



SPECIAL TOWN MEETING

OCTOBER 24, 2022

MILFORD, MASSACHUSETTS

COMMONWEALTH OF MASSACHUSETTS

WORCESTER, SS:

To either Constable of the Town of Milford in said County,

GREETINGS:

In the name of the Commonwealth aforesaid, you are hereby required to notify and warn the inhabitants of the Town of Milford, qualified by law to vote in town affairs, to meet in the Upper Hall of the Milford Town Hall, 52 Main Street, on the 24th day of October, 2022 A.D. at 7:00 P.M.

In accordance with the provisions of General Laws, Chapter 39, Section 10, a Special Town Meeting shall be held in Milford's, Upper Town Hall. For those seeking reasonable accommodations under the Americans with Disabilities Act (ADA) due to incapacity or disability, who provide sufficient proof of such condition, and who pre-register for the Special Town Meeting at individual locations selected by such members at the time of their pre-registration as part of the reasonable accommodation process, remote participation may be permitted. Instructions for those seeking reasonable accommodations to register to participate at other locations shall be provided by the Town Clerk.

The Special Town Meeting will, there and then, act upon the following articles:

ARTICLE 1: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money in the amount of \$150,000 to be utilized for the purpose of continuing to address the town wide ADA improvement plan, or for any other ADA improvement project to benefit the Town, said sum to be divided equally among the Park Department, School Department and overall general government, or take any other action in relation thereto.

(Select Board)

ARTICLE 2: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to fund the first year of a collective bargaining agreement with the Milford Dispatchers retroactive to July 1, 2021, or take any other action in relation thereto.

(Select Board)

ARTICLE 3: To see if the Town will vote to authorize the Select Board to grant to the abutter TSS Realty, Inc., an easement for passage or other rights in land, in relation to a small triangular parcel of land located on the northwesterly side of Beaver Street which parcel is more particularly shown as Parcel 4 on a plan entitled "Subdivision Plan of Land in Milford Guerriere & Halnon Inc., Surveyors, September 14, 1981", which is Plan 32710C filed with Land Court Certificate of Title No.: 7295, or take any other action in relation thereto.

(Select Board)

ARTICLE 4: To see if the Town will vote to appropriate a sum of money in the amount of \$4,000,000 to be spent under the jurisdiction of the Milford School Committee for the purpose of purchasing modular classrooms at the Brookside Elementary School; and further to meet that appropriation, to see how said sum shall be raised, whether by the current tax levy, by transfer from available funds, by borrowing under the applicable provisions of the Massachusetts General Laws, or otherwise, or take any other action in relation thereto.

(School Committee)

ARTICLE 5: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to repair the HVAC coolant pipe and supporting brackets in the Milford Town Library, or take any other action in relation thereto.

(Board of Library Trustees)

ARTICLE 6: To see if the Town will vote to amend Section 3.9 Signs of the Zoning By-Law relating to murals as follows:

BY ADDING in Sub-Section 3.9.3 Definitions the following new definition for the term “Mural”:

“Mural – Graphic artwork painted directly on the exterior wall of a building.”

AND IN ADDITION, by inserting in Sub-Section 3.9.3 Definitions the following new sub-section (h) in the definition of the term “Sign”:

“(h) Within the CA and CB districts, murals painted on a side or rear building façade, installed under the auspices of the Select Board after consultation with the Milford Cultural Council.”

or take any other action in relation thereto.

(Milford Cultural Council)

ARTICLE 7: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to establish and/or maintain the Milford Police Department Family Services Unit, or take any other action in relation thereto.

(Police Chief)

ARTICLE 8: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized by the Milford Police Department to replace the current audio/video surveillance system at the Police Headquarters, or take any other action in relation thereto.

(Police Chief)

ARTICLE 9: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be available to be utilized by the Board of Health in order to repair, renovate and/or remove the buildings at 56 Lawrence Street in Milford according to the provisions of General Laws Chapter 111, §127B and other applicable provisions of the General Laws, any amount expended, in accordance with law, to be a lien upon the property, or take any other action in relation thereto.

(Board of Health)

ARTICLE 10: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to fund the cost items within the first year of a collective bargaining agreement with the Highway, Park and Cemetery Department employees retroactive to July 1, 2022, or take any other action in relation thereto.

(Select Board)

ARTICLE 11: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized by the Milford Police Department for the purpose of upgrading police radios, or take any other action in relation thereto.

(Police Chief)

ARTICLE 12: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized under the jurisdiction of the Board of Assessors, for property appraisals, expert witness and professional consultant fees, and costs and expenses associated with Appellate Tax Board litigation, or take any other action in relation thereto.

(Board of Assessors)

ARTICLE 13: To see if the Town will vote to rescind its vote under Article 21 of the May 21, 2007 Annual Town Meeting, which vote sought the relocation and alteration of Old Cedar Street, and in lieu thereof vote to hear the report of the Select Board on the discontinuance, relocation, and alteration of Old Cedar Street so that said Old Cedar Street will intersect with Dilla Street instead of Cedar Street (Route #85); and to see if the Town will vote to accept said relocation and alteration of Old Cedar Street by the Select Board and substantially according to the “Discontinuance & Development Plan of Old Cedar Street in Milford, Massachusetts” dated September 15, 2022 (the “Discontinuance Plan”) on file with the Town Clerk, said area for relocation being more particularly identified on said Discontinuance Plan as “Approximate New Location Old Cedar Street”; and to see if the Town will vote to authorize the Select Board to take by Eminent Domain, acquire by purchase, or otherwise acquire, the rights and land necessary for said relocation and alteration; and to provide the sum or sums of money necessary to pay the costs or damages thereof, or take any other action in relation thereto.

(Select Board)

ARTICLE 14: To see if the Town will vote to rescind its vote under Article 22 of the May 21, 2007 Annual Town Meeting, which vote sought to discontinue, as a public way, certain portions of the Old Cedar Street Right-of-Way, and in lieu thereof vote to discontinue, as a public way, and in accordance with G.L. c. 82, Section 21, the entirety of the Old Cedar Street Right-of-Way as shown on the “Discontinuance & Development Plan of Old Cedar Street in Milford, Massachusetts” dated September 15, 2022 (the “Discontinuance Plan”) on file with the Town Clerk, said areas to be discontinued being more particularly identified on the Discontinuance Plan as “Old Cedar Street To Be Discontinued” and being more particularly described as follows:

BEGINNING: At a point on the Westerly sideline of Cedar Street at the southeast corner of land now or formerly of Dilla Street Corporation as shown on the above referenced plan.

THENCE: S 02°54'18" E by said Westerly sideline a distance of 87.00 feet to a point of curvature;

Thence Southwesterly on a curve to the left having a radius of 25.00 feet, an arc length of 39.27 feet to a point of tangency;

Thence: S 87°05'42" W a distance of 26.98 feet to a point of curvature
Thence Northwesterly on a curve to the right having a radius of 125.00 feet, an arc length of 138.00 feet to a point of concentric curvature;
Thence Northwesterly on a curve to the right having a radius of 665.00 feet, an arc length of 330.12 feet to a point of tangency;
Thence: N 01°12'36" W a distance of 638.10 feet to a point on the Southerly sideline of Interstate Route 495;
Thence: S 49°16'32" E a distance of 140.03 feet to a point;
Thence: S 01°12'36" E a distance of 30.44 feet to a point of curvature;
Thence Southerly on a curve to the right having a radius of 52.00 feet, an arc length of 47.81 feet to a point of tangency;
Thence: S 51°28'10" W a distance of 42.37 feet to a point;
Thence: S 01°12'36" E a distance of 447.04 feet to a point of curvature;
Thence Southeasterly on a curve to the left having a radius of 615.00, an arc length of 330.66 feet to a point;
Thence: S 68°15'43" E a distance of 45.19 feet to a point;
Thence: N 87°05'42" E a distance of 53. 19 feet to a point;
Thence: N 44°23'08" E a distance of 17.69 feet the point of beginning
The above-described area of proposed discontinuance being 60,336+/- sf or 1.39+/- Acres;

And further to see if the Town will vote to authorize the Select Board to transfer, upon such terms as it deems appropriate, any or all of those discontinued portions as shown on the aforesaid Discontinuance Plan, to the owners of land directly abutting, or take any other action relating thereto.

(Select Board)

ARTICLE 15: To see if the Town will vote to raise and appropriate, or transfer from available funds a sum of money to be utilized by the Board of Park Commissioners to purchase two (2) commercial mowers with mulching kits and baggers, or take any other action in relation thereto.

(Park Commissioners)

ARTICLE 16: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized by the Board of Library Trustees for the purpose of replacement of the Milford Library elevator controller, hydraulic and electrical systems, or take any other action in relation thereto.

(Board of Library Trustees)

ARTICLE 17: To see if the Town will vote to raise and appropriate, or transfer from available funds a sum of money in the amount of \$150,000.00 to be spent under the jurisdiction of the Milford School Committee for the purpose of lighting the High School softball field, or take any other action in relation thereto.

(School Committee)

ARTICLE 18: To see if the Town will vote to amend the standing vote of Town Meeting entitled “Town Meeting Study and Improvement Committee”, Section (a) “Duties of the Committee” by deleting item 7 therefrom, or take any other action in relation thereto.

(Town Meeting Study and Improvement Committee)

ARTICLE 19: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized in relation to the Milford Youth Center for the purpose of electrical upgrades in the center facility, or take any other action in relation thereto.

(Youth Commission)

ARTICLE 20: To see if the Town will vote to amend Section 3.9 Signs of the Zoning By-Law relating to signs inside of buildings as follows:

BY DELETING in Section 3.9.3 Definitions the words “that are visible beyond five feet from the exterior of the window” from the definition of Window Signs.

AND BY REPLACING in Sub-Section 3.9.5.2.2 the words “not visible beyond five feet from the exterior of the window” with the words “provided such signage is professionally lettered and does not exceed 35% of the window to which it is affixed”.

or take any other action in relation thereto.

(Downtown Revitalization Committee)

ARTICLE 21: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be spent under the jurisdiction of the Highway Surveyor for the purpose of replacing backhoe #1 with a new backhoe for trenching, drainage work, road and sidewalk construction, snow plowing, snow removal, loading materials and all day-to-day operations of the Highway Department, or take any other action in relation thereto.

(Highway Surveyor)

ARTICLE 22: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to fund the cost items contained within the first year of a collective bargaining agreement with the Library employees, retroactive to July 1, 2022, or take any other action in relation thereto.

(Select Board)

ARTICLE 23: To see if the Town will vote to raise and appropriate, or transfer from available funds a sum of money in the amount of \$200,000.00 to be spent under the jurisdiction of the School Committee for the purpose of interior painting at the Stacy Middle School, or take any other action in relation thereto.

(School Committee)

ARTICLE 24: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to replace the dog kennels at the Animal Control Building, or take any other action in relation thereto.

(Select Board)

ARTICLE 25: To see if the Town will vote to amend Article 42 of the General By-Laws by inserting a new (j) in Section 5 as follows:

“Minimum of 75 square feet of open play space per dog,” or take any other action in relation thereto”

and further to see if the Town will amend Section 6 of said Article by inserting a new (h) as follows:

“Minimum of 75 square feet and open play area per dog.”

or take any other action in relation thereto.

(Select Board)

ARTICLE 26: To see if the Town will vote to rescind \$1,825,000, of authorized and unissued bonds for the purchase of the Milford Water Company, or take any other action in relation thereto.

(Town Treasurer)

ARTICLE 27: To see if the Town will vote to appropriate a sum of money to fund the cost items contained within the first year of a collective bargaining agreement with the Milford Association of Clerical Employees retroactive to July 1, 2022, or take any other action in relation thereto.

(Select Board)

ARTICLE 28: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to fund the cost items contained within the first year of a collective bargaining agreement with Sewer Department employees retroactive to July 1, 2022, or take any other action in relation thereto.

(Select Board)

ARTICLE 29: To see if the Town will vote, in accordance with General Laws Chapter 33, Section 59 (e) to accept said Section of the General Laws relating to the effect of military service on salary, seniority, and leave allowances of public employees, or take any other action in relation thereto.

(Select Board)

ARTICLE 30: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to fully fund the Town Accountant personal services contract, or take any other action in relation thereto.

(Select Board)

ARTICLE 31: To see if the Town will vote to raise and appropriate, or transfer from available funds a sum of money to be utilized by the Board of Park Commissioners to purchase a new Park Department truck, or take any other action in relation thereto.

(Park Commissioners)

ARTICLE 32: To see if the Town will vote to raise and appropriate, or transfer from available funds a sum of money in the amount of \$1,050,000.00 to be spent under the jurisdiction of the Milford School Committee for the purpose of renovating and upgrading the Milford High School turf and track, or take any other action in relation thereto.

(School Committee)

ARTICLE 33: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be spent under the jurisdiction of the Highway Surveyor for the purpose of replacing the existing salt shed with a new salt shed for storage of winter ice melt materials and salt for snow and ice clearing operations during the winter, or take any other action in relation thereto.

(Highway Surveyor)

ARTICLE 34: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized by the Milford Police Department to replace existing Tasers as necessary, or take any other action in relation thereto.

(Police Chief)

ARTICLE 35: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be spent under the jurisdiction of the Fire Chief for the purchase of sixty-four (64) air cylinders for self-contained breathing apparatus, or take any other action in relation thereto.

(Fire Chief)

ARTICLE 36: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be spent under the jurisdiction of the Highway Surveyor for the purpose of replacing Loader #1 with a new Loader for snow plowing, snow removal, loading materials, stock piling materials and all other day to day operations of the Highway Department, or take any other action in relation thereto.

(Highway Surveyor)

ARTICLE 37: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money in the amount of \$75,000 to be spent under the jurisdiction of the Highway Surveyor for the purpose of engineering and design costs for the replacement of 450 ft. of deteriorating 36” drain pipe at Prospect Heights, or take any other action in relation thereto.

(Highway Surveyor)

ARTICLE 38: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money in the amount of \$15,000 to be used for the purpose of providing audio/visual needs to conduct remote meeting for the remainder of fiscal year 2023, or take any other action in relation thereto.

(Select Board)

ARTICLE 39: To see if the Town will vote to appropriate a sum of money to upgrade the elevators at the Police Station, the Fire Station and the Milford Youth Center, or take any other action in relation thereto.

(Select Board)

ARTICLE 40: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be added to the Town Stabilization Account, or take any other action in relation thereto.

(Finance Director)

ARTICLE 41: To see if the Town will vote to authorize the Select Board to seek special legislation from the General Court validating the actions taken at the Annual Town Meeting which special legislation would provide, substantially, as follows:

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

SECTION 1. Notwithstanding any general or special law or By-Law to the contrary, all acts and proceedings taken by the Town of Milford at the Annual Town Meeting held on May 23rd and May 25th 2022 are hereby ratified, validated and confirmed to the same extent as if the meeting was held in full compliance with law.

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

or take any other action in relation thereto.

(Legal Department)

And you are hereby directed to serve this warrant by posting at least fourteen days before said meeting attested copies of this warrant in ten or more public places located in said Milford.

HEREOF, FAIL NOT, and make due return of this warrant with your doings thereon to the Clerk of said Town at the time of said meeting.

Given under our hands at Milford this _____ day of October, 2022

MILFORD SELECT BOARD

Thomas J. O'Loughlin, Chairman

Michael K. Walsh

Paul A. Mazzuchelli

A true copy attest:

Mark Calzolaio, Constable

Commonwealth of Massachusetts
Worcester, ss.
Milford

Date _____, 2022.

By virtue of this warrant, I notified the legal voters of the Town of Milford to meet at the times and places and for the purposes within named as directed.

Mark Calzolaio,
Constable of Milford