

MINUTES OF REGULAR SESSION –JANUARY 12, 2015

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 amend the Minutes of December 15, 2014 by adding to Item #4: Mr. Buckley requested that Milford TV provide quarterly and annual audit reports as required per the contract with the town, UNANIMOUS.
3. INVITATION TO SPEAK –None
4. Mr. Steven Gordon, Manager of Milford Hotel Group LLC d/b/a Double Tree Boston/Milford, 11 Beaver Street, was present requesting a transfer of ownership from Milford Hotel Group LLC d/b/a Double Tree Boston/Milford to Milford TBL Operating Group, Inc. d/b/a Double Tree Boston/Milford for their Common Victualler, Automatic Amusement and Entertainment Licenses. Mr. Buckley moved, seconded by Mr. Murray: To approve the transfer of ownership for their Entertainment License, UNANIMOUS. Mr. Murray moved, seconded by Mr. Buckley: To approve the transfer of ownership for their Common Victualler License, UNANIMOUS. Mr. Buckley moved, seconded by Mr. Murray: To approve the transfer of ownership for their Automatic Amusement License, UNANIMOUS.
5. Town Engineer Vonnie Reis provided an update as follows:
LOUISA LAKE DAM PHASE II STUDY:
 - December Interim report was filed with the Office of Dam Safety
 - Contract for Phase II work by GZA ready. Includes Hydrologic evaluation, Topographic survey, Wildlife habitat assessment, Plans and Specifications for repairs, Permitting Assistance, Bidding Assistance, Construction Assistance, Operations and Maintenance Plan, and follow-up inspections as required. The cost is \$94,550.Mr. Murray moved, seconded by Mr. Buckley: To approve the contract in the amount of \$94,500 to GZA GeoEnvironmental, Inc., UNANIMOUS.
Ms. Reis further stated that the Schedule would be as follows:
 - Design and permitting completed November 2015
 - Bid project Winter 2016
 - Appropriate funds at ATM May 2016
 - Construction June-December 2016
 - Contract ready for signature

EPA Stormwater Issues:

- Comments on Draft Permit:
 - Milford's comments submitted 12-23-14
 - Comment deadline extended to 02-27-15
 - Contract with West & Sampson to provide additional comments for \$1,850 ready for signature

After reviewing an article from the newspaper, Mr. Murray requested that the Town Administrator schedule a meeting with Senator Fattman to discuss the possible Litigation that may be filed against the EPA regarding Stormwater. Mr. Buckley again suggested challenging the EPA aggressively as to the science of how they determined that Milford is at 42% Phosphorus Removal from Structural Controls.

Mr. Murray moved, seconded by Mr. Buckley: To approve the contract in the amount of \$1,850 with West & Sampson, UNANIMOUS.

- 2015 Annual Report
 - GZA contract for Annual Report due under current permit
 - Includes reporting, updating, and public education
 - \$6,800-to be paid by Highway Department

Carven Road Utility Pole:

- Recommend creation of a planted area around pole
- Examples of rain gardens/planted island

After a brief discussion regarding the streetlight request for Carven Road, It was the consensus of the Board to seek input and comment from the residents regarding the Town Engineer's recommendation to construct an area around the telephone pole that is properly bermed and planted with low maintenance plants.

Mr. Buckley requested that the Town Administrator provide a copy of the Agenda for the meeting scheduled with Senator Fattman so that the Board may add additional input and comment.

Ms. Reis also provided a schedule and source of funding for the Godfrey Brook Project and progress to date on the Milford Pond project.

6. TOWN ADMINISTRATORS REPORT

1. Heater Project Update – ENE Systems will begin replacing the Heating Units on the first floor of the Town Hall on January 19th. The estimated completion date for all units to be installed is February 20th.

2. Boiler Project Upgrades – ENE Systems will be making the upgrades to the Boiler at Town Hall beginning February 27th. The work which will include replacing the Make-up Air Unit, Installing a Bi-Pass Valve and system balancing will take three (3) days.
3. Town Hall Window Project – We have received a Final Completion Report for the Town Hall Window Project which involved full restoration of all the windows on the first and second floors and repairs and repainting of all windows on the basement level. In addition some of the basement windows had failed seals and were re-glazed. The final contract price with change orders was \$304,184.98. The appropriation at Town Meeting was \$480,000.00.
4. 495 Sign at Route 16 and Cedar Street – We will be replacing this sign with a smaller sign and will be relocating it closer to Hayward Street. Residents/Business Owners in the area were consulted and agree with this resolution. Once the new sign is received from the State the Highway Department will install it.
5. Telephone Issue at Town Hall – We lost telephone service at Town Hall at various times on Tuesday and Wednesday of this week. The failure was due to a carrier issue involving a “bad card” and “wiring issues” in their central office. There were no problems with the Telephone System itself.
6. CH. 90 Funds Released – We received good news from the State House as Governor Baker directed the MA Department of Transportation to release \$100 million in CH. 90 Bond Authorizations. Milford’s Chapter 90 apportionment for Fiscal Year 2015 has been increased from \$817,285.00 to \$1,225,928.00. In addition he has pledged no cuts to municipal aid.

7. Mr. Murray reviewed concerns submitted by the Board of Directors of the Milford Girls Softball regarding the correspondence they received from Building Commissioner Erickson informing them that the banners they had installed at the corner of West Fountain Street & Congress Street and Louisa Lake on Dilla Street were in violation of a town by-law and were instructed to remove them. He then reviewed correspondence dated 2009 from the former Building Inspector and Town Planner Larry Dunkin proposing to amend the by-law. He further stated that the by-law was never amended and therefore recommended forwarding the information to Town Counsel to draft a by-law that would work for the community in addressing the posting of banners for sports and theatre presentations, etc.

Mr. Buckley stated that he did not want the signs removed and to inform the owners of the signs that they are working on amending the by-law. He also requested that the Town Administrator request a copy of any complaints received regarding the signs from the Building Commissioner.

Chairman DeBartolomeis stressed the need to remove any of the banners as soon as the event is over.

8. After reviewing correspondence from Marc Schaen, Chairman, Milford Finance Committee regarding their process for planning major expenditures, Mr. Murray requested Finance Director, Zachary Taylor review the process to streamline it to make the process more cohesive. He asked that Mr. Taylor issue a report to the Board which can then be submitted to the Finance Committee.

Chairman DeBartolomeis requested that the Town Administrator convey his comments to the Finance Committee regarding the process for planning major expenditures. He stated that we need flexibility, common sense and need to be cost effective.

9. Mr. Buckley noted that he would like to publicly thank Representative Fernandes and Senator Moore for their efforts in securing the Governor's signature on House Bill No.4531- that is now law--An Act Relative to the Milford Water Company which makes a simple straight forward change to the Milford Water Company charter so that the town will be able to go to the DPU to determine the purchase price before there is a formal town meeting vote on whether or not to purchase the Milford Water Company. Mr. Murray also commended Town Counsel Moody for his efforts.

10. Mr. Buckley asked if the School Department identified a source of funding for the needed IT equipment such as new servers, etc. for the School Department. Town Administrator Villani provided an update on the status to date.

11. After reviewing correspondence from Kelly A. Capece, Temporary Treasurer requesting the appointment of Ms. Janet Ferreira to the position of Interim Assistant Town Treasurer, Mr. Buckley moved, seconded by Mr. Murray: To approve the request, UNANIMOUS.

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

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

14. Mr. Murray moved, seconded by Mr. Buckley: To approve the request from LCT Construction & Services, Inc. to obstruct the sidewalk at 14 Pine Street on Friday, January 16, 2015, UNANIMOUS.

15. After reviewing the Police Chief's Annual License Establishment Activity Report for January 1, 2014 through December 31, 2014, overall the board continues to be satisfied with the trend towards notifying the Milford Police Department as soon as possible in order to be proactive regarding troubling incidents. Mr. Murray voiced his concerns regarding the incidents at the McDonald's on 139 South Main Street, specifically syringes found in the ladies bathroom and parking lot. He requested that the Police Chief arrange a meeting with the Manager of that establishment to discuss policies and procedures for security. Chairman DeBartolomeis voiced his concerns relative to fights and disturbances at the Soccer Field of the Portuguese Club and requested that the Police Chief meet with the Manager and suggest that he may have to hire a detail to control the activities.

16. INFORMATIONAL CORRESPONDENCE

1. Town Engineer, re: Monthly Status Report
2. Town Engineer, re: Godfrey Brook-Environmental Bond Bill
3. Police Chief, re: MassDOT

17. Mr. Murray moved, seconded by Mr. Buckley: To adjourn the Selectmen's meeting at 8:31PM, 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 the Police Chief's contract, UNANIMOUS.

Respectfully submitted:

MILFORD BOARD OF SELECTMEN

Jean M. DeTore
Minutes Recorder

Dino B. DeBartolomeis, Chairman

Brian W. Murray, Esq.

William D. Buckley