

**DEDHAM  
FINANCE AND WARRANT COMMITTEE**



**REPORT & RECOMMENDATIONS FOR THE  
SPRING ANNUAL TOWN MEETING  
MONDAY, MAY 21, 2018 AT 7:00 P.M.**

**DEDHAM HIGH SCHOOL AUDITORIUM**

**FISCAL YEAR 2018 DEDHAM FINANCE AND WARRANT COMMITTEE**

	<b>PRECINCT</b>	<b>TERM ENDS</b>
KEVIN PRESTON, CHAIR	2	2019
LIZ O'DONNELL*, VICE CHAIR	5	2020
JOHN HEFFERNAN	6	2020
MARTY LINDEMANN	1	2018
SUSAN CARNEY	7	2018
SUSAN FAY*	4	2019
CECILIA EMERY BUTLER	4	2019
DAVID ROBERTS	3	2020
KEVIN HUGHES	5	2018

\*At Large

DANIEL J. DRISCOLL, MODERATOR (1993-PRESENT)

**PAST MODERATOR**

H. HOLTON WOOD (1964-1993)

**PAST FINANCE COMMITTEE CHAIRS**

2017-2018	KEVIN PRESTON
2014-2017	JOHN HEFFERNAN
2012-2014	RUSSELL C. STAMM
2007-2012	DAVID N. MARTIN
2006-2007	MARK DRISCOLL
2002-2006	CHRISTOPHER E. MELLEN
2001-2002	WILLIAM A. PODOLSKI
2000-2001	VALERIE T. IRVING
1998-2000	CONSTANTINE P. CALLIONTZIS
1996-1998	PAUL G. JOYCE
1995-1996	FRANCIS T. KEALLY
1993-1995	RICHARD C. BREMER
1992-1993	DAVID E. KRUSZ
1991-1992	KEVIN E. YOUNG
1990-1991	JAMES A. MACDONALD
1989-1990	SANDRA A. LYNCH
1988-1989	JAMES V. HERRIGAN
1987-1988	STEPHEN P. RAHAVY
1986-1987	MARGOT C. PYLE
1985-1986	JAMES S. MCDONALD
1984-1985	FRANCIS J. SALLY
1983-1984	DAVID THIBODEAU
1981-1983	JOHN I. STANTON, JR.
1980-1981	ANTHONY THACHER
1979-1980	JOHN W. PUTNEY
1978-1979	GEORGE R. HOELL
1977-1978	ROBERT F. ASHMAN
1976-1977	JONATHAN A. NOONAN
1975-1976	FRANCIS E. MANNING
1974-1975	EDWARD J. HUGHES
1973-1974	HARRISON K. CANER
1972-1973	JOHN J. CARROLL

**TABLE OF CONTENTS**

**SPRING ANNUAL TOWN MEETING ARTICLES AND RECOMMENDATIONS ..... 1**

- 1. ELECTION OF TOWN OFFICIALS ..... 1**
- 2. PERSONNEL BY-LAW CHANGES AND BARGAINING AGREEMENTS ..... 1**
- 3. TOWN OPERATING BUDGET..... 1**
- 4. CAPITAL IMPROVEMENTS BUDGET ..... 7**
- 5. TRANSFER FROM PRIOR YEARS SPECIAL ARTICLES ..... 11**
- 6. APPROPRIATION FOR PRIOR YEARS BILLS ..... 12**
- 7. LINE ITEM TRANSFERS FOR CURRENT FISCAL YEAR..... 12**
- 8. APPROPRIATION TO STABILIZATION FUND..... 14**
- 9. SPECIAL PURPOSE STABILIZATION FUNDS, DEPOSIT FUNDS ..... 14**
- 10. SPECIAL PURPOSE STABILIZATION FUNDS, APPROPRIATION..... 15**
- 11. APPROPRIATION TO REDUCE THE TAX RATE ..... 15**
- 12. DEPARTMENTAL REVOLVING FUNDS..... 15**
- 13. APPROPRIATION FOR SEWER ENTERPRISE FUND ..... 17**
- 14. ENDICOTT ESTATE ENTERPRISE FUND ..... 18**
- 15. REPORTS OF COMMITTEES ..... 18**
- 16. APPROPRIATION FOR CONSTRUCTING EXTENDED MEASURES RELATED TO TRAFFIC FLOW, ETC. FOR EARLY CHILDHOOD EDUCATION CENTER PROJECT ..... 18**
- 17. APPROPRIATION FOR BUILDING TRAILS AND PLACING HISTORICAL MARKERS ALONG MOTHER BROOK..... 19**
- 18. APPROPRIATION TO FUND UPDATE OF LONG TERM FACILITIES MASTER PLAN OF THE DEDHAM PUBLIC SCHOOLS..... 19**
- 19. APPROPRIATION FOR DEDHAM HERITAGE RAIL TRAIL AND AUTHORIZATION TO CREATE AN ELEVEN MEMBER COMMITTEE..... 20**
- 20. ZONING BY-LAW: AMENDMENTS TO USE REGULATION TABLE..... 21**
- 21. ZONING BY-LAW: AMENDMENTS TO ZONING MAP ..... 36**
- 22. ZONING BY-LAW: AMENDMENT MIXED USE DEVELOPMENTS ..... 37**
- 23. ZONING AND BY-LAW AMENDMENTS RE: MARIJUANA ESTABLISHMENTS: ..... 40**
- 24. BY-LAW AMENDMENT: FALSE ALARMS..... 40**
- 25. PROPOSED LEGISLATION: AN ACT PROPOSING A BINDING REFERENDUM FOR CAPITAL PROJECTS IN EXCESS OF \$15,000,000 ..... 41**

26. ACCEPTANCE OF STATUE RE: EFFECT OF MILITARY SERVICE ON SALARY,  
ETC., FOR PUBLIC EMPLOYEES..... 41

27. ACCEPTANCE OF QUARRY ROAD..... 42

28. PROPOSAL TO CREATE A COMMITTEE TO RESEARCH AND EVALUATE  
SOFTWARE PROGRAMS ..... 42

29. PROPOSAL TO PETITION THE GENERAL COURT RE: INCREASE IN FINE(S) ..... 43

**APPENDICES**

**ROBIN REYES FUND UPDATE MAY 2018..... A- 1**

**FULL-TIME EQUIVELENT POSITIONS ..... A- 2**

**MUNICIPAL FINANCE TERMINOLOGY ..... A- 6**

**MOU (PATROLMAN’S ASSOCIATION) ..... A- 9**

**SELECTED STATUTES AND BY-LAWS REFERENCEDSELECTED STATUTES..... A-18**

**Moderator's Letter to Town Meeting Representatives  
and the Citizens of Dedham**



**TOWN OF DEDHAM**

Dear Town Meeting Representative and Citizens of Dedham:

I think it is fair to say that the season leading up to the election and the Spring Annual Town Meeting has been a very active one.

There were a number of elected offices on the ballot that were quite competitive and a record number of people came forward to run for Town Meeting Representative. These are signs of a healthy level of engagement in our Town. It is no secret that many have been motivated to run for Town Meeting because of the Rail Trail issue.

I think this is a very reasonable motivation to become involved in Town government. I offer a reminder, however, that there are other decisions, beyond the Rail Trail, that you have a responsibility to be familiar with and ultimately to vote on. This year's Spring Annual Town Meeting Warrant includes a proposed new zoning category for 55 and over housing. The on-going saga of marijuana regulation continues and the Town's annual budget will all be presented to you. These issues have not been in the spotlight as much as the Trail, but you will still need to take a position so please review the Warrant carefully.

You can get a very good overview of the issues by attending the District Chairs Warrant Review Meeting (May 14, 7:00 PM at the Dedham Middle School), and the orientation for new Town Meeting Representatives (May 9 at 7:00 PM at Town Hall).

Please feel free to contact me if I can be of any assistance to you. My email is [djdriscoll29@gmail.com](mailto:djdriscoll29@gmail.com) and my phone number is 617-510-1797.

Best wishes,  
Dan Driscoll  
Moderator

**Finance Committee Chair's Letter to Town Meeting Representatives  
and the Citizens of Dedham**



**TOWN OF DEDHAM**  
Finance and Warrant Committee

**To the Town Meeting Representatives and the Citizens of Dedham:**

The Spring Town Meeting this year will consider what action should be taken on twenty-nine warrant articles. Twenty-seven of those articles fall within the purview of the Finance and Warrant Committee (FWC) and our recommendations on each of those articles are presented here for your consideration. The recommendation of the FWC this year on financial matters would result in an estimated increase to the total tax levy this year of 3% and an average increase for the five year period of FY 15 -19 of well under two per cent per year.

Perhaps the most controversial item before us this year is the so-called Rail Trail. Like most of the rest of the Town, there were diverse opinions on this matter within the FWC. After more than three hours of hearing from citizens and careful deliberation, the FWC voted 5-3 to support the basic proposal developed by the Selectmen and endorsed by the School Committee (with one minor variation) to create a Town sanctioned committee to explore potential uses of the abandoned rail bed and conduct a traffic study of the area surrounding the schools.

Finally, the FWC has been working with the Town Manager, the Finance Director and Department Heads since last year to undertake a benchmarking study of Town expenditures and operations. We have agreed upon more than a dozen communities that we consider to be comparable and have surveyed them on what they spend, how many people they employ and what level of service they provide in a number of different areas. Although the first attempt at something like this is always rough, we have found the information to be extremely helpful in helping to assess where we are in the pack with our peer communities and where we are with outliers which may call for digging down into the weeds a little more. As we perfect this process, we expect that it will produce data that will be made widely available. Many thanks to Town officials, particularly the Finance Director and the Superintendent for all the hard and insightful work they have put into this project.

Sincerely,

Kevin Preston  
Chairman, Finance and Warrant Committee

## FY2019 Sources and Uses of Funds

<b>General Fund Summary</b>	<b>FY2016</b>	<b>FY2017</b>	<b>FY2018</b>	<b>FY2019</b>	<b>FY2019</b>	<b>FY2019</b>
	<b>Actual</b>	<b>Actual</b>	<b>Orig Budget</b>	<b>Dept</b>	<b>Tw'n Mgr</b>	<b>FWC</b>
<b>Sources</b>						
State Aid	7,641,434	7,988,566	8,197,628	8,724,089	8,724,089	8,724,089
Local Receipts for Major Cap Stabil	1,862,796	-	-	-	-	-
Local Receipts for Operations	9,649,604	7,884,697	7,568,000	7,568,000	7,568,000	7,568,000
Free Cash (for All Uses)	2,723,130	13,499,626	5,641,168	4,053,319	4,053,319	4,053,319
Major Cap Stabil for Debt Service	345,020	1,890,170	1,696,445	3,864,633	3,864,633	3,864,633
Enterprise Funds Trsf In for Indirects	967,034	1,054,409	902,727	854,223	854,223	854,223
Other Available Funds	1,800,000	1,800,000	3,200,000	-	-	-
Tax Levy	81,513,807	82,110,384	84,537,212	86,602,178	86,602,178	86,602,178
Total Sources	<b>106,502,825</b>	<b>116,227,852</b>	<b>111,743,180</b>	<b>111,666,442</b>	<b>111,666,442</b>	<b>111,666,442</b>
<b>Uses</b>						
General Government	4,738,508	5,226,560	6,253,602	6,463,479	6,577,225	6,577,225
Public Safety	11,816,229	12,644,699	12,987,507	13,697,900	13,226,733	13,226,733
Public Works	5,917,810	6,427,885	6,385,088	6,597,647	6,597,647	6,597,647
Town Facilities	1,145,208	1,208,742	1,754,150	1,721,041	1,648,724	1,648,724
Human Services	1,021,792	1,087,102	1,116,142	1,212,067	1,212,067	1,212,067
Culture & Recreation	1,867,853	1,984,578	2,140,972	2,428,082	2,428,082	2,428,082
Town	<b>26,507,399</b>	<b>28,579,566</b>	<b>30,637,461</b>	<b>32,120,216</b>	<b>31,690,478</b>	<b>31,690,478</b>
Dedham District Education	37,436,002	39,331,348	41,284,506	42,789,982	42,789,982	42,789,982
Regional District Education	1,513,094	1,491,795	1,504,820	1,509,772	1,509,772	1,509,772
Schools	<b>38,949,096</b>	<b>40,823,143</b>	<b>42,789,326</b>	<b>44,299,754</b>	<b>44,299,754</b>	<b>44,299,754</b>
Employee Benefits	16,707,256	24,836,103	21,274,470	15,791,067	15,791,067	15,791,067
Debt Service	8,432,205	9,106,164	10,234,981	11,534,899	11,534,899	11,534,899
Shared Expenses	<b>25,139,462</b>	<b>33,942,267</b>	<b>31,509,451</b>	<b>27,325,966</b>	<b>27,325,966</b>	<b>27,325,966</b>
Operating Capital	1,605,834	1,325,207	-	-	-	-
Operating Expenditures	<b>92,201,791</b>	<b>104,670,183</b>	<b>104,936,238</b>	<b>103,745,936</b>	<b>103,316,198</b>	<b>103,316,198</b>
Major (Cash) Capital	473,130	1,640,015	2,646,168	4,382,559	2,650,319	2,650,319
Trsfr to Major Cap Stabil Fund Prior Yrs	766,530	2,228,624	-	700,000	700,000	700,000
Trsfr to General Stabilization	-	-	-	-	-	-
Snow & Ice Deficit	-	-	475,000	300,000	600,000	600,000
Other Articles	150,000	-	-	725,000	803,000	803,000
Other Expenditures	<b>1,389,660</b>	<b>3,868,639</b>	<b>3,121,168</b>	<b>6,107,559</b>	<b>4,753,319</b>	<b>4,753,319</b>
Other Charges to be Raised	2,974,521	3,191,664	3,685,774	3,596,925	3,596,925	3,596,925
Total Uses	<b>96,565,971</b>	<b>111,730,486</b>	<b>111,743,180</b>	<b>113,450,420</b>	<b>111,666,442</b>	<b>111,666,442</b>
Surplus/(Deficit)*			<b>0</b>	<b>(1,783,978)</b>	<b>-</b>	<b>-</b>

### **Enterprise Fund Summary**

<b>Sources</b>						
Enterprise Funds	7,011,103	7,228,974	7,765,993	7,552,050	7,552,050	7,552,050
Total Sources	<b>7,011,103</b>	<b>7,228,974</b>	<b>7,765,993</b>	<b>7,552,050</b>	<b>7,552,050</b>	<b>7,552,050</b>
<b>Uses</b>						
Enterprise Funds (Direct Operating)	5,279,717	5,536,234	6,065,993	5,952,050	5,952,050	5,952,050
Enterprise Funds (Capital)	1,600,000	1,600,000	1,700,000	1,600,000	1,600,000	1,600,000
Total Uses	<b>6,879,717</b>	<b>7,136,234</b>	<b>7,765,993</b>	<b>7,552,050</b>	<b>7,552,050</b>	<b>7,552,050</b>
Surplus/(Deficit)*			<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>

\*See CAFR statements for prior year budget-to-actual results and unbudgeted transfers (e.g. Free Cash generation).





## **Spring Annual Town Meeting Articles and Recommendations**

*All recommendations of the Finance and Warrant Committee are by unanimous vote except where noted.*

### **1. ELECTION OF TOWN OFFICIALS**

**ARTICLE ONE:** To choose all necessary Town Officers. Saturday, April 14, 2018.

### **2. PERSONNEL BY-LAW CHANGES AND BARGAINING AGREEMENTS**

**ARTICLE TWO:** *By the Board of Selectmen:* To see if the Town will vote to adopt changes in Schedule A (Classification Schedule), or Schedule B (Compensation Schedule), or Schedule C (Fringe Benefits) of the Personnel Wage and Salary Administration Plan; to act upon the recommendations of the Town Administrator as to actions he deems advisable and necessary in order to maintain a fair and equitable pay level and compensation policy; to implement collective bargaining agreements for the following:

1. AFSCME, Local #362 (Library Staff Unit)
2. Dedham Police Patrolmen's Association
3. Dedham Police Association (Lieutenants & Sergeants)
4. Dedham Firefighter's Association
5. AFSCME, Local #362 (DPW)
6. AFSCME, Local #362 (Town Hall)
7. AFSCME, Local #362 (Parks)
8. AFSCME, Local #362 (Civilian Dispatchers)

or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** Voted 6-2 to implement the collective bargaining agreement with the Dedham Police Patrolman's Association, Massachusetts Coalition of Police, Local #448, AFL-CIO for Fiscal Years, 2018, 2019 and 2020.

Article 2 ratifies the new collective bargaining agreement.
---

### **3. TOWN OPERATING BUDGET**

**ARTICLE THREE:** To see what sum of money the Town will raise and appropriate, or transfer from available funds to defray departmental and incidental expenses of the

Town for the fiscal year commencing July 1, 2018, not otherwise provided for, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** The Finance and Warrant Committee voted 6-2 that the following sums of money be raised and appropriated or transferred from available funds as designated for the specific purposes hereinafter designated, to be expended only for those purposes under the direction of the respective boards, committees, or officers of the Town.

Article 3 provides for the salaries and benefits of all Town employees and necessary expenditures to provide Town services.

	<b>FY2016 Actual</b>	<b>FY2017 Actual</b>	<b>FY2018 Budget</b>	<b>FY2019 Dept</b>	<b>FY2019 Twn Mgr</b>	<b>FY2019 FWC</b>
<b>Town Manager</b>						
1 Personal Services	410,110	417,367	847,601	855,023	970,569	970,569
2 Purchase of Services	217,570	247,447	271,690	262,690	255,190	255,190
3 Supplies & Materials	75	298	600	-	-	-
4 Other Charges & Expenses	894,735	914,194	877,141	974,570	974,570	974,570
<b>TOTAL</b>	<b>1,522,490</b>	<b>1,579,306</b>	<b>1,997,032</b>	<b>2,092,283</b>	<b>2,200,329</b>	<b>2,200,329</b>
				4.8%	10.2%	10.2%
<b>Legal</b>						
5 Purchase of Services	210,719	228,244	250,000	250,000	250,000	250,000
6 Litigation & Judgments	47,663	41,384	25,000	25,000	25,000	25,000
<b>TOTAL</b>	<b>258,382</b>	<b>269,628</b>	<b>275,000</b>	<b>275,000</b>	<b>275,000</b>	<b>275,000</b>
				0.0%	0.0%	0.0%
<b>Finance &amp; Warrant Committee</b>						
7 Purchase of Services	2,400	2,780	4,820	4,820	4,820	4,820
8 Supplies & Materials	120	100	150	150	150	150
9 Other Charges & Expenses	273	273	673	673	673	673
10 Reserve Fund*	-	-	500,000	500,000	500,000	500,000
<b>TOTAL</b>	<b>2,793</b>	<b>3,153</b>	<b>505,643</b>	<b>505,643</b>	<b>505,643</b>	<b>505,643</b>
				0.0%	0.0%	0.0%
*Transferred and expended elsewhere						
<b>Finance Department</b>						
11 Personal Services	703,378	716,800	808,886	853,009	853,009	853,009
12 Purchase of Services	698,151	949,588	930,270	857,350	857,350	857,350
13 Supplies & Materials	34,262	28,489	44,000	11,000	11,000	11,000
14 Other Charges & Expenses	46,439	61,482	10,900	13,000	13,000	13,000
<b>TOTAL</b>	<b>1,482,230</b>	<b>1,756,359</b>	<b>1,794,056</b>	<b>1,734,359</b>	<b>1,734,359</b>	<b>1,734,359</b>
				-3.3%	-3.3%	-3.3%
<b>Central Purchasing</b>						
15 Personal Services	11,082	13,000	10,000	10,000	10,000	10,000
16 Overtime	47,461	57,958	40,000	45,000	45,000	45,000
17 Purchase of Services	68,782	70,327	85,000	86,500	86,500	86,500
18 Supplies & Materials	39,920	36,454	44,000	65,000	65,000	65,000
19 Other Charges & Expenses	-	-	-	-	-	-
<b>TOTAL</b>	<b>167,245</b>	<b>177,739</b>	<b>179,000</b>	<b>206,500</b>	<b>206,500</b>	<b>206,500</b>
				15.4%	15.4%	15.4%
<b>Assessing</b>						
20 Personal Services	359,776	346,154	345,794	361,880	361,880	361,880
21 Purchase of Services	200	32,200	35,750	36,250	36,250	36,250
22 Supplies & Materials	-	-	2,200	2,200	2,200	2,200
23 Other Charges & Expenses	2,768	1,777	2,450	3,000	3,000	3,000
<b>TOTAL</b>	<b>362,744</b>	<b>380,131</b>	<b>386,194</b>	<b>403,330</b>	<b>403,330</b>	<b>403,330</b>
				4.4%	4.4%	4.4%

	<b>FY2016 Actual</b>	<b>FY2017 Actual</b>	<b>FY2018 Budget</b>	<b>FY2019 Dept</b>	<b>FY2019 Twn Mgr</b>	<b>FY2019 FWC</b>
<b>Human Resources</b>						
24 Personal Services	181,878	210,827	218,041	222,481	222,481	222,481
25 Purchase of Services	16,084	14,492	90,580	109,426	109,426	109,426
26 Other Charges & Expenses	2,455	13,832	4,505	4,505	4,505	4,505
<b>TOTAL</b>	<b>200,417</b>	<b>239,151</b>	<b>313,126</b>	<b>336,412</b>	<b>336,412</b>	<b>336,412</b>
				7.4%	7.4%	7.4%
<b>Town Clerk</b>						
27 Personal Services*	254,695	292,485	274,835	304,001	304,001	304,001
28 Purchase of Services	53,640	44,106	31,000	47,350	47,350	47,350
29 Supplies & Materials	1,207	692	500	750	750	750
30 Other Charges & Expenses	869	1,667	1,550	1,550	1,550	1,550
<b>TOTAL</b>	<b>310,410</b>	<b>338,950</b>	<b>307,885</b>	<b>353,651</b>	<b>353,651</b>	<b>353,651</b>
*Includes salary for elected official (Town Clerk).				14.9%	14.9%	14.9%
<b>Conservation</b>						
31 Personal Services	92,352	103,978	109,300	113,987	113,987	113,987
32 Purchase of Services	1,482	-	-	-	-	-
33 Supplies & Materials	-	567	250	250	250	250
34 Other Charges & Expenses	5,062	3,004	6,300	6,300	6,300	6,300
<b>TOTAL</b>	<b>98,895</b>	<b>107,549</b>	<b>115,850</b>	<b>120,537</b>	<b>120,537</b>	<b>120,537</b>
				4.0%	4.0%	4.0%
<b>Environmental</b>						
35 Personal Services	84,297	84,055	56,894	60,337	60,337	60,337
36 Purchase of Services	9,212	9,065	26,000	26,000	26,000	26,000
37 Supplies & Materials	-	-	-	600	600	600
38 Other Charges & Expenses	1,857	2,389	1,561	1,561	1,561	1,561
<b>TOTAL</b>	<b>95,366</b>	<b>95,509</b>	<b>84,455</b>	<b>88,498</b>	<b>88,498</b>	<b>88,498</b>
				4.8%	4.8%	4.8%
<b>Planning</b>						
39 Personal Services	148,191	151,445	156,235	148,955	148,955	148,955
40 Purchase of Services	1,767	5,262	7,500	7,500	13,200	13,200
41 Supplies & Materials	-	-	-	-	-	-
42 Other Charges & Expenses	6,285	3,085	1,500	1,500	1,500	1,500
<b>TOTAL</b>	<b>156,243</b>	<b>159,792</b>	<b>165,235</b>	<b>157,955</b>	<b>163,655</b>	<b>163,655</b>
				-4.4%	-1.0%	-1.0%
<b>Economic Development</b>						
43 Personal Services	73,715	82,626	90,006	97,991	97,991	97,991
44 Purchase of Services	349	10,415	13,500	64,700	64,700	64,700
45 Supplies & Materials	-	-	-	-	-	-
46 Other Charges & Expenses	7,228	16,752	6,620	6,620	6,620	6,620
<b>TOTAL</b>	<b>81,292</b>	<b>109,793</b>	<b>110,126</b>	<b>169,311</b>	<b>169,311</b>	<b>169,311</b>
				53.7%	53.7%	53.7%
<b>BPPC</b>						
47 Purchase of Services	-	9,500	20,000	20,000	20,000	20,000
<b>TOTAL</b>	<b>-</b>	<b>9,500</b>	<b>20,000</b>	<b>20,000</b>	<b>20,000</b>	<b>20,000</b>
				0.0%	0.0%	0.0%
<b>TOTAL GENERAL GOVERNMENT</b>	<b>4,738,508</b>	<b>5,226,560</b>	<b>6,253,602</b>	<b>6,463,479</b>	<b>6,577,225</b>	<b>6,577,225</b>
				3.4%	5.2%	5.2%
<b>Police</b>						
48 Personal Services	4,802,070	5,019,325	5,247,770	5,290,775	5,175,229	5,175,229
49 Overtime	535,357	586,017	642,275	649,820	649,820	649,820
50 Purchase of Services	91,552	196,487	197,169	217,460	217,460	217,460
51 Supplies & Materials	120,019	143,499	142,461	146,897	146,897	146,897
52 Other Charges & Expenses	25,652	28,747	19,430	21,680	21,680	21,680
<b>TOTAL</b>	<b>5,574,650</b>	<b>5,974,075</b>	<b>6,249,105</b>	<b>6,326,632</b>	<b>6,211,086</b>	<b>6,211,086</b>
				1.2%	-0.6%	-0.6%
<b>Fire</b>						
53 Personal Services	4,453,817	4,771,887	4,948,650	5,569,933	5,177,862	5,177,862
54 Overtime	494,692	542,793	397,665	331,751	375,051	375,051
55 Purchase of Services	139,956	190,004	152,405	178,055	178,055	178,055
56 Supplies & Materials	47,753	56,691	93,248	114,498	105,648	105,648
57 Other Charges & Expenses	8,378	6,299	10,560	11,120	11,120	11,120
<b>TOTAL</b>	<b>5,144,596</b>	<b>5,567,674</b>	<b>5,602,528</b>	<b>6,205,357</b>	<b>5,847,736</b>	<b>5,847,736</b>
				10.8%	4.4%	4.4%

	<b>FY2016 Actual</b>	<b>FY2017 Actual</b>	<b>FY2018 Budget</b>	<b>FY2019 Dept</b>	<b>FY2019 Twn Mgr</b>	<b>FY2019 FWC</b>
<b>Dispatch</b>						
58 Personal Services	508,217	545,962	554,905	565,972	565,972	565,972
59 Overtime	110,000	61,684	61,684	62,000	62,000	62,000
60 Purchase of Services	27,475	29,736	29,736	29,736	29,736	29,736
61 Supplies & Materials	-	-	-	-	-	-
62 Other Charges & Expenses	-	69	100	100	100	100
<b>TOTAL</b>	<b>645,692</b>	<b>637,451</b>	<b>646,425</b>	<b>657,808</b>	<b>657,808</b>	<b>657,808</b>
				<b>1.8%</b>	<b>1.8%</b>	<b>1.8%</b>
<b>Building Inspection</b>						
63 Personal Services	447,300	460,274	480,184	501,748	501,748	501,748
64 Overtime	-	683	-	-	-	-
65 Purchase of Services	-	-	-	-	-	-
66 Supplies & Materials	161	275	2,000	2,000	2,000	2,000
67 Other Charges & Expenses	1,545	1,827	2,910	-	2,000	2,000
<b>TOTAL</b>	<b>449,007</b>	<b>463,059</b>	<b>485,094</b>	<b>503,748</b>	<b>505,748</b>	<b>505,748</b>
				<b>3.8%</b>	<b>4.3%</b>	<b>4.3%</b>
<b>Civil Preparedness</b>						
68 Purchase of Services	1,146	1,258	1,395	1,395	1,395	1,395
69 Supplies & Materials	1,138	1,182	2,760	2,760	2,760	2,760
70 Other Charges & Expenses	-	-	200	200	200	200
<b>TOTAL</b>	<b>2,283</b>	<b>2,440</b>	<b>4,355</b>	<b>4,355</b>	<b>4,355</b>	<b>4,355</b>
				<b>0.0%</b>	<b>0.0%</b>	<b>0.0%</b>
<b>TOTAL PUBLIC SAFETY</b>	<b>11,816,229</b>	<b>12,644,699</b>	<b>12,987,507</b>	<b>13,697,900</b>	<b>13,226,733</b>	<b>13,226,733</b>
				<b>5.5%</b>	<b>1.8%</b>	<b>1.8%</b>
<b>Dedham Public Schools*</b>						
Personal Services	28,485,097	30,196,245	31,874,536	33,307,984	33,307,984	33,307,984
Purchase of Services	4,348,431	3,987,177	4,119,674	4,248,899	4,248,899	4,248,899
Supplies & Materials	1,403,617	1,706,317	1,366,667	1,301,667	1,301,667	1,301,667
Other Charges & Expenses	93,321	87,391	132,775	142,550	142,550	142,550
71 <b>TOTAL: DPS EDUCATION</b>	<b>34,330,466</b>	<b>35,977,129</b>	<b>37,493,652</b>	<b>39,001,100</b>	<b>39,001,100</b>	<b>39,001,100</b>
*Priors include C/F & encumbrances				<b>4.0%</b>	<b>4.0%</b>	<b>4.0%</b>
<b>School Facilities</b>	<b>3,105,536</b>	<b>3,354,219</b>	<b>3,790,854</b>	<b>3,788,882</b>	<b>3,788,882</b>	<b>3,788,882</b>
<b>TOTAL: DPS</b>	<b>37,436,002</b>	<b>39,331,348</b>	<b>41,284,506</b>	<b>42,789,982</b>	<b>42,789,982</b>	<b>42,789,982</b>
				<b>3.6%</b>	<b>3.6%</b>	<b>3.6%</b>
<b>Regional School Districts</b>						
72 Norfolk Agricultural School	56,040	52,947	58,830	58,830	58,830	58,830
73 Blue Hills Regional School District	1,457,054	1,438,848	1,445,990	1,450,942	1,450,942	1,450,942
<b>TOTAL</b>	<b>1,513,094</b>	<b>1,491,795</b>	<b>1,504,820</b>	<b>1,509,772</b>	<b>1,509,772</b>	<b>1,509,772</b>
				<b>0.3%</b>	<b>0.3%</b>	<b>0.3%</b>
<b>TOTAL (NET) EDUCATION*</b>	<b>35,843,560</b>	<b>37,468,924</b>	<b>38,998,472</b>	<b>40,510,872</b>	<b>40,510,872</b>	<b>40,510,872</b>
*Net of employee benefits				<b>3.9%</b>	<b>3.9%</b>	<b>3.9%</b>
<b>Engineering</b>						
74 Personal Services	428,950	445,750	466,470	478,718	478,718	478,718
75 Purchase of Services	46,950	7,664	59,905	52,105	52,105	52,105
76 Supplies & Materials	22,112	6,106	17,450	16,200	16,200	16,200
77 Other Charges & Expenses	9,906	6,653	10,920	11,020	11,020	11,020
<b>TOTAL</b>	<b>507,918</b>	<b>466,173</b>	<b>554,745</b>	<b>558,043</b>	<b>558,043</b>	<b>558,043</b>
				<b>0.6%</b>	<b>0.6%</b>	<b>0.6%</b>
<b>Public Works</b>						
78 Personal Services	1,631,648	1,523,389	1,669,883	1,749,144	1,749,144	1,749,144
79 Overtime	160,000	132,804	185,000	185,000	185,000	185,000
80 Purchase of Services	664,720	714,135	679,000	789,000	789,000	789,000
81 Supplies & Materials	266,960	245,685	300,960	300,960	300,960	300,960
82 Other Charges & Expenses	1,127	7,661	9,000	9,000	9,000	9,000
<b>TOTAL</b>	<b>2,724,455</b>	<b>2,623,674</b>	<b>2,843,843</b>	<b>3,033,104</b>	<b>3,033,104</b>	<b>3,033,104</b>
				<b>6.7%</b>	<b>6.7%</b>	<b>6.7%</b>
<b>Snow &amp; Ice</b>						
83 Snow & Ice Expenditures	694,070	1,118,844	677,000	677,000	677,000	677,000
<b>TOTAL</b>	<b>694,070</b>	<b>1,118,844</b>	<b>677,000</b>	<b>677,000</b>	<b>677,000</b>	<b>677,000</b>
				<b>0.0%</b>	<b>0.0%</b>	<b>0.0%</b>

	<b>FY2016 Actual</b>	<b>FY2017 Actual</b>	<b>FY2018 Budget</b>	<b>FY2019 Dept</b>	<b>FY2019 Twn Mgr</b>	<b>FY2019 FWC</b>
<b>Street Lighting</b>						
84 Street Lighting	224,791	209,279	282,000	282,000	282,000	282,000
<b>TOTAL</b>	<b>224,791</b>	<b>209,279</b>	<b>282,000</b>	<b>282,000</b>	<b>282,000</b>	<b>282,000</b>
				0.0%	0.0%	0.0%
<b>Rubbish &amp; Recycling</b>						
85 Rubbish/Recycling	1,766,576	2,009,915	2,027,500	2,047,500	2,047,500	2,047,500
<b>TOTAL</b>	<b>1,766,576</b>	<b>2,009,915</b>	<b>2,027,500</b>	<b>2,047,500</b>	<b>2,047,500</b>	<b>2,047,500</b>
				1.0%	1.0%	1.0%
<b>TOTAL PUBLIC WORKS</b>	<b>5,917,810</b>	<b>6,427,885</b>	<b>6,385,088</b>	<b>6,597,647</b>	<b>6,597,647</b>	<b>6,597,647</b>
				3.3%	3.3%	3.3%
<b>Facilities - Town</b>						
86 Personal Services	255,711	325,501	412,095	590,059	517,742	517,742
87 Overtime	-	-	10,232	10,808	10,808	10,808
88 Purchase of Services	390,873	381,594	437,133	433,675	433,675	433,675
89 Supplies & Materials	64,381	78,587	77,849	112,985	112,985	112,985
90 Utilities	433,347	340,050	814,415	568,588	568,588	568,588
91 Other Charges & Expenses	896	83,010	2,426	4,926	4,926	4,926
<b>TOTAL</b>	<b>1,145,208</b>	<b>1,208,742</b>	<b>1,754,150</b>	<b>1,721,041</b>	<b>1,648,724</b>	<b>1,648,724</b>
				-1.9%	-6.0%	-6.0%
<b>Facilities - School</b>						
92 Personal Services	1,575,764	1,626,883	1,741,393	1,867,665	1,867,665	1,867,665
93 Overtime	137,637	133,628	137,072	170,826	170,826	170,826
94 Purchase of Services	343,227	411,900	376,072	396,643	396,643	396,643
95 Supplies	143,719	207,450	185,950	212,987	212,987	212,987
96 Utilities	904,763	973,867	1,347,867	1,138,261	1,138,261	1,138,261
97 Other Charges & Expenses	426	492	2,500	2,500	2,500	2,500
<b>TOTAL</b>	<b>3,105,536</b>	<b>3,354,219</b>	<b>3,790,854</b>	<b>3,788,882</b>	<b>3,788,882</b>	<b>3,788,882</b>
				-0.1%	-0.1%	-0.1%
<b>TOTAL FACILITIES</b>	<b>4,250,744</b>	<b>4,562,961</b>	<b>5,545,004</b>	<b>5,509,923</b>	<b>5,437,606</b>	<b>5,437,606</b>
				-0.6%	-1.9%	-1.9%
<b>Board of Health</b>						
98 Personal Services	282,133	319,554	360,010	361,043	361,043	361,043
99 Purchase of Services	2,580	1,393	1,600	1,600	1,600	1,600
100 Supplies & Materials	85	783	1,100	1,100	1,100	1,100
101 Other Charges & Expenses	10,364	9,120	11,650	22,200	22,200	22,200
<b>TOTAL</b>	<b>295,162</b>	<b>330,850</b>	<b>374,360</b>	<b>385,943</b>	<b>385,943</b>	<b>385,943</b>
				3.1%	3.1%	3.1%
<b>Council On Aging</b>						
102 Personal Services	228,049	212,847	235,479	228,406	228,406	228,406
103 Purchase of Services	1,743	3,915	2,915	6,500	6,500	6,500
104 Supplies & Materials	5,453	5,954	5,900	9,000	9,000	9,000
105 Other Charges & Expenses	57	1,169	1,325	2,100	2,100	2,100
<b>TOTAL</b>	<b>235,302</b>	<b>223,885</b>	<b>245,619</b>	<b>246,006</b>	<b>246,006</b>	<b>246,006</b>
				0.2%	0.2%	0.2%
<b>Youth Commission</b>						
106 Personal Services	269,829	278,279	286,177	296,876	296,876	296,876
107 Purchase of Services	1,881	2,485	2,975	5,000	5,000	5,000
108 Supplies & Materials	348	318	1,221	1,250	1,250	1,250
109 Other Charges & Expenses	1,904	1,853	1,860	1,900	1,900	1,900
<b>TOTAL</b>	<b>273,962</b>	<b>282,935</b>	<b>292,233</b>	<b>305,026</b>	<b>305,026</b>	<b>305,026</b>
				4.4%	4.4%	4.4%
<b>Veterans Services</b>						
110 Personal Services	62,345	60,534	62,830	83,642	83,642	83,642
111 Purchase of Services	1,746	1,829	5,000	5,150	5,150	5,150
112 Supplies & Materials	230	109	300	300	300	300
113 Other Charges & Expenses	153,044	186,960	135,800	186,000	186,000	186,000
<b>TOTAL</b>	<b>217,365</b>	<b>249,432</b>	<b>203,930</b>	<b>275,092</b>	<b>275,092</b>	<b>275,092</b>
				34.9%	34.9%	34.9%
<b>TOTAL HUMAN SERVICES</b>	<b>1,021,792</b>	<b>1,087,102</b>	<b>1,116,142</b>	<b>1,212,067</b>	<b>1,212,067</b>	<b>1,212,067</b>
				8.6%	8.6%	8.6%

	<b>FY2016 Actual</b>	<b>FY2017 Actual</b>	<b>FY2018 Budget</b>	<b>FY2019 Dept</b>	<b>FY2019 Twn Mgr</b>	<b>FY2019 FWC</b>
<b>Library</b>						
114 Personal Services	849,494	886,594	1,019,574	1,061,847	1,061,847	1,061,847
115 Overtime	9,045	9,200	11,000	11,000	11,000	11,000
116 Purchase of Services	19,153	67,659	69,394	73,510	73,510	73,510
117 Supplies & Materials	184,766	165,839	203,165	216,250	216,250	216,250
118 Other Expenses	46,170	5,781	6,900	6,900	6,900	6,900
<b>TOTAL</b>	<b>1,108,628</b>	<b>1,135,073</b>	<b>1,310,033</b>	<b>1,369,507</b>	<b>1,369,507</b>	<b>1,369,507</b>
				4.5%	4.5%	4.5%
<b>Parks &amp; Recreation</b>						
119 Personal Services	587,939	613,251	622,314	655,464	655,464	655,464
120 Overtime	9,499	10,920	9,500	9,500	9,500	9,500
121 Purchase of Services	31,074	59,491	55,500	49,000	49,000	49,000
122 Supplies & Materials	91,009	94,929	117,375	127,375	127,375	127,375
123 Utilities	3,166	2,949	750	1,250	1,250	1,250
124 Other Charges & Expenses	20,238	50,165	500	600	600	600
<b>TOTAL</b>	<b>742,925</b>	<b>831,705</b>	<b>805,939</b>	<b>843,189</b>	<b>843,189</b>	<b>843,189</b>
				4.6%	4.6%	4.6%
<b>Endicott Estate</b>						
125 Personal Services	-	-	-	158,336	158,336	158,336
126 Purchase of Services	-	-	-	21,650	21,650	21,650
127 Supplies & Materials	-	-	-	3,500	3,500	3,500
128 Other Charges & Expenses	-	-	-	1,900	1,900	1,900
<b>TOTAL</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>185,386</b>	<b>185,386</b>	<b>185,386</b>
<b>Civic &amp; Cultural Programs</b>						
129 Civic Pride	10,000	12,000	15,000	20,000	20,000	20,000
130 Cultural Council	6,300	5,800	10,000	10,000	10,000	10,000
<b>TOTAL</b>	<b>16,300</b>	<b>17,800</b>	<b>25,000</b>	<b>30,000</b>	<b>30,000</b>	<b>30,000</b>
				20.0%	20.0%	20.0%
<b>TOTAL CULTURE &amp; RECREATION</b>	<b>1,867,853</b>	<b>1,984,578</b>	<b>2,140,972</b>	<b>2,428,082</b>	<b>2,428,082</b>	<b>2,428,082</b>
				13.4%	13.4%	13.4%
<b>Debt Service</b>						
Principal On Debt	6,585,296	6,880,918	7,540,587	8,134,716	8,134,716	8,134,716
Interest	1,846,910	2,225,246	2,694,394	3,400,183	3,400,183	3,400,183
131 <b>TOTAL DEBT SERVICE*</b>	<b>8,432,205</b>	<b>9,106,164</b>	<b>10,234,981</b>	<b>11,534,899</b>	<b>11,534,899</b>	<b>11,534,899</b>
				12.7%	12.7%	12.7%
<b>Thereof: Excluded Debt</b>						
Excluded Debt Service	2,969,284	2,906,459	2,828,116	2,870,419	2,870,419	2,870,419
Premium Adjustment	(43,399)	(39,656)	(36,623)	(36,623)	(36,623)	(36,623)
<b>TOTAL EXCLUDED DEBT SERVICE</b>	<b>2,925,885</b>	<b>2,866,803</b>	<b>2,791,493</b>	<b>2,833,796</b>	<b>2,833,796</b>	<b>2,833,796</b>
Major Capital Debt Service*	345,020	1,890,170	1,696,445	3,864,633	3,864,633	3,864,633
*Major capital debt service is paid for by transfer from RR Major Capital Stabilization fund.						
<b>Employee Benefits</b>						
132 Unemployment	47,050	42,701	50,000	53,000	53,000	53,000
133 Medicare Tax	694,731	759,546	800,000	800,000	800,000	800,000
134 Health Insurance	9,729,229	10,428,676	11,882,844	11,749,500	11,749,500	11,749,500
135 OPEB Liability Contribution*	1,674,110	1,540,138	1,609,444	1,724,479	1,724,479	1,724,479
136 Pensions, Contributory	4,531,244	12,005,919	6,826,096	1,357,918	1,357,918	1,357,918
137 Pensions, Non-Contributory	15,000	16,289	15,000	15,000	15,000	15,000
138 Deferred Compensation	15,893	-	-	-	-	-
139 Life Insurance	-	42,834	45,916	46,000	46,000	46,000
140 111F Claims	-	-	45,170	45,170	45,170	45,170
<b>TOTAL BENEFITS</b>	<b>16,707,256</b>	<b>24,836,103</b>	<b>21,274,470</b>	<b>15,791,067</b>	<b>15,791,067</b>	<b>15,791,067</b>
				-25.8%	-25.8%	-25.8%
*OPEB contribution made by transfer out						
<b>TOTAL OPERATING EXPENDITURE</b>	<b>90,595,957</b>	<b>103,344,976</b>	<b>104,936,238</b>	<b>103,745,936</b>	<b>103,316,198</b>	<b>103,316,198</b>
				-1.1%	-1.5%	-1.5%

**4. CAPITAL IMPROVEMENTS BUDGET**

**ARTICLE FOUR:** To see what sum of money the Town will vote to raise and appropriate, transfer from available funds or borrow to implement capital improvements and capital projects, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:**

**Voted 6-0-2** that the Town appropriate \$2,650,319 from Free Cash to pay the costs of Items 2 through 10, 11, 13 through 15, 17 through 19, 21, 23 through 25, 27 through 30, 32, 35 through 44, 48 through 51, and 53 through 55 as shown in the following table;

**Voted 6-0-2** that \$1,600,000 be raised through Sewer Enterprise Fund Revenues to fund items 57 and 58 as shown in the following table;

**Voted 6-0-2** that the Town borrow \$1,790,500 to pay the costs of Items B-1 through B-3 as shown in the following table, and that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said amount under and pursuant to Chapter 44, Sections 7 and 8 of the General Laws, or any other enabling authority, and to issue bonds or notes of the Town therefor; and further, that any premium received by the Town upon the sale of any bonds or notes, may be applied to the payment of costs approved by this vote in accordance with G.L. c. 44, Section 20, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

Article 4 is the Town’s capital budget. This Article approves capital expenditures totaling \$6,040,819 to be funded by \$1,790,500 borrowing, \$2,650,319 in free cash, and \$1,600,000 in sewer receipts. The actual amounts borrowed will be reduced by any grants received.

**Town of Dedham  
Capital Improvement Planning  
All Items to be Voted on for FY19**

Project Description	Department	TM/FWC	Funding Source			
			Tax Levy	Free Cash	Enterprise	Bond
1 Process Analysis-EconDev	\$ 50,000	\$ -				
<b>General Government</b>	<b>\$ 50,000</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>

**Town of Dedham  
Capital Improvement Planning  
All Items to be Voted on for FY19**

	Project Description	Department	TM/FWC	Funding Source			
				Tax Levy	Free Cash	Enterprise	Bond
2	Police Vehicles	\$ 172,000	\$ 172,000		\$ 172,000		
3	Communication Equipment	\$ 109,518	\$ 109,518		\$ 109,518		
4	Computer Hardware	\$ 27,020	\$ 27,020		\$ 27,020		
5	Force Options	\$ 27,000	\$ 27,000		\$ 27,000		
6	Chief's Car	\$ 42,000	\$ 42,000		\$ 42,000		
7	Equipment for Engine 2	\$ 33,000	\$ 33,000		\$ 33,000		
8	Fire Hose	\$ 14,000	\$ 14,000		\$ 14,000		
9	Protective Clothing	\$ 35,000	\$ 35,000		\$ 35,000		
10	Mobile Data Terminals	\$ 35,000	\$ 35,000		\$ 35,000		
<b>Public Safety</b>		\$ 494,538	\$ 494,538	\$ -	\$ 494,538	\$ -	\$ -

11	MacDonald Square Improvements	\$ 190,000	\$ 120,000		\$ 120,000		
12	Pedestrian Bridge Cutler Park	\$ 125,000					
13	Dedham Sq. Pedestrian Improvements Study	\$ 30,000	\$ 30,000		\$ 30,000		
14	GIS Upgrades	\$ 30,000	\$ 30,000		\$ 30,000		
15	Backhoe	\$ 125,000	\$ 125,000		\$ 125,000		
16	Tractor	\$ 50,000					
17	Brookdale Cemetery	\$ 25,000	\$ 25,000		\$ 25,000		
18	Village Cemetery	\$ 25,000	\$ 25,000		\$ 25,000		
<b>Public Works</b>		\$ 600,000	\$ 355,000	\$ -	\$ 355,000	\$ -	\$ -

19	Endicott Painting	\$ 50,000	\$ 50,000		\$ 50,000		
20	Endicott Porch/Deck	\$ 115,000					
21	Endicott Sprinkler System	\$ 200,000	\$ 200,000		\$ 200,000		
22	Endicott Boiler/Furnace/Asbestos	\$ 60,000					



**Town of Dedham  
Capital Improvement Planning  
All Items to be Voted on for FY19**

	Project Description	Department	TM/FWC	Funding Source			
				Tax Levy	Free Cash	Enterprise	Bond
23	Endicott Barn Roof	\$ 30,000	\$ 30,000		\$ 30,000		
24	DPW-Exterior Doors	\$ 21,290	\$ 10,000		\$ 10,000		
25	DPW-Roof Structure	\$ 30,000	\$ 30,000		\$ 30,000		
26	DPW-Exhaust System	\$ 127,000					
27	East Fire-HVAC for Dorms	\$ 15,000	\$ 15,000		\$ 15,000		
28	East Fire-Bath Renovation	\$ 10,000	\$ 10,000		\$ 10,000		
29	East Fire-Cascade Air System	\$ 10,000	\$ 10,000		\$ 10,000		
30	Main Library Parking Lot	\$ 36,260	\$ 36,260		\$ 36,260		
31	Pool Window Replacements	\$ 371,500					
32	Pool Brick Veneer Repairs	\$ 75,000	\$ 35,000		\$ 35,000		
33	Pool Stair Tower Repairs	\$ 178,000					
34	Endicott Maintenance Vehicle	\$ 50,000					
<b>Town Facilities</b>		<b>\$ 1,379,050</b>	<b>\$ 426,260</b>	<b>\$ -</b>	<b>\$ 426,260</b>	<b>\$ -</b>	<b>\$ -</b>

35	DHS HVAC RTU	\$ 300,000	\$ 300,000		\$ 300,000		
36	Oakdale Heating/Cooling/Electrical	\$ 100,000	\$ 100,000		\$ 100,000		
37	School Fields Backstop/Fence	\$ 30,000	\$ 30,000		\$ 30,000		
38	Elementary Schools Shades	\$ 85,000	\$ 35,000		\$ 35,000		
39	Asbestos Abatements	\$ 75,000	\$ 75,000		\$ 75,000		
40	Exterior Repairs	\$ 50,000	\$ 25,000		\$ 25,000		
41	Woodshop Dust Collection System	\$ 60,000	\$ 60,000		\$ 60,000		
42	Roof Repairs	\$ 50,000	\$ 50,000		\$ 50,000		
43	Bathroom Renovations	\$ 50,000	\$ 50,000		\$ 50,000		
44	Exterior Doors	\$ 25,000	\$ 25,000		\$ 25,000		

**Town of Dedham  
Capital Improvement Planning  
All Items to be Voted on for FY19**

	Project Description	Department	TM/FWC	Funding Source			
				Tax Levy	Free Cash	Enterprise	Bond
45	Modernize Library Spaces	\$ 65,000					
46	Greenlodge Storage Improvement	\$ 25,000					
47	Oakdale/Greenlodge Playground PIP Surfacing	\$ 200,000					
<b>School Facilities</b>		<b>\$ 1,115,000</b>	<b>\$ 750,000</b>	<b>\$ -</b>	<b>\$ 750,000</b>	<b>\$ -</b>	<b>\$ -</b>
48	Computer Refresh	\$ 135,709	\$ 135,709		\$ 135,709		
49	Network Infrastructure	\$ 213,000	\$ 213,000		\$ 213,000		
<b>School IT</b>		<b>\$ 348,709</b>	<b>\$ 348,709</b>	<b>\$ -</b>	<b>\$ 348,709</b>	<b>\$ -</b>	<b>\$ -</b>
50	School Buildings Security	\$ 200,960	\$ 200,960		\$ 200,960		
<b>All Town Security Systems</b>		<b>\$ 200,960</b>	<b>\$ 200,960</b>	<b>\$ -</b>	<b>\$ 200,960</b>	<b>\$ -</b>	<b>\$ -</b>
51	Maintenance Equipment	\$ 23,500	\$ 23,500		\$ 23,500		
52	Dump Truck	\$ 83,950					
53	Pool Repairs	\$ 19,618	\$ 19,618		\$ 19,618		
54	Infield Groomer	\$ 20,000	\$ 20,000		\$ 20,000		
55	Dolan Center Repairs	\$ 11,734	\$ 11,734		\$ 11,734		
56	Fairbanks Park Safety Netting	\$ 35,500					
<b>Culture &amp; Recreation</b>		<b>\$ 194,302</b>	<b>\$ 74,852</b>	<b>\$ -</b>	<b>\$ 74,852</b>	<b>\$ -</b>	<b>\$ -</b>
<b>Totals General Fund</b>		<b>\$ 4,382,559</b>	<b>\$ 2,650,319</b>	<b>\$ -</b>	<b>\$ 2,650,319</b>	<b>\$ -</b>	<b>\$ -</b>
57	Sewer Repair	\$ 600,000	\$ 600,000			\$ 600,000	
58	Inflow & Infiltration	\$ 1,000,000	\$ 1,000,000			\$ 1,000,000	
<b>Totals Enterprises</b>		<b>\$ 1,600,000</b>	<b>\$ 1,600,000</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 1,600,000</b>	<b>\$ -</b>
<b>Totals Cash Capital:</b>		<b>\$ 5,982,559</b>	<b>\$ 4,250,319</b>	<b>\$ -</b>	<b>\$ 2,650,319</b>	<b>\$ 1,600,000</b>	<b>\$ -</b>

**Town of Dedham  
Capital Improvement Planning  
All Items to be Voted on for FY19**

Project Description	Department	TM/FWC	Funding Source			
			Tax Levy	Free Cash	Enterprise	Bond
B-1 Roads	\$ 900,000	\$ 900,000				\$ 900,000
B-2 Sidewalks	\$ 300,000	\$ 300,000				\$ 300,000
B-3 Engine Truck	\$ 590,500	\$ 590,500				\$ 590,500
<b>Total Bond Capital:</b>	<b>\$ 1,790,500</b>	<b>\$ 1,790,500</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 1,790,500</b>
<b>Total All Capital:</b>	<b>\$ 7,773,059</b>	<b>\$ 6,040,819</b>	<b>\$ -</b>	<b>\$ 2,650,319</b>	<b>\$ 1,600,000</b>	<b>\$ 1,790,500</b>

**5. TRANSFER FROM PRIOR YEARS SPECIAL ARTICLES**

**ARTICLE FIVE:** *By the Finance Committee:* To see if the Town will vote to transfer unexpended balances from line items of special articles of prior years to fund expenses for Fiscal Year 2019, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** That it be so voted, provided however that the following sums of money totaling \$239,515.48 shall instead close to the General Fund.

Article 5 approves the transfer from completed or cancelled capital expenditure projects to the General Fund.

**Article 5: Unexpended Balances of Prior Year Articles**

<u>PROJECT TITLE</u>	<u>PROJECT STRING</u>	<u>PROJECT STRING DESCRIPTION</u>	<u>BALANCE</u>
FY13 Selectmen Special Articles	13120SELE -5790 -11410 -555400	FY13 Guide Doing Business	500.00
FY13 Selectmen Special Articles	13120SELE -5790 -19990 -544340	FY13 Public Safety Study	39,531.93
FY13 Selectmen Special Articles	13120SELE -5790 -19990 -577560	FY13 AppraisalsAmes/Police	4,200.00
FY13 Selectmen Special Articles	13120SELE -5790 -19990 -544330	FY13 Emergency Operations	30,000.00
FY13 Selectmen Various	13120SELEC-5840 -11110 -555410	FY13 Downtown Phase 2 Design	7,065.79
FY16 Assessors Reval Charges	13130FIN -5790 -19990 -577560	FY16 Assessors Reval Charges	50,616.16
FY13 Econ Development Various	13182ECO -5790 -19990 -555400	FY13 E Dedham Community Devel	13,757.00
FY13 Econ Development Various	13182ECO -5790 -11110 -555400	FY13 Strategic Message / Promo	9,500.00
FY13 DPW Various	13420DPW -5820 -12420 -	FY13 DPW Repairs	2,202.00
FY13 Riverdale Repairs Cap Improv	13466RIVER-5820 -11820 -	Riverdale Repairs	645.25

**Article 5: Unexpended Balances of Prior Year Articles**

<u>PROJECT TITLE</u>	<u>PROJECT STRING</u>			<u>PROJECT STRING DESCRIPTION</u>	<u>BALANCE</u>
FY13 School Facilities	13466SCHFA-5820	-11820	-588715	FY13 Riverdale Roof	4,400.00
FY13 School Facilities	13466SCHFA-5820	-12420	-588715	FY13 Dexter Roof	27,000.00
FY13 School Facilities	13466SCHFA-5820	-12440	-522150	FY13 High School Locker Rooms	2,722.00
Senior Center Plans	13SENIOR -5820	-20000	-555420	Senior Center (old balance)	5,090.00
FY14 Town Facilities Cap Improv	14465TWN -5820	-16200	-	FY14 Pool Improvements	39.47
FY15 Sewer Enterprise Cap Imp	15410ENT -5840	-17400	-	Sewer Improvements	46.86
FY15 School Facilities Operating Cap	15466 -5820	-12100	-522150	DHS Building Switchgear	1,819.44
FY15 DHS&Greenlodge Cap Improv	15466CEIL -5820	-12400	-522150	DHS&Greenlodge Ceilings	5,591.75
FY16 School Facilities Oper Cap	16466 -5820	-12445	-522150	DHS Guidance/Nurse Reno	0.16
FY16 School Facilities Oper Cap	16466 -5820	-12420	-522160	DMS Recom. Renovations	10.00
FY16 School Facilities Oper Cap	16466 -5820	-12465	-522150	DHS Oil Storage Tank Removal	13,094.00
FY16 Asbestos Abatement Prog Cap Im	16466ASB -5820	-12475	-588730	Asbestos Abatement- Floor Tile	414.64
FY17 Fire SCBA Cap Improv	17220SCBA -5850	-14100	-566520	SCBA Equipment Lease (Year 2)	638.97
FY17 Deferred Maintenance/ Cap Improv	17465DEF -5840	-19200	-	Def Maint/CapImpro Master Plan	5,949.00
FY17 School Facilities Oper Cap	17466 -5820	-12460	-522150	CAD Relocation	4,063.85
FY17 Park&Rec Pool Cap Improv	17630POOL -5840	-16200	-	Pool Field Repair	2.36
FY18 School Facilities Maj Cap Impr	18466 -5840	-12210	-522175	Oak & Riv Asphalt	0.50
FY18 School Facilities Maj Cap Impr	18466 -5870	-16100	-599815	Multi-Function Activity Bus	10,609.40
FY18 Parks & Rec Major Cap Improv	18630 -5870	-16500	-	Field Equipment	4.95
					239,515.48

**6. APPROPRIATION FOR PRIOR YEARS BILLS**

**ARTICLE SIX:** *By the Director of Finance:* To see what sum of money the Town will vote to raise, appropriate, or transfer from available funds for payment of outstanding bills of prior years, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** That it be indefinitely postponed.

Article 6. No action required.

**7. LINE ITEM TRANSFERS FOR CURRENT FISCAL YEAR**

**ARTICLE SEVEN:** *By the Finance Committee:* To see what sum of money the Town will vote to raise and appropriate, or transfer from available funds to meet additional expenses of the current fiscal year not adequately funded under Article Three of the 2017 Spring Annual Town Meeting (FY'18) or any other article thereof; or to take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** That the following sums of money, totaling \$832,000, be transferred from current appropriations as scheduled on the following chart to meet additional expenses for the current fiscal year.

Article 7 transfers money from one municipal account to another for the payment of additional expenses in the current fiscal year ending June 30, 2018.

### Article 7: Line Item Transfers

From Dept/ Source			To			
	Line item	Amount	Department	Line Item	Amount	
1a.	Endicott Free Cash	Undesignated Reserves	\$ 36,000	Town Facilities-Op Capital	14655800-587000	\$ 36,000
1b.	Endicott Free Cash	Undesignated Reserves	\$ 60,000	Town Facilities-Op Capital	14655800-582000	\$ 60,000
2a.	Police-Salaries	12105100-510213	\$ 10,000	Conservation-Clerical Salaries	11715100-510725	\$ 10,000
2b.	Police-Salaries	12105100-510213	\$ 5,000	Purchasing-Supplies	11385700-542000	\$ 5,000
2c.	Police-Salaries	12105100-510213	\$ 5,000	Town Manager-Training Services	11205700-530290	\$ 5,000
2d.	Police-Salaries	12105100-510213	\$ 10,000	COA-vehicle repairs/fuel	115415700-548030	\$ 10,000
2e.	Police-Salaries	12105100-510213	\$ 15,000	Town Facilities-Supplies	14655700-543000	\$ 15,000
3a.	Sch Facilities-Utilities	66314124-521020	\$ 81,000	Sch Facilities-Repairs	66314236-524059	\$ 69,000
	Sch Facilities-Utilities	66314124-521020		Sch Facilities-Cust Supplies	66314115-545000	\$ 12,000
4a.	Planning-Salaries	11755100-510175	\$ 10,000	Planning-Technical Services	11755700-530250	\$ 10,000
5a.	Free Cash	Undesignated Reserves	\$ 600,000	Snow & Ice	14235700-529120	\$ 600,000
			<b><u>\$832,000</u></b>			<b><u>\$ 832,000</u></b>

Notes for Article 7: Line Item Transfers

1. Use current Endicott Free Cash a. (\$36,000) to fund purchase of truck to service Endicott and other facilities and b. (\$60,000) to fund replacement of boiler/furnace at Endicott. FY18 Free Cash certification is \$107,000.
2. Police Salaries (surplus due to vacancies) for funding a. (\$10,000) temporary clerical support, b. (\$5,000) additional central office supplies, c. (\$5,000) continuation of management engagement training, d. (\$10,000) extraordinary transportation costs, 2e. (\$15,000) for small equipment replacement and extraordinary supplies.
- 3a. School Utilities (surplus) for funding additional repairs, upgrades, and supplies.
- 3b. School Utilities (surplus) for funding custodial supplies for new MSDS and safe handling of chemicals.
- 4a. Planning Salaries (surplus) for technical consulting during vacancy.
- 5a. Free Cash to fund excess snow & ice expense during FY18.

**8. APPROPRIATION TO STABILIZATION FUND**

**ARTICLE EIGHT:** *By the Finance Committee:* To see what sum of money the Town will vote to raise and appropriate, or transfer from available funds for deposit in the Stabilization Fund, or to take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** That it be indefinitely postponed.

Article 8. The Town Manager is not recommending a deposit to the General Stabilization Fund at this time.
---

**9. SPECIAL PURPOSE STABILIZATION FUNDS, DEPOSIT FUNDS**

**ARTICLE NINE:** *By the Director of Finance.* To see if the Town will vote to raise and appropriate or transfer from available funds a sum or sums to one or more special purpose stabilization funds, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** That the sum of \$700,000 be raised and appropriated to the Robin Reyes Major Capital Facilities Stabilization Fund.

Article 9. The Town Manager is recommending a deposit of \$700,000 to supplement this debt service fund with a commensurate reduction in roads capital.
---

**10. SPECIAL PURPOSE STABILIZATION FUNDS, APPROPRIATION**

**ARTICLE TEN:** *By the Director of Finance.* To see if the Town will vote to appropriate money from one or more special purpose stabilization funds to one or more of the stated purposes for such funds to be expended at the direction of a specified officer or multiple member body of the Town, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** That the sum of \$3,864,633 be appropriated from the Robin Reyes Major Capital Facilities Stabilization Fund for the purpose of paying debt service for Fiscal Year 2019.

Article 10 would authorize an expenditure from the Robin Reyes Major Capital Facilities Stabilization Fund to pay debt service for Fiscal Year 2019.
--

**11. APPROPRIATION TO REDUCE THE TAX RATE**

**ARTICLE ELEVEN:** *By the Town Manager.* To see if the Town will vote to transfer a sum of money from available funds for the purpose of reducing the tax rate for the fiscal year beginning July 1, 2018, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** That it be indefinitely postponed.

Article 11. No action required.
---------------------------------

**12. DEPARTMENTAL REVOLVING FUNDS**

**ARTICLE TWELVE:** *By the Town Manager.* To see if the Town will vote pursuant to the provisions of G.L. c.44, §53E½, as most recently amended, to establish fiscal year limitations on expenditures for the revolving funds established by the General Bylaw entitled “Departmental Revolving Funds,” approved under Article 14 of the May 15, 2017 Annual Town meeting, with such limitations to remain applicable from fiscal year to fiscal year until such time as they are later amended, as follows:

<b>Revolving Fund (Program or Purpose)</b>	<b>FY Spending Limit</b>
Pool Fund (Operation & maintenance of Dedham Pool)	\$225,000
Firearms Fee Fund (Pay share of State fees/Balance to be expended for needs of Police Department)	\$5,000
Police Cruiser Fee Fund (Police cruiser maintenance, repairs and fuel)	\$20,000
Surplus Vehicle and Equipment Fund (Paying costs and expenses of surplus sales and replacement vehicles and equipment)	\$75,000
Board of Health Programs (Paying costs and expenses associated with health clinics, educational programs, and Tobacco enforcement)	\$15,000
Council on Aging Programs (Paying costs and expenses related to said programs)	\$8,000
Recreation (Paying costs and expenses related to said programs)	\$190,000
Sustainability Fund (Paying costs and expenses associated with educational and outreach events)	\$2,500
Veterans' Fund (Paying costs and expenses related to said programs)	\$5,000
Ames Building (Paying costs and expenses related to building maintenance and construction, provided that the monies in said fund as of June 30, 2017 shall remain in said fund and be available for expenditure for the purposes described herein)	\$125,000
Avery School (MBACC) (Paying costs and expenses related to building maintenance)	\$2,500
Youth Commission (Paying costs and expenses related to said programs or events)	\$25,000

or take any other action relative thereto. *Referred to By Law Review Committee and Finance and Warrant Committee for study and report.*



**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** That it be so voted.

Article 14 authorizes the annual use of departmental revolving funds. Departmental receipts from the defined revenue sources are credited to the funds and expended up to the stated limits without further appropriation by the designated agencies or officials for the purposes shown.

**13. APPROPRIATION FOR SEWER ENTERPRISE FUND**

**ARTICLE THIRTEEN:** *By the Director of Finance.* To see what sum of money the Town will raise and appropriate or transfer from available funds to operate the Sewer Enterprise Fund for the fiscal year commencing on July 1, 2018, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** That the following sums listed under the heading “Revenues” be raised or transferred from available funds to operate the Sewer Enterprise Fund for FY2019, and, further, to approve the FY2019 budget for the Sewer Enterprise, including amounts appropriated under Article 4 and included herein for reference only, all as set forth in the chart:

Article 15 authorizes the budget for the operation, maintenance, and extension of the sewer system and the billing and collection of sewer use fees as an enterprise fund in Fiscal Year 2019.

	<b>FY2016 Actual</b>	<b>FY2017 Actual</b>	<b>FY2018 Budget</b>	<b>FY2019 Dept</b>	<b>FY2019 Twn Mgr</b>	<b>FY2019 FWC</b>
<b>Sewer Enterprise</b>						
<b>Revenues</b>						
Sewer Receipts	7,625,921	7,968,125	7,800,000	7,800,000	7,800,000	7,800,000
Retained Earnings	5,044	-	481,720	606,273	606,273	606,273
<b>Total Revenues</b>	<b>7,630,965</b>	<b>7,968,125</b>	<b>8,281,720</b>	<b>8,406,273</b>	<b>8,406,273</b>	<b>8,406,273</b>
Personal Services				48,504	48,504	48,504
MWRA Assessment	5,063,931	5,311,572	5,518,993	5,643,546	5,643,546	5,643,546
Pumping Station Maintenance	-	-	260,000	260,000	260,000	260,000
<b>Direct Operating</b>	<b>5,063,931</b>	<b>5,311,572</b>	<b>5,778,993</b>	<b>5,952,050</b>	<b>5,952,050</b>	<b>5,952,050</b>
Capital Outlay	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000	1,600,000
<b>Total Direct Expenditures</b>	<b>6,663,931</b>	<b>6,911,572</b>	<b>7,378,993</b>	<b>7,552,050</b>	<b>7,552,050</b>	<b>7,552,050</b>
Indirect Expenditures	967,034	1,054,409	902,727	854,223	854,223	854,223
<b>Total Enterprise Expenditures</b>	<b>7,630,965</b>	<b>7,965,981</b>	<b>8,281,720</b>	<b>8,406,273</b>	<b>8,406,273</b>	<b>8,406,273</b>
<b>Surplus / (Deficit)</b>	-	2,144	-	-	-	-

**14. ENDICOTT ESTATE ENTERPRISE FUND**

**ARTICLE FOURTEEN:** *By the Director of Finance.* To if the Town will vote to rescind the vote taken under Article 18 of the May 19, 2014 Annual Town Meeting, thereby revoking its acceptance of G.L. c. 44, Section 53F ½ in connection with the establishment of the Endicott Estate Enterprise Fund; with such rescission to be effective June 30, 2018; and further that any sums remaining in said account as of June 30, 2018 shall be added to the amounts appropriated for Endicott Estate operating expenses for FY2019 or take any other action relative thereto. *Referred to Finance & Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** That it be so voted, provided however that any sums remaining in the account as of June 30, 2018 shall instead close to the General Fund.

Article 16 rescinds the Endicott Estate Enterprise Fund and any remaining monies shall close to the General Fund.
---

**15. REPORTS OF COMMITTEES**

**ARTICLE FIFTEEN:** *By Town Meeting Vote.* To hear and act upon the reports of the various Town Committees, as required by vote of prior Town Meetings; to see what sum of money the Town will vote to raise and appropriate, transfer from available funds, or borrow to carry out the recommendations of said committees; or take any other action relative thereto. *Referred to Finance & Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** That it be indefinitely postponed.

Article 15. No action is required.
------------------------------------

**16. APPROPRIATION FOR CONSTRUCTING EXTENDED MEASURES RELATED TO TRAFFIC FLOW, ETC. FOR EARLY CHILDHOOD EDUCATION CENTER PROJECT**

**ARTICLE SIXTEEN:** *By the Town Manager.* To see if the Town will vote to raise and appropriate, borrow or transfer from available funds, a sum of money to be expended under the direction of the School Building Rehabilitation Committee for the purpose of constructing extended measures related to traffic flow, access and egress at the new Early Childhood Education Center (“ECEC”), to be located at 1100 High Street in

Dedham, Massachusetts, as required in connection with Site Plan Review, and including all incidental and related costs, and which study and work related thereto is outside the scope of the Massachusetts School Building Authority project, and therefore the sole responsibility of the Town, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** Voted 5-3 that \$563,000 be appropriated from Free Cash for constructing extended measures related to traffic flow, access and egress at the new Early Childhood Education Center (“ECEC”), to be located at 1100 High Street in Dedham, Massachusetts, as required in connection with Site Plan review, and including all incidental and related costs, such sum of money to be expended under the direction of the School Building Rehabilitation Committee.

Article 16 would provide for an additional sum for access and egress to the new ECEC facility.
--

**17. APPROPRIATION FOR BUILDING TRAILS AND PLACING HISTORICAL MARKERS ALONG MOTHER BROOK**

**ARTICLE SEVENTEEN:** *By the Dedham 375 Committee and the Mother Brook 375 Committee.* To see if the Town will vote to raise and appropriate, borrow or transfer from available funds, a sum of money for the purpose of building trails and parks on Town owned land along Mother Brook, and place historical markers along said trails, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** Voted 7-0-1 that the sum of \$20,000 be transferred from Free Cash for the purpose of building trails and parks on Town owned land along Mother Brook and placing historical markers along said trails, including all incidental and related costs.

Article 17 would provide funding for the construction of trails and placement of historical markers along Mother Brook.
---

**18. APPROPRIATION TO FUND UPDATE OF LONG TERM FACILITIES MASTER PLAN OF THE DEDHAM PUBLIC SCHOOLS**

**ARTICLE EIGHTEEN:** *By the School Committee at the Request of the School Building Rehabilitation Committee.* To see if the Town will vote to raise and appropriate,

borrow or transfer from available funds a sum of money for the purpose of updating the Long Term Facilities Master Plan of the Dedham Public Schools, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** Voted that the sum of \$125,000 be transferred from Free Cash for the purpose of updating the Long Term Facilities Master Plan of the Dedham Public Schools, including all incidental and related costs.

Article 18 provides funding for an update to the Long Term Facilities Master Plan of the Dedham Public Schools.
---

**19. APPROPRIATION FOR DEDHAM HERITAGE RAIL TRAIL AND AUTHORIZATION TO CREATE AN ELEVEN MEMBER COMMITTEE**

**ARTICLE NINETEEN:** *By Town Meeting Representatives Margaret Adams, F.P. Bass, Carl E. Bonvini, Michael N. Cocchi, John F. Dashe, Stephen R. Davey, Kerry Ann Hawkins, Susan S. Hicks, Nicole Keane, Sarah MacDonald, Margaret Matthews, Stephen Moorhead, Kathleen O’Neil, Howard Ostroff, Jonathan Pape, Andrew M. Pepoli, Elizabeth Reed, Paul A. Reynolds, Clarissa Altagracia Robyn, Kevin Scollan, Georganna Woods, Jean Ellen Zeiler, and Martha Zeolla.* To see if the Town will vote to raise and appropriate, borrow or transfer from available funds, a sum of money to design and engineer the Dedham Heritage Rail Trail, including a traffic circulation study of pedestrians, cyclists and motor vehicles that impact the schools in proximity to the trail; said property referred to as the Dedham Heritage Rail Trail is identified in Assessor’s Records as Parcel 109-2 and is the abandoned rail line running from East Street through the Readville Yard to the Boston line and for the acquisition of any necessary interest in land for rail trail or rail trail construction purposes, and for all costs incidental and related thereto; to authorize the Board of Selectmen to acquire by gift, purchase, or eminent domain the fee or any lesser interests in land that may be necessary to design, construct and operate such rail trail; AND to see if the Town will establish a Rail Trail Committee to oversee the expenditure of funds for the rail trail design process, said committee to be made up of eleven (11) members, including one (1) member of the Board of Selectmen, one (1) member of the School Committee, one (1) member of the Board of Health, one (1) member of the Commission on Disability, one (1) member of the Council on Aging, one (1) member of the Open Space Committee, one (1) member of the Park and Recreation Commission, and four (4) residents at-large, two (2) to be appointed by the Board of Selectmen and two (2) to be appointed by the Moderator, and with the representative member of each multiple-member body listed above to be designated

by the respective body, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** Voted 5-3 that \$135,000 be appropriated for; (1) the hiring of a collaborator to assess, design and undertake a process to identify key stakeholders, including but not limited to abutters, and then to work with stakeholders to identify individual and community interests, concerns, and goals with respect to the process of studying the preferred reuse, if any, of the abandoned rail line referred to as the Dedham Heritage Rail Trail and identified in Assessor's Records as Parcel 109-2 running from East Street to the Boston line, which process may include but not be limited to individual or group interviews, community meetings, surveys or the like, all for the purpose of preparing a written report to the Board of Selectmen to include specific recommendations on the appropriate formation and composition of a committee, if any, to oversee the study of the preferred reuse of the abandoned rail bed; (2) for the funding of a circulation study, including the impact of a potential use, if any, of the abandoned rail bed, to be undertaken under the direction of the School Committee, of the access road through the High School and Avery Elementary School, and public byways surrounding the High School, Middle School and Avery Elementary School campus, including Whiting Avenue from the intersection of East St. and Eastern Ave to the intersection of River Street, East Street from the intersection of High Street to the intersection of Eastern Avenue/Whiting Avenue, High Street from the intersection of East Street to the intersection of Bussey/Milton Streets, Walnut Street from the intersection of Milton Street to the intersection of Whiting Avenue, Eastern Avenue from the intersection of East Street to the intersection of the driveway servicing BJ's, Best Buy and Papa Gino's plaza, and Mount Vernon Street from the intersection of High Street to the intersection of Whiting Avenue, for on- and off-school hours during the school year and summer months and further, (3) that the Board of Selectmen be requested to provide a brief written or verbal report to Town Meeting in the fall of 2018 and the spring of 2019 as to the progress made under this vote.

Article 19 provides for the hiring of a professional collaborator to assist in the development of the decision making process including the possible formation of a committee, and allows for a traffic and circulation study which will consider potential uses, if any, of the abandoned rail bed.
--

**20. ZONING BY-LAW: AMENDMENTS TO USE REGULATION TABLE**

**ARTICLE TWENTY:** *By Attorney and Town Meeting Representative Peter A. Zahka, II, on behalf of Greystar GP II, LLC.*

To see if the Town will vote to amend the Dedham Zoning By-Law as follows:

1. Add new Use Category A.9. (“Age Restricted Housing Development”) to Table 1 (Principal Use Table) as follows [text to be inserted shown in bold, italicized text]:

PRINCIPAL USE - See Footnotes, Section 3.1.6	DISTRICTS											
	SR A SR B	GR	PR	PC <sup>1</sup> 9	RD O	AP	LM A	LM B	HB	LB <sup>1</sup> 8	GB	CB
<b>A. RESIDENTIAL USES</b>												
1. Single family detached house.	YES	YES	YES	NO	<b>SP</b>	NO	NO	NO	NO	YES	YES	NO
2. Alteration and use of existing single-family house as a dwelling for not more than two - families. See Section 7.2.1	<b>SP</b>	YES	YES	NO	NO	NO	NO	NO	NO	<b>SP</b>	YES	<b>SP</b>
3. Two-family or semi-detached house consisting of two single family dwelling units separated by a party wall.	NO	YES	YES	NO	NO	NO	NO	NO	NO	<b>SP</b>	YES	<b>SP</b>

4. Mixed Use Developments	NO	NO	NO	SP	SP <sup>22</sup>	NO	NO	NO	SP	SP	SP	SP
5. Assisted Living Residence (See Section 7.5)	SP	SP	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
6. Multi-Family Residential (See Section 7.3)	SP	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
7. Dwelling Unit, Transient Occupancy	SP	SP	NO	NO	NO	NO	NO	NO	NO	SP	SP	NO
8. Lodging House	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
9. <u>Age Restricted Housing Development (See Section 7.8)</u>	<u>NO</u>	<u>NO</u>	<u>NO</u>	<u>SP</u>	<u>SP</u>	<u>NO</u>	<u>NO</u>	<u>NO</u>	<u>NO</u>	<u>NO</u>	<u>NO</u>	<u>NO</u>

2. Add the following new Section 7.8 Age Restricted Housing Development after Section 7.7:

## **7.8 AGE RESTRICTED HOUSING DEVELOPMENT**

### **7.8.1 Purpose.**

1. To encourage and promote the development of safe and comfortable market-rate and affordable dwelling units for persons 55 years of age or over with minimal impacts on Town services.
2. To provide alternative housing choices for a maturing population that reduces resident's burdens of property maintenance and are more affordable than traditional single-family dwellings.

3. To encourage efficient land use and provide flexible development standards that support such dwelling units.

**7.8.2 General**

1. For purposes of this By-Law, an Age Restricted Housing Development is a multi-family residential housing complex with the occupancy of the dwelling units contained therein designed and intended for persons 55 years of age or over to the extent permitted by and allowed pursuant to Subsection 6 of Section 4 of Chapter 151B of the General Laws of Massachusetts and 42 USC 3601, et seq, and other applicable laws, and which otherwise is permitted under and complies with the terms and conditions of this Section 7.8
2. Age Restricted Housing Developments may be permitted in the RDO Zoning District upon the granting of a Special Permit by the Dedham Planning Board, subject to the requirements, conditions, and limitations set forth in this Section 7.8.
3. Age Restricted Housing Developments shall be considered a PC Development and permitted as an MNP Special Permit pursuant to Sections 6.3 and 9.4.
4. If such application or project also requires other Special Permits, the Planning Board shall be the Special Permit Granting Authority (SPGA) for all such Special Permits.

**7.8.3 Conditions, Restrictions, and Requirements**

**A. Dimensional Regulations**

1. Dimensional requirements including the number and type of allowable dwelling units shall be determined and specified by the Planning Board in the MNP Special Permit pursuant to Sections 6.3.1 and 6.3.2.1, provided, however, that notwithstanding any other section of the Zoning By-Law to the contrary, the following requirements shall be applicable to an Age Restricted Housing Development:

<b>Minimum Lot Frontage</b>	<b>300 feet</b>
<b>Minimum Lot Area</b>	<b>5 acres</b>
<b>Maximum Floor Area Ratio</b>	<b>1.0</b>
<b>Maximum Height</b>	<b>40 feet except height may increase</b>



	<b>to 50 feet for buildings and structures located more than 500 feet from an existing single-family residence situated in a residential district and otherwise subject to Sections 4.2.2 and 4.2.3</b>
<b>Minimum Front Yard</b>	<b>20 feet</b>
<b>Minimum Rear Yard</b>	<b>25 feet</b>
<b>Minimum Side Yard</b>	<b>15 feet</b>
<b>Maximum Number of Dwelling Units</b>	<b>30 units per acre</b>

2. At least a portion of the lot on which an Age Restricted Housing Development is situated must be located within 500 feet of a major shopping center. For purposes of this By-Law, a major shopping center shall be defined as a commercial development operated under a common name or scheme and containing a minimum of 50,000 square feet of floor area dedicated to retail and/or restaurant uses.

**B. Off-Street Parking and Landscape Requirements**

1. The off-street parking, landscaping, and open space requirements set forth in this Section 7.8.3.B shall be applicable to an Age Restricted Housing Development and shall supersede any contrary or inconsistent requirements set forth elsewhere in this Zoning By-Law.
2. All Age Restricted Housing Developments shall provide 1.35 parking spaces per dwelling unit.
3. Parking spaces in parking garages and decks at Age Restricted Housing Developments shall have a width of nine (9) feet and a length of eighteen (18) feet exclusive of any overhang of a curb or barrier. Parking garages or decks need only provide one two-way access.
4. In lieu of the requirements of Section 5.2.2.1 and 5.2.2.3, a landscaped strip of at least 15 feet shall be provided along the front, rear, and side lot lines of an Age Restricted Housing Development, provided, that any portion of said strip in a wetland resource or buffer may be left in its undisturbed natural condition, and provided, further, that pedestrian sidewalks and vehicular

access, including for safety and emergency vehicles, may be allowed within said strip.

**C. Residency, Affordability, and Local Preference Requirements and Restrictions**

1. Occupancy in any dwelling unit in an Age Restricted Housing Development shall be limited to person 55 years of age or over, and their spouse or cohabitating partner of any age, to the extent permitted by and allowed pursuant to Subsection 6 of Section 4 of Chapter 151B of the General Laws of Massachusetts and 42 USC 3601, et seq, and other applicable laws, who are able to maintain an active, independent lifestyle without the need for additional, intensive on-site support services.
2. A minimum of 10% of the total number of dwelling units in an Age Restricted Housing Development shall be restricted, designated, and dedicated as affordable dwelling units. The affordable dwelling units under this By-Law shall be Local Initiative Program (LIP) Local Action Units developed in compliance with and approved pursuant to the requirements for the same as specified by Commonwealth of Massachusetts Department of Housing and Community Development (DHCD), or successor agency, or (if approved by the Planning Board) affordable dwelling units developed under such additional programs adopted by the Commonwealth of Massachusetts or its agencies. All such affordable dwelling units shall count toward the Town of Dedham's requirements under Sections 20-23 of Chapter 40B of the General Laws of Massachusetts, pursuant to the Subsidized Housing Inventory maintained by DHCD.
3. To the extent permitted by applicable law, and after approval by DHCD, otherwise qualified Dedham residents shall have a first opportunity and preference for the affordable dwelling units in an Age Restricted Housing Development. For purposes of this requirement, "Dedham residents" shall be defined as a current Town of Dedham resident (as established through certification by the Dedham Town Clerk based on census, voting registration, or other acceptable evidence), or the parent, child, sibling, spouse, aunt, nephew, niece, or grandparent of a current Town of Dedham resident, or a current employee of the Town of Dedham.
4. The above requirements and restrictions shall be in place in perpetuity or such maximum time as may be allowed under applicable law. Such

requirements and restrictions shall be articulated in the decision of the Planning Board and in such other recordable documents as determined appropriate by the Planning Board.

#### **D. Infrastructure**

- a. **Water and Sewer:** An Age Restricted Housing Development shall be connected to municipal water and sewer. All costs associated with the extension of existing facilities to serve the development shall be borne by the applicant or developer.
- b. **Roads:** All traveled ways within an Age Restricted Housing Development shall be privately maintained with respect to roadway upkeep and snow and ice removal.
- c. **Refuse and Recycling:** Collection and disposal of all refuse and recycling materials will be provided privately.
- d. **Utilities:** To the extent practicable all utilities on the site shall be installed underground.

#### **E. Uses Regulations**

1. Except as provided herein no commercial use and no second principal use shall be allowed on any lot containing an Age Restricted Housing Development.
2. An Age Restricted Housing Development may provide operation and/or supportive services including, but no limited to, local transportation, valet, concierge, food and meals, cafeteria, sale of sundries for personal consumption, third party care services, and similar amenities, provided:
  - a. Such are available to and serve only the residents, guests, and employees of the Age Restricted Housing Development;
  - b. Such uses are conducted within and may be entered only from the principal building.
  - c. There is no external evidence of such uses beyond the Age Restricted Housing Development lots.

3. The following accessory uses shall be allowed in connection with an Age Restricted Housing Development:
- a. Parking decks, garages, and lots for the parking of automobiles incidental to the Age Restricted Housing Development. Notwithstanding any provision of the Zoning By-Law to the contrary, parking decks and garages shall be subject to the setback requirements of 7.8.3.A.1.
  - b. Indoor and/or outdoor community and gathering room, spa, lounge, café, or facility for the use by the residents for visiting and welcoming areas, community office space, meetings, functions, and similar uses compatible to an Age Restricted Housing Development.
  - c. Single story buildings to house snow removal, lawn maintenance, and recreational equipment.
  - d. Garages for common use vehicles owned by the operating entity and used in connection with the Age Restricted Housing Development.
  - e. Swimming pools, tennis, shuffleboard, fitness center, and other recreational courts, walking paths, sitting areas, and similar facilities and amenities, provided the same are available to and serve only residents, guests, and employees of the Age Restricted Housing Development.
  - f. Leasing, management, housecleaning, and similar facilities.
  - g. Such other accessory uses as are customarily incidental to and necessary for an Age Restricted Housing Development.

or take any other action relative thereto. *Referred to Planning Board for study and report.*

**RECOMMENDATION OF THE PLANNING BOARD:** Voted 4-0 that it be so voted as amended, as follows (amendments highlighted):

1. Add new Use Category A.9. (“Age Restricted Housing Development”) to Table 1 (Principal Use Table) as follows [text to be inserted shown in bold, italicized text]:

PRINCIPAL USE - See Footnotes, Section 3.1.6	DISTRICTS											
	SR A SR B	GR	PR	PC 19	RD O	AP	LM A	LM B	HB	LB <sup>1</sup> 8	GB	CB
<b>A. RESIDENTIAL USES</b>												
10. Single family detached house.	YES	YES	YES	NO	<b>SP</b>	NO	NO	NO	NO	YES	YES	NO
11. Alteration and use of existing single-family house as a dwelling for not more than two -families. See Section 7.2.1	<b>SP</b>	YES	YES	NO	NO	NO	NO	NO	NO	<b>SP</b>	YES	<b>SP</b>
12. Two-family or semi-detached house consisting of two single family dwelling units separated by a party wall.	NO	YES	YES	NO	NO	NO	NO	NO	NO	<b>SP</b>	YES	<b>SP</b>
13. Mixed Use Developments	NO	NO	NO	<b>SP</b>	<b>SP</b> 22	NO	NO	NO	SP	SP	SP	SP
14. Assisted Living Residence (See Section 7.5)	SP	SP	NO	NO	NO	NO	NO	NO	<b>NO</b>	NO	NO	NO
15. Multi-Family	<b>SP</b>	<b>NO</b>	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO

Residential (See Section 7.3)													
16. Dwelling Unit, Transient Occupancy	<b>SP</b>	SP	NO	NO	NO	NO	NO	NO	NO	NO	SP	SP	NO
17. Lodging House	<b>NO</b>	<b>NO</b>	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
<b><u>18. Age Restricted Housing Development (See Section 7.8)</u></b>	<b><u>NO</u></b>	<b><u>NO</u></b>	<b><u>NO</u></b>	<b><u>SP</u></b>	<b><u>SP</u></b>	<b><u>NO</u></b>	<b><u>NO</u></b>	<b><u>NO</u></b>	<b><u>NO</u></b>	<b><u>NO</u></b>	<b><u>NO</u></b>	<b><u>NO</u></b>	<b><u>NO</u></b>

2. Add the following new Section 7.8 Age Restricted Housing Development after Section 7.7:

**7.8 AGE RESTRICTED HOUSING DEVELOPMENT**

**7.8.1 Purpose.**

1. To encourage and promote the development of safe and comfortable market-rate and affordable dwelling units for persons 55 years of age or over with minimal impacts on Town services.
2. To provide alternative housing choices for a maturing population that reduces resident’s burdens of property maintenance and are more affordable than traditional single-family dwellings.
3. To encourage efficient land use and provide flexible development standards that support such dwelling units.

**7.8.2 General**

1. For purposes of this By-Law, an Age Restricted Housing Development is a multi-family residential housing complex with the occupancy of the dwelling units contained therein designed and intended for persons 55 years of age or over to the extent permitted by and allowed pursuant to Subsection 6 of Section 4 of Chapter 151B of the General Laws of Massachusetts and 42 USC 3601, et seq, and other applicable laws, and which otherwise is permitted under and complies with the terms and conditions of this Section 7.8

2. Age Restricted Housing Developments may be permitted in the RDO Zoning District upon the granting of a Special Permit by the Dedham Planning Board, subject to the requirements, conditions, and limitations set forth in this Section 7.8.
3. Age Restricted Housing Developments shall be considered a PC Development and permitted as an MNP Special Permit pursuant to Sections 6.3 and 9.4.
4. If such application or project also requires other Special Permits, the Planning Board shall be the Special Permit Granting Authority (SPGA) for all such Special Permits.

**7.8.3 Conditions, Restrictions, and Requirements**

**A. Dimensional Regulations**

1. Dimensional requirements including the number and type of allowable dwelling units shall be determined and specified by the Planning Board in the MNP Special Permit pursuant to Sections ~~6.3, 9.3, and 9.4~~ ~~6.3.1 and 6.3.2.1~~, provided, however, that notwithstanding any other section of the Zoning By-Law to the contrary, the following requirements shall be applicable to an Age Restricted Housing Development:

<b>Minimum Lot Frontage</b>	<b>300 feet</b>
<b>Minimum Lot Area</b>	<b>5 acres</b>
<b>Maximum Floor Area Ratio</b>	<b>1.0</b>
<b>Maximum Height</b>	<b>40 feet except height may increase to 50 feet for buildings and structures located more than 500 feet from an existing single-family residence situated in a residential district and otherwise subject to Sections 4.2.2 and 4.2.3</b>
<b>Minimum Front Yard</b>	<b>20 feet</b>
<b>Minimum Rear Yard</b>	<b>25 feet</b>
<b>Minimum Side Yard</b>	<b><del>20</del>15 feet</b>
<b>Maximum Number of Dwelling Units</b>	<b>30 units per acre</b>

2. At least a portion of the lot on which an Age Restricted Housing Development is situated must be located within 500 feet of a major shopping center, **as measured from property line to property line**. For purposes of this By-Law, a major shopping center shall be defined as a commercial development operated under a common name or scheme and containing a minimum of 50,000 square feet of **gross** floor area dedicated to retail and/or restaurant uses.

## **B. Off-Street Parking and Landscape Requirements**

1. The off-street parking, landscaping, and open space requirements set forth in this Section 7.8.3.B shall be applicable to an Age Restricted Housing Development and shall supersede any contrary or inconsistent requirements set forth elsewhere in this Zoning By-Law.
2. All Age Restricted Housing Developments shall provide 1.35 parking spaces per dwelling unit.
3. Parking spaces in parking garages and decks at Age Restricted Housing Developments shall have a width of nine (9) feet and a length of eighteen (18) feet exclusive of any overhang of a curb or barrier. Parking garages or decks need only provide one two-way access.
4. In lieu of the requirements of Section 5.2.2.1 and 5.2.2.3, a landscaped strip of at least 15 feet shall be provided along the front, rear, and side lot lines of an Age Restricted Housing Development, provided, that any portion of said strip in a wetland resource or buffer may be left in its undisturbed natural condition, and provided, further, that pedestrian sidewalks and vehicular access, including for safety and emergency vehicles, may be allowed within said strip.

## **C. Residency, Affordability, and Local Preference Requirements and Restrictions**

1. **Age Restriction.** The Age Restricted Housing Development shall be subject to an age-restriction as follows: All of the dwelling units at the Age Restricted Housing Development shall be occupied by at least one person who is age fifty five (55) or older (the Qualified Occupant) so long as the provisions of the Housing Laws (defined below), as may be amended, are not violated by such occupancy (the "Age Restriction"). The Age Restriction is intended to be



consistent with and is set forth in order to comply with the Fair Housing Act, 42 USC Section 3601 et seq., as amended, the regulations promulgated thereunder, 24 CFR Subtitle B, Ch. 1, section 100.300 et seq. and G.L. c. 151B, Section 4 (the Housing Laws). This condition shall be incorporated into the Special Permit and lease agreements, if any. This Age Restriction shall be subject to review and approval by the Board and approved as to form by Town Counsel prior to the issuance of a certificate of occupancy for any dwelling unit. Anything herein to the contrary, in the event that a unit under lease ceases to be occupied by a Qualified Occupant and is occupied by a non-Qualified Occupant, the non-Qualified Occupant may continue to occupy the unit for one year beyond the term of any then existing lease. ~~Occupancy in any dwelling unit in an Age Restricted Housing Development shall be limited to person 55 years of age or over, and their spouse or cohabitating partner of any age, to the extent permitted by and allowed pursuant to Subsection 6 of Section 4 of Chapter 151B of the General Laws of Massachusetts and 42 USC 3601, et seq, and other applicable laws, who are able to maintain an active, independent lifestyle without the need for additional, intensive on-site support services.~~

2. A minimum of 10% of the total number of dwelling units in an Age Restricted Housing Development shall be restricted, designated, and dedicated as affordable dwelling units. The affordable dwelling units under this By-Law shall be ~~Local Initiative Program (LIP)~~ Local Action Units developed in compliance with and approved pursuant to the requirements for the same as specified by Commonwealth of Massachusetts Department of Housing and Community Development (DHCD), or successor agency, or (if approved by the Planning Board) affordable dwelling units developed under such additional programs adopted by the Commonwealth of Massachusetts or its agencies. All such affordable dwelling units shall count toward the Town of Dedham's requirements under Sections 20-23 of Chapter 40B of the General Laws of Massachusetts, ~~and shall be listed on pursuant to~~ the Subsidized Housing Inventory (SHI) maintained by DHCD. ~~The developer shall assist the Town in the preparation of any forms required.~~
3. To the extent permitted by applicable law, and after approval by DHCD, otherwise qualified Dedham residents shall have a first opportunity and preference for the affordable dwelling units in an Age Restricted Housing Development. For purposes of this requirement, "Dedham residents" shall be defined as a current Town of Dedham resident (as established through certification by the Dedham Town Clerk based on census, voting registration, or other acceptable evidence), or the parent, child, sibling, spouse, aunt,

nephew, niece, or grandparent of a current Town of Dedham resident, or a current employee of the Town of Dedham.

4. The above requirements and restrictions shall be in place in perpetuity or such maximum time as may be allowed under applicable law. Such requirements and restrictions shall be articulated in the decision of the Planning Board and in such other recordable documents as determined appropriate by the Planning Board.

#### **D. Infrastructure**

- a. **Water and Sewer:** An Age Restricted Housing Development shall be connected to municipal water and sewer. All costs associated with the extension of existing facilities to serve the development shall be borne by the applicant or developer.
- b. **Roads:** All traveled ways within an Age Restricted Housing Development shall be privately maintained with respect to roadway upkeep and snow and ice removal.
- c. **Refuse and Recycling:** Collection and disposal of all refuse and recycling materials will be provided privately.
- d. **Utilities:** To the extent practicable all utilities on the site shall be installed underground.

#### **E. Uses Regulations**

1. Except as provided herein no commercial use and no second principal use shall be allowed on any lot containing an Age Restricted Housing Development.
2. An Age Restricted Housing Development may provide operation and/or supportive services including, but no limited to, local transportation, valet, concierge, food and meals, cafeteria, sale of sundries for personal consumption, third party care services, and similar amenities, provided:
  - a. Such are available to and serve only the residents, guests, and employees of the Age Restricted Housing Development;

- b. Such uses are conducted within and may be entered only from the principal building.
  - c. There is no external evidence of such uses beyond the Age Restricted Housing Development lots.
3. The following accessory uses shall be allowed in connection with an Age Restricted Housing Development:
- a. Parking decks, garages, and lots for the parking of automobiles incidental to the Age Restricted Housing Development. Notwithstanding any provision of the Zoning By-Law to the contrary, parking decks and garages shall be subject to the setback requirements of 7.8.3.A.1.
  - b. Indoor and/or outdoor community and gathering room, spa, lounge, café, or facility for the use by the residents for visiting and welcoming areas, community office space, meetings, functions, and similar uses compatible to an Age Restricted Housing Development.
  - c. Single story buildings to house snow removal, lawn maintenance, and recreational equipment.
  - d. Garages for common use vehicles owned by the operating entity and used in connection with the Age Restricted Housing Development.
  - e. Swimming pools, tennis, shuffleboard, fitness center, and other recreational courts, walking paths, sitting areas, and similar facilities and amenities, provided the same are available to and serve only residents, guests, and employees of the Age Restricted Housing Development.
  - f. Leasing, management, housecleaning, and similar facilities.
  - g. Such other accessory uses as are customarily incidental to and necessary for an Age Restricted Housing Development.

Article 20 - Please refer to the Report of the Planning Board.

## **21. ZONING BY-LAW: AMENDMENTS TO ZONING MAP**

**ARTICLE TWENTY-ONE:** *By Attorney and Town Meeting Representative Peter A. Zahka, II, on behalf of OCW Retail-Dedham, LLC.*

To see if the Town will vote to amend the Zoning Map for the Town of Dedham by changing the following described land from the General Residence (GR) Zoning District to Highway Business (HB) Zoning District:

A certain parcel of land, situated on the easterly side of Providence Highway (Route 1) in the Town of Dedham, County of Norfolk, Commonwealth of Massachusetts and more particularly bounded and described as follows:

Beginning at a point on the easterly line of Providence Highway (Route 1) at the northwest corner of land now or formerly of Lowe's Home Centers Inc., said point being the southwest corner of the herein described parcel; thence

N 13°01'59" E by and over said Providence Highway (Route 1) a distance of two thousand four hundred sixty-one and 74/100 (2,461.74) feet to a point; thence

S 85°17'05" E over and across said Providence Highway (Route 1) and land now or formerly Towne Lynne Co. a distance of eighty and 85/100 (80.85) feet to a point; thence

S 13°01'59" W over and across said land now or formerly of Towne Lynne Co., said Providence Highway (Route 1), and land now or formerly OCW Retail-Dedham, LLC a distance of two thousand four hundred fifty-three and 88/100 (2,453.88) feet to a point at said land now or formerly of Lowe's Home Centers Inc.; thence

S 89°18'01" W along said land now or formerly of Lowe's Home Centers Inc. a distance of eighty-two and 35/100 (82.35) feet to the point of beginning.

The above described parcel of land contains an area of 196,624 Square Feet, more or less, or 4.51 Acres, more or less, and is more particularly shown on a plan entitled "Zoning Map Amendment Exhibit Plan, Providence Highway in Dedham, Massachusetts, Norfolk County," dated January 31, 2018 and prepared by BSC Group, Inc., a copy of which is available for review in the Town Clerk's Office, Town Hall, 26 Bryant Street,

Dedham, MA, or take any other action relative thereto. *Referred to Planning Board for study and report.*

**RECOMMENDATION OF THE PLANNING BOARD:** Voted 4-0 that it be so voted.

Article 21 - Please refer to the Report of the Planning Board.
--

## **22. ZONING BY-LAW: AMENDMENT MIXED USE DEVELOPMENTS**

**ARTICLE TWENTY-TWO:** *By the Economic Development Director.* To see if the Town will vote to amend the Zoning Bylaws by inserting the bold, italicized text and deleting the strikethrough text, as follows:

### 7.4 MIXED USE DEVELOPMENTS

#### 7.4.1 Purpose

The purpose of this bylaw is to:

1. Encourage and allow a mixture of complementary land uses to create economic and social vitality, and to address the housing needs of the Town.
2. Develop mixed-use areas and buildings which are safe, comfortable, and attractive to pedestrians.
3. Provide flexibility in the siting and design of new developments and redevelopments to anticipate changes in the marketplace.
4. Encourage efficient land use by facilitating compact, high-density development and minimizing the amount of land needed for surface parking.

#### 7.4.2 Special Permit Requirement/Special Permit Granting Authority

1. A Mixed Use Development may be allowed only upon issuance of a Special Permit by the Planning Board.
2. If such application or project also requires other Special Permits, the Planning Board shall be the Special Permit Granting Authority (SPGA) for all such Special Permits.

#### 7.4.3 Conditions, Restrictions, and Requirements

**1. Where a Mixed Use Development consists of a single building, the ground floor shall be reserved for commercial and non-residential uses, and the gross floor area of those uses must be at least 10 percent (10%) of the gross floor area of the entire building.**

**2. If approved as a Planned Commercial (PC) Development, a Mixed Use Development may contain residential, commercial, and non-residential uses distributed across multiple buildings—provided that the ground floor of one or more buildings contain commercial and non-residential uses.**

**As part of the Special Permit and site plan review process, the Planning Board shall determine the appropriate amount of gross floor area of the commercial and nonresidential uses as a percentage of the gross floor area of all buildings included in the development.**

**To the greatest extent practical, the development shall include landscaped public spaces configured to promote pedestrian activity and connections between the commercial and residential components of the development and to the surrounding neighborhood and public transportation.**

~~1~~ **3. All dwelling units in a Mixed Use Development shall be located above the ground floor, shall have a separate entrance, and shall not share stairs or hallways with commercial uses, except that a fire escape or exit used only in emergencies may be available at all time to both.**

~~2~~ **4. Each dwelling unit in a Mixed Use Development shall have a complete set of sanitary facilities, cooking, and living space that includes sleeping facilities independent from another dwelling unit in a Mixed Use Development. A Mixed Use Development may share common storage, laundry facilities, and other customary shared facilities located within a Mixed Use Development. Each dwelling unit cannot be less than four hundred (400) square feet and not more than one thousand five hundred (1,500) square feet in total gross floor area, and must meet all occupancy and Building Code requirements. The maximum number and type of allowable residential dwelling units shall be determined by the Planning Board as part of the Special Permit and site plan review process; provided, however, there may not be more than two (2) residential dwelling units in a Mixed Use Development in the LB Zoning District.**

~~3~~ **5. All Mixed Use Development shall provide at least one parking space per dwelling unit. In all zoning districts except the CB Zoning District, Mixed Use Developments shall provide additional parking for the nonresidential uses per the requirements set**

forth in Table 3 (Dedham Parking Table). Mixed Use Developments in the CB Zoning District shall provide such additional parking, if any, for the nonresidential uses as determined by the Planning Board to be sufficient to meet the needs of such Mixed Use Developments, taking into consideration complementary uses and activities having different peak demands, joint parking arrangements, the availability of on-street and public parking, and such other mitigating factors and measures as may be appropriate.

4. 6. A Mixed Use Development in the RDO or HB Zoning District with twelve (12) or more apartments shall have maximum lot coverage of ~~80%~~ **60%** and a maximum floor area ratio of 1.0. In the RDO Zoning District, there shall not be more than thirty (30) apartments located on any lot or on any abutting lots held in common ownership on the date of the adoption of this provision.

#### 7.4.4 Site Plan Review

Applications under this Section 7.4 shall be subject to the provisions of Section 9.5 pertaining to Site Plan Review which, if required, shall be conducted by the Planning Board as part of the Special Permit process.

### SECTION 10.0 DEFINITIONS

#### MIXED USE DEVELOPMENT:

~~A building containing lower floor commercial and other nonresidential uses allowed in the zoning district by right or by special permit with residential dwelling units on upper floors. The gross floor area of the commercial and other nonresidential uses in a Mixed Use Development must be at least 10 percent (10%) of the gross floor area of the entire building.~~ ***Development of a single lot or multiple contiguous lots designed to contain a mix of different, complementary uses—residential, commercial, and other non-residential.*** All Mixed-Use Developments are authorized by a Special Permit issued pursuant to Section 7.4 of this Bylaw.

or take any other action relative thereto. *Referred to Planning Board for study and report.*

**RECOMMENDATION OF THE PLANNING BOARD:** Voted 4-0 that it be indefinitely postponed.

Article 22 - Please refer to the Report of the Planning Board.
--

**23. ZONING AND BY-LAW AMENDMENTS RE: MARIJUANA ESTABLISHMENTS:**

**ARTICLE TWENTY-THREE:** *By the Board of Selectmen.* To see if the Town will vote, in the event that the voters at the Annual Town Election vote “no” on Question Number One (1) on the ballot with respect to establishment of a ban on the locating and operation in the Town of Dedham of so-called recreational marijuana establishments, to amend the General Bylaws to impose reasonable time, place and manner restrictions on the operation in the Town of recreational marijuana establishments, and/or to amend the Zoning Bylaws to impose restrictions on the number or type of recreational marijuana establishments that may be operated in the Town or extend the Zoning Moratorium approved under Article 18 of the 2017 Spring Annual Town Meeting all consistent with the provisions of G.L. c.94G, §3, with such general and/or zoning bylaw amendment(s) to be placed on file with the Town Clerk, or take any other action relative thereto. *Referred to By Law Review Committee, Finance and Warrant Committee and Planning Board for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** Voted 7-0-1 that it be indefinitely postponed

Article 23. No action is required.
------------------------------------

**24. BY-LAW AMENDMENT: FALSE ALARMS**

**ARTICLE TWENTY-FOUR:** *By the Chief of Police.* To see if the Town will vote to amend Chapter 106 (Alarm Systems) of the General Bylaws, as follows:

Section 106-1 (Definitions) – Under the definition of “False Alarm”, delete section A(2) in its entirety and replace with the following:

Any signal or oral communication transmitted to the Police Department requesting or requiring, and resulting in, a response on the part of the Police Department when in fact there has been no unauthorized intrusion, robbery, or burglary, or attempted threat.

Section 106-1 (Definitions) – Under False Alarm definitions, add a new section A(3), as follows:

Notwithstanding sections A(1) and A(2), for purposes of this bylaw, the term “false alarm” shall not include situations where the party requesting or requiring



a police response in relation to an alarm system activation subsequently cancels the request in time for dispatch to recall the responding officer prior to arrival.

Section 106-3 (False Alarms; fines) – delete sections A(2) and A(3),

or take any other action relative thereto. *Referred to By Law Review Committee and Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** Voted 7-1 that it be so voted so that subsection (A) of Section 106-3 (False Alarms; Fines) will provide as follows:

Upon receipt of three or more false alarms within a calendar year the Police Chief may order the user to discontinue the use of the alarm

Article 24 provides for updates to the false alarm section of the General Bylaws.

**25. PROPOSED LEGISLATION: AN ACT PROPOSING A BINDING REFERENDUM FOR CAPITAL PROJECTS IN EXCESS OF \$15,000,000**

**ARTICLE TWENTY-FIVE:** *By the Town Manager at the request of Finance and Warrant Committee Members Cecilia Emery Butler and Susan Carney.* To see if the Town will vote to authorize the Board of Selectmen to petition the General Court for special legislation to amend the Town Charter, Article 2 Representative Town Meeting, to provide that any Capital Project having a cost of \$15,000,000 or more, regardless of the sources of funding and after a favorable vote of Town Meeting, shall be put before the voters of Dedham for a binding vote of approval, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** Voted 5-3 that it be indefinitely postponed.

Article 26 would propose legislation that would authorize a binding referendum question be presented to the voters for major capital projects in excess of \$15,000,000.

**26. ACCEPTANCE OF STATUE RE: EFFECT OF MILITARY SERVICE ON SALARY, ETC., FOR PUBLIC EMPLOYEES**

**ARTICLE TWENTY-SIX:** *By Selectman James A. MacDonald.* To see if the Town will vote to accept the provisions of G.L. c. 33, section 59, Effect of Military Service on Salary,

Seniority and Leave of Allowances of Public Employees, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** Voted 6-1-1 that it be so voted.

Article 26 would ensure that an individual in the service of the armed forces is entitled to receive pay without loss of ordinary remuneration as a public employee, as provided in G.L. c. 33, section 59.

**27. ACCEPTANCE OF QUARRY ROAD**

**ARTICLE TWENTY-SEVEN:** *By the Director of Engineering.* To see if the Town will vote to accept as a public town way Quarry Road as laid out by the Board of Selectmen in approximately the location shown on the plan entitled: "Street Acceptance Plan" as prepared by Civil View, Inc., dated June 22, 2017, a copy of said plan having been placed on file with the Town Clerk; and further to authorize the Board of Selectmen to acquire, by gift, purchase or eminent domain, such interests in land as are necessary to provide for the use and maintenance of said way for all purposes for which public ways are used in the Town of Dedham, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** Voted 6-1-1 that it be so voted.

Article 27 would authorize the Town to proceed in accepting/constructing Quarry Road as a public way in Dedham.

**28. PROPOSAL TO CREATE A COMMITTEE TO RESEARCH AND EVALUATE SOFTWARE PROGRAMS**

**ARTICLE TWENTY-EIGHT:** *By Town Meeting Member Carmen E. Dello Iacono, Jr.* To see if the Town will vote to create a committee to research and evaluate software programs needed to move the Town in the direction of online permitting, payments, and data integration between departments and existing Town software. Said committee will be made up with one (1) member from each department listed below and two (2) members at-large appointed by the Town Manager. The at-large members shall have experience with system and or enterprise architecture with knowledge of "cloud first" strategies. Said committee will submit their selected software to the Town Manager with the funding amount for the Fall 2018 Annual Town Meeting.

Committee Members: One (1) member from the Town Clerk's Office; One (1) member from the Building Department; One (1) member from the Department of Public Works; One (1) member from the Engineering Department; One (1) member from the Planning Department and Two (2) members At-Large, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** That it be indefinitely postponed.

Article 28 would create a committee to research and evaluate software programs for online permitting.

**29. PROPOSAL TO PETITION THE GENERAL COURT RE: INCREASE IN FINE(S)**

**ARTICLE TWENTY-NINE:** *By Town Meeting Representative Steve Heaslip.* To see if the Town will vote to petition the General Court to amend M.G.L. Chapter 40 Section 21 by increasing the maximum fine allowed from \$300 to \$5,000. The Legislature may reasonably vary the form and substance of the requested legislation subject to the approval of the Board of Selectmen who are hereby authorized to approve amendments within the scope of the general public objectives of this petition, or take any other action relative thereto. *Referred to Finance and Warrant Committee for study and report.*

**RECOMMENDATION OF THE FINANCE AND WARRANT COMMITTEE:** That it be indefinitely postponed.

Article 29 would propose special legislation that would authorize an increase in the maximum fines allowed under M.G.L. Chapter 40 Section 21.



# APPENDICES



## **Robin Reyes Fund Update May 2018**

James A. MacDonald, Chairman  
Brendan G. Keogh, Vice Chairman  
Michael L. Butler  
Dennis J. Teehan, Jr.  
Dennis J. Guilfoyle

James A. Kern  
Town Manager

Nancy A. Baker  
Assistant Town Manager



**TOWN OF DEDHAM**  
Board of Selectmen

DEDHAM TOWN HALL  
26 BRYANT STREET  
P.O. BOX 306  
DEDHAM, MA 02027

TEL (781) 751-9100  
FAX (781) 751-9109  
TDD (781) 326-4946

WEB SITE  
[www.dedham-ma.gov](http://www.dedham-ma.gov)

May 2018

Dear Town Meeting Representative:

The purpose of this letter is to summarize for town meeting representatives and residents the first 9 years of the Robin Reyes Major Capital Facilities Stabilization Fund and to explain the Town Manager's proposal for the next decade.

### **BACKGROUND**

The fund was established by a vote of Town Meeting in November, 2009. At that same meeting, local option excise taxes for meals and hotel room occupancy were also adopted effective January 1 2010, proceeds from which would be deposited in the fund with the understanding that they be used solely for major "bricks and mortar" building projects. The taxes were not intended for operational budget expenses. The 2009 Master Plan (Chapter 10) recommended that a revenue stream be identified to support rebuilding the Town's aging buildings.

The main purpose of the Fund is to reduce the town's need to adopt debt exclusions to pay for new buildings. Debt exclusions, subject to voter approval, allow a town to temporarily raise taxes to pay for specified purposes. For example, the Middle School and Avery School were funded by debt exclusions. In 2011 a committee formed by Selectmen published a policy that guides the use of the Fund.

At the recommendation of the Finance Department tax receipts were allowed to accumulate from 2010 to 2014 and no funds were disbursed. This allowed the town to better understand the amount of taxes that would be raised before moving ahead with major projects.

Town Meeting approved the first appropriation for FY 2015. Each year since, money has been disbursed from the fund to pay for building projects, which means the cost has been borne by the local option taxes, not the property tax. The Fund has enabled the town to invest in the Early Childhood Education Center, the new Town Hall and Senior Center and the Police and Fire Building. Paying for these buildings did not require any debt exclusions.

In the years since adoption, Dedham has gained valuable insights into planning for replacing its aging buildings and developing a sustainable financing mechanism. The local taxes have helped the town catch up after years of underinvestment. Over time, these taxes are projected to pay for slightly more than half of the cost of building projects. We have learned that it is a more

important source of tax revenue than originally estimated but it is not by any means an unlimited source. We believe it is being used for its intended purpose and have used it to the town's advantage especially with the town's AAA credit rating and at a time of historically low interest rates.

APPROPRIATIONS AND REVENUES

Table 1 is a summary of appropriations to pay annual debt service and the impact on the average residential tax payer, as calculated by the Assessing Department.

Table 1

Fiscal Year	Description	Amount per Town Mtg. Warrant	Favorable Impact on Average Residential Tax Bill Calculated by Assessing Dept.
2015	Ames Renovation Project	\$ 59,097	\$ 4.02
2016	Ames Renovation Project	\$ 345,020	\$ 29.42
2017	Ames Renovation Project Early Childhood Educ Ctr	\$1,890,170	\$152.43
2018	Ames Renovation Project Early Childhood Educ Ctr	\$1,696,445	\$137.41
<i>2019 proposed</i>	Ames Renovation Project ECEC & Public Safety Bldg.	\$3,164,633	\$258.71 (\$3,864,633-700,000) = \$3,164,633

Table 2 is a history of annual revenues from the meals and hotel taxes that were allocated to the RR Fund:

Table 2

Fiscal Year	Room Tax	Meals Tax	Total
2010	86,369	300,745	387,114
2011	314,893	697,114	1,012,007
2012	353,814	816,273	1,170,087
2013	376,039	813,339	1,189,378
2014	395,462	828,669	1,224,131
2015	697,920	860,025	1,557,945
2016	992,481	870,317	1,862,798
2017	1,211,234	862,982	2,074,216

The room tax needs further explanation. Prior to 2010 there was a 4% local tax, revenues from which flowed into the town's General Fund and then used in the operating budget. The additional 2% local option tax took effect January 2010, bringing the total room occupancy tax to 6%. This additional 2% went entirely into the RR Fund. The original 4% continued to flow into the General Fund through FY2014. There was a change in FY2015. In FY2015 1% of the 4% was moved into the RR Fund; in FY16 2% was moved; in FY17 3% was moved, and finally in FY18 (this year) all room tax money (the entire 6%) is flowing into the RR Fund. The entire 0.75% meals tax has always gone into the RR Fund. A prolonged economic recovery has also helped



substantially. The fund does earn a small amount of interest each year. The town expects FY18 revenue to be approximately \$2,300,000. For planning purposes, future growth is projected at 2% per year. Please note that at June 30, 2017 the balance in the RR Fund was \$9,302,363 (per FY2017 CAFR).

#### PLAN FOR THE FUTURE

While it is difficult to predict the future with certainty, it is good management practice to regularly update our forecast of revenues and investments. For the past three years the Town Manager, along with the Finance Director and Treasurer/Collector, has been refining the plans and looking further into the future. With the 3 projects underway the debt service can be readily forecasted. As mentioned in previous discussions another school project will be on the horizon, with debt service assumed to begin in FY2029, although there is some flexibility in this timing. Taken together these 4 projects require about \$6.0 MM debt service beginning in FY2029, as shown in Table 3. By then revenue from the meals and hotel taxes are estimated at \$3.0 MM. We propose to make up the difference incrementally beginning in FY19. Each year thereafter we would slightly increase the funding from general revenue to support the building program. This avoids abrupt sizeable changes to the budget and would further reduce the need for any debt exclusions. We have identified one source of the funds needed for this supplement. After 11 years of investment, the town has caught up with road repairs. Beginning in FY19 the annual investment can be lowered to a level that will still maintain our roads in a state of good repair, and the freed-up cash shifted to buildings. Charts 1 and 2 present information on debt service and the source of funds in graphical format.

It is hoped that residents more fully understand the benefits and impact of the first nine years of the RR fund. It has been a vital tool to support town investments in buildings. Town Meeting, town staff and elected officials have abided by the commitment that the fund be used solely for “bricks and mortar”. This is the key reason for the program’s success. This discipline provides a significant level of financial flexibility that the Town might not have otherwise.

Sincerely,

James Kern  
Town Manager

Table 3

TOWN OF DEDHAM												
PRO FORMA MAJOR BUILDING FUNDING												
MAJOR CAPITAL STABILIZATION FUND												
Estimates for Planning Purposes only - April 2018												
Funding Sources						Building Projects Debt Service						Stabilization Fund
FY	Local Option Taxes	Hotel	Road/Other Capital	Total	New	Town Hall	ECEC	Public Safety 1	Public Safety 2	Next School	Total	Balance
2017	\$ 887,723	\$1,264,275	\$ -	\$ 2,151,998	\$ 1,659,987			\$ -		\$ -	\$1,659,987	\$ 9,302,363
2018	\$ 905,478	\$1,548,091	\$ -	\$ 2,453,569	\$ 1,648,195			\$ -		\$ -	\$1,648,195	\$ 10,107,737
2019	\$ 923,587	\$1,579,053	\$ 700,000	\$ 3,202,640	\$ 1,627,745	\$ 1,358,017	\$ 1,064,427				\$4,050,189	\$ 9,260,189
2020	\$ 942,059	\$1,610,634	\$ 1,000,000	\$ 3,552,693	\$ 1,606,570	\$ 1,337,201	\$ 1,041,000				\$3,984,771	\$ 8,828,111
2021	\$ 960,900	\$1,642,847	\$ 1,250,000	\$ 3,853,747	\$ 1,584,270	\$ 1,305,251	\$ 1,016,000	\$ 1,631,140			\$5,536,661	\$ 7,145,197
2022	\$ 980,118	\$1,675,704	\$ 1,250,000	\$ 3,905,822	\$ 1,560,120	\$ 1,273,302	\$ 991,000	\$ 1,631,140			\$5,455,562	\$ 5,595,457
2023	\$ 999,721	\$1,709,218	\$ 1,500,000	\$ 4,208,939	\$ 1,518,570	\$ 1,241,751	\$ 966,000	\$ 1,631,140			\$5,357,461	\$ 4,446,935
2024	\$1,019,715	\$1,743,402	\$ 1,500,000	\$ 4,263,117	\$ 1,477,020	\$ 1,210,001	\$ 941,000	\$ 1,631,140			\$5,259,161	\$ 3,450,891
2025	\$1,040,109	\$1,778,270	\$ 1,750,000	\$ 4,568,380	\$ 1,436,145	\$ 1,178,251	\$ 916,000	\$ 1,631,140			\$5,161,536	\$ 2,857,735
2026	\$1,060,912	\$1,813,836	\$ 1,750,000	\$ 4,624,747	\$ 1,402,605	\$ 1,146,501	\$ 891,000	\$ 1,631,140			\$5,071,246	\$ 2,411,236
2027	\$1,082,130	\$1,850,112	\$ 2,000,000	\$ 4,932,242	\$ 1,375,213	\$ 1,114,751	\$ 866,000	\$ 1,631,140			\$4,987,103	\$ 2,356,375
2028	\$1,103,772	\$1,887,115	\$ 2,250,000	\$ 5,240,887	\$ 1,347,160	\$ 1,089,351	\$ 846,000	\$ 1,631,140			\$4,913,651	\$ 2,683,611
2029	\$1,125,848	\$1,924,857	\$ 2,500,000	\$ 5,550,705	\$ 1,323,885	\$ 1,066,301	\$ 831,000	\$ 1,631,140			\$6,048,495	\$ 2,185,820
2030	\$1,148,365	\$1,963,354	\$ 2,500,000	\$ 5,611,719	\$ 1,299,885	\$ 1,043,955	\$ 817,500	\$ 1,631,140			\$5,988,649	\$ 1,808,890
2031	\$1,171,332	\$2,002,621	\$ 2,500,000	\$ 5,673,953	\$ 1,274,435	\$ 1,021,141	\$ 803,000	\$ 1,631,140			\$5,925,885	\$ 1,556,958
2032	\$1,194,759	\$2,042,674	\$ 2,500,000	\$ 5,737,432	\$ 1,247,315	\$ 998,091	\$ 788,000	\$ 1,631,140			\$5,860,715	\$ 1,433,675
2033	\$1,218,654	\$2,083,527	\$ 2,500,000	\$ 5,802,181	\$ 1,219,975	\$ 974,805	\$ 772,500	\$ 1,631,140			\$5,794,589	\$ 1,441,267
2034	\$1,243,027	\$2,125,198	\$ 2,500,000	\$ 5,868,225	\$ 1,191,910	\$ 955,403	\$ 756,750	\$ 1,631,140			\$5,731,372	\$ 1,578,119
2035	\$1,267,888	\$2,167,702	\$ 2,500,000	\$ 5,935,589	\$ 1,163,120	\$ 935,883	\$ 740,750	\$ 1,631,140			\$5,667,062	\$ 1,846,646
2036	\$1,293,245	\$2,211,056	\$ 2,500,000	\$ 6,004,301	\$ 771,400	\$ 915,245	\$ 724,500	\$ 1,631,140			\$5,238,454	\$ 2,612,492

Chart 1

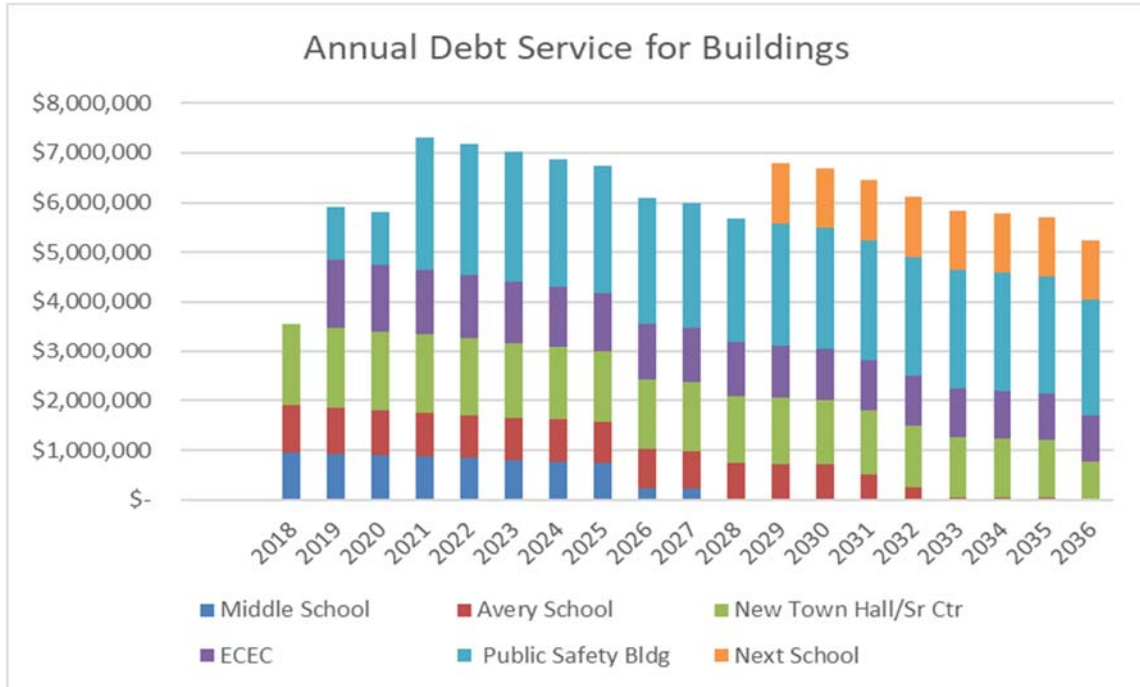
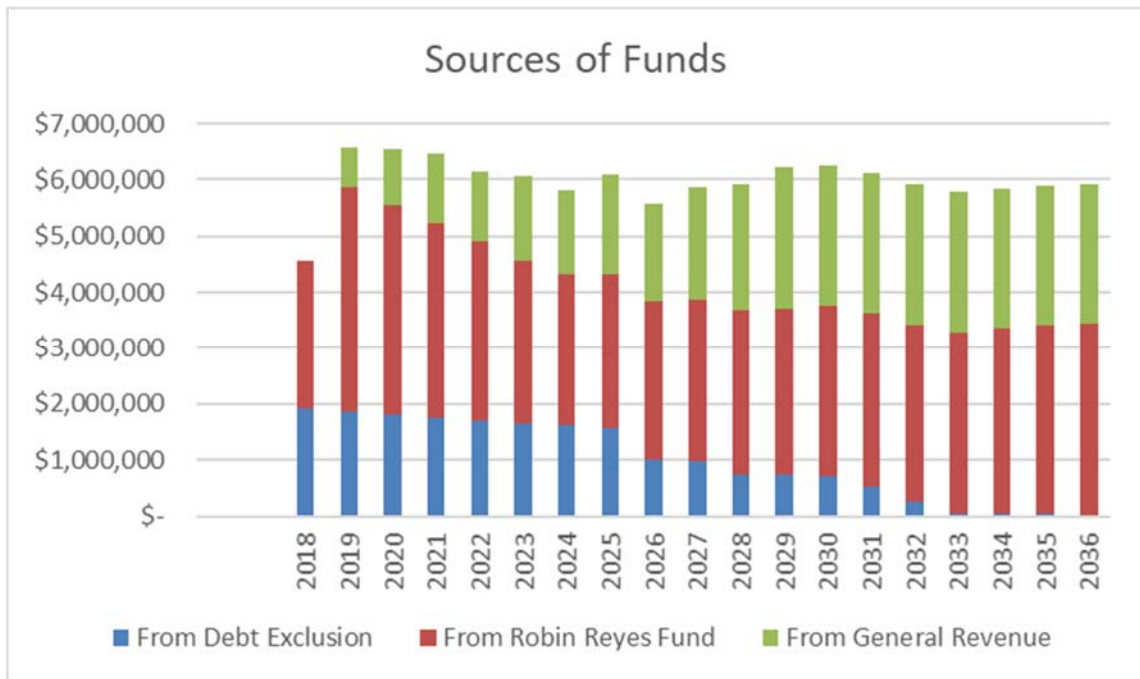


Chart 2



## **FULL-TIME EQUIVELENT POSITIONS**

<b>DEDHAM FTE's</b>	<b>FY2014</b>	<b>FY2015</b>	<b>FY2016</b>	<b>FY2017</b>	<b>FY2018</b>	<b>FY2019</b>
	<b>Actual</b>	<b>Actual</b>	<b>Actual</b>	<b>Actual</b>	<b>Actual</b>	<b>Request</b>
Administration	35.5	35.7	33.0	32.6	32.2	32.2
Public Safety	141.0	141.0	141.0	145.0	145.0	145.0
Public Works	28.0	28.0	28.0	28.0	28.0	28.4
Combined Facilities	32.5	32.5	32.5	33.5	35.5	38.8
Health & Human Services	13.8	13.8	13.6	13.3	13.3	13.7
Culture & Recreation	27.1	27.5	27.5	27.5	28.7	28.0
Education	515.0	486.2	490.3	500.7	493.9	495.6
	<b>792.8</b>	<b>764.6</b>	<b>765.9</b>	<b>780.6</b>	<b>776.6</b>	<b>781.7</b>

Changes in FTE's		<b>(28.3)</b>	<b>1.3</b>	<b>14.7</b>	<b>(4.0)</b>	<b>5.1</b>
FTE's per Capita	<b>32.1</b>	<b>33.2</b>	<b>33.3</b>	<b>32.4</b>	<b>32.5</b>	<b>32.3</b>

<b>FTE's BY POSITION</b>	<b>FY2014</b>	<b>FY2015</b>	<b>FY2016</b>	<b>FY2017</b>	<b>FY2018</b>	<b>FY2019</b>
	<b>Actual</b>	<b>Actual</b>	<b>Actual</b>	<b>Actual</b>	<b>Actual</b>	<b>Request</b>

### **TOWN MANAGER**

Town Manager	1.00	1.00	1.00	1.00	1.00	1.00
Assistant Town Manager	1.00	1.00	1.00	1.00	1.00	1.00
Assistant to Administration	1.00	1.00	1.00	1.00	1.00	1.00
Administrative Assistant II	1.00	1.00	1.00	1.00	1.00	1.00
	<b>4.00</b>	<b>4.00</b>	<b>4.00</b>	<b>4.00</b>	<b>4.00</b>	<b>4.00</b>

### **FINANCE DEPARTMENT**

Director of Finance	1.00	1.00	1.00	1.00	1.00	1.00
Treasurer/Collector	1.00	1.00	1.00	1.00	1.00	1.00
Assistant Director of Finance	1.00	1.00	1.00	-	-	-
Town Accountant	1.00	1.00	1.00	1.00	1.00	1.00
ISA Specialist	-	-	-	1.00	1.00	1.00
Director of Technology	1.00	1.00	-	-	-	-
Asst Director of Technology	1.00	1.00	-	-	-	-
Financial Analyst	1.00	1.00	-	-	-	-
Assistant Treasurer	1.00	1.00	1.00	1.00	1.00	1.00
Assistant Collector	-	-	1.00	1.00	1.00	1.00
Senior Finance Clerk	-	-	-	1.00	1.00	1.00
Senior Accounting Clerk	2.00	2.00	2.00	1.00	1.00	1.00
Senior Tax Clerk	3.00	3.00	2.00	2.00	2.00	2.00
Payroll Coordinator	1.00	1.00	1.00	1.00	1.00	1.00
	<b>14.00</b>	<b>14.00</b>	<b>11.00</b>	<b>11.00</b>	<b>11.00</b>	<b>11.00</b>

<b>FTE's BY POSITION</b>	<b>FY2014 Actual</b>	<b>FY2015 Actual</b>	<b>FY2016 Actual</b>	<b>FY2017 Actual</b>	<b>FY2018 Actual</b>	<b>FY2019 Request</b>
--------------------------	--------------------------	--------------------------	--------------------------	--------------------------	--------------------------	---------------------------

**ASSESSING**

Director of Assessments	1.00	1.00	1.00	1.00	1.00	1.00
Assistant Director	1.00	1.00	1.00	1.00	1.00	1.00
Assessing Specialist	3.00	3.00	3.00	3.00	3.00	3.00
Other Assessing Personnel	0.96	0.96	0.96	-	-	-
	<b>5.96</b>	<b>5.96</b>	<b>5.96</b>	<b>5.00</b>	<b>5.00</b>	<b>5.00</b>

**HUMAN RESOURCES**

Director of Human Resources	1.00	1.00	1.00	1.00	1.00	1.00
Benefit Coordinator	1.00	1.00	1.00	1.00	1.00	1.00
Administrative Assistant	-	0.20	0.50	1.00	1.00	1.00
	<b>2.00</b>	<b>2.20</b>	<b>2.50</b>	<b>3.00</b>	<b>3.00</b>	<b>3.00</b>

**TOWN CLERK**

Town Clerk	1.00	1.00	1.00	1.00	1.00	1.00
Assistant Town Clerk	1.00	1.00	1.00	1.00	1.00	1.00
Admin Assistant II	2.00	2.00	2.00	2.00	2.00	2.00
	<b>4.00</b>	<b>4.00</b>	<b>4.00</b>	<b>4.00</b>	<b>4.00</b>	<b>4.00</b>

**CONSERVATION COMMISSION**

Conservation Agent	0.50	0.50	0.54	0.64	0.64	0.64
Admin & Social Media Coordinator	1.00	1.00	1.00	1.00	1.00	1.00
	<b>1.50</b>	<b>1.50</b>	<b>1.54</b>	<b>1.64</b>	<b>1.64</b>	<b>1.64</b>

**ENVIRONMENTAL**

Environmental Coordinator	1.00	1.00	1.00	1.00	0.60	0.60
	<b>1.00</b>	<b>1.00</b>	<b>1.00</b>	<b>1.00</b>	<b>0.60</b>	<b>0.60</b>

**PLANNING BOARD**

Town Planner	1.00	1.00	1.00	1.00	1.00	1.00
Admin Assistant I	1.00	1.00	1.00	1.00	1.00	1.00
	<b>2.00</b>	<b>2.00</b>	<b>2.00</b>	<b>2.00</b>	<b>2.00</b>	<b>2.00</b>

**ECONOMIC DEVELOPMENT**

Economic Development Director	1.00	1.00	1.00	1.00	1.00	1.00
	<b>1.00</b>	<b>1.00</b>	<b>1.00</b>	<b>1.00</b>	<b>1.00</b>	<b>1.00</b>

**POLICE**

Chief of Police	1.00	1.00	1.00	1.00	1.00	1.00
Assistant Chief of Police	-	-	-	-	1.00	1.00
Lieutenant	4.00	4.00	4.00	4.00	3.00	3.00
Sergeant	9.00	9.00	9.00	9.00	9.00	9.00
Patrol Officers	46.00	46.00	46.00	45.00	45.00	45.00
Civilians	2.00	2.00	2.00	3.00	3.00	3.00
Animal Control Officer	1.00	1.00	1.00	1.00	1.00	1.00
	<b>63.00</b>	<b>63.00</b>	<b>63.00</b>	<b>63.00</b>	<b>63.00</b>	<b>63.00</b>

<b>FTE's BY POSITION</b>	<b>FY2014 Actual</b>	<b>FY2015 Actual</b>	<b>FY2016 Actual</b>	<b>FY2017 Actual</b>	<b>FY2018 Actual</b>	<b>FY2019 Request</b>
--------------------------	--------------------------	--------------------------	--------------------------	--------------------------	--------------------------	---------------------------

<b>FIRE</b>						
Fire Chief	1.00	1.00	1.00	1.00	1.00	1.00
Deputy Chief	4.00	4.00	4.00	4.00	4.00	4.00
Captains	-	-	-	-	-	5.00
Lieutenant	13.00	13.00	13.00	13.00	13.00	8.00
Firefighter	44.00	44.00	44.00	48.00	48.00	48.00
Administrative Assistant	1.00	1.00	1.00	1.00	1.00	1.00
	<b>63.00</b>	<b>63.00</b>	<b>63.00</b>	<b>67.00</b>	<b>67.00</b>	<b>67.00</b>

<b>DISPATCH</b>						
Dispatch Supervisor	1.00	1.00	1.00	1.00	1.00	1.00
Civilian Dispatchers	8.00	8.00	8.00	8.00	8.00	8.00
	<b>9.00</b>	<b>9.00</b>	<b>9.00</b>	<b>9.00</b>	<b>9.00</b>	<b>9.00</b>

<b>BUILDING</b>						
Building Commissioner	1.00	1.00	1.00	1.00	1.00	1.00
Assistant Building Inspector	1.00	1.00	1.00	1.00	1.00	1.00
Code Enforcement Officer/Sealer	1.00	1.00	1.00	1.00	1.00	1.00
Electrical Inspector	1.00	1.00	1.00	1.00	1.00	1.00
Plumbing & Gas Inspector	1.00	1.00	1.00	1.00	1.00	1.00
Senior Clerk	1.00	1.00	1.00	1.00	1.00	1.00
	<b>6.00</b>	<b>6.00</b>	<b>6.00</b>	<b>6.00</b>	<b>6.00</b>	<b>6.00</b>

<b>ENGINEERING</b>						
Town Engineer	1.00	1.00	1.00	1.00	1.00	1.00
Infrastructure Engineer	1.00	1.00	1.00	1.00	1.00	1.00
GIS Manager	1.00	1.00	1.00	1.00	1.00	1.00
GIS Specialist	-	-	-	-	-	1.00
Project Engineer	1.00	1.00	1.00	1.00	1.00	0.43
Administrative Assistant	1.00	1.00	1.00	1.00	1.00	1.00
	<b>5.00</b>	<b>5.00</b>	<b>5.00</b>	<b>5.00</b>	<b>5.00</b>	<b>5.43</b>

<b>PUBLIC WORKS</b>						
Director of Public Works	1.00	1.00	1.00	1.00	1.00	1.00
Administrative Assistant	1.00	1.00	1.00	1.00	1.00	1.00
Highway Superintendent	1.00	1.00	1.00	1.00	1.00	1.00
Cemetery Superintendent	1.00	1.00	1.00	1.00	1.00	1.00
Public Works Forman	4.00	4.00	4.00	4.00	4.00	4.00
Working Forman Motor Equipment	1.00	1.00	1.00	1.00	1.00	1.00
Special Motor Equipment Operator	11.00	11.00	11.00	11.00	11.00	11.00
Heavy Motor Equipment Operator	1.00	1.00	1.00	1.00	1.00	1.00
Motor Equipment Repairman	2.00	2.00	2.00	2.00	2.00	2.00
	<b>23.00</b>	<b>23.00</b>	<b>23.00</b>	<b>23.00</b>	<b>23.00</b>	<b>23.00</b>

<b>FTE's BY POSITION</b>	<b>FY2014 Actual</b>	<b>FY2015 Actual</b>	<b>FY2016 Actual</b>	<b>FY2017 Actual</b>	<b>FY2018 Actual</b>	<b>FY2019 Request</b>
--------------------------	--------------------------	--------------------------	--------------------------	--------------------------	--------------------------	---------------------------

**FACILITIES - TOWN**

Custodians	4.00	4.00	4.00	4.00	5.00	7.00
HVAC	-	-	-	-	1.00	1.00
	<b>4.00</b>	<b>4.00</b>	<b>4.00</b>	<b>4.00</b>	<b>6.00</b>	<b>8.00</b>

**FACILITIES - SCHOOL**

Director of Facilities	1.00	1.00	1.00	1.00	1.00	1.00
Building Maintenance Supervisor	1.00	1.00	1.00	1.00	1.00	1.00
Custodians	22.50	22.50	22.50	22.50	22.50	23.75
Tradesman	4.00	4.00	4.00	4.00	4.00	4.00
Administration	-	-		1.00	1.00	1.00
	<b>28.50</b>	<b>28.50</b>	<b>28.50</b>	<b>29.50</b>	<b>29.50</b>	<b>30.75</b>

**BOARD OF HEALTH**

Health Director	1.00	1.00	1.00	1.00	1.00	1.00
Assistant Health Director	1.00	1.00	1.00	1.00	1.00	1.00
Administrator Assistant	1.00	1.00	1.00	0.51	0.51	0.51
Health Inspector	-	-	-	1.00	1.00	1.00
Public Health Nurse	1.00	1.00	1.00	1.00	1.00	1.00
	<b>4.00</b>	<b>4.00</b>	<b>4.00</b>	<b>4.51</b>	<b>4.51</b>	<b>4.51</b>

**COUNCIL ON AGING**

Council on Aging \Director	1.00	1.00	1.00	1.00	1.00	1.00
Assistant to Director	1.00	1.00	1.00	1.00	1.00	1.00
Outreach Coordinator	1.00	1.00	1.00	1.00	1.00	1.00
Vehicle Driver	0.75	0.75	0.75	0.75	0.75	0.75
	<b>3.75</b>	<b>3.75</b>	<b>3.75</b>	<b>3.75</b>	<b>3.75</b>	<b>3.75</b>

**YOUTH COMMISSION**

Youth Commission Director	1.00	1.00	1.00	1.00	1.00	1.00
Youth Services Counselor	1.00	1.00	1.00	1.00	1.00	1.00
Youth Coordinator	1.00	1.00	1.00	1.00	1.00	1.00
Admin Assistant 2	1.00	1.00	1.00	1.00	1.00	1.00
	<b>4.00</b>	<b>4.00</b>	<b>4.00</b>	<b>4.00</b>	<b>4.00</b>	<b>4.00</b>

**VETERANS SERVICES**

Veteran Service Officer	1.00	1.00	1.00	1.00	1.00	1.00
Admin Asst II	1.00	1.00	0.80	-	-	0.43
	<b>2.00</b>	<b>2.00</b>	<b>1.80</b>	<b>1.00</b>	<b>1.00</b>	<b>1.43</b>

<b>FTE's BY POSITION</b>	<b>FY2014 Actual</b>	<b>FY2015 Actual</b>	<b>FY2016 Actual</b>	<b>FY2017 Actual</b>	<b>FY2018 Actual</b>	<b>FY2019 Request</b>
--------------------------	--------------------------	--------------------------	--------------------------	--------------------------	--------------------------	---------------------------

<b>LIBRARY</b>						
Library Director	1.00	1.00	1.00	1.00	1.00	1.00
Assistant Director for Administration	1.00	1.00	1.00	1.00	1.00	1.00
Librarians	5.00	5.00	5.00	5.00	5.00	5.00
Managers	1.00	1.00	1.00	2.00	2.00	2.00
CAPs	-	-	-	-	1.49	1.49
Library Assistants	5.10	5.50	5.50	5.50	5.43	6.72
Pages	1.60	1.60	1.60	0.60	0.40	0.40
Custodians	2.00	2.00	2.00	2.00	2.00	-
	<b>16.70</b>	<b>17.10</b>	<b>17.10</b>	<b>17.10</b>	<b>18.32</b>	<b>17.61</b>

<b>PARKS &amp; RECREATION</b>						
Parks & Recreation Director	1.00	1.00	1.00	1.00	1.00	1.00
Asst Parks & Rec Director	1.00	1.00	1.00	1.00	1.00	1.00
Swimming Pool Director	1.00	1.00	1.00	1.00	1.00	1.00
Working Foreman	1.00	1.00	1.00	1.00	1.00	1.00
Special Motor Equipment Oper	3.00	3.00	3.00	3.00	3.00	3.00
Administrative Assistant I	1.00	1.00	1.00	1.00	1.00	1.00
	<b>8.00</b>	<b>8.00</b>	<b>8.00</b>	<b>8.00</b>	<b>8.00</b>	<b>8.00</b>

<b>ENDICOTT ESTATE</b>						
Endicott Estate Director	1.00	1.00	1.00	1.00	1.00	1.00
Event Planner	1.00	1.00	1.00	1.00	1.00	1.00
Event Coordinator	0.40	0.40	0.40	0.40	0.40	0.40
	<b>2.40</b>	<b>2.40</b>	<b>2.40</b>	<b>2.40</b>	<b>2.40</b>	<b>2.40</b>

<b>All FTE's</b>	<b>277.81</b>	<b>278.41</b>	<b>275.55</b>	<b>279.90</b>	<b>282.72</b>	<b>286.12</b>
------------------	---------------	---------------	---------------	---------------	---------------	---------------

## **MUNICIPAL FINANCE TERMINOLOGY**

The following terms are frequently used in the Annual Town Report and at Town Meeting. Definitions are provided in order to provide an understanding of their meaning:

**FREE CASH:** The amount certified annually by the State Bureau of Accounts by deducting from Surplus Revenue (formally the "Unreserved Fund Balance" or "Excess and Deficiency") all uncollected taxes of prior years. Surplus Revenue is the amount by which the cash accounts receivable and other assets of the Town exceed the liabilities and reserves. Surplus revenues build up mainly from unexpended balances of general appropriations and from excess receipts from non-tax sources (Local Receipts) over estimated receipts. Free Cash may be appropriated by vote of the Town Meeting.

**OTHER AVAILABLE FUNDS:** Certain receipts, when received by the Town, must be set aside and reserved for particular appropriation. These include the Endicott Estate Receipts, Sale of



Cemetery Lots and Graves, and Parking Meter Receipts. In addition, funds from the Overlay Surplus (the accumulated amount of the overlay for various years not used or required to be held in the overlay account) may be used by a town to offset budget requests for the next year. Also, all unused balances from prior years' Special Article Appropriations may be transferred to meet a new appropriation.

**CHERRY SHEET:** Named for the cherry colored paper on which the Massachusetts Department of Revenue traditionally has printed it, listing the amounts of state and county assessments, as well as the estimated state distribution (State Aid).

**RESERVE FUND:** This fund is established by the Town Meeting and may be composed of (a) an appropriation (not exceeding 5% of last year's levy), (b) money transferred from existing accounts or funds, or (c) both. The Reserve Fund amounts to an omnibus appropriation, to be transferred by vote of the Finance Committee for extraordinary or unforeseen expenditures where the Committee decides such expenditures would be approved by Town Meeting. "Extraordinary" covers items, which are not in the usual line, or are great or exceptional. "Unforeseen" includes items, which were unforeseen at the time of the Town Meeting, when appropriations were voted.

**GENERAL STABILIZATION FUND:** This fund serves as a general financial reserve for the Town. Money may be appropriated to the Fund up to ten percent of the preceding year's tax levy, but the Fund may not exceed ten percent of the total tax valuation of the Town. The Fund may be used for any legal purpose by a two-thirds vote of the Town Meeting. Interest earned remains in the Fund.

**OVERLAY SURPLUS:** The Overlay is the amount from the property tax levy in excess of appropriations and other charges. It is used to cover abatements and exemptions granted locally or on appeal. The Overlay Surplus is the unused portion of previous years' overlays.

**MITIGATION STABILIZATION:** These are special purpose reserves created by vote of Town Meeting. Like the General Stabilization Fund, expenditures from these funds require a two-thirds vote of Town Meeting.

**MAJOR CAPITAL FACILITIES STABILIZATION:** This is another special purpose reserve created by vote of Town Meeting. Expenditures may be made from the fund only on a two-thirds vote of Town Meeting. It is a management policy of the Town that this fund be used for major construction or renovation of buildings estimated to cost \$4 million or more.

**MWRA:** The Massachusetts Water Resources Authority was established in 1985 to provide water supply services and sewer collection, treatment and disposal services to the region. To fund its operations and debt the MWRA sets user rates and assesses each town in the area according the metered flow of water through the sewers. Dedham funds its sewer assessment from billings based upon a metered water use rate set by the Selectmen. The Town is not assessed water use charges.

**PROPERTY TAX LEVY:** The total revenue a community raises through property taxes. Often just called the "levy," it is the largest source of revenue for most Massachusetts cities and towns. This

is different from the tax rate, which is the tax amount charged individual properties per \$1,000 of property valuation. The tax rate is set each year by the town.

**LEVY LIMIT:** The maximum amount a community may levy in a year. The levy limit can increase only by 2 ½ percent each year, plus adjustment for new growth and the addition of the debt service for previously voted tax overrides, such as debt exclusions.

**LEVY CEILING:** The maximum amount a community may levy under all conditions. A community's levy ceiling is 2 ½ percent of the aggregated valuation of all taxable properties.

**EXCESS LEVY CAPACITY:** If a community sets its levy below its levy limit, the difference between them is called excess levy capacity. The levy limit is not affected by excess capacity, however, meaning that in future years a town can tax up to that limit regardless of the previous levy. For example, a one percent levy increase one year allows the town to raise the levy by 4 percent the next year - the normal 2 ½ percent, plus the 1 ½ percent not taxed the year before.

**NEW GROWTH:** A community can increase its levy limit annually based on new development and other growth in the tax base. Property that has increased in value because of new construction, new subdivision parcels and condominium conversions, and new properties are all considered new growth. An increase in property value assessed during triennial reevaluation (appreciation) is not considered new growth.

**GENERAL OVERRIDE:** Residents can vote to increase tax levies beyond the levy limit, as long as the community is below the levy ceiling. The increase is included in the levy for that year and added to the base used to calculate future levy limits. An override requires a majority vote of the town at a special town election.

**DEBT EXCLUSION:** A debt exclusion allows towns to raise funds to pay for debt incurred by the town. The amount of the payment is added to the levy for the life of the debt, and is not included in calculations of the new levy limit for future years. A debt exclusion requires a two-thirds majority vote to borrow at town meeting and requires a majority vote at a special town election.

**CAPITAL OUTLAY EXPENDITURE EXCLUSION:** A type of tax override that allows towns to raise funds for capital projects. Its rules are similar to those for debt exclusions, except the cost is only added to the levy for the year in which the project is undertaken.

# **MOU (PATROLMAN'S ASSOCIATION)**

**MEMORANDUM OF AGREEMENT  
□ BETWEEN THE □  
TOWN OF DEDHAM  
□ AND THE □  
DEDHAM POLICE  
PATROLMAN'S ASSOCIATION**

April *23*, 2018

NOW COMES the Town of Dedham ("the Town") acting by and through its Board of Selectmen ("the Board") and the Dedham Police Patrolman's Association ("the Union") and for good and valuable consideration hereby agree as follows:

WHEREAS, the Town and the Union are parties to a Collective Bargaining Agreement that expired on June 30, 2017 ("the Previous Agreement");

WHEREAS, the Town and the Union are desirous of entering into a successor agreement to the Previous Agreement based on the Previous Agreement as modified herein;

NOW, THEREFORE, it is agreed as follows:

1. Article II, Recognition: Deputy Chief shall be added to the list of officers excluded from this bargaining unit.
2. Article V, Uniforms and Equipment: This Article shall be amended by adding the language appearing in red as follows:

Each Officer shall be allowed an annual uniform replacement allowance in the amount of nine hundred seventy-five dollars (\$975) and an annual cleaning allowance in the amount of three hundred seventy-five dollars (\$375) to be used for the purposes of cleaning and laundering the Patrol Officers' uniforms. The Cleaning allowance shall be paid as a lump sum the first pay period of December of each year, less usual and customary tax and other payroll deductions.

***To be eligible for reimbursement under the uniform allowance, the item to be purchased must be part of one of the standard uniforms worn by Dedham patrol officers or the item must be approved for purchase in writing in advance by the Chief of Police or the Chief's designee and receipts for the amount to be reimbursed must be provided to the Town. No item purchased within six (6) months of an officer's retirement or voluntary separation from service shall be eligible for reimbursement under this Article.***

3. Article VIII, Sick Leave: The current language of this Article shall be replaced with the following:

- (A) All Employees shall be eligible for sick leave in an amount of fifteen days or one hundred twenty hours per year credited from the date of hire. Sick time will accrue at 4.6153 hours per pay period.
- (B) Sick leave with pay shall be granted to Employees when they are unable to perform their duties because of sickness, personal injury not otherwise provided for in accordance with General Laws, Chapter 41, Section 111F or quarantine by health authorities. Ten (10) working days in a fiscal year but not more than five (5) working days for each case may be charged against sick leave in the event of serious illness in the immediate family. The immediate family shall include husband, wife, children, parent, mother-in-law, father-in-law or members of the immediate household of the eligible Employee.
- (C) Two working days in a fiscal year for each Employee, not charged to sick leave, may be used for personal reasons. Employees must give 24 hours' notice, except in emergency situations; and will be allowed to take said leave only when there are no more than two Employees on a shift out (this does not include injured leave).
- (D) Authority for the granting of sick leave, subject to the limitations described herein, and responsibility for the detailed accounting thereof, rests with the Chief. Departmental payrolls will be processed with sick time used. In the event that sick time is completely used up by the Employee, the Employee may charge unused vacation leave or personal time against sick leave upon the approval of the Chief.
- (E) A certificate from a physician chosen and paid for by the Town may be required by the Chief of Police for any absences in excess of (3) three consecutive working days and for absences in excess of eight (8) undocumented days in any fiscal year.

An Officer who calls in sick shall not be eligible for Extra Work Assignments until he/she has completed his/her next regular tour of duty.

(F) In the event that an Employee terminates employment for reasons other than retirement or death, there shall be no monetary value attached to accrued sick leave. All employees will be paid for unused sick days at a rate of \$50 per day, up to a maximum of 250 days, at retirement or to their estate upon their death.

(G) Officers may donate one or more days of accumulated sick leave to an officer who has exhausted their accumulated sick leave. Donation of sick leave shall be voluntary. Only accumulated days may be donated. The officer receiving the donation of days may use the donated days only for days that they would be entitled to use their own sick leave if they had any sick leave left. The accumulated sick time of the donating officer shall be reduced by one day for each day donated, and the sick leave for the officer receiving the donation shall be credited by that number of days. The officer receiving the sick leave will be paid at their usual rate for each day used. Any donation to sick days to any single officer in excess of 75 days shall require the approval of the Police Chief.

4. Article XV. Police Salary Schedule: A new salary schedule shall be prepared and inserted into the Successor Agreement reflecting an increase in wages of 2.5% effective July 1, 2017, 2% on July 1, 2018, and 2% on July 1, 2019.

5. Article XIV. Vacation: The current language of this Article shall be replaced with the following:

All Employees are entitled to periods of vacation with pay. Vacation entitlements for individual Employees will be computed from the original date of hire provided such service has been continuous, without interruption except by authorization of the Town Manager. It is the responsibility of the Chief to insure that vacations are taken. Employees accrue, but may not take, vacation time during the first six months of employment.

Whenever possible, vacation time off will be granted in accordance with the wishes of the Employee subject to the operating needs of the Employer. Vacation may be taken at any time throughout the year **in hourly increments**, or on a single-day or multi-day basis, unless an emergency exists. In the event of conflict among Employees in choice of vacation time, seniority shall be the determining factor. Employees who desire to plan vacation time in advance may submit vacation requests for approval by March 30 of a calendar year for anytime through January 1 of the following year. Such requests will be reviewed and approved or denied based on the number of requests for a given day and

seniority during the first week of April. Other vacation requests will be reviewed and approved or denied based on the number of requests for a given day and seniority two weeks prior to the date of the time off requested or upon receipt if requested within two weeks of the requested time off.

Upon request, a minimum of five (5) Employees per day, exclusive of those officers holding specialty positions (task force officer, detectives, SRO, juvenile officer, detail officer, and clerk), shall be entitled to vacation on any day of the year.

Vacation will be accrued each month the employee works any hours in a manner consistent with current practice. The rate of vacation accrual for Patrol Officers shall be:

<u>Months of Service</u>	<u>Annual Vacation</u>	<u>Monthly Accrual</u>
0-59 months	2 weeks	6.6667 hours
60-119 months	3 weeks	10.000 hours
120-239 months	4 weeks	13.3333 hours
240-999 months	5 weeks	16.6667 hours

The accrual cycle is continual. Commencing eighteen (18) months from full ratification of this Agreement, once an officer reaches 150% of his/her annual vacation amount, the accrual will be suspended until the balance of accrued time dips below the 150% level when it will resume again until it hits the maximum allowed of 150% of the annual vacation amount.

6. Article XV, Rates of Pay, Section 4. E.M.T.: This Article shall be amended by adding the language appearing in red as follows:

All regular full time Employees who are currently registered and certified Emergency Medical Technicians shall receive a bonus of one thousand dollars (\$1000) payable in installments over the twenty-six pay periods, with the Union agreeing to hold the Town harmless in reimbursement to the Town of the pro-rata portion of the EMT stipend paid to an employee who loses his/her certification or leaves the employ of the Town.

This Article shall be further amended by adding the following:

Upon proof of recertification, the Town will reimburse E.M.T.s for the bi-annual recertification fee, not to exceed \$150. Officers attending the required in person classroom EMT recertification training will be eligible for comp time at the rate of 1.5 times training time for the actual hours spent at training not to exceed the

number of hours required of Massachusetts EMT's for bi-annual recertification. Officers assigned to regular shifts will be allowed to attend EMT recertification training so long as their attendance does not create the need for back fill overtime.

7. Article XVI, Leave of Absence, and Article XXVI, Maternity Leave: These two Articles shall be replaced by the following new Article XVI, Leave of Absence, and the remaining Articles shall be renumbered accordingly:

The Employer agrees that it, in relation to leaves of absence, will comply with the Massachusetts General Laws affecting the same.

As required, Family Medical Leaves will be given to employees who qualify having a serious medical condition, a family member with a serious medical condition, a family member in the armed services injured in the line of duty or called to active duty and needs your support, or for the birth, adoption or placement of a foster child. The Town uses the rolling back twelve month basis for calculating eligibility. These FMLA leaves of absence are unpaid but run concurrently with paid time off using accrued time. If available, employees must use accrued paid time off concurrently with FMLA leave. Employees are responsible for completing and returning necessary documentation as requested.

In the case of the birth, adoption or placement of a foster child, either parent may apply for an FMLA leave of absence. If both parents work within the bargaining unit, leave does not run concurrently but both may use FMLA within the first year of the child being in the family.

If a parent does not qualify for FMLA in the case of the birth, adoption or placement of a child, they may receive Parental Leave under the Massachusetts law. This time is not paid but will run concurrently with paid time off using accrued time.

An Employee shall give at least two (2) weeks' notice of his/her intended departure and expected date of return for planned leave of absence. The Chief may require that any Employee produce medical certification that s/he is physically able to resume work before returning.

8. Article XVI, Grievance Procedure: This Article shall be amended by adding the language appearing in red as follows:

Step 2. If the grievance is not resolved in Step 1, the grievance shall then be reduced to writing by the Association and presented to the Chief of Police. The Chief, or in his/her absence, the Deputy Chief, shall meet with the Grievance Committee within seventy-two (72) hours from the time the grievance is presented to him/her, and s/he shall answer the grievance in writing within seventy-two (72) hours after the meeting.

Step 3. If the grievance is not resolved in Step 2, the Grievance Committee may refer the complaint to the Town Manager. The Town Manager shall meet with the Grievance Committee within seven (7) days to discuss the grievance, and s/he will answer the grievance in writing within fourteen (14) days after the meeting ends.

9. Article XXIV, Educational Incentive Program: This Article shall be amended to reflect that beginning July 1, 2018, the Town will compensate all officers with eligible degrees under the Secondary Educational Incentive program in the same manner as officers participating in the Primary Educational Incentive program.

10. New Article, Direct Deposit: A new Article entitled "Direct Deposit", to be numbered appropriately, will be added to the Successor Agreement as follows:

All paychecks will be issued by direct deposit. Any employee who is not currently paid via direct deposit will have 30 days from the effective date of the signing of the contract to set up an account for this purpose. All pay stubs will be delivered electronically.

11. New Article, Sergeant Promotions: A new Article entitled "Sergeant Promotions", to be numbered appropriately, will be added to the Successor Agreement as follows:

Rank of Sergeant: The Town is authorized to use the weighted/graded assessment center option under delegation from and pursuant to the requirements of the Massachusetts Human Resources Division and testing standards generally accepted in the field for promotional purposes to the rank of



Sergeant, provided that any such option shall contain, in addition, the following components:

1. The written exam component will be the written examination administered by the Human Resources Division. A list of all materials to be covered by the written exam, along with a list of recommended study materials, shall be provided to all members of the Department eligible to participate therein no later than six (6) months prior to the date of the exam or as soon as issued by the Human Resources Division. The written exam shall constitute forty percent (40%) of an applicant's final exam score.
2. The nature of the assessment center component of the test shall be determined by subject matter experts selected by the vendor to be relevant and material to the performance of the rank of Sergeant. The assessment center component shall constitute forty percent (40%) of an applicant's final test score.
3. Training and experience shall constitute twenty percent (20%) of applicant's final test score, and shall follow standard civil service protocols. Two (2) points are credited for Veteran's service or 25+ years of service as applicable in accordance with state statute.
4. The vendor will be procured and selected by the Town of Dedham following its standard procurement process. The chosen vendor will be responsible for the administration of the Assessment process.
5. The vendor will ensure that the scoring of all applicants for each test component will be identity blind so that the officer's performance will be the sole criteria used for scoring.
6. The vendor selected to produce the assessment center component of the exam will provide orientation on the types of assessment center exercises comprising the exam to all interested test applicants in advance of the testing in a manner that is fair and equal for all such applicants and at no cost to the applicant.
7. All officers retain their rights of appeal under civil service law with respect to the promotional process.

12. Article XXXIV, Wellness Program: The following new paragraph shall be added after the current language of this Article:

The parties agree to establish a joint labor/management committee consisting of three (3) members of the bargaining unit and three (3) members appointed by the Town Manager. The Committee will research and review Wellness Plan options that enhance officer safety, physical and mental wellness and resiliency. The Committee will draft a new Wellness Plan to be presented to the Town Manager for consideration to replace the Wellness Plan, above.

13. Article XXVIII, Duration Clause: This Agreement shall be modified to reflect a July 1, 2017 start date and a June 30, 2020 end date, with the other dates in this clause changed to October 30, 2019 and June 30, 2020, respectively.

14. Article XXVIII, Duration Clause: A new paragraph shall be added at the end of this Article to provide a wage reopener provision as follows:



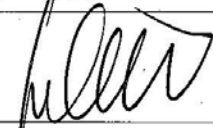

In the event the Town voluntarily negotiates (i.e. agrees upon without the compulsion of a third-party such as an arbitrator or the JLMC) a collective bargaining agreement with another bargaining unit (exclusive of those covering School Department employees) that provides for a wage increase higher than those provided for in paragraph 4., above, this agreement may be re-opened upon written notice from the Union to the Town for bargaining for the discussion of base wages only.

15. Except as modified in accordance with this Memorandum of Agreement, the Successor Agreement shall be identical in all respects to the Previous Agreement.



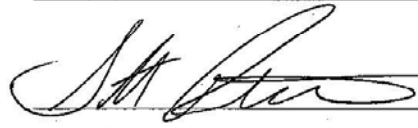


16. The cost items of this Agreement are subject to approval by Town Meeting.

17. This Memorandum of Agreement shall be considered off-the-record until ratified by the Union's membership and the Board of Selectmen and, as applicable, funded by Town Meeting. The bargaining teams shall sponsor and support such ratification. Failing such ratification and/or funding by Town Meeting, this Memorandum of Agreement shall be deemed null and void and both parties will be free to return to their prior bargaining positions.

For the Town:

  
  
 Michael Butler  
  


For the Union:

 President DPPP  
  
  
  


## **SELECTED STATUTES AND BY-LAWS REFERENCED** **SELECTED STATUTES**

### **Ch 44, Municipal Finance, §7(1) and §7(1A), Cities and Towns, Purposes for Borrowing Money Within Debt Limits**

Section 7 Cities and towns may incur debt, within the limit of indebtedness prescribed in section ten, for the purposes hereinafter set forth, and payable within the periods hereinafter specified or, except for clauses (3C), (11), (16), (18), (19), (21) and (22), within such longer period not to exceed 30 years based upon the maximum useful life of the public work, improvement or asset being financed, as determined in accordance with guidelines established by the division of local services within the department of revenue:

(1) For the construction or reconstruction of surface drains, sewers, sewerage systems and sewage treatment and disposal facilities, thirty years

(1A) For the lining by cement or metal of sewers constructed for sanitary and surface drainage purposes and for sewage disposal, ten years

(2) For acquiring land for public parks or playgrounds or public domain under chapter forty-five, thirty years; but no indebtedness incurred for public domain shall exceed one half of one per cent of the equalized valuation of the city or town

(2A) For the construction of an artificial ice-skating rink for which refrigeration equipment is required on land owned by the city or town, fifteen years

(2B) For the construction of an outdoor swimming pool on land owned by the city or town, fifteen years

(3) For acquiring land, or interests in land, for any purpose for which a city or town is or may hereafter be authorized to acquire land or interests therein, not otherwise specifically provided for; for the construction of buildings which cities or towns are or may hereafter be authorized to construct, or for additions to such buildings where such additions increase the floor space of said buildings, including the cost of original equipment and furnishings of said buildings or additions, twenty years

(3A) For remodeling, reconstructing or making extraordinary repairs to public buildings owned by the city or town, including original equipment and landscaping, paving and other site improvements incidental or directly related to such remodeling, reconstruction or repair, for a term not exceeding 20 years

(3B) For energy conservation, alternative energy or renewable energy improvements to public buildings or facilities owned or leased by the city or town, or on property owned or leased by the city or town, 20 years

(3C) For a revolving loan fund established under section 53E3/4; to assist in the development of renewable energy and energy conservation projects on privately-held buildings, property or

facilities within the city or town, 20 years

(4) For the construction or reconstruction of bridges of stone or concrete or of iron superstructure, twenty years

(5) For the original construction of public ways or the extension or widening thereof, including land damages and the cost of pavement and sidewalks laid at the time of said construction, or for the construction of stone, block, brick, cement concrete, bituminous concrete, bituminous macadam or other permanent pavement of similar lasting character, or for the original construction and surfacing or the resurfacing with such pavement of municipally owned and operated off-street parking areas, under specifications approved by the department of highways, ten years

(6) For macadam pavement or other road material, or for the resurfacing with such pavement or other road material of municipally owned or operated off-street parking areas, under specifications approved by the department of highways, or for the construction of sidewalks of brick, bituminous concrete, stone or concrete, five years

(7) For the construction of walls or dikes for the protection of highways or property, ten years

(8) For the purchase of land for cemetery purposes, ten years

(9) For the cost of equipment, 5 years

(9A) For the remodeling, reconstruction or rehabilitation of existing firefighting apparatus and heavy equipment including, but not limited to, front-end loaders, road graders, sidewalk plows and motorized sweepers; five years

(10) For connecting dwellings or other buildings with common sewers, when the cost is to be assessed in whole or in part on the abutting property owners, five years

(11) For the payment of final judgments, one year  
*[There is no clause (12)]*

(13) In Boston, for acquiring fire or police boats, fifteen years

(14) For traffic signal, or public lighting installations, fire alarm or police communication installations and for the purpose of extending and improving such installations, ten years

(15) In Boston, for the original construction, or the extension or widening, with permanent pavement of lasting character conforming to specifications approved by the state department of highways and under the direction of the board of park commissioners of the city of Boston, of ways, other than public ways, within or bounding on or connecting with any public park in said city, including land damages and the cost of pavement and sidewalks laid at the time of said construction, or for the construction of such ways with stone, block, brick, cement concrete, bituminous concrete, bituminous macadam or other permanent pavement of similar lasting

character under specifications approved by said department of highways, ten years

(16) For the payment of premiums for fire insurance contracts or policies covering a period of five years, four years

(17) For improvements made under section twenty-nine of chapter ninety-one and for the construction or reconstruction of public wharves, ten years

(17A) For dredging of tidal and non-tidal rivers and streams, harbors, channels and tidewaters, 10 years

(18) For the payment of charges incurred under contracts authorized by section four of chapter forty for the expert appraisal of taxable property or for the preparation of assessors maps, including charges for aerial mapping in connection with the preparation of such maps, ten years

(19) For the payment of charges incurred under contracts authorized by section four D of chapter forty, but only for such contracts as are for purposes comparable to the purposes for which loans may be authorized under the provisions of this section Each authorized issue shall constitute a separate loan, and such loans shall be subject to the conditions of the applicable clauses of this section

(20) For developing land for burial purposes and for constructing paths and avenues and embellishing the grounds in said developed areas in a cemetery owned by the city or town, five years The proceeds from the sale of the exclusive rights of burials in any of the lots in such cemetery shall be kept separate from other funds and be appropriated for the payment of any indebtedness incurred for such developments, notwithstanding the provisions of section fifteen of chapter one hundred and fourteen

(21) For the cost of architectural services for plans and specifications for any proposed building for which a city, town or district is authorized to borrow, or for the cost of architectural services for plans and specifications for additions to buildings owned by a city, town, or district where such additions increase the floor space of said buildings, five years if issued before any other debt relating to said buildings or additions is authorized, otherwise the period fixed by law for such other debt relating to said building or additions; provided, however, that at the time the loan is issued the city, town or district owns the land on which the proposed building or additions would be constructed

(22) For the cost of engineering or architectural services for plans and specifications for any project not defined in clause (21) for which a city, town or district is authorized to borrow, five years if issued before any other debt relating to said project is authorized, otherwise the period fixed by law for such other debt relating to said project

(23) For the construction of municipal tennis courts, including platform tennis courts and the acquisition of land and the construction of buildings therefor, including the original equipment and furnishing of said buildings, fifteen years

*[There is no clause (24)]*

(25) For the construction of municipal outdoor recreational and athletic facilities, including the acquisition and development of land and the construction and reconstruction of facilities; fifteen years

(26) For energy audits as defined in section three of chapter twenty-five A, if authorized separately from debt for energy conservation or alternative energy projects; five years

(27) For the undertaking of projects for the preservation and restoration of publicly-owned freshwater lakes and great ponds in accordance with the provisions of section thirty-seven A of chapter twenty-one

(28) For the development, design, purchase and installation of computer hardware, other data processing equipment and computer assisted integrated financial management and accounting systems; ten years

(29) For the development, design, purchase of computer software incident to the purchase, installation and operation of computer hardware and other data processing equipment and computer assisted integrated financial management and accounting systems; five years

(30) For installation, repair or replacement of exposed structural or miscellaneous steel, which has been treated with the hot-dip galvanizing process; three years

(31) For the purpose of removing asbestos from municipally owned buildings; ten years

(32) For the cost of cleaning up or preventing pollution caused by existing or closed municipal facilities not referenced in clause (21) of section 8, including cleanup or prevention activities taken pursuant to chapter 21E or chapter 21H, 10 years; provided, however, that no indebtedness shall be incurred hereunder until plans relating to the project shall have been submitted to and approved by the department of environmental protection

(33) For the construction or reconstruction of seawalls, riprap, revetments, breakwaters, bulkheads, jetties and groins, stairways, ramps and other related structures, 20 years

(34) For any other public work, improvement or asset not specified in this section, with a maximum useful life of at least 5 years, determined as provided in this paragraph, 5 years

Debts may be authorized under this section only by a two-thirds vote.

#### **Ch 44, Municipal Finance, §8 Cities and Towns, Purposes for Borrowing Money Outside Debt Limits**

Section 8. Cities and towns may incur debt, outside the limit of indebtedness prescribed in section ten, for the following purposes and payable within the periods hereinafter specified or except with respect to clauses (1), (2), (3A), (5), (6), (7), (9) and (19), within such longer period not to exceed 30 years based upon the maximum useful life of the public work, improvement or asset being financed, as determined in accordance with guidelines established by the division of local services within the department of revenue:

(1) For temporary loans under sections four, six, six A, seventeen and seventeen A, the periods authorized by those sections.

(2) For maintaining, distributing and providing food, other common necessities of life and temporary shelter for their inhabitants upon the occasions and in the manner set forth in section nineteen of chapter forty, two years.

(3) For establishing or purchasing a system for supplying a city, town, or district and its inhabitants with water, for taking or purchasing water sources, either from public land or private sources, or water or flowage rights, for the purpose of a public water supply, or for taking or purchasing land for the protection of a water system, thirty years.

(3A) For conducting groundwater inventory and analysis of the community water supply, including pump tests and quality tests relating to the development of using said groundwater as an additional source or a new source of water supply for any city, town or district, ten years.

(4) For the construction or enlargement of reservoirs, and the construction of filter beds, standpipes, buildings for pumping stations including original pumping station equipment, and buildings for water treatment, including original equipment therefor, and the acquisition of land or any interest in land necessary in connection with any of the foregoing, thirty years.

(4A) For remodeling, reconstructing or making extraordinary repairs to reservoirs and filter beds, thirty years; provided, however, that no indebtedness shall be incurred hereunder until plans relating to the project shall have been submitted to the department of environmental protection, and the approval of said department has been granted therefor.

(5) For the laying and relaying of water mains of not less than six inches but less than sixteen inches in diameter, and for lining and relining such mains with linings of not less than one-sixteenth of an inch, for the development of additional well fields, for wells and for pumping station equipment, forty years.

(6) For constructing and reconstructing and laying and relaying aqueducts and water mains of sixteen inches or more in diameter, and for lining such mains with linings of not less than one-sixteenth of an inch, forty years.

(7) For the extension of water mains, forty years.

(7A) For the purchase and installation of water meters, ten years.

(7B) For the payment of the town's share of the cost to increase the storage capacity of any reservoir, including land acquisition, constructed by the water resources commission for flood prevention or water resources utilization, twenty years.

(7C) For the purchase, replacement or rehabilitation of water departmental equipment, ten years.



(8) For establishing, purchasing, extending, or enlarging a gas or electric lighting plant, a community antenna television system, whether or not operated by a gas or electric lighting plant, or a telecommunications system operated by a municipal lighting plant, 20 years; but the outstanding indebtedness so incurred shall not exceed in a town 5 per cent and in a city 2.5 per cent of the equalized valuation of such town or city; provided, however, that the majority of the members of the municipal finance oversight board, may authorize a city to incur indebtedness under this clause in excess of 2.5 per cent but not in excess of 5 per cent of the equalized valuation of such city, and may authorize a town to incur indebtedness under this clause in excess of 5 per cent but not in excess of 10 per cent of the equalized valuation of such town.

(8A) For remodeling, reconstructing, or making extraordinary repairs to a gas or electric lighting plant, a community antenna television system, or a telecommunications system operated by a municipal lighting plant, when approved by the majority of the members of the municipal finance oversight board, for such number of years not exceeding ten, as said board shall fix; provided, however, that the indebtedness incurred under this clause shall be included in the limit of indebtedness for gas and electric lighting plants, community antenna television systems or telecommunications systems that are operated by municipal lighting plants, as set forth in clause

(8). Each city or town seeking approval by said board of a loan under this clause shall submit to it all plans and other information considered by the board to be necessary for a determination of the probable extended use of such plant, community television antenna system or telecommunications system likely to result from such remodeling, reconstruction, or repair, and in considering approval under this clause of a requested loan and the terms thereof, special consideration shall be given to such determination.

(9) For emergency appropriations that are approved by the director, not more than 2 years or such longer period not to exceed 10 years as determined by the director after taking into consideration the ability of the city, town or district to provide other essential public services and pay, when due, the principal and interest on its debts, the amount of federal and state payments likely to be received for the purpose of the appropriations and such other factors as the director may deem necessary or advisable; provided, however that for the purposes of this clause, "emergency" shall mean a sudden, unavoidable event or series of events which could not reasonably have been foreseen or anticipated at the time of submission of the annual budget for approval; provided further, that emergency shall not include the funding of collective bargaining agreements or items that were previously disapproved by the appropriating authority for the fiscal year in which the borrowing is sought; and provided further, that for the purposes of this clause, debt may be authorized by the treasurer of the city, town or district, with the approval of the chief executive officer in a city or town, or the prudential committee, if any, or by the commissioners in a district.

(9A) For emergency appropriations approved by a majority of the members of the municipal finance oversight board, up to the period fixed by law for such debt as determined by the board; provided, however, that this clause shall apply only to appropriations for capital purposes including, but not limited to, the acquisition, construction, reconstruction or repair of any public building, work, improvement or asset and upon a demonstration by the city, town or district that

the process for authorizing debt in the manner otherwise provided by law imposes an undue hardship in its ability to respond to the emergency; provided further, that for purposes of this clause, "emergency" shall mean a sudden, unavoidable event or series of events which could not reasonably have been foreseen or anticipated at the time of submission of the annual budget for approval; and provided further, that for the purposes of this clause, debt may be authorized by the treasurer of the city, town or district, with the approval of the chief executive officer in a city or town, or the prudential committee, if any, or by the commissioners in a district.

(10) For acquiring land or constructing buildings or other structures, including the cost of original equipment, as memorials to members of the army, navy, marine corps, coast guard, or air force, twenty years; but the indebtedness so incurred shall not exceed one half of one per cent of the equalized valuation of the city or town.

The designation of any such memorial shall not be changed except after a public hearing by the board of selectmen or by the city council of the municipality wherein said memorial is located, notice of the time and place of which shall be given, at the expense of the proponents, by the town or city clerk as the case may be, by publication not less than thirty days prior thereto in a newspaper, if any, published in such town or city; otherwise, in the county in which such town or city lies; and notice of which shall also have been given by the proponents, by registered mail, not less than thirty days prior to such hearing, to all veterans' organizations of such town or city.

*[There is no clause (11).]*

(12) For acquiring street railway property under sections one hundred and forty-three to one hundred and fifty-eight, inclusive, of chapter one hundred and sixty-one, operating the same, or contributing toward the sums expended or to be expended by a transportation area for capital purposes, ten years; but the indebtedness so incurred shall not exceed two per cent of the equalized valuation of the city or town.

(13) For the acquisition, construction, establishment, enlargement, improvement or protection of public airports, including the acquisition of land, ten years; but the outstanding indebtedness so incurred shall not exceed one per cent of the equalized valuation of the city or town. The proceeds of indebtedness incurred hereunder may be expended for the acquisition, construction, establishment, enlargement, improvement or protection of such an airport, including the acquisition of land, jointly by two or more municipalities.

(14) For the financing of a program of eradication of Dutch elm disease, including all disbursements on account of which reimbursement is authorized or may be authorized by the commonwealth, county, any city or town, or by any manner of assessment or charges, pursuant to and consistent with the provisions of chapter one hundred and thirty-two, five years.

(15) For the construction of sewers, sewerage systems and sewage treatment and disposal facilities, or for the lump sum payment of the cost of tie-in to such services in a contiguous city or town, for a period not exceeding 30 years; provided, however, that either (i) the city or town has an enterprise or special revenue fund for sewer services and that the accountant or auditor

or other officer having similar duties in the city or town shall have certified to the treasurer that rates and charges have been set at a sufficient level to cover the estimated operating expenses and debt service related to the fund, or (ii) the issuance of the debt is approved by a majority of the members of the municipal finance oversight board.

(16) For the construction of municipal golf courses, including the acquisition of land, the construction of buildings, and the cost of original equipment and furnishings, twenty years.

(17) For the payment of charges incurred under contracts authorized by section four D of chapter forty, but only for such contracts as are for purposes comparable to the purposes for which loans may be authorized under the provisions of this section. Each authorized issue shall constitute a separate loan, and such loans shall be subject to the conditions of the applicable clauses of this section.

(18) For the construction of a regional incinerator for the purpose of disposing solid waste, refuse and garbage by two or more communities, twenty years, but the indebtedness so incurred shall not exceed three per cent of the last preceding equalized valuation of the city or town.

(19) For the lending or granting of money to industrial development financing authorities and economic development and industrial corporations, with the approval of the Massachusetts office of business development and the director of housing and community development. For the purpose of this clause the city or town may borrow outside its debt limit to an amount not to exceed one hundred thousand dollars or two and one half per cent of its equalized valuation, whichever is the lesser.

(20) For the purposes of implementing project financed in whole or in part by the Farmers Home Administration of the United States Department of Agriculture, pursuant to the provisions of 7 USC 1921, et seq., up to forty years. Regional school districts established pursuant to the provisions of any general or special law shall be authorized to incur debt for the purposes and within the limitations described in this clause.

(21) For the cost of cleaning up or preventing pollution caused by existing or closed landfills or other solid waste disposal facilities, including clean up or prevention activities taken pursuant to chapter twenty-one E or chapter twenty-one H, thirty years; provided, however, that no indebtedness shall be incurred hereunder until plans relating to the project shall have been submitted to the department of environmental protection and the approval of said department has been granted therefor.

(22) For the construction of incinerators, refuse transfer facilities, recycling facilities, composting facilities, resource recovery facilities or other solid waste disposal facilities, other than landfills, for the purpose of disposing of waste, refuse and garbage, twenty-five years; provided, however, that no indebtedness shall be incurred hereunder until plans relating to the project shall have been submitted to the department of environmental protection and the approval of said department has been granted therefor.

(23) For remodeling, reconstructing or making extraordinary repairs to incinerators, refuse transfer facilities, recycling facilities, resource recovery facilities or other solid waste disposal facilities, other than landfills, owned by the city, town or district, and used for the purpose of disposing of waste, refuse and garbage, for such maximum term not exceeding 10 years; provided, however, that no indebtedness shall be incurred hereunder until plans relating to the project shall have been submitted to the department of environmental protection and the approval of said department has been granted therefor.

(24) For the purpose of closing out a landfill area, opening a new landfill area, or making improvements to an existing landfill area, twenty-five years; provided, however, that no indebtedness shall be incurred hereunder until plans relating to the project shall have been submitted to the department of environmental protection and the approval of said department has been granted therefor.

(25) For the acquisition of a dam or the removal, repair, reconstruction and improvements to a dam owned by a municipality, as may be necessary to maintain, repair or improve such dam, 40 years; provided, however, that this clause shall include dams as defined in section 44 of chapter 253 acquired by gift, purchase, eminent domain under chapter 79 or otherwise and located within a municipality, including any real property appurtenant thereto, if such dam and any appurtenant real property is not at the time of such acquisition owned or held in trust by the commonwealth.

Debts, except for temporary loans, may be authorized under this section only by a two thirds vote.

Debts for purposes mentioned in clauses (3), (4), (4A), (5), (6), (7), (7A) and (7B) of this section shall not be authorized to an amount exceeding ten per cent of the equalized valuation of the city or town.

**Chapter 44: Section 20. Proceeds from sale of bonds; restrictions on use; disposition of premiums**

Section 20. The proceeds of any sale of bonds or notes shall be used only for the purposes specified in the authorization of the loan; provided, however, that such proceeds may also be used for costs of preparing, issuing and marketing the bonds or notes, except as otherwise authorized by this section. If a balance remains after the completion of the project for which the loan was authorized, the balance may at any time be appropriated by a city, town or district for any purposes for which a loan may be incurred for an equal or longer period of time than that for which the original loan, including temporary debt, was issued. Any balance not in excess of \$50,000 may be applied, with the approval of the chief executive officer, for the payment of indebtedness. If a loan has been issued for a specified purpose but the project for which the loan was authorized has not been completed and no liability remains outstanding and unpaid on account thereof, a city, by a two-thirds vote of all of the members of the city council, or a town or district, by a two-thirds vote of the voters present and voting thereon at an annual town or district meeting, may vote to abandon or discontinue the project and the unexpended proceeds of the loan may be appropriated for any purpose for which a loan may be authorized

for an equal or longer period of time than that for which the original loan, including temporary debt, was issued. Any premium received upon the sale of the bonds or notes, less the cost of preparing, issuing and marketing them, and any accrued interest received upon the delivery of the bonds or notes shall be: (i) applied, if so provided in the loan authorization, to the costs of the project being financed by the bonds or notes and to reduce the amount authorized to be borrowed for the project by like amount; or (ii) appropriated for a project for which the city, town or district has authorized a borrowing, or may authorize a borrowing, for an equal or longer period of time than the original loan, including any temporary debt, was issued, thereby reducing the amount of any bonds or notes authorized to be issued for the project by like amount. Notwithstanding this section, no appropriation from a loan or balance thereof shall be made that would increase the amount available from borrowed money for any purpose to an amount in excess of any limit imposed by general law or special act for that purpose. Additions to the levy limit for a debt exclusion are restricted to the true interest cost incurred to finance the excluded project.

#### **Ch 44, Municipal Finance, §53E1/2, Revolving Funds**

Section 53E1/2 Notwithstanding the provisions of section fifty-three, a city or town may annually authorize the use of one or more revolving funds by one or more municipal agency, board, department or office which shall be accounted for separately from all other monies in such city or town and to which shall be credited only the departmental receipts received in connection with the programs supported by such revolving fund Expenditures may be made from such revolving fund without further appropriation, subject to the provisions of this section; provided, however, that expenditures shall not be made or liabilities incurred from any such revolving fund in excess of the balance of the fund nor in excess of the total authorized expenditures from such fund, nor shall any expenditures be made unless approved in accordance with sections forty-one, forty-two, fifty-two and fifty-six of chapter forty-one

Interest earned on any revolving fund balance shall be treated as general fund revenue of the city or town No revolving fund may be established pursuant to this section for receipts of a municipal water or sewer department or of a municipal hospital No such revolving fund may be established if the aggregate limit of all revolving funds authorized under this section exceeds ten percent of the amount raised by taxation by the city or town in the most recent fiscal year for which a tax rate has been certified under section twenty-three of chapter fifty-nine No revolving fund expenditures shall be made for the purpose of paying any wages or salaries for full time employees unless such revolving fund is also charged for the costs of fringe benefits associated with the wages or salaries so paid; provided, however, that such prohibition shall not apply to wages or salaries paid to full or part-time employees who are employed as drivers providing transportation for public school students; provided further, that only that portion of a revolving fund which is attributable to transportation fees may be used to pay such wages or salaries and provided, further, that any such wages or salaries so paid shall be reported in the budget submitted for the next fiscal year

A revolving fund established under the provisions of this section shall be by vote of the annual town meeting in a town, upon recommendation of the board of selectmen, and by vote of the city council in a city, upon recommendation of the mayor or city manager, in Plan E cities, and in any

other city or town by vote of the legislative body upon the recommendation of the chief administrative or executive officer. Such authorization shall be made annually prior to each respective fiscal year; provided, however, that each authorization for a revolving fund shall specify: (1) the programs and purposes for which the revolving fund may be expended; (2) the departmental receipts which shall be credited to the revolving fund; (3) the board, department or officer authorized to expend from such fund; (4) a limit on the total amount which may be expended from such fund in the ensuing fiscal year; and, provided, further, that no board, department or officer shall be authorized to expend in any one fiscal year from all revolving funds under its direct control more than one percent of the amount raised by taxation by the city or town in the most recent fiscal year for which a tax rate has been certified under section twenty-three of chapter fifty-nine. Notwithstanding the provisions of this section, whenever, during the course of any fiscal year, any new revenue source becomes available for the establishment of a revolving fund under this section, such a fund may be established in accordance with this section upon certification by the city auditor, town accountant, or other officer having similar duties, that the revenue source was not used in computing the most recent tax levy.

In any fiscal year the limit on the amount that may be spent from a revolving fund may be increased with the approval of the city council and mayor in a city, or with the approval of the selectmen and finance committee, if any, in a town; provided, however, that the one percent limit established by clause (4) of the third paragraph is not exceeded.

The board, department or officer having charge of such revolving fund shall report to the annual town meeting or to the city council and the board of selectmen, the mayor of a city or city manager in a Plan E city or in any other city or town to the legislative body and the chief administrative or executive officer, the total amount of receipts and expenditures for each revolving fund under its control for the prior fiscal year and for the current fiscal year through December thirty-first, or such later date as the town meeting or city council may, by vote determine, and the amount of any increases in spending authority granted during the prior and current fiscal years, together with such other information as the town meeting or city council may by vote require.

At the close of a fiscal year in which a revolving fund is not reauthorized for the following year, or in which a city or town changes the purposes for which money in a revolving fund may be spent in the following year, the balance in the fund at the end of the fiscal year shall revert to surplus revenue unless the annual town meeting or the city council and mayor or city manager in a Plan E city and in any other city or town the legislative body vote to transfer such balance to another revolving fund established under this section.

The director of accounts may issue guidelines further regulating revolving funds established under this section.

#### **Ch 44 Municipal Finance, Section 53F1/2: Enterprise funds**

Section 53F1/2. Notwithstanding the provisions of section fifty-three or any other provision of law to the contrary, a city or town which accepts the provisions of this section may establish a separate account classified as an "Enterprise Fund", for a utility, cable television public access,

health care, recreational or transportation facility, and its operation, as the city or town may designate, hereinafter referred to as the enterprise. Such account shall be maintained by the treasurer, and all receipts, revenues and funds from any source derived from all activities of the enterprise shall be deposited in such separate account. The treasurer may invest the funds in such separate account in the manner authorized by sections fifty-five and fifty-five A of chapter forty-four. Any interest earned thereon shall be credited to and become part of such separate account. The books and records of the enterprise shall be maintained in accordance with generally accepted accounting principles and in accordance with the requirements of section thirty-eight.

No later than one hundred and twenty days prior to the beginning of each fiscal year, an estimate of the income for the ensuing fiscal year and a proposed line item budget of the enterprise shall be submitted to the mayor, board of selectmen or other executive authority of the city or town by the appropriate local entity responsible for operations of the enterprise. Said board, mayor or other executive authority shall submit its recommendation to the town meeting, town council or city council, as the case may be, which shall act upon the budget in the same manner as all other budgets.

The city or town shall include in its tax levy for the fiscal year the amount appropriated for the total expenses of the enterprise and an estimate of the income to be derived by the operations of the enterprise. If the estimated income is less than the total appropriation, the difference shall be added to the tax levy and raised by taxation. If the estimated income is more than the total appropriation, the excess shall be appropriated to a separate reserve fund and used for capital expenditures of the enterprise, subject to appropriation, or to reduce user charges if authorized by the appropriate entity responsible for operations of the enterprise. If during a fiscal year the enterprise incurs a loss, such loss shall be included in the succeeding fiscal year's budget.

If during a fiscal year the enterprise produces a surplus, such surplus shall be kept in such separate reserve fund and used for the purposes provided therefor in this section.

For the purposes of this section, acceptance in a city shall be by vote of the city council and approval of the mayor, in a town, by vote of a special or annual town meeting and in any other municipality by vote of the legislative body.

A city or town which has accepted the provisions of this section with respect to a designated enterprise may, in like manner, revoke its acceptance.

### **Bylaw – Chapter 106-1. False Alarms (Existing Language)**

#### **§ 106-1 Definitions.**

For the purpose of this section the following terms, phrases, words and their derivations shall have the meanings given herein. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

## ALARM SYSTEM

An assembly of equipment and devices or a single device such as a solid state unit which plugs directly into a 110 volt AC line, arranged to signal the presence of a hazard requiring urgent attention and to which police are expected to respond. Fire Alarm Systems and alarm systems which monitor temperature, smoke, humidity or any other condition not directly related to the detection of an unauthorized intrusion into a premises or an attempted robbery at a premises are specifically excluded from the provisions of this section. The provisions of § 106-4 of this chapter shall not be applicable to municipal, county and state agencies.

## FALSE ALARM

A. Means:

(1) The activation of an alarm system through mechanical failure, malfunction, improper installation or negligence of the user of an alarm system or of his employees or agents, or

(2) Any signal or oral communication transmitted to the Police Department requesting or requiring, or resulting in a response on the part of the Police Department when in fact there has been no unauthorized intrusion, robbery, or burglary, or attempt thereof.

B. For purposes of this definition activation of alarm systems by acts of God, including but not limited to power outages, hurricanes, tornadoes, earthquakes and similar weather or atmospheric disturbances shall not be deemed to be a false alarm.

## **§ 106-2 Controlling and curtailing alarm system signals.**

Signals emitted by alarm systems shall be controlled and curtailed as follows:

A. Every alarm user shall submit to the Chief of Police the names and telephone numbers of at least two persons who are authorized to respond to an emergency transmitted by the alarm system, and who can open the premises wherein the alarm system is installed.

B. All audible alarm systems installed after the effective date of this section which use an audible horn or bell shall be equipped with a device that will shut off such horn or bell within 10 minutes of the activation of the alarm system.

C. Any alarm system emitting a continuous and uninterrupted signal for more than 15 minutes which cannot be shut off or otherwise curtailed due to the absence or unavailability of the alarm user or those persons designated under Subsection A of this section and which disturbs the peace, comfort, or repose of a community, a neighborhood, or a number of the inhabitants of the area where the alarm system is located, shall constitute a public nuisance.

(1) Upon receiving complaint of such a continuous and uninterrupted signal, the Chief of Police shall endeavor to contact the alarm user, or members of the alarm user's family, or those persons designated by the alarm user under Subsection A, in an effort to abate the nuisance. If such efforts do not result in the silencing of the alarm within 30 minutes of its activation, the Police Chief may, at the expense of the owner, order its deactivation using whatever means may be appropriate to the occasion.



(2) The Police Chief shall cause to be recorded the names and addresses of all complainants, and the time of each complaint.

**§ 106-3 False alarms; fines.**

A. Upon receipt of three or more false alarms within a calendar year the Police Chief may

(1) Order the user to discontinue the use of the alarm, and

(2) Disconnect any direct connections to the Police Department, and

(3) Order that further connections to the communications console in the Police Department be contingent upon the user equipping any alarm system with a device that will shut off any audible horn or bell within 10 minutes after activation of the alarm system.

B. Penalties shall be assessed for false alarm responses generated in a calendar year as set forth in the following chart:

<b>Number of False Alarms</b>	<b>Fine</b>
1-3	No penalty - Warning
4-6	\$50 per alarm
7-10	\$100 per alarm
11 or more	\$300 per alarm

**Ch 33, Section 59 Effect of military service on salary, seniority and leave allowances of public employees**

*[ Subsection (a) as amended by 2016, 141, Secs. 6 and 7 effective July 14, 2016. ]*

(a) An employee of the commonwealth in the service of the armed forces of the commonwealth or a reserve component of the armed forces of the United States shall be entitled to receive pay without loss of ordinary remuneration as a public employee during service in the uniformed services, annual training under section 60 or drills and parades under section 61, not exceeding 34 days in any state fiscal year and not exceeding 17 days in any federal fiscal year, and shall not lose any seniority or any accrued vacation leave, sick leave, personal leave, compensation time or earned overtime. For the purposes of this section, "uniformed services" shall have the same meaning as defined in section 13.

(b) An employee of the commonwealth in the service of the armed forces of the commonwealth under sections 38, 40 or 41 shall be entitled to receive pay without loss of ordinary remuneration as a public employee and shall not lose any seniority or any accrued vacation leave, sick leave, personal leave, compensation time or earned overtime during the first 30 consecutive days of any mission. Thereafter, any such ordinary remuneration shall be reduced by any amount received either from the United States or the commonwealth as base pay for military service performed during the same pay period, and there shall be no loss of any seniority or any accrued vacation leave, sick leave, personal leave, compensation time or

earned overtime. National guard duty performed under Title 32 of the United States Code shall not be deemed service in the armed forces of the commonwealth under sections 38, 40 or 41 for the purposes of this section.

(c) An employee of the commonwealth in the armed forces of the commonwealth performing duty under Titles 10 or 32 of the United States Code shall be paid the regular base salary as a public employee for each pay period of such military leave of absence, reduced by any amount received either from the United States or the commonwealth as base pay for military service performed during the same pay period, and shall not lose any seniority or any accrued vacation leave, sick leave, personal leave, compensation time or earned overtime.

*[ Subsection (d) as amended by 2016, 141, Sec. 8 effective July 14, 2016. ]*

(d) An employee of the commonwealth in a reserve component of the armed forces of the United States who is ordered to service for more than 30 consecutive days shall be paid the regular base salary as a public employee for each pay period of such military leave of absence, reduced by any amount received either from the United States or the commonwealth as base pay for military service performed during the same pay period. No such employee shall lose any seniority or accrued vacation leave, sick leave, personal leave, compensation time or earned overtime.

*[ Subsection (e) added by 2016, 141, Sec. 8 effective July 14, 2016.]*

(e) An employee of a county, city or town which, by vote of its county commissioners, city council or inhabitants at a town meeting, has accepted this section or similar provisions of earlier laws, shall be entitled to the benefits and protections of this section or the benefits of the accepted earlier law.

#### **Chapter 40: Section 21: By-laws of towns; purpose**

Section 21. Towns may, for the purposes hereinafter named, make such ordinances and by-laws, not repugnant to law, as they may judge most conducive to their welfare, which shall be binding upon all inhabitants thereof and all persons within their limits. They may, except as herein provided, affix penalties for breaches thereof not exceeding three hundred dollars for each offense, which shall enure to the town or to such uses as it may direct. Notwithstanding the provisions of any special law to the contrary, fines shall be recovered by indictment or on complaint before a district court, or by noncriminal disposition in accordance with section twenty-one D.

(1) For directing and managing their prudential affairs, preserving peace and good order, and maintaining their internal police.

(2) For preventing the fall of snow and ice from roofs and securing the removal thereof in such portions of their limits and to such extent as they deem expedient. The penalty for violation of such by-laws shall apply to the owner of such building or to his agent having the care thereof.

(3) For providing for the removal of snow and ice from the sidewalks, within the limits of the public ways therein to such extent as they deem expedient. The penalty for the violation of such by-laws shall apply to the owner of abutting property or his agent having charge thereof.

(4) For requiring owners of buildings near the line of public ways to erect barriers, or to take other suitable measures to prevent the fall of snow and ice therefrom upon persons traveling on such ways, and to protect such persons from other dangers incident to the maintenance, occupation or use thereof.

(5) For declaring any sewer or drain laid in any land or way, public or private, opened or proposed to be opened for public travel, to be a common sewer, and that it shall not be laid or connected with any existing common sewer except by the board or officers authorized to lay and maintain common sewers.

(6) For regulating, under a penalty not exceeding fifty dollars for each offence, the use of the common sewers and the connections which may be made therewith.

(7) For regulating throughout the town or within a limited portion thereof, by any designated board or commission, the inspection, materials, construction, alteration or use of pipes and fixtures through which water is supplied by public water works; and to prohibit the use of such water by persons neglecting or refusing to comply with such by-laws.

(8) For regulating, under a penalty not exceeding fifty dollars for each offence, the use of reservoirs connected with its water supply and land and driveways appurtenant thereto.

(9) For regulating the width of tires of vehicles owned in such town and used on the highways thereof.

(10) For requiring and regulating the numbering of buildings on or near the line of public or private ways and prescribing by whom and the method in which it shall be done.

(11) For regulating the disposal by town boards, officers or departments of personal property belonging to the town.

(12) For regulating the making of annual reports by boards, officers or departments not required by law to make such reports.

(13) For requiring all town officers to pay all fees received by them by virtue of their office into the town treasury, or to report the amount thereof from time to time to the selectmen, who shall publish the same in the annual town report.

(14) For prohibiting or regulating the leaving of vehicles unattended within the limits of private ways furnishing means of access for fire apparatus to any building.

(15) For regulating the use, occupation and maintenance, by clubs or associations, whether or not incorporated, of dwelling houses used in common by any or all of their members. In

addition to any other remedy provided by law for violation of any ordinance or by-law made under authority of this paragraph, the superior court shall have jurisdiction in equity to restrain any such violation.

(16) For authorizing the superintendent of streets or other officer having charge of ways, for the purpose of removing or plowing snow, or removing ice, from any way, to remove, or cause to be removed, to some convenient place, including in such term a public garage, any vehicle interfering with such work, and for imposing liability for the cost of such removal, and of the storage charges, if any, resulting therefrom, upon the owner of such vehicle.

(16A) For authorizing the board or officer having charge of the collection of garbage and refuse, for the purpose of facilitating such collection, to remove, or cause to be removed, to some convenient place in the city or town, including in such term a public garage, from any portion of a public way therein or from any private way therein open to public use any vehicle parked contrary to a sign within one hundred feet banning parking at such time and place, and for imposing liability for the cost of such removal, and of the storage charges, if any, resulting therefrom, upon the owner of such vehicle.

(16B) For designating areas upon public streets to be used as bicycle lanes and for establishing a noncriminal ticketing procedure against violations of bicycle laws, and a schedule of fines for breaches thereof, not to exceed twenty dollars for each offense.

(17) For prohibiting or regulating the removal of soil, loam, sand or gravel from land not in public use in the whole or in specified districts of the town, and for requiring the erection of a fence or barrier around such area and the finished grading of the same. The superior court shall have jurisdiction in equity to compel compliance with any ordinance or by-law made hereunder. The penalty for violation of any ordinance or by-law made hereunder shall be as follows: for the first offence, fifty dollars; for the second offence, one hundred dollars; and for each subsequent offence, two hundred dollars. Any order or by-law prohibiting such removal hereunder shall not apply to any soil, loam, sand or gravel which is the subject of a permit or license issued under the authority of the town or by the appropriate licensing board of such town or by the board of appeal, or which is to be removed in compliance with the requirements of a subdivision plan approved by the town planning board.

(18) For regulating the inspection, materials, construction, installation, alteration or use of pipes, fittings and fixtures through which gas is supplied within buildings and other structures.

(19) For requiring any person excavating land or any person in charge of such excavation and for requiring any owner of land which has been excavated to erect barriers or take other suitable measures within two days after such person has been notified in writing by the mayor or city manager and the city council, the selectmen or the building inspector, of the city or town in which the land is located that in their opinion such excavation constitutes a hazard to public safety. The penalty for violation of any ordinance or by-law made hereunder shall not exceed two hundred dollars per day for every day such person is in violation of such notice commencing with the fourth day thereof. The superior court shall have jurisdiction in equity to compel compliance with any ordinance or by-law made under the provisions of this clause.

Notwithstanding the foregoing, no person shall be found guilty of a violation of such an ordinance or by-law, nor shall a person be compelled in equity to comply therewith unless, in the opinion of the court, such excavation constitutes a hazard.

(20) For requiring owners of land whereon is located an abandoned well or a well in use, to either provide a covering for such well capable of sustaining a weight of three hundred pounds or to fill same to the level of the ground. The penalty for violation of any ordinance or by-law made hereunder shall be a fine of not less than one hundred dollars nor more than five hundred dollars.

(21) For prohibiting or regulating the parking of any motor vehicle in front of any dwelling house except by the occupants of said dwelling house, provided that notice of said prohibition or regulation is given by the use of portable or permanent signs.

(22) For controlling and abating noise from whatever source, including, without limiting the generality of the foregoing, the right to restrict or limit the use of automobile horns and the operation of motor vehicles in such a manner as to cause excessive noise.

(23) For requiring that designated parking spaces for vehicles either owned and operated by disabled veterans or by handicapped persons and bearing the distinctive number plates authorized by section two of chapter ninety, or for vehicles transporting handicapped persons and displaying the special parking identification plate authorized by said section two of said chapter ninety, or for vehicles bearing the official identification of a handicapped person issued by any other state, or any Canadian Province, be provided in public and private off-street parking areas.

(a) Any ordinance or by-law made hereunder shall require any person or body that has lawful control of a public or private way or of improved or enclosed property used as off-street parking areas for businesses, shopping malls, theaters, auditoriums, sporting or recreational facilities, cultural centers, residential dwellings, or for any other place where the public has a right of access as invitees or licensees, to reserve parking spaces in said off-street parking areas for any vehicle owned and operated by a disabled veteran or handicapped person whose vehicle bears the distinguishing license plate authorized by said section two of said chapter ninety or for any vehicle transporting a handicapped person and displaying the special identification plate authorized by section two of chapter ninety or for any vehicle bearing the official identification of a handicapped person issued by any other state, or any Canadian Province, according to the following formula:?

If the number of parking spaces in any such area is more than fifteen but not more than twenty-five, one parking space; more than twenty-five but not more than forty, five per cent of such spaces but not less than two; more than forty but not more than one hundred, four per cent of such spaces but not less than three; more than one hundred but not more than two hundred, three per cent of such spaces but not less than four; more than two hundred but not more than five hundred, two per cent of such spaces but not less than six; more than five hundred but not more than one thousand, one and one-half per cent of such spaces but not less than ten; more than one thousand but not more than two thousand, one per cent of such spaces but not less

than fifteen; more than two thousand but less than five thousand, three-fourths of one per cent of such spaces but not less than twenty; and more than five thousand, one-half of one per cent of such spaces but not less than thirty.

(b) Parking spaces designated as reserved under paragraph (a) shall be identified by the use of above-grade signs with white lettering against a blue background and shall bear the words "Handicapped Parking: Special Plate Required. Unauthorized Vehicles May be Removed at Owner's Expense". The spaces shall be as near as possible to a building entrance or walkway, shall be adjacent to curb ramps or other unobstructed methods permitting sidewalk access to a handicapped person and shall be at least 8 feet wide, not including the cross hatch access aisle as defined by the architectural access board established in section 13A of chapter 22. The cross hatch access aisle abutting a handicapped parking space shall be considered part of the handicapped parking space to which it abuts to provide individuals who use wheelchairs or other mobility aids with sufficient space to enter and exit their vehicles. No person shall park in the cross hatched access aisle.

(24) For prohibiting or regulating the standing or leaving of vehicles unattended within parking spaces designated as reserved for vehicles owned and operated by disabled veterans or handicapped persons and within certain other areas.

An ordinance or by-law made under this section shall prohibit or regulate the leaving of unauthorized vehicles within parking spaces, including the cross hatch areas, designated for use by disabled veterans or handicapped persons as authorized by clause (23) or in such a manner as to obstruct a curb ramp designed for use by a handicapped person as a means of egress to a street or public way.

The penalty for a violation of an ordinance or by-law made under this section shall be not less than \$100 nor more than \$300 and shall provide for the removal of the vehicle in accordance with section 22D. This penalty shall not be a surchargeable offense under section 113B of chapter 175.

#### **Chapter 40: Section 21D: Noncriminal disposition of ordinance, by-law, rule or regulation violations**

Section 21D. Any city or town may by ordinance or by-law not inconsistent with this section provide for non-criminal disposition of violations of any ordinance or by-law or any rule or regulation of any municipal officer, board or department the violation of which is subject to a specific penalty.

Any such ordinance or by-law shall provide that any person taking cognizance of a violation of a specific ordinance, by-law, rule or regulation which he is empowered to enforce, hereinafter referred to as the enforcing person, as an alternative to initiating criminal proceedings shall, or, if so provided in such ordinance or by-law, may, give to the offender a written notice to appear before the clerk of the district court having jurisdiction thereof at any time during office hours, not later than twenty-one days after the date of such notice. Such notice shall be in triplicate and shall contain the name and address, if known, of the offender, the specific offense charged, and the time and place for his required appearance. Such notice shall be signed by the enforcing

person, and shall be signed by the offender whenever practicable in acknowledgment that such notice has been received.

The enforcing person shall, if possible, deliver to the offender a copy of said notice at the time and place of the violation. If it is not possible to deliver a copy of said notice to the offender at the time and place of the violation, said copy shall be mailed or delivered by the enforcing person, or by his commanding officer or the head of his department or by any person authorized by such commanding officer, department or head to the offender's last known address, within fifteen days after said violation. Such notice as so mailed shall be deemed a sufficient notice, and a certificate of the person so mailing such notice that it has been mailed in accordance with this section shall be prima facie evidence thereof.

At or before the completion of each tour of duty, or at the beginning of the first subsequent tour of duty, the enforcing person shall give to his commanding officer or department head those copies of each notice of such a violation he has taken cognizance of during such tour which have not already been delivered or mailed by him as aforesaid. Said commanding officer or department head shall retain and safely preserve one copy and shall, at a time not later than the next court day after such delivery or mailing, deliver the other copy to the clerk of the court before which the offender has been notified to appear. The clerk of each district court and of the Boston municipal court shall maintain a separate docket of such notices to appear.

Any person notified to appear before the clerk of a district court as hereinbefore provided may so appear and confess the offense charged, either personally or through a duly authorized agent or by mailing to the city or town clerk of the municipality within which the violation occurred together with the notice such specific sum of money not exceeding three hundred dollars as the town shall fix as penalty for violation of the ordinance, by-law, rule or regulation. Such payment shall if mailed be made only by postal note, money order or check. Upon receipt of such notice, the city or town clerk shall forthwith notify the district court clerk of such payment and the receipt by the district court clerk of such notification shall operate as a final disposition of the case. An appearance under this paragraph shall not be deemed to be a criminal proceeding. No person so notified to appear before the clerk of a district court shall be required to report to any probation officer, and no record of the case shall be entered in any probation records.

If any person so notified to appear desires to contest the violation alleged in the notice to appear and also to avail himself of the procedure established pursuant to this section, he may, within twenty-one days after the date of the notice, request a hearing in writing. Such hearing shall be held before a district court judge, clerk, or assistant clerk, as the court shall direct, and if the judge, clerk, or assistant clerk shall, after hearing, find that the violation occurred and that it was committed by the person so notified to appear, the person so notified shall be permitted to dispose of the case by paying the specific sum of money fixed as a penalty as aforesaid, or such lesser amount as the judge, clerk or assistant clerk shall order, which payment shall operate as a final disposition of the case. If the judge, clerk, or assistant clerk shall, after hearing, find that violation alleged did not occur or was not committed by the person notified to appear, that finding shall be entered in the docket, which shall operate as a final disposition of the case. Proceedings held pursuant to this paragraph shall not be deemed to be criminal proceedings. No person disposing of a case by payment of such a penalty shall be required to

report to any probation office as a result of such violation, nor shall any record of the case be entered in the probation records.

If any person so notified to appear before the clerk of a district court fails to pay the fine provided hereunder within the time specified or, having appeared, does not confess the offense before the clerk or pay the sum of money fixed as a penalty after a hearing and finding as provided in the preceding paragraph, the clerk shall notify the enforcing person who issued the original notice, who shall determine whether to apply for the issuance of a complaint for the violation of the appropriate ordinance, by-law, rule or regulation.

As used in this section the term "district court" shall include, within the limits of their jurisdiction, the municipal court of the city of Boston and the divisions of the housing court department of the trial court.

The notice to appear provided for herein shall be printed in such form as the chief justice of the municipal court of the city of Boston shall prescribe for said court, and as the chief justice of the district courts shall prescribe for the district courts. Said notice may also include notice of violations pursuant to section eleven C of chapter eighty-five, section eighteen A of chapter ninety, section one hundred and seventy-three A of chapter one hundred and forty and section sixteen A of chapter two hundred and seventy. Any fines imposed under the provisions of this section shall enure to the city or town for such use as said city or town may direct. This procedure shall not be used for the enforcement of municipal traffic rules and regulations. Chapter ninety C shall be the exclusive method of enforcement of municipal traffic rules and regulations.





**FINANCE COMMITTEE**



**PRSR STD  
U.S. POSTAGE  
PAID  
PERMIT #62  
DEDHAM, MA**