

# Finance Committee Report



ANNUAL TOWN MEETING  
MAY 5, 2014  
MARBLEHEAD VETERANS MIDDLE SCHOOL  
PERFORMING ARTS CENTER  
MARBLEHEAD, MASSACHUSETTS

## **TO THE VOTERS OF MARBLEHEAD**

The Finance Committee respectfully welcomes the opportunity to present this report and to make a series of recommendations concerning the Fiscal Year 2015 (FY15) budget for the Town of Marblehead, as well as other financial matters to be voted on at the 2014 Annual Town Meeting. The Finance Committee is pleased to report that we will present to you a balanced budget recommendation for the ninth consecutive year without proposing a general override of Proposition 2 ½ to achieve that balance.

The budget cycle commenced with a joint meeting of the Board of Selectmen and the Finance Committee on January 16, 2014, during which Town Administrator Jeff Chelgren and Finance Director John McGinn delivered the “State of the Town” fiscal analysis. Their breakdown offered a number of positive factors consistent with a well-managed budget: conservative revenue estimates and no budget deficits across the Town departments and enterprises.

The Town continues to enjoy a AAA bond rating, which is the result of the Town’s long-term consistency regarding budget oversight, strong cooperation from the departments/schools on service levels within level funding expectations, and pro-active management of the largest cost drivers that impact all of the Town (energy reserve fund, health care insurance, and collective bargaining). As a result, despite an overall decline in Net State Aid and a softening of Local Receipts since 2008, the Town has been able to work within the Property Tax Levy 2½% and new growth increases to steadily improve its annual Free Cash position. Free Cash has grown to approximately 8.6% of general fund revenues in line with prudent cash management levels recommended by the Massachusetts Association of Town Finance Committees. Marblehead remains one of the approximately 8% of Massachusetts communities with the S&P’s highest AAA rating.

The positive factors affecting the FY15 budget are (i) the settlement of all Collective Bargaining agreements for FY15, (ii) the continued decline in the volatility of health care costs since the transfer to the State’s Group Insurance Commission (GIC) in 2012, and (iii) the low borrowing costs as a result of the Town’s AAA bond rating. The FY15 projections include two significant unresolved issues that could further impact the budget process: (i) resolution of the FY15 state budget and the impact on State Aid, and (ii) the final Charter School enrollment from Marblehead.

In order to develop the FY15 budget, the following conservative revenue assumptions were made:

- The statutory 2½% increase on the Town’s tax levy and projected new growth combine to generate approximately 3.1% more tax revenues to fund municipal services.

- Net State Aid is consistent with FY14 levels, which includes the assumption for Charter School enrollment of 195 students.
- Local receipts remain at FY14 levels, reflecting the stabilization of receipts in the past three years especially in automobile excise taxes.

On the expense side, assumptions were made on the basis of level-funded expense budgets and multi-year assessments of needs:

- Health insurance budget is projected to increase 6%.
- All existing contractual obligations and cost-of-living increases are funded
- The energy reserve is level-funded for the fourth year in a row at \$533,544 sufficient to cover potential fluctuations for FY15.

Given the history of strictly limiting expense budgets to increases in contractual obligations for the past several years, the Town was able to very selectively increase appropriations beyond contractual obligations based on a multi-year planning approach that has anticipated multi-year offsets. Departmental budgets under the Selectman provide for (i) insurance coverage for job related injuries for fire and police (replacing a self-insured program), (ii) funding a part-time volunteer coordinator for the Council on Aging (which has experienced very large demographic increases for their services), and (iii) an increase in hours for the clerk in the Engineering Department (to cover increased responsibilities associated with the Old and Historic Commission). These three changes amounted to approximately \$46,000 in additional appropriations that were more than offset by the reduction of a full-time Finance Department employee in the FY14 budget. In addition, the budget includes an increase to fund three full-time teachers at the High School in the amount of \$180,000, which provides for pressing short-term needs for the district to address the Superintendent's and School Committee's planned changes at the High School. The Superintendent has agreed to offset this increase in the next three years with equivalent efficiency reductions to recurring expenses at the school and future reductions in employees due to retirement. The budget also provides for a two-year investment totaling \$166,000 (\$83,000 each year) for the complete overhaul and modernization of the Fire Department's fire alarm system and a \$30,000 two-year legal expense (\$15,000 each year) to update the Town's Zoning Ordinance. Finally, the budget in **Article 11** provides for a \$100,000 increase to the Public Buildings & Equipment capital outlay article for the Town. This increase is a direct result of the Schools agreeing under the Superintendent's leadership this year to integrate the School buildings under the Town's capital planning process (the Town already manages the Schools' rolling stock under the Town's Rolling Stock Equipment capital outlay article). The unification of all Town and School building assets under one dedicated capital expenditure appropriation is an important step in providing much needed focus on the efficient long-term maintenance of the School buildings as part of the Town's capital planning efforts.

Accordingly, we were able to ask town departments to prepare level funded expense budgets, identify short term needs offset by longer-term reductions, and fund mission-critical upgrades to the services in the town within a balanced budget under the Proposition 2½ constraints.

During the budget season, the Finance Committee formed smaller liaison groups to work with department heads, managers, administrators, and elected officials to review their respective budgets in a series of posted liaison meetings. The Finance Committee held budget meetings to discuss and vote on recommendations of the individual department budgets. The Finance Committee then held an open public hearing on the Town Warrant, and we voted to make our recommendations, contained in this book, to Town Meeting.

Assuming Finance Committee recommendations on the various money articles are accepted by the Town Meeting, the FY15 budget, as presented in **Article 23** will be balanced.

The collaboration among town departments and schools was an essential component of being able to present you with a balanced budget. The Finance Committee would like to thank and commend all department heads, union representatives, appointed and elected boards, and involved citizens for all of their efforts this year.

We specifically wish to express our thanks to the Board of Selectman, the Town Administrator Jeff Chelgren, and the Finance Director John McGinn for the significant time, resources, and guidance that they dedicated to this budget process. We also wish to thank the Superintendent of the Schools and the School Committee for their transparency, hard work, and open dedication to a stable system of governance and accountability in the budget process. Thanks too to our colleagues on the Finance Committee for their devoted efforts during the FY15 budget cycle. It goes without saying that we are grateful to our Secretary, Bob Ross, for his enduring support and guidance.

Respectfully submitted,

M. C. Moses Grader  
Chairman, Marblehead Finance Committee

Patricia Moore  
Vice Chairman, Marblehead Finance Committee

Benjamin Berman  
Vice Chairman, Marblehead Finance Committee

## Fiscal 2013 RESERVE FUND

The following is an accounting of funds entrusted to the Finance Committee for Fiscal 2013 Reserve Fund use.

Reserve Fund -- Fiscal 2013 ending June 30, 2013..... \$144,000.00

### DEPARTMENTS FUNDS TRANSFERRED TO:

Selectmen Out of State Travel.....	1,900.00	
Selectmen Out of State Travel.....	66.00	
Town Counsel Expense.....	7,000.00	
Town Counsel Expense.....	5,500.00	
Election & Registration Salaries.....	11,000.00	
Election & Registration Expense.....	2,000.00	
Public Buildings Expense.....	12,500.00	
Police Expense.....	1,500.00	
Fire Expense.....	25,000.00	
Fire Expense.....	5,000.00	
Building Commission Expense.....	600.00	
Building Commission Local Travel.....	1,132.00	
Library Salaries.....	500.00	
Park Expense.....	17,000.00	
Total Transferred .....		<u>\$90,698.00</u>
Returned to Treasury .....		<u><u>\$53,302.00</u></u>

## Fiscal 2014 RESERVE FUND

The following detail represents funds voted to various departments by the Finance Committee from the Reserve Fund covering the period July 1, 2013 thru April 12, 2014.

Annual Town Meeting Appropriation May 6, 2013 ..... \$144,000.00

### DEPARTMENTS FUNDS TRANSFERRED TO:

Building Inspection Expense.....	\$4,723.00	
Cemetery Expense.....	9,940.00	
Council on Aging Expense.....	8,142.33	
Total Transferred.....		<u>\$22,805.33</u>
Balance Remaining .....		<u><u>\$121,194.67</u></u>

Respectfully Submitted,  
MARBLEHEAD FINANCE COMMITTEE

Moses Grader, Chairman  
Patricia Moore, Vice-Chairman  
Benjamin Berman, Vice-Chairman  
Emily Belfbecker  
Rick Doron  
Matthew Herring  
Paul Pruett  
Robert Ross, Clerk

**Article 1 Pledge of Allegiance**

To see if the Town will vote to amend Chapter 174 of the Town bylaws by adding a new section, 174-14, that would require the recitation of the United States Pledge of Allegiance at the beginning of any session of Town Meeting as follows: “§174-14 – Pledge of Allegiance. Each session of Town Meeting shall begin with the recitation of the United States Pledge of Allegiance.”, or take any other action relative thereto. Sponsored by Joan D. Cutler and others.

**No recommendation under this article.**

**Article 2 Articles in Numerical Order**

To see if the Town will vote to adopt an order requiring articles in the Warrant to be taken up in their numerical order, or take any action relative thereto. Sponsored by the Board of Selectmen.

**No recommendation under this article.**

**Article 3 Reports of Town Officers and Committees**

To receive the report of the Town Accountant, the reports of the Town Officers, and special Committees, or take any action relative thereto. Sponsored by the Board of Selectmen.

**Recommended: That this article be adopted.**

**Article 4 Assume Liability**

To see if the Town will assume liability in the manner provided by Section 29 of Chapter 91 of the General Laws, for all damages that may be incurred by work to be performed by the Massachusetts Highway Department for the improvement, development, maintenance and protection of tidal and non-tidal rivers and streams, harbors, tidewaters, foreshores and shores along a public beach in accordance with Section 11 of Chapter 91 of the General Laws and authorize the Selectmen to execute and deliver a bond of indemnity therefor to the Commonwealth, or take any other action relative thereto. Sponsored by the Board of Selectmen.

**Recommended: That this article be adopted.**

**Article 5 Accept Trust Property**

To see if the Town will vote to accept certain trust property, gifts or grants to be administered by the Town or modify the terms thereof, or take any other action relative thereto. Sponsored by Town Counsel.

**Recommended: To accept the Elaine H. Sorenson Trust**

**Article 6 Lease Town Property**

To see if the Town will vote to authorize the appropriate Town Officers to let or lease such land, buildings or structures owned by the Town on such terms as they may determine, or take any other action relative thereto. Sponsored by the Board of Selectmen.

**Recommended: That this article be adopted.**

**Article 7 Unpaid Accounts**

To see if the Town will vote to appropriate or transfer from available funds a sum of money to provide for the payment of any unpaid accounts brought forward from previous years, or take any other action relative thereto. Sponsored by the Finance Director.

**Recommended: That the sum of \$570.00 be appropriated as follows:**

<b>Article 39, 2011 Glover School Construction</b>	<b>210.00</b>
<b>School Lunch Fund</b>	<b>110.00</b>
<b>METCO Grant</b>	<b>250.00</b>

**Article 8 Revolving Funds**

To see if the Town will vote to authorize various revolving funds as required by M.G.L. c 44 s.53E ½, or take any other action relative thereto. Sponsored by the Board of Selectmen.

**Recommended:** To continue the authorization of the following revolving funds as required by M.G.L. C.44, §53E 1/2 as recommended by the Board of Selectmen.

1. **Historical Commission Gift Shop Revolving Fund** in the amount of \$13,000 in fiscal 2015 for the use of the Historical Commission to be taken from Historical Commission revenues from the sale of items at the gift shop operated by said commission; said appropriation to be used for expenses of operating said gift shop; and expended by the Commission.
2. **Recreation and Park Revolving Fund** in the amount of \$300,000 in fiscal 2015 for the use of the Recreation and Park Commission to be taken from revenues in connection with recreation programs and activities including teen center, program fees, rentals, miscellaneous sales, promotional fees, \$5.00 of out of town parking fees charged on weekends and various recreational fund raising events; said appropriation to be used for the expense of said activities including equipment and promotions; and expended by the Commission.
3. **Council on Aging Revolving Fund** in the amount of \$250,000 in fiscal 2015 for the use of the Council on Aging Board of Directors to be taken from revenues in connection with the meals on wheels, and nutrition programs, mini-bus donations, trips, miscellaneous programs, instructional classes, recreational programs, games and tournaments, luncheons and entertainment, and other activities including program fees, fund raising, rentals, miscellaneous sales and promotional fees; said appropriation to be used for the expense of said activities and trips, including equipment and promotions; and expended by the Council on Aging Board of Directors.
4. **Dog Officer/Animal Control Officer Revolving Fund** in the amount of \$20,000 in fiscal 2015 for the use of the Dog Officer to be taken from revenues in connection with fees, reimbursements, deposits and refunds of animal medical expenses including spay and neuter expenses, miscellaneous other sales and various fund raising events; said appropriation to be used for the expense of said programs and activities including medical bills, animal food, pet supplies and equipment, and promotional expenses; and expended by the Dog Officer/ Animal Control Officer.
5. **RAD Program Revolving Fund** in the amount of \$7,500 in fiscal 2015 for the use of the Police Chief to be taken from revenues in connection with tuition, fees, reimbursements, miscellaneous sales, gifts and donations of the RAD program; said appropriation to be used for the expense of said program including salaries and expenses including equipment.
6. **School Tuition Revolving Fund** in the amount of \$46,500 in fiscal 2015 for the use of the School Committee to be taken from revenues in connection with tuition's from nonimmigrant foreign students; said appropriation to be used for the expenses of instruction including salaries, instructional supplies and equipment.
7. **Commercial Waste Revolving Fund** in the amount of \$450,000 in fiscal 2015 for the use of the Board of Health to be taken from revenues in connection with commercial waste disposal receipts; said fund to be expended for the cost of solid waste disposal.
8. **Conservation Fines Revolving Fund** in the amount of \$10,000 in fiscal 2015 for the use of the Conservation Commission to be taken from revenues in connection with receipts collected from fines assessed by the commission; said fund to be expended for remediation of wetlands violations and for the care and maintenance of lands under the control and jurisdiction of the Conservation Commission.
9. **Sump Pump Improvement Revolving Fund** in the amount of \$25,000 in fiscal 2015 for the use of the Sewer and Water Commission; to be taken from revenues in connection with receipts collected from money received as

a result of permitting fees; said fund to be expended for the aid in removal of sump pumps currently tied into the sewer system.

10. **Special Education Revolving Fund in the amount of \$500,000 in fiscal 2015 for the use of the School Committee; revenues to be taken from tuition collected for special education students tuition in to the Marblehead Public Schools and from funds collected to pay for the other special education contracted services for out of district special education students being provided service through the North Shore Special Education Consortium and other approved special education public and private placements; said funds to be expended on costs directly related to the special education programs provided to these out of district students.**

11. **Storm Water By-Law Revolving Fund in the amount of \$10,000 in fiscal 2015 for the use of the conservation Commission; to be taken from revenues in connection with receipts collected from application fees associated with the town's storm water management and erosion control regulations; said funds to be expended for expenses related to the enforcement and administration of the Storm water By-Law.**

#### **Article 9 Walls and Fences**

To see if the Town will vote to raise and appropriate a sum of money for the construction and reconstruction of walls and fences for the protection of highways and property, including engineering services in connection therewith; to authorize the appropriate Town Officers to acquire by purchase, eminent domain or otherwise, any land or easements necessary therefor; to determine whether this appropriation shall be raised by borrowing or otherwise, or take any other action relative thereto. Sponsored by the Board of Selectmen.

**Recommended: That the sum of \$7,500.00 be appropriated.**

#### **Article 10 Purchase of Equipment of Several Departments**

To see if the Town will raise and appropriate any sums of money for the purchase of equipment for the several departments of the Town; to authorize the Board of Selectmen to trade old equipment as part of the purchase price; to determine whether this appropriation shall be raised by borrowing or otherwise, or take any other action relative thereto. Sponsored by the Finance Committee.

**Recommended: That the sum of \$424,615.00 be appropriated, and to meet this appropriation; \$45,000.00 is to be transferred from Sewer Retained Earnings and \$379,615.00 is to be raised by taxation. To include the following:**

<b>Waste Collection Department</b>	<b>Park Department</b>
<b>1 Hauling Tractor</b>	<b>1 Plow</b>
<b>Highway Department</b>	<b>1 Loader Tractor</b>
<b>1 Dump Truck</b>	<b>School</b>
<b>1 Pick-up Truck w/plow</b>	<b>1 Passenger Van</b>
<b>Loader Tires</b>	<b>Police</b>
<b>Sewer Department</b>	<b>Police Vehicles</b>
<b>1 Generator</b>	

#### **Article 11 Capital Improvements for Public Buildings**

To see if the Town will vote to raise and appropriate a sum of money for remodeling, reconstructing and making extraordinary repairs to existing Town or School buildings and the purchase of necessary equipment including computer hardware and software to determine whether this appropriation shall be raised by borrowing or otherwise, or take any other action relative thereto. Sponsored by the Board of Selectmen.

**Recommended: That the sum of \$285,474.00 be appropriated. \$260,000.00 to be raised by taxation and \$25,474.00 to be taken from the sale of lots fund.**

<b>Abbot Library</b>	<b>Old Town House</b>
<b>Cupola Repair</b>	<b>Paint Exterior</b>

**Tower Way Garage**  
    **Replace 2 Door Lift Motors**  
    **Replace Heating Unit**  
**Multiple Buildings**  
    **Replace Defibrillators**  
    **Upgrade Lighting**  
**Traffic Signals**  
    **34 LED Traffic Lights**  
    **Replace Terminal Box Hewitt St**  
    **Various Traffic Light Equipment**  
**Cemetery**  
    **12 Ft Ramps**  
    **Water System Upgrade**

**Fire Department**  
    **Exterior Painting**  
    **Replace Windows**  
**Park & Recreation**  
    **Repair Storage Ares**  
    **Divider for Game Room**  
**School**  
    **Security & Safety Initiatives**  
    **Bell School Carpet**  
    **HVAC Upgrades All Buildings**

**Article 12 Water Department Construction**

To see if the Town will vote to appropriate a sum of money to be expended by the Water and Sewer Commission for the construction, reconstruction and extending of water mains, replacement of water meters, appurtenances, engineering, consultants, surveys including revenue studies and other general Water Department purposes, and to authorize the Board of Water and Sewer Commissioners to acquire by purchase, eminent domain or otherwise any lands or easements necessary, or take any other action relative thereto. Sponsored by the Board of Water and Sewer Commissioners.

**Recommended: That the sum of \$877,700.00 be appropriated, to be taken from Water Retained Earnings**

**Article 13 Sewer Department Construction**

To see if the Town will vote to appropriate a sum of money to be expended by the Water and Sewer Commission for the construction or reconstruction of sewers for sanitary purposes and for sewerage disposal, pump stations, original pumping equipment, metering equipment, safety equipment, replacement of said equipment, engineering, consultants, surveys, including revenue studies and other general Sewer Department purposes, and to authorize the Board of Water and Sewer Commissioners to acquire by purchase, eminent domain or otherwise any lands or easements necessary, or take any other action relative thereto. Sponsored by the Board of Water and Sewer Commissioners.

**Recommended: That the sum of \$631,391.00 be appropriated, to be taken from Sewer Retained Earnings.**

**Article 14 Storm Drainage Construction**

To see if the Town will vote to appropriate a sum of money for the construction, reconstruction and maintenance of storm sewers for surface drainage purposes, and to authorize the appropriate Town Officers to acquire by purchase, eminent domain or otherwise, any land or easements necessary therefor, and to raise the money for such purposes by the issue of bonds or notes or in any other manner, or take any other action relative thereto. Sponsored by the Board of Water and Sewer Commissioners.

**Recommended: That the sum of \$324,000.00 be appropriated.**

**Article 15 Water and Sewer Commission Claims**

To see if the Town will vote to authorize the Water and Sewer Commission and the Board of Selectmen acting jointly to compromise any claims for damages or suits pending against the Town of Marblehead on account of acts which may have occurred during the construction of the water, sewer and storm water system, or take any other action relative thereto. Sponsored by the Board of Water and Sewer Commissioners.

**Recommended: That this article be adopted.**

**Article 16 Proposed Reclassification and Pay Schedule (Administrative)**

To see if the Town will vote to amend Chapter 121 of the Bylaws, Classification and Wage Salary Plan, by changing certain job titles where indicated and reclassify certain positions in the Administrative Pay Schedule; to strike out the pay schedule as it relates to Administrative personnel, substitute in place thereof the new pay schedules and to transfer from available funds and/or appropriate a sum of money to make said new pay schedules effective, or take any other action relative thereto. Sponsored by the Board of Selectmen.

**Recommendation: That this article be adopted with a 1% cost of living increase effective July 1, 2014 and .5% cost of living increase effective June 30, 2015**

**Article 17 Proposed Pay Schedule and Reclassification (Traffic Supervisors)**

To see if the Town will vote to amend Chapter 121 of the Bylaws, Classification and Wage Salary Plan, by changing certain job titles where indicated and reclassify certain positions in the Traffic Supervisors Pay Schedule; to waive the pay schedule as it relates to Traffic Supervisor personnel, substitute in place thereof the new pay schedules and to transfer from available funds and/or appropriate a sum of money to make said new pay schedules effective, or take any other action relative thereto. Sponsored by the Board of Selectmen.

**Recommendation: That this article be adopted with a 1% cost of living increase effective July 1, 2014 and .5% cost of living increase effective June 30, 2015**

**Article 18 Proposed Reclassification and Pay Schedule (Seasonal and Temporary Personnel)**

To see if the Town will vote to amend Chapter 121 of the Bylaws, Classification and Wage Salary Plan, by changing certain job titles where indicated and reclassify certain positions in the Seasonal and Temporary Personnel Pay Schedules; strike out the pay schedules as they relate to seasonal and temporary personnel, substitute in place thereof the new pay schedules and to transfer from available funds and/or appropriate a sum of money to make said new pay schedules effective, or take any other action relative thereto. Sponsored by the Board of Selectmen.

**Recommendation: That this article be adopted with a 1% cost of living increase effective July 1, 2014 and .5% cost of living increase effective June 30, 2015**

**Article 19 Compensation - Town Officers**

To see if the Town will vote to revise the compensation of the Town Clerk as the Town by vote may determine and to transfer from available funds and/or appropriate a sum of money to make said revision effective, or take any other action relative thereto. Sponsored by the Board of Selectmen.

**Recommendation: That the yearly compensation of the Town Officer named in this article be as follows:**

**Town Clerk \$73,138.46**

**Said amount to be in full compensation for services as Town Clerk. All fees received by the Town Clerk in their official capacity to be accounted for to the Town Revenue Officer.**

**That the Town Clerk as elected and having served in that position or as a regular full-time employee for five consecutive years, and for each applicable additional five years on such basis, shall be paid longevity pay annually, in addition to her weekly salary.**

**Eligibility will be determined on November 30 each year and payment made to the official with the first regular payroll of December of that year. Only those in office on the determination date and qualified by their consecutive years of service, as described above, shall receive longevity pay for the calendar year.**

**Annual longevity for Town Clerk**

**Pay Schedule  
Not less than 5 years \$300.00**

<b>Not less than 10 years</b>	<b>400.00</b>
<b>Not less than 15 years</b>	<b>500.00</b>
<b>Not less than 20 years</b>	<b>600.00</b>
<b>Not less than 25 years</b>	<b>700.00</b>
<b>30 years and over</b>	<b>800.00</b>

**Article 20 Financial Assistance for Conservation**

To see if the Town will vote to authorize the Conservation Commission and other proper officers of the Town to apply for financial assistance from public and private sources to be expended by the Conservation Commission for the purchase of vacant land and any other purpose, authorized by Section 8C of Chapter 40 of the General Laws as amended, or to reimburse the Town for sums of money expended for such purposes, or both, or take any other action relative thereto. Sponsored by the Conservation Commission.

**Recommended: That this article be adopted.**

**Article 21 Essex North Shore Agricultural and Technical School District**

To see if the Town will vote to approve the gross operating and maintenance budget of the Essex North Shore Agricultural and Technical School District for the fiscal year commencing July 1, 2014 and appropriate a sum of money for the Town’s assessment of the same, or take any other action relative thereto. Sponsored by the Board of Selectmen.

**Recommendation to be made at Town Meeting.**

**Article 22 Available Funds Appropriate to Reduce Tax Rate**

To see if the Town will vote to appropriate free cash balance in the hands of the Town Treasurer, including any surplus or part of surplus in the Electric Light Department for use of the Assessors in making the tax rate, or take any other action relative thereto. Sponsored by the Finance Director.

**Recommended: That the sum of \$4,830,000.00 be appropriated for the use of the Assessors in making the Tax Rate.**

<b>From Free Cash</b>	<b>\$ 4,500,000.00</b>
<b>From Electric Surplus</b>	<b>330,000.00</b>
	<b><u>\$ 4,830,000.00</u></b>

**Article 23 Expenses of Several Departments**

To see what sums of money the Town will raise and appropriate, including appropriations from Federal Revenue Sharing moneys, to defray the necessary and usual expenses of the several departments of the Town for the fiscal year beginning July 1, 2014, or take any other action relative thereto. Sponsored by the Finance Department.

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**TABLE OF ESTIMATED APPROPRIATIONS**  
**(Required by Mass. General Laws, Chapter 41, Section 60)**

Fiscal 2013		Fiscal 2014			Fiscal 2015			
Appropriation	Expended	Appropriation	6 Mos. Actual	6 Mos. Estimated	Item No.		Departmental Requests	Recommended
<b>GENERAL GOVERNMENT</b>								
100.00	100.00	100.00		100.00	1	<b>Moderator</b> Officials Expense	100.00	100.00
5,500.00	5,500.00	5,500.00	2,750.00	2,750.00	2	<b>Selectmen</b> Officials Expense	5,500.00	5,500.00
332,128.00	330,223.00	340,173.00	168,714.52	171,458.48	3	Salaries	344,589.00	344,589.00
92,163.00	45,794.79	92,163.00	27,617.88	64,545.12	4	Expense	91,913.00	91,913.00
7,000.00	60.00	7,000.00	2,111.50	4,888.50	5	Zoning Board Legal Services	7,000.00	7,000.00
3,966.00	3,965.02	2,000.00		2,000.00	6	Out of State Travel	2,000.00	2,000.00
<b>440,757.00</b>	<b>385,542.81</b>	<b>446,836.00</b>	<b>201,193.90</b>	<b>245,642.10</b>			<b>451,002.00</b>	<b>451,002.00</b>
8,477.00	8,477.00	8,647.00	4,323.52	4,323.48	7	<b>Finance Committee</b> Salaries	8,734.00	8,734.00
5,585.00	3,146.77	5,585.00	273.00	5,312.00	8	Expense	5,585.00	5,585.00
175.00	84.15	175.00		175.00	9	Local Travel	175.00	175.00
<b>14,237.00</b>	<b>11,707.92</b>	<b>14,407.00</b>	<b>4,596.52</b>	<b>9,810.48</b>			<b>14,494.00</b>	<b>14,494.00</b>
144,000.00		144,000.00		144,000.00	10	<b>Reserve Fund</b>	144,000.00	144,000.00
85,698.00						Less Transfers		
<u>58,302.00</u>		<u>144,000.00</u>		<u>144,000.00</u>		Net		
656,339.00	616,198.12	626,664.00	311,245.96	315,418.04	12	<b>Finance</b> Salaries	633,026.00	633,026.00
246,205.00	242,528.57	268,310.00	105,502.28	162,807.72	13	Expense	268,310.00	268,310.00
<b>902,544.00</b>	<b>858,726.69</b>	<b>894,974.00</b>	<b>416,748.24</b>	<b>478,225.76</b>			<b>901,336.00</b>	<b>901,336.00</b>
300.00	300.00	300.00		300.00	17	<b>Assessor</b> Officials Expense	300.00	300.00
185,904.00	184,532.28	190,959.00	94,770.49	96,188.51	18	Salaries	192,844.00	192,844.00
33,785.00	32,086.02	103,785.00	25,270.94	78,514.06	19	Expense	103,785.00	103,785.00
400.00	352.92	400.00		400.00	20	Local Travel	400.00	400.00
<b>220,389.00</b>	<b>217,271.22</b>	<b>295,444.00</b>	<b>120,041.43</b>	<b>175,402.57</b>			<b>297,329.00</b>	<b>297,329.00</b>
2,000.00	2,000.00	2,000.00	1,000.00	1,000.00	29	<b>Town Counsel</b> Salaries	2,000.00	2,000.00
75,432.00	71,402.48	62,932.00	28,640.00	34,292.00	30	Expense	79,725.00	79,725.00
<b>77,432.00</b>	<b>73,402.48</b>	<b>64,932.00</b>	<b>29,640.00</b>	<b>35,292.00</b>			<b>81,725.00</b>	<b>81,725.00</b>
10,484.00	5,420.56	10,484.00	1,449.35	9,034.65	35	<b>Parking Tickets</b> Expense	10,484.00	10,484.00
158,732.00	151,333.88	161,222.00	76,051.62	85,170.38	39	<b>Town Clerk</b> Salaries	164,360.00	164,360.00
9,037.00	7,338.51	9,037.00	3,268.31	5,768.69	40	Expense	9,037.00	9,037.00
<b>167,769.00</b>	<b>158,672.39</b>	<b>170,259.00</b>	<b>79,319.93</b>	<b>90,939.07</b>			<b>173,397.00</b>	<b>173,397.00</b>

Fiscal 2013		Fiscal 2014			Item No.		Fiscal 2015	
Appropriation	Expended	Appropriation	6 Mos. Actual	6 Mos. Estimated			Departmental Requests	Recommended
33,750.00	27,529.82	13,250.00	150.00	13,100.00	43	<b>Election &amp; Registration</b>		
23,865.00	23,691.46	21,865.00	5,938.75	15,926.25	44	Salaries	22,750.00	22,750.00
						Expense	21,865.00	21,865.00
<b>57,615.00</b>	<b>51,221.28</b>	<b>35,115.00</b>	<b>6,088.75</b>	<b>29,026.25</b>			<b>44,615.00</b>	<b>44,615.00</b>
1,675.00	1,675.00	1,675.00	141.44	1,533.56	50	<b>Planning Board</b>		
						Expense	1,675.00	1,675.00
90,159.00	86,015.31	92,904.00	46,864.03	46,039.97	55	<b>Public Buildings</b>		
113,600.00	109,030.73	101,100.00	33,358.45	67,741.55	56	Salaries	93,795.00	93,795.00
400.00	164.22	400.00	133.81	266.19	57	Expense	101,100.00	101,100.00
						Local Travel	400.00	400.00
<b>204,159.00</b>	<b>195,210.26</b>	<b>194,404.00</b>	<b>80,356.29</b>	<b>114,047.71</b>			<b>195,295.00</b>	<b>195,295.00</b>
4,300.00	3,417.23	4,300.00		4,300.00	59	<b>Town Reports</b>		
43,000.00	43,000.00	43,000.00	31,000.00	12,000.00	60	Town Audit	4,300.00	4,300.00
							43,000.00	43,000.00
<b>2,202,763.00</b>	<b>2,005,367.84</b>	<b>2,319,930.00</b>	<b>970,575.85</b>	<b>1,349,354.15</b>		<b>TOTAL GENERAL GOVERNMENT</b>	<b>2,362,752.00</b>	<b>2,362,752.00</b>

**PUBLIC SAFETY**

3,102,714.00	3,008,479.90	3,169,810.00	1,525,204.93	1,644,605.07	62	<b>Police Department</b>		
188,899.00	188,494.01	175,899.00	116,547.50	59,351.50	63	Salaries	3,221,009.00	3,221,009.00
10,000.00		10,000.00	122.68	9,877.32	64	Expense	175,899.00	175,899.00
						Indemnif. of Officers	5,000.00	5,000.00
<b>3,301,613.00</b>	<b>3,196,973.91</b>	<b>3,355,709.00</b>	<b>1,641,875.11</b>	<b>1,713,833.89</b>			<b>3,401,908.00</b>	<b>3,401,908.00</b>
2,929,103.00	2,873,209.46	3,002,141.00	1,429,997.60	1,572,143.40	68	<b>Fire Department</b>		
170,408.00	165,689.17	160,408.00	102,129.46	58,278.54	69	Salaries	3,068,383.00	3,068,383.00
					70	Expense	164,920.00	164,920.00
						Fire Alarm Expense	84,200.00	84,200.00
<b>3,099,511.00</b>	<b>3,038,898.63</b>	<b>3,162,549.00</b>	<b>1,532,127.06</b>	<b>1,630,421.94</b>			<b>3,317,503.00</b>	<b>3,317,503.00</b>
454,308.00	418,572.31	469,203.00	218,130.89	251,072.11	73	<b>Building Inspection</b>		
10,355.00	10,153.50	24,755.00	9,448.13	15,306.87	74	Salaries	474,510.00	474,510.00
4,132.00	4,132.00	3,500.00	1,719.49	1,780.51	75	Expense	21,355.00	21,355.00
						Local Travel	3,500.00	3,500.00
<b>468,795.00</b>	<b>432,857.81</b>	<b>497,458.00</b>	<b>229,298.51</b>	<b>268,159.49</b>			<b>499,365.00</b>	<b>499,365.00</b>
250.00	90.00	250.00		250.00	80	<b>Sealer of Weights &amp; Measures</b>		
						Expense	250.00	250.00
2,400.00	2,400.00	2,400.00	1,200.00	1,200.00	86	<b>Animal Inspector</b>		
						Salaries	2,400.00	2,400.00
<b>6,872,569.00</b>	<b>6,671,220.35</b>	<b>7,018,366.00</b>	<b>3,404,500.68</b>	<b>3,613,865.32</b>		<b>TOTAL PUBLIC SAFETY</b>	<b>7,221,426.00</b>	<b>7,221,426.00</b>

**EDUCATION**

30,079,749.00	30,079,719.87	30,942,936.00	12,860,648.07	18,082,287.93	101	<b>Schools</b>		
<b>30,079,749.00</b>	<b>30,079,719.87</b>	<b>30,942,936.00</b>	<b>12,860,648.07</b>	<b>18,082,287.93</b>		<b>TOTAL SCHOOLS</b>	<b>31,787,615.00</b>	<b>31,787,615.00</b>

Fiscal 2013		Fiscal 2014			Item No.	Fiscal 2015	
Appropriation	Expended	Appropriation	6 Mos. Actual	6 Mos. Estimated		Departmental Requests	Recommended

**SCHOOL RECEIPTS AND REIMBURSEMENTS -- FISCAL 2013**

	Funds Received for General Purposes or Reserved for Appropriation	Funds Received to be Expended without Appropriation
School Chapter 70 Aid .....	\$4,677,641.00	
Charter School Aid.....		
Charter School Capital Facility.....	400,458.00	
Charter School Assessment.....	-2,017,464.00	
School Choice Assessment.....	-25,305.00	
Essex Agricultural Assessment.....	-49,900.00	
<b>Revolving Funds</b>		
All Day Kindergarten .....		\$496,559.74
Athletic Programs .....		34,508.70
Fine Arts.....		5,330.00
Guidance Services Fund .....		4,200.00
Insurance Reimbursement.....		6,244.81
Lost Books .....		1,117.77
School Building Rent .....		127,625.92
School Lunch - State & Federal .....		158,803.60
School Lunch - Sale of Lunches .....		490,237.62
School Lunch General Fund Transfer..		120,341.99
School User Fees .....		232,257.20
School Tuition.....		61,176.11
Special Education Tuition.....		407,419.88
<b>Federal, State and Private Grants</b>		
Academic Support Services.....		9,700.00
Cable TV Grant.....		4,000.00
Circuit Breaker.....		533,514.00
COPS Secure our Schools.....		44,000.00
Ed Jobs.....		
Essential School Health.....		82,820.00
Metco .....	12,900.00	385,263.00
Quality Full day Kindergarten.....		135,024.00
Race to the Top.....		49,539.00
School Turf Grant.....		937,650.00
Special Education Grant.....		3,000.00
SPED 94-142.....		714,319.00
SPED Childhood Allocation.....		7,634.40
SPED Program Improvement.....		23,526.00
Title IIA Teacher Quality.....		50,377.00

Fiscal 2013		Fiscal 2014			Item No.	Fiscal 2015	
Appropriation	Expended	Appropriation	6 Mos. Actual	6 Mos. Estimated		Departmental Requests	Recommended
	Title 1.....			204,223.00			
<b>Donation Funds</b>							
	Bell School Donation.....			10,209.06			
	Bell School Technology Donation.....			6,455.67			
	Coffin/Gerry Donation.....			8,498.40			
	Glover School Donation.....			6,821.67			
	High School Donation.....			10,814.38			
	Veterans School Donation.....			24,356.27			
	Village School Donation.....			68,012.73			
			<u>\$2,998,330.00</u>	<u>\$5,465,580.92</u>			
			<u>\$8,463,910.92</u>				

**PUBLIC WORKS & FACILITIES**

					<b>Engineering</b>			
111,615.00	111,384.62	114,813.00	57,130.89	57,682.11	105	Salaries	126,147.00	126,147.00
10,395.00	7,790.26	10,395.00	757.95	9,637.05	106	Expense	10,645.00	10,645.00
500.00					107	Local Travel		
<b>122,510.00</b>	<b>119,174.88</b>	<b>125,208.00</b>	<b>57,888.84</b>	<b>67,319.16</b>			<b>136,792.00</b>	<b>136,792.00</b>
					Source:			
6,000.00		6,000.00				Conservation Wetlands Fee		6,000.00
116,510.00		119,208.00				Taxation		130,792.00
<u>122,510.00</u>		<u>125,208.00</u>						<u>136,792.00</u>
					<b>Highway</b>			
745,683.00	736,385.82	771,295.00	366,705.49	404,589.51	112	Salaries	774,679.00	774,679.00
87,084.00	79,845.65	87,084.00	51,302.17	35,781.83	113	Expense	89,284.00	89,284.00
<b>832,767.00</b>	<b>816,231.47</b>	<b>858,379.00</b>	<b>418,007.66</b>	<b>440,371.34</b>			<b>863,963.00</b>	<b>863,963.00</b>
33,750.00	29,602.96	33,750.00	24,417.82	9,332.18	116	Maintain Streets and Sidewalks	33,750.00	33,750.00
100,000.00	282,401.21	100,000.00	75,804.33	24,195.67	117	Snow Removal	100,000.00	100,000.00
128,820.00	116,607.82	128,820.00	51,229.14	51,790.51	118	Street Lighting	128,820.00	128,820.00
<b>1,095,337.00</b>	<b>1,244,843.46</b>	<b>1,120,949.00</b>	<b>569,458.95</b>	<b>551,490.05</b>			<b>1,126,533.00</b>	<b>1,126,533.00</b>
					<b>Waste Collection</b>			
283,364.00	279,900.82	295,578.00	146,141.87	149,436.13	126	Salaries	305,662.00	305,662.00
1,687,655.00	1,360,425.86	1,708,535.00	663,865.55	1,044,669.45	127	Expense	1,724,823.00	1,724,823.00
1,512.00	1,512.00				128	Local Travel		
<b>1,972,531.00</b>	<b>1,641,838.68</b>	<b>2,004,113.00</b>	<b>810,007.42</b>	<b>1,194,105.58</b>			<b>2,030,485.00</b>	<b>2,030,485.00</b>
					<b>Drains</b>			
102,048.00	92,817.74	105,015.00	46,454.70	58,560.30	132	Salaries	105,015.00	105,015.00
5,150.00	3,173.32	5,150.00	2,183.50	2,966.50	133	Expense	5,150.00	5,150.00
<b>107,198.00</b>	<b>95,991.06</b>	<b>110,165.00</b>	<b>48,638.20</b>	<b>61,526.80</b>			<b>110,165.00</b>	<b>110,165.00</b>

Fiscal 2013		Fiscal 2014			Item No.		Fiscal 2015	
Appropriation	Expended	Appropriation	6 Mos. Actual	6 Mos. Estimated			Departmental Requests	Recommended
300.00	300.00	300.00		300.00	141	<b>Cemetery</b> Officials Expense	300.00	300.00
306,070.00	290,314.09	303,668.00	155,185.49	148,482.51	142	Salaries	310,151.00	310,151.00
21,846.00	19,201.02	21,846.00	13,019.45	8,826.55	143	Expense	21,846.00	21,846.00
<b>328,216.00</b>	<b>309,815.11</b>	<b>325,814.00</b>	<b>168,204.94</b>	<b>157,609.06</b>			<b>332,297.00</b>	<b>332,297.00</b>
278,216.00		300,814.00				Source		
50,000.00		25,000.00				Taxation		307,297.00
328,216.00		325,814.00				Perpetual Care		25,000.00
								332,297.00
244,300.00	244,277.82	250,195.00	125,422.30	124,772.70	148	<b>Tree Department</b> Salaries	252,636.00	252,636.00
51,578.00	40,806.59	51,578.00	15,955.53	35,622.47	149	Expense	51,578.00	51,578.00
<b>295,878.00</b>	<b>285,084.41</b>	<b>301,773.00</b>	<b>141,377.83</b>	<b>160,395.17</b>			<b>304,214.00</b>	<b>304,214.00</b>
<b>3,921,670.00</b>	<b>3,696,747.60</b>	<b>3,988,022.00</b>	<b>1,795,576.18</b>	<b>2,192,445.82</b>		<b>TOTAL PUB. WORKS &amp; FAC.</b>	<b>4,040,486.00</b>	<b>4,040,486.00</b>

### HUMAN SERVICES

400.00	400.00	400.00		400.00	153	<b>Health Dept.</b> Officials Expense	400.00	400.00
123,725.00	121,577.42	131,724.00	64,125.58	67,598.42	154	Salaries	138,229.00	138,229.00
13,055.00	10,205.45	13,055.00	6,675.20	6,379.80	155	Expense	13,055.00	13,055.00
2,100.00	775.33	1,632.00	260.88	1,371.12	157	Local Travel	1,632.00	1,632.00
4,000.00	4,000.00	4,000.00	4,000.00		158	HAWC	4,000.00	4,000.00
<b>143,280.00</b>	<b>136,958.20</b>	<b>150,811.00</b>	<b>75,061.66</b>	<b>75,749.34</b>			<b>157,316.00</b>	<b>157,316.00</b>
60,000.00	60,000.00	60,000.00	19,470.16	40,529.84	162	<b>Mental Health</b> Contractual Services	60,000.00	60,000.00
218,294.00	209,106.49	224,559.00	117,324.32	107,234.68	164	<b>Council on Aging</b> Salaries	247,590.00	247,590.00
3,459.00	3,403.38	3,459.00	1,522.11	1,936.89	165	Expense	3,459.00	3,459.00
<b>221,753.00</b>	<b>212,509.87</b>	<b>228,018.00</b>	<b>118,846.43</b>	<b>109,171.57</b>			<b>251,049.00</b>	<b>251,049.00</b>
58,267.00	58,265.36	59,638.00	29,656.50	29,981.50	175	<b>Veterans Benefits</b> Salaries	60,226.00	60,226.00
1,243.00	1,195.79	1,243.00	199.63	1,043.37	176	Expense	1,243.00	1,243.00
1,100.00	341.88	1,100.00	108.25	991.75	177	Local Travel	1,100.00	1,100.00
19,000.00	16,087.49	19,000.00	7,207.60	11,792.40	178	Benefits	19,000.00	19,000.00
<b>79,610.00</b>	<b>75,890.52</b>	<b>80,981.00</b>	<b>37,171.98</b>	<b>43,809.02</b>			<b>81,569.00</b>	<b>81,569.00</b>
<b>504,643.00</b>	<b>485,358.59</b>	<b>519,810.00</b>	<b>250,550.23</b>	<b>269,259.77</b>		<b>TOTAL HUMAN SERVICES</b>	<b>549,934.00</b>	<b>549,934.00</b>

Fiscal 2013		Fiscal 2014					Fiscal 2015	
Appropriation	Expended	Appropriation	6 Mos. Actual	6 Mos. Estimated	Item No.		Departmental Requests	Recommended
<b>CULTURE AND RECREATION</b>								
<b>Library</b>								
755,191.00	754,933.89	775,366.00	380,036.54	395,329.46	185	Salaries	787,914.00	787,914.00
251,154.00	251,133.76	252,677.00	138,275.42	114,401.58	186	Expense	254,046.00	254,046.00
100.00	92.45	100.00		100.00	187	Local Travel	100.00	100.00
<b>1,006,445.00</b>	<b>1,006,160.10</b>	<b>1,028,143.00</b>	<b>518,311.96</b>	<b>509,831.04</b>			<b>1,042,060.00</b>	<b>1,042,060.00</b>
<b>Park Department</b>								
571,120.00	559,299.20	581,163.00	296,570.89	284,592.11	190	Salaries	580,499.00	580,499.00
188,590.00	173,554.20	171,590.00	94,626.10	76,963.90	191	Expense	171,590.00	171,590.00
46,093.00	35,825.87	46,093.00	18,831.61	27,261.39	192	Facility Expense	46,093.00	46,093.00
<b>805,803.00</b>	<b>768,679.27</b>	<b>798,846.00</b>	<b>410,028.60</b>	<b>388,817.40</b>			<b>798,182.00</b>	<b>798,182.00</b>
5,500.00	5,487.76	5,650.00		5,650.00	210	Memorial & Veterans Day	5,650.00	5,650.00
<b>1,817,748.00</b>	<b>1,780,327.13</b>	<b>1,832,639.00</b>	<b>928,340.56</b>	<b>904,298.44</b>		<b>TOTAL CULTURE &amp; RECREATION</b>	<b>1,845,892.00</b>	<b>1,845,892.00</b>
<b>DEBT SERVICE</b>								
2,845,000.00	2,845,000.00	2,866,000.00	2,866,000.00		214	Maturing Debt	3,242,150.00	3,242,150.00
1,508,446.58	1,508,446.58	1,877,970.36	1,120,517.24	757,453.12	215	Interest	2,257,855.00	2,257,855.00
<b>4,353,446.58</b>	<b>4,353,446.58</b>	<b>4,743,970.36</b>	<b>3,986,517.24</b>	<b>757,453.12</b>		<b>TOTAL DEBT SERVICE</b>	<b>5,500,005.00</b>	<b>5,500,005.00</b>
<b>MISCELLANEOUS</b>								
1,881,112.00	1,881,112.00	2,099,464.00	2,099,464.00		217	Contributory Retirement	2,189,382.00	2,189,382.00
510,000.00	493,939.15	540,000.00	215,650.07	324,349.93	218	Medicare	570,000.00	570,000.00
300,000.00	300,000.00	315,000.00	315,000.00		219	Workmen's Compensation	315,000.00	315,000.00
		250,000.00	250,000.00		220	Other Post Employment Benefits	250,000.00	250,000.00
10,522,087.00	9,215,967.28	10,929,580.00	4,976,602.05	5,952,977.95	221	Group Insurance	11,581,448.00	11,581,448.00
475,888.00	271,764.08	475,888.00	299,467.59	176,420.41	222	Other Insurance	503,057.00	503,057.00
110,770.00	27,788.55	110,770.00		110,770.00	223	Salary Reserve	110,770.00	110,770.00
115,575.00	107,314.42	118,094.00	55,687.06	62,406.94	224	NonContributory Retirement	113,896.00	113,896.00
533,544.00	309,306.10	533,544.00		533,544.00	225	Energy Reserve	533,544.00	533,544.00
<b>14,448,976.00</b>	<b>12,607,191.58</b>	<b>15,372,340.00</b>	<b>8,211,870.77</b>	<b>7,160,469.23</b>		<b>TOTAL MISCELLANEOUS</b>	<b>16,167,097.00</b>	<b>16,167,097.00</b>

Fiscal 2013		Fiscal 2014			Item No.	Fiscal 2015		
Appropriation	Expended	Appropriation	6 Mos. Actual	6 Mos. Estimated		Departmental Requests	Recommended	
<b>ENTERPRISE</b>								
638,713.00	613,964.47	624,683.00	295,070.62	329,612.38	227	Sewer Salaries	662,210.00	662,210.00
550,504.00	496,135.45	603,459.00	260,808.11	342,650.89	228	Expense	617,906.00	617,906.00
2,165,332.00	2,109,023.00	2,219,466.00	1,566,342.00	653,124.00	230	South Essex Sewer District	3,649,918.00	3,649,918.00
<b>3,354,549.00</b>	<b>3,219,122.92</b>	<b>3,447,608.00</b>	<b>2,122,220.73</b>	<b>1,325,387.27</b>			<b>4,930,034.00</b>	<b>4,930,034.00</b>
3,354,549.00		3,447,608.00				Source		
<u>3,354,549.00</u>		<u>3,447,608.00</u>				Sewer Receipts		4,930,034.00
								<u>4,930,034.00</u>
638,501.00	605,070.63	601,504.00	293,937.66	307,566.34	231	Water Salaries	611,736.00	611,736.00
572,712.00	458,627.52	577,754.00	240,010.29	337,743.71	232	Expense	577,658.00	577,658.00
1,901,258.00	1,825,752.00	2,024,840.00	995,277.50	1,029,562.50	235	Metropolitan Water	2,203,026.00	2,203,026.00
<b>3,112,471.00</b>	<b>2,889,450.15</b>	<b>3,204,098.00</b>	<b>1,529,225.45</b>	<b>1,674,872.55</b>			<b>3,392,420.00</b>	<b>3,392,420.00</b>
3,112,471.00		3,204,098.00				Source:		
						Water Receipts		3,392,420.00
								<u>3,392,420.00</u>
Revenue		Revenue			236	Light Operating Expenditures		Revenue
282,753.00	278,723.12	316,003.00	167,144.59	148,858.41	238	Harbor Salaries	330,018.00	330,018.00
321,253.00	316,697.70	370,201.00	135,998.67	234,202.33	239	Expense	358,063.00	358,063.00
250,000.00	229,372.85	105,000.00	14,290.34	90,709.66	241	Outlays	78,500.00	78,500.00
<b>854,006.00</b>	<b>824,793.67</b>	<b>791,204.00</b>	<b>317,433.60</b>	<b>473,770.40</b>			<b>766,581.00</b>	<b>766,581.00</b>
604,006.00		686,204.00				Source		
250,000.00		105,000.00				Harbor Receipts		688,081.00
854,006.00		791,204.00				Harbor Retained Earnings		78,500.00
<u>7,321,026.00</u>	<u>6,933,366.74</u>	<u>7,442,910.00</u>	<u>3,968,879.78</u>	<u>3,474,030.22</u>				766,581.00
<b>71,522,590.58</b>	<b>68,612,746.28</b>	<b>74,180,923.36</b>	<b>36,377,459.36</b>	<b>37,803,464.00</b>		<b>TOTAL ENTERPRISE</b>	<b>9,089,035.00</b>	<b>9,089,035.00</b>
						<b>TOTAL BUDGETS</b>	<b>78,564,242.00</b>	<b>78,564,242.00</b>

Fiscal 2013		Fiscal 2014			Fiscal 2015		
Appropriation	Expended	Appropriation	6 Mos. Actual	6 Mos. Estimated	Item No.	Departmental Requests	Recommended
<b>SPECIAL ARTICLES</b>							
507,641.00	492,636.25		3,501.44		Art 12, 2012 - Purchase of Equipment		
161,500.00	148,984.58				Art 13, 2012 - Capital Improvements for Public Buildings		
801,423.00	640,894.86		48,687.72		Art 15, 2012 - Water Construction		
665,344.00			173.11		Art 16, 2012 - Sewer Construction		
324,000.00	243,358.66		80,641.34		Art 18, 2012 - Surface Drain Construction		
102,213.00	101,324.00				Art 27, 2012 - NS Tech School District		
		6,000.00			Art 10, 2013 - Walls and Fences		
		452,565.00	233,589.66		Art 11, 2013 - Purchase of Equipment		
		165,955.00	18,554.96		Art 12, 2013 - Capital Improvements for Public Buildings		
		603,335.00	7.30		Art 13, 2013 - Water Construction		
		527,721.00			Art 14, 2013 - Sewer Construction		
		324,000.00	94,033.75		Art 16, 2013 - Surface Drain Construction		
		153,405.00	112,952.25		Art 22, 2013 - NS Tech School District		
		15,594.00	6,958.50		Art 23, 2013 - Essex North Agricultural Tech District		
		250,000.00	250,000.00		Art 24, 2013 - Other Post Employment Benefits Trust		
		114,600.00			Art 34, 2013 - Landfill Regulatory Compliance		
<b>Fiscal 2015 Special Articles</b>							
					Art 7, 2014 - Unpaid Accounts	570.00	570.00
					Art 9, 2014 - Walls and Fences	7,500.00	7,500.00
					Art 10, 2014 - Purchase of Equipment	424,615.00	424,615.00
					Art 11, 2014 - Capital Improvements to Public Building	285,474.00	285,474.00
					Art 12, 2014 - Water Construction	877,700.00	877,700.00
					Art 13, 2014 - Sewer Construction	631,391.00	631,391.00
					Art 14, 2014 - Storm Drainage Construction	324,000.00	324,000.00
					Art 21, 2014 - Essex North Shore Agricultural and Technol	275,554.00	275,554.00
					Art 32, 2014 - Landfill Regulatory Compliance	114,600.00	114,600.00
2,562,121.00	1,627,198.35	2,613,175.00	849,100.03		<b>TOTAL SPECIAL ARTICLES</b>	2,941,404.00	2,941,404.00
					Less: Bond Issue		
2,562,121.00	1,627,198.35	2,613,175.00	849,100.03			2,941,404.00	2,941,404.00
71,522,590.58	68,612,746.28	74,180,923.36	36,377,459.36		Total Depart. Budgets(Above)	78,564,242.00	78,564,242.00
74,084,711.58	70,239,944.63	76,794,098.36	37,226,559.39		<b>TOTAL BUDGETS AND ARTICLES</b>	81,505,646.00	81,505,646.00

#### **Article 24 Supplemental Expenses of Several Departments**

To see what sums of money the Town will raise and appropriate, including appropriations from Federal Revenue Sharing moneys, to defray the supplemental expenses of the several departments of the Town for the fiscal year beginning July 1, 2014, or take any other action relative thereto. Sponsored by the Finance Department.

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

#### **Article 25 Mooring Fees in Marblehead Waters.**

To see if the Town will vote to amend Chapter 190, Section 190-5 which currently reads:

The Harbormaster shall collect from the applicant a mooring permit fee of \$6.50 per foot for Marblehead Harbor, Little Harbor, and Dolibers Cove. All other locations in Marblehead anchorage shall be assessed \$4 per foot. Working commercial fishermen shall have their permit fee abated to a rate of \$3 per foot upon approval of the Harbormaster. Such fee shall be assessed on a per-foot basis, measured from the stem in a straight line aft to the stem of the vessel. Booms, boomkins or pulpits are exempt from the measurement. The minimum mooring permit fee shall be \$10. The mooring permit fee for a float shall also be assessed on \$6.50 per lineal foot basis of the overall length. Said fee shall be collected before a mooring permit is issued. All fees collected by the Harbormaster shall be paid to the Town of Marblehead. All permits shall expire on the first day of February following the year of issue.

To read instead (~~Strikeout~~ text represents deleted language and **bold** and underline font represents proposed amendment.):

The Harbormaster shall collect from the applicant a mooring permit fee of \$6.50 per foot for Marblehead Harbor, Little Harbor, and Dolibers Cove. All other locations in Marblehead anchorage shall be assessed \$ **5.50** per foot. Working commercial fishermen shall have their permit fee abated to a rate of \$**3.00** per foot upon approval of the Harbormaster. Such fee shall be assessed on a per-foot basis, measured from the stem in a straight line aft to the stem of the vessel. Booms, boomkins or pulpits are exempt from the measurement. The minimum mooring permit fee shall be \$**10.00** the mooring permit fee for a float shall also be assessed on \$6.50 per lineal foot basis of the overall length. Said fee shall be collected before a mooring permit is issued. All fees collected by the Harbormaster shall be paid to the Town of Marblehead. All permits shall expire on the first day of February following the year of issue.

Or take any action relative thereto. Sponsored by the Harbors and Waters Board.

**Recommended: That this article be adopted.**

#### **Article 26 Acquisition of Property: 89 Front Street**

To see if the Town will vote to purchase, acquire or take by eminent domain, and to raise and appropriate a sum of money, either by appropriation, borrowing or otherwise, to fund said purchase, taking or acquisition, along with all legal costs associated therewith, the properties and building(s) located at 89 Front Street and Front Street, and more particularly as set forth in Town of Marblehead Assessor's Map 148 Parcel 57 and Parcel 56 respectively containing 0.680 acres of land more or less and 0.047 acres of land more or less, respectively, for the purpose of water related uses, or take any action relative thereto. Sponsored by the Harbors and Waters Board.

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

#### **Article 27 Acquisition of Property: 247 Pleasant Street**

To see if the Town will vote to purchase, acquire or take by eminent domain, and to raise and appropriate a sum of money, either by appropriation, borrowing or otherwise, to fund said purchase, taking or acquisition, along with all legal costs associated therewith, the property and building(s) located at 247 Pleasant Street, and more particularly described in a deed found at Book 14574 Page 133 recorded at the Essex South Registry of Deeds containing 24,266 square feet +/-, for library purposes, or take any action relative thereto. Sponsored by the Trustees of Abbot Public Library.

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

**Article 28 Amend The Town of Marblehead General Bylaws by adding a new Chapter 157 Environmental Hazards: Reduction of Waste, Article I: Plastic Bag Reduction**

To see if the Town will vote to approve an Amendment to the Town of Marblehead General Bylaws by adding a new CHAPTER 157 entitled, Environmental Hazards: Reduction of Waste, Article I: Plastic Bag Reduction, regarding the prohibition of the distribution and use of thin-film, single-use plastic carryout bags by retail establishments in the Town of Marblehead as follows:

**Chapter 157: Environmental Hazards: Reduction of Waste**

**Article 1 Plastic Bag Reduction**

**§157-1 Purpose**

The production and use of thin-film, single-use checkout bags have been shown to have significant detrimental impacts on the environment, including, but not limited to, contributing to the potential death of marine animals through ingestion and entanglement; contributing to pollution of the land environment; creating a burden to solid waste collection and recycling facilities; clogging storm drainage systems; and requiring the use of millions of barrels of crude oil nationally for their manufacture. The purpose of this bylaw is to eliminate the usage of thin-film, single-use plastic bags by all retail establishments in the Town of Marblehead thereby promoting the health and safety of the citizens of the Town through the preservation of the environment.

**§157-2: Definitions**

The following words shall, unless context clearly indicates otherwise, have the following meanings:

“ASTM D6400”, the American Society for Testing and Materials (ASTM) International “Standard Specification for Compostable Plastics” which includes those plastics and products made from plastics that are designed to be composted under aerobic conditions in municipal and industrial aerobic composting facilities.

“ASTM D7081”, ASTM International “Standard Specification for Biodegradable Plastics in the Marine Environment” which includes those plastics and products that are designed to be biodegradable under the marine environmental conditions of aerobic marine waters or anaerobic marine sediments, or both.

“Carryout Bag” shall mean a bag provided by a store to a customer at the point of sale for the purpose of removing products purchased therein. Carryout Bags shall not include those bags, whether plastic or not, intended for the use by a customer for placing loose produce or other bulk food items to carry to the point of sale or checkout area of the store.

“Compostable Plastic Bag” shall mean a plastic bag that (1) conforms to the current ASTM D6400 specifications for compostability; (2) is certified and labeled as meeting the ASTM D6400 standard specifications by a recognized verification entity.

“Director”, the Director of Public Health or his/her designee.

“Marine Degradable Plastic Bag” shall mean a plastic bag that conforms to the current ASTM D7081 standard specification for marine degradability.

“Retail establishment” shall mean any commercial business facility that sells goods directly to the consumer including but not limited to grocery stores, pharmacies, liquor stores, “mini-marts,” and retail stores and vendors selling clothing, food and personal items.

“Reusable Bag” shall mean a bag with handles that is specifically designed for multiple reuse and is either (1) made of cloth or other washable fabric; or (2) made of durable plastic 3 mil in thickness; (3) or of some other durable material; (4) does not contain lead, cadmium, or any other heavy metal in toxic amounts.

“Thin-Film, Single-Use Plastic Bags” shall mean those bags typically with handles, constructed of high-density polyethylene (HDPE), low density polyethylene (LDPE), linear low density polyethylene (LLDPE), polyvinyl chloride (PVC), polyethylene terephthalate (PET), polypropylene (other than woven and non-woven polypropylene fabric) if said film is less than 3.0 mils (.0762mm) in thickness and which do not meet the ASTM D6400 and ASTM D7081 standard specifications.

**§157-3 Thin-film, Single-Use Plastic Bags Prohibited**

- A. No retail establishment in the Town of Marblehead shall provide Thin-Film, Single-Use Plastic Bags to customers.
- B. If a retail establishment provides Carryout Bags to customers, the bags must be one of the following:
  - (1) Recyclable paper bag, or
  - (2) Reusable Carryout Bag, or
  - (3) Bag made from a polymer which meets the specifications of ASTM D6400 and ASTM 7081, as defined herein.
- C. Exception: Thin-film plastic bags typically without handles which are used to contain dry cleaning, newspapers, produce, meat, bulk foods, wet items and other similar merchandise are not prohibited under this bylaw.

**§157-4 Enforcement; violations and penalties.**

- A. The Board of Health, the Director of Public Health and persons designated by the Director of Public Health shall have the authority to administer and enforce this bylaw.
- B. Whoever violates any provision of this bylaw may be penalized by a non-criminal disposition process as provided in G.L. c. 40, §21D.
- C. For the first violation, the Director of Public Health or its designee, upon determination that a violation has occurred, shall issue a written warning notice to the establishment which will specify the violation and the appropriate penalties in the event of future violations.
- D. The following penalties shall apply
  - a. A fine of \$25 for the first violation following the issuance of a written warning notice.
  - b. A fine of \$50 for the second and any other violation that occurs after the issuance of a warning notice.
- E. Fines are cumulative and each day or portion thereof shall constitute a separate offense. If more than one, each condition violated shall constitute a separate offense.
- F. Whoever violates any provision of this bylaw may be penalized by indictment or on complaint brought in the district court. Except as may be otherwise provided by law and as the district court may see fit to impose, the maximum penalty for each offense shall be three hundred dollars (\$300.00).

**§157-5 Severability; effective date.**

- A. Each section of this bylaw shall be construed as separate to the end that if any section, sentence, clause or phrase thereof shall be held invalid for any reason, the remainder of that bylaw and all other bylaws shall continue in full force.
- B. This bylaw shall take effect twelve (12) months following the effective date of the bylaw to allow time for retail establishments to use their existing inventory of plastic checkout bags and to convert to alternative packaging materials.

**§157-6 Regulations**

The Board of Health may adopt and periodically amend rules and regulations to effectuate the purposes of this by-law. Prior to the adoption and subsequent amendment to the rules and regulations, if any, the Board of Health shall hold a public hearing. Notice of the time and place of the hearing, and of the subject matter, sufficient for identification, shall be published in a newspaper of general circulation in the Town once in each of two successive weeks, the first publication to be not less than 14 days before the day of the hearing. A copy of the adopted regulations shall be made available at the Office of the Town Clerk and as otherwise deemed appropriate by the Board of Health. Failure by the Board of Health to promulgate such rules and regulations shall not have the effect of suspending or invalidating this by-law. Or take any other action relative thereto. Sponsored by the Board of Health.

**No recommendation under this article.**

**Article 29 Amend the Town of Marblehead General Bylaws by adding a new Chapter 157 – entitled, Environmental Hazards: Reduction of Waste, Article II, Expanded Polystyrene Food and Beverage Containers Prohibited**

To see if the Town will vote to approve an amendment to the Town of Marblehead General Bylaws by adding a new Chapter 157: Environmental Hazards: Reduction of Waste, Article II, Expanded Polystyrene Food and Beverage Containers Prohibited, regarding the prohibition of the distribution and use of expanded polystyrene food and beverage containers by food establishments in the Town of Marblehead as follows:

**Chapter 157: Environmental Hazards: Reduction of Waste**

**Article II: Expanded Polystyrene Food and Beverage Containers Prohibited**

**§157- 7 Findings and Purpose**

Expanded polystyrene food containers form a significant portion of the solid waste stream going into our landfills. Local landfills are running out of room; our future solid waste may need to be transported hundreds of miles to a landfill at a considerable cost. Expanded polystyrene are not biodegradable; once buried in a landfill, they will remain for centuries. The elimination of expanded polystyrene food and beverage containers is in the best interest of the health and welfare of the inhabitants of the Town of Marblehead.

**§ 157-8 Definitions**

As used in this article, the following terms shall have the meanings indicated:

“Disposable Food Service Container” shall mean single-use disposable products for serving or transporting prepared, ready-to-consume food or beverages, including, without limitation, take-out foods and/or leftovers from partially consumed meals prepared by a restaurant and/or retail food establishment. This includes, but is not limited to, plates, cups, bowls, trays, hinged or lidded containers, straws, cup lids, or utensils. It shall not include single-use disposable packaging for unprepared foods.

“Expanded Polystyrene” shall mean blown polystyrene (polystyrene that has been expanded or blown using a gaseous blowing agent into a solid foam) and expanded and extruded forms, which are thermoplastic petrochemical materials utilizing a styrene monomer and processed by any number of techniques including, but not limited to, fusion of polymer spheres (expandable bead polystyrene), injection molding, form molding, and extrusion-blow molding (extruded foam polystyrene), sometimes called Styrofoam, a Dow Chemical Co. trademarked form of polystyrene foam.

“Prepared Food” shall mean any food or beverage prepared on the restaurant and/or retail food establishment's premises using any cooking or food preparation technique. Prepared food shall not include any raw uncooked meat, fish or eggs unless provided for consumption without further food preparation. Prepared food may be eaten on or off the food establishment's premises. “Restaurant” shall mean any establishment which serves food for consumption whether on or off the premises and which may also maintain tables for the use of its customers.

“Retail Food Establishment” shall mean any establishment which sells food for consumption off the premises, including but not limited to grocery stores, theaters and all other food service establishments not included in the definition of a "Restaurant" in this section.

**§157-9 Prohibition:**

Expanded Polystyrene food or beverage containers shall not be used to package or serve food or beverages by Restaurants and or/Retail Food Establishments within the Town of Marblehead. This bylaw shall not apply to the packaging of uncooked meat, uncooked poultry, and/or uncooked fish.

**§157- 10 List of available alternatives.**

Not later than sixty (60) days following approval hereof by the Attorney General, the Board of Health shall adopt a list of available suitable affordable biodegradable/compostable or recyclable alternatives for each product type, which the Board of Health shall be updated regularly.

**§157-11 Enforcement; violations and penalties.**

A. The Board of Health, the Director of Public Health and persons designated by the Director of Public Health shall have the authority to administer and enforce this bylaw.

B. Whoever violates any provision of this bylaw may be penalized by a non-criminal disposition process as provided in G.L. c. 40, §21D.

C. For the first violation, the Director of Public Health or its designee, upon determination that a violation has occurred, shall issue a written warning notice to the establishment which will specify the violation and the appropriate penalties in the event of future violations.

D. Thereafter, the following penalties shall apply

- a. A fine of \$25 for the first violation following the issuance of a written warning notice.
- b. A fine of \$50 for the second and any other violation that occurs after the issuance of a warning notice.

E. Fines are cumulative and each day or portion thereof shall constitute a separate offense. If more than one, each condition violated shall constitute a separate offense.

F. Whoever violates any provision of this bylaw may be penalized by indictment or on complaint brought in the district court. Except as may be otherwise provided by law and as the district court may see fit to impose, the maximum penalty for each offense shall be three hundred dollars (\$300.00).

**§157-12 Severability; effective date.**

A. Each section of this bylaw shall be construed as separate to the end that if any section, sentence, clause or phrase thereof shall be held invalid for any reason, the remainder of that bylaw and all other bylaws shall continue in full force.

B. This bylaw shall take effect twelve (12) months following the effective date of the bylaw to allow time for Restaurants and Retail Food Establishments to use their existing inventory of Expanded Polystyrene food or beverage containers and to convert to alternative materials.

**§157-13 Regulations**

The Board of Health may adopt and periodically amend rules and regulations to effectuate the purposes of this by-law. Prior to the adoption and subsequent amendment to the rules and regulations, if any, the Board of Health shall hold a public hearing. Notice of the time and place of the hearing, and of the subject matter, sufficient for identification, shall be published in a newspaper of general circulation in the Town once in each of two successive weeks, the first publication to be not less than 14 days before the day of the hearing. A copy of the adopted regulations shall be made available at the Office of the Town Clerk and as otherwise

deemed appropriate by the Board of Health. Failure by the Board of Health to promulgate such rules and regulations shall not have the effect of suspending or invalidating this by-law. Or take any other action relative thereto. Sponsored by the Board of Health

**No recommendation under this article.**

### **Article 30 Flood Plain Amendment**

To see if the town will amend the zoning bylaw as follows:

Amend Section 200-8(C) Floodplain District. *Which currently reads as follows:* Floodplain District: The Floodplain District is herein overlay district. The district includes all special flood hazard areas within the Town of Marblehead designated as Zone A, AE, AO, and VE on the Essex County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA, successor to the U.S. Department of Housing and Urban Development, HUD) for the administration of the National Flood Insurance Program (NFIP). The map panels of the Essex County FIRM that are wholly or partially within the Town of Marblehead are panel numbers 25009C0419F, 25009C0438F, 25009C0439F, 25009C0443F, 25009C0532F, 25009C0551F, and 25009C0552 dated July 3, 2012 and as may be amended from time to time. The map indicates the one-hundred-year regulatory floodplain. The exact boundaries of the district may be defined by the one-hundred-year base flood elevations shown on the FIRM and further defined by the Flood Insurance Study report dated July 3, 2012. The FIRM and Flood Insurance Study report are on file with the Town Clerk, the Building Commissioner, and Conservation Commission.

*To read instead (bold text added)* 200-8(C) Floodplain District. “The Floodplain District is herein **established as an** overlay district. The district includes all special flood hazard areas within the Town of Marblehead designated as Zone A, AE, AO, and VE on the Essex County Flood Insurance Rate Map (FIRM) issued by the Federal Emergency Management Agency (FEMA, successor to the U.S. Department of Housing and Urban Development, HUD) for the administration of the National Flood Insurance Program (NFIP). The map panels of the Essex County FIRM that are wholly or partially within the Town of Marblehead are panel numbers **25009C0419G, 25009C0438G, 25009C0439G, 25009C0443G, 25009C0532G, 25009C0551G, and 25009C055G** dated **July 16, 2014** and as may be amended from time to time. The map indicates the one-hundred-year regulatory floodplain. The exact boundaries of the district may be defined by the one-hundred-year base flood elevations shown on the FIRM and further defined by the Flood Insurance Study report dated **July 16, 2014**. The FIRM and Flood Insurance Study report are on file with the Town Clerk, the Building Commissioner, and Conservation Commission.”

Or take any other action relative thereto. Sponsored by the Planning Board

**No recommendation under this article.**

### **Article 31 Amend Town Bylaw – Interest on Outstanding Water and Sewer Accounts**

To see if the Town will amend the Town of Marblehead General Bylaws, Chapter 63, Section 63-8, Interest on outstanding water and sewer accounts which currently reads:

Except as otherwise provided by law, all water and sewer charges and bills shall be due within 30 days of the date of mailing. Such charges and bills remaining unpaid after the 90<sup>th</sup> day after mailing shall accrue interest at the rate of 14% per annum.

To read instead: (~~Strikeout~~ text represents deleted language and **bold** and underline font represents proposed amendment.)

Except as otherwise provided by law, all water and sewer charges and bills shall be due within 30 days of the date of mailing. Such charges and bills remaining unpaid after the ~~390~~<sup>90</sup> day after the mailing shall accrue interest at the rate of 14% per annum.

Or take any action relative thereto. Sponsored by the Water and Sewer Commission.

**Recommended: That this article be adopted.**

**Article 32 Landfill Regulatory Compliance Activities**

To see if the Town will vote to appropriate a sum of money to be expended by the Board of Health for continued water quality monitoring, soil gas monitoring, risk assessment, engineering, and any other services related to the old landfill; to determine whether this appropriation shall be raised by borrowing or otherwise; or take any other action relative thereto. Sponsored by the Board of Health.

**Recommended: That the sum of \$114,600.00 be appropriated.**

**Article 33 Massachusetts Community Preservation Act Acceptance thereof.**

To see if the Town will accept Sections 3 to 7, inclusive, of Chapter 44B of the General Laws, otherwise known as the Massachusetts Community Preservation Act, by approving a surcharge on real property for the purposes permitted by said Act, including the acquisition, creation and preservation of open space, the acquisition, creation, preservation, rehabilitation and restoration of historic resources, the acquisition, preservation, rehabilitation and restoration of land for recreational use, the acquisition, creation, preservation and support of community housing, and the rehabilitation and restoration of such open space and community housing that is acquired or created as provided under said Act; to determine the amount of such surcharge on real property as a percentage of the annual real estate tax levy against real property and the fiscal year in which such surcharge shall commence; to determine whether the Town will accept any of the exemptions from such surcharge permitted under Section 3(e) of said Act; or take any other action relative thereto. Sponsored by Nancy Starr Campbell and others.

**Recommendation to be made at Town Meeting.**

**Article 34 Waterside Cemetery, Veterans Lot**

To allow wreaths to be put on headstones and to allow in ground planting of flowers. Or take any other action relative thereto. Sponsored by Rose McCarthy and others.

**No recommendation under this article.**

**Article 35 Waterside Cemetery**

To allow wreaths to be put on headstones and allow in ground planting of flowers. Or take any other action relative thereto. Sponsored by Rose McCarthy and others.

**No recommendation under this article.**

**Article 36 Waive Permit for the Marblehead Housing Authority**

That any and all building permits, plumbing permits and electrical permits be waived for the Marblehead Housing Authority and any contractor performing work for the Marblehead Housing Authority, for the purpose of improving the existing conditions at its low income housing complexes for elderly, disabled, and low income families. Or take any other action relative thereto. Sponsored by Pamela Foye and others.

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

**Article 37 Prohibit the Town from Requiring Pre-Injury Release with Certain Provisions**

The Town of Marblehead, including all of its agencies and departments, shall not require the execution of a pre-injury release that includes any of the following terms, nor seek to enforce any of the following terms from a pre-injury release executed prior to the approval of this bylaw:

- a. a term releasing pre-injury claims other than negligence;
- b. a term releasing claims that do not arise out of the program or activity for which the pre-injury release was submitted;
- c. a term releasing any individual or organization who/that is not an agent, employee or volunteer of the Town of Marblehead involved with the program or activity for which the pre-injury release was submitted.

Or take any other action relative thereto. Sponsored by Terence P. Reilly and others.

**No recommendation under this article.**

**Article 38 Crosswalk at Tedesco and Leggs Hill Road**

The undersigned registered voters of the town of Marblehead request that an additional crosswalk be placed on Tedesco Street, preferably near the intersection of Leggs Hill Road and Tedesco Street, to assist residents of Tedesco and the many surrounding streets in crossing this busy street. There are now two crosswalks, one at Tedesco Country Club and one at Longview Drive. The addition of the YMCA has created a substantial increase in foot traffic, and this, along with the regular amount of joggers and walkers in the area, has created an unsafe situation for residents. The YMCA had estimated a membership of approximately 8,500 when they first opened several years ago. Currently, membership is almost doubled, at approximately 15,000. Also, with the new Glover School now open, there is an even greater need to provide children and families with one additional crosswalk. The two crosswalks at the above-mentioned locations are not effectively serving the residents of this town. We respectfully ask the town of Marblehead to appropriate the necessary funds to provide a third crosswalk around the area of Leggs Hill Road to resolve this problem. Thank you. Or take any other action relative thereto. Sponsored by Dara VanRemoortel and others.

**No recommendation under this article.**