

**WARRANT FOR
ANNUAL TOWN MEETING
AND
SPECIAL TOWN MEETING**

ELECTION

Saturday, April 10, 2010



**ANNUAL TOWN MEETING
Monday, April 26, 2010**

**SPECIAL TOWN MEETING
Monday, May 10, 2010**

TOWN OF ARLINGTON

TOWN WARRANT
THE COMMONWEALTH OF MASSACHUSETTS
Middlesex, ss.

To the Constables of the Town of Arlington, in said County:

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the Town of Arlington qualified to vote in elections, to meet at the polling places designated for the several Precincts in said Town on

SATURDAY
THE TENTH OF APRIL 2010

at eight o'clock in the forenoon, to act on the following articles, namely:

ARTICLE 1 TO ELECT BY BALLOT:

- A) One Moderator for three years**
- B) One Selectman for three years**
- C) One Assessor for three years**
- D) Two School Committee Members for three years**
- E) One Member of the Arlington Housing Authority for five years**

Also, in accordance with the provisions of Chapter 43A of the General Laws, the number of Town Meeting Members hereinafter specified:

- PRECINCT 1 - Four for three years;**
- PRECINCT 2 - Four for three years;**
- PRECINCT 3 - Four for three years;**
- PRECINCT 4 - Four for three years;**
- PRECINCT 5 - Four for three years;**
- PRECINCT 6 - Four for three years; One for two years; Two for one year.**
- PRECINCT 7 - Four for three years; One for two years.**
- PRECINCT 8 - Four for three years; One for one year.**
- PRECINCT 9 - Four for three years;**
- PRECINCT 10 - Four for three years;**
- PRECINCT 11 - Four for three years;**
- PRECINCT 12 - Four for three years;**
- PRECINCT 13 - Four for three years;**
- PRECINCT 14 - Four for three years;**
- PRECINCT 15 - Four for three years;**
- PRECINCT 16 - Four for three years;**
- PRECINCT 17 - Four for three years; One for one year.**
- PRECINCT 18 - Four for three years;**
- PRECINCT 19 - Four for three years; One for two years.**
- PRECINCT 20 - Four for three years; One for one year.**
- PRECINCT 21 - Four for three years.**

For these purposes, the polls will be opened at eight o'clock A.M. and remain open until eight o'clock P.M., at each of the polling places designated, viz.:

- Precinct 1 Thompson School, entrance on North Union Street
- Precinct 2 Hardy School, entrance on Brooks Avenue
- Precinct 3 Thompson School, entrance on North Union Street
- Precinct 4 Hardy School, entrance on Brooks Avenue
- Precinct 5 Thompson School, entrance on North Union Street
- Precinct 6 Hardy School, entrance on Brooks Avenue
- Precinct 7 Chestnut Manor, entrance on Chestnut Terrace
- Precinct 8 Town Hall, entrance on Massachusetts Avenue
- Precinct 9 Chestnut Manor, entrance on Chestnut Terrace
- Precinct 10 Town Hall, entrance on Massachusetts Avenue
- Precinct 11 Bishop School, entrance on Stowcroft Road
- Precinct 12 Brackett School, entrance on Eastern Avenue
- Precinct 13 Stratton School, entrance on Mountain Avenue
- Precinct 14 Brackett School, entrance on Eastern Avenue
- Precinct 15 Stratton School, entrance on Mountain Avenue
- Precinct 16 Dallin School, entrance on Florence Avenue
- Precinct 17 Stratton School, entrance on Mountain Avenue
- Precinct 18 Dallin School, entrance on Florence Avenue
- Precinct 19 Peirce School, entrance on Newland Road
- Precinct 20 Park Avenue Congregational Church, entrance on Paul Revere Road
- Precinct 21 Peirce School, entrance on Newland Road

You are also required to notify and warn the said inhabitants to meet at the Town Hall in said Town on Monday the 26th day of April, 2010, at eight o'clock in the evening, at which time and place the following articles are to be acted upon and determined exclusively by Town Meeting Members, in accordance with and subject to the referenda provided for by Chapter 43A of the General Laws.

ARTICLE 2

STATE OF THE TOWN ADDRESS

To hear the Chair of the Board of Selectmen review important events in the past year in Arlington and preview expectations for next year.

(Inserted at the request of Vision 2020)

ARTICLE 3

REPORTS OF COMMITTEES

To receive, hear, and act upon the reports of the Board of Selectmen, Finance Committee, Redevelopment Board, and other committees, commissions, and boards heretofore appointed, including, without limitation: Permanent Town Building Committee (April 23, 1969), Vision 2020 Standing Committee (June 8, 1992), Commission on Disability (May 3, 1993), School Facilities "Working Group" (May 4, 1994), Bylaw Recodification Study Committee (May 9, 1994), Affordable Housing Task Force (May 3, 1999), Zoning Bylaw Review Committee (May 12, 1999), Uncle Sam Committee (May 17, 1999), Fields and Playgrounds Task Force (May 19, 1999), Maintenance Study Committee (May 1, 2000), Alewife Brook Advisory Committee (May 15, 2000), Newsracks Study Committee (May 9, 2001), Community Preservation Act Study Committee (May 21, 2001), Symmes Advisory Committee (May 21, 2001), Power Company Feasibility Committee (May 6, 2002), Community-Based Health Insurance Study Committee (April 30, 2003), Tree Committee (May 7, 2003), Post-Employment Medical Benefits Committee

(May 17, 2004), Trust Fund Policies Committee (May 17, 2004), Information Technology Advisory Committee (May 17, 2004), Field Maintenance and Users Fee Study Committee (May 26, 2004), Symmes Neighborhood Advisory Committee (September 27, 2004), Private Way Procedures Committee (May 18, 2005), Symmes Neighborhood Committee (May 18, 2005), Explore Options for Additional Burial Spaces Committee (April 26, 2006), State Aid Task Force Committee (April 26, 2006), Part Time Elected Officials' Benefits Study Committee (May 1, 2006); G.I.S Review Committee (May 10, 2006); Bus Shelters Committee (May 2, 2007), Outdoor Swimming Pool (May 21, 2008), Margaret T. Spengler Committee (May 28, 2008), Town Government Reorganization Committee (2009), or take any action related thereto.

(Inserted at the request of the Town Moderator)

ARTICLE 4 APPOINTMENT OF MEASURERS OF WOOD AND BARK

To choose and appoint all the usual Town Officers not hereinbefore mentioned, in such a manner as the Town may determine; or take any action related thereto.

(Inserted by the Board of Selectmen)

ARTICLE 5 ELECTION OF ASSISTANT TOWN MODERATOR

To elect a Town Meeting Member as Assistant Moderator for a term of one year, as provided in Title I, Article 1, Section 11, A, of the Bylaws; or take any action related thereto.

(Inserted at the request of the Town Moderator)

ARTICLE 6 ZONING BYLAW AMENDMENT/VARIANCE APPLICATION REVIEW

To see if the Town will vote to amend the Zoning Bylaw in Article 10, Section 10.12 by adding the following paragraphs at the end of Section 10.12, "The ZBA shall within ten (10) days after receipt thereof transmit one copy of such variance request to the ARB. The ARB may, in its discretion, investigate the case and report in writing its recommendations to the ZBA.

The ZBA shall not take final action on such request until it has received a report thereon from the ARB or until said ARB has allowed thirty (30) days to elapse after receipt of such request without submission of a report thereon"; or take any action related thereto.

(Inserted at the request of the Redevelopment Board)

ARTICLE 7 ZONING BYLAW AMENDMENT/BACKET SIGNS

To see if the Town will vote to amend the Zoning Bylaw to add a definition of bracket signs and to allow bracket signs that meet certain design criteria in certain business districts; or take any action related thereto.

(Inserted at the request of the Redevelopment Board)

ARTICLE 8 ZONING BYLAW AMENDMENT/RESEARCH AND DEVELOPMENT DEFINITION

To see if the Town will vote to amend the Zoning Bylaw to add a definition of Research and Development Activities to the Zoning Bylaw; or take any action related thereto.

(Inserted at the request of the Redevelopment Board)

ARTICLE 9 ZONING BYLAW/ALLOW GROUND-MOUNTED SOLAR PHOTOVOLTAIC

To see if the Town will vote to amend Article 2 of the Zoning Bylaw to provide a definition for ground-mounted solar photovoltaic installations and to amend Article 5, Section 5.04 of the Zoning Bylaw to allow ground-mounted solar photovoltaic installations in certain zoning districts; or take any action related thereto.

(Inserted at the request of Lisa Weil and 10 registered voters)

ARTICLE 10 ZONING BYLAW AMENDMENT/FENCING USED AS SCREENING

To see if the Town will vote to amend the Zoning Bylaw regarding fencing allowed as screening; or take any action related thereto.

(Inserted at the request of the Redevelopment Board)

ARTICLE 11 ZONING BYLAW AMENDMENT/ILLUMINATION FOR SIGNS

To see if the Town will vote to amend the Zoning Bylaw Section 7.03(e) regarding allowable forms of illumination for signs, or take any action related thereto.

(Inserted at the request of the Redevelopment Board)

ARTICLE 12 ZONING BYLAW AMENDMENT/ZONING BOARD OF APPEALS

To see if the Town will vote to amend the Zoning Bylaw in Article 10, Section 10.10(a) (“Membership”), to increase the number of members of the Zoning Board of Appeals (ZBA) from three to five, or take any action related thereto.

(Inserted by the Board of Selectmen)

ARTICLE 13 RESOLUTION/MEDICAL OFFICE BUILDING SYMMES

To see if the Town will vote to adopt a resolution expressing the sense of Town Meeting that alternative uses may be allowed at the site of the planned medical office building of the Symmes redevelopment project; or take any action related thereto.

(Inserted by the Board of Selectmen and at the request of the Arlington Redevelopment Board)

ARTICLE 14 LOCAL ACCEPTANCE/STRETCH ENERGY CODE

To see if the Town will vote to adopt the “Massachusetts Stretch Energy Code,” located at 780 Code of Massachusetts Regulations 120.AA, in place of certain provisions of the base building code relative to energy efficiency requirements for residential and commercial construction and renovation; or take any action related thereto.

(Inserted at the request of Director of Planning)

ARTICLE 15 BYLAW AMENDMENT/NUISANCE FIRE ALARMS

To see if the Town will vote to amend Title VI (“Building Regulation”), Article 2 (“Fire Prevention Code”) of the Bylaws to insert a new section regulating the installation, maintenance, and use of fire alarm devices to reduce the incidence of false and nuisance alarms; or take any action related thereto.

(Inserted at the request of the Town Manager and the Fire Chief)

ARTICLE 16 **BYLAW AMENDMENT/PUBLIC CONSUMPTION OF MARIHUANA**

To see if the Town will vote to amend Section 2 of Article 7 (“Public Consumption of Marihuana or Tetrahydrocannabinol”) of Title VIII of the Bylaws to remove the words “up to” from the description of the applicable fine in the first sentence; or take any action related thereto.

(Inserted at the request of the Town Manager and the Town Counsel)

ARTICLE 17 **BYLAW AMENDMENT/DOOR-TO-DOOR SOLICITORS**

To see if the Town will vote to amend Section 4 (“Door-to-Door Solicitors”) of Article 1 Title VIII of the Bylaws to remove the words “not more than” from the description of the applicable fine in Paragraph (H); or take any action related thereto.

(Inserted at the request of the Town Manager and the Town Counsel)

ARTICLE 18 **BYLAW AMENDMENT/JUNK DEALERS AND COLLECTORS**

To see if the Town will vote to amend Section 5 (“Junk Dealers and Collectors”) of Article 1 of Title VIII of the Bylaws to further regulate licensed Junk Dealers and Collectors; or take any action related thereto.

(Inserted at the request of the Town Manager and the Chief of Police)

ARTICLE 19 **BYLAW AMENDMENT/REMOVAL OF PAINT**

To see if the Town will vote to amend Article 3 (“Public Health Regulations”) of Title VIII of the Bylaws to delete or amend Section 5 (“Removal of Paint Regulated”); or take any action related thereto.

(Inserted at the request of the Town Manager and the Director of Health and Human Services)

ARTICLE 20 **PAY-AS-YOU-THROW TRASH COLLECTION PROGRAM**

To hear the report of the Town Manager relative to the implementation of a “Pay-As-You-Throw” refuse collection and disposal program and to determine whether to implement said program; or take any action related thereto.

(Inserted at the request of the Town Manager)

ARTICLE 21 **HOME RULE LEGISLATION/SENIOR CITIZEN SAFETY ZONES**

To see if the Town will vote to authorize and request the Board of Selectmen to file Home Rule Legislation with the General Court to allow the creation of “Senior Citizen Safety Zones” near senior citizen housing, long-term care facilities, or other establishments in which vehicular speed limits may be reduced; or take any action related thereto.

(Inserted at the request of the Town Manager and the Chief of Police)

ARTICLE 22 **HOME RULE LEGISLATION/ADDITIONAL LICENSES FOR THE SALE OF ALCOHOLIC BEVERAGES NOT TO BE DRUNK ON THE PREMISES**

To see if the Town will vote to authorize and request the Board of Selectmen to file Home Rule Legislation with the General Court to authorize the placement on the official ballot for a town election the following question: “Shall the Board of Selectmen of the Town of Arlington be authorized to issue two additional licenses for the sale of all alcoholic beverages not to be drunk on the premises?”; or take any action related thereto.

(Inserted by the Board of Selectmen)

ARTICLE 23

HOME RULE LEGISLATION/NOELAN CORBETT

To see if the Town will vote to request and authorize the Board of Selectmen to file a Home Rule Petition with the General Court so as to permit Noelan Corbett of 76 Crawford Street to apply for the position of Firefighter in the Town’s Fire Department notwithstanding the fact that the Town has not accepted the provisions of Section 61A and 61B of Chapter 31 of the General Laws and further notwithstanding the fact that Mr. Corbett’s age is in excess of 32 years; or take any action related hereto.

(Inserted at the request of Noelan Corbett and 10 registered voters)

ARTICLE 24

HOME RULE LEGISLATION/TAX CHECK-OFF PROGRAM: DONATION TO THE COUNCIL ON AGING TRANSPORTATION FUND

To see if the Town will vote to authorize and request the Board of Selectmen to file Home Rule Legislation that would establish a new endowment fund to provide support for the Council on Aging transportation programs, funding for said new endowment to be raised through the tax check-off program included in the mailings of the quarterly property tax and excise tax bills, said funds to be expended under the direction of the Council on Aging; or take any action related thereto.

(Inserted at the request of the Council on Aging)

ARTICLE 25

HOME RULE LEGISLATION/BANNING TEXTING WHILE DRIVING

To see if the Town will vote to authorize and request the Board of Selectmen to file Home Rule Legislation to specifically prohibit the practice of using a hand-held mobile telephone or similar device to read, compose, or send one or more text or other electronic messages while operating a motor vehicle within the Town, determine penalties for the violation thereof; or take any action related thereto.

(Inserted at the request of Diane Mahon and 10 registered voters)

ARTICLE 26

HOME RULE LEGISLATION/DOUBLE POLE REGULATIONS AND ENFORCEMENT

To see if the Town will vote to authorize and request the Board of Selectmen to file Home Rule Legislation to provide regulations relative to reducing and/or eliminating the number of double utility poles, including recommendations and proposed legislation for enforcement, and to determine any waivers or penalties for the violation thereof; or take any action related thereto.

(Inserted at the request of Diane Mahon and 10 registered voters)

ARTICLE 27

HOME RULE LEGISLATION/GROUP INSURANCE COMMISSION

To see if the Town will vote to authorize and request the Board of Selectmen to file Home Rule Legislation with the General Court to allow the Town to provide health-insurance benefits to its employees, retirees, and their dependents through the Group Insurance Commission without the necessity of collective bargaining; or take any action related thereto.

(Inserted at the request of the Town Manager)

ARTICLE 28

ACCEPTANCE OF LEGISLATION/PENSION LIABILITY FUNDING

To see if the Town will vote to accept local-option legislation relative to funding of pension liabilities; or take any action related thereto.

(Inserted by the Board of Selectmen)

ARTICLE 29 **TRANSFER OF REAL ESTATE/CROSBY SCHOOL**

To see if the Town will vote (1) to continue the temporary transfer of the care, custody, management, and control of the Crosby School and/or the appurtenant land from the School Committee to the Arlington Redevelopment Board; (2) to transfer permanently the care, custody, management, and control of the Crosby School and/or the appurtenant land to the Board of Selectmen for disposition or to any other Town board or officer for any other specific municipal purpose; or take any action related thereto.

(Inserted at the request of the School Committee)

ARTICLE 30 **TRANSFER OF REAL ESTATE/PARMENTER SCHOOL**

To see if the Town will vote (1) to continue the temporary transfer of the care, custody, management, and control of the Parmenter School and/or the appurtenant land from the School Committee to the Arlington Redevelopment Board; (2) to transfer permanently the care, custody, management, and control of the Parmenter School and/or the appurtenant land to the Board of Selectmen for disposition or to any other Town board or officer for any other specific municipal purpose; or take any action related thereto.

(Inserted at the request of the School Committee)

ARTICLE 31 **DISPOSITION OF REAL ESTATE/CROSBY SCHOOL**

To see if the Town will vote (1) to authorize the Board of Selectmen to dispose of the Crosby School and/or the appurtenant land by sale or otherwise under such terms as the Town may specify consistent with applicable legal requirements; or (2) to transfer the care, custody, management, and control of the Crosby School and/or the appurtenant land to any other Town board or officer for any other specific municipal purpose; or take any action related thereto.

(Inserted by the Board of Selectmen)

ARTICLE 32 **DISPOSITION OF REAL ESTATE/PARMENTER SCHOOL**

To see if the Town will vote (1) to authorize the Board of Selectmen to dispose of the Parmenter School and/or the appurtenant land by sale or otherwise under such terms as the Town may specify consistent with applicable legal requirements; or (2) to transfer the care, custody, management, and control of the Parmenter School and/or the appurtenant land to any other Town board or officer for any other specific municipal purpose; or take any action related thereto.

(Inserted by the Board of Selectmen)

ARTICLE 33 **ACCEPTANCE OF LEGISLATION/CONSOLIDATION OF TOWN AND SCHOOL ADMINISTRATIVE FUNCTIONS**

To see if the Town will vote to accept G.L. c. 71, §37M, which would allow, but not require, Town Meeting and the School Committee to vote in the future to consolidate town and school administrative functions, including but not limited to financial, personnel, and maintenance functions; or take any action related thereto.

(Inserted at the request of the Town Government Reorganization Committee of 2009)

ARTICLE 34 **VOTE/CONSOLIDATION OF TOWN AND SCHOOL ADMINISTRATIVE FUNCTIONS**

To see if the Town will vote to consolidate certain town and school administrative functions, as permitted under G.L. c. 71, §37M, or Town administrative functions by bylaw, including but not limited to financial, personnel, and maintenance functions; or take any action related thereto.

(Inserted at the request of the Town Government Reorganization Committee of 2009)

ARTICLE 35

BYLAW AMENDMENT/MUNICIPAL CONFLICT-OF-INTEREST STANDARDS

To see whether the Town will vote to amend the Town Bylaws to prohibit elected or appointed municipal employees from representing private parties before Town boards and commissions; or take any action related thereto.

(Inserted at the request of Thomas Davison and 10 registered voters)

ARTICLE 36

BYLAW AMENDMENT/CANINE CONTROL

To see if the Town will vote to amend Section 8 (“Animal Control”) of Article 1 (“Use of Areas under Control of Park Department”) of Title IV (“Public Areas”) and/or Article 2 (“Canine Control”) of Title VIII (“Public Health and Safety”) of the By-Laws so as to allow dogs to be off-leash at certain times and in certain places, determine penalties for violation thereof; or take any action related thereof.

(Inserted at the request of Mary McCartney and 10 registered voters)

ARTICLE 37

BYAW AMENDMENT/COMPENSATION OF SELECTMEN

To see if the Town will vote to amend Article 2 (“Selectmen”) of Title I of the Bylaws to insert a new section providing that, for all purposes, including but not limited to the determination of eligibility for insurance benefits under G.L. c. 32B, any new Selectman elected on or after July 1, 2010, shall not receive compensation or other payment for that service, but may be reimbursed for actual expenses incurred in the performance of official duties up to a limit of \$3000 per fiscal year for members of the Board of Selectmen and \$3500 per fiscal year for the chair of the Board of Selectmen; or take any action related thereto.

(Inserted at the request of Diane Mahon and 10 registered voters)

ARTICLE 38

BYLAW AMENDMENT/ELECTRONIC PEST CONTROL DEVICES

To see if the Town will vote to amend the Town Bylaws to restrict the times during which electronic pest control devices (‘bug zappers’) may be used, determine penalties for the violation thereof; or take any action related thereto.

(Inserted at the request of Louise B. Popkin and 10 registered voters)

ARTICLE 39

BYLAW AMENDMENT/TOWN MEETING WARRANT ARTICLES

To see if the Town will vote to amend the Title I, Article 1 (“Town Meetings”) of the Town Bylaws to require that the proponent or sponsor of any Article to consider the acceptance of local-option legislation that is included on a Warrant for an Annual or Special Town Meeting in accordance with G.L.c.39,§10, advise the Town Meeting in writing no later than 60 days before the vote on the article if and when the vote to accept the local-option legislation may be revisited by a future Town Meeting; or take any action related thereto.

(Inserted at the request of John R. Leonard and 10 registered voters)

ARTICLE 40

BYLAW AMENDMENT/FIELD LIGHTS TIMING

To see if the Town will vote to amend Title IV, Article1 (“Use of Areas Under Control of the Park Department”) to require lights at the field known as “Buck Field,” 422 Summer Street, be turned off no later than 9:00 p.m., determine penalties for violation thereof; or take any action related thereto.

(Inserted at the request of David A. Cerrato and 10 registered voters)

ARTICLE 41

BYLAW AMENDMENT/SOUND AMPLIFICATION SYSTEMS

To see if the Town will vote to amend Title IV, Article 1 (“Use of Areas under Control of the Park Department”) to prohibit the use of artificial sound amplification systems outside the Veterans’ Memorial Skating Rink or adjacent Buck Field, determine penalties for violation thereof; or take any action thereto.

(Inserted at the request of David A. Cerrato and 10 registered voters)

ARTICLE 42

BYLAW AMENDMENT/FIELD CLOSING TIMES

To see if the Town will vote to amend Title IV, Article 1 (“Use of Areas Under Control of the Park Department”) to require that baseball games held on lighted baseball fields conclude in sufficient time so that the lights may be turned off and the fields and parking lots may be vacated before 10 p.m. and to require that the lights be turned off and the fields and parking lots be vacated before 10 p.m., to determine penalties for violation thereof; or to take any action related thereto.

(Inserted at the request of Joel Higginson and 10 registered voters)

ARTICLE 43

BYLAW AMENDMENT/FIELD LIGHT CONFIGURATION

To see if the Town will vote to amend Title IV, Article 1 ("Use of Areas Under Control of the Park Department") to require that any artificial lighting used at baseball fields be angled or configured and maintained in such a way as to ensure that light does not shine onto or upon adjacent or abutting property, determine penalties for violation thereof; or take any action related thereto.

(Inserted at the request of Jeanne Leary and 10 registered voters)

ARTICLE 44

BYLAW AMENDMENT/LIMIT NIGHT BASEBALL GAMES

To see if the Town will vote to amend Title IV, Article 1 (“Use of Areas Under Control of the Park Department”) to limit the number of baseball games that begin at or after 7:00 p.m. at the field known as “Buck Field,” 422 Summer Street, to no more than three games per week, determine penalties for violation thereof; or take any action related thereto.

(Inserted at the request of David A. Cerrato and 10 registered voters)

ARTICLE 45

REVOLVING FUNDS

To see if the Town will vote to reauthorize revolving funds established under various previous votes of the Town, to hear or receive a report concerning the receipts and expenditures of same, to establish new revolving funds or to amend the votes under any previously adopted revolving funds, to appropriate a sum of money to fund same, to determine how the money shall be raised or expended; or take any action related thereto.

(Inserted by the Board of Selectmen)

ARTICLE 46

ENDORSEMENT OF CDBG APPLICATION

To see if the Town will vote to endorse the application for Federal Fiscal Year 2011 prepared by the Town Manager and the Board of Selectmen under the Housing and Community Development Act of 1974 (PL 93-383) as amended; or take any action related thereto.

(Inserted by the Board of Selectmen and at the request of the Town Manager)

ARTICLE 47

COLLECTIVE BARGAINING

To see if the Town will vote to fund any fiscal items in the event that any are contained in collective bargaining agreements between the Town and the following named collective bargaining units, and to fund for non-union, M Schedule, and elected officials’ salaries or fringe

benefits, determine how the money shall be raised and expended; or take any action related thereto:

- A. Local 680, American Federation of State, County and Municipal Employees;
- B. Service Employees International Union (formerly NAGE);
- C. Robbins Library Professional Association;
- D. Local 1297, International Association of Firefighters;
- E. Arlington Patrolmen's Association;
- F. Arlington Ranking Police Officers' Association;
- G. M Schedule and non union employees; and
- H. Full-time elected officials.

(Inserted at the request of the Town Manager)

ARTICLE 48 FUNDING FUTURE COLLECTIVE BARGAINING

To see if the Town will vote to establish a reserve for funding future collective bargaining agreements, to appropriate a sum of money for same, determine how the money will be raised and expended; or take any action related thereto.

(Inserted at the request of the Town Manager)

ARTICLE 49 SALARY ADJUSTMENT/ELECTED OFFICIALS

To see if the Town will vote to grant a general salary increase to the elected Town Clerk, and the elected Town Treasurer and Collector of Taxes/Custodian of Funds, determine how the money will be raised or expended; or take any action related thereto.

(Inserted at the request of the Town Clerk and the Town Treasurer)

ARTICLE 50 POSITIONS RECLASSIFICATION

To see if the Town will vote to make additions, deletions and/or modifications to the Classification and Pay Plan, appropriate a sum of money to fund same if necessary, determine how the money will be raised and expended; or take any action related thereto.

(Inserted at the request of the Town Manager and the Director of Personnel)

ARTICLE 51 AMEND PERSONNEL BY-LAW/VACATION TIME

To see if the Town will amend Section 12(E) of Article 6 ("Classification and Compensation Plans and Personnel By-Law") of Title I of the Town Bylaws to limit the period during which carried-over vacation time must be used; or take any action related thereto.

(Inserted at the request of the Finance Committee)

ARTICLE 52 APPROPRIATION/TOWN BUDGETS

To see if the Town will vote to make appropriations to defray Town obligations, liabilities, outlay and expenses and especially for or relating to all or any of the boards, departments, purposes and matters hereinafter mentioned, and to provide for the disposal of motor vehicles and other personal property belonging to the Town, determine how the money shall be raised and expended; or take any action related thereto:

Finance Committee, Board of Selectmen, Town Manager, Personnel, Comptroller, Data Processing, Town Treasurer and Collector of Taxes, Assessors, Legal and Worker's Compensation, Town Clerk, Registrars, Planning and Community Development, Redevelopment Board, Parking, Zoning Board of Appeals, Public Works, Cemeteries, Community Safety, School Department, Libraries, Human Services, Insurance, Non-Contributory Pensions, Contributory Pensions, Town Debt and Interest, Reserve Fund, and/or any other Town Departments, Boards,

Commissions or Committees, Water and Sewer Enterprise Fund, Recreation Enterprise Fund, Council on Aging Transportation Enterprise Fund, Veterans' Memorial Rink Enterprise Fund, and Youth Services Enterprise Fund.

(Inserted by the Board of Selectmen and at the request of the Town Manager)

ARTICLE 53

CAPITAL BUDGET

To see if the Town will vote to appropriate a sum of money to defray the expense of purchasing, leasing, or bonding of capital equipment, infrastructure, buildings or other projects of the Town or to acquire real property for municipal purposes; to appropriate a sum of money to fund previously incurred or future Town debt, to acquire land for said projects where necessary by purchase, eminent domain taking or otherwise, determine how the money shall be raised including the possibility of borrowing any or all of the same, or the transfer of funds from any previous appropriation, determine how such money shall be expended; or take any action related thereto.

(Inserted by the Board of Selectmen, and at the request of the Town Manager and the Capital Planning Committee)

ARTICLE 54

RESCIND BORROWING AUTHORIZATIONS FROM PRIOR YEARS

To see if the Town will vote to rescind the authority to borrow from prior years' authorizations the amounts remaining with regard to any numbered prior Annual and/or Special Town Meeting Warrant Articles; or take any action relating thereto.

(Inserted at the request of the Town Treasurer)

ARTICLE 55

APPROPRIATION/FINANCING OF CONSTRUCTION OR RECONSTRUCTION OF SEWERS AND SEWERAGE FACILITIES

To see if the Town will vote to appropriate a sum of money for the purpose of financing the construction or reconstruction of sewers and sewerage facilities for inflow/infiltration reduction or system rehabilitation, including costs incidental and related thereto, and to determine how the appropriation shall be raised or expended, including the possibility of borrowing all or some of same; or take any action related thereto.

(Inserted at the request of the Town Manager and the Director of Public Works)

ARTICLE 56

APPROPRIATION/FINANCING OF CONSTRUCTION OR RECONSTRUCTION OF WATER MAINS AND WATER FACILITIES

To see if the Town will vote to appropriate a sum of money for the purpose of financing the construction or reconstruction of water mains and water facilities, including costs incidental and related thereto, and to determine how the appropriation shall be raised and expended including the possibility of borrowing all or some of same; or take any action related thereto.

(Inserted at the request of the Town Manager and the Director of Public Works)

ARTICLE 57

APPROPRIATION/MINUTEMAN REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL

To see if the Town will vote to appropriate a sum of money for the purpose of paying the Town's apportioned share of the operating and maintenance costs, including capital costs, of the Minuteman Regional Vocational Technical High School, determine how the money shall be raised and expended; or take any action related thereto.

(Inserted at the request of Minuteman Regional Vocational School District Committee)

ARTICLE 62

SCHOLARSHIP FUND EXPENSES

To see if the Town will vote to authorize a sum or sums of money, to be expended under the direction of the Town Treasurer for the purpose of meeting administrative costs and expenses relating to the Arlington Citizens Scholarship Fund/Dollars For Scholars Program; or take any action relating thereto.

(Inserted at the request of the Chairman, Arlington Citizens Scholarship Fund Committee)

ARTICLE 63

APPROPRIATION/PENSION ADJUSTMENT FOR FORMER TWENTY-FIVE YEAR/ACCIDENTAL DISABILITY EMPLOYEES

To see if the Town will vote to appropriate a sum of money to implement the provisions of Chapter 32 of the Massachusetts General Laws Sections 90A, 90C, 90D and 90E, pursuant to which the Town pays up to fifty percent of the maximum salary as set forth in the Compensation and Pay Plan for the position formerly held by retired employees with twenty-five or more years of service to the Town and those employees who retired under Accidental Disability; this adjustment to be paid to those who qualify, and administered in accordance with prior practice and understanding relating to the retirement allowance of said retirees; determine how the money shall be raised and expended; or take any action related thereto.

(Inserted at the request of the Contributory Retirement Board)

ARTICLE 64

APPROPRIATION/TAKINGS - SAFE ROUTES TO SCHOOL - DALLIN SCHOOL AREA SIDEWALKS

To see if the Town will vote to act by and through the Board of Selectmen to take by eminent domain, purchase, or otherwise acquire outright, or acquire permanent easements upon, portions of land in and around the Dallin School area for the purpose of placing sidewalks in connection with the Commonwealth’s Safe Routes to School program, to appropriate a sum or sums of money for such acquisitions, determine how the money will be raised and expended, including the possibility of borrowing any or all of it; or take any action related thereto.

(Inserted at the request of the Town Manager and the Director of Public Works)

ARTICLE 65

APPROPRIATION/TO CONTINUE THE COUNCIL ON AGING’S HARRY BARBER COMMUNITY SERVICE PROGRAM

To see if the Town will vote to appropriate a sum of money to continue the Council on Aging’s Harry Barber Community Service Program, determine how the money will be raised and expended; or take any action related thereto.

(Inserted at the request of the Council on Aging)

ARTICLE 66

APPROPRIATION/ANNUAL SHARE OF MINUTEMAN SENIOR SERVICES

To see if the Town will vote to appropriate a sum of money to defray the Town’s annual share of Minuteman Senior Services, determine how the money will be raised and expended; or take any action related thereto.

(Inserted at the request of the Council on Aging)

ARTICLE 67

APPROPRIATION/SOCIAL WORKER II

To see if the Town will vote to fund a new full-time position for the Council on Aging: “Social Worker II,” a BSW-level position, determine how the money will be raised and expended; or take any action related thereto.

(Inserted at the request of the Council on Aging)

ARTICLE 68

APPROPRIATION/TRANSFER TRAFFIC SUPERVISORS

To see if the Town will vote to appropriate funds to the Arlington Department of Police Services for the provisions of the Arlington Traffic Supervisors, such funds to be transferred from other budgets as permitted by law; or take any action related thereto.

(Inserted at the request of Roseann Casazza and 10 registered voters)

ARTICLE 69

APPROPRIATION/ARLINGTON’S WATER BODIES FUND

To see if the Town will appropriate a sum of money to the Town's Water Bodies Fund for the maintenance, treatment and oversight of the Town's water bodies, said sum (\$15,000.00) to be raised by the general tax and expended under the direction of the Town Manager; or take any action related thereto.

(Inserted at the request of the Vision 2020 Standing Committee, its Environment Task Group's Spy Pond Committee)

ARTICLE 70

APPROPRIATION/UNCLE SAM MARKET STUDY AND PROMOTION

To see if the Town will vote to appropriate \$2500.00 to fund a market survey and prepare initial prototypes for promotion and sale of “official” Uncle Sam tourist items and collectibles locally, statewide, and through national distributors; or take any action related thereto.

(Inserted at the request of Arlington Uncle Sam Committee)

ARTICLE 71

APPROPRIATION/RESTORATION OF TREES

To see if the Town will vote to raise and appropriate the sum of \$24,000 to replant trees and related work to replace those trees destroyed during the 2005 season of the Summer Street Construction Project between the Sports Complex and abutting Summer Street/Kings Court neighborhood, determine how the money will be raised or expended; or take any action related thereto.

(Inserted at the request of Jeanne Leary and 10 registered voters)

ARTICLE 72

LOCAL OPTION TAXES

To see if the Town will vote to accept any local option taxes or other revenue raising options, made available to cities and towns through enactments of the legislature, by state regulation or court action; or take any action related thereto.

(Inserted at the request of the Finance Committee)

ARTICLE 73

APPROPRIATION/OTHER POST EMPLOYMENT BENEFITS (OPEB)TRUST FUND

To see if the Town will vote to accept into the Other Post Employment Benefits (OPEB) Trust Fund, established by Chapter 161 of the Acts of 2005, an appropriation of funds and/or the transfer of additional monies that the Town may deem advisable from other sources, including any monies previously deposited into any of the Town’s stabilization funds for this purpose, in order to administer and fund its OPEB obligation as described in said Chapter 161 of the Acts of 2005; determine how the monies shall be raised and expended; or take any action related thereto.

(Inserted at the request of the Contributory Retirement Board)

ARTICLE 74

APPROPRIATION/TIP FEE STABILIZATION FUND

To see if the Town will vote to make an appropriation/transfer from the Tip Fee Stabilization Fund established by Chapter 8 of the Acts of 1998 for any purpose allowed by such act, to determine how the money will be raised and expended; or take any action related thereto.

(Inserted at the request of the Finance Committee)

ARTICLE 75

TRANSFER OF FUNDS/CEMETERY

To see if the Town will vote to transfer a sum of money to the Cemetery Commissioners for the improvement of Town cemeteries, said sum shall be taken from the Mt. Pleasant Cemetery “Sale of Lots and Graves or Perpetual Care Funds”; or take any action related thereto.

(Inserted at the request of the Finance Committee)

ARTICLE 76

APPROPRIATION/OVERLAY RESERVE

To see if the Town will vote to appropriate a sum of money from previous years overlay reserve surplus accounts, determine to what purpose this appropriation shall be made; or take any action related thereto.

(Inserted at the request of the Finance Committee)

ARTICLE 77

APPROPRIATION/STABILIZATION FUND

To see if the Town will make an appropriation to or from the Fiscal Stability Stabilization Fund created under Article 65 of the 2005 Annual Town Meeting in accordance with the provisions of the General Laws, Chapter 40, Section 5B, as amended, or other appropriate provisions of law, determine how the money shall be raised and expended; or take any action related thereto.

(Inserted at the request of the Finance Committee)

ARTICLE 78

USE OF FREE CASH

To see if the Town will vote to authorize the taking of a sum of money voted for appropriations heretofore made at the Town Meeting under the Warrant and not voted to be borrowed from available funds in the Treasury, and authorize the Assessors to use free cash in the Treasury to that amount in the determination of the tax rate for the Fiscal Year beginning July 1, 2010; or take any action related thereto.

(Inserted at the request of the Finance Committee)

.... (SIGNED)
.... A true copy.
.... Attest:
....
....
....

(SIGNED)
KEVIN F. GREELEY
DIANE M. MAHON
JOHN W. HURD
ANNIE LACOURT
CLARISSA ROWE

SELECTMEN
OF THE
TOWN
OF
ARLINGTON

.... RICHARD BOYLE
.... CONSTABLE

**Warrant For
SPECIAL TOWN MEETING**

Monday, May 10, 2010

**TOWN WARRANT
COMMONWEALTH OF
MASSACHUSETTS**

Middlesex, ss.

To the Constables of the Town of Arlington, in said County:

GREETINGS

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the Town of Arlington to meet in the

**TOWN HALL
in said Town on
MONDAY, THE 10TH DAY OF MAY, 2010**

at 8:30 P.M., at which time and place the following articles are to be acted upon and determined exclusively by Town Meeting Members, in accordance with, and subject to, the referenda provided by Chapter 43A of the General Laws.

ARTICLE 1

REPORTS OF BOARDS AND COMMITTEES

To receive, hear and act upon the reports of boards and committees; or take any action related thereto.

(Inserted by the Board of Selectmen)

ARTICLE 2

ZONING BYLAW AMENDMENT/FEMA FLOODMAP ADOPTION

To see if the Town will vote to amend the Section 11.04 ("Floodplain District") of the Zoning Bylaws to adopt the new Flood Insurance Rate Maps, Flood Insurance Study, and any other materials required for continued participation in the National Flood Insurance Program and/or to make any other amendments in connection with continued participation in the National Flood Insurance Program; or take any action related thereto.

(Inserted by the Board of Selectmen)

ARTICLE 3

APPROPRIATION/TOWN BUDGETS AND TRANSFERS

To see if the Town will vote to appropriate and/or transfer funds between various FY2010 appropriations as previously voted by the 2009 Annual Town Meeting; or take any action related thereto.

(Inserted at the request of the Town Manager)

ARTICLE 4

CAPITAL BUDGET/FIRE STATIONS

To see if the Town will vote to appropriate a sum of money for remodeling, reconstructing or making extraordinary repairs to the Central Fire Station and/or Highland Fire Station, including design, original equipment and landscaping, paving and other site improvements incidental or directly related to such remodeling, reconstruction or repair and determine whether such appropriations shall be raised by the general tax, transferred from available funds, borrowed or provided by any combination of the foregoing; or take any action related thereto.

(Inserted at the request of the Town Manager and the Permanent Town Building Committee)

ARTICLE 5 CAPITAL BUDGET/COMMUNITY SAFETY BUILDING

To see if the Town will vote to appropriate a sum of money for renovations and repairs to the Community Safety Building and determine whether such appropriations shall be raised by the general tax, transferred from available funds, borrowed or provided by any combination of the foregoing; or take any action related thereto.

(Inserted at the request of the Town Manager and the Permanent Town Building Committee)

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

(SIGNED)

A true copy.

Attest:

RICHARD BOYLE
CONSTABLE

(SIGNED)

KEVIN F. GREELEY
DIANE M. MAHON
JOHN W. HURD
ANNIE LACOURT
CLARISSA ROWE

SELECTMEN
OF THE
TOWN
OF
ARLINGTON

HOW TO VOTE BY ABSENTEE BALLOT

Reasons for voting absentee

You may vote absentee if you are registered and will be unable to vote at the polls on Election Day because of

Absence from the Town
Physical disability
Religious beliefs

Illegal absentee voting is punishable by a fine of up to \$10,000 and up to five years in prison.

Applying for an absentee ballot

You must apply for an absentee ballot from the Town Clerk no later than noon of the day before the election. Applications may be mailed or hand delivered and you may use any form of written communication (letter or postcard) or the official application form.

Include on the application

Your name as registered
Your registration address
Precinct, if you know it
The precise address to which you wish the ballot sent
Your own signature

Requesting to vote by mail

A ballot will be sent to any address you specify including your own home. Be sure to apply early because the ballots must be sent by mail and may be returned by mail or hand delivered.

Requesting to vote in person

If you prefer, you may request to vote in person before Election Day. You may vote at the Town Hall before Election Day at a time arranged with the Clerk, but application for your ballot must be made no later than noon of the day before the election. A voter may apply for an absentee ballot and then vote over-the-counter during the same visit.

Applying to vote if you are absent from the state, in the armed services or a prisoner

Registered and unregistered residents of Massachusetts outside the state and residents on active duty in the armed forces and merchant marine and their spouses or dependents, and prisoners, may vote absentee. They may request an absentee ballot from the Town where they legally reside (if outside the U.S., where they resided last before leaving). In addition, a close relative may apply on their behalf in person at the Town Clerk's Office.

A parent of a registered voter who is a student at a Massachusetts college or university may apply for an absentee ballot on the student's behalf to the Town Clerk where the student is registered.

In all cases, unregistered voters must register in person when they return to the state, since this does not establish permanent registration.

What if I am permanently physically disabled?

If you are permanently physically disabled and cannot cast your vote at the polling place, you may file a letter from your physician with the Town Clerk, stating that you are permanently unable to cast your vote at the polling place because of physical disability. A completed application for an absentee ballot, for you to sign and return, must be mailed by the Town Clerk to you at least 28 days before every primary and election.

NOTE: Voters who are admitted to a health care facility after noon of the fifth day before an election may apply for an absentee ballot up until the polls close on the day of the election (rather than noon the day before the election) and must designate a person to hand deliver and return the absentee ballot.