

MINUTES OF REGULAR SESSION –APRIL 27, 2015

ROOM 03 – TOWN HALL

7:00PM

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

1. Mr. Buckley moved, seconded by Mr. Kingkade: To sign the warrant, UNANIMOUS.
2. Mr. Buckley moved, seconded by Mr. Kingkade: To approve the Minutes of April 13 and April 16, 2015 as submitted, UNANIMOUS.
3. INVITATION TO SPEAK – Chairman Murray recognized Sandra Biagetti, owner of the property at 27 Westbrook Street. She voiced her concerns relative to the proposed Godfrey Brook Project, specifically, the installation of a new culvert and the effect it will have on her property. Darlene and Ronn Jones; along with Patricia Slattery, Westbrook Street property owners were also in attendance.
4. Kelly Capece, Interim Town Treasurer provided the bid results to borrow \$6,200,000 for a General Obligation Bond for the Milford Geriatric Authority as well as a \$6,000,000 General Obligation Bond Anticipation Note for the Woodland School Project. Finance Director Zachary Taylor was also in attendance. After a brief discussion: Mr. Buckley moved, seconded by Mr. Kingkade: To vote that the sale of the \$6,200,000 General Obligation Geriatric Authority Bonds of the Town dated May 1, 2015 (the “Bonds”), to Fidelity Capital Markets, a division of National Financial Services LLC at par and accrued interest, if any, is hereby approved and confirmed. The Bonds shall be payable on May 1 of the years and in the principal amounts and bear interest at the respective rates as presented, UNANIMOUS.
- Mr. Buckley moved, seconded by Mr. Kingkade: To approve the sale of \$6,000,000 General Obligation Bond Anticipation Notes (the “Notes”) of the Town dated May 15, 2015, payable May 13, 2016, to Eastern Bank at par and accrued interest, if any, plus a premium of \$73,455.63, 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 Michael Joseph Szabo to Timothy Joseph McCarron. Mr. Buckley moved, seconded by Mr. Kingkade: To approve the change of Manager, UNANIMOUS.

6. Town Engineer Vonnie Reis; Highway Surveyor Scott Crisafulli; and Town Accountant Zachary Taylor were present to discuss funding for the Main Street/Congress Terrace culvert replacement project construction alternatives. Ms. Reis provided a slide presentation which included:

- Project Cost
- Project Locations
- Several key points
- Alternatives
- Disadvantages of Alternative 2

Highway Surveyor Crisafulli said that in his opinion, when the culvert on Main Street goes, it's going to go and Main Street will have to be closed down. He recommended seeking funds for the full amount now.

Finance Director Taylor provided his input. He stated that the estimated cost of the project is \$2.6M. The town has \$1.4M in free cash of which \$1M will be applied to the project, leaving \$1.6M to seek authorization to bond with no actual intentions of bonding. As we approach the Special Town Meeting, \$800,000 will come back from FEMA leaving a balance of \$800,000. After discussions with the Finance Committee we could pass over the stabilization contribution article and instead appropriate \$500,000 which would reduce the amount to authorize for bonding and leave us a balance of \$300,000 which could be requested in an article at the Special Town Meeting.

Ms. Biagetti, a Westbrook Street property owner voiced her concerns regarding the lack of communication relative to the timeline of the project, replanting of trees and the view of unsightly storing of building equipment while the project is going on. Darlene Jones of Westbrook Street gave a history of the flooding of the area and expressed her approval of the project. Town Engineer Reis and Highway Survey Crisafulli have met with Ms. Biagetti and will continue to meet with her as the project progresses.

After a brief discussion, Mr. Buckley moved, seconded by Mr. Kingkade: To accept the suggestions recommended by the Finance Director to fund the proposed GodfreyBrook Project as presented, UNANIMOUS.

Highway Surveyor Crisafulli thanked the Citizens of Milford for their clean-up efforts of the Downtown area and various streets on Saturday, April 25, 2015.

7. James T. Ligor, Chairman; Personnel Board members; Atty. Warren E. Heller, Dennis B. Carroll, Charles Abrahamson Jr.; Laura Crisafulli and Alternate member Shelly A. Leclaire were present to discuss and provide a slide presentation of the Proposed Classification and Compensation Plan for Article 2 Personnel as part of the annual town meeting warrant of May 18, 2015. After a lengthy discussion; Mr. Buckley moved, seconded by Mr. Kingkade: To make

an unfavorable recommendation at Town Meeting to support the Proposed Classification and Compensation Plan for Article 2 Personnel as presented, UNANIMOUS.

8. TOWN ADMINISTRATOR'S REPORT

1. Chapter 90 – The Governor's Office has informed the Town that the Chapter 90 local transportation aid funding for Fiscal Year 2016 will total \$200 million statewide. We received a letter certifying that the Town of Milford's Chapter 90 apportionment for Fiscal Year 2016 is \$821,211.00. This apportionment will automatically be incorporated into our existing 10 Year Chapter 90 contract. This is an increase of \$3,926.00 over last year's amount.
2. Sound System Upper Town Hall – The installation of the sound system was completed last week. AdTech Systems provided instruction on the set up of the system as well as its operation to members of the IT Staff and Maintenance Staff.
3. Disaster Declaration for Blizzard – The Commonwealth of Massachusetts received a Major Disaster Declaration making federal funding available under FEMA's Public Assistance Program as a direct result of the January 26 -28, 2015 Blizzard. Public Assistance will be made available to local governments for emergency work and permanent repair and replacement of facilities damaged as a result of this Blizzard. MEMA will conduct Applicant Briefings to help explain the reimbursement process for receiving Federal funds for eligible expenses incurred as a result of this severe storm. Fire Chief Touhey and Finance Director Taylor will attend this Briefing.
4. Senior Center – The Finance Committee granted a request for an Emergency Transfer in the amount of \$9,900.00 for the patio repairs at the Senior Center. Also, the gutters have been repaired by Maintenance Supervisor Carlos Benjamin.
5. Police Department – Forfeiture Funds Waters Investigation – I am informed by Police Chief O'Loughlin the Police Department will receive approximately \$100,000 in additional funds as a result of the investigative efforts of Lt. James Falvey and the detectives of the Department in helping to secure convictions in the Waters case. In March of 2014, the Department received \$324,001.44 under the Federal Forfeiture Law as a result of this case. These funds cannot be used for regular operating funds, but have been used to purchase a police vehicle, replace and upgrade Tasers, and for needed equipment.
6. Clean Up Day – I want to thank everyone who participated in the Clean Up day this past Saturday. It was great to see the cooperation of many people working together to benefit our Town. Also, thank you to the Citizens for Milford for setting up the event.

Chairman Murray requested that the Town Administrator invite Citizens of Milford members Mr. John Seaver and Mr. Steve Trettle to a Selectmen's meeting to thank them for their efforts.

9. After reviewing an application submitted by Mr. David Breen, CEO of Fun Zone Milford LLC d/b/a Pinz, 110 South Main Street requesting approval for a One-Day Automatic Amusement License: Mr. Buckley moved, seconded by Mr. Kingkade: To approve the request for a One-Day Automatic Amusement License, for June 5, 2015, specifically for a mechanical bull for a (private event only) Douglas High School After Graduation Party **in lieu of** the May 29, 2015 for Northbridge High School After Prom Party previously approved at the April 13, 2015 meeting, UNANIMOUS.

10. Chairman Murray noted that at the April 13, 2015 meeting, Mr. Buckley requested that a meeting of the board of selectmen be scheduled to evaluate and review the TIF proposal previously discussed by Mr. Consigli with Town Counsel, Town Administrator, Finance Director and Town Planner. Pursuant to the requirements of the Commonwealth's Economic Development Incentive Program (EDIP), the Consigli Construction Company had submitted a formal Letter of Intent to apply for incentives that may include a state EDIP credit and local real estate tax relief in the form of Tax Increment Financing (TIF). After reviewing a 15 year Milford Tax Increment Financing (TIF) Proposal Assumptions (revised-2). At the April 16, 2015 meeting, Mr. Buckley presented a (Revised-3) 15 year proposal which would be a 63% savings to the company instead of the previous proposal of 68%. Mr. Consigli has accepted the revised proposal.

Mr. Buckley moved, seconded by Mr. Kingkade: To schedule a Special Town Meeting to be held on Monday, May 18, 2015 at 7:35PM, UNANIMOUS.

Mr. Buckley moved, seconded by Mr. Kingkade: To recommend that Town Meeting approve a proposed 15 year Tax Increment Financing (TIF) Agreement, pursuant to MGL. Ch. 40, Section 59, between Consigli Construction Co., Inc. and Granite Building Realty, LLC and the Town of Milford for the proposed property and authorize the submission of the same to the Massachusetts Economic Coordinating Council (EACC), UNANIMOUS.

Mr. Buckley moved, seconded by Mr. Kingkade: To recommend that Town Meeting approve the acceptance of the proposed Certified Project application by Consigli Construction Co., Inc. and Granite Building, LLC, and authorize the submission of the same for approval to the EACC, UNANIMOUS.

11. Mr. Buckley moved, seconded by Mr. Kingkade: To approve the Special Town Meeting warrant of May 18, 2015 and make a favorable recommendation to support Article 2 which will permit the transfer of the funds appropriated at the May 2013 and May 2014 Annual Town Meetings for the CDGB consultant and engineering services to be used for grant writing for FY16 State and Federal grant applications, UNANIMOUS.

12. Chairman Murray suggested that the members e-mail Mr. Villani a list of the articles that they would like to present at town meeting.
13. Mr. Buckley moved, seconded by Mr. Kingkade: To approve the request of the Greenleaf Garden Club of Milford to hold their Annual Plant Sale on Saturday, May 16, 2015 from 8:00AM-12:00Noon, at the Kiwanis Park, UNANIMOUS.
14. Mr. Buckley moved, seconded by Mr. Kingkade: To approve a "Poppy Days" permit for the American Legion Auxiliary (May 22-25, 2015), UNANIMOUS.
15. Mr. Buckley moved, seconded by Mr. Kingkade: To approve a Permit to Obstruct – Toll Road sponsored by the Milford Lions Club, May 9, 2015 from 9:00AM-2:00PM, with a rain date of May 16, 2015, UNANIMOUS.
16. Mr. Buckley moved, seconded by Mr. Kingkade: To approve a One-Day Wine and Malt License for St. Mary's of The Assumption Parish, Winter Street, Saturday, May 9, 2015 5:00PM – 12:00Midnight, UNANIMOUS.
17. After reviewing correspondence from Sue Clark, Senior Center Director regarding the bid results for the Senior Center Exercise Room; Mr. Buckley moved, seconded by Mr. Kingkade: To award the contract to A-One Building Company, LLC for the base bid price of \$70,784.00, UNANIMOUS.
Mr. Buckley moved, seconded by Mr. Kingkade: To waive all Permit Fees, UNANIMOUS.
18. Mr. Buckley moved, seconded by Mr. Kingkade: To approve the request from The Military Peer Support Program for the annual 5K Road Race and Walk, Sunday, June 14, 2015, 8:45AM-10:30AM, UNANIMOUS.
19. Mr. Buckley moved, seconded by Mr. Kingkade: To appoint Julie Gonzalez to the Commission on Disability, UNANIMOUS.
20. Mr. Buckley moved, seconded by Mr. Kingkade: To accept the \$25.00 gift from Mr. Ronald Jencks to be deposited in the Milford Fire Department Gift Account, UNANIMOUS.
21. Mr. Kingkade made a motion to appoint Ed Ross to the Conservation Commission, Mr. Buckley seconded. Chairman Murray suggested placing the request on the next agenda and providing the proper paper work, he did not call for a vote.
22. Chairman Murray reviewed correspondence from Town Administrator Villani regarding his request for written proposals from area banks listing their bank fees, interest rates, types of accounts available as well as any other services they would provide to the Town. He stated that

he is not asking the board to make any decision to change from doing business with the Milford National Bank and Trust Company but there is a vacant piece of land owned by them that would be valuable to the Police Department for additional parking. After a brief discussion: It was the consensus of the board to request that Town Administrator Villani ask the bank if they would be willing to donate the land to the town.

23. INFORMATIONAL CORRESPONDENCE

1. Verizon, re: Fios TV Programming Change
2. Verizon, re: Fios TV Channel and Programming Changes

24. Mr. Buckley moved, seconded by Mr. Kingkade: To adjourn the Selectmen's meeting at 10:16PM, UNANIMOUS. ROLL CALL VOTE: Chairman Brian W. Murray, Esq.; Selectmen William D. Buckley and William E. Kingkade Jr. all vote in the affirmative to go into Executive Session to discuss Police Department Collective Bargaining, UNANIMOUS.

Respectfully submitted:

MILFORD BOARD OF SELECTMEN

Jean M. DeTore
Minutes Recorder

Atty. Brian W. Murray, Chairman

William D. Buckley

William E. Kingkade, Jr.