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APPROVED

MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING

July 26, 2010

PRESENT: Tim Finan, Chairman
Gary Daniels, Vice Chairman
Katherine Bauer, Member
Mike Putnam, Member
Nate Carmen, Member (arrived 5:32 p.m.)
Guy Scaife, Town Administrator
Darlene J. Bouffard, Recording Secretary

1. CALL TO ORDER, BOARD OF SELECTMEN INTRODUCTIONS & PUBLIC SPEAKING

INSTRUCTIONS: Chairman Finan called the meeting to order at 5:30 p.m. Chairman Finan introduced Board members and led the audience in the Pledge of Allegiance. Chairman Finan noted that those people in the audience who want to speak or add to the discussion should please use a microphone in order to be heard on the PEG Access live broadcast.

2. APPOINTMENTS:

5:30 p.m. – Osgood Pond Dredging Project Update. Adam Burnett, Army Corps of Engineers Project Manager, and Andy Jordan, Army Corps of Engineers, as well as Bill Parker, Community Development Director, were present to update the Board on the Osgood Pond project. The last update was provided January 11, 2010. Mr. Burnett explained that tonight they will present as much as they can about what has been found. The January presentation was reviewed which showed that funding became available in 2009. This project will encompass between 10-15 acres to be cleaned. The original plan was to use the belt filter press operation but it was found to be more expensive and now an alternative is being reviewed. Tests were conducted on the pond in 9 locations in March/April 2010. The materials to be dredged will be similar to potting soil after it is dried. Selectman Putnam asked if the material will be similar to loam? Adam Burnett said it will be similar to loam once sand is added; it has a high percentage of organic material and will make an ideal top soil. The proposal was revised in February 2010 for use of the Mud Cat and 8,000 feet of pipeline. Bill Parker talked with Kokko regarding the need to pump on Kokko property and PSNH property all the way to the Brox property. Mr. Burnett indicated the property owners need to approve the easement for the temporary use of that land. The PVC pipe will be flexible and the material will be pumped directly to the containment area. With this alternate plan, it would not require any trucking and would reduce dredging costs.

This will end up with 80,000 cubic yards of clean fill that can be used at Birch Brook for restoration and Adams Field for restoration and also at the Brox property, adding about 3 feet on 20 acres of the Brox property, raising the level of some areas. This project will take 1-2 years to accomplish and the total cost is \$2,900,000. The Federal contribution is \$1,879,000 with the town portion being about \$1,006,000, (\$528,000 land easements, rights of way & disposal areas, \$381,000 in kind services and \$105,000 cash contribution). If the town agrees to move forward, the PPA would need signature. Until that gets signed, the study would stop, since there is no money left in that budget. After plans and easements are settled and permits (from the State) are obtained, the project would not actually begin until early spring 2012, after the snow melts. Andy Jordan provided cost detail to back up the numbers. Contingency costs are also included. Mr. Burnett indicated the contingency amount will continue to go down as the project moves forward. The majority of the cost is from the earth works.

Guy Scaife asked about the DPW hours (in-kind service) for this? Bill Ruoff, DPW Director, has not done that yet, and plans to talk with Mr. Scaife about it. Vice Chairman Daniels asked about the project schedule, when can Milford be guaranteed that the project will go forward and that the funding will not be pulled like when Katrina hit. Mr. Burnett responded that once the PPA is signed off, the project moves forward and unless it gets stopped by Congress, once the agreement is signed the project moves forward first. The projects in the feasibility study process at the time Katrina hit were stopped because there were no agreements signed yet. Many projects were stopped and put on hold at that time. Vice Chairman Daniels said we are half way through 2010, is it expected to be started before winter starts? Mr. Burnett responded the money is identified and the project will begin as soon as the agreement is signed. If the Board agrees tonight, there is a review process to go through and legal language to be reviewed, but that is a template to just fill in the costs. If the town wants to keep the project moving and agrees with the in-kind match and the cash contribution, it is just the contract language to be worked out. Vice Chairman Daniels asked what is the target date to have the PPA signed? Mr. Burnett would like to have it signed within two

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1 months and then the money will be released and available to immediately start spending. So before the end of the
2 summer, this may be on-line, asked Vice Chairman Daniels, who also asked how much funding has been collected
3 thus far from taxpayers? Bill Parker said about \$100,000 has been collected from taxpayers. Vice Chairman Da-
4 niels asked if additional funds will have to be collected from taxpayers? Bill Parker does not believe so. The con-
5 servation easement was worked out in 2004. Vice Chairman Daniels is more interested in the cash amount from the
6 town and if the town has collected all that is needed.
7

8 Chairman Finan noted this project is now for 10-15 acres, but is the depth the same? Mr. Burnett said the
9 depth is the same, we will set up the contract with the minimal amount (of dredging) the Army Corps is comfortable
10 with up to 15 acres; but we want the contract to be flexible. Mr. Jordan indicated if the target is 12 acres and there
11 are a couple of options, depending on what comes in for bids, it can move from there. Chairman Finan does not
12 want to do this if it does not benefit the town. Andy Jordan said the cost represents 11-12 acres to the full depth.
13 Mr. Burnett noted the best time to dredge the pond is right after winter but before vegetation begins. Numerous
14 dredging outfits have been contacted. Guy Scaife indicated in the presentation the Lorden property is still part of the
15 area of in-kind services, is that an error? Mr. Burnett said they do not need that parcel if there is another way to get
16 to the power lines; the Lorden property is hilly and they need land as flat as possible, so it is an error. Guy Scaife
17 noted the Lorden property was a sizable in-kind contribution. Mr. Burnett noted the plan should not show the Lor-
18 den property, but that is just a piece of the value of the real estate.
19

20 Selectman Carmen asked if the contract gets negotiated and it is found we can dredge 12.5 acres, is there a
21 point where it will be capped? Mr. Burnett responded that the estimate of \$1,240,000 was an average, if a low bid
22 comes in, that gives some room to negotiate for additional acreage. Selectman Carmen asked if there is a higher
23 cash contribution, could the opportunity be expanded? Mr. Burnett said the cap is just an agreement and it can al-
24 ways be amended. If there was more money available, it can be amended. Mr. Burnett said they knew the town had
25 \$100,000 so that was the starting point. If there is no more money available, a contract can be put together to what
26 the money will allow. Mr. Burnett said the Army Corps is comfortable with doing 11 acres. Chairman Finan asked
27 for public input.
28

29 Bill Fitzpatrick, Budget Advisory Committee, is not concerned with the \$100,000 contribution, what wor-
30 ries him is the \$381,000 in-kind contribution. Will more people need to be hired? This is \$381,000 of labor that is
31 not in the budget. Mr. Burnett indicated some of the in-kind contribution is material. Mr. Fitzpatrick suggested that
32 the cost of this project to the town has risen from \$60,000 to about a half million and the scope has been changed
33 over the years. Should this be on the Warrant Article to see if people want to do this? Selectman Bauer requested to
34 hear from Bill Ruoff. Andy Jordan noted that \$125,000 of the in-kind contribution is materials and \$250,000 is la-
35 bor and equipment. Bill Ruoff agreed that Mr. Fitzpatrick brought up a valid concern, but these are preliminary es-
36 timates and he is planning to sit down with Guy Scaife to identify what can be done separate from the contractor.
37 Bill Ruoff would like the town labor to work (on this project) at the Brox property, there is labor within the budget
38 now and that would be the primary project for the year. The equipment is owned but some equipment will need to
39 be rented, this is just preliminary. Mr. Ruoff plans to keep his people at the Brox property, not at Adams Field and
40 keep them out of the way of the contractors. Selectman Bauer agreed this is just preliminary. Mr. Ruoff will be
41 working with Guy Scaife on more definite facts and figures. Mr. Burnett added that this is an investment in the
42 Brox site so any contribution by the town staff to prepare the site for construction is a plus. Bill Parker noted the
43 Brox plan has an area for future recreation areas, the materials from this effort will assist in that preparation.
44

45 Chairman Finan indicated the next step is signing the PPA, which the Board is not prepared to do tonight.
46 Mr. Burnett said they are two or more fiscal years away; the Army Corps and Milford could start this as soon as the
47 agreement is signed. The timeline will start when that is done. Vice Chairman Daniels asked if Milford needs to
48 know what next year's budget looks like before signing the PPA. Guy Scaife indicated without pricing out the labor
49 cost and hours, the cost estimates cannot be validated. People need to measure the value of the effort. No decision
50 can be made without that information, but he hopes that a decision can be made soon.
51

52 **6:30 p.m. – Concord Regional Solid Waste/Resource Recovery Cooperative Membership Opportunity.** Jim
53 Presher explained to the Board that Hopkinton and Webster have pulled out of the co-op and gone elsewhere, which
54 will allow the co-op to take on additional tonnage and has opened a position for a community to join with a joint
55 Board representative. If Milford joins, it would have a representative appointed by the BOS and have the opportuni-
56 ty to vote. The only towns larger with more votes would be Laconia and Concord. Mr. Presher wanted to come to
57 the towns that are interested in joining the co-op to provide an update and answer any questions. Mr. Presher met
58 with Bill Ruoff and Guy Scaife and wanted to provide a quick update to the Board. Chairman Finan asked what is

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1 being paid now for the tipping fee? Bill Ruoff said Milford is currently paying \$70-\$72 per ton not including trans-
2 portation. Chairman Finan confirmed that with the co-op the tipping fee is \$62 plus transportation. Bill Ruoff ex-
3 plained that there are different components for costs, Milford pays a \$72 tipping fee plus transportation which brings
4 sit to about \$86 for solid waste. Demo materials are higher. Bill Ruoff has thought about ways to structure the en-
5 tire waste program for transportation and disposal; if Milford enters the agreement, it does change how Milford does
6 business today. There are still other pieces that need to be dealt with such as demo and recyclables. That needs to
7 be looked at. Transportation is probably the same.

8
9 Vice Chairman Daniels asked what is the contract now for solid waste? Bill Ruoff said it is a five year con-
10 tract and Milford is in the second year. Mr. Presher explained the co-op had a contract that expires in 2018, there
11 was a 20 year agreement to dispose of waste, for the first 20 years of the contract they benefitted with revenues of
12 electricity discounts, now they pay more. They are getting closer to the industry charge and do not share in the
13 power rate anymore. Single stream requires a 15-year contract; Milford is a member until the contract is dissolved
14 but there are ways to get out of the contract if desired. If Milford wants to join, the town would see a financial ad-
15 vantage, but there might be other increases in shipping fees. In 3.5 years that may change. In 2018 the guaranteed
16 energy rates may change, Milford would be back at industry rates but there is no downside. Guy Scaife said there is
17 a lot to analyze; the co-op has been able to bank \$15 million to fund the land and build the co-op facility and has
18 also set aside \$4 million for a land fill closer fund. Mr. Scaife explained Henniker recently did a 58-page report on
19 being part of the co-op; they are similar to Milford in the way they operate the solid waste. Henniker studied it and
20 decided they should stay with the co-op. Guy Scaife will send that report to the Board members and the Recycling
21 Committee. Vice Chairman Daniels asked if there is a cost to pull out of the co-op? Mr. Presher said there is not, it
22 would just be the cost for the legal issues, a plan would need to be submitted by the community wishing to opt out
23 with the anticipated date and there would be some costs to the town (of about \$50,000) to withdraw that is all legal
24 costs. Mr. Presher said the Henniker report took them about 1-2 years and it is thorough and they did an excellent
25 job.

26
27 Rodney Richey indicated that currently solid waste is taken by Waste Management and goes to an incinerator
28 that is next door to the land fill. Mr. Presher said the waste goes to an incinerator in Penacook to be burned, then
29 the ash is transported to the Franklin landfill, the facilities are not next to each other. The Waste Energy Facility and
30 the future Co-op single stream facility will be next to each other. If Milford joins the co-op, Mr. Richey asked if it
31 would be solid waste going to the landfill? Mr. Presher said no, it will still go to be incinerated. Mr. Richey asked
32 if the waste is used to generate energy and then the rest goes in the landfill? Mr. Presher said that is correct, to
33 Franklin. Guy Scaife said Milford had asked a couple of times if there was a chance to join the co-op on the solid
34 waste side and the answer was always no. This is an unexpected opportunity for us to consider.

35
36 Bill Ruoff noted that a lot of people do not realize that when the Wheelabrator facility opened, Milford
37 trash went there. Milford can still negotiate directly with Wheelabrator and Waste Management to bring our trash
38 there. We have talked about having a direct contract with them. About 7 years ago, that was looked at, but we
39 found that what was put together was less costly than to do independent waste management. Part of our garbage
40 goes to Claremont. Milford allows them to manage where it goes to generate electricity. Penacook is overloaded
41 during the summer, but Claremont is usually in need of trash to burn. Rodney Richey indicated that single stream has
42 not come in and he does not think the Town has been told what is going on, he does not think it has been told to re-
43 sidents what is going on. Could the Board look at the communication regarding the intentions with single stream and
44 a schedule because there seems to be interest to do it.

45
46 Guy Scaife received an e-mail today that the co-op Board has approved the construction of the single
47 stream facility. It is estimated to take one year to build the facility, so it should be complete and on line during the
48 third quarter 2011. The contract revisions should be ready, to re-look at that process. The project had been put on
49 hold in order to get enough communities signed up to meet the minimum threshold. The business plan has been
50 reviewed and was sent out today; a contractual review will be needed and then Milford can move forward. Guy
51 Scaife believes Milford could switch over within one year.

52
53 The Recycling/Solid Waste Committee needs a formal charge to get re-activated; Vice Chairman Daniels
54 indicated there are two members that attend meetings religiously and they could take on new volunteers. The com-
55 mittee can use a project right now; it is called the Recycling/Solid Waste Committee since it does include solid
56 waste. Chairman Finan asked if something could be put on the PEG channel and in the Granite Town Quarterly
57 announcing that the Recycling/Solid Waste committee is looking for new members. This Board should also think

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1 about the charge for this committee. Guy Scaife asked if the committee would be charged with assisting with the
2 co-op so that there is a formalized process.
3

4 **7:30 p.m. – Proposed Eagle Scout Project Presentation – Kaley Park Canoe Launch.** Chairman Finan asked
5 Joshua Clemens to present his information to the Board. Joshua Clemens explained his proposal for a canoe launch
6 at Kaley Park and that he has contacted all appropriate departments and the Watershed and tonight seeks the final
7 Board approval. The canoe launch is anticipated to be complete by August 31, 2010. Selectman Bauer noted that
8 Mr. Clemens' report was very clear and concise. Vice Chairman Daniels asked about the canoe launch maintenance
9 after it is built. Mr. Clemens indicated that will be the responsibility of the Town. Chairman Finan asked how the
10 fundraising is doing. Mr. Clemens responded that he has about \$1,000 to go and then the fundraising will be com-
11 plete. After the presentation, Selectman Putnam moved to approve as presented. Vice Chairman Daniels seconded.
12 All were in favor. Motion passed 5/0.
13

14 **7:45 p.m. – Second Public Hearing on Ordinance 2010-003 to Enact Modifications to Milford Municipal Code**
15 **Book 3.20.070(C) Taxicabs.** Chairman Finan opened the public hearing at 7:45 p.m. noting this is the second pub-
16 lic hearing for Milford Municipal Code Book 3.20.070(C) Taxicabs. Chairman Finan indicated that section
17 3.20.070(c) is being removed which dealt with the DOT Health Card, everything else remains the same. There was
18 no input from the public. Chairman Finan closed the public hearing at 7:47 p.m. The third public hearing when the
19 Board will do its final vote will be on August 9, 2010.
20

21 **7:50 p.m. – First Public Hearing on Ordinance 2010-004 to Enact Milford Municipal Code Book 3.06**
22 **Pawnbrokers.** Chairman Finan opened the public hearing at 7:50 p.m. noting this is the first public hearing for Mil-
23 ford Municipal Code Book 3.06 Pawnbrokers. Chairman Finan noted there have been some issues with this ordin-
24 ance as written. The concern is the second hand dealers, which was taken out of the ordinance. Chairman Finan
25 thinks that it might need to be put back in the ordinance or another ordinance written to address second hand dealers.
26 If the Board wants to have this first reading, it may need some modifications and then come back again for another
27 first reading. Guy Scaife explained that Chief Douglas spoke with him and wants to be sure to address the action,
28 not what the business calls itself. Any other business under the pawnbroker title is under the same scrutiny in this
29 ordinance. Selectman Carmen indicated that would bring the ordinance back to where it was months ago; the pur-
30 pose of this ordinance (3.06) is to get a Pawnbrokers ordinance going and then start on something else that may be
31 needed. They were trying to get something on the books, and Selectman Carmen knows there is some pressure to
32 get something done, but he does not think working on this to get it perfect is the way to go. Milford will start get-
33 ting opposition and the Town needs to make small changes and get it on the books and then the subcommittee can
34 move forward to a Second Hand Dealers ordinance. Chairman Finan suggested just making minor changes tonight
35 for this to move forward and have the first reading. Selectman Bauer noted the other choice is to just start over.
36 Guy Scaife agrees that this is better than nothing and this is the first hearing; if Chief Douglas has something else,
37 that can be brought to the next (second) hearing but he would not want to skip this first public hearing. Chairman
38 Finan asked if there were any public comments.
39

40 Mark Fougere has spoken with Selectman Bauer about this ordinance and suggested that it be tabled to-
41 night to give the Board time to look at the reservations Chief Douglas has. Mr. Fougere knows it is difficult to set
42 up regulations and has been involved in putting zoning ordinances in place. There are sometimes unanticipated con-
43 sequences that may cause problems. Mr. Fougere offered to support the Board in any way he can. Mr. Fougere also
44 has contacts that he could talk with to come up with an amendment to get the ordinance nailed down to accomplish
45 what is being attempted. Mr. Fougere thinks it is better to get it right the first time. Chairman Finan appreciated and
46 welcomed Mr. Fougere's input, noting this is just a first hearing tonight so there is nothing to table because changes
47 can still be made. If significant changes are made at the next reading, it will change back to the first reading again.
48 There were no further public comments. Chairman Finan closed the public hearing at 8:04 p.m.
49

50 Selectman Bauer asked if the Board can decide at the next meeting if there will be second hand dealers in
51 the ordinance? Selectman Putnam indicated even if this ordinance covers just pawnbrokers, the Board can still ac-
52 complish other things in other ordinances. It might be beneficial to have a multitude of ordinances. Vice Chairman
53 Daniels said if it's going to be turned down, it makes more sense to take care of it now. This has been presented as a
54 crisis for the last two Board meetings. If the Board will start over, let's do it now so we don't lose two more weeks.
55 Selectman Bauer said the intent (of the ordinance) should be clear, we could go ahead with it and pass the
56 Pawnbrokers ordinance and then work on Second Hand Dealers and Gold Parties. Selectman Bauer asked if there is
57 anyone against having different ordinances? There was no opposition, but Chairman Finan indicated that gold par-
58 ties are not considered Second Hand Dealers. Minor editorial changes were made to 2010-004 Ordinance 3.06

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1 which will be forwarded to Chief Douglas for review. Selectman Carmen will have Mark Fougere assist he and
2 Selectman Bauer on the verbiage in the ordinance. This ordinance will move to its second hearing August 9, 2010.

3
4 **8:05 p.m. - First Public Hearing on Ordinance 2010-005 to Repeal Milford Municipal Code Book 5.11 Explosives and Blasting Regulations.** Chairman Finan explained this is the first of many ordinances that will come
5 through the Board of Selectmen for approval in the code book project. Chairman Finan opened the public hearing at
6 8:10 p.m. noting this is the first public hearing for Milford Municipal Code Book Ordinance 2010-005 for repeal of
7 5.11. This is the first public hearing on Ordinance 2010-005 to repeal the ordinance 5.11 Explosives and Blasting
8 Regulations which Fire Chief Fraitzl says is currently addressed in the Fire Department Blasting Regulations up-
9 dated in May 2007. There were no comments from the public. Chairman Finan closed the public hearing at 8:15
10 p.m. This ordinance will move to the second public hearing on August 9, 2010.

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13 **3. PUBLIC COMMENTS (regarding items that are not on the agenda).** At approximately 8:30 p.m. Rita Sie-
14 gel requested for the Milford High School Football Booster Club be granted Board permission to sell (for a fun-
15 draiser) discount cards that promote various local businesses around the Town of Milford during August with the
16 kick off on August 14 at the Transfer Station. Vice Chairman Daniels moved to approve based on the paperwork
17 presented and proper paperwork being processed. Selectmen Carmen seconded. All were in favor. Motion passed
18 5/0. It was agreed that Chairman Finan would sign the letter request indicating it was approved by the BOS.

19
20 **4. DECISIONS**

21 a) **CONSENT CALENDAR.** Chairman Finan asked if there were any items to be removed from the Consent
22 Calendar. He explained that if they are taken off the Consent Calendar, they will be discussed fully; otherwise they
23 will be accepted together without discussion. Selectman Putnam moved and Vice Chairman Daniels seconded to
24 approve the Consent Calendar items as follows, with all members in favor.

25
26 (1) **Request to Authorize Application for Reimbursement of Lost Taxes on Federal & State Forest**
27 **Lands.** Town Assessor Marti Noel requested the Reimbursement to Towns in Which Federal and State
28 Forest Land is Situated for taxes for State owned lands for the Look Out Tower and for 0 Ponemah Hill
29 Road in the amount of \$185,800 as is done annually. This request was approved.

30
31 (2) **Acceptance of Unanticipated Gifts Under \$5,000.** The Board approved the listing of gifts under \$5,000
32 as follows:

33

<u>Source</u>	<u>Description</u>
Milford Volunteer	Donation of 2 Sony DSC-S2100 cameras including two flash
Ambulance Assoc.	memory cards and associated three year extended warranty
	coverage to the Milford Ambulance Department. The donation is
	valued at approximately \$246.72. The cameras will be used
	to document incidents and record other department activities.

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40 (3) **Request for Appointment of Andrew D. Fowle and Ralph E. McClellan as Full Time Police Officers.**
41 The Board approved the appointment of Mr. Fowle and Mr. McClellan as full time police officers in the
42 town of Milford effective July 26, 2010.

43
44 b) **OTHER DECISIONS**

45 (1) **Request to Authorize Administration Department Administration of RSA 179:19 – Alcoholic Beve-**
46 **rages and Live Entertainment Requests.** This request is for the live entertainment requests to go through
47 the Administration Department for approval after the information is forwarded to police and fire. Select-
48 man Bauer asked for clarification. Guy Scaife explained the basis for this is the occupancy permit; when
49 that comes in, we can move forward, the police department addresses issues as they arise, but for an estab-
50 lished business, the liquor license is already in place and the building is already occupied. Selectman Bauer
51 asked if Administration will streamline the process? Guy Scaife said it will seek the input of fire and police
52 and move forward to grant or deny the entertainment request based on that input. Most recently there was a
53 change of ownership to a restaurant that provided live entertainment and it was requested that the enter-
54 tainment license be transferred; the timing is often awkward and this is the type of thing the Board would
55 not need further research on and the Administration Department could do. Selectman Putnam moved to
56 approve this request. Selectman Bauer seconded. Vice Chairman Daniels asked who will decide when and
57 where it is appropriate? What if it is in a residential area or outside entertainment? Guy Scaife indicated
58 Administration would notify the Police Department if they want to provide input but the Fire Department

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1 does not look at that element. Most situations would be handled if there were a complaint, but that has
2 never come up. All were in favor. Motion passed 5/0.

3
4 **(2) Board Positions on LGC’s 2011 – 2012 Legislative Policy Recommendations & Floor Proposals and**
5 **LGC Delegate Selection.** Chairman Finan explained the Board of Selectman should take a Town position on each
6 of these items that will go before the Legislature. There are a lot of amendments proposed with positions being due
7 August 13. Selectman Putnam moved to review the recommendations which will be taken up individually for vote.
8 Selectman Carmen seconded. All were in favor.

9 Municipal Administration and Finance (MAF):

- 10 1. Assessing Practice – Income & Expense Statements on Appeal – 5/0 In Support
- 11 2. Fine for Failure to Submit Current Use Information – 0/5 Opposed
- 12 3. Welfare Lien Priority – 5/0 In Support
- 13 4. Supervisor of Checklist Sessions – 5/0 In Support
- 14 5. Counting Absentee Ballots – 5/0 In Support
- 15 6. Tax Liening Mandatory – 1/4 Selectman Putnam in favor, all others opposed
- 16 7. Municipal Recreation Programs – 3/2 In Support
- 17 8. Requirements to Hold Elected Office – 3/1/1 with Chairman Finan opposed and Selectman Putnam abstain-
- 18 ing **(MORE INFORMATION REQUIRED)**
- 19 9. Bonds on Official Ballot in Non-SB-2 Towns – **NO VOTE (MILFORD IS SB-2 TOWN)**
- 20 10. Solid Waste Revolving Fund – 4/0/1 In Support (Selectman Putnam abstained)
- 21 11. Governing Body Recommendation for All Warrant Articles – 3/1/1 In Support (Selectman Putnam ab-
- 22 stained)
- 23 12. Pro-Ration of the Disabled Exemption – 5/0 In Support
- 24 13. Irrevocable Trusts for Other Post-Employment Benefits (OPEB) – 5/0 In Support
- 25 14. Tax Bill Information – 5/0 In Support
- 26 15. Appointment of Town Clerks and Town Clerks/Tax Collectors – 4/1 In Support
- 27 16. Recording Fees for Elderly Deferrals – 5/0 In Support

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29 Planning and Environmental Quality (PEQ)

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- 31 1. Notice to Upstream Dam Owners – 5/0 In Support
- 32 2. Planning Board Appeals – 0/5 Opposed **(MORE INFORMATION REQUIRED)**
- 33 3. Environmental Regulation and Preemption – 4/1 In Support
- 34 4. Exemption from Land Use Change Tax – 5/0 In Support
- 35 5. Impact Fees for State Highways – 0/5 Opposed **(MORE INFORMATION REQUIRED)**
- 36 6. Conservation Investment – 0/5 Opposed **(MORE INFORMATION REQUIRED)**
- 37 7. Energy, Renewable Energy and Energy Conservation – 5/0 In Support
- 38 8. Open Space Retention / Sprawl Prevention / Housing and Conservation Planning – 3/2 In Support
- 39 9. Sludge / Biosolids – 3/2 In Support
- 40 10. Current Use – 5/0 In Support

41
42 Consensus of the Board was to keep Guy Scaife as the Milford representative for the September 17, 2010 meet-
43 ing. Selectman Bauer suggested having a work session next year to review these proposals.

44
45 **5. TOWN ADMINISTRATOR REPORT**

46
47 **a) Milford District Court Funding.** Milford will fund keeping the Milford District Court open through 2010
48 with the assistance of the seven towns served by the Milford Court, except for Amherst’s portion which Milford will
49 fund. A request was sent to the towns served by Milford District Court to provide additional funding; Guy Scaife
50 asked that the Amherst funding be reduced to about \$8,000 and that is what Milford will pick up. Selectman Bauer
51 noted that State statute states that the towns in the Milford region will be serviced by “a court in Milford,” asking
52 what is the status of that violation. Guy Scaife said he is looking into that. Selectman Putnam put a call into the
53 Governor to let him know the impact to the affected communities; he has yet to get a meeting with the Governor, but
54 will continue to follow up. The Governor’s secretary suggested to Selectman Putnam that only one or two people
55 attend if a meeting gets set up. Guy Scaife will provide additional information to the Board as it comes in; it was
56 classified as an emergency (to move the Milford Court) but Guy Scaife would like to know what the emergency is
57 for the location to be moved. The court is to meet the needs of the public and it does not seem right for the State to

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1 move it without consulting the public. Did they realize that moving it from Milford was in direct violation of the
2 statute? When it went to the House, were they aware of that violation?
3

4 **(b) Miscellaneous.** Guy Scaife announced that a public meeting will be conducted August 16 with Gomez &
5 Sullivan regarding the dam removal feasibility study and its purpose. This will be one of numerous public meetings
6 held. A letter will be sent from Gomez & Sullivan to all abutters and interested parties of the dam and regular noti-
7 fications will be posted as well. A public hearing being held at the beginning of the process will help the public to
8 understand what it is all about and how it will unfold.
9

10 The first pass of 2011 budgets are in to Finance for processing. Reviews with Department Heads are starting
11 this week.
12

13 **6. DISCUSSIONS:**

14 a) **Consideration of 2010 LGC Municipal Volunteer Awards Recommendations.** Guy Scaife suggested if
15 any Board members have an idea for this award to please e-mail them to Chairman Finan and they can be discussed
16 in non-public session at the next meeting.
17

18 **7. SELECTMEN’S REPORTS / DISCUSSIONS**

- 19 a) **FROM SPECIAL BOARDS, COMMISSIONS & SPECIAL COMMITTEES.**
 - 20 b) **OTHER ITEMS**
- 21

22 **8. APPROVAL OF FINAL MINUTES – April 26 and July 12, 2010.** Selectman Putnam moved to approve the
23 minutes of April 26 and July 12, 2010 as presented. Selectman Carmen seconded. All were in favor. Motion
24 passed 5/0.
25

26 **9. INFORMATION ITEMS REQUIRING NO DECISIONS**

27
28 **10. NON-PUBLIC SESSION – Non-Public Session (RSA 91-A:3, II(a&c)) – Personnel and Reputation.** Select-
29 man Carmen moved to enter into non-public session for a personnel and reputation discussion. Vice Chairman Da-
30 niels seconded. All members were polled individually and consented to enter non-public session at 9:05 p.m. The
31 Board came out of non-public session at 9:23 p.m. Chairman Finan announced that in non-public session the Board
32 discussed a personnel and a reputation matter. No votes were taken, no decisions were made.
33

34 **11. ADJOURNMENT:**

35
36 There being no further business to come before this Meeting, Selectman Putnam moved to adjourn at 9:25 p.m. Se-
37 lectman Bauer seconded. All were in favor. Motion passed 5/0.
38
39

40 _____
41 Tim Finan, Chairman

Gary L. Daniels, Vice Chairman

42 _____
43 Katherine Bauer, Member

Nate Carmen, Member

44 _____
45 Mike Putnam, Member