

APPROVED
MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING
August 11, 2014

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
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., 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:

5:00 p.m. – Non-Public-Land Acquisition. Selectman Putnam moved to enter into non-public session. Vice Chairman Fougere seconded. All were in favor. After a land acquisition discussion, Selectman Federico moved to come out of non-public session at 5:40 p.m. Selectman Putnam seconded. All were in favor. Motion passed 5/0. Chairman Daniels announced that in non-public session, the Board discussed one land acquisition issue. No votes were taken.

5:30 p.m. – Beaver Brook Association – Gas Pipeline. After non-public session, the Board resumed the regular schedule starting at 5:45 p.m. with Drew Chalmer, Beaver Brook Association representative, making a brief presentation about the natural gas pipeline to be installed from Townsend Massachusetts to Merrimack NH which may or may not impact landowners in Milford. There are basically three alternate routes being considered by Liberty Utilities to run this pipeline. All three options have been prepared with protecting Conservation Lands and protecting homeowner rights, some of which utilize existing rights of ways. Tonight's presentation is simply to let the Board of Selectmen know there is a possibility the pipeline may run through Milford. Selectman Bauer indicated she downloaded the minutes from the Hollis presentation at which approximately 100 people were in attendance. It seems when looking at a map from this high up, it looks as though it does not impact people's property, but on closer inspection when zoomed in, it does look as though it may affect landowners. Selectman Bauer asked how long is the process of installing this pipeline. Mr. Chalmer indicated about a year for the entire system installation. Selectman Bauer asked do we need this? Mr. Chalmer said that is up to the Federal Agency in charge. This project will have to result in eminent domain; there are a number of other conservation groups in Massachusetts impacted which the Federal Energy Regulatory Commission has to address. Chairman Daniels has attended about four of these meetings; in Hollis they identified the distances of the routes, asking what those are. Mr. Chalmer indicated the routes vary between 11.3 to 15.8 miles. Each route has an impact chart of how many things are affected. Selectman Federico understands what Beaver Brook's position is, which is to protect conservation land. Selectman Federico's position is to protect the Milford taxpayer's properties. Selectman Federico respects what Beaver Brook is trying to do, but Milford would not be too happy about eminent domain taking people's property for a gas pipeline. Selectman Federico would rather see it run through a utility right of way instead of back yards.

Mr. Chalmer indicated if the route went through the Burns Farm property in Milford, Beaver Brook would be taking this same stance to protect it. Of the options, Route 1 goes all through utility properties, Route 2 ends up going through people's properties. Mr. Chalmer indicated that Kinder Morgan will submit a pre-file next month. Vice Chairman Fougere commented that all these routes require blasting (in Milford); everyone on Federal Hill Road is on well water with poor quantity, so there are a host of problems in that neighborhood with that route. Mr. Chalmer responded that is why we tried to have the engineer use existing rights of way. Chairman Daniels asked if it is planned to be above ground or subterranean? Mr. Chalmer said subterranean. There were no further questions.

5:50 p.m. – CIP Citizens Advisory Committee Update. Paul Dargie, Gil Archambault and Tim Finan of the CIP Citizens Advisory Committee were present for this discussion. Paul Dargie indicated the committee has been meet-

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1 ing on a regular basis and is getting ready to analyze the projects. The Committee has a few issues it would like to
2 review with the Board of Selectmen before moving on to prioritize the projects. Of particular interest are the Town
3 Hall renovation costs, Osgood Pond and the Water Utilities improvements, all of which need further clarification of
4 whether or not they should be on the CIP. For the town hall renovation, Guy Scaife was under the impression that
5 Selectman Putnam was going to provide a presentation in July with some associated costs. Selectman Putnam said
6 he met with Russ Works but that they have not gotten to the point of having costs to present. Paul Dargie asked if it
7 should be included in the CIP. Vice Chairman Fougere said the Board had a presentation that was more costly than
8 anticipated so it has taken another approach to do it in phases to see if that will work. When Selectman Putnam can
9 pull the information together, we can talk about that. Paul Dargie noted the committee meets on Wednesday and
10 they would like to start prioritizing things. Chairman Daniels indicated a lot of the items in the memo from the CIP
11 cannot be answered right now; it might be a waste of everybody's time because we haven't had time to talk about
12 them since the memo was received a few days ago. Paul Dargie suggested the CIP committee wait on prioritizing
13 until further information is provided by the Board of Selectmen. Chairman Daniels responded that there will not be
14 anything new for this Wednesday, but by August 27 there may be. Paul Dargie said what the committee needs is the
15 value and the number of years it will take.

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17 Tim Finan suggested the Board of Selectmen provide input regarding the items identified in the memo, since the CIP
18 committee does not have anything on those items. Selectman Federico added that the CIP has nothing on any of
19 these items, so we should come up with a number and a timeframe for them to move forward. Chairman Daniels
20 asked if it is the CIP committee's charge to sequence the items or just to take department input and expand it to keep
21 the tax rate flat. Paul Dargie explained the CIP committee looks at the tax rate impact. Vice Chairman Fougere said
22 the water department is reaching out to land owners along the corridor to engineer a betterment charge for that ex-
23 tension. Most of the project will be on the tax rate. Selectman Putnam added that the water utilities runs like a
24 business, the cost of that project will be put on the water users. In one month the water utilities Board of Commis-
25 sioners will meet with the Board of Selectmen to talk about that; we will talk about it at the first meeting in Septem-
26 ber.

27
28 A new water source is also being considered by Water Utilities, in 3 phases. Again, Chairman Daniels explained
29 this Board cannot give a definite answer. Are roadway improvements being considered to be done all at once with a
30 bond, or piecemeal as they have been done in the past? Chairman Daniels again said this Board has not talked about
31 it yet, we will try to continue work under the operating budget but we need to meet with DPW to identify the plan.
32 Paul Dargie asked if there are any other projects planned for the 2015 warrant? We will be prioritizing them on
33 Wednesday for 2015.

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35 Chairman Daniels announced that the Deliberative Session for the Special Town Meeting is being held in seven
36 minutes upstairs in the auditorium, therefore this meeting must be recessed for that time; this Board meeting will
37 reconvene following the deliberative session.

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39 The Board of Selectmen meeting reconvened at 7:40 p.m. The Board unanimously supported the warrant article
40 prior to the deliberative session. Chairman Daniels asked for a Board vote after the deliberative session on the war-
41 rant article. All members agreed to stay with the original vote of support for the warrant article being presented at
42 the Special Town Meeting on September 9, 2014. Selectman Bauer also noted that the Budget Advisory Committee
43 also unanimously supports the warrant article.

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45 **6:30 p.m. – Deliberative Session – Town Hall Auditorium.** The minutes of the 2014 Special Town Meeting De-
46 liberative Session are presented separately and will include town vote results held September 9, 2014.

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

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50 **4. DECISIONS**

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

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56 1) **Request for Approval of Timber Tax Levy Map/Lot 41-28.** The Board approved the Timber Tax Levy
57 for the Amato Family LLC in the amount of \$4,535.03 for Map 41 Lot 28 as presented.
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2) **Request for Approval of Petition and Pole License (3) – Poles on Jennison Road.** The Board approved the Petition and Pole Licenses for 3 poles 3/23S, 3/22S and 3/21S on Jennison Road as presented.

3) **Request for Approval of 31:95(b) Acceptance and Appropriation of Unanticipated Revenues Under \$5,000.** The request for acceptance and appropriation of unanticipated revenues under \$5,000 in accordance with RSA 31:95(b) was approved as follows:

<u>SOURCE</u>	<u>AMOUNT</u>	<u>PURPOSE</u>
Milford Rec Comm.	\$ 150.00	Donation to be used for the Keyes Park Expansion Project Special Purpose Fund

b) **OTHER DECISIONS.**

5. TOWN ADMINISTRATOR REPORT. Town Administrator Guy Scaife explained that Vice Chairman Fougere has a draft Request for Proposal (RFP) for the Brox gravel operation which he would like to get out the door to get it ready for a March warrant article at town meeting. Vice Chairman Fougere moved to release the RFP for bids in order to move this forward. Selectman Putnam seconded. All were in favor. Motion passed 5/0. Vice Chairman Fougere indicated he will keep the Board posted as this effort proceeds.

Guy Scaife indicated the latest update from Bill Parker, Community Development Director, on the South Street project is that things are moving along; this is an extremely complicated legal process. Within ten days we will be approaching approximately 21 land owners to obtain easements. There were no negative comments at the public hearing. It has all been very positive, and Mr. Scaife will continue to keep the Board up to date on this process.

In mid-July, Fletcher issued a directive to General Electric (GE) to commence this project next year. There was communication from GE that they will meet that timeframe. Next year there will be some activity.

Selectman Putnam asked if South Street will be done in 2014? Guy Scaife responded yes that is what we are hoping for. Vice Chairman Fougere said as the town proceeds, he hopes to get it done this year but it must be coordinated with the Pumpkin Festival which will be challenging. Guy Scaife said it is more important to get the legal documents so that we can proceed to get that all done, the worst thing that could happen is it would be done next spring.

6. DISCUSSIONS.

1) **Board of Selectmen Goals Review 2014.** There was no update to this.

7. SELECTMEN’S REPORTS / DISCUSSIONS.

a) **FROM PROJECTS, SPECIAL BOARDS, COMMISSIONS & COMMITTEES.** Vice Chairman Fougere noted that DPW cleaned up around the skating warming hut and they did a very nice job. Guy Scaife said he had hoped to have information from Selectman Putnam on a Town Hall renovation plan by July. He thinks it is critical to get a hard financial package together for the CIP process. Once the project was placed on hold last November, he asked SMP to revise the plan as a single project and as a phased project. If the job is phased, it will end up costing a lot of extra money. We need to be able to have factual data to make a decision. The original plan had an end product including mechanical aspects that would last 30 to 35 years, this new update does not do those mechanical changes. The job can be phased, but with the cost of inflation it would end up costing significantly more money for the taxpayers and you would need to go to the taxpayers three times for the cost of each phase. The most compelling point is the first floor where we serve the public and safety of the employees. The downstairs areas do not serve the public.

Guy Scaife explained the Finance Director took the revised SMP price of \$1.85 million for a single project and broke it down into three phases which ends up with a cost of \$1.979 million but without inflation and all being done within the same year. The SMP recommendation is using a minimum 3% inflation and maximum 5% inflation rate with the economy now, Guy Scaife passed out revised number for the Board to review. Chairman Daniels asked about the work to be done in response to the Department of Labor findings and asked will that be done this year? Mr. Scaife said yes, it is already started.

Chairman Daniels asked about the questions from the CIP Committee earlier this evening, and if this Board knows the cost of the water main in question. Selectman Putnam indicated the Water Commissioners are very close to that number and will have it by the next Board meeting September 8. Chairman Daniels suggested the Board needs to prioritize among all of the projects being discussed; we need to start looking at the big projects and determine what priorities we will settle on, like the water main and 127 Elm Street and

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1 Osgood Pond. The Osgood Pond permit is good for five years, Vice Chairman Fougere said we have some
2 money to do a little work; it is a lot of money to do it all, we should have money on the warrant in March
3 for a little bit more. This Board has heard some numbers for Osgood Pond but it needs to go through the
4 CIP. Selectman Federico asked if this Board should answer the questions posed to us from the CIP to-
5 night? Chairman Daniels does not think we can answer them all.
6

7 Guy Scaife said we released an RFP for Osgood Pond dredging. Fred Elkind is hoping for a minimum of
8 two acres to be done. We should wait to see the responses that come in; \$65,000 is what is left in the ac-
9 count. By the next Board meeting, we can look at how much the next phase will cost. Guy Scaife recom-
10 mended the town get the land acquisition at 127 Elm Street behind us and let DPW clean up that parking
11 area overgrowth, after that, let the Recreation Commission solicit feedback from the public so that a citizen
12 supported long term plan can be developed for the entire area. Chairman Daniels agreed that after the pur-
13 chase, there is no time crunch for that property. The only thing is the safety of that building, so that it is
14 boarded up properly, etc., said Vice Chairman Fougere. Guy Scaife indicated the green bridge will cost
15 about \$60,000 in engineering costs to remove the green bridge and that is an 80/20 split.
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17 Vice Chairman Fougere moved to approve the Osgood Pond dredging be started and the green bridge engi-
18 neering be started. Selectman Bauer seconded. All were in favor. Motion passed 5/0.
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20 b) **OTHER ITEMS (that are not on the agenda).** Guy Scaife indicated on September 7 at 1:00 p.m. there
21 will be a re-dedication of the World War II memorial; a lot of work has recently been done to have this re-
22 dedication to honor the 13 soldiers from Milford that died in World War II and the arborvitaes were planted
23 in honor of those men. Guy Scaife recommended that all who can attend please attend.
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25 **8. APPROVAL OF FINAL MINUTES.** Selectman Bauer moved to approve the Board of Selectmen minutes of
26 July 14, 2014 and the Budget & Bond Public Hearing of July 14, 2014 as presented. Selectman Federico seconded.
27 All were in favor. Motion passed 5/0.
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29 **9. INFORMATION ITEMS REQUIRING NO DECISIONS.**

30 **10. NOTICES.** Notices were read by Chairman Daniels.
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32 **11. NON-PUBLIC SESSION.** Vice Chairman Fougere moved to enter into non-public session for the approval of
33 minutes from July 14, 2014, reputation and personnel. Selectman Bauer seconded. All were in favor. Motion
34 passed 5/0. After discussion, Vice Chairman Fougere moved to come out of non-public session at 8:15 p.m. Se-
35 lectman Bauer seconded. All were in favor. Motion passed 5/0. The non-public minutes of July 14, 2014 were re-
36 sealed on motion made by Vice Chairman Fougere and seconded by Selectman Bauer. All were in favor. Motion
37 passed 5/0.
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40 **12. ADJOURNMENT:** There being no further business to come before this meeting, Selectman Putnam moved to
41 adjourn at 8:15 p.m. Selectman Bauer seconded. All were in favor. Motion passed 5/0.
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46 Gary L. Daniels, Chairman
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Mark Fougere, Vice Chairman

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51 Katherine Bauer, Member
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Mike Putnam, Member
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56 Kevin Federico, Member