

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

**PRESENT:** Gary Daniels, Chairman  
Mark Fougere, Vice Chairman (via Skype)  
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 5:35 p.m., introduced Board members, explaining that the late start is due to getting Vice Chairman Fougere on line via Skype to attend tonight's meeting since he is out of the state. Chairman Daniels led the audience in the Pledge of Allegiance. Chairman Daniels indicated 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. – Swearing in of New Selectmen/Selection of new Board of Selectmen Chairman and Vice Chairman.** Chairman Daniels handed the meeting over to Town Administrator Guy Scaife who was asked to conduct the swearing in of re-elected Board members Kathy Bauer and Mike Putnam, and conduct Board of Selectmen nominations for officers. Guy Scaife asked that Town Clerk Peg Langell please handle the swearing in of members. After the new Board was seated, Guy Scaife asked for nominations for the position of Chairman and then the new Chairman will take over to receive nominations for Vice Chairman. Selectman Bauer nominated Gary Daniels for Chairman. Selectman Putnam seconded. All were in favor. Motion passed 5/0. Chairman Daniels asked for nominations for the position of Vice Chairman. Selectman Putnam nominated Mark Fougere for the position of Vice Chairman. Selectman Bauer seconded. All were in favor. Motion passed 5/0.

**5:40 p.m. – Second Public Hearing for St. Joseph Hospital / Milford Medical Center / Kaley Park Lot Line Adjustment / Land Exchange.** Chairman Daniels opened the public hearing at 5:40, asking if there was any public input. Brad Westgate, Winer and Bennett, LLP, representing St. Joseph's indicated that Kyle Burchard and Bob Demers are also here this evening to answer any questions. Attorney Westgate explained that on March 13 the Milford Conservation Commission voted to recommend the land exchange to the Board of Selectmen and a memo to that affect should be in tonight's packets. Attorney Westgate said that drafts of the road widening have been forwarded to Planning as requested. There were no further questions from the Board or from the public. Chairman Daniels closed the public hearing and asked for a motion. Selectman Putnam moved to approve this request. Selectman Bauer seconded. All were in favor. Motion passed 5/0.

**3. PUBLIC COMMENTS (regarding items that are not on the agenda).** Chairman Daniels asked if there were any public comments regarding items that are not on the agenda. Suzanne Fournier, Woodward Drive, requested that item 4a4 be removed from the Consent Calendar so that she may provide information that she has found in the public records and public documents. Chairman Daniels took note of that. Chairman Daniels asked the Scouts in attendance if they were here for anything in particular. According to the boys, Andrew Burns, Christian Liamos, and Cameron Mitchell, they were here to earn their Citizenship in the Community Badges and they come from Troop 4 in Milford. Chairman Daniels expressed that the Board is very happy to have them in attendance and wished them luck in their efforts

**4. DECISIONS**

- a) **CONSENT CALENDAR.** Chairman Daniels asked if any items need to be removed from the Consent Calendar for discussion. Item 4a4 was removed at the request of Ms. Fournier and item 4a6 was removed at the request of Selectman Federico. Selectman Putnam motioned to approve the Consent Calendar with the exception of items 4a4 and 4a6 which were removed from the consent calendar for discussion. Selectman Federico seconded. All were in favor. Motion passed 5/0.

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- 1) **Request for Approval of Board Certification of 2014 Appropriations Actually Voted Report (MS-2).** The NH Department of Revenue Administration 2014 Form MS-232, Budget of the Town/Village District as Voted was presented to the Board for signature.
- 2) **Approval of Authorization of the Water and Sewer Commission Chairman to file an application for a loan for the Dram Cup Hill Water Storage Tank Renovation – voted in by the Town of Milford on March 11, 2014.** The Water and Sewer Commissioners were seeking approval from the Board regarding the application for Drinking Water State Revolving Funds for the Dram Cup Hill Tank Renovations approved by the Town of Milford on March 11, 2014.
- 3) **Request for Approval of 31:95(b&e) Brick Fundraiser for Keyes Pavilion \$50 and Donation of Land Valued at \$3,900.** The request for approval of unanticipated revenues and property under \$5,000 were approved as follows:

Source	Amount	Purpose
Milford Recreation Commission	\$ 50.00	Brick fundraiser monies to be Used for the Keyes Pavilion Special Purpose Fund.
Diocese of Manchester		Donation of land, Map 26, Lot 87-1, to the Town of Milford, assessed value is \$3,900

- 4) **Request to Re-appoint Fletcher Seagroves to the Zoning Board of Adjustment.** Chairman Daniels asked if Ms. Fournier had something to comment on this item. Ms. Fournier spoke in opposition to this re-appointment and Mr. Scaife and Selectman Bauer spoke in support of the re-appointment. Selectman Putnam moved to re-appoint Mr. Seagroves as a full member of the ZBA. Selectman Bauer seconded, noting that people like Fletcher that step up and work for the town should be commended and she personally thanked him for his service and continued service for the town. All were in favor of the motion to re-appoint Mr. Seagroves. Motion passed 5/0.
- 5) **Consideration of Approval to Waive Property Tax Interest.** Request from Tax Collector Kathy Doherty for the Board to consider a waiver of property tax interest on a property for which the check was mailed but never received by the town in the amount of \$379.71. This request was approved.
- 6) **Decision to hold Fifth Monday Forum.** Chairman Daniels asked if any members are opposed to holding the 5<sup>th</sup> Monday forum on March 31. The Board of Selectmen has not had a forum in a while. All concurred the Board of Selectmen should hold the forum on March 31 at 7 p.m. in the Board of Selectmen room.

**b) OTHER DECISIONS.**

- 1) **Request for Input & Approval of 2014 – 2015 Board of Selectmen Meeting Schedule.** There were no comments or changes to the draft schedule. Selectman Federico moved to approve the 2014-2015 Board of Selectmen meeting schedule. Selectman Bauer seconded. All were in favor. Motion passed 5/0.
- 2) **Requests for Update to Board of Selectmen Representatives to 2014-2015 Boards, Commissions, etc.** Chairman Daniels asked for input on the listing. Selectman Federico indicated he has a conflict occasionally with the Library Trustee meeting. There was no other member available for that meeting. Chairman Daniels noted the Library Trustees have minutes taken of the meetings which can be reviewed regularly and suggested that Selectman Federico continue to attend when available and otherwise rely on the minutes to keep up to date, or if something comes up and Selectman Federico is unavailable we can have another member to attend the meeting. All members were able to remain on the boards, commissions, etc. that they are currently on.

**5. TOWN ADMINISTRATOR REPORT:** Guy Scaife indicated that last week in the Cabinet, there were a couple of items written about the town election and about the Veteran’s Credit not being supported, there was also a complaint about the ballots being posted after town vote on the website but were difficult to read, which has been corrected. What happened was that the person providing the data had been working 18 hours and scanned the results and sent them to the Community Media Director who received them at home. He could only put up what he received, this is the first year we got the results on the website the night of elections and the scanned images were corrected the following night. This will be improved for the next election.

A construction project at the Fire Department has been started to help with the cosmetics of the site and also provide 8-10 additional parking spaces. That was started today and will go quickly. We are glad to see it started.

The dam feasibility study to see if it is economically and environmentally feasible has been on hold for over a year, however, the EPA’s comments were received last week which will allow our contractor to proceed with developing a draft report and then a final report. The draft report should come out in late spring or early summer.

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1 On April 7, PanAm Railroad will begin work on the Mill Street railroad tracks which should not interfere with  
2 traffic or residents. In April and May, PSNH will reposition power going down Keyes Drive. Tomorrow, March  
3 25, the Department of Labor inspection will take place for all of the town buildings. At the next meeting, Mr. Scaife  
4 will report those findings. Chairman Daniels commented that when the vote was read the night of elections, the  
5 dump truck results were announced incorrectly and it did actually pass. It was a successful vote on the dump truck.

6 Selectman Bauer asked about the complaint regarding the Veteran's Credit. Guy Scaife said that was an edito-  
7 rial. Selectman Bauer asked Mr. Scaife to review what the town does for the veterans. Guy Scaife explained there  
8 are 553 veterans in Milford that get a credit of \$300 off the property tax of their primary residence, if they qualify,  
9 which means they must have served in certain periods of time or in wars defined in the statute. The town of Milford  
10 has Veteran's Credits and also has Elderly Exemptions which are need based. Both of these programs result in low-  
11 er property taxes for those individuals. The Veteran's Credit is not a need-based credit.

12 Chairman Daniels noted that the Town did have a request for a recount for the selectman race and the results of  
13 the recount showed that the three top contenders ended up with the exact same number of votes as the machine  
14 counted, which gives us confidence in the equipment that tallies the votes.  
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16 **6. DISCUSSIONS.**  
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- 18 a) **Board of Selectmen Goals Review 2014.** Chairman Daniels indicated the goals were sent to members and  
19 there are a lot of goals on the list. Chairman Daniels commented that the town needs to give the focus to  
20 the roads in town since they are really torn up every year. The Board of Selectmen will be talking to Rick  
21 Riendeau as time goes by as he is working on a plan for the roads. If there is extra money, we may decide  
22 to divert it to the roads to get a little more done. Chairman Daniels asked for input on the goals from mem-  
23 bers or if members see projects they would like to undertake, let him know and that member can do the re-  
24 search and get things moving.  
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26 **7. SELECTMEN'S REPORTS / DISCUSSIONS.**  
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- 28 a) **FROM PROJECTS, SPECIAL BOARDS, COMMISSIONS & COMMITTEES.** Selectman Bauer  
29 indicated on Friday the Planning Board visited the Pine Valley Mill, where construction is not yet com-  
30 plete. A tour was provided of the one and two bedroom apartments. To see that building being used is  
31 great and it has 50 apartments and there will be commercial use on the ground floor. The apartments  
32 should be ready next month for move in. Chairman Daniels heard there was a waiting list for those apart-  
33 ments. Selectman Bauer was not sure of a waiting list.

34 Selectman Putnam indicated the Water Utilities Department sent its first load of sludge to Merrimack last  
35 week; they will dry it before it goes somewhere else.

- 36 b) **OTHER ITEMS (that are not on the agenda).** Chairman Daniels indicated that Warrant Article 25 for  
37 the Citizens United vote, which passed, requires a follow up from the town to the NH State Legislature to  
38 inform them of the results. Guy Scaife will coordinate with Tina Philbrick to send that out.  
39 Selectman Bauer received two letters, one asking about the Library and how they choose their books,  
40 which was referred to the Library Director. The other letter was regarding the curfews on the oval. After  
41 receiving a telephone call regarding parks, Selectman Bauer realized there is a policy about commons,  
42 parks, etc. and that they are closed from 10 pm to 6 am. The oval bandstand does not have any specific  
43 curfews other than that. Selectman Bauer understands that parks and commons are closed 10pm - 6 am,  
44 but she feels it is at the discretion of the police officer in that area as to whether people are loitering. Chief  
45 Viola indicated the 10pm-6am curfew is for all of the parks including the oval which pertains mostly to the  
46 gazebo, when the restaurants close we do have people walking around to their cars and we try to be out  
47 there when the restaurants close. If no one is making a scene, we do not need to enforce anything. The  
48 Keyes Park closure is enforced. Chief Viola agrees there needs to be an opening and closing time for the  
49 parks, but there is no juvenile curfew. Chairman Daniels said the oval is unique from the other parks.  
50 Chief Viola indicated the police often see people talking around the oval and as long as there are not prob-  
51 lems, it is fine. People we have dealt with have been fine and there have been no past issues. Selectman  
52 Bauer would like to see that ordinance changed regarding the need for Board permission to be on the band-  
53 stand.  
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55 **8. APPROVAL OF FINAL MINUTES.** Selectman Putnam moved to approve the amended Board of Selectmen  
56 minutes of February 24, 2014. Selectman Federico seconded the motion. All were in favor. Motion passed 5/0.  
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58 **9. INFORMATION ITEMS REQUIRING NO DECISIONS.**

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**10. NOTICES.** Notices were read by Chairman Daniels.

**11. NON-PUBLIC SESSION.** Selectman Putnam moved to enter into Non-public session at 6:25 p.m. in accordance with RSA 91-A:3 II (a, c & d) for Personnel, Reputation and Land Acquisition. Selectman Federico seconded. All were in favor with none opposed. Motion passed 5/0. After discussion, Selectman Putnam moved to approve the non-public minutes of February 24, 2014 as presented. Selectman Federico seconded. All were in favor with Vice Chairman Fougere abstaining. Motion passed 4/0/1. Selectman Putnam moved to come out of non-public session at 7:15 p.m. Selectman Bauer seconded. All were in favor with none opposed. Motion passed 5/0. Chairman Daniels announced that in non-public session the Board approved non-public minutes of February 24, 2014 as presented and discussed a Personnel, Land Acquisition and Reputation issue. The minutes of that non-public session have been sealed.

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

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Gary L. Daniels, Chairman

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Mark Fougere, Vice Chairman

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Katherine Bauer, Member

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Kevin Federico, Member

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Mike Putnam, Member