

MINUTES OF REGULAR SESSION –DECEMBER 2, 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 November 18, 2013 as submitted, UNANIMOUS.

3. Chairman Buckley commended the members of the Board, town Department Heads and town employees for the professional manner and consciences effort in which they provided information relative to the proposed casino for the referendum question. In his opinion it allowed for positive dialogue and there was hard work done by people on both sides and the public took the time to be informed. He also noted that he would like to review some of the improvements suggested by the developers and consultants mentioned throughout the discussions and to review funding sources through grants or the town's budget for the possibility of:

- increasing enforcement on East Main Street by creating pull-offs for police officers and adding speed monitors.
- re-striping the Dilla Street intersection

Mr. DeBartolomeis agreed that the discussions were very informative and as a result suggested looking into the possibility of extending the sewer line up to the Holliston town line along East Main Street.

Mr. Murray was also pleased with the process and stated that in his opinion the role of the Selectmen was to see if this was a feasible proposal and to provide good information through the consultants and engineers and let the voters decide through the referendum question.

4. CITIZEN PARTICIPATION - None

5. A hearing was held on the application of Hoboken Citizens Club, Inc., 252 Central Street seeking a change of manager from Louis H. Piazza to Charles A. Tomaso, Jr. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the change of Manager, UNANIMOUS.

6. Town Administrator's Report

1. Budgets – All Budgets under the jurisdiction of the Board of Selectmen are on target.

2. Biomeasure, Inc. – Decertification of TIF (Tax Increment Financing) – I received a telephone call from Eileen Rogan, Economic Development Incentive Program (EDIP) Manager of Mass Office of Business Development. She is adding Biomeasure, Inc. to the list of Projects to be decertified at their December State Board Meeting. By way of background Biomeasure had an EDIP project in November 2004 with a 12 year local Incentive Agreement. Their intent was to build a research and manufacturing facility at 27 Maple Street. In March 2013 they sold the site to Baxter Health Care Corp. who is not interested in taking advantage of the Tax Credits and has agreed to decertify the project. Unless the Board has an objection there appears to be no reason to oppose decertification.
3. Town Hall Window Restoration Project – As the Board knows, the Town opened bids for the Town Hall Window Restoration Project on September 18, 2013. The low bidder, GVW, Inc. of East Boston was awarded the contract. As this project is very important to the Town and we are committed to making sure that the best possible work is done, I along with the Town Engineer propose using a Resident Engineer with experience in Historic Renovations to monitor the Contractor’s work. The Town appropriated \$480,000 for the project. The GVW bid is \$283,900, so additional funds are available in the original budget to employ a Resident Engineer. It is estimated that these part-time services will cost no more than \$35,000.

A Request for Qualifications was published last week in the Central Register and the Milford Daily News. The proposals will be opened on December 5th. The Selection Committee is composed of the Town Engineer, Building Inspector and me. We expect to make a recommendation to award at the December 16th Selectman’s Meeting.

Finally, we have a pre-construction meeting scheduled with GVW for Friday, December 6th. We will establish a start date, a construction schedule and review the process for the removal and restoration of the windows as well as the sealing of the removed window area.

7. Mr. DeBartolomeis moved, seconded by Mr. Murray: To cancel the Special Town Meeting scheduled for December 9, 2013 since the referendum question for the casino did not pass in the recent special election on November 19, 2013, UNANIMOUS.

8. The Board reviewed correspondence from Town Administrator Villani recommending the release of the following Executive Session Minutes: August 22, 2011, August 6, 2012, October 15, 2012, November 5, 2012, December 3, 2012 December 19, 2012 and January 28, 2013. Mr. DeBartolomeis moved, seconded by Mr. Murray: To release the above, UNANIMOUS.

9. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the following Automatic Amusement Licenses for 2014, UNANIMOUS:

**Automatic Amusement**

- |                              |                       |
|------------------------------|-----------------------|
| 1. Italian American Veterans | 4 Hayward Field       |
| 2. Milford Hotel Group, LLC  | 11 Beaver Street      |
| 3. Papa Gino's               | 42 Cape Road          |
| 4. Galway Milford            | 68 Water Street       |
| 5. Club Portuguese           | 119 Prospect Heights  |
| 6. Milford Sports Club, Inc. | 340 East Main Street  |
| 7. Powerless, Inc.           | 284 West Street       |
| 8. Royal Buddha              | 121 Depot Street      |
| 9. Fun Zone of Milford, LLC  | 110 South Main Street |
| 10. Scioli Corporation       | 146 South Main        |

Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the following Auctioneer Licenses for 2014, UNANIMOUS:

**Auctioneer**

- |                    |                   |
|--------------------|-------------------|
| 1. Friends Auction | 4 Congress Street |
| 2. Watson Auctions | 4 Congress Street |

Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the following Boarding Licenses for 2014, UNANIMOUS:

**Boarding**

- |   |                       |
|---|-----------------------|
| 1. Anne K. Mahaney                      | 40 Jefferson Street   |
| 2. Milford Development Realty Trust     | 38 Spring Street      |
| 3. Russet Rentals LLC (Robert Ruggiero) | 22 Congress Street    |
| 4. Russet Rentals LLC (Robert Ruggiero) | 51-53 Exchange Street |

Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the following Class I Licenses for 2014, UNANIMOUS:

**Class I**

- |                                      |                      |
|--------------------------------------|----------------------|
| 1. Danvers T III Inc.                | 300 Fortune Blvd.    |
| 2. Imperial Municipal Partners, Inc. | 154 East Main Street |
| 3. Milford Nissan Corporation        | 320 East Main Street |
| 4. Southworth-Milton, Inc.           | 100 Quarry Drive     |
| 5. Southworth-Milton, Inc.           | 179 Fortune Blvd.    |
| 6. Southworth-Milton, Inc.           | 330 East Main Street |

Mr. DeBartolomeis moved, seconded by Mr. Muray: To approve the following Class II Licenses for 2014, UNANIMOUS:



**Common Victualer**

1. AJR Associates d/b/aBronx Bagel 196 East Main Street
2. Hany Nyrouz d/b/a Bill's Pizza 126 Main Street
3. Beijing Dumpling House, Inc. 163 Main Street
4. Brunelle's Restaurant & Pizzeria 55 Water Street
5. Burger King Northeast Foods, Inc. 22 Beaver Street
6. Charlie's Express Pizza 40 Spruce Street
7. Chung, Inc. 93 Water Street
8. D&T Donut Shop 118 Prospect Street
9. D&T Donut Shop 140 South Main Street
10. Delop's Inc. 195 East Main Street
11. Delop's Inc. 138 South Main Street
12. Dunkin Donuts 350 East Main Street
13. Dunkin Donuts 31 Main Street
14. Dunkin Donuts 146 South Main Street
15. Dunkin Donuts 13 Medway Road
16. Eric M. Marsland d/b/a Gourmet Pizza & Grill 196 East Main Street
17. Sodexho Operations, LLC at EMCU 31 Maple Street
18. Five Olsons Milford Plains LLC d/b/a Five Guys 9 Medway Road
19. Friendly's 17 Medway Road
20. Garden Pizza 92 Prospect Street
21. Garden Restaurant 156 West Street
22. JR's Diner 206 East Main Street
23. Kentucky Fried Chicken 15 Medway Road
24. Sodexho (Milford-Whit.Reg. Hosp) 14 Prospect Street
25. Great Taste Restaurant 201 Main Street
26. Wing Hua Inc. d/b/a Hunan Gourmet 130 Main Street
27. Eldridge Kitchen & Catering Corp. 178 East Main Street
28. Lamaka, Inc. d/b/a Ray & Dick's 20 Exchange Street
29. McDonald's 139 South Main Street
30. McDonald's 143 Medway Road
31. Pirperis, Inc.(DQ Grill & Chill) 190 West Street
32. Milford Pizza Palace 8 Beach Street
33. Padaria Brasil Bakery 173 Main Street
34. Panera LLC d/b/a Panera Bread 91 Medway Road
35. Papa Gino's 42 Cape Road
36. Papa Gino's 91 Medway Road
37. Pizza 85 130 Cedar Street
38. Pizza Chef 179-181 Main Street
39. Rosa's Villa 189 West St. (Units 1&2)
40. Sodexho USA @ Waters Corp. 34 Maple Street

- |   |                      |
|---|----------------------|
| 41. Sodexo @Waters                      | 5 Technology Drive   |
| 42. SDM Corporation d/b/a Sabor DeMinas | 122 East Main Street |
| 43. Sabor Latino                        | 126 Main Street      |
| 44. Subway #47555                       | 94 Prospect Street   |
| 45. MPHH, Inc. d/b/a Subway             | 9F Medway Road       |
| 46. CTG Enterprises, Inc. (Sal's)       | 206 East Main Street |
| 47. Wendy's Old Fashioned Hamburgers    | 128 Cedar Street     |
| 48. Yum Yum Froyo                       | 196 East Main Street |

Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the following Common Victualler All Alcoholic Licenses for 2014, UNANIMOUS:

**Common Victualler All Alcoholic**

- |  |                        |
|--|------------------------|
| 1. 99 West, Inc.                                 | 196B East Main Street  |
| 2. Din-Din Rest. d/b/a Pepperoncini's            | 201 East Main Street   |
| 3. Powerless, Inc.                               | 284 West Street        |
| 4. Applebee's New England                        | 91 Medway Road         |
| 5. Briarwood Restaurants, LLC                    | 55 Medway Road         |
| 6. Dulang Enterprises, Inc. d/b/a Central Tavern | 31 Central Street      |
| 7. Galway Milford, Inc. d/b/a TD's Pub           | 68 Water Street        |
| 8. Club Portuguese E&R                           | 119 Prospect Heights   |
| 9. James Todd Crivello                           | 45 Depot Street        |
| 10. Scioli Corporation                           | 146 South Main         |
| 11. El Taco, Inc.                                | 231 East Main Street   |
| 12. Capital BC Rest. LLC (Bugaboo)               | 124 Medway Road        |
| 13. Linchris Hotel, Corp.                        | 11 Beaver Street       |
| 14. Fun Zone Milford, LLC d/b/a Pinz             | 110 South Main Street  |
| 15. The Crystal Room Inc.                        | 49 Cedar Street        |
| 16. Prezo Grille & Bar, Inc.                     | 229 ½ East Main Street |
| 17. TGI Friday's Inc.                            | 240 Fortune Blvd.      |
| 18. Mario Topuzi and Vasil Isildakli             | 220 Main Street        |
| 19. Mango Thai Cuisine, Inc.                     | 9 Medway Road          |
| 20. Courtyard Management Corporation             | 10 Fortune Blvd.       |
| 21. Milford Mandarin Restaurant, Inc.            | 196 East Main Street   |
| 22. Natalia Marques                              | 113 Central Street     |
| 23. Richard's Food and Drink                     | 67 Medway Road         |
| 24. Royal Buddha, Inc.                           | 121 Depot Street       |
| 25. Turtle Tavern, Inc.                          | 72 Main Street         |
| 26. Two Medals LLC d/b/a 89 Main                 | 89 Main Street         |
| 27. Milford Sports Club, Inc.                    | 340 East Main Street   |
| 28. Café Sorrento, Inc.                          | 143 Central Street     |

- |  |                      |
|--|----------------------|
| 29. Top of the Court, Inc.                     | 189 Main Street      |
| 30. Imperial Buffet, Inc.                      | 350 East Main Street |
| 31. Truffles Grille & Wine Bar                 | 198 East Main Street |
| 32. Marchegiano Club, Inc.                     | 60 Meade Street      |
| 33. Hoboken Citizens Club, Inc.                | 252 Central Street   |
| 34. Italian American World War Vets of US Inc. | 4 Hayward Field      |

Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the following Common Victualler Wine and Malt Licenses for 2014, UNANIMOUS:

**Common Victualler Wine and Malt Restaurant**

- |  |                      |
|--|----------------------|
| 1. EMZ Mart, LLC                           | 335 ½ Main Street    |
| 2. Chim Thai, Inc.                         | 196 East Main Street |
| 3. Thavatchai Vitunitaya d/b/a Thai Pepper | 178 East Main Street |
| 4. LJJ, Inc. d/b/a Gourmet Pizza           | 196 East Main Street |

Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the following Common Victualler Wine and Malt with Cordials Licenses for 2014, UNANIMOUS:

**Common Victualler Wine and Malt with Cordials**

- |                                  |                 |
|----------------------------------|-----------------|
| 5. Ivahy, Inc. d/b/a Casa Brasil | 112 Main Street |
| 6. KH& Company LLC               | 194 West Street |

Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the following Entertainment Licenses for 2014, UNANIMOUS:

**Entertainment**

- |   |                       |
|---|-----------------------|
| 1. Briarwood Restaurants, LLC d/b/a The Alamo     | 55 Medway Road        |
| 2. Café Sorrento                                  | 143 Central Street    |
| 3. Club Portuguese                                | 119 Prospect Street   |
| 4. The Crystal Room Corp.                         | 49 Cedar Street       |
| 5. Milford Sports Club, Inc.                      | 340 East Main Street  |
| 6. Milford Hotel Group LLC                        | 11 Beaver Street      |
| 7. Dulang Enterprisees, Inc. d/b/a Central Tavern | 31 Central Street     |
| 8. Pepperoncini's Pizzeria & Grill                | 201 East Main Street  |
| 9. Powerless, Inc.                                | 284 West Street       |
| 10. Fun Zone of Milford, LLC d/b/a Pinz           | 110 South Main Street |
| 11. Royal Buddha, Inc.                            | 121 Depot Street      |
| 12. Scioli Corporation                            | 146 South Main Street |
| 13. Top of The Court, Inc.                        | 189 Main Street       |
| 14. Turtle Tavern                                 | 72 Main Street        |

15. Richard's Food & Drink 67 Medway Road

Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the following Fortune Teller License for 2014, UNANIMOUS:

1. Miss Mello Palm and Tarot Card Readings 20 Main Street

Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the following Retail Package All Alcoholic Licenses for 2014, UNANIMOUS:

**Retail Package All Alcoholic**

1. Geara Marketing, Inc. d/b/a MacPackage 96 Prospect Street
2. C.L. Burnham, Inc. d/b/a West Street Liquors 61 West Street
3. Thomas A. Hickey, Inc. 396 East Main Street
4. Jonsin, LLC d/b/a Countryside Liquors 170 Central Street
5. Bapanu Corp. d/b/a Milford Package Store Inc. 270 Main Street
6. JenJes Corp. (Milford Liquors) 9 Medway Rd. Unit 5
7. Paul J. Moffi 134 South Main Street

Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the following Retail Package Wine and Malt Licenses for 2014, UNANIMOUS:

**Retail Package Wine and Malt**

1. John J. LeBlanc d/b/a Gene's 80 Water Street
2. Contemporary Concepts, Inc. 134 Cedar Street
3. A&A Fuel, Inc. 140 Medway Road
4. Trushkush Corporation 315 Main Street
5. Pinehurst Enterprises, Inc. d/b/a Purchase Mkt. 89 Purchase Street
6. 75 Purchase Street Corporation 75 Purchase Street
7. Mui T. Tran-Cedar St. Market 100 East Main Street
8. Adonis, Inc.-Quick Mart 58 South Main Street
9. James G. Guido 194 West Street
10. Jose and Theresa Cerqueira 34A Main Street
11. Tyco, Inc. d/b/a Casa Nova Market 102 Central Street

Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the following establishments' applications for extension of serving hours on **New Year's Eve**, UNANIMOUS:

The Alamo 55 Medway Road

Café Sorrento	142 Central Street
Doubletree Hotel	11 Beaver Street
EMZ Mart, LLC dba Isabelles	3351/2 Main Street
Fun Zone Milford LLC/d/b/a Pinz	110 South Main Street
Milford Portuguese Club	119 Prospect Heights
Powerless, Inc. dba The Tradesman	284 West Street

Scioli's Pizza Bar	146 South Main Street
Truffles Grille & Wine Bar	198 East Main Street

Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the following amendments, UNANIMOUS:

Fun Zone Milford LLC/d/b/a Pinz      Change of Common Victualler Hours: Sunday –Thursday: 10AM-1:00AM, Friday 10:00AM-2AM and Saturdays 10:00AM-1:00AM.

Papa Gino, 42 Cape Road      (1) Additional automatic amusement machine-(Key Master)  
Total (2) Machines

After reviewing the list of license holders with outstanding taxes provided by Acting Tax Collector Theresa Dias, Chairman Buckley suggested that the Board adhere to Article 26 of the Town of Milford General By-Laws relative to non- payment of taxes. He suggested that we provide 14 day notice to the appropriate license holders and schedule Public Hearings for January 6, 2014 to determine whether to deny, revoke, or suspend a license holder for nonpayment of taxes. Further the Board suggested that the Tax Collector provide a list of written agreements made with license holders prior to the hearings.

After reviewing the correspondence from Larry L. Dunkin, AICP Town Planner regarding Class I and Class II zoning violations, it was the consensus of the Board to forward the information to Building Commissioner John Erickson to monitor the progress of resolving the violations.

10. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the request from Eastland Partners to extend authorization to use the southerly (upper) portion of the former Cueroni parcel for a temporary construction staging area to be used in connection with the completion of the trail and access to the site is extended until November 30, 2014, UNANIMOUS.

11. Mr. DeBartolomeis requested that Town Administrator Villani look into the status of the holiday decorations on Main Street.

12. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve a One-Day Wine and Malt License for Hoop Crew, LLC ,Saturday, December 21, 2013 from 7:00PM – 12 Midnight, UNANIMOUS.

13. After reviewing correspondence from Town Administrator Villani regarding his recommendation on the position of Departmental Clerk/Accountant's Office: Mr. DeBartolomeis moved, seconded by Mr. Murray: To appoint Shannon L. Sanches to the position of Departmental Clerk in the Accountant's Office at Position Grade 3/Step 1 effective December 16, 2013, UNANIMOUS.

14. Mr. DeBartolomeis noted the memorable ceremony for the lighting of the Menorah at Draper Park this past week and praised the efforts of Firefighter Ted DePaolo and the Milford Permanent Firefighters for organizing this year's spectacular Santa Parade. A letter of appreciation will be sent to them.

15. The Board reviewed correspondence submitted by Police Chief O'Loughlin regarding Annual License establishment's activity report January 1, 2013 – November 17, 2013. It was noted that the establishments are working closely with the Police Department and other than the stabbing at the Portuguese Club on October 6, 2013 in which detectives are investigating, no action by the Board was necessary at this time.

16. Mr. DeBartolomeis moved, seconded by Mr. Murray: To accept, with regret, the resignation of Johnna L. O'Loughlin, Program Coordinator for the Ruth Anne Bleakney Senior Center, UNANIMOUS.

#### 17. INFORMATIONAL CORRESPONDENCE

1. MassDevelopment, re: Milford Regional Medical Center, Inc.-Emergency Room expansion

After reviewing correspondence from Mass Development requesting that the town advise them of any proposed project conflicts on the proposed Milford Regional Medical Center expansion project site, it was the consensus of the Board to request that Larry L. Dunkin AICP Town Planner respond

18. Mr. DeBartolomeis moved, seconded by Mr. Murray: To adjourn the Selectmen's meeting at 7:48PM, UNANIMOUS. ROLL CALL VOTE: Chairman Buckley, Selectmen DeBartolomeis and Murray vote in the affirmative to go into Executive Session to discuss a litigation issue as well a grievance, UNANIMOUS.

Respectfully submitted:

---

Jean M. DeTore  
Minutes Recorder

MILFORD BOARD OF SELECTMEN

---

William D. Buckley, Chairman

---

Dino B. DeBartolomeis

---

Brian W. Murray, Esq.