

APPROVED  
MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING  
May 13, 2013

**PRESENT:** Gary Daniels, Chairman  
Mark Fougere, Vice Chairman  
Katherine Bauer, Member  
Mike Putnam, Member  
Kevin Federico, Member  
Guy Scaife, Town Administrator  
Darlene J. Bouffard, Recording Secretary  
Mike McInerney, Videographer (starting at 6:10 p.m.)  
Mike McMahan, Videographer (starting at 6:15 p.m.)

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

**INSTRUCTIONS:** Chairman Daniels called the public meeting to order at 6:14 p.m. and introduced Board members; he then led the audience in the Pledge of Allegiance. Chairman Daniels 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. Chairman Daniels indicated that the Board met in non-public session at 5:30 p.m. for a reputation discussion. No votes were taken and no decisions were made.

**2. APPOINTMENTS:**

**5:30 p.m. – Non-Public Session – Reputation.** Chairman Daniels opened the non-public hearing at 5:30 p.m. on motion made by Selectman Putnam and seconded by Selectman Bauer. All were in favor. Motion passed 5/0. After discussion, Vice Chairman Fougere moved to come out of non-public session at 6:10 p.m. Selectman Federico seconded. All were in favor. Motion passed 5/0. Selectman Putnam moved to seal the minutes of the non-public session. Vice Chairman Fougere seconded. All were in favor. Motion passed 5/0.

**5:45 p.m. – Request for Approval of (4) and Denial of (3) Elderly Exemption Applications, Approval of (1) and Denial of (1) Veteran Tax Credit Applications, Approval of (5) Special Appraisal – Residences in Industrial or Commercial Zone Applications, and Approval of (3) Charitable, Education and Religious Exemption Applications.** Marti Noel, Town Assessor, explained this is the time of the year when exemption applications, veteran's credit applications and other exemption applications come forward to the Board of Selectmen for review and approval or denial. The following were reviewed:

Elderly Exemption Approval – no names were provided in the information by statute, but there are 40 applications recommended for approval that meet the requirements. There were no questions on any of the applications. Selectman Putnam moved to approve the 40 applications for Elderly Exemptions as recommended by the Town Assessor. Vice Chairman Fougere seconded. All were in favor. Motion passed 5/0.

Elderly Exemption Denial – There were three elderly exemption applications that were recommended for denial since they did not meet the income requirements. Selectman Putnam moved to approve the three denial elderly exemption applications as recommended by the Town Assessor. Vice Chairman Fougere seconded. All were in favor. Motion passed 5/0.

Veteran's Credit Denial – Selectman Putnam moved to approve one denial of veteran's credit application as recommended by the Town Assessor. Vice Chairman Fougere seconded. All were in favor. Motion passed 5/0.

Veteran's Credit Approval – Selectman Putnam moved to approve the one veteran's credit application as recommended by the Town Assessor. Vice Chairman Fougere seconded. All were in favor. Motion passed 5/0.

Residences in Industrial or Commercial Zone – Selectman Putnam moved to approve the special appraisal for five residences in the industrial or commercial zone as recommended by the Town Assessor. Vice Chairman Fougere seconded. All were in favor. Motion passed 5/0.

Exempt Properties – Chairman Daniels, stating a conflict of interest, requested that Map/Lot 43-13 be voted on separately from the other exempt properties. Selectman Putnam moved to approve the exempt property at Map/Lot 43-13. Vice Chairman Fougere seconded. Selectman Putnam, Vice Chairman Fougere, Selectman Federico and Selectman Bauer were in favor, with Chairman Daniels abstaining. Motion passed 4/0/1.

Exempt Properties – Selectman Putnam moved to approve all other 38 exempt properties as listed. Vice Chairman Fougere seconded. All were in favor. Motion passed 5/0.

**APPROVED MINUTES OF BOARD OF SELECTMEN MEETING – 05/13/13**

1 All of the associated listings of exemptions, credits, etc. discussed herein, are a part of the permanent agenda packet  
2 for May 13, 2013 and included by reference to these minutes as part of the permanent record.  
3

4 **6:00 p.m. – Departmental Update – Police.** Police Chief Michael Viola provided his first update for the Police  
5 Department since joining the Town of Milford last summer. Chief Viola appreciates the Board having him here  
6 tonight noting there has been a fair amount of change within the organization and he thanked all who have assisted  
7 him and cooperated during this time of change. Chief Viola specifically wanted to recognize Retired Police Chief  
8 Fred Douglas, Retired Police Officer Dean Hardwick and Retired Police Officer Hunter Philbrick for their hard  
9 work during their careers. In reviewing the statistics, Chief Viola pointed out that the focus when he joined Milford  
10 Police Department was to look more at the drug use in town. Selectman Putnam asked if there were any changes in  
11 the classifications for offenses since joining Milford. Chief Viola responded that they have not changed classifica-  
12 tions for crimes. Chief Viola noted that as the department focuses more on drug related incidents, we will see a de-  
13 crease in criminal activities. Chairman Daniels asked what category excessive noise would fall under. Chief Viola  
14 responded it would mostly likely be under Disorderly Conduct or a Noise Complaint; we have different reports for  
15 that, he only looks at the major categories for this report.  
16

17 Regarding drugs, Selectman Bauer asked if there are more prescription drug violations now. How does that com-  
18 pare with illegal drugs and which seems more serious in Milford? Chief Viola sees more of a heroin problem in  
19 Milford because it is cheaper and prescription drugs are not as easy to get anymore; he has seen more heroin inci-  
20 dents since he has been in Milford. Chief Viola thinks the drugs have declined somewhat and the enforcement has  
21 made it harder to get. Selectman Bauer asked about the juvenile officer and if there is a police presence at the  
22 schools? Chief Viola indicated the juvenile officer is not on duty at the schools but he handles those cases and has a  
23 good rapport with the school and the kids. Selectman Bauer said that people think in Milford we have more of a  
24 school police presence than we do. Chief Viola explained about the Neighborhood Watch Program that Officer  
25 Fiffield is getting set up, which is really about building rapport with communities so that people feel comfortable  
26 talking with officers. Vice Chairman Fougere said there is a neighborhood watch program in his neighborhood; it is  
27 helping people to meet each other as well. Chief Viola is hoping to set up as many of the watches as possible.  
28

29 In closing, Chief Viola talked about the community involvement of the Police Department, indicating the Fishing  
30 Derby was a success and over 200 fish were caught.  
31

32 **6:30 p.m. – Brox Property Conservation Plan Discussion.** Suzanne Fournier, of the Brox Environmental Citizens  
33 Group, was in attendance to speak with the Board of Selectmen about her research. Chairman Daniels indicated that  
34 the Board has an obligation at 7:00 tonight for a public hearing and he will need to interrupt Suzanne at that time to  
35 hold that hearing, to which Suzanne expressed that is fine. Suzanne Fournier explained that she is the coordinator of  
36 the Brox Environmental Citizens Group and represents that group interested in maintaining conservation lands at the  
37 Brox property. Ms. Fournier said that the Board has already asked her several important questions: Who? What?  
38 Why? What are we trying to accomplish, and what is our relationship to the Conservation Commission? This group  
39 is a coalition of citizens and conservation groups that want to bring good conservation to the Brox property. Ms.  
40 Fournier read from several sources about the warrant article back in 2000 when it was voted that open space and  
41 natural resources would be protected at Brox. This group is working to help the town answer those questions. The  
42 Master Plan directs the town to work with conservation groups to preserve areas of the property for conservation.  
43 The Conservation Plan should be applied to the Brox property. The Brox Environmental Citizens Group met with  
44 the leaders of the Conservation Commission in November 2012. In December 2012, it became clear that the Con-  
45 servation Commission did not want to conserve Brox at that time, so our group started the effort on planning. In  
46 March 2013, we heard from Audrey Fraizer, and the Conservation Commission started asking what we want to do  
47 with the Brox property. The town's Conservation Plan needs help from us. We want to be sure good conservation  
48 choices are made and we have been walking the property to determine what we can do. We have found ecologically  
49 active streams, 13 specific wetlands, and vernal pools across the 270 acres. Development must be kept 900 feet  
50 away from vernal pools. Ms. Fournier hopes you see what we are trying to accomplish to help bring the conserva-  
51 tion that was promised to the town voters in 2000. Development is not the only value to consider.  
52

53 Selectman Putnam asked if Ms. Fournier is saying you do not trust the Conservation Commission that is in place to  
54 do this job? Ms. Fournier would like for them to do their job. Selectman Putnam said there is nothing being done  
55 on that property right now. Ms. Fournier stated there are plans for playing fields out there and we are asking for  
56 conservation of the 270 acres before it is too late. Selectman Putnam indicated Ms. Fournier is asking for infor-  
57 mation from the town staff that is taking up the time of employees. Ms. Fournier stated she is using the Right-to-

**APPROVED MINUTES OF BOARD OF SELECTMEN MEETING - 05/13/13**

1 Know law, if I do not have the information, I ask for it. There is no limit to the information that can be requested.  
2 Selectman Putnam responded that there is no limit, but there is common sense.  
3

4 This discussion broke at 7:00 p.m. to hold the public hearing, and returned to this discussion at 7:03 p.m.  
5

6 Vice Chairman Fougere explained that years ago, the town bought the Brox property, at which time a report was  
7 done which included a lot of uses needed by the town, one of which was playing fields in a growing community.  
8 The Master Plan includes Brox and should be looked at. We will get the required permits from the State. There are  
9 also plans for cemeteries and/or schools at some point. When the voters bought Brox, it was not for conservation, it  
10 was for use. It was bought for a reason. The property off Mile Slip Road was purchased years ago just for conser-  
11 vation, but Brox was bought for development. There are also gravel resources on the property. Development is a  
12 public process. If the Brox Master Plan needs to be updated, it should be updated in a public way. If this group has  
13 a focus on conservation, maybe there could be land set aside for that, but this land will last a long time and is  
14 planned for development. Ms. Fournier added that the voters also voted for conservation, we did vote for that, and  
15 the Conservation Commission was behind the purchase because there would be trails and public use. There was a  
16 third reason for the purchase. Vice Chairman Fougere said the majority of the vote was for development. Demands  
17 on staff by this group have been unreasonable; being a public employee is stressful enough and dealing with the  
18 public is a challenge and getting into having raised voices and strong interactions with staff is not appropriate, it is  
19 not necessary and is not helpful. You may have strong opinions and that is fine, but when interacting with staff, you  
20 need to be more polite with that. Ms. Fournier responded that there was one discussion like that with staff and she  
21 said this forum is being used to exploit that.  
22

23 Selectman Federico said he is a long time supporter of youth organizations and there is a lot of planning involved,  
24 but there is not a lot of action. The MCAA has a lot of planning going on to find out the needs of the community. It  
25 makes me step back and ask if there are any actual plans in place to do things with that property. Vice Chairman  
26 Fougere said that is in the Master Plan, but there is no action yet. Selectman Federico said there is no actual work  
27 being done yet, there is a plan sitting in a book. Vice Chairman Fougere agreed. Selectman Federico stated we do  
28 not want to deny you any information, but we need to pull information together to get it to the person so that it does  
29 not burden the staff. Guy Scaife noted the land reserved for development versus the remainder of the land has a plan  
30 in place for what is to be developed. We have an option to buy with Eecotech. The majority of the land is docu-  
31 mented in the Master Plan and has not changed. Selectman Federico does not have a resolution to get the citizens  
32 their information, but at the same time not burden the staff. Ms. Fournier said she just wants the documents given to  
33 her, let me see the document at the office. Why not just show me the information; it is the wetlands delineation I  
34 would like to see. Planning will happen once the report comes out in final form. Selectman Federico does not know  
35 of any plans for fields going in this spring.  
36

37 Guy Scaife said there is no work of that nature being planned for this year. You are correct that part of the purchase  
38 had a conservation element because wetlands and trails were to be maintained. If a trail is to be re-routed, then that  
39 will be handled by the Conservation Commission who oversees 1000 acres in town. To say they were not working  
40 on this or not willing to work on this, is unfair. The Conservation Commission is working for the town opening  
41 trails, so that we can enjoy them, but the Brox Environmental Citizens Conservation plan and Conservation Com-  
42 mission plan are two different things, they just cannot work on it right now. There is a reason, it needs to be part of  
43 the proper sequence. The Planning Board, Recreation Commission, MCAA, Conservation Commission, Plan-  
44 ning/Development staff and others all work together to update the Master Plan land use for all of the town land. The  
45 Conservation Commission plan is a component of that. The land that is set aside for developing commercial and  
46 industrial is an option to purchase if a lot of details can be worked out. Nothing will happen this year or next year.  
47 At the earliest, something could happen in 2015, and that is optimistic. The remainder of the property is for future  
48 use for schools and other town needs, which is why this group is sitting down to update the plan. There are a lot of  
49 updates but nothing will happen soon. The wetlands delineation is in process now. That will be out in June and that  
50 is a good start. The original document had wetlands delineations but things can change in ten years. The Conserva-  
51 tion Commission will be involved in identifying that. Our wetlands and vernal pools are very important to the town  
52 and will be protected. One big point of contention has been the gravel pit with natural resources that can be used by  
53 the town and we have been using it. It has been a good way to take advantage of an investment (being the Brox  
54 property). That area was grandfathered in before the current regulations were in place. Guy Scaife said we dealt  
55 with Ms. Fournier on that last fall and a complaint was filed by her and it was found that the activity was acceptable.  
56

57 Guy Scaife does not think the town has abused the land in any way; there was some trash and four-wheelers abusing  
58 it, but it is important that we allow the Conservation Commission, who was appointed by this Board, to do their job

APPROVED MINUTES OF BOARD OF SELECTMEN MEETING - 05/13/13

1 and they will reach out to other groups. The article in the newspaper stated that Ms. Fournier and her group would  
2 be writing "the" conservation plan; we need to allow the Conservation Commission people to do their job. Select-  
3 man Federico indicated the Conservation Commission is looking at the whole property, we have owned the land for  
4 13 years. Ms. Fournier said that we need to be pro-active and feels people need to understand that a 300 foot buffer  
5 is required for vernal pools. Maps of the areas were shown to the Board and identified some of the vernal pools and  
6 required buffers. After looking at all of the areas that need protection, Ms. Fournier said we need to look at what is  
7 left for development. Selectman Bauer said every citizen has the right to utilize the right to know law and request  
8 information, but the drain on staff is the issue. If we have staff that is constantly being asked questions and asked to  
9 collect information for particular reasons, we just do not have the resources. Guy Scaife agreed all the citizens have  
10 the right to ask, in the last 14 months however, we have had 40 requests from one individual, it is legal, but it uses  
11 our resources. If staff is down in the vault pulling out information, it takes them away from other activities such as  
12 responding to or assisting customers. The law is not very specific about when you can charge a fee. It is unclear on  
13 charging for staff time.  
14

15 Ms. Fournier did not think that 40 requests in 14 months was a lot, it is not even one request a week, and to request  
16 information like that does not seem extreme. Chairman Daniels asked Ms. Fournier's time table. Ms. Fournier re-  
17 sponded that their group is in for the long run, we are citizens of the town and we will be at Conservation Commis-  
18 sion and Planning Board meetings, if they ask for help, we will be there. Chairman Daniels noted that people should  
19 work with the town. The perception is that you are driving the program while the departments are involved in the  
20 program, including Conservation, who has not gotten to that point yet so it is like you are driving the plan by trying  
21 to create it. Ms. Fournier said the group wishes there were people in town that were being pro-active; we are here  
22 for them to work with because it needs to be done. Let the town board do it and we will work with them. Chairman  
23 Daniels said a lot needs to be done with Brox, but if the Planning and Conservation departments are not at the point  
24 where they are ready to deal with certain things, what gives an outside group the right to push this agenda before the  
25 departments are ready to deal with it? Ms. Fournier said it has been 13 years and it has not been focused on yet. At  
26 a minimum, they should be looking at a natural resources inventory. Chairman Daniels indicated when the town  
27 gets to the point of being ready to develop the land, those inventories could have changed. Ms. Fournier responded  
28 that nature changes. Chairman Daniels stated the inventory will need to be re-done. Ms. Fournier agreed they will  
29 need to be updated. Chairman Daniels indicated it seems it is fragmented to which Ms. Fournier stated it is work  
30 that needs to be done, we attended a Conservation Commission meeting and they talked about what will be done at  
31 Brox.  
32

33 Chairman Daniels asked if any other interested parties would like to speak on this subject.  
34

35 Edward Dunn, a 16 year resident, said we all have a right to be spoken to respectfully and he sometimes does not  
36 feel that is done. The OK Tools site is polluted, can we use that land? Can we drink the water? My water table is  
37 under Brox where all the sand and salt gets put during winter, there is radon in the water in town. That is a health  
38 hazard, did you know that? If you do not pollute the water with industry, it may be usable. Everybody has a right to  
39 say something.  
40

41 Tom Gardener, Brox Environmental Citizens group, indicated that the Brox Environmental Citizens enjoy being out  
42 on the trail and doing things that need to be done and are worthwhile, so he does not understand why the town cares  
43 if we are wasting our time (since it will have to be re-done). We will build on this and a data base will be built from  
44 it. Chairman Daniels' concern is not so much about wasting your time, but taking the employee's time to dig up the  
45 information. The effort that has been put in for information might not be pertinent when the time comes to get to the  
46 design aspect of what will be done with the land. No one is trying to stop anyone from going out to look at the land,  
47 but Chairman Daniels feels it is not a team doing the work. Mr. Gardener said we have told the Conservation Com-  
48 mission they can work with us. But, Chairman Daniels said, the group has said they are building a Conservation  
49 Plan. No, said Mr. Gardener, we are building OUR Conservation knowledge. Mr. Gardener said it is a matter of  
50 semantics. We can write our own plan but you do not have to accept it; we can work on it ourselves and present it to  
51 the Conservation Commission. Ms. Fournier said she should not have to repeat requests for information. Chairman  
52 Daniels said the town is looking at three or more years before we will be taking action on that property. Mr. Gar-  
53 dener said Ms. Fournier has made 40 requests but it is less than one request per week in 13 years since the property  
54 was purchased. He does not see a problem with those requests, it does not seem unreasonable to him.  
55

56 Audrey Fraizer, Conservation Commission Chair, met with Tom Gardener and Suzanne Fournier in August 2012  
57 and was presented with a chronology of the Brox property. Since then, Ms. Fraizer has read a lot of material. She  
58 read in the Master Plan that there might be golf courses, she has been learning a lot. Ms. Fraizer said she is a volun-

**APPROVED MINUTES OF BOARD OF SELECTMEN MEETING - 05/13/13**

1 teer and has also learned about Tucker Brook. What she found unacceptable is being put into the position of having  
2 a NH Audubon report, that was not discussed with the town, be publicized. It was brought to public meetings at the  
3 library and Ms. Fraizer felt she would be in a position of defending things that she was not responsible for. Ms.  
4 Fraizer has agreed to meet with the group and that has not happened. Ms. Fraizer said she wants to protect the wet-  
5 lands and the wildlife. Trails do sometimes move, Heron Pond was a much smaller wetland when the town bought  
6 that land. The Conservation Commission is willing to be at the table and have them at the table too, but the ap-  
7 proach is the sharing of information so that we can work with each other. The Conservation Commission has gone  
8 to the Board of Selectmen several times in the last ten years about Brox. The Board of Selectmen has granted ap-  
9 proval for the trails. When MCAA identified the need for fields, we walked the land and MCAA is very excited  
10 about everything people can enjoy when at children's ball games or soccer games in that area. The Conservation  
11 Commission is interested in protecting the wetlands and water is a key resource in the United States. Some of these  
12 things cannot be done overnight. Chairman Daniels asked what the strategy is as far as a time table. Ms. Fraizer  
13 responded that there would be a group meeting to communicate about the MCAA needs but there is no specific time  
14 table yet. Over the years, Selectman Bauer noted that the Conservation Commission role was a bit misunderstood,  
15 the Conservation Commission role is big, and she asked Ms. Fraizer to name some areas where the Conservation  
16 Commission has been pro-active. Ms. Fraizer explained recently there was a property off Mason Road that went to  
17 auction and it was brought to the Conservation Commission's attention and they worked with other groups to try to  
18 purchase the land and met with six other towns and talked about where conservation lands abut. Mile Slip Road also  
19 has conservation property that abuts Mason so we talk with them about how we can work together with that town.  
20 All plans that go before the Planning Board come across the Conservation Commission desk as well to look at and  
21 comment.

22  
23 John Noble, Whitten Road since 1994, understands the need for development, but noted there seems to be a discon-  
24 nect as to the role of planning and development. Is there a mechanism of where any plan stands; when you are go-  
25 ing to build a field, will the public know that it is taking place? Chairman Daniels said the Board of Selectmen rec-  
26 ognizes there are a lot of projects going on out there and we have been talking about getting a project section on the  
27 website so that people who want to know about a project can take a look at the status. Vice Chairman Fougere also  
28 noted the Capital Improvement Program (CIP) is another document that is on line that lays out the capital projects  
29 for the next 6 years. In the CIP, there is nothing planned for the Brox property; that would be another way to identi-  
30 fy what the town is looking at. Selectman Federico said the MCAA is a separate organization from the town recrea-  
31 tion department and anyone is welcome to go to their website and they are still looking at what they need to do; but  
32 people can see where they are at with fields. Nothing is in stone yet. Guy Scaife said Brox is the only area that is  
33 getting any focus short term for Recreation; the original Master Plan had numerous fields identified. We might look  
34 at where a field might be located on the property, but beyond that, the foot print of the open space had not been dis-  
35 turbed. Development will be really slow. As soon as the Master Plan update goes out, it will be submitted for re-  
36 view, but it is always changing.

37  
38 Paul Cunningham, co-founder of Brox Environmental Citizens Group, said there are other individuals that Suzanne  
39 represents but it is more than just Suzanne. The town purchased the property 13 years ago, a plan is very important,  
40 there is nothing more practical than a good theory. Once there is a plan, then that identifies the framework within  
41 which development can occur. Suzanne Fournier is trying to be pro-active to set up boundaries for which schools  
42 and other development can be developed. Her requests have been important for developing where conservation is  
43 important. She is speaking on behalf of the group, which is a body of citizens concerns with the conservation of the  
44 land. Her plan is the conservation plan for the group, not for the town of Milford. The entire group is concerned  
45 with conservation. The intent is not to take the job over; she would like to have the town work to become pro-active  
46 in order to move a plan forward that prepares the town to move toward developing these projects; we are trying to be  
47 prepared.

48  
49 Cynthia Nichols, Independent Biologist, said she came into this group by chance. She is speaking because she came  
50 into this late, and people do not seem to be communicating with each other, this is a great opportunity to help with  
51 the natural resources inventory. This is a way to get our ducks in a row prior to doing any development so that con-  
52 servation and development are in tandem. Doing it now or in 3 years, communities change over time and we all  
53 know that but we know getting information takes time. Next year, we might find other things. This information  
54 takes time to gather and the seasons are short. Ms. Nichols would like to help with mending some fences. Chair-  
55 man Daniels' concern is that years ago the use of a blog put things into a different light when it was not the official  
56 position. Chairman Daniels feels the same thing might happen here if a conservation plan is developed. What hap-  
57 pens when the Conservation Commission is ready to develop a plan, how will that work after the Brox Environmen-  
58 tal Citizens Group has put all of this time in? Those are some of the issues that we see that might confuse the public.

APPROVED MINUTES OF BOARD OF SELECTMEN MEETING - 05/13/13

1 It is great to see that the two groups will start to work together. Guy Scaife said the critical point that has been over-  
2 looked is that the town has engaged a wetland scientist to identify vernal pools. The map delineation will tell us  
3 where the boundary lines must be. That is the first step that we will take to delineate those boundaries. The plans  
4 will then take the proper flow and process. Selectman Putnam is happy to see that you all came in tonight to talk  
5 because the Board did not understand all of the information about the Brox Environmental Citizens Group, but now  
6 you have clarified that, but I do think this group is a little ahead of the town since we are not ready to do anything  
7 yet.

8  
9 Diane Quirbach, abutter since 1989, has concern with the Industrial development part of the plan and as an abutter  
10 asked if she could purchase some of the land that abuts her in order to preserve that piece. She would hate to have  
11 the Industrial companies contaminate the water like Fletcher did. She would like to know if she can look at purchas-  
12 ing some of that land. Chairman Daniels responded that is a good idea and we should look into that further. Guy  
13 Scaife said he will talk to Diane off-line in more detail. Ms. Quirbach said the school made an offer for her to pur-  
14 chase land but it was way overpriced. If the town voted in two acre lots, and we could get access to purchasing the  
15 abutting land to preserve it, she would be interested. Guy Scaife said without details of where your lot is, he cannot  
16 address that right now but if you call him during the week or call Bill Parker with the specifics of the area, we can  
17 have dialog.

18  
19 **7:00 p.m. – Public Hearing for Acceptance of Unanticipated Funds Over \$5,000 and Gifts Over \$5,000.**  
20 Chairman Daniels opened the public hearing at 7:00 p.m. and reviewed the listing of unanticipated funds and gifts  
21 over \$5,000. The listing is as follows:

Source	Amount	Purpose
NH Highway Safety Project	\$7,436.00	Federal Grant – NH Highway Safety Project #315-13A-207 Funding for Overtime Milford Route 101 West corridor Enforcement patrols conducted May 1 – September 15, 2013. No local match is required.
Luella Bancroft	\$ 100.00	Police-Neighborhood Watch Program Special Purpose Fund Donation to the Milford Police Department for the Police Neighborhood Watch Program

22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32 Chairman Daniels asked if there were any questions or discussion on the listing. There were none. Chairman Dan-  
33 iels closed the public hearing at 7:03 p.m. Selectman Putnam moved to accept the listing of unanticipated funds as  
34 listed. Vice Chairman Fougere seconded. All were in favor. Motion passed 5/0.

35  
36 **3. PUBLIC COMMENTS (regarding items that are not on the agenda).** There were no public comments.

37  
38 **4. DECISIONS**

39  
40 a) **CONSENT CALENDAR.** Chairman Daniels asked if there were any items to be removed from the Con-  
41 sent Calendar for discussion. Vice Chairman Fougere requested item 4a10 to be removed for discussion.  
42 Selectman Putnam moved to approve the Consent Calendar as presented with the exception of item 4a10.  
43 Selectman Federico seconded. All were in favor. Motion passed 5/0.

44 **(1) Request for Approval of Annual Parade Permits.** The parade requests for town parades were ap-  
45 proved as follows:

- 46 -Memorial Day Parade, May 27, 2013, 10:15 a.m.
- 47 -Labor Day Parade, September 2, 2013, 1:00 p.m.
- 48 -Veteran’s Day Parade, November 11, 2013, 10:45 a.m.

49 **(2) Request to Approve Issuance of Timber Tax Yield Tax Levy & Warrant.** The request for Timber  
50 Tax Levy and the issuance of Warrant in the amount of \$597.98 for Mathew and Charlotte Kilgore,  
51 Map and Lot 5-13-7 was approved.

52 **(3) Request to Approve Issuance of Timber Tax Yield Tax Levy & Warrant.** The request for Timber  
53 Tax Levy and the issuance of Warrant in the amount of \$1,346.36 for Lennart Johnson, Map and Lot  
54 53-39 was approved.

55 **(4) Request to Approve Issuance of Timber Tax Yield Tax Levy & Warrant.** The request for Timber  
56 Tax Levy and the issuance of Warrant in the amount of \$1,393.80 for Robert & Julia Mitchell, Map and Lot  
57 53-3 was approved.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48  
49  
50  
51  
52  
53  
54  
55  
56  
57  
58  
59

- (5) **Request to Approve Issuance of Timber Tax Yield Tax Levy & Warrant.** The request for Timber Tax Levy and the issuance of Warrant in the amount of \$197.68 for Henry Hildreth Trust, Map and Lot 59-8 was approved.
- (6) **Request to Approve Issuance of Timber Tax Yield Tax Levy & Warrant.** The request for Timber Tax Levy and the issuance of Warrant in the amount of \$2,360.72 for Nathan and Kaite Ball, Map and Lot 45-18 was approved.
- (7) **Request to Approve Issuance of Timber Tax Yield Tax Levy & Warrant.** The request for Timber Tax Levy and the issuance of Warrant in the amount of \$2,513.64 for Linda and Charles Saytanides, Map and Lot 59-5 was approved.
- (8) **Request to Approve Issuance of Timber Tax Yield Tax Levy & Warrant.** The request for Timber Tax Levy and the issuance of Warrant in the amount of \$3,901.43 for San-Ken Properties, LLC, Map and Lot 45-3 was approved.
- (9) **Request to Approve Issuance of Timber Tax Yield Tax Levy & Warrants (2).** The requests for Timber Tax Levy and the issuance of Warrant in the amount of \$2,167.60 for Creative Investors, Map and Lot 45-17 and \$432.53 for Creative Investors, Map and Lot 45-17-1 were approved.
- (10) **Request for Approval of Resolution Authorizing Town Administrator Guy Scaife to Execute CDBG – Pine Valley Mill Affordable Housing Project Documents.** Vice Chairman Fougere removed this item from the Consent Calendar for discussion, indicating that the applicant has requested a Use Variance for 88 additional apartments across this street from this development. Vice Chairman Fougere is in support of this CDBG affordable housing project, but is not in support of the Use Variance for the proposed apartments across the street. Vice Chairman Fougere will write a letter to the ZBA about that variance; if the applicant is successful and pursues Federal funds, he does not support it. As a citizen, he does not support that Use Variance. Selectman Bauer asked what this actually will do. Guy Scaife indicated his execution would authorize the piece that was approved. Selectman Putnam moved to authorize Guy Scaife to execute the CDBG Pine Valley Mill Affordable Housing Project Documents. Vice Chairman Fougere seconded. All were in favor. Motion passed 5/0. The resolution follows:

**BOARD AUTHORIZATION FOR EXECUTION OF DOCUMENTS BY TOWN ADMINISTRATOR RESOLUTION**

**WHEREAS, the Town of Milford, State of New Hampshire, has made application for Community Development Block Grant (CDBG) Funds from the State of New Hampshire; and**

**WHEREAS, it is the Board of Selectmen’s desire that all necessary documents relative to the Pine Valley Mill Affordable Housing Project be efficiently processed as an aspect of operational administration;**

**NOW THEREFORE BE IT RESOLVED that the Board of Selectmen authorize Town Administrator Guy Scaife, to execute any documents that may be necessary to implement the Pine Valley Mill Affordable Housing Project funded by the Town of Milford’s CDBG grant #12-131-CDHS dated 4-3-2013 including, but not limited to, the sub-recipient agreement, construction loan agreement and the placement of the lien.**

**GIVEN UNDER our hands and seal, this 13<sup>th</sup> day of May 2013.**

- (11) **Request for Conditional Endorsement of Anthony D. Millar, Jeffrey D. Sprankle, and Ryan F. Rothhaus as Full-Time Police Officer Candidates.** The Board approved the conditional endorsement of three full-time police officer candidates as follows: Anthony D. Millar, Jeffrey D. Sprankle and Ryan F. Rothhaus, pending the full background investigation and training.

**b) OTHER DECISIONS.**

- (1) **Reappointment of Ethics Committee Members.** The Board approved the re-appointment of two Ethics Committee members through 2016 – Kevin Stephens and Sandra Hill on motion made by Selectman Putnam and seconded by Selectman Federico. All were in favor. Motion passed 5/0.

1 **5. TOWN ADMINISTRATOR REPORT:**

2 a) **Draft MS4 Stormwater Permit Update.** Guy Scaife indicated the permit extension was granted and is  
3 now due August 15, 2013. Vice Chairman Fougere provided additional comments to Fred Elkind. Guy Scaife does  
4 not agree with the coalition of communities, but feels it will still happen.  
5

6 b) **Fletcher Paint Superfund Site Update.** Guy Scaife indicated he spoke with Cheryl Sprague and the at-  
7 torney recently about a deadline for the Fletcher project. It has been found that the wells on Mill Street were tested  
8 and found DNAPL (Dense non-aqueous phase liquids) that is made up of numerous bad chemicals that are pollu-  
9 tants that go down to the bedrock. The quantity is such, that the cleaning process done on site cannot be done, this  
10 will impact the Mill Street portion of that project. The EPA is going to approach GE to break the project into two  
11 parts: Elm Street and Mill Street. The EPA will not allow the plan to go forward without this being addressed.  
12

13 c) **Miscellaneous.** Guy Scaife reported that vehicle registrations were down in February and March, but now  
14 they have come back up. Motor vehicle registrations have turned around nationwide and in Milford are close to  
15 being on target. Welfare expenses have also come down significantly, the change in Welfare was huge. Two other  
16 agencies in Milford came down as well, SHARE and Southern NH Services. The Stone Bridge repair will be done  
17 in May according to Rick Riendeau. This Wednesday night, there will be a road closure on Elm Street due to the  
18 water/sewer lines being put into the Ambulance Facility. The Transfer Station issues with the Still Good Shed and  
19 the Reyclable Building have been addressed, Hoyle & Tanner came to the site and a solution was identified. Dana  
20 MacAllister has reclassified the building in order that a foundation is not required.  
21

22 **6. DISCUSSIONS.**

23  
24 a) **2012-2013 Board of Selectmen Goals / Tasks Review and Board of Selectman's 2013-2014 Goals /**  
25 **Tasks Development.** Chairman Daniels indicated this is still a work in progress, a couple of corrections  
26 have been made to the list.  
27

28 b) **Draft Board of Selectmen's Policy Regarding Administration of Committees, Commission and Spe-**  
29 **cial Boards.** Selectman Bauer has a few questions on this policy that she would like to address with the  
30 Board at some point. Chairman Daniels indicated at the May 28 meeting, the Board will discuss those  
31 items.  
32

33 **7. SELECTMEN'S REPORTS / DISCUSSIONS.**

34  
35 a) **FROM PROJECTS, SPECIAL BOARDS, COMMISSIONS & COMMITTEES.** Vice Chairman  
36 Fougere indicated the site work in the front of the ambulance facility is ongoing and they want to get the  
37 large equipment off the property so that framing can begin. Selectman Bauer reported that she attended a  
38 conference for land use boards, at which 5 or 6 Milford Zoning Board members were in attendance. Se-  
39 lectman Bauer indicated the Library has been holding strategic planning meetings, she attended the third  
40 and final meeting, which was very worthwhile. Selectman Federico attended a Recreation Commission  
41 meeting at which they discussed getting recyclable bins and possibly selling sponsorship advertising to help  
42 defray costs. Chairman Daniels commented that the Recycling committee has also discussed that because  
43 the recycle bins are expensive.  
44

45 b) **OTHER ITEMS (that are not on the agenda).**

46 **8. APPROVAL OF FINAL MINUTES.** Selectman Bauer had two amendments. Selectman Putnam moved to  
47 approve the two sets of minutes from April 22, 2013 as amended. Selectman Federico seconded the motion for ap-  
48 proving the amended minutes. All were in favor. Motion passed 5/0.  
49

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

51  
52 **10. NOTICES.** Notices were read by Chairman Daniels.  
53

54 **11. NON-PUBLIC SESSION.** Selectman Federico moved to enter into Non-public session at 8:57 p.m. in accord-  
55 ance with RSA 91-A:3 II (a, b, c, d & e) – personnel, legal, reputation and land acquisition. Selectman Bauer se-  
56 cunded. All were in favor. Motion passed 5/0. After discussion, Selectman Putnam moved to come out of non-  
57 public session. Selectman Federico seconded. All were in favor. Motion passed 5/0. Chairman Daniels announced

**APPROVED MINUTES OF BOARD OF SELECTMEN MEETING - 05/13/13**

1 that in non-public session the Board discussed personnel, reputation, legal and land acquisition issues. No decisions  
2 were made and no votes were taken.  
3

4 **12. ADJOURNMENT:** There being no further business to come before this Meeting, Selectman Putnam moved to  
5 adjourn at 10:15 p.m. Selectman Federico seconded. All were in favor. Motion passed 5/0.  
6  
7

8  
9  
10 \_\_\_\_\_  
Gary L. Daniels, Chairman

\_\_\_\_\_

Mark Fougere, Vice Chairman

11  
12  
13  
14 \_\_\_\_\_  
15 Katherine Bauer, Member

\_\_\_\_\_

Mike Putnam, Member

16  
17  
18  
19 \_\_\_\_\_  
20 Kevin Federico, Member  
21