

APPROVED  
MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING  
July 24, 2017

**PRESENT:** Mark Fougere, Chairman  
Kevin Federico, Vice Chairman  
Laura Dudziak, Member  
Gary Daniels, Member  
Mike Putnam, Member  
Mark Bender, Town Administrator  
Darlene J. Bouffard, Recording Secretary  
Dave Bosquet, Videographer

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

**INSTRUCTIONS:** Chairman Fougere called the meeting to order at 5:30 p.m., introduced Board members and then led the audience in the Pledge of Allegiance. Chairman Fougere 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. Chairman Fougere extended his condolences to the family of Robert Philbrick who recently passed and who was very involved in the Town of Milford, he will be missed; volunteers like him are what make Milford great.

**2. APPOINTMENTS:**

**5:30 p.m. – Labor Day Parade Committee Review.** Brendan Philbrick, resident of Wilton and property owner in Milford, provided a handout to Board members. Mr. Philbrick indicated he has sent out a grant application and the Masons want to participate with a float and with paying for the Shriners. LA Limo provides the service for shuttling people back and forth. Mr. Philbrick would like to put an ad in the Cabinet for at a cost of \$200 to advertise that Labor Day parade floats are free and are a great advertisement in Milford. Mr. Philbrick said it is hard to get parade floats and there might be a few other small expenses. Tonight Mr. Philbrick is here in order to make it an official town event to get covered by Primex. Mr. Bender responded that there is an account set up for the Labor Day Parade so the town can write checks for the bands, etc. Mr. Philbrick noted he is in good shape with only a small shortfall. Donations can be accepted now and we want to promote floats. The meeting minutes were provided to the BOS. Selectman Daniels asked if both Boy Scout Troops were approached about floats? Troop 4 is celebrating their anniversary. Mr. Philbrick said he will call them tomorrow about a float. Chairman Fougere thanked everyone for pulling this together to get it moving. Chairman Fougere asked if a donation is to be made how would the check be made out? Mr. Bender suggested writing it out to the Town of Milford and put in the notes “Labor Day Parade”.

**5:45 p.m. – Tenant Towing Issue (Brendan Philbrick).** Brendan Philbrick is concerned about winter parking. He did not bring his notes tonight, but this is the first year he has owned a building in Milford and he was allowing two tenants to park out back as they have young children. Mr. Philbrick said they were towed and he paid the tow bills for them. He plows the area for tenants and he has concerns and appreciates that Selectman Daniels is attentive to this issue. DPW does a good job of removing snow, but Mr. Philbrick would like the parking lot on Putnam Street to be for tenants. There are parking spaces behind the police station. Getting the parking for town employees down on Bridge Street has helped a lot, but one tenant was towed at 7 a.m. Cars have also been towed after the ban was done or before it began. Selectman Daniels asked what the concern is specifically? Mr. Philbrick responded the snow parking is his concern and parking during a snow event. He has had tenants with young children or babies parking at the police station during a snow storm. It makes sense to have this other parking lot available to tenants who live around the oval

**5:50 p.m. – Lion’s Club Landscaping Presentation.** Sandra Hill, Milford Lions Club, explained the Lion’s Club would like to help beautify the oval by removing the existing trees surrounding the monument and replacing them with hedges. There would be 15 new ones on each side that are very slow growing and will not cover the walkway or benches. Sam Trombly is the landscaper and DPW will assist with the project. Two new azalea bushes will also be added. They would like to put in a marker of some sort as well in honor of a Lion’s member who has passed. She would like to have an answer tonight if possible. Selectman Daniels asked if any of the decorative bricks would be affected? Sandra replied no and DPW will remove the current bushes. Chairman Fougere asked if the bushes there now were planted by any particular group? Ms. Hill responded that she spoke with Lorraine Carson about that

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1 and she could not remember them being planted for anything in particular. Selectman Putnam moved to approve the  
2 request. Selectman Daniels seconded. All were in favor. Motion passed 5/0.  
3

4 **6:00 p.m. – Wadleigh Memorial Library Trustees Update.** Library Trustees Chris Costantino and Jenn O’Brien  
5 indicated they are delighted with the new Library Director Betsy Salon. The Trustees are back on the job regarding  
6 a Library renovation and to re-look at the library project. A new group has been pulled together including 3 staff  
7 members, 3 Trustees and 15 residents. It is a good group that will look at the concerns of voters. Two meetings  
8 have been held so far at which all members brainstormed to identify different ideas. The Building custodian Joel  
9 Trafford has a list of things that are in disrepair. One of the things brought up in 2016 was that there was not a list  
10 of specific items broken or in disrepair. Two of the committee members have construction backgrounds. An exam-  
11 ple of one item in disrepair is the second floor toilet which needs extra flushes to clear the sewer line. Currently the  
12 group is discussing market strategies to get the word out about the library. The group is also talking about the re-  
13 quired square footage to meet the needs of residents and to take it into the future. A mockup of the proposed library  
14 will also be made to show the facade of the Nashua Street entrance. The group will look at the renderings and cre-  
15 ate a mockup. The next meeting for this group is August 8 and the group would love if a Board representative were  
16 able to participate. Having Board support will be a big factor in getting support from residents.

17 On a separate note, 39 Nashua Street (Library Annex) needs an overhaul. The Trustees are looking at getting  
18 quotes for renovating that building. Selectman Daniels asked if any of the strategies include a Plan B just in case  
19 Plan A does not pass? Things such as a list of repairs that need to be made. This year (2018) the Library will be up  
20 against the MACC Base needed improvements, but if we want to repair the current Library, is there a way to phase  
21 in repairs? Ms. Costantino said that is what this group is looking at. The Trustees are taking a back seat in this ef-  
22 fort and letting the group take the lead. There were many different options on the table but we came to the table  
23 with only one of the options. Selectman Daniels said if the voters do not pass a new Library, can there be a Plan B  
24 of repairing what must be repaired? Ms. Costantino said that is what the group is looking at. Mr. Bender asked if  
25 the Fire Department has been notified about the Annex? Ms. Costantino said there is a meeting tomorrow with  
26 them.  
27

28 **6:10 p.m. – Target Shooting Proposal.** Chairman Fougere indicated this item was tabled from last month and the  
29 Milford Gun Club (MGC) has provided information in tonight’s packet for discussion. Chairman Fougere asked for  
30 the representative from MGC to step forward for this discussion. Chris Skinner introduced himself indicating he has  
31 four kids in the school system, two are at Heron Pond School. This proposal is for a shooting range to be on the  
32 Brox Lands (Community Lands) and will be approximately 2500 feet from the Heron Pond School. Mr. Bender  
33 indicated the original proposal submission was withdrawn by Mr. Skinner and now is being resubmitted with a few  
34 changes. Mr. Skinner indicated that the MGC plans to open the range up to any police department for practice, not  
35 only Milford. Selectman Putnam asked about lead control and clean up? Kurt Corbin indicated the lead mitigation  
36 is the responsibility of the municipality. The MGC will clean up after themselves, but the existing lead problem  
37 requires town clean up. The cost of lead mitigation is expensive whether it is done by the town or by MGC. The  
38 lead already there is expensive to clean up. Selectman Putnam said maybe we can test prior to giving permission to  
39 the club, if the Board gives permission to the club. Chairman Fougere said the town does not know the extent of  
40 lead contamination at this point, but lead is very slow moving, and it will cost thousands of dollars to remove, it is  
41 very expensive. State law dictates that municipalities do not have to pay for the hazardous waste. Kurt Corbin said  
42 the MGC ultimately wants to clean up after themselves. Selectman Daniels asked if the shooting hours will be per-  
43 mitted April 1 to December 1; noting that is different than the original proposal. Mr. Skinner responded that if the  
44 weather is still good they will still shoot as long as there is no snow at which point the “season” will be finished.  
45 Chairman Fougere looked at the specifications on line that recommend certain criteria. Mr. Skinner is following the  
46 National Rifle Association (NRA) regulations. Chairman Fougere asked if there were questions or comments. Kurt  
47 Corbin brought photos for everyone to see and showed them on the laptop.

48 Alisa Vallier stated the MGC has confined this activity to one area to have shooting practice. In addition to  
49 active members, MGC has support from 160 tax paying residents who also support this. There were no further  
50 comments from MGC. Steve Takacs, Whitten Road, lives directly across from the entrance to Heron Pond School.  
51 Right now, people shoot out there and it is very bad, particularly on weekends. Heron Pond Road brings the noise  
52 right to his house. He pays taxes too and has the right to have a certain amount of quiet around his house. He is  
53 retired and is home all the time so his problem with this is the noise, it is a lot of noise for three days a week and he  
54 protests it. Chairman Fougere asked if Mr. Takacs can always tell when someone is shooting out there? Mr. Takacs  
55 responded yes, when the police were doing it for training he complained and then it lessened. The Heron Pond Road  
56 brings the noise like a funnel to his house. Mr. Skinner is not sure if that is the same area as what they are propos-  
57 ing. Chairman Fougere stated they used to shoot right in the sand pit. Captain Frye said they also used to shoot at  
58 the range area that is being proposed.

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1 John Wilde, Johnson Street, said there are a lot of places in town where shooting goes on and we hear it from  
2 town in the sand pit, it is part of rural living; these are people that have private properties and these people are trying  
3 to mitigate the noise and we should support them. Deb Gaard, Ches Mae Lane, can attest to shooting at all hours  
4 any day of the week and it has been awful. Ms. Gaard understands you need a safe place for shooting but there are  
5 no guidelines. If it is open to the public, people will be out there all the time. Ms. Gaard is vehemently against it;  
6 stating a bullet recently went right by her head. The noise, the liability, the danger can be anywhere out there. It is  
7 bad enough that the trucks are going around town and the people in the vicinity have to deal with the noise. People  
8 would not want this in their backyard. If Ms. Gaard's grandchildren visit her and she feels it is not safe to be in the  
9 yard, and that is sad.

10 Chris Hardman, owner of several Milford properties, said several years ago he did a test with a friend and when  
11 he moved closer to the sand pit he could hear it. He wonders if people are actually shooting in an area near the sand  
12 pit. There should not be any motor vehicles in there. The Milford Gun Club has tried to get the shooting in one  
13 area. Mr. Hardman used to own Granite Town Plaza and people would shoot out behind the building. If we do not  
14 give them a place to shoot, it will be a disaster. The town has an opportunity to have a safe place for target shooting.

15 Peggy Solari, Brookview Court, appreciates the effort but is very affected by the noise. Some people might be  
16 able to tolerate it, but it has an effect on her and her family and she frequently hikes out there. When Ms. Solari  
17 hears the shooting, she does not want to be out there. If you have an appreciation for guns, you might not under-  
18 stand how threatening it sounds, it is the noise that bothers her, it is the noise when just trying to relax. Ms. Solari  
19 understands there is training but she does not know if the people shooting are responsible or not. Chairman Fougere  
20 asked if the noise is coming from the town property or another property nearby?

21 Bob Grogran questioned if people know the difference between a firearm and a firecracker. People sometimes  
22 do not know the difference. Target practice can legally be shot any place in the woods.

23 Jenny Siegrist, resident, stated the police asked for a rule to be put in place to ban target practice on this land  
24 back in February; she appreciates all the work that has been done by the gun club, but how did that request turn into  
25 a gun club being formed and presenting a proposal for target shooting on the same land? The request came in Feb-  
26 ruary when the Police Chief said it is too dangerous to shoot out there and now this proposal is before the Board.  
27 The whole liability issue is a concern, Ms. Siegrist asked if Town Counsel has been involved and are the voters go-  
28 ing to vote on this? Chairman Fougere stated when this came up, the Police recommendation was to ban firearms on  
29 the land. During the discussion the Board tabled the topic and here we are. Things take time. After it was tabled,  
30 during discussion, the group was asked to bring forward a proposal. Ms. Siegrist asked again if voters will be able  
31 to see this and decide?

32 Eric Schelberg, Whitten Road, asked what caliber weapon will be allowed? Mr. Skinner responded the highest  
33 is 30 caliber and hand guns. Mr. Schelberg asked if 50 caliber will be allowed? Mr. Skinner said no, they will not.  
34 Mr. Schelberg said it is 2700 feet from the proposed shooting range to his property and he hears the shooting. Mr.  
35 Schelberg noticed that the days/hours in the original proposal have been extended, so there are now more days and  
36 more hours that shooting will be allowed. Mr. Skinner said that is correct. Mr. Schelberg asked who will be polic-  
37 ing the site? The proposal is for members only but who will monitor that and will there be 24/7 representation at the  
38 site? Will the town require an insurance waiver? The noise is a quality of life issue, but now we are talking about  
39 "if you build it, they will come." Thirty-seven houses are immediate abutters to the property. Mr. Schelberg asked  
40 if the town will be liable for clean up? If the town is responsible for the existing clean up, do we want to be respon-  
41 sible for more?

42 Paul Amato, landowner for abutting properties, asked where the access to the range will be? Chairman Fougere  
43 said there are two public access points to walk in. Mr. Amato said if people have to walk in, how do emergency  
44 vehicles get there? Chairman Fougere suggested the gate can be opened. Mr. Amato indicated this is a very small  
45 portion of the population for this use, for a piece of land that was purchased for the entire town for recreation pur-  
46 poses. Mr. Amato is strongly opposed to this particular use on the Brox property.

47 Harry Standel, Osgood Road, first commented that the microphones in this meeting room are terrible and should  
48 be replaced so that those in the lobby can hear what is being said. Mr. Standel asked if this proposal will be made  
49 available to all residents to read, so it is not only the Board of Selectmen who has read it. Also, does the MGC have  
50 any assets? If not, who will be financially responsible for any mishaps that occur? How much time are they willing  
51 to expend on this plan? Mr. Standel is against this use; they need to be very specific on this, how will they reinforce  
52 their rules? What method of enforcement will there be? Will town counsel review the plan and comment on it? Do  
53 you know if the shooting range will require police to monitor it and at what cost? Who will pay for that enforce-  
54 ment? What happens if the group fails to follow the plan? Will there be penalties if they fail to follow the plan?  
55 Are there penalties for noncompliance? Does MGC provide insurance and name the town as insured? Who has the  
56 financial responsibility for any issues that come up, whether accidental or just clean up?

57 Denise Clark stated many of her issues have been asked by other people, this is town owned land and why is  
58 Milford taking on this issue for a particular club for a particular activity? Ms. Clark's concern is if there are indoor

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1 shooting ranges available, why does this group want to use public property for an outdoor shooting range? The  
2 abutters are concerned and Ms. Clark does not blame them, the last thing I would want to listen to at home is gun  
3 shots. Who would want to listen to shooting all weekend? These things need to be considered and residents have  
4 the right to enjoy their own home and yard. This should appear on the ballot in March. Everyone who pays taxes in  
5 town owns that property and should be able to weigh in on it.

6 Celeste Barr, Prospect Street, said for the types of firearms mentioned, is there a rule for discharging a firearm  
7 needing to be 300' from residents? It is 1000' from a school. The closest trail is 1200' from the range. Ms. Barr  
8 appreciates the in-depth research this group has done but would want to see it mapped out. Is it within those ranges?  
9 Chairman Fougere said they want to just use that land.

10 Town Administrator Mark Bender asked if the MGC is an LLC? Mr. Skinner responded it is a social group. A  
11 resident of Whitten Road said the people who are going to be using this range are club members, but when it is  
12 available it will increase in use. There are 16 weekend hours plus Tuesdays and Thursdays and we need to know  
13 who will enforce it and who will clean it up. This could decrease the abutters' property values. The MGC is doing  
14 the right things but the enforcement and financial impact will be a significant cost.

15 Bobby Schelberg, Whitten Road, looked up and found many gun clubs that are available and require the same  
16 things; a signed liability form is required and no one is allowed on the property without filling out that form. Hollis  
17 has a set up, they do background checks, they do testing, there is no shooting at night; they all have gates, locks and  
18 signage. If you want to start a gun club, the club should get its own property and not use town property. This is not  
19 going to be permanent, if we have to clean up, we need to charge them rent for use of the land.

20 Eric Anderson is a new resident of Milford, said gun clubs are not readily available to new residents, it comes  
21 down to finding a safe place to shoot, there are wait lists everywhere.

22 Bobbi Schelberg responded that new memberships are being accepted at the gun clubs. Go to the Fish & Game  
23 website to find one, it costs between \$50-\$180 per year. Chairman Fougere noted that there is no shooting in Hollis  
24 right now, pending litigation.

25 Steve Takacs, Whitten Road, did not know about changing the hours from the original plan. This is not okay, if  
26 it is approved, it should only be for 5 hours per day of use. He likes Ms. Schelberg's idea of having a gate, let's  
27 keep it fewer hours, he would rather not see it approved at all. It should be voted on by abutters, nobody else will  
28 care except for the abutters.

29 Chris Skinner, MGC, asked about cost of clean up. The MGC will do the cleanup that they produce, but not  
30 what is already there, it will be sifted to pick up all the shells. There are more members to the club, a total of about  
31 93 members who will clean it up. The gate is something that the club would want to have but because it is town  
32 property they would need permission. Mr. Skinner asked about a noise ordinance. Police Chief Viola responded  
33 that there is no noise ordinance. If noise disrupts someone, the police can call it disturbing the peace, he can look  
34 further into that. We can take action when there is a complaint just like when there is noise from a bar or from fire-  
35 works. Mark Bender asked what are the proposed hours for shooting? Mr. Skinner responded:

36 Sat/Sun 12:00 to 30 minutes before sunset

37 Tues/Thurs 12:00 to 30 minutes before sunset (summer only)

38 There will be no shooting during the school year.

39 Chairman Fougere said the proposal has procedures in place and who can shoot for training, etc. We have to  
40 get the document on the website so residents can review it as well.

41 Harry Standel asked about financial responsibility; the only way the club can survive is if there is a financial  
42 responsibility clause. Either the organization has assets or a person that can be the financial responsibility, other-  
43 wise it is just the town's responsibility.

44 Chairman Fougere indicated this property is planned for gravel excavation, once the first phase is complete, this  
45 area being discussed for the target shooting will be excavated for the gravel. The mound currently behind the pro-  
46 posed shooting range will be removed in order to excavate the gravel. That is the plan, we are very close to finaliz-  
47 ing the permits and then the excavation will begin. Selectman Dudziak believes it is a safety, environmental and  
48 noise issue. This Board only has the authorization to act within what we are allowed to do. Legally, she does not  
49 think the town can restrict the use of firearms on the land. Selectman Daniels stated RSA 508:14 permits a person to  
50 use the land for recreational purposes and they shall not be liable for accidents, therefore the town could not be held  
51 responsible for any accidents. Selectman Dudziak agreed. Selectman Daniels also stated the State shall regulate the  
52 use of firearms. He spoke to the Milford Gun club and commends them for the work they did, noting he lives in the  
53 neighborhood so he hears the shooting and he gets more irritated from motor vehicles on Whitten Road than with the  
54 shooting. Precautions have been taken. Some of the questions about monitoring should be addressed. Selectman  
55 Daniels indicated the Lion's Club created the skate park and they formed a group that checked people in. Selectman  
56 Daniels would rather see one designated place where people will go to shoot rather than have it everywhere. They  
57 are not shooting toward neighbors, it is far enough away from structures. To get to this area, it is a 20 minute walk  
58 into the woods with equipment.

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1 Vice Chairman Federico is impressed with the work MGC has done. Everyone that is in the club is a gun own-  
2 er. He does not see the correlation between a skateboard and a bullet but the skate club ran well and then it died  
3 down, but he just does not feel the town-owned property is an appropriate use for a gun range. If one person gets  
4 shot out there, the town will get sued, we will open ourselves up to exposure if we allow this on town-owned proper-  
5 ty.

6 Community Development Director Lincoln Daley does not believe the town can allow people to do this, but he  
7 would much rather go to court for an ordinance than for someone getting injured. Vice Chairman Federico opposes  
8 a target range out there and is in support of banning that activity. Mark Bender said under RSA 159:26, no town has  
9 authority to regulate the use of firearms, but what statute has given a club the authority for the use of the type of gun  
10 or to regulate the use of the town-land? That might be why the Board of Selectmen has authorization to regulate  
11 town property under RSA 41:11:A.

12 Selectman Putnam believes in gun ownership, he understands target shooting and knows it would be safe. He is  
13 in favor of equal rights. We have given permission for all kinds of things on that land, we do not get in the way of  
14 recreation in town. Guns are used for recreation. Selectman Putnam does not have a problem with this use. A lot of  
15 good questions have come up and he would like to see the answers to those questions before making a decision. The  
16 noise can be brought down with the design of the shooting cages. He would like to see the shooting range out there,  
17 it is safe, he trusts that MGC would honor the town property. Chairman Fougere looked at the Fish & Game website  
18 and said there are no other municipal gun clubs, but if it is free range in the statute, why are there not more of  
19 them? Chairman Fougere thinks it is because people do not want a gun range on town owned public land. Milford  
20 would be the first one, if there is another town let him know. He sees no other municipal gun ranges in NH. Hollis  
21 had one and it is shut down right now; it is very complicated. There is no more shooting in Hollis, they are now  
22 building an indoor shooting facility. Chairman Fougere learned a lot about lead in Hollis, the lead that is on the  
23 Brox property is regulated and Milford owns it. The taxpayers own that lead, how much is there, we do not know  
24 but it should be looked at. If this moves forward, we would want to have a baseline. The lead leaches, but it moves  
25 very slowly. It is an issue in Hollis and they are spending money to clean it up. We would need to deal with that;  
26 regardless of what happens with this property. Chairman Fougere needs more questions answered more specifically  
27 on berms, the facility, monitoring and enforcement. The gravel operation will be going on for 3-5 years, we need to  
28 be considerate of that for the neighbors. We need to get the proposal on the website. Chairman Fougere appreciates  
29 the detail that was put into the proposal, someone has put a lot into this. He would also like to talk to town counsel;  
30 we need to find out what it will cost to remove the lead that is there now. Once it gets cleaned up, it can stay clean.  
31 The testing is expensive and the removal of lead is expensive. Chairman Fougere also has questions on limiting the  
32 caliber of guns allowed and who will monitor the use, noting it should be restricted to residents only. Chairman  
33 Fougere thinks the proposed number of days of use is too many.

34 Chief Viola indicated the town would need to authorize enforcement, asking if the MGC will have the right to  
35 say no entry to non-residents or will they have to contact police? Can they check identifications of people trying to  
36 enter? That is a lot of pressure on MGC. Some people might have a problem with checking their ID. The Board of  
37 Selectmen would have to give the Police or MGC authorization for this. How will people access the site and park  
38 cars? What if someone tries to drive in? These are questions we need to look at. How will problems be handled  
39 when people do not want to leave? Selectman Daniels asked who deals with the skate park at Keyes Field? Chief  
40 Viola said there is a park ranger in the summer who will contact the police. Chief Viola asked if guests can enter the  
41 range? The details all need to be worked out, there are a lot of questions that need to be answered.

42 Selectman Putnam said the gravel operation will be starting up soon, should this even be considered right now?  
43 There were no further comments. Lincoln Daley said more time is needed to get answers. Chairman Fougere would  
44 like to get the MGC proposal on the website. Selectman Putnam said this is a difficult decision. Chairman Fougere  
45 will clean up his notes with all of the questions to be addressed. Mr. Skinner asked if they can shoot in there now  
46 while these issues are being dealt with? Chairman Fougere said nothing has changed as of right now.

47 Selectman Daniels moved to table to the next meeting. Selectman Putnam seconded. Selectman Daniels re-  
48 moved his motion, Selectman Putnam seconded. Vice Chairman Federico asked MGC if they could put more in-  
49 formation together about purchasing a piece of property somewhere on their own because having the town-owned  
50 land with MGC running the range on the land is a concern for him. Selectman Daniels moved to table this issue.  
51 Selectman Putnam seconded. All were in favor. Motion passed 5/0.

52 Selectman Putnam said that once the proposal is on the website, we will get more input and questions. Chair-  
53 man Fougere said if the Board has more questions, get them to Mark Bender and we can get the list of questions to  
54 MGC. Chairman Fougere will consolidate a list of questions for MGC by the end of July. Chairman Fougere said  
55 there is no rule against target shooting on that land right now.  
56

1 **3. PUBLIC COMMENTS. (items not on the agenda).** Chris Labonte, resident, requested that the agenda packets  
 2 be provided on the town website for the public to review. Consensus of the Board was to include that when posting  
 3 the agenda from now on.

4  
 5 **4. DECISIONS.**

6  
 7 a) **CONSENT CALENDAR.** Chairman Fougere asked if there were any items to be removed from the  
 8 Consent Calendar for discussion. Selectman Daniels asked that item 4a)3 be removed from the Consent Calendar  
 9 for discussion. Selectman Putnam moved to approve the consent calendar with the exception of item 4a)3. Select-  
 10 man Daniels seconded. All were in favor. Motion passed 5/0.

- 11  
 12 1) **Acceptance and Appropriation of Unanticipated Revenues Under \$10,000 (31:95(b)).** The fol-  
 13 lowing was accepted by the Board:

Source	Amount	Purpose
John & Amy Herner	\$250	Donation for the Police new K-9 Special Purpose Fund

- 14  
 15  
 16  
 17  
 18 2) **Request for Approval of (1) Real Estate Tax Payment Agreement.** The Board approved the tax  
 19 payment agreement for 2014 taxes as recommended.  
 20 3) **Request for Approval of (1) Jeopardy Tax Warrant.** This item was removed from the Consent Cal-  
 21 endar by Selectman Daniels for discussion. Selectman Daniels asked where is this property located?  
 22 Town Administrator Mark Bender responded that he thought the Town Assessor Marti Noel was planning  
 23 to be here this evening. Selectman Daniels moved to table this item. Selectman Putnam seconded. All  
 24 were in favor. Motion passed 5/0.  
 25 4) **Request for Approval of (2) Timber Tax Levy's.** The Board approved the timber tax levy's for  
 26 Thomas Lorden in the amount of \$1,366.39 and for Not Too Dusty LLC in the amount of \$1,630.71.  
 27 5) **Request for Recommendation that the Board Elect NOT to use the PA-28 Inventory Form for**  
 28 **2018.** As in the past, the Board approved this request.  
 29 6) **Request for Annual Approval of State DRED owned land.** The Board approved the annual reim-  
 30 bursement of taxes for property owned by the NH State Department of Resources and Economic Develop-  
 31 ment (Fire Tower).  
 32

33 b) **OTHER DECISIONS.**

34  
 35 **5. TOWN STATUS REPORT.**

36  
 37 1) **Paving Update.** Mark Bender complimented the Department of Public Works and Director Rick  
 38 Riendeau for the paving work that has occurred and for it being quick, there is still more to be done. The traffic  
 39 flow and safety on Osgood and Mason Roads have been very good. There is a 1989 ordinance in Milford for a stop  
 40 sign at that intersection. Rick Riendeau consulted with the Police Department and the Traffic Safety Committee  
 41 about making a change. There is one person that lives in that vicinity that has expressed concern. If everyone can  
 42 be conscious of a change and also the Board consider if the town should rescind the 1989 ordinance, it will be on a  
 43 future agenda. Selectman Daniels asked do we need to have three hearings to rescind a traffic ordinance? Mr.  
 44 Bender responded that he believes three hearings are required. Mr. Bender asked how much traffic passes through  
 45 that intersection each day. Police Chief Viola responded there is a fair amount. Rick Riendeau added that there are  
 46 about 6,000 trips through that intersection each day. Selectman Putnam said we need to confirm how many hearings  
 47 we need to rescind the 1989 stop sign ordinance.

48 2) **Stormwater Video Update.** Chairman Fougere indicated this video project is on Nashua Street so people  
 49 should be extra attentive in that area because people are mapping it.

50 3) **LED Street Light Update.** Crews will be replacing the street lights all around town. Chairman Fougere  
 51 thanked DPW for installed in the fence around the grass at Keyes Field entrance, noting it looks very nice.  
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 55 **6. DISCUSSIONS.**

56 1) **Keyes Park Expansion Committee Report.** Chairman Fougere indicated that last fall a detailed presenta-  
 57 tion was brought forward from this committee who spent a lot of time on this. The Board reviewed the plan for  
 58 Keyes Expansion but never made a decision. Chairman Fougere indicated this is a Policy document and gives guid-  
 59 ance for the future needs of the town. Feedback from the community was used in its development. One of the least

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1 expensive options could be done earlier in this process. The Fletcher site is done now, if we wish to consolidate that  
2 site (Fletcher) with the Keyes Park, Mr. Bender can check with EPA to make sure it is not a problem. The Charge  
3 for this committee was very lengthy and they did a lot of work and got a lot of feedback. Selectman Putnam thought  
4 a lot of good ideas for all different recreational needs and for all ages were brought forward. The report is great and  
5 we can build on it. If this Board adopts this policy we can move forward and additional plans can be added. There  
6 were no additional comments from the Board. Janet Langdell, committee member, asked if the Board has any unre-  
7 solved questions or need for further information relative to the 127 Elm Street building? The committee needs to  
8 raise the question and find information or charge someone with getting that information. Janet asked who will take  
9 the lead on the Master Plan and oversee and guide it along because it could just sit on a shelf, and there are recom-  
10 mendations for the Recreation Commission to be involved with DPW and Recreation. Chairman Fougere supports  
11 that recommendation for the Recreation Department and Commission to take the lead to make sure it does not sit on  
12 a shelf. The building recommendation is for it to be demo'd. Chairman Fougere does not want to spend money on  
13 that building; there are more pressing buildings that need time and money. Selectman Daniels is not sold on the  
14 building. Janet Langdell said the building estimate for a new building is about \$6 million and it is just an estimate  
15 and can be changed. Selectman Putnam said it might be a while before we do anything because it has to go before  
16 the voters, the building is not in the forefront. The intention is that this is just one choice in the town's big picture  
17 and it needs to be taken in context with the other needs of the town. A facility assessment was done years ago to  
18 include all town facilities. Maybe that needs to be looked at again.

19 Lincoln Daley, Community Development Director, said a lot of the short term goals can be done this year, look-  
20 ing at the Fletcher site is one of those items. Buying equipment for the walking path could also be looked at for this  
21 year. A landscaping plan could be looked at as well. Ms. Langdell said this report is a plan and recommendations,  
22 but they can be changed. Is it better for the community to put money into this building or to raze it? Selectman  
23 Daniels said the Motor Vehicles Department was considered to move into this building temporarily but it was felt it  
24 would not work and we have not talked about what else could be done with the building. Claudia Lemaire, Recrea-  
25 tion Commission, said the estimate on a new building was more, we need to decide what to do with that building or  
26 it should be demo'd on the property. But what additional information is needed by the Board to make that decision?  
27 Selectman Putnam feels that building is in good shape and needs a little TLC, he has re-modeled buildings like that  
28 many times and he feels that can be done. Selectman Putnam thinks there is value to that building and we should  
29 keep it.

30 Jerry Guthrie, Keyes Park Expansion Committee, feels the building has a lot of issues. The structure is okay but  
31 most of the ceilings and floors have issues; what the Recreation Department wants to do with the department would  
32 be better doing with a new building. Selectman Putnam thinks some people looking at the building do not have a  
33 background in building and he feels it would be overwhelming to some. Ms. Langdell said the committee members  
34 are not in the building trades, we reached out to one of the leading construction management companies in the State,  
35 Turnstone, who came out and volunteered their time to evaluate the building based on the anticipated use for recrea-  
36 tion, DPW or DMV. That plan is based on surveys of departments and a professional evaluation of a major corpora-  
37 tion in the state. That is important to get in the record.

38 Chairman Fougere said the Board is not making a decision on the building tonight because there are so many  
39 building needs that need to be dealt with. We will deal with it but not tonight. It is a policy document and we  
40 should adopt it and start to address some of the issues. We can prioritize. We have a lot of capital items that we will  
41 be dealing with. Selectman Putnam said it will also cost money to demo that building. Selectman Daniels asked if  
42 the building was looked at from the point of view of what the building is now, what can be put in it, or from what do  
43 we want and will it fit? Recreation Director Arene Berry answered the building now could not support a gym be-  
44 cause it does not have the height. Storage is a problem in all town facilities and things are stored all over town.  
45 That building was looked at just for storage without changing anything. Could it work, yes. Would it be the lay out  
46 for a brand new building, no. Ms. Berry said the elderly community members are also a big group in Milford, the  
47 building at 127 Elm Street would be better for them than what is available now.

48 Mr. Bender asked about the concept for the walking path. Ms. Berry indicated that a gravel path meets ADA  
49 requirements and the town received a grant for ten outdoor exercise stations but we need matching funds which is in  
50 process. The equipment would be along the walking path. The grant was for \$7,500, with a matching grant plus  
51 \$2,000 for shipping. Jerry Guthrie asked what happened to the \$25,000 in the capital reserve fund for Keyes Expan-  
52 sion? Mr. Bender responded it is in the fund and must be voted on to expend from it. Mr. Guthrie asked if an ex-  
53 penditure can be on the ballot in March. Finance Director Jack Sheehy responded in order to spend from a Capital  
54 Reserve Fund it must go to town vote, however because the town is receiving a grant for \$7,500 the town cannot  
55 provide a match from the CRF, that would be disallowed. The only way to spend from those funds is to go back to  
56 the voters. The voters can provide authorization to expend, not the Board of Selectmen.

57 Chairman Fougere asked for a vote. Selectman Putnam moved to accept the Keyes Park Expansion Committee  
58 Report as presented. Selectman Dudziak seconded. All were in favor. Motion passed 5/0.

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

**a) FROM PROJECTS, SPECIAL BOARDS, COMMISSIONS & COMMITTEES.** Selectman Daniels indicated that Bert Becker has handed in his resignation from the Recycling Committee. Selectman Putnam moved to accept Mr. Becker’s resignation. Selectman Daniels seconded. All were in favor. Motion passed 5/0.

Selectman Putnam indicated the MACC Base Board of Governor’s provided information to Chairman Fougere regarding vendors and consultants. One firm we do not want to deal with and we are looking for more consultants. An antenna location is being put in Wilton to enhance the Elm Street end of Milford. There were no further comments.

Selectman Putnam indicated the Fire Department expansion committee is moving along, they meet Wednesday mornings. The consultant out of Portsmouth was chosen. The committee is looking at if we want to keep the department at its current location.

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

**8. APPROVAL OF FINAL MINUTES.** The minutes of February 27, 2017 (AMENDED) and June 26, 2017 were presented for review and approval. On motion made by Selectman Putnam and seconded by Selectman Daniels, the minutes were approved as amended. All were in favor. Motion passed 5/0 for the June 26 minutes and 4/0/1 with Selectman Dudziak abstaining on the vote to approve of the February 27, 2017 (AMENDED) minutes.

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

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

**11. NON-PUBLIC SESSION.** Selectman Putnam moved to enter non-public session at 8:45 p.m. Selectman Daniels seconded. All were in favor. Motion passed 5/0. After discussion, the Board came out of non-public session at 8:55 p.m. and Chairman Fougere announced the Board made 3 decisions.

**12. ADJOURNMENT:** Selectman Putnam moved to adjourn at 8:59 p.m. Selectman Daniels seconded. All were in favor. Motion passed 5/0.

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Mark Fougere, Chairman

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Kevin Federico, Vice Chairman

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Gary Daniels, Member

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Laura Dudziak, Member

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Mike Putnam, Member