

MINUTES OF REGULAR SESSION –OCTOBER 6, 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 September 22, 2014 as submitted, UNANIMOUS.
3. INVITATION TO SPEAK –None
4. Atty. Warren Heller representing the Royal Buddha Restaurant was present to request that the board restore the hours of operation for the Royal Buddha, Inc. at 121 Depot Street. He stated that on April 7, 2014, the Board of Selectmen voted 2-1 to reduce the hours of operation to close at 11:00PM Monday – Thursday, Saturday and Sunday and 12Midnight on Fridays effective April 11, 2014, in addition with the Board to review hours of operation upon application by the licensee after a period of six (6) months. Town Administrator Villani noted that Police Chief Thomas O’Loughlin stated that there have been no problems or violations at the Royal Buddha within the past six months. Mr. Buckley moved, seconded by Mr. Murray: To restore the hours of operation to close at 1:00AM Monday-Thursday, Saturday and Sunday and 2AM on Fridays, UNANIMOUS.
5. Town Treasurer, Irene Larivee was present to discuss the recommendations of the Insurance Advisory Committee for the renewal of the insurance plans offered to Medicare eligible retirees. Ms. Larivee noted that the Town of Milford currently has three different plans available to the retirees, including Fallon Senior Plan, Tufts Medicare Preferred and Blue Cross Blue Shield Medex II. She also submitted a summary sheet with the increases and changes that will be effective on January 1, 2015. She further noted that on October 30, 2014 at 10:00 AM, the vendors as well as members of the Treasury department will have a question and answer session for the Medicare eligible retirees and would also like to invite any current Town retirees that may soon be Medicare eligible.
Mr. Murray moved, seconded by Mr. Buckley: To approve the above recommendations, effective January 1, 2015, as submitted, UNANIMOUS.

6. Vonnie Reis, Town Engineer updated the board on the Milford Youth Center Project as follows:

Ms. Reis stated that the bids were opened on September 11, 2014. The lowest qualified bidder was RAC Builders with a Base Bid of \$3,866,740 since the actual low bidder was rejected for non-compliance with the law. Ms. Reis also submitted detailed correspondence outlining the costs associated with the Youth Center Renovation Project.

-Milford Pond Aquatic Restoration Project: Ms. Reis stated that the Town of Milford has been working with the US Army Corps of Engineers (USACE) to design and bid the Milford Pond Aquatic restoration Project. The project was put out to bid this fall and General Bids were opened on September 11, 2014. The apparent low bidder is Palmer Federal Contractors, with a Base Bid of \$3,641,000 and a Base plus Option Bid of \$4,072,800. She also submitted detailed correspondence outlining the town's share of the project costs. She further noted articles on the Special Town Warrant include a proposed by-law for Milford Pond and Louisa Lake Boating Regulations and a request to raise and appropriate money for the purpose of a detailed Phase II Dam Inspections Evaluation Report of the Louisa Lake Dam required by the Office of Dam Safety.

Mr. Buckley suggested that Ms. Reis determine if there are any other compliance needs and requested adding them to the Capital Improvement 5-year Plan.

Mr. DeBartolomeis provided an update on the project noting that he along with the Town Engineer and Town Administrator met with the Army Corp of Engineers this past week. He also thanked the many people involved in making this project a reality.

7. Larry L. Dunkin, AICP Town Planner along with Beth Flynn, a representative from Applied Geographics, Inc. provided a presentation on the GIS Needs Assessment and Implementation Plan for the town summarizing the following:

- Project Summary
- History of GIS in Milford
- Key Recommendations of the Implementation Plan
 - Hire GIS Manager-full time GIS dedicated
 - Leverage existing website & data
 - purchase hardware, software
 - Develop GIS basemap from 2015 flyover
 - Improve utility data
- Examples of Benefits to Milford
- Proposed Costs

Town Engineer Reis provided a sample of Structures GPS's Map for Milford as of September 29, 2014 which provided highlighted roads of GPS work along with complete detailing of the location of manholes and catch basins.

Town Planner Dunkin provided a Budget Estimate & Funding Option for the Milford GIS Implementation which provided the amounts as an option to request funds over a period of three town meetings.

After a discussion, the members voiced their concerns:

Mr. Buckley asked what budget would be affected relative to personnel costs and benefits; Mr. Murray stated that in his opinion, he would like to continue the incremental program but more information as to the cost of what would be specifically implemented and recommended that the information be presented to the Finance Committee for their input. Chairman DeBartolomeis noted that in his opinion, the GIS implementation would be good for the town but at this time would also request that more information be provided and clarified.

8. TOWN ADMINISTRATORS REPORT

1. Main Street Lights – Work was done to correct the problem of the Main Street lights not functioning. The concrete sidewalk on Main Street near Middle School East was removed above the broken PVC pipe, the broken PVC pipe was repaired and wiring was supplied along with installing new conductors for lighting and plug circuits. We will be testing new LED lights for these poles.
2. Crosswalks Main Street – The Highway Department has completed redoing one of the crosswalks on Main Street with Stamped Asphalt. This is a raised walkway which gives the appearance of a “brick walkway.” They are more visible to pedestrians. They continue to redo the remaining four (4) crosswalks.
3. Downtown Decorations – The Christmas Wreaths, Banners, Flags and brackets needed for installation have been ordered. We expect to have the flags installed for Veteran’s Day.
4. Fire Chief Military Surplus 5 Ton Chassis – Fire Chief, William Touhey, has informed me the Department received a military 5 ton chassis (photos attached) through the Department of Defense Federal Firefighting Program in conjunction with the Massachusetts Department of Conservation and recreation at no cost to the Town. This is a 1993 vehicle with 10K miles which will replace a 1980 chassis. This vehicle is used to carry water into the woods to supply the Brush Truck. These military tankers have high ground clearance, reliability and ability to carry a great deal of weight over rough terrain. They will transfer the existing tanks to the new chassis and have it in service early next year. All work should be done in house at no cost to the Town. The original chassis will be returned to Mass DCR.
5. Medical Marijuana Update – I participated in a conference call with representatives from DPH on Thursday, October 2nd. The On Line Registration Certification Program has been launched. It is a web based system to allow Physicians to certify patient, Dispensaries to look up patients who are certified and Law Enforcement to confirm patients and the amount of the product a patient can purchase. DPH is now in the Inspection Phase of the Program. All applicants must file documents for architectural

review. Milford Medicinals has filed these documents and is awaiting DPH comments. A site visit will then be scheduled. The anticipated facility opening date is April 1, 2015.

9. Town Accountant Zachary Taylor, on behalf of the Financial Team, provided the board with a Time Line of the Budget Process that leads to the recommendations for town meeting, specifically the October 2014 Special Town Meeting for use of Levy Capacity and Free Cash. Mr. Taylor provided a chart listing the articles that require a source of funding. He stated that \$2,425,000.00 of free cash is proposed to be utilized at this meeting leaving a balance of \$1,433,248.00 to carry forward into the May Annual Town Meeting. He further noted that \$1,000,000.00 of this free cash is proposed to be utilized, together with \$2,000,000.00 of available levy capacity, to reduce the borrowing authorization on the Milford Youth Center Project from \$4,000,000.00 to \$1,000,000.00. Further, it is the recommendation of the Financial Team to review the town's financial status prior to the Annual Town Meeting to determine whether or not it may be possible to appropriate the final \$1,000,000.00 and eliminate all borrowing for the Youth Center Project. Also, that a minimum of \$1,400,000.00 of levy capacity be utilized to continue to fund the Stabilization Account so that the Woodland School Project may be handed with ease with the Town left in a good position for future significant capital projects.

The Board reviewed the articles on the warrant for the October 20, 2014 Special Town Meeting and voted to support the following:

-Mr. Buckley moved, seconded by Mr. Murray: To support **Article 1** sponsored by the Board of Selectmen, UNANIMOUS.

-Mr. Murray moved, seconded by Chairman DeBartolomeis: To support **Article 4** sponsored by the Board of Selectmen.

Two in favor, One abstention. (Mr. Buckley abstains) IT IS A VOTE.

-Mr. Murray moved, seconded by Mr. Buckley: To support **Article 7** sponsored by the Milford Pond Restoration Committee, UNANIMOUS.

-Mr. Murray moved, seconded by Mr. Buckley: To support **Article 11** sponsored by the Board of Selectmen, UNANIMOUS.

Chairman DeBartolomeis called upon Susan Clark, Director of the Senior Center along with Ed Roth, Chairman Council on Aging to provide reasons for requesting an article to raise and appropriate funds for the completion of the second floor at the Ruth Anne Bleakney Senior Center. After a brief discussion: Mr. Murray moved, seconded by Chairman DeBartolomeis: To support Article 13 sponsored by the Senior Center Director.

Two in favor, One in opposition. (Mr. Buckley is in opposition). IT IS A VOTE

(Mr. Buckley noted that this request should be part of the 5 year Capital Plan)

-Mr. Murray moved, seconded by Mr. Buckley: To support **Article 16** sponsored by the Highway Surveyor/Board of Selectmen, UNANIMOUS.

--Mr. Buckley moved, seconded by Mr. Murray for discussion: To support **Article 17** sponsored by the Board of Selectmen. Mr. Murray noted that he had provided to Town Administrator Villani an article that he read in the Worcester Telegram that noted that Worcester is facing the same issue with the courthouse that we are with Middle School East, namely the feasibility of different types of uses that the building may offer. He suggested that the Middle School East Committee examine and evaluate as the city of Worcester did, the possible option of the town enlisting Urban Land Institute and Mass Development to provide technical assistance and evaluation of the site at no cost to the town. UNANIMOUS.

-Chairman DeBartolomeis suggested not voting on **Article 18** to allow the Finance Committee to provide comments.

-Mr. Murray moved, seconded by Mr. Buckley: To support **Article 21** sponsored by the Board of Selectmen, UNANIMOUS.

-Mr. Murray moved, seconded by Mr. Buckley: To support **Article 22** sponsored by the Board of Selectmen, UNANIMOUS.

-Mr. Murray moved, seconded by Mr. Buckley: To support **Article 23** sponsored by the Board of Selectmen, UNANIMOUS.

After reviewing articles presented by Town Planner Dunkin:

-Mr. Murray moved, seconded by Mr. Buckley: To support **Article 8** sponsored by the Planning Board/Industrial Development Commission, UNANIMOUS.

-Mr. Murray moved, seconded by Mr. Buckley: To support **Article 10** sponsored by the Planning Board/Industrial Development Commission, UNANIMOUS.

-Mr. Murray moved, seconded by Mr. Buckley: To support **Article 14** sponsored by the Planning Board/Industrial Development Commission, UNANIMOUS.

-Mr. Murray moved, seconded by Mr. Buckley: To support **Article 24** sponsored by the Planning Board/Industrial Development Commission, UNANIMOUS.

-Mr. Murray moved, seconded by Mr. Buckley: To support **Article 3** sponsored by the Board of Selectmen, UNANIMOUS.

-Mr. Murray moved, seconded by Mr. Buckley: To support **Article 6** sponsored by the Board of Selectmen, UNANIMOUS.

-Mr. Murray moved, seconded by Mr. Buckley: To support **Article 9** sponsored by the Board of Selectmen, UNANIMOUS.

10. After reviewing the amended application form for a One-Day Entertainment License submitted by Chief O'Loughlin and Town Administrator Villani: Mr. Buckley moved, seconded by Mr. Murray: To approve the application form as submitted, UNANIMOUS.

11. Mr. Murray commended the Milford Police Department, specifically Police Dispatchers Rebecka LaPierre and Lisa Trusas, as well as Chief O'Loughlin and Officer Patrick Dailey for their professionalism and quick response to the accident involving a tractor trailer that damaged a light pole and the Murray Law Office Building on South Main Street and identifying the operator of the tractor through the efforts of a neighbor who wrote down the license plate number.
12. After reviewing the request from Town Engineer Vonnie Reis requesting that the permitting fees for the Youth Center Project be waived: Mr. Murray moved, seconded by Mr. Buckley: To waive the building, electrical, plumbing and gas fees for the Milford Youth Center project, UNANIMOUS.
13. Mr. Buckley moved, seconded by Mr. Murray: To approve the request for the annual Veterans Day Parade, Monday, November 10, 2014, UNANIMOUS.
14. Mr. Murray moved, seconded by Mr. Buckley: To approve the request from Robert C. Frascotti, VFW Post #1544 to sell "poppies" at various locations on November 7, 8 and 9, 2014 from 8:00AM to 3:00PM, UNANIMOUS.
15. Mr. Buckley moved, seconded by Mr. Murray: To approve the request of the Italian American Vets, 4 Hayward Field, for a One Day All Alcohol License for Sunday September 28, 2014 12Noon to 4:00PM, UNANIMOUS.
16. Mr. Murray moved, seconded by Mr. Buckley: To approve the request of the Alianca Cultural Portuguesa, St. Mary's Parish, for a One Day Wine and Malt License for Saturday November 8, 2014 5:00PM-12Midnight, UNANIMOUS.
17. Mr. Murray moved, seconded by Mr. Buckley: To approve the request of Nossa Senhora de Aparecida , for a One Day Wine and Malt License for Saturday October 11, 2014 7:00PM-12Midnight, UNANIMOUS.
18. Mr. Buckley moved, seconded by Mr. Murray: To approve the request from the Scouting for Food Coordinator for the use of the Municipal Parking Lot located next to the Food Pantry from 11:00AM to 5:00PM for their Food Drive on Sunday, November 2, 2014, UNANIMOUS.
19. After reviewing correspondence from Police Chief O'Loughlin, Chairman DeBartolomeis recommended sending letters to the establishments that were found to be in compliance after the Alcohol Compliance Check recently conducted by the Police Department.
20. After reviewing correspondence from John E. Brann, Jr., Chairman of the Milford Democratic Town Committee requesting to fill the vacancy on the Registrar of Voters:

Mr. Murray moved, seconded by Mr. Buckley: To appoint Donna C. Horrigan effective November 1, 2014, UNANIMOUS.

21. After reviewing correspondence from Police Chief O'Loughlin relative to the Annual License Establishments Activity Report-January 1, 2014 through September 30, 2014, the Board continues to be satisfied with the procedure of Managers acting responsibly by notifying the Milford Police Department as soon as possible in order to alleviate troubling incidents.

22. After reviewing correspondence from Harold S. Rhodes, Chairman of the Milford Commission on Disability requesting to review the possibility of bringing MWRTA transportation services to Milford: Mr. Murray moved, seconded by Mr. Buckley: To approve Milford to "join" MWRTA (as outlined in MGL Chapter 161B, Sec. 3) and to allow the appointment of Harold S. Rhodes recommended by Town Administrator Villani as Milford's delegate to the MWRTA, UNANIMOUS.

23. INFORMATIONAL CORRESPONDENCE

1. Finance Committee, re: Minutes-September 10, 2014
2. Town Engineer Vonnie M. Reis, P.E., re: Status of Louisa Lake Dam

24. Mr. Murray moved, seconded by Mr. Buckley: To adjourn the Selectmen's meeting at 10:38PM, 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 for the Sewer Department, UNANIMOUS.

Respectfully submitted:

MILFORD BOARD OF SELECTMEN

Jean M. DeTore
Minutes Recorder

Dino B. DeBartolomeis, Chairman

Brian W. Murray, Esq.

William D. Buckley