

MINUTES OF REGULAR SESSION –NOVEMBER 18, 2013

ROOM 03 – TOWN HALL

7:00PM

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

1. Mr. DeBartolomeis moved, seconded by Mr. Murray: To sign the warrant, UNANIMOUS.

2. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the minutes of October 28, 2013 as submitted, UNANIMOUS.

3. CITIZEN PARTICIPATION - None

4. The Public Hearing for the determination regarding the allocation of the percentage of the tax levy was held at 7:00PM. Board of Assessor Members Joseph Arcudi and Joseph Niro were present along with Assessor/Administrator Priscilla Hogan, who gave the FY14 property classification presentation. According to Ms. Hogan, the town's budget for FY14 is \$93,383,790.77 as determined by Town Meeting and using the shift of 1.48 that was adopted last year; after deducting estimated local receipts, of \$36,521,643.99, the town must raise \$56,862,146.78 in taxes. She stated that there has been a significant change in property values. The average Single family homes decreased 3.45%, the average condos increased 8.18%, two families decreased 1.62%, the average three- family homes decreased .88% and the average multi-families increased 1.91% which includes the \$4.5 million dollar increase in value from a partially complete new assisted living facility. The industrial class shows a 6.91% increase in value which reflects an increase over \$11 Million in value just from the Milford Water Company's new water treatment plant. She also noted that if the shift remains at 1.48%, the average single family increase is \$34.01 which is a .76% increase. The average condo increase will be \$229.31 or 8.18% increase, average two-family \$97.63 or 2.67%, average three-family \$353.36 or 9.31%, average Multi-Family \$730.61 or 6.35%, average Commercial \$1,030.78 or 4.67% and Industrial \$3,787.31 or \$12.29%.

As this was a public hearing, Chairman Buckley opened the meeting for discussion. Mr. Rudolph Lioce, owner of Milford Woodworking voiced his concerns stating that in his opinion the increase of \$1,000 was high and would add an additional burden for the average business owner in today's economy. After a brief discussion:

Mr. DeBartolomeis moved seconded by Mr. Murray: To maintain the dual tax rate and set the rate at 1.48%, UNANIMOUS.

Mr. DeBartolomeis moved, seconded by Mr. Murray: To not grant an exemption up to 20% of the value on properties categorized as the principal residence of the owner, UNANIMOUS.

Mr. DeBartolomeis moved, seconded by Mr. Murray: To not grant a small commercial exemption, UNANIMOUS.

5. Ms. Debra Attias, President of Star Car Rental, 206 East Main Street was present seeking a transfer of location for her Class II license to 231 East Main Street. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the transfer, UNANIMOUS.

6. Mr. Joseph Tutela, III, Manager represented by Gregory C. Demakis, Esq. were present for the hearing on the application of Courtyard Management Corporation d/b/a Courtyard by Marriott, 10 Fortune Boulevard seeking to amend its current InnHolder All Alcoholic Beverages license to add an additional storage and point of service to the existing InnHolder license to include the sale of alcohol stored in a locked cooler in the “marketplace.” Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the amendment, UNANIMOUS.

7. Joseph M. Antonellis, Esq. along with Andrew Gold and Michael Dundas principals of Bay State Relief, Inc. Medical Marijuana Treatment Center made a brief presentation providing the Board additional information regarding the licensing process and the manner in which the facility will be operated and maintained. Atty. Antonellis requested on behalf of Bay State Relief, that the Board authorize Town Administrator Villani to issue a letter of no opposition to present to the state agencies regulating the issuance of the license. Mr. DeBartolomeis moved, seconded by Mr. Murray: To issue the letter requested, UNANIMOUS.

#### 8. TOWN ADMINISTRATOR’S REPORT

1. Thanksgiving Eve- A reminder that Town Hall will be closed at 1:00 PM on Wednesday, November 27, 2013, the day before Thanksgiving. Town Hall will be open on Friday, November 29, 2013.
2. Winter Parking Ban – The Parking Ban is in effect from December 1, 2013 through March 15, 2014. Parking on the street is prohibited between midnight and 6:00 AM regardless of weather conditions. Violators will be subject to a \$25.00 fine.
3. Armory Renovation Committee – The Committee would like to invite the members of the Board of Selectmen to a meeting with its architect on Wednesday, November 20, 2013 at 7:00 PM. The purpose of this meeting is to seek input from community organizations to better learn and determine objectives of the renovation project. There will be a brief presentation by the architect.
4. Snow Removal Equipment at Milford High School – I was asked to look into the matter of the locating of snow removal equipment at the softball parking lot. I am informed the equipment is required to be on site in the snow removal contract with the contractor. If it does not remain on site we run the risk of not clearing the school in a timely manner. I

have spoken with Rob Quinn, Facilities Manager and we discussed working out a plan whereby the equipment will be relocated prior to any major event and he will also try to find a permanent location in another area of the High School.

5. Town Hall Roof – I am pleased to report the Town Hall Roof is finished. The work was performed in five (5) working days with minimal disruption on the operation of Town Hall business.
6. Police Roof – The Police Station Roof is also finished. Punch List items were completed on Friday and a final walk through is scheduled for tomorrow. We expect a Certificate of Final Completion to be issued.
9. After reviewing correspondence from Town Administrator Villani regarding the proposed telephone system for Town Hall: Mr. DeBartolomeis moved, seconded by Mr. Murray: To award the telephone contract to Total Communications, Inc. for the contract price of \$49,886.26 including a three (3) Year Maintenance and support program which includes Software updates with parts and labor for an additional \$12,062.00, UNANIMOUS.
10. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the date of December 9, 2013 for a Special Town Meeting with the warrant opening this evening and closing this evening, UNANIMOUS.
11. Town Counsel Moody was present to provide an update regarding proposals for consultant services toward the possible acquisition of the Milford Water Company. After a brief discussion: Mr. DeBartolomeis moved, seconded by Mr. Murray: To authorize Town Counsel to obtain the Brown Rudnick review and opinion and begin the feasibility study by Russell Consulting, UNANIMOUS
12. The Board reviewed correspondence from Town Administrator Villani relative to Chapter 28 of the Acts of 2009, the “New Ethics Law” specifically the release of Executive Session Minutes and Notification of Intent to release the specified minutes according to the Record Management. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the Notification of Intent as outlined, UNANIMOUS.
13. Mr. DeBartolomeis moved, seconded by Mr. Murray: To appoint the following individuals to the Milford Cultural Council: Charlene Capone, Marco Carneiro and Leah Valente, UNANIMOUS.
14. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the request to dispose of Surplus Vehicles submitted by Thomas J. O’Loughlin, Chief of Police, UNANIMOUS.

15. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve a permit for the sale of Christmas Trees to Jamison Mendall Tree Removal, 235 East Main Street, November 24 to- December 24, 2013, Monday-Sunday 9AM-9PM, UNANIMOUS.

16. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve a permit to obstruct for the Milford Youth Football & Cheerleading for "Tag Days" November 27, 29, 30 and December 6,7 and 8, 2013 from 8:00AM-2:00PM, UNANIMOUS.

17. After reviewing correspondence from Town Engineer Reis which noted the problem created by traffic traveling westbound on Route 16 and the difficulty making a left hand turn onto Hayward Street: Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the request and recommendation of Chief O'Loughlin and Town Engineer Reis to have the Highway Department "Block Out" the intersection (with pavement markings) and install a "Do Not Block Intersection" sign on the eastbound side of Route 16 just before Hayward Street, UNANIMOUS.

Chairman Buckley requested that Police Chief O'Loughlin observe the traffic situation at the intersection of Pine and Main Street to School Street.

18. After reviewing correspondence from Police Chief O'Loughlin recommending that parking be prohibited on the easterly curb from Spring Street to Court Square for the vehicles travelling northerly: Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the request, UNANIMOUS.

19. After reviewing correspondence requesting additional handicap parking spaces at Town Hall: Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve two (2) Temporary Handicapped Parking signs to be placed in spaces in the Town Hall parking lot on the nights there are concerts and for other major Town Hall events, UNANIMOUS.

20. After reviewing correspondence from Police Chief O'Loughlin along with recommendations from Town Engineer Reis relative to Speed Regulation Signs: Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the following, UNANIMOUS

1. TRAFFIC RULES AND REGULATIONS- SUBMIT FOR A MASSDOT WARRANT

The Massachusetts General Laws require that the Town, through the Board of Selectmen petition Mass DOT to conduct a survey to determine the appropriateness of a speed regulation sign and the speed limit that should be recorded thereon. If the Board is in agreement with Mass DOT's determination, a warrant is issued by MassDOT and is approved by them and the RMV. The listed in this category are presently listed within the Milford Traffic Rules and Orders.

2. TRAFFIC RULES AND REGULATIONS – BOARD OF SELECTMEN AMEND AND SUBMIT FOR MASSDOT WARRANT

These are signs that are presently recorded within the Milford Traffic Rules and Orders. The Chief of Police and Town Engineer are recommending a change prior to submission to MassDOT as detailed in paragraph 1, above.

3. REMOVE

These are signs that are presently recorded within the Milford Traffic Rules and Orders. The Chief of Police and Town Engineer do not believe that they are warranted and recommend that they be removed from the Traffic Rules and Orders.

4. REPLACE MISSING SIGNS

These are signs that are presently recorded within the Milford Traffic Rules and Orders. The Chief of Police and Town Engineer believe that they are warranted and should be submitted to MassDOT as is detailed in paragraph 1, above, however the sign is presently missing.

5. TRAFFIC RULES AND REGULATIONS – NO ACTION IS NECESSARY

These are signs that are presently recorded within the Milford Traffic Rules and Orders, however, because they are yellow warning or advisory signs they do not require action by MassDOT.

21. After reviewing correspondence from Police Chief O'Loughlin requesting authorization for Town Administrator Villani to sign the grant application in the amount of \$199,000.00 for the Milford Police Department in conjunction with the Framingham, Natick and Marlboro Police Departments with the Massachusetts State Police to create a crime analysis unit at the Framingham Police Department: Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the request, UNANIMOUS.

22. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the request from The Milford High School Boosters Club, Inc. for the annual 5K Turkey Day Road Race, Thursday, November 28, 2013, beginning at 7:00AM, UNANIMOUS.

23. After reviewing correspondence from the Department of the Army in reference to the Milford Pond Aquatic Habitat Restoration Project and the Project Partnership Agreement (PPA), signed March 25, 2013 between the Town of Milford, Massachusetts, and the Corps of Engineers for the design and construction of the project; Selectman DeBartolomeis stated that one of the provisions allows the government to give credit for Work-in-kind contributions and will update the Board on the status by next fall.

24. Mr. DeBartolomeis moved, seconded by Mr. Murray: To accept, with regret, the resignation of Mary Martin from the Milford Cultural Council, UNANIMOUS.

25. INFORMATIONAL CORRESPONDENCE

1. Xfinity, re: TV Channel and Programming Changes
2. Schedule of Board Meetings

26. Mr. DeBartolomeis moved, seconded by Mr. Murray: To adjourn the Selectmen's meeting at 8:19PM, UNANIMOUS. ROLL CALL VOTE: Chairman Buckley, Selectmen DeBartolomeis and Murray vote in the affirmative to go into Executive Session to discuss a Lease Agreement and Land Proposals, UNANIMOUS.

Respectfully submitted:

MILFORD BOARD OF SELECTMEN

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Jean M. DeTore  
Minutes Recorder

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William D. Buckley, Chairman

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Dino B. DeBartolomeis

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Brian W. Murray, Esq.