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May 10th, 2011

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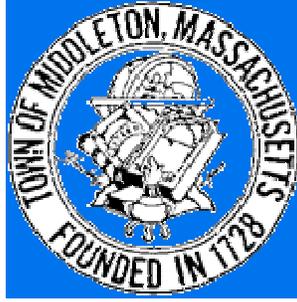
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MIDDLETON FINANCE COMMITTEE

Report to the Middleton Annual Town Meeting

May 10, 2011

Budget Message for the Fiscal Year 2012

Fiscal Year 2012, which begins on July 1, 2011 and runs through June 30, 2012, has a balanced budget. The Finance Committee's recommended budget is balanced for this coming year with the need for an override. This is primarily due to the reduction of funding/revenue from the Commonwealth of Massachusetts. This reduction in state funding, along with an increase in Masconomet's budget, led to the override. The leading drivers of the high school's budget increase are: (1) an increased charge to the town to pay for the higher percentage of Middleton students attending Masconomet in the fall, (2) the increase in Masconomet's operating expenses, primarily salary expense, and (3) reduction of state funding. The remaining town budgets are expected to come in at a 1.7 % increase. This was achieved by level funding many budgets and others receiving only limited increases, which were mostly contractual.

The goal of the Finance Committee during this year's challenging budgeting process has been to maintain our town's services, whenever possible, meeting the town's contractual obligations, and treating employees fairly, all while staying within our financial budgets and guidelines. That goal has been achieved, although with some limited impact. This was only accomplished because of the commitment by all departments to work toward the goal of level funding their budgets. Middleton is in an enviable position based on how many local communities had to make significant reductions in services and town employees in both FY 2011 and going into FY 2012, as a result of additional funding cuts by the state. To achieve this, a lot of hard work, collaboration among all stakeholders, and difficult decisions were made. We thank all department managers for their efforts in a budget process that was conducted collaboratively despite a difficult economy.

Middleton's growth in both housing and business projects had been strong in previous years, providing funding for much of our previous years' budget increases. That trend significantly slowed and was not the case in FY 2011 nor is it expected for FY 2012. Growth projections for coming years will likely maintain this lower level. The amount of state aid to Middleton has been reduced, primarily because of reduced revenue at our state government level. Through diligent budgeting and expense control, Middleton will be able to maintain a consistent level of service to our residents this year, all while keeping our tax burden much lower than some of our neighboring communities. It is imperative that we remain diligent going forward.

Through the conscientious financial management of the Town Administration and leadership of the Board of Selectmen and Finance Committee, the town is facing only one operating budget override for this year. Although prudent budget management and strong reserves have continued to keep our town finances in good standing, tax rate stable and services maintained, the potential of a further decline in local state aid, town revenues, and the continued growing and shifting school age population, will likely make the FY 2013 budget process just as difficult.

The Finance Committee expects taxes for the average homeowner in Middleton to rise by an average of approximately 2.5-2.7% or \$124-\$137 for a home with the average assessment of \$410,057, despite the fact that the Finance Committee's recommended operating budget for the FY 2011 will increase by 3.3% above last year's budget. The Masconomet Override adds another \$44 to that range of cost increases.

The most significant factors contributing to the increase are:

- Middleton's assessment increase from the Masconomet Regional School District Budget and North Shore Vocational of \$381,123 and \$92,155 respectively, due to increased percentage of Middleton students' enrollment.
- Masconomet Regional School District Budget increase resulting from contractual salary increases.
- Local School Budget increase related to contractual salary increases.
- Total state education aid cut to the Masconomet School District of \$220,839 and Middleton local schools for FY 2011 totaling \$73,941.

On the revenue side, a continued and cumulative drop in state aid of \$195,879, coupled with no increases in non-property tax revenues are the other drivers of increasing the operating budget by a total of 3.3% (or 4% with the Masconomet Override).

The following table provides detail on the operating budget expenses. The specific recommendations, funding sources, and revenue estimates will be provided to the voters at the Annual Town Meeting. The Finance Committee has worked closely with the Board of Selectmen and heads of the various town departments to develop an operating and capital budget, as reflected in the Warrant Articles that provide the residents of Middleton with essential municipal services in an economically responsible manner.

Respectfully submitted,

Middleton Finance Committee -

Steven Cocciardi, Co-Chair
Michelle Cresta, Co-Chair
Jill Elmstrom Mann
George Dow Sr.

John Mahoney
Toni Mertz
John Erickson

Middleton Finance Committee

FY 2012 Warrant Articles (in order of final Town Meeting Warrant as combined)

Article #		Source
4	Omnibus Budget	Taxation
	\$ 24,479,777	
	\$ 11,500	NSES Receipts/Fees
	\$ 13,500	Fire Alarm Fees
	\$ 375,000	Ambulance Fund
	\$ 189,015	Water Fund Receipts
	\$ 7,000	Unemployment Fund
General and Water Fund Totals		
	\$ 25,075,792	

	Other Articles:	Article Amount	Free Cash	CPA	Other Funds
5	Proposition 2 1/2 Override - Masconomet	\$ 172,153			\$ 172,153.00 Override **
6	Masconomet agreement amendment				
7	Community Preservation Act	\$ 160,192		\$ 160,192	
8	Amend allowable expenses of art. 5 of ATM 5/11				
9	CPA rescind & reappropriation of funds				Re-allocation
10	Re-authorize Firearms License Revolving Fund				Revolving Fund
11	Re-authorize Council on Aging Revolving Fund				Revolving Fund
12	Re-authorize Recreation Revolving Fund				Revolving Fund
13	Re-authorize Recreation Field Revolving Fund				Revolving Fund
14	Police Department BAPERD radio system	\$ 26,000	\$ 26,000		
15	Police Department Training of Reserve Officer Positions	\$ 20,000	\$ 20,000		
16	Police Department Modular Renovations, Phase 2	\$ 100,000	\$ 100,000		
17	Fire Department Defibrillators	\$ 4,200			\$ 4,200.00 Ambulance Fund
18	Fire Department Cardiac Monitor	\$ 29,000			\$ 29,000.00 Ambulance Fund
19	Fire Department Equipment for Engine 4	\$ 23,000			\$ 23,000.00 FEMA Funds
20	Fire Station Miscellaneous Repairs	\$ 20,000	\$ 20,000		
21	Fire Department Rescue Boat	\$ 6,000			\$ 6,000.00 FEMA Funds
22	Fuller Meadow Gutter Repairs and Install Lighting	\$ 36,500	\$ 36,500		
24	DPW Chapter 90 Grant Funds	\$ 293,000			\$ 293,000.00 Chap 90 Funds
25	DPW Roadway Improvement Funds	\$ 100,000	\$ 100,000		
26	DPW Field Construction at East Street Area	\$ 38,000	\$ 38,000		
27	DPW Water Main Replacement	\$ 190,000			\$ 190,000 Water Fund
28	DPW Cemetery Stone Wall	\$ 16,000		\$ 16,000.00	
29	DPW Utility Trailer & Snow Blower	\$ 15,000	\$ 15,000		
30	DPW Improvements to Building & Garage	\$ 28,500	\$ 28,500		
31	DPW Consulting for Stormwater Management Control	\$ 15,000	\$ 15,000		
32	Mem. Hall & Old Town Hall Repairs	\$ 30,500	\$ 20,000	\$ 10,500.00	
33	Bylaw Amendment - Water Use Restrictions				
34	Acceptance of Martin Road				
35	Acceptance of Warren Drive				
36	Acceptance of Ross Lane				
37	MELD In Lieu of Tax Payment				
38	MELD Authorization of Appropriation				
39	Acceptance of Active Duty Military Exemption				
40	Amend Senior Work Off Abatement Program				
41	Lease of Boy Scout Building				
42	Town Clerk Voting Tabulators	\$ 9,000	\$ 9,000		
43	Home Rule Petition - Population Count				
44	Free Cash Transfer to Reduce Tax Rate	\$ 300,000	\$ 300,000		
45	Appropriation to Stabilization Fund	\$ 25,000	\$ 25,000		
46	Appropriation to OPEB Trust Fund	\$ 50,000	\$ 50,000		
Totals By Funding Source		\$ 1,707,045	\$ 803,000	\$ 186,692	\$ 717,353

** As of the date of printing, the Finance Committee has not determined if the override is to be recommended or not.

Town of Middleton
Summary of Fiscal Year 2011 and 2012 Operating Budget Totals
As Adopted (FY 2011) and Proposed (FY 2012)

Part I Town Operating Budget	Fiscal Year 2011	Fiscal Year 2012	(Decrease) Increase In Dollars \$	Percent plus/minus Change	Percent of Operating Budget	Percent of Budget Increase
Schools						
Local School Budget	\$8,457,677	\$8,782,321	\$324,644	3.8%	35.3%	41.0%
Masconomet Budget: excludes \$172,153 override but does include \$146,432 for enrollment shift costs	\$6,251,764	\$6,460,708	\$208,944	3.3%	26.0%	26.4%
Masconomet School Debt Service	\$350,906	\$362,406	\$11,500	3.3%	1.5%	1.5%
Fuller Meadow School Debt Service	\$456,705	\$453,405	(\$3,300)	-0.7%	1.8%	-0.4%
Howe Manning School Debt Service	\$49,500	\$64,000	\$14,500	29.3%	0.3%	1.8%
No. Shore Technical School Budget	\$273,732	\$365,917	\$92,185	33.7%	1.5%	11.6%
All School Totals	\$15,840,284	\$16,488,757	\$648,473	4.1%	66.3%	81.9%
Town Operating Budgets	\$6,114,627	\$6,195,709	\$81,082	1.3%	24.9%	10.2%
Health Insurance, Retirement, Insurance	\$1,509,400	\$1,589,400	\$80,000	5.3%	6.4%	10.1%
Landfill Capping Debt Service (includes bond fee of \$2,000)	\$137,150	\$131,150	(\$6,000)	-4.4%	0.5%	-0.8%
Locust Street Land Debt Service	\$144,300	\$139,750	(\$4,550)	-3.2%	0.6%	-0.6%
Flint Library Debt Service (excludes CPA debt funds)	\$349,711	\$342,511	(\$7,200)	-2.1%	1.4%	-0.9%
Town General Government Totals	\$8,255,188	\$8,398,520	\$143,332	1.7%	33.7%	18.1%
Part I Operating Budget Totals	\$24,095,472	\$24,887,277	\$791,805	3.3%	100%	100%
Water Operating Budget	\$122,595	\$127,745	\$5,150	4.2%	67.6%	
Water Line Debt Service	\$62,960	\$61,270	(\$1,690)	-2.7%	32.4%	
Part II Water Budget Totals	\$185,555	\$189,015	\$3,460	1.9%	100.0%	
Part I&II Operating Budget Totals	\$24,281,027	\$25,076,292	\$795,265	3.3%		
Budget Totals with Masco Override of \$172,153	\$24,281,027	\$25,248,445	\$967,418	4.0%		

**TOWN OF MIDDLETON
ANNUAL TOWN MEETING
THE COMMONWEALTH OF MASSACHUSETTS
Fiscal Year 2012**

ESSEX s.s.

To the Constable of the Town of Middleton in the County of Essex:

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said Town qualified to vote in Elections and Town Affairs, to meet at the North Shore Technical High School Auditorium, 30 Logbridge Road in said Middleton on Tuesday, May 10th, 2011 next, at 7:30 p.m., then and there to act on the following articles:

To transact any other business that may lawfully come before this meeting.

Annual Town Meeting Warrant Articles

1. To hear and act on Committee Reports:

- School Committee
- Finance Committee
- Other Committees

2. On petition of the Treasurer to see if the Town will vote to authorize the Town Treasurer with the approval of the Selectmen to borrow money from time-to-time in anticipation of the revenue of the financial year beginning July 1, 2011 in accordance with the provisions of Massachusetts General Laws, Chapter 44, Section 17.

3. On petition of the Board of Selectmen acting in the capacity of the Personnel Board to see if the Town will vote to amend the Town Consolidated Personnel Plan SECTION 7.08 as follows:

**Town of Middleton Compensation Plan For Non-Union
Town Employees For Fiscal Year 2012**

Position/Title:	Actual July 1, 2010	Proposed July 1, 2011
Town Officials (Elected)		
Town Moderator	\$100/Yr.	\$100/Yr.
Town Constable	\$100/Yr.	\$100/Yr.
Town Clerk	\$59,939/Yr.	\$59,939/Yr.
Selectman-Chairman	\$2,100/Yr.	\$2,100/Yr.
Selectman	\$1,600/Yr.	\$1,600/Yr.
School Committee Member	\$600/Yr.	\$600/Yr.
Assessor - Each Member *	\$2,000/Yr.	\$2,000/Yr.

* Range of \$500-\$2,000 depending upon education/training level

**Town of Middleton Compensation Plan For
Non-Union Employees (cont.)**

Position/Title:	Actual July 1, 2010	Proposed July 1, 2011
Census Workers	\$1,050/Yr.	\$1,050/Yr.
Poll Officers	\$14.91/Hr.	\$14.91/Hr.
Poll Workers	\$10.63/Hr.	\$10.63/Hr.
Superintendent of Burials	\$500/Yr.	\$500/Yr.
Registrar of Voters	\$95/Election	\$95/Election
Clerk-Registrar of Voters	\$300/Yr.	\$300/Yr.
Committee and Board Secretaries	\$109/Meeting	\$109/Meeting
 <u>Finance and Administration</u>		
Administrative Secretary	\$46,744/Yr.	\$46,744/Yr.
Custodian of Town Lands	\$2,002/Yr.	\$2,002/Yr.
Administrative Assessor	\$41,200/Yr.	\$41,200/Yr.
Assistant Town Clerk	\$32,625/Yr.	\$32,625/Yr.
 <u>Health and Human Services</u>		
Public Health Nurse	\$30.90/Hr.	\$30.90/Hr.
Conservation Commission Agent	\$21,546/Yr.	\$21,546/Yr.
Veteran Service Officer	\$11,669/Yr.	\$11,669/Yr.
Council on Aging Director	\$45,132/Yr.	\$45,132/Yr.
COA Outreach Worker	\$15.27/Hr.	\$15.27/Hr.
Van Driver	\$15.00/Hr.	\$15.00/Hr.
Meal Site Coordinator	\$17.00/Hr.	\$17.00/Hr.
Reserve: Drivers and Meal Site Employee	\$12.70/Hr.	\$12.70/Hr.
Coordinator/Secretary	\$17.05/Hr.	\$17.05/Hr.
Cook	\$12.67/Hr.	\$13.25Hr.
 <u>Public Safety</u>		
Animal Control Officer	\$25,822/Yr.	\$15,000/Yr.
Police Captain *	\$81,000 /Yr.	\$83,200/Yr.
* Position has been reclassified and changed. It replaces one Sergeant's position.		

**Town of Middleton Compensation Plan For
Non-Union Employees (cont.)**

Position/Title:	Proposed: July 1, 2010	Proposed July 1, 2011
<u>Public Works</u>		
Deputy Superintendent	\$67,053/Yr.	\$67,053/Yr.
CDL Plow/Sander Operator	\$21.81/Hr.	\$21.81/Hr.
Part Time Truck Driver	\$12.74/Hr.	\$12.74/Hr.
Part Time Laborer	\$10.66/Hr.	\$10.66/Hr.
Transfer Station Gate Attendant	\$13.17/Hr.	\$13.17/Hr.
<u>Inspections</u>		
Wiring Inspector	\$16,280/Yr.	\$16,846/Yr.
Gas/Plumbing Inspector	\$16,280/Yr.	\$16,846/Yr.
Alternate Inspectors:	\$23.24/Hr.	\$23.24/Hr.
Wiring, Health and Building		
<u>Flint Public Library</u>		
Assistant Director		
Step 1	\$19.17/Hr.	\$19.17/Hr.
Step 2 (6 months)	\$20.01/Hr.	\$20.01/Hr.
Step 3 (18 months)	\$20.91/Hr.	\$20.91/Hr.
Step 4 (30 months)	\$21.49/Hr.	\$21.49/Hr.
Step 5 (54 months)	\$21.83/Hr.	\$21.83/Hr.
Adult Services Librarians: Adult Services, Children's, Reference		
Step 2 (6 months)	\$17.65/Hr.	\$17.65/Hr.
Step 3 (18 months)	\$18.34/Hr.	\$18.34/Hr.
Step 4 (30 months)	\$18.90/Hr.	\$18.90/Hr.
Step 5 (54 months)	\$19.17/Hr.	\$19.17/Hr.
Library Building Custodian	\$17.16/Hr.	\$17.16/Hr.
Pages	\$9.01-\$9.62/Hr.	\$9.01-\$9.62/Hr.
<u>Summer Recreation Program</u>		
Program Director	\$17.72/Hr.	\$17.72/Hr.
Program Assistant	\$12.03/Hr.	\$12.03/Hr.
Recreation Assistants	\$8.04/Hr.	\$8.04/Hr.

**Other Appointed Town & School Official Salaries
(Not Subject to Approval of Compensation Plan)**

These positions are included for informational purposes only
(as salaries are set by contract and other statutes)

	<u>FY 2011:</u>	<u>FY 2012</u>
Masconomet Chief Financial Officer	*	*
Masconomet School Superintendent	\$170,000/Yr.	*
Masconmet High School Principal	*	*
Masconomet Middle School Principal	*	*
Tri-Town School Union Superintendent	\$127,220/Yr.	\$127,220/Yr.
Tri-Town School Union Business Manager	\$111,000/Yr.	\$111,000/Yr.
Fuller Meadow School Principal	\$95,750/Yr.	\$95,750/Yr.
Howe Manning School Principal	\$95,000/Yr.	\$95,000/Yr.
Middleton Electric Light Manager	\$147,170/Yr.	*
Town Administrator	\$118,000/Yr.	*
Fire Chief	\$102,723/Yr.	\$102,723/Yr.
Police Chief	\$109,738/Yr.	\$109,738/Yr.
Town Accountant	\$76,885/Yr.	\$76,885/Yr.
Treasurer/Collector	\$66,300/Yr.	*
Assessor/Appraiser	\$64,000/Yr.	\$64,000/Yr.
Library Director	\$60,908/Yr.	\$61,000/Yr.
Building Commissioner	\$75,500/Yr.	\$75,500/Yr.
Superintendent of Public Works	\$90,080/Yr.	\$90,080/Yr.
Public Health Director	\$76,500/Yr.	\$76,500/Yr.
Cable PEG Access Director	\$19,760/Yr.	\$19,760/Yr.

*Not established by printing deadline

Article 4 – Operating Budget

		<u>Approved FY 2010</u>	<u>Approved FY 2011</u>	<u>Department Request FY 2012</u>	<u>Selectmen Recommend FY 2012</u>	<u>FinCom Recommend FY 2012</u>
FUND: 01 GENERAL FUND						
FUNCTION 100: GENERAL GOVERNMENT						
Department #114 TOWN MODERATOR						
5100	Personal Services	100	\$100	100	\$100	\$100
DEPARTMENT TOTAL		\$100	\$100	\$100	\$100	\$100
Department #122 SELECTMEN/ADMINISTRATOR						
5100	Personal Services	167,744	167,744	167,744	167,744	167,744
5200	Purchase of Services/Supplies	55,040	54,540	54,540	54,540	54,540
DEPARTMENT TOTAL		\$222,784	\$222,284	\$222,284	\$222,284	\$222,284
Department #131 FINANCE COMMITTEE						
5100	Personal Services	1,744	1,744	1,744	1,744	1,744
5200	Purchase of Service/Supplies	70,359	70,359	70,359	70,359	70,359
DEPARTMENT TOTAL		\$72,103	\$72,103	\$72,103	\$72,103	\$72,103
Department #135 TOWN ACCOUNTANT						
5100	Personal Services	102,059	102,817	102,817	102,817	102,817
5200	Purchase of Services/Supplies	5,290	5,290	5,290	5,290	5,290
5800	Capital Outlay	1,300	1,300	1,300	1,300	1,300
DEPARTMENT TOTAL		\$108,649	\$109,407	\$109,407	\$109,407	\$109,407
Department #141 ASSESSORS						
5100	Personal Services	125,304	124,724	125,085	125,085	125,085
5200	Purchase of Services/Supplies	18,930	19,205	20,630	20,630	20,630
5800	Capital Outlay					
DEPARTMENT TOTAL		\$144,234	\$143,929	\$145,715	\$145,715	\$145,715
Department #145 TREASURER/COLLECTOR						
5100	Personal Services	142,827	146,998	146,998	146,998	146,998
5200	Purchase of Services/Supplies	39,400	40,300	40,300	40,300	40,300
DEPARTMENT TOTAL		\$182,227	\$187,298	\$187,298	\$187,298	\$187,298
Department #146 CUSTODIAN OF TOWN LANDS						
5100	Personal Services	2,002	2,002	2,002	2,002	2,002
DEPARTMENT TOTAL		\$2,002	\$2,002	\$2,002	\$2,002	\$2,002
Department #151 TOWN COUNSEL						
5200	Purchase of Services	36,910	38,000	40,000	40,000	40,000
DEPARTMENT TOTAL		\$36,910	\$38,000	\$40,000	\$40,000	\$40,000

Article 4 – Operating Budget (cont.)

	<u>FY 2010</u>	<u>FY 2011</u>	<u>FY 2012</u>	<u>FY 2012</u>	<u>FY 2012</u>
FUND: 01 GENERAL FUND					
FUNCTION 100: GENERAL GOVERNMENT					
Department #161 TOWN CLERK					
5100	Personal Services	88,964	92,564	92,564	92,564
5200	Purchase of Services/Supplies	4,565	4,565	4,795	4,795
5800	Capital Outlay	1,500	1,500	1,500	1,500
DEPARTMENT TOTAL		\$95,029	\$98,629	\$98,859	\$98,859
Department #162 ELECTIONS/ REGISTRATIONS					
5100	Personal Services	6,081	10,440	10,991	10,991
5200	Purchase of Services/Supplies	5,400	7,400	7,800	7,800
DEPARTMENT TOTAL		\$11,481	\$17,840	\$18,791	\$18,791
Department #171 CONSERVATION COMMISSION					
5100	Personal Services	23,923	23,923	23,923	23,923
5200	Purchase of Services/Supplies	3,300	3,300	3,300	3,300
DEPARTMENT TOTAL		\$27,223	\$27,223	\$27,223	\$27,223
Department #175 PLANNING BOARD					
5100	Personal Services	1,308	1,308	1,308	1,308
5200	Purchase of Services/Supplies	3,950	3,950	3,950	3,950
DEPARTMENT TOTAL		\$5,258	\$5,258	\$5,258	\$5,258
Department #176 BOARD OF APPEALS					
5100	Personal Services	19,692	19,650	19,650	19,650
5200	Purchase of Services/Supplies	8,950	8,950	8,950	8,950
DEPARTMENT TOTAL		\$28,642	\$28,600	\$28,600	\$28,600
Department #181 MASTER PLAN COMMITTEE/ LAND ACQUISITION					
5100	Personal Services	962	1,662	1,662	1,662
5200	Purchase of Services				
DEPARTMENT TOTAL		\$962	\$1,662	\$1,662	\$1,662
Department #192 TOWN BUILDINGS					
5100	Personal Services	33,908	33,908	34,580	34,580
5200	Purchase of Services/Supplies	56,380	62,292	65,024	65,024
5800	Capital Outlay	600	600	600	600
DEPARTMENT TOTAL		\$90,888	\$96,800	\$100,204	\$100,204
TOTAL GEN. GOVERNMENT FUNCTION 100		\$1,028,492	\$1,051,135	\$1,059,506	\$1,059,506

Article 4 – Operating Budget (cont.)

	<u>Approved FY 2010</u>	<u>Approved FY 2011</u>	<u>Department Request FY 2012</u>	<u>Selectmen Recommend FY 2012</u>	<u>FinCom Recommend FY 2012</u>
FUND: 01 GENERAL FUND					
FUNCTION 200: PUBLIC SAFETY					
Department #210 POLICE DEPARTMENT	1,116,332	1,118,922	1,138,276	1,138,276	1,138,276
5100 Personal Services	158,477	158,777	164,608	164,608	164,608
5200 Purchase of Services/Supplies	49,800	49,800	49,800	49,800	49,800
5800 Capital Outlay					
DEPARTMENT TOTAL	\$1,324,609	\$1,327,499	\$1,352,684	\$1,352,684	\$1,352,684
Department #220 FIRE DEPARTMENT	1,279,349	1,304,631	1,310,020	1,310,020	1,310,020
5100 Personal Services	156,221	158,221	162,046	162,046	162,046
5200 Purchase of Services/Supplies	14,300	14,300	14,300	14,300	14,300
5800 Capital Outlay					
DEPARTMENT TOTAL	\$1,449,870	\$1,477,152	\$1,486,366	\$1,486,366	\$1,486,366
Department #241 INSPECTIONS DEPARTMENT					
5100 Personal Services	154,085	154,777	156,617	156,617	156,617
5200 Purchase of Services/Supplies	23,900	23,208	25,158	25,158	25,158
5800 Capital Outlay	0	0	0	0	0
DEPARTMENT TOTAL	\$177,985	\$177,985	\$181,775	\$181,775	\$181,775
Department #292 ANIMAL CONTROL					
5100 Personal Services	24,822	25,822	20,650	20,650	20,650
5200 Purchase of Services/Supplies	7,025	6,525	6,400	6,400	6,400
DEPARTMENT TOTAL	\$31,847	\$32,347	\$27,050	\$27,050	\$27,050
Department #296 TOWN CONSTABLE					
5100 Personal Services	100	100	100	100	100
DEPARTMENT TOTAL	\$100	\$100	\$100	\$100	\$100
TOTAL PUBLIC SAFETY FUNCTION 200	\$2,984,411	\$3,015,083	\$3,047,975	\$3,047,975	\$3,047,975

Article 4 – Operating Budget (cont.)

		<u>Approved FY 2010</u>	<u>Approved FY 2011</u>	<u>Department Request FY 2012</u>	<u>Selectmen Recommend FY 2012</u>	<u>FinCom Recommend FY 2012</u>
FUND: 01 GENERAL FUND FUNCTION 300						
Department #301 MIDDLETON SCHOOL DEPARTMENT						
5100	Personal Services	5,740,185	5,738,439	5,958,706	5,958,706	5,958,706
5200	Purchase of Services /Supplies	2,717,493	2,719,238	2,823,615	2,823,615	2,823,615
DEPARTMENT TOTAL		\$8,457,678	\$8,457,677	\$8,782,321	\$8,782,321	\$8,782,321
Department #301 NORTH SHORE REGIONAL VOCATIONAL SCHOOL DISTRICT						
5600	Intergovernmental Payments (Middleton's Assessment)	278,503	273,762	365,917	365,917	365,917
DEPARTMENT TOTAL		\$278,503	\$273,762	\$365,917	\$365,917	\$365,917
Department #302 MASCONOMET SCHOOL DISTRICT						
5600	Intergovernmental Payments (Middleton's Assessment)	5,825,776	6,251,764	6,460,708	6,460,708	6,460,708
5900	Masconomet Debt Service	331,995	350,906	362,406	362,406	362,406
DEPARTMENT TOTAL		\$6,157,771	\$6,602,670	\$6,823,114	\$6,823,114	\$6,823,114
TOTAL SCHOOL DEPARTMENT FUNCTION 300		\$14,893,952	\$15,334,109	\$15,971,352	\$15,971,352	\$15,971,352
* An Additional \$172,153 of the certified Mascnomet Assessment is in Article 5 of this Warrant and on a Proposition 2 1/2 override on the May 16 Town Election Ballot						
FUND: 01 GENERAL FUND FUNCTION 400: PUBLIC WORKS						
Department #420 PUBLIC WORKS DEPARTMENT						
5100	Personal Services	537,084	528,695	530,760	530,760	530,760
5200	Purchase of Services/Supplies	381,350	381,350	382,550	382,550	382,550
5800	Capital Outlay	14,000	14,000	14,000	14,000	14,000
DEPARTMENT TOTAL		\$932,434	\$924,045	\$927,310	\$927,310	\$927,310
Department #425 TRANSFER STA./SOLID WASTE						
5100	Personal Services	114,277	89,005	111,495	111,495	111,495
5200	Purchase of Services/Supplies	229,170	234,170	237,170	237,170	237,170
DEPARTMENT TOTAL		\$343,447	\$323,175	\$348,665	\$348,665	\$348,665
TOTAL PUBLIC WORKS FUNCTION 400		\$1,275,881	\$1,247,220	\$1,275,975	\$1,275,975	\$1,275,975

Article 4 – Operating Budget (cont.)

		<u>Approved FY 2010</u>	<u>Approved FY 2011</u>	<u>Department Request FY 2012</u>	<u>Selectmen Recommend FY 2012</u>	<u>FinCom Recommend FY 2012</u>
FUND: 01 GENERAL FUND						
FUNCTION 500: HUMAN SERVICES						
Department #511 BOARD OF HEALTH						
5100	Personal Services	82,896	83,896	83,896	83,896	83,896
5200	Purchase of Services/Supplies	24,750	22,350	22,350	22,350	22,350
DEPARTMENT TOTAL		\$107,646	\$106,246	\$106,246	\$106,246	\$106,246
Department #541 COUNCIL ON AGING						
5100	Personal Services	132,896	130,908	134,694	134,694	134,694
5200	Purchase of Services/Supplies	32,940	34,040	33,540	33,540	33,540
5800	Capital Outlay	1,500	1,500	1,500	1,500	1,500
DEPARTMENT TOTAL		\$167,336	\$166,448	\$169,734	\$169,734	\$169,734
Department #543 VETERAN SERVICE OFFICER						
5100	Personal Services	11,669	11,669	11,669	11,669	11,669
5200	Purchase of Services/Supplies	37,450	37,450	37,450	37,450	37,450
DEPARTMENT TOTAL		\$49,119	\$49,119	\$49,119	\$49,119	\$49,119
Department #545 TRI-TOWN COUNCIL						
5200	Purchase of Services	25,920	25,920	25,920	25,920	25,920
DEPARTMENT TOTAL		\$25,920	\$25,920	\$25,920	\$25,920	\$25,920
Department #548 MIDDLETON GARDEN CLUB						
5200	Purchase of Services	5,000	5,000	5,000	5,000	5,000
DEPARTMENT TOTAL		\$5,000	\$5,000	\$5,000	\$5,000	\$5,000
Department #550 Chief Wills Day Family Festival						
5200	Purchase of Services	5,000	5,000	5,000	5,000	5,000
DEPARTMENT TOTAL		\$5,000	\$5,000	\$5,000	\$5,000	\$5,000
TOTAL HUMAN SERVICES FUNCTION 500		\$360,021	\$357,733	\$361,019	\$361,019	\$361,019
FUND: 01 GENERAL FUND						
FUNCTION 600: CULTURE & RECREATION						
Department #610 FLINT PUBLIC LIBRARY						
5100	Personal Services	265,984	265,437	270,881	270,881	270,881
5200	Purchase of Services/Supplies	141,797	135,002	136,366	136,366	136,366
5800	Capital Outlay					
DEPARTMENT TOTAL		\$407,781	\$400,439	\$407,247	\$407,247	\$407,247
Department #630 RECREATION COMMISSION						
5100	Personal Services	12,937	12,937	13,437	13,437	13,437
5200	Purchase of Services/Supplies	28,600	28,600	29,100	29,100	29,100
DEPARTMENT TOTAL		\$41,537	\$41,537	\$42,537	\$42,537	\$42,537
Department #691 HISTORICAL COMMISSION						
5200	Purchase of Services	1,450	1,450	1,450	1,450	1,450
DEPARTMENT TOTAL		\$1,450	\$1,450	\$1,450	\$1,450	\$1,450

Article 4 – Operating Budget (cont.)

	<u>Approved FY 2010</u>	<u>Approved FY 2011</u>	<u>Request FY 2012</u>	<u>Recommend FY 2012</u>	<u>Recommend FY 2012</u>
FUND: 01 GENERAL FUND					
FUNCTION 700: DEBT SERVICE					
Department #710 DEBT SERVICE					
5801 Principal	870,000	826,250	836,250	836,250	836,250
5915 Interest	291,541	311,116	294,566	294,566	294,566
TOTAL DEBT SERVICE FUNCTION 700	\$1,161,541	\$1,137,366	\$1,130,816	\$1,130,816	\$1,130,816
FUND: 01 GENERAL FUND					
FUNCTION 900: UNCLASSIFIED					
Department: Unclassified					
195 Town Warrants/Reports	12,000	12,000	12,000	12,000	12,000
196 Audit	16,500	16,500	18,000	18,000	18,000
197 Holiday Lights	400	400	400	400	400
199 Street Lights	50,000	50,000	50,000	50,000	50,000
692 Memorial Day	5,000	5,000	5,000	5,000	5,000
911 Retirement	592,000	638,000	714,500	714,500	714,500
913 Unemployment	7,000	7,000	7,000	7,000	7,000
914 Sick Leave	1,000	1,000	1,000	1,000	1,000
914 Health Insurance	575,000	608,000	608,000	608,000	608,000
915 Group Insurance	3,000	3,000	3,000	3,000	3,000
916 Medicare	43,300	45,000	47,000	47,000	47,000
945 All Other Insurance	121,500	123,500	123,500	123,500	123,500
DEPARTMENT TOTAL	\$1,426,700	\$1,509,400	\$1,589,400	\$1,589,400	\$1,589,400
TOTAL OPERATING BUDGET AND GENERAL FUND 01	\$23,581,766	\$24,095,472	\$24,887,277	\$24,887,277	\$24,887,277
FUND: 28 WATER FUND					
FUNCTION 400: WATER SPECIAL REVENUE					
Department #451 WATER DEPARTMENT					
5100 Personal Services	86,245	85,845	89,345	89,345	89,345
5200 Purchase of Services/Supplies	36,750	36,750	38,400	38,400	38,400
5900 Debt Service	64,600	62,960	61,270	61,270	61,270
TOTAL WATER FUND 28 OPERATING BUDGET	\$187,595	\$185,555	\$189,015	\$189,015	\$189,015
GRAND TOTAL OF GENERAL FUND 01 & WATER FUND 28 BUDGETS	\$23,769,361	\$24,281,027	\$25,076,292	\$25,076,292	\$25,076,292

5. On petition of the Board of Selectmen and Finance Committee to see if the Town will vote to raise and appropriate the sum of \$172,153 to complete the funding of the Fiscal Year 2012 Masconomet Regional School District Budget Assessment, and to see if such funds will be raised by taxation; provided that said approval shall be contingent upon the passage of a Proposition 2-1/2 referendum under Massachusetts General Laws, Chapter 59, Section 21C.

Purpose

The \$172,153 in Article 5 completes the funding request of the Masconomet School Committee as re-certified at their March 30th, 2011 meeting for a total assessment to the Town of Middleton of \$6,632,861 as explained below.

\$6,460,708 shown on Page 11 of the Omnibus Budget in Department #302
\$ 172,153 requested in Article 5 as shown above
\$6,632,861 total certified Middleton Masconomet Assessment

See Ballot Question #1 at end of warrant

6. On petition of the Masconomet School Committee to see if the Town will vote to approve an amendment to the Agreement for the Establishment of the Masconomet Regional School District in the form set forth below:

EIGHTH AMENDMENT TO THE AGREEMENT FOR THE ESTABLISHMENT OF
THE MASCONOMET REGIONAL SCHOOL DISTRICT

The Agreement Between the Towns of Boxford, Middleton and Topsfield, Massachusetts with Respect to the Formation of a Regional School District, as amended to the date hereof (the "Agreement"), is hereby further amended as follows:

Section 1. Section 1(A) of the Agreement is amended in its entirety to read as follows:

A. Powers, Duties and Composition

The powers and duties of the regional school district shall be vested in and exercised by a regional district school committee, hereinafter sometimes called the "Committee". The Committee shall consist of eleven (11) members; four (4) from Middleton; four (4) from Boxford and three (3) from Topsfield.

Section 2. Section 1(C) of the Agreement is amended in its entirety to read as follows:

C. Elected Members

In order to comply with proportional representation requirements mandated by the United States Constitution (also known as "one man, one vote"), the total number of representatives to the Committee from each of the Towns of Boxford and Topsfield shall be reduced by one. To accomplish this reduction, one position on the Committee held by a representative of the Town of Topsfield with a term expiring in 2012 shall be abolished upon the expiration of such representative's term in 2012. In addition, one of the two positions on the Committee held by the representatives of the Town of Boxford with a term expiring in 2012, shall be abolished upon the expiration of such representative's term. The Chairman of the Committee shall determine by lot the particular position to be eliminated.

To ensure that Topsfield maintains continuity of membership on the Committee, the terms of its representatives with terms expiring in 2014 shall be revised, on a one-time basis, so as to provide that one representative shall be elected by Topsfield at the

2014 annual election to a term of one (1) year, and one representative shall be elected by Topsfield at the 2014 annual election for a term of three (3) years. After the 2014 annual election in Topsfield, the terms of all subsequent Topsfield members of the Committee shall be for three (3) years, or until his or her successor is elected and qualified.

Except as otherwise provided in this section, at the expiration of the term of office of all other elected members of the Committee, each member town shall, at its annual town election, elect a member of the Committee to serve for a term of three (3) years or until his or her successor is elected and qualified.

Notwithstanding any other provision of this Agreement to the contrary, on February first immediately following the official publication of the most recently conducted federal census, the Committee shall determine, on the basis of such census figures, the total population of each Member Town. (For the purposes of this provision, "official publication" means transmittal to Congress by the President in the case of the federal census.) Elected membership on the Committee shall be adjusted at that time, as is necessary to maintain compliance with one person one vote.

Section 3. The balance of the Agreement shall remain unchanged.
; or to take any other action relative thereto.

Further explanations of many of the following articles are contained in a handout that will be available at the May 10th Town Meeting

7. On petition of the Board of Selectmen and Community Preservation Committee to see if the Town will vote to appropriate or reserve from the Community Preservation Fund annual revenues or available funds the amounts recommended by the Community Preservation Committee for debt service, community preservation projects and other expenses in Fiscal Year 2012 with each item to be considered a separate appropriation.

Proposed Fiscal Year 2012 Community Preservation Budget

The Community Preservation Committee recommends that the following amounts be appropriated or reserved from Fiscal Year 2012 Community Preservation Fund Revenues, unless otherwise specified for Fiscal Year 2012 Community Preservation Purposes with each item considered to be a separate appropriation:

<u>Purpose</u>	<u>Recommended Amount</u>	<u>Funding Source</u>
1. Reserves: Open Space	\$18,664	FY 2012 Estimated CPA Receipts
Reserves: Historic Resources	\$18,664	FY 2012 Estimated CPA Receipts
Reserves: Community Housing	\$18,664	FY 2012 Estimated CPA Receipts
2. Town Common Land Debt	\$54,200	\$19,964 from Open Space Reserve and \$34,236 from Fund Balance
3. Flint Library Debt Service	\$45,000	\$19,964 from Historic Resources Reserve and \$25,036 from Fund Balance
4. 11 South Main Street Purchase	\$4,000	\$4,000 from Fund Balance
5. CPA Committee. Administrative	\$ 1,000	from Fund Balance

Purpose: Each year the Town Meeting must appropriate or reserve for future appropriation at least 10% of the estimated annual fund revenues for acquisitions and

initiatives in each of the following three categories of allowable community preservation purposes:

- Open space (excluding recreational uses)
- Historic resources
- Community housing

This budget contains debt service from the purchase of the Thomas and Virginia Hagen property, which abuts the Town Common, 11 South Main Street and for renovations to the Flint Library.

The term “annual fund revenues” in Fiscal Year 2012 is estimated at \$180,000 and is composed of the estimated receipts from the local surcharge of \$150,000 and monies from the State Trust Fund, which will make its seventh payment in October of 2011 providing an additional estimated \$30,000 in matching funds based upon the local share raised in FY 2011.

8. On petition of the Board of Selectmen and the Community Preservation Committee to see if the Town will vote to amend the allowable expenses under Article 5 of the FY 2011 Annual Town Meeting to include design/engineering for the reuse of the land on the former Lois Lane lot and in front of the library or take any action related thereto.

9. On petition of the Board of Selectmen and Community Preservation Committee to see if the Town will vote to rescind the action taken by the May 2007 ATM appropriating \$25,000 for replacement of the play structure behind Memorial Hall, and to re-appropriate \$25,000 for the planning and design of the Town Common incorporating the former Hagen property into a master plan for the combined 7.5 acre parcel or take any action related thereto.

10. On petition of the Police Chief and Town Accountant to see if the Town will vote to re-authorize the Firearms License and Permit Revolving Fund under Massachusetts General Laws Chapter 44, Section 53E ½, and to further authorize the expenditure of not more than \$15,000 of such fees for firearm permit issuance expenses, and the purchase of equipment and technology associated with the implementation of Chapter 180 of the Acts of 1998, or take any related action thereto.

11. On petition of the Council on Aging Director and Town Accountant to see if the Town will vote to re-authorize the establishment of a Council on Aging Revolving Fund under Massachusetts General Laws Chapter 44, Section 53E1/2 into which monies collected for programs, activities and trips shall be deposited for use by the Council on Aging to pay any costs related to such programs, activities and trips and further to authorize the expenditure of not more than \$35,000 for said purposes, or take any action related thereto.

12. On petition of the Recreation Commission Chairman and Town Accountant to see if the Town will vote to re-authorize under Massachusetts General Laws, Chapter 44, Section 53E ½, the establishment of a Recreation Revolving Fund into which monies collected for programs, activities and trips shall be deposited for use by the Recreation

Commission to pay any costs related to such programs, activities and trips and further to authorize the expenditure of not more than \$35,000 for said purposes, or take any action related thereto.

13. On petition of the Recreation Commission Chairman and Town Accountant to see if the Town will vote to re-authorize under Massachusetts General Laws, Chapter 44, Section 53E ½, the establishment of a Recreation Field Use Revolving Fund into which monies collected for field use permits shall be deposited for use by the Superintendent of Public Works to pay costs related to field maintenance and improvements, and further to authorize the expenditure of not more than \$25,000 for said purposes, or take any action related thereto.

14. On petition of the Police Chief to see if the Town will vote to raise and appropriate the sum of \$26,000 to purchase a replacement base radio system commonly known as BAPER (Boston Area Police Emergency Radio Network) and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

15. On petition of the Police Chief to see if the Town will vote to raise and appropriate the sum of \$20,000 to outfit and train four police reserve officer positions for which vacancies are being filled, and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

16. On petition of the Police Chief to see if the Town will vote to raise and appropriate the sum of \$100,000 for Phase Two costs of the relocation of the portable classrooms from Howe-Manning School to the Police Station, and to reconstruct the interior of these units to convert to additional space for the Police Department, and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

17. On petition of the Fire Chief to see if the Town will vote to raise and appropriate the sum of \$4,200 to fund the purchase of two defibrillators and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

18. On petition of the Fire Chief to see if the Town will vote to raise and appropriate the sum of \$29,000 for the purchase of a cardiac monitor/defibrillator with mounting bracket; and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

19. On petition of the Fire Chief to see if the Town will vote to raise and appropriate the sum of \$23,000, for new fire hose, equipment and diagnostic tools for Engine 4 and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

- 20.** On petition of the Fire Chief to see if the Town will vote to raise and appropriate the sum of \$20,000 for miscellaneous repairs to Fire Headquarters including a roof cricket, exterior walls, and the chimney, and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.
- 21.** On petition of the Fire Chief to see if the Town will vote to raise and appropriate the sum of \$6,000 for the purchase of a new rescue boat, outboard, and motor trailer and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.
- 22.** On petition of the Middleton School Committee and Superintendent of Schools to see if the Town will vote to raise and appropriate the sum \$36,500 to repair the gutters on the various roofs and install energy efficient lighting in the cafeteria at the Fuller Meadow School and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.
- 23.** On petition of the Superintendent of Public Works to see if the Town will vote to raise and appropriate such sums of monies as may be received from the Commonwealth of Massachusetts for the fiscal year commencing July 1, 2011 to install drainage, widen, pave and otherwise improve any public way in accordance with the provisions of Section 34, Chapter 90 of the Massachusetts General Laws; and to see if such funds will be reimbursed by the Commonwealth of Massachusetts, Department of Public Works.
- 24.** On petition of the Superintendent of Public Works and Board of Selectmen to see if the Town will vote to raise and appropriate the sum of \$100,000 to provide additional funds to supplement the State's Chapter 90 Grant funds, (authorized in the previous article) to be used to resurface other town streets within the five year capital improvement plan, and the Transfer Station Access Road; and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.
- 25.** On petition of the Superintendent of Public Works to see if the Town will vote to raise and appropriate the sum of \$38,000 to complete the construction of two fields at the East Street Recreational Area and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.
- 26.** On petition of the Superintendent of Public Works to see if the Town will vote to raise and appropriate the sum of \$190,000 to replace the cast iron water main on Wennerberg Rd. and repave and resurface said street, and to see if such funds will be raised by transfer from the Water Enterprise Fund, by borrowing, or by any combination thereof.
- 27.** On petition of the Superintendent of Public Works to see if the Town will vote to raise and appropriate the sum of \$16,000 for the repair and restoration of the stone wall at the Merriam Cemetery next to Memorial Hall on South Main Street and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

28. On petition of the Superintendent of Public Works to see if the Town will vote to raise and appropriate the sum of \$15,000 to purchase a utility trailer and a snow blower for use by the Highway Department and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

29. On petition of the Superintendent of Public Works and the Director of Public Health to see if the Town will vote to raise and appropriate the sum of \$28,500 for improvements to the DPW building and garage including but not limited to wall repairs, new floor tiling and carpeting, plan and file room renovations and the purchase of map/plan file cabinets, and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

30. On petition of the Superintendent of Public Works to see if the Town will vote to raise and appropriate the sum of \$15,000 to provide civil engineering and consulting services to submit the Town's permit application, (National Pollutant Discharge Elimination System or NPDES Permit) to the United States Environmental Protection Agency's Stormwater Management Control Act Phase II Program, and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

31. On petition of the Board of Selectmen to see if the Town will vote to raise and appropriate the sum of \$30,500 to make interior and exterior repairs to Memorial Hall and Old Town Hall and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing, or by any combination thereof.

32. On petition of Anthony F. Pacillo and more than ten registered voters to see if the Town will vote to amend Chapter 230 (WATER), Article I and II of the Town's General Code by amending the Bylaw as follows:

1. By deleting the underlined words and phrases of the second sentence shown in bold italics of this section as follows:

Section 230-1. "The Middleton Board of Selectmen proposes the following bylaw in an effort to promote water conservation, reduce seasonal water usage and attain the benchmark consumption standard of 65 gallons of water per capita as required under the Modified Water Withdrawal Permit 9P-3-17-071, et al., pursuant to the Water Management Act under MGL Chapter 21G and governed by the Massachusetts Department of Environmental Protection. " All users that are *either* customers of the public water supply *or private well users* shall be subject to this bylaw in order to preserve and maintain the Ipswich Watershed Basin and are thus part of this basin."

And inserting in its place the following sentence;

"All users that are customers of the public water supply shall be subject to this bylaw to preserve and maintain the Ipswich Watershed Basin and are thus part of this basin."

2. By deleting the underlined words of the first sentence shown in bold italics in Section 230-3, Subsection A as follows:

Section 230-3, A. "It is unlawful to undertake outside watering of vegetation between the hours of 8:00 a.m. and 7:00 p.m. using Town water or private well water through a sprinkler or lawn irrigation system."

And inserting in its place the following sentence;

"It is unlawful to undertake outside watering of vegetation between the hours of 8:00 a.m. and 7:00 p.m. using Town water through a sprinkler or lawn irrigation system."

3. By deleting the last sentence of Chapter 230, Section 5 of the Water Use Restriction Bylaw, Intent; applicability by deleting the last sentence in the paragraph which reads, "All Middleton residents that are either customers of the public water supply or private well users shall be subject to this bylaw in order to preserve and maintain the Ipswich Watershed Basin",

And inserting in its place the following sentence;

"All Middleton residents that are customers of the public water supply shall be subject to this bylaw in order to preserve and maintain the Ipswich Watershed Basin",

4. By deleting the definition of water users or water consumers under Section 230-8 as follows;

" Water Users or Water Consumers ---- shall mean all public and private users of the Town's public water system and Ipswich River Watershed, irrespective of any person's responsibility for billing purposes for water used at any particular facility"

And inserting in its place the following sentence and definition;

"Water Users or Water Consumers --- shall mean all public users of the Town's public water system and Ipswich River Watershed, irrespective of any person's responsibility for billing purposes for water used at any particular facility."

and further that non-substantive changes to the numbering of this bylaw be permitted in order that it be in compliance with the numbering format of the Code of Middleton

33. On petition of the Board of Selectmen to see if the Town will vote to accept Martin Road as a Town Street as laid out by the Board of Selectmen under Massachusetts General Laws, Chapter 82, Section 22, and in compliance with the Planning Board's Subdivision Rules and Regulations for new streets.

34. On petition of the Board of Selectmen to see if the Town will vote to accept Warren Drive as a Town Street as laid out by the Board of Selectmen under Massachusetts General Laws, Chapter 82, Section 22, and in compliance with the Planning Board's Subdivision Rules and Regulations for new streets.

35. On petition of the Board of Selectmen to see if the Town will vote to accept Ross Lane. as a Town Street as laid out by the Board of Selectmen under Massachusetts General Laws, Chapter 82, Section 22, and in compliance with the Planning Board's Subdivision Rules and Regulations for new streets.

36. On petition of the Electric Light Commissioners to see if the Town will vote to accept a sum of money from the earnings of the Electric Light Department, said sum to be used for the reduction of taxes.

37. On petition of the Electric Light Commissioners to see if the Town will vote to authorize the appropriation of all income of the Municipal Light Department, the whole to be expended by the Manager thereof under the direction and control of the Commissioners, for the expenses of the Department for the Fiscal Year as defined in Section 57 of Chapter 164 of the General Laws of the Commonwealth, and the excess to be transferred to the Depreciation Fund of said Department to be used as the Commissioners may direct hereto.

38. On petition of the Board of Selectmen and Assessors to see if the Town will vote to accept Clause 56 of General Laws Chapter 59, Section 5 to allow members of the Massachusetts National Guard or military reservists who are on active duty to obtain a reduction of all or part of their real and personal property taxes for any fiscal year they are serving in a foreign country, and to take any other action related thereto.

39. On petition of the Board of Selectmen and Assessors to see if the Town will vote to authorize up to 40 abatements (participants) in the **Middleton Senior Property Tax Work-Off Program to be effective as of July 1, 2011** under the provisions of Massachusetts General Laws Chapter 59, Section 5K as amended and to take any other action related thereto.

40. On petition of the Board of Selectmen to see if the Town will vote to authorize the Selectmen to negotiate a long term lease with the Friends of Middleton Scouting for Boys, Inc., of up to 15,000 square feet of town owned property shown on the plan entitled Partial Site Plan – Tree Line prepared by DiNisco Design Partnership dated April 1, 2011 behind the Howe-Manning School currently used by Middleton Scout Troop 19 of the Boy Scouts of America, and to take any action related thereto.

41. On petition of the Board of Selectmen and Town Clerk to see if the Town will vote to raise and appropriate the sum of \$9,000 to purchase two vote tabulators—one for the anticipated third precinct and a second to be a backup for all three precincts, and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereto.

42. On petition of the Board of Selectmen and Town Clerk to see if the Town will vote to request the Town's General Court's delegation to file a home rule petition with the Massachusetts Legislature to exempt the Town from including the population of the Essex County Jail within the official Federal Census count used to determine the number of voting precincts within the Town of Middleton as provided by state statute, and to take any other action related thereto.

43. On petition of the Board of Selectmen to see if the Town will vote to transfer a sum of money to be taken from Free Cash to apply to and reduce the Fiscal Year 2012 Tax Rate.

44. On petition of the Board of Selectmen and Finance Committee to see if the Town will vote to appropriate a sum of money to the Stabilization Fund, and to see if such

funds will be raised by taxation; by transfer from available funds, by borrowing or by any combination thereof.

45. On petition of the Board of Selectmen to see if the Town will vote to appropriate a sum of money to the Other Post Employment Benefits Liability Irrevocable Trust Fund, and to see if such funds will be raised by taxation; by transfer from available funds, by borrowing, or by any combination thereof.

To The Town Constable:

You are hereby ordered to notify and warn said qualified voters to meet at the **Fuller Meadow School on Monday, May 16th**, next for the following purposes, VIZ: To choose by ballot the following Town Officers for the ensuing year: one Town Moderator for one year, one Selectmen for three years, one Town Clerk for three years, one Assessor for three years, one Elementary School Committee Member for three years, two Masconomet Regional School Committee Members for three years, one Planning Board Member for five years, two Electric Light Commissioners for three years, two Library Trustees for three years, one Library Trustee for one year and one Housing Authority Member for five years.

The polls open at 7:00 a.m. and close at 8:00 p.m.

Question 1:

Shall the Town of Middleton be allowed to assess an additional \$172,153 in real estate and personal property taxes for the purpose of partially funding the Masconomet Regional School District for the fiscal year beginning July first, two thousand and eleven?

Yes _____ No _____

COMMUNITY PRESERVATION PLAN

TOWN OF MIDDLETON

MARCH 28, 2011

The voters of Middleton adopted the Community Preservation Act (CPA) with a 1% surcharge at Town Meeting in May 2004 and at the ballot on November 2, 2004. Through FY 2009, the adoption of the CPA has allowed Middleton to obtain state funds to offset the cost of the projects listed below.

The Community Preservation Committee (CPC) was authorized by the Annual Town Meeting in May 2004 with the Town Moderator as the appointing authority. The members are:

Timothy Houten, Board of Selectmen, 2013
Robert Murphy, Master Plan Committee, 2012
Steven Cocciardi, Finance Committee, 2013
Chris Lindberg, Planning Board, 2012
Charles Collier, Housing Authority, 2011
Anne Delmarsh, Conservation Commission, 2013
Mary Tragert, Historical Commission, 2011
Mary Ann Erickson, Citizen-at-large, 2012
Kosta Prentakis, Citizen-at-large, 2011

The CPA requires at least 10% of each year's funds be spent or reserved for open space, historic preservation and affordable housing. CPA funds that are not expended in one year may be carried over to subsequent years. However, once CPA funds are reserved for a specific purpose, they must ultimately be used for that purpose. The remaining 70% of CPA funds in each fiscal year are available to be appropriated or reserved, according to the Town's discretion, for open space, historic preservation, affordable housing and recreation. Also 5% of annual CPA funds may be appropriated and used for administrative activities of the Community Preservation Committee.

The CPC is primarily a source of funding, rather than an initiator of projects. Town Boards, Departments and citizens may bring proposals for funding to the CPC. The CPC will give favorable consideration to those proposals that best meet our guidelines and goals. While the CPC does not have the power to appropriate funds for particular projects, Town Meeting may use CPA funds only with the recommendation of the CPC.

Goals:

Open Space:

1. Preserve Middleton's small town image
2. Protect valuable water resources and unique wildlife habitat areas
3. Increase and connect existing protected areas
4. Protect large tracts of undeveloped land

Recreation:

1. Provide for better recreational utilization of currently town owned land and facilities
2. Decentralize appropriate activities to neighborhood locations

Historic Preservation:

1. Preservation and enhancement of municipally owned properties of historical, archeological, architectural or cultural significance
2. Acquisition of threatened properties of particular historical, archeological, architectural or cultural significance
3. Encouraging the private sector to preserve assets of historical, archeological, architectural or cultural or cultural significance
4. Cataloguing resources of historical, archeological, architectural or cultural or cultural significance

Affordable Housing:

1. Meet local housing needs along the full range of incomes, while promoting diversity and stability of individuals and families in Middleton
2. Ensure that new affordable housing is harmonious with the community and its neighborhood
3. Leverage other public and private resources to the greatest extent possible.

Selection Criteria:

1. Consistency with Master Plan, Open Space and Recreation Plan and other planning documents that have or will receive wide community scrutiny and input
2. Preservation of currently owned Town assets
3. Affordability and provision for cost/funding that is compatible with the Town's financial plan
4. Preservation of a resource or opportunity that would otherwise be lost
5. Feasibility
6. Involvement of multiple CPA purposes
7. Involvement of multiple sources of funding
8. Compliance with Middleton Zoning By-laws

Adopted by the Community Preservation Committee on March 28, 2011

FY 2012 Community Preservation Committee Budget

	ANTICIPATED	OPEN	HISTORIC	AFFDBLE	FUND	TOTAL	PROJECT	CUMULATIVE
	REVENUE	SPACE	PRESERV	HOUSING	BALANCE	AVAILABLE	TOTAL	TOTAL FOR
		RESERVE	RESERVE	RESERVE		CPA FUNDS		10% ALLCATN
6/30/10 balances		3,130.00	3,130.00	132,926.00	64,659.00	203,845.00		
				RECEIVABLE	(2,795.24)			
				CASH BALANCE	61,863.76			
FY11								
FY11 anticipated Town share	150,000.00							
FY11 state match based on 27% of FY10	38,951.00							
	188,951.00	21,445.00	21,445.00	21,445.00	124,616.00			
Debt service on Town Common land purchase 11/16/05 STM (OS)		(23,275.00)			(33,025.00)		56,300.00	1,465,531.00
Flint Public Library renovation & expansion 5/10/05 ATM (HP)			(23,275.00)		(24,350.00)		47,625.00	146,553.10
CPC admin budget					(1,000.00)		1,000.00	(145,889.00)
11 South Main Street demolition and landscaping					(50,000.00)			
Interest earned		0.00	0.00	0.00	0.00			664.10
Improvements to ballfields and Emily Maher Park (REC) returned					12,000.00			
Unused appropriations								
6/30/11 balances		1,300.00	1,300.00	154,371.00	92,900.00	249,871.00		
				RECEIVABLE	0.00			
				CASH BALANCE	92,900.00			
FY12								
FY12 anticipated Town share	150,000.00							
FY11 state match based on 20% of FY11	30,000.00							
	180,000.00	18,664.00	18,664.00	18,664.00	124,008.00			
Debt service on Town Common land purchase 11/16/05 STM (OS)		(19,964.00)			(34,236.00)		54,200.00	1,645,531.00
Flint Public Library renovation & expansion 5/10/05 ATM (HP)			(19,964.00)		(25,036.00)		45,000.00	164,553.10
Debt service on 11 S. Main land purchase 5/11/10 ATM (OS)					(4,000.00)		4,000.00	
Proposed: reconstruction of Merriam Cemetery Wall 5/10/11 ATM (HP)					(16,000.00)			
Proposed: replacement of Memorial Hall fire/smoke/heat/alarm 5/10/11 ATM (HP)					(10,500.00)			
Proposed: amend allowable expenses of appropriation of \$50,000 for demolition and landscaping of 11 Asouth Main to include design/engineering of the land in front of the library					0.00			
Proposed: to reallocate \$25,000 for replacement of the play structure behind Memorial Hall to planning and design of the Town Common incorporating the former Hagen property into the master plan for the 7.5 acre Town Common					0.00			
CPC admin budget					\$ (1,000)		\$ 1,000	(164,553)
Interest earned		\$ -	\$ -	\$ -	\$ -			0
Unused appropriations								
6/30/12 balances		\$ -	\$ -	\$ 173,035	\$ 126,136	\$ 299,171		
				RECEIVABLE	\$ -			
				CASH BALANCE	\$ 126,136			

Community Preservation Committee

Approved Projects

Project Name: Howe Manning Playground
Date of Approval: November 16, 2005
Type of Project: Recreation
Appropriation Amount & Type: \$46,200 CPA funds
Description: Construct new play-structure & improve fields
Property Owner: Town of Middleton
Site Address: 26 Central Street
Map/Lot: 25-137

Project Name: Town Common
Date of Approval: November 16, 2005
Type of Project: Open Space
Appropriation Amount & Type: Debt service on \$427,037 CPA funds and \$51,963 of state funds
Description: Purchase single-family home with 1.4 acres to add to Town Common
Property Owner: Town of Middleton
Site Address: 17 Maple Street
Map/Lot: 25-118

Project Name: Tramp House
Date of Approval: May 10, 2005
Type of Project: Historic Preservation
Appropriation Amount & Type: \$15,000 CPA funds
Description: To restore the interior and exterior of the 1878 Middleton Tramp House
Property Owner: Town of Middleton
Site Address: 38 Maple Street
Map/Lot: 25-168

Project Name: Memorial Hall and Old Town Hall
Date of Approval: May 10, 2005
Type of Project: Historic Preservation
Appropriation Amount & Type: \$79,000 CPA funds
Description: To restore the exterior and interior of historic Town buildings
Property Owner: Town of Middleton
Site Address: 48 South Main Street and 38 Maple Street
Map/Lot: 25-80 and 25-168

Project Name: Town Record Preservation
Date of Approval: May 10, 2005
Type of Project: Historic Preservation
Appropriation Amount & Type: \$30,500 CPA funds
Description: Preserve and organize the Town's permanent records in accordance with the Long-Range Historical Records Strategic Plan
Property Owner: Town of Middleton
Project Name: Town Common
Date of Approval: May 10, 2005
Type of Project: Open Space
Appropriation Amount & Type: \$15,000 CPA funds
Description: Demolish buildings on land acquired by the Town to be used to expand the Town Common and to re-grade, loam, and seed the area
Property Owner: Town of Middleton
Site Address: 17 Maple Street
Map/Lot: 25-118

Project Name: Flint Public Library
Date of Approval: May 10, 2005
Type of Project: Historic Preservation
Appropriation Amount & Type: \$6,906,093 with CPA funds of 25% to 50% of annual CPA revenue to fund the debt service – for FY06 \$57,468, for FY07 \$62,500 and for FY08 \$63,750 of CPA funds were appropriated
Description: Renovate and expand library
Property Owner: Town of Middleton
Site Address: 1 South Main Street
Map/Lot: 25-122

Project Name: Old Town Hall
Date of Approval: May 9, 2006
Type of Project: Historic Preservation
Appropriation Amount & Type: \$40,000 CPA funds
Description: To restore the exterior and interior of historic Town building
Property Owner: Town of Middleton
Site Address: 38 Maple Street
Map/Lot: 25-168

Community Preservation Committee

Approved Projects (cont.)

Project Name: Flint Public Library
Date of Approval: December 5, 2006
Type of Project: Historic Preservation
Appropriation Amount & Type: \$62,500 of CPA funds toward project deficit
Description: Renovate and expand library
Property Owner: Town of Middleton
Site Address: 1 South Main Street
Map/Lot: 25-122

Project Name: Old Town Hall
Date of Approval: May 8, 2007
Type of Project: Historic Preservation
Appropriation Amount & Type: \$45,000 CPA funds
Description: To restore the historic Town building
Property Owner: Town of Middleton
Site Address: 38 Maple Street
Map/Lot: 25-168

Project Name: Emily Maher Park
Date of Approval: May 8, 2007
Type of Project: Recreation
Appropriation Amount & Type: \$12,000 CPA funds
Description: Rubber mulch surfaces for tot playground
Property Owner: Town of Middleton
Site Address: 11 Natsue Way
Map/Lot: 32-10
Please note; The playground, which required private funds to be developed, was not built and CPA apportionment was returned to the CPA Fund balance.)

Project Name: Stained glass windows at Flint Public Library
Date of Approval: May 8, 2007
Type of Project: Historic Preservation
Appropriation Amount & Type: \$17,000 of CPA funds
Description: Pre-restoration for stained glass windows
Property Owner: Town of Middleton
Site Address: 1 South Main Street
Map/Lot: 25-122

Project Name: Stained glass windows at Flint Public Library
Date of Approval: May 13, 2008
Type of Project: Historic Preservation
Appropriation Amount & Type: \$102,000 of CPA funds from unused FY 2006 (\$57,468) and FY 2007 (\$44,532) Flint Public Library debt service appropriation
Description: Restoration for stained glass windows
Property Owner: Town of Middleton
Site Address: 1 South Main Street
Map/Lot: 25-122

Project Name: Playground structure for Town Common
Date of Approval: May 13, 2008
Type of Project: Recreation
Appropriation Amount & Type: \$25,000 of CPA funds
Description: Playground structure
Property Owner: Town of Middleton
Site Address: 48 South Main Street
Map/Lot: 25-80

Project Name: Landfill reuse
Date of Approval: May 13, 2008
Type of Project: Recreation
Appropriation Amount & Type: \$25,000 of CPA funds
Description: Plans and permitting for capped landfill at Emily Maher Park
Property Owner: Town of Middleton
Site Address: 11 Natsue Way
Map/Lot: 32-10

Project Name: Memorial Hall and Old Town Hall
Date of Approval: May 13, 2008
Type of Project: Historic Preservation
Appropriation Amount & Type: \$115,000 of CPA funds
Description: Exterior and interior repairs
Property Owner: Town of Middleton
Site Address: 48 South Main Street and 38 Maple Street
Map/Lot: 25-80 and 25-168

Project Name: Field improvements
Date of Approval: December 1, 2009
Type of Project: Recreation
Appropriation Amount & Type: \$10,000 of CPA funds
Description: Field improvements on donated field use
Property Owners: Essex Agricultural & Technical Institute and Jewish Community Center
Site Address: 565 Maple Street, Danvers and 84 East Street
Map/Lot: 12-2 and 14-20

Project Name: Purchase of 11 South Main Street
Date of Approval: May 11, 2010
Type of Project: Open Space
Appropriation Amount & Type: \$350,000 of CPA funds
Description: To purchase land in town center for open space
Property Owner: Town of Middleton
Site Address: 11 South Main Street
Map/Lot: 25-74

Project Name: Demolition and landscaping of 11 South Main Street
Date of Approval: May 11, 2010
Type of Project: Open Space
Appropriation Amount & Type: \$50,000 of CPA funds
Description: To demolish structure and landscape lot
Property Owner: Town of Middleton
Site Address: 11 South Main Street
Map/Lot: 25-74

Community Preservation Act Spending by Category

	RECREATION	OPEN SPACE	HISTORIC PRESERVATION	AFFORDABLE HOUSING	ADMIN	TOTAL
FY05						
HM fields at 11/16/05 STM (REC)	\$ 46,035					
FY06						
Debt service on Town Common land purchase 11/16/05 STM (OS)		\$ 55,000				
CPC admin budget					\$ -	
Tramp House restoration 5/10/05 ATM (HP)			\$ 15,000			
Memorial Hall & Old Town Hall restoration 5/10/05 ATM (HP)			\$ 79,000			
Demolition on Town Common land purchase 5/10/05 ATM (OS)		\$ 14,823				
Town records project 5/10/05 ATM (HP)			\$ 30,500			
Flint Public Library renovation & expansion 5/10/05 ATM (HP)			\$ 57,468			
FY07						
Debt service on Town Common land purchase 11/16/05 STM (OS)		\$ 55,500				
Flint Public Library renovation & expansion 5/10/05 ATM (HP)			\$ 62,500			
CPC admin budget					\$ 953	
Old Town Hall ATM 5/9/06 (HP)			\$ 40,000			
FLInt Public Library deficit STM 12/5/06 (HP)			\$ 62,500			
FY08						
Debt service on Town Common land purchase 11/16/05 STM (OS)		\$ 60,000				
Flint Public Library renovation & expansion 5/10/05 ATM (HP)			\$ 63,750			
Exterior work Old Town Hall (Historic Preservation)			\$ 45,000			
Prerestoration services for Flint stained glass windows (Hist Preserve)			\$ 17,000			
CPC admin budget					\$ 956	
FY09						
Debt service on Town Common land purchase 11/16/05 STM (OS)		\$ 60,500				
Flint Public Library renovation & expansion 5/10/05 ATM (HP)			\$ 54,125			
Landfill athletic field design (REC)	\$ 25,000					
Memorial Hall field playground (REC)	\$ 25,000					
Memorial Hall and Old Town Hall (HP)			\$ 115,000			
CPC admin budget					\$ 1,000	
FY10						
Debt service on Town Common land purchase 11/16/05 STM (OS)		\$ 58,400				
Flint Public Library renovation & expansion 5/10/05 ATM (HP)			\$ 43,650			
Fields at Essex Agricultural & JCC 12/1/09 STM (REC)	\$ 10,000					
CPC admin budget					\$ 1,000	
FY11						
Debt service on Town Common land purchase 11/16/05 STM (OS)		\$ 56,300				
Flint Public Library renovation & expansion 5/10/05 ATM (HP)			\$ 47,625			
CPC admin budget					\$ 1,000	
11 South Main Street demolition and landscaping		\$ 50,000				
FY12						
Debt service on Town Common land purchase 11/16/05 STM (OS)		\$ 54,200				
Flint Public Library renovation & expansion 5/10/05 ATM (HP)			\$ 45,000			
CPC admin budget					\$ 1,000	
Debt service on 11 South Main Street purchase 5/11/10 ATM (OS)		\$ 4,000				
Proposed: reconstruction of Merriam Cemetery Wall 5/10/11 ATM (HP)			\$ 16,000			
Proposed: replacement of Memorial Hall fire/smoke/heat/alarm 5/10/11 ATM (HP)			\$ 10,500			
	\$ 106,035	\$ 468,723	\$ 804,618	\$ -	\$ 5,909	\$ 1,385,285
* Pending Town Meeting approval	7.7%	33.8%	58.1%	0.0%	0.4%	

And you are directed to service this Warrant by posting up attested copies thereof at Memorial Hall, Post Office, Store at Howe Station Market, Ferncroft Towers and Fuller Pond Village in said Town seven days, at least, before the time of holding said meeting.

HEREOF FAIL NOT, and make due return of this Warrant, with your doings thereof, to the Town Clerk at time and place of meeting aforesaid.

Given under our hands this 12th day of April in the year of our Lord Two Thousand and Eleven.

MIDDLETON BOARD OF SELECTMEN

s. 113 [Signature]
s. Nancy M. Jones
s. [Signature]
s. Bill M. West
s. [Signature]

A true copy Attest:

s. _____
Constable of the Town of Middleton

Date Posted