APPROVED MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING July 11, 2022

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PRESENT: Paul Dargie, Member

Tim Finan, Member Gary Daniels, Member

Laura Dudziak, Member EXCUSED

Dave Freel, Member

John Shannon, Town Administrator (remote) Tina Philbrick, Executive Assistant

Andy Kouropoulos, Videographer

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

Chairman Dargie called the meeting to order at 5:30 p.m., introduced Board members, and then led the audience in the Pledge of Allegiance.

2. APPOINTMENTS – (Approximate times)

5:30 p.m. -2^{nd} Public Hearing to Update the Current Stormwater Ordinance, Chapter 5.32 – Community Development Director, Lincoln Daley

Mr. Daley provided an overview of why the update is needed. The Town's current stormwater regulations were adopted in 2007 and do not meet the current technical requirements for stormwater retention and treatment and references are outdated. The ordinance would impact/apply to developments that disturb 20,000 square feet or larger. Mr. Daley reviewed highlighted changes to the original document. Engineering analysis and cost would depend on the size of the property and the type of the property. This permit is an unfunded mandate. GIS coordinates and files are required and Community Development can help the land owners with that.

There was some discussion of salt erosion on the roads and what the town may have to do to minimize salt/treatment. We won't have to go back and re-do previous projects but we will have to analyze any repairs and updates to all road projects. If we find contaminants we have to fix the problems.

Selectman Daniels asked if this applies to paving. Mr. Daley said Amherst Street runs off into the Soughean River, when it's re-paved; they would have to find ways to treat the water prior to it going into the river. Selectman Daniels asked if we have to pay for engineering that we did not have to pay for if this were not in effect. Mr. Daley said no.

Selectman Freel said it sound like we would need DPW to re-evaluate what they use to treat the roads and it would cost more money. Mr. Daley said the idea is to improve the water quality. All best practices could be improved upon. The containment most concerning is E.coli. Selectman Finan said he's glad we, the town, are being held responsible and not just property owners.

Mr. Daley said this is a ten year permit and we are in year four right now. It's a complex permit. Applicants will be required to provide a lot of documentation on the projects. Annual reports will have to be submitted to the Town. A templet will be developed for people to use. It would be primarily larger projects going before the Planning Board. We have seen about five so far this year; it could be less going forward. Someone from Community Develo9pment will go out and inspect the properties. They would have to figure out how this will be done. It would be similar to what we do with the building permit process. They have a permit tracking system that would remind them.

Selectman Finan said it states that the inspections would be at the land owner's expense, will there be a fee? Mr. Daley said it's up to the Board to decide the amount. It could be a minimal cost or be incorporated as part of their permit.

Selectman Daniels asked if there are landowners that would be subject to this plan now, and how would they know. Mr. Daley said it would apply to new development and it would be on their checklist of items as part as their building permit process. Selectman Daniels is interesting on knowing what kind of cost the town will be incurring if this is passed.

There was discussion about changing the square footage from 20,000 to 40,000. The town could be facing a lot of cost to do this unfunded mandate. Mr. Daley said keeping it at 20,000 would capture a larger number of projects. This is not only for the property owners; it's for the abutters as well. The erosion can be an issue for both property owners and abutters.

Selectman Finan said there is a waiver process that has some good requirements in it. He suggests a tiered process where we raise it to 1 acre but if it's less than that or greater than 5,000 then you would have these requirements. This could give another tool to regulate it a little more. He's concerned about how the waiver would work. There was additional discussion on the waiver process.

Chairman Dargie opened the discussion for public comments.

Chris Labonte, a Milford resident, asked if a resident would need to follow this permit if they wanted to remove and make a new lawn. Mr. Daley said if you're not changing grade, then no. Mr. Labonte asked how a homeowner would know what has to done to make these changes. Selectman Freel said the contractor would know because they have to apply for the permit. Mr. Labonte said when the contractor is finished, there isn't any more reporting. Mr. Daley said correct, but a report will be sent to the owner on a yearly basis. Mr. Labonte feels we should start with 40,000 and change it later if needed.

Selectman Finan said the waiver is actually a lowering of requirements. You still have to create less than five-thousand (5,000) square feet of new impervious surface; and do not disturb land within one-hundred (100) feet of a surface water body or wetland. There are still requirements there. There is a middle ground where you can have a lower level of requirements for the 20,000 and 40,000 and have the 40,000 kick in for everything. Mr. Daley said they may grant a waiver to any or all stormwater standards for projects that disturb less than 5,000 square feet. There were different scenarios discussed.

Dale White, a Milford resident, said the MS4 standard is important to stormwater runoff and other things but he feels that 20,000 square feet is too small, he feels that 40,000 is a better number, anything over 100,000 is dealt with by AoT requirements. The smaller number put too much pressure on homeowners. A building permit already captures run-off. This could add between a \$2,000 to \$5,000 increases to just a homeowner putting in a single family house in Milford. It can be revisited. It's a burden being put on the homeowner.

Katherine Kokko, a Milford resident, has concerns about some of the language in the permit. She asked if the updated version could be put on the website. She asked if you are looking to changing the size to 40,000 will you be also increasing the amount for parcels next to water. Chairman Dargie said no. Ms. Kokko said she is looking at this at an agricultural standpoint, how this applies. Mr. Daley said there is language in the document that lists what is exempt from this ordinance which includes agricultural and forestry practices. Ms. Kokko questioned the definition of best management practices in the glossary which implies an actual plan that needs to be put into place in order to qualify. Mr. Daley repeated that agricultural is exempt from this ordinance. Ms. Kokko asked that language put included to make this clearer. Ms. Kokko asked that the corrected version of the ordinance be posted on the website for the public and that the Board allow the public time to review it. Chairman Dargie said it's pretty clear.

Paul Amato, a Milford resident, said a subdivision going to the Planning board would most likely be 100,000 square feet and then it goes to an AoT permit. We don't know what it's going to cost the town to administer this. Most homeowners don't have engineers on speed dial, so they would have to find them at a big cost. What happens if a homeowner sells their property? Some of us are trying to keep our housing cost a level so that our kids can afford to live in town. This is heading in the wrong direction. It's complicated. He feels that we should start at 40,000 square feet and see how it goes.

Selectman Daniels said a lot more work has to be done on this. We have no definition of what maintenance is. Any good law doesn't come forward filled with lots of ability with waivers. Either apply or not apply. Chairman Dargie disagrees. Relying on administration to do check on things is valid. You can't come up with rules on every scenario in the world.

Selectman Freel made a motion to increase F1 a) from 5,000 square feet to 43,560 square feet, (1 acre) instead of the 20,000 square feet as recommended by Community Development. Seconded by Selectman Daniels. All were in favor. The motion passed 4/0.

5:45 p.m. – RSA 79E Community Revitalization Tax Incentive for 54 School Street - Community Development Director, Lincoln Daley

Mr. Daley said the applicant, Milford – HINEC Senior Housing LLC., is before the Board seeking approval of their Milford Community Revitalization Tax Relief Incentive Program Application related to the external/intern rehabilitation and expansion of the 24,254 square foot building. The applicant previously received both Board of Adjustment and Planning Board approvals for the change of use and construction of the 18 units of affordable senior housing, site improvements, and parking lot expansion.

The applicant/property owner submitted the required building permit applications and have been issued building permit to begin construction. To date, no construction has occurred. The project will include the complete interior renovation/rehabilitation of the existing building and construction of a 3- story, 9,990 gross square foot addition. The existing building will be structurally modified to provide meet building codes for additional snow loads. All electrical and plumbing throughout the existing building will be replaced and extended into the addition. Central heat will be provided to existing building and addition via natural gas fired high efficiency boilers. The staff supports granting of this request. The applicant

meets all the criteria of the 79E requirements, although they only need to satisfy only one. The applicant is asking for a total of 9 years tax deferred which is the max they can receive.

Selectman Freel said if they meet the criteria, how we are allowed to change it. Chairman Dargie said originally the applicant was asking for only 4 years which is lower than normal. 79E:5 define the duration of the tax period. This project is a bullseye as it meets all the criteria in the statute. With this RSA you can get up to 5 years for any project, 2 additional years if the project includes residential housing or 4 additional years if the project includes affordable housing. They already do this with the current building. There is a two year waiting list for these apartments and this will add 18 units. Mr. Daley said per the application, they will have a 30+ year affordability restriction added on to it.

Selectman Daniels said he isn't sure what the definition of affordable housing is. What was once considered affordable is no longer affordable. Ms. Noel, Assessing Director, said affordable housing is defined through the NH Housing Finance Authority and it is a 40% to 60% of the medium income in the area. They have tables on their web site. Mr. Daley said the financing is coming through New Hampshire Housing authority. As far as rent, they will mimic what they are already doing for the tenants in this building.

Selectman Freel asked if we have to approve the whole 9 years or can we break it up. Chairman Dargie said we can choose from 1 to 9 years and we don't have to give a reason for the vote. This is shifting the tax burden from them to the rest of the tax payers.

Selectman Daniels asked how many projects have been approved through 79E. Mr. Daley said 3 or 4, none were longer than 5 years, but none of them qualified. Chairman Dargie said this hits all criteria. Selectman Finan said this sends a message to developers that we are encouraging affordable housing and you will give you an incentive to do it.

Selectman Freel asked what the tax burden would be on the town. Ms. Noel said she doesn't have that number. Selectman Finan said it would be aesthetically pleasing to the town and bring money into the town. Selectman Freel said if it's only a break for 9 year, after that period, they will have to pay the full amount and how wouldn't that affect the rent? Ms. Noel said they have a pilot program with the town that they apply for every year because they are affordable housing for elderly. When the 79E program ends, they will continue to apply to this program. Chairman Dargie said the whole idea for the pilot program is that there is no impact on the schools. He is in favor of the 9 years. Especially renovations on the downtown area and it isn't costing us hardly anything.

Selectman Daniels moved to table. Seconded by Selectman Freel. The motion failed 2/2.

Selectman Finan made a motion to approve the RSA 79E Community Revitalization Tax Incentive for 54 School Street because the proposed use is consistent with the town's Master Plan, Zoning Ordinance, and development/land use regulations. The Board of Selectmen finds that the qualifying structure satisfies the public benefit requirements set forth RSA 79-E:7 by:

- a. Enhancing the economic vitality of the downtown.
- b. Enhancing or improving a culturally or historically important structure.
- 160 c. Promoting the preservation and reuse of existing building stock.
 - d. Promoting development of municipal centers, providing for efficiency, safety, and a greater sense
- of community.
- e. Providing growth of residential housing in urban or town centers.
- 164 The public benefit shall be preserved through the recordation of the required covenant in accordance with
- the provisions of RSA 79-E for a term of nine (9) years, beginning on April 1st of the first tax year

commencing immediately after the completion of the renovation and construction work. Seconded by Selectman Dargie.

Selectman Daniels said he would be voting against this because he needs more information on affordable housing. There was nothing in the motion about affordability. He moved to table it to have time to check what others in the area are charging. Selectman Freel is leaning the same way. We just approved the dental after it was all done. He doesn't see the rush in approving this.

Mr. Daley said in the application, they said they will be using a 15 year financing with low income housing tax credit program through NH Housing Authority. He asked low asked what information did Selectman Daniels want to satisfy his questions. Selectman Daniels said he wants to know what the monthly rent will be, and what the impact will be on the rest

of the residents picking up the subsidy. NH Housing Authority is going to go to the state to pay for this. He is hearing from some people that the taxes in town are driving them out. We should be watching out for the tax payers and keeping things affordable for them. Affordable means something different now than it did 10 years ago. We have to have meaning to this. Mr. Daley said the town approved this tax exemption program a couple of years ago and supported the idea of the criteria with this. A couple of meetings ago Selectman Daniels expressed concern about the senior population and this helps that population. Mr. Daley will find more information on affordable housing and send it out.

Selectman Finan said the Assessor mentioned earlier, affordability isn't our call; it's defined by the Housing Authority. Chairman Dargie said, in regards to the tax payers, the incremental cost on this property is fairly minimal, it's vacant now. Selectman Finan said its new revenue. Selectman Freel said the residents that are going to live there will bring money into town as far as restaurants and other businesses. He asked Selectman Daniels if it were changed to 5 years instead of 9, would he feel better. Selectman Daniels said it's about the numbers, so he doesn't know.

 Dale White, Milford resident, said his company was asked to do the site work on the project. Voting on 9 years, 7 years, or 5 years this has no impact on his business. You have a property that has sat vacant for many years. NH lacks 1,900 affordable housing properties. This is 18 of those 1,900 properties. Granted there will be a slight impact, but it will bring income to the town. Properties values around the area of this will increase because of the beautification of the project. There will be a small cost to them by giving back some of the taxes, but the benefits to downtown is big.

The motion passed 3/1 with Selectman Daniels opposed.

5:55 p.m. – Approval of one (1) Abatement Application for Denial – Map 21 Lot 8 and one (1) Abatement Application for Approval – Map 50 Lot 4-2 - Assessing Director, Marti Noel

Ms. Noel said that the first appellant, 22 Myrtle Street, was asked to provide additional documentation where an appraisal that was provided had a third of the data cut off. The missing data is considered vital to the application. A full and complete document was requested but the appellant has not complied with that request. She recommends the Board deny the application.

Selectman Freel made a motion to approve the Abatement Application for Denial for Map 21 Lot 8 as recommended by the Assessing Director. Seconded by Selectman Finan. All were in favor. The motion passed 4/0.

Ms. Noel said the second abatement, Map 50, Lot 4-2 was a request for a reduction in value based on proximity to an ongoing gravel operation. The appellants have requested to speak to this request to the BOS tonight. Although the operation has been in existence for many years, the operation machinery has recently been moved. The appellants claim the noise and dust are disruptive to their lives. Ms. Noel visited the site approximately 20 times during May and June and spoke with the appellants and the pit operator. Her observations were that the dust or grit observed on multiple surfaces were consistent with off-site observations and that the noise level was generally minimal to slight unless machinery was running. Machinery ran intermittently during permitted hours between 7 and 5; on many days the machinery did not run at all. When running, the machinery was primarily heard from the back yard area where the owners have a pool and a deck and was considered minimum to moderate. On the occasion she was there and machinery was running, the machinery noise was not disruptive to conversations held in the back yard area. She has given the appellants ample opportunity to provide documentation supporting any significant loss in value. To date no documentation has been provided. There has been a lot of emotional discussion. The slight reduction in value recommended is mainly due to the relatively few days per year when the rock crusher is running for consecutive days. Her experience is that the crusher fluctuates between actively crushing and idling on the days it is being used. In both cases, the appellants have been notified that if documentation is provided, she is open to reconsidering the property value based on new evidence. She is recommending a 2% reduction in value.

Jordan Walker, a Milord resident, spoke on behalf of her mother Kerry Walker. Ms. Walker said that Doug Knott told John Shannon that her mother Kerry Walker was not allowed to speak at public meetings. She cited first amendment rights. Ms. Walker clarified that the letter that was received by the assessor was incorrect: they did not notify the state about the noise; they talked to the state about the dust. Ms. Walker is curious on how the Assessor can't tell the difference between pollen and excess dust. She explained the difference between the two. Ms. Walker said that the Assessor claimed that she went up and down the road feeling different services and she questions that because she didn't hear that from any of the neighbors who have complaints about the same thing. She also didn't have a camera or any equipment to record anything that was going on. Next, the Assessor said we agreed that the crusher runs 2 to 3 times a week during 3 seasons and we didn't agree to the plus the crusher runs all 4 seasons. The crusher is in the pit 4 times a year and crushes at least 1 to 2 weeks at a time.

The Assessor also compared the crusher running to a motorcycle or diesel running which is incorrect. The crusher's decimal reading is 60 to 70. The operator of the pit originally told them that they were not going to hear any noise and there would be no dust. The gravel operation has been in place for 3 years. The 2% reduction does not cover her parent's financial burden, pressure washing the house, extra electricity to run the ac's for noise control, and vet bills on the dog because of the noise. She also claims that her sister can't visit the house because the dust flairs up her Crohn's disease. Ms. Walker works nights and she can't sleep because of the pit operation.

Jayson Walker, a Milford resident and the home owner of 224 Mile Slip Road said he has pictures of the dust that comes out of the gutter and when it rains, the water runs brown. He also said that Jamie from Community Development has come up and witnessed the plums of dust around the property.

Chairman Dargie said the issue is the valuation of the property and if it's been decreased because of the situation. There needs to be documentation to attest to the decrease in valuation. He doesn't know if you need an appraisal. Ms. Noel said she requested an appraisal.

Mr. Walker said that Selectman Freel has been up to see everything. Ms. Walker said Mr. Freels exact words where "what the F do you want me to do about it", which was unprofessional. Selectman Freel said when he isn't in the Board room he will use whatever words he wants to use. There was nothing he could do as a single person while he was there. He couldn't go there as a Planning Board member. He also never heard back from them after his visit. He did tell them that they should bring their case to the Planning Board. He knows that they are frustrated.

Ms. Walker said she is frustrated because this town has yet to help her parents with this issue. Her parents run a small business in town and she is sorry that Mr. Dale White is a large business owner and the town doesn't want to have to go against him. It isn't fair. Her questions is, what is the 2% calculation and how did the Assessor get it, and why were their discrepancies in her abatement.

Chairman Dargie said again, there is only one topic that we can discuss here and you several different issues. Selectman Freel said that as a property owner in Milford, you have the right to get your own assessment. Chairman Dargie said it's possible that environmental factors will affect the appraisal of the property, but it needs to be a valid appraisal from an appraisal company.

Ms. Noel said for consideration, she looked at similar types of situations, properties in other neighborhoods near gravel operations, granite operations, construction and development sites, highway proximity, locations on a gravel road for dust, etc. Her conclusion was that under current market conditions, April 1, 2021, there is nothing that is going to affect the market value for any property. None of those elements for any neighborhood in town had any effect on the value of those properties; they sold and were purchased consistently at higher than asking price and higher than assessed values.

Selectman Freel has a hard time believing that they are the only ones affected by this. He asked about the neighbors. Ms. Walker said she had a letter from one of the neighbors which failed to show up here. She thinks that the Town Administrator has it. Mr. Walker said they had a meeting and provided letters. Community Development was at the meeting.

Ms. Noel said this is the first she is hearing about any letters from them or anyone else so she can't speak to them. Ms. Walker said it must have been a communication error from you guys. Ms. Noel said, no, it's her communication with you. If you didn't tell me about the letters, she is not going to go looking for things.

Chairman Dargie repeated that the needs to be documentation to justify a change in the assessed value. You can try to find someone sympathetic. He will be willing to take this up at a future date. As of now, he will be going along with the Assessors recommendation. We always have to document things. The issues with the dog being sick could be a civil case but doesn't relate to the assessment on the house.

Ms. Walker said no one is helping them. They have reached too many town officials and everyone is refusing to help. They won't answer e-mail or anything anymore. And to say that her mother can't speak at a public meeting is wrong. Chairman Dargie said unless someone has a restraining order on them, anyone can come to this meeting so he doesn't know what Ms. Walker is talking about. Ms. Walker asked if the Board would look at photos and videos. Chairman Dargie said it isn't going to help anything.

Selectman Freel said we spoke about the gravel operation is it being done to the standards that the Planning Board put on them. It they are following everything, what can be done. Both this Board and the Planning Board can't get involved with what is going on as long as everyone is following the rules. He spoke with them a year ago and this is the first time he's seen them since then. He asked if they could go to the Planning Board and tell them their concerns.

Selectman Finan said that is an administrative issue not the Planning Boards issue. It can be brought back to the Planning Board by staff, but it's an enforcement issue. At this point, the operator is in compliant with everything. People have been out there dozens of times. Ms. Walker said it's shady though. Whenever the Assessor was out there, the operation was shut down for the day.

Ms. Noel said she isn't going to be accused of any of this. This is now out of line and it's the third time she's been accused of this. She is trying to be fair to all parties. Mr. Walker apologized for what his daughter said. Ms. Walker left the room. Chairman Dargie said that it was uncalled for. You do have an issue but it gets divided up into different buckets and different places handle different things. We only handle the valuation of the property.

Selectman Freel said he doesn't think they will find anyone who will do an assessment on their property for 50% of the value and even dropping \$50,000 will not make you happy. The Assessor is trying to help and he will go along with the abatement.

Mr. Walker said he will take whatever the Assessor is willing to give. Ms. Noel said the idea of an appraisal is to take the emotional entanglement that a property owner has with their property, and it could be for something negative or positive, and it can go both ways. I can't do an appraisal against my appraisal. The instructions on the abatement form require you to provide a value. There is no hard and fast number.

Selectman Finan asked that if we approve the Assessors recommendation for approval, can Mr. Walker still appeal. Ms. Noel said yes. Selectman Freel asked that if we approve this are we saying that there is a problem and we agree with it?

Ms. Noel said that what she is saying is that the value that she has on the home may or may not be the correct value. There is always leeway of and a 10% difference is reasonable. There is still room for error and a reasonable value could be a few thousand dollars difference from the value that we have. She is giving that benefit of the doubt without saying that our value is wrong or there is a problem.

Selectman Finan asked if the Assessor had any other history of making adjustments based on subjective things. Ms. Noel said yes, based on airplane noise, highway noise, etc. and all have been denied. Selectman Finan is concerned about setting a bad precedent. Do we have a record of doing this in the past? Ms. Noel said no.

Selectman Freel made a motion to approve the Abatement Application for Approval for Map 50 Lot 4-2 as recommended by the Assessing Director. Seconded by Selectman Daniels. All were in favor. The motion passed 4/0.

6:10 p.m. - Appointment to the Traffic Safety Committee - Chris Labonte

Jason Plourde, Chair of the Traffic Safety Committee recommends the appointment of Mr. Labonte to the committee. Mr. Labonte feels would be a good fit for this Committee because he understands the importance of addressing traffic safety concerns and working together to mitigate any potential issues. He will do his homework and work hard to get the job done right.

Selectman Daniels made a motion to approve Chris Labonte's appointment to the Traffic Safety Committee. Seconded by Selectman Finan. All were in favor. The motion passed 4/0.

3. PUBLIC COMMENTS (regarding items that are not on the agenda)

Leo Lessard, Public Works Director, asked the Board said he has two dead trees and 5 small trees, (8 inches in diameter) that need to come down on a scenic road, (Mile slip Road). They are in the way of paving. Mr. Daley if trees and other things like stone walls are a certain diameter, it would have to go before the Planning Board and a public hearing process. This process requires two public hearings weeks apart and wouldn't start until August. The Board has the authorization to allow the town to remove the trees if they propose a health and safety risk. Mr. Lessard said the trees are right in the road and will end up being in the berm. Mr. Daley said a stone wall has been buried due to years of regrading and maintenance of the roadway.

Chairman Dargie asked what the impact would be to follow the normal process. Mr. Lessard said he wouldn't be about to start until late August, early September and it would not be paved this year. He's trying to get the pipework done prior to school starting. He would like to get a binder this year.

Selectman Finan asked if this process applies to a private homeowner who felt that a tree was dangerous. Mr. Daley said it applies to Municipal. Mr. Daley asked Mr. Lessard where the Engineering Design was on the roadway. Could you start tomorrow or do you require additional time? Mr. Lessard said the bid documents are ready and he's hoping to send everything out on Friday, July 15th. He would like to start roadwork within two weeks.

Chairman Dargie asked if the trees were actually hazardous. Mr. Lessard has pictures stating the fact. He explained the process. Selectman Freel said they are a safety issue. He asked Mr. Daley to explain the process to him. Mr. Daley explained the process. Chairman Dargie said the road was setup for a reason, although he doesn't know what it is. Mr. Lessard said if you backfill a road, the tree is dead in a couple of years because it buries the roots from 18 to 24 inches.

Paul Amato, a Milford resident and Planning Board member said in 30+ years the Planning Board has never denied a change to a scenic road change. The process takes a long time. In this case, these trees are hit with the snow plow because they are right on the road. In some cases, the road is right to the right a way. Mile Slip will still be a scenic road, just safer and it would save DPW money on maintenance in the long run. There was some discussion about the right a way.

Chairman Dargie asked if there was any chance that if a hearing was held, someone would want to keep the trees. Mr. Amato said no. not anyone on that road. If you start sliding you will slide in the tree, they are in the road. He's worked with previous DPW Directors to help with drainage out there and if he did what the Town did, he would be in trouble. Mr. Lessard is trying to help fix this. Mr. Amato is fully supportive of taking the trees down.

Selectman Finan just doesn't want a situation where the Town doesn't have to abide by its own rules. It does sound like it's a legit safety issue. Selectman Freel asked why this wasn't started about a month or so ago. Mr. Lessard said it was his fault, he's been busy out in the field working and he hasn't had any manpower to keep up. He's had only 3 guys all summer.

Dave Palance, a Milford resident, said the town has a policy on these things and they should follow them. Chairman Dargie said DPW is asking for a waiver, it's outside of the standard process. Selectman Finan said a safety issue is a legitimate reason to waive the process.

Selectman Freel made a motion to remove the dead and recommended trees on the scenic road, Mile slip Road as presented by the Public Works Director. Seconded by Selectman Finan. All were in favor. The motion passed 4/0.

Katherine Kokko, a Milford resident, said she didn't see anything on the agenda about MACC Base and updates to the IMA. The last meeting was on June 15th and Mont Vernon made a request to meet with the other Boards and she hasn't heard anything about this. Their next meeting is July 20th. Chairman Dargie said he hasn't heard anything about this.

Captain Frye, Board of Governor, said 5 points were brought up. This Board agreed to go forward with the IMA that was presented, the draft version so he didn't bring it up because it's the same 5 points that you are aware of and you didn't want to change them previously.

Ms. Kokko said the request from the other towns was focused on moving ahead with the IMA as it had been negotiated while having conversations about some of the more difficult topics first knowing that we are committing for a number of years and there will be some changes moving forward. She didn't get the impression that it was bringing back the same things and not bothering to have a conversation.

Captain Frye said Mont Vernon gave the 5 statements that they wanted worked out or at least talked about, and we haven't heard anything from Wilton. He suggests waiting for Wilton's input. Our Board was all set with the 5 year IMA. We need to sign an IMA and we thought we had a good 5 year IMA. The Mont Vernon representative said they would sign the 5 year agreement and try to discuss any changes in the future.

Ms. Kokko asked this Board to review the last meeting and attend the next one in July.

4. DECISIONS

a) CONSENT CALENDAR

- 1. Approval of Intent to Cut, Map 51 Lot 1 was changed to Report to cut.
- 2. Acceptance of Gifts of Property under \$5,000 (31:95(e)) K-9 Ballistic Vest for Milford Police Departments K-9 Mako from Vested Interest in K9s, Inc. \$985.00.1. Request Approval to NOT USE PA-28 Inventory of Taxable Property Form for 2023.
- 410 Marti Noel said she wanted item 1 removed for discussion.
- 411 Selectman Daniels moved to remove item 1 from the consent calendar.

Selectman Daniels made a motion to accept item 2 on the consent calendar. Seconded by Selectman Finan. All were in favor. The motion passed 4/0.

Ms. Noel said it said approval of intent but it's actually a report to cut. The wood has already been cut and they are recording what's been cut. The documentation is correct.

Selectman Finan made a motion to accept item 2 on the consent calendar. Seconded by Selectman Daniels. All were in favor. The motion passed 4/0.

b. OTHER DECISIONS

N/A

5. TOWN STATUS REPORT -

- a. Town Status Town Administrator
 - 1. **ARPA Funding** The town staff along with the Water and Sewer Departments and the Wadleigh Library has prepared a list of possible projects on which the remaining American Rescue Plan Act (ARPA) funding may be used. The BOS will make their decisions based on information provided by a project's sponsor and all information can be found on the town website. The ARPA funding should be in by the next Board meeting. We expect a discussion to take place at the July 25th BOS meeting. A document will be provided that list the proposed items.

Chris Labonte said nothing has been listed on the Town's website. Tina Philbrick, Executive Assistant, said that the Town Administrator will be in on Wednesday and she would flag him on it. They were changing things as of last week so that's why it might not be on the website. Chairman Dargie said it will be on by the next meeting.

- 2. Capital Improvements Program (CIP) The CIP Committee deadline for any and all submissions for the 2023-2028 CIP has passed. The committee will start meeting in the near future to discuss all submitted items and remaining items from the previous list. They intend to complete their review by the end of September 2022.
- 3. **FY23 Budget Cycle Schedule** The draft version of the FY 2023 Budget Cycle Timeline has been developed by Town staff in cooperation with the Budget Advisory Committee. Once approved by the BOS, it can be found on the town's website along with other information concerning this effort.
- 4. **BROX AoT Update** The Town is still working with the NHDES and NHF&G to have a new Alteration of Terrain permit issued for gravel operations at the Brox. Town Representatives are planning to meet with NH DES in the coming weeks to discuss any remaining concerns. We have no timetable for a final determination at this time.

6. DISCUSSIONS

1. Traffic Safety Concern - Mcgettigan and Savage Road

Bryanna St.Hilaire sent a letter to the Board outlining issues on Megettigan and Savage Road. The 3 way stop intersection right there is a constant issue.

She has witnessed many accidents and incidents of road rage because of this intersection. Speed is definitely an issue. Recently a dog was hit and killed at this intersection as a direct result of road rage. She has concerns of this happening to an adult or child walking. She is suggesting possibly a yellow blinking light prior to the intersection. She is requesting that someone to please come out and possibly assess this and see if there is any way we can improve the safety of this intersection and just this area in general.

459 460 461	Chief Viola said it's currently a three way stop and they feel it would benefit with a four way stop. Selectman Daniels sai the intersection that doesn't have a stop sign is on a hill, people won't be able to stop in the winter time.	
462 463 464	Selectman Finan made a motion send this request to the Traffic Safety Committee. Seconded by Selectman Daniel All were in favor. The motion passed 4/0.	
465 466 467 468	8. SELECTMEN'S REPORTS/D	rding items that are not on the agenda) There were no comments at this time. ISCUSSIONS CIAL BOARDS, COMMISSIONS & COMMITTEES
469 470 471	Selectman Freel said Zoning discussed a big project and there will be a visual test on July 14 th . The Zoning Board would like to have people weigh in on it. The buildings will be 4 stories high.	
472 473	b) OTHER ITEMS (that are not o	on the agenda)
474 475 476	9. APPROVAL OF FINAL MINUTES - Selectman Daniels moved to approve the minutes of June 27, 2022 as amended. Seconded by Selectman Finan. All were in favor. The motion passed 4/0.	
477 478 479	10. INFORMATION ITEMS REQUIRING NO DECISIONS.a. Treasurers Report for May 2022.	
480 481	11. NOTICES. Notices were read	
482 483	12. NON-PUBLIC SESSION – N/	\mathbf{A}
484 485 486 487 488 489	13. ADJOURNMENT: Selectman favor. The motion passed 4/0.	Daniels moved to adjourn at 8:25 pm. Seconded by Selectman Finan. All were in
490 491 492	Paul Dargie, Chairman	Laura Dudziak, Member EXCUSED
493 494 495	Tim Finan, Vice-Chairman	Dave Freel, Member
496 497	Gary Daniels, Member	