

MINUTES OF REGULAR SESSION – APRIL 11, 2011

ROOM 03-TOWN HALL

7:00PM

PRESENT: Chairman William D. Buckley and Selectmen Dino B. DeBartolomeis and Brian W. Murray; Town Administrator Louis J. Celozzi; and Minutes Recorder Jean M. DeTore.

1. Mr. DeBartolomeis, Senior Member, opened the meeting for re-organizational purposes. He congratulated Mr. Buckley on his re-election and thanked both he and Mr. Murray for their support during the past year; Town Administrator Celozzi for his expertise and knowledge; and the staff of the Selectmen's Office for their support. He then turned the meeting over to the Town Administrator for the election of a new Chairman. Mr. Murray moved, seconded by Mr. Buckley: To nominate Mr. DeBartolomeis as Chairman, UNANIMOUS. Chairman DeBartolomeis thanked Mr. Murray and Mr. Buckley for their support and confidence in him as Chairman. He outlined his goals for the year including efforts to: Continue the town's fiscal policy of working within the guidelines and parameters of Proposition 2 ½, Maintain the Dual Tax Rate; Safeguard and keep up our neighborhoods, Provide tax relief to eligible senior citizens, Protect and preserve the environment, Plan and strategize with the Town Planner, Town Engineer, Town Administrator, the Chamber of Commerce and the Industrial Development Commission in attracting good, clean industry, Maintain and support a superior School System and Public Safety Department to educate our children and protect the safety of the residents with highly skilled, dedicated public safety personnel; Continue the efforts to complete the design and permitting necessary to rebuild the Godfrey and O'Brien Brooks and also secure the 5.9 million dollars from the environmental bond bill for construction costs; and finally to continue to work with State and Federal elected representatives to convince the EPA to enact fair and reasonable storm water regulations that will provide water quality improvements to the Charles River and be cost-effective .
2. Mr. Murray moved, seconded by Mr. Buckley: To sign the warrant and approve the minutes of March 21, 2011 as submitted, UNANIMOUS.
3. Citizen Participation – None.
4. Attorney Albert DeNapoli, representing TGI Friday's, 240 Fortune Boulevard, was present seeking a Change of Manager from Brian Pippins to James Taylor. He noted that Mr. Taylor had over 20 years of experience in the food business industry. Mr. Murray moved, seconded by Mr. Buckley: To approve the Change of Manager, UNANIMOUS.
5. Susan Pigeon, d/b/a Adirondack Smokehouse Deli, 134 South Main Street was present seeking a Common Victualler license. She noted that she would be working with a business

consultant as this is a new venture for her. Mr. Murray moved, seconded by Mr. Buckley: To approve the license subject to payment of Personal Property taxes, UNANIMOUS.

6. David Nunes, Crossroad Massachusetts, LLC met with the Board seeking to renew a Memorandum of Understanding (MOU) which would be an initial step towards a potential host community agreement. Mr. Nunes stated that currently there is not much movement in the State Legislature regarding consideration of one or more "Destination Resort Casino(s) but hoped that a decision would be made prior to the summer recess of the 2011 legislative session. He stated that if a decision is not made, that his company may seek to place it on the 2012 ballot and be made location specific. A statewide consultant has been hired for this purpose.

Mr. Nunes noted that he has extended all land options in Milford until 2014 and that he is prepared to deposit \$65,000 with the Town to reimburse the town for the cost of hiring gaming, traffic and environmental consultants. He will also replenish that account as necessary. The members also noted that if Milford were to become a chosen site for a casino/resort, this would generate public hearings on zoning by-law changes at town meeting; various other public hearings and a general referendum ballot. A community permitting board to review the project is also included in the proposed legislation. It was the consensus of the Board to have Town Counsel Moody draft an updated Memorandum of Understanding, reflecting the new dates, the monetary commitment, etc. for the Board's review.

Chairman DeBartolomeis recognized Barry Feingold, President and CEO, Milford Chamber of Commerce. Mr. Feingold stated he was in favor of the potential Casino as it was a wonderful growth opportunity for the town.

7. TOWN ADMINISTRATOR'S REPORT

- Monthly Budget Update – All budgets under the jurisdiction of the Board of Selectmen are on target unless as I had previously noted.
- FY12 Budget – I have met with the Finance Committee Sub-Committee to review our budgets. I have e-mailed copies to Board members and I have hard copies for you in your packets. Prior to the submission of our budgets, I had met with and reviewed the budgets of all department heads. The Finance Committee will begin their review of budgets, before the full committee, on Wednesday, April 13, 2011.
- Clean-up Day – On Saturday, April 16, 2011, the Bethany Christian Church will be providing 200 volunteers. They will again be cleaning up the town parks, school grounds and municipal parking lots. Mike Bresciani, Park Director, is coordinating the event and anyone who can help should contact him.
- Upper Charles Trail – They will also be having a clean-up of the trail on Saturday, April 30, 2011 sponsored by the Friends of the trail. Anyone interested in assisting should contact Dave Cassinelli at Milfordtrail.org.

8. After a review of the Annual Town Meeting articles, Mr. Murray requested that the Board seek the opinion of Scott Crisafulli, Highway Surveyor and Thomas J. O'Loughlin, Police Chief relative to Article 23 which seeks to amend the Town of Milford's by-law requiring a property owner to remove snow from the sidewalk abutting their property. Also, Mr. Murray requested that the Board seek the opinion of Paul Mazzuchelli, Health Agent and the Board of Health relative to Article 25 which seeks to amend Article 37 of the Town of Milford's by-laws.

Mr. Murray moved, seconded by Mr. Buckley: To approve the Annual May 23, 2011 Town Meeting Warrant, UNANIMOUS.

Also as part of the discussion on the warrant, it was the consensus of the Board to have a joint meeting with the Planning Board to discuss the article relative to apartments on Main Street.

9. In regard to the discussion of a recommendation on Article 3 (Elected Officials), Mr. DeBartolomeis made a suggestion to recommend a 2 ½ % increase for the four Full-Time officials: Town Clerk, Town Treasurer, Tax Collector and Highway Surveyor, with the remaining Part-Time officials receiving a 0% increase. Mr. Murray requested that the Personnel Board reconsider its recommendation of FY12 wage adjustments for Article 2 position classifications as this was not appropriate due to the present economy. He further stated that a 1 or 1 ½ % increase would be more acceptable. After a brief discussion, it was the consensus of the Board to request that the Personnel Board reconsider its recommendation of 2 ½% increase for Article 2 personnel.

10. Mr. Murray moved, seconded by Mr. Buckley: To approve renewal of the following:

Bowling Alley License for 2011: Fun Zone of Milford LLC, d/b/a Pinz, **Pool Table Licenses** for 2011: Fun Zone of Milford LLC, d/b/a Pinz, Hoboken Citizens Club; **Second Hand Licenses** for 2011: Baza Jewelry and Gifts; Central Street Resale, The Foxy Shop, Mr. Nascimento Mendes d/b/a Mendeas Antiques, Nathan Sophos, c/o Nathan's Jewelers, Second Chance Thrift Store, Thrifty Lady and T.J. Collectibles, Inc., UNANIMOUS.

11. Mr. Murray moved, seconded by Mr. Buckley: To approve the request to proclaim Louisa Lake "Off Limits" for fishing on April 15, 2011, the day before WMRC's annual fishing derby of April 16, 2011, and to notify the Police Department as well, UNANIMOUS.

12 Mr. Murray moved, seconded by Mr. Buckley: To approve a "Poppy Days" permit for the John W. Powers Post 50, American Legion Auxiliary (May 27-30, 2011), UNANIMOUS.

13. Mr. Murray moved, seconded by Mr. Buckley: To remand the proposed zoning by-law amendments for Flood Plain District and Use and Intensity Regulations to the Planning Board for Public Hearing, UNANIMOUS.

14. Mr. Murray moved, seconded by Mr. Buckley: To accept, with regret, the resignation of Timothy J. Corcoran from the Milford Youth Commission, UNANIMOUS.

15. After reviewing the memo submitted by Police Chief O'Loughlin regarding Annual License establishments activity report January 1, 2011 – March 31, 2011, Chairman DeBartolomeis noted that there were nineteen(19) establishments with no incidents and hopes that this cooperation will continue. The Board concurred that improvements had been made.

16. After reviewing correspondence from David L. Condrey, Manager, Milford Water Company regarding the corrective actions and plans relative to the two recent MassDEP violation events, the Board expressed their approval of the commitment the new Manager has made to work with the DEP and the Town of Milford. They also noted the significant changes in the manner that the Water Company plans to communicate information to the Town in a timely fashion and their effort to make staffing changes by hiring qualified individuals to strengthen its current staff.

17. INFORMATIONAL CORRESPONDENCE

1. Dept. of Conservation & Recreation, re: Cedar Swamp Pond Dam
2. Town Administrator, re: Town Hall Window Estimate/C.I.C. Revised List
3. Town Administrator, re: Proposed FY12 Budget
4. Dept. of Fire Services, re: Fire Safety Requirements-Section 12 Licenseholders
5. Police Chief, re: Appointment-Jeanne VanPatten-Steiger
6. Office of the Governor, re: Chapter 90 Aid-FY12
7. Town Administrator, re: StoneRidge/Congressman Neal Correspondence
8. Liquor License Quota Information
9. Town Accountant, re: March FY2011-"Financial Facts"
10. Division of Capital Asset Management, re: Commonwealth's Search for Lease Space
11. Schedule of Meetings

Invitations

1. Milford Youth Baseball, re: Opening Day-April 23, 2011
2. Friends of the Milford Town Library, re: 25th Anniversary Celebration
3. Supt. Tremblay, re: Community Education Summit/April 27, 2011

18. Mr. Murray moved, seconded by Mr. Buckley: To adjourn the Selectmen's meeting at 8:20PM, UNANIMOUS. ROLL CALL VOTE: Chairman DeBartolomeis, Selectmen Murray and Buckley all vote in the affirmative to go into Executive Session to discuss an Insurance Claim, the Town Accountant's employment contract and Police Department collective bargaining issues.

Respectfully submitted:

Jean M. De Tore
Minutes Recorder

MILFORD BOARD OF SELECTMEN

Dino B. DeBartolomeis, Chairman

Brian W. Murray, Esq.

William D. Buckley