

**APPROVED**  
**MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING**  
February 24, 2014

**PRESENT:** Gary Daniels, Chairman  
Mark Fougere, Vice Chairman  
Katherine Bauer, Member  
Kevin Federico, Member  
Mike Putnam, Member  
Guy Scaife, Town Administrator  
Darlene J. Bouffard, Recording Secretary  
Niko Giokas, Videographer

**1. CALL TO ORDER, BOARD OF SELECTMEN INTRODUCTIONS & PUBLIC SPEAKING INSTRUCTIONS:** Chairman Daniels called the public meeting to order at 5:30 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.

**2. APPOINTMENTS:**

**5:30 p.m. – Pine Valley Mill CDBG Mid-Grant Update Public Hearing.** Chairman Daniels opened the public hearing at 5:32 p.m. Shelly Hatfield, CDBG Grant Administrator, explained the total budget for this project is about \$11.5 million. About 80% of the site work is complete and 75% of the building work is complete at this point. If anyone would like to see the inside, we can arrange to have that done. There were some hic-cups along the way, including hitting ledge and having water in the basement, but that has been cleaned up. The building looks great inside. A group was hired to manage the affordable housing application process and manage them. About 100 interested parties are on a waiting list and the hope is that the first people will move in during April. The project is on time and on budget. There will be fifty units and there will be a mix of one and two bedroom units. The units are small but spacious. There were no questions from the Board and no questions from the public. Chairman Daniels closed the public hearing at 5:36 p.m.

**3. PUBLIC COMMENTS (regarding items that are not on the agenda).** Suzanne Fournier, Brox Environmental Citizens Group, wanted to invite Board members to an upcoming presentation in Milford offered by the Library on March 19 at 6:30-8:15 pm. Ms. Fournier provided new flyers for the group and a flyer on the presentation being offered March 19 talking about Wildlife Species and Their Habitats in Milford.

**4. DECISIONS**

a) **CONSENT CALENDAR.** Chairman Daniels asked if any items need to be removed from the Consent Calendar for discussion. There were no items removed. Selectman Putnam moved to approve the Consent Calendar. Selectman Federico seconded. All were in favor. Motion passed 5/0.

1) **Request for Approval of Resolution of Governing Body for Lease of Sidewalk Tractor and Authorization for Board of Selectmen Chairman to Sign on Behalf of the Board of Selectmen.** The Resolution for the Master Lease Agreement, Equipment Schedule No. 14 and related instruments and determining other matters in connection therewith, between the Town of Milford and the SunTrust Equipment Finance & Leasing Corp. was presented and accepted by the Board of Selectmen, providing the Board of Selectmen Chairman the power to execute the contracts on behalf of the Town of Milford.

2) **Approval of Correction of Acceptance of Conservation Commission Donation.** Jack Sheehy, Financial Operations Director, requested a correction to the Acceptance of Conservation Commission Donation that was made on November 25, 2013 and approved by the Board of Selectmen under RSA 31:95b in the amount of \$4,770.50 which should be corrected to be approved by the Board of Selectmen under RSA 36-A:4.

b) **OTHER DECISIONS.**

**5. TOWN ADMINISTRATOR REPORT:** Guy Scaife indicated that Bill Parker, Director of Community Development; the Department of Environmental Service (DES) and Guy Scaife met to discuss the superfund sites in Milford (Ok Tool and Fletcher).

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1 OK Tool Update - DES is doing very extensive bedrock sampling process going down 600+ feet for heavy contami-  
2 nation. They have completed the investigation and are working on the report of investigation. After getting the re-  
3 port, they will do a feasibility study that will lay out what remedial action is required. The feasibility study is due  
4 out at the end of 2014. They did not want to speculate on how long that will take to complete. They continue to  
5 monitor wells in town and have never seen contamination in that area. The water flow runs west to east. It will con-  
6 tinue to be a long term process. Vice Chairman Fougere asked if they actually found contamination 600 feet down.  
7 Guy Scaife said yes, due to the cracks in the bedrock. Vice Chairman Fougere asked if it was in the area of the old  
8 building. Guy Scaife said that is what they believe.

9 Fletcher Update – this has been going on for a long time. In November 2012, General Electric (GE) issued a 100%  
10 plan and in early 2013, EPA had hoped to render an opinion of that, in June 2013, a high concentration of high  
11 DNAPL was found in the Mill Street area. General Electric (GE) and the EPA have been debating what the concen-  
12 tration level is and how to clean it up. That argument is still going on. The Mill Street finding has been the hold up;  
13 in 2014 there will be no construction that impacts Keyes field. There is some construction work that will be done,  
14 but not any that will affect the day to day operations. It is felt the issues will get settled in 2014, and 2015 will be  
15 the year of construction. Bill Parker and Guy Scaife both feel EPA gave better information on what the holdup is.  
16 Guy Scaife has asked them to put more information in writing. Chairman Daniels asked if there has been any dis-  
17 cussion on splitting up the project. Guy Scaife said there was some talk about that but GE pushed back on that be-  
18 cause it will be more expensive. The cost is based on one project so they do not want to split it into two. OU2,  
19 which is the river clean up is also dragging on, there is some effort to determine what is to be done, and by whom;  
20 EPA does not feel it will be contentious. Milford will continue to push for the OU1 and OU2 projects to be kept  
21 together.

### 22 23 6. DISCUSSIONS.

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25 a) **Amherst Sports Playing Fields.** Vice Chairman Fougere indicated at the last Board meeting Mr. Knight  
26 was here offering the town the use of fields in Amherst and the more Vice Chairman Fougere thought about  
27 it, the more he has concerns. Bill Drescher would need to see the lease; if we are not interested in doing  
28 this, why do it? Based on the controversy going on in Amherst, Vice Chairman Fougere does not want to  
29 get involved in it, if the Amherst Board of Selectmen sends the Milford Board of Selectmen a letter stating  
30 they do not have a problem with Milford using the fields, perhaps, but even with that, Vice Chairman  
31 Fougere does not think we should. If we want to pursue it, we need to get Bill Drescher involved. We are  
32 going to try to provide additional fields, but Vice Chairman Fougere does not want to get involved in the  
33 Amherst controversy. Chairman Daniels asked Amherst Board of Selectmen Chairman Mr. Brew about  
34 this, and Chairman Daniels was under the impression from Mr. Knight that Amherst had been offered the  
35 same deal that Milford was offered but that was not the case. Chairman Brew explained what Amherst is  
36 trying to accomplish. There are eight proposed fields, if it was three fields, it might not be as contentious,  
37 and there are two petition warrant articles on the Amherst ballot that have to do with these fields. One has  
38 to do with the school and letting them use the fields. Chairman Daniels still has questions on this, if Mil-  
39 ford decides to do it, the \$1 lease fee is one thing, but how would Mr. Knight get any money to maintain  
40 the fields? Chairman Daniels said there is a legal way and a right way to do this, while this proposal may  
41 be legal; it is probably not the right thing to do. Chairman Daniels thought about it if the situation was re-  
42 versed and the fields were in Milford. Selectman Putnam has talked to MCAA members who do not think  
43 this is a good idea. We should not put any more effort into this; we should not create discontent with our  
44 neighbors. Selectman Federico spoke with soccer parents and asked if this town were in Amherst's posi-  
45 tion, would we want them to do that? Selectman Federico does not think we should touch this. Selectman  
46 Bauer said the warrant articles are on the ballot in Amherst by petition, and they go against the Amherst  
47 zoning. Selectman Federico feels Milford should not get involved. Vice Chairman Fougere suggested hav-  
48 ing Town Administrator Scaife send a nice letter saying no thank you. The consensus of the Board was for  
49 Guy Scaife to send a letter that at this time the Board of Selectmen is not interested in his proposal.

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51 b) **Board of Selectmen Goals Review 2014.** Chairman Daniels has added things on the goals list that were  
52 discussed. The Board has many more goals than last year, and more money goals, such as the turning  
53 lanes, for which he would like to check on the Kaley Park warrant article and if the town is obligated to put  
54 in the turning lane at Kaley Park. Selectman Bauer believes the ZBA put that as a condition on the devel-  
55 opment of Kaley Park. Chairman Daniels asked if that was on the warrant article for Kaley. Vice Chair-  
56 man Fougere said that was done after the warrant article passed, the plan went to the ZBA and that condi-  
57 tion was put on the development. Chairman Daniels is a little confused if it was after the fact. Those kinds  
58 of expenses should be disclosed up front. Selectman Bauer thinks it was at the ZBA for some kind of re-

1 lief. The condition said that once the site is fully developed, it requires turning lanes. Selectman Bauer  
2 said it is not yet to the point of full development. Chairman Daniels would like clarification on that. Vice  
3 Chairman Fougere said that St. Joe's is on the agenda for the Planning Board tomorrow night which was  
4 postponed from last week. Chairman Daniels will send the updated list of Board of Selectmen goals after  
5 tonight's meeting. After the new Board is elected, it should take a look at the goals and whittle the list  
6 down.  
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8 **7. SELECTMEN'S REPORTS / DISCUSSIONS.**

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10 **a) FROM PROJECTS, SPECIAL BOARDS, COMMISSIONS & COMMITTEES.**

11 **b) OTHER ITEMS (that are not on the agenda).** Guy Scaife indicated that some information that came  
12 out of the candidate's night on Wednesday, February 19 needs to be addressed. Selectman Bauer agreed  
13 saying it was stated by a candidate at the forum that the Fire Department equipment was all worn out; the  
14 Milford Fire Department equipment is up to date and is not all worn out. Guy Scaife indicated that state-  
15 ment was directed toward the personal gear the fire fighters wear. Five years ago, we put in a program to  
16 buy new equipment (personal gear) and we now purchase new equipment and rotate it out every five years,  
17 but five years ago we had to catch up, now we are up to date. All of the personal gear for a fire fighter to  
18 go on site is in good working condition and we have adequate money in the budget to make sure that it  
19 stays that way. Every year we spend \$10,000 to keep that equipment up to date. Selectman Bauer men-  
20 tioned another issue brought up at the forum was that the town is charging out of town teams to use the  
21 MCAA fields, that the charges were higher than what Hampshire Hills charges, and that is not the case, our  
22 rates for out of town uses are about half of what Hampshire Hills charges and for in-town uses, it is about  
23 one third the cost. Chairman Daniels sent out an e-mail asking everyone to look at the minutes from Janu-  
24 ary last year which showed the Recreation Director explaining there would be a 20% increase, they took it  
25 up in March last year and the minutes were not available, however, subsequent to the forum, those minutes  
26 have been posted on the town website. Chairman Daniels stressed that this type of conflict in communica-  
27 tion is precisely why transparency via posted meeting minutes is so important.  
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29 **8. APPROVAL OF FINAL MINUTES.** Selectman Putnam moved to approve the Board of Selectmen amended  
30 minutes of December 23, 2013. Vice Chairman Fougere seconded the motion. All were in favor. Motion passed  
31 5/0.  
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33 Selectman Putnam moved to approve the Board of Selectmen minutes of January 27, 2014 as amended. Vice  
34 Chairman Fougere seconded the motion. All were in favor. Motion passed 5/0.  
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36 **9. INFORMATION ITEMS REQUIRING NO DECISIONS.**

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38 **10. NOTICES.** Notices were read by Chairman Daniels.  
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40 **11. NON-PUBLIC SESSION.** Selectman Putnam moved to enter into Non-public session at 6:15 p.m. in accord-  
41 ance with RSA 91-A:3 II (a, c & d) for Personnel, Reputation and Land Acquisition. Vice Chairman Fougere se-  
42 cinded. All were in favor with none opposed. Motion passed 5/0. After discussion, Selectman Putnam moved to  
43 approve the non-public minutes of February 10, 2014 as presented. Vice Chairman Fougere seconded. All were in  
44 favor. Motion passed 5/0. Selectman Putnam moved to come out of non-public session at 7:05 p.m. Selectman  
45 Federico seconded. All were in favor with none opposed. Motion passed 5/0. Chairman Daniels announced that  
46 in non-public session the Board approved non-public minutes of February 10, 2014 (Land Acquisition) as presented  
47 and discussed a Personnel and Reputation issue. The minutes of that non-public session have been sealed.  
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49 **12. ADJOURNMENT:** There being no further business to come before this Meeting, Selectman Putnam moved to  
50 adjourn at 7:06 p.m. Selectman Bauer seconded. All were in favor. Motion passed 5/0.  
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55 Gary L. Daniels, Chairman

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57 Mark Fougere, Vice Chairman  
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APPROVED MINUTES OF BOARD OF SELECTMEN MEETING - 2/24/14

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2 Katherine Bauer, Member

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Mike Putnam, Member