

APPROVED
MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING
July 28, 2014

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

EXCUSED: Mark Fougere, Vice Chairman
Mike Putnam, Member

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

INSTRUCTIONS: Chairman Daniels called the public meeting to order at 5:30 p.m., introduced Board members and then led the audience in the Pledge of Allegiance. Chairman Daniels introduced members of the Board. 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. – Appointment of Greg Boggis to the Conservation Commission as an Alternate Member. Chairman Daniels invited Mr. Boggis to join the Board at the table for discussion. Mr. Boggis has been asked to join the Conservation Commission as an Alternate member, as he has shown interest and participated in a few events. Chairman Daniels asked him why he is interested in this. Mr. Boggis explained he has always enjoyed the natural beauty in New Hampshire and he is trying to get back into shape and wants to utilize some of the trails in town to do so. He enjoys small town government and he decided to look into getting involved somehow. Chairman Daniels asked if Mr. Boggis has any goals he would like to accomplish on the Conservation Commission. Mr. Boggis indicated he would like to impart things he has learned on to others; there are a lot of great things about Milford. Selectman Federico indicated he has known Greg for a while and he thinks he would be a great addition to the Conservation Commission. Selectman Bauer thanked Mr. Boggis for coming forward to help out. Selectman Federico moved to approve Greg Boggis as an alternate member to the Conservation Commission. Selectman Bauer seconded. All were in favor. It was noted the Conservation Commission has all its full members but is still seeking alternate members.

5:40 p.m. – Departmental Update – Library. Michelle Sampson, Library Director, indicated her last update was in November 2013; she was just able to close out her 2013 numbers which will be a part of this report. Ms. Sampson indicated as compared to other libraries in New Hampshire, the Wadleigh Memorial Library use is almost double of comparable towns. It is one of the most heavily utilized libraries in the State. The Library now offers a fax service which had been requested ever since Marilyn's Secretarial Services on the oval went out of business. Coming soon to the Wadleigh, is a 3D printer which is only the second one in the State at a Library, with Keene being the other one. It is a printer, but it is 3-dimensional; she is hoping to have it up and running by the expo in October where it will be featured. E-books are only about 3% of the overall checkouts; it is growing, but still only a small portion of the overall circulation. The Teen Tech Squad is a new program offered to all patrons which provides tech services for phones, i-pads, laptops, etc. done by two or three kids. This is a pilot project and thus far has been very successful. Wednesdays 3:00-5:00 p.m. the Teen Tech Squad is at the Library to help people with their gadgets. People have come in with their phones or with basic questions on how to set up an e-mail account.

A recent program run at the Library was on Heroin use, which was extremely successful, people do not know where to go to get support or help for a child over the age of 18 with the HIPPA laws. Susan Drew, Welfare Director, was in attendance and she is meeting with someone in the state to get a support group going in this area. They also will be having another viewing of the program because it was so popular. Chairman Daniels asked if the program was videotaped and put on the website. Michelle answered that she was not sure if Officer Fiffield has done that.

There has been a problem with the air conditioning at the Library; there might be money in the budget for next year to replace the chiller if that is the problem. Right now, the existing chiller is keeping up, but there are issues on the roof. The Civil War Memorial fountain in front of the Library also needs to be reconditioned, and was in the 2014 budget, but it was cut from the budget when cuts needed to be made. A donation was received from the Odd Fel-

APPROVED MINUTES OF BOARD OF SELECTMEN MEETING - 7/28/14

1 lows for that and Michelle she is looking into other forms of fundraising to get that done next year, but it may be on
2 a warrant article in March. On July 30 the Library building project will be presented to the CIP committee. The
3 original Library building was built in 1950 with an addition was added in 1986. The full plan will be presented to
4 the CIP committee July 30 at 6:30 p.m. with a cost of \$4.9 million. The proposed building will take us up to the
5 State average for the size of the facility with the town's population. Selectman Bauer asked if the new building de-
6 sign brings the building right down to the sidewalk. Guy Scaife responded that it is similar to how the Town Hall is
7 today, and is consistent with other construction in the oval. Selectman Bauer asked where the front access is. Ms.
8 Sampson responded that there is a front door and there is a side door; the front door has handicapped access and a
9 ramp. Chairman Daniels asked if this presentation is on the website. Guy Scaife said it should have been uploaded
10 as part of the electronic packet that was loaded prior to tonight's meeting.

11
12 Chairman Daniels questioned how 91 Nashua Street will be used for the Library because that was the purchasing
13 point of the proposal, was that it was for Library expansion. Michelle Sampson explained that this architect found
14 that by bringing the building down to the sidewalk, you will have access right from the road which would eliminate
15 that parcel being used for the building, but it would be used for the parking expansion instead and green space for
16 the Library. Selectman Bauer asked how many stories is the proposed building. Ms. Sampson responded two sto-
17 ries. Having a third story would add other problems with staffing and supervision. We want to make things as effi-
18 cient as possible. Selectman Bauer noted that the Library is the most used area in town and people will have ques-
19 tions about it, and that is good.

20
21 **6:05 p.m. – Tour of South Street Construction Zone.** Heidi Marshall, CLD Engineers, indicated that with the
22 weather this evening (thunder and lightening), it has been decided that rather than having a tour down South Street,
23 she would explain to Board members using her presentation materials, the construction zone and important features.

24
25 Heidi explained the construction zone, noting that PSNH wants to have 10 feet behind where the poles are now; at
26 one point it was only two feet. Guy Scaife stated that this ten foot easement is only to allow PSNH workers to do
27 their work. Selectman Bauer asked if this project is to widen the street. Heidi Marshall responded that there is a
28 slight widening at the beginning of South Street, about 5-7' maximum for a portion of South Street. Chuck Worces-
29 ter, resident, said the poles going down South Street, will they be L-shaped or T-shaped? Heidi Marshall explained
30 that originally they were L-shaped but PSNH has now told us they will be T-shaped. Chairman Daniels asked if
31 businesses will have to shut down during this construction work. Heidi Marshall does not believe any of the busi-
32 nesses will have to, but the sidewalk may have temporary sidewalk access. The bank has equipment to be installed
33 in the lot and we will work to have as much done at night as we can.

34
35 Chuck Worcester asked if the sidewalks will be standard or the same as on the oval and will they be the same color
36 as the oval sidewalks? Heidi responded that it is not proposed to be exactly the same, but it will be concrete. Mr.
37 Worcester asked if the concrete sidewalks will be the same density as the existing sidewalks on the oval. The reason
38 for that is for longevity, the existing sidewalk has stood up very well. Ms. Marshall has not seen the specs for the
39 oval concrete but she can take a look at that. There are different options to use; we will evaluate the different op-
40 tions.

41
42 **6:30 p.m. – Review of South Street Petition for Highway Layout.** The review of the South Street petition began
43 with Attorney Bill Drescher presenting some of the details of the project and the legal steps to be taken, including
44 tonight's meeting. In the event this Board approves this, he wants the entire legal portion to be done properly. The
45 petition seeks to acquire property from property owners along the way. If approved, he would like this information
46 to remain with the file. Mr. Drescher presented Exhibit A the reduced photocopy of the plan; Exhibit B the different
47 easements required depending on the property (permanent versus temporary) and Exhibit C the 8 properties that all
48 require an easement of some sort. Over the last 30 days, all of the postings have been done and letters have been
49 sent. There are 19 total properties affected. There are actually 22 properties affected because there has been some
50 negotiation with some of the owners to extend and get additional conduit underground the front of their properties.

51
52 Mr. Drescher continued that the benefit to the town is more the burden to maintain it. Nobody's property is being
53 taken, there are only easements, and most of the properties are subject to the same easements today. The sidewalk
54 easement along the bottom of South Street has been an easement since the sidewalk was made. Most sidewalks on
55 the East side will remain in place. On the West side, most will be moved back to allow for widening of the street.
56 The sidewalks will be more attractive. Bill Drescher suggested that all of this adds up to an "occasion" for laying
57 out the road. Bill Drescher submitted to the Board of Selectmen a proposed resolution, consisting of 3 pages, asking

APPROVED MINUTES OF BOARD OF SELECTMEN MEETING - 7/28/14

1 for it to be approved. The resolution authorizes the petitioner to go out and make contact with the property owners
2 and identify values for the property the town is looking to acquire.

3
4 Chairman Daniels thanked Bill Drescher for clarifying that the town is not taking anyone’s property, it is taking an
5 easement interest. Bill Drescher said that is correct, it is still their property subject to the right of the phone or Cable
6 Company or the Town to maintain the utilities. Bill Drescher added that most property owners will agree it will
7 improve the look of South Street; it is going to be a lot easier to maintain this section of roadway once this project is
8 complete. Once the resolution is approved we have packages for the property owners, which they will get and then
9 a visit from Bill Parker or Guy Scaife to have a talk. Hopefully they will all agree. If they don’t, tonight’s decision
10 will allow eminent domain. Chairman Daniels asked if currently everyone is in agreement. Bill Drescher said as far
11 as we know, but this is the meeting at which the Board of Selectmen chooses to agree or disagree to this resolution.
12

13 Bill Drescher further explained that easements usually say that you cannot interfere with the utilities’ right to do
14 what they need to do. Chairman Daniels asked if there were any public comments or questions.
15

16 Herb Hardman, 168 South Street, thinks this is a great idea and has no problems with it, but asked if this will affect
17 his property. Bill Drescher indicated that Mr. Hardman’s property will require a temporary construction easement,
18 just during construction. Mr. Hardman said it is a six unit building. There were no further comments.
19

20 Selectman Federico moved to adopt the resolution that was presented by Bill Drescher. Selectman Bauer seconded,
21 noting there are no properties being taken, and thanked Mr. Drescher for that clarification that this is just for the
22 various easements. All were in favor. Motion passed 3/0.
23

24 **3. PUBLIC COMMENTS (regarding items that are not on the agenda).** There were no public comments.
25

26 **4. DECISIONS**

27
28 a) **CONSENT CALENDAR.** Chairman Daniels asked if any items need to be removed from the Consent
29 Calendar for discussion. No items were removed. Selectman Federico moved to approve the Consent Calendar.
30 Selectman Bauer seconded. All were in favor. Motion passed 3/0.
31

32 **1) Request for Approval of MS-6.** The Board approved the 2014 MS-6 as presented.
33

34 **2) Request for Approval of Ventilator Lease Agreement.** The Board approved the ventilator lease agree-
35 ment for two units at no cost.
36

37 **3) Request for Approval of Timber Tax Levy Map/Lot 48-64.** The Board approved the Timber Tax Levy
38 for Map 48 Lot 64 in the amount of \$647.31 as requested.
39

40 **4) Request for Approval of 31:95(b) Acceptance and Appropriation of Unanticipated Revenues Under**
41 **\$5,000 and Gifts of Property Under \$5,000.** The request for acceptance and appropriation of unanticpat-
42 ed revenues under \$5,000 in accordance with RSA 31:95(b) and gifts of property under \$5,000 in accord-
43 ance with RSA 31:95(e) was approved as follows:
44

<u>SOURCE</u>	<u>AMOUNT</u>	<u>PURPOSE</u>
Milford Rec Comm.	\$2,829.81	Concession stand monies for the Keyes Park Expansion Project Special Purpose Fund
Milford Rec Comm.	\$ 200.00	Brick fundraiser monies to be used for the Keyes Pavilion Special Purpose Fund
Milford Rec Comm	\$ 822.00	Donations to be used for the Keyes Park Expansion Project Special Purpose Fund
Beatrice Kimball	\$1,000.00	Donation to be used for the Keyes Park Expansion Project Special Purpose Fund
Wal-Mart		Donation of a Graco ‘Contender 65’ child car seat valued at \$159.95 to The Milford Ambulance Department.

1 b) **OTHER DECISIONS.** An e-mail was received from a resident complaining about Osgood Pond, where it
2 was requested that it be brought to the Board of Selectmen, asking if it will ever be dredged. A memo has
3 been drafted by Fred Elkind stating the Board will make a decision this summer to do as much dredging as
4 it can for the \$60,000 already saved for this purpose, which can be done this winter. A bid package for the
5 dredge has been drafted and that would be a start, we have the permits and the \$60,000 that was voted on
6 for that purpose. Chairman Daniels agreed that we should go forward on that effort. Selectman Federico
7 agreed as well, with moving forward, he remembers a few months ago, this Board agreed that \$180,000
8 was too much, now it is a question of money. Yes, \$60,000 is there but that will only get us so far. We
9 will start the project but only get so much done, then what? It would be different if we had the total
10 amount, but this is only for a phase I. If we go through the \$60,000, then have to stop, at this time next
11 year, we will have a half dredged pond. Selectman Federico thinks we are stretched thin enough. Select-
12 man Bauer asked if the boards get put back up, what the effect is. Rick Riendeau responded the boards are
13 taken off for a reason, the more water it holds back, the water gets higher with the potential of flooding cer-
14 tain areas during heavy rains. Selectman Bauer asked what the dam system was that made it a pond. Guy
15 Scaife said the free boards have not been there for a long time, the dam has been opened, it is down because
16 there is a valve, so close the valve and the pond fills up.
17

18 Selectman Federico said if we dredge the pond, this Board should be willing to finish the dredging. We are
19 twenty years into the project and we need to get it done and we need to be willing to move forward. Rick
20 Riendeau said the average person will not notice the water is back in there, it just gives us the opportunity
21 to do the free boarding. We could use the valve to lower or deepen the pond. Selectman Federico suggest-
22 ed after phase I we could put water back in. Selectman Bauer asked which area would be dredged if we did
23 a 1 or 2 acre dredge? Rick Riendeau indicated the town was looking to work on the Adams Field area be-
24 cause it has built up a lot with sedimentation. After that, we could close it up and let it fill up. Chairman
25 Daniels supports using the \$60,000 to start dredging. Taxpayers put aside money to dredge the pond and if
26 not, at least to do a part of it since the money was put aside for that. Selectman Bauer agrees but it has not
27 been done due to budgetary reasons. The reason we took it off of the ballot last year, said Chairman Dan-
28 iels, was because we had to put money aside for roads and bridges. We had other priorities. Selectman
29 Bauer shares Selectman Federico's hesitation, if we do 1 or 2 acres, and we cannot notice any change, the
30 ability to use it for canoeing etc., what difference does it make? Rick Riendeau responded that we are not
31 going to clean right up to the houses because of the DES constraints. It is a pond and it will still have lily
32 pads close to the shore. Selectman Bauer asked if it would be the whole shallow area in the pond. Rick
33 Riendeau said no. Selectman Bauer said this has a lot of sides and people that own property thought that
34 they were getting a nice property on a pond and now it isn't and they are upset. We have to decide if we
35 want to do phase I or not. Rick Riendeau thinks it has been going on for a long time and that is why when
36 Fred Elkind and Rick Riendeau talked about it to keep it small and enhance it. Do as much as we can to
37 make it a little better. It is only a small pond; it will not be something other than what it was originally.
38 Selectman Bauer noted it was a popular recreational area for residents in town years ago, if we decide to do
39 the two acres, it is not going to affect the abutter's shoreline. Chairman Daniels said if we are digging
40 down 6-8 feet, you should be able to have skating again Chairman Daniels thought the bad smell was from
41 the rotting vegetation.
42

43 If the Board of Selectmen wants to move forward with the 1-2 acre dredging to help to enhance it, Rick
44 Riendeau said that can be done. Chairman Daniels feels like the Board should do this because the \$60,000
45 is there for dredging, so let's take care of some dredging. Selectman Bauer said there would have been
46 good input if Selectman Putnam and Vice Chairman Fougere were here. Chairman Daniels would like a
47 decision. Chairman Daniels moved to approve the use of the \$60,000 in the Osgood Pond Special Purpose
48 Fund to dredge out as much as we can using that \$60,000 and then fill the pond back up. Selectman Fed-
49 erico seconded. All were in favor. Motion passed 3/0.
50

51 **5. TOWN ADMINISTRATOR REPORT.**

52 a) **Green Bridge Update.** Guy Scaife indicated the "Jones Crossing" aka; the Green Bridge is an imminent
53 hazard. Rick Riendeau has been working with the State on this. The State has bridge money, since last Thursday,
54 the bridge application was okayed for bridge aid. Rick Riendeau continuing to follow up with the State, who has
55 sped up the process for this application, we are using the same engineer we had for the Jennison Road bridge. The
56 State has been adamant about getting this bridge done quickly. They expect a quick turnaround. The construction is
57 scheduled for the first phase which is stabilization of the structure which will take approximately ten weeks, phase II
58 follows, and then there are other options to be pursued. The three options include rehab and reuse, rehab and relo-

APPROVED MINUTES OF BOARD OF SELECTMEN MEETING - 7/28/14

1 cate and rehab and recycle. Because of the historic nature of the bridge, we have to look into all of these options.
2 We have to figure out what we will do with the bridge. The aid money is 80/20. Looking to take care of the green
3 bridge this coming winter, currently looking to solicit bids so that we can get it constructed during the winter
4 months. First the bridge must be stabilized, and then there is construction required. Rick Riendeau noted we will
5 not know what the town's portion is until we get through phase I.
6

7 Once stabilization is done, Selectman Bauer asked if we will get some real numbers for phase II. Rick Riendeau
8 indicated we do not know where this is going to go yet. The Phase 1 is to keep it from falling into the river. The
9 next phase has three options; we do not know what any of that will cost until we explore all three options.
10

11 Selectman Federico said we do not have much of a choice right now; at least we will get an 80/20 split with the
12 state. Chairman Daniels asked does funding come out of the same money as roads. Rick Riendeau does not know
13 that. Selectman Bauer asked when Phase I is complete will the bridge be open to pedestrian traffic? Guy Scaife
14 said pedestrian travel will not be allowed before or after stabilization. It is off limits for any type of traffic; there is a
15 solid fence around it right now. Chairman Daniels would think that Phase I is to make sure it will not fall. Rick
16 Riendeau does not think foot traffic would be a good idea after Phase I. Selectman Federico noted that being stabi-
17 lized to keep it from falling into the river and being safe enough to have people walk across it are two very different
18 things. Guy Scaife said it will be safe for workers but not for the general public. Rick Riendeau added we do not
19 even know what the stabilization will even look like; it is just to keep it from falling.
20

21 **6. DISCUSSIONS.**

- 22 1) **Board of Selectmen Goals Review 2014.** There was no update to this.
23 2) **Final Vote on the Purchase of 127 Elm Street Warrant Article.** Chairman Daniels indicated the Board
24 has had a couple of public hearings on the purchase of 127 Elm Street, now the Board needs to take action.
25 Selectman Federico moved to approve placing the Warrant Article on the ballot for the Special Town Meet-
26 ing. Selectman Bauer seconded. All were in favor. Motion passed 3/0. Guy Scaife requested a majority
27 report to be written for deliberative session and for that to be provided to Tina Philbrick at least one week
28 prior to deliberative session. Selectman Federico volunteered to write the majority report.
29 3) **Review of Traffic Safety Alleged Issue – 91 Wallingford Road.** A letter was received requesting road
30 signage, speed bumps or paint for speeding on Wallingford Road. Selectman Federico moved to refer the
31 letter to the Traffic Safety Committee (TSC) for review. Selectman Bauer seconded. All were in favor.
32 Motion passed 3/0. Selectman Bauer asked when that TSC meeting might be held. Chairman Daniels indi-
33 cated he was not sure, maybe over the next month, about mid-August. Guy Scaife said the items other than
34 regular maintenance like painting, would be referred to the TSC, such as speed bumps or additional sign-
35 age. Selectman Bauer asked if this complainant will be notified of the TSC meeting. When the date is set,
36 Chairman Daniels indicated they will be notified, but also noted that speed bumps are more of a problem
37 than an asset for safety. Guy Scaife responded that is the purpose of referring it to the TSC for their rec-
38 ommendation.
39

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

- 41
42 a) **FROM PROJECTS, SPECIAL BOARDS, COMMISSIONS & COMMITTEES.**
43 b) **OTHER ITEMS (that are not on the agenda).**
44

45 **8. APPROVAL OF FINAL MINUTES.** Selectman Bauer moved to approve the Board of Selectmen minutes of
46 June 30, 2014 as presented. Selectman Federico seconded. All were in favor. Motion passed 3/0.
47

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

49
50 **10. NOTICES.** Notices were read by Chairman Daniels.
51

52 **11. NON-PUBLIC SESSION.**
53

54 **12. ADJOURNMENT:** There being no further business to come before this meeting, Selectman Bauer moved to
55 adjourn at 7:35 p.m. Selectman Federico seconded. All were in favor. Motion passed 3/0.
56
57
58

APPROVED MINUTES OF BOARD OF SELECTMEN MEETING - 7/28/14

1 _____
2 Gary L. Daniels, Chairman _____
3
4
5 _____
6 Katherine Bauer, Member _____
7
8
9 _____
10 Kevin Federico, Member