

APPROVED
MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING
April 8, 2019

PRESENT: Gary Daniels, Chairman Mark Bender, Town Administrator
Paul Dargie, Vice Chairman Tina Philbrick, Recording Secretary
Mike Putnam, Member Hazen Soucy, Videographer
Laura Dudziak, Member
Chris Labonte, Member – call in

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

INSTRUCTIONS: Chairman Daniels called the public meeting to order at 5:30 p.m., introduced Board members and then led the audience in the Pledge of Allegiance. Chairman Daniels informed the public that Selectmen Labonte was skyping in while on vacation. Chairman Daniels indicated that those people in the audience who want to speak or add to the discussion should please use a microphone in order to be heard on the PEG Access live broadcast.

2. APPOINTMENTS: (Approximate times)

5:30 p.m. – 2nd Public Hearing – Acquisition of Land: Melendy Road, Map 52 Lot 4-1, in Accordance with NH RSA 41:14-a. In Summary from the 1st public hearing on March 26, 2019, Attorney Quinn's clients are proposing that they transfer to the Town, the title to Lot 52-4-1 in exchange for the release of the LUCT. The lot is approximately 2.5 acres with a pond located on it and abuts the Granite Town Rail Trail south of Melendy Road and east of the rail trail, and there are some wetlands on it as well. The property would be managed by the Conservation Commission. Both the Planning Board and Conservation Commission recommend that the Board accept the land transfer. A decision will be made at the next Board of Selectmen's meeting on April 22, 2019.

Chairman Daniels opened the public hearing. Attorney Quinn asked the Board if they had any additional questions before the decision on April 22nd. There were no questions from the Board. Chairman Daniels closed the public hearing.

5:40 p.m. - Approval of Ten (10) 2018 Property Abatement Applications and Two (2) Land Use Change Tax Applications – Map 45 Lot 3-49 and Map 43 Lot 69-1 – Assessing Director Marti Noel.

Marti said included in the Board package was a 2018 Abatement Recommendation tax grid. Abatements 1808 thru 1815 address values at the Hutchinson point condominium for the garden style units. All are 1 bedroom units. A review of market sales for a single bedroom unit indicates a reduced assessment was warranted.

Abatement 1816 is the older colonial that still exists on the remaining lot after subdivision. It's been listed for sale for several months. While historic, the home is dated inside, and the subdivision of the land has left the house with very little yard remaining. This has reduced the overall appeal of the home as indicated by its listing and sales history.

Abatement 1821 is an abatement request after a fire destroyed the home at 25 Crosby Street on January 21, 2018. RSA 76:21 allows for filing an abatement request after fire damage by March 1 or 60 days after the event, whichever is later. The home is classified as a total loss. The abatement amount covers the portion of the taxes attributable to the structure for 69 days of the 2018 tax year.

A motion was made by Selectman Putnam to approve the 10 abatement application. Seconded by Selectman Dudziak. All were in favor. The motion passed 5/0.

Map 45 Lot 3-49 The parcel is located in the Autumn Oaks Subdivision and construction for new single family home has begun, rendering the lot ineligible for Current Use.

A motion was made by Selectman Putnam to approve the Land Use Change Tax Application for Map 45 Lot 3-49. Seconded by Selectman Dargie. All were in favor. The motion passed 5/0.

Map 43 Lot 69-1 This is a newly created lot on Nathaniel Drive, zoned for commercial use. The lot is 5.03 acres, of which .472 was not in current use. The recent sale of this property has left this parcel too small to be eligible for current use classification under the new ownership.

A motion was made by Selectman Putnam to approve the **Land Use Change Tax Application for Map 43 Lot 69-1**. Seconded by Selectman Dargie. All were in favor. The motion passed 5/0.

5:50 p.m. - Eagle Scout Bike Rack Presentation – Cameron Mitchell

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Cameron gave a small power point presentation to the Board outlining his desire to place a bike rack outside the town hall and inside Bicentennial Park, near the road (visible to pedestrians). That rack would include a covered bike rack structure, price to be determined. He would have to work with DPW for the design. There would be some hard pack, wood chips or gravel under the bike rack with the structure. There would also be a possibility for an informational box on the side of one of the posts. The cost of the two bike racks would be approximately \$840. This would complete Cameron's project so he can earn his Eagle Scout Badge. He is hoping for approval from the Board so he can get started.

Selectman Putnam asked how far into the park would the second structure be. Cameron said just after the flag pole. Selectman Putnam asked if Cameron would be checking with the building department to see if he need a permit. Cameron said yes. Selectman Dudziak asked if he would be doing this project by himself. Cameron said this was his Eagle Scout project so he has to get approval from his troop and the Eagle Board, then he works with his troop to help volunteer, build and fundraise for it.

Chairman Daniels asked why Cameron chose these two locations. Cameron said technically you shouldn't be biking or scootering around the oval and there isn't anywhere to put the bikes when visiting the town. This will give people a place to put their bikes or scooters if they want to use the bikes instead of their cars. Chairman Daniels asked if there are bike racks at Keyes Field. Cameron said he didn't think so. Selectman Putnam asked if Cameron measured to make sure the bike rack wouldn't stick out too far. Cameron said no. It really depends on which side of the building the Board would like the rack. Selectman Dargie suggests in the front near the bench on the grass. Cameron hopes to have it finished by August.

Selectman Putnam made a motion to allow Cameron to do his Eagle Scout Bike Rack project. Selectman Dudziak seconded. All were in favor. The motion passed 5/0.

3. PUBLIC COMMENTS. - There were no public comments at this time.

4. DECISIONS.

a) CONSENT CALENDAR. Chairman Daniels asked if there were any items to be removed from the Consent Calendar for discussion. Selectman Dargie asked that 4. a) 4) and 4. a) 6) be removed. Selectman Putnam moved to approve 4. a) 1, 2, 3, and 5 as presented. Selectman Dargie seconded. All were in favor. The motion passed 5/0.

1) Request for Approval of Yield Tax Levy Map 54 Lot 2

2) Request for Approval of Intent to Cut – Map 1 Lot 10

3) Request for Approval to Re-appoint Chris Costantino as an alternate member of the Library Board of Trustees.

4) Request for Approval to Re-appoint Tim Finan, Lisa Griffiths and Dave Alcox to the Granite Town Media Advisory Committee.

5) Request to Approve Two (2) Chauffeurs Licenses for William LaBell and Edward LaBell of Milford Taxi LLC.

6) NH RSA (31:95(b)) Request for Acceptance and Appropriation of Unanticipated Revenues under \$10,000 –

➤ Arthur L. Keyes Memorial Trust - \$9,712 to the Milford Recreation Department for Outdoor Fitness Equipment at the Keyes Park Walking/Biking Trail Special Purpose Fund.

➤ Arthur L. Keyes Memorial Trust - \$1,000 to support the Labor Day Parade.

Selectman Dargie suggested that on 4. a) 4) the full name "David" be used for Dave Alcox. Tina Philbrick said the last oath of office form used the name, Dave. Selectman Dargie withdrew his suggestion. Selectman Dargie said that in 4. a) 6), the word Keyes was spelled wrong. Selectman Putnam made a motion to approve 4. a) 4 and 4. a) 6) as amended. Selectman Dudziak seconded. All were in favor. The motion passed 5/0.

b) OTHER DECISIONS.

1) N/A

5. TOWN STATUS REPORT – Administrator Bender

a. Bid Update on Drainage/Paving Project – We discussed the drainage and paving project on South, Prospect and Webster Streets during our March 11, 2019 meeting. Bid responses were due April 3. Three companies picked up bid packets, but only one, S. U. R. Construction West, LLC from Winchester NH, bid on the job. The engineer's estimate was \$443,008 and the bid is \$456,411. This is a difference of \$13,403 or 3.0%. Rick has made inquiries and verified references. While we are disappointed to have only one bid, the contractor checks out and the overall difference is relatively small. There is no guarantee we would get additional bidders if we rebid the job. To avoid delay, staff recommends we accept the bid and award the job.

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Rick Riendeau, Public Works Director said that some of the quantities changed from the bid which explained the increase in price. He checked the construction out with two different cities, Concord and Keene and there were no issues. Selectman Putnam asked if the additional money was coming from the same place. Rick said yes. Selectman Labonte asked how this would affect the paving project, are we going to not do some roads because of this. Rick replied, yes. This is a project that we have to do. There are too many problems and some issues with three residents that could potentially lead to litigation if left alone. Selectman Putnam asked why this wasn't in the budget; he feels it should have been in the budget. Rick said it wasn't fully designed until February of this year and we didn't have all the numbers in. Administrator Bender said we anticipated that it would be part of our drainage and paving budget for the coming year.

Selectman Labonte asked how much money was in the drainage budget that would fund this and wouldn't be coming out of the road bond budget. Rick said he didn't know off the top of his head and didn't want to give a guess. Selectman Dargie said he understood that we have around \$600,000 remaining from the bond, and the regular budgeted \$300,000 so we have approximately \$900,000 towards paving. This would be less than half. Administrator Bender said there is also money for drainage. Rick said he wasn't sure how much that was, he would check. Selectman Labonte asked again if Rick had a ballpark idea of what we had in the budget for drainage. Administrator Bender said he didn't know. Rick said he doesn't have it in front of him and he isn't going to guess.

Selectman Labonte asked if there was a reason why we have such a strict timeline on it, as far as a penalty payment of not getting it done at a certain time. Administrator Bender said no. The South Street part of this is just beyond the work that we did for the South Street project. We had to negotiate an easement with a landowner to replace that portion of the drainage which held us up for a bit. The other problems that we experienced on Webster and Prospect have just gotten worse over the past few years which is affecting a number of other property owners. Selectman Labonte asked if there was a reason we had in the contract that it had to be done by a certain date; would that have deterred some people from bidding. Rick said no. The timeframe is good. His set for the end of the project is prior to school starting; we don't need these kinds of projects interrupting the school bus flow. There is more than enough ample time to complete the project. The liquidated damages at the end are just the standard policy. Selectman Labonte said he would have loved to have seen what money was going towards this from the drainage and paving accounts and how much is going to affect paving around town. Rick replied that it all has to be done.

A motion was made by Chairman Daniels to approve the bid given by S.U.R Construction West for the South Street Project. Selectman Dargie asked to abstain from voting because he lives on Prospect Street although he isn't an abutter, he uses the street all the time. Selectman Putnam seconded. The motion passed 3-1-1 with Selectman Dargie abstaining and Selectman Labonte not in favor. Selectman Putnam said going forward, he thinks projects like this should be taken into account prior to the budget season. This will get it into the budget and not be taken out of another line item after the budget season. Rick said if circumstances warranted on this one, he's 100% in agreement. Chairman Daniels said when the next budget season comes around it will be up to the Selectman to ask those questions of projects that are anticipated.

Administrator Bender had a few additional items to discuss. The pool work that voters approved will be completed in two stages this year and will not impact the use of the pool. Some of the work will be done prior to the swim season; water blasting, caulking to repair the cracks and painting of the pool. These things will start the end of this week, weather permitting. The rest of the work will be done after the season starts. There is a lead time in getting the pump, chlorinator, filter, etc.

Selectman Putnam said he saw several complaints on social media this past weekend about kids with skateboard inside the pool. He asked Chief Viola if they received any calls. Chief Viola said not that he was aware of, he would check into it.

Fire Chief, Jack Kelly, will be retiring on August 1st. The search process will start immediately for his position.

We are also looking for direction regarding dispatch. We have the amended warrant article that was done at the Deliberative Session that voters approved. Should staff reach out to the DRA regarding the amended warrant article and also ask the question of the study funds; if they can be used for a MACC Base analysis or if it has to be strictly for a Milford only dispatch. The consensus of the Board was to get a formal response from DRA.

Selectman Labonte in regards to Dispatch at the Deliberative session, is there ever going to be a point where there will be discussions about MACC Base itself with the other towns. Chairman Daniels said they actually have a notice coming up that during our 5th Monday Forum on April 29th. The Board will be hosting an input session for people that might have questions about dispatch in general so that we can get everyone's concerns on the table at once.

6. DISCUSSIONS:

1) N/A

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

8. SELECTMEN'S REPORTS/DISCUSSIONS.

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

Selectman Dargie at the Zoning Board meeting there was approval on a variance.

Selectman Labonte attended a Granite Town Media meeting and they approved the purchase of a drone. Administrator Bender added that Chris Gentry was a certified drone pilot.

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

8. APPROVAL OF FINAL MINUTES. Selectman Putnam moved to approve the minutes as amended of March 25, 2019. Selectman Dargie seconded. All were in favor. The motion passed 5/0.

9. INFORMATION ITEMS REQUIRING NO DECISIONS.

10. NOTICES. Chairman Daniels read the notices. Wade Scott Campbell, Milford resident reminded people about the Town Wide Cleanup taking place on April 27th from 7 am until 2 pm. The home station will be at Keyes Field. The Masons will be hosting a cookout for volunteers. The dog park people will also be there. He can be reached on social media and at 603-801-6311 if anyone would like more information. They are still looking for volunteers and it will be in the Cabinet. He is hoping that the DPW or PD Will put this out their mobile sign

Selectman Dargie asked if there was an arrangement with the Transfer Station as far as bring larger items that day and not have to pay for them. Wade said he would look into it, but they can bring larger items to Keyes. They will have two large trucks there that can be used to bring stuff to the transfer station. You can also participate in the clean-up and bring your own bags to the Transfer Station if you want.

11. NON-PUBLIC SESSION. Selectman Putnam made a motion to enter into a non-public meeting in accordance with (RSA 91-A:3, II(c)) Reputation and approval of non-public minutes in accordance with (RSA 91-A:3, II(b)) Personnel and (RSA 91-A:3, II(e)) Legal March 25, 2019. Selectman Dudziak seconded. All were in favor. The motion passed by roll call vote 4/0. Chairman Daniels – yes, Selectman Dargie – yes, and Selectmen Dudziak – yes, Selectman Labonte – yes. (Selectman Putnam left the room)

12. ADJOURNMENT: Selectman Putnam moved to adjourn at 7:00. Selectman Dargie seconded. All were in favor. The motion passed 5/0.

Gary Daniels, Chairman

Laura Dudziak, Member

Paul Dargie, Vice Chairman

Chris Labonte, Member

Mike Putnam, Member