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APPROVED
MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING
December 15, 2014

PRESENT: Gary Daniels, Chairman
Mark Fougere, Vice Chairman
Katherine Bauer, Member
Mike Putnam, Member
Kevin Federico, Member
Darlene J. Bouffard, Recording Secretary
Scott Schaeffer, 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 and then 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:

5:00 p.m. – Non-public Session. Selectman Putnam moved to enter into Non-public session at 4:58 p.m. in accordance with RSA 91-A3II(e) (Legal). Vice Chairman Fougere seconded. Motion passed 5/0. After discussion Selectman Putnam moved to come out of non-public session at 5:55 p.m. Selectman Federico seconded. All were in favor. Motion passed 5/0 and the Board exited non-public session. Chairman Daniels announced that in non-public session the Board had a legal discussion. No votes were taken, no decisions were made. The minutes of this non-public meeting were sealed.

5:30 p.m. – Appointment of a Citizens Committee for 127 Elm Street. Chairman Daniels indicated that since the Board is running late this evening, this appointment will be postponed until after the public hearing scheduled for 6:00 p.m. This discussion began about 6:05 p.m. Arene Berry, Recreation Director, requested the Board of Selectmen to approve the creation of a citizens committee for the development of the 127 Elm Street property and for the Board of Selectmen to approve the members of the committee. The recommendation is for a nine member committee with seven voting and two ex-officio members. Vice Chairman Fougere asked what will be done with the building and renovations or demo and would that review be a part of this committee charge? Ms. Berry thinks the building comes under the scope of the committee but a study should be done by an expert in the field, not just based solely on the opinion of the people on the committee.

Selectman Putnam said the Purchase and Sales on the property is still in place, but it has not closed yet, what access does the town have to the property when we do not own it yet. Vice Chairman Fougere agrees that until the town closes on the property, there is not much we can do without access. Ms. Berry is looking for consensus of the Board that it will be appointing the committee. Chairman Daniels asked if a charge has been drawn up? Selectman Putnam suggested tabling this for a month or so. Ms. Berry indicated if we get to the point of appointing a committee, who makes that decision to create it? Chairman Daniels said by consensus the Board of Selectmen will do the appointments of the committee members when it gets to that time. Chairman Daniels would like to see a charge drawn up for when that committee gets established. Ms. Berry will work on the charge; the consensus of the Board is that the Board of Selectmen will make appointments at the time when a charge is drawn up.

6:00 p.m. - Public Hearing 31:95(e) Acceptance of Unanticipated Property. Chairman Daniels opened the public hearing at 6:01 p.m. and read the items for acceptance as follows:

<u>Source</u>	<u>Purpose</u>
Southern NH Health Systems	12 Bullard PA-30 Powers Air Purifying Respirators, 24 HEPA Filter cartridges and 12 carry bags donated to the Milford Ambulance estimated value \$7,800
Milford DO-IT	Thirteen 6'-7' Emerald Green Arborvitae Trees to replace trees At the Milford WWII Memorial Park; estimated value \$3,835
Jerry L. Guthrie	Volunteer labor to the Milford Recreation Dept. for the pergola Project at the Keyes Park Pavilion; estimated value \$1,600

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Milford High School Building Volunteer labor to the Milford Recreation Dept. for the pergola
Trades students project at the Keyes Park Pavilion; estimated value \$2,500

Chairman Daniels asked for public comments. There were none. Chairman Daniels closed the public hearing at 6:05 p.m. Selectman Putnam moved to accept the unanticipated property as requested. Selectman Federico seconded. All were in favor. Motion passed 5/0.

6:15 p.m. - Conservation Commission Update and Review of the Natural Resources Inventory at Brox. Conservation Commission Chair Audrey Fraizer along with Andy Hughes, provided a presentation of the charge of the Milford Conservation Commission. Ms. Fraizer thanked the Board for having her in the middle of budget season to provide some background, indicating that the members of the Conservation Commission are knowledgeable, but we rely on other experts for certain things. There seems to be some confusion of late regarding the Brox Environmental Citizens Group (BECG), who was asked by the Conservation Commission what their purpose is in protecting Brox; the Conservation Commission has not received an answer to that question. The Conservation Commission is not part of the BECG; the Conservation Commission depends on other groups for some information. The natural resources at Brox includes critical resources that are irreplaceable or are very expensive if destroyed. We all depend on natural resources; the Natural Resources Inventory (NRI) is done to make informed decisions of what we want to do with properties. The town does not yet have the NRI report, which will be out in January. There is one wetland that is actually a bog, which increases the size of the buffer. In the NRI, we looked at the entire Brox property because the wetland habitat does not end at the property line. Ms. Fraizer asked for questions. Selectman Federico asked if the study will provide definitions of what is out there? Ms. Fraizer said it will be better defined in the spring and we would want the organization performing the NRI to come back in the spring when there are eggs out there. There were no further questions or comments from the Board of Selectmen, who thanked Ms. Fraizer for the presentation.

3. PUBLIC COMMENTS. Michael Conley went to a meeting in Mason about the pipeline and wonders how the Milford Board of Selectmen views this and how it might handle this? Chairman Daniels said this is very early in the process, only two Board members met with Kinder Morgan and another meeting will be held in January. This is the beginning of a very long process and there will be public hearings and open houses about this around Southern NH. We have asked that the meetings provide an overview of the whole project but it is very early and there will be multiple public hearings to learn about this and hopefully we will be better informed as time goes on.

Selectman Bauer asked if the town has any choice in the matter. Chairman Daniels responded that the town can provide input, but the final decision will be made by the Federal Energy Regulatory Commission (FERC). Hollis did not like the plan going through their town, they opposed it and an alternate route was provided, so their input was effective. All of the organization needs to be done with town consent, if there is a problem to this community, it is up to us to make them understand another route must be found. Vice Chairman Fougere said in working in Hollis for the past several months, one thing was clear – we have to have facts. In Hollis they created a Task Force to look at things and that might be something Milford wants to do. There are things available to Milford as we get more information on it. As concerns come up, Vice Chairman Fougere said Milford might want to push that to get the concerns addressed, we have to back up any objections with facts. Right now the principal route is the power line route, the Hollis Task Force is continuing to work to get the deal done outside of Hollis, said Vice Chairman Fougere. Selectman Federico asked about the list of abutters. Vice Chairman Fougere said that Kinder Morgan will be preparing that, but the town might want to do its own letters to abutters. Doug Whitbeck, Mason, indicated that Kinder Morgan said they will tuck the pipe line right under the power lines, but they cannot do that because of corrosion and it might affect the current. There were no further questions or comments.

4. DECISIONS.

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

1) Request for Approval of Timber Tax Levy Map 42 Lot 4. A timber tax levy in the amount of \$1,926.20 for Donald & Pauline Boggis was approved.

2) 31:95(b) Donation of \$100 to the Keyes Park Expansion Project and \$50 to the Keyes Pavilion Special Purpose Fund. The request for acceptance of the 31:95-b for unanticipated funds was approved as follows:

<u>Amount</u>	<u>Purpose</u>
\$100.00	Keyes Park Expansion Project Special Purpose Fund

1 \$ 50.00 Keyes Pavilion Special Purpose Fund

2
3 **b) OTHER DECISIONS.**

4 **1) Assessing – Land Use Change Tax – Map 8 Lot 31.** Discussed in non-public.

5 **2) Warrant Articles.**

6 **MIT-Operating Budget** – MIT will not be asking for that money this year.

7
8 **Social Services - \$30,000**, Chairman Daniels would like to separate the required services from the
9 voluntary services, which would require input from Ruth Bolduc, therefore, Chairman Daniels re-
10 requested this be tabled for tonight. There being no objection, this article was deferred.

11
12 **Blue Bus - \$20,000** – Vice Chairman Fougere moved to support this warrant article. Selectman
13 Bauer seconded. All were in favor. Motion passed 5/0.

14
15 **Labor Day Parade – \$5,000** - last year funding was received from the Kaley and Keyes founda-
16 tions, this should be looked at on Wednesday. The e-mail request was for \$5,000, Vice Chairman
17 Fougere moved to support. Selectman Putnam seconded. All were in favor. Motion passed 5/0.

18
19 **MIT/Pumpkin Festival - \$20,000** – this needs to be looked at to determine how much it should
20 be for as there is an overage each year. Selectman Bauer said that MIT is asking for \$20,000 but it
21 could be brought up to \$25,000. Chairman Daniels asked if the decorations and Garden beautifi-
22 cation on the oval costs will be separate from the Pumpkin Festival. Selectman Putnam thought
23 MIT was putting those costs back on the town. Vice Chairman Fougere said that is why there is
24 an overage every year, because the costs have increased. Vice Chairman Fougere would like to
25 talk with Wendy Hunt for clarification.

26
27 **Band Concerts - \$9,000** – Selectman Putnam moved to support this warrant article. Selectman
28 Bauer seconded. All were in favor. Motion passed 5/0

29
30 **Fireworks - \$8,750** – Selectman Federico moved to support this warrant article. Selectman Bauer
31 seconded. Chairman Daniels is opposed to this because the town is struggling with the budget and
32 there are other ways we can handle fireworks and use the money more efficiently. Vice Chairman
33 Fougere said the voters have decided in the past and should decide this year. Selectman Bauer
34 said the fireworks are a tradition that goes back a long time, it adds a lot to the community. Se-
35 lectman Federico indicated the fireworks event gives the non-profit groups an opportunity to have
36 the people come and sell their products to raise money, it buys more for the people than just the
37 fireworks and there are hundreds of people that watch the fireworks from places other than the
38 center of town. Selectman Bauer, Selectman Federico and Vice Chairman Fougere were in favor
39 with Selectman Putnam and Chairman Daniels opposed. Motion passed 3/2.

40
41 **Parades, Memorial & Veteran's - \$6,000**, Selectman Putnam moved to support this warrant arti-
42 cle, Selectman Federico seconded. All were in favor. Motion passed 5/0.

43
44 **Conservation Land Fund - \$30,000** – Selectman Federico moved to support. Vice Chairman
45 Fougere seconded. Selectman Putnam noted that he loves the Conservation Commission but we
46 cannot support everything; he will not support \$30,000, the town is struggling with the budget.
47 Selectman Bauer will support this because they do a good job and they have issues, bills, expenses
48 that come up during the year that they need money for. Selectman Putnam said he thinks they do
49 a great job too and asked how much they have in the budget? Selectman Federico indicated they
50 currently have \$22,500 in that budget. Selectman Bauer, Selectman Federico, Vice Chairman
51 Fougere were in favor with Chairman Daniels and Selectman Putnam opposed. Motion passed
52 3/2.

53
54 Vice Chairman Fougere moved to reconsider the Conservation Land Fund vote. Selectman Bauer
55 seconded. All were in favor. Motion passed 5/0. Vice Chairman Fougere was not aware of the
56 amount left in the current budget on the first vote. Vice Chairman Fougere would like to change
57 his vote to be opposed. Final vote: Selectman Bauer, Selectman Federico in favor, with Selectman

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Putnam, Vice Chairman Fougere and Chairman Daniels opposed. Motion failed 2/3. Once the final numbers are in, Selectman Bauer may want to reconsider this as well.

Library - \$5,458,000 – Selectman Federico moved to not support the warrant article. Selectman Putnam seconded. Selectman Federico feels this is needed and it is time physically but not financially. Vice Chairman Fougere concurred and visited the building at the open house. Vice Chairman Fougere is glad the trustees have started to get this in front of the voters. This is just not the time financially. Selectman Bauer noted the building there now was built in 1956 and was expanded, it is heavily used and she does not agree with not supporting it. Selectman Putnam, Vice Chairman Fougere, Chairman Daniels and Selectman Federico were in favor of the motion to not support. Selectman Bauer opposed. Motion passed 4/1.

West Elm Water Main Extension - \$800,000 – Selectman Putnam moved to support this warrant article. Selectman Bauer seconded. Selectman Putnam noted this will be paid for by water users, not out of the general fund. Selectman Putnam explained that Route 101 will be paved in 2016 and the users up there are out of water. It is important and it will bring us closer to a potential connection to Wilton. It is water that is needed to be done before the moratorium on any work on Route 101 which will be in effect in 2016. Selectman Federico would rather the business in that end assist with the payments of this extension. Selectman Bauer said this is for economic development of the town and is really important. Selectman Bauer, Vice Chairman Fougere, Chairman Daniels and Selectman Putnam were in favor. With Selectman Federico opposed. Motion passed 4/1.

Bridges - \$290,000 – Chairman Daniels said this was recommended in the CIP as a bond article, the Finance Director advised that it should be a warrant article not a bond.

Selectman Federico, Selectman Federico and Vice Chairman Fougere do not think a bond is necessary. Rick Riendeau, DPW Director said we have the Jennison Road bridge ready to go; we raised \$125,000 last year in the Bridge Capital Reserve Fund and are just waiting for State funds, those monies will be available for the Green Bridge and Savage Road bridges, the Jennison Road project will utilize the Capital Reserve monies; but we need to do a warrant article for about \$430,000 for the completion of Jennison Road bridge and these other bridges. We have the okay to bid for Jennison Road in May and July 1, 2015 we can award a contractor. The town portion of that is \$86,000. Jack Sheehy, Finance Director, stated we have \$125,000 in the capital reserve fund for bridges, another warrant article can be written for the other bridges, or add to the capital reserve. Selectman Federico moved to change the bridge replacement bond to appropriate \$430,000 instead of using a bond. Motion failed for lack of a second.

All agreed to wait on this warrant article, we need to fix the Savage Road bridge since buses need to travel it. For the Jennison Road bridge, the town is in the queue to get money from the state, it is ready to go in 2015. Rick Riendeau said it is very difficult to get in the queue. Vice Chairman Fougere would like to put off the green bridge fix. Jack Sheehy noted the Jennison Road warrant article has to be separate because of the state match.

Dump Truck - \$41,556 – Selectman Federico moved to support this warrant article. Selectman Bauer seconded. Rick Riendeau indicated this is a major piece of snow equipment, the existing truck is 15 years old and maintenance costs continue to increase as it ages. Milford usually keeps these trucks right to the end; the new trucks have more electronics in them, we do all our own maintenance in house but Mr. Riendeau thinks we should only keep the trucks for ten years then trade them in. Three years ago when he started in this position, he tried to figure out a system to rotate them out at 15 years old and this is the next one due. About \$5,000 was spent on this truck this year. Once the truck hits 8 years old, the maintenance costs are about \$5-\$7 thousand per year. Selectman Federico, Selectman Bauer and Vice Chairman Fougere were in favor. Chairman Daniels and Selectman Putnam were opposed. Motion passed 3/2.

Sidewalk Plow - \$36,694 – Selectman Putnam moved to not support this. Vice Chairman Fougere seconded. Selectman Federico said last year the town replaced one of these units. Mr. Riendeau said that is correct, and this unit is 14 years old and the town has 16 new miles of side-

1 walk to maintain. Selectman Bauer asked how old the other sidewalk plow is. Vice Chairman
2 Fougere said there is the new one and one that is 14 years old. Selectman Putnam asked if there is
3 something we can do a little cheaper to make it run longer? The main problem, said Rick
4 Riendeau is the electronics and the parts are getting harder to find. The newer sidewalk plows
5 have attachments that can assist with lawns, etc. Mr. Riendeau would like another new sidewalk
6 plow with those attachments to do that type of work to save labor costs in the cemeteries and some
7 smaller town fields. Selectman Putnam, Vice Chairman Fougere and Chairman Daniels in favor
8 of not supporting this. Selectman Federico and Selectman Bauer opposed. Motion passed 3/2.
9

10 **Storm Water Video Imaging - \$216,000** – Fred Elkind to talk about this to the Board before any
11 decision is made. Vice Chairman Fougere said there is some money in the DPW budget set aside
12 for this, we can use that and pay off the bond in 3-4 years. This item was tabled for tonight.
13

14 **Teamsters - \$ 11,540** – Jack Sheehy indicated this is regarding the “me too” clause along with the
15 change to 85% of the health care costs. Selectman Putnam moved to support this warrant article.
16 Selectman Federico seconded. All were in favor. Motion passed 5/0.
17

18 **Reopen Jones Road - \$0** – Selectman Putnam moved to support this warrant article. Selectman
19 Federico seconded. All were in favor. Motion passed 5/0.
20

21 **Brox Resources** – this item was tabled to find the language for the warrant from 2013.
22

23 **Solar Exemption** – tabled to find language
24

25 **Change of BAC** – find language from original warrant
26

27 **5. TOWN STATUS REPORT**
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29 **6. DISCUSSIONS**

30 1) **Solar Exemption Follow up Review.** Town Assessor Marti Noel understands there were some questions
31 regarding this exemption. Earlier today, Ms. Noel dug out the solar exemption on the books for Milford. Ms. Noel
32 found it in the town report when it was approved in 1977. Ms. Noel read the approved language, now we need to
33 figure out how we want to change the existing language. Chairman Daniels asked for a copy of the statute and the
34 warrant article that was passed for members to review. Ms. Noel said she would get that information to members by
35 Wednesday. Vice Chairman Fougere said this is an optional exemption, it is not required. Ms. Noel said that is
36 correct and we can modify what is on the books now by town vote if desired. Vice Chairman Fougere said the town
37 can also just rescind what is on the books.
38

39 **7. SELECTMEN’S REPORTS/DISCUSSIONS.**

40 a) **FROM PROJECTS, SPECIAL BOARDS, COMMISSIONS & COMMITTEES.** Vice Chairman
41 Fougere stated that the draft report from FieldStone has been submitted; he suggested inviting FieldStone to a Board
42 of Selectmen meeting to give the Board a presentation of its findings.

43 b) **OTHER ITEMS (that are not on the agenda).**
44

45 **8. APPROVAL OF FINAL MINUTES.** Selectman Putnam moved to approve the minutes of November 17,
46 2014 and November 24, 2014 as presented. Selectman Bauer seconded. All were in favor. Motion passed 5/0.
47

48 **9. INFORMATION ITEMS REQUIRING NO DECISIONS.**
49

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

52 **11. NON-PUBLIC SESSION.** Selectman Federico moved to enter into non-public session at 7:55 p.m. in accord-
53 ance with RSA 91-A:3II(d) Land Acquisition, (a) Personnel, (b) Personnel and (c) Reputation. Vice Chairman
54 Fougere seconded. All were in favor. Motion passed 5/0.
55

56 **12. ADJOURNMENT:** There being no further business to come before this meeting, Selectman Putnam moved to
57 adjourn at 8:35 p.m. Selectman Bauer seconded. All were in favor. Motion passed 5/0.
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