

MINUTES OF REGULAR SESSION –FEBRUARY 25, 2013

ROOM 03-TOWN HALL

7:00PM

PRESENT: Chairman Brian W. Murray; Selectmen Dino B. DeBartolomeis and William D. Buckley; Town Administrator Louis J. Celozzi; and Minutes Recorder Jean M. DeTore.

1. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To sign the warrant and approve the Minutes of February 11, 2013 and February 12 2013 as submitted, UNANIMOUS.

2. Citizen Participation – None.

3. Barbara A. Auger, Town Treasurer; Brian Boyle, Health Insurance Consultant to the Town of Milford; Brian Adams, Harvard Pilgrim Representative and Peter Filosa, Chairman of the Insurance Advisory Committee were present to review the FY14 rates. Ms. Auger stated that last October invitations to quote were sent to Blue Cross, Tufts, and Fallon, as well as the existing providers Harvard Pilgrim, Delta Dental, and Boston Mutual Life. The results of the invitations varied widely with health quotes showing the following increases; Harvard Pilgrim at 3.75%; Tufts at 5.45%; Fallon at 7.72%; and Blue Cross at 15.9%. She further explained that the committee decided to look at the Harvard Pilgrim and Tufts quotes to compare the tier of hospitals and doctors to see if there was any non-monetary benefit to changing to Tufts. Since there was no major difference, the committee voted to recommend Harvard Pilgrim ChoiceNet at an increase of 3.75%. Also recommended are the Delta Dental and Boston Mutual Life rates, which indicate no rate increase.

| Plan | Type | 2012 Rate | 2013Rate | Increase |
|----------------|------------|------------|------------|----------|
| HP HMO | Individual | \$ 612.65 | \$ 635.62 | 3.75% |
| | Family | \$1,606.98 | \$1,667.24 | 3.75% |
| HP PPO | Individual | \$ 944.83 | \$ 980.26 | 3.75% |
| | Family | \$2,478.29 | \$2,571.23 | 3.75% |
| Delta Dental | Individual | \$ 45.52 | \$ 45.52 | 0.0% |
| | Family | \$ 118.17 | \$ 118.17 | 0.0% |
| Life Insurance | Active | \$ 13.35 | \$ 13.35 | 0.0% |
| | Retiree | \$ 6.45 | \$ 6.45 | 0.0% |

Mr. DeBartolomeis moved, seconded by Mr. Buckley: To approve the recommendations of the Insurance Advisory Committee as outlined and renew the Life and Dental Insurance as proposed, UNANIMOUS.

Ms. Auger noted that the Insurance Advisory Committee proposed for the Board's consideration the possibility of allowing employees to participate in a Flexible Spending Account. She stated

that the Town is already providing this benefit to members of the Teacher's Union with the Union paying annual fees and assuming all risk. She further stated if the Town was to offer this program to all employees, the Town would pay the annual renewal fee of \$450.00 and assume the risk of program deficits.

After a brief discussion, it was the consensus of the Board to request that Ms. Auger provide information relative to the additional resources needed to implement this plan; such as number of employees, computer software equipment and funding.

4. A Public Hearing was held on the application of Biomeasure, Incorporated, 27 Maple Street seeking an amendment to their Chapter 148 Fuel Storage License. Meghan Sunyar EHS Specialist and Ross Ignachuck, Manager Environmental Health & Safety were present. Also in attendance was Fire Chief John Touhey. Chief Touhey stated that everything is in order, there are no issues and the amounts requested were actually a decrease from the amounts of the original license. The amendment is as follows:

1,2 Dichloroethane 8 Gallons, <55gal container; 1,4-Dioxane 2 Gallons <55gal container; 1-Methyl-2 Pyrrolidone 139 Gallons <55gal container; Acetic Acid 35 Gallons <55gal container; Acetic Anhydride 2 Gallons <55gal container; Acetone 20 Gallons <55gal container; Acetonitrile 100 Gallons <55gal container; Diesel 600 Gallons AST – double walled generator; Ethanol 15 Gallons <55gal container; Ethyl Acetate 25 Gallons <55gal container; Ethyl Ether 8 Gallons <55gal container; Heptane 5 Gallons <55gal container; Hexane 15 Gallons <55gal container; Isopropanol 75 Gallons <55gal container; Methanol 40 Gallons <55gal container; N,N-Dimethylformamide 200 Gallons <55gal container; Piperidine 5 Gallons <55gal container; Pyridine 5 Gallons <55gal container; Reagent Alcohol 30 Gallons <55gal container; Tetrahydrofuran 20 Gallons <55gal container; Triethylamine 3 Gallons <55gal container; Toluene 8 Gallons <55gal container; Xylene 5 Gallons <55gal container.

| | | |
|------------------------------|-------------|----------------|
| Sub-Total Combustible | 976 | Gallons |
| Sub-Total Flammables | 389 | Gallons |
| Total | 1365 | Gallons |

Mr. DeBartolomeis moved, seconded by Mr. Buckley: To approve the amended Chapter 148 Fuel Storage License, UNANIMOUS.

5. Reno DeLuzio, Chairman of The Upper Charles Trail Committee was present to discuss the Town of Holliston's plan to continue the development of the Holliston Upper Charles Trail. He stated that as part of those plans, the Town of Holliston will construct the 430 foot segment from the Holliston town line to the existing Milford Upper Charles Trail where it currently ends at the Zain Ridge turnaround. To accomplish this, they seek permission to perform the work in Milford. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To allow the Town of Holliston to perform work in the Town of Milford in accordance with the plan entitled Site Plan, Upper Charles Rail Trail, Milford-Holliston Connection, dated October 1, 2012 as revised through 2/2/2013, UNANIMOUS.

Mr. DeLuzio also noted that the Public is invited to attend the first multi-town Upper Charles Trail Symposium on March 5, 2013 hosted by the Friends of the Milford Upper Charles Trail at the Milford Senior Center starting at 6:30PM. The purpose of the symposium is to meet and greet and share experiences to encourage other towns (Holliston, Sherborn, Ashland, and Hopkinton) to continue pursuing the development of their trails.

6. Amy Hennessy Neves, Town Clerk provided information on the Governor's Act signed on February 1, 2013 Relative to the Administration of Special State Primaries and Elections. Section 2 of the Act allows towns, through a vote of the Board of Selectmen, to hold the Town Election on the same day as either the State Primary or Election if the two elections fall within 30 days of each other. Ms. Neves stated that the advantages of combining the elections were as follows:

Voter convenience.

Cost savings of approximately \$12,000 and

Voter Registration deadline. Same date (20 days before the dual election).

Mr. DeBartolomeis suggested educating the community by radio, newspaper and television announcements. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To schedule the Town Election (April 2, 2013) and the Special State Primary (April 30, 2013) for Tuesday, April 30, 2013, UNANIMOUS.

7. TOWN ADMINISTRATOR'S REPORT

- FY14 Budget - As you may know, the Finance Committee is recommending budget increases for FY14 not to exceed 2%. They are requesting that they be submitted by March 11, 2013. I will complete and submit the FY14 budget but rest assured that you and the incoming Town Administrator will have an opportunity to revise it, as you see fit, as they will begin reviewing the budgets in April.
- Town Engineer's Position – The deadline for resumes was Friday, February 22, 2013 and we received 24 applications. At this time, I'm looking for direction for the process the Board wishes to follow. Do you wish to follow the outline as indicated in my memo of January 11, 2013 or another direction? It's entirely up to you and I'll adjust as you wish.
- Remote Participation – Just an update for the Board. I had sent out a memo, at your request, on January 8, 2013 for input on this subject to the Milford School Committee, the Finance Committee, the Zoning Board of Appeals, the Conservation Commission and the Planning Board. To date, the School Committee, Zoning Board of Appeals, Planning Board, and Conservation Commission have responded and I called the other two committees to remind them that we are awaiting their comments.

It was the consensus of the Board to adhere to the Timeline regarding the Appointment of Town Engineer as outlined in the Town Administrator's memo of January 11, 2013 allowing the Town Administrator and Town Engineer to review the resumes submitted, conduct interviews and provide a recommendation to the Board.

8. The Board again reviewed correspondence from Police Chief Thomas J. O'Loughlin, including the changes suggested by the Board, for the Proposed By-Law to restrict the movement of sex offenders within the Town of Milford. The Board supports the proposal and will place it on the upcoming Town Meeting warrant.

9. Chairman Murray reviewed the process for the appointment of Town Administrator and commended the five candidates that were interviewed, especially Ms. Barbara Auger noting that with her experience and dedication she was well qualified for the position. Mr. DeBartolomeis made a motion to appoint Atty. Richard A. Villani to the position of Town Administrator based on his educational background which includes a law degree, his analytical skills and his calm and reflective demeanor, seconded by Chairman Murray subject to a contract agreement, UNANIMOUS.

10. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To award the contract for the Annual July 4th Fireworks display (July 3, 2013, Rain date July 5, 2013) to Atlas Pyro Vision Productions, Inc., at the bid price of \$15,000.00, UNANIMOUS.

11. The Board reviewed correspondence from Michael Nicholson, Chairman of the Commission on Disability requesting an Accessible On-Street Parking Space in front of the Post Office. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To forward the request to Town Engineer Santora and Police Chief O'Loughlin for their review and recommendations, UNANIMOUS.

12. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To remand the petition submitted by JBD Realty, LLC, requesting an amendment to the Zoning By-Laws, to the Planning Board for hearing, UNANIMOUS.

13. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To approve a One-Day All Alcohol License for the Maspenock Rod & Gun Club, Saturday, March 16, 2013-3:00PM-12Midnight, UNANIMOUS.

14. Chairman Murray reviewed correspondence regarding the Superior Court Ruling on the Scioli Corporation vs. the Alcoholic Beverages Control Commission and the Milford Board of Selectmen. At this time (8:03PM) Mr. Buckley recused himself. Mr. DeBartolomeis moved, seconded by Chairman Murray: To lift the stay of their decision, to suspend the restaurant all alcohol license for three (3) weeks effective Friday, March 1, 2013 extending until and including March 21, 2013, UNANIMOUS.

At 8:05PM, Mr. Buckley re-joined the meeting.

15. Mr. Buckley requested that Town Administrator Celozzi review the authorized Mileage allowance for departmental travel expenses.

16. Mr. DeBartolomeis requested that Town Administrator Celozzi request an update of the status of his request relative to the size and intensity of the light beacon at the intersection of South Main and Fruit Street.

17. INFORMATIONAL CORRESPONDENCE

1. Brenda Wheelock, re: Application For Appointment-Milford Youth Commission
2. Town Administrator, re: Miscellaneous Casino Information
3. Schedule of Meetings

18. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To appoint Brenda Wheelock to the Milford Youth Commission for a term to expire June 30, 2015, UNANIMOUS.

19. Chairman Murray reviewed the Miscellaneous Casino information provided by Town Administrator Celozzi relative to the Massachusetts Gaming Commission's requirements for Potential Host & Surrounding Community Grant Agreement and Reimbursements, and a sample letter of authorization. He also reviewed correspondence from Town Counsel Moody which provided information on the Chicago-based law firm of Shefsky & Froelich noting their experience in counseling state and municipal officials on casino gaming projects including negotiating host community agreements. It was the consensus of the Board to invite them to the next meeting to discuss the possibility of providing legal services to the Town in connection with its negotiations for a potential host community agreement. If the Board is not satisfied with their proposal, the possibility of utilizing an RFP will be considered.

20. Mr. DeBartolomeis moved, seconded by Mr. Buckley: To adjourn the Selectmen's meeting at 8:18PM, UNANIMOUS. ROLL CALL VOTE: Chairman Murray, Selectmen DeBartolomeis and Buckley vote in the affirmative to go into Executive Session to discuss Firefighters' Association Collective Bargaining issues, UNANIMOUS.

Respectfully submitted:

Jean M. DeTore
Minutes Recorder

MILFORD BOARD OF SELECTMEN

Atty. Brian W. Murray, Chairman

Dino B. DeBartolomeis

William D. Buckley