

APPROVED
MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING

June 8, 2020

This meeting was conducted pursuant to State of New Hampshire Emergency Order #12 pursuant to Executive Order 2020-04, temporary modification of public access to meetings under RSA 91-A. As such, the meeting was conducted online using these connection instructions that were listed on the posted meeting agenda: "The Public is encouraged to participate remotely, call in on your phone @ 1-646-558-8656 and enter the meeting ID# 864 1081 9230 and the password is 130199, or join the Zoom Meeting @ [https://zoom.us/j/864 1081 9230](https://zoom.us/j/86410819230). Please try to log in 5 minutes before the meeting's scheduled start time in case you run into any technical difficulties".

PRESENT:	Gary Daniels, Chairman	John Shannon, Town Administrator
	Paul Dargie, Vice Chairman	Tina Philbrick, Recording Secretary
	Laura Dudziak, Member - absent	
	Chris Labonte, Member	
	David Freel, Member	

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

Chairman Daniels declared that an emergency exists and he was invoking the provisions of RSA 91-A:2, III (b). Federal, state, and local officials have determined that gatherings of 10 or more people pose a substantial risk to the community in its continuing efforts to combat the spread of COVID-19. In concurring with their determination, he also finds that this meeting is imperative to the continued operation of Town government and services, which are vital to public safety and confidence during this emergency. As such, this meeting will be conducted without a quorum of this body physically present in the same location. Information for accessing this meeting can be found on the Town web site in the red banner.

Chairman Daniels welcomed members of the public accessing this meeting remotely. Even though this meeting is being conducted in a unique manner under unusual circumstances, the usual rules of conduct and decorum apply. Public comments will be limited to three to five minutes per person. Any person found to be disrupting this meeting will be asked to cease the disruption. Should the disruptive behavior continue thereafter, that person will be removed from the meeting.

All votes that are taken during this meeting must be done by Roll Call vote. He started the meeting by taking roll call attendance. He asked each member to state their name and state whether there was anyone in the room with them during this meeting, which is required under the Right-to-Know law.

Roll call attendance: Paul Dargie, no one present. Selectman Labonte, no one present. Selectman Freel, no one present. Chairman Daniels, present was Andrew Kouropoulos, videographer.

2. APPOINTMENTS: (Approximate times)

5:30 p.m. – Pumpkin Festival – Granite Town Festivities Committee Wade Campbell and Zoe Lantaff

Wade Scott Campbell gave a brief overview on how they would like to do the Pumpkin Festival this year due to the COVID-19 pandemic. The Granite Town Festivities Committee (GTFC) is excited to announce the 31st annual Milford Pumpkin Festival will happen but take on a different look. Due to current restrictions on public gatherings and in the interest of our community's health and safety, GTFC is working on honoring this tradition virtually. They are working towards a smaller scale, virtual with maybe town participation. The Lions Club and Rotary Club are 100% behind this decision. Some of the vendors have already gone under and some have cancelled.

It takes a lot of planning. It needs a lot of volunteers and they don't know what's going to happen in the next few months so they backed off. We are all disappointed. They are in the process of contacting all the vendors to return deposits.

Selectman Freel asked if they would need to use any of the money for expenses incurred to date, from the warrant article approved in March. Wade said no. The \$8,000 was going to be used for DPW, Fire, Police and Ambulance and it won't be needed now. We were hoping to be self-funded next year but we won't know until October.

Selectman Dargie asked what could be done in person. Wade there isn't anything solid at this point. Details are still being worked out and they will meet with the Board again when they have more information.

Ammy Rice, Milford resident, said she sits on a large festival association board and after cancelling their function, they rolled their vendors into the following year, is this that Milford can do. Wade said they haven't spoken to all the vendors yet, but it's an option, they just have to be sure about taxes if they hold onto the money.

Selectman Labonte clarified that the warrant article for \$8,000 doesn't carry over; it expires at the end of this year. Wade said yes.

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5:50 p.m. – 2020 Ambulance Lease Purchase – Eric Schelberg

Eric provided a brief overview: Warrant Article 12 – Ambulance and Equipment Lease-Purchase, was passed at the 2020 Town Meeting in the amount of \$45,180 by a 64% margin (1830-1039). The original language included a Fiscal Funding Clause (Escape Clause) which required a 3/5 majority. The morning of the Deliberative Session, Town Council was approached about changing the language to remove the Fiscal Funding Clause (Escape Clause) which then would only require a simple majority to pass. Town Council stated that the change wouldn't affect our ability to withdraw monies from the Ambulance Capital Reserve. Our NHDRA auditor had advised against that change before publicly posting the Warrant.

After Board approval on March 9th, to move forward with the purchase the NHDRA auditor representative, Michelle Clark informed us the revised language negated our legal opportunity to withdraw from our Capital Reserve Funds for use toward a down payment on the ambulance and further, the revised language only provided funding for the 2020 1st year purchase. Ms. Clark did note the requested and approved use of the Capital Reserves funds can be used to purchase durable equipment for equipping the ambulance as noted in the warrant.

Options moving forward are:

1. Budget the annual lease payment in the town operating budget for the next four years for the life of the lease. The annual lease payment would not be eligible for inclusion as debt service, therefore if the approved budget fails and the 'default' budget is adopted, lease payment funds will need to be identified from elsewhere in the budget, otherwise if not, then the fiscal funding clause would apply and the ambulance would be repossessed.

2. Put forward another Warrant Article before the voters at the 2021 Town Meeting, to guarantee funding the final 4 years of the Ambulance Lease-Purchase. Our recommendation is to move forward with Option 2. Capital Reserve Withdrawal As noted above and in my memorandum of March 5th, the Capital Reserve funds will be used to purchase a cardiac monitor, stretcher, stair chair, mobile radios and video laryngoscope and blades. In order for the Board of Selectmen to expend the \$75,000 from the Capital Reserve account, the Board will need to post a warrant at a public hearing requesting to be the 'agent', vote on said motion, then close the hearing.

Chairman Daniels said it seems that town council was ok with this language at the Deliberative session but DRA was not. Paul Calabria, Finance Director said yes the warrant article originally included language that was allowable by the DRA. Town Council felt that the article as revised was enough to cover us and the DRA does not agree. Chairman Daniels asked if they let Town Council know about this. Paul said that would be the next step.

Selectman Labonte clarified that it was \$75,000 coming out of capital reserve and have we taken it out yet. Eric said yes and the Board needs to hold a public hearing to expend the money from the Ambulance Capital Reserve. They need to become the agent to expend the capital reserve fund.

Selectman Dargie clarified that the payment for the list isn't part of the default budget because it's considered a one-time expense. Paul said the warrant article included an escape clause. The article only covers our first year lease payment. We need another warrant article that states "this is for years two through five" based on direction that we've received from the DRA. Selectman Dargie asked them to ask Town Council if this would be part of the default budget.

Chairman Daniels asked if we needed more than one public hearing. Paul it would be like the Deliberative session, people can speak there and they at a second meeting the Town's people would vote. Chairman Daniels said it would be like secret ballot voting. Paul said yes.

Selectman Dargie said suggest doing this in conjunction with the primary voting. You would need a Deliberative session then a voting session. People are coming into vote and they could just get another ballot. Chairman Daniels said you would need permission from the court to have a special meeting and they are closed. Paul said because it's a non-monetary issue which would be easier to do once the courts are back open.

Selectman Labonte is still confused, he read the warrant article and he is missing something. Paul said they were told by the DRA that because they were using it as a down payment in conjunction with an escape clause, there would be the possibility that if the lease was not funded in subsequent years, we would lose the money that we put down as a down payment. If it were \$50K a year and we funded it the first year, and the town decided not to fund it and we didn't use any capital reserve dollars, and we turned the ambulance back in, in year two then we haven't given anything away in regards to capital reserve. We got our one year use and we paid \$50K for it. Mixing in a withdrawal for a capital reserve fund changes everything.

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Selectman Labonte said the capital reserve funds would go for equipment so you would be able to keep the equipment. Paul said yes and that was the alternative that DRA gave to them. You can still withdraw the \$75K, you just can't put it towards the ambulance.

Selectman Dargie would like to come up with the \$75,000 another way, like trading it off from the paving budget. Having a special meeting will be expensive. Selectman Freel said he wouldn't want it pulled from paving. Selectman Labonte agreed and asked if we could wait until next March to get the equipment. Eric said the stretcher is the biggest issue. Due to changes in requirements, what we have in house will not work in the new ambulance. The new ambulance will arrive in November and it would be down for five months due to no stretcher. Selectman Labonte asked if it could be adapted. Eric said no, what we have is grandfathered and can't be adapted. Selectman Freel asked what a new stretcher would cost. Eric said \$18,930. Selectman Freel clarified that the \$75K from capital reserve is only for equipment. Eric said yes, there are five items needed and the cardiac monitor is around \$40K. Selectman Free asked if they could a cardiac monitor from another ambulance. Eric said yes but the one we are using in our third ambulance is still in service but no longer serviceable.

Selectman Dargie confirmed that the \$75,000 coming out of the capital reserve is causing the problem, he repeated that we should try to find another way to come up with the money the rest of the warrant article is valid and can go through. Paul said yes. Selectman Labonte agrees and feels that we should check with Town Council to find out what happened and get their opinion.

Selectman Freel asked for clarification of the amount of the warrant article. Eric said \$45,180 is the amount for the first year's payment. The total amount of the ambulance is \$294,400. Selectman Labonte read the warrant article language.

WARRANT ARTICLE 12 - AMBULANCE AND EQUIPMENT LEASE-PURCHASE - \$45,180 (Annual Lease Payment \$45,180; \$75,000 Paid From Capital Reserves; Total Purchase Price \$296,400)

Shall the Town vote to authorize the Board of Selectmen to enter into a 5-year lease/purchase agreement, subject to a fiscal funding clause, which will protect the Town in the event of non-appropriation, for the purpose of lease-purchasing one ambulance with the appropriate equipment for Ambulance Department operation to replace the current 2001 LifeLine ambulance and to raise and appropriate the sum of **\$45,180** for the first year's payment for this purpose. The Total price of this vehicle is \$296,400. Approval of this warrant article will further authorize the expenditure of \$75,000 from the Ambulance Capital Reserve Fund to arrive at the net/lease/purchase amount of **\$221,400**. This is a Special Warrant Article in accordance with RSA 32. **The Board of Selectmen supports this Article (5-0). The Budget Advisory Committee supports this Article (9-0). This Article has an estimated tax impact of \$2.79 on an assessed valuation of \$100,000.**

Selectman Free said he still doesn't understand. Paul said on January 27th they had language given to them by the DRA that would support both the five year lease. On February 1st, Town Council was given an amended language that was passed. He repeated that because we are mixing an escape clause with capital reserve for the down payment we can't do that. There was proposed legislation to go through to change this because many town have tried to do this but it hasn't been voted on yet.

Administrator Shannon said we can reach out to Attorney Drescher to get his opinion and get it back out to the Board for more discussion. Paul said the \$75K was worded properly on January 27th. The DRA said you can still take the \$75K out of capital reserve but the Selectmen are not authorized to expend it.

Selectman Dargie said about seven years ago they had a situation on the School Board that was a fact finders report and required a special meeting. They set it up to do at the primary. Selectman Labonte asked if they would withdraw the \$75K from the capital reserve, bought the equipment outright and divided the \$220,000 into five payments would it change the amount. Eric said it would be the same. Selectman Dargie said the ambulance capital reserve isn't managed by the Selectman, you can't just take the money out. Selectman Freel said the town voted to take it out.

Administrator Shannon will contact Town Council for a clear direction.

3. PUBLIC COMMENTS –

Suzanne Fournier, Milford resident, doesn't feel that the town is following the 2016 Gravel Pit Reclamation/Restoration & Sales or Other Disposition of Resources warrant article that authorize the Board of Selectmen to reclaim/restore/revegetate a majority of the existing fully excavated gravel pit area and ..."

The three acres that was put aside for DPW isn't being used properly. North East Sand and Gravel did their part of reclamations. She said the town is planning to cover up that area by dumping another 24,000 cubic yards of spoils from the

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dredging from Osgood Pond. She wrote to NH Environmental Services to complain about what she considers misuse of the already reclaimed area.

She also doesn't feel that DPW should have built a new gravel road to the reclaimed area in the pit. They are also depositing asphalt and other road materials at the pit which is preventing vegetation from growing. She feels that the new road should have been authorized by the voters, expand their area beyond three acres and the dumping of spoils from Osgood Pond. She feels that the town only followed the part of the warrant article that brought in \$200K. The Town also failed to revegetate the area after four years. She wants a discussion to be held by the Board of Selectmen on these issues.

Chairman Daniels said this would be visited at the next Board of Selectmen's meeting on June 22, 2020.

4. DECISIONS –

a) CONSENT CALENDAR.

Selectman Freel made a motion to approve the consent calendar. Seconded by Selectman Labonte. A roll call vote was taken with Selectman Dargie yes, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. All were in favor. The motion passed 4/0.

1) Request for Acceptance and Appropriation of Unanticipated Revenues Under \$10,000 (31:95(b))

- Donation of a Dunkin's Gift Card to the Milford Police Department from the State of NH Dept. of Health & Services (DCYF) Southern District Office - \$50
- Donation of a Chipotle Gift Card to the Milford Police Department from the State of NH Dept. of Health & Services (DCYF) Southern District Office - \$10
- Donation of a Dunkin's Gift Card to the Milford Police Department from the town of Chelmsford Fire Department - \$25
- Donation of 500 Hanes Reusable Cotton Face Masks to the Milford Water Utilities Department from the NH Dept. of Environmental Services on behalf of FEMA - \$1,245 value.

b) OTHER DECISIONS.

1. **Reconsideration for the LGBTQ Pride Display requested for June 27th and June 28th (correction of date).**

The date was incorrect on the agenda last time, it said June 27th and June 29th even though the background material stated June 27th and June 28th.

Selectman Dargie moved to reconsider their vote from May 26, 2020. Seconded by Selectman Labonte.

Selectman Dargie made a motion to accept the 27th and 28th as printed in the June 8th agenda. Seconded by Selectman Free. A roll call vote was taken with Selectman Dargie yes, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. All were in favor. The motion passed 4/0.

5. TOWN STATUS REPORT – John Shannon

a. **Milford 2020 Paving Projects** – Paving will begin again starting on Monday, June 15, 2020. The roads that will be worked on as are follows:

Roads to pave:

Ponemah Hill – Emerson to Amherst town line
Union St – Oval to Lincoln
Garden St – Union to Cottage

Roads to Reclaim, Pave:

Ball Hill Rd – Annand to Young
Cottage St – Elm to Garden

Roads to Mill and Pave:

Elm St – In front of Bales School
Lincoln St – South to Union

Everything is on the Town's web site. Real time alerts will go out through social media and NIXEL.

Selectman Labonte asked if anything was scheduled for preventative maintenance on the existing roads. Rick Riendeau, DPW Director said preventative maintenance has already started.

b. **Large Scale Events** - At the request of the BOS, we are tracking the Town's large events for 2020. Due to the current environment, we do not currently know what events will and won't take place. The table below includes the events we are currently tracking.

Event	Next Decision Point	STATUS
Memorial Day Parade	4/28/20	Cancelled

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Rotary Swim Meet	6/15/20	Cancelled
State Swim Meet	7/10/20	Cancelled
Pumpkin Festival	6/8/20	TBD
Independence Day activities	6/8/20	TBD
Labor Day	7/27/20	In Progress
Veterans' Day	9/4/20	In Progress

Decisions concerning events will be made with the event organizers and in accordance with the Governor's Emergency Orders. Any questions or concerns about them can be directed to the Town Administrator's Office.

Selectman Labonte asked if a decision has been made about opening the pool. Administrator Shannon said there was some discussion today and we are still looking at options. Our goal is to have it open.

Selectman Freel asked if the pool doesn't open what would happen to the money put aside for it's use. Administrator Shannon said there still is some maintenance cos, you won't have to hire staff but you lose out on the fees that are paid to use the pool. Rick said some of the money that is budgeted for the pool and maintenance is electrical. If we don't run the pool we will save money in the electric. We will also save money not filling the pool with water and with not using the chemicals which is about \$8K to \$9K a year. Right now we have a new pool system that isn't put together and we are waiting for the go to get the contractor in to approve the insulation that is up to date at this point to get our warrantee on all the machinery. He doesn't want to lose \$100K because we pushed it to get started. Administrator Shannon said we will get more information and bring it back to the Board.

Selectman Freel asked if the money for the pool goes back into the general fund or tax payers. Rick said it's in his budget and if it doesn't get used it stays in the remainder part of the budget until the end of the year. Selectman Freel asked if the budget would be smaller next year? Rick said this year it would be smaller because you may not run the pool but it would have to be in next year's budget. Chairman Daniels said it would stay in the general fund and the budget could be lessened next year if we decide to use those monies towards that it's up to the Board.

Selectman Labonte said that money could still be spent in any other part of the Town's budget. Paul said the Recreation revolving fund is also involved. If they had any money that they don't put towards the Recreation expense, those monies stay in the revolving fund which rolls over year to year. Any unspent money in the operating budget would be addressed around October - November and if we are in surplus by the end of the year, or if we are on target or if we have to tighten the belt. If there is any unspent money it could go back to the tax payers should the Board decide. If there some unspent funds in the Recreation budget, and the Board decided to encumber some of that surplus for know items, like equipment purchase we could this year because there was a surplus, then that would decrease next year's budget request.

Selectman Dargie said there are revenues and expenses that flow through the revolving fund and that is a totally separate thing. A lot of the monies that isn't going to be spent match up with the revenues that come in but it isn't on the town budget, it's separate. Rick said they are two different things; there is the DPW budget and the revolving fund which are not tied together.

c. Osgood Pond Dredging Project Phase II – Phase II of the Osgood Pond Dredging Project, as voted on by the citizens of Milford, has continued with the drawdown of the pond. While other steps are being completed, the actual dredging will begin in mid-June and is scheduled to last from six to eight weeks. The Town met with both DES and NH F&G this week concerning this effort will continue to work with the appropriate state partners to ensure the work is done in accordance with all appropriate state regulations and best practices. Any questions or concerns about the project can be directed to the Town Administrator's Office.

Selectman Labonte asked if we've looked into other money as far as saving money with the trucking of the materials. Administrator Shannon talked to DES and other about putting the spoils in another area. Rick said the trucking will be the shortest distance because they can use Heron Pond Road which they couldn't do before because school was in session.

Selectman Labonte said he was referring to other contractors trucking out the materials. Administrator Shannon said there was interest but there were also concerns on their part about other issues that could come up.

6. DISCUSSIONS:

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Citizens Complaint - Savage Road parking next to Tucker Brook Trail - The Town received a complaint from David Pinet, Milford resident, about cars parking on the side of Savage road, because the parking area for the Tucker Brook Trail was filled to capacity.

Chairman Daniels said we expected that this would become an issue when Lyndeborough closed the entrance to Purgatory Falls. Chief Viola said he went there today and there were three vehicles there parking in the parking area. There are logs on the west side and stuff on the east side. No cars can be parked on those roads with the logs being there. Officers went out over the weekend and there were no complaints. We usually don't have any complaints in that area. He things we should just wait and see how it goes. We should see a decline once things start opening up.

Selectman Labonte asked if DPW put the logs on the side of the road. Chief Viola said it was the land owner. The logs are about four feet off the road and the easement is about six feet. Selectman Labonte said if we decided to, we could put cars on the side of the road. Chief Viola said with the logs there, it isn't safe to park cars there because they would be part way in the road. Selectman Labonte said if we decided to park cars there, we could roll the logs back utilizing the easement if necessary. Chief Viola will continue to monitor the area. When people are working like landscaping businesses, you usually have to go around their vehicles, it's the same thing.

Selectman Dargie said the writer of the complaint requested that no parking signs be put up. He would like the Police Department to check the area to see where they could be placed and does it make sense to do so. Chief Viola said if you put them there you will start getting request for a lot of other places. He doesn't think there is a necessity for them in that area. Rick agreed and wouldn't be able to put signs up unless ordered by the Board.

Wade Scott Campbell, Milford resident, said he's gone through there and he can see why the land owner put the logs in place. Coming from the other direction he witnessed a person step out into traffic when they were changing their shoes. A car coming from the opposite direction swerved into his lane. Something has to be done with that area.

Administrator Shannon asked if this has been an issue in the past or is it unique to this year. Chairman Daniels said just this year since Purgatory Falls was closed. Administrator Shannon said do you really need to put up signs because at some point Purgatory Falls is going to open back up and that problem will go away. Chief Viola will take pictures and monitor that area this weekend.

Selectman Free asked about temporary signs. Chairman Daniels said the signs are about \$200 each and whether they are temporary or permanent, you still have to buy them and put them up. There is also a cost to put the signs up. Administrator Shannon said the Town has put up a lot of temporary signs and they have a habit of disappearing. Chairman Daniels said Savage Road is not built for parking along the road. You can put up no parking signs and just beyond the sign, someone could park, so how many signs are you going to be putting up.

Selectman Freel said he understands and asked if the cars could be ticketed or towed? Chief Viola said yes if it becomes a hazard. He will reach out to the complainant and have him call the Police directly if there is an issue. He repeated that he will monitor that area this weekend.

Selectman Labonte said there are two options; if it logs are on the town easement we could have them removed or move them back a couple of feet or you could put up paper signs on graded stakes which would cost less. Chief Viola said those are options. If we want to look at no parking in the future it has to be approved and voted on. Selectman Labonet isn't in favor of making that area no parking permanently.

b. Selectmen's Rules of Procedure Changes – The Board reviewed suggested changes from Chairman Daniels and Selectman Dargie. Selectman Dargie said he sent an e-mail out just before the meeting to include a couple more changes. The Board reviewed the changes that were suggested.

Rule 15. Placement of Selectmen Recommendations on Warrant

The Board shall place a "Recommended" or a "not Recommended" notation on each warrant article submitted directly to the Board or submitted through petition to any Town Meeting as may be required by RSA 32:5 V(a) or RSA 40:13, V-a. The Board may choose to place such notation on any warrant article, regardless of whether such actions action is required, unless the Town has voted to prohibit such voluntary notations. The Board shall place their recommendations regarding each warrant articles on the ballot for all articles that were placed on the ballot by the Board or by petition. Their position regarding each article shall be placed on the ballot substantially in this format: The Board of Selectmen recommends this article (x-x) (yes-no), or The Board of Selectmen does not recommend this article (x-x) (yes-no).

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Natalie Watson, Milford resident, said from a language perspective it would be jarring, if you say “we do not recommend” and start with the yea’s. As a reader she’s expecting to see what number didn’t recommend.

Kevin Federico, Milford resident, wonders why you are trying to change this, welcome to voting in New Hampshire and small towns. The first time you read it you think it doesn’t make sense the way normal people read, and it doesn’t. Get yourself educated on how to read a ballot. It isn’t like you only put half the information in there in both the voters guide and the recommendations. The information is laid out in less than 100 characters. Stick with the consistency that’s been done for years.

This suggestion required a lengthy discussion and it was decided that this section of the Rules of Procedures be placed on the next Board agenda.

Rule 22. Procedures for a Public Hearing

(i) The Presiding Officer shall then inquire if there is a motion by any of the Selectman. ~~If a motion is made, it shall be in the form of an affirmative motion.~~ Following the motion and its second, discussion occurs among Selectman. The Presiding Officer may call on an individual Selectman in the discussion.

This suggestion required a lengthy discussion and it was decided that this section of the Rules of Procedures be placed on the next Board agenda.

c. Fireworks - Administrator Shannon listed places that have cancelled their fireworks activities: Merrimack cancelled their 4th of July parade, Amherst, Manchester, Concord, Brookline and Nashua have cancelled their fireworks. The Governor’s rule of 10 is still in place. And it was recommended to the Governor that if places are having fireworks, citizens would need to stay in their vehicles.

Natalie Watson, Milford resident, put a poll on Facebook to find out if her efforts were what Milford wanted. There were 162 residents that said yes and 27 that said no. Fireworks are an outdoors activity and people can view from a safe distance and from their cars. She is asking for consideration to keep the fireworks going. Administrator Shannon asked Natalie if her poll included people having to stay in their car if there were fireworks. Natalie said she put out a couple polls and she would have to get back to him.

Chairman Daniels wasn’t aware of the stay in your car part. Administrator Shannon said it has been suggested to the Governor but he hasn’t implemented it yet.

Ammy Rice, Milford resident, asked how we would be able to enforce people staying in their cars to maintain social distancing? How would limit surrounding towns from coming in, in addition to the thousands of towns people from Milford. Administrator Shannon said you can’t prevent other towns from coming into Milford. If it was limited to people staying in their vehicles, more officers would have to be on duty.

Natalie returned saying her poll stated, “would you want the Independence Day fireworks if you could watch in a socially distancing manner, ie: staying in your vehicle”.

Selectman Labonte asked what the difference would be in watching fireworks versus Saturday’s group effort on the Oval. Chairman Daniels said the group on the Oval fell under the first amendment right in the constitution versus the fireworks being a town event. Administrator Shannon said the Governor is able to exempt things from his emergency orders which is what he did for the protest on Saturday. Selectman Labonte asked when is the current emergency order set to expire. Administrator Shannon said sunset on June 15th but it needs more clarification, the 10 person rule does not expire yet.

Chairman Daniels said the stay at home order is what they are talking about sun setting on the 15th. The state of emergency would continue and that is the vehicle by which all the Governors executive orders are based upon. HE asked how long does it take to prepare fireworks. Administrator Shannon said two weeks.

Selectman Dargie would not vote in favor of reinstating the fireworks this year. Selectman Labonte and Selectman Freel are also not in favor of reinstating the fireworks this year. Chairman Daniels said he is not in favor of our Police Officers going around telling people that they have to get back in their cars. The Board held their decision to not hold the fireworks this year. Selectman Freel thanked Natalie for all the time she put into trying to pass the fireworks.

d. Dispatch IMA Work Session Update - The Board met on June 3, 2020 at a workshop to discuss some changes to the current 2013 IMA.

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Section 9 e) on page 10 was changed to read: It is clearly agreed and understood by all parties hereto that any town withdrawing from participation in this Agreement shall in fact forfeit any rights to any of the assets or income acquired by the member own in the course of the operation of this Agreement, except as otherwise provided with respect to the designated member towns.

Selectman Labonte made a motion to strike out some language in Section 9 e). Seconded by Selectman Freel. A roll call vote was taken with Selectman Dargie no, Selectman Dudziak no, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. The motion passed 3/2.

Selectman Dargie made a motion to ask for an update on Appendix A as part of the request to the Board of Governors for the extension so that the Appendix conforms to the By-Laws. Seconded by Selectman Dudziak. A roll call vote was taken with Selectman Dargie yes, Selectman Dudziak yes, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. All were in favor. The motion passed 5/0.

Selectman Labonte made a motion to ask for a three year extension on the current 2013 IMA. Seconded by Selectman Freel. **A roll call vote was taken with Selectman Dargie no, Selectman Dudziak no, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. The motion passed 3/2.**

Proposed changes were given to Captain Frye, Milford's Board of Governors Representative, to bring before the MACC Base Board of Governors.

Selectman Labonte asked about the rent for MACC Base and has the Fire Marshall responded to questions regarding 1221 regarding MACC Base. Chairman Daniels said they haven't heard anything as far as 1221. They had someone look around MACC Base to determine what things might be needed for upgrades and they are waiting for that report. Selectman Labonte asked who came in. Administrator Shannon said CTA recommended Tony Dalusio from Massachusetts. His company does a lot of work with public safety space. Selectman clarified that the Town of Milford hired him. Administrator Shannon said he wasn't hired, we don't have a contract with him; he came in to get a field for what was needed. Chairman Daniels said he came because CTA asked him to. Administrator Shannon said the Board asked us to get this information and we asked CTA for a recommendation.

Selectman Freel said he thought the questions we asked were for the State Fire Marshall and Chief Flaherty said the State of New Hampshire would not comment on the existing building. Did we ask CTA to do this? Administrator Shannon said it isn't CTA that did this, we asked for a name from CTA at one of our meetings and they recommended this outside contractor. This was the first step in answering the questions that the Board asked.

Selectman Labonte said he was the one who directly asked for the information and he would have like to have met with this person when they came in. He asked who met with Tony. Administrator Shannon said, he met with him as well as Chief Flaherty, Captain Frye, Jason Johnson, Rick Riendeau, and Captain Smedick.

Selectman Freel said it would be nice to have all the Selectman come together and walk around MACC Base. Administrator Shannon said they can't all come together because then with the five of you there, it constitutes a public meeting. It would have to be noticed as a public meeting. After the report is submitted we can invite him to a meeting and everyone can asked their questions.

Chairman Daniels told Selectman Freel that if he wanted a tour of MACC Base he could call Jason Johnson and he would arrange it. Selectman Labonte thought with anything going forward with CTA, the Board was going to be kept in the loop. Administrator Shannon repeated that this wasn't a meeting with CTA. CTA recommend Tony to review the space at MACC Base to answer your questions. Selectman Labonte repeated that he would have like to have known they were coming so he could have asked questions. Administrator Shannon said he would be happy to pass on Tony's contact information to the Board.

7. PUBLIC COMMENTS: There were no public comments at this time.

8. SELECTMEN'S REPORTS/DISCUSSIONS.

Selectman Labonte attended the last five minutes of the Granite Town Media meeting this past week. He gave a shout out to Chris Gentry and his team for everything they've been doing during the COVID-19 pandemic.

Administrator Shannon said the rally on Saturday went well and he would like to thank Chief Viola and Chief Flaherty and all their officers that helped. The young lady did a great job organizing it.

APPROVED MINUTES OF BOARD OF SELECTMEN MEETING – 06/08/2020

a. FROM PROJECTS, SPECIAL BOARDS, COMMISSIONS & COMMITTEES.

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

9. APPROVAL OF FINAL MINUTES. Selectman Dargie moved to approve the minutes of the May 18, 2020 work session as presented. Seconded by Selectman Freel. A roll call vote was taken with Selectman Dargie yes, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. All were in favor. The motion passed 4/0. Selectman Dargie moved to approve the minutes of the May 26, 2020 as amended. Seconded by Selectman Labonte. A roll call vote was taken with Selectman Dargie yes, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. All were in favor. The motion passed 4/0. Selectman Labonte asked for copies of the amendments in the future.

10. INFORMATION ITEMS REQUIRING NO DECISIONS.

a. Treasurer's Report -

11. NOTICES.

Notices were read.

12. NON-PUBLIC SESSION.

N/A

13. ADJOURNMENT: Selectman Dargie moved to adjourn at 7:41. Seconded by Selectman Freel. All were in favor. A roll call vote was taken with Selectman Dargie yes, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. All were in favor. The motion passed 5/0.

Gary Daniels, Chairman

Chris Labonte, Member

Paul Dargie, Vice Chairman

David Freel, Member

ABSENT
Laura Dudziak, Member