MILLVILLE MASSACHUSETTS



2019 ANNUAL REPORT

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GENERAL INFORMATION

Memoriam ~

In memoriam of the Town residents who had passed away in 2019

Joseph Baca Berks Laurel Bohannon Roy Russell Buteau Coffey Katrina Michael Gariepy Harbachuck, John Pauline Larue Liberto Joel Isaiah Lussier Reed Loretta Riordan Mary Souza Alan Tober Joanna Wilson Joan

ADMINISTRATION

BOARD OF SELECTMEN

To the Residents of the Town of Millville:

We are honored to present the 2019 Annual Report of the town of Millville Board of Selectmen. The Board is composed of five elected individuals, each serving three-year staggered terms. On April 1st Millville's Kevin Surette was elected to serve his first 3-year term as a Millville Selectman. The Board reorganized on April 2nd with the Board voting to appoint Selectman Erica Blake as Chairman, Jennifer Dean Wing as Vice Chair, Andrew Alward as Secretary, Thomas Houle as Member and Kevin Surette as Member. It is with great respect we recognize Mr. Joseph Rapoza for his time on the board which expired on April 1st 2019. Mr. Rapoza decided not to run for re-election. The Board of Selectmen sincerely thanks Mr. Rapoza with deep gratitude and appreciation for his past service to the Town as a Millville Selectman.

It is with great pleasure we welcome our new Town Administrator Mr. Peter Caruso. Mr. Caruso joins the Town of Millville with an impressive professional background, particularly strong in the financial field. Mr. Caruso has added value to many areas in the Town of Millville thus far. He is working diligently to understand current policy and procedures and looking for ways to improve the current situation. His working approach has been noted as positive from many departments within the town and beyond. We look forward to the continued progress on the path Mr. Caruso has created. Also, we thank Mr. Bill Ross for his time as interim Town Administrator while our TA Search Committee sought out a permanent candidate. The TA Search Committee did a good job to bring forth qualified candidates for the BOS to interview and ultimately choose a new TA. Much appreciation to the TA Search Committee is extended from the Board of Selectmen.

The Board of Selectmen were honored to have the local Knights of Columbus and American Legion, along with the Town of Millville to become a Purple Heart community. The efforts of all involved showed immense gratitude to our Millville Purple Heart recipients and all military awarded with this top distinction, all who may pass through our town can see we have our signs hanging with pride, especially the official declaration which is displayed in our Town Hall. The Purple Heart Declaration was one of the most privileged documents this Board has had the honor to affix their signatures upon.

The Board of Selectmen have been working diligently on and with boards and committees throughout the year to progress the town. It was with great satisfaction to reopen the Senior Center this past spring for our most respected population of Millville. We have been very involved with the Blackstone Millville Regional School Agreement Subcommittee to ensure the values and importance are put forth for our youngest generation and our Town as a whole. Being involved with a regional school agreement puts forth a tremendous amount of significance at a multitude of levels for our community short term and long term.

A look back on 2019 will optimistically be regarded as a year of appreciable change in Millville's progression to move forward with the goal of ensuring long term financial solvency. We wish to thank all Town Employees as well as Board, Committee, Commission and Council Members for their dedication and effort working on behalf of the Town.

The Board of Selectmen will continue to work to serve all residents of Millville and provide the leadership to the best of its ability, as always it was an honor serving the Town's residents in 2019.

Respectfully submitted, Erica Blake, Chairman Jennifer Dean-Wing, Vice Chairman Andrew Alward, Secretary Thomas Houle, Member Kevin Surette, Member

TOWN ADMINISTRATOR

Town Administrator Report Spring 2020

Just about a year ago I was welcomed into the Millville Community. It was a new career road for me to travel. One that has been a very interesting and enjoyable journey.

The best part of my travels has been getting to know and work with so many of your friends and neighbors who care about and work hard to help Millville achieve its best potential.

My bosses – the Board of Selectmen – have proven to be a group of individuals with five different perspectives and skill sets that somehow mesh to steer the ship of Millville and face up to the many challenges that come across their desks. When faced with complex issues and difficult decisions I have been quite impressed with the way they have made sure to learn the facts, explore the options, and then taken action and moved things forward in the best interests of all stakeholders in Town. Millville is in very good hands.

Likewise when it comes to financial matters your Finance Committee also have shown how hard they work and, more importantly, how smart they work to learn about the complexities of municipal finance and budgeting, articulate their positions, and also make hard decisions based on what they believe best for the long term viability of your Town. You are very fortunate to have these folks on your side.

I have seen the same dedication and devotion to knowing and doing the right thing, often using limited information, all while factoring in resident feedback and concerns, by your other hard working committees whether it is Planning, Council on Aging, Library Trustees, Board of Health, Capital Program, and so many other groups of folks without whom Millville could not function as well as it does.

Another noteworthy aspect of Millville is the support and attention your small town gets from its State Representative Soter and State Senator Fattman. It truly is remarkable how hard they work and how much they care for their constituents in this small community. I doubt most other communities in the Commonwealth are so well supported.

Speaking of support – and this I must speak loudly about – you are very well served by the public servants of this town – whether it be the Police, Fire and EMT, Highway, and one of my favorite special teams – the folks in Town Hall. The mindset is clearly customer service oriented where people do the best they can in spite of sometimes limited resources. Your town employees seem to go above and beyond the call of duty without the need for any recognition. Let me tell you, I sure recognize how much they do for you.

I would be remiss if I did not also mention how fortunate you are to have the leadership and staff of the folks at BMR. Some of my most memorable moments have come from my walk-throughs of MES during school days. Seeing the enthusiasm of those kids and their teachers, well let's just say it validates all of the hard work and sacrifice of the folks

entrusted in their educational care, the investment by the taxpayers, and the love and devotion of their families and friends. A true representation of a thriving community with a future.

Millville certainly is not without its challenges. The financial ones will always face the town. And boy, first it was EEE then it was COVID -19. How many hits can one little community take?

But look around. You are all safe. Your kids are getting educated. You just had a magnificent high school class graduate. You have a beautiful new road through the center of town. Your Veterans Memorial Park has become a very special place. And life continues. Generations will keep thriving here.

So, I hope you read with interest the reports within these pages. So many have done so much for you. As a result, Millville – a town with much history and people who have helped shape it into what it is today - has nothing but even better days ahead!

All My Best,

Peter D. Caruso Millville Town Administrator

TOWN COUNSEL

As Town Counsel, in 2019 we provided advice to the Board of Selectmen, Town Administrator, Town officials, boards, committees and Town Meeting. Most of the work of Town Counsel involves providing advice and opinions, reviewing contracts and procurement issues, real estate transactions, preparation for Town Meetings, and representing the Town in litigation. During the course of the last year, we provided advice on issues such as contracts, by-law enforcement, land use, wetlands, regional schools, municipal finance, real estate and personnel matters.

We extend our appreciation to the Board of Selectmen for their confidence in retaining our firm, and appreciate the assistance and cooperation received on all matters from the Board, the Town Administrator, Department Heads, Boards, Committees, and Town personnel. We look forward to working with the members of the Town government in the future.

Respectfully submitted,

Brian W. Riley, for KP Law, P. C. Town Counsel

OFFICE OF THE TOWN CLERK

To the Board of Selectmen and the Residents of Millville:

Thank you for your support and for re-electing me as Town Clerk for the next three years.

2019 has been another year of struggle in the Town Hall as the "skeleton crew" continues the valiant effort to keep the Town of Millville running smoothly. Unfortunately, the Finance Committee and Board of Selectmen did not support the request to reinstate an Assistant Town Clerk. The request will be resubmitted in the FY 2021 Town Clerk Budget.

A great big welcome to Peter Caruso as he accepted the position of Town Administrator in May of 2019.

There were 553 dogs licensed in 2019. The following amounts were collected:

Dog tags/licenses:

\$5925.00

Late fees:

\$ 375.00

TOTAL:

\$6300.00

There were eight marriage intentions filed in the Town Clerk's Office in 2019. There were twenty-three births and fifteen deaths.

Voter turnout at both the Annual Town Election and the Annual Town Meeting were low. Please consider supporting Millville by attending these very important functions.

As Records Access Officer, there were many requests for public records. Some were very time consuming, and some required the assistance of Town Counsel. All were completed in the time allotted by law.

The Town Clerk continues to be the only notary public in the Town Hall. In days past, there were five notaries in Town Hall.

Thank you to the residents of the Town of Millville for your continued support.

Respectfully submitted,

Diane C. Lockwood, CMC Town Clerk Notary Public, Justice of the Peace

TOWN CLERK VITAL RECORDS REPORT 2019

2019 Births: 23

2019 Deaths: 15

2019 Marriages: 8

APPOINTED TOWN OFFICIALS

Animal Control		
Animal Control Officer	Kevin Sullivan	6 /30/2020
Animal Inspector	Kevin Sullivan	6 /30/2020
Board of Assessors		•
Member	Paul Ouellette	6 /30/2020
Member	David Manzello	6 /30/2021
Board of Health		
Burial Agent	Diane Lockwood	6 /30/2020
Health Agent	Leonard Izzo	6 /30/2020
Health Inspector	Robert Marks, Jr.	6 /30/2022
Board of Registrars		
Registrar	Patricia Finn	6 /30/2021
Registrar	David Maloney	3 /30/2020
Registrar	Andrea Herrick	6 /30/2022
Building Department		
Building Commissioner	Lincoln Barber	6 /30/2020
Cable Access Committee	•	
Alternate Member	Jesse Dufault	6 /30/2020
Cable Coordinator	Timothy Labonte	6 /30/2020
Member	Margaret Carroll	6 /30/2020
Member	Colleen Curis	6 /30/2020
Member	Timothy Labonte	6 /30/2020
Capital Program Committee		
By Virtue of Town Position	Peter Caruso	5 /5 /2020
Finance Committee Rep	Kenneth Tubman	6 /30/2020
Member	Erica Blake	6 /30/2020
Planning Board Rep	Chris Drew	4 /6 /2020

Centennial Commemorative Committee			
Member	Pamela Dean Kobetitsch	6 /30/2019	
Member	Margaret Carroll	6 /30/2019	
Member	Jennifer Dean Wing	6 /30/2019	
Member	Keith Wing	6 /30/2019	
Member	Ronald Landry	6 /30/2019	
Member	Caryn Vernon	6/30/2019	
Member	Catherine Robinson	6 /30/2019	
Member	Jane Bonin	6 /30/2019	
Conservation Commission			
Member	Pamela Maloney	6 /30/2020	
Member	Amy Sutherland	6 /30/2021	
Member	Jeff Pettit	6 /30/2020	
Council on Aging	!		
Member	Paul Moore	6 /30/2020	
Member	Pamela Dean Kobetitsch	6 /30/2022	
Member	Lori Ann Legere	6 /30/2021	
Member	Diane Lamoureux	6 /30/2021	
Member	Elaine Ethier	6 /30/2021	
Member	Tina Cook	6 /30/2020	
Member and Volunteer	Susanne Robbins	6 /30/2022	
Member/Volunteer	Lois C. Laflamme	6 /30/2021	
<u>Cultural Council</u>			
Member	Erica Allen	6 /30/2020	
Member	Pamela Maloney	6 /30/2021	
Member	Keith Wing	6 /30/2021	
Member	Cindy Walsh	6 /30/2021	
Member	Ron Kelly	6 /30/2021	

Earth Removal Board		
Member	Dustin Ciccarelli	6 /30/2019
Member	Andrew Alward	6 /30/2020
Member	Tḥomas Houle	6 /30/2020
Electrical Inspector	·	
Electrical Inspector	John Grenga	6 /30/2020
Emergency Management		
Director	Ronald Landry	6 /30/2020
Member	Benton Phelps	6 /30/2020
Member	Paul Ouellette	6 /30/2019
Fire Department		
Chief of Police and Fire	Ronald Landry	6 /30/2024
FT FF/EMT	Samantha Blanchette	6 /30/2020
On-Call EMT	Audrey Drake	6 /30/2020
On-call FF	Jonathan Guilbeault	6 /30/2020
On-call FF	Joseph Guilbeault	6 /30/2020
On-Call FF	Danny Desmarais	6 /30/2020
On-Call FF	Brennan Neylon	6 /30/2020
On-Call FF	Patricia Coderre	6 /30/2019
On-Call FF	Nicole Bourassa-Pratt	6 /30/2020
On-Call FF/EMT	James Foster	1 /1 /2020
On-Call FF/EMT	Roy Liard, Jr.	6 /30/2020
Green Community Committee		
Member	Joseph Rapoza	6 /30/2020
Member	Patricia Benoit-Rudden	6 /30/2020
Historical Commission		
Member	Emile Berthelette	6 /30/2020
Member	Elaine Ethier	6 /30/2020
Member	Margaret Carroll	6 /30/2021

Member	Leonel Clement	6 /30/2022
Member	Mary Gauvin	6 /30/2022
Library		
Permanent Trustee	Colleen Curis	
Permanent Trustee	Gail Bryson	
Permanent Trustee	James Mullaly	
Memorial Day Committee		•
Member	Sharon Shilinsky	6 /30/2019
Member	Todd Trottier	6 /30/2019
Member	Cecile Gomes	6 /30/2019
Member	Ann Denoncour	6 /30/2019
Open Space & Recreation Planning C	<u>ommittee</u>	
Member	Thomas Mulvey	6/30/2019
Member	Jennifer Dean Wing	6 /30/2020
Member	Kevin DelGizzi	6 /30/2020
Parks and Recreation Committee		
Member	Ryan DelGizzi	6 /30/2020
Member	Ronald Landry	6 /30/2020
Member	Kevin DelGizzi	6 /30/2020
Police Department		
Chief of Police and Fire	Ronald Landry	6 /30/2024
FT Patrolman	Robert Johnson, V	6 /30/2020
FT Patrolman	Benjamin Lima	6 /30/2021
FT Patrolman	Steven LaCava	6 /30/2020
FT Patrolman	Scott Gould	6 /30/2020
FT Patrolman	Blaine Sheppard	6 /30/2020
FT Sergeant	William Coupe, Jr.	6 /30/2020
PT Patrolman	Peter Gallerani	6 /30/2020
PT Patrolman	Christopher Pilla	6 /30/2020

PT Patrolman	Nicholas Green	6 /30/2020
PT Patrolman	Philip Franzen	6 /30/2020
PT Patrolman	Roger Lavallee	6 /30/2020
PT Patrolman	James Cusack	6 /30/2020
PT Patrolman	Harry Cervantes	6 /30/2020
PT Patrolman	Thomas Reynolds	6 /30/2020
PT Patrolman	Roy Sullivan	6 /30/2020
Town Administrator		
	Peter Caruso	5 /5 /2020
Town Clerk		
State Ethics Liaison	Diane Lockwood	6 /30/2019
Town Counsel		
Attorney	Kopelman and Paige	6 /30/2019
Town Moderator		
Deputy Town Moderator	Paul Ouellette	4 /1 /2019
Treasurer/Collector		
Assistant Collector	Marcia Ferro	6 /30/2020
Custodian of Tax Possession	Lisa A. Larue	6 /30/2020
Treasurer/Collector	Lisa A. Larue	6 /30/2020
Veterans Services		
Veterans Agent	Todd Trottier	6 /30/2020
Zoning Board of Appeals		
Member	Thomas Mulvey	6 /30/2021

ELECTED TOWN OFFICIALS

Blackstone Valley Tech Millville Representative	Gerald Finn	Term Expires 12/31/2022
Blackstone-Millville Reg	ional School	Term Expires
Millville Member	Caryn Vernon	4 /5 /2021
Millville Member	Erin Vinacco	4 /6 /2020
Millville Member	Jane Reggio	4 /4 /2022
Millville Member	Tara Larkin	4 /3 /2023
Board of Health Member	Catherine Robinson	Term Expires 4 /5 /2021
Member	Robert Marks, Jr.	4 /4 /2022
Member	Dustin Ciccarelli	4 /6 /2020
Board of Selectmen Member	Erica Blake	Term Expires 4 /5 /2021
Member	Andrew Alward	4 /6 /2020
Member	Jennifer Dean Wing	4 /5 /2021
Member	Kevin Surette	4 /4 /2022
Member	Thomas Houle	4 /6 /2020
Constable	Nicholas Reggio	Term Expires 4 /5 /2021
	Norman Thuot	4 /4 /2022
	Nicholas Coffin	4 /6 /2020
	Paul Brothers	4 /4 /2022
Highway Department Highway Surveyor	Brian Mullaly	Term Expires 4 /6 /2020
<u>Library</u> Trustee	Pamela Thistle	Term Expires 4 /6 /2020
Trustee	Pamela Maloney	4 /5 /2021
Trustee	Lynn Foley	4 /4 /2022

Planning Board Member	Justin Allen	Term Expires 4 /6 /2020
Member	Chris Drew	4 /6 /2020
Member	Brian Mullaly	4 /5 /2021
Member	William Coupe, Jr.	4 /3 /2023
Member	Pamela Maloney	4 /1 /2024
Town Clerk Town Clerk	Diane Lockwood	Term Expires 4 /4 /2022
Town Moderator	Jackie Lima	Term Expires 4 /4 /2022
Tree Warden Tree Warden	Alex Mullaly	Term Expires 4 /6 /2020
Veterans Memorial Par		Term Expires
Trustee - Non-Veteran	Margaret Carroll	4 /5 /2021
Trustee - Non-Veteran	John Hadley	4 /4 /2022
Trustee - Veteran	Richard Hurteau	4 /6 /2020
Trustee - Veteran	Elaine Ethier	4 /4 /2022
Trustee-Veteran	Norman Thuot	4 /5 /2021

COMMONWEALTH OF MASSACHUSETTS TOWN OF MILLVILLE

TO ANY OF THE CONSTABLES OF THE TOWN OF MILLVILLE IN THE CCUNTY OF WORCESTER

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Millville, who are qualified to vote in the election and Town affairs, to vote at St. Augustine Church Hall, 17 Lincolns Street in Millville, MA on Monday, April 1, 2019, to elect the following:

THE POLLS WILL BE OPEN FROM 8:00 AM - 8:00 PM

- One (1) Blackstone-Millville Regional District School Committee (Blackstone Representative) for four (4) years
- One (1) Blackstone-Millville Regional District School Committee (Millville Representative) for four (4) years
- One (1) Board of Health Member for three (3) years
- One (1) Board of Selectmen for three (3) years
- Two (2) Constables for three (3) years
- One (1) Library Trustee for three (3) years
- One (1) Planning Board Member for five (5) years
- One (1) Town Clerk for three (3) years
- One (1) Town Moderator for three (3) years
- One (1) Veterans Memorial Park Trustee (Veteran) for three (3) years
- One (1) Veterans Memorial Park Trustee (non-Veteran) for three (3) years

QUESTION1. Shall the town of Millville be allowed to assess an additional eight hundred eighty thousand dollars (\$880,000.00) in real estate and personal property taxes for the purpose of funding the operating budgets of the Town for the fiscal year beginning July 1, 2019?

And you are hereby directed to serve this Warrant by posting true and attested copies thereof at the Town Hall, Post Office, and Georges Variety at least seven (7) days before the time of holding said election.

GIVEN UNDER OUR HANDS THIS ______ DAY OF MARCH IN THE YEAR 2019.

SELECTMEN OF MILLVILLE:

Jennifer Dean Wing, Chairman

Thomas Houle, Vice Chair

Finca Blake

DAY OF MARCH IN THE YEAR 2019.

Andrew Alward

Joseph Rapoza

RETURN OF SERVICE

I have this day posted true and attested copies of the foregoing warrant at the locations stated above.

Constable: Janua Thus 21

Date: 3/19/19

Town of Millville Annual Town Election: Official Results Monday, April 1, 2019

The Polls were declared open at 8:00 AM and closed at 8:00 PM.

Number of Registered Voters: 2160

Turnout: 750

Percentage of Voters: 35%

Position / Candidate	# of Votes
BMR School Committee / Blackstone Member	•
Tammy A. Lemieux	545
Blanks	205
BMR School Committee / Millville Member	
Tara L. Larkin	565
Blanks	185
Board of Health	
Robert Leo Marks, Jr.	574
Blanks	176
Board of Selectmen	
Kristin Laurel Foody	273
Kevin P. Surette	385
Blanks	91
Write-in: Paul Canali	1
Constable (two positions)	
Paul T. Brothers	538
Norman A. Thuot	465
Blanks	495
Write-in: Jennifer Dean Wing	1
Write-in: Nicholas Coffin	1
Library Trustee	
Lynn M. Foley	575
Blanks	175
Planning Board	
Pamela J. Maloney	565
Blanks	184
Write-in: Richard Hurteau	1
Town Clerk	
Diane Lockwood	597
Blanks	149
Write-in: Marcia Lanctot	4
Town Moderator	
Jackie M. Lima	419
Paul R. Ouellette	277
Blanks	54
Trustee of Veterans Memorial Park - Veteran	
Elaine A. Ethier	593
Blanks	157

Trustee of Veterans Memorial Park - Non-Veteran	
John R. Hadley	583
Blanks	167
Question 1	
Yes	179
No	564
Blanks	7

Election Workers

Town Clerk:

Diane Lockwood

Warden:

Marcel Laplume

Election Clerk:

Richard Heldenbergh

Check-In / Check-out: Mary Gauvin

Karen Hadley

Barbara Heldenbergh Jeannette Laplume

Counters:

Christine Mercadante

Erin Chinappi Pamela Thistle James Fish Susan Fish

Carol Ann Mullaly

Diane C. Lockwood, CMC

Town Clerk, Town of Millville

Mani C. Lockwood, Conc

TOWN OF MILLVILLE ANNUAL TOWN MEETING WARRANT



MONDAY, MAY 13, 2019 MILLVILLE ELEMENTARY SCHOOL 7:00 P.M.

COMMONWEALTH OF MASSACHUSETTS
TOWN OF MILLVILLE

TOWN OF MILLVILLE

WARRANT FOR ANNUAL TOWN MEETING MONDAY, MAY 13, 2019 – 7:00 P.M.

TO ANY OF THE CONSTABLES OF THE TOWN OF MILLVILLE, IN THE COUNTY OF WORCESTER,

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Millville who are qualified to vote in elections and in Town affairs, to meet in the Millville Elementary School on Monday, May 13, 2019 at 7:00 p.m., then and there to act on the following Articles:

ARTICLE 1. MONETARY INCREASES.

To see if the Town will vote to authorize that any motion or amendment to increase any monetary articles or line items as recommended by the Finance Committee, presented at this Town Meeting, shall be Out of Order unless such motion or amendment states the source of funding as being from available free cash, or the line item, article, or other funding source that will be reduced by the same amount; or take any other action in relation thereto. Submitted by: Finance Committee

Explanation: This article requires that any individual making or amending a motion, which will increase any budget line item that has not been recommended by the Finance Committee, must also provide the source of funding for said increase.

Finance Recommend: .

ARTICLE 2. BILLS OF PRIOR FISCAL YEAR.

To see if the Town will vote pursuant to G.L. c.44, §64 to raise and appropriate and/or transfer from available funds such sums of money necessary for the purpose of paying outstanding bills from prior fiscal years, and/or take any other action relative thereto. Submitted by: Finance Director & Town Administrator

Explanation: This article seeks authorization Town Meeting authorization to pay prior years bills; which is required pursuant to M.G.L. c.44, §64. Passage of this article requires a 4/5th's majority.

Selectmen Recommend:	•	Finance Recommend:	

ARTICLE 3. SNOW AND ICE DEFICIT.

To see if the Town will vote to transfer and appropriate a sum of monies from the Free Cash or available funds to fund deficits incurred with the Snow/Ice budget per M.G.L. Chapter 44, Section 31D; or take any other action in relation thereto. Submitted by: Finance Committee & Highway Surveyor

Explanation: This article seeks a transfer from Free Cash or other available funds in order to pay the deficit in the Snow/Ice account, which can be lawfully overspent pursuant to MGL Chapter 44, Section 31D.

Selectmen Recommend:

Finance Recommend:

ARTICLE 4: HIGHWAY DEPARTMENT - CHAPTER 90.

To see if the Town will vote to accept and expend such sum or sums of money allotted or to be allotted to the Town from the Commonwealth of Massachusetts under the provisions of M.G.L. Chapter 90 or under any other state roadway reimbursement programs for fiscal year 2020, and to authorize the Board of Selectmen to enter into a contract or contracts with the Massachusetts Department of Transportation Highway Division for such purposes; and, further, to authorize the Treasurer, with the approval of the Board of Selectmen, to borrow in anticipation of 100% reimbursement of said amounts; or to take any other action relative thereto.

Submitted by: Highway Surveyor & Finance Committee

Explanation: This is an annual article, which allows the Town to raise and appropriate, borrow, or transfer funds in anticipation of reimbursement revenues from the Commonwealth of Massachusetts for road repair assistance under M.G.L. c.90, said funds not to exceed the Town's apportionment.

Selectmen Recommend:

Finance Recommend:

ARTICLE 5. CABLE LICENSE FEES.

To see if the Town will vote to transfer from the PEG Access and Cable Related Funds account the sum of Seven Thousand Five Hundred and 00/100 Dollars (\$7,500.00) to forward to the Superintendent of Schools of the Blackstone-Millville Regional School District for use by the Director of Library and Media Services to enhance the curriculum offerings that are available in the School District; or take any other action in relation thereto. Submitted by: Board of Selectmen and Cable Advisory Committee

Explanation: This is an annual article, which allows the Town to forward a certain sum of money from fees collected pursuant to the Town's Cable Franchise License Agreement with Charter Communications to the Blackstone-Millville Regional School District. A similar arrangement exists with the Town of Blackstone as well.

Selectmen Recommend:

Finance Recommend:

ARTICLE 6. FUND OTHER POST-EMPLOYMENT BENEFITS (OPEB).

To see if the Town will vote to raise and appropriate or transfer from any available funds a sum of money to the OPEB Liability Trust Fund for the purpose of reducing the unfunded actuarial liability of health care and other post-employment benefits of retired employees; or take any other action in relation thereto. Submitted by: Finance Director, Town Administrator & Finance Committee

Explanation: This article authorizes the Town to partially fund in FY20 the previously created OPEB Liability Trust Fund to address the Town's unfunded liability for employee retirement benefits. If the account is not funded, the Town's financial statement may be negatively impacted, possibly affecting the Town's bond rating and future ability to borrow.

Colortman	Recommend:
∞ erecumen	neconnicia.

Finance Recommend:

ARTICLE 7. CAPITAL STABILIZATION FUND.

To see if the Town will vote to transfer from any available funds a sum of money to the Capital Stabilization Fund; or take any other action relative thereto. Submitted by: Finance Committee & Town Administrator

Explanation: This article allows for future strategic funding of Capital Projects which have previously have been funded out of the operational budget and is part of the Town's ongoing goal to create a 5-year Capital Plan in order to address the numerous capital improvement projects and equipment, which exceed the operating budget.

Selectmen Recommend:

Finance Recommend:

ARTICLE 8. MATCHING GRANT STABILIZATION FUND.

To see if the Town will vote to transfer from any available funds a sum of money to be placed in the Matching Grant Stabilization Fund; or take any other action in relation thereto. Submitted by: Town Administrator

Explanation: This article allows for transferring funds into the Matching Grant Stabilization Fund as part of the Town's strategic goal to slowly build up the Town's reserves in order to be eligible for certain grants and actually demonstrate the Town's commitment to execute successful grant proposals. Many matching fund grant programs require applicants in advance to show evidence of an actual source for a percent match in order to be awarded funding or to even be considered eligible to apply.

Selectmen Recommend:

Finance Recommend:

ARTICLE 9. GENERAL STABILIZATION FUND.

To see if the Town will vote to transfer from any available funds a sum of money to be placed in the Stabilization Fund; or take any other action in relation thereto. Submitted by: Finance Director & Finance Committee

Explanation: This annual article allows for transferring funds into the Stabilization Fund as part of the Finance Committee's ongoing goal to build up the Town's reserves. The Stabilization Fund is a reserve fund which can be used for catastrophic or emergency events, or when revenue sources are below prior year levels. A majority vote of Town Meeting voters is required to appropriate funds into the Stabilization Fund.

Selectmen Recommend:

Finance Recommend:

ARTICLE 10. FISCAL YEAR 2020 BUDGET.

To see if the Town will vote to raise and appropriate, to borrow, or to transfer from available funds such sums of money as may be deemed necessary to defray Town expenses for all departments, including debt and interest and compensation for Town Officers, and to provide for the Reserve Fund for the Fiscal Year beginning July 1, 2019 and ending June 30, 2020; or take any other action in relation thereto. Submitted by: Town Administrator, Finance Director & Finance Committee

Explanation: This annual article provides for all tax-supported Town operations and activities including the operating budgets of the schools and general government. Please see the Fiscal Year 2020 Budget Document.

Selectmen Recommend:

Finance Recommend:

Article 11. PUBLIC SAFETY STABILIZATION FUND

To see if the Town will vote pursuant to G.L. c.40, §5B to establish an Public Safety stabilization fund; and further vote to accept the fourth paragraph of G.L. c.40, §5B and to dedicate fifty percent (50%) of annual ambulance receipts received to such Stabilization fund, with all remaining receipts to be credited to the General Fund; and further to transfer the balance currently held in the Ambulance Receipts Revenue Fund as of June 30, 2019 into the Public Safety Stabilization Fund and to close the Ambulance Receipts Revenue Fund; or take any other action related thereto. Submitted by: Board of Selectmen and Finance Committee

Explanation: This article would reestablish the Public Safety stabilization fund; would dedicate fifty percent (50%) of ambulance revenue to the Public Safety stabilization fund, would place the remaining annual ambulance revenue (estimated to be \$40,000) in the General Fund to support the cost of the ambulance service and would transfer the remaining balance in the Ambulance Receipts Fund to the Public Safety stabilization fund (estimated to be \$160,000 on June 30, 2019) in order to meet the requirements of state law as suggested by the Department of Revenue.

Selectmen recommend:

Finance Recommend:

Article 12. TERMINATION OF BOARD OF HEALTH REVOLVING FUND

To see if the Town will vote to terminate the Board of Health revolving fund established for sticker fees for trash pickup, and further to delete the following column from §10-9 of the General Bylaws:

Board of Health Board of Health Sticker fees for additional trash pickup beyond two-barrel limit Costs related to providing service

Or take any other action related thereto. Submitted by: Town Administrator

Explanation: This article would close the sticker fee trash pickup revolving fund which is no longer used because the Town is no longer involved in trash pickup and transfer the balance (estimated to be less than \$25.00) to the General Fund.

Selectmen recommend:

Finance recommend:

Article 13. VETERANS MEMORIAL PARK RENOVATION PROJECT

To see if the Town will vote to authorize the Selectmen to accept a Parkland Renovation for Communities (PARC) grant for a total project amount of \$75,165.00 with 67% from grant funds and 33% from the Centennial Celebration Fund;

And to authorize the Selectmen to divide the property to create separate parcels for the Veterans Memorial Park and the Millville Fire Station and to dedicate the parcel created as Veterans Memorial Park for the purpose of active recreation purposes in perpetuity under MGL, Chapter 45, Section 3, or to take any other action related thereto.

Explanation: The Town has been awarded a Parkland Renovation grant for the improvement of the Veterans Memorial Park. This article would authorize the Selectmen to accept the grant, authorize the expenditure of the grant amount of up to \$75,165.00, would provide the local share of one third of the total cost (\$75,165.00) from the Centennial Celebration Fund and authorize the Selectmen to cause the property to be split into two parcels one for the park and one for the Fire Station and move forward with the dedication of the park parcel for recreation purposes with final action on the dedication at the Fall, 2019 Town Meeting. Submitted by: Board of Selectmen and Town Administrator

Selectmen recommend:	Finance recomment:
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And you are hereby directed to serve this Warrant by posting true and attested copies thereof at the Millville Town Hall, Millville Post Office, Millville Library and George's Variety Store, all in the Town of Millville, fourteen (14) days at least before the day fixed for said meeting.

Hereof fail not and make due return of this Warrant with your doings thereon to the Town Clerk at or before the time of said meeting.

Given under our hands this 25th day of April in the year 2019.

Kevin P. Surette

Thomas C Houle

onnifer Dean Wing

Erica B. Blake

Andrew Alward

RETURN OF SERVICE

I hereby certify that I served the foregoing Warrant by posting true and attested copies as herein directed.

Constable

Date

TOWN OF MILLVILLE RESULTS ANNUAL TOWN MEETING



MONDAY, MAY 13, 2019

MILLVILLE ELEMENTARY SCHOOL

7:00 P.M.

COMMONWEALTH OF MASSACHUSETTS TOWN OF MILLVILLE

ARTICLE 1. MONETARY INCREASES.

To see if the Town will vote to authorize that any motion or amendment to increase any monetary articles or line items as recommended by the Finance Committee, presented at this Town Meeting, shall be Out of Order unless such motion or amendment states the source of funding as being from available free cash, or the line item, article, or other funding source that will be reduced by the same amount; or take any other action in relation thereto. Submitted by: Finance Committee

Motion: Aubrey Buono

Seconded: Brian Pacheco

Moderator declared a unanimous vote.

ARTICLE 2. BILLS OF PRIOR FISCAL YEAR.

To see if the Town will vote pursuant to G.L. c.44, §64 to raise and appropriate and/or transfer from available funds Five Thousand Eighty-Eight and 00/100 dollars (\$5,088.00) necessary for the purpose of paying outstanding bills from prior fiscal years, and/or take any other action relative thereto. Submitted by: Finance Director & Town Administrator

Motion: Brian Pacheco

Seconded: Ken Tubman

Moderator declared a unanimous vote.

ARTICLE 3. SNOW AND ICE DEFICIT.

To see if the Town will vote to transfer and appropriate Sixty-Seven Thousand Eight Hundred Eighty-Nine and 36/100 dollars (\$67,889.36) from free cash or available funds to fund deficits incurred with the Snow/Ice budget per M.G.L. Chapter 44, Section 31D; or take any other action in relation thereto. Submitted by: Finance Committee & Highway Surveyor

Motion: Brian Pacheco

Seconded: Gary Gill

Moderator declared a unanimous vote.

ARTICLE 4: HIGHWAY DEPARTMENT - CHAPTER 90.

To see if the Town will vote to accept and expend such sum or sums of money allotted or to be allotted to the Town from the Commonwealth of Massachusetts under the provisions of M.G.L. Chapter 90 or under any other state roadway reimbursement programs for fiscal year 2020, and to authorize the Board of Selectmen to enter into a contract or contracts with the Massachusetts Department of Transportation Highway Division for such purposes; and, further, to authorize the Treasurer, with the approval of the Board of Selectmen, to borrow in anticipation of 100% reimbursement of said amounts; or to take any other action relative thereto.

Submitted by: Highway Surveyor & Finance Committee

Motion: Gary Gill Seconded: Brian Mullaly

Moderator declared a unanimous vote.

ARTICLE 5. CABLE LICENSE FEES.

To see if the Town will vote to transfer from the PEG Access and Cable Related Funds account the sum of Seven Thousand Five Hundred and 00/100 dollars (\$7,500.00) to forward to the Superintendent of Schools of the Blackstone-Millville Regional School District for use by the Director of Library and Media Services to enhance the curriculum offerings that are available in the School District; or take any other action in relation thereto. Submitted by: Board of Selectmen and Cable Advisory Committee

Motion: Erica Blake

Seconded: Jennifer Dean Wing

Moderator declared a unanimous vote.

ARTICLE 6. FUND OTHER POST-EMPLOYMENT BENEFITS (OPEB).

To see if the Town will vote to raise and appropriate or transfer from free cash a sum of Twenty Thousand and 00/100 dollars (\$20,000) to the OPEB Liability Trust Fund for the purpose of reducing the unfunded actuarial liability of health care and other post-employment benefits of retired employees; or take any other action in relation thereto. Submitted by: Finance Director, Town Administrator & Finance Committee

Motion: Aubrey Buono

Seconded: Adrienne Pettit

Moderator declared a unanimous vote.

ARTICLE 7. CAPITAL STABILIZATION FUND.

To see if the Town will vote to transfer from free cash a sum of One Hundred Thousand and 00/100 dollars (\$100,000) to the Capital Stabilization Fund; or take any other action relative thereto. Submitted by: Finance Committee & Town Administrator

Motion: Gary Gill Seconded: Aubrey Buono

Moderator declared a unanimous vote.

ARTICLE 8. MATCHING GRANT STABILIZATION FUND.

To see if the Town will vote to transfer from any available funds a sum of money to be placed in the Matching Grant Stabilization Fund; or take any other action in relation thereto. Submitted by: Town Administrator

Motion made by Aubrey Buono and seconded by Adrienne Pettit to move over Article 8.

Moderator declared a vote.

ARTICLE 9. GENERAL STABILIZATION FUND.

To see if the Town will vote to transfer from free cash a sum of Four Hundred Fifty Thousand and 00/100 dollars (\$450,000.00) to be placed in the Stabilization Fund; or take any other action in relation thereto. Submitted by: Finance Director & Finance Committee

Motion: Aubrey Buono Seconded: Brian Pacheco

Moderator declared a majority vote.

ARTICLE 10. FISCAL YEAR 2020 BUDGET.

To see if the Town will vote to raise and appropriate, to borrow, or to transfer from available funds the sum of Six Million Two Hundred Twenty Six Thousand Five Hundred Eighty and 00/100 dollars (\$6,226,580.00) as may be deemed necessary to defray Town expenses for all departments, including debt and interest and compensation for Town Officers, and to provide for the Reserve Fund for the Fiscal Year beginning July 1, 2019 and ending June 30, 2020, with such appropriation to be funded as follows: Raise and Appropriate the sum of Six Million One Hundred Seven Thousand Sixty-Six and 00/100 dollars (\$6,107,066.00), and to transfer the sum of Forty Five Thousand Six Hundred Forty and 00/100 dollars (\$45,640.00) from the Septic Title V account, and to transfer the sum of Seventy Three Thousand Eight Hundred Seventy-Five and 00/100 dollars (\$73,875.00) from the certified 2018 Free Cash amount, for a total of Six Million Two Hundred Twenty-Six Thousand Five Hundred Eighty and 00/100 dollars (\$6,226,580.00); or take any other action in relation thereto. Submitted by: Town Administrator, Finance Director & Finance Committee

Motion: Adrienne Pettit

Seconded: Brian Pacheco

Moderator declared a vote.

Article 11. PUBLIC SAFETY STABILIZATION FUND

To see if the Town will vote pursuant to G.L. c.40, §5B to establish an Public Safety stabilization fund; and further vote to accept the fourth paragraph of G.L. c.40, §5B and to dedicate fifty percent (50%) of annual ambulance receipts received to such Stabilization fund, with all remaining receipts to be credited to the General Fund; and further to transfer the balance currently held in the Ambulance Receipts Revenue Fund as of June 30, 2019 into the Public Safety Stabilization Fund and to close the Ambulance Receipts Revenue Fund; or take any other action related thereto. Submitted by: Board of Selectmen and Finance Committee

Motion: Erica Blake

Seconded: Aubrey Buono

Moderator declared a vote. .

Article 12. TERMINATION OF BOARD OF HEALTH REVOLVING FUND

To see if the Town will vote to terminate the Board of Health revolving fund established for sticker fees for trash pickup, and further to delete the following column from §10-9 of the General Bylaws:

Board of

Board of

Sticker fees for additional trash pickup

Costs related to

Health

Health

beyond two-barrel limit

providing service

Or take any other action related thereto. Submitted by: Town Administrator

Motion: Jennifer Dean Wing

Seconded: Thomas Houle

Moderator declared a unanimous vote.

Article 13. VETERANS MEMORIAL PARK RENOVATION PROJECT

To see if the Town will vote to authorize the Selectmen to accept a Parkland Renovation for Communities (PARC) grant for a total project amount of \$51,112.00 with 68% from grant funds and a local share of 32% appropriated from the Centennial Celebration Fund; And to authorize the Selectmen to divide the property to create separate parcels for the Veterans Memorial Park and the Millville Fire Station and to dedicate the parcel created as Veterans Memorial Park for the purpose of active recreation purposes in perpetuity under MGL, Chapter 45, Section 3, or to take any other action related thereto.

Motion: Thomas Houle

Seconded: Jennifer Dean Wing

C. Jockwood

Moderator declared the motion passed.

Respectfully submitted:

Diane C. Lockwood, CMC

Town Clerk

Notary Public, Justice of the Peace



TOWN OF MILLVILLE SPECIAL TOWN MEETING WARRANT



MONDAY, NOVEMBER 4, 2019

MILLVILLE ELEMENTARY SCHOOL

7:00 P.M.

COMMONWEALTH OF MASSACHUSETTS TOWN OF MILLVILLE

WARRANT FOR SPECIAL TOWN MEETING MONDAY, NOVEMBER 4, 2019 – 7:00 P.M.

Worcester, ss

To any of the Constables of the Town of Millville in said county, Greetings: In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Millville who are qualified to vote in elections and in Town affairs, to meet in the Millville Elementary School on Monday, November 4, 2019 at 7:00 p.m., then and there to act on the following:

ARTICLE 1: <u>UNPAID INVOICES FROM PRIOR FISCAL YEAR</u>. To see if the Town will vote pursuant to G.L. c.44, §64 to raise and appropriate and/or transfer from available funds such sums of money necessary for the purpose of paying outstanding bills from prior fiscal years, or take any other action relative thereto. *Submitted by: Town Administrator and Town Accountant*

Explanation: This article seeks authorization of Town Meeting to pay prior years bills; which is required pursuant to M.G.L. c.44, section 64. Passage of this article requires a 9/10 majority or unanimous vote.

ARTICLE 2: <u>FUND CAPITAL ITEM – POLICE STATION HVAC SYSTEM</u>. To see if the Town will vote to raise and appropriate and/or transfer from the General Stabilization Fund the amount of Thirty Thousand Four Hundred Dollars (\$30,400) to replenish the Reserve Fund for Police Department Building HVAC system replacement, or take any other action relative thereto. Submitted by Town Administrator and Finance Committee

Explanation: This article provides for replenishment of the Reserve Fund Budget (originally \$35,000 for FY 2020) for amounts previously authorized by the Finance Committee to fund the unanticipated purchase of a Police Station HVAC system, including replacement of the Air Conditioning, conversion of forced hot air heat from oil to propane, and installing all new ceiling ducting to replace the corroded and damaged floor ducting. At the time of this writing the balance of the General Stabilization Fund was \$624,620. This article requires a 2/3rds vote.

ARTICLE 3: <u>FUND CAPITAL ITEM - POLICE STATION GENERATOR</u>. To see if the Town will vote to raise and appropriate and/or transfer from the Capital Stabilization Fund the amount of Eleven Thousand Dollars (\$11,000) to replace the Police Department Building Generator, or to take any other action relative thereto. Submitted by Town Administrator and Police Department

Explanation: This article provides funding for replacement of the Police Station Generator which is past its useful life and has recently failed. The Police Station requires power at all times for communications, security, heat, light, and all other public safety operations. At the time of this writing there is \$100,000 in the Capital Stabilization Fund. This article requires a 2/3rds vote.

ARTICLE 4: <u>FUND CAPITAL ITEM – SENIOR CENTER GENERATOR</u>. To see if the Town will vote to raise and appropriate and/or transfer from the Capital Stabilization Fund the amount of Seventeen Thousand Dollars (\$17,000) to add a Generator to the Millville Senior Center which serves as one of the Town's emergency centers, or to take any other action relative thereto. Submitted by Town Administrator and MEMA Director

Explanation: This article provides funding for installation of a Generator at the Millville Senior Center. The Senior Center serves as one of two primary emergency shelters serving seniors as well as other residents, and as such requires HVAC and light power when used during storms and other events. A MEMA grant has been applied for so the need for this funding may be reimbursed if the grant is approved. This article requires a 2/3rds vote.

ARTICLE 5: <u>FUND CAPITAL ITEM - POLICE CRUISER</u>. To see if the Town will vote to raise and appropriate and/or transfer from the Public Safety Stabilization Fund the amount of no more than Forty-eight Thousand Dollars (\$48,000) to purchase a new replacement police cruiser, or to take any other action relative thereto. Submitted by Town Administrator and Police Department

Explanation: This article provides funding for replacement of the oldest of four Police Cruisers used daily. The one being replaced has nearly 100,000 miles and is over six years old and out of warranty. Current Ford Explorer cruisers outfitted properly for Millville's needs cost nearly \$48,000. At the time of this writing the Police Department was evaluating the applicability and utility of another brand vehicle which costs nearly \$38,000. Final recommendation of the best vehicle for Millville will be made at Town Meeting. Funding for this comes from the Public Safety Stabilization Fund which is designed for these types of purchases and is expected to have approximately \$246,000 available at the time of Town Meeting. This article requires a 2/3rds vote.

ARTICLE 6: FEASIBILITY STUDY - MILLVILLE ELEMENTARY SCHOOL WATER SYSTEM SUPPLY

To see if the Town will vote approve the sum of no more than Fifty Thousand Dollars (\$50,000.00) to be transferred from the General Stabilization Fund, for the purpose of paying the costs of a feasibility study for water system supply alternatives for the Millville Elementary School, 122 Berthelette Way, Millville, MA. 01529, including the payment of all costs incidental and related thereto (the "Study"), said amount to be expended at the direction of the Board of Selectmen, or take any take any action relative thereto. Submitted by Town Administrator and Board of Selectmen

Explanation: Millville Elementary School and the Town continue to deal with MES water treatment challenges and related costs. In June 2019 the Town filed a Corrective Action Plan with Mass DEP and is under order to better treat, monitor and test their drinking water and to identify a longer-term solution for MES potable water, including implementing more effective treatment solutions, finding alternate well site(s), or connecting with another municipality water supply. The water in the school, in spite of successful treatment and quality test results, is not being used for drinking purposes and the children and staff are supplied bottled water. As the issues are complex and technical the Town will need to engage engineering and other water supply expertise to properly evaluate and identify solutions that will best serve the community, including means of funding. The Town is working with state and federal resources and may be

able to obtain grant monies for this effort as well as no doubt costly long-term solution implementations so some or all amounts expended under this Article may be reimbursed through available grants. This Article requires a 2/3rd vote.

ARTICLE 7: PROPOSED BORROWING BY BLACKSTONE-MILLVILLE REGIONAL SCHOOL DISTICT

To see if the Town of Millville will approve the One million eight hundred seven thousand six hundred eighty seven dollars (\$1,807,687) borrowing authorized by the Blackstone Millville Regional School District, for the purpose of paying costs of the Millville Elementary School Boiler Replacement Project located at 122 Berthelette Way, Millville, MA, including the payment of all costs incidental or related thereto (the "Project"), which proposed repair project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program, and for which the District may be eligible for a school construction grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended at the direction of the School Building Committee. The MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any Project costs the District incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the District and its member municipalities. Any grant that the District may receive from the MSBA for the Project shall not exceed the lesser of (1) fifty-nine point twenty one percent (59.21%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; provided, however, that any borrowing authorized by the Town of Millville hereunder shall be contingent on the passage of a Proposition 2½ debt exclusion vote; or to take any other action relative thereto. Submitted by Blackstone Millville Regional School District

Explanation: The MES boiler, which has a 10,000-gallon underground oil tank, is nearly 28 years old and has exceeded its useful life. The Mass School Building Authority has approved nearly 60% reimbursement for this project to replace the existing oil-fired boilers with more efficient and environmentally friendly propane fired boilers. A study was approved at last year's Fall Town Meeting to evaluate alternatives, with the solution being presented as the most appropriate. This is a debt exclusion funding item and requires a majority vote as well as majority approval at the subsequent Special Election.

ARTICLE 8: REIMBURSEMENT TO PURCHASER OF 20 DEPRAITRE ST.

To see if the Town will raise and appropriate or transfer from available funds the sum of \$183,100.00 to reimburse the purchaser of the lot identified as 20 Depraitre Street from the Town, due to inability to acquire clean title to lot, or take any action relative thereto.

Explanation: In October 2018, the Town conducted an auction of parcels acquired by tax lien and a private party acquired a parcel identified as 20 Depraitre Street. Subsequent title research revealed that the purchaser could not obtain clean title to the parcel, and the purchaser seeks to cancel the purchase. The Board of Selectmen has chosen to resolve this potentially more costly controversy by reimbursing the private party for the purchase price as bid plus incidental costs. The auctioneer has offered to donate \$8,000 to the Town towards this cost. The Town is not purchasing this parcel back, but rather reimbursing the bidder since valid title could not be provided. The Town's ownership of this parcel or portion thereof would have to be confirmed through further title search.

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ARTICLE 9: TOWN BYLAW - ELECTIONS

To see if the Town will vote to amend the Town Bylaw, Chapter 30, §30-1. A. Annual Town Elections as follows, or take any action relative thereto:

Town Elections. The Annual Town Election for all purposes except Blackstone-Millville Regional School District Committee Member Elections shall be held on the first Monday in the month of June of each year. Submitted by Town Administrator and Town Clerk

Explanation: This article changes the non-school committee elections to take place after Annual Town Meeting. It is believed that voters being asked to vote on major capital items and other ballot box issues will be better informed to make voter decisions after capital, budgetary, and other warrant article issues have been explained and deliberated on by voters at Town Meeting. It is also believed that newly elected officials will be better informed and be better able to contribute to their roles after Annual Town Meeting rather than being thrust into and having to take "ownership" of the various often-time complex budgetary and regulatory decisions needing to be made leading up to Town Meeting.

ARTICLE 10: GENERAL BYLAW - PARKING REGULATIONS

To see if the Town will vote to amend the Town Code, Chapters 85 and 90 as follows, or take any action relative thereto:

1. Chapter 85 – Streets and Sidewalks – Rename 85-3 for clarity, strike 85-6, 85-7, 85-9 85-13 for inclusion in Chapter 90, renumber Chapter 85 to read as follows:

§ 85-1 Street opening.

Prior to opening any public street in the Town of Millville, the contractor or person proposing to open the public street shall secure from the Highway Surveyor a road opening permit and shall post with the Treasurer/Collector a bond in the amount required by the Highway Surveyor.

§ 85-2 Sledding.

No person shall coast upon any sled or sleds upon any sidewalk or upon any street or public place except upon those streets or public places as the Selectmen may by public notice designate for such purpose.

§ 85-3 Sidewalks.

No person shall drive any animal or vehicle under his care, control, or custody on or over any sidewalk, except at a permanent or temporary driveway, or permit any animal or vehicle under his care to obstruct the safe and convenient passage of persons lawfully using said sidewalks; or drive any animal or vehicle over any sidewalk in such a manner as to damage the concrete, cement or other material of said sidewalk.

§ 85-4 Projections.

All awnings, signs, or other projections of buildings shall be at least seven feet above the sidewalk or traveled way, and then only by permission of the Board of Selectmen.

§ 85-5 Removal of snow from sidewalks.

All abutters of granolithic and concrete sidewalks within the limits of the Town shall remove snow from such granolithic or concrete sidewalks within 24 hours after the termination of each snowstorm.

§ 85-6 Signage.

The Highway Surveyor is hereby authorized and required to place and maintain or cause to be placed and maintained, on each and every street intersecting a through way, appropriate signs upon the street and appropriate devices or marks in the roadbed, such signs, devices or markers to bear the word "Stop" at or near the property line of a through way, and to be located in such a position and to be provided with letters of a size to be clearly legible from a distance of 100 feet along the street intersecting a through way. All such signs shall either be illuminated at night or so placed as to be illuminated by streetlights or by the headlights of approaching motor vehicles.

§ 85-7 Projectiles.

No person shall throw stones in any street or public way or on any sidewalk in the Town.

§ 85-8 Town Common.

The Town Common shall be closed to all persons from 10:00 p.m. to 6:00 a.m. The Police Department shall enforce this bylaw.

§ 85-9 Discharge of water onto public ways; violations and penalties.

No person, owner of property, or person controlling property shall discharge or permit to be discharged into or upon any street, court, lane, public roadway, or roadway which the public has the right to use any water which creates a public hazard by freezing or flooding in the roadway. In addition, said person, owner of property, or person controlling property must hold and conform to a laid driveway entrance permit issued by the Highway Surveyor. Whoever violates this section shall be punished by a fine of \$250 for each day the public hazard exists.

§ 85-10 Parades; toll days.

No Town way, street, or sidewalk shall be used by a person for a parade, toll day, meeting, or other procession or event unless (1) a written application shall first be filed with the Board of Selectmen specifying the time and proposed route or location; and (2) the Board of Selectmen shall have issued a permit approving same. A permit shall be approved unless the parade, toll day, meeting, or other procession or event would conflict with another event already permitted, or the parade would so interfere with vehicular traffic as to present a safety hazard. In the latter event, the Board of Selectmen or its designee shall designate and permit an alternative parade route which shall adequately achieve the purposes of the paraders. The Board of Selectmen is authorized to promulgate rules and regulations consistent with this section relative to the time, place, and manner of such events, as necessary in the interest of public safety.

§ 85-11 Noncriminal disposition.

This bylaw may be enforced by any means available in law or in equity, including noncriminal disposition in accordance with MGL c. 40, § 21D, and Chapter 1, General Provisions, Article I, § 1-3, of the Town Code.

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2. Chapter 90 - Vehicles and Traffic - Replace all of Chapter 90 as currently written with the following:

Article I: Traffic Regulations

§ 90-1 Definitions

MOTORIZED LAND CONVEYANCE

Any vehicle classified under M.G.L. c. 90 § 1, in general any vehicle constructed and designed for propulsion by power other than muscular power

NON-MOTORIZED LAND CONVEYANCE

Any vehicle or object on wheels and having no motor power of its own, including but not limited to a trailer, but which is drawn by, or used in combination with, a motor vehicle. It does not include farm machinery or implements when used in connection with the operation of a farm or estate, nor any vehicle towed behind a farm tractor and used in connection with the operation of a farm or estate.

§ 90-2 Traffic rules.

The Selectmen are hereby authorized to establish such traffic rules and orders upon the streets and highways regulating: travel direction, controlling the speed of vehicular traffic, parking of vehicles, temporary closing of streets, zones of quiet, identification and regulation of funeral processions and reports to local police of accidents. Such traffic rules and orders must be in conformity with local statutes, and shall be approved by the Massachusetts Department of Transportation if required by G.L. c.85.

§ 90-3 Vehicle operation.

Every operator of any motorized land conveyance traveling upon any street intersecting any through way shall bring such a vehicle or other land conveyance to a full stop, at the place where such streets meet, subject, however, to the direction of any traffic control sign or police officer at such intersection.

§ 90-4 Impeding traffic.

No person shall obstruct or impede pedestrian traffic, including, but not limited to, the placement of any item, rubbish or other obstruction of any kind upon any portion of a Town sidewalk, public pedestrian easement, or public passageway. Additionally, no person shall obstruct or impede vehicular traffic upon any Town street or way, unless authorization has been obtained from the Board of Selectmen or its designee. Refusal to move after proper notification and in the presence of a police officer will be deemed a violation of this section.

§ 90-5 On-street Parking

All motorized or non-motorized land conveyances shall be parked parallel along the curbing, within 12 inches or less of the face of the curbing where sidewalks are curbed. Where there is no curbing, such land conveyances shall be parked parallel with the lines of the road and so far off the traveled ways as to not impede traffic. Parked motorized or non-motorized land conveyances may be subject to fines and

penalties if they are found in violation of this section. In no case shall cars be allowed to stand diagonally on the streets of the Town.

§ 90-6 Prohibited parking; violations and penalties.

A. No person shall park a motor vehicle upon any portion of public property, a public pedestrian easement, or a public passageway unless either:

- (1) Parking at said location has been authorized by the Board of Selectmen;
- (2) A Town sign has been posted permitting such parking; or
- (3) A permit has been obtained under an applicable law

B. Refusal to move after proper notification and in the presence of a police officer will be deemed a separate violation of this section. A violation of this section shall be subject to a fine of \$50 per occurrence and is enforceable by the Police Department.

§ 90-7 Handicapped spaces; violations and penalties.

A. Parking signs. In public parking areas, parking spaces reserved for handicapped use shall be clearly marked with handicapped parking signs. Signs must be mounted high enough to be seen while a vehicle is parked in the space and comply with current ADA requirements. No person shall park a motor vehicle in a designated handicapped parking space unless said vehicle bears the distinctive license plates or placards authorized by MGL c. 90, § 2, or for any vehicle bearing the official identification of a handicapped person issued by any other state.

B. Penalties. The penalty for parking in violation of this section shall be \$125.

§ 90-8 Towing under the direction of the police.

Any motor vehicle, as defined in MGL c. 90, § 1, found in violation of this section shall also be subject to towing and storage in a convenient location under the direction of the Police Chief, at the registered owner's expense.

§ 90-9 Towing records.

Records shall be kept by the Police Department of all vehicles towed in violation of this article. These records will be retained for one year containing the following information:

- A. Vehicle registration
- B. Location where the vehicle was towed from
- C. Time and date of tow order
- D. Location where the vehicle was moved to
- E. Fee charged for towing

§ 90-10 Liability for damage.

The Town, its officers and employees shall not be liable for any damages incurred during the removal or storage of any such vehicle under this section. Contractors providing tow services to the Town will be liable to the owner of the vehicle for any damages caused by negligence during the course of removal and storage.

§ 90-11 Parking fines issued.

No vehicle shall be parked obstructing any sidewalk or street, except in case of an emergency. **Officers of the Town in the lawful performance of their duties are exempted from this requirement. Parking violations will be fined according to the following:

		ig to the lene wing.		
No person sh	all park any mot	orized or non-motorized land conveyance		
	\$50 for Each	within 10 feet of a crosswalk		
		in such a manner as to obstruct a driveway or a private road		
		facing in the wrong direction		
		outside clearly defined, marked spaces		
		more than 12 inches from the face of curbing where the sidewalks are		
		curbed. When there is no curbing, a vehicle shall be parked as far off		
		the road as reasonably possible		
Group A		in any area which is clearly defined as a no-parking area		
Regulations		within 10 feet of a fire hydrant		
		within 20 feet of an intersection		
		in such a way as to impede the free flow of traffic		
		in such a manner as to block fire exits (fire station, school, lane)		
		in a restricted area overnight		
		obstructing snow removal during the winter		
		on any street during a winter/emergency parking ban		
No person sh	all park any moto	orized or non-motorized land conveyance		
		in designated handicapped parking spaces, unless the vehicle bears the		
Group D	\$125 for Each	distinctive license plates or placards authorized by MGL c. 90, § 2, or is		
Regulations		a vehicle bearing the official identification of a handicapped person as		
		designated by any other state		
		blocking access to any wheelchair ramp		

§ 90-12 Payment of fines.

A. Recipients of parking violations in Millville are required to submit payment or request a hearing within 21 days to appeal the ticket. Appeals may be made in person or in writing. If neither occurs within that time a late fee of \$5 is imposed and an attempt is made to notify the vehicle owner.

B. If the ticket is still not paid or dismissed by the Parking Clerk, the ticket is submitted to the Registry of Motor Vehicles for "marking." Once the ticket has been marked, the owner may not renew his/her driver's license or vehicle registration until the original fine, any late fees, and the registry fee have been paid and a release issued.

C. Safety issues and traffic circulation are of primary concern in issuing parking tickets, with emphasis placed on the ability of emergency vehicles to gain access to all areas of the Town. In parking along Town roads, drivers of all vehicles should leave their vehicles as far off the road as possible in order to leave room for passing traffic with adequate clearance and visibility for cars, emergency vehicles and school buses trying to navigate the streets.

Chapter 90 – Vehicles and Traffic – Article II: Unregistered Motorized or Non-motorized land conveyances

§ 90-13 Open storage prohibited.

No person, as owner or as one in control of a premise, shall keep in the open more than one motor vehicle, assembled or disassembled, unless such motor vehicle(s) is (are) properly registered with the Registry of Motor Vehicles. The provisions of this section shall not apply to a person duly licensed under MGL c. 140, § 59. This section may be enforced pursuant to the provisions of MGL c. 40, § 21D, as set forth in Chapter 1, Article I, of the Town Code.

§ 90-14 Exceptions.

This bylaw shall not apply to vehicles which are:

A. Stored within an enclosed building; or

B. Designed and used for farming, agriculture, or construction purposes.

§ 90-15 Violations and penalties.

Any person who violates the provisions of this bylaw will receive written notice from the Board of Selectmen to correct the violation. After 30 days following receipt by him/her through written notice, the individual shall be subject to a penalty of \$50 for each offense. Each day any violation continues after said thirty-day period shall constitute a separate offense. This bylaw may be enforced by any means available in law or in equity, including noncriminal disposition in accordance with MGL c. 40, § 21D, and Chapter 1, General Provisions, Article I, § 1-3, of the Town Code.

Submitted by Planning Board

Explanation: Several vehicle regulations are currently out of place, appearing in Chapter 85. The content of these sections are more appropriately placed in Chapter 90. The Planning Board recommends moving these sections for increased continuity. Chapter 90 as written is under developed, creating enforcement issues and misinterpretation due to outdated language and limited clarity. The Planning Board updated this section to support greater transparency and understanding. All discussions were posted in advance on Meeting Agendas and a formal Public Hearing was held on October 17th to engage the public and ensure transparency.

ARTICLE 11: TOWN BYLAW - PERSONNEL

To see if the Town will vote to amend the Town Bylaw, Chapter 20, §20-8. Compensation System as follows.

Section 20-8.A. shall be amended by adding the following language: "The Compensation Plan shall comply with applicable provisions of the Commonwealth's minimum wage laws, and in the event of any inconsistency, the minimum wage laws shall govern."

Section 20-8.D, Classification and Compensation Plan, shall be amended by deleting the columns for the offices of Town Administrator, Town Accountant, Fire Chief and Police Chief, and inserting in their place the following:

Town Accountant	Grade 6	By contract
Town Administrator	Grade 8	By contract
Fire Chief	Grade 5	By contract
Police Chief \		By contract

Explanation: This article is intended to remove the limitations presented by the Bylaws as written on recruiting, retaining, and negotiating with positions typically subject to contract and at all times subject to budgetary and voter approved appropriations. It is also intended to ensure where Bylaw amounts prove less than increasing minimum wages rates that those minimum wage rates prevail.

ARTICLE 12: AMEND LIBRARY OPERATING BUDGET

To see if the Town will vote to transfer from any available funds the sum of \$29,500 (Twenty - Nine Thousand Five Hundred Dollars) to fund the Millville Public Library for the remaining FY 2019; or to take any other action in relation thereto. Submitted by Citizens' Petition

And you are hereby directed to serve this Warrant by posting true and attested copies thereof at the Millville Town Hall (290 Main Street), the Millville Post Office, the Millville Senior Center, the Millville Library, and George's Variety Store, all in the Town of Millville, fourteen (14) days at least before the day fixed for said meeting.

Hereof fail not and make due return of this Warrant with your doings thereon to the Town Clerk at or before the time of said meeting.

Given under our hands this 17th day of October in the year 2019.

Erica Blake, Chairman

Thomas Houle, Scerctary

Jennifer Dean Wing, Vice Chairman

Kevin Surette, Selectman

Andrew Alward, Selectman

RETURN OF SERVICE

I hereby certify that I served this Warrant by posting true and attested copies as herein directed.

Constable

Date

TOWN OF MILLVILLE RESULTS

SPECIAL TOWN MEETING



MONDAY, NOVEMBER 4, 2019 MILLVILLE ELEMENTARY SCHOOL 7:00 P.M.

COMMONWEALTH OF MASSACHUSETTS TOWN OF MILLVILLE

MONDAY, NOVEMBER 4, 2019 - 7:00 P.M. Millville Elementary School 122 Berthelette Way, Millville, MA 01529

Meeting called to order at 7:00 PM.

of Registered Voters present:

132

Board of Selectmen present: Jennifer Dean Wing, Andrew Alward, Kevin Surette, Thomas Houle

Town Administrator:

Peter Caruso

Finance Committee present: Aubrey Buono, Gary Gill, Brian Pacheco, Adrienne Pettit,

Kenneth Tubman

Town Moderator:

Jackie Lima

Town Clerk:

Diane Lockwood

Town Counsel:

Brian Riley

Guests:

State Representative Mike Soter,

Matthew Ehrenworth, Assistant Superintendent

ARTICLE 1: UNPAID INVOICES FROM PRIOR FISCAL YEAR. To see if the Town will yote pursuant to G.L. c.44, §64 to raise and appropriate and/or transfer from available funds the sum of \$8961.68 for the purpose of paying outstanding bills from prior fiscal years, or take any other action relative thereto. Submitted by: Town Administrator and Town Accountant

Explanation: This article seeks authorization of Town Meeting to pay prior years bills; which is required pursuant to M.G.L. c.44, section 64. Passage of this article requires a 9/10 majority or unanimous vote.

A motion was made by Andrew Alward and seconded by Thomas Houle.

Town Moderator declared a unanimous vote.

ARTICLE 2: <u>FUND CAPITAL ITEM – POLICE STATION HVAC SYSTEM</u>. To see if the Town will vote to raise and appropriate and/or transfer from the General Stabilization Fund the amount of Thirty Thousand Four Hundred Dollars (\$30,400) to replenish the Reserve Fund for Police Department Building HVAC system replacement, or take any other action relative thereto. Submitted by Town Administrator and Finance Committee

Explanation: This article provides for replenishment of the Reserve Fund Budget (originally \$35,000 for FY 2020) for amounts previously authorized by the Finance Committee to fund the unanticipated purchase of a Police Station HVAC system, including replacement of the Air Conditioning, conversion of forced hot air heat from oil to propane, and installing all new ceiling ducting to replace the corroded and damaged floor ducting. At the time of this writing the balance of the General Stabilization Fund was \$624,620. This article requires a 2/3rds vote.

A motion was made by Aubrey Buono and seconded by Brian Pacheco.

Town Moderator declared a 2/3^{rds} vote.

ARTICLE 3: <u>FUND CAPITAL ITEM - POLICE STATION GENERATOR</u>. To see if the Town will vote to raise and appropriate and/or transfer from the Capital Stabilization Fund the amount of Eleven Thousand Dollars (\$11,000) to replace the Police Department Building Generator, or to take any other action relative thereto. Submitted by Town Administrator and Police Department

Explanation: This article provides funding for replacement of the Police Station Generator which is past its useful life and has recently failed. The Police Station requires power at all times for communications, security, heat, light, and all other public safety operations. At the time of this writing there is \$100,000 in the Capital Stabilization Fund. This article requires a 2/3rds vote.

A motion was made by Tom Houle and seconded by Kevin Surette.

Town Moderator declared a unanimous vote.

ARTICLE 4: <u>FUND CAPITAL ITEM – SENIOR CENTER GENERATOR</u>. To see if the Town will vote to raise and appropriate and/or transfer from the Capital Stabilization Fund the amount of Seventeen Thousand Dollars (\$17,000) to add a Generator to the Millville Senior Center which serves as one of the Town's emergency centers, or to take any other action relative thereto. Submitted by Town Administrator and MEMA Director

Explanation: This article provides funding for installation of a Generator at the Millville Senior Center. The Senior Center serves as one of two primary emergency shelters serving seniors as well as other residents, and as such requires HVAC and light power when used during storms and other events. A MEMA grant has been applied for so the need for this funding may be reimbursed if the grant is approved. This article requires a 2/3rds vote.

A motion was made by Jennifer Dean Wing and seconded by Tom Houle.

Town Moderator declared Article failed.

ARTICLE 5: <u>FUND CAPITAL ITEM - POLICE CRUISER</u>. To see if the Town will vote to raise and appropriate and/or transfer from the Public Safety Stabilization Fund the amount of no more than Forty-eight Thousand Dollars (\$48,000) to purchase a new replacement police cruiser, or to take any other action relative thereto. *Submitted by Town Administrator and Police Department*

Explanation: This article provides funding for replacement of the oldest of four Police Cruisers used daily. The one being replaced has nearly 100,000 miles and is over six years old and out of warranty. Current Ford Explorer cruisers outfitted properly for Millville's needs cost nearly \$48,000. At the time of this writing the Police Department was evaluating the applicability and utility of another brand vehicle which costs nearly \$38,000. Final recommendation of the best vehicle for Millville will be made at Town Meeting. Funding for this comes from the Public Safety Stabilization Fund which is designed for these types of purchases and is expected to have approximately \$246,000 available at the time of Town Meeting. This article requires a 2/3rds vote.

A motion was made by Kevin Surette and seconded by Jennifer Dean Wing. The dollar amount was changed FROM: Forty-eight Thousand Dollars (\$48,000) TO: Thirty-eight Thousand Dollars (\$38,000).

Town Moderator declared Article failed.

ARTICLE 6: FEASIBILITY STUDY - MILLVILLE ELEMENTARY SCHOOL WATER SYSTEM SUPPLY

To see if the Town will vote approve the sum of no more than Fifty Thousand Dollars (\$50,000.00) to be transferred from the General Stabilization Fund, for the purpose of paying the costs of a feasibility study for water system supply alternatives for the Millville Elementary School, 122 Berthelette Way, Millville, MA. 01529, including the payment of all costs incidental and related thereto (the "Study"), said amount to be expended at the direction of the Board of Selectmen, or take any take any action relative thereto. Submitted by Town Administrator and Board of Selectmen

Explanation: Millville Elementary School and the Town continue to deal with MES water treatment challenges and related costs. In June 2019 the Town filed a Corrective Action Plan with Mass DEP and is under order to better treat, monitor and test their drinking water and to identify a longer-term solution for MES potable water, including implementing more effective treatment solutions, finding alternate well site(s), or connecting with another municipality water supply. The water in the school, in spite of successful treatment and quality test results, is not being used for drinking purposes and the children and staff are supplied bottled water. As the issues are complex and technical the Town will need to engage engineering and other water supply expertise to properly evaluate and identify solutions that will best serve the community, including means of funding. The Town is working with state and federal resources and may be able to obtain grant monies for this effort as well as no doubt costly long-term solution implementations so some or all amounts expended under this Article may be reimbursed through available grants. This Article requires a 2/3rd vote.

Motion made by Tom Houle to strike Article 6. Seconded by Kevin Surette.

ARTICLE 7: PROPOSED BORROWING BY BLACKSTONE-MILLVILLE REGIONAL SCHOOL DISTICT

To see if the Town of Millville will approve the One million eight hundred seven thousand six hundred eighty seven dollars (\$1,807,687) borrowing authorized by the Blackstone Millville Regional School District, for the purpose of paying costs of the Millville Elementary School Boiler Replacement Project located at 122 Berthelette Way, Millville, MA, including the payment of all costs incidental or related thereto (the "Project"), which proposed repair project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program, and for which the District may be eligible for a school construction grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended at the direction of the School Building Committee. The MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any Project costs the District incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the District and its member municipalities. Any grant that the District may receive from the MSBA for the Project shall not exceed the lesser of (1) fifty-nine point twenty one percent (59.21%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; provided, however, that any borrowing authorized by the Town of Millville hereunder shall be contingent on the passage of a Proposition 21/2 debt exclusion vote; or to take any other action relative thereto. Submitted by Blackstone Millville Regional School District

Explanation: The MES boiler, which has a 10,000-gallon underground oil tank, is nearly 28 years old and has exceeded its useful life. The Mass School Building Authority has approved nearly 60% reimbursement for this project to replace the existing oil-fired boilers with more efficient and environmentally friendly propane fired boilers. A study was approved at last year's Fall Town Meeting to evaluate alternatives, with the solution being presented as the most appropriate. This is a debt exclusion funding item and requires a majority vote as well as majority approval at the subsequent Special Election.

A motion was made by Jane Reggio and seconded by Erin Vinacco, with the Article being changed as follows:

To see if the Town of Millyille will approve the One million eight hundred seven thousand six hundred eighty seven dollars (\$1,807,687) borrowing authorized by the Blackstone Millville Regional School District, for the purpose of paying costs of the Millville Elementary School Boiler Replacement Project located at 122 Berthelette Way, Millville, MA, including the payment of all costs incidental or related thereto (the "Project"), which proposed repair project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program, and for which the District may be eligible for a school construction grant from the Massachusetts School Building Authority ("MSBA"), said amount to be expended at the direction of the School (Building) Committee; that the Town acknowledges that the MSBA's grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and any Project costs the District incurs in excess of any grant approved by and received from the MSBA shall be the sole responsibility of the District and its member municipalities; provided further that any grant that District may receive from the MSBA for the Project shall not exceed the lesser of (1) fifty-nine point twenty one percent (59.21%) of eligible, approved project costs, as determined by the MSBA, or (2) the total maximum grant amount determined by the MSBA; provided that the approval of the

District's borrowing by this vote shall be subject to and contingent upon an affirmative vote of the Town to exempt its allocable share of the amounts required for the payment of interest and principal on said borrowing from the limitations on taxes imposed by M.G.L. 59, Section 21C (Proposition 2½); and that the amount of borrowing authorized by the District shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the District and the MSBA.

Town Moderator declared a unanimous vote.

ARTICLE 8: REIMBURSEMENT TO PURCHASER OF 20 DEPRAITRE ST.

To see if the Town will raise and appropriate or transfer from available funds the sum of \$183,100.00 to reimburse the purchaser of the lot identified as 20 Depraitre Street from the Town, due to inability to acquire clean title to lot, or take any action relative thereto.

Explanation: In October 2018, the Town conducted an auction of parcels acquired by tax lien and a private party acquired a parcel identified as 20 Depraitre Street. Subsequent title research revealed that the purchaser could not obtain clean title to the parcel, and the purchaser seeks to cancel the purchase. The Board of Selectmen has chosen to resolve this potentially more costly controversy by reimbursing the private party for the purchase price as bid plus incidental costs. The auctioneer has offered to donate \$8,000 to the Town towards this cost. The Town is not purchasing this parcel back, but rather reimbursing the bidder since valid title could not be provided. The Town's ownership of this parcel or portion thereof would have to be confirmed through further title search.

Motion made by Jennifer Dean Wing. Seconded by Tom Houle

Moderator declared a 2/3rds vote.

ARTICLE 9: TOWN BYLAW - ELECTIONS

To see if the Town will vote to amend the Town Bylaw, Chapter 30, §30-1. A. Annual Town Elections as follows, or take any action relative thereto:

Town Elections. The Annual Town Election for all purposes except Blackstone-Millville Regional School District Committee Member Elections shall be held on the first Monday in the month of June of each year. Submitted by Town Administrator and Town Clerk

Explanation: This article changes the non-school committee elections to take place after Annual Town Meeting. It is believed that voters being asked to vote on major capital items and other ballot box issues will be better informed to make voter decisions after capital, budgetary, and other warrant article issues have been explained and deliberated on by voters at Town Meeting. It is also believed that newly elected officials will be better informed and be better able to contribute to their roles after Annual Town Meeting rather than being thrust into and having to take "ownership" of the various often-time complex budgetary and regulatory decisions needing to be made leading up to Town Meeting.

Motion made by Diane Lockwood. Seconded by Jennifer Dean Wing.

Town Moderator declared Article failed.

ARTICLE 10: GENERAL BYLAW - PARKING REGULATIONS

To see if the Town will vote to amend the Town Code, Chapters 85 and 90 as follows, or take any action relative thereto:

1. Chapter 85 – Streets and Sidewalks – Rename 85-3 for clarity, strike 85-6, 85-7, 85-9 85-13 for inclusion in Chapter 90, renumber Chapter 85 to read as follows:

§ 85-1 Street opening.

Prior to opening any public street in the Town of Millville, the contractor or person proposing to open the public street shall secure from the Highway Surveyor a road opening permit and shall post with the Treasurer/Collector a bond in the amount required by the Highway Surveyor.

\$ 85-2 Sledding.

No person shall coast upon any sled or sleds upon any sidewalk or upon any street or public place except upon those streets or public places as the Selectmen may by public notice designate for such purpose.

§ 85-3 Sidewalks.

No person shall drive any animal or vehicle under his care, control, or custody on or over any sidewalk, except at a permanent or temporary driveway, or permit any animal or vehicle under his care to obstruct the safe and convenient passage of persons lawfully using said sidewalks; or drive any animal or vehicle over any sidewalk in such a manner as to damage the concrete, cement or other material of said sidewalk.

§ 85-4 Projections.

All awnings, signs, or other projections of buildings shall be at least seven feet above the sidewalk or traveled way, and then only by permission of the Board of Selectmen.

§ 85-5 Removal of snow from sidewalks.

All abutters of granolithic and concrete sidewalks within the limits of the Town shall remove snow from such granolithic or concrete sidewalks within 24 hours after the termination of each snowstorm.

§ 85-6 Signage.

The Highway Surveyor is hereby authorized and required to place and maintain or cause to be placed and maintained, on each and every street intersecting a through way, appropriate signs upon the street and appropriate devices or marks in the roadbed, such signs, devices or markers to bear the word "Stop" at or near the property line of a through way, and to be located in such a position and to be provided with letters of a size to be clearly legible from a distance of 100 feet along the street intersecting a through way. All such signs shall either be illuminated at night or so placed as to be illuminated by streetlights or by the headlights of approaching motor vehicles.

§ 85-7 Projectiles.

No person shall throw stones in any street or public way or on any sidewalk in the Town.

§ 85-8 Town Common.

The Town Common shall be closed to all persons from 10:00 p.m. to 6:00 a.m. The Police Department shall enforce this bylaw.

§ 85-9 Discharge of water onto public ways; violations and penalties.

No person, owner of property, or person controlling property shall discharge or permit to be discharged into or upon any street, court, lane, public roadway, or roadway which the public has the right to use any water which creates a public hazard by freezing or flooding in the roadway. In addition, said person, owner of property, or person controlling property must hold and conform to a laid driveway entrance permit issued by the Highway Surveyor. Whoever violates this section shall be punished by a fine of \$250 for each day the public hazard exists.

§ 85-10 Parades; toll days.

No Town way, street, or sidewalk shall be used by a person for a parade, toll day, meeting, or other procession or event unless (1) a written application shall first be filed with the Board of Selectmen specifying the time and proposed route or location; and (2) the Board of Selectmen shall have issued a permit approving same. A permit shall be approved unless the parade, toll day, meeting, or other procession or event would conflict with another event already permitted, or the parade would so interfere with vehicular traffic as to present a safety hazard. In the latter event, the Board of Selectmen or its designee shall designate and permit an alternative parade route which shall adequately achieve the purposes of the paraders. The Board of Selectmen is authorized to promulgate rules and regulations consistent with this section relative to the time, place, and manner of such events, as necessary in the interest of public safety.

§ 85-11 Noncriminal disposition.

This bylaw may be enforced by any means available in law or in equity, including noncriminal disposition in accordance with MGL c. 40, § 21D, and Chapter 1, General Provisions, Article I, § 1-3, of the Town Code.

2. Chapter 90 - Vehicles and Traffic - Replace all of Chapter 90 as currently written with the following:

Article I: Traffic Regulations

§ 90-1 Definitions

MOTORIZED LAND CONVEYANCE

Any vehicle classified under M.G.L. c. 90 § 1, in general any vehicle constructed and designed for propulsion by power other than muscular power

NON-MOTORIZED LAND CONVEYANCE

Any vehicle or object on wheels and having no motor power of its own, including but not limited to a trailer, but which is drawn by, or used in combination with, a motor vehicle. It does not include farm machinery or implements when used in connection with the operation of a farm or estate, nor any vehicle towed behind a farm tractor and used in connection with the operation of a farm or estate.

§ 90-2 Traffic rules.

The Selectmen are hereby authorized to establish such traffic rules and orders upon the streets and highways regulating: travel direction, controlling the speed of vehicular traffic, parking of vehicles, temporary closing of streets, zones of quiet, identification and regulation of funeral processions and

reports to local police of accidents. Such traffic rules and orders must be in conformity with local statutes, and shall be approved by the Massachusetts Department of Transportation if required by G.L. c.85.

§ 90-3 Vehicle operation.

Every operator of any motorized land conveyance traveling upon any street intersecting any through way shall bring such a vehicle or other land conveyance to a full stop, at the place where such streets meet, subject, however, to the direction of any traffic control sign or police officer at such intersection.

§ 90-4 Impeding traffic.

No person shall obstruct or impede pedestrian traffic, including, but not limited to, the placement of any item, rubbish or other obstruction of any kind upon any portion of a Town sidewalk, public pedestrian easement, or public passageway. Additionally, no person shall obstruct or impede vehicular traffic upon any Town street or way, unless authorization has been obtained from the Board of Selectmen or its designee. Refusal to move after proper notification and in the presence of a police officer will be deemed a violation of this section.

§ 90-5 On-street Parking

All motorized or non-motorized land conveyances shall be parked parallel along the curbing, within 12 inches or less of the face of the curbing where sidewalks are curbed. Where there is no curbing, such land conveyances shall be parked parallel with the lines of the road and so far off the traveled ways as to not impede traffic. Parked motorized or non-motorized land conveyances may be subject to fines and penalties if they are found in violation of this section. In no case shall cars be allowed to stand diagonally on the streets of the Town.

§ 90-6 Prohibited parking; violations and penalties.

A. No person shall park a motor vehicle upon any portion of public property, a public pedestrian easement, or a public passageway unless either:

- (1) Parking at said location has been authorized by the Board of Selectmen;
- (2) A Town sign has been posted permitting such parking; or
- (3) A permit has been obtained under an applicable law

B. Refusal to move after proper notification and in the presence of a police officer will be deemed a separate violation of this section. A violation of this section shall be subject to a fine of \$50 per occurrence and is enforceable by the Police Department.

§ 90-7 · Handicapped spaces; violations and penalties.

A. Parking signs. In public parking areas, parking spaces reserved for handicapped use shall be clearly marked with handicapped parking signs. Signs must be mounted high enough to be seen while a vehicle is parked in the space and comply with current ADA requirements. No person shall park a motor vehicle in a designated handicapped parking space unless said vehicle bears the distinctive license plates or placards authorized by MGL c. 90, § 2, or for any vehicle bearing the official identification of a handicapped person issued by any other state.

B. Penalties. The penalty for parking in violation of this section shall be \$125.

§ 90-8 Towing under the direction of the police.

Any motor vehicle, as defined in MGL c. 90, § 1, found in violation of this section shall also be subject to towing and storage in a convenient location under the direction of the Police Chief, at the registered owner's expense.

§ 90-9 Towing records.

Records shall be kept by the Police Department of all vehicles towed in violation of this article. These records will be retained for one year containing the following information:

- A. Vehicle registration
- B. Location where the vehicle was towed from
- C. Time and date of tow order
- D. Location where the vehicle was moved to
- E. Fee charged for towing

§ 90-10 Liability for damage.

The Town, its officers and employees shall not be liable for any damages incurred during the removal or storage of any such vehicle under this section. Contractors providing tow services to the Town will be liable to the owner of the vehicle for any damages caused by negligence during the course of removal and storage.

§ 90-11 Parking fines issued.

No vehicle shall be parked obstructing any sidewalk or street, except in case of an emergency. **Officers of the Town in the lawful performance of their duties are exempted from this requirement. Parking violations will be fined according to the following:

No person sh	all park any mo	torized or non-motorized land conveyance		
	\$50 for Each	within 10 feet of a crosswalk		
		in such a manner as to obstruct a driveway or a private road		
		facing in the wrong direction		
		outside clearly defined, marked spaces		
1		more than 12 inches from the face of curbing where the sidewalks are		
Group A Regulations		curbed. When there is no curbing, a vehicle shall be parked as far o		
		the road as reasonably possible		
		in any area which is clearly defined as a no-parking area		
		within 10 feet of a fire hydrant		
		within 20 feet of an intersection		
		in such a way as to impede the free flow of traffic		
		in such a manner as to block fire exits (fire station, school, lane)		
		in a restricted area overnight		
		obstructing snow removal during the winter		
		on any street during a winter/emergency parking ban		
No person shall park any motorized or non-motorized land conveyance				
		in designated handicapped parking spaces, unless the vehicle bears		
	\$125 for Each	the distinctive license plates or placards authorized by MGL c. 90, §		

Group D	2, or is a vehicle bearing the official identification of a handicapped
Regulations	person as designated by any other state
	blocking access to any wheelchair ramp

§ 90-12 Payment of fines.

A. Recipients of parking violations in Millville are required to submit payment or request a hearing within 21 days to appeal the ticket. Appeals may be made in person or in writing. If neither occurs within that time a late fee of \$5 is imposed and an attempt is made to notify the vehicle owner.

B. If the ticket is still not paid or dismissed by the Parking Clerk, the ticket is submitted to the Registry of Motor Vehicles for "marking." Once the ticket has been marked, the owner may not renew his/her driver's license or vehicle registration until the original fine, any late fees, and the registry fee have been paid and a release issued.

C. Safety issues and traffic circulation are of primary concern in issuing parking tickets, with emphasis placed on the ability of emergency vehicles to gain access to all areas of the Town. In parking along Town roads, drivers of all vehicles should leave their vehicles as far off the road as possible in order to leave room for passing traffic with adequate clearance and visibility for cars, emergency vehicles and school buses trying to navigate the streets.

Chapter 90 - Vehicles and Traffic - Article II: Unregistered Motorized or Non-motorized land conveyances

§ 90-13 Open storage prohibited.

No person, as owner or as one in control of a premise, shall keep in the open more than one motor vehicle, assembled or disassembled, unless such motor vehicle(s) is (are) properly registered with the Registry of Motor Vehicles. The provisions of this section shall not apply to a person duly licensed under MGL c. 140, § 59. This section may be enforced pursuant to the provisions of MGL c. 40, § 21D, as set forth in Chapter 1, Article I, of the Town Code.

§ 90-14 Exceptions.

This bylaw shall not apply to vehicles which are:

- A. Stored within an enclosed building; or
- B. Designed and used for farming, agriculture, or construction purposes.

§ 90-15 Violations and penalties.

Any person who violates the provisions of this bylaw will receive written notice from the Board of Selectmen to correct the violation. After 30 days following receipt by him/her through written notice, the individual shall be subject to a penalty of \$50 for each offense. Each day any violation continues after said thirty-day period shall constitute a separate offense. This bylaw may be enforced by any means available in law or in equity, including noncriminal disposition in accordance with MGL c. 40, § 21D, and Chapter 1, General Provisions, Article I, § 1-3, of the Town Code.

Submitted by Planning Board

Explanation: Several vehicle regulations are currently out of place, appearing in Chapter 85. The content of these sections are more appropriately placed in Chapter 90. The Planning Board recommends moving these sections for increased continuity. Chapter 90 as written is under developed, creating enforcement issues and misinterpretation due to outdated language and limited

clarity. The Planning Board updated this section to support greater transparency and understanding. All discussions were posted in advance on Meeting Agendas and a formal Public Hearing was held on October 17th to engage the public and ensure transparency.

Motion made by Pam Maloney. Seconded by Brian Mullaly.

Town Moderator declared a majority vote.

ARTICLE 11: TOWN BYLAW - PERSONNEL

To see if the Town will vote to amend the Town Bylaw, Chapter 20, §20-8. Compensation System as follows.

Section 20-8.A. shall be amended by adding the following language: "The Compensation Plan shall comply with applicable provisions of the Commonwealth's minimum wage laws, and in the event of any inconsistency, the minimum wage laws shall govern."

Section 20-8.D, Classification and Compensation Plan, shall be amended by deleting the columns for the offices of Town Administrator, Town Accountant, Fire Chief and Police Chief, and inserting in their place the following:

Town Accountant	Grade 6	By contract
Town Administrator	Grade 8	By contract
Fire Chief	Grade 5	By contract
Police Chief		By contract

Submitted by Board of Selectmen

Explanation: This article is intended to remove the limitations presented by the Bylaws as written on recruiting, retaining, and negotiating with positions typically subject to contract and at all times subject to budgetary and voter approved appropriations. It is also intended to ensure where Bylaw amounts prove less than increasing minimum wages rates that those minimum wage rates prevail.

Town Moderator separated the above Warrant Article into two sections for voting purposes.

Section 20-8.A: Motion made by Jennifer Dean Wing. Seconded by Kevin Surette.

Town Moderator declared Section 20-8.A passed.

Section 20-8.D: Motion made by Jennifer Dean Wing. Seconded by Kevin Surette.

Town Moderator declared Section 20-8.D Failed.

ARTICLE 12: AMEND LIBRARY OPERATING BUDGET

To see if the Town will vote to transfer from any available funds the sum of \$29,500 (Twenty-Nine Thousand Five Hundred Dollars) to fund the Millville Public Library for the remaining FY 2019; or to take any other action in relation thereto. Submitted by Citizens' Petition

A motion was made by Lynne Foley and seconded by Neal Foley, with the Article being changed as follows:

To see if the Town will vote to transfer from the General Stabilization Fund the sum of \$26,772.40 (Twenty-Six Thousand Seven Hundred Seventy-Two dollars and forty cents) to fund the Millville Free Public Library for the remaining FY 2020; or to take any other action in relation thereto.

A secret ballot was requested by more than seven registered voters.

The results were as follows:

Yes - 66

No - 48

Town Moderator declared the Article failed.

A motion was made by Jennifer Dean Wing to dissolve the Warrant. Seconded by Kevin Surette.

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Town Moderator declared meeting closed at 9:41 PM.

Respectfully submitted:

Diane C. Lockwood, CMC

Town Clerk

COMMONWEALTH OF MASSACHUSETTS TOWN OF MILLVILLE

Peter) (aun Hounshalor

TO ANY OF THE CONSTABLES OF THE TOWN OF MILLVII IN THE COUNTY OF WORCESTER

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of the Town of Millville, who are qualified to vote in the election and Town affairs, to vote at St. Augustine Church Hall, 15 Lincoln Street in Millville, MA on Wednesday, December 4, 2019, to elect the following:

THE POLLS WILL BE OPEN FROM 8:00 AM - 8:00 PM

QUESTION 1.

SHALL THE TOWN OF MILLVILLE BE ALLOWED TO EXEMPT FROM THE PROVISIONS OF PROPOSITION TWO AND ONE-HALF, SO-CALLED, THE AMOUNTS REQUIRED TO PAY FOR THE BOND ISSUED BY THE BLACKSTONE-MILLVILLE REGIONAL SCHOOL DISTRICT IN ORDER TO PAY THE COSTS OF THE MILLVILLE ELEMENTARY SCHOOL BOILER REPLACEMENT PROJECT LOCATED AT 122 BERTHELETTE WAY, MILLVILLE, MA INCLUDING THE PAYMENT OF ALL COSTS INCIDENTAL OR RELATED THERETO?

And you are hereby directed to serve this Warrant by posting true and attested copies thereof at the Town Hall, Post Office, and Georges Variety at least seven (7) days before the time of holding said election. GIVEN UNDER OUR HANDS THIS

SELECTMEN OF MILLVILLE:

Erica Blake, Chairman

ennifer Dean Wing, Vice Chair

Thomas Houle

Andrew Alward

DAY OF NOVEMBER IN THE YEAR 2019.

Kevin Surette A TRUE COPY ATTEST:

Town Clerk, Millville MA

Juine C. Tockwood

I have this day posted true and attested copies of the foregoing warrant at the locations stated above.

RETURN OF SERVICE

Date: 4/19/1

62



Town of Millville

Massachusetts 01529 OFFICE OF THE TOWN CLERK 290 Main Street, Millville, MA Phone: (508)883-5849 Fax: (508)883-2994 townclerk@millvillema.org

RESULTS OF SPECIAL TOWN ELECTION December 4, 2019

A Special Town Election was held at the St. Augustine Church Hall on December 4, 2019.

The polls were declared open at 8:00 AM by Marcel Laplume – Warden. The Ballot Box was opened, inspected, and found empty. The dial was reset to 0000.

Daytime Workers were:

Election Warden:

Marcel Laplume

Ballot Distribution:

Richard Heldenbergh

Check-in/Check-out

Karen Hadley

Mary Gauvin

Jeanette Laplume Barbara Heldenbergh

Town Clerk:

Diane Lockwood

Officers on Duty:

8:00 AM - 12:00 PM:

Scott Gould

12:00 PM - 6:00 PM:

Jim Cusack

6:00 PM - 8:00 PM:

Harry Cervantes

The Warden declared the polls closed at 8:00 PM.

Ballot Counters:

Pamela Thistle

Christine Mercadante

Richard Stearman

Erin Chinappi

Total Ballots Cast:

132

(2 Absentee and 130 at Polls)

of Registered Voters:

2184

% of Voter Turnout:

6%

OUESTION 1:

Shall the Town of Millville be allowed to exempt from the provisions of Proposition Two and One-half, so-called, the amounts required to pay for the bond issued by the Blackstone-Millville Regional School District in order to pay the costs of the Millville Elementary School Boiler Replacement Project located at 122 Berthelette Way, Millville, MA including the payment of all costs incidental or related thereto?

RESULTS:

Yes: 101

No: 31

Certified this 12th day of December, 2019.

Diane C. Jockwood Diane C. Lockwood, CMC

Town Clerk

Notary Public, Justice of the Peace

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