft Open Space and Recreation Plan. This is important in order to be able to apply for a variety of grant funds.
- The Board of Selectmen approved Inter-Municipal Agreements to:
 - provide for Veterans Services among the City of Melrose, the Town of Wakefield, the Town of Saugus and the Town of Reading.
 - amend the agreement between the Town of Reading, Town of Wakefield, and the City of Melrose for regional public health services.
 - Provide for Tax Assessment Services. The agreement expires in December 2013 and provides for sharing the current Assessor Director from Wakefield. Town Meeting action in both communities will be required to make this arrangement permanent.
- Following Town Meeting action the Board of Selectmen approved the discontinuance:
 - Old Pearl Street and the Town will retain an easement to the water main that is on that property.
 - two parts of Grant Street and those properties will revert back to the original property owners.
- After being approached by the Department of Environmental Protection to abandon area well fields, the consensus of the Board of Selectmen was not to give up the Town's well registration and not to abandon the former wells at this time.

Community and Economic Development

One element of our financial success is our success in economic development. Highlights include: There has been significant activity in the Town's two 40R Smart growth development areas, and our downtown development initiatives are known throughout the State government and the region with:

- Pulte Homes is developing the former Addison Wesley site on Jacob Way, and the first 50 unit building is complete and occupied, and the second building is sold out. The third building is under construction.
- 30 Haven Street, by Oaktree is now completed, and early occupancies for retail uses and residential units are promising. At this time there is occupancy and/or lease negotiations for the entirety of the retail space, and about 50% of the residential units are occupied.

Additionally - There has been a substantial number of new businesses opening in the community

In hopes to help make the process easier for residents and businesses the Town is making progress on implementation of the Licensing & Permitting Software in the Community Services and other departments, which when fully implemented will make tracking and the issuance of development permits and licenses easier.

The Reading Fall Street Faire, in its 4th year, has fast become a beloved and successful tradition in Reading, celebrated the second Sunday of September.

These activities are supported by strong staff efforts, working with the Incredible volunteer efforts of CPDC, Economic Development Committee, ZBA, Conservation Commission, Historical Commission, and West Street Historic District Commission.

Infrastructure

The Town has made great strides in improving and maintaining the community infrastructure:

- Work began on the repairs to the drainage and sewer systems at Tennyson, Whittier and Browning which is otherwise known as Poet's Corner. Road paving will be done this summer
- A great deal of road construction - about \$1.5 million - was done in 2012.
- Sidewalk work, highlighted by the "Safe Routes to School" project on Washington, Prescott, and Sunnyside Ave were completed.
- The Town continues to prepare master plans for Town properties, and in 2012 the Sturges Park Planning process took place.
- Following a great deal of planning and working with the Patrick Administration and our legislators, the Town learned in the fall of 2012 that the Reading Public Library Construction grant has been funded, subject to local approval of the Town's share of the project. A Debt Exclusion was approved this spring.

The Town has been able to dedicate a short-term stream of one time revenues to capital projects including sidewalks and road improvements.

Several major efforts to improve the sewer and water systems of the Town have been started, and the 2013 Annual Town Meeting will be asked to provide further funding for these. I didn't think you would like to see any pictures of that.

Moving on to financial, due to actions taken by this body and others, I can say we are fiscally strong.

Financial

In the fall of 2011 Town Meeting authorized the sale of several parcels of Town owned land. The following progress has been made to date:

- The Board of Selectmen authorized the Town Manager to negotiate the sale of two 3700+/- square foot assemblage parcels at the intersection of Pearl Street and Audubon Road with the two abutting property owners.
- The Board of Selectmen authorized the Town Manager to arrange for the bid for sale one 17,800 +/-square foot parcel at the intersection of Pearl Street and Audubon Road. This will be put out to bid within the next 30 days.
- The Board of Selectmen authorized the Town Manager to arrange for the bid for sale one +/- 31,614 square foot parcel of land on Lothrop Road. Bids have been received on this parcel.

The Town has cash reserves in an amount roughly equal to 9% of the Town's operating budget – a level that is the highest in some time and very competitive when viewed by bond rating agencies.

The Town has acquired a short-term stream of one time revenues, mostly through state payments under the 40R Smart Growth zoning and development. These funds are set aside in a Smart Growth Stabilization fund and have been appropriated by Town Meeting for capital projects – mostly road improvements.

The Town has done the required actuarial study to determine its Other Post-Employment Benefits (OPEB) liability, and the Town has begun to put modest amounts of funding towards this long term liability but more needs to be done.

The Board of Selectmen adopted a policy on Procurement Cards which will allow a limited number of employees to make purchases with suppliers who do not accept purchase orders and adopted Section 1.13 of the Board of Selectmen Policies – Policy providing for the Use of Purchasing Cards.

Although we are fiscally strong today it will require vigilance as you never know what the next storm may bring.

Conclusion

What I have outlined is a lot to digest. It is a measure of the level of commitment by volunteers and staff to ongoing improvement of the community, supporting our citizens, and maintaining our financial strength. We are strong but additional help is always needed and encouraged, and volunteer openings are always posted on the Town's web site.

Please join us in supporting and building our strength.

Thank you.

Finance Committee Report: No report

Bylaw Committee Report: No report

Motion made by Ben Tafoya to table Article 2

Motion to Table Carried

ARTICLE 3: Move to choose all other necessary Town Officers and Special Committees and determine what instructions shall be given Town Officers and Special Committees, and to see what sum the Town will vote to appropriate by borrowing or transfer from available funds, or otherwise, for the purpose of funding Town Officers and Special Committees to carry out the instructions given to them, or take any other action with respect thereto.

Background: This Article appears on the Warrant of all Town Meetings. There are no known Instructional Motions at this time. The Town Moderator requires that all proposed Instructional Motions be submitted to the Town Clerk in advance so that Town Meeting Members may be "warned" as to the subject of an Instructional Motion in advance of the motion being made. Instructional Motions are normally held until the end of all other business at Town Meeting.

Finance Committee Report: No report

Bylaw Committee Report: No report

Motion made by James Bonazoli to table Article 3

Motion to Table Carried

ARTICLE 4: Motion made by John Arena, Board of Selectman to move that the Town vote to make the following amendments to the FY 2013 - FY 2022 Capital Improvements Program as provided for in Section 7-7 of the Reading Home Rule Charter

Motion made by James Bonazoli to dispense of the reading of the Article

Motion Carried

General Fund

FY13: -\$200,000

- ◆ -\$250,000 Schools: School Space Needs
- ◆ + \$50,000 Town Facilities – radio equipment repairs

FY14: -\$30,000

- ◆ -\$15,000 GIS flyover
- ◆ -\$45,000 Road repairs
- ◆ +\$30,000 Pedestrian safety / sidewalks

FY15: +\$80,000

- ◆ \$80,000 Town Hall bathroom repairs inadvertently not listed in Jan. '13 CIP

FY16 to FY23:

- ◆ No changes made

Water Enterprise Fund

FY14: -\$49,500

- ◆ +\$550,000 for initial phase of large-scale water main repair & replacement project (shown as debt expense)
- ◆ -\$350,000 H St. loop – project moved into large-scale project
- ◆ -\$276,000 Causeway Rd. loop – project moved into large-scale project
- ◆ +\$50,000 general water main lining program
- ◆ -\$23,500 Previous MWRA debt project for Haverhill / Howard reduced – now shown as \$185k per year for this project plus \$20k per year debt that will be allocated to large water main projects

FY15: -\$15,000

- ◆ +\$545,000 for initial phase of large-scale water main repair & replacement project (shown as debt expense)
- ◆ +\$130,000 added to booster station SCADA project
- ◆ -\$220,000 Bear Hill tank maintenance
- ◆ -\$200,000 wells upgrade project
- ◆ -\$150,000 general water main lining program (amount lowered from \$200k to \$50k)
- ◆ -\$120,000 Larch Lane project moved to FY16

FY16 to FY23:

- ◆ Various projects rearranged by priorities; projected costs updated; many water main repairs folded into large-scale debt-financed project

Sewer Enterprise Fund

FY14: -\$282,000

- ◆ +\$350,000 Lewis St., Howard St., and Charles St. projects replaces \$75,000 Lewis Street project originally listed in FY12. Note whole project is \$450k – balance to be funded by MWRA grant / loan program shown as debt
- ◆ -\$300,000 West Street sewer station project moved out to FY15
- ◆ -\$270,000 Joseph's Way sewer station project moved out to FY17
- ◆ -\$37,000 pickup truck replacement moved to FY17
- ◆ -\$25,000 reduce amount of general sewer main projects from \$75,000 to \$50,000

FY15: -\$200,000

- ◆ +\$300,000 West Street sewer station project moved out to FY15
- ◆ +\$120,000 truck replacement moved up from FY17
- ◆ -\$100,000 reduce amount of general sewer main projects from \$150,000 to \$50,000
- ◆ -\$520,000 Batchelder sewer station moved out to FY16

FY16 to FY23:

- ◆ Various projects rearranged by priorities and projected costs updated

Storm Water Enterprise Fund

FY14: \$0

- ◆ Reduce MS4 permit consulting and lab testing from \$50,000 to \$25,000
- ◆ Increase Drainage Improvement projects from \$140,000 to \$165,000

FY15 to FY22:

- ◆ Saugus and Aberjona river projects moved out two years
- ◆ Design work now FY17 and FY18; project debt now begins in FY20
- ◆ Drainage improvement project funding adjusted to result in generally level capital requests for the next several years

or take any other action with respect thereto:

Background: This Article is included in every Town Meeting Warrant. The Reading General Bylaw states (section 6.1.3) "... No funds may be appropriated for any capital item unless such item is included in the Capital Improvements Program, and is scheduled for funding in the fiscal year in which the appropriation is to be made." Bond ratings agencies also want to ensure that changes to a long-term CIP are adequately described. The following changes are proposed to the 2013-2022 CIP:

Finance Committee Report - given by Paula Perry: The Finance Committee recommends the proposed amendments to the FY 2013-2022 Capital Improvements Program by a vote of 8-0-1 at their meeting on March 13, 2013. Placing items in the Capital Improvement Program is a prerequisite but in itself does not authorize spending funds towards these items.

Bylaw Committee Report: No report

Presentation given by:

- Bob LeLacheur - See Attached

Motion Carried

ARTICLE 5: Motion made by Dan Ensminger, Board of Selectmen to move that the Town vote to transfer the sum of \$65,000 from Free Cash into the Sick Leave Stabilization Fund or take any other action with respect thereto:

Background: This Stabilization Fund is set up to fund sick leave buyback for certain employees when they leave the employ of the Town, usually through retirement. Since wage line items in many Town departments are relatively small and budgets are built about 18 months in advance, even a typical six-month retirement notice is not sufficient to be able to fund this liability ahead of time.

A transfer of \$65,000 from Free Cash to the Stabilization Fund is needed in order to cover the funding requests in Article 6.

Finance Committee Report - given by Mark Dockser: The Finance Committee recommends the subject matter of Article 5 by a vote of 9-0-0 at their meeting on March 13, 2013. The Finance Committee plans to hold a review this summer to determine the most appropriate funding mechanism for this liability for the future.

Bylaw Committee Report: No report

Presentation given by:

- Bob LeLacheur - See Attached

Motion Carried

ARTICLE 6: Motion made by Dan Ensminger, Board of Selectmen to move that the Town vote to amend the following votes taken under Article 13 of the Warrant of the Annual Town Meeting of April 23, 2012 as amended under Article 4 of the Warrant of the Subsequent Town Meeting of November 13, 2012 and under Article 4 of the January 28, 2013 Special Town Meeting; and that the Town vote to appropriate by borrowing or transfer from available funds, or otherwise, as noted for the operation of the Town and its government:

Motion made by James Bonazoll to dispense of the reading of Article 6

Motion to Dispense Carried

General Fund – Wages and Expenses

Account Line	Description	Decrease	Increase
B99 - Benefits	Health Insurance premiums - \$380,000 OPEB contribution +\$380,000		\$0
C99 - Capital	Schools: school space needs - \$250,000 Town Facilities: Main Street Fire station radio equipment repairs (paid by insurance claim) +\$49,334.98*	\$200,665.02	
D99 - Debt Service	Killam & Birch Meadow Green Repair projects		\$30,000
I91 - Finance Wages	Two special elections (state may reimburse in FY13 or FY14)		\$30,000
I92 - Finance Expenses	Two special elections (state may reimburse in FY13 or FY14)		\$6,000
K91 - Community Services Wages	Sick leave buy-back / vacation, due to retirement		\$10,313**
M91 - DPW Wages	Sick leave buy-back / vacation, due to retirements (2)		\$38,129**
M92 - DPW Expenses	Highway - sidewalk repairs \$6,000 Highway - street signs \$5,000		\$11,000
M93 - Snow and Ice			\$250,000
M94 - DPW Street Lights		\$25,000	
M95 - DPW Rubbish	Collection & solid waste disposal	\$100,000	
N91 - Public Safety Wages	Fire sick leave buy-back / vacation, due to- retirement \$15,089** Fire OT \$110,000		\$125,089
N92 - Public Safety Expenses	Police Academy tuitions - reimbursed by employees directly to the General Fund \$12,000 New police officer - uniform \$4,500		\$16,500
U99 - Schools	School Department - purchase new curriculum		\$250,000
	Subtotals	\$325,665.02	\$767,031
	Net Operating Expenses		\$441,365.98
	From Free Cash		\$328,500.00
	*From Insurance payments		\$49,334.98
	**From Sick Leave Buyback Fund		\$63,531.00

or take any other action with respect thereto

Background: The following budget amendments are proposed for the FY13 budget:

Finance Committee Report - given by Hal Torman: The Finance Committee recommends the subject matter of Article 6 by a vote of 8-0-0 at their meeting on March 27, 2013.

Bylaw Committee Report: No report

Presentation given by:

- Bob LeLacheur - See Attached

Motion Carried

ARTICLE 7: Motion made by Marsie K West, Board of Selectmen to indefinitely postpone the subject matter of Article 7

Motion to Indefinitely Postpone Carried

ARTICLE 8: Motion made by Ben Tafoya, Board of Selectmen to move that the Town vote to approve the FY 2014 - FY 2023 Capital Improvements Program as shown on pages 310 - 317 of the Warrant Report as provided for in Section 7-7 of the Reading Home Rule Charter or take any other action with respect thereto:

Background: This Article is included in every Town Meeting Warrant. The Reading General Bylaw states (section 6.1.3) "... No funds may be appropriated for any capital item unless such item is included in the Capital Improvements Program, and is scheduled for funding in the Fiscal Year in which the appropriation is to be made." Bond ratings agencies also want to ensure that changes to a long-term CIP are adequately described.

Please see the **Blue Pages** in the Appendix of this Warrant Report for the FY 2014 - FY 2023 Capital Improvements Program.

Finance Committee Report - given by Jeff Perkins: The Finance Committee recommends the subject matter of Article 8 by a vote of 9-0-0 at their meeting on March 13, 2013. Placing items in the Capital Improvement Program is a prerequisite but in itself does not authorize spending funds towards these items.

Bylaw Committee Report: No report

Presentation given by:

- Bob LeLacheur - See Attached

Motion Carried

ARTICLE 9: Motion made by James Bonazoli, Board of Selectmen to move that the Town vote to authorize revolving funds for the following Town Departments under Massachusetts General Laws, Chapter 44, Section 53E 1/2 for the fiscal year beginning July 1, 2013 with the receipts, as specified, credited to each fund; the purposes, as listed, for which each fund may be spent; the maximum amount that may be spent from each fund for the fiscal year; and the disposition of the balance of each fund at fiscal year-end:

Motion made by Dan Ensminger to dispense of the reading of Article 9

Motion to Dispense Carried

Revolving Account	Spending Authority	Revenue Source	Allowed Expenses	Expenditure Limits	Year End Balance
Conservation Commission Consulting Fees	Conservation Commission	Fees as provided for in Reading General Bylaws Section 5.7, Wetlands Protection	Consulting and engineering services for the review of designs and engineering work for the protection of wetlands.	\$ 25,000	Available for expenditure next year

Revolving Account	Spending Authority	Revenue Source	Allowed Expenses	Expenditure Limits	Year End Balance
Inspection Revolving Fund	Town Manager	Building, Plumbing, Wiring, Gas and other permits for the Oaktree, Addison-Wesley/Pearson and Johnson Woods developments	Legal, oversight and inspection, plan review, initial property appraisals and appeals, Community Services general management, curb sidewalks and pedestrian safety improvements, records archiving and other project related costs.	\$ 200,000	Available for expenditure next year
Public Health Clinics and Services	Board of Health	Clinic Fees and third party reimbursements	Vaccines, materials for screening clinics and clinical supply costs, medical equipment and supplies, immunizations, educational materials	\$ 25,000	Available for expenditure next year
Library Materials Replacement	Library Director and Trustees	Charges for lost or damaged Library materials	Acquire Library materials to replace lost or damaged items	\$ 15,000	Available for expenditure next year
Mattera Cabin Operating	Recreation Administrator	Rental Fees	Utilities and all other maintenance and operating expenses	\$ 10,000	Available for expenditure next year
Town Forest	Director of Public Works upon the recommendation of the Town Forest Committee	Sale of timber; fees for use of the Town Forest	Planning and Improvements to the Town Forest	\$ 10,000	Available for expenditure next year

or take any other action with respect thereto

Background: The revolving funds established in this article are subject to annual renewal by Town Meeting.

- **Conservation Consulting Revolving Fund** - These funds are used to receive payments from applicants, hire expert consultants where required, and return the balance to the applicant. There was no activity in the Conservation Consulting Revolving Fund during Fiscal Year 2013. The balance as of 3-7-13 remains at \$0.
- **Inspections Revolving Fund** - Beginning in 2004, Town Meeting approved the Inspections Revolving Funds as a way to deposit building and other permit fees, and to use them directly for purposes of plan review, inspections, legal expenses, initial property value appraisal and appeals, and general management of the Community Services operations related to three developments as well as for the construction of curbs, sidewalks and pedestrian safety improvements and records archiving and management. The balance available as of 3-7-13 in this fund is \$509,894. There is expected to be little expenditure from these funds for the remainder of FY 2013. A major portion of the existing balance of the fund will be released to Free Cash at the end of FY 2013 (June 30, 2013). The balance in the fund is from permit fees from Oaktree, Addison-Wesley/Pearson (now Pulte Homes), and Johnson Woods developments.
- **Health Clinic Revolving Fund** - The Reading Health Division contracts for third party payments for a number of immunizations. The funds are used to augment the Influenza vaccine supply from the State Department of Public Health to insure vaccine for the homebound clients and first responders. The Division also uses these funds for materials for other screening clinics. Clinic client fees are also deposited into this fund to offset vaccine and clinical supply costs. The balance available as of 3-7-13 in this fund is \$47,625. The State has been cutting back on the free flu and other vaccines to be

distributed to cities and towns, and the Town therefore needs to purchase extra doses. The necessary amounts used for clinic vaccine, supplies and staff salaries related to the clinics each year directly from the revolving fund is therefore approximately \$25,000.

- **Library Materials Replacement Fund** - During the course of a year, the Library recovers funds from patrons who have lost or damaged books or other materials. Previously, those funds went into the Town's General Fund and at the end of the year went into Free Cash. Once this Revolving Fund was adopted (beginning in FY 2010), those funds recovered from patrons for lost or damaged materials were available directly to the Library for expenditure to purchase replacement materials and processing supplies. The balance available as of 3-7-13 in this fund is \$6,591.
- **Mattera Cabin Operating Fund** - The log cabin on the Mattera conservation land was purchased several years ago, and was recently renovated by the Vocational School. Some of the use is revenue generating, and it is anticipated that over time the site will generate enough funding to pay the operating costs of the cabin - primarily utilities. This Article allows those revenues that are generated to be used directly for the operating expenses of the cabin. The balance available as of 3-7-13 in this fund is \$1,290.
- **Town Forest Revolving Fund** - was created in 2011. The purpose is to allow revenues from controlled timber harvesting and permit fees to then be spent by the DPW Director upon the recommendation of the Town Forest Committee, on improvements to the Town Forest, including planning efforts. The Town Forest Committee has had a forest stewardship plan created (through a grant) to make recommendations on forest management including controlled timber harvesting. The Committee is in the process of determining how to proceed in beginning this work. In addition, the Town Forest Committee completed work on a master plan for the Town Forest and adjacent property, and the Master Plan will include recommendations on improvement to the Town Forest. Finally, the Town Forest Committee is beginning to develop policies and regulations on the use of the Town Forest. Since this revolving fund was just created 2 years ago the balance available as of 3-7-13 in this fund is \$0. It is anticipated that timber harvesting on a limited basis will begin in FY 2014, and therefore there will be proceeds in the revolving fund which can be used for the purposes of the revolving fund.

Finance Committee Report - given by Barry Berman: The Finance Committee recommends the subject matter of Article 9 by a vote of 9-0-0 at their meeting on March 13, 2013.

Bylaw Committee Report: No report

Presentation given by:

- Peter Hechenbleikner - See Attached

After discussion a vote was taken:

Motion Carried

ARTICLE 10: Motion made by John Arena, Board of Selectman to move that the Town vote to authorize the Board of Selectmen to sell, or exchange, or dispose of, upon such terms and conditions as they may determine, the following items of Town tangible property :

Motion made by James Bonazoli to dispense with the reading of the Article

Motion to Dispense Carried

- Police 2009 Ford Crown Victoria
- Police 2005 Ford Taurus
- Police 1998 Ford Econoline Van (ACO Van)
- DPW 1982 Ford 445 Tractor
- DPW 1996 Chevy 3500 Dump Truck
- DPW 1997 Holder C9700 Sidewalk Plow
- DPW 2001 International 4900 Dump Truck
- DPW 1997 Ford F350 4X4

- DPW 1997 Ford F350 4X2

or take any other action with respect thereto

Background: Above is a list of surplus vehicles that are scheduled to be disposed of in FY 2014. Town Meeting approval is required for disposition of tangible property with a value of \$5000 or more. It is unlikely that any of these items have a value that exceeds that amount, but to be safe, Town Meeting approval is requested. Disposition could be through trade in, auction, or other sale.

Finance Committee Report - given by David Greenfield: The Finance Committee recommends the subject matter of Article 10 by a vote of 9-0-0 at their meeting on March 13, 2013.

Bylaw Committee Report: No report

Presentation given by:

- Peter Hechenbleikner - See Attached

Motion Carried

ARTICLE 11: Motion made by James Bonazoli to Table Article 11

Motion Carried

ARTICLE 12: Motion made by Dan Ensminger, Board of Selectmen to see what sum the Town will appropriate to the irrevocable trust for "Other Post-Employment Benefits Liabilities" or take any action with respect thereto:

Background: As part of the FY13 budget the town voted \$420,000 in the general fund, \$47,664 in the water fund, \$9,667 in the sewer fund and \$5,570 in the storm water fund for Other Post Employment Benefit (OPEB) contributions. In addition, Article 6 in this warrant will add \$380,000 in FY13 to OPEB contributions in the general fund. This Article will move the total of all these OPEB contributions (\$862,902) to the irrevocable trust for Other Post-Employment Benefits liabilities.

According to the Town's most recent actuarial OPEB valuation study, in FY13 the annual contribution required to fully fund this liability over 30 years (net of health insurance premiums already budgeted) is an additional \$1,575,257 in the general fund. Thus the \$800,000 mentioned above is a little more than half of that actuarially determined funding level.

Finance Committee Report - given by David Greenfield: The Finance Committee recommends the subject matter of Article 12 by a vote of 9-0-0 at their meeting on March 13, 2013.

Bylaw Committee Report: No report

Presentation given by:

- Sharon Angstrom - See Attached

Motion Carried

ARTICLE 13: Motion made by Karen Janowski, School Committee to move that the Town vote, pursuant to Section 5.2 of the Reading General Bylaws, to approve and authorize the sum of \$72,000 to settle the pending litigation matter involving the construction of the Reading High School, entitled ILI Construction Corporation v. Harleysville Worcester Insurance Company v. Town of Reading, Middlesex Superior Court, Docket No. MICV2007-05072-B or take any action with respect thereto:

Background: The Reading School Committee has reached a tentative settlement of one of the two outstanding legal cases involving the construction of the Reading Memorial High School. There is one additional case that is outstanding. In accordance with the Reading General Bylaw the Board of Selectmen

needs to approve any settlements, and Town Meeting needs to approve any settlements of general (not Workers Comp) legal matters in excess of \$25,000 where Town funds are involved. The following is the pertinent section of the General Bylaw:

5.2 Resolution of Legal Matters

Town Counsel, or any other Special Counsel employed by the Board of Selectmen pursuant to Section 6-4 of the Charter, shall not make any final settlement of any litigation to which the Town is a party unless he has been duly authorized by a vote of the Board of Selectmen, or by a vote of Town Meeting. The Board of Selectmen shall have the authority to compromise and settle all suits involving the payment by the Town of Twenty-Five Thousand (\$25,000) Dollars or less, and they shall further have the authority to compromise or settle all claims, actions, proceedings and suits arising under Worker's Compensation or related disability insurance statutes involving payment by the Town of Fifty Thousand (\$50,000) Dollars or less. Town Meeting must approve the compromise or settlement of all suits involving payment by the Town of more than Twenty-Five Thousand (\$25,000) Dollars, except claims, actions, proceedings and suits arising under Worker's Compensation or related disability insurance statutes in which case Town Meeting must approve or compromise the settlement of all such matters involving the payment by the Town of more than Fifty Thousand (\$50,000) Dollars.

The balance in the RMHS construction account is \$1,284,312.52, and these funds can and have been used to pay for legal expenses and are available to pay for settlement of legal matters.

The following is an analysis by Town Counsel of the cost of the settlement vs. the cost of going to trial in this case, and also includes the potential exposure if the Town were to lose all aspects of the case at trial. Town Counsel will make a more detailed presentation of the facts of the case and settlement at Town Meeting. The School Committee, Board of Selectmen, and FINCOM have been briefed in Executive Session (because this is pending litigation) on the details of the case and proposed settlement. All three bodies have voted to recommend to Town Meeting the settlement of the matter.

CONFIDENTIAL

ATTORNEY/CLIENT PRIVILEGED COMMUNICATION

TLT v. Harleysville v. Reading

SETTLEMENT ANALYSIS

<u>Proposed Settlement Amount</u>		\$ 72,000.00
<u>Cost of Trial</u>		
Trial (8 days at 8 hours per day = 64 hours @\$145.00/hour)	\$ 9,280.00	
Post-trial review of record and preparation of brief (6 days @ 8 hours per day = 48 hours @ \$145.00/hour)	\$ 6,960.00	
Transcript (approximate expense)	\$ 10,000.00	
Expert Witness Fees	\$ 8,000.00	
Cost of Hearing Officer Judge Stephen E. Neel (Ret.) (\$500.00/hour + 2 = \$250.00/hour) Trial 8 days at 6 hours per day = 48 hours @\$250.00/hour	\$ 12,000.00	
Post-trial review of record and preparation of Decision (6 days at 6 hours per day = 36 hours @\$250.00/hour)	\$ 9,000.00	
		\$ 55,240.00
<u>Potential Exposure</u>		
Damages alleged of \$397,000.00	\$397,000.00	
12% interest per year from December, 2007 (Filing date) to present (63 months) = 63%	\$250,110.00	
		\$647,110.00

Finance Committee Report - given by Mark Dockser: The Finance Committee recommends the subject matter of Article 13 by a vote of 7-0-2 at their meeting on March 27, 2013. We believe that this settlement offer in the amount of \$72,000 is both fiscally and financially prudent and in the best interests of the Town.

Bylaw Committee Report: No report

Presentation given by:

- Gary Brackett of Brackett and Lucas - See Attached

Motion made by Bill Brown, Precinct 8 to change wording of Reading High School to Reading Memorial High School

Motion Carried

After Discussion a vote was taken:

Motion Carried as Amended

ARTICLE 14: Motion made by Marsie K West, Board of Selectmen to move that the Town vote to appropriate by borrowing in anticipation of reimbursement from the State under Chapter 44, Section 6, Massachusetts General Laws, or pursuant to any other enabling authority or from the tax levy, or transfer from available funds, the sum of \$904,518 for highway projects in accordance with Chapter 90, Massachusetts General Laws or take any other action with respect thereto:

Background: The purpose of this Article is to make Chapter 90 funds for road improvements available to the Town. The Article authorizes expenditures upon receipt of the grant. Based on the Governor's proposed Transportation Plan the Town's FY 2014 Chapter 90 allocation would be \$904,518. This amount represents a \$301,506 increase over the previous year's allotment. The expectation is that the State will formally announce the actual amount prior to the April 22 Annual Town Meeting.

Finance Committee Report - given by Hal Torman: The Finance Committee recommends the subject matter of Article 14 by a vote of 9-0-0 at their meeting on March 13, 2013. We vote at Town Meeting each year to approve the acceptance and use of these funds for road improvements from the State, the only issue being the precise sum of money available from the State. Though Reading's final allocation for FY14 was not known as of this vote, barring any new or different contingencies placed by the State on the funds, the Finance Committee believes that that the town should accept whatever level of funding is offered.

Bylaw Committee Report: No report

Presentation given by:

- George Zambouras - See Attached

Motion Carried

ARTICLE 15: Motion made by Ben Tafoya, Board of Selectmen to move that the Town vote to raise by borrowing pursuant to M.G.L. Chapter 44, Section 7 and 8 and appropriate the sum of four hundred and sixty thousand dollars (\$460,000) for the purpose of making extraordinary repairs and/or replacement of sanitary sewer collection systems on all or portions of Howard Street, Lewis Street, and Charles Street, including the costs of engineering services, audits, designs, plans, contracts, specifications, equipment, inspection fees, cost estimates, bidding services, contingencies and all related expenses incidental thereto and necessary in connection therewith, said sum to be expended by and under the direction of the Town Manager; and that the Town vote to authorize the Board of Selectmen, Town Manager, or any other agency of the Town, to apply for a grant or loans, to be used to defray the cost of all, or any part of, said sanitary sewer improvements; and that the Town vote to authorize the Town Manager to enter into any and all contracts and agreements as may be necessary to carry out the purposes of this Article, including but not limited to, the applications and acceptance of a grant and a non-interest bearing loan from the Massachusetts Water Resources Authority; and that the Town authorizes the Treasurer-Collector, with the approval of the Board of Selectmen, to borrow pursuant to said loan or take any other action with respect thereto:

Background: During recent investigations the Town's Infiltration and Inflow (I/I) program has identified several sewer mains that are deteriorated and a significant source of infiltration. Infiltration occurs when surface or ground water enters sewers through leaks, cracks and faulty joints in pipes and manholes. Any I/I into the sewer system increases the amount of sewage to be treated which directly affects the Town's sewer rates through increased assessments from the Massachusetts Water Resources Authority (MWRA). It can also have a negative effect on property owners in Reading and other communities by causing sewer surcharging and sewage backups into private property. The replacement and rehabilitation of defective sewer mains is one essential part of reducing the amount of I/I introduced into the system.

The sewer mains identified to be rehabilitated and replaced under this article are located on Lewis Street, Charles Street and Howard Street and the total cost is projected to be \$460,000. Approximately 1200' of sewer main on Lewis Street and 600' on Charles Street will be rehabilitated by means of Cured-In-Place

Pipe (CIPP). CIPP is a trenchless sewer main repair that lines the sewer main with a reinforced fabric liner making the pipe structurally sound and watertight. This process is less disruptive to the road surface and does not require the complete restoration of roadway surfaces. However, the 1500' of sewer main on Howard Street is too structurally compromised and undersized for CIPP and must be replaced. The replacement will remove the existing 6" pipe and replace it with a new 8" pipe, including manholes, services and pavement rehabilitation. Howard Street has already been dug up for water main replacement, and the time to do the sewer is while the road is already under construction.

The MWRA I/I Local Assistance Program provides funds in the form of a 45% grant and a 55% 5-year interest-free loan. A total of \$350,000 of these project costs will be funded through the Sewer Enterprise fund as FY-14 capital project. The remaining \$110,000 will be funded through this MWRA I/I Local Assistance Program. This Article approves the Town taking on the debt obligation portion of this MWRA grant/loan program (the loan portion is considered debt), and the repayment is shown in the Sewer Enterprise Fund as debt repayment starting in FY14.

Finance Committee Report - given by Paul McNeice: The Finance Committee recommends the subject matter of Article 15 by a vote of 9-0-0 at their meeting on March 13, 2013.

Bylaw Committee Report: No report

Presentation given by:

- George Zambouras – See Attached

After discussion a vote was taken:

2/3 Vote Required
Declared Unanimous by Moderator
142 Town Meeting Members In Attendance

Motion Carried

ARTICLE 16: Motion made by James Bonazoli, Board of Selectmen to move that the Town vote to raise by borrowing pursuant to M.G.L. Chapter 44, Section 7 and 8 and appropriate the sum of six million one hundred twenty five thousand dollars (\$6,125,000) for the purpose of making extraordinary repairs and/or replacement of water systems on the following streets or portions of the following streets: Main Street, Mill Street, Locust Street, Bear Hill Road, Linden Street, Minot Street, Summer Avenue, Libby Avenue, cross-country from Belmont Street to Libby Avenue, Chute Street, Haven Street, Sanborn Street, High Street and Washington Street; including the costs of engineering services, audits, designs, plans, contracts, specifications, equipment, inspection fees, cost estimates, bidding services, contingencies and all related expenses incidental thereto and necessary in connection therewith, said sum to be expended by and under the direction of the Town Manager; and that the Town vote to authorize the Town Manager, the Board of Selectmen, or any other agency of the Town to apply for a grant or loans to be used to defray the cost of all, or any part of, said water distribution system improvements; and that the Town vote to authorize the Town Manager to enter into any and all contracts and agreements as may be necessary to carry out the purposes of this Article, including but not limited to, the applications and acceptance of a non-interest bearing loan from the Massachusetts Water Resources Authority; and that the Town authorizes the Treasurer-Collector, with the approval of the Board of Selectmen, to borrow pursuant to said loan or take any other action with respect thereto:

Background: The purpose of this Article is to authorize debt for planned improvements to the water distribution system. In 2012 the Town hired Weston and Sampson Inc. to develop a new water system hydraulic model and develop a Water System Master Plan Report to reflect current system hydraulics. The model evaluated the town's distribution system to address the new MWRA supply, water quality concerns, and the proposed new second connection by MWRA. The report indicated that in switching the main source of water from the north (location of the Town's former Water Treatment Plant) to the south (location of the existing and proposed second MWRA interconnection) combined with the fact that 29% of the water distribution system consists of unlined cast iron pipe, several system deficiencies exist.

To address these deficiencies Weston and Sampson developed a 20+ year water distribution system Master Plan. The Master Plan recommends the cleaning and lining of unlined cast iron mains and replacing of undersized or deteriorated mains. The plan's initial Phase A includes projects which will create the greatest level of improvement to the system and address improvements to water quality in the northern part of town.

Phase A is planned to be implemented in two (2) parts, the first in FY 14 and the second in FY16 as identified below:

Phase A-1 (FY-14) \$5.0 million of 10yr debt (borrow \$4,012,000 from the MWRA interest free and the remainder as Town debt)

Main Street, Mill Street, Locust Street, Bear Hill Road, Linden Street, Minot Street, Summer Avenue, Libby Avenue, X-Country – Belmont Street to Libby Avenue,

Phase A-2 (FY-16) \$1.125 million of Town debt

Chute Street, Haven Street, Sanborn Street, High Street and Washington Street

To assist the Town in funding of these projects the Town was successful in obtaining the accelerated release of MWRA 0% Interest loan assistance for this project. Under MWRA's Local Water Assistance Program (LWSAP) the Town will be able to utilize any unutilized MWRA funds from the previously approved water main projects and \$4,012,000 of new LWSAP funds toward the proposed new water improvements. Under the LWSAP program the Town will receive interest free loans with a repayment period of up to 10 years.

Finance Committee Report - given by David Greenfield: The Finance Committee recommends the subject matter of Article 16 by a vote of 9-0-0 at their meeting on March 13, 2013.

Bylaw Committee Report: No report

Presentation given by:

- George Zambouras – See Attached

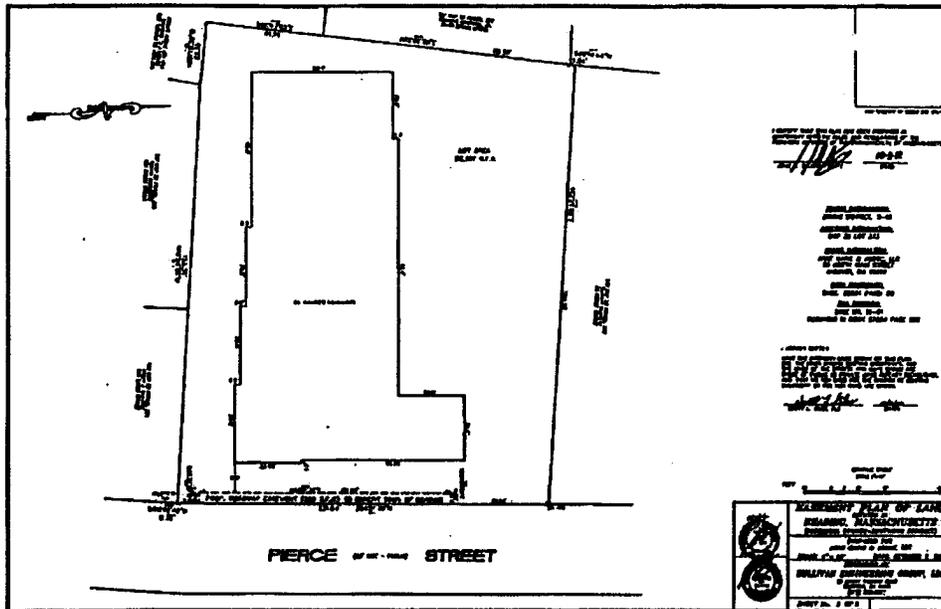
After discussion a vote was taken:

2/3 Vote Required
131 Voted in the affirmative
3 Voted in the negative
142 Town Meeting Members in Attendance

Motion Carried

ARTICLE 17: Motion made by John Arena, Board of Selectmen to move that the Town vote to authorize the Board of Selectmen to accept the conveyance of permanent roadway easement adjacent to Pierce Street in Reading, Middlesex County, MA located on Lot 273 of Map 22 which easement is shown on a plan entitled: "Easement Plan of Land located in Reading, MA prepared for Anne Marie & Associates LLC.", prepared by Sullivan Engineering Group, LLC and dated October 3, 2012 ; upon such terms and conditions as the Board of Selectmen shall consider proper; or take any other action with respect thereto.

Background: As part of the site plan approval for the development of 10 Pierce Street a condition of approval required the inclusion of on-street public parking along the edge of the roadway for the majority of the property's frontage. Pierce Street is only a 40 foot wide right of way. Due to this space limitation the only way to create the on-street parking spaces is for the developer to provide the Town with a permanent roadway easement to provide the public parking spaces. The easement consists of a 358 +/- square feet area located along the street line of Pierce Street as depicted on a plan entitled "Easement Plan of Land located in Reading, MA prepared for Anne Marie & Associates LLC.", prepared by Sullivan Engineering Group, LLC and dated October 3, 2012. The acceptance of this article will authorize the Board of Selectman to accept the conveyance of the permanent roadway easement. All regulations for on-street parking will apply to these parking spaces.



Finance Committee Report: No report

Bylaw Committee Report: No report

Presentation given by:

- George Zambouras – See Attached

After discussion a vote was taken:

Motion Carried

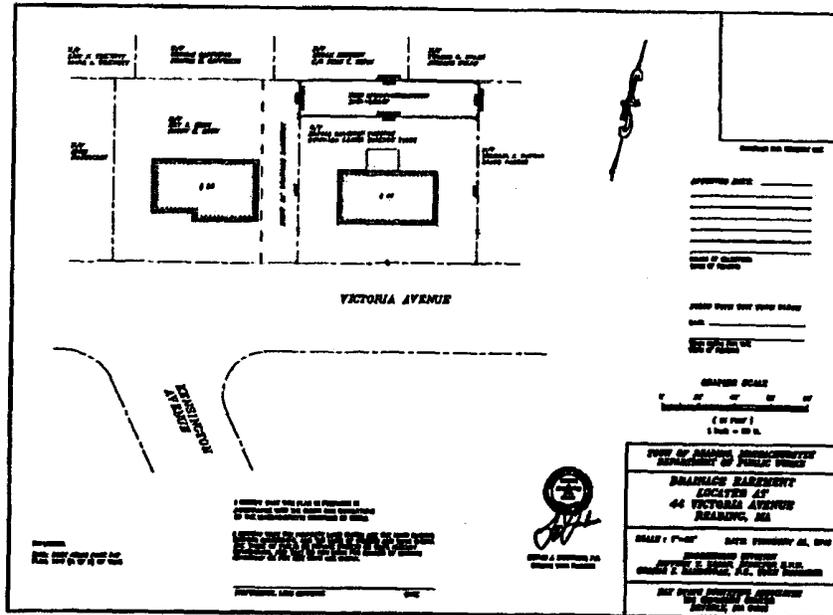
ARTICLE 18: Motion was made by Dan Ensminger, Board of Selectmen to move that the Town vote to authorize the Board of Selectmen to accept the conveyance of permanent drainage easements in Reading, Middlesex County, MA located on Lot 177 of Map 11 which easement is shown on a plan entitled: "Drainage Easement located at 44 Victoria Avenue, Reading, MA" dated February 25, 2013, prepared by Bay State Surveying Associates; upon such terms and conditions as the Board of Selectmen shall consider proper; or take any other action with respect thereto.

Background: Residents located in the vicinity of 44 and 50 Victoria Avenue are experiencing flooding of their properties during heavy rain storms. There is an existing Town owned drainage system and easement located on the adjacent property. However the flooding the residents are experiencing is the result of an isolated depression which due to topography does not drain to the current drainage system. To alleviate the flooding a small drain extension will be required which will require a new drainage easement. The approval of this article will authorize the Board of Selectmen to accept the conveyance of the drainage easement which will enable the Town to construct and maintain the necessary drainage improvements to alleviate the flooding.

The proposed drainage easement consists of a 2,000 +/- square feet area as depicted of the plan entitled "Drainage Easement Located at 44 Victoria Avenue, Reading, Ma" prepared by the Reading Engineering Division dated February 26, 2013.

The following owners have agreed transfer the following easement rights to the Town for a nominal fee of \$1.00.

<u>Location</u>	<u>Owner</u>	<u>Easement Area</u>
44 Victoria Avenue	Sophia Georgian - Trustee Georgian Family Trust	2000+/- square feet



Finance Committee Report: No report

Bylaw Committee Report: No report

Presentation given by:

- George Zambouras – See Attached

After discussion a vote was taken:

Motion Carried

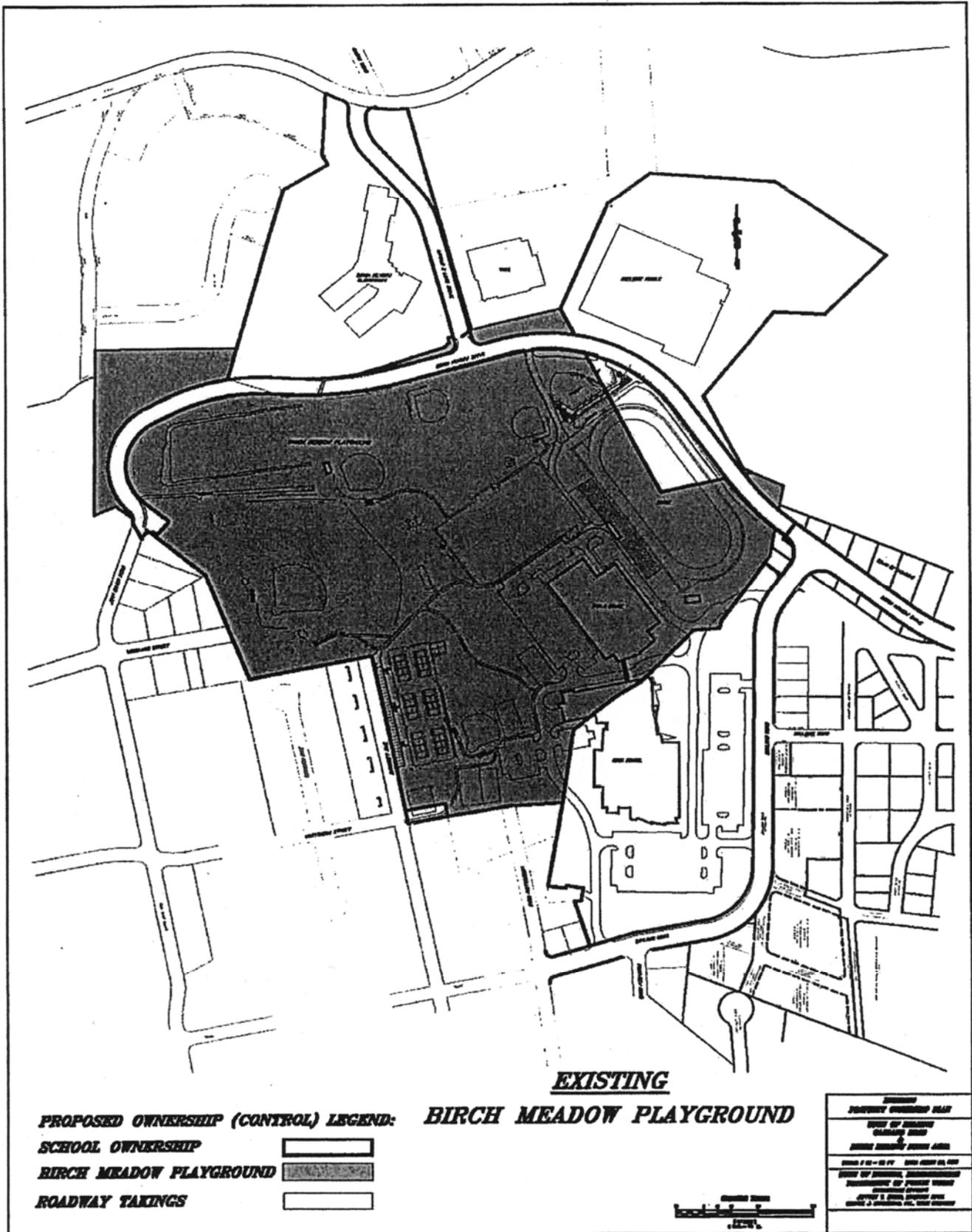
ARTICLE 19: Motion made by Karen Janowski, School Committee to move that the Town vote to approve the adjustments in School, Town, and Town park land property boundaries in the Birch Meadow Area as recommended by the Board of Selectman and School Committee and as shown on a plan entitled: "Plan of Town Owned Property located at Birch Meadow Drive", In Reading, MA" dated March 4, 2013, prepared by Bay State Surveying Associates; and that the Board of Selectmen is authorized to file Home Rule legislation with the Great and General Court of the Commonwealth of Massachusetts to effectuate the purposes of this Article if necessary; or take any other action with respect thereto.

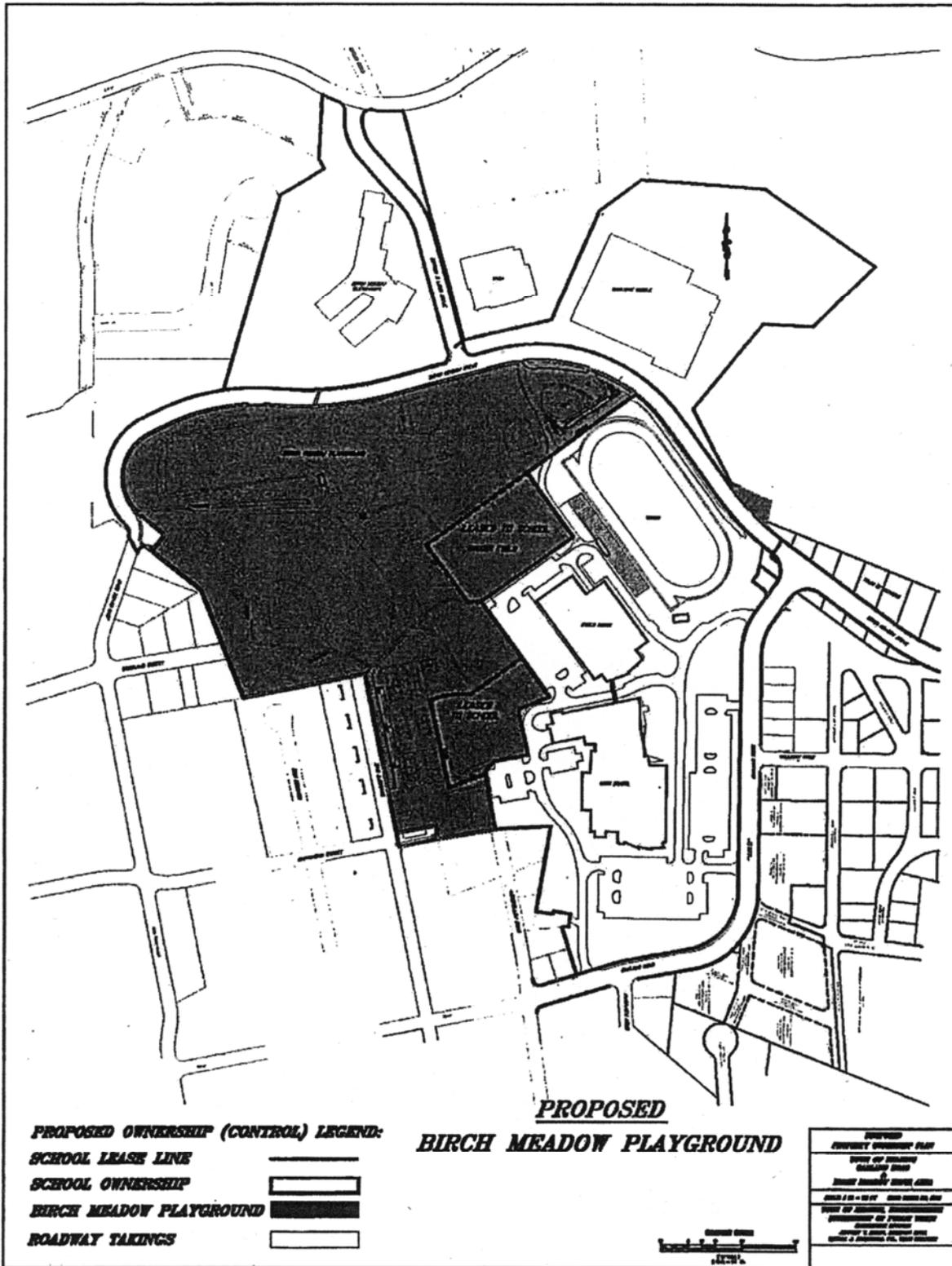
Background: During the design of the Reading Memorial High School project it became clear that the ownership patterns of land by the Town in the Birch Meadow area were not consistent with the current and proposed uses of the site. Some of the lands owned by the Town for park land are actually School Department facilities (the stadium is actually split through the middle – part Town parkland and part School Department ownership), and some School owned properties are actually used as public parks (a small slice of the Imagination Station site).

The Board of Selectmen and the School Committee entered into an agreement on May 27, 2003 to:

- Place an article on the Town Meeting warrant following completion of the Reading Memorial High School addition/renovation project to transfer all land that the Reading Memorial High School buildings and appurtenances occupy (including parking lots but not including park land and fields), to the Reading School Committee. Upon completion of the project, an as-built survey will be done by the School Committee at their sole cost and expense, of the entire Birch Meadow complex, and this survey will be used as the basis of determining the property whose ownership will be transferred to and/or from the Reading School Committee;
- Provide a long-term lease to the Reading School for the "care, custody, and control" of all lands and fields that are a part of the Reading Memorial High School addition/renovation project"

The project is complete and the Town Engineering Division has been working to do the necessary survey work to determine the existing property bounds and ownership, and to develop the plan for the proposed new boundaries. The maps are available on the Town web site at www.readingma.gov.





This land transfer may need approval of the legislature to the extent that any park lands are proposed to be transferred to the School Department, and this action will be included in the motion in the event that it is needed.

Finance Committee Report:

No report

Bylaw Committee Report:

No report

Presentation given by:

- Peter Hechenbleikner – See Attached

After discussion a vote was taken:

2/3 Vote Required
Declared by Moderator
142 Town Meeting Members In Attendance

Motion Carried

ARTICLE 20: Motion made by Marsie K West, Board of Selectmen to move that the Town vote to approve the following Affordable Housing Trust Fund Allocation Plan pursuant to Chapter 140 of the Acts of 2001 entitled "AN ACT AUTHORIZING THE TOWN OF READING TO ESTABLISH AN AFFORDABLE HOUSING TRUST FUND":

Motion made by James Bonazoli to dispense the of the reading of this Article

Motion to Dispense Carried

**Affordable Housing Trust Fund Allocation Plan
FY 2014**

Pursuant to Article 20 of the 2013 Annual Town Meeting, an Affordable Housing Trust Fund Allocation Plan for the Fiscal Year 2014 in accordance with the provisions of Chapter 140 of the Acts of 2001 is as follows:

Available Balance – <u>Unrestricted Funds</u> :	\$ 259,077
Available Balance – <u>Restricted Funds</u>	\$ 0

Unrestricted funds shall be used for the following purposes:

\$5,000 or a maximum of 2% for administration of Affordable Housing

Remainder for constructing affordable housing (including loan and grant programs); or for maintaining and improving affordability of existing housing stock; or for the purchase of existing housing stock to add it to or maintain it as a part of the existing affordable housing inventory

or take any other action with respect thereto.

Background: The purpose of this Article is to approve an Affordable Housing Trust Fund Allocation Plan approved by the Board of Selectmen.

Chapter 140 of the Acts of 2001 authorized the Town of Reading to establish an Affordable Housing Trust Fund (AHTF).

♦ "The Town of Reading may establish a separate fund to be known as the Affordable Housing Trust Fund for the purpose of creating or preserving affordable housing ... for the purpose of creating, maintaining or operating affordable housing."

♦ The AHTF may "develop new or rehabilitate existing dwelling units for purchase or rental by low and moderate income housing purchasers or tenants;"

♦ "Expenditures shall follow an allocation plan submitted by the Board of Selectmen annually to Town Meeting at the Annual Town Meeting, and approved by Town Meeting."

♦ "all expenditures from the fund, . . . shall be in accordance with the allocation plan and approved by a majority vote of the full combined memberships of the Board of Selectmen and the Reading Housing Authority."

The purpose of the Affordable Housing Allocation Plan is to provide a framework for the Town to expend funds on affordable housing. The current balance is \$ 259,693.37. Funds have been accumulated over the years as funds were secured for the purpose through the actions of the CPDC, and funds deposited in

one instance when an existing affordable unit was no longer able to be kept affordable after efforts were made to do so. There are no Town tax generated funds in the AHTF. The only expenditure to date from the AHTF is an amount of \$200,000 for Oaktree development to provide an additional 3 affordable housing units. That sum has been fully been utilized.

At the 2012 Annual Town Meeting, approval was given for funding to hire a consultant to update the Town's Housing Plan, including the 5 year "Housing Production Plan". This effort is important as a defense against unfriendly 40B developments in the community, and requires the Town to develop a phased plan to produce housing to reach the 10% threshold as required by the 40B statute. The Housing Production Plan has been approved by the Board of Selectmen.

As part of these planning efforts, the Town commissioned and received a supplemental report on how the AHTF can best be used to support the "Planned Production" goals of the Housing Plan. This supplemental element of the study was received in the late winter 2013, and a presentation is scheduled before the Board of Selectmen and the Reading Housing Authority in April. The report recommends major restructuring of the Town's AHTF efforts, and because the Board of Selectmen will not have had a chance to fully review and evaluate this recommendation before Town Meeting begins, the Town Manager is recommending to the Board of Selectmen that the AHTF Allocation Plan as shown below be adopted as the framework for the use of Affordable Housing Trust Fund in FY 2014.

An additional initiative that is being considered (Reading is the lead agency on the project) is to establish a regional consortium which would assist the member communities in monitoring and administering the Town's responsibilities for the various affordable housing developments that exist and will be developed in the future, to maintain the affordable units that the Town has worked so hard to create. This would be a potential use of the "Administrative" monies designated by the Affordable housing Allocation Plan.

Finance Committee Report - given by Barry Berman: The Finance Committee recommends the subject matter of Article 20 by a vote of 9-0-0 at their meeting on March 13, 2013.

Bylaw Committee Report: No report

Presentation given by:

- Peter Hechenbleikner - See Attached

After discussion a vote was taken:

Motion Carried

ARTICLE 21: Motion made by Ben Tafoya, Board of Selectmen to move that the Town vote to amend Section 1.8 of the General Bylaw by adding to the chart the following lines following Section 8.10:

Bylaw Section	Bylaw Title	Enforcing Person	Penalty - First Offense	Penalty - Second Offense	Penalty - Additional Offences
8.11	Trash Collection	Board of Health and Health Division agents	\$ 50	\$ 100	\$ 150
	Board of Health Regulations	Board of Health and Health Division agents	\$ 50	\$ 100	\$ 150

or take any other action with respect thereto.

Background: The recently adopted and approved bylaw on Trash Collection, Section 8.11 of the General Bylaw, needs to be included in the chart of fines for non-criminal disposition of matters. The fine schedule for Health Regulations also needs to be included in the Non-Criminal Disposition section of the General Bylaw. The Public Health Administrator recommends that the motion under this article should read as follows, which varies from the warrant (**bold and cross-out** show the differences from the warrant article):

Bylaw Section	Bylaw Title	Enforcing Person	Penalty – First Offense	Penalty – Second Offense	Penalty – Additional Offences
8.11	Trash Collection	Board of Health and Public Health Administrator Health Division agents	\$100-50	\$100	\$100 150
	Board of Health Regulations	Board of Health and Public Health Administrator Health Division agents	\$100-50	\$100	\$100 150

As a reminder to Town Meeting, the Board of Health has the authority and responsibility to establish regulations including the fines for violations. This article is only to ask Town Meeting to allow violations to be addressed through a ticket, vs. criminal disposition which requires court action.

Finance Committee Report: No report

Bylaw Committee Report - given by Steve Crook: The Bylaw Committee recommends the subject matter of Article 21 by a vote of 3-0-0.

Presentation given by:

- Peter Hechenbleikner – See Attached

After discussion a vote was taken:

Motion Carried

ARTICLE 22: Motion made by James Bonazoli, Board of Selectmen to move that the Town vote to rescind section 8.8 of the Reading General Bylaw and substitute therefore the following:

Motion made by John Arena to dispense of the reading of the Article

Motion to Dispense Carried

8.8 Animal Control

Pursuant to the authority set forth in M.G.L. Chapter 140 Section 147A, the following bylaw is enacted for the regulation of dogs in the Town of Reading.

8.8.1 Definitions

As used in this bylaw, the following words and terms have the following meanings:

8.8.1.1 Animal Control Officer (ACO)

A person designated by the Town Manager.

8.8.1.2 Dangerous Dog

A dog that either; (a) without justification, attacks a person or domestic animal causing physical injury or death; or (b) behaves in a manner that a reasonable person would believe poses an unjustified imminent threat of physical injury or death to a person or to a domestic or owned animal.

8.8.1.3 Effective Voice Control

To be under effective voice control, the animal must be within the keeper's sight and the keeper must be carrying a leash and the animal must refrain from illegal activities.

- 8.8.1.4 Euthanize**
An order by the Animal Control Appeals Committee (ACAC) that a dangerous dog be euthanized in accordance with M.G.L. Chapter 140 and the American Veterinary Medical Association Guidelines on Euthanasia.
- 8.8.1.5 Keeper**
Any person having charge of an animal within the Town of Reading, including but not limited to the animal's owner, dog walkers, dog sitters, members of the animal owner's household or family.
- 8.8.1.6 Kennel**
Four or more dogs, six months of age or older, kept on a single property, whether for breeding, boarding, sale, training, hunting, companionship or any other purpose. "Kennel" includes commercial boarding or training kennel, commercial breeder kennel, domestic charitable corporation kennel, personal kennel or veterinary kennel.
- 8.8.1.7 Kennel License**
A special license issued to a kennel, which allows payment of a single fee covering all dogs in the kennel; with the kennel license, the kennel owner receives a special kennel tag for each dog in the kennel.
- 8.8.1.8 License**
A dog's registration, evidenced by a tag issued annually by the Town Clerk to the owner of each dog residing in Reading and worn by the dog securely fixed to its collar or harness.
- 8.8.1.9 License Transfer**
The registration issued to a dog already licensed in another U.S. jurisdiction, after the dog moves into the Town of Reading.
- 8.8.1.10 License Period**
An annual period, from January 1 through December 31.
- 8.8.1.11 Muzzling**
Using a device that fits over a dog's mouth and prevents it from biting, but that does not cause any injury or interfere with the vision or respiration of the dog that wears it.
- 8.8.1.12 Nuisance Dog**
An animal that repeatedly violates Section 8.8.3 of this bylaw.
- 8.8.1.13 Permanent Restraint**
An order issued by the Animal Control Appeals Committee under Section 8.8.5.3 requiring a dangerous dog's keeper to restrain it.
- 8.8.1.14 Restraint**
Limiting, restricting, or keeping an animal under control by means of a physical barrier (e.g., a leash, substantial chain or line, visible or invisible fence).
- 8.8.1.15 Running at Large**
A dog is running at large if it is not on the private property of its keeper, or on private property with the express permission of that property's owner, or on a leash, or under effective voice control (i.e., within the keeper's sight and the keeper is carrying a leash).
- 8.8.1.16 Temporary Restraint**
An order issued by the ACO under Section 8.8.3.2 requiring the dog's keeper to restrain a nuisance dog or suspected dangerous dog for thirty (30) days. An invisible fence will not be considered a temporary restraint for a suspected dangerous dog.
- 8.8.1.17 Other Meanings**
Any word or term defined in M.G.L. Chapter 140 Section 136A and not otherwise defined here, is incorporated by reference.

8.8.2 Vaccination, Licensing and Fees

8.8.2.1 Three or fewer dogs

License and vaccination requirements

All dogs six months and older, while residing in the Town of Reading, must have a license from the Town Clerk. To obtain or renew the license, each dog owner must annually present proof of a current rabies vaccination. When a veterinarian determines that vaccination is inadvisable, the owner may present a veterinarian's certificate exempting an old or sick dog from vaccination for a stated period of time.

New Dogs

Within thirty (30) days of acquiring a dog six (6) months of age or older, each dog owner in Reading must present proof of that dog's current rabies vaccination and obtain a license and dog tag from the Town Clerk.

New Puppies

Within six (6) months of a puppy being born, each dog owner in Reading must present proof of that puppy's current rabies vaccination and obtain a license and dog tag from the Town Clerk.

New Residents

A new resident who owns a dog six (6) months of age or older must license it within thirty (30) days after moving into Reading. The Town Clerk will issue each dog a transfer license upon the owner's surrender of a current license from another U.S. jurisdiction and proof of current rabies vaccination. The transfer license is valid until the next regular licensing period.

Lost Tags and Replacement Tags

Dog owners must replace a lost tag within three (3) business days of the loss, by obtaining a replacement tag from the Town Clerk.

Tag exemptions for dog events and medical reasons:

- A dog while actually participating in an official dog sporting or dog fancy event (if the event sponsors do not allow participants to wear tags) is exempt from the requirement that its license tag be affixed to its collar, provided its keeper has the tag at the event and available for inspection by the ACO.
- When a veterinarian determines that a dog cannot wear a collar for medical reasons, the dog is exempt from wearing a tag until it recovers, from the requirement that its license tag be affixed to its collar, provided its keeper has the tag in his or her possession and available for inspection by the ACO.

Annual Renewal

Dog owners must renew each dog license annually. The annual licensing period runs from January 1 through December 31.

License due Date and Late Fee

The application form for obtaining, renewing or transferring a license shall be available to each household no later than December 31 each year. Dog owners must return forms and fees to the Clerk by March 31 (or the first business day thereafter, if March 31 falls on Friday, Saturday, Sunday or legal holiday). Any license renewed after this date is overdue, and the owner must pay a late fee as determined by the Board of Selectmen in addition to the license renewal fee. The overdue license fee and the late fee may be added to the owner's tax bill or may be recovered through the imposition of a municipal charges lien on any property standing in the name of the dog owner, pursuant to M.G.L. Chapter 40 Section 58.

License Fees

The fees for licensing each dog shall be determined by the Board of Selectmen. The fees shall differentiate between neutered or spayed dogs, and non-neutered or non-spayed dogs. The fee for neutered or spayed dogs shall be less than the fee for non-neutered or non-

spayed dogs. There is no fee for a dog license for service dogs as defined by the Americans with Disabilities Act or regulations promulgated thereunder. No fee shall be charged for a license for a dog owned by a person aged 70 years or over.

8.8.2.2 Four or more dogs

License and Vaccination Requirements

Anyone who owns or boards four or more dogs within the Town of Reading must apply for and obtain a kennel license from the Town Clerk. (This requirement shall not apply to medical boarding by any licensed veterinarian practicing in the Town of Reading.) To obtain or renew the license, the kennel licensee who is also the owner of the dogs must present proof of current rabies vaccinations for each dog older than six months in the kennel. When it is off the kennel property, each dog in the kennel must wear a kennel tag, issued by the Town Clerk, affixed to its collar or harness. Kennel licensees who offer temporary boarding services must obtain valid proof that each dog in the kennel that is older than 6 months has received a current rabies vaccination which proof must be maintained in accordance with 8.8.2.1 bullet one herein.

New Dogs and New Puppies

The kennel licensee who is also the owner of the dogs must report to the Town Clerk each new dog in the kennel within thirty (30) days of its acquisition, show proof of current vaccination, and obtain a kennel tag for that dog. The kennel licensee must show proof of current vaccination and obtain a tag for each puppy when it reaches six months old.

Inspection Process

Before the Town Clerk can issue the kennel license, the Health Division Animal Inspector must inspect the proposed kennel, file a report on the inspection, and favorably recommend that the kennel meets all the following requirements:

- The location of the kennel is appropriate for housing multiple dogs.
- The location of the kennel on the property will have no significant adverse effect on the peace and quiet or sanitary conditions of the neighborhood.
- The area provided for housing, feeding, and exercising dogs is no closer than twenty (20) feet to any lot line.
- The area provided for housing, feeding, and exercising dogs is no closer than fifty (50) feet to any existing dwelling on an abutting lot.
- The kennel will be operated in a safe, sanitary and humane condition.
- Records of the numbers and identities of the dogs are properly kept.
- The operation of the kennel will be consistent with the health and safety of the dogs and of the neighbors.

Periodic Inspections

Before a kennel license is renewed, and at any time they believe it necessary, the ACO and/or the Health Division may inspect any kennel. If the ACO or the Health Division determine that the kennel is not being maintained in a safe, sanitary and humane condition, or if the kennel records on the numbers and identities of the dogs are not properly kept, the ACO will report the violations to the Animal Control Appeals Committee (ACAC) for a hearing on whether to impose fines or revoke the kennel license.

Kennel Review Hearings

Within seven (7) business days after receiving the ACO's report of violations, the ACAC will notify all interested parties of a public hearing to be held within fourteen (14) days after the notice date. Within seven (7) business days after the public hearing, the ACAC shall either revoke the kennel license, suspend the kennel license, order compliance, or otherwise regulate the kennel.

Penalties

Any person maintaining a kennel after the kennel license has been denied revoked or suspended will be subject to the penalties in Section 8.8.7 of this bylaw.

Annual Renewal

Each kennel licensee must renew the license annually at the Town Clerk's Office. The annual licensing period runs from January 1 to December 31.

License Due Date

Kennel license renewal forms will be sent to each licensed kennel no later than December 1 each year. Kennel licensees must return forms and fees to the Town Clerk by January 15 (or the first business day thereafter, if the 15th falls on Friday, Saturday, Sunday or legal holiday). Failure to pay on time will result in a late fee, due in addition to the license fee. The overdue license fee and the late fee may be added to the licensee's tax bill or may be recovered through the imposition of a municipal charges lien on any property standing in the name of the kennel licensee, pursuant to M.G.L. Chapter 40 Section 58. Nothing in this bylaw shall prevent or abrogate the Board of Health's authority to license and inspect kennels in the Town of Reading.

Fees

The fees for licensing each kennel shall be established by the Board of Selectmen.

Incorporation

The following provisions of M.G.L. Chapter 140 are expressly incorporated herein: Section 137B - Sale or other delivery of unlicensed dog by kennel licensee; Section 137D - Licensee convicted of violation of statutes relating to offenses against animals; and Section 138A - Importation of dogs and cats for commercial resale, etc.

8.8.3 Conduct of Animals

8.8.3.1 Endangering Safety

No animal keeper shall allow its animal to bite, menace or threaten, all without provocation, so as to endanger the safety of any person, domestic animal or livestock provided such threat or attack was not a grossly disproportionate reaction under all the circumstances. This section is not meant to preclude an animal from acting as a watchdog on its keeper's property.

8.8.3.2 Disturbing the Peace

No animal keeper shall allow the animal to disturb the peace of any neighborhood by making excessive noise without provocation. Noise is excessive if it is uninterrupted barking, yelping, whining, or howling, causing damage or other interference that a reasonable person would find disruptive to one's quiet and peaceful enjoyment for a period of time exceeding 15 minutes. Or, by excessive barking or other disturbance, which is a source of annoyance to a sick person residing in the vicinity. This section is not meant to preclude a dog from acting as a watchdog on its keeper's property.

8.8.3.3 Damaging Property

No animal keeper shall allow the animal to damage public or private property or realty.

8.8.3.4 Running at Large

When not on the private property of its keeper, or on private property with the express permission of that property's owner, an animal must be on a leash or may be under effective voice control in locations noted below. To be under effective voice control, the animal must be within the keeper's sight and the keeper must be carrying a leash.

8.8.3.5 Voice Control in Place of Leash Control Allowed

A dog shall be under voice control when within the Town Forest or on Conservation lands.

8.8.3.6 Public Gatherings - Leash Control Only

An animal may be at any public gathering not otherwise specified in this bylaw only if it is on a six-foot or shorter leash and the animal must refrain from illegal activities.

8.8.3.7 School Grounds

Animals are not allowed during school - leash control only at other times. Unless the school Principal gives permission in advance, no animal may be on school grounds from thirty (30) minutes before classes begin until thirty (30) minutes after classes end. At all other times,

the animal may be on school grounds only if it is on a six-foot or shorter leash. An animal is not violating this prohibition if it remains within a vehicle.

8.8.3.8 Exception for Assistance Animals (service animals)

Section 8.8.3.4 does not apply to any properly trained assistance animal or service animal while performing its duties.

8.8.3.9 Chasing

No animal keeper shall allow the animal to chase a person, motor-powered vehicle, human-powered vehicle, or animal drawing or carrying a person.

8.8.3.10 Dog Litter

Every dog keeper is responsible for expeditiously removing any dog feces the dog deposits anywhere except on its keeper's private property, on other private property with the property owner's permission. This provision does not apply to any assistance dog or service dog while it is performing its duties.

8.8.4 Animal Control Officer

8.8.4.1 Appointment

The Town Manager shall appoint an Animal Control Officer (ACO) under the provisions of M.G.L. Chapter 140 Sections 151 and 151A to carry out the provisions of this bylaw and to perform such other duties and responsibilities as the Town Manager or his designee may determine.

8.8.4.2 Duties

The ACO's duties shall include but not be limited to the following:

- Enforcement of the Town of Reading Animal Control bylaw and relevant State regulations.
- Explanation of bylaw violations.
- Notification to the owner of unlicensed dogs.

8.8.4.3 Issuance of Temporary Restraint Orders

The ACO shall issue an order of temporary restraint to the keeper of any animal that is a nuisance or that is awaiting a decision under Section 8.8.6 as to whether it is dangerous. An order of temporary restraint is an order that the animal must be confined to its keeper's property when not on a six (6) foot or shorter leash or may be ordered to be sheltered at a local kennel or veterinarian facility at the animal owner's expense; muzzling will be at the ACO's discretion. It shall be in force for no more than thirty (30) days unless the ACO renews it in writing for subsequent thirty (30) day periods. The ACO shall rescind or stop renewing the order when, in the ACO's judgment, restraint is no longer required. The animal's keeper can petition the Animal Control Appeals Committee (ACAC) under Section 8.8.5.2 to rescind the order of Temporary Restraint.

8.8.4.4 Issuance of an Order of Confinement

The ACO may make arrangements for the temporary housing of any animal that is to be confined under the provisions of this bylaw. The housing may be at local veterinary clinics, or at dog kennels within the Town or neighboring towns, and shall be at the animal owner's expense.

8.8.4.5 Complaint Resolution

The ACO shall investigate all written complaints arising within the Town pertaining to violations of this bylaw and try to mediate disputes between Town residents complaining that a dog owned or kept in Town is a nuisance dog or a dangerous dog. If the mediation fails, the ACO will decide on a solution and inform the animal owner and any resident that brought a complaint or problem to the ACO's attention. Any party aggrieved by or disagreeing with the ACO's decision may appeal that decision to the Animal Control Appeals Committee; the ACO shall attend the meetings of the ACAC on the matter.

8.8.4.6 Recordkeeping

The ACO shall keep accurate, detailed records of the confinement and disposition of all animals held in custody and of all bite cases reported, and the results of investigations of the same. The ACO shall maintain a telephone log of all calls regarding animals and submit a monthly report summarizing the log to the ACAC.

8.8.5 Animal Control Appeals Committee (ACAC)

8.8.5.1 Composition of the ACAC

The Animal Control Appeals Committee is comprised of three Reading residents, none of whom can be employees of the Town, appointed to three-year overlapping terms by the Board of Selectmen. The ACAC will annually select a member to serve as the Chair. At least one of the three members must be a dog owner.

8.8.5.2 Right to Appeal

When the ACO has investigated a complaint regarding an animal's behavior and has issued a finding or an order of Temporary Restraint with which either the animal's keeper or the complainant disagrees, then either party may appeal by sending a written request to the Town Clerk within ten (10) business days after issuance of the ACO's decision. Following the Clerk's receipt of a written appeal, the ACAC shall hold a public hearing on the appeal within fourteen (14) days, at which the dog owner, the complainant, and the ACO must appear.

8.8.5.3 Findings and Further Appeals

The ACAC shall vote at the public hearing on whether to uphold, reverse, or modify the ACO's decision and shall mail its ruling to the animal owner, complainant, and ACO within three (3) business days after the public hearing.

8.8.5.4 Hearings

The ACAC shall hold public hearings and make decisions on any dangerous dog declaration under Section 8.8.6 or a nuisance dog declaration under Section 8.8.7.

8.8.5.5 Further Appeals

An appeal from an order or decision of the ACAC may be made by either the Owner or Complainant within 10 days at the Woburn District Court.

8.8.6 Dangerous Dogs

8.8.6.1 Declaring a Dog Dangerous

A dog that either;

- without justification, attacks a person or domestic animal causing physical injury or death; or
- behaves in a manner that a reasonable person would believe poses an unjustified imminent threat of physical injury or death to a person or to a domestic or owned animal may be declared dangerous by the ACAC. An exception may be made for a puppy (animal under six (6) months old) that draws blood, or for a dog that attacks or bites an unaccompanied domestic animal on the dog keeper's property.

8.8.6.2 Procedure for Declaring a Dangerous Dog

Upon the written complaint of the ACO, any other public safety agent, or upon the petition of not less than five (5) individuals from five (5) separate households the Animal Control Appeals Committee (ACAC) shall hold a public hearing, after which it will determine whether it should declare a dog dangerous and, if so declared, what remedy is appropriate.

8.8.6.3 Exceptions

No dog shall be deemed dangerous:

- Solely based upon growling or barking or solely growling and barking;
- Based upon the breed of such dog; or
- If such dog was reacting to another animal or to a person and such dog's reaction was not grossly disproportionate to any of the following circumstances:
 - Such dog was protecting or defending itself, its offspring, another domestic animal or a person from attack or assault;

- The person who was attacked or threatened by the dog was committing a crime upon the person or property of the owner or keeper of such dog;
- The person attacked or threatened by the dog was engaged in teasing, tormenting, battering, assaulting, injuring or otherwise provoking such dog; or
- At the time of such attack or threat, the person or animal that was attacked or threatened by such dog had breached an enclosure or structure in which the dog was kept apart from the public and such person or animal was not authorized by the owner of the premises to be within such enclosure including, but not limited to a gated, fenced in area if the gate was closed, whether locked or unlocked; provided, however, that if a person is under the age of 7, it shall be a rebuttable presumption that such person was not committing a crime, provoking the dog or trespassing.

8.8.6.4 Remedies

Upon its finding that the dog is dangerous, the ACAC shall order one of the following remedies: permanent restraint or euthanasia in accordance with the American Veterinary Medical Association Guidelines on Euthanasia.

- Permanent Restraint Order is an order that the dog must at all times while on its keeper's property be kept within the keeper's house or a secure enclosure. The secure enclosure shall be a minimum of five (5) feet wide, 10 feet long, and five (5) feet in height, with a horizontal top covering the entire enclosure; shall be constructed of not less than nine (9) gauge chain link fencing; the floor shall be not less than three (3) inches of poured concrete; with the bottom edge of fencing embedded in the concrete; shall be posted with a clearly visible warning sign including a warning symbol; must contain and provide protection from the elements; and shall comply with all applicable building codes and with the Zoning Bylaws of the Town of Reading. In addition, the keeper of the dog shall annually provide proof to the Town Clerk of a liability insurance policy of at least One Hundred Thousand (\$100,000) Dollars for the benefit of the public safety; and whenever removed from the premises of the owner or the premises of the person keeping the dog, the dog shall be securely and humanely muzzled and restrained with a chain or other tethering device having a minimum tensile strength of 300 pounds and not exceeding 3 feet in length.
- Euthanasia is an order to take the life of the dog by the administration of barbiturates in a manner deemed acceptable by the American Veterinary Medical Association Guidelines on Euthanasia.

8.8.7 Nuisance Animal

8.8.7.1 Declaring a Dog to be a Nuisance

An animal that repeatedly violates Section 8.8.3 of this bylaw may be declared a nuisance dog by the ACAC.

8.8.7.2 Procedure for Declaring a Dog to be a Nuisance

Upon the written complaint of the ACO, any other public safety agent, or upon the petition of not less than five (5) individuals from five (5) separate households the Animal Control Appeals Committee (ACAC) shall hold a public hearing, after which it will determine whether it should declare a dog to be a nuisance dog. The ACAC may further order that the owner or keeper of such dog take remedial action to ameliorate the cause of the nuisance behavior.

8.8.8 Penalties

8.8.8.1 Fines

Any animal keeper who maintains a kennel after the kennel license has been denied, revoked or suspended, or who fails to obtain a kennel license; and any animal keeper who fails to comply with Section 8.8.3 Conduct of Animals shall be subject to penalties as determined by the Animal Control Appeals Committee, not exceeding Three Hundred (\$300) Dollars per day for every day of the violation.

8.8.8.2 Reimbursement of Costs

If the Animal Control Officer confines a dog and the animal owner does not pay all fees directly to the kennel or veterinary clinic, then the dog's keeper must reimburse the Town of

Reading for any expenses incurred in boarding that dog. If the dog has not been licensed, the keeper must obtain a license and pay any applicable late fee before the dog can be released.

8.8.8.3 Penalties for Violating Restraint Orders

The ACAC shall determine a schedule of penalties not exceeding Three Hundred (\$300) Dollars per day for each and every violation of restraint orders.

8.8.9 Miscellaneous

8.8.9.1 Enforcement

In addition to any other means of enforcement, the provisions of this bylaw and the regulations adopted pursuant thereto may be enforced by non-criminal disposition in accordance with the provisions of Section 1.8 of this bylaw, and M.G.L. Chapter 40 Section 21D.

8.8.9.2 Incorporation of State Law

The provisions of M.G.L. Chapter 140 Sections 136A through 156 and 158 through 174D, inclusive, as may be amended from time to time and except as modified herein, are hereby incorporated into this bylaw.

or take any other action with respect thereto.

Background: The Town's Animal Control sections of the General Bylaw were developed several years ago and were recently recodified and approved by Town Meeting.

Last year (after the Town's recodification of the General Bylaw) the State amended the entire state statute dealing with Animal Control, and the Town now needs to bring the Town's General Bylaw into conformance with the Statute. In general Reading's Animal Control Bylaw was in good shape with respect to the new statute. The Bylaw Committee has been given a "marked up" copy of the existing bylaw to review. The major changes to Reading's existing bylaw are:

- Change in the terminology of "destruction" of an animal, to use the term "euthanize"
- The State Statute no longer gives the option of "banishment" or removing a dangerous dog from the community – the 2 options now are "permanent restraint" or "euthanize"
- The term "vicious" now is now replaced by the term "dangerous" dog.
- While licenses will still be required, the Board of Selectmen has agreed to waive dog license fees for animals owned by residents aged 70 and over

The Police Department Executive Officer, who worked with the Animal Control Officer and the Public Health Administrator to review the new Statute and how it affected the existing General Bylaw, advises that the following change from the article should be made in the motion to adopt this article:

8.8.3.5 Voice Control in Place of Leash Control Allowed

A dog may **shall** be under voice control when within the Town Forest or on Conservation lands.

Finance Committee Report: No report

Bylaw Committee Report: The Bylaw Committee recommends the subject matter of Article 22 by a vote of 3-0-0. The Bylaw Committee reviewed the subject matter of this article in detail both as to content and verblage and agrees with the change which will update to Animal Control Bylaw to reflect recent State Statute changes

Presentation given by:

- Peter Hechenbleikner – See Attached

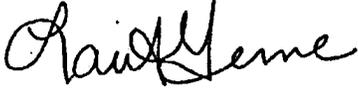
After discussion a vote was taken:

Motion Carried

On motion by, Board of Selectmen, it was voted that this Annual Town Meeting stand adjourned to meet at 7:30 PM at the Reading Memorial High School Performing Arts Center, on Thursday, April 25, 2013.

Meeting adjourned at 9:58 PM with 142 Town Meeting Members in attendance.

A true copy Attest:

A handwritten signature in black ink, appearing to read "Laura A. Gemme". The signature is written in a cursive style with a large initial "L".

Laura A Gemme
Town Clerk

ANNUAL TOWN MEETING

**Reading Memorial High School
Performing Arts Center**

April 25, 2013

The meeting was called to order by the Moderator, Alan E. Foulds, at 7:35 PM, there being a quorum present. Pledge of Allegiance to the Flag was said by the members of Town Meeting.

ARTICLE 2 To hear and act on the reports of the Board of Selectmen, Town Accountant, Treasurer-Collector, Board of Assessors, Director of Public Works, Town Clerk, Tree Warden, Board of Health, School Committee, Contributory Retirement Board, Library Trustees, Municipal Light Board, Finance Committee, Cemetery Trustees, Community Planning and Development Commission, Town Manager and any other Official, Board or Special Committee.

Background: This article appears on the Warrant for all Town Meetings. At this Annual Town Meeting, the following report(s) are anticipated:

**Town of Reading Massachusetts
Report from the Schools
John Doherty, Superintendent of Schools**

Please see attached Presentation

Finance Committee Report: No report

Bylaw Committee Report: No report

Motion made by James Bonazoli to table Article 2

Motion Carried

ARTICLE 23 Motion made by Charlie Adams, Committee Planning and Development to move that the Town vote to adopt the new official zoning map dated April 8, 2013 entitled "Reading Zoning Map" as amended, consisting of an index map and 61 detailed maps, approved by the Community Planning and Development Commission and that section 3.2 of the Zoning Bylaw of the Town of Reading be deleted in its entirety and replaced with the following language:

Motion made by John Arena to dispense of the Reading of the Article

Motion to Dispense Carried

3.2 Zoning Map

Districts are shown, defined and bounded on the map **dated April 8, 2013** entitled "Reading Zoning Map", ~~dated November 1, 1986~~ as amended, consisting of an index map and **61 detailed maps, 35 sheets containing 39 detailed maps**, prepared and signed **approved** by the Community Planning and Development Commission, which constitutes a part of these **Zoning Bylaw**.

The **"Reading Zoning Map"** map shall be kept on file and current by the **Town Engineer** ~~Community Planning and Development Commission~~ who shall supply copies to the Town Clerk, **the Town Planner**, the Building Inspector, ~~the~~ and the Board of Appeals, and **the CPDC**. The **"Flood Insurance Rate Map, Town of Reading, Massachusetts Middlesex County" consisting of 7 panels, dated June 4, 2012** and They are to be appended to the "Reading Zoning Map" as Exhibits 1, 2, 3 and 4 the maps entitled "Flood Insurance Rate Map, Town of Reading, Massachusetts Middlesex County" with an effective date of July 2, 1981 consisting of Panel 1 of 4, Panel 2 of 4, Panel 3 of 4 and Panel 4 of 4; and Exhibit 5 the map entitled "Aquifer Protection Overlay District Map, Town of Reading" dated September, 1985 consisting of 1 panel **are incorporated into and made a part of the "Reading Zoning Map"**.

Background: The Town of Reading Zoning Bylaw, Section 3.2 identifies the official zoning map as the Reading Zoning Map dated November 1, 1986, as amended. The Zoning Map consists of an index map and 35 sheets containing 39 maps prepared and signed by the Community Planning and Development Commission as approved at the November 1986 Town Meeting. The Zoning Map constitutes a part of the Zoning Bylaw.

Subsequent zoning amendments adopted by Town Meeting required updating the Zoning Map. Some of the updated maps were hand drawn and others were digitized versions for incorporation onto the GIS data base of maps. Errors were discovered in the updated maps which need correcting. These errors are in the form of drafting/digitizing errors and legal description errors. For example, Town Meeting approved a change in district boundary line, which was subsequently drawn erroneously on the updated digital map.

The purpose of this article is to correct the errors identified and approve a new corrected and updated Town of Reading Zoning Map. The plans presented before you for adoption are the compilation of all those different maps that reflect all zoning changes since the approval of the November 1, 1986 Map. The details of the new zoning map are too extensive to be produced in this report but are available on the Town web site at http://www.readingma.gov/Pages/ReadingMA_GIS/zoningmaps and are available in the office of the Town Engineer, Town Hall 16 Lowell Street.

The following is a summary of the zoning map corrections. **There are no new changes proposed to the Zoning Map.**

APRIL 8, 2013 - ZONING MAP CORRECTIONS			
NEW ASSESSORS MAP NO.	KEY MAP LOCATION NO.	DESCRIPTION OF DISCREPANCY	CORRECTIVE MEASURES
60	1	Off Main Street, the 2004 zoning line was digitized in the wrong location.	The 2013 map shows the zone line moved to 250' from the centerline of Haverhill Street as previously approved by Town Meeting. The text "250' " was also added to the new plans to clarify the exact location of the zone line.
56, 57	2	Off Pearl Street, the 2004 digitized zoning line followed the incorrect property line.	The 2013 map shows the zone line in the correct location as previously approved by Town Meeting.
46, 47	3	Off Haverhill Street, the 2004 zoning line was digitized in the wrong location.	The 2013 map shows the zone line moved to 250' from the centerline of Haverhill Street as previously approved by Town Meeting. The text "250' " was also added to the new plans to clarify the exact location of the zone line.
35, 41	4	Off Haverhill Street, the 2004 digitized zoning line followed the incorrect property line.	The 2013 map shows the zone line in the correct location as previously approved by Town Meeting.
43, 37	5	Off Grove Street, the 2004 zoning line was digitized in the wrong location.	The 2013 map shows the zone line moved to 250' from the centerline of Grove Street as previously approved by Town Meeting. The text "250' " was also added to the new plans to clarify the exact location of the zone line.
43, 37	6	On Family Circle, the 2004 zoning line was digitized incorrectly.	The zone line on Family Circle has been corrected to reflect previously approved Town Meeting votes.

APRIL 8, 2013 - ZONING MAP CORRECTIONS

NEW ASSESSORS MAP NO.	KEY MAP LOCATION NO.	DESCRIPTION OF DISCREPANCY	CORRECTIVE MEASURES
39	7	Off Forest Street, the 2004 digitized zoning line followed the incorrect property line. At the same location, the 2004 digitized maps indicate the PRD-G Overlay District in the wrong location.	The 2013 map shows the zone line and the PRD-G Overlay District in the correct location as previously approved by Town Meeting.
34	8	Off Pearl Street opposite Putnam Road, the 2004 digitized zoning line followed the incorrect property line.	The 2013 map shows the zone line in the correct location as previously approved by Town Meeting.
34	9	At #187 Pearl Street between Audubon Rd and Condor Rd, the 2004 digitized zoning line followed the incorrect property line.	The 2013 map shows the zone line in the correct location as previously approved by Town Meeting.
23	10	Off Baystate Road and off Salem Street (at Torre Street), the 2004 zoning line was digitized in the wrong location. Also, at Back Bay Court, a portion of the PRD-G Overlay District was not identified on the 2004 digitized maps.	The 2013 map shows; off Baystate Road the zone line moved to 250' from the centerline of Baystate Road; and off Salem Street, the zone line moved to 150' from the centerline of Salem Street. Both changes were made to reflect actual Town Meeting votes. The texts "250' " and "150' " were also added to the new plans to clarify the exact location of the zone line. The 2013 map also, shows the correct boundaries for the PRD-G Overlay District as previously approved by Town Meeting.
20	11	Off Arcadia Avenue, (near West Street), the 2004 digitized zoning line followed the incorrect property line. Also, in the Intersection of West Street, Willow Street and Summer Avenue, there was a minor digitizing error in the location of the zoning line.	The 2013 map shows the zone line in the correct location as previously approved by Town Meeting.
20	12	The 2004 digitized zoning maps indicate zoning line down the centerline of the railroad tracks which suggests a change in zoning from one side of the tracks to the other. There is no change in zoning at this location and the digitized zone line not needed.	The 2013 map shows the unnecessary zoning line removed from the map.
21	13	The 2004 zoning maps indicate zoning line down the centerline of the railroad tracks which suggests a change in zoning from one side of the tracks to the other. There is no change in zoning at this location and the digitized zone line not needed.	The 2013 map shows the unnecessary zoning line removed from the map.

APRIL 8, 2013 - ZONING MAP CORRECTIONS

NEW ASSESSORS MAP NO.	KEY MAP LOCATION NO.	DESCRIPTION OF DISCREPANCY	CORRECTIVE MEASURES
21	14	The 2004 digitized zoning maps incorrectly included a portion of Sanborn Street in the Business B and MU District.	The 2013 map shows the zone line in the correct location as previously approved by Town Meeting.
17, 22	15	In the area of Green Street, Chapin Avenue, and Pleasant Street, the 2004 digitized zoning line followed the wrong property line.	The 2013 map shows the zone line in the correct location as previously approved by Town Meeting.
17	16	Off Lakeview Avenue, the 2004 digitized zoning line followed the incorrect property line.	The 2013 map shows the zone line in the correct location as previously approved by Town Meeting.
12, 17	17-A	The 2004 zoning maps show a zone line down the centerline of the railroad tracks which suggests a change in zoning from one side of the tracks to the other. There is no change in zoning at this location and the digitized zone line not needed. Also, the 2004 digitized maps do not show the PUD-I Overlay District around the area of the DPW garage. In addition along the northerly side of the railroad tracks, the PUD-I Overlay district follows the railroad property only and does not include the railroad property as erroneously indicated on the same map.	The 2013 maps show the zone line correctly removed from the maps and the PUD-I Overlay District correctly located on the maps as previously approved by Town Meeting.
17	17-B	Off Goodall-Sanford Road, there was a minor digitizing error in the zone line. Also, the 2004 maps do not show the PUD-I Overlay District around the area of the RMLD property.	The 2013 map shows the zone line in the correct location and the PUD-I Overlay District correctly located on the maps as previously approved by Town Meeting.
7	18	On Main Street opposite Cross Street, the 2004 digitized zoning line was placed in the wrong location.	The 2013 map shows the zone line in the correct location as previously approved by Town Meeting.
8	19-A	At Cedar Street, there was a drafting error on all previous maps, including the 2004 zoning maps. The legal description of the PRD-M Overlay District, approved at Town Meeting, included Fourth Street and Cedar Street. The previous maps never included these areas.	The 2013 map shows the PRD-M Overlay District in the correct location as previously approved by Town Meeting.

APRIL 8, 2013 - ZONING MAP CORRECTIONS

NEW ASSESSORS MAP NO.	KEY MAP LOCATION NO.	DESCRIPTION OF DISCREPANCY	CORRECTIVE MEASURES
8	19-B	At 3 different locations: on Summer Avenue (at Summit Drive), Summit Drive, and off Summer Avenue (at the MWRA pump station), the 2004 zoning line was in digitized the wrong location. Also, on North Street, a drafting error was identified on the old maps and on the 2004 digitized maps. The legal description for the PRD-M Overlay District, as approved at Town Meeting, includes North Street. The old maps and the 2004 maps never correctly included this area as approved. At this same area, based on references to specific parcels of land we determined there was an error in the legal description on Article 13 which Town Meeting voted on in 1989.	The 2013 map shows the zone lines in the correct locations and the PRD-M Overlay District correctly located on the map as previously approved by Town Meeting. The 2013 Zoning Map 8 is drawn to reflect the intent of Article 13 of 1989.
4	20	In the Intersection of South Street Walnut Street, there was a minor digitizing error in the zone line.	The 2013 map shows the zone line in the correct location as previously approved by Town Meeting.
4	21	At 3 different locations off South Street, the 2004 zoning maps incorrectly extended the Business C District out to the centerline of South Street. Also, on Main Street at South Street, the 2004 zoning maps incorrectly located the PUD-B Overlay District extending out into Main Street.	The 2013 map shows the zone line in the correct location and the PUD-B Overlay District correctly located on the maps as previously approved by Town Meeting.
5	22	On Main Street at South Street, the 2004 zoning maps omitted a small sliver of land extending out to South Street from the PRD-G Overlay District.	The 2013 maps corrected the PRD-G Overlay District Omission to reflect Town Meeting approvals.

Finance Committee Report: No report

Bylaw Committee Report: The Bylaw Committee recommends the subject matter of Article 23 by a vote of 3-0-0.

Presentation given by:

- George Zambouras – See Attached

After discussion a vote was taken:

2/3 Vote Required
Declared Unanimous by Moderator
141 Town Meeting Members in Attendance

Motion Carried

On motion by, James Bonazoli, Board of Selectmen It was voted that this Annual Town Meeting stand adjourned to open Special Town Meeting at 8:05 PM. Annual Town Meeting reconvened at 9:37 and It was voted to adjourn to meet at 7:30 PM at the Reading Memorial High School Performing Arts Center, on Monday, April 29, 2013.

Meeting adjourned at 9:38 PM with 141 Town Meeting Members in attendance.

A true copy Attest:



Laura A Gemme
Town Clerk

ANNUAL TOWN MEETING

Reading Memorial High School
Performing Arts Center

April 29, 2013

The meeting was called to order by the Moderator, Alan E. Foulds, at 7:37 PM, there being a quorum present. Pledge of Allegiance to the Flag was said by the members of Town Meeting.

ARTICLE 24 John Arena, Board of Selectmen moved that the Town vote to amend Article 2-15 of the Reading Home Rule Charter as follows (language with ~~striketrough~~ shows deletions / words in **bold** denotes new language):

No final affirmative vote of a Town Meeting on any Warrant Article shall be operative until after the expiration of seven (7) days following the dissolution of the Town Meeting except the following: (a) a vote to adjourn or dissolve, (b) votes appropriating money for the payment of notes or bonds of the Town and interest becoming due within the then current fiscal year, (c) votes for the temporary borrowing of money in anticipation of revenue, or (d) a vote declared by preamble by a two-thirds vote of Town Meeting to be an emergency measure necessary for the immediate preservation of the peace, health, safety or convenience of the Town. If a referendum petition is not filed within the said seven (7) days, the votes of the Town Meeting shall then become operative.

(a) Referendum Petition - If, within said seven (7) days, a referendum petition signed by not less than three (3) percent of the voters certified by the Registrars of Voters containing their names and addresses is filed with the Board of Selectmen requesting that any question of affirmative vote of Town Meeting be submitted to the voters in the form of a ballot question, such ballot question to be in the form required in (b) herein, to the voters, then the operation of the Town Meeting vote shall be further suspended pending its determination as provided below. The Board of Selectmen shall, within ten (10) days after the filing of such referendum petition, call a Special Election that shall be held within thirty (30) days or such longer period as may be required by law after issuing the call, for the purpose of presenting to the voters any such ballot question.

If, however, a regular or Special Election is to be held not more than sixty (60) days following the date the referendum petition is filed, the Board of Selectmen may provide that any such ballot question be presented to the voters at that Election.

(b) Form of Referendum Petition/Ballot Question - Each ballot question submitted shall appear at the top of each referendum petition and shall be presented in the following form which shall be placed on the official ballot: - "Shall the Town vote to approve the action of the representative Town Meeting whereby it was voted on (insert date of town meeting) to (insert complete language of the vote in the same form in which it was stated when presented by the Moderator to the Town Meeting, and as it appears in the records of the Clerk of the meeting)?"

The form of the referendum petition shall be in conformance with this section.

The circulator(s) of the referendum petition may make additional copies of the petition form, but such copies must be an exact duplicate thereof. The petition form may not be altered in any way. No extraneous markings, such as underlines, highlighting, erasures, marking out or insertion of words, or other information, are allowed on any area of the petition form. Any such extraneous markings on, or alterations of the petition form, or copies of the petition form that are not exact duplicates, will result in the invalidation of all signatures contained on that petition form. Extraneous markings do not include signatures or addresses.

Each petition form shall include language informing voters that additional markings will disqualify the signatures on the petition form; that for their signature to be valid, they must be a registered voter of the Town of Reading; that their signature shall be written as they are registered; that they should not sign the petition more than once; and that if they are prevented by physical disability from writing, that they may authorize some person to write their name and residence in their presence. The back of each petition form where signature lines appear shall include the following instruction: "ATTENTION VOTERS: Before signing, read signer information on the other side".

Upon request, the Town Clerk shall provide a Town referendum petition/ballot question form with the final article language voted at Town Meeting. The Town Clerk shall deliver A) sufficient paper copies or B) an electronic version by email at the requestor's option. Provided forms shall be deemed compliant with form conformance requirements.

In addition to the certification of signatures on the petition form, the Board of Registrars of Voters shall examine the petition forms for extraneous markings, and determine whether they are exact copies.

Background:

A) The proposed amendments to Reading Home Rule Charter Section 2-15, Referendum Procedure aligns Reading's Referendum Petition language with State of Massachusetts law requiring the governing authority to provide petitioners with a proper blank petition form to avoid variant or invalid petitions being returned.

B) The amendment also aligns the petitioner filing days requirement to the Town Hall's ability to accept the petitioner filing. The existing 'business days' definition is misaligned to the scheduling of Town Hall closures during the business week.

This proposed definition is presently used in Reading General Bylaw Section 4.1.5.3 for similar reasons.

Following discussion with the Bylaw Committee, the proponent of this article has agreed to not move forward with the changes to the definition of the time to act, deferring instead to take a more comprehensive look at that issue in the Charter and General Bylaw at the Subsequent Town Meeting.

If passed by a 2/3 vote at this Town Meeting, this Charter amendment, and any Subsequent Town Meeting Charter Amendment addressing the question of calculation of timing and definition of "day" would appear on the ballot of the 2014 Town Election.

Finance Committee Report: No report

Bylaw Committee Report: The Bylaw Committee recommends the subject matter of Article 24 by a vote of 3-0-0.

The Bylaw Committee although in favor of the entire subject matter of the article is recommending approval at this Town Meeting of the section of the article requiring the governing authority to provide petitioners with a proper blank form to avoid variant or invalid petitions being returned.

The Bylaw Committee has been informed that the part of the article addressing the aligning of the petitioner days should be delayed at this Town Meeting and taken up at the subsequent Town Meeting in November. The Bylaw Committee although fully in favor of this section of the article does agree that it should be delayed until the Subsequent Town Meeting.

2/3 Vote Required
123 Voted in the affirmative
13 Voted in the negative
154 Town Meeting Members in Attendance

Motion Carried

ARTICLE 25 James Bonazoli, Board of Selectmen moved to see if the Town will vote, pursuant to Section 2-6 of the Reading Home Rule Charter, to declare the seats of certain Town Meeting Members to be vacant and remove certain described persons from their position as Town Meeting Members for failure to take the oath of office within 30 days following the notice of election or for failure to attend one half or more of the Town Meeting sessions during the previous year, or take any other action with respect thereto:

Member

Remove from Town Meeting = No
Remain Town Meeting Member = Yes

Precinct 1 Marc Pinette No
Thomas J Ryan Yes

Motion Carried

Precinct 2 Walter Carroll No
David Wayne Decker No
Christine Ford Yes
Priscilla Ryan No
William C Ryan No
George Snow Yes

Motion Carried

Precinct 3 Michael A Bertone Yes
Norman W Blanchard Yes
Rachelle Garcia Yes
Lawrence A Hurley Yes
Michael J McDade Yes
John P Tuttle No

Motion Carried

Precinct 4 None

Precinct 5 Megan Boissonneau No

Precinct 6 Christopher R Campbell No
Donna L Dudley Yes
Frank Kyle No
Valarie Perry No

Motion Carried

Precinct 7 Darlene C Porter No

Precinct 8 None

Background: The Reading Home Rule Charter provides for the removal by Town Meeting of Town Meeting Members who did not get sworn in within 30 days of being elected or appointed, or who did not attend at least half of the Town Meeting sessions during the previous year. There are 22 members who meet these criteria.

The remaining Town Meeting Members from Precincts 1, 2, 3, 5, 6, 7 and 8 will be asked to meet in a caucus before this Article is taken up, and to evaluate the particular circumstances of each of these situations for the listed Town Meeting members within their precinct. The affected precincts will then make a recommendation to Town Meeting as to whether the member should be removed.

Finance Committee Report: No report

Bylaw Committee Report: No report

Entire Motion Carried as Listed Above

ARTICLE 11 David Greenfield, Finance Committee moved to see if the Town will vote to determine how much money the Town will appropriate by borrowing, or from the tax levy, or transfer from available funds, or otherwise, for the operation of the Town and its government for Fiscal Year 2014 - beginning July 1, 2013, or take any other action with respect thereto.

Move that the Town raise by borrowing, or from the tax levy, or transfer from available funds, and appropriate the sum of: \$90,719,561 for the operation of the Town and its Government for Fiscal Year 2014, beginning July 1, 2013.

Move that the Town approve and appropriate the proposed FY 2014 Budget as presented for Line Item B99 (Benefits): \$13,565,050 to be provided as follows:

Line B99 – \$1,050,000 from Free Cash; \$350,000 from Overlay and the balance from property taxes, State aid and non-property tax local receipts

Move that the Town approve and appropriate the proposed FY 2014 Budget as presented for Line Item C99 (Capital): \$2,098,000 to be provided as follows:

Line C99 – \$200,000 from the Sale of Real Estate Fund, \$257,000 from the Smart Growth 40R Stabilization Fund and the balance from property taxes, State aid and non-property tax local receipts

Move that the Town approve and appropriate the proposed FY 2014 Budget as presented for Line Item D99 (Debt): \$4,368,000 to be provided as follows:

Line D99 - \$817,305 from MSBA construction grant and the balance from property taxes, State aid and non-property tax local receipts

Move that the Town approve and appropriate the proposed FY 2014 Budget as presented for Line Item E99 (Vocational Education): \$341,250 to be provided as follows:

Line E99 – from property taxes, State aid and non-property tax local receipts

Move that the Town approve and appropriate the proposed FY 2014 Budget as presented for Line Item J92 (FINCOM Reserve Fund): \$150,000 to be provided as follows:

Line J92 – from property taxes, State aid and non-property tax local receipts

Move that the Town approve and appropriate the proposed FY 2014 Budget as presented for Line Item G91 (Town Administration Wages): \$229,480 and Line Item G92 (Town Administration Expenses): \$518,250 to be provided as follows:

Lines G91 and G92 – from property taxes, State aid and non-property tax local receipts

Move that the Town approve and appropriate the proposed FY 2014 Budget as presented for Line Item H91 (Accounting Wages): \$1158,630 and Line Item H92 (Accounting Expenses): \$2,300 to be provided as follows:

Lines H91 and H92 – from property taxes, State aid and non-property tax local receipts

Move that the Town approve and appropriate the proposed FY 2014 Budget as presented for Line Item I91 (Finance Wages): \$1,062,100 and Line Item I92 (Finance Expenses): \$610,900 to be provided as follows:

Lines I91 and I92 – from property taxes, State aid and non-property tax local receipts

Move that the Town approve and appropriate the proposed FY 2014 Budget as presented for Line Item K91 (Community Services Wages): \$749,575 and Line Item K92 (Community Services Expenses): \$519,700 to be provided as follows:

Lines K91 and K92 – from property taxes, State aid and non-property tax local receipts

Move that the Town approve and appropriate the proposed FY 2014 Budget as presented for Line Item L91 (Library Wages): \$1,040,442 and Line Item L92 (Library Expenses): \$284,000 to be provided as follows:

Lines L91 and L92 – from property taxes, State aid and non-property tax local receipts

Move that the Town approve and appropriate the proposed FY 2014 Budget as presented for Line Item M91 (Public Works Wages): \$2,458,304 and Line Item M92 (Public Works Expenses): \$837,750 to be provided as follows:

Line M91 – \$50,000 from the Reading Ice Arena to support Recreation wages; Line M92 – \$25,000 from the Sale of Cemetery lots to support Cemetery expenses; and the balance of Lines M91 and M92 from property taxes, State aid and non-property tax local receipts

Motion made by Bill Brown, Precinct 8 to amend line Item M92 by deleting DPW account; Line # 142 15540-540030 EDC Flowers so that M92 shall read \$ 827,750

Motion to Amend Does Not Carry

Move that the Town approve and appropriate the proposed FY 2014 Budget as presented for Line Item M93 (Public Works - Snow & Ice Expenses): \$625,000; Line Item M94 (Public Works - Street Lighting Expenses): \$200,000 and Line Item M95 (Public Works - Rubbish Collection & Disposal Expenses): \$1,490,000 to be provided as follows:

Lines M93, M94 and M95 – from property taxes, State aid and non-property tax local receipts

Move that the Town approve and appropriate the proposed FY 2014 Budget as presented for Line Item N91 (Public Safety Wages): \$8,477,625 and Line Item N92 (Public Safety Expenses): \$381,425 to be provided as follows:

Lines N91 and N92 – from property taxes, State aid and non-property tax local receipts

Move that the Town approve and appropriate the proposed FY 2014 Budget as presented for Line Item U99 (School Department): \$38,701,365 to be provided as follows:

Line U99 – from property taxes, State aid and non-property tax local receipts

Move that the Town approve and appropriate the proposed FY 2014 Budget as presented for Line Item V99 (Town Facilities): \$704,633 to be provided as follows:

Line V99 – from property taxes, State aid and non-property tax local receipts

Move that the Town approve and appropriate the proposed FY 2014 Budget as presented for Line Item W99 (Water Enterprise Fund): \$5,011,529 to be provided as follows:

Lines W99 – from user fees and other charges

Move that the Town approve and appropriate the proposed FY 2014 Budget as presented for Line Item X99 (Sewer Enterprise Fund): \$5,741,407 to be provided as follows:

Line X99 – \$75,000 from Sewer Reserves and the balance from user fees and other charges

Move that the Town approve and appropriate the proposed FY 2014 Budget as presented for Line Item Y99 (Storm Water Enterprise Fund): \$392,846 to be provided as follows:

Line Y99 – \$30,000 from Storm Water Reserves and the balance from user fees and other charges

Move that the Town approve and appropriate the proposed FY 2014 Budget, exclusive of State and county assessments: \$90,719,561 as proposed

- Representing the total of all motions made under ARTICLE 11 as amended
 - Funds are to be provided as set forth in said motions as amended
-

Background: Please see the Report of the Warrant for full details of the FY 2014 budget.

Finance Committee Report: Please see the Report of the Warrant for the votes by the Finance Committee for line items in the FY 2014 budget. The Finance Committee recommends the subject matter of Article 11 as explained by these votes at their meeting on March 27, 2013.

Bylaw Committee Report: No report.

Presentation given by:

- Peter Hechenbleikner - See Attached
- Bob LeLacheur - See Attached
- John Doherty - See Attached
- Mary Delai - See Attached

After discussion a vote was taken:

2/3 Vote Required
138 Voted in the affirmative
0 Voted in the negative
154 Town Meeting Members in Attendance

Motion Carried

ARTICLE 3 Move to choose all other necessary Town Officers and Special Committees and determine what instructions shall be given Town Officers and Special Committees, and to see what sum the Town will vote to appropriate by borrowing or transfer from available funds, or otherwise, for the purpose of funding Town Officers and Special Committees to carry out the instructions given to them, or take any other action with respect thereto.

Background: This Article appears on the Warrant of all Town Meetings. There are no known Instructional Motions at this time. The Town Moderator requires that all proposed Instructional Motions be submitted to the Town Clerk in advance so that Town Meeting Members may be "warned" as to the subject of an

Instructional Motion in advance of the motion being made. Instructional Motions are normally held until the end of all other business at Town Meeting.

Finance Committee Report: No report

Bylaw Committee Report: No report

Instructional Motions Submitted:

Motion made by Angela Binda, Precinct 5 to move that Town Meeting instruct the Community Planning and Development to rewrite zoning bylaws to prohibit electronic billboards from being erected in the Town of Reading and to have a warrant article to that effect ready for the November 2013 Subsequent Town Meeting.

Motion Carried

Motion made by Ron D'Addario, Precinct 6 to move that when the new library renovation is complete that the Selectmen and Town Manager consider extending the library hours on Thursday from 1 PM to 9 PM to 9 AM to 9 PM.

Motion Carried

Motion made by Robert Lynch, Precinct 6 to move to bring to Town Meeting the subject of microphones being brought to members when they are recognized to speak.

Motion Does Not Carry

Motion made by Bill Brown, Precinct 8 to move that a "Home Rule Petition" committee be formed to review the Town of Reading Home Rule Charter, said committee shall have one Town Meeting member from each precinct to be appointed by the Moderator and the Moderator who shall server as the Chair.

Said committee shall report its findings and recommendations to the annual Town Meeting of 2014 or may be extended until the fall Town Meeting of 2015 by a majority vote of Town Meeting.

Said committee shall convene under the rules of the Open Meeting Laws.

Motion Carried

James Bonazoli, Board of Selectmen moved to adjourn the 2013 Annual Town Meeting *sine die* at 10:29 PM with 154 Town Meeting Members in attendance.

Motion Carried

A true copy Attest:



Laura A Gemme
Town Clerk

and you are directed to serve this Warrant by posting an attested copy thereof in at least one (1) public place in each precinct of the Town not less than fourteen (14) days prior to April 2, 2013, or providing in a manner such as electronic submission, holding for pickup or mailing, an attested copy of said Warrant to each Town Meeting Member.

Hereof fail not and make due return of this Warrant with your doings thereon to the Town Clerk at or before the time appointed for said meeting.

Given under our hands this 13th day of March, 2013.



Stephen A. Goldy, Chairman



Ben Tafoya, Vice-Chairman



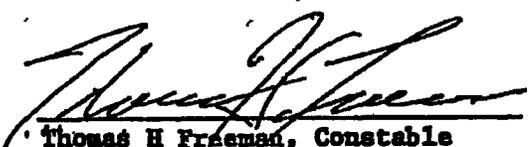
Richard W. Schubert, Secretary

John Arena



James Bonazoli

SELECTMEN OF READING



Thomas H. Freeman, Constable

April 30, 2013
Special Town Meeting

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss. Officer's Return, Reading:

By virtue of this Warrant, I, on March 20, 2013 notified and warned the inhabitants of the Town of Reading, qualified to vote on Town affairs, to meet at the place and at the time specified by posting attested copies of this Town Meeting Warrant in the following public places within the Town of Reading:

Precinct 1 J. Warren Killam School, 333 Charles Street
Precinct 2 Reading Police Station, 15 Union Street
Precinct 3 Reading Municipal Light Department, 230 Ash Street
Precinct 4 Joshua Eaton School, 365 Summer Avenue
Precinct 5 Reading Library, Local History Room, 64 Middlesex Avenue
Precinct 6 Barrows School, 16 Edgemont Avenue
Precinct 7 Birch Meadow School, 27 Arthur B Lord Drive
Precinct 8 Wood End School, 85 Sunset Rock Lane
Town Hall, 16 Lowell Street

The date of posting being not less than (14) days prior to April 25 2013 the date set for the Special Town Meeting this Warrant.

I also caused an attested copy of this Warrant to be posted on the Town of Reading web site.


Constable

A true copy Attest:


Laura Gemme, Town Clerk

SPECIAL TOWN MEETING

**Reading Memorial High School
Performing Arts Center**

April 25, 2013

The meeting was called to order by the Moderator, Alan E. Foulds, at 8:05 PM, there being a quorum present.

ARTICLE 1: To hear and act on the reports of the Board of Selectmen, Town Accountant, Treasurer-Collector, Board of Assessors, Director of Public Works, Town Clerk, Tree Warden, Board of Health, School Committee, Contributory Retirement Board, Library Trustees, Municipal Light Board, Finance Committee, Cemetery Trustees, Community Planning & Development Commission, Town Manager and any other Official, Board or Special Committee.

Background: This article appears on the Warrant for all Town Meetings. At this Special Town Meeting no report(s) are anticipated, and the article will be **indefinitely postponed**.

Finance Committee Report: No report

Bylaw Committee Report: No report

Motion made by James Bonazoli, Board of Selectmen to Indefinitely Postpone

Motion to Indefinitely Postpone Carried

ARTICLE 2: To choose all other necessary Town Officers and Special Committees and determine what instructions shall be given Town Officers and Special Committees, and to see what sum the Town will vote to appropriate by borrowing or transfer from available funds, or otherwise, for the purpose of funding Town Officers and Special Committees to carry out the instructions given to them, or take any other action with respect thereto.

Background: This Article appears on the Warrant of all Town Meetings. There are no known Instructional Motions at this time. The Town Moderator requires that all proposed Instructional Motions be submitted to the Town Clerk in advance so that Town Meeting Members may be "warned" as to the subject of an Instructional Motion in advance of the motion being made. Instructional Motions are normally held until the end of all other business at Town Meeting. The Article will be **indefinitely postponed**.

Finance Committee Report: No report

Bylaw Committee Report: No report

Motion made by John Arena, Board of Selectmen to Indefinitely Postpone

Motion to Indefinitely Postpone Carried

ARTICLE 3: To see if the Town will vote to amend the FY 2013 - FY 2022 Capital Improvements Program as provided for in Section 7-7 of the Reading Home Rule Charter and as previously amended, or take any other action with respect thereto.

Background: This Article is included in every Town Meeting Warrant. The Reading General Bylaw states (section 6.1.3) "... *No funds may be appropriated for any capital item unless such item is included in the Capital Improvements Program, and is scheduled for funding in the Fiscal Year in which the appropriation is to be made.*" Bond ratings agencies also want to ensure that changes to a long-term CIP are adequately described. There is no anticipated action under this article at this Special Town Meeting and the article will be **indefinitely postponed**.

Finance Committee Report: No report

Bylaw Committee Report: No report

Motion made by Ben Tafoya, Board of Selectmen to Indefinitely Postpone

Motion to Indefinitely Postpone Carried

ARTICLE 4: Charlie Adams, CPDC moved to see if the Town will vote to amend Section 4.3.1.4 of the Reading Zoning By-laws as follows:

1. Amend subsection 4.3.1.4.a by deleting the first words of the paragraph *"As of November 16, 1998"* and adding at the end of the first sentence the words *"or the lot(s) on which the nursing home is to be located currently has frontage on a State highway, and the proposed driveway to the site will be within 600 feet of a signalized intersection"*, so that this subsection shall read:

Motion made by James Bonazoli, Board of Selectmen moved to dispense of the reading of the article

Motion to Dispense Carried

a. The lot(s) on which the nursing home is to be located either abuts or is partially within a Business A District, or is separated therefrom only by an Interstate Highway; or the lot(s) on which the nursing home is to be located currently has frontage on a State highway, and the proposed driveway is within 600 feet of a signalized intersection. A lot shall not be considered as abutting Business A District unless that lot actually, physically touches the Business A District, or is separated therefrom only by an Interstate Highway. A lot on the other side of or separated by a local street or state highway from a Business A District shall not be considered to "abut" that district for the purpose of this section.

2. Amend subsection 4.3.1.4.b by deleting the words and numerals *"fifty (50) feet"* and substituting the words and numerals *"twenty-five (25) feet"* so that this subsection shall read:

b. Any structure or parking area shall be located not closer than twenty-five (25) feet to any property line abutting a residence or local public street.

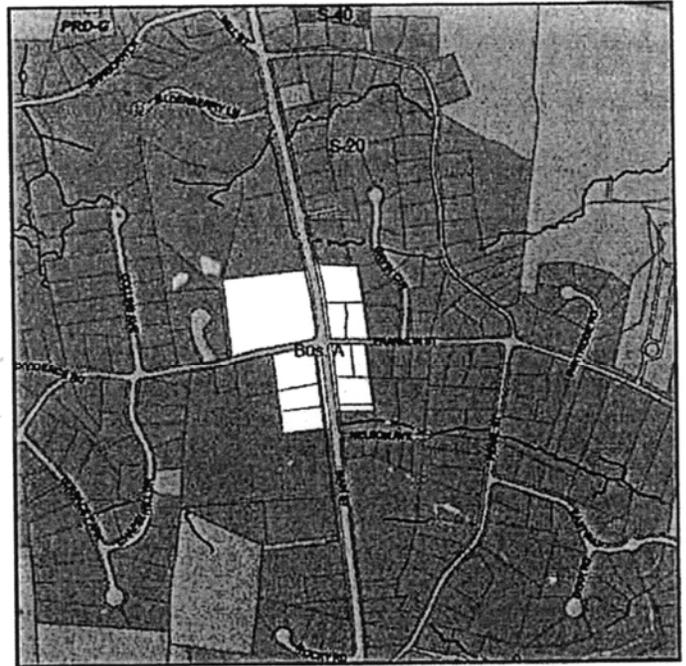
3. Amend subsection 4.3.1.4.c by deleting the words and numerals *"one hundred feet"* and substituting the words and numerals *"eighty (80) feet"* so that this subsection shall read:

c. The nursing home structure shall not be less than eighty (80) feet from the nearest dwelling existing at the time of application for the Special Permit.

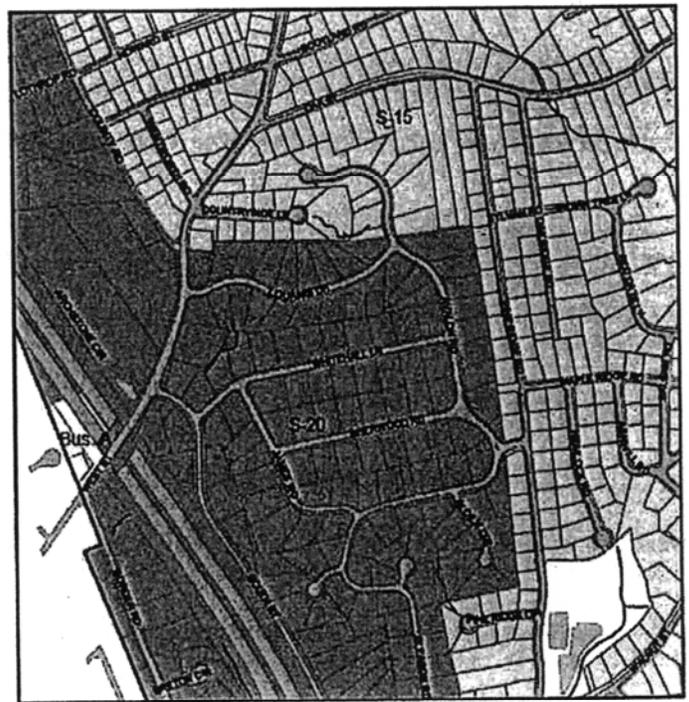
or take any other action with respect thereto.

Background: As the Town's population ages, the number of residents with Alzheimer's disease will regrettably increase as will the need to care for those stricken. The current Zoning By-Law allows nursing homes and assisted living facilities in the S-20 District, but because of the current language, few if any locations would qualify. The maps below illustrate those areas where a nursing home can be located under current regulations.

The lots must abut or be partially within a Business A District or is separated only by an interstate highway. The map below illustrates areas within the S-20 district which abut a Business A district.



The lots must abut or be partially within a Business A District or is separated only by an interstate highway. The map below illustrates areas within the S-20 which the adjacent Business A zoning district is separated by an interstate highway district.



The proposed zoning change would allow limited property in the S-20 District to apply for a special permit for an assisted living facility, provided all of the following criteria are met: (a) The property fronts on Main Street (State Highway); and (b) the land is more than three acres in size, and (c) the facility has its driveway within 600 feet of a signalized intersection. In addition to the maps above, the map below illustrates an additional location in which a nursing may be located under the proposed amendments.

A nursing home must be located on lots which are within the S-20 District, have frontage on a State Highway (Main Street) and have a driveway within 600-feet of a signalized intersection. The northwest corner of the intersection the Franklin Street and Main Street meet this criteria.



The Town has been approached by Artis Senior Living LLC to establish an Alzheimer's assisted living facility at the current location of Eric's Greenhouse on Main Street. If the zoning change is adopted, the proponent would still be required to obtain both a special permit from the Zoning Board of Appeals and site plan approval from the CPDC to establish such a facility. These approvals require public hearings with legal notice and notice to abutters within 300 feet. See the map below for the location of Eric's Greenhouse.



CPDC Report: On April 8, 2013 the CPDC convened to hold a public hearing on the proposed Article 23, for the updating of the official zoning map and for the amendment to Section 3.2 "Zoning Map" to reflect the date of the new official zoning map. All documents were made available on the town website and at Town Hall. The public hearing was held to provide an opportunity for comment and to determine whether the provisions of the proposed Article 23 shall be adopted by the Town.

The April 8, 2013 public hearing was opened at approximately 7:30 p.m. A presentation was made by the Town Engineer to the CPDC and discussion followed. All comments received at the hearing were included as part of the record of the hearing. The public hearing was closed that same evening on April 8, 2013. CPDC voted 3-0-0 to recommend Article 23 to Town Meeting.

Finance Committee Report: No report

Bylaw Committee Report: At their meeting on April 4, 2013 the Bylaw Committee voted 4-0-0 to recommend the subject material of this Article to Town Meeting, based solely on the structural soundness of the proposed changes. They did not take a position on the proposed use of the property.

Presentation given by:

- Peter Hechenbleikner - See Attached
- Brad Latham - See Attached

After discussion a vote was taken:

2/3 Vote Required
124 Voted In the affirmative
9 Voted In the negative
141 Town Meeting Members In Attendance

Motion Carried

James Bonazoli, Board of Selectmen moved to adjourn the 2013 Special Town Meeting *sine die* at 9:37 PM with 141 Town Meeting Members in attendance.

Motion Carried

A true copy Attest:



Laura A Gemme
Town Clerk

and you are directed to serve this Warrant by posting an attested copy thereof in at least one (1) public place in each precinct of the Town not less than fourteen (14) days prior to April 25, 2013, or providing in a manner such as electronic submission, holding for pickup or mailing, an attested copy of said Warrant to each Town Meeting Member.

Hereof fail not and make due return of this Warrant with your doings thereon to the Town Clerk at or before the time appointed for said meeting.

Given under our hands this 19th day of March, 2013.



Stephen A. Goldy, Chairman



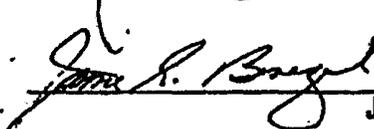
Ben Talaya, Vice Chairman



Richard W. Schubert, Secretary



John Arena



James Bonazoli



Alan Ulrich, Constable

SELECTMEN OF READING

COMMONWEALTH OF MASSACHUSETTS

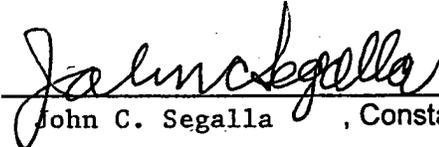
Middlesex, ss. Officer's Return, Reading:

By virtue of this Warrant, I, on October 8, 2013 notified and warned the inhabitants of the Town of Reading, qualified to vote on Town affairs, to meet at the place and at the time specified by posting attested copies of this Town Meeting Warrant in the following public places within the Town of Reading:

- Precinct 1 J. Warren Killam School, 333 Charles Street
 - Precinct 2 Reading Police Station, 15 Union Street
 - Precinct 3 Reading Municipal Light Department, 230 Ash Street
 - Precinct 4 Joshua Eaton School, 365 Summer Avenue
 - Precinct 5 Reading Library, Local History Room, 64 Middlesex Avenue
 - Precinct 6 Barrows School, 16 Edgemont Avenue
 - Precinct 7 Birch Meadow School, 27 Arthur B Lord Drive
 - Precinct 8 Wood End School, 85 Sunset Rock Lane
- Town Hall, 16 Lowell Street

The date of posting being not less than fourteen (14) days prior to November 12, 2013, the date set for Town Meeting in this Warrant.

I also caused a posting of this Warrant to be published on the Town of Reading website on October 8, 2013.


John C. Segalla, Constable

A true copy Attest:


Laura Gemme, Town Clerk

SUBSEQUENT TOWN MEETING

**Reading Memorial High School
Performing Arts Center**

November 12, 2013

The Precincts listed below met at 7:00 PM to conduct the following business:

Precinct 1: With a Quorum present elected Carol Hepner of 427 Pearl Street to fill a vacancy.

Precinct 2: With a Quorum present elected Susan Taylor of 76 Pearl Street to fill a vacancy.

The meeting was called to order by the Moderator, Alan E Foulds, at 7:31 PM, there being a quorum present. The Invocation was given by Philip Pacino, Precinct 5 followed by the Pledge of Allegiance to the Flag. A moment of silence was shared for Rita Burbank, Richard Curtis and Harold Hulse.

The Warrant was partially read by the Town Clerk, Laura Gemme, when on motion by James Bonazoli, Board of Selectmen, it was voted to dispense with further reading of the Warrant.

ARTICLE 1: To hear and act on the reports of the Board of Selectmen, Town Accountant, Treasurer-Collector, Board of Assessors, Director of Public Works, Town Clerk, Tree Warden, Board of Health, School Committee, Contributory Retirement Board, Library Trustees, Municipal Light Board, Finance Committee, Cemetery Trustees, Community Planning and Development Commission, Town Manager and any other Official, Board or Special Committee.

Background: This article appears on the Warrant for all Town Meetings. The following reports were given:

- State of RMLD - given by Coleen O'Brien and John Stempeck - See Attached
- State of the Schools - given by John Doherty - See Attached
- Library Building Project - given by David Hutchinson - See Attached
- ad Hoc Charter Review Committee - given by Alan Foulds - See Attached

Finance Committee Report: No report

Bylaw Committee Report: No report

On motion made by James Bonazoli, Board of Selectmen Article 1 was tabled

ARTICLE 2: To choose all other necessary Town Officers and Special Committees and determine what instructions shall be given Town Officers and Special Committees, and to see what sum the Town will vote to appropriate by borrowing or transfer from available funds, or otherwise, for the purpose of funding Town Officers and Special Committees to carry out the instructions given to them.

Background: This Article appears on the Warrant of all Town Meetings. There are no known Instructional Motions at this time. The Town Moderator requires that all proposed Instructional Motions be submitted to the Town Clerk in advance so that Town Meeting Members may be "warned" as to the subject of an Instructional Motion in advance of the motion being made. Instructional Motions are normally held until the end of all other business at Town Meeting.

Finance Committee Report: No report

Bylaw Committee Report: No report

On motion made by James Bonazoli, Board of Selectmen Article 2 was tabled

ARTICLE 3: Dan Ensminger, Board of Selectmen moved that the Town vote to amend the FY 2014-23 Capital Improvements Program as provided for in Section 7-7 of the Reading Home Rule Charter and as previously amended by making the following changes to the 2014-2023 Capital Improvement Program:

James Bonazoli, Board of Selectmen moved to dispense of the reading of Article 3

Motion to Dispense Reading of Article Carried

General Fund

FY14: + \$ 257,500

- \$ 60,000 Ferguson 46A Roller (moved up from FY18, decreased by \$22,000)
- \$ 55,000 Two Police Speed Trailers (replace one old unit with two new ones)
- \$ 40,500 Door locking system (3 schools as part of ALICE)
- \$ 32,000 Ford E350 Econoline Van (Schools/Facilities)
- \$ 30,000 Memorial Park skating lights (new)
- \$ 28,000 Masonry repairs (RMHS)
- \$ 12,000 Furniture (Coolidge Library - carpet being replaced)
- \$ 0 Playgrounds program - change from Hunt Park to Birch Meadow
- \$ 0 West Street local share of road Improvements - moved up a year and now shown as debt; amount increased from \$579,500 to \$1,000,000 to include easements

FY15: - \$ 368,900 (- \$ 315,900 general fund; - \$ 53,000 40R funds)

- + \$ 194,500 general road improvements increased to \$350,000
- + \$ 169,400 Killam Field Improvements (moved up from FY16 and increased scope)
- \$ 145,000 Leboy Pavement Spreader (moved up from FY17, increased by \$15,000)
- \$ 30,000 FMC Truck Mount Sprayer (moved up from FY16)
- + \$ 27,700 Increase in cost for TORO gang mower (Parks) to \$98,000
- + \$ 15,000 Increase sidewalks to \$90,000
- \$ 20,000 Birch Meadow batting cage moved out to FY18
- \$ 38,000 Leboy 300L Roller (moved out to FY16 and increased to \$40,000)
- \$ 53,000 additional road projects funded by 40R are removed
- \$ 339,500 West Street road project (moved to debt)
- \$ 500,000 Birch Meadow Pavillion moved out to FY18

FY16 to FY23:

Various changes made

Water Enterprise Fund

FY14: + \$ 750,000

+\$ 750,000 Auburn Hill water tank maintenance (previously funded at \$550,000 in FY13)

FY15: + \$ 120,000

+\$ 120,000 Replace truck Number 14 (moved up from FY18)

FY16 to FY23:

Various changes made

Background: This Article is included in every Town Meeting Warrant. The Reading General Bylaw Section 6.1.3 states "...No funds may be appropriated for any capital item unless such item is included in the Capital Improvements Program, and is scheduled for funding in the Fiscal Year in which the

appropriation is to be made." Bond ratings agencies also want to ensure that changes to a long-term CIP are adequately described.

Finance Committee Report - given by Paula Perry: The Finance Committee recommends the proposed amendments to the FY 2014-2023 Capital Improvements Program by a vote of 8-0-0 at their meeting on October 16, 2013. Placing items in the Capital Improvement Program is a prerequisite but in itself does not authorize spending funds towards these items.

Bylaw Committee Report: No report

Board of Selectmen Report: The Board of Selectmen at their meeting on October 22, 2013 voted 3-0-0 to support this Article, and many other Articles hereafter as noted. Traditionally the Board of Selectmen has not voted in time for the printing of this Warrant. It is important for Town Meeting to understand as early as possible that despite being the sponsors of a given Article, the Board of Selectmen may not agree with it. They occasionally sponsor an Article for the convenience of other volunteer Boards, Committees or Commissions, or for one or more residents in the community. They do so to allow Town Meeting to make the final decision. While the Board of Selectmen is not an advisory body to Town Meeting as is the case for both the Finance Committee and the Bylaw Committee, they hope this information is helpful to members as background information.

Presentation given by:

- Bob LeLacheur – See Attached

Motion Carried

ARTICLE 4: James Bonazoli, Board of Selectmen moved to see if the Town will accept the minimum monthly allowance of \$500 for beneficiaries of active members as provided in Section 12 (2)(d) of Chapter 32 of the MGL to be effective for September 14, 2013.

Background: The Reading Contributory Retirement Board voted unanimously to accept to increase the minimum monthly allowance contained in MGL Chapter 32 Section 12(2)(d) from \$250 to \$500. It must be approved by Town Meeting before it can take effect.

Benefits payable under Chapter 32 Section 12(2)(d) are payable to beneficiaries of members who die in service from a non-job related incident or injury. The benefit is equal to what the member would have received had he retired at age 55 or 60 for group 1 members hired on or after April 2, 2012. Beneficiaries who meet certain requirements are eligible for a minimum monthly allowance. In order to be eligible for the Section 12(2)(d) benefit, must be married for at least 1 year, creditable service for 2 years, and must be a member-in-service at time of death.

The minimum allowance was last changed in 1984 when the amount was increased from \$140 to \$250 per month. If this article is adopted, the new minimum allowance would be increased to \$500 per month. This increase will currently affect 3 surviving beneficiaries that are receiving a monthly benefit of \$493.55.

Finance Committee Report - given by Paul McNeice: The Finance Committee recommends the subject matter of Article 4 by a vote of 8-0-0 at their meeting on October 16, 2013, driven by the fact the last increase was almost thirty years ago.

Bylaw Committee Report: No report

Presentation given by:

- Bob LeLacheur – See Attached

Motion Carried

ARTICLE 5: Motion made by Ben Tafoya, Board of Selectmen to indefinitely postpone the subject matter of Article 5

Motion to Indefinitely Postpone Carried

ARTICLE 6: Marsie West, Board of Selectmen moved to see if the Town will vote to authorize the Board of Selectmen to sell, or exchange, or dispose of, upon such terms and conditions as they may determine, various items of Town tangible property.

James Bonazoli, Board of Selectmen moved to dispense of the reading of Article 6

Motion to Dispense Carried

Background: Following is a list of surplus vehicles that are scheduled to be disposed of in FY 2014. Town Meeting approval is required for disposition of tangible property with a value of \$5,000 or more. It is unlikely that all of these items have a value that exceeds that amount, but to be safe, Town Meeting approval is requested. Disposition could be through trade in, auction, or other sale:

- 1990 Ford E-250 van mileage 97,474 vin# 1FTFE24N4LHA82799-primary use Town side
- 1997 Chevy 2500 4 wheel drive pickup mileage 68,786 vin#1GBHK34RIVE257836- Primary use School Dept.
- 1988 Ferguson Roller (DPW)

Finance Committee Report - given by Barry Berman: The Finance Committee recommends the subject matter of Article 6 by a vote of 8-0-0 at their meeting on October 16, 2013

Bylaw Committee Report: No report

Board of Selectmen Report: The Board of Selectmen at their meeting on October 22, 2013 voted 3-0-0 to support this Article

Presentation given by:

- Bob LeLacheur - See Attached

Motion Carried

ARTICLE 7: Ben Tafoya, Board of Selectmen moved to see if the Town will vote to authorize the Board of Selectmen to acquire by purchase, gift, eminent domain or otherwise, permanent and temporary construction easements upon and over a portion of certain properties located on West Street, Wentworth Road, Countryside Drive, Lewis Street, Scotland Road, Howard Street, Prescott Street, Wescroft Road, Woburn Street, Fremont Street, Winslow Road, King Street, Edgemont Avenue, Palmer Hill Road, Arcadia Avenue in Reading MA and Washington Street in Woburn, MA as shown on a plan entitled "The Commonwealth of Massachusetts Highway Department, Reconstruction of West Street in the Town of Reading, Middlesex County, Preliminary Right of Way, 100% Submission, dated March 6, 2013" a copy of which is on file in the Town Clerk's Office, and as detailed in the appraisal reports prepared by Evergreen Appraisal of Rowley, Massachusetts, copies of which are also on file in the Town Clerk's Office, upon such terms and conditions as the Board of Selectmen shall determine to be appropriate, for the purpose of constructing and maintaining roadway improvements; and, further, to see if the Town will vote to raise, appropriate, transfer from available funds, accept gifts or borrow a sum of money for this purpose and any expenses related thereto, and to authorize the Board of Selectmen to enter into all agreements and take all related actions necessary or appropriate to carry out this acquisition.

James Bonazoli, Board of Selectmen moved to dispense of the reading of Article 7

Motion to Dispense Carried

Background: The West Street Roadway Improvement Project will require 115 temporary construction easements from 102 properties to permit work to occur at the edge of the right of way, to afford protection to trees adjacent to the limits of work and to permit minor grade changes along properties that may result from the project. The minor grade changes typically involve re-grading lawns, driveways and walkways so private properties will blend into the new sidewalk and roadway.

The temporary easements are identified on the project's easement plan entitled "The Commonwealth of Massachusetts Highway Department, Reconstruction of West Street in the Town of Reading, Middlesex County, Preliminary Right of Way, 100% Submission, dated March 6, 2013" and the appraised acquisition value are identified on the individual appraisal reports prepared by the Town's appraiser Mario Leslie d/b/a Evergreen Appraisal. These documents are available for review in the Town Clerks office.

Federal and state regulations require that the easements be acquired prior to the start of construction and all costs associated with acquisition of easements are the responsibility of the Town.

The easements are obtained under the eminent domain provision of MGL which permits property owners to be compensated for the value of the easements. Residents may donate the easements however they would still have up to three (3) years to change their mind and request compensation. Due to this, Town Counsel has recommended the Town formally acquire the easements.

As of this writing, 115 easements have been appraised and the acquisition value of the easements is \$167,510. However due to a design revision in the project up to 5 additional easements may be required. This design revision will bring the total number of easements to 120 and is estimated to have a total acquisition value of \$177,510.

It is expected that the extent of the added easements and the final acquisition costs will be determined prior to Town Meeting.

Finance Committee Report - given by Barry Berman: The Finance Committee recommends the subject matter of Article 7 by a vote of 8-0-0 at their meeting on October 16, 2013. Please note that the actual funding for this Article happens in Article 8

Bylaw Committee Report: No report

Board of Selectmen Report: The Board of Selectmen at their meeting on October 22, 2013 voted 3-0-0 to support this Article.

Presentation given by:
• George Zambouras - See Attached

Motion made by John Downing, Precinct 7 to remove the word "Permanent"

Motion to Amend Carried

After discussion a vote was taken:

2/3 Vote Required
Declared Unanimous by Moderator
152 Town Meeting Members in Attendance

Motion Carried as Amended

ARTICLE 8: Motion made by James Bonazoli, Board of Selectmen to see what sum the Town will raise by borrowing or transfer from available funds, or otherwise, and appropriate for the purpose of making roadway, pedestrian and similar improvements, including the costs of easements, consulting services, audits, plans, documents, cost estimates, bidding services and all related expenses incidental thereto and necessary in connection therewith, said sum to be expended by and under the direction of the Town Manager; and to see if the Town will authorize the Board of Selectmen, Town Manager, or any other agency of the Town, to apply for a grant or grants, to be used to defray the cost of all, or any part of, said roadway, pedestrian and similar improvements; and to authorize the Town Manager to enter into any and all contracts and agreements as may be necessary to carry out the purposes of this Article.

Marsie West, Board of Selectmen moved to dispense of the reading of Article 8

Motion to Dispense Reading of Article Carried

Background: The West Street Roadway Improvement Project is a roadway safety improvement project on West Street beginning from the Woburn City Line and extending in the northerly direction to just north of its intersection with Willow Street. The project will also include improvements to the intersection of Woburn Street at Summer Avenue which are also included as part of the project.

The project limits along the corridor extend approximately 7,500 feet (1.4 miles) along West Street and an additional 2,500 feet (0.5 miles) along the intersecting side streets for a total project length of approximately 10,000 feet (1.9 miles).

The improvements will consist of roadway reconstruction, geometric improvements, drainage improvements, sidewalk construction, curbing, wheelchair ramps, installation of new traffic signals at three (3) locations and signal upgrades at two (2) intersections, pavement markings and signage. The new traffic signals will include ornamental mast arms similar to those installed within the recent Main Street project. The project was designed by the Town of Reading's consultant Greenman-Pedersen, Inc. (GPI) in accordance with MassDOT construction standards and is bid as a Commonwealth of Massachusetts MassDOT project.

The Town of Reading is responsible for funding all design costs including any design or special engineering services required during bidding and construction. MassDOT in conjunction with the Federal Highway Administration is responsible for the funding of all "Standard" construction costs including construction inspection services presently estimated at \$8,000,000. All associated extra costs, i.e. cost over and above MassDOT's standard design item costs, for special non-standard items such as decorative traffic signals, specific stormwater treatment units, landscaping and the signal interconnect conduit are the responsibility of the Town of Reading. These items are classified as non-participating items (i.e. non-participating for funding by MassDOT or Federal Highway Administration).

In addition to engineering and construction costs, the Town is responsible for all easement acquisition costs. The additional Town's share of the project to be authorized under this Article is identified on the following list:

Engineering Services

100% Design Amendment	\$ 75,000
Additional Design Services (sidewalk)	\$ 20,000
PS&E and Construction Services Contract	\$ 87,000
MWRA Coordination	\$ 25,000

Construction Costs

Non-Participating Items*	\$ 480,000
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Easements

Easement Acquisition**	\$ 177,510 -Article 7
Total	\$ 864,510
Contingency 15%	\$ 129,677
Total Project Cost	\$ 994,187 i.e. \$1 Million

Notes:

*The non-participating Item cost is an estimate only. The Town of Reading's cost will be based on actual Bid prices received.

**Easement Acquisition costs include an estimate for additional easements required by the sidewalk design revisions. The final acquisition costs for these easements will be determined prior to Town Meeting.

Finance Committee Report - given by Mark Dockser: The Finance Committee recommends the subject matter of Article 8 by a vote of 8-0-0 at their meeting on October 16, 2013. The Town's share is modest when compared to the total cost of the West Street project, and has been planned as part of ongoing capital/debt for many years.

Bylaw Committee Report: No report

Board of Selectmen Report: The Board of Selectmen at their meeting on October 22, 2013 voted 3-0-0 to support this Article

Presentation given by:

- George Zambouras - See Attached

Motion to amend made by Bill Brown, Precinct 8 to reduce \$1 Million by \$75,000

Motion to Amend Does not Carry

After discussion a vote was taken:

2/3 Vote Required
140 Voted in the affirmative
1 Voted in the negative
152 Town Meeting Members in Attendance

Motion Carried as Presented

ARTICLE 9: Dan Ensminger, Board of Selectmen moved to see what sum the Town will raise by borrowing or transfer from available funds, or otherwise, and appropriate for the purpose of making extraordinary repairs and/or replacement of sanitary sewer collection systems, including the costs of consulting services, audits, plans, documents, cost estimates, bidding services and all related expenses incidental thereto and necessary in connection therewith, said sum to be expended by and under the direction of the Town Manager; and to see if the Town will authorize the Board of Selectmen, Town Manager, or any other agency of the Town, to apply for a grant or grants, to be used to defray the cost of all, or any part of, said sanitary sewer improvements; and to authorize the Town Manager to enter into any and all contracts and agreements as may be necessary to carry out the purposes of this Article.

Background: The MWRA's Infiltration and Inflow (I/I) Local Financial Assistance Program provides support to MWRA member communities to perform sewer rehabilitation to minimize excess flows due to infiltration and inflow into the sewer system.

MWRA Assistance

- The assistance is provided through a combination grant and no-interest loan
- Phase 8 Allocation is \$421,000 \$ 189,450 (45%) Grant
\$ 231,550 (55%) Non-interest loan
- Loan pay back to the MWRA - Equal installments over a Five-Year Period beginning one year after distribution of the funds

Acceptance of the grant/loan offer will enable the Town to continue with its I/I removal program to remove unwanted sewage flows from the sewer system which reduces excess assessments from MWRA

and decreases the excess demand on the sewer system. Infiltration occurs when surface water enters sewers through leaks, cracks and faulty joints in pipes and manholes. Inflow is caused from storm water runoff that enters the sewer system through improper connections such as cross connected drains, roof drains and sump pumps.

The Town's I/I removal program consists of:

- House-to-house inspections
 - The house-to-house inspections identify inappropriate direct connections (inflow) to the Town's sewer system with the purpose of assisting residents with identifying methods to remove the connections. The Town also provides limited financial assistance to the homeowner.
- TV inspections, testing and sealing of manholes and sewer mains
 - TV inspections and the testing and sealing of manholes and sewer mains allows the Town to internally inspect sewer mains and manholes with the purpose of identifying and eliminating points of infiltration into the sewer system.
- Sewer system smoke testing
 - Smoke testing of the sewer system is a method of identifying points of infiltration or inflow into the sewer system where visual or TV inspection access is not possible
- Spot repair, lining and replacement of sewers
 - Spot repairs, lining and replacement of sewers are performed when damage to the sewer system is not repairable or cost effective through internal sealing.
- Flow metering and gauging
 - The Town also performs flow metering and gauging to assist the Town in determining the areas of the sewer system that are experiencing the highest levels infiltration and inflow. Flow metering also assists in determining how effective the Town has been in mitigating I/I for the past several years.

Finance Committee Report - given by David Greenfield: The Finance Committee recommends the subject matter of Article 9 by a vote of 8-0-0 at their meeting on October 16, 2013. It is in the best interest of all concerned that sewer inflow and infiltration be minimized, and the MWRA program is financially very attractive.

Bylaw Committee Report: No report

Board of Selectmen Report: The Board of Selectmen at their meeting on October 22, 2013 voted 3-0-0 to support this Article

Presentation given by:

- George Zambouras - See Attached

After discussion a vote was taken:

2/3 Vote Required
Declared Unanimous by Moderator
152 Town Meeting Members In Attendance

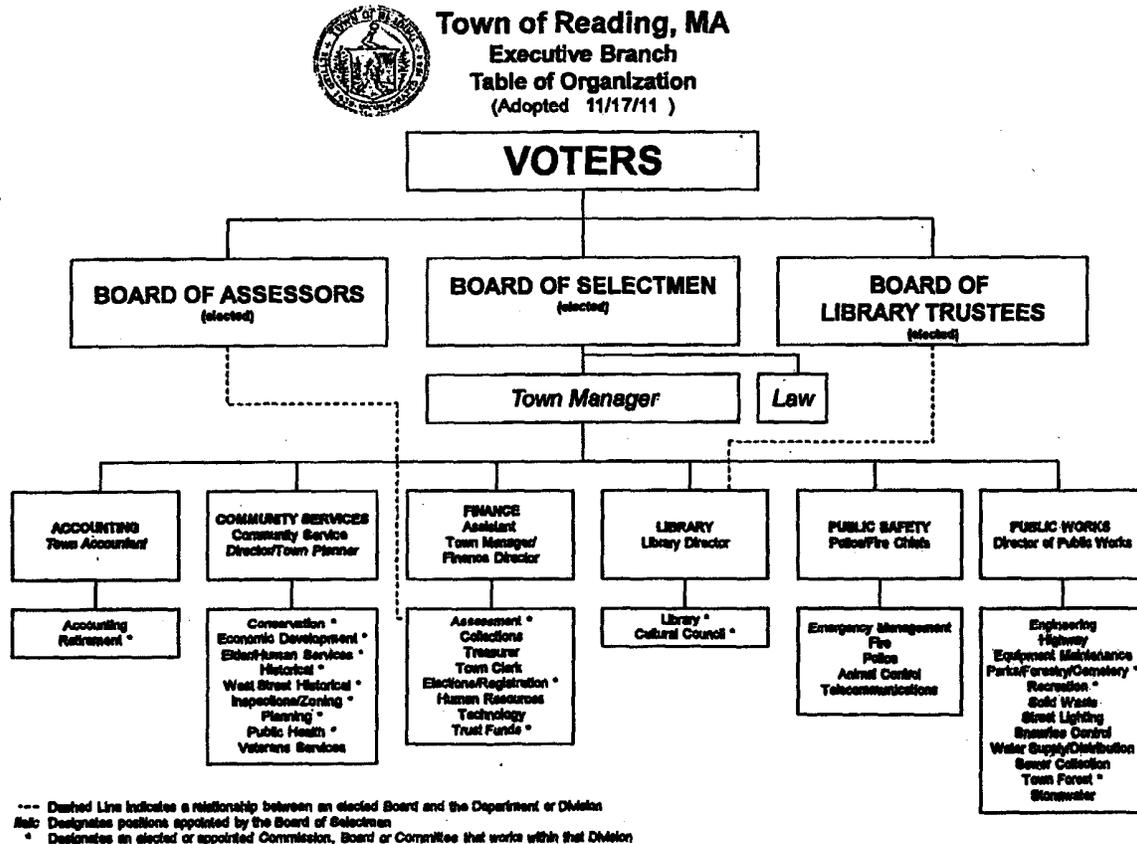
Motion Carried

ARTICLE 10: Motion made by Ben Tafoya, Board of Selectmen to see if the Town will vote to approve an amendment to the Administrative Code pursuant to Section 6-1 of the Reading Home Rule Charter, including renaming the Town Manager Department to Administrative Services, relocating the non-financial divisions from Finance to Administrative Services; relocating Accounting into the Finance department and relocating Recreation from Public Works to Community Services.

Background: Over the past 25+ years since Reading adopted the Charter, very few changes have been made to this Table of Organization relative to the amount of changes that have occurred in how local

government functions. For example, years ago both Human Resources and Technology meant only payroll processing, which logically belonged in a Finance department. Today, however, both of those functions are involved in a far broader mission. This Article seeks to re-organize some parts of local government to reflect many years of past changes, but it also attempts to look ahead and anticipate future changes.

Below please find the current Table of Organization, last modified two years ago when the Town Clerk division was moved from the Community Services department to the Finance department:



Town government in Reading provides high levels of service to the community, and compared to other local governments is quite integrated and efficient. However, we can do better. The changes proposed to this Table of Organization are designed to help shift your local government over time towards a more proactive than reactive stance in the community. Below is a summary of proposed changes to the Table of Organization:

Current	Proposed
Town Manager	Administrative Services ¹
Community Services	Community Services ²
Accounting	-does not exist-
Finance	Finance ³
Public Library	Public Library
Public Works	Public Works ⁴
Public Safety	Public Safety ⁵

Notes:

- 1 Three divisions from Finance are added; some positions from Public Works and Public Safety are added
- 2 One division from Public Works is added
- 3 Accounting is merged with the remaining Finance divisions
- 4 One position is moved to Administrative Services; one division is moved to Community Services

5 One position is moved to Administrative Services

The first proposed change is to combine the Treasury, Collections and Assessing portions of the current Finance Department with the small Accounting department. These four groups work very closely together so this does not reflect any real change and these functions are typically grouped together as a Finance department in many other Massachusetts communities. The Town Accountant as the Department Head will gain some increased supervisory responsibilities, but Finance department personnel will have no authority or responsibility within the Accounting function. This will preserve the independent financial oversight by the Selectmen-appointed Town Accountant position. Likewise the elected Board of Assessors will retain all of their authority. **The resulting Finance department will therefore include Accounting, Assessment, Treasury and Collections.**

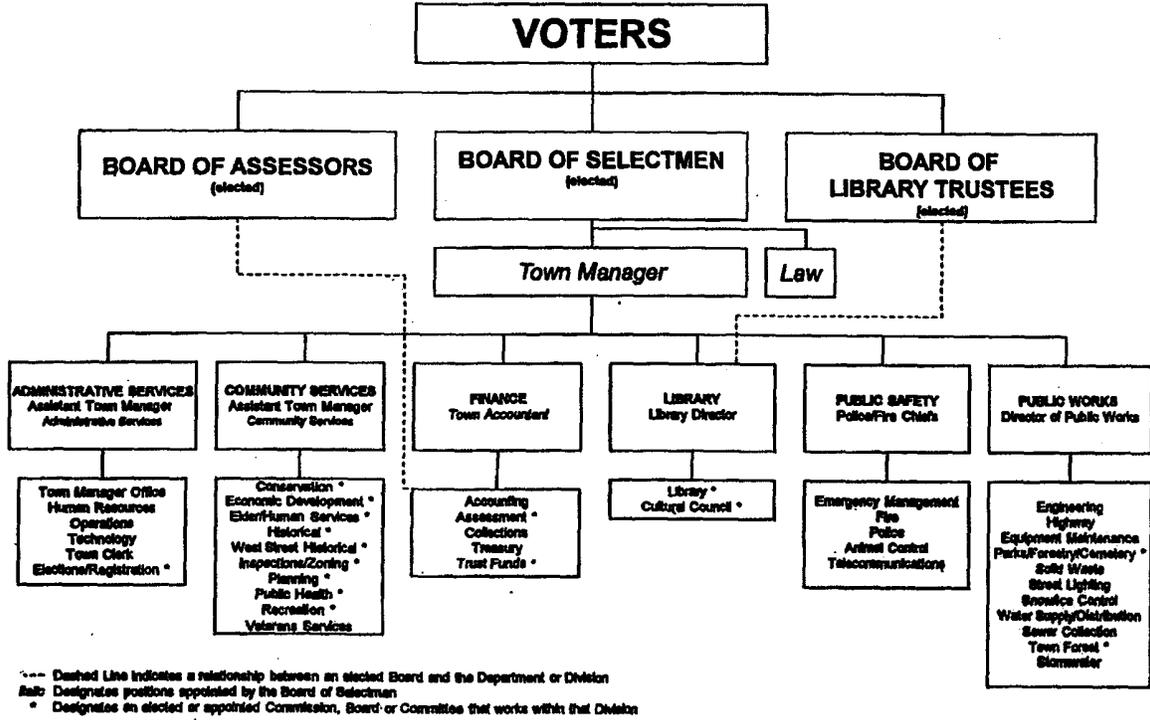
The organization communicates well internally between departments, especially when compared to other municipalities. However there is room for improvements if more activities are centralized. Portions of the current Finance department as well as both the DPW and Police Business Administrators are proposed to be combined with the small Town Manager department, which will be renamed Administrative Services. This department will become a centralized location for many functions that impact all of Town government, such as procurement, grant writing, budget & financial analysis, professional training & development, labor negotiations and communication. Currently most of these activities are done by the individual Town departments and the organization as a whole inefficiently expends too much time and effort on them. The past few years of careful technology master planning has built a strong foundation, and coupled with this proposed change Town government will be able to more proactively interact with the community. **The resulting Administrative Services department will include the Town Manager's Office, Human Resources, Operations, Technology, Town Clerk and Elections/Registrations.**

Recreation is proposed to move back to Community Services from the Public Works department. This is where that function belongs, as they simply deal with a different age group in the community than do other social service outreaches from that department. One benefit from this change will be an improvement in cross-generational programming. Recreation will continue to participate in field planning activities and improvements with DPW as needed. **The resulting Community Services department will include the community development divisions of Planning, Building & Inspections, Conservation, Historical and Public Health and the social services divisions of Elder/Human, Veterans and Recreation.**

Below please find the proposed Table of Organization:



Town of Reading, MA
Executive Branch
Table of Organization
 (Proposed November 2013)



Finance Committee Report: No Report - Please see Article 11 for the financial consequences of this proposed action

Bylaw Committee Report - given by Steven Crook: The Bylaw Committee voted to approve this Article at the November 7, 2013 meeting 3-0-0

Board of Selectmen Report: The Board of Selectmen at their meeting on October 22, 2013 voted 3-0-0 to support this Article.

Presentation given by:
 • Bob LeLacheur – See Attached

After discussion a vote was taken:

Motion Carried

ARTICLE 11: Motion made by Barry Berman, Finance Committee to see if the Town will vote to amend one or more of the votes taken under Article 11 of the April 22, 2013 Annual Town Meeting relating to the Fiscal Year 2014 Municipal Budget, and see what sum the Town will raise by borrowing or transfer from available funds, or otherwise, and appropriate as the result of any such amended votes for the operation of the Town and its government.

Background: The proposed changes under Article 10 accomplish one important objective of a proposed re-organization of local government. Another objective is to improve the depth of the organization. The department heads of both Administrative Services and Community Services will add the

title Assistant Town Manager, adding needed depth to the Town Manager's Office for both the residential and business community - no pay grade changes are required for this organizational change. It is also important to establish clear non-union assistant department head positions. This position already exists in the Library, which will be unchanged. In both the Police and Fire departments there are second-in-command positions as needed, but these should be non-union personnel involved in management decisions. An immediate change in Police is proposed because it is already allowed in existing collective bargaining agreements, but future negotiations will be needed for the Fire department so no funding is requested at this time. New clear number two positions are identified in Administrative Services, Community Services, Finance and Public Works. In order to accomplish this portion of the second objective, at their meeting on October 22, 2013 the Board of Selectmen unanimously (3-0-0) endorsed upgrades in the pay classification for four Town government positions (Library Director, Assistant Library Director, Business Administrator and Community Development Administrator) and they strengthened the depth of the organization by adding an Assistant DPW Director, Deputy Police Chief and Fire Executive Officer. Note that the proposed re-organization also eliminates some vacant positions, so the net change in employment is +1.1 full-time equivalents.

Below lists all of the budget changes needed to accomplish both objectives mentioned, and also other changes that would have been requested regardless of any re-organization of local government. In sum, the re-organization costs are about \$140,000 in total, to be shared among the general fund and both water & sewer funds. Of that total, \$40,000 is set aside for the results of an updated non-union pay & class study, which is also requested at this Town Meeting. If results are not available in time for action by Annual Town Meeting next spring, then this \$40,000 will be returned to free cash on June 30, 2014 and changes will be implemented in FY15. Of the approximate \$100,000 to be utilized immediately, about half is for the Police department and the rest is divided among other departments.

Below also lists about \$45,000 additional services added to this budget, shared by the general fund, permits revolving fund, and the water and sewer funds. These changes include increased hours for the Nurse Advocate, the Plumbing and Gas Inspector and the Wiring Inspector due to increased demand for services; two new part-time regional positions to improve zoning enforcement efforts and affordable housing outreach; and a clerical position needed for a combination of Veteran's services and the new Administrative Services department.

In total, all the proposed budget changes below are less than the projected or known increases in FY14 revenues, according to the Town Accountant. Therefore there is a decrease by \$75,000 in use of free cash used to balance the FY14 budget as a result.

The entire Town government organization would like to express their appreciation to the School department for their support of this proposed re-organization. Town Meeting members should admire the collaborative working relationship between all aspects of your Town and School departments, as this is not always the case in other communities.

The following budget amendments are proposed for the FY14 budget:

General Fund – Wages and Expenses

Account Line	Description	Decrease	Increase
B99 - Benefits	Medicare - \$25,000 Worker Comp Insurance - \$25,000	\$50,000	
C99 - Capital	Replace 1988 Ferguson 46A Roller + \$60,000 Police Speed Trailers (2) + \$55,000 Door locking system (3 Schools) + \$40,500 Ford E350 Econoline Van (Schools) + \$32,000 Memorial Parks skating lights + \$30,000 Masonry repairs (Schools) + \$28,000 Furniture (Schools) + \$12,000		\$257,500
D99 - Debt	Cemetery Garage Project.	\$397,500	

<u>Account Line</u>	<u>Description</u>	<u>Decrease</u>	<u>Increase</u>
E99 - Vocational Education	Increase in enrollment at Northeast Vocational School		\$30,000
G91 - Town Administration wages	Staffing re-organization + \$19,432 Set aside for Pay/Class Study results + \$40,000 Transfer from Finance dept. + \$669,650 Transfer from Public Works dept. + \$65,286 Transfer from Public Safety dept. + \$72,092		\$866,460
G92 - Town Administration expenses	Property & Casualty Insurance + \$20,000 Legal expenses + \$25,000 Postage + \$10,000 Peer Community Pay/Class study + \$25,000 Transfer from Finance dept. + \$473,900		\$553,900
H91 - Accounting wages	Transfer to Finance dept. - \$158,630	\$158,630	
H92 - Accounting expenses	Transfer to Finance dept. - \$2,300	\$2,300	
I91 - Finance Wages	Staffing re-organization + \$10,590 Transfer from Accounting Dept. + \$158,630 Transfer to Admin Services Dept. - \$669,650	\$500,430	
I92 - Finance expenses	Transfer from Accounting Dept. + \$2,300 Transfer to Admin Services Dept. - \$473,900	\$471,600	
J92 - FINCOM Reserves	Replenish after transfer to Accounting wages In July to secure services of backup during staff medical leave		\$20,000
K91 - Community Services wages	Staffing re-organization + \$23,679 Transfer from Public Works dept. for Recreation division + \$154,257		\$177,936
K92 - Community Services expenses	Veteran's Assistance - \$25,000	\$25,000	
L91 - Library wages	Staffing re-organization + \$5,896		\$5,896
M91 - Public Works wages	Staffing re-organization + \$29,591 Transfer to Admin. Services dept. - \$65,286 Transfer to Comm. Services dept. - \$154,257 Sick leave buyback* + \$43,864	\$146,088	
N91 - Public Safety wages	Staffing re-organization + \$53,800 Transfer to Admin. Services dept. - \$72,092	\$18,282	
	Subtotals	\$1,769,830	\$1,911,692
	Net Operating Expenses		\$141,862
	From Tax Levy, State Aid and Other Local Receipts		\$172,998
	Net State Aid +\$91,474		
	Local Recelpts +\$81,524		
	From Free Cash (usage declines from \$1.05 million to \$975,000)	\$75,000	
	*From Sick Leave Buyback Fund (balance declines from \$55,412.50 to \$11,548.50)		\$43,864

Enterprise Funds - Wages and Expenses

<u>Account Line</u>	<u>Description</u>	<u>Decrease</u>	<u>Increase</u>
W99 - Water Enterprise Fund	Water Tank repairs \$750,000 Offset charges for general fund \$14,625		\$764,625
X99 - Sewer Enterprise Fund	Offset charges for general fund		\$9,611
	Subtotals		\$774,236
	Net Operating Expenses		
	From Water Reserves		\$750,000
	From Water Revenues		14,625
	From Sewer Revenues		\$9,611

Finance Committee Report - given by Barry Berman: The Finance Committee reviewed draft material for Article 11 presented at their meeting on October 16, 2013 and voiced unanimous support. They delayed a final vote until the Town government re-organization plan was reviewed by the Board of Selectmen on October 22nd. The FINCOM will formally vote this Article at their meeting on October 30th, but those results will not be available in time for the printed Warrant Report for Town Meeting.

Bylaw Committee Report: No Report

Board of Selectmen Report: The Board of Selectmen at their meeting on October 22, 2013 voted 3-0-0 to support this Article.

Presentation given by:

- Bob LeLacheur - See Attached

Motion made by Bill Brown, Precinct 3 to amend line C99 from 257,500 to 230,000 lowering by 27,500

Motion Does not Carry

After discussion a vote was taken:

Motion Carried as Presented

Motion made by Bill Brown, Precinct 8 to Adjourn

Counted Vote
64 Voted in the affirmative
66 Voted in the negative
152 Town Meeting Members in Attendance

Motion to Adjourn Does Not Carry

ARTICLE 12: Motion made by David Tuttle, Community Planning and Development Commission for the Town vote to amend Section 6.2 (Signs) of the Town of Reading Zoning By-Laws as follows: (note - cross-through represents language to be eliminated and **bold** represents new language)

6.2.2 Definitions

{Remove all paragraph reference letters from the definition terms, a. through t., to avoid further problems with additions or modifications. Reference letters are not used anywhere within the Bylaw text}

*{Add a definition of **Animated Sign** at the top of the list}*

Animated Sign: A sign or portion thereof with characters, letters or illustrations that change or are rearranged without altering the face or surface of the sign or signboard, on a continuous or periodic basis, more than eight times per day.

{Add a definition of **Electronic Sign** following **Commercial Message**}

Electronic Sign: A sign that changes its message or copy at intervals by digital, electronic or mechanical processes, by remote control or other programming device. A sign on which the only copy that changes is an electronic or mechanical indication of time or temperature shall be considered a "Time and Temperature" portion of a sign and not an Electronic Sign or Reader Board.

{Replace the definition for **Off-Premises Sign**}

Off-Premises Sign: Any sign which directs attention to a business, commodity, service, entertainment, attraction or other commercial activity which is sold, offered or existing elsewhere than upon the same lot on which such sign is located, including any outdoor advertising sign ("billboard") on which space is leased or rented for the purpose of conveying a commercial or non-commercial message.

Off-Premises Sign: Any sign conveying a commercial or non-commercial message which directs attention to an off-site business, commodity, service, entertainment venue, attraction or other commercial or non-commercial activity, including any outdoor advertising billboard, Animated Sign or Electronic Sign on which display space may or may not be leased or rented.

{Modify the definition for **Reader Board**}

Reader Board: A sign or portion thereof with characters, letters or illustrations that can be changed or rearranged without altering the face or surface of the sign or signboard. A sign on which the message changes more than eight times per day shall be considered an **Animated or Electronic** sign and not a reader board sign. A sign on which the only copy that changes is an electronic or mechanical indication of time or temperature shall be considered a "time and temperature" portion of a sign and not a reader board sign.

6.2.3 Signs Permitted According to Zoning District

Table 6.2.3 Signs Permitted According to Zoning District						
Type	Permit Required	Max. Sign Area (sq. ft)	Max. Sign Height (ft)	Setbacks:		Maximum Number
				Front (ft)	Side (ft)	
All Zoning Districts:						
1. Personal Message	N	4	6	N/A	20	1/lot
2. Identification (Joint and or Area)	N	4	8 (A)	N/A	N/A	1/lot
3. Construction	N	36 (B)	10	N/A	20	1/lot
4. Subdivision Sales	(C)	48	N/A	N/A	N/A	1/subdiv.
5. Subdivision	(C)	24	N/A	N/A	N/A	1/subdiv.
6. Real Estate Sales	N	8 (G)	6	N/A	20	1/lot
7. Temp Open House	N	4	N/A	N/A	20	1/agency, per lot
8. Garage / Yard Sale	N	4	N/A	N/A	20	1/lot
9. Informational - Directional	N	4	6	N/A	N/A	-
10. Temporary Business	Y	16-30	(See Section 6.2.6.2.h.)			
11. Portable A-Frame	Y	Regulated by the Board of Selectmen - Annual Permit				
Business-A, Business-C and Industrial Zoning Districts:						
12. Free-Standing	Y	50 (D)	20	0	20 (I)	1/lot
13. Wall	Y	2x/4x (E)	(A)	N/A	10	1/business

14. Projecting / Blade	Y	8	(A)(H)	N/A	10	1/business
Business-B Zoning Districts:						
15. Wall	Y	2 (F)	(A)	0	0	2/business
16. Projecting / Blade	Y	8	(A)(H)	-4	0	1/business
17. Free-standing (Service Stations Only)	Y	35	14	0	20	1/lot
18. Free-Standing	SPP(J)	35 (D)	10.5	0	20	1/lot

NOTES:

- (A) No portion of such sign shall extend higher than the bottom of the sills of the windows of the second floor of a building, or higher than the lowest portion of the eaves or, in the case of a gabled wall, no higher than a line equal in height to the lowest portion of the lower eave of any adjoining building wall, whichever of the above is lowest.
- (B) Aggregate sign area of all applicable signs.
- (C) Only as shown in Definitive Subdivision Plans as approved by the Community Planning and Development Commission, consistent with Paragraph 6.2.1.1.
- (D) May be up to 75 square feet if more than one business occupies the lot. See Section 6.2.6.4
- (E) If the minimum distance from the building wall on which the sign is mounted is less than 100 feet from the centerline of the street which the sign faces, the maximum sign area shall be equal to 2 square feet per linear foot of said wall occupied by the establishment to which the sign relates; if such distance is more than 100 feet, maximum sign area shall be equal to 4 square feet per linear foot of said wall so occupied.
- (F) No wall sign for any non-residential establishment shall exceed a sign area equal to 2 square feet per linear footage of length of the front wall of the building occupied by the establishment to which the sign relates.
- (G) Real Estate Signs in the Industrial Zoning Districts are allowed one sign per business with a maximum sign area equal to 2 square feet per linear foot of said wall occupied by the establishment to which the sign relates without a sign permit.
- (H) Projecting/Blade Signs shall be at least eight (8) feet from the ground and may project no more than four (4) feet from the structure.
- (I) A Special Permit may be granted by the CPDC for free-standing signs with reduced side setback, consistent with criteria in Section 6.2.9.
- (J) Free-standing signs shall be permitted only where the principal business entrance is located more than 40 feet from the centerline of the street in front of the lot. CPDC may waive the 40' business entrance setback requirement for signs in existence as of the effective date of this amendment. See Section 6.2.9.a. for Special Permit Criteria

{Remove Section 6.2.6.3.1 in its entirety, add Off-Premises Signs to the list of Prohibited Signs in Section 6.2.5}

~~6.2.6.3.1 Off-Premises Signs: The Board of Appeals may grant a Special Permit for an Off-Premises Sign including an outdoor advertising sign ("billboard") in a Business A zoning district under the following conditions:~~

- ~~a. The proposed sign shall be in a Business A district immediately abutting an Interstate Highway, and within 25 feet of the main right-of-way of such highway excluding on and off ramps;~~
- ~~b. The placement of the proposed sign shall be conditioned upon the elimination of no less than three non-conforming Off-Premises signs elsewhere in the Town of Reading;~~
- ~~c. There shall be no more than one Off-Premises sign on any one lot that existed as a separate lot at the time of adoption of this section;~~
- ~~d. The sign may be double sided with no greater than a 30 degree angle of separation between the two faces;~~
- ~~e. Illumination of the sign shall be by external illumination only and illumination shall be limited to the hours of 6:00 p.m. to 10:00 p.m.;~~
- ~~f. The sign shall not exceed 675 square feet on each of the two permitted faces;~~
- ~~g. The maximum height of any Off-Premises sign shall be 95 feet from the ground level upon which the sign is installed to the highest point of the structure;~~
- ~~h. The nearest part of any Off-Premises sign shall be no closer than 20 feet from an abutting property, and no less than 10 feet from the highway right-of-way;~~

~~The proposed use shall not be detrimental to the public good.~~

Background: The 2010 Financial Forum identified potential revenue sources for the Town to pursue. The Finance Committee and others recommended that the Town pursue the possibility of renting Town owned property for siting of billboards. After some study, it was determined that there was no location in the Town of Reading where the Outdoor Advertising Board regulations would permit such billboards on Town land.

The Outdoor Advertising Board regulations were updated to permit and regulate electronic signs. An article was presented in January of 2013 to allow electronic billboards. The CPDC voted unanimously to not recommend this zoning article and it was subsequently withdrawn. A subsequent instructional motion was made to prohibit ALL billboard signs (off premises signs per zoning).

Article 12 effectively eliminates ANY off-premises signs (or billboards) and adds Off Premises Signs (or billboards) to the list of prohibited signs in any zoning district. The definitions related to Off Premises Signs in Section 6.2.2 have been updated also as part of Article 12.

Finance Committee Report: No report

Bylaw Committee Report - given by Steven Crook: The Bylaw Committee voted to approve this Article at the November 7, 2013 meeting 3-0-0

After discussion and comments from Town Council a motion was made by Nancy Graham, Precinct 3 to move the question

89 Voted In the affirmative
27 Voted In the negative
152 Town Meeting Members In Attendance

Motion to Move the Question Carried

A vote was taken

2/3 Vote Required
84 Voted In the affirmative
36 Voted In the negative
152 Town Meeting Members In Attendance

Motion Carried

On motion by James Bonazoli, Board of Selectmen, it was voted that this Annual Town Meeting stand adjourned to meet at 7:30 PM at the Reading Memorial High School Performing Arts Center, on Thursday, November 14, 2013.

Meeting adjourned at 9:58 PM with 152 Town Meeting Members In attendance.

A true copy Attest:



Laura A Gemme
Town Clerk

SUBSEQUENT TOWN MEETING

Reading Memorial High School
Performing Arts Center

November 14, 2013

The meeting was called to order by the Moderator, Alan E. Foulds, at 7:40 PM, there being a quorum present. Pledge of Allegiance to the Flag was said by the members of Town Meeting.

ARTICLE 13: Motion made by Nick Safina, Community Planning and Development Commission to see if the Town will vote to amend the Reading Zoning Map dated April 8, 2013, as referenced in Section 3.2 of the Reading Zoning Bylaws Reading Zoning Bylaw, and to amend Section 4.9.2 Planned Unit Development- Residential (PUD-R), as follows:

(**Bold** represents new language)

To amend the Reading Zoning Map, dated April 8, 2013, as previously amended, as referenced in Section 3.2 of the Reading Zoning By-laws, to include within the Planned Unit Development-Residential Corona District Overlay (PUD-R-C), a certain parcel of land containing 26,019 square feet, more or less, which parcel is situated northwesterly of Longwood Road and abuts the southeasterly boundary of the PUD-R, such parcel being bounded and described as follows:

Northwesterly by land now or formerly of Johnson Woods Realty Corporation, 346.72 feet;
Easterly by land now or formerly of Emerson, Crupi and Bergen, 180.32 feet;
Southeasterly by land now or formerly of Trojer, 202.92 feet; and
Southwesterly by land now or formerly of Canuso, 85.99 feet.

Being the same premises shown as Lot A on the plan entitled "Plan of Land in Reading, Mass.; Hayes Engineering, Inc; Date: July 25, 2011; Revised September 22, 2011", recorded at the Middlesex South District Registry of Deeds as Plan No. 678 of 2011, copies of which plan are on file with the Reading Town Engineer and the Community Planning and Development Commission.

To insert the following paragraph after the first two paragraphs in section 4.9.2

The Planned Unit Development Residential Corona District (PUD-R-C) is an overlay district in a residential zone that abuts a PUD-R Overlay District and is intended to serve solely as a vegetated buffer and offset area to satisfy dimensional requirements in the PUD-R Overlay District.

To insert the following sentence at the end of paragraph (d) Residential Setbacks in Section 4.9.6.4.2:

The CPDC may allow the required 20 foot residential setback strip for dwellings in a PUD-R parcel to be measured from the outer boundary of an abutting parcel in the PUD-R-C District provided that there are no buildings on that PUD-R-C parcel.

Ben Tafoya, Board of Selectmen moved to dispense of the reading of Article 13

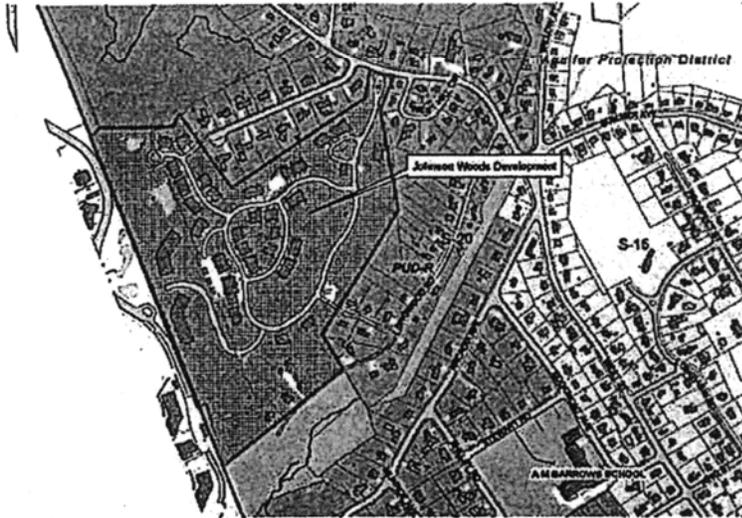
Motion to Dispense Reading of Article Carried

Background: Johnson Woods, located off of West Street, is a 193 unit phased residential development comprised of townhouses and garden style condominiums. This approximately 40 acre site was permitted under the Planned Unit Development – Residential (PUD-R) Overlay District, Section 4.9.6 of the Reading Zoning Bylaw. The PUD-R Overlay District allows greater flexibility under zoning than the underlying zoning which in this case is an S-20 residential zone. A developer may choose to conform to the underlying zoning or conform to the zoning requirements of the overlay district.

Article 13 would amend the Reading Zoning Map by adding an adjacent 26,019 square foot parcel of land to the Johnson Woods Development. The additional land area would be designated as an overlay district

with its use restricted to a vegetated buffer with no buildings. The overlay district is a Planned Unit Development – Residential Corona (PUD-R-C) District. The map below depicts how this will be added.

Article 13 further defines this overlay district by inserting a new paragraph in Section 4.9.2 of the Zoning Bylaw. The language identifies the purpose of the proposed PUD-R-C Overlay District which is to create an additional vegetated buffer zone and offset area for the Johnson Woods Development in the PUD-R Overlay District. This proposed change will allow the Community Planning and Development Commission (CPDC) to approve a setback of 20-feet from the outer boundary of the PUD-R-C parcel for the dwellings within the PUD-R Overlay District (Johnson Woods Development). However, NO buildings will be allowed on the PUD-R-C parcel itself.



Finance Committee Report: No report

Bylaw Committee Report - given by Steven Crook: The Bylaw Committee voted to approve this Article at the November 7, 2013 meeting 3-0-0

Community Planning and Development Commission Report - given by Nick Safina: The Community Planning and Development Commission voted to approve this Article at the September 23, 2013 public hearing 5-0-0

Presentation given by:

- Jean Delios – See Attached

After discussion a vote was taken:

2/3 Vote Required
Declared Unanimous by Moderator
124 Town Meeting Members in Attendance

Motion Carried

ARTICLE 14: Motion made by Nick Safina, Committee Planning and Development Commission to see if the Town will vote to amend the Town of Reading Zoning Bylaw Section 4.2.2, Section 6.1.1.3 the Table of Off-Street Parking and Loading/Unloading Requirements and Section 5.1.2 Table of Dimensional Controls to establish reasonable regulations for Exempt Uses under MGL Chapter 40A Section 3 as follows:

(**Bold** represents new language, ~~Strikethrough~~ represents deleted language)

Section 4.2.2 Table of Uses

PRINCIPAL USES	Res S-15 S-20 S-40	RES A-40	RES A-80	BUS A	BUŞ B	BUS C	IND
School ¹	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Church ¹	Yes	Yes	Yes	Yes	Yes	Yes	Yes

Section 6.1.1.3 Table of Off-Street Parking and Loading/Unloading Requirements

Principal Use	Minimum Number of Off-Street Parking Spaces Required	Minimum Number of Off-Street Loading and Unloading Spaces Required
School	Nursery/ Kindergarten/ Elementary/Middle Schools: 1 space per each employee on the largest shift plus 1 space per 7 students High Schools: 1 space per each employee plus one space per each 3 students.	None
Church	One space for each three hundred (300) square feet of gross floor area or fraction thereof.	None

5.1.2 Table of Dimensional Controls

5.1.2 Table of Dimensional Controls (In feet unless otherwise noted)								
Minimum Lot Minimum Yds. Maximum								
	Minimum Lot			Setback Requirement Minimum			Maximum Lot	Maximum Building
	Lot Width Circle Diameter Feet	Area Square Feet Sq. Feet	Front age Feet	Yard Front Feet	Yard Side Feet	Side Yard Rear	Coverage (% of Lot)	Height Feet

¹ Uses as Defined in MGL Chapter 40A Section 3 these uses shall be permitted by-right in all districts and subject to “reasonable regulations” as defined therein.

5.1.2 Table of Dimensional Controls (In feet unless otherwise noted)

Minimum Lot Minimum Yds. Maximum								
	Minimum Lot			Setback Requirement Minimum			Maximum Lot	Maximum Building
	Lot Width Circle Diameter Feet	Area Square Feet Sq. Feet	Frontage Feet	Yard Front Feet	Yard Side Feet	Side Yard Rear	Coverage (% of Lot)	Height Feet
One or Two Family Dwelling								
In S-15 District	60	15,000	100	20	15	20	25	35
In S-20 Districts	80	20,000	120	20	15	20	25	35
In S-40 Districts	80	40,000	200	20	15	20	25	35
In A-40 Districts		10,000	80	20	15	20	25	40
In BUS-A Districts		NA	NA	15	10	20	25	45
Apartment		80,000	NA	NA	30	30	NA	60
In A-40 Districts		40,000	80	30	30	30	25	40
In A-80 Districts		80,000	NA	60	60	60	12.5	60
In BUS-A Districts		40,000	NA	15	30	30	25	40
In S-15 Districts		100,000+	100	20	15	20	25	35
In S-20 Districts		100,000+	120	20	15	20	25	35
In S-40 Districts		100,000+	200	20	15	20	25	35
In A-40 Districts		100,000+	80	20	15	20	25	40
In A-80 Districts		100,000+	NA	20	NA	NA	NA	60
Hotel or Motel								
In Bus-A Districts		NA	NA	50	10	20	60	45
In Bus-B Districts		NA	NA	NA	NA	20	85	45
In Bus-C Districts		NA	NA	10	10	10	60	55**
In Ind Districts		NA	NA	50	20	20	25	60*
Other Permitted Principal Use								
In S-15 Districts		15,000	100	20	15	20	25	35
In S-20 Districts		20,000	120	20	15	20	25	35
In S-40 Districts		40,000	200	20	15	20	25	35
In A-40 Districts		10,000	80	20	NA	NA	NA	40
In A-80 Districts		80,000	NA	20	NA	NA	NA	60
In BUS-A Districts		NA	NA	15	10	20	60	45
In BUS-B Districts		NA	NA	NA	NA	20	85	45
In BUS-C Districts		NA	NA	10	10	10	60	55**
In Ind Districts		NA	NA	50	20	20	60	60*

5.1.2 Table of Dimensional Controls (In feet unless otherwise noted)

Minimum Lot Minimum Yds. Maximum								
	Minimum Lot			Setback Requirement Minimum			Maximum Lot	Maximum Building
	Lot Width Circle Diameter Feet	Area Square Feet Sq. Feet	Front age Feet	Yard Front Feet	Yard Side Feet	Side Yard Rear	Coverage (% of Lot)	Height Feet
Exempt Uses – School and Church								
In S-15 Districts		15,000	100	15	30	30	25	35
In S-20 Districts		20,000	120	15	30	30	25	35
In S-40 Districts		40,000	200	15	30	30	25	35
In A-40 Districts		10,000	80	NA	30	30	NA	40
In A-80 Districts		80,000	NA	NA	30	30	NA	60
In BUS- A Districts		NA	NA	10	30	30	60	45
In BUS-B Districts		NA	NA	NA	30	30	85	45
In BUS-C Districts		NA	NA	10	30	30	60	55
In Ind Districts		NA	NA	50	30	30	60	60

*Except as provided in Section 5.2.5.3
 ** Fifty-five (55) feet, except ninety-five (95) feet if the structure is located within four hundred (400) feet of the property line adjacent to Route 128, as it exists on May 1, 2000, including ramps, and south of Jacob Way and excluding areas within two hundred (200) feet of the residential zoning district to the west, all as more specifically shown on a plan entitled: "Plan Showing Height Limitation and Setback Areas, Business C District in Reading, Mass.," dated March 27, 2000, Scale 1" = 60', by Hayes Engineering, Inc., on file with the Reading Town Clerk.

Ben Tafoya, Board of Selectmen moved to dispense of the reading of Article 14

Motion to Dispense Reading of Article Carried

Background: MGL Chapter 40A Section 3 stipulates that certain uses, including non-profit, educational and religious uses cannot be prohibited from any zoning district, but that those uses may be subject to "reasonable regulations". These uses, commonly known as Dover Amendment Uses, have been regulated under limited site plan review but lack further definition under the dimensional controls.

Article 14 provides dimensional controls for Dover Amendment Uses to clarify zoning requirements and to simplify the regulations for both staff and applicants. Schools and churches are defined per MGL Chapter 40A, Section 3 in the Table of Uses, Section 4.2.2 and are allowed in all zoning districts. Article 14 amends the Table of Off-Street Parking and Loading/Unloading Requirements, Section 6.1.1.3 to including parking requirements for schools and churches. This Article also include changes to the Section 5.1.2, the Table of

Dimensional controls to establish a minimum lot size, minimum setback requirements, lot coverage maximum and max building heights for these types of uses.

In determining the reasonable parking requirements for educational uses, several existing schools were surveyed for current parking conditions, in addition to gathering best practices for Dover Amendment Uses. Article 14 contains parking standards for schools that were developed using survey information and best practices.

In determining parking requirements for religious uses (churches), the Community Planning and Development Commission (CPDC) proposed to use the formula currently being used by the Building Inspector which is comparable to existing conditions for parking at several churches in Reading.

Article 14 simplifies and streamlines zoning requirements for Dover Amendment Uses. This is part of the overall Comprehensive Zoning Bylaw Update.

Finance Committee Report: No report

Bylaw Committee Report - given by Steven Crook: The Bylaw Committee voted to approve this Article at the November 7, 2013 meeting 3-0-0

Community Planning and Development Commission Report - given by Nick Safina: The Community Planning and Development Commission voted to approve this Article at the September 23, 2013 public hearing 5-0-0

Presentation given by:

- Jean Delios – See Attached

Motion to amend made by Ron D'Addario, Precinct 6 as follows:

Section 6.1.1.3 Table of Off-Street Parking and Loading/Unloading Requirements

Church	One space for each three hundred (300) square feet of gross floor area or fraction thereof. None	None
---------------	--	-------------

Remove the wording for Church and replace with None

Motion to Amend Does Not Carry

Motion to amend made by Richard Moore, Precinct 2 as follows:

Section 6.1.1.3 Table of Off-Street Parking and Loading/Unloading Requirements

School	Nursery/ Kindergarten/ Elementary/Middle Schools: 1 space per each employee on the largest shift plus 1 space per 7 students	None
	High Schools: 1 space per each employee plus one space per each 3 students.	

Remove the word each to read High Schools: 1 space per each employee plus one space per 3 students.

Motion to Amend Carried

Motion to amend made by Dan Ensminger, Precinct 7 under 5.1.2 Table of Dimensional Controls - Exempt Uses - to remove the words "and Churches"

Motion to Amend Does Not Carry

Motion to amend made by Bill Brown, Precinct 8 under 5.1.2 Table of Dimensional Controls to reverse the words under Setback Requirement Minimum to read: Front Yard, Side Yard and Rear Yard.

Motion to Amend Carries

Motion made by Steven Crook, Precinct 2 to move the question of all the amendments and leave the main motion open - End debate on the four amendments only

2/3 Vote Required
116 Voted in the affirmative
9 Voted in the negative
124 Town Meeting Members in Attendance

Motion made by Thomas Ryan, Precinct 1 to move the question of the main motion

2/3 Vote Required
101 Voted in the affirmative
19 Voted in the negative
124 Town Meeting Members in Attendance

After discussion a vote was taken:

2/3 Vote Required
102 Voted in the affirmative
23 Voted in the negative
124 Town Meeting Members in Attendance

Motion Carried as Amended

ARTICLE 15 Motion made by Nick Safina, Community Planning and Development Commission to see if the Town will vote to add a new Section 4.13 "Temporary Moratorium On Medical Marijuana Treatment Centers/Registered Marijuana Dispensaries" and amend Section 2.0 "Definitions" to include Medical Marijuana Treatment Centers/Registered Marijuana Dispensaries of the Town of Reading Zoning By-Law as follows:

(note: **bold** represents new language)

Section 2.0 Definitions:

2.2.21.2 Medical Marijuana Treatment Center/Registered Marijuana Dispensary: "a not-for-profit entity, as defined by Massachusetts law only, registered by the Department of Public Health (DPH) as a Registered Marijuana Dispensary, that acquires, cultivates, possesses, processes (including development of related products such as food, tinctures, aerosols, oils or ointments), transfers, transports, sells, distributes, dispenses, or administers marijuana, products containing marijuana, related supplies, or educational materials to qualifying patients or their personal caregivers."

2.2.21.3 Mixed Use: The combining of retail/commercial and/or service uses with residential or office use in the same building or on the same site. (Note: this change is a result of renumbering)

Section 4.13 Temporary Moratorium on Medical Marijuana Treatment Centers/Registered Marijuana Dispensaries

4.13.1 Purpose

By vote at the State election on November 6, 2012, the voters of the Commonwealth approved a law regulating the cultivation, distribution, possession and use of marijuana for medical purposes. The law provides that it is effective on January 1, 2013. On May 8, 2013 the State Department of Public Health (DPH) promulgated regulations that are effective on May 24, 2013. The regulations promulgated by the State Department of Public Health provide guidance in regulating medical marijuana, including Medical Marijuana Treatment Centers/Registered marijuana Dispensaries (see Section 2.2.21.2 for definition). The Town needs time to study and consider the regulation of Medical Marijuana Treatment Centers/Registered Marijuana Dispensaries. This includes issues related to planning, public health and public safety, as well as to evaluate the potential impact of the State regulation on local zoning. The Town intends to adopt a temporary moratorium on the use of land and structures in the Town for Medical

Marijuana Treatment Centers/Registered Marijuana Dispensaries so as to allow the Town sufficient time to engage in a planning process to address the effects of such structures and uses in the Town and to enact bylaws in a manner consistent with sound land use planning goals and objectives.

4.13.2 Temporary Moratorium on Medical Marijuana Treatment Centers/Registered Marijuana Dispensaries

For the reasons set forth above and notwithstanding any other provision of the Zoning Bylaw to the contrary, the Town hereby adopts a temporary moratorium on the use of land or structures for a Medical Marijuana Treatment Center/Registered Marijuana Dispensary. The moratorium shall be in effect through November 10, 2014. During the moratorium period, the use of land or structures for a Medical Marijuana Treatment Center/Registered Marijuana Dispensary shall be prohibited.

Nothing contained in this Article shall be construed to permit or authorize to be permitted, the use of land or structures for any activity involving marijuana, other than as a Medical Marijuana Treatment Center/Registered marijuana Dispensary.

4.13.3 Planning Process

During the temporary moratorium established in Section 4.13 - 4.13.2, the Town shall undertake a planning process to address the potential effects of Medical Marijuana Treatment Centers/Registered Marijuana Dispensaries and other land uses and structures related to the use of marijuana for medical purpose. In doing so, the Town shall consider the DPH regulations and shall make recommendations regarding the adoption of new Zoning Bylaw provisions governing the location, operation and effects of Medical Marijuana Treatment Centers/Registered Marijuana Dispensaries and other land uses and structures related to the use of marijuana for medical purposes. This process shall coincide with a comprehensive update of the Zoning Bylaw and be part of a larger planning process for consideration at Subsequent Town Meeting in November of 2014.

James Bonazoli, Board of Selectmen moved to dispense of the reading of Article 15

Motion to Dispense Reading of Article Carried

Background: Chapter 369 of the Acts of 2012, "An Act for the Humanitarian Medical Use of Marijuana" (enacted as Question 3 on the November 2012 state ballot), to allow qualifying patients, who have been diagnosed with a debilitating medical condition, reasonable access to Medical Marijuana Treatment Centers/Registered Marijuana Dispensaries. In November of 2012 Town Meeting approved an article to prohibit Medical Marijuana Treatment Centers/Registered Marijuana Dispensaries from being sited in all zoning classifications in the Town of Reading. Subsequently, the State Attorney General's Office determined that such a ban would conflict with the Act and the zoning article was disapproved.

These businesses are allowed to acquire, possess, cultivate, manufacture, deliver, and transport marijuana, including in food form. Data from the experiences of California, Colorado, and other states have shown an increase in criminal activity attributed to Medical Marijuana Treatment Centers/Registered Marijuana Dispensaries. The data reflects higher criminal activity attributable to the presence of valuable marijuana crops and large amounts of cash. Likewise, these States have seen an increase in traffic accidents and driving under the influence arrests in which marijuana is implicated. Also, there has been a loss of other commercial businesses that have relocated away from marijuana dispensaries.

Last Spring the State developed regulations governing how it will permit Medical Marijuana Treatment Centers. Further study is needed to develop zoning consistent with State regulations as well as the land use goals of the Town of Reading.

This article establishes a temporary moratorium through November 10, 2014, on Medical Marijuana Treatment Centers/Registered Marijuana Dispensaries. During this moratorium period the use of land or structures for a Medical Marijuana Treatment Center/Registered Marijuana Dispensaries is prohibited.

The purpose of the temporary moratorium will allow sufficient time for the Town to undertake a planning process to address the impacts of Medical Marijuana Treatment Centers/Registered Marijuana Dispensaries. This planning process will be used to develop zoning language as part of a comprehensive update of the Reading Zoning Bylaw which is scheduled to be completed over the same time period.

Finance Committee Report: No report

Bylaw Committee Report - given by Steven Crook: The Bylaw Committee voted to approve this Article at the November 7, 2013 meeting 3-0-0 with a typographical error fixed on 4.13.2 Temporary Moratorium on Medical Marijuana Treatment Centers/Registered Marijuana Dispensaries

Community Planning and Development Commission Report - given by Nick Safina: The Community Planning and Development Commission voted to approve this Article at the July 8, 2013 public hearing 5-0-0

Presentation given by:

- Jean Dellos – See Attached

Motion by Bill Brown, Precinct 8 to Indefinitely Postpone Article 15

Motion to Indefinitely Postpone Does Not Carry

After discussion a vote was taken:

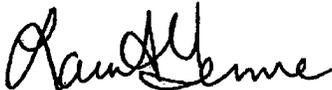
2/3 Vote Required
118 Voted In the affirmative
7 Voted In the negative
124 Town Meeting Members In Attendance

Motion Carried

James Bonazoli, Board of Selectmen moved to adjourn the 2013 Subsequent Town Meeting *sine die* at 9:40 PM with 124 Town Meeting Members in attendance.

Motion Carried

A true copy Attest:



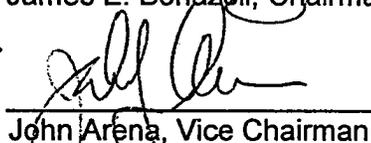
Laura A Gemme
Town Clerk

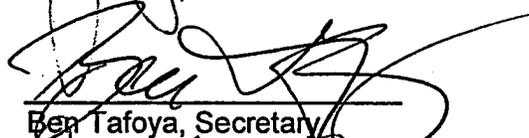
and you are directed to serve this Warrant by posting an attested copy thereof in at least one (1) public place in each precinct of the Town not less than fourteen (14) days prior to November 12, 2013, or providing in a manner such as electronic submission, holding for pickup or mailing, an attested copy of said Warrant to each Town Meeting Member.

Hereof fail not and make due return of this Warrant with your doings thereon to the Town Clerk at or before the time appointed for said meeting.

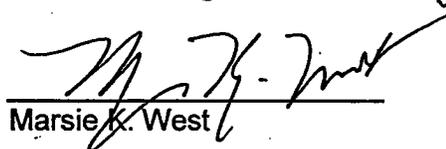
Given under our hands this 8th day of October, 2013.


James E. Bonazoli, Chairman


John Arena, Vice Chairman


Ben Tafoya, Secretary


Daniel Ensminger


Marsie K. West


John C. Segalla, Constable

SELECTMEN OF READING