

MINUTES OF REGULAR SESSION –NOVEMBER 30, 2015

ROOM 03 – TOWN HALL

7:00PM

PRESENT: Chairman Brian W. Murray, Esq., Selectmen William D. Buckley; 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 Chairman Murray: To approve the minutes of October 20, 2015. Two in favor, One abstention (Mr. Kingkade abstains) IT IS A VOTE.
3. Mr. Buckley moved, seconded by Mr. Kingkade: To approve the minutes of November 16, 2015 as submitted. Two in favor, One abstention (Chairman Murray abstains) IT IS A VOTE.
4. INVITATION TO SPEAK –Michael Visconti, a resident of Milford, was present to voice his concerns regarding the application and sign regulations recently approved by the Board of Selectmen. He also expressed his opinion on the status of the IT Department.
5. Karen Smith, representing D’Angelo Sandwich Shop, 138 South Main Street, was present seeking an Automatic Amusement License. Mr. Buckley moved, seconded by Mr. Kingkade: To approve the request for an Automatic Amusement license, UNANIMOUS.
6. Adriana Alvarenga, Adriana’s Restaurant, 55 Water Street, was present seeking a transfer of her Common Victualler license to Joao Brito Dos Santos, Coimbra Restaurant. After a brief discussion regarding the outstanding personal property taxes owed: Mr. Buckley moved, seconded by Mr. Kingkade: To approve the transfer subject to payment of FY14, FY15 and FY16 personal property taxes, UNANIMOUS.
7. Finance Director Zachary Taylor, Town Treasurer Christopher Pilla and Benefits Coordinator Kelly Capece were present to update the board on the requirements of the Affordable Care Act. Mr. Pilla explained the law pertaining to the Affordable Care Act (ACA). He further noted that the look-back measurement method is used to determine health insurance eligibility of full-time employees of the Town. Ms. Capece noted that in January of 2016, forms will be distributed to offer health insurance to all employees that are eligible. The look-back measurement method could identify employees working multiple positions that meet the criteria under the ACA. Mr. Taylor noted that since the Town offers health insurance to employees who work 20 or more hours per week under M.G.L. Chapter 32b, we do not expect any material impact to our current enrollment in health insurance. Mr. Buckley moved, seconded by Mr. Kingkade: To adopt a twelve (12) month look-back measurement method for the purpose of the Affordable Care Act, UNANIMOUS.

8. Amy Leone, MS, MA, LMHC/Juvenile Advocacy Group (JAG) along with Police Chief O'Loughlin were present to update the board on the JAG mission of providing a regional approach to addressing risk and protective factors facing our youth and families and provided a list of multiple grant applications and project proposals for their current funding needs. Ms. Leone stated that they are looking for support in obtaining contracts with the towns of Milford and Franklin, the Milford Regional Medical Center, and local police departments to continue to provide these services. Representative Fernandes was also in attendance. He agreed that bringing together local communities willing to provide funding is important to help the program remain active. A discussion ensued relative to the possibility of reaching out to other Board of Selectmen from local communities to help provide funding, and the possibility of earmarking money for next year's budget. It was the consensus of the board to have Ms. Leone firm up a budget proposal for Substance Abuse Navigation Services and description of how it benefits the town.

9. TOWN ADMINISTRATOR'S REPORT

1. CDBG Meeting- Sue Clark and I met with Upton Town Manager Blythe Robinson and Mendon Town Administrator, Kim Newman to initiate discussions regarding partnering to file for Community Development Block Grants. Both Towns are interested in partnering with Milford. We provided each of them with information regarding the CDBG Program. We will be scheduling a second meeting in December.
2. Milford Pond Update – The dredging work is complete. The area dredged is slightly larger than originally proposed, but because of depth limitation, the volume dredged is slightly less. The average depth dredged is ten (10) feet. The placement of sediment in the reclamation area is complete. Invasive weed treatment was done in September which was paid for by the Milford Water Company. There is floating vegetation debris from the dredging. The Army Corps of Engineers is working on a Plan to remove this material with the contractor. The project is substantially complete.
3. Animal Control Building Project- The new roof and floors at the Animal Control Building have been completed. We will also be replacing doors and doing other minor repairs and painting to complete the Project.
4. Access Northeast Project- Algonquin Gas Transmission, LLC has received approval from the Federal Energy Regulatory Commission (FERC) to use their Pre-Filing Process which provides stakeholders an opportunity to review Project related information and identify any issues before any permit applications are filed by Algonquin. During this Process, Algonquin and FERC will seek input from landowners, government agencies, public officials and interested parties to work to identify issues related to the proposed Project facilities. Open House meetings will be scheduled during the first quarter of 2016 which will be attended by FERC representatives. We have posted copies of the letter of approval of the Pre-Filing Request as well as information on how to file comments with FERC on the Town Website.

Mr. Buckley requested that Town Administrator Villani check the lights permanently attached to the flag pole at the Police Station.

10. After a brief discussion relative to filling several vacancies on the Capital Improvement Committee and the Commission on Disability, it was the consensus of the board to postpone any appointments. The discussion included possibly requesting that Town Counsel provide input relative to the portion of the Commission on Disability by-law that states four (4) members have to be handicapped as well as the process for appointments to various committees or boards.

11. Chairman Murray reviewed correspondence from Town Administrator Villani and Building Commissioner Erickson regarding their recommendation to appoint Ms. Erika Robertson to the position of Assistant Zoning Enforcement Officer. Mr. Buckley stated that in his opinion, the job description does not represent the position. He suggested eliminating "certified" within two (2) years and continue with a salary review of area towns regarding the position. Chairman Murray stated that the job descriptions were compiled by the Consultant hired by the Personnel Board as part of the Compensation Salary Survey. Mr. Buckley moved, seconded by Mr. Kingkade: To appoint Erika Robertson to the position of Assistant Zoning Enforcement Officer at Grade 4/Step 1 with a starting hourly rate of \$19.99, UNANIMOUS.

12. Mr. Buckley noted that Milford TV has provided their Annual Report to the Board of Selectmen September 2015. He requested that Finance Director Zachary Taylor review their Financial Report and provide an Executive Report, and also ensure with respect to the contract, it aligns as a non-profit, under MGL ch501©(3). Also, when Milford TV meets with the board, he would like to discuss where they see themselves in five (5) years.

13. Mr. Buckley moved, seconded by Mr. Kingkade to approve the following Automatic Amusement Licenses for 2016, UNANIMOUS.

Automatic Amusement

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|------------------------------|-----------------------|
| 1. Italian American Veterans | 4 Hayward Field |
| 2. Milford Hotel Group, LLC | 11 Beaver Street |
| 3. Papa Gino's | 42 Cape Road |
| 4. Galway Milford | 68 Water Street |
| 5. Club Portuguese | 119 Prospect Heights |
| 6. Pepperoncini's | 201 East Main Street |
| 7. Powerless, Inc. | 284 West Street |
| 8. Fun Zone of Milford, LLC | 110 South Main Street |
| 9. Scioli Corporation | 146 South Main Street |
| 10. EMZ dba Isabelle's | 3351/2 Main Street |
| 11. D'Angelo Sandwich Shop | 138 South Main Street |

Mr. Buckley moved, seconded by Mr. Kingkade to approve the following Auctioneer Licenses for 2016, UNANIMOUS.

Auctioneer

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|--------------------|-------------------|
| 1. Friends Auction | 4 Congress Street |
| 2. Watson Auctions | 4 Congress Street |

Mr. Buckley moved, seconded by Mr. Kingkade to approve the following Boarding Licenses for 2016, UNANIMOUS.

Boarding

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|---|-----------------------|
| 1. Anne Mahaney | 40 Jefferson Street |
| 2. Milford Development Realty Trust | 38 Spring Street |
| 3. Russet Rentals LLC (Robert Ruggiero) | 22 Congress Street |
| 4. Russet Rentals LLC (Robert Ruggiero) | 51-53 Exchange Street |

Mr. Buckley moved, seconded by Mr. Kingkade to approve the following Class I Licenses for 2016, UNANIMOUS.

Class I

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|-------------------------------|----------------------|
| 1. Danvers T III Inc. | 300 Fortune Blvd. |
| 2. Birchler's Automotive | 35 Birch Street |
| 3. Milford Nissan Corporation | 320 East Main Street |
| 4. Southworth-Milton, Inc. | 100 Quarry Drive |
| 5. Southworth-Milton, Inc. | 179 Fortune Blvd. |
| 6. Southworth-Milton, Inc. | 330 East Main Street |

Mr. Buckley moved, seconded by Mr. Kingkade to approve the following Class II Licenses for 2016, UNANIMOUS.

Class II

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|--|----------------------|
| 1. 16&85 Automotive Service LLC | 2-4 Cedar Street |
| 2. Milford Good Year Getty | 232 West Street |
| 3. AP Enterprises Inc. (Tony's Auto Serv.) | 60 West Street |
| 4. Accurate Auto Care, LLC | 193 East Main Street |
| 5. Stephen Antinarelli d/b/a Plains Automotive | 293 West Street |
| 6. Berardi Automotive Inc. | 233 East Main Street |
| 7. Michael Bonnell d/b/a Bob's Motor Workshop | 49 East Main Street |
| 8. Bradley J. Kaye d/b/a Art's Auto Service | 93 Cedar Street |
| * 9. Campos Auto Detailing and Accessories | 3 Beach Street |
| 10. Annantuonio Corp. d/b/a Dan's Auto Body | 457 East Main Street |
| 11. Dunbars Inc. Mr. Murray abstains | 70 Haven Street |
| 12. Jose Goncalves d/b/a Jack's Auto Sales | 59 East Main Street |
| 13. Fafama Auto Sales, Inc. | 13 Cape Road |

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| 14. Mark's Auto Sales, LLC | 51 East Main Street |
| 15. Mark Rizoli Auto Village | 227 East Main Street |
| 16. Nixon Aguilar, dba Central Street Auto Repair | 63 Central Street |
| 17. Pierrott Abiramia dba Milford Auto Mall | 187 West Street |
| 18. Mainline Garage | 170 East Main Street |
| 19. DLNR | 61 Main Street |
| 20. Milford Collision | 36 Main Street |
| 21. Geara Enterprises, Inc. d/b/a Milford Getty | 80 Prospect Street |
| *22. Misco, Inc. | 234 West Street |
| 23. Niro Auto Body and Used Car Sales | 196 West Street |
| 24. Old Time Auto Sales | 294 West Street |
| 25. Sprint Lube & Repair LLC | 81 Prospect Street |
| 26. Star Car Rental, Inc. | 206 East Main Street |
| 27. Santos Garage, Inc. –Louiz Santos | 12 South Free Street |
| 28. South Free Auto Body, Inc. | 14 South Free Street |
| 29. Hillview Equipment & Leasing | 11 Commercial Way |
| 30. Danvers T III Inc. | 300 Fortune Blvd. |
| 31. God & DSS Inc. | 20 Beaver Street |

***Taxes owed**

Mr. Buckley moved, seconded by Mr. Kingkade: To amend the motion to approve the Class II licenses subject to payment of taxes or payment plan approved by the Tax Collector, UNANIMOUS.

Mr. Kingkade moved, seconded by Mr. Buckley to approve the following Class III License for 2016, UNANIMOUS.

Class III

Bradley J. Kaye d/b/a Art's Auto Service 93 Cedar Street

Mr. Kingkade moved, seconded by Mr. Buckley to approve the following Common Victualler Licenses for 2016, UNANIMOUS.

Common Victualler

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|-----------------------------------|-----------------------|
| 1. Asia Café | 94 Main Street |
| 2. Carnivores All American BBQ | 134 South Main Street |
| 3. Hany Nyrouz d/b/a Bill's Pizza | 126 Main Street |
| 4. Burger King Corporation | 22 Beaver Street |
| 5. Chung, Inc. | 93 Water Street |
| 6. D&T Donut Shop | 118 Prospect Street |

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| 7. D&T Donut Shop | 140 South Main Street |
| 8. Delop's Inc. | 195 East Main Street |
| 9. Delop's Inc. | 138 South Main Street |
| 10. Dunkin Donuts | 350 East Main Street |
| 11. Dunkin Donuts | 31 Main Street |
| 12. Dunkin Donuts | 146 South Main Street |
| 13. Dunkin Donuts | 35 Medway Road |
| 14. Sodexho Operations, LLC at EMCU | 31 Maple Street |
| 15. Five Olsons Milford Plains LLC d/b/a Five Guys | 9 Medway Road |
| 16. Friendly's | 17 Medway Road |
| 17. Garden Pizza | 92 Prospect Street |
| 18. Garden Restaurant | 156 West Street |
| 19. JR's Diner | 296 Main Street |
| 20. Kentucky Fried Chicken | 15 Medway Road |
| 21. Sodexho (Milford-Whit.Reg. Hosp) | 14 Prospect Street |
| 22. Great Taste Restaurant | 201 Main Street |
| 23. Wing Hua Inc. d/b/a Hunan Gourmet | 130 Main Street |
| 24. Eldridge Kitchen & Catering Corp. | 178 East Main Street |
| 25. Lamaka, Inc. d/b/a Ray & Dick's | 20 Exchange Street |
| 26. McDonald's | 139 South Main Street |
| 27. McDonald's | 143 Medway Road |
| 28. Pirperis, Inc.(DQ Grill & Chill) | 190 West Street |
| 29. Mango Tree Inc. | 206 East Main Street |
| 30. Milford Pizza Palace | 8 Beach Street |
| 31. Padaria Brasil Bakery | 173 Main Street |
| 32. Panera LLC d/b/a Panera Bread | 91 Medway Road |
| 33. Papa Gino's | 42 Cape Road |
| 34. Papa Gino's | 91 Medway Road |
| 35. Pizza 85 | 130 Cedar Street |
| 36. Pizza Chef | 179-181 Main Street |
| 37. Rosa's Villa | 189 West St. (Units 1&2) |
| 38. Sodexho USA @ Waters Corp. | 34 Maple Street |
| 39. Sodexho @Waters | 5 Technology Drive |
| 40. SDM Corporation d/b/a Sabor DeMinas | 122 East Main Street |
| 41. Sabor Latino | 126 Main Street |
| 42. Subway #47555 | 94 Prospect Street |
| 43. MPH, Inc. d/b/a Subway | 9F Medway Road |
| 44. CTG Enterprises, Inc. (Sal's) | 206 East Main Street |
| 45. Wendy's Old Fashioned Hamburgers | 128 Cedar Street |
| *46. Coimbra Restaurant | 55 Water Street |
| 47. Yum Yum Froyo | 196 East Main Street |

***Taxes owed**

Mr. Kingkade moved, seconded by Mr. Buckley: To amend the motion to approve the Common Victullar licenses subject to payment of taxes or payment plan approved by the Tax Collector, UNANIMOUS.

Mr. Kingkade moved, seconded by Mr. Buckley: To approve the following Common Victualler All Alcoholic Licenses for 2016 subject to payment of taxes or payment plan approved by the Tax Collector, UNANIMOUS.

Common Victualler All Alcoholic

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| 1. 99 Rest. | 196B East Main Street |
| 2. Din-Din Rest. d/b/a Pepperoncini's | 201 East Main Street |
| 3. Powerless, Inc. | 284 West Street |
| 4. Applebee's New England | 91 Medway Road |
| 5. Briarwood Restaurants, LLC | 55 Medway Road |
| 6. Central Tavern | 31 Central Street |
| 7. Galway Milford, Inc. d/b/a TD's Pub | 68 Water Street |
| 8. Club Portuguese E&R | 119 Prospect Heights |
| 9. The Three JJ's of MilforddbaDepot St. Tavern | 45 Depot Street |
| 10. Scioli Corporation | 146 South Main |
| 11. El Taco, Inc. | 231 East Main Street |
| *12. Capital BC Rest. LLC (Bugaboo) | 124 Medway Road |
| 13. Linchris Hotel, Corp. | 11 Beaver Street |
| 14. Fun Zone Milford, LLC d/b/a Pinz | 110 South Main Street |
| 15. The Crystal Room Corp. | 49 Cedar Street |
| 16. Prezo Grille & Bar, Inc. | 229 ½ East Main Street |
| 17. TGI Friday's Inc. | 240 Fortune Blvd. |
| 18. Mario Topuzi and Vasil Isildakli | 220 Main Street |
| 19. Lucky 9 | 119 East Main Street |
| 20. Courtyard Management Corporation | 10 Fortune Blvd. |
| 21. Milford Mandarin Restaurant, Inc. | 196 East Main Street |
| *22. Natalia Marques dba Nelly's | 113 Central Street |
| 23. Richard's Food and Drink | 67 Medway Road |
| 24. Great Dragon Corp d/b/a Toky o Japanese Steak House | 121 Depot Street |
| *25. Turtle Tavern, Inc. | 72 Main Street |
| 26. Two Medals LLC d/b/a 89 Main | 89 Main Street |
| 27. GeneCSII | 350 East Main Street |
| *28. Café Sorrento, Inc. | 143 Central Street |
| 29. Top of the Court, Inc. | 189 Main Street |
| *30. Sky Buffet | 324 East Main Street |
| 31. Truffles Grille & Wine Bar | 198 East Main Street |
| 32. Marchegiano Club, Inc. | 60 Meade Street |

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| 33. Hoboken Citizens Club, Inc. | 252 Central Street |
| 34. Italian American World War Vets of US Inc. | 4 Hayward Field |

Mr. Kingkade moved, seconded by Mr. Buckley: To approve the following Common Victualler Wine and Malt Restaurant Licenses for 2016, UNANIMOUS.

Common Victualler Wine and Malt Restaurant

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| 1. EMZ Mart, LLC dba Isabella's | 335 ½ Main Street |
| 2. Chim Thai, Inc. | 196 East Main Street |
| 3. Thavatchai Vitunitaya d/b/a Thai Pepper | 178 East Main Street |

Mr. Kingkade moved, seconded by Mr. Buckley: To approve the following Common Victualler Wine and Malt with Cordials Licenses for 2016, UNANIMOUS.

Common Victualler Wine and Malt with Cordials

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|----------------------------------|-----------------|
| 4. Ivahy, Inc. d/b/a Casa Brasil | 112 Main Street |
| 5. KH& Company LLC dba Wanokura | 194 West Street |

Mr. Kingkade moved, seconded by Mr. Buckley: To approve the following Entertainment Licenses for 2016, UNANIMOUS.

Entertainment

- | | |
|---|-----------------------|
| 1. 99 Restaurant | 196B East Main Street |
| 2. Briarwood Restaurants, LLC d/b/a The Alamo | 55 Medway Road |
| 3. Café Sorrento | 143 Central Street |
| 4. Central Tavern | 31 Central Street |
| 5. Club Portuguese | 119 Prospect Street |
| 6. The Crystal Room Corp. | 49 Cedar Street |
| 7. Milford Hotel Group LLC | 11 Beaver Street |
| 8. Pepperoncini's Pizzeria & Grill | 201 East Main Street |
| 9. Powerless, Inc. | 284 West Street |
| 10. Fun Zone of Milford, LLC d/b/a Pinz | 110 South Main Street |
| 11. Scioli Corporation | 146 South Main Street |
| 12. Top of The Court, Inc. | 189 Main Street |
| 13. Turtle Tavern | 72 Main Street |
| 14. Richard's Food & Drink | 67 Medway Road |

Mr. Kingkade moved, seconded by Mr. Buckley: To approve the following Fortune Teller License for 2016, UNANIMOUS.

Fortune Teller License

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|---------------|---------------------|
| 1. Miss Mello | 81 East Main Street |
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Mr. Kingkade moved, seconded by Mr. Buckley: To approve the following Retail Package All-Alcoholic Licenses for 2016, UNANIMOUS.

Retail Package All Alcoholic

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| 1. Geara Marketing, Inc. d/b/a MacPackage | 96 Prospect Street |
| 2. Kuver Guru Corp. d/b/a West Street Liquors | 61 West Street |
| 3. Thomas A. Hickey, Inc. | 396 East Main Street |
| 4. Jonsin, LLC d/b/a Countryside Liquors | 170 Central Street |
| 5. Bapanu Corp. d/b/a Milford Package Store Inc. | 270 Main Street |
| 6. JenJes Corp. (Milford Liquors) | 9 Medway Rd. Unit 5 |
| 7. Paul J. Moffi | 134 South Main Street |

Mr. Kingkade moved, seconded by Mr. Buckley: To approve the following Retail Package Wine and Malt Licenses for 2016 subject to payment of taxes or payment plan approved by the Tax Collector, UNANIMOUS.

Retail Package Wine and Malt

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|-----------------------------------|----------------------|
| 1. John J. LeBlanc d/b/a Gene's | 80 Water Street |
| 2. Contemporary Concepts, Inc. | 134 Cedar Street |
| 3. A&A Fuel, Inc. | 140 Medway Road |
| 4. Trushkush Corporation | 315 Main Street |
| 5. Purchase Street Market | 89 Purchase Street |
| 6. 75 Purchase Street Corporation | 75 Purchase Street |
| *7. Mui T. Tran-Cedar St. Market | 100 East Main Street |
| 8. Adonis, Inc.-Quick Mart | 58 South Main Street |
| 9. James G. Guido | 194 West Street |
| 10. Jose and Theresa Cerqueira | 34A Main Street |

***Taxes owed**

Mr. Buckley moved, seconded by Mr. Kingkade: To grant the following establishments an extension of serving hours until 2:00AM for **New Year's Eve**, UNANIMOUS.

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|----------------------------|-----------------------|
| The Alamo | 55 Medway Road |
| Cafe Sorrento | 143 Central Street |
| Central Tavern | 31 Central Street |
| Club Portuguese | 119 Prospect Hts. |
| Doubletree Hotel | 11 Beaver Street |
| Lucky 9 | 119 East Main Street |
| Marchegiano Club | 62 Meade Street |
| Pinz | 110 South Main Street |
| TGI Friday's | 240 Fortune Blvd. |
| Truffles Grille & Wine Bar | 198 East Main Street |

14. Mr. Buckley moved, seconded by Mr. Kingkade: To accept the \$50.00 gift from Steven M. George and Patrick T. Zanella to be deposited in the Milford Fire Department Gift Account, UNANIMOUS.

15. Mr. Buckley moved, seconded by Mr. Kingkade: To accept the \$15.00 gift from Robert and Marie Cowles to be deposited in the Milford Fire Department Gift Account, UNANIMOUS.

16. After reviewing an indemnification agreement drafted by Town Counsel which would indemnify and hold harmless, Claflin Street LLC from any and all damages or injuries that might be caused to any person or property as a result of any activity by the Milford Fire Department and its employees in the course of such training at the property at 1-3 Seena Heller Way for Milford Fire Department training purposes: Mr. Buckley moved, seconded by Mr. Kingkade: To approve the Indemnification Agreement as proposed, UNANIMOUS.

17. Chairman Murray provided the board with correspondence which was sent to the Milford Water Company on behalf of the Armory Renovation Committee as a "Thank You" for their donation valued in excess of \$4,600.00 for the donated labor and material to install the new water service at the Youth Center.

18. INFORMATIONAL CORRESPONDENCE

1. Xfinity, re: Price Changes
2. Verizon, re: Fios TV Notice

19. Mr. Buckley moved, seconded by Mr. Kingkade: To adjourn the Selectmen's meeting at 9:47PM, UNANIMOUS.

Respectfully submitted:

MILFORD BOARD OF SELECTMEN

Jean M. DeTore
Minutes Recorder

Atty. Brian W. Murray, Chairman

William D. Buckley

William E. Kingkade, Jr.