

MINUTES OF REGULAR SESSION – AUGUST 6, 2012

ROOM 03-TOWN HALL

7:00PM

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

1. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To sign the warrant and approve the minutes of July 23, 2012 as submitted, UNANIMOUS.

2. Citizen Participation – None.

3. At 7:05PM a Public Hearing was held regarding renewal of the Comcast Cable License Application. Frank W. Foss, Sr. Manager Government & Community Affairs was present along with a stenographer in order to audio record the hearing.

Chairman Murray read an opening statement indicating the sole purpose of the hearing was to assess the qualifications of Comcast of Massachusetts 1 Inc. with regard to its application to renew their cable television license in the Town of Milford. Legal notice was published in the Milford Daily News, as required, 14 days in advance July 16, 2012 and once in each of two successive weeks, August 1, 2012. The order of tonight's hearing will be as follows:

Comcast representatives will have the opportunity to present their qualifications to operate and obtain a cable license in the Town of Milford and outline how they would be responsive to the town's needs.

The Board members would question Comcast representatives.

The public would have the opportunity to speak through the Chairman to voice their concerns and ask questions

The final part of the public hearing would allow Comcast representatives to make a closing statement.

Mr. Foss, on behalf of Comcast, stated that he believes that they have complied with the existing terms of the current contract, addressed consumer issues in a timely manner including billing questions, programming, etc. and going forward is best able to meet the communities' financial and technical needs. He then submitted a copy of the proposed license application, Department of Telecommunications and Cable's Form 100 in accordance with 47 U.S.C 546(b), which requires the cable operator submit a renewal proposal for review and action by the Issuing Authority for the record.

Mr. DeBartolomeis moved, seconded by Mr. Buckley: To approve the Final Renewal License for Comcast, UNANIMOUS.

Mr. DeBartolomeis moved, seconded by Mr. Buckley: To designate MC2 to receive 4% directly from Comcast and Verizon and that they, in turn, with each payment, turn 1/8<sup>th</sup> of that total over to the Town Treasurer to be available to the School Department, UNANIMOUS.

Mr. DeBartolomeis moved, seconded by Mr. Buckley: To direct Town Counsel to notify Comcast and Verizon of the above, UNANIMOUS.

Mr. DeBartolomeis moved, seconded by Mr. Buckley: To direct that all Capital Funds be made directly payable to MC2 and that MC2 provide acknowledgement to the Town Administrator of receipt of these funds, with requirements from MC2 for regular updates on actual and intended use of funds, UNANIMOUS.

Chairman Murray also noted that Mr. Foss submitted two Side Letters of Agreements for:

1. Annual Performance Evaluation Review & Public Education & Government (PEG) Channel Relocations
2. Discount for Eligible Senior Citizens.

Mr. Buckley reminded Mr. Foss that the issue of double poles still exists. Mr. Foss stated that they are aware of the issue and have begun to target the pole locations.

Chairman Murray recognized Robert O'Keefe, Executive Director of MC2 (Milford TV). Mr. O'Keefe provided a slide presentation of the proposed PEG Access studio at 138 South Main Street. He stated that they are scheduled to provide coverage of meetings, etc. as of August 23, 2012 and noted that the grand opening of the studio will be in late October. He further stated that for a small fee, the public can be trained and can rent cameras, non-profit companies can become members, and the studio will also have edit suites. Also, internships will be available for High School and College Students. Mr. O'Keefe thanked Robert Kelly, Consultant from Sean Roberts Associates for his assistance throughout the process; and Steve Minichello, Consultant; and the members of MC2 for their input.

4. James G. Guido, Manager of James G. Guido, d/b/a Guido and Son Italian Imports, 194 West Street, was present seeking a Transfer of Location from 194 West Street Unit 17 to 194 West Street, Unit 1. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To approve the transfer, UNANIMOUS.

5. Lisa Wassarman, Manager of LJJ, Inc, d/b/a Gourmet Pizza, represented by Atty. Michael J. Noferi, 196 East Main Street, were present seeking a Restaurant Wine & Malt license. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To approve the license, UNANIMOUS.

#### 6. TOWN ADMINISTRATOR'S REPORT

- Monthly Financial Update – As we enter the second month of FY13, all budgets under the jurisdiction of the Board of Selectmen are on target.
- Ice IMAGE Program -As I reported to the Board, the Town of Milford has been accepted into the IMAGE Program and the signing will be held at your next meeting on August 20, 2012. Ross Feinstein, the P.R. spokesman called from

- Washington, D.C. on Thursday, August 2, 2012 indicating that he would be coordinating the publicity for the event and he will be here also that evening.
- The Commission on Disability has received a most generous gift of \$5,000 from Harold & Marcia Rhodes “with gratitude for the members’ hard work and with hopes that the gift will help the Commission achieve its’ goals for the Milford community.”

7. Chairman Murray recognized Mr. Alfredo Luis Monteiro of 169 West Street. Mr. Monterio stated that there are overgrown shrubs at the corner of Lawrence and West Streets making it difficult to see oncoming traffic. Chairman Murray suggested that Mr. Monteiro meet with the Town Administrator in the morning to resolve the issue.

8. The Board reviewed correspondence from Fire Chief John Touhey relative to double poles indicating that of the 186 double poles, the Fire Department is on 56 of them and will work to have the old fire alarm wires removed by the end of August, if not sooner. Chairman Murray requested that the Town Administrator continue to coordinate the double pole removal plan with the Utility Companies and provide the status of the bill that is currently before the House Ways and Means Committee allowing Towns to fine Utility Companies for not removing Double Poles.

9. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To approve the date of October 22, 2012 for a Special Town Meeting, with the warrant opening this evening and closing at 12:00 noon on Thursday, September 13, 2012, UNANIMOUS.

10. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To accept, with regret, the resignation of Peter D. Wish from the Capital Improvement Committee, UNANIMOUS.

After a brief discussion, Chairman Murray requested that Town Administrator Celozzi contact Marc Shaen , Chairman of the Finance Committee to determine the status of the proposal to eliminate the Capital Improvement Committee and incorporate it as a sub-committee to the Finance Committee. He noted that a bylaw change may be necessary at the upcoming Special Town Meeting.

11. Chairman Murray discussed the following correspondence:

-**Town Engineer Santora** - Route 16 Improvement Project-July 2012 Progress Report.

- **MASS DOT** response regarding request by Chairman Murray to meet with officials from DOT relative to towns’ concerns to Rt. 16 Improvements.

Chairman Murray requested that Town Administrator Celozzi follow up on his request to meet with Mr. Mark Johnson and Town Officials to discuss the project.

-**Building Commissioner** regarding Neighborhood Task Force Update.

12. INFORMATIONAL CORRESPONDENCE

1. Commission on Disability, re: Minutes of March 20, 2012 and April 17, 2012.
2. Brian S. Grossman, re: Application for Appointment
3. Barry Feingold/Chamber of Commerce, re: ICE IMAGE Program
4. Highway Surveyor, re: Sidewalks/Main Street
5. Schedule of Meetings

13. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To adjourn the Selectmen's meeting at 7:55PM, UNANIMOUS. ROLL CALL VOTE: Chairman Murray, Selectmen DeBartolomeis and Buckley vote in the affirmative to go into Executive Session to discuss Milford Town Library Staff Association and Police Association Collective Bargaining issues, UNANIMOUS.

Respectfully submitted:

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Jean M. De Tore  
Minutes Recorder

MILFORD BOARD OF SELECTMEN

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Atty. Brian W. Murray, Chairman

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Dino B. DeBartolomeis

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William D. Buckley