

MINUTES OF REGULAR SESSION –DECEMBER 15, 2014

ROOM 03 – TOWN HALL

7:00pm

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

1. Mr. Murray moved, seconded by Mr. Buckley: To sign the warrant, UNANIMOUS.
2. Mr. Murray moved, seconded by Mr. Buckley: To approve the Minutes of December 1, 2014 as submitted, UNANIMOUS.
3. INVITATION TO SPEAK –None
4. President and Board Chairman Andy Starkis, Member Steve Minichiello of Milford Community Media Center, Inc. (Milford TV) and Executive Director Rob O’Keefe were present to provide a formal report as required under the provisions of Milford TV’s Agreement with the Town. Atty. Starkis provided a brief history of the inception of Milford Media Center, Inc. (Milford TV), the location and the current programs. He thanked Executive Director Rob O’Keefe and Treasurer Josh Ingemi for their efforts. The station is producing educational, music and sports programs. Mr. O’Keefe stated that it was a group effort and he was extremely pleased with the citizens of Milford who are using the state of the art Milford TV studio on a regular basis. They are also promoting art displays and photography exhibits from other independent local artists in the studio. The Board reviewed a report from Town Accountant Zachary Taylor stating he has determined that the Non-Profit company’s financial position is solid after analyzing the Annual Report and Financials submitted to the Board of Selectmen by Milford Community Media Center, Inc. Mr. Buckley requested that Milford TV provide quarterly and annual reports as required per the contract with the town. The members commended Mr. O’Keefe as well.
5. George Nakhoul representing Miso d/b/a Mobico Auto, 234 West Street was present to request a transfer of the Class II license from Abraham Jreij d/b/a Mobico Auto Service to Misco, Inc. d/b/a Mobico Auto. Mr. Murray moved, seconded by Mr. Buckley to approve the transfer, UNANIMOUS.
6. Town Engineer Vonnice Reis provided a power point presentation on the 2014 Draft Massachusetts MS4 Permit as well as a copy of her draft comments for the board’s consideration which must be submitted to the EPA prior to the December 29, 2014 deadline. She noted that-the comments are non-binding, any appeal can be made only if you have included a specific comment in the draft, this is not the RDA permit-~~that~~ is still “out

there”(Bellingham, Milford and Franklin), the Draft Ms4 Permit is for **Massachusetts**. Her general comments included the following:

- Estimated costs for implementation=\$1m/yr for General Permit
- \$60-\$75 m to meet Phosphorous requirements
- EPA estimates for PCP costs are low
- Potential for unintended consequences
- Communities with a strong commercial base are unfairly penalized
- No need for RDA for Milford, Franklin and Bellingham for phosphorous if this permit is enacted-reduction achieved through municipal efforts

Ms. Reis provided a copy of the letter she sent to Mr. Newton Tedder US EPA-Region1 to request that the deadline of December 29, 2014 for public comment be extended for 90 days to allow for comprehensive and meaningful review and comment.

Chairman DeBartolomeis called upon Representative John V. Fernandes who stated that in his opinion, the Federal Government probably would have no interest in providing any funding or that the town would not be successful in delaying the Permit.

Mr. Murray suggested getting the EPA to listen to our local comments. Mr. Buckley suggested challenging the EPA aggressively as to the science of how they determined that Milford is at 42% Phosphorus Removal from Structural Controls.

Highway Surveyor Scott Crisafulli raised the question that with all the non-structure work that has been done, where does the town stand?

## 7. TOWN ADMINISTRATORS REPORT

1. Christmas Eve and New Year's Eve- A reminder that Town Hall will be closed at 1:00 PM on Wednesday, December 24, 2014, the day before Christmas and at 1:00 PM on Wednesday, December 31, 2014, the day before New Year. Town Hall will be open on December 26, 2014 and January 2, 2015.
2. Christmas Wreaths – I want to thank Senior Custodian Carlos Benjamin, Members of the Fire Department, Highway Surveyor Scott Crisafulli and members of the Highway Department for putting up the Christmas Banners and Wreaths along Main Street. Their efforts are most appreciated.
3. Town Hall Gutter Project – Bids will be opened for this project on December 30th. The Preconstruction Meeting will be February 6<sup>th</sup> and the tentative Construction Period is March 2, 2015 through April 10, 2015.
4. FEMA Grant – I am pleased to report that we have been informed by Representative John V. Fernandes that the Commonwealth has been awarded more than \$7.7 million in Federal Funding to assist Massachusetts communities with the development of hazard mitigation plans and implementation of mitigation projects in accordance with the

Disaster Mitigation Act of 2000. Town of Milford has received approval from the Federal Emergency Management Agency (FEMA) for a grant in the amount of \$55,125.00 for the purchase and installation of a generator for the Highway Department.

5. Resignation Council on Aging – We have been informed that Bob Dwyer has resigned from the Council on Aging. Bob has been a hardworking and dedicated member of the Council for over four (4) years and has made significant contributions to the advancement of the Senior Center. His presence on the Council will be sorely missed.

8. Mr. Murray moved, seconded by Mr. Buckley: To accept with regret the resignation of Robert P. Dwyer, Ph.D from the Milford Council on Aging, UNANIMOUS.

9. Selectmen Buckley inquired as to the status regarding the Class I and II License Renewals and Zoning Compliance procedure for those businesses being renewed. Town Administrator Villani provided a memo to the board stating that he has met with the Building Commissioner and Town Planner and advised them of the procedures to be taken prior to the License Renewal date.

10. Dog Hearing Officer Murray, reviewed the Bonvino vs. Lebrun-Vinacco Dog Complaint Hearing reading the following Findings of Fact:

1. Julianne Bonvino resides at 21D Governors Way, Milford, and is the owner of an 11 ½ year old Labrador mix neutered male dog named Willie.
2. Christine Lebrun-Vinacco resides at 23B Governors Way, Milford, and is the owner of a 2 year old German Shepard spayed female dog named Bella.
3. On April 11, 2013, Bella, without provocation, attacked and bit Willie, which caused injury.
4. On June 25, 2013, Bella, without provocation, attacked Willie but caused no injury.
5. On November 15, 2014, Bella, without provocation, attacked and bit Willie, which caused injury.
6. On the three (3) occasions aforesaid, Ms. Bonvino was present during the attacks, but was not attacked or harmed herself.
7. Pursuant to G.L. Chapter 140, Section 157, I find that Ms. Lebrun-Vinacco's dog, Bella, is a dangerous dog.

Mr. Buckley moved, seconded by Chairman DeBartolomeis: To approve the following recommendations of the Hearing Officer, UNANIMOUS.

1. Ms. Lebrun-Vinacco's dog, Bella, shall at all times outside be securely and humanely muzzled and restrained by a leash having a minimum tensile strength of 300 pounds and not exceeding 6 feet in length.
2. Bella shall continue and complete the present training program in Norfolk, Massachusetts, before returning to Ms. Lebrun-Vinacco's premises.

3. Within thirty (30) days of Bella's return to the said premises, Ms. Lebrun-Vinacco shall arrange for a microchip implantation to Bella and provide Animal Control Officer Rochelle Thomson suitable identification information.
4. If Ms. Lebrun-Vinacco is found in violation of this order, Bella shall be subject to seizure and impoundment by the Milford Police Department and further Ms. Lebrun-Vinacco would be ordered to immediately surrender to the Milford Town Clerk the license and tags in her possession and prohibited from licensing a dog within the Commonwealth for five (5) years.
5. This finding shall be reported to the Milford Town Clerk in accordance with G.L. Chapter 140, Section 157 (h).

11. In light of the comments and concerns made by a resident, Mr. Murray reviewed correspondence from John Erickson, Building Commissioner updating the board on the status of the property at 195 West Street. Chairman DeBartolomeis requested that Town Administrator Villani forward a copy to Mr. Wheelock.

12. Mr. Buckley requested an update on the status of the IT Department and stated that he is not comfortable that purchase orders were not processed to date by the School Department to purchase new hardware. He further requested that Town Administrator Villani notify Dr. Tremblay of his concerns.

13. After reviewing correspondence from Lyn Lovell, Secretary of the Vernon Grove Trustees, Mr. Murray moved, seconded by Mr. Buckley: To approve the expenditure of funds from the Avis Pond Fund to purchase a new heater for the cemetery garage and replace the fuse box for a total of \$2,000.00, UNANIMOUS.

14. After reviewing correspondence from Police Chief O'Loughlin noting MassDOT's determination of speed regulations on Dilla Street and in accordance with M.G.L. c.90 s. 17, Dilla Street is a thickly settled area, the speed limit **will** be 30MPH: Mr. Murray moved, seconded by Mr. Buckley: To approve his recommendation to remove the 30MPH signs that are presently posted, UNANIMOUS.

15. After reviewing correspondence from Police Chief O'Loughlin noting MassDOT's determination of speed regulations on Beaver Street—Beaver Street Northbound opposite #77, Beaver Street Southbound at #104 and Beaver Street Southbound at #77 and in accordance with M.G.L. c.90 s. 17, Beaver Street is a thickly settled area, the speed limit **will** be 30MPH: Mr. Murray moved, seconded by Mr. Buckley: To approve his recommendation to remove the 20MPH and 30MPH signs that are presently posted, UNANIMOUS.

16. After reviewing correspondence from Police Chief O'Loughlin noting MassDOT's determination of speed regulations on Silver Hill Road and in accordance with M.G.L. c.90 s. 17,

Silver Hill Road is a thickly settled area, the speed limit **will** be 30MPH: Mr. Murray moved, seconded by Mr. Buckley: To approve his recommendation to remove the 30MPH signs that are presently posted, UNANIMOUS.

17. Mr. Murray moved, seconded by Mr. Buckley: To approve the request from Police Chief O'Loughlin to dispose of (2) surplus police vehicles, UNANIMOUS.

18. Mr. Murray moved, seconded by Mr. Buckley: To accept with regret the resignation of James L. O'Connor, Jr. Esq. from the Conservation Commission, UNANIMOUS.

19. Chairman DeBartolomeis requested that Town Administrator Villani schedule a meeting with representatives from American National Power of Milford including the Fire and Police Chiefs, and Town Engineer to insure that the factory is operating according to and meeting all environmental requirements.

**20. INFORMATIONAL CORRESPONDENCE**

1. Attorney General's Office, re: OUI Last Drink Report
2. Verizon, re: FIOS TV Notice
3. Police Chief, re: Mass DOT
4. Verizon, re: FIOS TV Channel Change Notice
5. National Grid, re: Herbicide application notification

21. After reviewing correspondence from the Attorney General's office, regarding OUI Last Drink Information, the Board requested that Town Administrator Villani inform the owners of the license establishments of the Board's concern and recommendation to continue to be vigilant.

22. Mr. Murray moved, seconded by Mr. Buckley: To adjourn the Selectmen's meeting at 9:07PM, UNANIMOUS. ROLL CALL VOTE: Chairman DeBartolomeis, Selectmen Brian W. Murray, Esq. and William D. Buckley all vote in the affirmative to go into Executive Session to discuss Personnel, UNANIMOUS.

Respectfully submitted:

MILFORD BOARD OF SELECTMEN

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Jean M. DeTore  
Minutes Recorder

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Dino B. DeBartolomeis, Chairman

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Brian W. Murray, Esq.

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William D. Buckley