

MINUTES OF REGULAR SESSION –FEBRUARY 24, 2014

ROOM 03 – TOWN HALL

7:00PM

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

1. Chairman Buckley presented a citation to Ms. Jennifer Walsh in recognition of her dedication, impact and leadership to the athletes of the Special Olympics Massachusetts.
2. Mr. DeBartolomeis moved, seconded by Mr. Murray: To sign the warrant, UNANIMOUS.
3. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the minutes of February 10, 2014 as submitted, UNANIMOUS.
4. CITIZEN PARTICIPATION - None
5. A hearing was held on the application of Chim Thai, Inc. d/b/a Chim Thai Restaurant, 196 East Main Street #50 seeking a change of corporate name to Chaipirom, Inc. Nunchurees Thanasitprapakuns, Director stated that there would be no changes except for the corporate name. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the change of Corporate Name, UNANIMOUS.
6. A Public Hearing was held at the request of National Grid and Verizon New England, Inc. regarding Plan #16430288 to allow the relocation and replacement of Pole 19-84 from Private Property and into the Public Way for the guying of Pole 19. Mike Fraser representing National Grid was present. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the above Plan #16430288 as submitted, UNANIMOUS.
7. TOWN ADMINISTRATORS REPORT
  1. Budgets – All Budgets under the jurisdiction of the Board of Selectmen are on target. The Finance Committee has approved a 0% increase in departmental expense budgets. Salary expenses are to be adjusted per contractual obligations for union employees and Personnel Board recommendation for Article 2 employees.
  2. Snow Removal – I again want to commend Highway Surveyor Scott Crisafulli, all Highway Department Workers, Police Chief O’Loughlin, Fire Chief Touhey and the Town Custodial Staff for their excellent job in handling the snow removal from the recent storms.

3. Transportation Bond Bill – We received notification from State Representative Fernandes that the following Milford related bond amendments were included in the 2014 House Transportation Bond Package:
  - A. Design, permitting, construction and right of way acquisition for phase I of the Veterans Memorial Drive alternate route project in the Town of Milford.– Phase I (Beach Street to Central Street)
  - B. \$2,000,000.00 to be expended for railroad crossings within the Towns of Grafton, Hopedale, Milford and Upton.
  - C. \$150,000.00 Replacement of the Dilla Street Bridge
  - D. \$1,200,000.00 to reconstruct Route 16 in Milford at the intersection of Medway Road (Route 109) including replacement of concrete sidewalks, signalization and other traffic improvements.
4. Online Payment Center – I have been informed by acting Tax Collector, Terri Dias, that the Town now has set up an Online Payment Center for payment of Excise, Personal Property and Real Estate Taxes. The Online Payment System can be accessed via the Town Website.
5. Intersection of Green Street and Cape Road – We have been informed by Senator Moore’s office and Representative Fernandes office that MASSDOT has responded to their letter requesting evaluation of this intersection. They will be coordinating with the Towns of Milford and Hopedale to schedule a site visit in order to evaluate the intersection and propose safety improvements. Once the District and the Towns are in agreement with the proposed recommendations, MASSDOT will implement them as soon as possible.
6. Registered Marijuana Dispensary – I participated in a teleconference call, along with other representatives of the 20 Towns or Cities where provisional licenses to open a Registered Marijuana Dispensary have been granted, with Karen van Unen Exec Dir of the Medical Use Marijuana Program and Kay Doyle, Legal Counsel on February 13, 2014. The next step in the process is for them to meet with each individual applicant, review and verify information provided by the applicant, establish a timeline for the applicant and set up a Plan of Action to complete the process to achieve final license certification. There will be future teleconference calls and meetings. I have updated the Police Chief, Building Commissioner and Health Agent on this first call and will involve them as necessary in future calls and meetings.

8. Kyle Romano, Executive Director of the Blaire House along with James M. Boudreau, Construction Manager, ELC Construction, were present to discuss their request to rename a portion of Cemetery Street. Mr. Boudreau stated that at the board's request, they met with the Historical Commission seeking input and recommendations for several street names either with historical significance or in honor of a notable individual. He then stated that the Historical Commission provided correspondence suggesting street names for the board to consider. After reviewing the correspondence: Mr. Murray noted that he was still in favor of re-naming a portion of Cemetery Street as Seena Heller Way. Mr. Murray moved, seconded by Mr. DeBartolomeis to re-name a portion of Cemetery Street as Seena Heller Way. Mr. Villani noted that there must be an exact motion for the portion of the street. Mr. DeBartolomeis moved, seconded by Mr. Murray: That the portion of Cemetery Street lying easterly of Claflin Street and extending for a distance of approximately 469 feet easterly there from, be renamed to Seena Heller Way, UNANIMOUS.

9. Reno Deluzio, Chairman of the Upper Charles Trail Committee and Larry L. Dunkin, AICP Town Planner updated the board on discussions held and the progress made by the working group appointed by the board in contacting the Eastern Mass. Director for The Trustees of Reservations regarding the application process, including the cost to the town, for establishing permanent protection for the 200+ acres in the vicinity of the Consigli property on Dilla Street. After a lengthy discussion, the members still have the following questions and requests:

- A. Request the Charles River Water Shed share in the cost
- B. Find out if there are any restrictions on the Town as to the use of the property once it is placed in permanent protection
- C. Need to carve out additional parking
- D. If the town were to add recreational activities and needed signage, do we need Trustee approval?

10. Town Administrator Villani updated the board on the status of establishing an IT Department and the steps going forward. They include:

- A. Developing the structure of the Department including hiring a Chief Technology Director and a Technician
- B. Preparing a Budget for the Department to include salaries and expenses.

The task Force is developing a Job Description for the Chief Technology Director to be presented to the Board at its next meeting. The Technician position has already been approved by the Personnel Board. He also provided the board with the current status of the maintenance and services being provided by Worldband Technologies which included implementing a ticketing system and installing uniform antivirus protection on all computers at Town Hall.

Chairman Buckley requested that the Town Accountant provide the total current cost to the town of providing technology to the town by identifying the current Department line items designated for Technology.

11. Town Administrator Villani reviewed two options to fill the position of Fire Chief due to the notification of retirement from John P. Touhey. He stated that the board has the option of appointing the current Deputy Chief or posting the position internally and use an Interview process. Mr. Villani noted that Deputy Chief William Touhey has been Deputy Chief since 2001 and that the Board should consider appointing him to the Chief position. After a brief discussion, Mr. DeBartolomeis moved, seconded by Mr. Murray to have:

- Town Administrator Villani begin salary negotiations with Deputy Fire Chief William Touhey
- Seek his input on the future needs and direction of the Fire Department
- Invite him to meet with the Board to discuss these items at a future meeting

12. Mr. DeBartolomeis reviewed the Grajeda vs Aureliano Dog Complaint Hearing reading the following Findings of Fact provided by Dog Hearing Officer Murray:

1. Andre Aureliano lives at 6 Dell Ann Circle, Milford.
2. Mr. Aureliano is the owner of a brown/white neutered male Pitbull Terrier named "Duke".
3. On January 14, 2014, Duke entered upon the property of Andrea Grajeda at 12 Dell Ann Circle, Milford, and, without provocation, attached and killed the Yorkshire Terrier named "Nicky" that was owned by Ms. Grajeda.
4. Pursuant to G.L. Chapter 140, Section 157, I find that Mr. Aureliano's dog, Duke, is a dangerous dog.

Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the following recommendation of the Hearing Officer, UNANIMOUS.

1. Duke shall be humanely restrained within the meaning of G.L. Chapter 140, Section 157 (c) (i).
2. Duke shall be confined to the premises of Mr. Aureliano and when outdoors shall be securely enclosed in a locked pen upon the premises with said pen being constructed in accordance with G.L. Chapter 140, Section 157 (c) (ii) and completed no later than May 31, 2014.
3. Duke, when removed from the premises, shall be securely and humanely muzzled and restrained with a chain or other tethering device having a minimal tensile strength of 300 pounds and not exceeding 3 feet in length.
4. Mr. Aureliano shall provide to the Milford Animal Control Department information by which Duke may be identified throughout his lifetime by way of microchip implantation within one (1) week of the issuance of this order.

5. If Mr. Aureliano is found in violation of this order, Duke shall be subject to seizure and impoundment by the Milford Police Department or Milford Animal Control Department and further, Mr. Aureliano would be ordered to immediately surrender to the Milford Town Clerk the license and tags in Mr. Aureliano's possession and prohibited from licensing a dog within the Commonwealth for (five) 5 years.
6. This finding shall be reported to the Milford Town Clerk in accordance with G.L. Chapter 140, Section 157 (h).
13. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the request for a One-Day Wine and Malt License from the Milford Youth Center for March 15, 2014, 7:00PM to 12 Midnight, UNANIMOUS.
14. Mr. DeBartolomeis moved, seconded by Mr. Murray: To award the contract for the Annual Fireworks display (July 3, 2014, Rain date July 5, 2014) to Pyrotecnico, for a bid of \$18,000.00, UNANIMOUS.
15. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the request from the Greater Milford Relay for Life 2014 on behalf of the American Cancer Society for a Permit To Obstruct -Toll Road at the intersection of East Main Street (Rt. 16) and Rt. 109 for Saturday April 12, 2014 with a rain date of April 19, 2014 from 10:00AM to 1:00PM, UNANIMOUS.
16. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the recommendations of the Police Chief and Town Engineer to install a "Deaf Child" sign at the beginning of East Charles Street, UNANIMOUS.
17. Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the request of the Military Peer Support Program for their Annual 5K Road Race and Walk, Sunday June 22, 2014, UNANIMOUS.
18. After reviewing correspondence from Town Engineer Vonnice Reis: Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the recommendations of the Highway Surveyor, Town Engineer and Police Chief as follows to the intersection of Dilla Street and Purchase Street:
  - Remove painted island and create a separate left turn only lane between Sumner Street and the intersection. Use pavement markings and signage to indicate Left Turn Only from the left lane. Maintain the location of the existing center line.
  - No changes to the lane markings on Purchase Street at this time.

19. After reviewing correspondence from Police Chief O'Loughlin: Mr. DeBartolomeis moved, seconded by Mr. Murray: To approve the recommendation to remove the "NO TURN ON RED" sign for Beach Street at Main Street, UNANIMOUS.

20. Chairman Buckley requested that the correspondence from Larry L. Dunkin, AICP Town Planner regarding possible funding for a Needs Assessment & Implementation Plan for Town – wide GIS be discussed at a future meeting.

21. John Erickson, Building Commissioner updated the board on the status of the property located at 11 Temple Street noting that there are numerous and severe Building and Health Code violations as well as Nuisance By-Law violations dating back to at least April, 2012. After a brief discussion, it was the consensus of the board to sponsor an article for the annual town meeting to raise and appropriate the sum of \$30,000 for demolition of the structure and properly grade the property, UNANIMOUS.

## 22. INFORMATIONAL CORRESPONDENCE

1. Department of Housing & Community Development, re: CDBG Monitoring Report FY12 Grant #28
2. Finance Executive Committee, re: Minutes of January 29, 2014
3. Finance Committee, re: Minutes of January 15, 2014
4. Senator Richard T. Moore, re: Community Development Block Grant Program
5. Town Engineer, re: Milford Pond Aquatic Restoration Project-Memo dated November 19, 2013
6. Town Engineer, re: Milford Pond Aquatic Restoration Project
7. Police Chief, re: Speed limit signs
8. Verizon, re: Rate Increases
9. Department of the Army, re: Milford Pond Aquatic Habitat Restoration Project
10. AFSCME Council 93, re: Milford Sewer Employees-Notification of Intent to Bargain
11. Office of the Attorney General, re: OUI Last Drink Data
12. Schedule of Board Meetings

23. Mr. DeBartolomeis moved, seconded by Mr. Murray: To adjourn the Selectmen's meeting at 8:35PM, UNANIMOUS. ROLL CALL VOTE: Chairman Buckley, Selectmen DeBartolomeis and Murray vote in the affirmative to go into Executive Session to discuss collective bargaining for Police Dispatchers, UNANIMOUS.

Respectfully submitted:

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Jean M. DeTore  
Minutes Recorder

MILFORD BOARD OF SELECTMEN

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William D. Buckley, Chairman

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Dino B. DeBartolomeis

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Brian W. Murray, Esq.