

SPECIAL TOWN MEETING
October 24, 2016
Milford, Massachusetts

COMMONWEALTH OF MASSACHUSETTS

WORCESTER, SS:

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

GREETINGS:

In the name of the Commonwealth aforesaid, you are hereby required to notify and warn the Inhabitants of the Town of Milford, qualified by law to vote in Town Affairs, to meet in the Upper Hall of the Milford Town Hall, 52 Main Street, on the 24th day of October, 2016 A.D. at 7:30 P.M. and then and there to act upon the following articles:

ARTICLE 1: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be spent under the jurisdiction of the Board of Selectmen in order to replace the sprinkler pipes in the attic at the Milford Town Hall, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 2: To see if the Town will vote to accept the provisions of the fourth paragraph of Section 111F of Chapter 41 of the General Laws pursuant to which the Town shall establish a Special Injury Leave Indemnity Fund from which, among other things, payment may be made for medical bills and other expenses incurred resulting from injuries to Police Officers or Fire Fighters; and further to see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be deposited to such account 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)

ARTICLE 3: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money in the amount of \$4,000 to be utilized for the purpose of hiring a consultant to conduct actuarial evaluations per GASB Statement 74/75 Accounting and Financial Reporting requirements, or take any other action in relation thereto.

(Town Treasurer)

ARTICLE 4: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money in the amount of \$90,000 to be spent under the jurisdiction of the Highway Surveyor for consulting services to complete 75% engineering design drawings, plans and specifications associated with the Route 16/Main Street rebuilding project from Water Street to the Hopedale town line, or take any other action in relation thereto.

(Highway Surveyor)

ARTICLE 5: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to repair or replace the heating system at the Milford Youth Center, or take any other action in relation thereto.

(Armory Renovation Committee)

ARTICLE 6: To see if the Town will vote to appropriate a sum of money to be expended under the jurisdiction of the Fire Chief for the purpose of purchasing and equipping a new custom built aerial ladder to replace the current 1996 model; and further to see how said sum shall be raised, whether from the current tax levy, by borrowing, by transfer from available funds, or otherwise, or take any other action in relation thereto.

(Fire Chief)

ARTICLE 7: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money in the amount of \$25,000 to be expended under the direction of the Chief of Police for the replacement of computers and related equipment and software at the Milford Police Department, or take any other action relating thereto.

(Chief of Police)

ARTICLE 8: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to purchase a new commercial tractor lawn mower with collection system to replace a 12-year-old tractor, or take any other action in relation thereto.

(Park Commissioners)

ARTICLE 9: To see if the Town will vote to accept the provisions of General Laws of c. 44, § 53F ¾ authorizing the establishment in the treasury of a separate revenue account to be known as the PEG Access and Cable Related Fund into which shall be deposited funds received in connection with franchise agreements between cable television operators and the Town of Milford; and provided further, funds in such account shall only be appropriated for cable-related purposes consistent with the franchise agreements, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 10: 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 School Committee for the purpose of bringing the Stacey Middle School interior fire doors up to the Massachusetts Comprehensive Fire Safety Code 527 CMR 1.00, Chapter 12, or take any other action in relation thereto.

(School Committee)

ARTICLE 11: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money for the purpose of installing a commercial grade air-conditioning system in the Milford Town Library IT/Server closet, or take any other action in relation thereto.

(Board of Library Trustees)

ARTICLE 12: To see if the Town will vote to authorize the Board of Selectmen to accept a gift of land at 8 Park Terrace, shown on Assessors Sheet 48 as Lot 269 and consisting of .142 acres and currently owned by the Milford National Bank and Trust Company, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 13: 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 School Committee for the purpose of modernizing the Memorial Elementary School elevator to meet the Commonwealth of Massachusetts Public Safety Code, or take any other action in relation thereto.

(School Committee)

ARTICLE 14: To see if the Town will vote to discontinue a portion of Orrin Slip, consisting of 3,361 sq. ft., as a public way, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 15: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be applied to the Milford Contributory Retirement System to reduce the unfunded pension liability thereof, or take any other action in relation thereto.

(Retirement Board)

ARTICLE 16: To see if the Town will vote to raise and appropriate, or transfer from available funds a sum of money to be expended to establish and/or maintain a regional substance abuse outreach program in the greater Milford area, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 17: To see if the Town will vote to amend the Zoning By-Law relating to employee parking in required yards as noted hereinafter:

BY DELETING the footnote designation “d” as it is used within the table in Section 2.5 Intensity of Use Schedule.

AND IN ADDITION by deleting from footnote “d” under Section 2.5 Intensity of Use Schedule the words “No employee parking to be located within required yard area.” and inserting in place thereof the following:

^d(Reserved For Future Use)

or take any other action relating thereto.

(Planning Board)

ARTICLE 18: To see if the Town will vote to amend its vote under Article 2 of the May 23, 2016 Annual Town Meeting by changing the rate for the Clerk, Board of Health, to \$2,946 annually, or take any other action in relation thereto.

(Personnel Board)

ARTICLE 19: To see if the Town will vote to amend its vote under Article 2 of the May 23, 2016 Annual Town Meeting by inserting therein the following positions and hourly rates of pay:

Dental Health Specialist	\$17.46/hr.
Mosquito Spray Applicator	\$16.84/hr.
Youth Commission, Seasonal Camp Counselor	\$9.89/hr.

or take any other action in relation thereto.

(Personnel Board)

ARTICLE 20: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money in the amount of \$20,000 to be spent under the jurisdiction of the Highway Surveyor for the purpose of Milford’s Storm Water Permit compliance, or take any other action in relation thereto.

(Highway Surveyor)

ARTICLE 21: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to install updated cloud-based Permitting and Department Management Software, including training, to be utilized in the Department of Inspections, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 22: To see if the Town will vote to amend the Zoning Bylaw relating to Wholesaling uses as noted hereinafter:

BY AMENDING Section 2.3 Use Regulation Schedule of the Zoning Bylaw 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>COMMERCIAL USES</u>												
Wholesaling without storage ¹	O	O	O	O	O	S ²⁸	P	P	P	P	P	P
Wholesaling with storage ¹	O	O	O	O	O	S ²⁸	O	P	P	P	P	P

²⁸ The special permit granting authority shall limit such developments to an area not to exceed 25% of the overall acreage of the contiguous BP zoning district within which it is located or to a parcel not to exceed 10 acres, whichever is less.

AND IN ADDITION by adding the following new definition to Article IV Definitions:

Retail Sales - The sale of merchandise for direct consumption or use by the purchaser as an ultimate end consumer.

AND FURTHER IN ADDITION by deleting the definition of “Wholesaling” in Article IV Definitions and adopting the following new definition:

Wholesaling – The sale of commodities in quantity to retailers or distributors for use, re-sale or further processing, rather than directly to end consumers.

or take any other action relating thereto.

(The Gutierrez Company)

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 install an air conditioning system at the Milford Youth Center, or take any other action in relation thereto.

(Armory Renovation Committee)

ARTICLE 24: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to further reduce the amount authorized to be borrowed under Article 2 of the February 10, 2014 Special Town Meeting for the construction of the Woodland Elementary School, or take any other action in relation thereto.

(Finance Director)

ARTICLE 25: To see if the Town will vote to amend Section 1.15 Site Plan Review of the Zoning Bylaw by adopting the following relating to change of use:

By inserting in the second sentence of sub-Section 1.15.2.1 thereof the words “any change of use,” after the words “In addition,”.

or take any other action relating thereto.

(Planning Board)

ARTICLE 26: To see if the Town will vote to raise and appropriate, or raise from available funds, a sum of money to be utilized for potential land and/or easement acquisitions, including damages, associated with the Route 16/Main Street rebuilding project from Water Street to the Hopedale Town line, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 27: To see if the Town will vote to increase departmental budgets as voted under Article 4 of the May 23, 2016 Annual Town Meeting for the purpose of making funds available in line item accounts not sufficiently funded as a result of the vote under Article 2 at said Town Meeting, or take any other action in relation thereto.

(Finance Director)

ARTICLE 28: To see if the Town will vote to amend the Zoning Bylaw by rezoning from Central Commercial [CA] to Office Residential [OR] the following 18 parcels of property; Assessor’s Map 48 Lots 570 through and including Lot 587. Said parcels being located easterly of Congress Street between Exchange Street and Fayette Street and consisting of a total of approximately 2.6 acres, or take any other action related thereto.

(Planning Board)

ARTICLE 29: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to fund the cost items contained in a Collective Bargaining Agreement between the Town of Milford and the Milford Permanent Firefighters Association and local 2140, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 30: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money in the amount of \$190,000 to be spent under the jurisdiction of the Highway Surveyor for the purpose of replacing truck #14 with a new truck for plowing, sanding, hauling salt and materials and road maintenance, or take any other action in relation thereto.

(Highway Surveyor)

ARTICLE 31: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be utilized to replace the heating units on the ground floor of the Milford Town Hall, or take any other action in relation thereto.

(Board of Selectmen)

ARTICLE 32: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money in the amount of \$300,000 to be spent under the jurisdiction of the Highway Surveyor to be used for Milford's share of construction costs associated with replacement of the bridge deck on Fiske Mill Road, or take any other action in relation thereto.

(Highway Surveyor)

ARTICLE 33: To see if the Town will vote to amend Section 3.8 Obstructions Permitted in Required Yards of the Zoning Bylaw by adopting the following new Section 3.8.5 thereof relating to fences:

3.8.5 Fence Height: Fences shall not exceed 8' in height, except that fences located within required side and rear yards shall not exceed 6' in height, and fences located within a required front yard shall not exceed 4' in height.

or take any other action relating thereto.

(Planning Board)

ARTICLE 34: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money in the amount of \$710,000 for the purpose of redeeming prior to their stated dates of maturity, the Town's remaining school remodeling bonds, originally issued on April 15, 2006, or take any other action in relation thereto.

(Town Treasurer)

ARTICLE 35: 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 Liability Claims Insurance Fund, or take any other action in relation thereto.

(Finance Director)

ARTICLE 36: 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 stabilization account, or take any other action in relation thereto.

(Finance Committee)

ARTICLE 37: To see if the Town will vote appropriate a sum of money from available funds to be utilized to off-set operating, capital and debt expenses to fix the tax rate for Fiscal Year 2017, or take any other action in relation thereto.

(Board of Selectmen/Finance Committee)


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

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

Given under our hands at Milford this *19th* day of *September*, 2016

MILFORD BOARD OF SELECTMEN


William D. Buckley, Chairman


Atty. Brian W. Murray


William E. Kingkade, Jr.

A true copy attest


Thomas J. O'Loughlin, Chief of Police