

MINUTES OF REGULAR SESSION –MAY 8, 2017

ROOM 03 – TOWN HALL

7:00PM

PRESENT: Chairman William E. Kingkade Jr.; Selectmen William D. Buckley and Michael K. Walsh; Town Administrator Richard A. Villani; and Minutes Recorder Jean M. DeTore.

1. Chairman Kingkade called for a moment of silence due to the recent passing of Nicholas J. Julian Sr. He noted that Mr. Julian served this community as a member of the Finance Committee for a number of years.

2. Mr. Buckley moved, seconded by Mr. Walsh: To sign the warrant, UNANIMOUS.

3. Mr. Buckley moved, seconded by Mr. Walsh: To approve the Minutes of April 24, 2017 as submitted. Two in favor, One abstention (Mr. Kingkade abstains) IT IS A VOTE.

4. Mr. Buckley moved, seconded by Mr. Walsh: To approve the Minutes of April 25, 2017 as submitted. Two in favor, One abstention (Mr. Kingkade abstains) IT IS A VOTE.

5. INVITATION TO SPEAK – Chairman Kingkade called upon the following citizens who voiced their concerns regarding possible recreational Marijuana retail sales in Milford: Amy Leone, Mental Health Counselor; and residents Steve Trettle; Brian Cole; Amy Sanborn and Beverly Swymer.

6. Attorney Ernest Pettinari, representing Stone Ridge Business Park-Gutierrez Companies, was present to request approval, authorizing the development and construction of the roadway – Deer Street, as approved by the Planning Board in the site plan review and Special Permit processes. He provided background information: Deer Street is a town way that was accepted some time prior to 1863. It extends approximately 1,170' westerly from Cedar Street to a point southwest of Wildcat Pond. It has been maintained in varying conditions over time, and provides access to yet another "Old Town Road" that extends north, from the westerly side of Wildcat Pond, toward Hopkinton and Holliston. Chris Novak, VHB Site Engineer provided illustrations of the proposed site as well as a brief history.

In 2006 The Planning Board approved the "Stone Ridge" business park definitive subdivision plan for the Gutierrez Company. The 80 acre subdivision extended the Deer Street right-of-way by some 700' and provided for the construction of not only the existing and extended street, but a bridge over the Charles River. Subsequently, "Stone Ridge Business Park" site plans have been approved, and on April 18, 2017, the Planning Board approved the Restaurant Depot special permit and site plan for the first development pad within the subdivision. Now that the roadway and bridge construction appear imminent, the required "approval to construct" is being sought from the Board of Selectmen for the public portion of Deer Street. Mr. Buckley moved, seconded by Mr. Walsh: To grant Gutierrez Companies approval and authorization for the development and construction of the roadway consistent with that of the Planning Board in the site plan review and Special Permit processes, UNANIMOUS.

Attorney Pettinari thanked the board for allowing the insertion of an Article at the request of David Consigli, for the Annual May 2017 Town Meeting for approval of an all-alcoholic beverages pouring license at premises situated at 198 East Main Street in Milford, the site of the former Truffles Restaurant. He introduced Robert D. Passaretta, current owner of Gia Ristorante Italiano in Uxbridge and provided his resume stating that if the license was approved by legislature, he would be the applicant.

7. At the board's request, Police Chief Thomas J. O'Loughlin provided the board with Police Reports of repeated calls from various locations for medical emergencies, as well as a high level of attention from police in an effort to address quality of life concerns on streets and neighborhoods throughout the town. Building Commissioner John Erickson was also in attendance. He stated that when reviewing a property for any zoning violations, etc., he encourages neighbors to call so that the task force can validate the complaint. After a discussion, Chairman Kingkade requested a joint meeting with the Board of Health to discuss by-laws, etc. as well as the Task Force (Police Chief, Fire Chief, Board of Health, and Building Commissioner) to provide a solution to address these types of issues. Mr. Buckley stated that the test should be: "Do you want to be a neighbor to this address?"

8. Kevin W. Lobisser, co-owner of property located on Birch Street, provided a proposal for a "friendly" 40B project that would consist of (4) residential buildings, a total of 156 apartment units and the possibility of the board's interest in being a Co-applicant of this project. He further explained that the "friendly" 40B process allows the developer to work with the town to help reach its state-mandated affordable housing quota of 10 percent. Currently, it is at just over 6 percent. After a discussion, it was the consensus of the board that they are in favor of a "friendly" 40B project but requested that Mr. Lobisser seek data from the School Department relative to the impact of a possible increase in the number of students, as well as input from the Police and Fire Chiefs. Chairman Kingkade noted that when Mr. Lobisser has obtained the data, the board would be willing to discuss the proposal.

9. Ronald Pagnini, a resident and Downtown Business Owner, provided the board with a Proposal for suggested improvements to the Milford Downtown area. The proposal outlined several Mission Statements to make commercial buildings/properties aesthetically pleasing, create more parking spaces and start an active campaign to promote downtown businesses. After a lengthy discussion, Mr. Pagnini stated that he would be willing to donate the time to form a committee to seek funding sources for the revitalization of the downtown. Mr. Buckley moved, seconded by Mr. Walsh: To form an Ad Hoc Downtown Economic Revitalization Committee consisting of Ronald Pagnini, Joshua Lioce, Paul Malnati, Tony Pinto and Peter Moynihan to seek funding initiatives and appropriate Town Meeting approval, UNANIMOUS.

10. TOWN ADMINISTRATOR'S REPORT

1. House Budget Funding Opioid Outreach and Intervention Program – Representative Murray has informed me he has included in the House Budget the sum of \$50,000.00 for Milford Police and JAG regional opioid task force initiative.
2. Hopedale Contribution to Opioid Task Force Initiative – I am also pleased to report the Town of Hopedale will be including an article on their May Town Meeting Warrant to approve the sum of \$5,000.00 for the regional Task Force initiative and join Milford to help fight this most serious problem. This amount represents \$1 per person in Hopedale.
3. Chapter 90 Program – I have been informed by State Representative Brian Murray that the 10th Worcester District will receive \$1.6 million in funding assistance for local expenses under the State's Chapter 90 Program. This money was included in part of a \$200 million bond authorization approved unanimously by the House of Representatives and signed by Governor Baker. Milford will receive the sum of \$823,130.92.
4. Clean Up Day – I want to thank everyone who turned out for the third annual Clean Up Day on Saturday April 29th. It was great to see so many people involved in helping improve our Town.
5. MS4 Appeal Update – I have been informed that the US Court of Appeals has issued an Order to hold the briefing schedule in abeyance for 90 days. The reason for the Order is that New Hampshire has also filed an appeal of the NH MS4 Permit and their statutory deadline has not yet elapsed. Once it does, it is expected the appeals will be consolidated for hearing.
6. Transportation Advisory Committee – The Board has received a request from Scott Crisafulli, Chairman of the Transportation Advisory Committee for authorization to spend money received via donation. Specifically, they are seeking authorization to spend up to \$100.00 to set up a booth at the Celebrate Milford Day and \$882.00 to place an ad with the bus route in the Town Crier

Mr. Buckley moved, seconded by Mr. Walsh: To authorize Scott Crisafulli, Chairman of the Transportation Advisory Committee to spend up to \$100.00, to set up a booth at the Celebrate Milford Day and \$882.00 to place an ad for the bus route in the Town Crier, UNANIMOUS>

11. Town Administrator Villani provided a history and summary of each article for the May 22, 2017 Annual Town Meeting. After reviewing the remaining articles not voted on at the April 24, 2017 meeting under the Selectmen's Department:

Mr. Buckley moved, seconded by Mr. Walsh: To support Article 36, UNANIMOUS.

Mr. Buckley moved, seconded by Mr. Walsh: To support Articles 15 and 16, UNANIMOUS.

Mr. Buckley moved, seconded by Mr. Walsh: To support Article 28, UNANIMOUS.

Mr. Buckley moved, seconded by Mr. Walsh: To support Article 14, UNANIMOUS.

Zachary Taylor, Finance Director and Chris Morin, Chairman/Finance Committee updated the board on Article 4 – FY18 Town Budget. Mr. Taylor provided correspondence regarding the Financial Team Recommendations for the May 2017 Annual Town Meeting: Use of Levy & Free Cash and October Special Town Meeting Goals. He stated that there are currently a few budgets that have not been approved by the Finance Committee, the largest being the School Department.. He further noted that it is the Financial Team's understanding that the Finance committee is attempting to reach a compromise at 4.4% (split between the School Committee proposal and Finance School – Sub-Committee proposal of 3.9%). The consensus of the financial team would be to support the compromise to limit the deficit referred to above.

12. After reviewing correspondence from Town Counsel Moody regarding a possible ban on Recreational Marijuana Retail Sales: Mr. Buckley moved, seconded by Mr. Walsh: To schedule a Special Election for a town wide vote in September on the question of whether or not Milford should ban retail sales of marijuana for recreational purposes, UNANIMOUS.

13. Mr. Walsh suggested working toward the option of uploading the Selectmen's meetings on tablets.

14. Mr. Buckley requested that Town Counsel provide a policy for Claims against the Town including parameters for payments up to a certain amount and notification requirements as well as a benchmark of prior claims.

15. Mr. Buckley moved, seconded by Mr. Walsh: To approve the request from Sacred Heart of Jesus Parish for a One-Day Wine License for June 14, 2017, UNANIMOUS.

16. Mr. Buckley moved, seconded by Mr. Walsh: To approve the request from the Milford Department of Veterans Services for a Parade Permit for May 29, 2017, UNANIMOUS.

17. Mr. Buckley moved, seconded by Mr. Walsh: To approve the request from the American Legion Auxiliary for a Permit To Obstruct to distribute poppies – May 25, 26, 27, 28 and 29, 2017, UNANIMOUS.

18. Mr. Buckley moved, seconded by Mr. Walsh: To approve the request from St. Mary of The Assumption Parish for a Permit To Obstruct for May 12, 2017, UNANIMOUS.

19. Mr. Buckley moved, seconded by Mr. Walsh: To approve the request from St. Mary of The Assumption Parish for a Permit To Obstruct for June 3, 2017, UNANIMOUS.

20. Mr. Buckley moved, seconded by Mr. Walsh: To approve the request from St. Mary of The Assumption Parish for a One-Day Wine and Malt License for May 13, 2017, UNANIMOUS.

21. Mr. Buckley moved, seconded by Mr. Walsh: To approve the request from St. Mary of The Assumption Parish for a One-Day Wine and Malt License for June 3, 2017, UNANIMOUS.

22. Mr. Buckley moved, seconded by Mr. Walsh: To approve the request from Braking Aids Ride for a Permit To Obstruct for September 8, 2017, UNANIMOUS. Mr. Buckley requested that in the future, the Permit To Obstruct form should be used for this request.

23. Mr. Buckley moved, seconded by Mr. Walsh: To approve the request from the Hospitality and Tourism Management Program at Milford High School for a Permit To Obstruct for the Third Annual Color Run for Stacy Middle School, October 14, 2017, UNANIMOUS.

24. Mr. Buckley moved, seconded by Mr. Walsh: To accept with regret the resignation of Christopher D. Wilson from the Milford Cultural Council, UNANIMOUS.

25. After reviewing correspondence from National Grid regarding Double Poles, Mr. Buckley requested an update on the most aged inventory and status of scheduled removal.

26. Mr. Buckley moved, seconded by Mr. Walsh: To accept with regret the resignation of Wendell T. Phillips, as Town Accountant, UNANIMOUS.

27. INFORMATIONAL CORRESPONDENCE

1. Veterans' Services, re: Invitation-annual Memorial Day Parade

28. Mr. Buckley moved, seconded by Mr. Walsh: To adjourn the Selectmen's meeting at 10:04PM, UNANIMOUS. ROLL CALL VOTE: Chairman William E. Kingkade, Jr.; Selectmen Willian D. Buckley and Michael K. Walsh all vote in the affirmative to go into Executive Session to discuss, Milford Water Company; Town Counsel's Contract; Claim; Police/Civil Service; Highway/Collective Bargaining and Fire Chief's Contract.

Respectfully submitted:

MILFORD BOARD OF SELECTMEN

Jean M. DeTore
Minutes Recorder

William E. Kingkade, Jr., Chairman

William D. Buckley

Michael K. Walsh