

**WARRANT FOR
MONDAY, OCTOBER 20, 2008 at 7:00 PM
SPECIAL TOWN MEETING
TOWN OF LITTLETON**

**Commonwealth of Massachusetts
Middlesex, ss.**

To any Constable of the Town of Littleton in the County of Middlesex,
GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of the Town of Littleton qualified to vote in the elections and Town affairs, to meet in the **Charles F. Kaye Gymnasium, Littleton Middle School, 55 Russell Street in said Littleton on Monday, the Twentieth day of October, 2008 at 7:00 o'clock in the evening** by posting a printed copy of this warrant, by you attested, at eight meeting houses, at the Town Office Building on Shattuck Street, at the Post Office at Littleton Common, at the Post Office at Littleton Depot, at the Baptist Church, at the Unitarian Church, at the Catholic Church, at the Congregational Church, and at the Mormon Church, in said Town, fourteen days at least before Twentieth day of October, 2008, then and there to act on the following Articles:

**ARTICLE 1
Board of Selectmen
Bills of Prior Years**

To see if the Town will vote to transfer a sum or sums of money from available funds to pay unpaid bills from prior fiscal years, or to take any other action in relation thereto.

**ARTICLE 2
Board of Selectmen
FY 2009 Line Item Transfers**

To see if the Town will vote to amend the FY 2009 Operating Budget, as adopted under Article 4 of the May 5, 2008 Annual Town Meeting, by adjusting budget line items, or to take any other action in relation thereto.

**ARTICLE 3
Board of Selectmen
New Police Station Construction**

To see if the Town will vote to borrow a sum or sums of money for the purpose of constructing a new police station to be located on Town-owned property at 500 Great Road, including original equipment and landscaping, paving and other site improvements incidental or directly related thereto; and that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, Section 7(3), of the General Laws, or pursuant to and any other enabling authority, and to issue bonds or notes of the Town therefor, provided that such amount shall be contingent upon successful passage of a debt exclusion referendum pertaining thereto on a Town or State Ballot; or to take any other action in relation thereto.

ARTICLE 4
Voters' Petition

Zoning Amendment: Rezone Certain Parcels to Business District

To see if the Town will vote to rezone the following parcels located in the Town of Littleton to Business: Map U5 Lot 1, Map U5 Lot 2, Map U5 Lot 2-1, Map U6 Lot 2, Map U6 Lot 3, and Map U6 Lot 2-5; or to take any other action in relation thereto.

ARTICLE 5
Board of Selectmen – School Committee
School Grant Funds

To see if the Town will vote to transfer \$22,000 from a grant from the M.H. Kimball Trust to the Littleton School Department for the purpose of funding Smart Board Technology at Littleton High School, or to take any other action in relation thereto.

ARTICLE 6
Board of Selectmen – School Committee
Shaker Lane School – Fire Alarm System

To see if the Town will vote to raise and appropriate or transfer from available funds a sum or sums of money to be expended by the School Committee for replacement of the fire alarm system at the Shaker Lane School, or to take any other action in relation thereto.

ARTICLE 7
Board of Water Commissioners
Water Department Capital Improvements

To see if the Town will vote to raise and appropriate, transfer from available funds and/or borrow a sum or sums of money for the purpose of funding capital improvements to the production facilities and distribution system of the Town of Littleton's Water Department, or to take any other action relative thereto.

ARTICLE 8
Board of Selectmen
Home Rule Petition – Pension Obligation Bonds

To see if the Town will vote to instruct its representative in the General Court to file a home rule petition for a special act entitled, "An Act Authorizing the Town of Littleton to Issue Pension Obligation Bonds or Notes," to read as follows:

SECTION 1. The town of Littleton may issue bonds or notes from time to time in an aggregate amount not to exceed \$1,130,000 for the purpose of funding the town's liability attributable to the additional benefits payable under the early retirement incentive program authorized by chapter 116 of the acts of 2002 and the vote of the town passed under Article 15 of the warrant for the May 6, 2002 special town meeting, and to provide for issuance costs and other necessary or incidental expenses. Bonds or notes issued under this act shall be outside the limit of indebtedness prescribed in section 10 of chapter 44 of the General Laws, shall be issued for terms of not more than 20 years from their date of issue and, except as otherwise provided in this act, shall be subject to the applicable provisions of said chapter 44.

SECTION 2. The maturities of bonds or notes issued under this act shall be arranged so that for each issue the annual combined payments of principal and interest shall be as nearly

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equal as practicable, in the opinion of the treasurer and board of selectmen, or in accordance with a schedule providing for a more rapid amortization of principal.

SECTION 3. Proceeds of any bonds or notes issued under this act, other than amounts to be applied to issuance costs or other expenses, shall be paid by the town of Littleton to the Middlesex retirement system, shall be allocated solely to reduce the liability to which the bonds or notes relate, shall be invested as permitted under chapter 32 of the General Laws, and shall otherwise be held and expended by the Middlesex retirement system, and no further payments to that system by the town shall be required with respect to the liability to which the bonds and notes relate.

SECTION 4. Before the issue of any bonds or notes under this act, the town of Littleton shall submit to the executive office for administration and finance a plan showing the amount of the bonds and notes to be issued, the amount of the unfunded pension liability to be funded with the proceeds of the bonds and notes, the proposed maturity schedule of the bonds and notes, the proposed allocation of, if any, and plan to finance the principal of and interest on the bonds and notes, the present value savings reasonably expected to be achieved as a result of the issue of the bonds or notes, and any other information requested by the secretary for administration and finance relating to the bonds and notes. No bonds or notes shall be issued under this act until the secretary of administration and finance has approved the plan and specifically approved the maturity schedule of the bonds or notes if required by section 2.

SECTION 5. Notwithstanding chapter 70 of the General Laws or any other general or special law to the contrary, the portion of the annual debt service paid by the town for bonds or notes issued under this act equal to the total of the annual debt service multiplied by the ratio of the portion of the liability funded by the proceeds of these bonds or notes related to nonteacher employees of the town public school system to the total such liability shall be included as net school spending of the town for the purposes of said chapter 70 or any other law.

SECTION 6. This act shall take effect upon its passage.

The General Court may only make clerical or editorial changes of form to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the general court. The Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition, or take any other action relative thereto.

ARTICLE 9
Board of Selectmen
Adoption of Local Room Occupancy Excise Tax

To see if the Town will vote to accept the provisions of Section 3A of Chapter 64G of the Massachusetts General Laws and establish a local room occupancy excise tax at the rate of 4%, to become effective on July 1, 2009; or to take any other action in relation thereto.

ARTICLE 10
Voters' Petition
Zoning Amendment: Prohibit Granting of Use Variances

To see if the Town will vote to amend the Littleton zoning bylaws by the deletion of the following from §173 6.B(2): “, including variances for use,” or to take any other action in relation thereto.

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ARTICLE 11
Board of Selectmen
Increase Historical Commission Membership from Five to Seven Members

To see if the Town will vote to amend its vote under Article 3 of the June 28, 1979 Annual Town Meeting, which accepted the provisions of Section 8D of Chapter 40 of the Massachusetts General Laws to establish an Historical Commission, by increasing the membership on said Commission from five to seven members; or to take any other action in relation thereto.

Hereof fail not and make due return of the Warrant with your doings thereon to the Town Clerk at the time and place of meeting aforesaid.

SELECTMEN OF LITTLETON

Chairman

Clerk

Member

Member

Member

A TRUE COPY ATTEST:

John M. Kelly, Constable
Town of Littleton

CONSTABLE'S CERTIFICATION

I hereby certify under the pains and penalties of perjury that I posted an attested copy of this Warrant at the Town Office Building on Shattuck Street, at the Post Office at Littleton Common, at the Post Office at Littleton Depot, at the Baptist Church, at the Unitarian Church, at the Catholic Church, at the Congregational Church, and at the Mormon Church, in said Town, on the date attested. I further certify that this Warrant was posted in accordance with the Code of the Town of Littleton and the provisions of M.G.L. c.39, §10.

Attest: _____

Constable

Date: _____