

## **Warrant Committee**

March 11, 2015

Thirty-First meeting

Present: T. Hays, P. Pasquerella, D. Turner, J. Schindler, P. Mathews, C. Karimbakas, B. White, K. Sorgi, J. Potter, R. Boehler, J. Eckner, LM. McLean, M. Maholchic.

Absent: S. McCurdy

Reserve Fund: \$400,000, of which \$317,225 is set aside for potential demolition of Zero Central Avenue property, leaving available balance of \$82,775.

Guests: Suzanne Lombardi, owner, The Plate; Bob Sheffield, Ms. Lombardi's attorney; Peter Dunn, East Milton Neighborhood Assoc.; John Thompson, DPW; Joe Lynch, DPW

1. Chair Hays called the meeting to order and greeted guests at 7:34 PM in the Blute Conference Room. The following articles were discussed:
2. Article 46, Authorization to Petition the General Court for a Liquor License for The Plate. On a motion by member Turner and seconded by member Pasquerella, the Committee approved the article, 10/1/1.

**RECOMMENDED that the Town vote to authorize the Board of Selectmen to petition the General Court to enact legislation in substantially the following form, provided that the General court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of this petition.**

### **AN ACT AUTHORIZING THE TOWN OF MILTON TO ISSUE AN ADDITIONAL LICENSE FOR THE SALE OF ALL ALCOHOLIC BEVERAGES TO BE DRUNK ON THE PREMISES OF A CERTAIN RESTAURANT**

**Be it enacted by the Senate and House of Representatives in General Court assembled, and by authority of same, as follows:**

**SECTION 1. Notwithstanding the provisions of sections 11 and 17 of chapter 138 of the General Laws, the licensing authority of the Town of Milton may grant an additional license for the sale of all alcoholic beverages to be drunk on the premises of a restaurant known as The Plate at Milton Market Place located on the second floor of 10 Bassett Street, and owned by Lombardi Enterprises, LLC or its successor in interest, provided that any successor in interest shall be subject to approval by the Milton Board of Selectmen and the Alcoholic Beverages Control Commission; provided however, that an application to transfer the license to a successor in interest shall be granted and approved according to the standard for a new license; and provided further that all procedures set forth under section 15A of chapter 138 shall be applicable thereto. The license shall be subject to all of said chapter 138, except said section 17. The licensing authority shall not approve the transfer of the license to any other location.**

### **SECTION 2. This act shall take effect upon its passage**

3. Article 25, Authorization for Acceptance of Easements. On a motion by member Turner and seconded by member Potter, the WC voted unanimously in favor of the article, 12/0/0.

**RECOMMENDED** that the Town vote to authorize the Board of Selectmen, during Fiscal Year 2016, to accept on behalf of the Town, except with respect to real property that is located in a business district or on which a multi-family dwelling consisting of more than six(6) units is constructed or proposed to be constructed, any and all easements for any of the following purposes: sidewalks, vehicular and/or pedestrian access or passage, drainage and utilities; and to abandon or relocate easements acquired for any of the foregoing purposes; provided, however, that such authorization shall pertain only to easements accepted, abandoned or relocated at no cost to the Town.

4. Article 26, Safe Routes to School Easements. On a motion by member McLean and seconded by member Potter, the WC voted unanimously in favor of the article, 12/0/0.

**RECOMMENDED** that the Town vote to authorize the Board of Selectmen to acquire on behalf of the Town, by gift, purchase, eminent domain, or otherwise, and on such conditions as the Board of Selectmen shall determine, temporary and/or permanent easements for the purpose of grading of private driveways, lawns and walkways, to the newly constructed sidewalks located on Town of Milton property, as part of the Safe Routes to Schools Program administered by the Massachusetts Department of Transportation. Said easement areas are located within property on Canton Avenue, Brook Road, Voses Lane, and Elm Lawn, in the vicinity of the intersection of Brook Road and Canton Avenue, and are shown on a plan prepared by TEC, Inc., a copy of which is on file with the Milton Department of Public Works; and, further, that the Town vote no appropriation under this article.

5. Article 21, Appropriation of funds under the provisions of General Laws, Chapter 90. On a motion by member McLean and seconded by member Pasquerella, the WC voted unanimously in favor of the article, 12/0/0.

**RECOMMENDED** that the sum of \$933,685 be appropriated for the purposes set forth in this article, that to meet said appropriation the Treasurer be authorized to issue, with the approval of the Board of Selectmen, bonds or secured notes in the amount of \$933,685; that the Town vote to accept grants under the provisions of M.G.L. Chapter 90 in the amount of \$933,685, the said reimbursements from the state (100%) to be restored upon their receipt to the Town Treasurer.

6. Article 22, Appropriation of funds for the town's water system. On a motion by member Turner and seconded by member White, the WC voted unanimously in favor, 12/0/0.

**RECOMMENDED** that the sum of \$500,000 be appropriated for the purpose of financing the rehabilitation, replacement or enhancement of the Town's water system, including costs incidental and related thereto; that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$500,000 under and pursuant to Chapter 44, Section 8 (5) of the General Laws, as amended, or any other enabling authority, and to issue bonds or notes of the Town therefor and that the Board of Selectmen be and hereby is authorized to accept and expend in addition to the foregoing appropriation one or more grants or gifts from the Massachusetts Water Resources Authority or any other public or private funding source.

7. Article 23, Appropriation of funds for the town's drainage system. On a motion by member McLean and seconded member Turner, the WC voted unanimously in favor, 12/0/0.

**RECOMMENDED that the sum of \$200,000 be appropriated for the purpose of financing the rehabilitation, replacement, or enhancement of the Town's surface drain system, including costs incidental and related thereto; that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$200,000 under and pursuant to Chapter 44, Sections 7(1) and 8(15) of the General Laws, as amended, or any other enabling authority, and to issue bonds or notes of the Town therefor; and that the Board of Selectmen be and hereby is authorized to accept and expend in addition to the foregoing appropriation one or more grants or gifts from any other public or private funding source.**

8. Article 24, Appropriation of funds for the town's sewer system. On a motion by member Karimbakas and seconded by member Turner, the WC voted unanimously in favor, 12/0/0.

**RECOMMENDED that the sum of \$485,000 be appropriated for the purpose of financing the capital needs of the Town's sewer system, including costs incidental and related thereto; that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow \$485,000 under and pursuant to Chapter 44, Section 8 (5) of the General Laws, as amended, or any other enabling authority, and to issue bonds or notes of the Town therefor and that the Board of Selectmen be and hereby is authorized to accept and expend in addition to the foregoing appropriation one or more grants or gifts from the Massachusetts Water Resources Authority or any other public or private funding source.**

9. Budget discussion: Snow, ice, and other winter damage costs.
10. Article 13, Medical Expenses Appropriation. On a motion by member Pasquerella and seconded by member Turner, the WC voted unanimously in favor, 12/0/0.

**RECOMMENDED that the Town appropriate the sum of \$300,000 for the purposes of this article and that to meet said appropriation the sum of \$300,000 be raised from funds certified by the Department of Revenue as free cash.**

11. Article 45, Ulin Rink Enterprise Fund. On a motion by member Pasquerella and seconded by member Maholchic, the WC voted unanimously in favor, 12/0/0.

**RECOMMENDED that the Town vote to accept the provisions of Chapter 44, Section 53F½ of the Massachusetts General Laws which would authorize the Town to establish a separate account classified as the Ulin Rink Operations Enterprise Fund, provided that such acceptance shall be effective on July 1, 2015.**

12. Article 37, Special Purpose Stabilization Fund. After much discussion, the vote was postponed.
13. Article 41, Landfill Access Road Transfer. On a motion by member Turner and seconded by member Pasquerella, the WC voted unanimously in favor, 12/0/0.

**RECOMMENDED that the Town vote to transfer care, custody, management and control from the Board of Selectmen for municipal dump purposes to the Board of Selectmen for general municipal purposes, of the former Landfill access road, located adjacent to the land shown on Town of Milton Assessors' Maps, Section I, Block 38D, as Lots 10A, 6, 7, 8 and 9.**

14. On a motion by Member McLean and seconded by Member Pasquerella, the meeting adjourned at 10:35 p.m. 12/0/0

Reserve Fund: \$400,000, of which \$317,225 is set aside for potential demolition of Zero Central Avenue property, leaving available balance of \$82,775.

Respectfully submitted,  
Julia Getman, Warrant Committee Clerk