

TOWN OF MILFORD
ANNUAL TOWN MEETING

May 20, 2019

Milford, Massachusetts

COMMONWEALTH OF MASSACHUSETTS

WORCESTER, SS:

Milford TV recorded the Town Meeting. Recorded copies are available at the Office of the Board of Selectmen.

The Town Moderator, Michael J. Noferi, called the meeting to order at 7:00 p.m. and announced that the Precinct Captains will take attendance. The quorum was set at 124 Town Meeting Members. The Precinct Captains reported 166 members Present and 81 members Absent. A quorum was attained.

The Town Moderator then asked the body to rise for the Pledge of Allegiance.

All Town Meeting Members were sworn in by Town Clerk, Amy E. Hennessy Neves.

The Town Clerk, Amy E. Hennessy Neves then read the Annual Town Warrant.

ARTICLE 1: To hear and act upon reports of all Town Officers and Committees of the Town.

A Motion was made to Dispense the Reading of the Warrant...*Voice Vote Carried.* The Town Clerk then read the Return of Service.

The Town Moderator asked if there were any Resolutions to present. The following Resolution was presented:

RESOLUTION

WHEREAS, the citizens of Milford have learned, with great sorrow and deep regret, of the passing of ARTHUR E. MORIN JR.

WHEREAS, ARTHUR E. MORIN JR. was for many years an elected member of Precinct 5 of the Town Meeting;

WHEREAS, ARTHUR E. MORIN JR. served as a member of the Park Commission;

WHEREAS, ARTHUR E. MORIN JR. served as Youth Center Director.

WHEREAS, ARTHUR E. MORIN JR. served as a member of the Blackstone Valley Regional Vocational School Committee;

WHEREAS ARTHUR E. MORIN JR. served this community faithfully and unselfishly as a loyal and sincere citizen,

THEREFORE, BE IT RESOLVED: that, as a mark of respect, the business of this meeting be suspended while members stand in solemn and silent tribute to his memory, and that a copy of this Resolution be forwarded to his family.

Respectfully submitted,

MILFORD BOARD OF SELECTMEN

William D. Buckley, Chairman

William E. Kingkade, Jr.

Michael K. Walsh

May 20, 2019

RESOLUTION

WHEREAS, the citizens of Milford have learned, with great sorrow and deep regret, of the passing of JOAN M. SANCHIONI,

WHEREAS, JOAN M. SANCHIONI was for many years an elected member of Precinct 8 of the Town Meeting;

WHEREAS, JOAN M. SANCHIONI served this community faithfully and unselfishly as a loyal and sincere citizen,

THEREFORE, BE IT RESOLVED: that, as a mark of respect, the business of this meeting be suspended while members stand in solemn and silent tribute to her memory, and that a copy of this Resolution be forwarded to her family.

Respectfully submitted,

MILFORD BOARD OF SELECTMEN

William D. Buckley, Chairman

William E. Kingkade, Jr.

Michael K. Walsh

May 20, 2019

RESOLUTION

WHEREAS, the citizens of Milford have learned, with great sorrow and deep regret, of the passing of MARTINA A. LUNARDI,

WHEREAS, MARTINA A. LUNARDI was for many years an elected member of Precinct 8 of the Town Meeting;

WHEREAS, MARTINA A. LUNARDI served this community faithfully and unselfishly as a loyal and sincere citizen,

THEREFORE, BE IT RESOLVED: that, as a mark of respect, the business of this meeting be suspended while members stand in solemn and silent tribute to her memory, and that a copy of this Resolution be forwarded to her family.

Respectfully submitted,

MILFORD BOARD OF SELECTMEN

William D. Buckley, Chairman

William E. Kingkade, Jr.

Michael K. Walsh

May 20, 2019

After a moment of silence, the Town Moderator then asked if there were any Report of Town Officers or Committees to Present.

Reno DeLuzio (Pr. 7), Chairman of the Town Meeting Working Group presented a report.

Christopher Morin (Pr. 5), Chairperson of the Finance Committee presented a report.

ARTICLE 2: To see if the Town will vote to amend the Wage and Salary Schedule of the Wage and Salary Administration Plan by establishing new position levels and salary levels, as recommended by the Personnel Board for the Fiscal Year beginning July 1, 2019, or take any other action in relation thereto.

A LEVELS	POSITION LEVELS – SALARIED POSITIONS POSITION TITLE
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I	Assistant Town Counsel Community Development Director Local Building Inspector
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II	Facilities Director Network Administrator Town Accountant* Benefits Coordinator Tax Collector* Town Treasurer* HR Director
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III	IT Manager Highway Supervisor Senior Center Director Town Planner Assessor/Administrator Youth Center Director Parks and Recreation Administrator Police Lieutenant Health Agent
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IV	Town Engineer Director, Sewer Operations Deputy Police Chief Building Commissioner
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V	Town Counsel* Town Administrator* Police Chief* Fire Chief* Finance Director*
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*denotes contract

B COMPENSATION SCHEDULE – SALARIED POSITIONS

STEP LEVELS:	I	II	III	IV	V
1	51,555	61,543	63,507	72,732	91,797
2	54,686	65,279	67,363	77,148	97,371
3	57,816	69,016	71,218	81,563	102,944
4	60,947	72,752	75,074	85,980	108,518
5	64,076	76,489	78,929	90,396	114,091
6	67,206	80,226	82,785	94,811	119,665
7	70,337	83,962	86,640	99,227	125,238
8	73,467	87,699	90,476	103,643	130,812

B1 COMPENSATION SCHEDULE – “MAXED” SALARIED POSITIONS

<u>LABOR GRADE</u>	<u>SALARY</u>	<u>POSITION TITLE</u>	<u>EMPLOYEE NAME</u>
III	93,208	Town Planner	Larry Dunkin
III	92,285	Assessor/Admin.	Jennifer Sclar

Any employee whose base rate of pay effective as of June 30, 2019 exceeds the maximum pay authorized for his/her Level set forth above shall continue to receive his/her current rate of pay for fiscal year 2020, but increased by a factor of two and a half (2.5%) percent.

C POSITION LEVELS – HOURLY RATED POSITIONS

LEVELS POSITION TITLE

I	Clerk, Community Development PT/FT
	Clerk/Receptionist, Senior Center
	Jr. Building Custodian
	Legal Secretary
	Planning Assistant
	Van Driver/Senior Center
	Volunteer Services Coordinator/Senior Center
	Program Coordinator, Youth Center FT
II	Admin. Services Coordinator
	Admin. Asst. to Town Administrator
	Asst. Animal Control Officer
	Admin. Asst. to Senior Center Director
	Asst. Director, Youth Center
	Asst. Zoning Enforcement Officer PT/FT
	Asst. to Fire Chief
	Asst. to Police Chief
	Client Services Coordinator/Senior Center PT
	Deputy Wiring Inspector
	Deputy Plumbing/Gas Inspector
	Dispatcher PT
	Health Inspector FT
	Health Inspector PT
	Lister/Data Collector
	Local Building Inspector PT
	Outreach Coordinator/Senior Center PT
	Paralegal/Legal Assistant
	Plumbing/Gas Inspector
	Program Coordinator/Community Development PT/FT
	Program Coordinator/Senior Center PT
	Property Rehab. Specialist/Community Development PT
	Senior Custodian
	Technology Support Technician
	Transportation Coordinator/Senior Center
	Wiring Inspector
III	Animal Control Officer
	Asst. Town Accountant
	Asst. Town Treasurer
	Financial Analyst PT
	Maintenance Supervisor

D COMPENSATION SCHEDULE – HOURLY RATED POSITIONS

STEP LEVELS:	<u>I</u>	<u>II</u>	<u>III</u>
1	17.79	22.23	23.37
2	18.76	23.43	24.63
3	19.72	24.64	25.89
4	20.69	25.84	27.15
5	21.65	27.05	28.41
6	22.61	28.25	29.67
7	23.58	29.45	30.93
8	24.53	30.66	32.20

D1 COMPENSATION SCHEDULE – “MAXED” HOURLY RATED POSITIONS

<u>LABOR GRADE</u>	<u>HOURLY SALARY</u>	<u>POSITION TITLE</u>	<u>EMPLOYEE NAME</u>
I	25.27	Jr. Building Custodian	Paul Boisclair
I	25.27	Jr. Building Custodian	Burton Cormier
I	25.27	Jr. Building Custodian	Domingos Pinto
I	25.02	Jr. Building Custodian	Lester Simmons
I	25.02	Recept. Clerk/Sr. Ctr. PT	Claudia Cormier
II	31.27	Lister/Data Collector	Rebecca Alger
II	31.27	Health Inspector PT	Dave Denlinger
II	31.27	Health Inspector	Steve Garabedian
II	31.27	Health Inspector	Lisa Tamagni
II	31.27	Paralegal/Legal Asst.	Melissa Tomas
II	31.27	Plumbing/Gas Inspector	Joseph Zacchilli
II	31.27	Wiring Inspector	Michael Mancini
III	32.84	Asst. Town Treasurer	Janet Ferreira

E	HOURLY NON-RATED POSITIONS	PER HOUR
	Assistant Pool Manager PT	17.39
	Call Firefighter \$100 Stipend (plus)	14.69
	Cemetery Groundskeeper	18.43
	Cemetery Working Foreman	25.39
	Clerk of Works/Senior Center PT (temporary)	27.76
	Clerks/Seasonal – All Departments	18.43
	Clerks/Substitute – All Departments	18.43
	Dental Health Specialist	18.43
	Highway Seasonal Heavy Equipment Operator	29.15
	Highway Seasonal Light Equipment Operator	25.25
	Laborers/Seasonal PT: Parks, Cemetery, Other	12.00
	Laborers/PPT: Parks, Cemetery, Etc.	18.43
	Matrons/Police	18.43
	Milford Youth Center: Activities Supervisor PT	12.00
	Milford Youth Center: Activities Facilitator PT	13.05
	Milford Youth Center Concession Equipment Monitor PT	12.00
	Milford Youth Center: Front Desk Monitor PT	12.00
	Milford Youth Center: Health Coordinator PT	21.19
	Milford Youth Center: Program Coordinator PT	19.59

Milford Youth Center: Program Facilitator PT	13.05
Milford Youth Center: Seasonal Camp Counselor	12.00
Milford Youth Center: Summer Camp Counselor	17.77
Mosquito Spray Applicator/Control	17.78
Pool Lifeguard PT	15.71
Pool Manager PT	18.78
School Nurse PT	19.80
Soil Testing Assistant	16.37
Student Police Officer	24.09
Transfer Station Attendant	17.78
Transfer Station Supervisor	18.43
Veterans Agent	36.94

F	MISCELLANEOUS POSITIONS	ANNUAL
	Assistant Health Agent PT	8056
	Board of Health Physician PT	7047
	Burial Agent	1110
	Board of Registrars Chairperson	2912
	Board of Registrars Members PT (2)	2330
	Fair Housing Director PT	2217
	Foreign Language Translator	602
	Inspector of Animals	2581
	Municipal Hearings Officer	2996
	Pest Control Officer PT	3492
	Sealer of Weights and Measures	8939

G	ELECTION WORKERS	STIPEND
	Wardens and Clerks	209
	Deputies	183
	Checkers Full Day	157
	Checkers ½ Day	105
	Election Custodian (per election)	172

H	CLERKS, VARIOUS BOARDS AND COMMITTEES (PT)	ANNUAL
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Level

1	Ad Hoc Clerk	\$2,050
1	Minutes Recorder/Industrial Development Committee	\$2,050
1	Minutes Recorder/Library Board of Trustees	\$2,050
1	Minutes Recorder/Commission on Disability	\$2,050
1	Minutes Recorder/Board of Selectmen	\$2,050
2	Clerk, Planning Board	\$4,100
2	Clerk, Conservation Commission	\$4,100
2	Clerk, Board of Health	\$4,100
2	Clerk, Zoning Board of Appeals	\$4,100
2	Clerk, Vernon Grove Cemetery Trustees	\$4,100
3	Clerk, Finance Committee	\$6,150

3	Clerk, Personnel Board	\$6,150
3	Clerk, Park Commission	\$6,150

PT: Part Time, FT: Full Time, PPT: Permanent Part Time

Any Clerk whose rate of pay effective as of June 30, 2019 exceeds the pay authorized for his/her position set forth above shall continue to receive his/her current rate of pay for fiscal year 2020, but increased by a factor of 2.5%.

Any employee hired on or after 7/1/2016 will have an anniversary/step date of their date of hire. Employees hired before 7/1/2016 will have their step date as July 1 of each year.

(Personnel Board)

A Motion was made by Richard Villani (AL) to Waive the Reading because the text in the Motion is the same as it appears in the Warrant. Voice Vote on Motion to Waive reading...Carried.

It was Moved: That the Town vote to amend the Wage and Salary Schedule of the Wage and Salary Administration Plan by establishing new position levels and salary levels, as recommended by the Personnel Board for the Fiscal Year beginning July 1, 2019, or take any other action in relation thereto.

A	POSITION LEVELS – SALARIED POSITIONS
LEVELS	POSITION TITLE

I	Assistant Town Counsel Community Development Director Local Building Inspector
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II	Facilities Director Network Administrator Town Accountant* Benefits Coordinator Tax Collector* Town Treasurer* HR Director
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III	IT Manager Highway Supervisor Senior Center Director Town Planner Assessor/Administrator Youth Center Director Parks and Recreation Administrator Police Lieutenant Health Agent
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IV Town Engineer
 Director, Sewer Operations
 Deputy Police Chief
 Building Commissioner

V Town Counsel*
 Town Administrator*
 Police Chief*
 Fire Chief*
 Finance Director*

*denotes contract

B COMPENSATION SCHEDULE – SALARIED POSITIONS

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	Asst. Director, Youth Center
	Asst. Zoning Enforcement Officer PT/FT
	Asst. to Fire Chief
	Asst. to Police Chief
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	Senior Custodian
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1	Minutes Recorder/Commission on Disability	\$2,050
1	Minutes Recorder/Board of Selectmen	\$2,050
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2	Clerk, Conservation Commission	\$4,100
2	Clerk, Board of Health	\$4,100
2	Clerk, Zoning Board of Appeals	\$4,100
2	Clerk, Vernon Grove Cemetery Trustees	\$4,100
3	Clerk, Finance Committee	\$6,150

3	Clerk, Personnel Board	\$6,150
3	Clerk, Park Commission	\$6,150

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Any employee hired on or after 7/1/2016 will have an anniversary/step date of their date of hire. Employees hired before 7/1/2016 will have their step date as July 1 of each year.

Voice Vote on Motion as Presented...Carried Unanimously

ARTICLE 3: To see if the Town will vote to fix the salary and compensation of all elected officers of the Town, as provided by Section 108 of Chapter 41 of the General Laws, as follows:

FY 20

Town Clerk	\$86,426.00
Assessor (Chairman)	\$ 8,161.00
Assessor (Members)	\$ 7,314.00
Highway Surveyor	\$101,458.00
Tree Warden	\$ 7,044.00
Selectmen (Chairman)	\$ 9,300.00
Selectmen (Members)	\$ 8,263.00
Vernon Grove (Trustees (Clerk)	\$ 3,957.00
Board of Health (Chairman)	\$ 2,663.00
Board of Health (Members)	\$ 2,327.00
Sewer Commissioner (Chairman)	\$ 2,663.00
Sewer Commissioner (Members)	\$ 2,327.00
Park Commissioner (Chairman)	\$ 2,663.00
Park Commissioner (Members)	\$ 2,327.00
Planning Board (Chairman)	\$ 2,663.00
Planning Board (Members)	\$ 2,327.00
Moderator	\$ 2,559.00

(Board of Selectmen)

A Motion was Made by Richard Villani (AL) to Dispense the Reading of the Motion because the text in the Motion is the same as it appears in the Warrant...Voice Vote taken on Motion to Waive the Reading of the Motion...Carried Unanimously.

It was Moved: That the Town vote to fix the salary and compensation of all elected officers of the Town, as provided by Section 108 of Chapter 41 of the General Laws, as follows:

FY 20

Town Clerk	\$86,426.00
Assessor (Chairman)	\$ 8,161.00
Assessor (Members)	\$ 7,314.00
Highway Surveyor	\$101,458.00
Tree Warden	\$ 7,044.00
Selectmen (Chairman)	\$ 9,300.00
Selectmen (Members)	\$ 8,263.00
Vernon Grove (Trustees (Clerk)	\$ 3,957.00
Board of Health (Chairman)	\$ 2,663.00
Board of Health (Members)	\$ 2,327.00
Sewer Commissioner (Chairman)	\$ 2,663.00
Sewer Commissioner (Members)	\$ 2,327.00
Park Commissioner (Chairman)	\$ 2,663.00
Park Commissioner (Members)	\$ 2,327.00
Planning Board (Chairman)	\$ 2,663.00
Planning Board (Members)	\$ 2,327.00
Moderator	\$ 2,559.00

(Board of Selectmen)

Voice Vote on Motion as Presented...Carried.

ARTICLE 4: To see if the Town will vote to raise and appropriate such sum or sums of money as may be necessary to defray expenses for the financial year beginning July 1, 2019, or take any other action in relation thereto.

(Board of Selectmen)

A Motion was Made by Chris Morin (Pr. 5 and Finance Committee Chairperson) that the Town Meeting receive the report of the Finance Committee and that the Moderator inquire if any voter wishes to consider any item separately; that if any voter so wishes he or she shall ask the Moderator to remove this item from the report and when this is done, that the town vote to raise and appropriate and transfer where indicated in the report, the amount recommended in the Finance Committee Report as amended and that the meeting shall then consider the items which have been removed from the report by taking up each item individually.

It was Moved: That the Town vote to raise and appropriate such sum or sums of money as may be necessary to defray expenses for the financial year beginning July 1, 2019, or take any other action in relation thereto.

Harold Rhodes (Pr. 2) asked the Moderator to remove the School Department 300 budget for discussion but asked to keep the same dollar amount as it appears in the Article 4 Report.

After discussion a Motion was made by William Buckley to Move the Previous Question.

A Standing Vote was taken...162 Voted For...12 Voted Against...Motion to Move the Question Carried.

A Voice Vote was taken on keeping the School Budget at \$50,550,305 ...Voice Vote Carried.

Michelangelo Bon Tempo (Pr. 4) asked the Moderator to remove line item 210-5110 in the amount of \$171,927 making the budget for the Police Department Personal Services \$5,985,792.

A Motion was made to remove these line items from the Report...Carried Unanimously.

Michelangelo Bon Tempo then presented a Motion relative to Line Item 210-5110 Police Department Personal Services as follows:

That the Town vote to reduce the amount proposed within Line Item 210-5110, Police Department Personal Services, by the sum of \$171,927 so that the total budget for said Line Item for the Fiscal Year 2020 shall be \$5,985,792.

FY2020 PROPOSED BUDGET

210 POLICE DEPARTMENT

5110 PERSONAL SERVICES	6,157,719
5300 GENERAL EXPENSES	427,270
5420 REPAIR/MAINT: VEHICLES	78,545
5410 REPAIR/MAINT: EQUIPMENT	<u>64,599</u>
	6,728,133

Motion to reduce Line item 210-5110 Police Department Personal Services by \$171,927

5110 PERSONAL SERVICES	6,157,719
POLICE CHIEF SALARY	(171,927)
BASE PAY	(131,460)
EDUCATION	(32,865)
HOLIDAY PAY	(6,952)
LONGEVITY PAY	(650)
	5,985,792

FY2020 REVISED BUDGET

210 POLICE DEPARTMENT

5110 PERSONAL SERVICES	5,985,792
5300 GENERAL EXPENSES	427,270
5420 REPAIR/MAINT: VEHICLES	78,545
5410 REPAIR/MAINT: EQUIPMENT	<u>64,599</u>
	6,556,206

After discussion a Motion was Made to Move the Previous Question by Michael Soares (Pr. 7)... A Standing Vote was Taken on Motion to Move the Question...140 Voted For...17 Voted Against...Motion to Move the Question Carried.

It was Moved: That the Town vote to raise and appropriate such sum or sums of money as may be necessary to defray expenses for the financial year beginning July 1, 2019, or take any other action in relation thereto.

A Standing Vote was then taken on the Motion to Remove the amount of \$171,927 from the Police Department Personal Services Budget (Line Item 210-5110) reducing it to the amount of \$5,985,792 for that Line Item...79 Voted For... 78 Voted Against...Motion Carried.

ARTICLE 5: To see if the Town will vote as follows to enact certain measures as set forth herein which are presented each year to the Annual Town Meeting:

- A. That the Town vote to authorize the Town Treasurer, with the approval of the Board of Selectmen, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 2019 in accordance with the provisions of General Laws, Chapter 44, Section 4 and to issue a note or notes therefore, payable within one year, and to renew any note or notes as may be given for a period of less than one year in accordance with General Laws, Chapter 44, Section 17, and
- B. That the Town vote to authorize the Board of Selectmen to take charge of all legal proceedings for or against the Town, and
- C. That the Town vote to authorize the Board of Selectmen to expend from funds received by the Town as fines for parking violations during Fiscal Year 2020, such sum or sums of money as are necessary to pay the costs and expenses of collecting such fines and otherwise complying with the provisions of Section 20A of Chapter 90 of the General Laws during said fiscal year, and
- D. That the Town vote to authorize the Town Treasurer and/or Tax Collector to enter into a compensating balance agreement or agreements for Fiscal Year 2020 pursuant to Chapter 44, Section 53F of the General Laws, and
- E. That the Town vote for Fiscal Year 2020, to authorize any and all departments to utilize, without further appropriation, any amounts received from insurance companies or other third parties as damages or payment for damage to any Town-owned property, for the purpose of repairing or replacing such property, or, as deemed appropriate by the Board of Selectmen, directly depositing such funds to the Municipal Building & Property Insurance Fund established by vote under Article 45 of the June 11, 1990 Annual Town Meeting, and
- F. That the Town vote to authorize all persons, boards or agencies of the Town otherwise authorized to contract for or on behalf of the Town, during Fiscal Year 2020 to enter into such contracts or agreements for up to five years, except in the case of contracts or agreements dealing with real estate which may be for up to ten years, and
- G. That the Town vote to authorize the Town Treasurer to accept deeds in lieu of foreclosure, pursuant to Chapter 60, Section 77C of the Massachusetts General Laws, or take any other action in relation thereto.

(Board of Selectmen/Town Treasurer)

A Motion was Made by Richard Villani (AL) to Waive the Reading of the Motion because the text is the same as it appears in the Warrant...Voice Vote taken on Motion to Waive Reading...Voice Vote Carried.

It was Moved: That the Town vote as follows to enact certain measures as set forth herein which are presented each year to the Annual Town Meeting:

- A. That the Town vote to authorize the Town Treasurer, with the approval of the Board of Selectmen, to borrow money from time to time in anticipation of the revenue of the financial year beginning July 1, 2019 in accordance with the provisions of General Laws, Chapter 44, Section 4 and to issue a note or notes therefore, payable within one year, and to renew any note or notes as may be given for a period of less than one year in accordance with General Laws, Chapter 44, Section 17, and
- B. That the Town vote to authorize the Board of Selectmen to take charge of all legal proceedings for or against the Town, and
- C. That the Town vote to authorize the Board of Selectmen to expend from funds received by the Town as fines for parking violations during Fiscal Year 2020, such sum or sums of money as are necessary to pay the costs and expenses of collecting such fines and otherwise complying with the provisions of Section 20A of Chapter 90 of the General Laws during said fiscal year, and
- D. That the Town vote to authorize the Town Treasurer and/or Tax Collector to enter into a compensating balance agreement or agreements for Fiscal Year 2020 pursuant to Chapter 44, Section 53F of the General Laws, and
- E. That the Town vote for Fiscal Year 2020, to authorize any and all departments to utilize, without further appropriation, any amounts received from insurance companies or other third parties as damages or payment for damage to any Town-owned property, for the purpose of repairing or replacing such property, or, as deemed appropriate by the Board of Selectmen, directly depositing such funds to the Municipal Building & Property Insurance Fund established by vote under Article 45 of the June 11, 1990 Annual Town Meeting, and
- F. That the Town vote to authorize all persons, boards or agencies of the Town otherwise authorized to contract for or on behalf of the Town, during Fiscal Year 2020 to enter into such contracts or agreements for up to five years, except in the case of contracts or agreements dealing with real estate which may be for up to ten years, and
- G. That the Town vote to authorize the Town Treasurer to accept deeds in lieu of foreclosure, pursuant to Chapter 60, Section 77C of the Massachusetts General Laws,

A Voice Vote on Motion as Presented...Carried Unanimously.

ARTICLE 6: To see if the Town will vote to transfer a sum of money, consistent with the funds raised from vending machines in the Milford School District, to be spent under the jurisdiction of

the School Committee for the purposes of Student Activities not funded in the School Department budget, or take any other action in relation thereto.

(School Committee)

It was Moved: That the Town vote to transfer the sum of \$6,289.05 from the Excess and Deficiency Account, said sum to be added to those sums, consistent with the funds raised from vending machines in the Milford School District, to be spent under the jurisdiction of the School Committee for the purposes of Student Activities not funded in the School Department budget.

A Voice Vote on Motion as Presented...Carried Unanimously.

ARTICLE 7: To see if the Town will vote to authorize the expenditure of the available balance in Fund 2696, Comcast Verizon-PEG access, to be spent under the jurisdiction of the School Committee for the purposes of performing upgrades in accordance with the PEG Access Agreements, or take any other action in relation thereto.

(School Committee)

It was Moved: That the Town vote to authorize the expenditure of the available balance in Fund 2696, Comcast Verizon-PEG access, to be spent under the jurisdiction of the School Committee for the purposes of performing upgrades in accordance with the PEG Access Agreements.

A Voice Vote on Motion as Presented...Carried Unanimously.

ARTICLE 8: To see if the Town will vote, pursuant to General Laws Chapter 60, Section 62A, to adopt a new Article 40 of the General By-Laws, "Tax Title Payment Agreements", as follows:

The Town Treasurer is authorized to enter into payment agreements between the treasurer and persons entitled to redeem parcels in tax title. Such agreements shall be for a term of 3 years, and may not waive any interest that has accrued on the amount of the tax title account. All such agreements shall be uniform for each class of tax titles. Any such agreement must require a minimum payment at the inception of the agreement of 25 per-cent of the amount needed to redeem the parcel. During the term of the agreement the treasurer may not bring an action to foreclose the tax title unless payments are not made in accordance with the schedule set out in the agreement or timely payments are not made on other amounts due to the town that are a lien on the same parcel.

or take any other action in relation thereto.

(Town Treasurer/Town Counsel)

It was Moved: That the Town vote, pursuant to General Laws Chapter 60, Section 62A, to adopt a new Article 40 of the General By-Laws, "Tax Title Payment Agreements", as follows:

The Town Treasurer is authorized to enter into payment agreements between the treasurer and persons entitled to redeem parcels in tax title. Such agreements shall be for a term of 3 years, and may not waive any interest that has accrued on the amount of the tax title account. All such agreements shall be uniform for each class of tax titles. Any such agreement must require a minimum payment at the inception of the agreement of 25 per-cent of the amount needed to redeem the parcel. During the term of the agreement the treasurer may not bring an action to foreclose the tax title unless payments are not made in accordance with the schedule set out in the agreement or timely payments are not made on other amounts due to the town that are a lien on the same parcel.

A Voice Vote on Motion as Presented...Carried Unanimously.

ARTICLE 9: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money not to exceed \$60,000 to be spent under the jurisdiction of the Fire Chief for the purpose of purchasing and equipping a new staff car, or take any other action in relation thereto.

(Fire Chief)

It was Moved: That the Town vote to transfer the sum of \$60,000 from the Excess and Deficiency Account, to be spent under the jurisdiction of the Fire Chief for the purpose of purchasing and equipping a new staff car.

A Voice Vote on Motion as Presented...Carried.

ARTICLE 10: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money not to exceed \$43,000 to be spent under the jurisdiction of the Parks Commission for the purpose of purchasing a 2019 XL 350-4wd truck, or take any other action in relation thereto.

(Parks Commission)

It was Moved: That the Town vote to transfer the sum of \$43,000.00 from the Excess and Deficiency Account, to be spent under the jurisdiction of the Parks Commission for the purpose of purchasing a 2019 XL 350-4wd truck.

A Voice Vote on Motion as Presented...Carried Unanimously.

ARTICLE 11: To see if the Town will vote to increase the membership of the Board of Selectmen from three (3) to five (5) members; and further, that the vote under this article shall not take effect unless the following question is submitted to the registered voters for acceptance, which question shall be printed on the official ballot to be used at the next Town election: "Shall the Town vote to approve the action of the representative Town Meeting in increasing the membership of the Board of Selectmen from three (3) members to five (5) members?" If a majority of the voters voting on the question shall vote in the affirmative, then the membership of the Board of Selectmen shall be increased, as aforesaid, at the next annual Town election held

not less than thirty (30) days after the election at which the increase is voted. At that annual Town election, the Town shall choose by ballot the two (2) additional members of the Board of Selectmen, one (1) for a three (3) year term, and the other for a two (2) year term. Thereafter as each term expires, the Town shall choose by ballot a successor member for a three (3) year term. If, however, the majority of the voters shall vote in the negative on the above question, then this vote of the Town Meeting shall be null and void, or take any other action in relation thereto.

(Michael Soares et al.)

It was Moved: That the Town vote to increase the membership of the Board of Selectmen from three (3) to five (5) members; and further, that the vote under this article shall not take effect unless the following question is submitted to the registered voters for acceptance, which question shall be printed on the official ballot to be used at the next Town election: "Shall the Town vote to approve the action of the representative Town Meeting in increasing the membership of the Board of Selectmen from three (3) members to five (5) members?" If a majority of the voters voting on the question shall vote in the affirmative, then the membership of the Board of Selectmen shall be increased, as aforesaid, at the next annual Town election held not less than thirty (30) days after the election at which the increase is voted. At that annual Town election, the Town shall choose by ballot the two (2) additional members of the Board of Selectmen, one (1) for a three (3) year term, and the other for a two (2) year term. Thereafter as each term expires, the Town shall choose by ballot a successor member for a three (3) year term. If, however, the majority of the voters shall vote in the negative on the above question, then this vote of the Town Meeting shall be null and void.

After Discussion a Motion was Made by Joseph Arcudi (Pr. 6) to Move the Previous Question...A Standing Vote was Taken ...133 Voted For...26 Voted Against...Motion to Move the Question Carried.

A Voice Vote was then taken on Motion as Presented...Voice Vote was Uncertain so a Standing Vote was Taken...52 Voted For...110 Voted Against...Motion Defeated.

ARTICLE 12: To see if the Town will vote to accept the provisions of Section 9D ½ of Chapter 32B of the General Laws by which acceptance the Town will be authorized to contribute the same percentage toward a surviving spouse's health insurance as was paid prior to the death of an employee or retiree, which question shall be printed on the official ballot to be used at the next Town election: "Shall the Town in addition to the payment of fifty percent of premium costs payable by the surviving spouse of an employee or retired employee for group general or blanket hospital, surgical, medical and other health insurance pay an additional or subsidiary rate?" If, however, the majority of the voters shall vote in the negative on the above question, then this vote of the Town Meeting shall be null and void, or take any other action in relation thereto.

(Board of Selectmen/Insurance Advisory Committee)

It was Moved: That the Town vote to accept the provisions of Section 9D ½ of Chapter 32B of the General Laws by which acceptance the Town will be authorized to contribute the same percentage toward a surviving spouse's health insurance as was paid prior to the death of an employee or retiree, which question shall be printed on the official ballot to be used at the next

Town election: "Shall the Town in addition to the payment of fifty percent of premium costs payable by the surviving spouse of an employee or retired employee for group general or blanket hospital, surgical, medical and other health insurance pay an additional or subsidiary rate?" If, however, the majority of the voters shall vote in the negative on the above question, then this vote of the Town Meeting shall be null and void.

Kelly Capece, Benefits Coordinator was given permission to speak by Town Meeting Members.

Voice Vote on Motion as Presented...Carried.

ARTICLE 13: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be added to those sums previously appropriated to be utilized for the legal, engineering or other expert consulting services necessary to effectuate the final acquisition, and transfer, of the Milford Water Company and its assets to the Town of Milford, or take any other or take any other action in relation thereto.

(Board of Selectmen)

It was Moved: That the Town vote to transfer the sum of \$285,000 from the Excess and Deficiency Account, said sum to be added to those sums previously appropriated to be utilized for the legal, engineering or other expert consulting services necessary to effectuate the final acquisition, and transfer, of the Milford Water Company and its assets to the Town of Milford.

A Voice Vote on Motion as Presented...Carried.

ARTICLE 14: To see if the Town will vote to authorize the Board of Selectmen to seek special legislation which special legislation would amend Chapter 76 of the Acts of 1982, creating the Milford Geriatric Authority, so as to eliminate the requirement for the Geriatric Authority to make payments to the Town of Milford "in lieu of taxes", and which legislation would provide, substantially as follows:

Section 1. Chapter 76 of the Acts of 1982 is hereby amended by striking Section 10B therefrom and inserting in place "thereof" a new Section 10B which will provide in full as follows: The Town shall not assess any tax upon the Geriatric Authority or Geriatric System or part thereof, or upon the income therefrom.

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

or take any action in relation thereto.

(Geriatric Authority)

It was Moved: That the Town vote to authorize the Board of Selectmen to seek special legislation which special legislation would amend Chapter 76 of the Acts of 1982, creating the Milford Geriatric Authority, so as to eliminate the requirement for the Geriatric Authority to make payments to the Town of Milford "in lieu of taxes", and which legislation would provide, substantially as follows:

Section 1. Chapter 76 of the Acts of 1982 is hereby amended by striking Section 10B therefrom and inserting in place thereof a new Section 10B which will provide in full as follows: The Town shall not assess any tax upon the Geriatric Authority or Geriatric System or part thereof, or upon the income therefrom and to forgive any payments in lieu of tax now due and payable which have not yet been paid.

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

A Voice Vote on Motion as Presented...Carried.

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 under the jurisdiction of the Board of Selectmen for police chief services pending the filling of the vacancy in the office of Police Chief, or take any other action in relation thereto.

(Board of Selectmen)

A Motion was Made by Richard Villani (AL) to Pass over Article 15. A Voice Vote was taken on Motion to Pass Over...Carried.

ARTICLE 16: 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 Police Chief Selection Committee, for general expenses, or take any other action in relation thereto.

(Board of Selectmen)

It was Moved: That the Town vote to transfer the sum of \$50,000 from the Excess and Deficiency Account, to be spent under the jurisdiction of the Police Chief Selection Committee, for general expenses.

A Voice Vote on Motion as Presented...Carried.

ARTICLE 17: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to pay the cost items in a Collective Bargaining Agreement between the Town of Milford and the Milford Cemetery Employees, Massachusetts Laborers' District Council of the Laborers' International Union of North America Local 272, or take any other action in relation thereto.

(Board of Selectmen)

It was Moved: That the Town vote to transfer the sum of \$6,500 from the Excess and Deficiency Account, said sum to be added to those sums, to be utilized to pay the cost items in a Collective Bargaining Agreement between the Town of Milford and the Milford Cemetery Employees, Massachusetts Laborers' District Council of the Laborers' International Union of North America Local 272.

A Voice Vote on Motion as Presented...Carried Unanimously.

The Town Moderator made a Motion that he will take a Vote to determine if the body wished to continue the meeting after 10:00 pm or to adjourn to another night.

Town Meeting Continued with Article 18.

ARTICLE 18: To see if the Town will vote to authorize the Board of Selectmen to seek special legislation to provide for November annual Town elections, which legislation would provide substantially as follows:

Section 1. Notwithstanding the provisions of 9A of chapter 39 of the General Laws, Article 1 of the General By-Laws of the Town of Milford, or any other general or special law to the contrary, the Town of Milford may hold in November its annual elections of officers and the determination of other matters as by law are required or determined by ballot.

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

or take any action in relation thereto.

(Bryan Cole et al.)

It was Moved: That the Town vote to authorize the Board of Selectmen to seek special legislation to provide for November annual Town elections, which legislation would provide substantially as follows:

Section 1. Notwithstanding the provisions of Section 9A of Chapter 39 of the General Laws, or any other general or special law to the contrary, Article 1 of the General By-Laws of the Town of Milford is hereby amended to permit that the Town of Milford may hold in November its annual elections of officers and the determination of other matters as by law are required or determined by ballot.

Section 2. The first such election shall be held in November 2020, to replace the annual town election currently scheduled for the first Tuesday in April 2021.

Section 3. This act shall take effect upon its passage.

A Motion was Made by B. Gregg Johnson (Pr. 3) to Amend the Motion by inserting after the words "determination of other matters" (in the final sentence of Section 1.): "including matters suitable for Special Elections not addressing imposed deadlines that fall on dates other than the November election,"

A Voice Vote was Taken on the Amendment to the Motion...Amendment to the Motion Defeated.

After discussion a Standing Vote was taken on Original Motion as Presented...66 Voted For...72 Voted Against...Motion Defeated.

A Motion was Made by Michael Visconti Jr. to Adjourn the meeting to Wednesday, May 22, 2019 at 7:00 pm. Voice Vote on Motion to Adjourn...Defeated.

B. Gregg Johnson (Pr. 3) rose to doubt the Quorum, the Town Moderator stated at the last vote (Article 18) 138 Town Meeting Members voted which is more than the Quorum requirement. The Moderator stated the Meeting will continue with Article 19.

ARTICLE 19: To see if the Town will vote to authorize the Board of Selectmen to petition the Legislature for special legislation to provide for the grant of an additional license for the sale of malt beverages and wine to be consumed on the premises, which legislation shall provide substantially as follows:

SECTION 1. Notwithstanding section 17 of chapter 138 of the General Laws, the licensing authority of the Town of Milford may, upon receipt of a completed application, payment of any applicable fees, after a public hearing and all due process, and in its sole discretion grant an additional license for the sale of wines and malt beverages to be drunk on the premises pursuant to section 12 of said chapter 138 to Canvas n Cup, LLC., at 189 Main Street in the Town of Milford. The license shall be subject to all of said chapter 138 except said section 17.

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

or take any other action in relation thereto.

(Canvas n Cup, LLC.)

It was Moved: That the Town will vote to authorize the Board of Selectmen to petition the Legislature for special legislation to provide for the grant of an additional license for the sale of malt beverages and wine to be consumed on the premises, which legislation shall provide substantially as follows:

SECTION 1. Notwithstanding section 17 of chapter 138 of the General Laws, the licensing authority of the Town of Milford may, upon receipt of a completed application, payment of any applicable fees, after a public hearing and all due process, and in its sole discretion grant an additional license for the sale of wines and malt beverages to be drunk on the premises pursuant to section 12 of said chapter 138 to Canvas n Cup, LLC., at 189 Main Street in the Town of Milford. The license shall be subject to all of said chapter 138 except said section 17.

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

A Voice Vote on Motion as Presented...Carried.

ARTICLE 20: To see if the Town will vote to rescind the acceptance of General Laws chapter 90, Section 22B, Subsections (b) through (k) concerning the non-criminal penalties and disposition of abandoned motor vehicles as adopted by Article 4 at the Special Town Meeting on March 5, 1990, or take any other action in relation thereto.

(Police Chief)

It was Moved: That the Town vote to rescind the acceptance of General Laws chapter 90, Section 22B, Subsections (b) through (k) concerning the non-criminal penalties and disposition of abandoned motor vehicles as adopted by Article 4 at the Special Town Meeting on March 5, 1990.

A Voice Vote on Motion as Presented...Carried Unanimously.

ARTICLE 21: To see if the Town will vote to amend Section 3.9 Sign Regulations of the Zoning Bylaw relating to Projecting Signs as follows:

By Adding under 3.9.3 Definitions the following new definition:

“Projecting Sign - Any sign affixed perpendicular to a building or wall in such a manner that its leading edge extends more than six inches beyond the surface of such building or wall.”

And By Adding under 3.9.5 Exemptions a new Section 3.9.5.7 as follows:

“3.9.5.1.7 Within the CA and CB Commercial districts, projecting signs if authorized by special permit of the Planning Board, provided however, that such signs shall not exceed 9 square feet in area, shall maintain a minimum unobstructed vertical clearance of 10 feet above sidewalks, and shall project no more than 4 feet into the right-of-way.”

And In Addition By Adding under 3.9.7 Signs Permitted a new Section 3.9.7.14 as follows:

“3.9.7.14: Within OR, BP, CA, CB, CC, IA, IB and IC zoning districts – One projecting sign is permitted per building. Additional projecting signs may be permitted by special permit of the Planning Board. Any projecting sign shall not exceed 9 square feet in area, shall maintain a minimum unobstructed vertical clearance of 10 feet above sidewalks, driveways or parking areas, shall project no more than 4 feet from the building on which it is mounted, and shall be included in the aggregate calculation required by Section 3.9.7.10 herein.”

or take any other action related thereto.

(Planning Board)

It was Moved: That the Town vote to amend Section 3.9 Sign Regulations of the Zoning Bylaw relating to Projecting Signs as follows:

By Adding under 3.9.3 Definitions the following new definition:

“Projecting Sign - Any sign affixed perpendicular to a building or wall in such a manner that its leading edge extends more than six inches beyond the surface of such building or wall.”

And By Adding under 3.9.5 Exemptions a new Section 3.9.5.7 as follows:

“3.9.5.1.7 Within the CA and CB Commercial districts, projecting signs if authorized by special permit of the Planning Board, provided however, that such signs shall not exceed 9 square feet in area, shall maintain a minimum unobstructed vertical clearance of 10 feet above sidewalks, and shall project no more than 4 feet into the right-of-way.”

And In Addition By Adding under 3.9.7 Signs Permitted a new Section 3.9.7.14 as follows:

“3.9.7.14: Within OR, BP, CA, CB, CC, IA, IB and IC zoning districts – One projecting sign is permitted per building. Additional projecting signs may be permitted by special permit of the Planning Board. Any projecting sign shall not exceed 9 square feet in area, shall maintain a minimum unobstructed vertical clearance of 10 feet above sidewalks, driveways or parking areas, shall project no more than 4 feet from the building on which it is mounted, and shall be included in the aggregate calculation required by Section 3.9.7.10 herein.”



PLANNING BOARD OF MILFORD, MASS.

TOWN HALL, 52 MAIN STREET
634-2317

Joseph Calagione
John H. Cook
Patrick J. Kennelly
Marble Mainini, III
Lena McCarthy

Planning Board Report on Article 21 May 20, 2019 Annual Town Meeting

TO: Town Meeting Members
FROM: Planning Board
DATE: April 22, 2019
SUBJECT: Article 21: Zoning Bylaw amendment re. Projecting Signs.

Pursuant to M.G.L. Chapter 40A, Section 5, the Milford Planning Board conducted a duly posted and noticed Public Hearing on April 16, 2019 regarding the subject of Article 21 at which time the Planning Board voted unanimously to make a favorable recommendation to Town Meeting.

Article 21 is the application of Planning Board to amend Section 3.9 Sign Regulations of the Zoning Bylaw to provide for projecting signs in a limited way in non-residential zoning districts.

The Planning Board recommends Article 21 be adopted as printed in the warrant.

The Moderator announced he would take a Voice Vote and if the Voice Vote was not Unanimous, then a Standing 2/3rd Vote would be taken...Voice Vote taken on Motion as Presented...Carried Unanimously.

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 pay the cost items in a Collective Bargaining Agreement between the Town of Milford and the Milford Police Association, MCOP Local 218, AFL-CIO, or take any other action in relation thereto.

(Board of Selectmen)

It was Moved: That the Town vote to transfer the sum of \$156,441 from the Excess and Deficiency Account, to pay the cost items in a Collective Bargaining Agreement between the Town of Milford and the Milford Police Association, MCOP Local 218, AFL-CIO.

A Voice Vote on Motion as Presented...Carried Unanimously.

ARTICLE 23: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to offset the snow and ice deficit in the current fiscal year, or take any other action in relation thereto.

(Finance Committee)

It was Moved: That the Town vote to transfer the sum of \$205,000 from the Excess and Deficiency Account, said sum to be utilized to offset the snow and ice deficit in the current fiscal year by transferring \$125,925 of said sum to the Highway Department Personal Services Budget, line item no. 423-5110 and \$79,075 of said sum to the Highway Department General Expenses Budget, line item no. 423-5300.

A Voice Vote on Motion as Presented...Carried Unanimously.

ARTICLE 24: To see if the Town will vote to close out certain Special Article Accounts to the General Funds of the town, or take any other action in relation thereto.

(Finance Director)

A Motion was Made by Richard Villani (Pr.6) to Waive the reading of the report because it is the same text as in the mailing that went out to all Town Meeting members...Voice Vote taken on Motion to Waive the Reading...Carried.

It was Moved: That the Town vote to close out certain Special Article Accounts to the General Funds of the town as follows:

<u>Town Meeting</u>	<u>Purpose</u>	<u>Balance to be Closed</u>
Article 21 10/2015 STM	Hazard Mitigation Plan	\$11,320.00
Article 16 5/2018 ATM	Election Equipment	\$2,000.00
Article 17 10/2010 STM	Charles River Project Phase 2	\$2,038.19
Article 29 5/2016 ATM	Fiske Mill Bridge	\$5,455.19
Article 32 10/2016 STM	Fiske Mill Bridge Construction	\$74,153.17
Article 23 10/2018 STM	Median Barriers-Cedar/85	\$2,200.00
Article 8 10/2004 STM	Upgrade Xfer Station	\$14,176.66
Article 13 2/2006 ATM	Rep/Imp Xfr Station	\$4,750.00
Article 25 10/2015 STM	Upgrades to Library	\$4,099.95
Article 21 10/2017 STM	Pave Parking Lot	\$6,437.46
Article 24 10/2011 STM	Muni Pool Repair	\$1,995.57

Article 24 10/2018 STM	Draper Park Lighting	\$9,000.00
Article 26 10/2018 STM	New Riding Mower w/Trailer	\$40.60
Article 27 10/2018 STM	Replace Pickup Truck	\$897.17
Article 10 10/2016 STM	Stacy Fire Doors	\$53,909.14
Article 17 10/2017 STM	Memorial Playground	\$13,572.00
Article 20,6,12,7 10/13,14,15,16 STM	Replace Computers	\$39.38
Article 23 10/2017 STM	Replace HVAC Chiller	\$7,000.00
Total Special Articles to be Closed for 5/20/19 ATM Vote		\$213,084.48

A Voice Vote on Motion as Presented...Carried Unanimously.

ARTICLE 25: To see if the Town will vote to transfer funds between certain line items voted under Article 4 of the May 14, 2018 Annual Town Meeting for the purpose of making funds available in line item accounts not sufficiently funded through the end of Fiscal Year 2019, or take any other action in relation thereto.

(Finance Director)

A Motion was Made by Richard Villani (Pr.6) to Waive the Reading of the report because it is the same text as in the mailing that went out to all Town Meeting members...Voice Vote taken on Motion to Waive the Reading...Carried.

It was Moved: That the Town vote to transfer funds between certain line items voted under Article 4 of the May 14, 2018 Annual Town Meeting for the purpose of making funds available in line item accounts not sufficiently funded through the end of Fiscal Year 2019 as follows:

<u>Department</u>	<u>Transfer From</u>	<u>Amount</u>	<u>Transfer To</u>
141: Assessor	General Expenses - Assessor 141-5300	7,621.00	Personal Services - Assessor 141-5110
192: Public Property & Buildings	Personal Services - Gen'l Gov't 148-5110	10,000.00	Personal Services: Public Prop & Bldings 192-5110
220: Fire	Personal Services - Fire 220-5110	30,000.00	Repair/Maint: Equipment 220-5410
244: Sealer of Weights and Measures	Personal Services - Gen'l Gov't 148-5110	240.00	General Expenses: Sealers of Weights and Measures 244-5300
422: Highway Construct & Maintenance	General Expenses 422-5300	27,000.00	Repair/Maint: Vehicles/Equip 422-5420
510: Board of Health	Personal Services - BOH 510-5110	7,000.00	General Expenses - BOH 510-5300
650: Parks	Personal Services - Parks 650-5110	3,640.00	General Expenses - Parks 650-5300

A Voice Vote on Motion as Presented...Carried Unanimously.

*A Motion was Made by Pamela Fields (Pr. 2) to Dissolve the Warrant.
Voice Vote taken on Motion to Dissolve the Warrant...Carried Unanimously.*

Warrant Dissolved at 11:06 p.m.

A True Copy of the Record.
Attest: Amy E. Hennessy Neves,
Town Clerk