

**MOTION TO ADVANCE FOR CONSIDERATION AND TAKE ACTION ON  
CERTAIN ARTICLES WITHOUT DEBATE  
(2023 CONSENT CALENDAR)**

Ms. Briggs moves: that the 2023 Annual Town Meeting advance for consideration the Articles in the table below and take action on such Articles without debate, provided, that upon the request of ten (10) voters at this Meeting, made before the vote is taken on this motion, an Article, or, in the Moderator's discretion, a portion thereof, shall be dropped from the Consent Calendar and shall be acted upon in the ordinary course of business at this Town Meeting.

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| Article 2 | <p><b>HEAR REPORTS</b><br/> <b>Affirmative Action Recommended By:</b> Select Board<br/> <b>Motion:</b> That the Town accept the 2023 Annual Report.<br/> <b>Reason:</b> Routine, non-controversial action.</p>   |
| Article 3 | <p><b>MEETING PROCEDURE</b><br/> <b>Affirmative Action Recommended By:</b> Finance Committee, Select Board<br/> <b>Motion:</b> That in order to assure compliance with the requirements of the Mass. Gen. Laws c. 59, § 21C, the Meeting adopt the following Rule of the Meeting:</p> <p style="text-align: center;">RULE OF THE MEETING</p> <p>1. <u>Articles for appropriations supported from current taxation and/ or available funds.</u> Any motion made under a warrant article or a motion to amend that would increase the appropriation amount over the amount recommended by the Finance Committee and designated by it as the "allocation at levy limit," or that would provide for an appropriation where the Finance Committee is recommending NO ACTION, must specify the following:</p> <ul style="list-style-type: none"> <li>a. the original motion or a motion to amend shall specify the amount of increase over the appropriation recommended by the Finance Committee and the source of funding- whether from available funds, taxation within the levy limit, or contingent upon approval of an override ballot vote following the conclusion of Town Meeting if such ballot is voted by the Board of Selectmen in accordance with state law;</li> <li>b. if the proposed increased appropriation is proposed to be funded from taxation within the levy limit, the original motion or motion to amend shall specify the source of funding as: <ul style="list-style-type: none"> <li>o a reduction in the appropriation amount already voted under a previous article or within the article currently being considered; or</li> <li>o a maximum amount that may be appropriated within the levy limit under a subsequent article in the warrant.</li> </ul> </li> </ul> <p>2. <u>Articles for appropriations supported from borrowing.</u> The Finance Committee shall report to the Meeting summarizing its recommendations for new tax-supported borrowing authority to be offered at this Meeting and for which the debt service is proposed to be funded within the levy limit.</p> <p>Any motion made under a warrant article or a motion to amend that would increase the appropriation amount to be met by a borrowing authorization over the amount recommended by the Finance Committee or that would provide for an appropriation to be met by a borrowing authorization where the Finance Committee is recommending NO ACTION, must specify the following:</p> <ul style="list-style-type: none"> <li>a. The original motion or a motion to amend shall specify the amount of increase over the appropriation recommended by the Finance Committee and shall make the increase contingent upon approval of a debt exclusion or capital outlay exclusion ballot vote following the conclusion of Town Meeting if such ballot is voted by the Select Board in accordance with state law; or</li> <li>b. The original motion or motion to amend shall include a corresponding and offsetting reduction in</li> </ul> |

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|            | <p>another borrowing authorization from among those listed by the Finance Committee, either by a reduction in the amount already voted under a previous article or by setting a maximum amount of debt that may be authorized within the levy limit under a subsequent article in the warrant.</p> <p>3. <u>Articles making appropriations to be kept open.</u> Any Article making appropriations shall be kept open until the final adjournment of the Meeting.</p> <p><b>Reason:</b> Routine and non-controversial at hearing; the motion is identical to Meeting Procedure motions passed annually and unanimously for more than fifteen years.</p>  |
| Article 4  | <p><b>RATIFY PERSONNEL BOARD CLASSIFICATION ACTIONS</b><br/> <b>Affirmative Action Recommended By:</b> Finance Committee, Select Board, Personnel Board<br/> <b>Motion:</b> That the Town take affirmative action on Article 4 as printed in the Warrant, with the following additional actions for ratification:</p> <ul style="list-style-type: none"> <li>• Add the title "Environmental Health &amp; Safety Manager" to Grade MP-4 effective 02/08/2023</li> <li>• Add the title "Administrative &amp; Operations Supervisor" to Grade MP-2 effective 02/08/2023</li> </ul> <p><b>Reason:</b> Routine annual ratification action; non-controversial at hearing.</p>   |
| Article 7  | <p><b>USE OF FREE CASH</b><br/> <b>Affirmative Action Recommended by:</b> Finance Committee, Select Board<br/> <b>Motion:</b> That the Town authorize and direct the Assessors to transfer \$1,000,000 from the Certified Free Cash Balance as of June 30, 2023 to reduce the tax levy for the fiscal year ending June 30, 2024.<br/> <b>Reason:</b> Routine transfer of surplus funds to reduce tax levy; non-controversial at hearing. Surplus results from revenue collection exceeding estimates and/or actual expenditures being less than appropriations.</p>   |
| Article 12 | <p><b>OPEB TRUST FUND APPROPRIATION</b><br/> <b>Affirmative Action Recommended by:</b> Finance Committee, Select Board<br/> <b>Motion:</b> That the Town raise and appropriate \$1,364,608; and transfer \$85,275 from the Light Fund; \$17,698 from the Broadband fund; for a total appropriation of \$1,467,851 to fund the Town's FY24 contribution to the Other Post-Employment Benefits Liability Trust Fund (OPEB Trust) established under Mass. Gen. Laws c. 32B, §20.<br/> <b>Reason:</b> Routine General Fund appropriation to meet the Town's OPEB obligations. This appropriation was made in prior years as part of the Town's Budget article, and is now being appropriated for all funds (General, Enterprise, and Other) in a stand-alone article consistent with best practice as recommended by the Town's auditors and the Massachusetts Department of Revenue; non-controversial at hearing.</p> |
| Article 13 | <p><b>OPEB TRUST FUND EXPENSE</b><br/> <b>Affirmative Action Recommended by:</b> Finance Committee, Select Board<br/> <b>Motion:</b> That the Town appropriate from the OPEB Fund established under Mass. Gen. Laws c. 32B, § 20 \$275,000 for OPEB Fund expenses.<br/> <b>Reason:</b> Non-controversial at hearing; routine action to authorize payment of OPEB Fund expenses by direct payment from the Fund, instead of by deduction from earnings as was done in prior years, consistent with the recommendation of the Town's financial advisors.</p>  |
| Article 14 | <p><b>APPROPRIATION OF OPIOID SETTLEMENT FUNDS RECEIVED FROM STATE SETTLEMENT FUND</b><br/> <b>Affirmative Action Recommended By:</b> Select Board, Finance Committee<br/> <b>Motion:</b> That the Town take affirmative action on Article 14 as printed in the Warrant.<br/> <b>Reason:</b> Necessary action to enable Town to use for permissible programs the sum of \$77,362.88 received from state opioid settlement fund; non-controversial at hearing.</p>   |
| Article 20 | <p><b>APPROPRIATION TO MIDDLE SCHOOL STABILIZATION FUND</b></p>   |

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|            | <p><b>Affirmative Action Recommended by:</b> Finance Committee, Select Board, Concord Public Schools Committee</p> <p><b>Motion:</b> That the Town take affirmative action on Article 20 as printed in the Warrant.</p> <p><b>Reason:</b> Recurring action to distribute over time the impact on the tax levy from costs of the Middle School Building Project approved by a supermajority of voters at 2022 Special Town Meeting, supplemented by a supermajority at 2023 Special Town Meeting, and approved by a significant majority in subsequent votes at the polls on debt exclusion of expense for the project; non-controversial at hearing.</p>   |
| Article 24 | <p><b>LIGHT PLANT EXPENDITURES &amp; PAYMENT IN LIEU OF TAXES</b></p> <p><b>Affirmative Action Recommended by:</b> Finance Committee, Select Board</p> <p><b>Motion:</b> That the Town authorize the income from sales of electricity and broadband and from servicing and jobbing during the fiscal year ending June 30, 2024, together with the balance of operating cash in the Light Plant Fund, to be expended under the direction and control of the Town Manager, without further appropriation, for the expenses of the Light Plant for the fiscal year, as defined in Mass. Gen. Laws c. 164, § 57, and/or for other plant extensions, enlargements, additions, renewals, and reconstruction; and further to authorize a transfer of \$459,000 from the Operating Fund of the Light Plant to be used by the Board of Assessors to reduce the tax levy for the fiscal year ending June 30, 2024.</p> <p><b>Reason:</b> Routine annual action; non-controversial at hearing. Authorizes the Light Plant to expend its income for operations and provides for the transfer of \$459,000 from the Operating Fund of the Light Plant to be used by the Board of Assessors to reduce the tax levy for the fiscal year ending June 30, 2024.</p> |
| Article 27 | <p><b>COMMUNITY PRESERVATION ACT – RESCIND AND REAPPROPRIATE FUNDS</b></p> <p><b>Affirmative Action Recommended By:</b> Finance Committee, Select Board</p> <p><b>Motion:</b> That the Town take affirmative action on Article 27 as printed in the Warrant.</p> <p><b>Reason:</b> Non-controversial at hearing; action rescinding previous appropriation of \$250,000 in CPA funds to the now cancelled Junction Village Open Space project and transferring those funds to the CPC Open Space Reserve Fund to be held for future appropriation.</p>  |
| Article 28 | <p><b>COMMUNITY PRESERVATION ACT APPROPRIATION RECOMMENDATION – CONCORD MUNICIPAL AFFORDABLE HOUSING TRUST</b></p> <p><b>Affirmative Action Recommended By:</b> Finance Committee, Select Board, Concord Municipal Affordable Housing Trust</p> <p><b>Motion:</b> That the Town take affirmative action on Article 28 as printed in the Warrant.</p> <p><b>Reason:</b> Non-controversial at hearing; action to transfer to CMAHT from the CPA Community Housing Reserve Fund the sum of \$1,044,255.76; prior appropriation of these funds to the now-canceled Junction Village project and was rescinded and transferred to the CPA Community Housing Reserve Fund by the 2023 Special Town Meeting; this action makes the funds available for future community housing projects identified by CMAHT in accordance with adopted policies.</p>   |
| Article 29 | <p><b>TRANSFER OF HOUSING FUNDS</b></p> <p><b>Affirmative Action Recommended By:</b> Finance Committee, Select Board, Concord Municipal Affordable Housing Trust</p> <p><b>Motion:</b> That the Town take affirmative action on Article 29 as printed in the Warrant.</p> <p><b>Reason:</b> Non-controversial at hearing; action transferring prior appropriation of \$1,000,000 by the 2017 Annual Town Meeting to the now-canceled Junction Village project to the Concord Municipal Affordable Housing Trust to be available for future community housing projects identified by CMAHT in accordance with adopted policies.</p>   |
| Article 32 | <p><b>DEMOLOTION REVIEW GENERAL BYLAW AMENDMENT</b></p> <p><b>Affirmative Action Recommended By:</b> Select Board, Historical Commission</p> <p><b>Motion:</b> That the Town take affirmative action on Article 32 as printed in the Warrant.</p> <p><b>Reason:</b> Non-controversial at hearing; increases from 45 to 60 days the time allowed to the Historical Commission to hold a hearing under the bylaw in order to align process with new legal notice publication deadlines established by the local newspaper.</p>   |
| Article 38 | <p><b>SOLID WASTE DISPOSAL FUND EXPENDITURES</b></p>   |

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|            | <p><b>Affirmative Action Recommended by:</b> Finance Committee, Select Board<br/> <b>Motion:</b> That the Town take affirmative action on Article 38 as printed in the Warrant.<br/> <b>Reason:</b> Routine annual authorization; non-controversial at hearing; authorizes the Town Manager to expend user fee revenue from the fiscal year ending June 30, 2024 and cash on hand in the Solid Waste Disposal Fund to operate the Town's curbside solid waste and recycling collection and disposal program.</p>  |
| Article 39 | <p><b>SEWER SYSTEM EXPENDITURES</b><br/> <b>Affirmative Action Recommended by:</b> Finance Committee, Select Board<br/> <b>Motion:</b> That the Town take affirmative action on Article 39 as printed in the Warrant.<br/> <b>Reason:</b> Routine annual enterprise fund authorization; non-controversial at hearing; authorizes the Town Manager to expend user fee revenue for the fiscal year ending June 30, 2024 and cash on hand in the Sewer Fund for the operation, maintenance, and improvement of the Town's sewer system.</p>  |
| Article 40 | <p><b>SEWER IMPROVEMENT FUND EXPENDITURES</b><br/> <b>Affirmative Action Recommended by:</b> Finance Committee, Select Board<br/> <b>Motion:</b> That the Town take affirmative action on Article 40 as printed in the Warrant.<br/> <b>Reason:</b> Routine annual action; non-controversial at hearing. The Sewer Improvement Fund is a sub-fund of the Sewer Fund consisting of fees paid by certain properties connecting to the sewer system; the Article authorizes expenditure from the Fund for construction and expansion of sewer lines and treatment facility capacity.</p> |
| Article 41 | <p><b>WATER SYSTEM EXPENDITURES</b><br/> <b>Affirmative Action Recommended by:</b> Finance Committee, Select Board<br/> <b>Motion:</b> That the Town take affirmative action on Article 41 as printed in the Warrant.<br/> <b>Reason:</b> Routine annual action; non-controversial at hearing; authorizes the Town Manager to expend user fee revenue for the fiscal year ending June 30, 2024 and cash on hand in the Water Fund for the operation, maintenance, and improvement of the Town's water system.</p>   |
| Article 42 | <p><b>AUTHORIZE EXPENDITURE FROM PEG ACCESS AND CABLE-RELATED FUND</b><br/> <b>Affirmative Action Recommended by:</b> Finance Committee, Select Board, PEG Access Committee<br/> <b>Motion:</b> That the Town transfer from the PEG Access and Cable-Related Fund the amount of \$537,557 to be expended under the direction of the Town Manager for necessary and expedient cable-related purposes consistent with the Comcast licensing agreement during the fiscal year ending June 30, 2024.<br/> <b>Reason:</b> Routine transfer; non-controversial at hearing.</p>              |
| Article 44 | <p><b>AUTHORIZE EXPENDITURE OF REVOLVING FUNDS UNDER MASS. GEN. LAWS C. 44, § 53E1/2</b><br/> <b>Affirmative Action Recommended By:</b> Finance Committee, Select Board<br/> <b>Motion:</b> That the Town take affirmative action on Article 44 as printed in the Warrant.<br/> <b>Reason:</b> Routine authorization of annual spending limits for Revolving Funds, expenditures made pursuant to the Town's Revolving Fund Bylaw with the approval of the Town Manager; non-controversial at hearing.</p>  |