MINUTES OF REGULAR SESSION - December 12, 2011

ROOM 03-TOWN HALL

7:00PM

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

1. Chairman DeBartolomeis presented a Citation to the Milford Permanent Firefighters Association- Local 2140 in recognition of their community spirit and kindness in sponsoring the Annual Santa Parade. Sean Meehan, President, John DePaolo and Brian Dubovsky were present to accept the citation. He also thanked Committee Members Michael Curley, Michael DeTore, Patrick Evans and Michael Goncalves for their part in organizing this annual event. Firefighter Meehan stated that on Thursday, December 15, 2011 Fire Chief Touhey would be sending Ladder 1 to cover the city of Worcester as part of a Task Force consisting of thirteen surrounding towns, along with honor guards and firefighters in uniform to pay their respect to the Worcester firefighter who died in the line of duty.

2. Mr. Murray moved, seconded by Mr. Buckley: To sign the warrant and approve the minutes of November 28, 2011 as submitted, UNANIMOUS.

3. Envoy David Irwin of the Milford Salvation Army was present to introduce himself to the community and to outline the current programs, fund drives and need for volunteers during these difficult financial times. He expressed appreciation to the community for their support and indicated that he and his wife are looking forward to maintaining and expanding the local corps' programs. He urged the community to continue to support the Salvation Army in their fundraising efforts as more people are now in need of services. He emphasized the need of toys, turkeys and monetary donations. At Thanksgiving they distributed to 257 families totaling 901 family members for the towns of Milford, Hopedale and Mendon. To date, for Christmas, they have received applications for 485 families totaling over 1,000 family members and 410 are children 12 and under. He stated that if anyone is interested in donating a turkey, please bring it to 29 Congress Street between 9AM and 2PM on December 19 or 20^{th,} as they will be distributing them on December 21, 2011, however, someone will be at this location Monday-Friday.

4. Citizen Participation – None.

5. Chairman DeBartolomeis welcomed Chris Watson from Boy Scout Troop 4 who was in attendance as part of a badge requirement.

6. Mr. Paul Winshman, Richard's Food and Drink, Inc. d/b/a Maria's, 67 Medway Road was present seeking an Entertainment License. Hours of operation would be Monday-Saturday

from 8:00PM-11:30PM. Mr. Murray moved, seconded by Mr. Buckley To approve the license, UNANIMOUS.

7. Mr. Adilson Vieira and Neide Santos, Eva's Restaurant and Pizzaria, 55 Water Street were present seeking a Common Victualler License. Hours of operation would be Sunday – Saturday 10:00AM-11:00PM. Mr. Murray moved, seconded by Mr. Buckley: To approve the license, UNANIMOUS.

8. At 7:20 PM a public hearing was held as a result of the Board's intention to amend the Liquor Licensing Rules. Town Counsel Moody reviewed the language which the Board of Selectmen proposes to enact including a new Section 1.07 of the "General Rules Applicable To All Premises License For The Sale of Alcoholic Beverages To Be Consumed On The Premises. As this was a public hearing, Chairman DeBartolomeis recognized Manuel Clavijo (Fr. Manny) who voiced his concerns from a Humanitarian point of view stating that he was concerned for the children of any illegal immigrants detained as a result of local businesses identified as hiring undocumented workers. He stated that these families migrate to the United States for financial opportunities.

Mr. Murray moved, seconded by Mr. Buckley: To approve 1. A new Section 1.07 of the Town of Milford's Liquor License Regulations replacing the current Section 1.07. This new section includes placing conditions upon liquor license holders forbidding use of undocumented workers and a further condition that all license holders comply with Federal Department of Homeland Security requirements including I-9 process. UNANIMOUS. Mr. Murray moved, seconded by Mr. Buckley: To 2. Strikes Section 1.02B of the current regulations. Mr. Murray moved, seconded by Mr. Buckley: To accept the 99 Restaurant Responsible Service of Alcohol Training Program and Test as being in compliance with the Town of Milford Liquor License Regulations.

After reviewing correspondence from Town Administrator Celozzi regarding Amendments-Town of Milford Liquor License Regulations, Mr. Murray requested that the sentence "Proposed amendments addressed that evening included the following", be replaced with "After the posted hearing and public comment, the Board unanimously approved the following amendments:".

9. TOWN ADMINISTRATOR'S REPORT

- Monthly Financial Update All budgets under the jurisdiction of the Board of Selectmen are on target.
- Evergreen Center I again would like to thank the Evergreen Center for their annual yearly visit and the gift of a Christmas wreath which adorns Town Hall. We look forward to the yearly visit from the students and we appreciate their kindness.
- <u>Annual Licenses</u> I'd like to remind all license holders that all 2012 licenses, which the Board will approve this evening, will be available for pick-up any time after December

- 13, 2011. Obviously, the last date for pick-up is Friday, December 30, 2012 and any business not picking up their license will be closed effective January 1, 2012.
- The Finance Committee's Budget Subcommittee met on Thursday, December 8, 2011. They are requesting budgets be submitted by the end of January 2012 and should reflect no more than a 2% increase.

10. Mr. Murray moved, seconded by Mr. Buckley: To approve the following Automatic Amusement Licenses for 2012, UNANIMOUS:

Automatic Amusement

1. Italian American Veterans

- 2. Milford Hotel Group, LLC
- 3. Gourmet Pizza & Grill
- 4. Papa Gino's
- 5. Galway Milford
- 6. Club Portuguese
- 7. Milford Sports Club, Inc.
- 8. Aide Café Inc.
- 9. Royal Buddha
- 10. Fun Zone of Milford, LLC
- 11. TGI Friday's
- 12. Scioli Corporation
- 13. James T. Crivello

4 Hayward Field 11 Beaver Street 196 East Main Street 42 Cape Road 68 Water Street 119 Prospect Heights 340 East Main Street 284 West Street 121 Depot Street 110 South Main Street 240 Fortune Blvd. 146 South Main 45 Depot Street

Mr. Murray moved, seconded by Mr. Buckley: To approve the following Auctioneer Licenses for 2012, UNANIMOUS:

Auctioneer

- 1. Friends Auction
- 2. Watson Auctions

4 Congress Street 4 Congress Street

Mr. Murray moved, seconded by Mr. Buckley: To approve the following Boarding Licenses for 2012, UNANIMOUS:

Boarding

- 1. John D. Mahaney40 Jefferson Street2. Milford Development Realty Trust38 Spring Street
- 3. Russet Rentals LLC (Robert Ruggiero)
- 4. Russet Rentals LLC (Robert Ruggiero)
- 40 Jefferson Street 38 Spring Street 22 Congress Street
- 51-53 Exchange Street

Mr. Murray moved, seconded by Mr. Buckley: To approve the following Class I Licenses for 2012, UNANIMOUS:

Class I

- 1. Danvers T III Inc.300 For2. Milford Nissan Corporation320 Ear3. Southworth-Milton, Inc.100 Q
 - 4. Southworth-Milton, Inc.
 - 5. Southworth-Milton, Inc.

300 Fortune Blvd.320 East Main Street100 Quarry Drive179 Fortune Blvd.330 East Main Street

Having in hand the report of the Registry of Motor Vehicles Section V Compliance Unit as well as those of MA State Trooper John Hanna and Police Chief Thomas J. O'Loughlin, and with the Board members having reviewed these reports, the Board did not vote to renew the license of G.V. Auto Sales

Mr. Murray moved, seconded by Mr. Buckley: To approve the following Class II Licenses for 2012, UNANIMOUS:

Class II

1. 16&85 Automotive Service LLC 2. A&S Detailing & Auto Sales 3. AP Enterprises Inc. (Tony's Auto Serv.) 4. Stephen Antinarelli d/b/a Plains Automotive 5. Berardi Automotive Inc. 6. Michael Bonnell d/b/a Bob's Motor Workshop 7. Bradley J. Kaye d/b/a Art's Auto Service 8. Campos Auto Detailing and Accessories 9. Annantuonio Corp. d/b/a Dan's Auto Body 10. Dale L. Kamishlian d/b/a Auto Connection 11. Dunbars Inc. 12. Jose Goncalves d/b/a Jack's Auto Sales 13. J&J Auto Body Sales & Repairs 14. Danvers T III Inc. 15. Fafama Auto Sales, Inc. 16. Friendly Car Wash, LLC 17. Mark's Auto Sales, LLC 18. Mainline Garage 19. Milford Auto Repair, Inc. 20. Milford Collision 21. Geara Enterprises, Inc. d/b/a Milford Getty

2-4 Cedar Street 232 West Street 60 West Street 293 West Street 233 East Main Street 49 East Main Street 93 Cedar Street 3 Beach Street 457 East Main Street 99-101 East Main Street 70 Haven Street 59 East Main Street 34 Main Street 300 Fortune Blvd. 13 Cape Road 39 Green Street 51 East Main Street 170 East Main Street 61 Main Street 36 Main Street 80 Prospect Street

22. Abraham Hanna Jreij d/b/aMobico Auto Serv. 234 West Street 23. Niro Auto Body and Used Car Sales 196 West Street 24. Old Time Auto Sales 294 West Street 25. Sprint Lube & Repair LLC 81 Prospect Street 26. Star Car Rental, Inc. 206 East Main Street 27. Santos Garage, Inc. –Louiz Santos

28. South Free Auto Body, Inc.

Mr. Murray moved, seconded by Mr. Buckley: To approve the following Class III Licenses for 2012, **UNANIMOUS:**

Class III

Bradley J. Kaye d/b/a Art's Auto Service	
--	--

Mr. Murray moved, seconded by Mr. Buckley: To approve the following Common Victualler Licenses for 2012, UNANIMOUS:

Common Victualler

- 1. AJR Associates d/b/aBronx Bagel
- 2. Adirondack Smokehouse Deli
- 3. Hany Nyrouz d/b/a Bill's Pizza
- 4. Burger King Corporation
- 5. Charlie's Express Pizza
- 6. Chung, Inc.
- 7. D&T Donut Shop
- 8. D&T Donut Shop
- 9. Delop's Inc.
- 10. Delop's Inc.
- 11. Dunkin Donuts
- 12. Dunkin Donuts
- 13. Dunkin Donuts
- 14. Dunkin Donuts
- 15. Sodexho Operations, LLC at EMCU
- 16. Five Olsons Milford Plains LLC d/b/a Five Guys
- 17. Friendly's
- 18. Garden Pizza
- 19. Garden Restaurant
- 20. JR's Diner
- 21. Jacky's Restaurant & Pizzeria
- 22. Gourmet Pizza & Grill
- 23. Kentucky Fried Chicken

196 East Main Street 134 South Main Street 126 Main Street 22 Beaver Street 40 Spruce Street 93 Water Street 118 Prospect Street 140 South Main Street 195 East Main Street 138 South Main Street 350 East Main Street 31 Main Street 146 South Main Street 35 Medway Road 31 Maple Street 9 Medway Road 17 Medway Road 92 Prospect Street 156 West Street 206 East Main Street 163 Main Street 196 East Main Street 15 Medway Road

12 South Free Street 14 South Free Street

93 Cedar Street

12-12-11 Page __of__

- 24. Sodexho (Milford-Whit.Reg. Hosp)
- 25. Great Taste Restaurant
- 26. Wing Hua Inc. d/b/a Hunan Gourmet
- 27. Eldridge Kitchen & Catering Corp.
- 28. Lamaka, Inc. d/b/a Ray & Dick's
- 29. McDonald's
- 30. McDonald's
- 31. Milford Dairy Queen
- 32. Milford Pizza Palace
- 33. Padaria Brasil Bakery
- 34. Panera LLC d/b/a Panera Bread
- 35. Papa Gino's
- 36. Papa Gino's
- 37. Pizza 85
- 38. Pizza Chef
- 39. Rosa's Villa
- 40. Sodexho USA @ Waters Corp.
- 41. Sodexho @Waters
- 42. SDM Corporation d/b/a Sabor DeMinas
- 43. Sabor Latino
- 44. Subway #47555
- 45. MPHH, Inc. d/b/a Subway
- 46. CTG Enterprises, Inc. (Sal's)
- 47. Tanglewood Drive LLC
- 48. Tony's Place Fine Dining Inc.
- 49. Gourmet Pizza & Grill
- 50. Wendy's Old Fashioned Hamburgers
- 51. Eva's Restaurant and Pizzaria

14 Prospect Street 201 Main Street 130 Main Street 178 East Main Street 20 Exchange Street 139 South Main Street 143 Medway Road 190 West Street 8 Beach Street 173 Main Street 91 Medway Road 42 Cape Road 91 Medway Road 130 Cedar Street 179-181 Main Street 189 West St. (Units 1&2) 34 Maple Street 5 Technology Drive 122 East Main Street 126 Main Street 94 Prospect Street 9F Medway Road 206 East Main Street 70 Sumner Street 283 Main Street 196 East Main Street 128 Cedar Street 55 Water Street

Mr. Murray moved, seconded by Mr. Buckley: To approve the following Common Victualler All Alcoholic Licenses for 2012, UNANIMOUS:

Common Victualler All Alcoholic

- 1. 99 West, Inc.
- 2. Din-Din Rest. d/b/a Pepperoncini's
- 3. Aida Café, Inc. d/b/a The Tradesman
- 4. Applebee's New England
- 5. Briarwood Restaurants, LLC
- 6. Nite Lite Lounge, Inc.
- 7. Galway Milford, Inc. d/b/a TD's Pub
- 8. Club Portuguese E&R

196B East Main Street 201 East Main Street 284 West Street 91 Medway Road 55 Medway Road 31 Central Street 68 Water Street 119 Prospect Heights

		12
		Ра
9.	James Todd Crivello	45 Depot Street
10.	Scioli Corporation	146 South Main
11.	El Taco, Inc.	231 East Main Street
12.	Bugaboo Creek Holdings, Inc.	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 Krystal Room Corp.	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. Murray moved, seconded by Mr. Buckley: To approve the following Common Victualler Wine and Malt Licenses for 2012, UNANIMOUS:

12-12-11 Page __of__

Common Victualler Wine and Malt Restaurant

1. EMZ Mart, LLC	335 ½ Main Street
2. Chim Thai, Inc.	196 East Main Street
Thavatchai Vitunitaya d/b/a Thai Pepper	178 East Main Street

Mr. Murray moved, seconded by Mr. Buckley: To approve the following Common Victualler Wine and Malt with Cordials Licenses for 2012, UNANIMOUS:

Common Victualler Wine and Malt with Cordials

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

Entertainment

 Aida Café d/b/a The Tradesman 	28
Applebee's Neighborhood Grill & Bar	9
3. Briarwood Restaurants, LLC d/b/a The Alamo	5
4. Café Sorrento	14
5. Club Portuguese	11
6. James T. Crivello	4
7. The Krystal Room Corp.	4
8. Milford Sports Club, Inc.	34
9. Milford Hotel Group LLC	1
10.Nite Lite Lounge	3
11.Pepperoncini's Pizzeria & Grill	20
12 Fun Zone of Milford, LLC d/b/a Pinz	11
13. Royal Buddha, Inc.	12
14. Scioli Corporation	14
15. Top of The Court, Inc.	18
16. Turtle Tavern	7
17. Richard's Food & Drink	6

34 West Street 91 Medway Road 55 Medway Road 43 Central Street 19 Prospect Street 45 Depot Street 49 Cedar Street 40 East Main Street 11 Beaver Street 31 Central Street 01 East Main Street 10 South Main Street 21 Depot Street 46 South Main Street 89 Main Street 72 Main Street 67 Medway Road

Mr. Murray moved, seconded by Mr. Buckley: To approve the following Fortune Teller Licenses for 2012, UNANIMOUS:

Fortune Teller

1.	Mary Daisley d/b/a The Robin's Nest	
2.	Tarot Card Readings by Liliana	

157 East Main Street 42 Main Street

Mr. Murray moved, seconded by Mr. Buckley: To approve the following Retail Package All Alcoholic Licenses for 2012, UNANIMOUS:

Retail Package All Alcoholic

- 1. Geara Marketing, Inc. d/b/a MacPackage
- 2. C.L. Burnham, Inc. d/b/a West Street Liquors
- 3. Thomas A. Hickey, Inc.
- 4. Jonsin, LLC d/b/a Countryside Liquors
- 5. Milford Package Store Inc.
- 6. JenJes Corp. (Milford Liquors)
- 7. Paul J. Moffi

96 Prospect Street 61 West Street 396 East Main Street 170 Central Street 270 Main Street 9 Medway Rd. Unit 5 134 South Main Street

Mr. Murray moved, seconded by Mr. Buckley: To approve the following Retail Package Wine and Malt Licenses for 2012, UNANIMOUS:

Retail Package Wine and Malt

 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. Tanglewood Drive, LLC	89 Purchase Street
6. 75 Purchase Street Corporation	75 Purchase Street
7. Mui T. Tran-Cedar St. Market	100 East Main Street
8. Adonis, IncQuick 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. Murray moved, seconded by Mr. Buckley: To approve the license for Tyco, Inc. d/b/a Casa Nova Market subject to payment of the 2011 license fee, UNANIMOUS.

Mr. Murray moved, seconded by Mr. Buckley: To approve the request to amend the existing Class II License of Michael Bonnell d/b/a Carol's Auto Sales, 49 East Main Street to Bob's Motor Workshop, UNANIMOUS.

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

Café Sorrento	142 Central Street
Doc's Sports Bar	340 East Main Street
Doubletree Hotel	11 Beaver Street
Fun Zone Milford LLC/d/b/a Pinz	110 South Main Street
Marchegiano Club, Inc.	62 Beaver Street
Milford Mandarin Restaurant, Inc.	196 East Main Street
Nite Lite Lounge	31 Central Street
T.G.I. Friday's	240 Fortune Blvd.
Truffles Grille & Wine Bar	198 East Main Street

11. Town Administrator Celozzi reviewed the selection process used by the Designer Selection Committee for Consulting and Engineering Services and Repainting and Masonry Repairs as follows:

1. Developed the Request for Qualifications (RFQ)

2. Advertised, as required, in the <u>Milford Daily News</u> on November 2, 2011 and in the <u>Central</u> <u>Register</u> on November 2, 2011.

3. Proposal packets were due on November 22, 2011 at 2:00PM at which time they were opened by Mr. Celozzi and Mr. Santora. Seventeen (17) firms had requested and received, the RFQ. Two (2) proposals were received, The Preservation Partnership and tbc Architects, LLC. He further explained that after the RFQ opening, the DSC evaluated both proposals thoroughly and is providing the following ranking in order of qualifications:

- 1. The Preservation Partnership
- 2. tbc Architects, LLC

According to the DSC, Max Ferro and The Preservation Partnership clearly appeared to be the superior firm. Mr. Celozzi also noted that Mr. Ferro has had a longtime relationship with the Town of Milford serving as our architect on many projects including the repainting of the exterior of Town Hall on two occasions, the interior and restoration of the Upper Hall, the restoration of Memorial Hall, the replacing of the floor in the Upper Hall and assisted on various other smaller projects in the past years. Therefore, based on his qualifications, the DSC recommends that Mr. Ferro and The Preservation Partnership be awarded the contract for this project.

Mr. Murray moved, seconded by Mr. Buckley: To support the recommendation of the DSC to award the contract for Consulting Service and Structural Engineering related to repainting the Milford Town Hall, rebuilding the steps to both side entrances and providing a granite ramp to gain accessibility to the platform of the WWI memorial at Draper Park, to the Preservation Partnership in the amount \$38,000, UNANIMOUS.

12. Mr. Murray moved, seconded by Mr. Buckley: To approve a permit to obstruct for the Reach the Beach Relay, Inc. for May 18 and 19, 2012 from 7:45PM-2:15AM, UNANIMOUS.

13. Mr. Murray moved, seconded by Mr. Buckley: To approve Temple Beth Shalom's placing of the Menorah in Draper Park one week prior to December 20, 2011, the first evening of Hannukah, UNANIMOUS.

14. The Board reviewed correspondence from Larry Dunkin, AICP Town Planner regarding the proliferation of signs in the downtown area as well as the response from John Erickson, Building Commissioner. Chairman DeBartolomeis noted that enforcement of the Zoning bylaw was already in progress targeting businesses not in compliance and the results of that effort should be noticeable shortly.

15. Mr. Buckley requested that the Zoning Enforcement Officer investigate the increase of signs and promotions in the parking lot advertised by Scioli's Pizza Bar, 146 South Main. He requested a determination if they were licensed for these activities and that a letter be sent notifying them of any violations.

16. The Board reviewed correspondence from John Erickson, Building Commissioner, detailing the recent efforts of the Neighborhood Task Force. A list of violations for properties on South Bow Street was submitted. The members of the Board agreed that this was a consistent measured approach to fix infractions and protect residents and public safety personnel.

17. INFORMATIONAL CORRESPONDENCE

- 1. Dept. of Inspections, re: October 2011 Monthly Report
- 2. PERAC, re: FY13 Appropriation
- 3. Rep. John V. Fernandes, re: Summary-An Act to Enhance Community Safety
- 4. Town Administrator, re: CIC Correspondence
- 5. Board of Health, re: Carroll Street Illegal Dumping
- 6. Schedule of Meetings
- 7. PERAC, re: "OPEB"

18. The Board reviewed correspondence from the Board of Health regarding a request to post a "No Dumping" sign on town owned land on Carroll Street. Chairman DeBartolomeis also noted the continuing dumping problem on Countryside Drive. He requested that Town Engineer Santora survey the site to determine if other preventative measures can be initiated e.g. large boulders, cement posts, etc. and requested Chief O'Loughlin determine if police patrols can assist with this problem.

Mr. Murray moved, seconded by Mr. Buckley: To approve posting a "No Dumping" sign on the town owned land on Carroll Street, UNANIMOUS.

19. Mr. Murray moved, seconded by Mr. Buckley: To adjourn the Selectmen's meeting at 8:15PM, UNANIMOUS.

Respectfully submitted:

Jean M. De Tore Minutes Recorder

MILFORD BOARD OF SELECTMEN

Dino B. DeBartolomeis, Chairman

Brian W. Murray, Esq.

William D. Buckley