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APPROVED

MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING
September 12, 2011

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PRESENT: Nate Carmen, Chairman
Gary Daniels, Vice Chairman
Tim Finan, Member
Mike Putnam, Member
Katherine Bauer, Member
Guy Scaife, Town Administrator
Peg Ouellette, Recording Secretary

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

INSTRUCTIONS: The meeting was called to order by Chairman Carmen at 5:30 p.m. who introduced Board members and led the audience in the Pledge of Allegiance. Chairman Carmen noted that those people in the audience who wished to speak or add to the discussion should please use a microphone in order to be heard on the PEG Access live broadcast.

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2. APPOINTMENTS:

5:30 p.m. – Departmental Update – Public Works. Rick Riendeau, Director of Public Works, provided handouts to the members which contained the presentation. He gave a six-month update of Public Works noting the street sweeping has been continuing. There is an anticipated increase for sweeping in the future due to MS-4. There is also a plan for replacement of a sweeper for 2013 since the current one is 19 years old and there have been issues this year with getting parts for it. Consideration is being given to a vac sweeper rather than a mechanical one to enhance abilities to keep up with MS-4. This type of sweeper would also perform additional services, such as catch basin cleaning, and helps almost three-fold as opposed to just street sweeping. Painting in downtown has been continuing. Major lines are being done this evening, which should complete this year's round of road striping.

Drainage – Johnson Street has been completed; the asphalt top is completed. A couple of small punch-list items remain there and it will be complete this fall. Catch basin cleaning will be finished this week. DPW cleans a thousand catch basins every year and there are a total of approximately 1,300 in town, so the majority of them are done. Other drainage projects DPW would like to start this fall are the ongoing drainage issues; there are some culverts on Mason Road to replace and one on Purgatory Road as well as some headwalls.

Paving - The paving program for the year is complete with the funds available. Crack filling is being worked on now. Typically 20-25 roads are done, depending on how bad the cracks are. This year the concentration is on the Savage, Whitten and Mason Roads area so they can prepare for chip sealing next year.

Sign inventory – A compliance plan must be done by the end of this year. The software was just received today and training on it is going on this week and they should be initiating it fairly soon.

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Jennison Road Bridge – This was inspected by the State last fall. There are deficiencies in the culvert. The State has been contacted and it is on the State program which is upwards of ten years to get through the cycle to get any State money for it. DPW also had an engineer look at the Swinging Bridge which hasn't been done for some time. The last time any work was done on it was in 1975 when it was painted. No other information can be found on it. So they had an engineer look at it and put a proposal together to look at the bridge and possibly make some recommendations. The Hartshorn Road Bridge has been on the State's red list since 1997. Mr. Riendeau has spoken to Amherst about that. He thinks if it gets worse it may have to be closed; that is definitely something that DPW will come in and talk about, but as far as sinking money into that bridge, it would probably not be advisable. Selectman Bauer asked what is the tipping point on that bridge when saying it might get worse; what tips it over from being usable to needing to be closed? Mr. Reindeau stated the State continues to inspect it every year and because it is on the red list they check it structurally. It currently has a 6-ton capacity and has for a good number of years. If the State comes and inspects it and finds it has lessened even more, that is where we will end up at the cutoff. Vice Chairman Daniels asked for clarification of the Jennison Road Bridge and whether deficiencies in the culvert are caused by something wearing out or a change in the law so that what was put in before is no longer acceptable? Mr.

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1 Riendeau replied it is environmental and is mainly rusted. There is a considerable rust line and corrosion going
2 down through it, which will cause some integrity issues. The State noticed it and brought it up. It is not red listed
3 yet, but they noticed it is starting to deteriorate so they have CLD on board. They've looked at the bridge and Mil-
4 ford will look at it twice a year. Selectman Putnam asked if the rust is at the bottom or the top. Mr. Riendeau said it
5 is about halfway or three-quarters of the way up, almost where the water line has been.

6
7 Road survey - Milford currently has in excess of 90 miles of road. In going through the 2012 budget, DPW
8 will try to budget at a level that meets a 1-15 year resurfacing plan. Some of the asphalt roads are not holding up the
9 way they used to, so they are trying to stay ahead of that curve. Selectman Putnam asked if the State changed their
10 asphalt mix which is creating the problem. Mr. Riendeau said the State has changed their mix design over the years,
11 but he is not sure if that has decreased the longevity. They try to stay with State recommendations as they seem to
12 be better recommendations. Selectman Putnam asked if it would be worthwhile to use a better mix to get longevity,
13 even if we spend a little more money, but get 5 or 10 years more out of the road. Mr. Riendeau will look into that;
14 he said it may be different depths, also. He commented that Milford has more, heavier truck traffic now. He has
15 increased the designs in town with the road thickness so it could be a little of both.

16
17 Other projects - There are other drainage projects in town and fixing some of the culverts. Rail trail main-
18 tenance is continuing, doing a little bit every year. Roadside maintenance - brush cutting and ditchwork is ongoing.
19 Roadside mowing continues. Sand screening is coming up in November for our winter sand. They will look at the
20 winter maintenance plan again this year. They try to look at it every year to see if updating is needed. There are no
21 new roads that have been accepted at this time.

22
23 Maintenance program - The 3-year maintenance program is completed. They are trying to broaden the
24 maintenance program to include other treatments, not just paving. Some chip sealing will be done next year (pro-
25 posed for Whitten Road, Savage Road, McGettigan Road and Mason Road per the presentation). More shimming
26 will be done (proposed 2012 Crosby Street per the presentation). They will do more crack filling. It takes all these
27 treatments to keep things going. Selectman Bauer raised a question regarding Wilton where there was a drainage
28 problem on McGettigan Road; since the heavy rains we've had, is what they did working? Mr. Riendeau responded
29 that it did help. It didn't do what it did before (with the heavy rain). There are still some upgrades that should be
30 done eventually. There are some plans to extend some of that drainage but it seems to have corrected a lot of it.

31
32 2012 - Things being looked at for 2012; anticipating MS-4 Phase II, updating the pavement conditions of
33 roads next year, and continue upgrading roadway maintenance.

34
35 Future look - In looking ahead, DPW will be working on an equipment replacement schedule; an exhaust
36 ventilation system for the garage as there is not one in place; a new lift because the old one is failing (it came out of
37 the old garage and was put in this garage when it was built); more road management work and Mr. Riendeau is look-
38 ing at software to help with that; Mile Slip Road is still on the list to keep upgrading every year and eventually get it
39 to a paved surface; the Savage Road drainage extension which was discussed earlier, is a future plan to extend it
40 down to lessen some of the impacts on people there; and looking at new paving techniques and equipment such as
41 using hot boxes, patching, etc., which should make longevity of the patches better. Selectman Bauer asked, regard-
42 ing the garage ventilation, if there is not an exhaust in the garage now and there never has been one? Mr. Riendeau
43 said there never has been one. Selectman Bauer asked if that is on top of the priority list. Mr. Riendeau said it is
44 very high (on the list) because it is garage exhaust. He got a quote on it this past week after having someone come
45 down and look at it. It is in the \$36,000 range. That is something he has to be working on.

46
47 Transfer Station/Recycling Center - DPW tried to get another hazardous waste collection day funded, but
48 there wasn't enough in the regional budget, so there is still only one in April. Values on the recycling have been
49 doing very well, and have been better than last year. Tammy Scott has been very good at watching the values and
50 cashing them in at the right time. An electronic equipment waste collection program has been implemented; and we
51 are trying to get away from paperwork and handwork. It should simplify a lot of things (according to the presenta-
52 tion it is transported once a week to RMG Enterprise-volume continues to increase since implemented). With brush
53 and burnable wood, we will continue to burn if we can. We are looking at some chipping at the transfer station to
54 get rid of some of the big piles.

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1 Facilities - Keyes Pool painting was completed on some of the inside of the pool this year by DPW and
2 some prisoners that came in to help. The kiddie pool was painted and resurfaced. Resurfacing the large pool is in
3 the budget for 2012. DPW Garage - Wash bay in the garage was completed which was driven by MS-4 and the
4 EPA, so vehicles don't have to be washed outside. They have been organizing town buildings to make things easier
5 and more accessible. Town Hall – typical ongoing maintenance and repairs continue. As stated earlier, Hillsbo-
6 rough County Corrections prisoners are coming in for 4 weeks in a year. The project was extended, so Milford is
7 fortunate to have those people coming in. They help with anything from painting the snowplows, trucks, work on
8 the rail trail, landscaping, and helping in the cemeteries.

9
10 Cemeteries and Parks - Current year - The West Street cemetery gate was rebuilt, the entrance was also
11 repaved and a large stone that was cracked was repaired. Kaley Park was hydro-seeded last week. Phase II of the
12 soccer field was completed. DPW did the grading and hauled in gravel. Paving at Riverside Cemetery will continue
13 this fall. DPW will try to do a few roads every year as much as possible with its own forces. They continue to sup-
14 port Town recreation events throughout the year. They continue to plan fields and facilities with the Planning De-
15 partment and Recreation Department. The parks have ongoing security with DPW, Police and Recreation for zero
16 tolerance at any of the parks or playgrounds. (Panic alarms are operational, per the presentation). This year has been
17 a very active year; at Keyes Mr. Riendeau thinks they expelled in the neighborhood of 20 or 21 people.

18
19 Future Years (Cemeteries and Parks) – Continue work at Kaley Park, looking at the ball field sections next
20 year, which can be done with in-kind services. More paving of Riverside and in the next 3 to 5 years most of that
21 should be complete. Upcoming is the exterior painting of Town Hall and air duct cleaning at Town Hall. They will
22 be upgrading some of the water lines at Riverside Cemetery.

23
24 Stormwater MS-4 Community - Completed our first six years as an MS-4 Community. Milford has filed
25 an annual report each year. We are currently reviewing the proposed new guidelines for the Phase II EPA permit.
26 Mr. Riendeau said we are currently into Phase II, which is supposedly coming out soon.

27
28 Chairman Carmen asked the Board if there were any questions. Selectman Bauer asked, under Parks and
29 Recreation, how many parks there are in Milford. She thinks there are more parks than most people think and DPW
30 has to do a lot to maintain them. Mr. Riendeau and Selectman Bauer listed Kaley, Shepard, Emerson, Osgood,
31 Adams, Keyes and the old police station. There are a lot of memorial parks downtown and on Elm Street and Union
32 Street and the one as you cross the Swinging Bridge. Then there are the cemeteries. Selectman Bauer asked how
33 many employees are in the cemeteries and parks (full time and part time). Mr. Riendeau responded there are 5 full
34 time and 2 part time employees (32 hours a week). There is also one seasonal person from May-October. Select-
35 man Bauer asked if that is sufficient or would he like to see more people in that crew? Mr. Reindeau said at the
36 present time he thinks it is adequate. He thinks they can help themselves by looking at some of the equipment and
37 possibly looking at some of the big fields differently than what is done now. The typical mower has a 52-inch cut.
38 The one they tried was an 11-foot cut which did it in half the time. So, it is something to really look at in the future.
39 It costs more money but it saves in personnel time.

40
41 **5:50 p.m. – Proposed Economic Revitalization Zone.** Bill Parker, Community Development Director, presented
42 information and is here to seek Board of Selectmen authorization to establish an Economic Revitalization Zone
43 (ERZ) in the district as outlined as a potential economic revitalization district incentive by the State Department of
44 Resources and Economic Development. This allows the town to establish an area of vacant land, undeveloped land,
45 vacant buildings, under utilized commercial and industrial property to allow the property owners to seek business
46 profit tax and business enterprise tax credits. The town was approached by Hendrix; Hendrix is looking to seek
47 whatever incentives it can obtain to be able to expand its facility in Milford. Hendrix approached the town to see if
48 this could be established. The Planning Board has looked at this district. The boundaries that are proposed goes
49 from the Hayward Farms golf course under utilized property and extends to the Wilton town line on Route 101, both
50 sides of Route 101 including the TIF district, the proposed “Andover” property and much of the commer-
51 cial/industrial land of west Milford. It is a formality that the town establishes this district; from that point on the
52 property owner applies for the program to the State and if it meets the qualifications set forth by the State, then they
53 can apply for the tax credits to expand, create jobs or repair buildings. It is hoped that the Board of Selectmen will
54 approve this. The Planning Board looked at the boundaries and the Economic Development Advisory Committee
55 (EDAC) has talked about the program. There have been several meetings with State Representatives explaining that

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1 they would like to see Milford move forward on this. Mr. Parker is before the Board tonight to ask the Board to give
2 authorization to create this district. He asked if there were any questions.
3

4 Selectman Finan asked if the property owners are the ones that apply for this. Mr. Parker said the property
5 owners do apply. Selectman Finan asked if the property owners have been contacted or are they aware of this. Mr.
6 Parker said they have not been contacted. but they will make this program known to them if they choose to take ad-
7 vantage of it. Selectman Finan asked whether it is possible that having this zone would be detrimental to the proper-
8 ty value if it is now designated as something like this. Mr. Parker said no, this should not affect property values; it
9 doesn't affect zoning, land use or anything they are allowed to do other than to seek the tax credits. Selectman Bau-
10 er asked if State funding is available now. Mr. Parker responded that State funding is available now and it is his
11 understanding from his office talking to people in the (State) office that it is available through mid 2015. Compa-
12 nies would have to apply for it through the end of 2014. It is possible the program may be extended, but right now it
13 is available through the end of 2014.
14

15 Chairman Carmen said if this program has the possibility of being extended, this could enhance the devel-
16 opment of a share of town property as it is being developed. Mr. Parker responded definitely. Chairman Carmen
17 said if you have a 25 or 30 year projection it would go quicker. Mr. Parker said if the police station sale moves for-
18 ward it could help; that probably has more short-term development potential. If the program is extended and timing
19 is right with some of the TIF district and the Commerce Community District, it would certainly help them. It would
20 help existing property owners in the district if they know it is available. They received a plan today for a firm on
21 Meadowbrook Drive that has been looking at a second building. We will let them know this program is available
22 and get the word out there. Selectman Bauer said on the map there are a couple of spots called "Brownfields". Are
23 those spots that have been contaminated? Mr. Parker said that is correct. Selectman Bauer asked him to point out
24 the old police station site, which is one of them. Mr. Parker pointed out the old police station site and the OK Tool
25 site, what was a small restaurant that was part of the OK Tool Superfund cleanup, and the other site is the location of
26 the Savage Well. Vice Chairman Daniels said this sounds a lot like a TIF district. He asked why we don't have to
27 go before the people and get permission to establish this kind of zone as we had to do that for the TIF district. Mr.
28 Parker said State statute and State regulations don't require that. It is a direct application process between the prop-
29 erty owner and the State. There is no town financing or budgeting involved in this whatsoever. Guy Scaife said TIF
30 really looks at utilization of municipal taxes (a change), so you are asking voters for approval to make that change.
31 This ERZ refers to a business tax at the State level and it is their way of spurring economic development under cer-
32 tain circumstances so there is no impact in terms of tax revenue.
33

34 Vice Chairman Daniels said it is taxpayer money that is being used as incentives. The \$850,000 has to
35 come from somebody. The only money the State has comes from the towns. Guy Scaife said it is a business tax that
36 the particular business would pay the State. It is not a portion of residential tax or other business' tax; it is the taxes
37 on the specific business that may qualify that would have a reduction in their obligation if they meet certain criteria.
38 Chairman Carmen said is the business profits tax. Mr. Parker said that is correct, business profits and business en-
39 terprise taxes that the State levies. Vice Chairman Daniels asked if there were concerns about the sustainability of
40 the program since it is only designed for five consecutive tax periods. Mr. Parker said he would say they have con-
41 cerns for sustainability of any program through the state, but would hope that if this program is what he believes it
42 is, the state will look at extending it at budget time in 2014, at that time we can look at it again.
43

44 Vice Chairman Daniels asked about any negatives if we approve this and two years from now the state dis-
45 continues it. Mr. Parker said the negatives would be the opportunities available for local companies if it were dis-
46 continued, they would not have the option to apply for it. It is an incentive businesses can utilize, but it is an incen-
47 tive which could be taken away. Vice Chairman Daniels asked, once the zone is established, would discontinuance
48 of the program dissolve that zone? Mr. Parker said he would think so. If the program is re-established the zone
49 could be re-established. Chairman Carmen asked if there were any other questions. There were none.
50

51 Selectman Putnam moved to adopt the proposed ERZ zone. Selectman Bauer seconded the motion. All
52 were in favor. Motion passed 5/0.
53

54 **6:00 p.m. - Osgood Pond Dredging.** Guy Scaife, Bill Parker and Ricky Riendeau were present for this discussion.
55 This is an area that they want to get on the table to set the stage for a decision. Guy Scaife indicated the Board was
56 briefed in the spring that the Army Corps of Engineers brought in a different team. As a community we had con-

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1 cerns with the expertise of the original team. We requested a meeting on our behalf and asked for some new players.
2 The Corps was extremely responsive and assigned what Guy Scaife thinks is a very highly qualified new team, and
3 they started from scratch. The Corps concurred with some of the town's points. Guy Scaife gave Bill Fitzpatrick
4 credit for identifying some serious design flaws in their plan. The Army Corps came back, re-looked at it and re-
5 priced it and while the most recent plan that had been submitted is still valid, which was to dredge Osgood Pond by
6 piping (sludge) materials to the Brox property, the cost is considerably higher than what the Town was led to believe
7 many years ago when some monies were appropriated. It is still a program that was approved. It has always been a
8 65% (federal) with a 35% (town) match. Now the estimated full price tag is a little over \$2.8 million. Our share,
9 35%, is just under \$1 million. The bulk of that could be in-kind services and those come in multiple ways. One of
10 those is project coordination. We would get paid for the use of our real estate when it is out of service. Or a conti-
11 nuous easement for its life cycle, as well as some materials we could supply plus a lot of the work that could be done
12 by DPW using our equipment. It could also be spread out over multiple years. But all of those together – real es-
13 tate, project coordination, materials, machinery, is estimated at around \$496,000, leaving a balance to fund (with
14 cash), in other words hard currency, of a little over \$404,000. When money was appropriated for this many years
15 ago, and when you add interest, we have a special account for this project of roughly \$95,000. If we move forward,
16 the town would need to appropriate either in warrant articles, or donations, somehow, an additional \$310,000.
17

18 In speaking with the Army Corps, that money could be raised over multiple years. It would depend on
19 when the project started and when it would be done. At a minimum, it could be two years, but may be spread out
20 over three years. When the town was hit with this realization of extra costs back in spring 2011, we also tried to
21 understand what the value was of the material that would be dredged from the pond. There is a huge amount (of ma-
22 terial) – 80,000 cubic yards. It was estimated that 3,000 of it is fine sand and about 27,000 cubic yards is organic
23 material. We look at what is the street value of that material and if we have that, will that help offset some of the out
24 of pocket costs and/or in-kind services? The market is not good for that material today. We are in a development
25 lull so the price would be depressed. At a minimum it would be \$53,000 and probably at the top it would have a
26 market value of about \$266,000. Even if the town were able to sell it tomorrow it is still a large shortfall. Also,
27 80,000 cubic yards is a tremendous amount of material which could take a very lengthy amount of time for the town
28 to use it in some of our projects, or to sell on the open market. If Brox were developed, would it need fill material?
29 The DOT standard for sand is a quality that they use on roads. The material has a lot of fine silt in it so it doesn't
30 meet that standard. So now the value would be a lot less and it would be just fill. So it was priced out for the lower
31 value of fill because that is probably what it will mostly be. The organic material itself is virtually worthless as a
32 stand-alone product. It has to be mixed with something, so there is more labor and more hauling. A developer a
33 long distance away is not going to pay for it. So the town is dependent on finding a need nearby.
34

35 There are a lot of variables which explains the range in the dollar amount. It is certainly less than what
36 we'd hoped for, but it does have some value. The document speaks to a few needs the town has, which Bill Parker
37 might want to address. The Planning Department and Recreation Commission are currently looking at future plans
38 for recreation fields at Brox. It is not a matter of if, it is a matter of when do we get to crunch time when we need
39 those fields. We will need materials to help build those up. The estimate was probably in the 4,000 to 5,000 cubic
40 yards range. That leaves a lot of materials. That is why we are saying it takes a long time to get rid of the material.
41 Regardless, the town will need some material and if we don't have it will have to buy it. It is not known how far out
42 that is. The value he gave of \$266,000, which is for all of it, but not if we siphoned off some portion. So whether
43 the town will use it or sell it. Mr. Scaife asked Bill Parker to speak to the Master Plan and our long-term recreation-
44 al needs. Since the voters were the ones who approved this in the first place, even though it is a big cost, the town
45 would like to see their input. Selectman Finan said at one time the plan was to use materials to reclaim part of the
46 land on Brox. He asked if that is off the table now. Guy Scaife said it is not. Mr. Parker said it could still be used
47 to reclaim the Brox property. Selectman Finan asked whether that was part of the original deal that we would rec-
48 claim a portion? Mr. Parker said there is reclamation of disturbed wetlands up in the industrial portion and that is
49 where the conservation easement (that Guy referenced) is going to go.
50

51 Selectman Finan asked if Milford will need to use some of this 80,000 cubic yards for other efforts?
52 Would part of that go to reclamation? Mr. Parker said that is correct. Guy Scaife said he needs to get a more pre-
53 cise answer; that is a good question. Mr. Parker said in speaking about long-range plans he is working with the
54 Recreation Commission and the Town Planner, who is looking at the plans for the Brox property and the Communi-
55 ty Master Plan developed about 7 years ago which was based on recreation needs for the town for the next 20 to 25
56 years. That plan designated an area out of Brox for approximately 45 to 46 acres of future recreation fields. The

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1 Recreation Commission is looking at updating their chapter in the Master Plan and that is a high priority item for
2 them to be able to keep that project in the forefront and start moving towards it knowing that field space is in short
3 supply or is over-utilized. As far as long-range planning, the Recreation Commission is supportive of getting those
4 fields moving forward. It is thought that the material from Osgood Pond could go a long way toward reclaiming that
5 property to get those fields started. In talking with Guy Scaife, and looking back at the history of the Master Plan,
6 Mr. Parker said there are a few references and also recent updates. There is the Community Character Chapter that
7 talks about a recommendation to move forward on the Osgood Pond Dredging in 2007. In 2008 the Community
8 Facilities Chapter also references the need to go forward on the Osgood Pond project and look forward to develop-
9 ing the Brox fields. Mr. Parker brings it up because the project has been identified in the town Master Plan and he
10 recommended the Board to just be aware of that because that was the sense of the community in 2007 and 2008 as
11 the Selectmen move forward, but that was before the costs were identified. Mr. Parker asked if there were any fur-
12 ther questions.
13

14 Selectman Putnam asked why it is necessary to go through the Army Corps of Engineers and why can't we
15 just pull the boards on the dam, drain it out and go in with a payloader and dump trucks and take it out ourselves?
16 Mr. Parker said in the late 1990's there was a local effort and a local property owner was willing to look into that.
17 From his recollection, the town was going to run into issues with the State Division of Wildlife, Army Corps ap-
18 provals and the State Wetlands Board and all the various levels of government that you have to deal with when you
19 get into surface water. He's not positive, but Lee Mayhew may have spoken to Senator Smith at the time and Sena-
20 tor Smith said there may be Federal funding available. That's where the Army Corps' participation came in. But
21 Mr. Parker doesn't know if the town has to use the Army Corps to get the project done.
22

23 Vice Chairman Daniels said he understands there is a natural stream that flows through the pond. Mr.
24 Parker said that is correct, it is Great Brook. Vice Chairman Daniels said because of the vegetation that has grown
25 up, that flow has been stifled. He said in the last month it was brought up to the Board that there is a tablet that can
26 be put in to kill the vegetation but would not kill the aquatic life. It is his understanding in checking it over the last
27 couple of weeks, that one tablet would take care of about 3 million gallons of water at a cost of \$130. He asked
28 what would be the detriment to trying that and see if we can't start a natural dredging process going? Obviously it
29 will take time. Mr. Parker said he knows very little about the tablet other than that the idea came up, but the tablet
30 would take care of the vegetation but would not take care of the sedimentation that got into the pond which has
31 caused the vegetation to start to grow. The pond has filled in with sediment over the years and that is causing the
32 vegetation to grow. So if the tablet could remove the vegetation, he doesn't know if that would allow one, two or
33 three feet of water there because it wouldn't take care of the sediment.
34

35 Vice Chairman Daniels said she thinks the theory is that if you can get the brook flowing again a lot of that
36 (sediment) would wash out. Mr. Parker responded that may be, but he doesn't know enough about the science.
37 Guy Scaife said if you look at Great Brook it is a relatively small body of water. The watershed area is greater than
38 25 acres. Addressing Selectman Putnam's point, it is a wetlands permit that you could never get; it's a regulatory
39 thing. In the early 1800's the stream was dammed up to allow the natural flow to back up. Some of the work done
40 at Brox created a lot of that sediment to build in that area. When you look at the 80,000 cubic yards, to think the
41 small amount of vertical flowing water could move that - there just wouldn't be a dent in it. Vice Chairman Dani-
42 els said we have talked a lot about the cost to do something. What if the people decide they don't want to spend
43 \$2.8 million for cleaning this up? Do we just let it go back to a field? Mr. Parker said it would just take its natural
44 course. Vice Chairman Daniels asked if the dam would be taken down? Mr. Parker said perhaps take the dam down
45 or out and let the water flow through, or keep the dam up and let it sit and take the dam down later. That decision
46 would have to be made at that time. Selectman Bauer said obviously this would go before the town for a vote and
47 she would like it to be a warrant article. She has hesitation about the whole project and would like to know what the
48 public input is. As the budget process goes on, she would like to hear what the Budget Advisory Committee and
49 Conservation Commission have to say about it. Selectman Bauer addressed Vice Chairman Daniels saying it is her
50 understanding that the velocity of Great Brook would not be enough, as Mr. Scaife said, to move out all that sedi-
51 ment which has been building up for a long time. It would be great if that idea worked, but she doubts it would. If
52 the Board wants to look into that more, that is something else. Vice Chairman Daniels said his point is, for \$130
53 what have we got to lose? We are talking about spending \$500,000 of DPW labor. Chairman Carmen commented
54 that Osgood Pond is not going anywhere. There is not a sense of urgency with this. The questions is, are we looking
55 to keep on track at all and have the Army Corps of Engineers to do it, and come up with the money if the voters
56 want us to do that. We want to at least be moving forward. As we collect other options, we can at least go through

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1 and say let's look at three options. This might be a little premature to put it on the warrant without looking at those
2 other options. The question is what we want to do with Osgood Pond. He thinks there are bigger fish to fry.
3

4 Selectman Bauer said she understands that, but the initiative to do that needs to come from the Board of Se-
5 lectmen. If the Board wants to look at other options they need to move that process forward. Chairman Carmen
6 said that is why it is here for discussion tonight, because three years ago the Army Corps of Engineers said they
7 could only get it done with our contribution of the money we have. We knew about a year ago that was probably
8 true, so we knew this night was coming. We have to start talking about what options there are and start heading in
9 that direction to look at the options and bring it to the voters as to what they want to do about this pond. Chairman
10 Carmen feels it is premature and is not so concerned that we have to bring it this year. We can still look at options
11 and possibly go with other options. It may be a great thing to do some investigating. Selectman Bauer asked if it is
12 not important to Nate to have these answers in time to put a warrant article this coming March? Chairman Carmen
13 said yes, that is what he said.
14

15 Selectman Finan said he doesn't think there are a lot of options. The Board discussed whether to dredge it
16 or not. If we don't dredge it, then we can try these other options to see if they work. If we are going to dredge, then
17 we certainly aren't going to try these other things. Why not do it this year? It is not a natural pond that he is going
18 to lose sleep over. If we can get a new fire truck out of this, that appeals to him. The only thing we have to take to
19 the voters is if we want to use that \$95,000 to do something else because it is already designated. We want to ask do
20 you want to dredge it with \$400,000? Or, if this fails, can we use the \$95,000 to put into the General Fund or maybe
21 deposit it in an emergency service capital improvement fund or a capital reserve? It can be phrased so it turns into a
22 referendum by itself. He thinks it should be done this year.
23

24 Guy Scaife addressed Mr. Parker and said that when he said it would take a couple of years to raise the
25 money, that didn't mean to take a couple of years to make a decision. If the decision is to move forward, we had a
26 plan that we were going to raise 150 this year and 150 next year. But a warrant article is needed that approves those
27 two payments. They knew this was a solid plan; they can't just put it off for another year. The selectmen's position
28 must be one way or the other and if the town isn't going to use that money, how does the town use that money that
29 was appropriated early on? Chairman Carmen asked Mr. Parker if we are moving forward, are we moving forward
30 to a warrant for \$150,000? Mr. Parker said that is one option. One option would be to warrant the whole amount
31 because they are going to need that to move forward. The other option, as Selectman Bauer and Selectman Finan
32 suggested, is to get a referendum from the town. This issue has been debated for the last 15 years as to whether or
33 not this project is worthwhile to go forward with. The Master Plan says it is. The townspeople may have a different
34 idea right now. Mr. Parker thinks it is very important to get an idea from the town and maybe phrase a warrant ar-
35 ticle sort of the way Selectman Finan suggested (i.e. if you don't think this is an important project what do you want
36 to do with this \$95,000).
37

38 Selectman Putnam moved to do it that way. Selectman Finan said we don't need to vote on that now; that's
39 a warrant article issue. Selectman Bauer said that still leaves the question of more information about options. She's
40 not quite sure where we are on that. What we are talking about on the warrant for the public is one thing. If we do
41 our homework or find out other options for cleaning up the water as Vice Chairman Daniels suggested - she doesn't
42 think we could, but she doesn't know - when would that happen? Chairman Carmen said it would have to happen
43 right away because we are coming right into budget season. We would have to decide what we want for a warrant
44 article. Selectman Finan said that was the point he was making. That is only an option if we don't decide we're
45 going to throw a pill in the pond this year. Selectman Bauer asked if we go with a warrant article and if that gets
46 shot down, do we look at other options? Is that the sequence he's talking about? Selectman Finan said yes, if the
47 referendum says don't dredge it, then we start looking at other options. Selectman Bauer said up to that point we
48 don't do our homework about options, but we're going to wait and see if it passes? Selectman Finan said that is his
49 opinion.
50

51 Guy Scaife added that he doesn't think the pill is a legitimate option. It's like cutting your grass; it grows
52 back and you're back out there cutting again. And that doesn't remove the silt. The question is do we want to
53 dredge the pond? Yes or no? Guy Scaife feels it is dangerous to start implying that there are a lot of options. There
54 isn't an option for dredging. There may be a few other things that can be done that would have some minimal miti-
55 gation value, but what's the net? Selectman Bauer responded that she is saying there is an idea out there that if you
56 remove the dam, that the velocity of Great Brook would do what we want it to do. She doesn't think so, but she is

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1 not an expert. When do we get rid of that idea or find out about it? Before the warrant article or after? Vice Chair-
2 man Daniels said for him, it is also a question as to what is more important. An ambulance building? A fire engine?
3 The street sweeper we heard about earlier? Or the pond? We just got through telling people we have just finished
4 off five years of paying \$155,000 a year to finish the Oval project and now the town is free of that debt and now we
5 are talking about continuing it for another three years. It comes back to priorities. It may be a good, viable project
6 that should be done or could be done at some time, but when looking at the things being faced right now over the
7 short term in the next five years, he agrees with the Chairman that there are larger things, so much more important
8 things to the town than dredging the pond. That is not to say we shouldn't make a decision one way or the other. If
9 we're going to ask them for that at the same time we're asking for \$600,000 for a fire engine and \$2.5 million for an
10 ambulance building, he thinks the town is setting itself up for "just say no."

11
12 Selectman Bauer asked if Vice Chairman Daniels would rather that this warrant not be presented in 2012?
13 Vice Chairman Daniels said that in the short discussion tonight he doesn't know he has had the time to think about
14 how we might want to phrase it. Perhaps wording something that doesn't commit the town to appropriating the
15 money but getting a sense of the people as to how they feel about it. Selectman Bauer said that ties into how much
16 money it is. Vice Chairman Daniels said we can give them the estimate the Town Administrator has given, without
17 committing. If that passes and we have to appropriate \$300,000 our taxes are going up. Selectman Bauer asked if
18 the voters say they want this and it is not explained how we go about it in two years or whatever, what do we want?
19 If they say yes they want it, then what? Vice Chairman Daniels said he thinks we need to educate and let people
20 know what we are facing with all the things we are looking at over the next five years and the money that we are
21 going to be asking them for and then let them make a decision based on the big picture, not just one small item.
22 Selectman Bauer said it seems to her if they did the warrant article as Guy Scaife suggested, they would get the
23 same answer. That leaves the option of not putting in a warrant article because there is so much else.

24
25 Selectman Finan asked if we would not ask for the \$95,000 back? Selectman Bauer said that's another is-
26 sue. Selectman Finan said he thinks we owe it to the voters to ask them because they indirectly implied they do
27 want it. We have to ask if they want to dredge Osgood Pond and it's going to cost (another) \$300,000. If the an-
28 swer is no, can we use the \$95,000 for something else? Selectman Putnam said that's a fair question. Vice Chair-
29 man Daniels said to keep in mind back in 1994 or 1995 they said they were willing to spend \$75,000. People need to
30 be aware of the figures we are looking at. We also need to recognize the Fire Department had asked for three fire
31 engines in three years. All of those things need to be brought together and a decision needs to be based on the big
32 picture, not just are you in favor of this or are you in favor of that. He thinks we need to get back to prioritization on
33 projects. Chairman Carmen said it isn't as simple as offering up \$95,000. Selectman Bauer said a warrant article is
34 a warrant article. They are one, two, three, four, etc. The average voter is going to look at them and then decide
35 what they are going to vote for and what they're going to vote against. That's the big picture to her. Chairman
36 Carmen said timing is everything, it depends on what else is being put up. It is not as simple as are you going to
37 dredge that pond. It is a complicated issue. Selectman Bauer said we are talking about timing. She is probably
38 convinced by Selectman Finan that we probably should put it on the warrant. On the other hand, Vice Chairman's
39 argument is that we have so much other stuff, don't even go for it this year. Chairman Carmen said that is his
40 thought. Chairman Carmen said we need to move on and we can move forward to discussing it at the next meeting
41 in two weeks. We have to decide if we're going to push it off or attack it. It's going to take some work.

42
43 **6:30 p.m. - Proposed Renewal of Comcast Franchise Agreement Public Hearing.** Chairman Carmen opened the
44 public hearing at 6:30 p.m. and invited Mike McInerney, Community Media Director, to speak. Mr. McInerney
45 stated that as of yesterday the current contract with Comcast has expired. They are looking to do a renewal of the
46 franchise agreement with a duration of seven years. Very little has changed in the agreement from the previous one
47 when Comcast took over from Adelphia. Some items may be in different locations in the agreement. They kept it
48 simple as far as not requesting a lot of changes. As Comcast technology goes forward, we will be staying current
49 with them per the franchise agreement. We will stay with the 3 percent franchise fee. There is an item for capital
50 funding which was in the original. Comcast has met all their contractual agreements. One item hanging out there is
51 the third channel; as their digital box conversion rolls out we'll be lighting that third channel. The reason we're de-
52 laying that right now, is so that we will have three channels in sequential order. Chairman Carmen asked for com-
53 ments, questions or concerns from the public. There were none. Chairman Carmen closed the public hearing.
54 Chairman Carmen asked for comments or questions from the Board. Vice Chairman Daniels asked if that money
55 comes with stipulations that it be used for PEG access. Mr. McInerney replied that is correct. He said the break-
56 down in payments is \$25,000 the first three years. Upon renewal of this, within 90 days we would get a check for

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1 \$25,000. The next check would come in about March 8, 2013 and then March 8, 2014. Vice Chairman Daniels said
2 he understands as far as competitors that we can allow competitors in but it basically has to be at the same agree-
3 ment we have with Comcast. Mr. McInerney said that is correct. Chairman Carmen asked for any other questions.
4 He stated there really weren't that many changes. Mr. McInerney said there were not. Chairman Carmen said
5 shorter term, same percentage. Mr. McInerney said it went from eight years to seven years. The reason for that is
6 that as technology changes, the life cycle of the technology is getting shorter and we will be able to capitalize on
7 that. Selectman Finan said there was some nuance in there about whether we can actually stream this on line.
8 Chairman Carmen said there was a non-compete clause and in the original one it was unclear from the wording
9 whether that would impact us being able to deliver this both over the cable system and streaming it, and we clarified
10 that and that was fine. Vice Chairman Daniels asked if we are keeping the franchise fees the same but that it doesn't
11 preclude the Board from changing that in the future, either higher or lower? Mr. McInerney said that is correct.
12 Chairman Carmen called for a vote.
13

14 Selectman Finan moved to accept renewal of the Comcast franchise agreement. Selectman Putnam
15 seconded. All were in favor. Motion passed 5/0.
16

17 **6:45 p.m. - 2011 Milford Property Revaluation Completion Presentation –Assessor Marti Noel & KRT Ap-**
18 **praisals.** Marti Noel, Assessor, and Ken Rodgers (President) and Rob Tozier (Vice President), Owners of KRT
19 Appraisal, presented the revaluation update with a power point presentation. Ms. Noel stated the last revaluation
20 was in 2006. The State statutes require it be done every five years. Assessing contracted with KRT Appraisal. The
21 following steps have been completed: 2009, 2010 and Q1 2011 Sales Reviews, Data updates, Valuation Table Revi-
22 sions, Town-wide Field Review, Mailing of Notices to all property owners and Informal Hearings. Ken Rodgers
23 and Rob Tozier were here to discuss the final results of that revaluation. Mr. Rodgers introduced himself as the
24 President of KRT and said he is also the Commercial appraiser. Mr. Tozier introduced himself as Vice President
25 and the Residential appraiser for KRT. The following points were presented, with a corresponding slide presenta-
26 tion.
27

28 Benefits of Revaluation – it prevents disproportionate taxation; it adjusts value for market shifts; captures
29 new construction; and it is required by State statutes.

30 Statistical Standards for Revaluation – what they look at when comparing market to the assessments are as-
31 sessment/sales ratios. The International Association of Assessing Officers (IAAO) pretty much dictates
32 where those ratios have to be. For vacant land, it has to be between 90 percent and 110 percent. The Coef-
33 ficient of Disbursion (COD) which measures horizontal equity for median ratios – all the other ratios in this
34 case hover around median. Prior to the revaluation, the overall median ratio was 119% and COD was
35 11.30%. Looking at the slide it can be seen that different property classifications were being assessed at
36 different levels. The purpose of the revaluation is to get the ratios close together. Over our two year sales
37 period we are now at a 94% Median Ratio and 6.09% COD and if you look at different classes of property
38 they are within 2 percent of each other. Selectman Finan asked if this was just done, shouldn't the median
39 be closer to 100%? Mr. Rodgers responded this is pretty normal with the market still in flux to be a little
40 bit conservative. The presentation continued to Appraisal Equity (Unsold Property Test) – to test for ap-
41 praisal equity they look at the ratio of sales between the old assessment and the new assessment. What we
42 have is sales on an average going down 21%. Basically the ratio is the reverse of that [79% on slide].
43 They compare it with unsold properties [-22%]. They are within one percent of each other. The IAAO re-
44 commends within three percent; this showing the way we treat the sold properties is the same way we treat
45 the non-sale properties. Summary: Analysis is within the guidelines established by the IAAO and the NH
46 Department of Revenue. The unsold property test demonstrates that the appraisal models developed for
47 Milford were equitable. Questions were invited.
48

49 Selectman Bauer addressed Marti Noel's statement that the hearings went well and asked if there were a lot
50 of hearings. Mr. Tozier said there were about 60 hearings, fewer than expected, which went well. Most people came
51 in and asked questions, people had legitimate gripes that were looked into and errors were fixed. Overall the hear-
52 ings went really well. Selectman Finan asked whether they find that most people realize what this means, as he has
53 run into several people privately who think their taxes will go down. Ms. Noel said she has heard those questions
54 also. It is typically a converse relationship. With the values going down the tax rate should increase somewhat
55 equivalently. That happened in 2006 when property values went up, the tax rate came down accordingly. So this is
56 the reverse of that. That is a message Ms. Noel has been trying to get out. Vice Chairman Daniels said he has heard

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1 the same thing and he has tried to explain to “Mr. & Mrs. Smith” that we need to get \$5,000 of your property taxes
2 to run the town so it really doesn’t matter whether we get it off a high value of your home and a low tax rate or vice
3 versa. The end result is still the \$5,000.
4

5 Selectman Finan said the only way it would change is if the percentage that the residential tax base makes
6 up of the total tax base went up, then the residential tax base would be paying a higher percent. Selectman Finan
7 said if it is 80% and after the revaluation it is 82% and nothing else changed, that gets spread out and they are now
8 paying a higher percentage of the total tax. Chairman Carmen stated there would be more residences paying taxes.
9 Selectman Finan was not referring to residents moving in, but if the same residences’ residential values dropped,
10 because ours dropped less than commercial property, then it would result in a higher tax rate. Mr. Scaife said what
11 did happen, without getting into specifics, is that all residential dropped and single-families dropped more than con-
12 dominiums and both of those dropped considerably compared to commercial. Commercial held its value better than
13 single-family and multi-family. So there will be a slight shift which will be relatively negligible because there are so
14 many residences compared to commercial. Ms. Noel said that is one of the main reasons for doing a revaluation, to
15 bring all of that inequity back in line so that everybody is paying the same share. Chairman Carmen asked for any
16 further questions. There were none.
17

18 **7:05 p.m. - Eagle Scout Project Proposal (Eagle Scout Candidate Robby Finan).** Robby Finan stated he is a
19 member of Scout Troop 407 in Milford and is trying to attain the Boy Scout rank of Eagle Scout. He needs to do a
20 large scale project that benefits a community organization outside of scouting. Robby has chosen to build above-
21 ground dugouts at Perham Field at the Russ Monbleau sports complex. It is the only baseball field down there with-
22 out dugouts. He presented a picture of one of the aboveground dugouts at Keyes Field on which his will be loosely
23 based but will be a lot smaller in size and not as high. Robby showed another picture of dugouts currently at the
24 field where he wants to build which is just a fenced-in area with a wood bench. Within a year he would like to re-
25 move all the fencing, preserve as much of the chain link fencing as possible and build dugouts. He presented blue-
26 prints showing the front, side and back views. The adult advisor for this project is Steve Erdody, Tech Education
27 teacher at Milford Middle School who has a lot of experience in construction and baseball; he is also the former vice
28 president of the MCAA and is a coach of the Milford Middle School baseball team. Mr. Erdody will be overseeing
29 the project so Robby can do construction. For the Scouts, Robby needs four signatures: his Troop leader, the
30 MCAA, the Troop Committee and the Eagle Board. Tonight, he needs approval from the Board of Selectmen in
31 order to get a building permit. Robby has met with Bill McKinney, along with Mr. Erdody. Mr. McKinney in-
32 formed him he needs approval from the MCAA and the Board of Selectmen to get a building permit. He got
33 MCAA permission last night, so tonight he is here before the Board. He referred to the last page in his packet which
34 is the estimated budget. It is listed as the cost for one dugout, so it is doubled and there is a 15% contingency listed.
35 The cost comes out to a little over \$3,000. Robby has many ideas to raise the funds: spaghetti dinners, a waffle
36 breakfast, silent auction, etc. He will also be asking community organizations if they would donate. His purpose
37 here tonight is to request permission from the Board of Selectmen to obtain a building permit. Chairman Carmen
38 asked how he came up with the 15% contingency figure. Robby responded that was what was advised by the adults
39 helping him. Chairman Carmen said it is a great plan.
40

41 Selectman Putnam made a motion to grant permission. Vice Chairman Daniels seconded, and he also con-
42 gratulated Robby on his achievements. Selectman Bauer also commended the really thorough job on the packet.
43 She said it is a good project and wished him good luck with it. Chairman Carmen commented that the specs are
44 great. Final Vote: 4/0/1 in favor with Selectman Finan abstaining. Robby Finan thanked the Board and asked how
45 he will obtain written permission. He was told the Board will notify Bill McKinney and put it in writing.
46

47 **7:20 p.m. - Second Public Hearing on Ordinance 2011-009 to Amend Milford Municipal Code 7:40 – Side-**
48 **walk Obstructions (Draft Code for Amendment, Code Enforcement Officer Bill McKinney & Roads Re-**
49 **searcher Lorraine Carson Memos).** Chairman Carmen asked for public comments. There were none. The public
50 hearing was closed. Chairman Carmen said there were a couple of concerns people had. The “less than 36 inches”
51 was brought up. That is something the code is not recommending; it is in there for a reason. ADA requires it, so
52 they would like to see that 36 inches maintained. Vice Chairman Daniels said his only concern is if we put 36 inch-
53 es in this ordinance, are we going to be restricting businesses on the Oval? Chairman Carmen said he does not think
54 so. Selectman Bauer said she spoke with Bill McKinney also. She said that Lorraine Carson, the Road Researcher
55 did a lot of work on this. It is not all for naught because a lot of this is in our someday South Street project. Select-
56 man Bauer stated that when she talked to Bill McKinney she said she knows that some of our sidewalks are owned

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1 by both the property owner and the town. He does not think it will make a difference because the town-owned por-
2 tion will always be at least three feet so it will not infringe on private ownership. Vice Chairman Daniels said he's
3 not quite sure where private ownership ends and where town ownership begins. Selectman Bauer referred to a map
4 in the packet which shows that. It varies depending on where you are on the sidewalk. It changes between the old
5 Boston Shoe Store and then up to Amigos and further on it is different. Chairman Carmen said this is one example
6 of what we have around town and to have an ordinance we have to enforce. The real question is – because someone
7 brought it up that “if it's my property” then we can't dictate what goes on- but the question is if we are using this as
8 a public way and put in this ordinance there is some question as to “I don't think you can enforce this on me” be-
9 cause they want to make a case. Selectman Bauer said she understands this has been answered but the private prop-
10 erty doesn't go so far into the public property that we can't put an ordinance in for three feet that would always be
11 on town property. It would not be infringing on the private property. Bill McKinney wanted to keep the three feet
12 in because it needs to be a specific amount so that we don't get into all kinds of discussions and legal issues, etc.
13

14 Vice Chairman Daniels asked if the town has given Amigos permission to set up outside seating, they have a fence
15 up, how much space is there from that fence to the edge of the sidewalk? Is there three feet? He is unable to tell
16 from the map. They have 3 ¾ in there before they come to 5 feet at the sidewalk. Selectman Putnam offered to get
17 his tape measure and go and get an exact measurement. Vice Chairman Daniels said in addition we have Pasta Loft
18 that sets up things during Pumpkin Festival. When they set up their table, are they leaving 36 inches to the edge of
19 the sidewalk? When Riverhouse Café has their outside seating, is there 36 inches to the edge of the sidewalk?
20 These are things he is concerned we might be upsetting. Chairman Carmen said we might be upsetting them. On
21 the other hand, if Pasta Loft wants to put chairs and tables and Riverhouse wants to put them out and someone
22 comes along in a wheelchair and can't get by – they have a right to use the sidewalk. Whose right is protected? The
23 store owner's or the person who wants to pass on the sidewalk? That's the question of the ordinance. He thinks that
24 is the most important. Who has the right? Whose right are we protecting with this ordinance? He spoke to the
25 woman at Clark's Tavern and asked her, if you have to have 36 inches here, what will she do about it. She said
26 she'd move the chairs to make room. He said Gary is right, we didn't think about that. You still need to leave that
27 room for more than just to walk by, for people with baby carriages and so forth. 36 inches happens to be a wheel-
28 chair width. His feeling is that is a right to be protected. But this didn't come out of that. It came up because some-
29 one was using as much of the sidewalk as a whole table took up and the person walking had to walk around on the
30 street.
31

32 Selectman Bauer said the situation will probably not come up that often and she doesn't feel it will upset the rights
33 of people who set up tables. What started this was an organization blocking the entire sidewalk with the table and
34 the people manning the table. If a wheelchair owner has a real problem getting around tables in town, he or she
35 should have a right to come in and discuss it with the Board and the landowner should be notified and get it all
36 ironed out. A table can be moved or adjusted. But she thinks the town needs an ordinance in case it comes up, to
37 have something to back the town's view. Selectman Finan agreed. We have thriving businesses in the Oval district
38 and being out front is important to them. Vice Chairman Daniels said his concern is that we have told a number of
39 businesses to go ahead and do this. Then, if we decide to pass this, suddenly what they've been doing and what we
40 told them they could do, we've got somebody showing up at their door saying they can't do this anymore. Guy
41 Scaife commented that is almost an assumption that they are blocking 36 inches. He has walked by those and has
42 been able to walk on the sidewalk. Vice Chairman Daniels said since we have done this we haven't heard any prob-
43 lems and there may be areas where it is less than 36 inches. If we decide to go forward with this and suddenly it
44 doesn't matter any more that 30 inches was sufficient before; now you are in violation because you are not leaving
45 36 inches. Selectman Putnam returned and reported there are 48 inches between the inside of the granite post to the
46 outside of their (Amigos) fence. He also did the Granite Tavern from the light post to their fencing is 48 inches.
47 Selectman Finan commented that Amigos strikes him as the narrowest so if that is 48 inches, we should be okay.
48 Selectman Finan asked if he can move that we go to what it was before. Selectman Putnam suggested to take it out;
49 that's what we will do. Vice Chairman Daniels asked if anyone knows if any of the businesses who may or may not
50 put things out are aware of what the proposals are going forward? Selectman Bauer said if we do this and do not
51 have tables blocking the sidewalk she sees no problem. There was brief discussion of what businesses might have
52 the narrowest space to walk. Selectman Bauer said maybe by the third meeting we could have that information.
53 There was discussion of making businesses aware of the change. Selectman Finan suggested a letter. Vice Chair-
54 man Daniels recommended spreading the word. Selectman Finan said they should have an opportunity to come in
55 and argue it. Chairman Carmen asked if there was any further discussion. After discussion it was decided to put 36

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1 inches back in the ordinance and get rid of the previous change. The ordinance will go to the final reading at the
2 next Board meeting.

3
4 Chairman Carmen said in final reading if we give enough notice, the business owners may show up here. Selectman
5 Finan said the final hearing is not a public hearing. Selectman Putnam said the Board can still take input. Select-
6 man Bauer said there is not a conflict, it is a courtesy. Selectman Finan said we are restricting what they can do in
7 front of the business. Selectman Putnam feels it is reasonable. What the Board is doing is reasonable. Under the
8 existing ordinance they would have to get permission from the Board to put things on the sidewalk. Nothing really
9 changes there. Selectman Bauer said she's not going to ask Tracy (DO-IT Director) to do extra work. Selectman
10 Bauer sees no conflict. The businesses are complying and the Board is complying. Selectman Finan asked if it does
11 actually change anything? It would not surprise him if there is a federal ordinance that says you cannot block a
12 public right of way. Selectman Putnam said we will make sure they leave 36 inches. Chairman Carmen said mov-
13 ing on, they will put final hearing on the agenda in two weeks.

14
15 **3. PUBLIC COMMENTS (regarding items that are not on the agenda).** George MacDonald, 20 Johnson Street
16 spoke, asking if the Town is happy with the paving job that was done on Johnson Street. Chairman Carmen said he
17 is happy with it. Mr. MacDonald stated the residents of Johnson Street are not happy with it. He has photos from
18 his yard which were provided to the Board. He asked if there was a civil engineer involved on this job that designed
19 the drainage system and did the grades for driveway tie-ins, and raising and lowering the road. If not, maybe next
20 time there should be one, because Johnson Street was 23 feet wide and in some places now it is 19 feet wide. They
21 widened it when they put the top on it. In some places the asphalt is a half inch thick and other places it is five inch-
22 es thick. In some places there is a one percent slope from the crown of the road and other places it is a 3.9 percent
23 crown. He stated that drainage manholes are not made to be sunk. They are made to be flush, with a little bit of a
24 tip-in so water can run to them. He stated he has had this argument and discussion with Rick Riendeau and Guy
25 Scaife and gotten nowhere. He stated he had a discussion with them on fixing the problem on Johnson Street from
26 the beginning, on where manholes should have gone. He stated he has been in this business for 27 years of building
27 roads. He stated he asked Mr. Riendeau to come over on a rainy day to take a look at it and he said no. Mr. Mac-
28 Donald thought the high school problem was solved but it is not. He stated there is another person getting flooded
29 out. He stated in front of his house he had a slight gradual berm going up to the road. They lowered the road in
30 front of his house and made it worse. He said they raised the end of his driveway 6 to 8 inches. He is unable to
31 make it over it with his lawnmower and a friend's daughter is paraplegic and can't get in and out of the driveway to
32 get into his garage. Mr. MacDonald stated he told people before what he wanted and he told Guy Scaife not to pave
33 in front of his house in a conversation on the phone, but they went and did it and rushed it all in before the storm
34 came. He stated he has put up with that water long enough and would like for it to be done properly. He stated that
35 if you look at the asphalt around the manhole it's about a half inch thick. Pointing to the pictures, he said that is a
36 half inch piece of plywood he has his daughter's boyfriend park his motorcycle on so it doesn't damage the road,
37 and you can see right there how thick the asphalt is. He said he asked Guy Scaife if the town pays for mix by the ton
38 or square yard and Guy Scaife wouldn't give him an answer. He asked if any members of the Board can answer
39 that. Mr. Riendeau responded that the town pays by the ton. Mr. MacDonald then stated that obviously we overpaid
40 Brox Industries when we paid them by the ton to pave Johnson Street. He invited Board members to come and look
41 at the road. Selectman Putnam asked Mr. MacDonald who he works for. Mr. MacDonald asked if that matters and
42 Selectman Putnam said that it does. Mr. MacDonald said he works for one of the largest paving and piping compa-
43 nies in New Hampshire. Selectman Putnam asked if his employer bid on this project. Mr. MacDonald stated he did
44 not know if they bid on it; he had no idea. He said sometimes the lowest price isn't always the best price.

45
46 Guy Scaife said most of the pictures Mr. MacDonald has presented were taken before the recent work, so it is point-
47 less and does not apply. Mr. MacDonald said it is not pointless, he referred to pictures of marks made by his lawn-
48 mower that could not make it over the bump. Mr. Scaife stated that most of the pictures show deterioration in the
49 past and he feels that is immaterial. Secondly, certainly Mr. MacDonald is dissatisfied. Mr. Scaife stated he perso-
50 nally met with Mr. MacDonald after hours on three occasions, two of those accompanied by the DPW Director
51 Ricky Riendeau. He said the DPW Director and he have been out there today and they had one of the senior people
52 out there as well. Clearly there is a disagreement as to the condition. Mr. Scaife stated in terms of his refusing to
53 answer a question, what he said was that he did not know in terms of how we bought the asphalt. Mr. MacDonald
54 said if Mr. Scaife is Town Administrator, wouldn't he have first hand knowledge on that? Mr. Scaife said there are
55 several things he doesn't know, but it doesn't mean he couldn't find out, but let's leave that as it is.

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1 Mr. MacDonald interrupted saying that Mr. Scaife met him only one time with Ricky Riendeau. Mr. Scaife asked if
2 he could please continue and said that Rick Riendeau and he did make some suggestions. He believes there were 3
3 or 4 changes made before; he has notes to that. The last time they went out, Mr. MacDonald asked for more changes
4 and Mr. Scaife and Ricky respectfully disagreed that they were worthy of spending more town money and suggested
5 that we continue to monitor it. The last trip out there was after the most recent heavy rain – the day we got 4 inches
6 – and to the acknowledgment of the landowner, in a flower bed there was virtually no damage to that – there may
7 have been a little overspill. But 4 inches is extremely heavy rainfall. Mr. MacDonald said it was 4 inches in 24
8 hours. Mr. Scaife said by its physical appearance and the acknowledgment that there had been a little damage, it
9 seemed that what the homeowner was asking for was to dig it up and almost start over. We certainly disagreed that
10 would not be a good use of town funds. But we did commit to continue to monitor. Mr. Scaife further stated that he
11 thought the berm across the driveway was a minimal height and in terms of the lawnmower getting across there are
12 some scratch marks showing there was some difficulty. Mr. MacDonald commented that he now has to drag his
13 lawnmower across that, but what does he do with a wheelchair? What does he do when he pulls in there with his
14 plow in the winter? It was never tied in to the driveway properly. It was never ground out, cut back. Mr. Scaife
15 said it has been looked at and they had two experts look at it and some changes were made at the owner's request
16 but the second requests we have said we are not going to do but we will continue to monitor. Mr. MacDonald said
17 there is a problem. Water is pooling into his driveway. Before it was a gradual grade and you could get in and out
18 without a problem.

19
20 Selectman Putnam asked Mr. MacDonald which house is his. Mr. MacDonald responded 20 Johnson Street. Se-
21 lectman Putnam said he would come out and take a look at it. Mr. MacDonald said please do and invited all of the
22 Board to come out and take a look, walk the road with him. Selectman Putnam said he's not concerned with the
23 road. He will look at Mr. MacDonald's specific issues. Mr. MacDonald said he asked to have that water drain into
24 the center of the catch basin. When they put the manhole in he asked for it to be brought up to the telephone pole so
25 he wasn't taking everybody's water. He came home and it's in the middle of one of the lanes to pull into the drive-
26 way. He stated it is not right. Guy Scaife pointed out that in terms of placement, there is a fire hydrant across the
27 road, a sewer line and a water line. It is a pretty tight place as to where it could fit in. DPW had to make a choice
28 based on the other utilities there. Mr. MacDonald said he questions the choices that were made – there are drainage
29 swales that come out of people's yards with a four inch conduit which is lower than the swale behind it so the water
30 has to build up before it comes out. There is water that goes by the manholes and around the manholes. Selectman
31 Putnam asked if this is on his property or the whole street? Mr. MacDonald responded it is the whole street. Se-
32 lectman Putnam responded that, as he stated, the Board's concern is Mr. MacDonald's property, not the whole
33 street, unless the people from the whole street come in to talk to the Board. He will take a look at Mr. MacDonald's
34 property. Mr. MacDonald and Selectman Putnam agreed on Saturday morning (Sept. 17) at 9 a.m. as a time for
35 Selectman Putnam to be at Mr. MacDonald's property. Selectman Putnam invited any other members of the Board
36 who would like to join him.

37
38 John Moore, 30 Johnson Street, on the extension, spoke next. He stated he has never had water in his cellar until
39 this year. He has a small wood shop in his basement with cast iron tools. He had 5 ½ inches of water the last storm
40 and barely caught it in time to save his furnace. He stated the school put in a culvert up there and a manhole where
41 they took a 12 inch pipe and moved it from behind John Wilder's house to behind his house so now he gets the wa-
42 ter. He said they just dump it on the ground behind the house. He can't walk back there because it is like mush. If
43 he parks his boat back there it sinks into the ground. On the right side of his house there is a 4-inch pipe that comes
44 under the ground, comes up just in the ground on his neighbor's property, that is just pumping water out of it and
45 then a 4-inch pipe about 4 feet away from it that picks it up and takes it out to the road. Then when it hits the road
46 it comes down and misses the manhole cover they just put in for drainage and it fills up at the bottom of his drive-
47 way. He has a huge puddle every storm. He plans to have his driveway paved on October 10; if he does it will just
48 be ruined. There are 5 inches of tar on one side of his driveway where they paved it, to about 1 ¼ inches on the oth-
49 er side of the driveway. He never had water. He has all his shop tools in his basement and has hoses running out his
50 basement windows to pump water out. It is still pumping to this day. He never needed a pump before. Now he has
51 to have a pump and a dehumidifier running constantly.

52
53 Selectman Putnam asked Mr. Moore if he will be home Saturday morning. Guy Scaife said there are two distinct
54 items. He stated that he and Ricky were out there a day or so after the storm. He stated they do need to make an
55 adjustment there and believes that commitment has already been made. Mr. Moore said it has. Mr. Scaife said be-
56 cause Mr. Moore is planning to asphalt his driveway on October 10, they are trying to do that because it is puddling.

1 He believes for that situation they have a good solid fix. The second issue, of more concern, is the issue of the
 2 basement flooding and this is the first he had heard of it. Mr. Moore said that is because this is the first time; he has
 3 never had water. He had to physically dig a pit in his basement and put in a bucket to grab all the water and pump it
 4 before it built up. He caught it just before it was on the furnace. If he hadn't had a pump there, he would have lost
 5 his furnace. He does woodworking and had wood down there and had to throw it all out. Mr. Scaife said in that
 6 situation, if it is a result of the school making a change and something that the Board of Selectman was not involved
 7 in, then we should go look at that and help communicate with the school. He asked Mr. Moore if he has spoken
 8 with anybody at the school. Mr. Moore said he just found out who the person is that he needs to talk to. He plans to
 9 call her and write her a letter. Mr. Scaife said we know a change was made that had significant impact on John
 10 Wilder's property. If we just moved the problem a house or two down, that is really unfortunate. Mr. Moore said
 11 that is what they did. If they had gone a little bit further, but he heard through the grapevine they couldn't get per-
 12 mits or something to go any further because supposedly it is wetland. He only heard that secondhand and doesn't
 13 know if that is true. But they stopped it directly behind his house. He has a picture on his phone where they put in
 14 the head where the pipe ducts out and it is right behind his house. He has never had water. He has lived there for
 15 six years and his cellar has been completely dry. Selectman Putnam said we will take a look at it. Mr. Moore said
 16 he would appreciate that. Mr. Scaife said he would also place a call to the school.

17
 18 **4. DECISIONS**

19
 20 **a) CONSENT CALENDAR.** Chairman Carmen asked if anybody wanted anything removed from the Consent
 21 Calendar. Vice Chairman Daniels requested that Item 4a(3) regarding the Pumpkin Festival be removed for discus-
 22 sion. Selectman Putnam requested that Item 4a(2) regarding Board certification of 2010 MS-5 be removed. Items
 23 on the Consent Calendar were approved on motion by Selectman Putnam, and seconded by Vice Chairman Daniels.

24
 25 **1) Request to Accept Unanticipated Funds Under \$5,000.** The listing of unanticipated funds under
 26 \$5,000 follows:

27

<u>SOURCE</u>	<u>AMOUNT</u>	<u>PURPOSE</u>
BAE Systems Employee Community Fund, Inc.	\$ 15.18	General donation to the Milford Fire Department. The Fire Department wishes to designate the donation to the Fire Rescue Donations Special Purpose fund

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 32
 33 **2) Request for Board Certification of 2010 MS-5 (Annual City/Town Financial Report).** Selectman
 34 Putnam requested this item to be removed from the Consent Calendar for discussion. Selectman Finan raised a
 35 question about where things are in the financial report. Guy Scaife said it is ambulance services and community
 36 development and other departments. Selectman Finan referred to page 9, second to last line, Total Fund Equity. Is
 37 that the fund balance? Guy Scaife responded he would say not because he is sure it is probably calculated different-
 38 ly. Selectman Finan said it struck him that it went up but he thought we spent down the fund balance. Guy Scaife
 39 said he thinks they were close to holding it flat. He would not have expected such an increase. Selectman Finan
 40 referred to page 10. It looks like it is committed for South Street Railroad Crossing and Brox community land. He
 41 doesn't see Osgood Pond. Where is that \$95,000? Guy Scaife said that is in a different category. Selectman Finan
 42 asked what Brox Community land is, at \$500,000. Mr. Scaife said we had authorization to sell some material but
 43 never acted on it, so that is there as potential. Somewhere else it would be cancelled out. Vice Chairman Daniels
 44 made a motion to certify the MS-5. Selectman Putnam seconded the motion. All were in favor. Motion passed 5/0.

45
 46 **3) Request to Approve the Great Pumpkin Festival Resolution, Use of Town-Owned Property, Sup-
 47 port of Town Staff, Special Consideration with Street Closures & Traffic, Conducting of Raffles, DO-IT
 48 Named as Additionally Insured, Permission to Erect a Banner on the Oval Bandstand, Waiver of 7.04.070-
 49 Open Liquor Container Prohibition Exclusive to the Beer Tasting Event, and Inclusion of the "Pumpkin
 50 Chunkin'" Event (DO-IT Executive Director Tracy Hutchins Request Letter, Departmental Recommenda-
 51 tions, and Resolution).**

52 **Open Container Waiver.** Vice Chairman Daniels requested this item to be removed from the Consent Ca-
 53 lendar in order to divide the question on the one-day waiver of the open container and vote on that separately. He
 54 has no problem with the rest. Vice Chairman Daniels indicated he feels the town has a flawed open container law
 55 that prohibits people from carrying open containers on the sidewalk and until that is addressed he does not think it is

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1 right for the Town to grant its own waiver when the waiver can't be granted to individuals, as well.. He made a re-
2 quest to divide the question. Chairman Carmen asked to approve everything except that.

3 Selectman Finan moved to approve the requests, except for the waiver of the open liquor container law.
4 Selectman Putnam seconded. All were in favor. Motion passed 5/0.

5 Selectman Finan moved to approve the waiver of the open container ordinance. Selectman Putnam
6 seconded. Selectman Bauer asked Vice Chairman Daniels if he wished to discuss it. Vice Chairman Daniels said he
7 has said what he needed to say. Chairman Carmen asked Selectman Bauer if she wanted to discuss it. Selectman
8 Bauer said she thinks the Town has the right to waive it. It is a four-hour part of a three-day festival that the town is
9 waiving our open container law. The letter states it is a one day waiver for an event held in a roped off area and
10 "attendees will be required to provide proper proof of legal drinking age and allowed to purchase only 3 tickets en-
11 titling them to 3 cups of beer. Milford DO-IT will also have additional liability insurance, naming the Town of Mil-
12 ford as additionally insured, to cover the activity and carry all necessary State licenses." Therefore, she is in favor.

13 Vice Chairman Daniels said the ordinance says you can't take an open bottle of wine that you have trans-
14 ported in the trunk of your car and take it across the sidewalk into your apartment on the Oval. That is a violation of
15 the law. There is a flaw in the law. Until that is rectified then it is not right that the Town should be able to do what
16 they want when we cannot seem to be reasonable on something like that. Selectman Finan said he would be willing
17 to consider a proposal to change the ordinance. Chairman Carmen said he understands the point, but he doesn't see
18 anybody crossing over a public sidewalk with an open container. Vice Chairman Daniels said last time they had this
19 event, the roped off section included part of the sidewalk. Chairman Carmen said he understood the proposal is for
20 the event to be completely on the Community House lawn. Selectman Bauer and Vice Chairman Daniels said last
21 year it was in the street adjacent to the Community House lawn. Chairman Carmen said in that case, he can under-
22 stand Gary's point. Selectman Bauer said that to her the scenario of someone with an open bottle of wine going
23 across the sidewalk into an apartment is possible but not probable. Vice Chairman Daniels wants to look at the or-
24 dinance again at some point. Chairman Carmen called for a vote. Selectman Finan, Selectman Bauer, Chairman
25 Carmen, Selectman Putnam were in favor with Vice Chairman Daniels opposed. Motion passed 4/1.

26 Selectman Putnam stated, that the issue was brought up when the open container ordinance was originally
27 proposed and he feels it is not worthwhile to revisit it. Selectman Finan said as a Board Member, if Vice Chairman
28 Daniels wants to bring it up, he can.

29
30 **Resolution:**

31
32 The Resolution reads as follows:

33 The Milford Board of Selectmen, meeting on the 12th day of September, 2011, does hereby make the fol-
34 lowing Resolution:

35 WHEREAS: the undersigned are the duly-elected and qualified members of the Board of Selectmen for the
36 Town of Milford, County of Hillsborough, and State of New Hampshire which Board is the Governing
37 Board for said Town; and

38
39 WHEREAS: as such, they are responsible for the management of the prudential affairs of the said Town;
40 and

41
42 WHEREAS: the Town has determined to conduct a festival in the Town consisting of numerous public
43 events for the benefit and enjoyment of the citizens of the Town and others that may attend; the same being
44 known generally as the "*Great Pumpkin Festival*", and has authorized the Selectmen of the Town to
45 oversee, coordinate and permit the conduct of same; and

46
47 WHEREAS: the said Selectmen have caused the planning and coordination of the said festival to have
48 been undertaken by numerous volunteer groups and individuals, all of whom has currently participated
49 in the making of arrangements and plans to implement the many activities that encompass the said
50 festival and have reported to the Selectmen regarding these arrangements, all as more particularly
51 indicated in the various Minutes of the Meetings at which this information has been presented to
52 the Board.

53
54 NOW THEREFORE, the said Selectmen on the date below set forth, having convened a quorum of said
55 Board at a regular meeting of the Board of Selectmen do hereby Resolve as follows:
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- That the said festival is hereby authorized to proceed to be held in the Town of Milford during the period of time from Friday, October 7, to Sunday, October 9, 2011 inclusive; and
- That the persons or groups which have agreed to participate in the conduct of said festival are hereby authorized to make use of the Town premises including Town Hall and other venues within the Town for the purposes of carrying out the planned activities encompassing said festival; and
- That all department heads of the various departments are hereby authorized and directed to cooperate with such persons or organizations as they may be called upon in the conduct of said festival in order to assist in the implementation thereof.

The foregoing having been proposed by formal motion, duly made and seconded, this same has been Resolved by virtue of the favorable vote on said motion this 12th day of September, 2011.

4) **Request to Officially Name an Undesignated Roadway as “Currier Lane”** It was requested that the 100 foot long State roadway running between Route 13 South and Old Brookline Road be accepted as “Currier Lane.” This is due to the E-911 process of naming all town roads.

5) **Request to Allow Vending at Keyes Field and Request to Temporarily Alter Times Vending Activities are Allowed - 2011 Coed Softball Tournament.** This request is to allow a Coed Softball Tournament Fundraiser to be held at Keyes Memorial Park on Saturday October 1, 2011 and Sunday October 2, 2011. All proceeds will benefit the Kaley Park Development Fund.

b) OTHER DECISIONS

1) **Proposed Social Media Policy (Draft Policy).** Chairman Carmen asked if everyone had a chance to look at the draft. Selectman Bauer went through it and trusts Selectman Finan. Selectman Finan said the Board should look at it. It is marginally important now, but could be very important in the future. Selectman Bauer asked if he sees job conflicts? Selectman Finan responded yes. As context, it started a couple of years ago. It was called a communications policy at one time. This year he volunteered to come up with policies for social media and spent a lot of time. He said he e-mailed the Board about it. There was a study done at the University of Alabama that came up with guidelines. There are 8 critical points that need to be in any social media policy. He said he took those 8 points and got policies from other towns and compared them. There was further discussion about the policy and how it could be implemented and for whom. It was decided that the members would review the policy further and bring back any comments for the next Board meeting. Selectman Bauer asked whether Mike McInerney has seen this policy. Selectman Finan said that he has.

2) **Request for Property Tax Interest Waiver.** Selectman Putnam made a motion to approve the property tax interest waiver for Platinum Holdings LLC. Vice Chairman Daniels seconded. All were in favor. Motion passed 5/0.

3) **Request to Change Membership Representation for Traffic Safety Committee.** Chairman Carmen read a memo from Rick Riendeau, DPW Director, which states that the original membership of the Traffic Safety Committee was to include one representative from Zoning and one from Planning. Since that time, due to a resignation and the departmental reorganization in 2008 that put Zoning, Planning & Building all under the umbrella of the Community Development Department, there are currently two members of the Traffic Safety Committee from Community Development. Currently, Bill Parker (Community Development Director) and Dana McAllister (Zoning Administrator) are both on the TSC. This request is to broaden the departmental representation by amending the TSC composition by replacing one of the two Community Development spots to an alternating Emergency Services position (Ambulance Service one term alternating with the Fire Department one term). Selectman Putnam made a motion to approve. Vice Chairman Daniels seconded. Selectman Bauer had question. The memo mentions “terms” and she asked what the terms are. Vice Chairman Daniels said that is missing, something was put together by the Board that this would be the makeup of the TSC. It would seem reasonable that is what the Board should be amending, rather than just replacing people on the memo. If the Board wants to add another emergency service person it

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1 should be specified. Otherwise that [original document] is going to remain the same and all the Board can do is
2 change people. Vice Chairman Daniels recommended getting the language that established that Committee and
3 change the charge document.
4

5 Selectman Bauer asked if it would say something similar to “one member of the Planning Department” ra-
6 ther than naming a name? Selectman Finan asked if that document exists. Vice Chairman Daniels thinks he saw
7 that document. Selectman Finan stated by approving it, the Board is doing it. Vice Chairman Daniels stated he
8 thinks he has something that spells it out. Selectman Bauer asked if it has terms in it. Vice Chairman Daniels is not
9 sure if it has terms in it. Selectman Bauer asked if they are just sort of ongoing.
10

11 Selectman Putnam withdrew his motion and made a motion to table until the Board can come up with the
12 document. Vice Chairman Daniels seconded. All were in favor. The matter was tabled until two weeks from this
13 evening. In the meantime Vice Chairman Daniels will obtain the needed information.
14

15 **5. TOWN ADMINISTRATOR REPORT:**

16 a) **McLane and Goldman Dams Removal Feasibility Study & Oil Spill Update.** Guy Scaife explained
17 that the feasibility study and sampling, have provided some results. There are PCBs and other contaminants in the
18 area by the two dams. We are waiting for the professionals to analyze. Regarding the oil spill and seepage the issue
19 is being worked on; there is no solution yet.
20

21 b) **Miscellaneous.** Guy Scaife reported that the pool season closed with a really good year at Keyes Field.
22 All departments have done a first phase budget and are in the process of getting them rolled up, so things are pro-
23 gressing as normal.
24

25 **6. DISCUSSIONS.**

26 (1) **Request to Consider the Traffic Safety Committee Recommendation Regarding the Bridge Street**
27 **Parking Issue.** Chairman Carmen read a memo regarding Recommendations for the Parking of Trucks on the Oval.
28 After some discussion it was determined that this issue has been resolved.
29

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

31 a) **FROM PROJECTS, SPECIAL BOARDS, COMMISSIONS & COMMITTEES** – Selectman Finan stated
32 the PEG Committee wanted him to mention that they are planning on putting a full length curtain on the wall behind
33 the Selectmen’s table. It will be retractable. He said they wanted him to mention it. After comments from the
34 Board that it would cover the clock, Mr. Scaife stated it would only cover the sides (the two sections on either side)
35 and that it would enhance acoustics and control the lighting.
36

37 Selectman Bauer expressed thanks to the Labor Day Committee and Jerry Guthrie who quickly put together
38 the parade at the last minute. They did a good job. Also the Rotary Club commemoration of 9/11 on Sunday was an
39 excellent service. It went smoothly, quickly and was meaningful. There was a good turnout and almost everybody
40 there went over to the Rotary pancake breakfast. It was very nice.
41

42 b) **OTHER ITEMS (that are not on the agenda)** – no discussion
43

44 **8. APPROVAL OF FINAL MINUTES – August 15 & 22, 2011.** Selectman Putnam moved to approve the final
45 minutes of August 15 and August 22, 2011. Selectman Bauer seconded. All were in favor. Motion passed 5/0.
46

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

48 a) Treasurer’s Report
49

50 **10. NOTICES** – Notices were read by Chairman Carmen.
51

52 **11. NON-PUBLIC SESSION.** Chairman Carmen moved to enter into Non-public Session at 8:15 p.m. in accor-
53 dance with RSA 91-A3, II(d) Land Acquisition. Selectman Putnam seconded. All were in favor. After discussion,
54 Selectman Finan made motion to come out of non-public session at 8:35 p.m. Selectman Putnam seconded. Motion
55 passed 5/0. Chairman Carmen announced that in non-public session, the Board made a decision to approve spend-
56 ing money for the Conservation Commission.

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12. ADJOURNMENT: There being no further business to come before the meeting, Selectman Putnam moved to adjourn at 8:50 p.m. Selectman Finan seconded. All were in favor. Motion passed 5/0.

Nate Carmen, Chairman

Gary L. Daniels, Vice Chairman

Katherine Bauer, Member

Tim Finan, Member

Mike Putnam