

# **SPECIAL TOWN MEETING**

**October 28, 2019  
Milford, Massachusetts**

## **COMMONWEALTH OF MASSACHUSETTS**

*Milford TV recorded the Special Town Meeting.*

*The Town Moderator, Michael 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 123 Town Meeting Members. The Precinct Captains reported 139 members Present and 105 members Absent. A quorum was attained.*

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

*Richard Villani (Pr. 6/AL) made a Motion to Waive the Reading the Warrant for it is the same wording in the Warrant that was mailed to all Town Meeting Members...Voice Vote taken on Motion to Wave the Reading...Carried.*

*The Town Clerk then read the Return of Service.*

*The Moderator asked the body to stand for the Pledge of Allegiance.*

*Moderator Noferi, asked if there were any reports to present...Christopher Morin, Finance Committee Chairman presented a report on behalf of the Finance Committee.*

**ARTICLE 1:** 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 Highway Surveyor and the Town Engineer for any and all items required to ensure that the Town remains in compliance with the Environmental Protection Agency's (EPA) Stormwater – General Permit for Stormwater Discharges from Small Municipal Separate Storm Sewer Systems ("MS4s") - Phase II of the Permit, or take any other action in relation thereto.

(Milford Highway Surveyor and Town Engineer)

**It was Moved:** That the Town vote to raise and appropriate the sum of \$400,000, to be spent under the jurisdiction of the Milford Highway Surveyor and the Town Engineer for any and all items required to ensure that the Town remains in compliance with the Environmental Protection Agency's (EPA) Stormwater – General Permit for Stormwater Discharges from Small Municipal Separate Storm Sewer Systems ("MS4s") - Phase II of the Permit.

*A Voice Vote was Taken on the Motion as Presented...Carried Unanimously.*

**ARTICLE 2:** 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 purpose of purchasing 24 Scott self-contained breathing apparatus bottles, or take any other action in relation thereto.

(Fire Chief)

**It was Moved:** That the Town vote to raise and appropriate the sum of \$31,000, to be spent under the jurisdiction of the Fire Chief for the purpose of purchasing 24 Scott self-contained breathing apparatus bottles.

*A Voice Vote was Taken on Motion as Presented...Carried Unanimously.*

**ARTICLE 3:** To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be used to replenish the compensated absences fund (Fund 2425), or take any other action in relation thereto.

(Board of Selectmen)

**It was Moved:** That the Town vote to raise and appropriate the sum of \$250,000, to be spent under the jurisdiction of the Board of Selectmen, to be used to replenish the compensated absences fund (Fund 2425).

*A Voice Vote was Taken on Motion as Presented...Carried Unanimously.*

**ARTICLE 4:** To see if the Town will vote to amend Section 4.1 Definitions of the Zoning Bylaw relating to Medical Marijuana Treatment Centers as follows:

By replacing in the definition of Medical Marijuana Treatment Center the words “A not-for-profit entity” with the words “an entity”, or take any other action related thereto.

(Sira Naturals, Inc.)

**It was Moved:** That the Town vote to amend Section 4.1 Definitions of the Zoning Bylaw relating to Medical Marijuana Treatment Centers as follows:

By replacing in the definition of Medical Marijuana Treatment Center the words “A not-for-profit entity” with the words “an entity”.



## PLANNING BOARD OF MILFORD, MASS.

TOWN HALL, 52 MAIN STREET  
634-2317

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

### Planning Board Report on Article 4 October 28, 2019 Special Town Meeting

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TO: Town Meeting Members  
FROM: Planning Board  
DATE: October 3, 2019  
SUBJECT: Article 4: Zoning Bylaw amendment re. Medical Marijuana Treatment Centers Definitions.

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Pursuant to M.G.L. Chapter 40A, Section 5, the Milford Planning Board on October 1, 2019 conducted a duly posted and noticed Public Hearing regarding the subject of Article 4, at which time the Planning Board voted 4 in favor with one abstention to make a favorable recommendation to Town Meeting.

Article 4 is the application of Sira Naturals, Inc., to amend Section 4.1 Definitions of the Zoning Bylaw relating to Medical Marijuana Treatment Centers.

The Planning Board recommends Article 4 be adopted as printed in the warrant.

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***Moderator Noferi announced that he would take a Voice Vote since no one has spoken in opposition. If the Voice Vote is not Unanimous, a Standing Vote would be taken.***

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**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 by the Milford Highway Surveyor and the Town Engineer, for any and all items required to evaluate, design, repair, and construct any portion of Godfrey Brook that runs from West Street to Water Street (inclusive of the Church Street area), or take any other action in relation thereto.

(Milford Highway Surveyor and Town Engineer)

**It was Moved:** That the Town vote to raise and appropriate the sum of \$75,000, to be spent under the jurisdiction of the Milford Highway Surveyor and the Town Engineer, for any and all items required to evaluate, design, repair, and construct any portion of Godfrey Brook that runs from West Street to Water Street (inclusive of the Church Street area).

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**ARTICLE 6:** To see if the Town will vote, pursuant to Massachusetts General Laws chapter 40, Section 5B to dedicate funds received from the Community Host Agreement between the Town of Milford and Sira Naturals, Inc. to the Town Stabilization Fund, or take any other action in relation thereto.

(Board of Selectmen)

**It was Moved:** That the Town vote, pursuant to Massachusetts General Laws chapter 40, Section 5B to dedicate funds received from the Community Host Agreement between the Town of Milford and Sira Naturals, Inc. to the Town Stabilization Fund.

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**ARTICLE 7:** To see if the Town will vote to amend Section 5.1 of the Personnel By-laws by inserting a new Section 5.1A as follows:

“Under special circumstances, positions currently classified as full-time, may need to be filled on a part-time schedule basis. In such instances, the salaried position may be pro-rated to allow compensation for the part-time employee to be paid on an hourly basis,” or take any other action in relation thereto.

(Personnel Board)

**It was Moved:** That the Town vote to amend Section 5.1 of the Personnel By-laws by inserting a new Section 5.1A as follows:

“Under special circumstances, positions currently classified as full-time, may need to be filled on a part-time schedule basis. In such instances, the salaried position may be pro-rated to allow compensation for the part-time employee to be paid on an hourly basis”.

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**ARTICLE 8:** To see if the Town will vote to amend the Zoning Bylaw relating to Crematory uses as noted hereinafter:

BY ADDING in Section 2.3 Use Regulation Schedule references to Crematory uses as follows:

Section 2.3 Use Regulation Schedule

ACTIVITY OR USE	DISTRICT											
	RA	RB	RC	RD	OR	BP	CA	CB	CC	IA	IB	IC
<u>ACCESSORY USES</u>												
Crematory as Secondary Use <sup>1</sup> .	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>

<sup>33</sup> A crematory may be permitted as a secondary (i.e. accessory) use to a cemetery upon approval of a site plan by the Planning Board pursuant to Section 1.15 herein.

AND BY ADDING in Section 4.1 of Article VI Definitions the following definition:

“Crematory – A facility used exclusively for the reduction of corpses to ashes by means of incineration,” or take any other action related thereto.

(Pine Grove Cemetery Association)

***Richard Villani (Pr. 6/AL) made a Motion 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 the reading...Carried.***

**It was Moved:** That the Town vote to amend the Zoning Bylaw relating to Crematory uses as noted hereinafter:

BY ADDING in Section 2.3 Use Regulation Schedule references to Crematory uses as follows:

Section 2.3 Use Regulation Schedule

ACTIVITY OR USE	DISTRICT											
	RA	RB	RC	RD	OR	BP	CA	CB	CC	IA	IB	IC
<u>ACCESSORY USES</u>												
Crematory as Secondary Use <sup>1</sup> .	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>	O <sup>33</sup>

<sup>33</sup> A crematory may be permitted as a secondary (i.e. accessory) use to a cemetery upon approval of a site plan by the Planning Board pursuant to Section 1.15 herein.

AND BY ADDING in Section 4.1 of Article VI Definitions the following definition:

“Crematory – A facility used exclusively for the reduction of corpses to ashes by means of incineration.”



## PLANNING BOARD OF MILFORD, MASS.

TOWN HALL, 52 MAIN STREET  
634-2317

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

### Planning Board Report on Article 8 October 28, 2019 Special Town Meeting

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TO: Town Meeting Members  
FROM: Planning Board  
DATE: October 3, 2019  
SUBJECT: Article 8: Zoning Bylaw amendment re. Crematories.

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Pursuant to M.G.L. Chapter 40A, Section 5, the Milford Planning Board on October 1, 2019 conducted a duly posted and noticed Public Hearing regarding the subject of Article 8, at which time the Planning Board voted unanimously to make a favorable recommendation to Town Meeting.

Article 8 is the application of the Proprietors of the Pine Grove Cemetery to amend Section 2.3 Use Regulations and Section 4.1 Definitions of the Zoning Bylaw by providing for crematories as a secondary (accessory) use to a cemetery.

The Planning Board recommends Article 8 be adopted as printed in the warrant.

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***Gerald Moody (Pr. 6) asked for permission to allow Atty. Joseph Antonellis to speak. No one spoke in opposition.***

***A Standing Vote was Taken on Motion as Presented...67 Voted For...66 Voted Against...the necessary 2/3<sup>rd</sup> was not attained...Motion Defeated.***

**ARTICLE 9:** 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 Board of Selectmen to upgrade the Audio/Visual System in Upper Town Hall, or take any other action in relation thereto.

(Board of Selectmen)

**It was Moved:** That the Town vote to raise and appropriate the sum of \$40,000, to be spent under the jurisdiction of the Board of Selectmen, to upgrade the Audio/Visual System in Upper Town Hall.

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**ARTICLE 10:** To see if the Town will vote to amend its action under Article 62 of the March 16, 1959 Annual Town Meeting and Article 28 of the June 15, 1987 Annual Town Meeting by adding the following:

“Any person appointed as a member, or alternate member, of the Personnel Board shall be a legal resident of the Town of Milford. A member or alternate member who ceases to be a legal resident of the Town shall be removed upon the date of his/her change of primary residence from the Town. A member or alternate member who ceases to be a legal resident of the Town shall notify the Board of Selectmen within fifteen (15) days of the date of his/her change of primary residence from the Town. A member or alternate member may be removed by the Board of Selectmen only for cause after notice and an opportunity to be heard,” or take any other action in relation thereto.

(Michelangelo Bon Tempo, et al.)

**It was Moved:** That the Town vote to amend its action under Article 62 of the March 16, 1959 Annual Town Meeting and Article 28 of the June 15, 1987 Annual Town Meeting by adding the following:

“Any person appointed as a member, or alternate member, of the Personnel Board shall be a legal resident of the Town of Milford. A member or alternate member who ceases to be a legal resident of the Town shall be removed upon the date of his/her change of legal residence from the Town. A member or alternate member who ceases to be a legal resident of the Town shall notify the Board of Selectmen within fifteen (15) days of the date of his/her change of legal residence from the Town. A member or alternate member may be removed by the Board of Selectmen only for cause after notice and an opportunity to be heard”.

***Voice Vote taken on Motion as Presented...Defeated.***

**ARTICLE 11:** To see if the Town will vote pursuant to M.G.L. c. 40 § 15 to transfer the care, custody and jurisdiction of the following 17 Town-owned parcels, totaling 154.52 acres, to the Milford Conservation Commission:

<u>Assessors Map</u>	<u>Block</u>	<u>Lot</u>	<u>Area/Acres</u>
3	0	1	11.50
4	0	14A	10.30
4	0	18	5.00
4	0	20	2.00
6	0	1A	2.30
6	0	2	8.00
6	55	6	2.66
7	0	1	8.50
14	0	5	7.60
15	0	B	18.44
15	0	10A	2.62
15	0	17	53.92
15	0	22A	1.30

16	0	2	1.40
19	0	2	9.59
19	0	15	7.99
29	0	4	1.40

The purpose thereof is to preserve said parcels for water resource protection, open space protection, and conservation purposes, due to their location within the headwaters of the Charles River and the Bio Core area as designated in the Milford Comprehensive Plan, or take any other action in relation thereto.

(Conservation Commission)

**It was Moved:** That the Town will vote pursuant to M.G.L. c. 40 § 15 to transfer the care, custody and jurisdiction of the following 17 Town-owned parcels, totaling 154.52 acres, to the Milford Conservation Commission:

Assessors Map	Block	Lot	Area/Acres
3	0	1	11.50
4	0	14A	10.30
4	0	18	5.00
4	0	20	2.00
6	0	1A	2.30
6	0	2	8.00
6	55	6	2.66
7	0	1	8.50
14	0	5	7.60
15	0	B	18.44
15	0	10A	2.62
15	0	17	53.92
15	0	22A	1.30
16	0	2	1.40
19	0	2	9.59
19	0	15	7.99
29	0	4	1.40

The purpose thereof is to preserve said parcels for water resource protection, open space protection, and conservation purposes, due to their location within the headwaters of the Charles River and the Bio Core area as designated in the Milford Comprehensive Plan.

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#### **Article 11 Planning Board Narrative**

Article 11 seeks to transfer the jurisdiction of the listed Town-owned parcels, to the Milford Conservation Commission.

Within the headwaters of the Charles River between the Hopkinton town line and I-495, the Town of Milford owns 22 parcels totaling some 479.71 acres overall. Of those 22 parcels, 4 parcels totaling 139.5 acres are currently under the jurisdiction of the Conservation Commission, as well as the 185.69 acre “Waldenwoods” open space parcel that is also formally protected by a conservation restriction.

Article 11 seeks to transfer the jurisdiction of the remaining 17 Town-owned parcels that total 154.52 acres to the Conservation Commission. The 17 parcels are important to the Town due to their location within the headwaters of the Charles River, and within the surface water protection zones.

In addition to their importance for water resource protection, they are crucial for open space protection and conservation purposes, in part because they are adjacent to other Town conservation lands. All of the parcels are also located in the Bio Core area as designated in the Comprehensive Plan. Adopting this article will bring all 479.71 acres of Town-owned land in the headwaters area under protection.

Therefore, the Conservation Commission urges your approval of Article 11 as printed in the warrant.

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***Voice Vote taken on Motion as Presented...Carried.***

**ARTICLE 12 :** To see if the Town will vote to amend the Zoning Bylaw by rezoning from Rural Residential C [RC] to Business Park [BP] the following 2 parcels of property; Assessor's Map 30 Lots 5 and 7, said parcels being located at 426 and 434 East Main Street respectively, and consisting of a total of approximately 6.64 acres, or take any other action related thereto.

(Joseph Shay, Trustee of SFH Realty Trust)

***A Motion was Made by Gerald Moody (Pr. 6) to Pass Over Article 12... Voice vote taken on Motion to Pass Over Article 12...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 used for payment for medical bills and other expenses incurred resulting from injuries to Police Officers or Fire Fighters to be deposited to the Special Injury Leave Indemnity Funds to be utilized for purposes of paying expenses incurred under G.L. c. 41, section 100 and/or 111F, or take any other action in relation thereto.

(Board of Selectmen)

**It was Moved:** That the Town vote to raise and appropriate the sum of \$250,000, to be spent under the jurisdiction of the Board of Selectmen, to be used for payment for medical bills and other expenses incurred resulting from injuries to Police Officers or Fire Fighters to be deposited to the Special Injury Leave Indemnity Funds to be utilized for purposes of paying expenses incurred under G.L. c. 41, section 100 and/or 111F.

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**ARTICLE 14:** To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be used for the purpose of replacing the Childrens' Room carpeting at the Milford Town Library, or take any other action relating thereto.

(Library Trustees)

**It was Moved:** That the Town vote to raise and appropriate the sum of \$25,000, to be spent under the jurisdiction of the Library Trustees, to be used for the purpose of replacing the Childrens' Room carpeting at the Milford Town Library.

*Voice Vote taken on Motion as Presented...Carried Unanimously.*

**ARTICLE 15:** To see if the Town will vote to petition the General Court for the enactment of special legislation in relation to the hiring of a Chief of Police, which legislation would provide substantially as follows:

“SECTION 1: Notwithstanding the provisions of any General or Special Law to the contrary, as to the appointment of any Police Chief in the Town of Milford, the Board of Selectmen shall only appoint from among such list of finalists as recommended by the Police Chief Selection Review Committee so authorized under the General By-Laws of the Town;

SECTION 2: This Act shall take effect upon its passage,” or take any further action in relation thereto.

(Michelangelo Bon Tempo, et al.)

**It was Moved:** That the Town vote to petition the General Court for the enactment of special legislation in relation to the hiring of a Chief of Police, which legislation would provide substantially as follows:

“SECTION 1: Notwithstanding the provisions of any General or Special Law to the contrary, as to the appointment of any Police Chief in the Town of Milford, the Board of Selectmen shall only appoint from among such list of finalists as recommended by the Police Chief Selection Review Committee so authorized under the General By-Laws of the Town;

SECTION 2: This Act shall take effect upon its passage”.

*Voice Vote taken on Motion as Presented...Carried Unanimously.*

**ARTICLE 16:** To see if the Town will vote to authorize the Board of Selectmen to issue an invitation for bids, in accordance with the provisions of Massachusetts General Laws Chapter 30B for the sale of the former Purchase Street School, located at 229 Purchase Street in Milford, or take any other action in relation thereto.

(Board of Selectmen)

**It was Moved:** That the Town vote to authorize the Board of Selectmen to issue an invitation for bids, in accordance with the provisions of Massachusetts General Laws Chapter 30B for the sale of the former Purchase Street School, located at 229 Purchase Street in Milford.

***Voice Vote taken 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 by the Milford Highway Surveyor for the acquisition of a boom flail mower for brush cutting maintenance to be utilized by both the Highway Department and the Parks Department, or take any other action in relation thereto.

(Highway Surveyor)

***A Motion was Made by Scott Crisafulli (AL) to Pass over Article 17... A Voice Vote was taken on the Motion to Pass Over Article 17...Carried.***

**ARTICLE 18:** To see if the Town will vote to amend The Town of Milford Wage and Salary Classification Plan as approved as Article 2 of the May 20, 2019 Annual Town Meeting as follows:

By removing the position of Local Building Inspector from salaried positions Level 1 and inserting it in salaried positions Level 2, or take any other action related thereto.

(Personnel Board)

**It was Moved:** That the Town vote to amend The Town of Milford Wage and Salary Classification Plan as approved as Article 2 of the May 20, 2019 Annual Town Meeting as follows:

By removing the position of Local Building Inspector from salaried positions Level 1 and inserting it in salaried positions Level 2.

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**ARTICLE 19:** To see if the Town will vote to transfer a sum of money from the Sewer Stabilization Fund 83250, to be spent along with funds authorized under Article 32 of the May 2016 Annual Town Meeting, under the jurisdiction of the Sewer Commissioners for the design and construction of a municipal sludge treatment facility, and further to rescind the \$2,000,000 of authorized and unissued bonds, or take any other action in relation thereto.

(Treasurer)

**It was Moved:** That the Town vote to transfer the sum of \$2,000,000 from the Sewer Stabilization Fund 83250, to Fund 40600, to be spent along with funds authorized under Article 32 of the May 2016 Annual Town Meeting, under the jurisdiction of the Sewer Commissioners for the design and construction of a municipal sludge treatment facility, and further to rescind the \$2,000,000 of authorized and unissued bonds.

***Moderator Noferi announced he would take a Voice Vote. If the Voice Vote is not Unanimous he would then take a Standing Vote.***

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**ARTICLE 20:** 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 purpose of purchasing and equipping a new Engine 5; and further to determine how said sum shall be raised, whether by transfer from available funds, by borrowing or otherwise, or take any other action in relation thereto.

(Fire Chief)

**It was Moved:** That the Town vote to raise and appropriate the sum of \$700,000, to be spent under the jurisdiction of the Fire Chief, for the purpose of purchasing and equipping a new Engine 5.

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**ARTICLE 21:** To see if the Town will vote to amend Section 5.07 of the Personnel By-laws (Maternity) to read as follows:

“5.07 Maternity leave without pay may be granted for up to one (1) year by an employee’s appointing authority. It is the Town of Milford’s policy to adhere to the Family Medical Leave Act (FMLA) and the Massachusetts Parental Leave Act (MPLA), allowing employees up to 12-weeks of unpaid leave for the birth of a child, or placement of a child for adoption or foster care. Employees are required to provide appropriate certification to the Human Resources Director when taking a Maternity, FMLA, or MPLA leave. The full FMLA and MPLA provisions can be found on the Town of Milford website. If an employee has been approved for Maternity Leave which extends beyond the FMLA-provided 12-week period, the employee is required to use accrued paid leave during this time. Once the time is exhausted, remaining time off will be unpaid,” or take any other action related thereto.

(Personnel Board)

**It was Moved:** That the Town vote to amend Section 5.07 of the Personnel By-laws (Maternity) to read as follows:

“5.07 Maternity leave without pay may be granted for up to one (1) year by an employee’s appointing authority. It is the Town of Milford’s policy to adhere to the Family Medical Leave Act (FMLA) and the Massachusetts Parental Leave Act (MPLA), allowing employees up to 12-weeks of unpaid leave for the birth of a child, or placement of a child for adoption or foster care. Employees are required to provide appropriate certification to the Human Resources Director when taking a Maternity, FMLA, or MPLA leave. The full FMLA and MPLA provisions can be found on the Town of Milford website. If an employee has been approved for Maternity Leave which extends beyond the FMLA-provided 12-week period, the employee is required to use accrued paid leave during this time. Once the time is exhausted, remaining time off will be unpaid”.

*Voice Vote taken on Motion as Presented...Carried.*

**ARTICLE 22:** To see if the Town will vote to amend Article 9, Section 1 of the General By-laws as follows:

“Section 1 (Bond Requirements) Every contract entered into by the town, exceeding **four thousand dollars** shall be accompanied by a suitable bond for the faithful performance of the same or by deposit of money or security to the amount of such bond, provided however that if the Board of Selectmen find and vote that such bond is unnecessary, such bond need not be obtained.”

and replacing it with:

“Section 1 (Bond Requirements) Every contract entered into by the town, exceeding **forty thousand dollars** shall be accompanied by a suitable bond for the faithful performance of the same or by deposit of money or security to the amount of such bond, provided however that if the Board of Selectmen find and vote that such bond is unnecessary, such bond need not be obtained.”

or take any other action in relation thereto.

(Town Counsel)

**It was Moved:** That the Town vote to amend Article 9, Section 1 of the General By-laws as follows:

“Section 1 (Bond Requirements) Every contract entered into by the town, exceeding **four thousand dollars** shall be accompanied by a suitable bond for the faithful performance of the same or by deposit of money or security to the amount of such bond, provided however that if the Board of Selectmen find and vote that such bond is unnecessary, such bond need not be obtained.”

and replacing it with:

“Section 1 (Bond Requirements) Every contract entered into by the town, exceeding **forty thousand dollars** shall be accompanied by a suitable bond for the faithful performance of the same or by deposit of money or security to the amount of such bond, provided however that if the Board of Selectmen find and vote that such bond is unnecessary, such bond need not be obtained.”

*Voice Vote taken 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 spent under the jurisdiction of the Milford Highway Surveyor for the purpose of replacing Loader #2 with a new loader for snow plowing, snow removal, loading materials, stockpiling materials, and all day to day operations of the Highway Department, or take any other action in relation thereto.

(Highway Surveyor)

**It was Moved:** That the Town vote to raise and appropriate the sum of \$250,000, to be spent under the jurisdiction of the Milford Highway Surveyor, for the purpose of replacing Loader #2 with a new loader for snow plowing, snow removal, loading materials, stockpiling materials, and all day to day operations of the Highway Department.

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**ARTICLE 24:** 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 Library Trustees for the purpose of purchasing archival storage for the Paul E. Curran Historical Collections Room, or take any other action in relation thereto.

(Library Trustees)

**It was moved:** That the Town vote to raise and appropriate the sum of \$10,000, to be spent under the jurisdiction of the Library Trustees for the purpose of purchasing archival storage for the Paul E. Curran Historical Collections Room.

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**ARTICLE 25:** 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 School Committee for the purpose of upgrading the HVAC Equipment and software at the Stacy Middle School which will allow efficient management of the school's HVAC system, or take any other action in relation thereto.

(School Committee)

**It was Moved:** That the Town vote to raise and appropriate the sum of \$92,000, to be spent under the jurisdiction of the School Committee for the purpose of upgrading the HVAC Equipment and software at the Stacy Middle School which will allow efficient management of the school's HVAC system.

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**ARTICLE 26:** 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 all alcoholic beverages 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 one (1) additional license for the sale of all alcoholic beverages to be consumed on the premises, under Section 12 of said Chapter 138 to Taqueria la Estrella, 134 South Main Street, Milford, MA. The license shall be subject to said chapter 138, except Section 17.

Section 2. This act shall take effect upon its passage,” or take any other action in relation thereto.

(Taqueria la Estrella)

**It was Moved:** That the Town 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 all alcoholic beverages 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 one (1) additional license for the sale of all alcoholic beverages to be consumed on the premises, under Section 12 of said Chapter 138 to Taqueria la Estrella, 134 South Main Street, Milford, MA. The license shall be subject to said chapter 138, except Section 17.

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

***Richard Villani (Pr. 6/AL) asked the permission of the body to allow Atty. Suzette Ferreira to address the body on behalf of Taqueria la Estrella and Article 26. No one spoke in opposition.***

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**ARTICLE 27:** 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 Board of Selectmen for the purpose of achieving Phase 1 of the Town of Milford’s Plan for Compliance with the Americans with Disabilities Act, or take any other action in relation thereto.

(Board of Selectmen)

**It was Moved:** That the Town vote to raise and appropriate the sum of \$150,000, to be spent under the jurisdiction of the Board of Selectmen for the purpose of achieving Phase 1 of the Town of Milford’s Plan for Compliance with the Americans with Disabilities Act.

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**ARTICLE 28:** 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 Milford Highway Surveyor and/or the Town Engineer, for the purpose of procuring any and all items required to evaluate, repair, and maintain the Milford Pond Dam (a.k.a. Cedar Swamp Pond Dam) as referenced in the Phase I Inspection / Evaluation Report performed and written by Weston & Sampson Engineers, Inc., Dated July 11, 2016, or take any other action in relation thereto.

(Highway Surveyor/Town Engineer)

**It was Moved:** That the Town vote to raise and appropriate the sum of \$138,000, to be spent under the jurisdiction of the Milford Highway Surveyor and the Town Engineer, for the purpose of procuring any and all items required to evaluate, repair, and maintain the Milford Pond Dam (a.k.a. Cedar Swamp Pond Dam) as referenced in the Phase I Inspection / Evaluation Report performed and written by Weston & Sampson Engineers, Inc., Dated July 11, 2016.

*Voice Vote taken on Motion as Presented...Carried Unanimously.*

**ARTICLE 29:** To see if the Town will vote to authorize the Town Meeting Study and Improvement Committee to take all reasonable and necessary steps for the one-time, trial use of (anonymous) electronic voting equipment at the 2020 Annual Town Meeting, or take any other action in relation thereto.

(Town Meeting Study and Improvement Committee)

*Steven Trettel (Pr. 3) presented a slide show regarding Article 29.*

**It was Moved:** That the Town vote to authorize the Town Meeting Study and Improvement Committee to take all reasonable and necessary steps for the one-time, trial use of (anonymous) electronic voting equipment at the 2020 Annual Town Meeting.

*Voice Vote taken on Motion as Presented...Carried Unanimously.*

**ARTICLE 30:** To see if the Town will vote to amend Section 5.8 A, 5.8B and 5.8C of the Personnel By-laws as follows:

by deleting the current Sections 5.8(A), 5.8(B) and 5.8(C) and inserting in their place and stead the following new Sections 5.8(A), 5.8(B) and 5.8(C):

“VACATION LEAVE

5.8(A) To be eligible for vacation leave, an employee shall have been employed on a permanent, full-time basis, for a period of not less than three (3) continuous months.

YEAR ONE

First month of employment	Year one vacation day allocation	First month vacation days available for use
January	10	April
February	10	May
March	10	June
April	9	July
May	8	August
June	7	September
July	6	October
August	5	November
September	4	December
October	3	January
November	2	February
December	1	March

The vacation year shall be the period January 1 – December 31. An employee who has resigned, retired, or otherwise separated from service within a given

vacation year shall be paid for any unused vacation leave accrued at the time of separation.

**YEAR 1:** As reflected in the chart below, all new hires will receive ten (10) days', pro-rated vacation leave at the time of hire. The actual number of vacation days allocated will be based upon the date of hire up to a maximum of ten (10) days during the initial vacation year. Employees in their first year of employment may begin using vacation days no sooner than three (3) months of their hire date, and only when they have been continuously employed for said period. Newly hired employees may carry up to ten (10) vacation days into the following calendar year following their first date of employment. At least five (5) of these days must be taken no later than June 30<sup>th</sup> of the new calendar year.

**YEARS 2-4:** Beginning January 1<sup>st</sup> of the following calendar year, all employees shall accrue ten (10) days' vacation. These days may be used after initial completion of three (3) months continuous employment.

5.8(B) Vacation leave for subsequent years of continuous employment shall be accrued in accordance with the following schedule, as of January 1<sup>st</sup>:

Upon completion of Five (5) Years	15 days
Upon completion of Eleven (11) years	20 days
Upon completion of Seventeen (17) years	25 days

Vacation entitlement shall not be cumulative from year to year. Said leave shall be taken within the year it is accrued, unless otherwise authorized under Section 5.08c.

An employee shall be eligible for increased vacation leave, as determined above, upon the actual date of his/her 5<sup>th</sup>, 11<sup>th</sup>, and/or 17<sup>th</sup> anniversary of continuous employment, notwithstanding when said date falls within the January – December vacation leave.

Any revisions to the allotted vacation leave for individual employees, up to four (4) weeks of vacation, will be determined by the department head, HR Director, and the appointing authority (where applicable) on a case-by-case basis

5.8(C) Any employee may request, in writing, a carry-over of up to ten (10) unused vacation days into the following calendar year. However, five (5) of the carry over vacation days must be taken no later than June 30<sup>th</sup> of the new calendar year. Such request must be submitted in writing thirty (30) days prior to the end of the calendar year, and must be approved by the Department Head.

The revised vacation leave policy applies to those hired since January 1, 2019," or take any other action in relation thereto.

(Personnel Board)

***A Motion was made by Richard Villani (Pr. 6/AL) to Waive the Reading of the Article because it is the same text as it appears in the Warrant mailed to all Town Meeting members. Voice Vote taken on Motion to Waive the Reading...Carried.***

***It was Moved:*** That the Town vote to amend Section 5.8 A, 5.8B and 5.8C of the Personnel By-laws as follows:

by deleting the current Sections 5.8(A), 5.8(B) and 5.8(C) and inserting in their place and stead the following new Sections 5.8(A), 5.8(B) and 5.8(C):

**“VACATION LEAVE**

5.8(A) To be eligible for vacation leave, an employee shall have been employed on a permanent, full-time basis, for a period of not less than three (3) continuous months.

**YEAR ONE**

First month of Employment	Year one vacation day allocation	First month vacation days available for use
January	10	April
February	10	May
March	10	June
April	9	July
May	8	August
June	7	September
July	6	October
August	5	November
September	4	December
October	3	January
November	2	February
December	1	March

The vacation year shall be the period January 1- December 31. An Employee who has resigned, retired, or otherwise separated from service within a given vacation year shall be paid for any unused vacation leave accrued at the time of separation.

**YEAR 1:** As reflected in the chart below, all new hires will receive ten (10) days’, pro-rated vacation leave at the time of hire. The actual number of vacation days allocated will be based upon the date of hire up to a maximum of ten (10) days during the initial vacation year. Employees in their first year of employment may begin using vacation days no sooner than three (3) months of their hire date, and only when they have been continuously employed for said period. Newly hired employees may carry up to ten (10) vacation days into the following calendar year following their first date of employment. At least five (5) of these days must be taken no later than June 30<sup>th</sup> of the new calendar year.

**YEARS 2-4:** Beginning January 1<sup>st</sup> of the following calendar year, all employees shall accrue ten (10) days’ vacation. These days may be used after initial completion of three (3) months continuous employment.

5.8(B) Vacation leave for subsequent years of continuous employment shall be accrued in accordance with the following schedule, as of January 1<sup>st</sup>:

Upon completion of Five (5) Years	15 days
Upon completion of Eleven (11) years	20 days
Upon completion of Seventeen (17) years	25 days

Vacation entitlement shall not be cumulative from year to year. Said leave shall be taken within the year it is accrued, unless otherwise authorized under Section 5.08c.

An employee shall be eligible for increased vacation leave, as determined above, upon the actual date of his/her 5<sup>th</sup>, 11<sup>th</sup>, and/or 17<sup>th</sup> anniversary of continuous employment, notwithstanding when said date falls within January-December vacation leave.

Any revisions to the allotted vacation leave for individual employees, up to four (4) weeks of vacation, will be determined by the department head, HR Director, and the appointing authority (where applicable) on a case-by-case basis

5.8(C) Any employee may request, in writing, a carry-over of up to ten (10) unused vacation days into the following calendar year. However, five (5) of the carry over vacation days must be taken no later than June 30<sup>th</sup> of the new calendar year. Such request must be submitted in writing thirty (30) days prior to the end of the calendar year, and must be approved by the Department Head. The revised vacation leave policy applies to those hired since January 1, 2019”.

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**ARTICLE 31:** To see if the Town will vote to amend Article 32, Section 3(A) (5) (a) of the General By-laws as follows:

by deleting the current Section 3(A) (5) (a) which reads:

“Good physical condition, including ability to pass physical examination and agility test.”

and inserting in its place and stead the following new Section 3(A) (5) (a):

“Good physical condition, including ability to pass physical examination,” or take any other action in relation thereto.

(Board of Selectmen)

**It was Moved:** That the Town vote to amend Article 32, Section 3(A) (5) (a) of the General By-laws as follows:

By deleting the current Section 3(A) (5) (a) which reads:

“Good physical condition, including ability to pass physical examination and agility test.”

and inserting in its place and stead the following new Section 3(A) (5) (a):

“good physical condition, including ability to pass physical examination”.

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**ARTICLE 32:** 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 for the purpose of

purchasing telephone system hardware and software, overtime/off duty accounting software, and police/fire/emergency medical dispatch and communications computer software upgrades, or take any other action in relation thereto.

(Police Chief)

***Richard Villani (pr. 6) asked for permission for the Police Chief, Michael Pighetti to address the body regarding this article. No one spoke in opposition.***

**It was Moved:** That the Town vote to raise and appropriate the sum of \$40,000.00 to be spent under the jurisdiction of the Police Chief for the purpose of purchasing telephone system hardware and software, overtime/off duty accounting software, and police/fire/emergency medical dispatch and communications computer software upgrades.

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**ARTICLE 33:** To see if the Town will vote to raise and appropriate, or transfer from available funds, the sum of \$171,927.00 to Line Item 210-5110 of the Police Department personnel services budget for Fiscal Year 2020, or take any other action in relation thereto.

(Board of Selectmen)

**It was Moved:** That the Town vote raise and appropriate, or transfer from available funds, the sum of \$171,927.00 to Line Item 210-5110 of the Police Department personnel services budget for Fiscal Year 2020.

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**ARTICLE 34:** 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 Milford Youth Commission for the purpose of procuring engineering and design work and proper installation of an HVAC system in the basement of the Milford Youth Center which will provide proper air exchange and dehumidification, or take any other action in relation thereto.

(Milford Youth Commission)

***Michael Walsh asked for permission for the Youth Center Director, Jennifer Ward to address the body regarding this article. No one spoke in opposition.***

**It was Moved:** That the Town vote to raise and appropriate the sum of \$85,000, to be spent under the jurisdiction of the Milford Youth Commission for the purpose of procuring engineering and design work and proper installation of an HVAC system in the basement of the Milford Youth Center which will provide proper air exchange and dehumidification.

***Voice Vote taken on Motion as Presented...Carried Unanimously.***

**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 Vernon Grove Cemetery Board of Trustees for the purpose of repaving all the ways within Vernon Grove Cemetery, or take any other action in relation thereto.

(Vernon Grove Cemetery Board of Trustees)

**It was Moved:** That the Town vote to raise and appropriate the sum of \$100,000, to be spent under the jurisdiction of the Vernon Grove Cemetery Board of Trustees for the purpose of repaving all the ways within Vernon Grove Cemetery.

*Voice Vote taken on Motion as Presented...Carried.*

**ARTICLE 36:** To see if the Town will vote to amend The Town of Milford Wage and Salary Classification Plan as approved as Article 2 of the May 20, 2019 Annual Town Meeting as follows:

By removing the word “junior” from the title of Building Custodian under Level 1 in hourly rated positions.

or take any other action related thereto.

(Personnel Board)

**It was Moved:** That the Town vote to amend The Town of Milford Wage and Salary Classification Plan as approved as Article 2 of the May 20, 2019 Annual Town Meeting as follows:

By removing the work “junior” from the title of Building Custodian under Level 1 in hourly rated positions.

*Voice Vote taken on Motion as Presented...Carried Unanimously.*

**ARTICLE 37:** To see if the Town will vote to raise and appropriate, or transfer from available funds, \$50,000 to be spent under the jurisdiction of the Tree Warden for the removal of dead, dying or otherwise compromised trees for public safety and to reduce power outages and road closures, or take any other action in relation thereto.

(Tree Warden)

*Charles Boddy (Town Counsel) asked for permission for the Tree Warden, Charles Reneau to speak on behalf of the Article. No one spoke in opposition.*

**It was Moved:** That the Town vote to raise and appropriate the sum of \$50,000, to be spent under the jurisdiction of the Tree Warden for the removal of dead, dying or otherwise compromised trees for public safety and to reduce power outages and road closures.

*Voice Vote taken on Motion as Presented...Carried Unanimously.*

**ARTICLE 38:** 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 Information Technology Department for rewiring of the Town Hall information technology systems, or take any other action in relation thereto.

(Information Technology Department)

**It was Moved:** That the Town vote to raise and appropriate the sum of \$100,000, to be spent under the jurisdiction of the Information Technology Department for the rewiring of the Town Hall information technology systems.

*Voice Vote taken on Motion as Presented...Carried Unanimously.*

**ARTICLE 39:** 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 Board of Selectmen for the purpose of installing a new floor at the Senior Center, or take any other action in relation thereto.

(Board of Selectmen)

**It was Moved:** That the Town vote to raise and appropriate the sum of \$50,000, to be spent under the jurisdiction of the Board of Selectmen for the purpose of installing a new floor at the Senior Center.

*Voice Vote taken on Motion as Presented...Carried.*

**ARTICLE 40:** To see if the Town will vote to amend The Town of Milford Wage and Salary Classification Plan as approved as Article 2 of the May 20, 2019 Annual Town Meeting as follows:

By removing the position of “Local Building Inspector PT” from the hourly rated positions, or take any other action related thereto.

(Personnel Board)

**It was Moved:** That the Town vote to amend The Town of Milford Wage and Salary Classification Plan as approved as Article 2 of the May 20, 2019 Annual Town Meeting as follows:

By removing the position of “Local Building Inspector PT” from the hourly rated positions.

*Voice Vote taken on Motion as Presented...Carried Unanimously.*

**ARTICLE 41:** 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’s Stabilization Account, or take any other action in relation thereto.

(Finance Committee)

**It was Moved:** That the Town vote to raise and appropriate the sum of \$2,900,000; \$2,000,000 of said sum to be added to the Towns’ Stabilization Account No. 8300 and \$900,000 of said sum to be added to the Towns’ Stabilization Account No. 8350.

*Voice Vote taken on Motion as Presented...Carried Unanimously.*

**ARTICLE 42:** To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to off-set operating, capital and debt expenses to fix the tax rate for Fiscal Year 2020, or take any other action in relation thereto.

(Board of Selectmen)

**It was Moved:** That the Town vote to transfer the sum of \$2,800,000 from the Excess and Deficiency Account to be utilized to off-set operating, capital, and debt expenses to fix the tax rate for Fiscal Year 2020.

*Voice Vote taken on Motion as Presented...Carried Unanimously.*

*A Motion was made to Dissolve the Warrant by Michelangelo Bon Tempo (Pr. 4). A Voice Vote was taken on Motion to Dissolve the Warrant... Carried. The Warrant was Dissolved at 9:47 p.m.*

*A True Copy of the Record.*

*Attest: Amy E. Hennessy Neves,  
Town Clerk*