

MINUTES OF REGULAR SESSION –APRIL 8, 2013

UPPER TOWN HALL

7:00PM

PRESENT: Chairman Brian W. Murray; Selectmen Dino B. DeBartolomeis and William D. Buckley; Town Administrator Richard A. Villani; and Minutes Recorder Jean M. DeTore.

1. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To sign the warrant and approve the Minutes of March 18, 2013 as submitted, UNANIMOUS.
2. Citizen Participation – Chairman Murray recognized Robert J. Flatley, 10 Eben Street and Timothy E. Spino, 15 Wales Street voicing their concerns against the proposed casino.
3. A Public Hearing was held on the petition for street acceptance for Iadarola Avenue, Rock Hill Farm and Portion of Madden Avenue. The Planning Board and Town Engineer recommend favorable action at an upcoming Annual Town Meeting. Mr. Buckley recused himself as he lives on Iadarola Avenue. Mr. DeBartolomeis moved, seconded by Chairman Murray: To lay out Iadarola Avenue, Rock Hill Farm and a Portion of Madden Avenue as public ways, Two in favor, One abstention (Mr. Buckley abstains) IT IS A VOTE.
4. A Public Hearing was held on the petition for street acceptance for Diego Drive. The Planning Board and Town Engineer recommend favorable action subject to all work being completed, inspected and approved before the upcoming Annual Town Meeting. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To lay out Diego Drive, subject to all work being completed, inspected and approved, UNANIMOUS.
5. A Public Hearing was held on the petition for street acceptance for a Portion of Broad Street. The Planning Board and Town Engineer recommend favorable action at an upcoming Annual Town Meeting. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To lay out A Portion of Broad Street as a public way, UNANIMOUS.
6. Mr. William M. Kavanaugh presented a hand carved wood clock with the Town of Milford Seal in appreciation for the dedication of the town officials, first responders and employees of the town and requested that it be donated to the Trustees of the Milford Town Library and displayed on site.
7. Town Counsel Gerald M. Moody, along with Atty. Cezar (“Cid”) M. Froelich and Atty. Kimberly M. Copp, partner in the Chicago-based law firm of Shesky & Froelich, negotiators for host community agreements, Attorney Robert L. Allen Jr., Scott Butera, CEO and Allan Kronberg, President and General Manager of Foxwoods Massachusetts Resort presented a power point view of the casino project.

Mr. Butera narrated the presentation and noted that although they do not have a detailed design at this point, he summarized the amenities of the Foxwoods Resort Casino in Connecticut, introduced his team and partners involved in the property design and engineering as well as the design and construction of transportation and utility infrastructure. He also noted the benefits of a resort casino in the community, issues and mitigation of those issues and their commitment to the community as their vision for the project which would represent history and the culture of New England while being compatible and respectful of the site and the Milford community by:

- Opening a store front in Milford so there is direct communication with the local community
- Work with town officials to set up a number of public forums within the community to discuss community benefits, mitigation, and other issues related to the resort project
- Work with Massachusetts Gaming Commission throughout the regional planning process to understand and try to address the concerns of the surrounding communities
- Setting up a website that would allow residents to follow the process of construction and show a calendar of events

Chairman Murray expressed his disappointment in the lack of work by the developer in researching traffic studies, impact on sewer, water, utilities, etc. since the introduction of the proposed project in 2009 and stated that the time has passed for submitting “glossy pictures” of a resort casino. He also indicated that he is not opposed to entering into a Host Agreement however, he would like to see specific and definitive ways on how FCX Massachusetts LLC proposes to mitigate the issues relating to this proposed project. A copy of responses from the Historical Commission, Conservation Commission, Highway Surveyor, Town Planner, Police Chief, Milford Water Company, National Grid, Town Engineer, Fire Chief, Planning Board and Industrial Development Commission seeking their input on the impact of the proposed casino dated December 18, 2009 was distributed to Mr. Butera. After a discussion, it was the consensus of the Board to request that representatives from FCX Massachusetts LLC work with the consultants of **Shefsky & Froelich** to develop a time frame and a solid mitigation plan of all issues discussed within six weeks for the Board to review.

8. At 8:30PM, Chairman Murray requested a brief recess in order for the attendees present for the proposed casino appointment to exit the meeting.

9. At 8:45PM, Chairman Murray called the meeting to order.

#### 10. TOWN ADMINISTRATOR’S REPORT

- I met with Michael Nicholson, Chairman/Commission on Disability along with Town Engineer Michael Santora, Highway Surveyor, Scott Crisafulli. The Commission is seeking

- to secure use of privately owned space along the Upper Charles Trail to create a family-oriented trail rest area off Medway Road.
- Police Roof – Final plans have been presented and will go out to bid on April 17, 2013. Filed sub-bids are due May 3, 2013. General Bids are due May 17, 2013, Pre-Bid meeting April 26, 2013. Construction period June 17<sup>th</sup> – July 12, 2013.
- Budgets –All budgets under the jurisdiction of the Board of Selectmen are on target for fiscal year 2013, except as previously noted.
- Route 140/Water Street Traffic Signal – Set to begin this week-Mike Santora spoke with MA DOT Representative. Contractor has four (4) weeks to complete the project. Signals will be operational by May 3, 2013. The town is responsible for new wheelchair ramps. Highway Surveyor indicated schedule for completion by July 1, 2013.
- I wish to thank everyone who attended the reception at Town Hall on March 30<sup>th</sup>. It was much appreciated. Thank you for a warm welcome. Special thanks to Liz, Jean and Lou for setting it up.

11. The Board reviewed correspondence from Vincent Squiciari, Chairman/Council On Aging requesting to name the Milford Senior Center as the “Ruth Anne Bleakney Senior Center”. Chairman Murray stated that he is favor of supporting this request as Ms. Bleakney had a true vision and a passion and fought tirelessly for the senior center project. He also extended his thoughts and prayers to her and her family as she confronts a personal challenge. Mr. DeBartolomeis and Mr. Buckley stated that they would like to take the request under advisement.

12. After a review of the Annual Town Meeting articles, Mr. DeBartolomeis moved, seconded by Mr. Buckley: To approve the May 20, 2013 Annual Town Meeting Warrant, UNANIMOUS.

13. Chairman Murray reviewed correspondence provided by former Town Administrator Louis J. Celozzi and Town Engineer Santora outlining the interview process that was conducted to fill the Town Engineer’s position. Mr. Celozzi, Mr. Santora and incoming Town Administrator Richard A. Villani, conducted the interviews, as well as Joseph Calagione, a member of the Planning Board and Michael Giampietro, a member of the Conservation Commission at a second interview of five (5) finalists and provided the Board with a recommendation. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To appoint Ms. Vonnie Maureen Reis to the position of Town Engineer effective April 29, 2013, UNANIMOUS. Chairman Murray thanked Mr. Celozzi and expressed his appreciation of the work that he did in the interview process prior to his retirement.

14. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To approve the renewal of the following: **Bowling Alley License for 2013**: Fun Zone of Milford LLC, d/b/a Pinz, **Pool Table License for 2013**: Fun Zone of Milford LLC, d/b/a Pinz, Hoboken Citizens Club, **Second Hand Licenses for 2013**: Baza Jewelry and Gifts; Central Street Resale, Nathan Sophos, c/o Nathan’s Jewelers, Gregory Bowser d/b/a Pandoras Box, Inc ,UNANIMOUS.

This & That Thrift Shop, Mr. Nascimento Mendes d/b/a Mendes Antiques, T.J. Collectibles: Two in favor, One abstention (Mr. Murray abstains) IT IS A VOTE.

15. In regard to a recommendation on Article 3 (Elected Officials), Mr. DeBartolomeis moved, seconded by Mr. Buckley: To recommend a 2 % increase, with only the Selectmen receiving a 0% increase. Two in favor, One opposed. (Mr. Murray in opposition). IT IS A VOTE.

16. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To approve the request from the Milford Lions Club to conduct a Toll Road at the intersection of Rt. 16 and Rt. 109 from 9:00AM to 2:00PM on May 11, 2013, with a rain date of May 18, 2013, UNANIMOUS.

17. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To approve the Annual Opening Day Parade for Youth Baseball for Sunday, April 28, 2013 from 11:30AM to 12:15PM, UNANIMOUS.

18. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To approve the request to proclaim Louisa Lake "Off Limits" for fishing on April 19, 2013, the day before WMRC's annual fishing derby of April 20, 2013, and to notify the Police Department as well, UNANIMOUS.

19. The Board reviewed correspondence from Police Chief Thomas J. O'Loughlin requesting the adoption of revised rules and regulations for Second Hand Dealers, G.L. c. 140s. 54 through 56 and Article X of the General By-Laws for the Town of Milford. It was the consensus of the Board to schedule a public hearing and provide notice of such to second-hand license holders.

20. It was the consensus of the Board to support Town Engineer Santora's recommendation regarding the Traffic Aids request for Windsor Road by requesting stricter enforcement of the existing 30 mph speed limit.

21. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To approve the request from Police Chief Thomas J. O'Loughlin to waive any and all fees for permits related to traffic light repairs, UNANIMOUS.

22. The Board reviewed correspondence from Town Counsel Moody regarding fire damage to a Highway Department truck. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To approve the recommendation of Town Counsel to make the sum of \$54,000.00 available to the Highway Surveyor to purchase a replacement vehicle for the vehicle damaged by fire, with the amount not accessible until the Highway Surveyor has the balance of funds to obtain a replacement vehicle, UNANIMOUS.

23. The Board reviewed correspondence from Charles Skaff, Supervisor Maintenance Department informing the Board of his intent to retire on or about September 3, 2013. The Board accepted his

notice with regret but expressed appreciation for his years of dedicated service to the town and wished him good luck in his future endeavors.

24. The Board reviewed correspondence from John Erickson, Building Commissioner regarding his inspection of the Milford Youth Center. Chairman Murray noted that the memo is informational providing support for the Article which was submitted for the May 20, 2013 Annual Town Meeting which seeks to raise and appropriate \$300,000 to hire an architect/Engineer for Milford Youth Center renovations.

Mr. DeBartolomeis suggested requesting support from Dr. Fitzpatrick, Superintendent-Director, Blackstone Valley Vocational Regional School District by providing students to help with some of the repairs to off-set the costs.

25. The Board reviewed correspondence from John Erickson, Building Commissioner detailing the recent efforts of the Neighborhood Task Force. To date, all of the 116 4-8 unit buildings have been inspected, and 114 Certificates issued. Applications have been sent to owners of 184 3-family dwellings. Of the 184 properties, 138 have submitted their applications, 84 inspections have been performed, and 68 certificates have been issued. Also, inspections of the 110 multi-family apartments that contain more than 8 units have begun and to date, Certificates have been issued to 4 Apartment buildings with more than 8 units.

Mr. Buckley requested that the Building Commissioner provide a spreadsheet of violations by location of property and requested an inspection of Main Street properties. Mr. DeBartolomeis also requested that the Town Planner and the Building Inspector establish some type of conformity as to the signs and flags posted along Main Street.

## 26. INFORMATIONAL CORRESPONDENCE

1. Tara Kennelly, re: Application For Appointment
2. Attorney General's Office, re: OUI Last Drink Data
3. DEP, re: Milford Water Co., re: Sanitary Surveys
4. Schedule of Meetings
5. Officer of the Governor, re: FY14 Chapter 90 Funding

27. After reviewing correspondence from the Attorney General's office, regarding OUI Last Drink Information, the Board requested that Town Administrator Villani inform the owners of the license establishments of the Board's dismay and recommendation to be vigilant.

28. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To adjourn the Selectmen's meeting at 9:25PM, UNANIMOUS. ROLL CALL VOTE: Chairman Murray, Selectmen DeBartolomeis and

Buckley vote in the affirmative to go into Executive Session to discuss Firefighter Association Collective Bargaining issues, UNANIMOUS.

Respectfully submitted:

MILFORD BOARD OF SELECTMEN

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Jean M. DeTore  
Minutes Recorder

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Atty. Brian W. Murray, Chairman

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Dino B. DeBartolomeis

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William D. Buckley