

MINUTES OF REGULAR SESSION –FEBRUARY 23, 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 approve the Minutes of February 12, 2015 as submitted, UNANIMOUS.
3. INVITATION TO SPEAK –None
4. Atty. Russell L. Chin representing Great Dragon Corp. d/b/a Tokyo Japanese Steak House, was present for the Public Hearing along with proposed Manager Grace Huang and Peter Lin, President seeking a transfer of the Common Victualler All Alcohol Common Victualler license from Royal Buddha, Inc., 121 Depot Street. Mr. Murray moved, seconded by Mr. Buckley: To approve the transfer of the Common Victualler Alcohol Beverage license, UNANIMOUS. Mr. Murray moved, seconded by Mr. Buckley: To approve the change of Manager to Grace Huang, UNANIMOUS. Mr. Murray moved, seconded by Mr. Buckley: To approve the transfer of the Common Victualler License to Great Dragon Corp. d/b/a Tokyo Japanese Steak House, UNANIMOUS.
5. A hearing was held on the application of Apple New England LLC d/b/a Applebee's, 91 Medway Road seeking a change of manager from Philip Villiard to Michael Joseph Szabo. Mr. Murray moved, seconded by Mr. Buckley: To approve the change of Manager, UNANIMOUS.
6. Town Engineer Vonnice Reis provided correspondence that she will be submitting to USEPA Region 1 as well as comments provided by the Massachusetts Coalition for Water Resources Stewardship along with a power point presentation on the status of EPA MS4 and RDA. Ms. Reis stated that:
  - Initial Comments Submitted on December 23, 2014
  - Additional Comments to be submitted before February 27, 2015-Prepared by Weston & Sampson EngineersOther Developments—
  - MCWRS and 495 Partnership submitting comments on behalf of their membership communities
  - Bellingham sent a letter to State and Federal Political Representatives urging support for a funding program
  - CLF and CRWA filed Notice of Intent to sue EPA over inaction regarding the RDA

She also provided a summary of Second Comment Letter regarding water quality/sampling and phosphorous; conflicts with other regulations or timelines; financial burden of implementation; system vulnerability factors (SVFs) & Maximum extent Practicable (MEP); CLF and CRWA Notice of Intent to Sue EPA; Residual Designation Authority (RDA) Summary and Timeline for EPA Action. After a brief discussion, Mr. Murray suggested scheduling a meeting with the Senators and Representative to discuss the comments and stress extreme concern regarding the financial impact. Mr. Buckley requested that Town Counsel review the report submitted from the Mass Coalition for Water Resources Stewardship before the comments are finalized and reiterated his suggestion to challenge the EPA aggressively as to the science of how they determined that Milford is at 42% Phosphorus Removal from Structural Controls.

7. Town Administrator Villani reviewed correspondence from Town Engineer Vonnie Reis regarding the status of the bid project for the Town Hall Gutter Project. He stated that the bids were opened on February 3, 2015 and based on the bid results he is requesting that the board sponsor an article at the May Town Meeting seeking additional funds to complete the project. He also stated that he and Town Engineer Reis are recommending that the contract be awarded to the lowest bidder Capeway Roofing. He further noted that Capeway has agreed to hold its bid until June 1, 2015. Mr. Murray moved, seconded by Mr. Buckley: To sponsor an Article for \$35,000 to fund the difference to complete the project, UNANIMOUS. Mr. Murray moved, seconded by Mr. Buckley: To award the contract to the lowest bidder Capeway Roofing in the amount of \$261,000, UNANIMOUS.

Mr. Murray moved, seconded by Mr. Buckley: To accept the Intent To Award from the lowest bidder Capeway Roofing agreeing to hold their bid until June 1, 2015, UNANIMOUS.

#### 8. TOWN ADMINISTRATORS REPORT

1. Boiler Project Update – ENE Systems has informed me that due to the cold weather we will not be able to begin the work for the Boiler Upgrade Project. Therefore, this project will be on hold until such time as the weather is conducive to beginning the work.
2. Trees - Sr. Center-Main Street – As requested, I met with Chuck Reneau, Tree Warden who informed me the trees at the Senior Center were pruned in the fall of last year. Work consisted of cutting of limbs back from the building and removal of dead wood. There is one overhanging tree that may be from an adjoining property owner that is mostly dead that will be either pruned or removed. He also informed me the trees along Main Street are scheduled to be pruned this year.
3. Snow Storms – I want to again commend the Highway Surveyor, Police and Fire Chiefs and the Senior Custodian and their staffs for their hard work in dealing with the snow storms of the past two weeks. They again worked long hours in difficult conditions in clearing our streets, sidewalks and schools. Their efforts are most appreciated.

4. Registered Marijuana Dispensary update – I have been informed by Michael Dundas of Milford Medicinals that due to a longer than expected wait time for their Architectural Review Process with the State, they will be delayed in opening their facility. He further informed me the DPH has conducted the site visit. They anticipate commencing the build out of the facility in April. It will take four months for the build out which will be followed by a four month first cultivation cycle. He expects the dispensary to open its doors on December 1, 2015.

Mr. Buckley requested an update on the IT Department. Mr. Villani noted the following:

- Mapping is ongoing at the school
- An additional Technician has been added to the department beginning March 9, 2015
- Networking Administrator position has been posted and plan to make a recommendation at the March 9<sup>th</sup> Selectmen's meeting.
- Ticket system is working well.

After a brief discussion Chairman DeBartolomeis requested that Mr. Villani keep the board updated and aware of any obstacles for the IT Department.

9. Mr. Villani reviewed correspondence requesting the approval to award a contract to AdTech Systems, Inc. for the installation of an Audio System for Upper Town Hall. Mr. Buckley recused himself from the discussion due to a possible conflict. Mr. Murray moved, seconded by Chairman DeBartolomeis: To award the contract to AdTech Systems, Inc. in the amount of \$37,477.00. Two in favor, One abstention. (Mr. Buckley abstains). IT IS A VOTE.

10. Mr. Murray moved, seconded by Mr. Buckley: To award the contract for the Annual July 4<sup>th</sup> Fireworks display (July 3, 2013, Rain date July 5, 2013) to Atlas Pyro Vision Productions, Inc., at the bid price of \$15,800.00, UNANIMOUS. Chairman DeBartolomeis suggested that Town Administrator Villani meet with a representative from Atlas Pyro Vision to review their plans for the proposed fireworks show.

11. After reviewing correspondence from Police Chief Thomas J. O'Loughlin proposing that the Police Department enter into a mutual aid agreement: Mr. Murray moved, seconded by Mr. Buckley: To approve the Mutual Aid Agreement between the Milford and Holliston Police Departments as submitted, UNANIMOUS.

Mr. Buckley requested a list of agreements that are currently in place from the Police Chief.

12. Chairman DeBartolomeis reviewed correspondence from Police Chief O'Loughlin which provided information discussed at a meeting held on February 18, 2015 with Town Administrator Villani and two of three owners of the McDonalds Restaurants located in Milford,

in response to concerns expressed by Mr. Murray at a previous meeting. Mr. Murray had requested that the Police Chief arrange a meeting with the Manager of that establishment to discuss policies and procedures for security after reviewing the Police Chief's Annual Report regarding the incidents at the McDonald's on 139 South Main Street, specifically syringes found in the ladies bathroom and parking lot. Chairman DeBartolomeis noted that both owners stated they were in the process of re-training employees and were willing to accept advice from the Police Chief.

13. Mr. Murray expressed his disappointment on the decision of the Milford National Bank to close the branch located at 262 Main Street. After a brief discussion, Mr. Murray requested that Interim Finance Director Zachary Taylor provide information regarding banking fees, earned interest, etc. from other banking institutions.

14. Chairman DeBartolomeis updated the board on the meeting that was held to obtain feedback, ideas and concerns regarding the vitality and present status of the Main Street area in relation to its infrastructure, storefronts, facades, cleanliness and aesthetics on February 19, 2015 with Milford Business and property owners. He stated that after a lengthy discussion, one of the goals was to establish a sub-committee to pursue the concerns discussed. Mr. DeBartolomeis requested that Mr. Villani provide a full report at the next meeting.

15. Mr. Murray moved, seconded by Mr. Buckley: To accept, with regret, the letter of Intent to Retire as Clerk in the Inspections Department submitted by Mary E. Martin, UNANIMOUS.

**16. INFORMATIONAL CORRESPONDENCE - NONE**

17. Mr. Murray moved, seconded by Mr. Buckley: To adjourn the Selectmen's meeting at 8:44PM, 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