

MINUTES OF REGULAR SESSION –AUGUST 18, 2014

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 July 21, 2014 as submitted, UNANIMOUS.
3. Chairman DeBartolomeis presented Citations to Manager Steven DiVitto and the Assistant Coaches of the Milford Legion Baseball Post #59, as well as members of the team, in recognition of their role as a member of the Milford Legion Baseball Post #59 2014 State Championship Team.
4. INVITATION TO SPEAK – NONE
5. Town Administrator Villani reviewed correspondence from National Grid's July Progress Report for the removal of Double Poles. He stated that Robert W. Russell, Manager, Community & Customer Management revised the format of the report to provide a simpler view of the team's progress and improve the remediation process as well. He also noted that that there are presently 70 double poles in Milford and since the last report 6 were removed, 3 were added for reliability reasons and they are currently in the process of removing 16 poles where 10 removals will result in complete remediation of the double pole. Mr. Murray requested that a legend be included in the reports. Mr. Buckley would like to know how long double poles have been in existence.
6. A Public Hearing was held at the request of National Grid and Verizon New England, Inc. regarding Plan #17363549 for Congress Terrace Pole 2, 2-5. Mr. Bruce Kut representing National Grid was present. Mr. Murray moved, seconded by Mr. Buckley: To approve the above Plan #17363549 as submitted, UNANIMOUS.
7. A Public Hearing was held at the request of National Grid and Verizon New England, Inc. regarding Plan #17223304 for Westbrook Street #8. Mr. Bruce Kut representing National Grid was present. Mr. Murray moved, seconded by Mr. Buckley: To approve the above Plan #17223304 as submitted, UNANIMOUS.
8. Atty. Joseph M. Antonellis representing GENECSII, LLC, 350 East Main Street was present for the Public Hearing seeking a transfer of the Restaurant All Alcohol, Common Victualler license

from Milford Sports Club, Inc. d/b/a Doc's Sports Bar and Grill, 340 East Main Street and a transfer of location to 350 East Main Street. The proposed Manager is Virginio C. Sardinha, Jr. Mr. Murrays moved, seconded by Mr. Buckley: To approve the transfer of license, UNANIMOUS.

Mr. Murray moved, seconded by Mr. Buckley: To approve the transfer of location to 350 East Main Street, UNANIMOUS.

Mr. Murray moved, seconded by Mr. Buckley: To approve the change of Manager from Kevin T. Coady, Sr. to Virginio C. Sardinha, Jr., UNANIMOUS.

9. Kathryn Mastroianni, Chairman of the Milford Board of Library Trustees and members George A. Clemens, Jr., John P. Burns and Lisa Bacchiocchi were present to fill, with the Board of Selectmen, the existing vacancy on the Library Board of Trustees. Chairman DeBartolomeis explained the Roll Call Vote procedure and called for nominations. Mr. Burns moved, seconded by Ms. Bacchiocchi to nominate Victor Valenti. Roll Call Vote: Ms. Mastroianni, Mr. Burns, Mr. Clemens and Ms. Bacchiocchi vote in the affirmative to appoint Mr. Valenti to the position of Library Trustee. Mr. Murray moved, seconded by Mr. Buckley: To appoint Victor Valenti to the position of Library Trustee. Roll Call Vote: Ms. Mastroianni, Mr. Burns, Ms. Bacchiocchi, Mr. Clemens, Chairman DeBartolomeis; Mr. Murray and Mr. Buckley vote in the affirmative to appoint Victor Valenti to the position of Library Trustee. (7-0). Mr. Valenti is elected to fill the unexpired term of Mr. BonTempo.

10. Susan Clark, Senior Center Director updated the board on the following Senior Center Activities: Installation of a new data base system "My Senior Center"; Applied for \$41,000 Formula Grant; 10th Annual Summer Cookout; Completion of one of the upper rooms - "Man Cave" which includes a pool table, big screen TV and Card Table; Establishment of Several Exercise Programs; Free Healthy Living Breakfast and Lunch-Monthly; Bus Trips-Monthly, Movie-Last Friday of every month, Bingo, New Chess Program with training and Knitting classes; Inter-generational program; watercolor class; Use of the Senior Center by Milford Hospital during the evening for Fitness Program; transportation services Monday-Friday for medical appointments and shopping; provide Social Services; Senior Volunteer Tax Program, Fuel Assistance-SMOC; assistance from AARP representative for Tax returns; Weight Watches Program; Book Club; Hairdresser and many volunteers. Chairman DeBartolomeis suggested distributing Senior Center Informational News Letter to Doctor's Offices which would inform more seniors of the programs that are available at the center. Mr. Murray suggested that Ms. Clark submit a proposal to the Board estimating the cost to complete the largest room as a fitness center on the second floor and including an article for the Special Town Meeting.

11. TOWN ADMINISTRATORS REPORT

1. Windows – The painters and carpenters completed the finish painting and adjustment of windows during the week of August 4th. I want to thank Town Engineer, Vonnice Reis

and Senior Custodian, Carlos Benjamin for their efforts in helping to complete this unique project.

2. Drug Collection Kit – Police Chief, Tom O’Loughlin has been informed by CVS Pharmacy and the PartnershipTM for Drug-Free Kids that our application for a free Drug Collection Unit has been approved. The completed units will be shipped this month.
3. East Main Street Water Main Break – I spoke with David Condry of the Milford Water Company regarding the water main break on East Main Street. He informed me it is an old cast iron main. He is having his engineers review the main and determine options to resolve the issue.
4. Milford TV – Milford TV has made a request to install new cameras and add one additional camera and add 2 new wireless microphone receivers in Room 3. Also, they will be replacing their existing desk with a new one. All costs for this new equipment will be paid by them.
5. Milford Pond Project – The Milford Pond Project has been posted for Solicitation. A pre-bid walk/meeting was held today at the Boat Ramp. Bids will be opened on September 9th.
6. Fino Field – I have been informed by Senator Moore and Representative Fernandes that the Legislature has been successful in overriding the Governor’s veto of \$50,000.00 in the FY 2015 State Budget for critical improvements to Fino Field.

Mr. Murray commended Milford TV for their efforts. He also acknowledged the efforts of Senator Moore and Representative Fernandes on securing \$50,000 for the renovation of the Milford Youth Center.

Mr. Buckley requested as part of the annual contract review of Milford TV, a report of their Capital Needs and Capital Assets be submitted.

Chairman DeBartolomeis requested the following:

-Reviewing with Town Counsel the possibility of obtaining a portion of the Gibbs property at the corner of Cedar and East Main Streets by Eminent Domain and requesting input from Town Engineer Vonnie Reis relative to the installation of a proposed “No left turn” sign from East Main Street onto Hayward Street for a two hour interval during peak traffic times.

12. After reviewing correspondence from Town Administrator Villani requesting the appointment of one additional member to the Committee to Study Potential Uses of Middle School East and noting that a town meeting member would be needed to complete the committee membership: Mr. Murray moved, seconded by Mr. Buckley: To appoint Deborah Small, UNANIMOUS.

13. After reviewing correspondence from Town Counsel Moody regarding the Beaver Street Land Transfer: Mr. Buckley moved, seconded by Mr. Murray: To execute the deed for property located at Old Beaver Street Milford to Rte. 85 Realty Corp., UNANIMOUS.

14. Town Administrator Villani updated the Board on the following:

- The fire hydrants are all in working order
- Bathroom facilities at the Milford High School football field- Mr. Villani was informed that they will be operational prior to the opening of football season

Mr. Buckley requested that the Town Administrator seek input from Senator Moore and Representative Fernandes regarding the size of the 495 sign on East Main Street in front of Oliva's Market.

15. Mr. Murray moved, seconded by Mr. Buckley: To approve the date of October 20, 2014 for a Special Town Meeting, with the warrant opening this evening and closing at 12:00 noon on Thursday, September 11, 2014, UNANIMOUS.

16. Mr. Murray moved, seconded by Mr. Buckley: To issue a permit to obstruct to the Knights of Columbus for their "Annual Tootsie Roll Drive" on September 26, 27, 28 as well as October 3, 4, and 5, 2014 for the hours and various locations specified, UNANIMOUS.

17. Mr. Buckley moved, seconded by Mr. Murray: To grant permission to National Grid to remove or prune trees as submitted (Circuit: 335W5, July 22, 2014), and that the Chairman be authorized to sign the permit on behalf of the board, UNANIMOUS.

18. After reviewing correspondence from Police Chief O'Loughlin regarding the speed sign determination from MassDOT for Reservoir Road: It was the consensus of the Board to request additional information and clarification.

19. After reviewing correspondence from Police Chief O'Loughlin regarding the Little Star Day Care at 229 Purchase Street, Mr. Murray moved, seconded by Mr. Buckley: To install "CHILDREN" warning signs on Purchase Street just north of Eben Street and south just after 218 Purchase Street, and placement of warning signs on Purchase Street in the area of the daycare center and replacement of an older "SLOW" warning sign located at 7 Taylor Street near the intersection of Taylor and Purchase Street, UNANIMOUS.

20. Town Administrator Richard A. Villani reviewed correspondence outlining the interview process that was conducted to fill the Paralegal/Legal Assistant for the Legal Department. Mr. Villani stated that the position was advertised in the Milford Daily News on July 7, 2014. Notice was also posted on the Town Website. A total of fourteen (14) individuals submitted applications. On Wednesday, July 30, 2014 Town Counsel Moody and Mr. Villani interviewed five candidates. After a brief discussion, Mr. Murray moved, seconded by Mr. Buckley: To approve the recommendation of Mr. Villani to appoint Melissa Alves-Tomas to the position of Paralegal/Legal Assistant and seek Personnel Board approval to be placed at Grade 7/Step 4 with an hourly rate of \$26.36, UNANIMOUS.

21. Town Administrator Richard A. Villani reviewed correspondence outlining the interview process that was conducted to fill the Technology Support Technician position. Mr. Villani stated that the position was advertised in the Milford Daily News on July 14, 2014. Notice was also posted on the Town Website. A total of forty-four (44) individuals submitted applications. On Monday, August 11th and Tuesday, August 12, 2014 Chris Morin, Technology Task Force Member, Paul Blivess, IT Director and Mr. Villani interviewed seven candidates. One candidate withdrew his name for consideration. After a brief discussion, Mr. Murray moved, seconded by Mr. Buckley: To approve the recommendation of Mr. Villani to appoint Brandon Vandal to the position of Technology Support Technician and to be placed at Grade 6/Step 1 with an hourly rate of \$21.63, UNANIMOUS.

22. Mr. Murray moved, seconded by Mr. Buckley: To approve a Permit To Obstruct to Thanks To Yanks Fundraiser family walk for Sunday October 19, 2014 with a rain date of Sunday October 26, 2014 12Noon – 4:00PM for the route as submitted, UNANIMOUS.

23. Dog Hearing Officer Murray, reviewed the Milford Animal Control Officer vs. William E. Eden Dog Complaint Hearing reading the following Findings of Fact:

1. William E. Eden lives at 56 Dilla Street, Milford, Massachusetts
2. Mr. Eden is the owner of a German short-haired pointer mix male dog named "Andy".
3. Andy has, without provocation, attacked and bitten individuals at the premises on four (4) occasions, 3/24/11, 8/7/12, 6/1/13 and 4/11/14, as described herein.
4. Pursuant to G.L. Chapter 140, Section 157, I find that Mr. Eden's dog, Andy, is a dangerous dog.

Mr. Buckley moved, seconded by Chairman DeBartolomeis: To approve the following recommendations of the Hearing Officer, UNANIMOUS.

1. Andy shall be confined to the household at 56 Dilla Street, Milford, and shall only be out of doors in the presence of William E. Eden.
2. A "Beware of Dog" sign shall be posted on the front and side doors of the premises.
3. If Mr. Eden is found in violation of this order, Andy shall be subject to seizure and impoundment by the Milford Police Department or Milford Animal Control Department and further, Mr. Eden would be ordered to immediately surrender to the Milford Town Clerk the license and tags in Mr. Eden's possession and prohibited from licensing a dog within the Commonwealth for five (5) years.
4. This finding shall be reported to the Milford Town Clerk in accordance with G.L. Chapter 140, Section 157 (h).

24. Dog Hearing Officer Murray, reviewed the Kathleen M. Fisher vs. Gary and Sharon Leavitt Dog Complaint Hearing reading the following Findings of Fact:

1. Gary and Sharon Leavitt reside at 51 South Central Street, Milford, Massachusetts.

2. They are the owners of two (2) German Shepard spayed female dogs named "Sarah" and Sierra".
3. Sarah is subject to the terms of an order of the Board of Selectmen dated August 9, 2010.
4. Sierra, on April 13, 2014, without provocation, attacked and bit the rubber sole of the sneaker of Kathleen Fisher while she was on South Central Street, across the street from the Leavitt's residence.
5. Pursuant to G.L. Chapter 140, Section 157, I find that the Leavitt's dog, Sierra, is a dangerous dog.

Mr. Buckley moved, seconded by Chairman DeBartolomeis: To approve the following recommendations of the Hearing Officer, UNANIMOUS.

1. The Leavitt's' dog, Sierra, shall at all times be confined to the fenced-in portion of the Leavitt's yard including the backyard area and kennel that presently exits upon the premises.
2. Otherwise, Sierra shall be securely and humanely muzzled.
3. If the Leavitts are found in violation of this order, Sierra shall be subject to seizure and impoundment by the Milford Police Department or Milford Animal Control Department and further the Leavitts would be ordered to immediately surrender to the Milford Town Clerk the license and tags in their possession and prohibited from licensing a dog within the Commonwealth for (five) 5 years.
4. This finding shall be reported to the Milford Town Clerk in accordance with G.L. Chapter 140, Section 157 (h).

25. Dog Hearing Officer Murray, reviewed the Sondra Burke vs. Ann Lorenz Dog Complaint Hearing reading the following Findings of Fact:

1. Richard and Ann Lorenz live at 20 Iadarola Avenue, Milford, Massachusetts.
2. They are the owners of a mix neutered male dog named "Duke" and a mix spayed female dog named "Daisy".
3. On June 17, 2014, Duke and Daisy, without provocation, came from the Lorenz residence and attacked a dog under the control of Sondra Burke, while they were walking on Iadarola Avenue.
4. Pursuant to G.L. Chapter 140, Section 157, I find that the Lorenz's dogs, Duke and Daisy, are dangerous dogs.

Mr. Buckley moved, seconded by Chairman DeBartolomeis: To approve the following recommendations of the Hearing Officer, UNANIMOUS.

1. The Lorenz's shall construct an interior fence within their garage to prevent Duke and Daisy from exiting the household at that location.

2. At all other times while on the said premises, Duke and Daisy shall be confined in the fenced-in portion of 20 Iadarola Avenue.
3. If the Lorenz's are found in violation of this order, Duke and Daisy shall be subject to seizure and impoundment by the Milford Police Department or Milford Animal Control Department and further, the Lorenzs would be ordered to immediately surrender to the Milford Town Clerk the license and tags in their possession and prohibited from licensing a dog within the commonwealth for five (5) years.
4. This finding shall be reported to the Milford Town Clerk in accordance with G.L. Chapter 140, Section 157 (h).

26. Mr. Murray moved, seconded by Mr. Buckley: To approve a One-Day All Alcoholic Beverage License for Powerless, Inc. d/b/a The Tradesman, 284 West Street, for Sunday, August 31, 2014 11:00AM – 1:00AM (Sept. 1, 2014) Back parking lot for cookout, UNANIMOUS.

Mr. Murray moved, seconded by Mr. Buckley: To approve a One-Day Entertainment License for Powerless, Inc. d/b/a The Tradesman, 284 West Street, for Sunday, August 31, 2014 12Noon – 12:00Midnight, UNANIMOUS.

27. Mr. Murray moved, seconded by Mr. Buckley: To approve a One-Day All Alcoholic Beverage License for Café Sorrento, 143 Central Street, for Sunday, September 21, 2014 1:00PM – 6:00PM, to benefit Marine's Building Fund, UNANIMOUS.

28. Mr. Murray moved, seconded by Mr. Buckley: To approve a One-Day All Alcoholic Beverage License for Italian American Veterans Post #40, 4 Hayward Field, for Saturday, September 6, 2014 10:00AM – 10:00PM, to benefit Micky Ward Charity Bike Run, UNANIMOUS.

29. Mr. Murray moved, seconded by Mr. Buckley: To approve a One-Day All Alcoholic Beverage License for Scioli Corporation d/b/a Scioli's Pizza Bar, 146 South Main Street, for Saturday, August 30, 2014 12 Noon – 10:00PM, to benefit My One Wish Bike Run, UNANIMOUS.

30. After reviewing correspondence from Milford Youth Director Sidney DeJesus requesting to dispose of surplus items: Mr. Murray moved, seconded by Mr. Buckley: To approve the disposition of surplus items as submitted, UNANIMOUS.

31. After reviewing correspondence from Larry L. Dunkin, AICP Town Planner: Mr. Murray moved, seconded by Mr. Buckley: To remand the proposed zoning by-law amendments regarding- 1.) The rezoning of 31 parcels or portions located along and in the vicinity of Main Street between Water and Orrin Streets as described and 2.) adopting a new Section 3.4.1(b)3 relating to updated ratios for shared parking to the Milford Planning Board for review and public hearing, UNANIMOUS.

32. After reviewing correspondence from Police Chief O'Loughlin regarding the speed sign determination from MassDOT for Medway Road, it was the consensus of the board to request more information and steps for making the road safer relative to traffic flow and speed.

33. After reviewing correspondence from Greater Milford Realty outlining terms and conditions for the proposed rental of S&S RT's building at 25-27 Congress Street in Milford as a temporary space during the renovations of the Milford Youth Center: Mr. Buckley moved, seconded by Mr. Murray: To authorize Town Counsel to negotiate a specific lease for this property, UNANIMOUS.

34. INFORMATIONAL CORRESPONDENCE:

1. National Grid, re: Notification-Summer Selective foliage
2. The Greenleaf Garden Club of Milford, re: "Thank You" letter
3. Massachusetts Office of Business Development, re: Notice of Decertification of Biomeasure, Inc.
4. Verizon, re: Increase in rates
5. National Grid, re: Update – Double Poles
6. Verizon, re: Business Customer Notice FIOS TV-September 2014

After reviewing correspondence from Verizon regarding FIOS TV Notice - increase in rates, Chairman DeBartolomeis requested that the response be posted on the town's website and that Jill Reddish, FIOS TV-Sr. Staff Consultant be invited to a future meeting to discuss the increases.

35. After reviewing correspondence from John Erickson, Building Commissioner regarding complaints and violations of the town's by-laws, Chairman DeBartolomeis requested that he be invited to a future meeting and provide an update on each property.

36. Town Administrator Villani notified the board of the demonstration scheduled for Tuesday, August 26, 2014 at 6:30PM in upper Town Hall for the proposed sound system for upper Town Hall. He also stated that all precinct Captains were asked to notify their precinct members and invite them to attend as well as various committee members.

Chairman DeBartolomeis requested that the media be notified also.

37. Mr. Murray moved, seconded by Mr. Buckley: To adjourn the Selectmen's meeting at 8:54PM, UNANIMOUS. ROLL CALL VOTE: Chairman DeBartolomeis, Selectmen Brian W. Murray, Esq. and William D. Buckley all vote in the affirmative to go into Executive Session to discuss Collective Bargaining issues, UNANIMOUS.

8-18-14

Respectfully submitted:

MILFORD BOARD OF SELECTMEN

Jean M. DeTore
Minutes Recorder

Dino B. DeBartolomeis, Chairman

Brian W. Murray, Esq.

William D. Buckley