

MINUTES OF REGULAR SESSION –NOVEMBER 16, 2017

ROOM 03 – TOWN HALL

6:00PM

PRESENT: Chairman William E. Kingkade Jr.; Selectmen William D. Buckley and Michael K. Walsh; Town Administrator Richard A. Villani; and Minutes Recorder Jean M. DeTore.

1. Mr. Buckley moved, seconded by Mr. Walsh: To sign the warrant, UNANIMOUS.
2. Mr. Buckley moved, seconded by Mr. Walsh: To approve the Regular Session Minutes of November 6, 2017 as submitted, UNANIMOUS.
3. Mr. Buckley moved, seconded by Mr. Walsh: To approve the Executive Session Minutes of November 6, 2017 as submitted, UNANIMOUS.
4. **Invitation to Speak** - None
5. A Public Hearing was held for the determination regarding the allocation of the percentage of the tax levy. Board of Assessor Chairman Joseph F. Niro and Members Joseph F. Arcudi and Joshua M. Lioce were present along with Liz Sher, Assistant Assessor, and Assessor/Administrator Jennifer Sclar who gave the FY18 property classification presentation.

Mr. Buckley moved seconded by Mr. Walsh: To maintain the dual tax rate and set the rate at 1.58
To not grant a Residential exception for properties that are the principal residence of the owner
To not grant a small commercial exemption
To not grant an open space discount, UNANIMOUS.
6. Ms. Darlene Ferreira owner of JR's Diner, 296 Main Street, was present requesting a change of hours from 5AM-8PM to Monday-Sunday 6AM – 11:00PM. Mr. Buckley moved, seconded by Mr. Walsh: To approve the change of hours, UNANIMOUS.

7. TOWN ADMINISTRATOR'S REPORT

1. Thanksgiving Eve- A reminder that Town Hall will be closed at 1:00 PM on Wednesday, November 22, 2017, the day before Thanksgiving. Town Hall will be open on Friday, November 24, 2017.
2. Winter/Emergency Parking Ban – I also want to remind everyone as we approach the winter that when a Winter/Emergency Parking Ban is implemented, the Police Chief will notify WMRC Radio AM 1490, Boston TV news Stations, the Milford Daily News and the Town Crier. Notification will also be made via the Town of Milford Connect CTY Notification System. When the ban is lifted, notification will be made in the same manner. This amended

Winter/Emergency Ban is posted on the Town website along with instructions for individuals who also wish to be notified of any such ban via their cell phone.

3. Milford Power Plant – I, along with Town Engineer, Mike Dean and Town Planner Larry Dunkin met with representatives of Milford Power located at 108 National Street. Ownership of the project has been transferred from Dynegy to Marco DM Holdings, LLC. They are planning upgrades and enhancements to equipment at its facility that will enable the plant to generate an additional 53 Mega Watts (MW) of power to meet regional demand. The upgrades will include improvements to pollution control equipment, which will result in a decrease in aggregate emissions and emission rates. There will be no discernable visual impact, no impact to land, and no measureable offsite noise impact.
4. Metro-West Regional Transportation Authority (MWRTA) - Police Chief O'Loughlin has informed me that the MWRTA has donated a surplus twelve (12) passenger vehicle to the Milford Police Department. This vehicle will be used to transport Police Honor Guard to events, Police Explorers to events and competitions, safety personnel to a set location, provide shelter for public safety personnel and residents at incidents such as a house fire and to serve as a command post at incidents warranting a unified command.
5. Water Company Legislation – We have been received a copy of the petition and Bill No. 4290 to dissolve the Milford Water Company and acquire its assets filed by Senator Fattman Representative Murray. It will allow the Town to acquire all land, buildings, structures, pipelines or other structures to be then managed and controlled by the Board of Water Commissioners.

Also, Representative Murray and Town Counsel testified before the Massachusetts Legislature and Joint Committee on Municipalities and Regional Government in support of our bill to authorize the Town to borrow over a period of 40 years to purchase the Water Company. The Joint Committee voted unanimously for a favorable report of the bill which will now advance through the legislature.

8. Chairman Kingkade requested an update on the position of Local Building Inspector. Town Administrator Villani stated that the position was advertised and four applications were received. He further stated that he and Building Commissioner Marcotte selected the following individuals and conducted interviews:

Joseph Morais, 1 University Drive, Milford and Thomas J. Morelli, 65 Highland Street, Milford. He also noted that he and Mr. Marcotte agreed that both candidates are qualified having the necessary background and work history needed.

Mr. Buckley moved, seconded by Mr. Walsh: To appoint Thomas J. Morelli as Full Time Local Building Inspector and placed at Step 1 of the Compensations Schedule-Salary Positions in the amount of \$50,298, UNANIMOUS.

Mr. Buckley noted that it is his intention to petition the salary amount of \$85,000 for the Building Commissioner and \$65,000 for the Local Building Inspector position.

9. After reviewing Talent Bank applications to fill the vacancies on the Industrial Development Commission: Mr. Buckley moved, seconded by Mr. Walsh to appoint: Steven Borges with a term to expire 6/30/19 and Gregory Cucino with a term to expire 6/30/18, UNANIMOUS.

10. Mr. Buckley moved, seconded by Mr. Walsh to appoint: Charles DiAntonio to fill the unexpired term of Mary Carlson 6/30/20, UNANIMOUS.

After reviewing Talent Bank applications to fill the alternate vacancy on the Zoning Board of Appeals: Mr. Buckley moved seconded by Mr. Walsh to appoint: Timothy Walsh for a term to expire 6/30/18, UNANIMOUS.

11. Chairman Kingcade recognized Kevin Lobisser, President of 88 Corp. Mr. Lobisser stated that he has been working with various town departments after receiving favorable approval from the Selectmen at their May 8, 2017 meeting for the proposed Birch Street Affordable Housing project. The Planning Board as well as the Town Planner and Town Engineer recommend the board's support of the Birch Street Affordable Housing project proposed by Kevin Lobisser and David Pyne of 88Corp.

Mr. Buckley moved, seconded by Mr. Walsh: To provide a letter of support for The Birch Street Affordable Housing project in Milford to be included with Mr. Lobisser and Mr. Pyne's formal application to MassHousing for site eligibility, UNANIMOUS.

12. After reviewing correspondence from the Metrowest Regional Transit Authority, pursuant to Massachusetts General Law, Chapter 161B, Sections 3 & 5, each Chief Elected Executive Official of a city or town is a member of the Authority, is that municipality's representative to the Authority's Advisory Board and may in writing appoint a designee to act for her/him on the Advisory Board; Chairman Kingcade stated that he did attend a recent meeting, but would like the Town Administrator to petition members of the Transportation Committee to be considered as a designee to act for him on the Advisory Board.

13. Town Counsel Moody was present to discuss the Order of Takings for the three properties approved at the October 30, 2017 Special Town Meeting. Attorney Moody stated that the property owner at 32 Central Street noted that the building on the property was still in very active use. Town Counsel Moody suggested inviting Mr. Stone to the next meeting and discuss in Executive Session a plan for an extension of time.

Mr. Buckley stated that in his opinion, this was a time sensitive issue approved by town meeting and would not be willing to extend the time but would be willing to meet in executive session to discuss the matter.

After reviewing the Order of Takings provided by Town Counsel Moody for the properties on Central Street: Mr. Buckley moved, seconded by Mr. Walsh: To approve the Order of Takings for the two properties in agreement as recommended by Town Counsel and schedule a discussion with Mr. Stone in executive session, November 27, 2017, UNANIMOUS.

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14. Mr. Buckley moved, seconded by Mr. Walsh: To approve the request from the Milford High School Boosters Club for a Permit To Obstruct for November 23, 2017 from 7:30AM to 9:30AM, UNANIMOUS.

15. Mr. Buckley moved, seconded by Mr. Walsh: To approve the request from St. Mary of The Assumption Parish, 17 Winter Street, for a One-Day Wine and Malt license for December 2, 2017 from 5:00PM to 12:00Midnight, UNANIMOUS.

16. Mr. Buckley moved, seconded by Mr. Walsh: To approve the request from St. Mary of The Assumption Parish, 17 Winter Street, for a One-Day Wine and Malt license for December 31, 2017 from 5:00PM to 12:00Midnight, UNANIMOUS.

17. After reviewing correspondence from Police Chief O'Loughlin recommending that the Board amend and add the language cited below to address the neighborhood quality of life concerns related to the placement of trailers, trailers with boats, unregistered, uninsured, inoperable or non-working vehicles or trailers standing parking or being stored on the public ways of the Town: Mr. Buckley moved, seconded by Mr. Walsh:

To AMEND ARTICLE V, SECTION 10A OF THE TOWN OF MILFORD TRAFFIC RULES AND ORDERS BY DELETING THE PRESENT LANGUAGE AND INSERTING THE FOLLOWING IN ITS PLACE:

SECTION 10A. PARKING OR COMMERCIAL VEHICLES AND TRAILERS REGULATED

No person shall allow, permit or suffer any commercial vehicle or trailer having more than two axles or four wheels, or a trailer not having more than two axles or four wheels unless it is connected to a motor vehicle equipped to tow said trailer, to stand, park or be stored between the hours of 12:00 A.M. and 6:00 A.M. of any day, or at any time on Sunday or legal holiday, on any street, way, highway, road or parkway under the control of the Town where standing or parking of a vehicle is not otherwise prohibited; provided that this regulation shall not apply during the actual loading or unloading of passengers or materials.

For the purposes of this Section, a commercial vehicle shall be defined as any vehicle that is not registered as an emergency vehicle and is used in the transportation of goods, wares or merchandise for commercial purposes, utilized in business, construction or trade; a bus not under the provisions of Chapter 180 of the General Laws, or by the Commonwealth, it agencies or a political subdivision; or any vehicle registered as a commercial vehicle.

It shall be prima facie evidence that the person to whom the vehicle is registered or titled is the person who allowed, permitted or suffered said vehicle to stand, park or be stored.

The Chief of Police or any officer may issue a parking violation ticket or notice stating the fine for the violation as provided for in Article IX, 15 Prohibited Zone. In addition to any other penalty provided by law, the Chief of Police or any officer may remove said vehicle from the street, way, highway, road or parkway under the control of the Town, by ordering that the vehicle be towed to

a convenient location. The person to whom the vehicle is registered or titled shall be liable for the charges for the removal, towing and storage of the vehicle.

AMEND ARTICLE V OF THE TOWN OF MILFORD TRAFFIC RULES AND ORDERS BY ADDING SECTION 10B. PARKING OF UNREGISTERED, UNINSURED, INOPERABLE OR NON-WORKING CONDITION REGULATED

SECTION 10B. PARKING OF UNREGISTERED, UNINSURED, INOPERABLE OR NON-WORKING CONDITION REGULATED

No person shall allow, permit or suffer any vehicle or trailer that is not properly registered, insured, operable or in working condition to stand, park or be stored on any street, way, highway, road or parkway under the control of the Town.

It shall be prima facie evidence that the person to whom the vehicle is registered or titled is the person who allowed, permitted or suffered said vehicle to stand, park or be stored.

The Chief of Police or any officer may issue a parking violation ticket or notice stating the fine for the violation as provided for in Article IX, 15 Prohibited Zone. In addition to any other penalty provided by law, the Chief of Police or any officer may remove said vehicle from the street, way, highway, road or parkway under the control of the Town, by ordering that the vehicle be towed to a convenient location. The person to whom the vehicle is registered or titled shall be liable for the charges for the removal, towing and storage of the vehicle. UNANIMOUS.

18. Mr. Buckley moved, seconded by Mr. Walsh: To approve the request from the Milford Youth Football & Cheer for a Permit To Obstruct for November 19-26 December 1-3, 2017, from 8AM to 6PM, UNANIMOUS.

19. Chairman Kingcade requested that Highway Surveyor Crisafulli and Police Chief O'Loughlin evaluate the location of establishing a crosswalk on Pine Street between the Municipal Lot and the Unitarian Church. He noted that the church has a Daycare and there are approximately eight (80) children who cross to the lot each day. He further stated that there are three (3) parking spaces in front of the church, including a handicapped space. One of the spaces encroaches over the entrance to the church lot. Chairman Kingcade requested that the Highway Surveyor evaluate the possibility of eliminating a space or restriping the spaces to eliminate this encroachment.

20. Mr. Buckley requested that Town Administrator Villani ask the Town Planner to update the Comprehensive Plan.

21. Chairman Kingcade informed the board that he received notification that on December 10, 2017 at 7:00PM and lasting one (1) hour, there will be a worldwide candle lighting in honor or memory of a grandchild or a loved one gone too soon.

22. After reviewing correspondence from David Pyne, Hillview Equipment & Leasing, Inc., requesting the installation of streetlights for Industrial Road and Commercial Way; Mr. Buckley requested that Town Administrator Villani forward the letter to the Town Engineer and input. Town Administrator Villani also noted that the town is in the process of installing LED lights.

23. Chairman Kingkade provided correspondence from Assessor/Administrator Jennifer Sclar which outlined several concerns by the Board of Assessors and the Department.

After reviewing their concerns, it was the consensus of the board to:

- Include the Assessor's Office when the task force is active again.
- Discuss possible offsite secure Record Storage
- Schedule a "round table" meeting in Upper Town Hall with all town departments, including the school, discuss the top three priorities of each department, share best practices and promote cooperation to focus on improved customer service.
- Schedule as an Agenda item for discussion in January of 2018.

24. INFORMATIONAL CORRESPONDENCE None

25. Mr. Buckley moved, seconded by Mr. Walsh: To adjourn the Selectmen's meeting at 7:34PM, UNANIMOUS. ROLL CALL VOTE: Chairman William E. Kingkade, Jr.; Selectmen William D. Buckley and Michael K. Walsh all vote in the affirmative to go into Executive Session to discuss Milford Water Company negotiations, Police Chief, regarding Security, WMRC Lease and Town Counsel/contract.

Respectfully submitted:

MILFORD BOARD OF SELECTMEN

Jean M. DeTore
Minutes Recorder

William E. Kingkade, Jr., Chairman

William D. Buckley

Michael K. Walsh