

MINUTES OF REGULAR SESSION – JULY 12, 2010

ROOM O3-TOWN HALL

7:00PM

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

1. Mr. DeBartolomeis moved, seconded by Chairman Buckley: To sign the warrant and approve the minutes of June 21, 2010 as submitted, UNANIMOUS.
2. Citizen Participation- None
3. A hearing was held on the application of Bugaboo Creek Holdings, Inc. d/b/a Bugaboo Creek Steak House, 124 Medway Road seeking a change of manager from Brian P. Libby to Brian J. Maguire who was present to answer questions. Mr. DeBartolomeis moved, seconded by Chairman Buckley: To approve the change of Manager, UNANIMOUS.
4. Ms. Janice Spencer-Travers, owner, and Robert DeDominick, Manager, Aida Café, Inc. d/b/a The Tradesman, 284 West Street, represented by Attorney Barbara Saint André of Petrini and Associates, P.C., Police Chief Thomas J. O'Loughlin and Town Counsel Gerald M. Moody were present for a hearing to consider whether or not to modify, suspend or revoke the license issued for the establishment, pursuant to Chapter 138, section 64. The hearing was necessitated due to actions of June 25, 2010 at or about 10:06PM at which time an employee of the establishment did sell, alcoholic beverages to a minor, without any inquiry as to identification. Attorney Saint André stated that this was the first offense for serving to a minor and that Mr. DeDominick and the other bartenders are T.I.P. certified and they have a strict policy in checking identification. She also noted that the bartender made a mistake because she thought she had ID the person earlier. The owners' son, Greg Spencer, also stated that this bartender was hired several years ago and that she thought she recognized the customer and thought she had previously ID her. The Board expressed their disappointment and warned against any further violations. Mr. DeBartolomeis moved, seconded by Chairman Buckley: To send a letter of reprimand, as it was the first offense at which time an employee of the establishment did sell alcoholic beverages to a minor, without any inquiry as to identification. However, any further violation will result in a suspension of the license, UNANIMOUS.
5. In response to Chief O'Loughlin's request to waive the fees for the Public Safety Dispatch Center, Mr. DeBartolomeis moved, seconded by Chairman Buckley: To waive the electrical fees for the Public Safety Dispatch Center, UNANIMOUS.

6. Town Administrator's Report:

- Monthly Financial Report: As we begin FY11, we are obviously setting up accounts for this year and closing the FY10 books. We stayed within budget on all accounts under the jurisdiction of the Board of Selectmen with the only exception being the Veterans Department and that was expected and only by a small amount.
- Chief Touhey has informed me that the Congress Street Water Tank is up and running as of this past Thursday. As you know, the roof has been off since last August's water emergency. It now has a new roof with additional work and a chlorinating station.
- As you are aware, that after the June 28, 2010 meeting with Congressman Neal, Representative Fernandes, Senator Moore, Mr. Buckley, etc., an extension of the Public Comment Period was requested for 6 months. We have been informed by Regional Administrator Curt Spalding that EPA has allowed an additional 3 months for the public to comment on the draft permit.

7. Mr. DeBartolomeis moved, seconded by Chairman Buckley: To approve a Permit to Obstruct – MDA Toll Road sponsored by the Milford Permanent Firefighters Local 2140 at the island in front of the Spruce Street Fire Station on Saturday, September 18, 2010 from 9:00AM-12:00 Noon, UNANIMOUS.

8. In response to a request from Alex Voyiatzis, owner of Pizza Chef, 179 Main Street, to restrict parking to 30 minutes at the site: Mr. DeBartolomeis moved, seconded by Chairman Buckley: To approve the following:

1. Restrict parking to 30 minutes on the north side of Main Street, beginning at Fayette Street and ending two parking spaces to the west.
 2. Two "30 minute parking signs will be required, one with a left pointing arrow and the other with a right pointing arrow.
 3. The two signs can be mounted on the existing street light poles to minimize sign clutter
- UNANIMOUS.

9. Mr. DeBartolomeis moved, seconded by Chairman Buckley: To approve the request from Susan Clark, Director/Community Development Office for three Phase I Prospect Heights Change Orders for the contractor Green Acres Landscaping & Construction. All costs are funded through the Community Development Block Grant. UNANIMOUS.

10. Mr. DeBartolomeis submitted a list of donations received for the Milford Pond Boat Ramp project and thanked several individuals for their generous and significant contributions in making the boat ramp a reality for the town of Milford.

Mr. DeBartolomeis moved, seconded by Chairman Buckley: To restrict use of the public boat ramp at Milford Pond to the launching of non-mechanically powered and/or electric powered boats and vessels only, and to specifically prohibit use of the ramp for launching of gas or other liquid fuel powered boats or vessels, or boatS or vessels carrying or equipped with motors or engines powered by such liquid fuels, UNANIMOUS.

11. Mr. DeBartolomeis moved, seconded by Chairman Buckley: To accept, with regret, the resignation of Charles Boskin from the Capital Improvement Committee, UNANIMOUS.

12. Mr. DeBartolomeis moved, seconded by Chairman Buckley: To accept the \$275.00 gift from Marlboro 4-7 School to be deposited in the Police Department Gift Account, UNANIMOUS.

13. INFORMATIONAL CORRESPONDENCE

1. Town Engineer, re: National Guard Local Project Assistance
 2. Town Planner, re: National Guard Local Project Assistance
 3. Chamber of Commerce, re: Proposed EPA Stormwater Regulations/Letters
 4. Attorney General, re: OUI "Last Drink" Information
 5. Dept. of Inspections, re: June 2010 Monthly Report
 6. Town Planner, re: Progress Report – Godfrey Brook
 7. COMCAST, re: Service Updates
 8. Rep. John V. Fernandes, re: Boat Ramp-North Pond/Hopkinton
 9. Schedule of Meetings
 10. Economic Assistance Coordinating Council, re: Project Revocation-Midtown Family Fitness
 11. Economic Assistance Coordinating Council, re: Project Revocation-Consigli Construction
 12. Park Commissioners, re: Milford Lions Club-July 3, 2010 Fireworks Display
14. The Board reviewed the monthly correspondence from the Attorney General's Office relative to licensed establishments where defendants convicted of operating under the influence had their last drink. They requested that the information be forwarded to Imperial Buffet, Scioli's Pizza Bar and Maria's Restaurant in order that they are aware of the notification and address it accordingly.
15. In response to correspondence from Rep. John V. Fernandes regarding access to the Boat Ramp-from North Pond Hopkinton, it was the consensus of the Board to seek an opinion from the Town Administrator, Town Counsel and Town Engineer and to make a decision after reviewing their input.
16. In response to correspondence from the MA Office of Business Development regarding the Project Revocation for Midtown Family Fitness and Consigli Construction, the Board requested that Town Administrator Celozzi contact the owners of each business and to inquire if this was an oversight or a predetermined decision.
17. Mr. DeBartolomeis moved, seconded by Chairman Buckley: To adjourn the Selectmen's meeting at 7:49PM, UNANIMOUS. ROLL CALL VOTE: Chairman Buckley, Selectman DeBartolomeis vote in the affirmative to go into Executive Session to discuss the Police Chief's Employment Contract, Fire Association-Collective Bargaining Issues and a Sewer Claim. We will not return to Open Session.

Respectfully submitted:

Jean M. De Tore
Minutes Recorder

MILFORD BOARD OF SELECTMEN

William D. Buckley, Chairman

Dino B. DeBartolomeis

Brian W. Murray, Esq.