

SPECIAL TOWN MEETING WARRANT
TOWN OF AUBURN
COMMONWEALTH OF MASSACHUSETTS

Meeting – March 24, 2015 at 7:00 P.M.

Worcester s.s. To any of the constables in the Town of Auburn, in said County,
Greetings:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Auburn qualified to vote in Town affairs to meet in the High School Auditorium in Auburn, the 24th day of March 2015 at 7:00 o'clock in the evening, to act upon the following articles:

Article 1. To hear the report of the Finance Committee, other Town Officers and Committees; or act on anything relative thereto.

By the Moderator

Article 2. To see if Town Meeting will vote to appropriate \$144,519.81 from Free Cash for FY 2014 Circuit Breaker reimbursements to the Auburn School Department. These funds are related to School District funding to be utilized for extraordinary special education costs, including tuitions for pertinent student; or act on anything relative thereto.

By the Auburn School Committee

Article 3. To see if the Town Meeting will vote to re-purpose CIP funds to support the Auburn Public Schools' participation in the MSBA's Accelerated Repair Program to replace the roofs at 10 Swanson Road (current Auburn Middle School) and the Bryn Mawr School, as well as a boiler replacement at 10 Swanson Road. Article 3 of the May 5, 2011 Annual Town Meeting as follows: Delete the balance of \$95,300.00 (Account #302012-581242) for Pakachoag and then transfer \$95,300.00 for the replacement of the roof and boiler at Auburn Middle School and a roof replacement at Bryn Mawr School as part of the MSBA Accelerated Repair Program; or act on anything relative thereto.

By the Auburn School Committee

Article 4. To see if the Town Meeting will vote to re-purpose CIP funds to support the Auburn Public Schools' participation in the MSBA's Accelerated Repair Program to replace the roofs at 10 Swanson Road (current Auburn Middle School) and the Bryn Mawr School, as well as a boiler replacement at 10 Swanson Road. Article 3 of the May 7, 2013 Annual Town Meeting as follows: Reduce the balance of \$100,000.00 (Account #302014-581437) for Pakachoag and then transfer \$100,000.00 for the replacement of the roof and boiler at Auburn Middle School and a roof replacement at Bryn Mawr School as part of the MSBA Accelerated Repair Program; or act on anything relative thereto.

By the Auburn School Committee

Article 5. To see if the Town Meeting will vote to re-purpose CIP funds to support the Auburn Public Schools' participation in the MSBA's Accelerated Repair Program to replace the roofs at 10 Swanson Road (current Auburn Middle School) and the Bryn Mawr School, as well as a boiler replacement at 10 Swanson Road. Article 3 of the May 7, 2013 Annual Town Meeting as follows: Reduce the balance of \$40,000.00 (Account #302014-581440) for Central Office and then transfer \$40,000.00 for the replacement of the roof and boiler at Auburn Middle School and a roof replacement at Bryn Mawr School as part of the MSBA Accelerated Repair Program; or act on anything relative thereto.

By the Auburn School Committee

Article 6. To see if the Town will vote to appropriate, borrow or transfer from available funds, an amount of money to be expended under the direction of the School Committee for the replacement of the roof at the Auburn Middle and Bryn Mawr Schools and a boiler at Auburn Middle School, which proposed repair projects would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program and for which the Town may be eligible for a school construction grant from the Massachusetts School Building Authority ("MSBA"). The Town acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the Town incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town. Any grant that the Town may receive from the MSBA for the Project shall not exceed the lesser of (1) 54.16 percent of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; or act on anything relative thereto.

By the Auburn School Committee

Article 7. To see if the Town Meeting will vote to appropriate the sum of \$250,675.00 from available funds Account #01-3295 Auburn Middle School Premium from September 2014 Bond Sale and the sum of \$61,791.68 from Available Funds (Bond Premium Reserve for Interest Payment) account #26129001 for interest obligation for the September 2014 bond issue in the amount of \$16, 425,667.00; or act on anything relative thereto.

By the Town Treasurer

Article 8. To see if Town Meeting will vote to approve the alteration of West Street as shown on a plan entitled "Plan and Profile of West Street in the Town of Auburn Worcester County" and filed with the Town Clerk on March 2, 2015; or act on anything relative thereto.

By DPW Director/Town Engineer

Article 9. To see if the Town Meeting will vote to adopt the “General By-laws of the Town of Auburn Massachusetts”, dated March 3, 2015, as amended by Town Meeting, if at all, which shall become effective upon approval of said By-laws, pursuant to law. A copy of said By-laws have been presented to Town Meeting Members concurrent with their receipt of this Warrant and made public in accordance with M.G.L. c.40, §32. This Article shall not apply to the Town of Auburn Zoning By-law; or act on anything relative thereto.

By the Bylaw Review Committee

Article 10. To see if Town Meeting will vote to revoke the existing General By-laws of the Town of Auburn contingent upon approval by the Attorney General, in whole or in part, of the revised “General By-laws of the Town of Auburn, Massachusetts” (as set forth in Article 9 of this Special Town Meeting). This Article shall not apply to the Town of Auburn Zoning By-law; or act on anything relative thereto.

By the Bylaw Review Committee

Article 11. To see if Town Meeting will vote to amend the Town of Auburn’s Zoning By-law by adding Section 9.1.3 and Section 9.1.4, to read as follows:

“9.1.3 In addition to the members established by the Town Charter, the Board of Appeals may include two (2) associate members, appointed by the Board of Selectmen, one or both of whom may be designated from time to time by the Chairman of the Board of Appeals to sit on the board in case of absence, inability to act or conflict of interest on the part of any member thereof, or in the event of a vacancy on the board until said vacancy is filled.

9.1.4 The term of each associate member shall be determined by the Board of Selectmen.”;

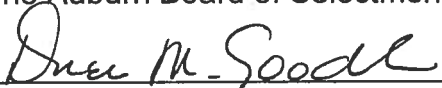
or act on anything relative thereto.

By the Board of Selectmen

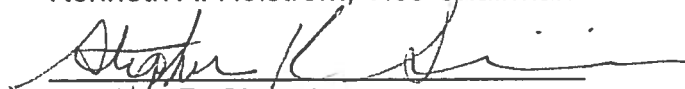
And you are directed to serve this Warrant by posting attested copies thereof at the Town Hall, the Auburn Free Public Library, Dooley's Store, Stoneville Heights, The Lorraine Gleick Nordgren Senior Center, Law Offices Philip D. O'Connell, Jr., Uncle Chuck's Pizza, Auburn Auto Body Shop, Park 'N Shop and Lan's Barber Shop, which shall constitute at least two conspicuous places in each precinct at least fourteen days before the time of said Special Town Meeting. Hereof fail not to make due return of this warrant with your doings thereon to the Town Clerk at the time and place of said meeting.

Given under our hands on this 9th day of March 2015.

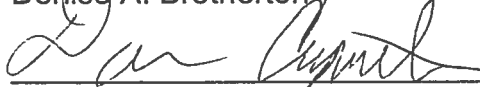
The Auburn Board of Selectmen


Doreen M. Goodrich, Chairman

Kenneth A. Holstrom, Vice Chairman


Stephen R. Simonian

Denise A. Brotherton


Daniel S. Carpenter

Officers Return of Service

I hereby certify that I have served this Warrant by posting attested copies thereof at the Town Hall, the Auburn Free Public Library, Dooley's Store, Stoneville Heights, The Lorraine Gleick Nordgren Senior Center, Law Offices Philip D. O'Connell, Jr., Uncle Chuck's Pizza, Auburn Auto Body Shop, Park 'N Shop, and Lan's Barber Shop, which shall constitute at least two conspicuous places in each precinct at least fourteen days before the time of said Special Town Meeting.

3/10/2015
Date

Attest *Anthony H. Cooney*
Constable of Auburn

Attest *Debra A. Gemo*
Assistant Town Clerk of Auburn

**AUBURN PUBLIC SCHOOLS
ANNUAL TOWN OF AUBURN FALL TOWN MEETING
MARCH 24, 2015
WARRANT ARTICLES**

Article 2. To see if Town Meeting will vote to appropriate \$144,519.81 from Free Cash for FY 2014 Circuit Breaker reimbursements to the Auburn School Department. These funds are related to School District funding to be utilized for extraordinary special education costs, including tuitions for pertinent student or on anything relative thereto.

By the Auburn School Committee

The District spends funds each year for special education costs that are eligible for State reimbursement. The percentage that is recognized by the Department of Revenue for reimbursement is calculated and provided in the following fiscal year. Per the Department of Revenue, a school district may only carry forward in its circuit breaker revolving account a sum of money equal to or less than the current year's reimbursement. Due to the timing of processed encumbrances, the amount carried forward into FY 2015 was \$851,335.81 which was \$144,519.81 higher than the amount received and allowed. Since these funds are in reimbursement for tuition already provided, we respectfully request your approval of this Article to transfer \$144,519.81 to the School Department.

Article 3. To see if the Town Meeting will vote to re-purpose CIP funds to support the Auburn Public Schools' participation in the MSBA's Accelerated Repair Program to replace the roofs at 10 Swanson Road (current Auburn Middle School) and the Bryn Mawr School, as well as a boiler replacement at 10 Swanson Road. Article 3 of the May 5, 2011 Annual Town Meeting as follows: Delete the balance of \$95,300.00 (Account #302012-581242) for Pakachoag and then transfer \$95,300.00 for the replacement of the roof and boiler at Auburn Middle School and a roof replacement at Bryn Mawr School as part of the MSBA Accelerated Repair Program.

By the Auburn School Committee

Article 4. To see if the Town Meeting will vote to re-purpose CIP funds to support the Auburn Public Schools' participation in the MSBA's Accelerated Repair Program to replace the roofs at 10 Swanson Road (current Auburn Middle School) and the Bryn Mawr School, as well as a boiler replacement at 10 Swanson Road. Article 3 of the May 7, 2013 Annual Town Meeting as follows: Reduce the balance of \$100,000.00 (Account #302014-581437) for Pakachoag and then transfer \$100,000.00 for the replacement of the roof and boiler at Auburn Middle School and a roof replacement at Bryn Mawr School as part of the MSBA Accelerated Repair Program.

By the Auburn School Committee

Article 5. To see if the Town Meeting will vote to re-purpose CIP funds to support the Auburn Public Schools' participation in the MSBA's Accelerated Repair Program to replace the roofs at 10 Swanson Road (current Auburn Middle School) and the Bryn Mawr School, as well as a boiler replacement at 10 Swanson Road. Article 3 of the May 7, 2013 Annual Town Meeting as follows: Reduce the balance of \$40,000.00 (Account #302014-581440) for Central Office and then transfer \$40,000.00 for the replacement of the roof and boiler at Auburn Middle School and a roof replacement at Bryn Mawr School as part of the MSBA Accelerated Repair Program.

By the Auburn School Committee

(Same response for Articles 3 – 5)

The approval of these Articles provides the potential to save the Town approximately \$1,500,000 - \$1,700,000 (depending on final bids received) on needed repairs to the 10 Swanson Road facility (roof and boiler) and Bryn Mawr School (roof replacement) as part of the Massachusetts School Building Authority's (MSBA) Accelerated Repair Program. If approved, these CIP transfers will be used to fully support the School District's portion (45.84%) of the total projected amount, with the MSBA paying 54.16% of all eligible costs. We respectfully request your approval of these Articles 2, 3 and 4.

**AUBURN PUBLIC SCHOOLS
ANNUAL TOWN OF AUBURN FALL TOWN MEETING
MARCH 24, 2015
WARRANT ARTICLES**

ARTICLE 6.

To see if the Town will vote to appropriate, borrow or transfer from available funds, an amount of money to be expended under the direction of the School Committee for the replacement of the roof at the Auburn Middle and Bryn Mawr Schools and a boiler at Auburn Middle School, which proposed repair projects would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program and for which the Town may be eligible for a school construction grant from the Massachusetts School Building Authority (“MSBA”). The Town acknowledges that the MSBA’s grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the Town incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town. Any grant that the Town may receive from the MSBA for the Project shall not exceed the lesser of (1) 54.16 percent of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA.

MOTION/VOTE/ORDER

That the Town appropriate the amount \$3,024,153 Dollars for the purpose of paying costs of the replacement of the roofs at the Auburn Middle and Bryn Mawr Schools and a boiler replacement at Auburn Middle School which proposed repair projects would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program, and for which the Town may be eligible for a grant from the Massachusetts School Building Authority (“MSBA”), said amount to be expended under the direction of the School Committee. To meet this appropriation the Board of Selectmen is authorized to borrow said amount under M.G.L. Chapter 44, or pursuant to any other enabling authority. The Town acknowledges that the MSBA’s grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any project costs the Town incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the Town; provided further that any grant that Auburn may receive from the MSBA for the Project shall not exceed the lesser of (1) 54.16 percent of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; and that the amount of borrowing authorized pursuant to this vote shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the Town and the MSBA.

Town Meeting Members

The following is a summary of warrant articles for the March 24, 2015 Special Town Meeting.
*Please note that this summary is to provide a synopsis of the article. Please refer to the article itself for detail.
The Board of Selectmen will make recommendations at the Town Meeting.

<u>Article No.</u>	<u>Purpose</u>	<u>Finance Committee Recommendations</u>
1.	Hear reports of committees.	
2.	Appropriates \$144,519.81 from Free Cash for FY 2014 Circuit Breaker reimbursements to the Auburn School Department. These funds are related to School District funding to be utilized for extraordinary special education costs, including tuitions for pertinent student.	YES
3.	Re-purposes CIP funds (\$95,300.00) to support the Auburn Public Schools' participation in the MSBA's Accelerated Repair Program to replace the roofs at 10 Swanson Road (current Auburn Middle School) and the Bryn Mawr School, as well as a boiler replacement at 10 Swanson Road – Article 3 of the May 5, 2011 Annual Town Meeting.	YES
4.	Re-purposes CIP funds (\$100,000.00) to support the Auburn Public Schools' participation in the MSBA's Accelerated Repair Program to replace the roofs at 10 Swanson Road (current Auburn Middle School) and the Bryn Mawr School, as well as a boiler replacement at 10 Swanson Road – Article 3 of the May 7, 2013 Annual Town Meeting.	YES

Finance Committee
Recommendations

Article No. Purpose

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| 5. | Re-purposes CIP funds (\$40,000.00) to support the Auburn Public Schools' participation in the MSBA's Accelerated Repair Program to replace the roofs at 10 Swanson Road (current Auburn Middle School) and the Bryn Mawr School, as well as a boiler replacement at 10 Swanson Road – Article 3 of the May 7, 2013 Annual Town Meeting. | YES |
| 6. | Appropriates, borrows or transfers from available funds, an amount of money to be expended under the direction of the School Committee for the replacement of the roof at the Auburn Middle and Bryn Mawr Schools and a boiler at Auburn Middle School, which proposed repair projects would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program and for which the Town may be eligible for a school construction grant from the Massachusetts School Building Authority ("MSBA"). | YES |
| 7. | Appropriates the sum of \$250,675.00 from available funds Account #01-3295 Auburn Middle School Premium from September 2014 Bond Sale and the sum of \$61,791.68 from Available Funds (Bond Premium Reserve for Interest Payment) account #26129001 for interest obligation for the September 2014 bond issue in the amount of \$16, 425,667.00. | YES |
| 8. | Approves the alteration of West Street as shown on a plan entitled "Plan and Profile of West Street in the Town of Auburn Worcester County" and filed with the Town Clerk on March 2, 2015. | DEFER |

Article No. Purpose

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| 9. | Adopts the "General By-laws of the Town of Auburn Massachusetts", dated March 3, 2015, as amended by Town Meeting, if at all, which shall become effective upon approval of said By-laws, pursuant to law. A copy of said By-laws have been presented to Town Meeting Members concurrent with their receipt of this Warrant and made public in accordance with M.G.L.c.40, §32. This Article shall not apply to the Town of Auburn Zoning By-law. | YES |
| 10. | Revokes the existing General By-laws of the Town of Auburn, contingent upon approval by the Attorney General, in whole or in part, of the revised "General By-laws of the Town of Auburn, Massachusetts" (as set forth in Article 9 of this Special Town Meeting). This Article shall not apply to the Town of Auburn Zoning By-law. | YES |
| 11. | Amends the Town of Auburn's Zoning By-law by adding Section 9.1.3 and Section 9.1.4, to provide for two (2) associate members, appointed by the Board of Selectmen, on the Board of Appeals in addition to the members established by the Town Charter. | DEFER |

Defer Defers to the petitioner of the article
_____ No position at this time. Will make a recommendation at the town meeting.