

APPROVED
MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING

July 13, 2020

This meeting was conducted pursuant to State of New Hampshire Emergency Order #12 pursuant to Executive Order 2020-04, temporary modification of public access to meetings under RSA 91-A. As such, the meeting was conducted online using these connection instructions that were listed on the posted meeting agenda: "The Public is encouraged to participate remotely, call in on your phone @ 1-646-558-8656 and enter the meeting ID# 873 4562 9185 and the password is 659783, or join the Zoom Meeting @ <https://zoom.us/j/87345629185>. Please try to log in 5 minutes before the meeting's scheduled start time in case you run into any technical difficulties".

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

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

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

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

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

Roll call attendance: Paul Dargie, no one present. Selectman Dudziak, no one present. Selectman Labonte, no one present, Selectman Freel, was not present at this time, and Chairman Daniels, present was Andrew Kouropoulos, videographer.

2. APPOINTMENTS: (Approximate times)

5:30 p.m. – PILOT Agreement 2020 – Dartmouth Hitchcock – Marti Noel, Assessing Director

Overview: Dartmouth Hitchcock owns a facility at 14 Armory Rd, identified as Map 48 Lot 2, and containing a medical office and treatment facility on 3.48 acres of land with an 8,624 SF building and parking lot.

Dartmouth has been denied for exemption in prior years for failure to provide full documentation (articles of Incorporation, financial data, etc.) from which to make a determination. Dartmouth has now provided the necessary documentation and while preferring a full exemption, has agreed to a PILOT agreement.

This PILOT with Dartmouth Hitchcock being presented this evening is essentially identical in terms to another medical facility in town (Southern NH Medical Center), which the Board approved at the June 22, 2020 meeting. The PILOT payment is equal to 35% of a full tax payment. This amount essentially covers all but the school portion of the taxes and is a 5 year agreement, providing Dartmouth provides documentation annually to support their request as an exempt property. RSA 72:23-n provides the governing body authority to enter a PILOT agreement with otherwise fully or partially exempt properties.

Marti recommends the Board approve the Exempt status with PILOT payment for the Dartmouth Hitchcock Facility.

A motion was made by Selectmen Dargie to approve a PILOT Agreement 2020 for Dartmouth Hitchcock. Seconded by Selectman Dudziak. A roll call vote was taken with Selectman Dargie yes, Selectman Dudziak yes, Selectman Labonte yes, and Chairman Daniels yes. The motion passed 4/0.

5:40 p.m. – Keyes Pool Update – Arene Berry, Recreation Director

Milford Recreation Department is pleased to announce the Keyes Memorial Pool will be opening for the summer of 2020! As of today, it will be opening on July 18th.

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It is necessary to put guidelines and procedures into place to address the health and safety of the community and staff so it will look a little different. Here are the details:

- ☐ There will be signage that anyone experiencing symptoms of COVID-19 not to enter the facility.
- ☐ Occupancy will be limited to allow for social distancing. We will section the deck into “pods” which are areas approximately 9x10 feet for families while on the deck. Initially, twenty (20) of the twenty-five (25) pods will be available on the deck for families to reserve. Patrons will be able to reserve a pod for a one hour and fifteen minute time block in advance. Walk-ins will be accepted if there is an available pod. Additional pods will open as space is available.
- ☐ Reservations for pods will be open seven days in advance and can be completed online. The link can be found at milfordrec.com
- ☐ If a person is not present for their reservation, the pod may be released 15 minutes after the start of the time block.
- ☐ Staff will be performing cleanings of facilities and high touch areas between time blocks.
- ☐ Facemasks will be encouraged but not mandated. No facemasks while in the pool. Staff will have facemasks with the exception of lifeguards while they are in a guard chair. An area around the guard chair will be closed to allow for this.
- ☐ Patrons must arrive ready to swim. Changing will not be allowed at the pool. Restrooms will be for toilet use only and showers will not be available.
- ☐ Pool chairs will not be available but patrons may bring their own.
- ☐ There will not be any swim lessons offered for the duration of the summer. Swim team is being discussed.
- ☐ Under the Governor’s guidelines, people must maintain a distance of at least 6 feet from others at all times even while in the pool.

Chairman Daniels asked how many passes have been sold so far. Arene said a total of 56 passes have been sold so far for a total of \$780.

Selectmen Dudziak made a motion to adopt the pool guidelines put in place by Recreation. Seconded by Selectman Dargie. A roll call vote was taken with Selectman Dargie yes, Selectman Dudziak no response, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. The motion passed 4/0. There were technical difficulties with Selectman Dudziak’s zoom access so she was unable to vote.

5:45 p.m. – Fire Department Replacement Utility 1 Vehicle – Ken Flaherty, Fire Chief

Chief Flaherty referenced a vehicle lost due to a fire on May 26th. Primex is giving the town \$25,000 for replacement cost. The used market is between \$30,000 and \$35,000 thousand for something comparable without having to be painted. We can get a new one for around \$32,000 thousand and we would have to outfit it.

He will need about \$15,000 to \$16,000 in additional funds. Ken said he would prefer to go new because it’s less expensive. The new one would be \$32,980, its red, and they would have to up-fit it with some lights and things. They kept the light bar and radio to put in the new vehicle. He gave comparisons of some used 2013 vehicles. Selectman Freel said they wouldn’t want a seven year old vehicle. He doesn’t know what a light would cost to install in a new vehicle. He asked about utility boxes. Ken said it doesn’t have any, it cost about \$9,000 thousand to add them in and we really didn’t get the value out of the last utility body. The pickup space is needed more.

Chairman Daniels asked if there were any capital reserves that this vehicle can be taken from. Tina Philbrick, Administrative Assistant said the Fire Department Capital Reserve requires a town vote. Selectman Labonte asked if the extra money is in the Fire Department’s budget. Chief Flaherty said they don’t have any money in their budget for this because last year they cut \$17,000 from the budget.

Chairman Daniels asked when he would need an answer on this. Selectman Freel asked if there was anything in vehicle maintenance that can be used for this. Ken said his maintenance budget is already shot; we are putting \$7,200 into a fire truck. Chairman Daniels asked if he could wait two weeks until we get answers. Ken said they have already been waiting since May. This vehicle is the second support vehicle that they have and it does all of the inspections. Chairman Daniels said our only choice is to take it out of fund balance and we need to talk to our Finance Director first.

Selectman Labonte asked about finding the money elsewhere in the budget. Selectman Freel asked about money from the road bond. Administrator Shannon said if this is needed then we can find it. Selectman Dargie said he’s in favor of buying a new vehicle.

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Selectman Labonte asked to hold off until the next meeting for a vote to see where the money is going to come from. Chairman Daniels said he would be comfortable with that. Selectman Freel asked if we wait two weeks will the price go up. Chief Flaherty said he will find out tomorrow. MHQ has a red one which he would rather have. He will see if they can get better pricing.

5:50 p.m. – Marmon Utilities LLC, Fee Reduction Request – Kevin Boette, Plant Engineer

Marmon Utility, LLC, also known as Hendrix Wire, is before the Board to request a reduction of a building permit fee for the construction of a 32,924 square foot concrete slab to provide needed additional storage and to improve operational efficiencies. Marmon Utility recently appeared before both land-use boards and received the required Variance and Site Plan Approval to construct the concrete pad (see attached site plan). With the approvals in place, they then filed for a building permit to construct the concrete slab. For new construction (proposed concrete slab), the non-residential building permit fee is \$.25/sf resulting in a total cost of \$8,231. They have approval from the Planning Board and Zoning Board.

Town Staff recently met with Kevin Boette, Plant Engineer for Marmon Utility, LLC. to discuss the estimated building permit cost and possible alternatives. Mr. Boette explained that the \$.25/sf permit fee applies to the construction of a building. Applying the same permit fee for a concrete slab would be excessive as it represents a small percentage of the total amount of construction and costs for a typical building. In addition, the project requires less involvement by Town staff in the administrative review/approval and number of inspections. As such, Mr. Boette is asking the Board to consider a reduction to the building permit fee to reflect the type of construction and use.

The Building Permit fee schedule was developed to fairly and effectively capture the range of the commercial and industrial development. However, there are circumstances and types of non-residential development that do not easily fit within the established fee schedule. For Board consideration, Staff recommends a reduction of the building permit fee to \$.15/sf for a total cost of \$4,938.60. Marmon Utility, LLC would then be assessed the remaining \$.10/sf. upon receipt of a building permit to construct a building on the concrete slab. Said reduction provides financial relief to the company while accounting for the services provided by the Building Department to administer, review/approval, and inspect the project.

Selectman Labonte said what triggers him needing to have a building permit. Lincoln Daley, Community Development Director said expansion of the non-commercial portion of that building and other developments that require initial foundations. Selectman Labonte said if they chose to just pave it would they need a permit? Lincoln said no, but a concrete pad does because it requires engineering analysis and a stamp plan to install it. There was some discussion about what Hitchiner Manufacturing paid for their slabs, which was their first floor. Selectman Labonte doesn't see the difference and doesn't understand. Lincoln explained the structural analysis and expansion of the commercial operation especially if there is a long term plan to put a building on the slab.

Selectman Dudziak said she doesn't have a problem with doing this but we need to be consistent going forward and revise the fees. Lincoln said he agrees. Selectman Freel asked if the slab of concrete going to add to the assessed value of the property. Lincoln said yes. Selectman Freel if the slab isn't for a structure, the fees are excessive. Lincoln agreed but it is part of a building process.

Selectman Labonte said it's no different than using sand and concrete. Selectman Freel agrees. Selectman Dargie feels the \$4,900 is too high, we should charge town services for it but at a much lower rate.

Selectman Dudziak asked if the Planning Board had a definition for structure. Lincoln said the Zoning Board does and this falls in that category. Selectman Freel asked for the definition. Selectman Labonte asked if Hitchiners paid on every square foot of concrete. Lincoln said they paid for the majority of their expansion; Lincoln will look into it further.

Chairman Daniels asked Kevin when he wanted to get started on this. Kevin said the bids will be completed tomorrow and he would like to prepare a capital request for Marmon as well. Lincoln said they are supportive of a reduction. His goal is not to generate national revenue, just to cover the cost of the inspections and application. They will modify their schedule to reflect some of these items that don't fit right now.

Selectman Dargie moved to approve a reduction in the building permit fee to the amount that is expended by the town to process everything. That amount to be determined by the Planning Department and would be no more than the 15 cents square. Chairman Daniels seconded for discussion.

Selectman Freel made a motion to allow Marmon to continue with production. We could have a discussion with Lincoln and re-visit this and come up with an amount. It's like going backwards. Selectman Labonte asked how many inspections would this need. Lincoln said about three. Selectman Labonte asked about guidelines. Lincoln said it requires an engi-

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neering plan. Selectman Labonte said he would like to see something put there that a building would never be put on this slab.

Selectman Dargie disagrees with Selectman Labonte. If they want to design the slab so that they can put a building on it, that's up to them. Analyzing and reviewing it from the towns perspective is all the same. Selectman Labonte said it would need to be built to spec., you can't put a building on an inappropriate slab. Selectman Dargie said they would apply for a building permit if they wanted to put a building on at a future date.

Chairman Daniels asked Kevin if he was comfortable with the Board allowing him to move ahead and he pay the fees later. Kevin said he was fine with that. He understands the rules of putting a building on the slab if they decided later to do so.

Chairman Daniels asked Lincoln if he had a maximum amount if they were too proceed with a fee amount. Lincoln said under \$500. Selectman Freel asked Lincoln to work on the working for a structure.

Selectmen Dargie made a motion to reduce the building permit fees for Marmom Utilities LLC to \$500. Seconded by Chairman Daniels. A roll call vote was taken with Selectman Dargie yes, Selectman Dudziak yes, Selectman Labonte yes, Selectman Freel yes and Chairman Daniels yes.

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

4. DECISIONS –

a) CONSENT CALENDAR.

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

- Donation of 10 -3D printed face masks to the Milford Fire Department from Amherst Market Place - \$80.00
 - Donation of 10 cases of water to the Milford Fire Department from Maria Perez - \$49.40
 - Donation of 10 - 8 packs of Gatorade to the Milford Fire Department from Maria Perez - \$52.90
 - Donation of 1 case of surgical masks to the Milford Police Department from an anonymous donor - \$100.00
 - Donation of 4 gallons of Decco hand sanitizer to the Milford Police Department from Decco – No estimated value
 - Donation of several boxes of masks to the Milford Police Department from Ocean State Job Lots - \$25.00
 - Donation of 1 case of 8 oz. bottles of Signature hand sanitizer to the Milford Police Department from Shaws - \$25.00
 - Donation of 25 small bottles of hand sanitizer to the Milford Police Department from LaShanta Magnusson - \$25.00
 - Donation of 7 plastic containers of disinfectant wipes to the Milford Police Department from Peniel Environmental - \$25.00
 - Donation of 24 small bottles of hand sanitizer to the Milford Police Department from Peniel Environmental - \$24.00
 - Donation of Pasta Loft gift card to the Milford Police Department from an anonymous donor - \$200.00
 - Donation for poison ivy removal by Poison Ivy Removal Company to be used at Emerson Park by Nancy Amato - estimated value between \$1,500 and \$2,500.
2. Request for Approval of Intent to Cut Wood or Timber Map 51 Lot 23

Selectman Dargie made a motion to approve the consent calendar. Seconded by Selectman Dudziak. A roll call vote was taken with Selectman Dargie yes, Selectman Dudziak yes, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. All were in favor. The motion passed 5/0.

b) OTHER DECISIONS.

1. N/A

5. TOWN STATUS REPORT – John Shannon

- a. Large Events** - At the request of the BOS, we are tracking the Town's large events for 2020. Due to the current environment, we do not currently know what events will and won't take place. The table below includes the events we are currently tracking. Decisions concerning events will be made with the event organizers and in accordance with the Governor's Emergency Orders.

Event	Next Decision Point	STATUS
Labor Day	7/27/2020	In Progress
Veterans' Day	9/4/2020	In Progress

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- b. **Osgood Pond** - Phase II of the Osgood Pond Dredging Project, as voted on by the citizens of Milford, is continuing on schedule. The dredging began on July 6th and is scheduled to last from six to eight weeks. The Town will continue to work with the appropriate state partners to ensure the work is done in accordance with all appropriate state regulations and best practices. Contractor has until the end of September to complete the work.

6. DISCUSSIONS:

a. **Citizens Complaint – Federal Hill Road Conditions**

The letter concerns both the speed and road conditions. Captain Frye said there hasn't been anything new on the road speed. Chairman Daniels said he agrees that the road is deplorable. Rick Riendeau, Public Works Director said it's on the radar but not planned for this year or next. It's all ledge in one area and needs some review. He feels more engineering is needed before we spend money on that road. Amherst Street is going to take a lot of money so it jumps first. Other roads fall in the same category and some are very expensive.

Selectman Dudziak asked if they could put up another speed limit sign from Foster Road and the Hollis line. Chairman Daniels said there is a sign coming from Hollis that is a 30 mph sign and then another sign just after that. You may see that traffic speed will increase with a fixed road.

Rick said signs won't slow them down. More signs in an area is a distraction. Selectman Labonte asked why the top coat was put on Ponemah Road instead of going to a place like Federal Hill. Rick said Federal Hill was also going to cost a lot more money in Engineering than the other one. Selectman Labonte interrupted and said we put a base on Ponemah Hill and to put a top coat on it would be finishing the reconstruction of Ponemah Hill to where it's done. He wasn't trying to go after Rick for not paving Federal Hill. Finishing Ponemah Hill would be the right way to go. Rick stated, that it makes their initial investment in the base last longer by doing the top sooner. We are behind in town. We've come a long way in the last four years but he still can't keep up.

Chairman Daniels asked if the cost for engineering is in the road plans. Rick said it's reviewed every year. We did the three year plan and it needs another look. He may need to do another five year plan. Selectman Freel asked if Federal Hill Road will be done in the next 5 years. Rick said yes, Federal Hill is a big pass through road and a lot of people cut through it.

Chairman Daniels said we will follow through and have some off-line discussions.

b. **Review of Town of Milford's Ethics Policy**

This policy hasn't been reviewed since 2012. There was some discussion on Section 2006.04.050 Filing the Complaint. Chairman Daniels cited (RSA 91-A: 3, II(c)) Reputation under the right to know, hearings and things like that exempt members of the public board. Selectman Dargie asked if there have been any issues with any ethics complaints that would have needed changes in the procedures. Chairman Daniels said the dealings of the ethics committee are confidential. He has been reviewing them to see if there are any conflicts. He does not have a problem with something that is a violation being made public, but he has a problem with it if there is an allegation that is found not to be a violation he doesn't think it needs to be made public.

Selectman Dargie recommends that we send an e-mail to the Ethics Committee to see if they had any issues with this policy, or if they had any recommended changes to this policy. Chairman Daniels and Selectman Labonte agreed.

c. **2013 & 2018 Inter-Municipal Agreement (IMA) Comparison**

Chairman Daniels sent the Board a side by side comparison after the Mont Vernon and Wilton meeting last week. The other two towns met prior to our meeting. We started with the 2013 IMA and made three changes: Removed the text that prohibited surplus going back to a member town, update Appendix A so it conforms to the by-laws, and a 3-year extension to the current 2013 IMA. He still stands with the Board's decisions and we've received no comments back from the other towns as to whether they agree or not. The other towns want a 10 year agreement, to take away one of Milford's two votes on non-financial matters, give MACC Base borrowing authority, go from 12 to 24 months' notice for leaving the agreement and something to do with non-voting members which is why they wanted to go with the 2018 IMA. MACC Base is supposed to be looking for new members on an ongoing basis anyway. The minutes from the Mont Vernon/Wilton meeting suggested that Lyndeborough might want to be a member.

Chairman Daniels asked if anyone wanted to discuss these things, we know where all towns stand on things. Selectman Dargie suggested that we develop a statement on what our plans are going forward. He wants to propose warrant article 4

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again next year and get away from having a MACC Base governing body. He would like to have the process run by Milford but encourage the other towns to be customers and still have a regional dispatch system. We need to have a document about our plans and match it with the IMA agreement. He proposes that we work on this at our next meeting. He's in agreement with the 2013 IMA and our changes. He's not in agreement with the 2018 agreement.

Selectman Freel suggested going through the differences, vote on the individually and be done with it. We talk about the same thing every meeting. Administrator Shannon said we already went through this agreement and voted on the three changes for the 2013 IMA. Going through this again negates the vote that you had two weeks ago.

Selectman Labonte is in favor of going through the 2018 IMA. It's a negotiation, we did the 2013 IMA, they didn't like it and we should go through the 2018 IMA. Selectman Dudziak said we just did this two meetings ago. She has a problem with the other two towns meeting in a joint meeting prior to our meeting; it doesn't show good faith at all. This Board in 2018 rejected the 2018 IMA because it wasn't good for Milford. It's still not good for Milford which is why we started with the 2013 IMA. She isn't in favor of any of the provisions of 2018.

Chairman Daniels said when we met last time, there was a comment that this partnership should be like a marriage in that we should all share in it. If each town paid 33% would you be in support of keeping a contract in a longer term than three years. Selectman Dudziak said no.

Selectman Freel asked if he meant 33% of the operating cost. Chairman Daniels said yes, he's is talking about all cost. Selectman Labonte asked for clarification on all cost, like radios. Chairman Daniels said that is another discussion. Selectman Labonte said our current IMA doesn't include radios and portables through MACC Base. Chairman Daniels said there was a comment made by a Selectman in Wilton that indicated that they may be willing to look at infrastructure as a local thing, not a MACC Base thing. He mentioned months ago that we need to determine if MACC Base is going to be a system or a service. A system means that MACC Base would be taking care of the entire infrastructure for all of the towns. That means that if Wilton had dead spots then Milford would be paying 71% to fix those dead spot problems. Wilton would be paying 18% of Milford's problems to fix Milford. This hasn't been done.

Selectman Labonte said MACC Base puts a system out, are you saying that MACC Base does all the radio or they would be just responsible for putting a signal out. Chairman Daniels said he would say that things like radios would be local. If a tower needs to put up, who is going to pay for that tower? The town that has the dead spot or MACC Base in which case everyone has to pitch in their share. That is what he's calling a system.

Selectman Labonte said in the current situation said he is hearing that MACC Base is failing but our radios are 20 years old. How come we've never done anything on a local level? Chairman Daniels said we start with a difference of opinion. Wilton and Mont Vernon indicated that MACC Base doesn't have a problem but the CTA report indicates otherwise and the equipment needs to be updated. Each town should take care of its local thing. If there are dead spots in Wilton and Wilton doesn't want to fix those and we have agreed that antennas and things are the responsibility of the towns then that's one issue. If we are saying that those antennas or the need for additional antennas has become the responsibility of MACC Base and the member towns, that's irresponsible to write a blank check not knowing what it's going to cost to cover those things.

Selectman Labonte said if Milford put a tower at Crown Castle, it could fix Milford's problem but it could also fix Wilton's problem then you end up in a stand-off to see if the other town fixes theirs and it fixes ours. Michael Thornton, Milford resident, agrees with Selectman Labonte about looking at the needs of all the member towns and what could a tower that we jointly pay for serve both of our needs instead of Wilton builds a tower and we build a tower.

Chairman Daniels said there were discussions in the past that have been made to share towers to fix dead spots in some of the other towns. He asked how the Board felt about MACC Base borrowing money. We can do one of two things, once we find out what the cost of equipment is going to be we could put it on a warrant for each town to pass or to put a warrant on to allow MACC Base to do the borrowing which would commit each town to a ten year plan as desired by Mont Vernon.

Selectman Labonte said there was a discussion in the past that if all three towns agreed to borrowing, even it was a ten year note and one pulled out after three years, you would still be obligated to pay the note. He thought all three towns were in agreement with that. Chairman Daniels said the towns agreed on the concept of that and if dropped out you would be responsible for the cost but we didn't agree to the ten year term. Selectman Labonte said the philosophy of ten years is, if you are going to agree to ten years, one would hope you would stay for the ten years.

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Selectman Dudziak said she thought that Attorney Drescher said that long term borrowing by MACC Base was not legal. Selectman Dargie said he understood that there was a law that came in effect last year and the individual towns would do their own version of the bond on top of MACC Base. Administrator Shannon said any solution that allows MACC Base to spend Milford's taxpayers' money on Wilton or Mont Vernon without Milford taxpayers having a say in it would not be accepted well.

Chairman Daniels asked the Board about the other Towns wanting to take away one of Milford's votes for non-financial matters. Selectman Freel would be fine with that as long as the other towns paid 1/3 of a share or every one paid an equal amount no matter how many towns are involved. Administrator Shannon said the other towns said they would not pay 1/3. We are talking about things that they flatly refused to do. Chairman Daniels said the other towns did say that they wanted to be equal partners. Administrator Shannon said equal partners who want equal votes but don't want to pay equal shares. Do you want to give them equal voting rights and still pay 71% of the cost and then get out voted every time? They have shown numerous times that they don't really want to work with us most recently when Wilton and Mont Vernon met prior to our tri-town meeting two weeks ago to strategize. It will be those two towns against us and they will be spending our money when they vote as a block.

Selectman Labonte said this is what negotiation is, to see what is what. If we look at it your way we can say we put it in front of the voters and they voted it down. Selectman Freel said it's about negotiating and if we were willing to give something, maybe they would give something back. If you can't see eye to eye, go back to article four again. Either we go Milford only or we stay with MACC Base and keep regional. Everything we are doing right now is a waste of everyone's time.

Selectman Dargie said we should get rid of MACC Base as a governing body and move forward with a Milford system. We can have the IMA match up with that plan. It's time to move on and go it alone and have them as customers and still have a regional system. Selectman Labonte disagrees. Milford has spent the last two years without discussing with Wilton and Mont Vernon saying they are going to come as customers, they have no choice. There is reason they have resentment over this.

Jason Johnson, MACC Base Director, clarified the voting question. It does not take away your two votes on financial issues; they are asking for one vote per town on procedural matters. It is two separate issues. It's in the red letter section of the package presented tonight. They are trying to fix the issue of having a four vote board on all matters.

Selectman Dudziak said she agrees with Selectman Dargie. We need to come together as a Board and tell the other towns what we want to do moving forward. She is in favor of a Milford stand alone and doing away with MACC Base. It isn't working.

Selectman Labonte said hypothetically, if a warrant article got put on in March and didn't pass do you just regroup and hit it again the following year. At least five of us on this zoom meeting are elected by the public to work for the public. Historically we just keep putting things in front of voters until they pass, he doesn't agree with that. Selectman Freel said if Selectman Labonte is right and it fails again, what do we do at that point. Maybe we come up with a third plan that will work for everyone. If we do a \$2,500,000 system and we all share it, it may pass.

Chairman Daniels doesn't want it to get fixed to Milford's detriment. Selectman Dargie said we paid CTA to do an elaborate analysis and it was very clear that the least cost was a Milford standalone system. We should go with what they recommended. It's important that we go with NFPA 1221 which you can't get by just doing a renovation in town hall. It may be legal to not upgrade things in town hall but we need a system that meets NFPA 1221 and have it for the next twenty years and not just try to get by as cheaply as we can and leave it in the town hall. We will have better numbers this year; RFP bid numbers allow for more certainty with the plan.

Selectman Labonte said in 2018 the voters change the proposal to \$85,000 for a study because it was the lesser of two evils and they were not paying \$2,500,000. Going with that it did get voted down in 2019 and 2020. He disagrees that with having more than one option causes confusion. He is not in favor of a Milford only option.

Chairman Daniels said at our next meeting he will draft up a general statement on this and we can accept or not accept this so they can move forward. He asked for the consensus of working off the CTA study. We've had many studies in the past and CTA seems to be the most comprehensive one he's seen, it was the most non-biased one.

Michael Thornton said we've kicked this can down the road. The dead spots are there and someone stands to get hurt. We should get concerned citizens to sit down in our town and the other towns should do the same. The procedural vote chang-

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es the way the organization works. Milford has to look out for Milford. We are better off with each town investing with the items that we that we can share.

Kevin Federico, Milford resident, said this conversation has been spoken by the previous five Boards and has been going on for fifteen years. Thirty years ago MACC Base worked and was what was needed. It's no longer working. You've spent almost \$100,000 of Milford's taxpayers' money on a study that told you that a Milford only situation was the best option for Milford. It didn't say that the other towns can't come in as customers and can't do their own financial thing. You have been told what is best for Milford. By ignoring the CTA study, you are wasting almost \$100,000 of his tax money. He encourages the Board not to do that.

Selectman Labonte said as being an elected official, Kevin Federico knows that it gets challenging and you can't always keep every tax payer happy. He isn't discrediting CTA's study, he feels we should go back to the prior studies that MACC Base did. At this time, Selectman Labonte interrupted himself and called out Tina Philbrick and asked if she had a comment, then told her she would have to wait until he finished. She told him she didn't say she would interrupt him. Chairman Daniels told Selectman Labonte not to call on another person; that is the Chairman's job. Selectman Labonte said if the Chair was jumping in he wouldn't have had to. Selectman Labonte feels it's a matter of opinion on where we should go, CTA has their opinion but he doesn't agree with it.

Tina Philbrick, Milford resident, said we spent \$85,000 that Selectman Labonte said, "was the only option, the lesser of two evils" last year, was not the only option. It was the option that people asked for so that we could have more information going forward. We received the information and it didn't go the way some people wanted it to and they didn't like it. There was one warrant article on the ballot that a majority of the Board approved, the minority didn't approve of it so they went and supported a bogus warrant article that shouldn't have been on the warrant in the first place. This is just her opinion. She told Selectman Labonte that if she is shaking her head it's because she agrees or disagrees with something someone is saying. He does the same thing so don't call her out again. It was disrespectful and he should be better than that as a Selectman.

Selectman Labonte said two more weeks have gone by and the Board has received more e-mails from the Police Department about communication problems. What are we going to do about it? He says he is the one that is here trying to do something now. Whether people call it wasted money or not, he calls it protecting our employees. CTA sent us prices but did we look into our vendors to see what they would charge us for repeaters. He doesn't understand how they say our signal is weak. If we have a weak signal, what is weak about it, why is it weak and what can we or why haven't we done anything about it.

Chairman Daniels said his understanding from this exact discussion before, is that we get a weak signal because we have old equipment that needs to be upgraded. Cheryl Giggetts, CTA Consultant, said the equipment is old, it's not located in the proper location, and it's not the proper equipment. It doesn't work together as a system. It works independently depending on where the equipment is located. The fact that you are receiving all of this information from the Police Department indicating that they are having problems should tell you about your weak signal. It's not anecdotal or engineering which is what CTA did for you, its actual people on the street telling you where your signal is not working.

As an update, on where CTA is, they have completed all of the specification with the exception of one section. This is on the shared point site. We will be having a review meeting tomorrow with Captain Frye to explain what the sections are and ask some final questions. We will have the remaining section and appendices by the end of next week. Once reviewed by everyone it can be published. It will take about two months to get good solid responses from the vendor community and then about a month after they are received, you will have good solid pricing.

Selectman Labonte asked if any of the Board members were attending that meeting. Cheryl said this is a meeting where we explain the documents and what's missing. All of you have been given access and can be read this information at any time. Once all the documents are complete we will have a meeting with everyone. They are still working documents at this time.

Michael Thornton asked if he could attend that meeting. Captain Frye said the meeting will just be himself, Chief Viola, Chief Flaherty and Director Schelberg to review all of their needs to make sure that they are covered. Cheryl repeated that these are still working documents; they are not even draft documents. Once they are draft documents then they can meet with anyone.

Selectman Labonte asked if MACC Base has done anything with any of their vendors to try and see what the problem is and what even a temporary solution could be. Cheryl said the proposals they received from Two Way and Beltronics were in fact their solutions to that. It wouldn't be a long term solution but something that you can enact that will most likely take

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you a year and a half to enact, cost quite a bit of money and not be a 15 year solution for you. Selectman Labonte asked if their output gets tested from MACC Base. Captain Frye said Jason Johnson just had Beltronics test everything. Captain Frye said there is a document with the results but he doesn't know if it's a public document yet. Jason said the document isn't public. This is done annually and as needed preventative maintenance done on all of their sites and it does include signal strength. Some of our sites start with a mobile radio and goes to 100 watt amplifier which is why they are pushing the amplifiers on the five separate towers that they use for the Police. We have things that we are changing at our sites right now to improve things. We also have suggestions with other improvements.

Selectman Labonte asked what Beltronics thoughts were on the dead spots as it seems like they are getting worse. They have done comprehensive plans that were suggested through the years but not this year. Wilton and Mont Vernon have been doing their own research for individual town solutions. At one point Beltronic offered for Milford Police to try a single site repeater in town similar to what CTA is suggesting and it would be an easily accomplished trial period. Milford Police would have had to move to a different frequency but they could still monitor the other towns like they do now.

d. Dredging from Phase I of Osgood Pond – Mr. Trombly offered to pay for materials from the Osgood Pond Phase I dredging so we would have room for the Phase II wet materials. Selectman Labonte isn't in favor of it. He feels there is enough room to put additional spoils. Keeping it is more of an asset with the future reclaiming of the Brox pit and the creation of a new cemetery in the master plan. He doesn't feel the amount is enough. Selectman Dargie said he understands that there isn't enough room at the pit to put all the spoils. If there is room to store the spoils he would agree with Selectman Labonte. Selectman Labonte thinks there is definitely room.

Chairman Daniels said it was partly an opportunity to dredge Osgood Pond with the revenue coming in. The other Board members didn't understand that to be a factor. Selectman Dudziak asked the DPW Director weigh in on if there was enough room at the pit for the spoils.

Rick said there isn't enough room. We will need about three and a half acres and it will take up a lot of room that he doesn't have. He lost some of the pit due to the sand operation, the playing fields and the turtle habitat. Mike Thornton asked if we could we put some at the Transfer Station.

Selectman Labonte suggested starting the stacking process and when we get to the point where we see if there is or isn't enough room, we deal with it at that point. Administrator Shannon repeated what Rick said about needing three and a half acres but we also have restrictions such as T&E species. We had a nice big area picked out but Fish and Game asked us not to put anything there until mid-September. There are laws and restrictions on that property that don't allow us to put it wherever we like. Mr. Trombly asked to buy 6,000 cubic yards and once it's removed we will add the new spoils to that area. At the end of the day we are still going to have about 22,000 cubic yards of material from the pond. Once September comes around, we can use another area that everyone saw was fenced off during our site visit. Mr. Trombly will also truck this himself. There is a ticking clock on getting the dredging project done.

Chairman Daniels clarified that we need about 15,000 for reclamation. Administrator Shannon said yes, if we kept 20,000 we would have more than enough. Selectman Labonte said when we get to the point of doing the cemeteries, which is coming fast in Milford, why wouldn't we stockpile it now. He still feels there is room to put the new materials out there. He repeated concerns about selling the loam for that price.

Administrator Shannon asked Rick if we use a lot of loam and are we hurting ourselves if we got rid of these 6,000 cubic yards? Rick said no. Selectman Dudziak asked how much Mr. Trombly wanted to purchase. Administrator Shannon said 6,000 cubic yards.

Selectman Dudziak made a motion to allow Mr. Trombly to purchase the 6,000 cubic yard of the Phase I spoils from Osgood Pond. Seconded by Selectman Dargie.

Selectman Labonte said it's not worth it. It's more beneficial to keep it. We owe it to our community not to sell it. Selectman Freel asked if Mr. Trombly would be willing to just buy half. Administrator Shannon said the offer was just for the 6,000 cubic yards. We will still have the other 4,000 cubic yards plus out there plus the 22,000 plus more coming.

Selectman Dargie said we should sell the whole amount to him; it would make the refilling process harder if we just sold half. There was more speculation about how much you could dig out and how much more you fill in with. Selectman Labonte asked if the pile was surveyed to see how many yards were there. Administrator Shannon said no. Selectman Labonte said he asked that question at the site meeting. Selectman Labonte asked how many yards were dredged in the first phase. If it was around 20,000, that means we utilized 14,000 yards in two years. Administrator Shannon said there is an-

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other 4,000 cubic yard pile in the back. Selectman Labonte said then we used 10,000 in two years. Rick said no we did not use 10,000 cubic yards in two years. We don't even use 5,000 yards in a year. Selectman Labonte asked where the missing 10,000 yards are. Rick said the remaining yardage is just a guess, he didn't go through and measure the whole pile. Suzanne Fournier, Milford resident, said that in 2016 some 24,000 cubic yards went to the Brox pit. Maybe there was shrinkage, the water has left it. She can confirm that Mr. Riendeau did not remove quantities as she keeps a close eye out there and she didn't see large quantities leave. It hasn't been touched. No one really measured. It takes up a lot of acreage; what is out there is sitting on about two acres. She agreed with Rick that Phase II dredging would take another two or three acres.

Selectman Freel said it could be 15,000 yards, we don't know. We are just selling him 6,000, correct? Administrator Shannon said we will make sure he gets 6,000 yards only. Selectman Labonte asked, "Is everything for sale in the Town of Milford?" Selectman Dudziak called the motion.

A roll call vote was taken with Selectman Dargie yes, Selectman Dudziak yes, Selectman Labonte no, Selectman Freel no and Chairman Daniels yes. The motion passed 3/2 with Selectman Freel and Selectman Labonte opposed.

Selectman Labonte asked if anyone else was interested in buying some would they approach the Town Administrator, he is sure there will be a list. Chairman Daniels said ultimately it will be the Boards decision.

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

8. SELECTMEN'S REPORTS/DISCUSSIONS.

Administrator Shannon said we should have the equipment on hand to do a hybrid meeting for the next Board of Selectmen's meeting on July 27th. It will be held in the Auditorium and people can attend in person or on zoom. The equipment will be tested the week of the 23rd.

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

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

9. APPROVAL OF FINAL MINUTES. Selectman Dargie moved to approve the minutes of the June 22 and June 29th as amended. Seconded by Selectman Dudziak. A roll call vote was taken with Selectman Dargie yes, Selectman Dudziak yes, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. All were in favor. The motion passed 5/0.

10. INFORMATION ITEMS REQUIRING NO DECISIONS.

a. Treasurer's Report – May 2020

b. NHMA Legislative Policy Process – Important Dates – The Board should take a look at these policies to see if they would be good for Milford.

11. NOTICES. Notices were read.

12. NON-PUBLIC SESSION. Selectman Dudziak made a motion to go into non-public in accordance with (RSA 91-A: 3, II (a)) – Personnel, and approval of Non-public minutes (RSA 91-A: 3, II (a)) – Personnel from June 22, 2020. Seconded by Selectman Dargie. A roll call vote was taken with Selectman Dargie yes, Selectman Dudziak yes, Selectman Labonte yes, Selectman Freel yes and Chairman Daniels yes. The motion passed 5/0

3. ADJOURNMENT: Selectman Dudziak moved to adjourn at 8:55. Seconded by Selectman Dargie. All were in favor. A roll call vote was taken with Selectman Dargie yes, Selectman Dudziak yes, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. All were in favor. The motion passed 5/0.

Gary Daniels, Chairman

Chris Labonte, Member

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Paul Dargie, Vice Chairman

David Freel, Member

Laura Dudziak, Member