

5:30 – Swearing in of New Selectmen/Selection of New Board of Selectmen, Chairman and Vice Chairman.

1. Town Administrator opens the meeting of March 26, 2018 and conducts the swearing in of recently re-elected Board Member, **Gary Daniels** and newly elected Board Member **Paul Dargie**.
2. Swearing in of Selectman **Gary Daniels** by Joan Dargie, Town Clerk.
3. Swearing in of Selectman **Paul Dargie**, by Joan Dargie, own Clerk.
4. Town Administrator asks for nominations for Chairman.
5. New Chairman conducts the remaining meeting.



Military Order Of the Purple Heart



TOWN OF MILFORD, NH PROCLAMATION PURPLE HEART COMMUNITY

WHEREAS, the people of the Town of MILFORD have great admiration and the utmost gratitude for all the citizens of our community who have selflessly served in the Armed Forces that has been vital in maintaining the freedom and the way of life enjoyed by our citizens; and

WHEREAS, citizens of our community have been killed in action while serving in the Armed Forces and have been posthumously awarded the Purple Heart for their ultimate sacrifice; and

WHEREAS, citizens of our community have been awarded the Purple Heart for their bodily sacrifice of being wounded by the hand of the enemy while engaged in combat; and

WHEREAS, the Purple Heart is the oldest American military decoration and was created as The Badge of Military Merit, made of purple cloth in the shape of a heart with the word "Merit" sewn upon it, on August 7, 1782 in Newburgh, New York by General George Washington; and

WHEREAS, the heritage it represents is sacred to those who know the price paid to wear the Purple Heart; and

WHEREAS, August 7th is nationally recognized as Purple Heart Day; and

NOW, THEREFORE BE IT PROCLAIMED, We the MILFORD Board of Selectmen hereby proclaim MILFORD, New Hampshire a Purple Heart Community, honoring the service and sacrifice of those from our community who were awarded the Purple Heart while serving in our Nations wars; and

ALSO, BE IT PROCLAIMED, We the Town of MILFORD, New Hampshire will recognize August 7th annually as Purple Heart Day, and urge the people and organizations of MILFORD to display the American Flag as well as other public expressions of recognition of our Purple Heart recipients.

What is the Purple Heart?

The Purple Heart is specifically a combat decoration and it is our nation's oldest military medal. It was first created by General George Washington in 1782 and was known as the Badge of Military Merit. It was first awarded to three soldiers in Newburgh, N.Y. The Badge of Military Merit was made of cloth and it is the predecessor of the Purple Heart medal.

The current Purple Heart medal was developed by General Douglas MacArthur in 1932. The new design was created by Miss Elisabeth Will, an Army heraldic specialist in the Office of the Quartermaster General. The revived form is of metal, instead of perishable cloth, made in the shape of a rich purple heart bordered with gold, with a bust of Washington in the center and the Washington coat-of-arms at the top.

The Purple Heart is awarded to members of the armed forces of the U.S who are wounded by an instrument of war in the hands of the enemy and posthumously to the next of kin in the name of those who are killed in action or die of wounds received in action. The heritage it represents is sacred to those who understand the price paid to wear it.



What is the Purple Heart Trail?

The purpose of the Purple Heart Trail is to create a symbolic and honorary system of roads, highways, bridges, and other monuments that give tribute to the men and women who have been awarded the Purple Heart medal.

The Purple Heart Trail accomplishes this honorary goal by creating a visual reminder to those who use the road system that others have paid a high price for their freedom to travel and live in a free society. Signs placed at various locations annotate those roads and highways where legislation has been passed to designate parts of the national road system as The Purple Heart Trail. The actual format and design of the signs varies from state to state. There are currently designated sections in 45 states as well as Guam.



What is the History of the Purple Heart Trail?

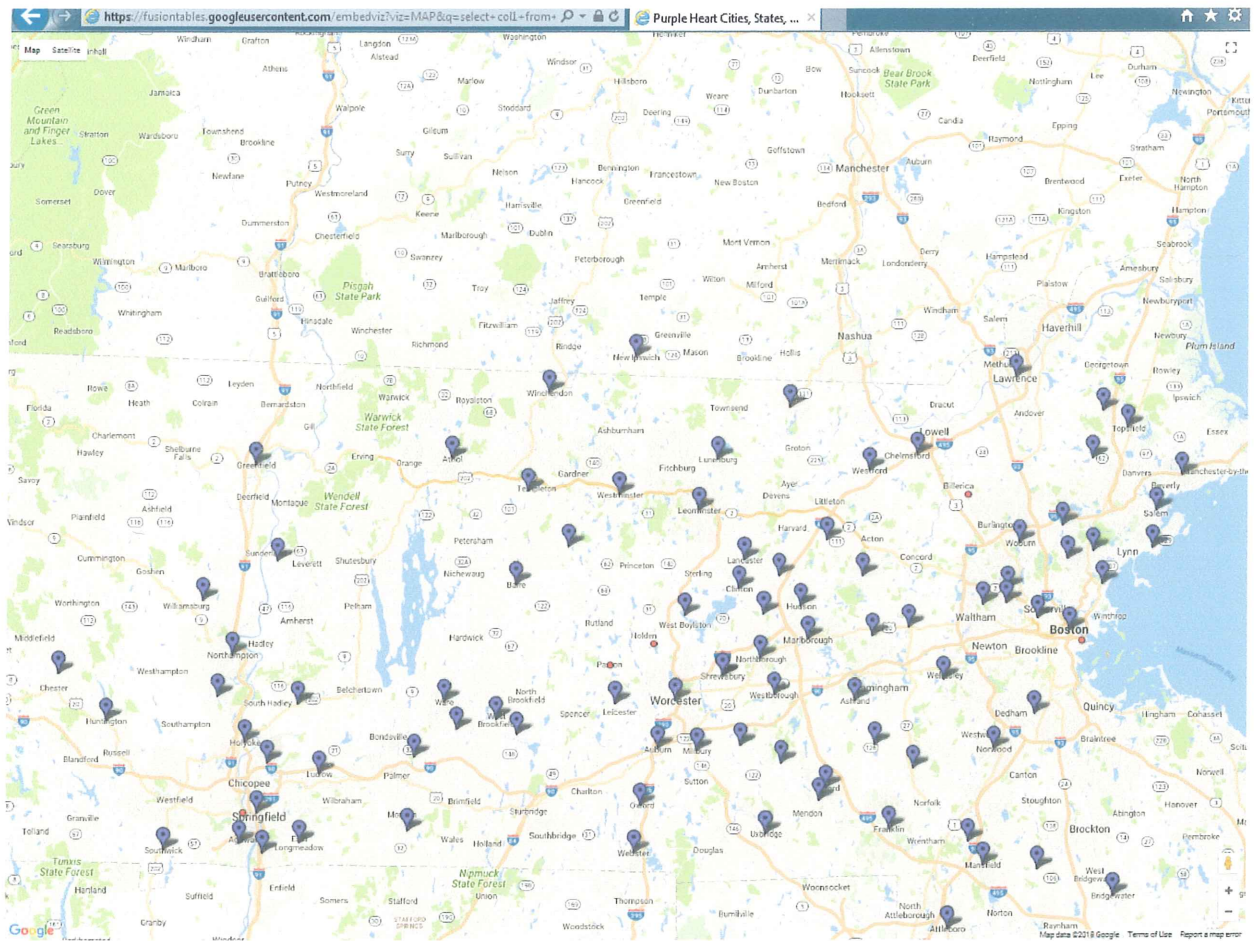
The Purple Heart Trail was established in 1992 by the Military Order of the Purple Heart. The original idea for the Purple Heart Trail came from Patriot Frank J. Kuhn, Jr., a member of Chapter 1732 in Virginia. His idea was carried to the national level by Patriot George Gallagher, a member of Virginia Chapter 353. Patriot Gallagher was a former National Adjutant. Patriot Gallagher introduced Patriot Kuhn's Purple Heart Trail idea as a resolution during the 1992 MOPH National Convention held in Cherry Hill, New Jersey. The resolution was approved and the MOPH National Purple Heart Trail began.

The Purple Heart Trail originates at a monument in Mt Vernon, Virginia. Mt Vernon is the burial location of George Washington. This monument marks the origin of the Purple Heart Trail.



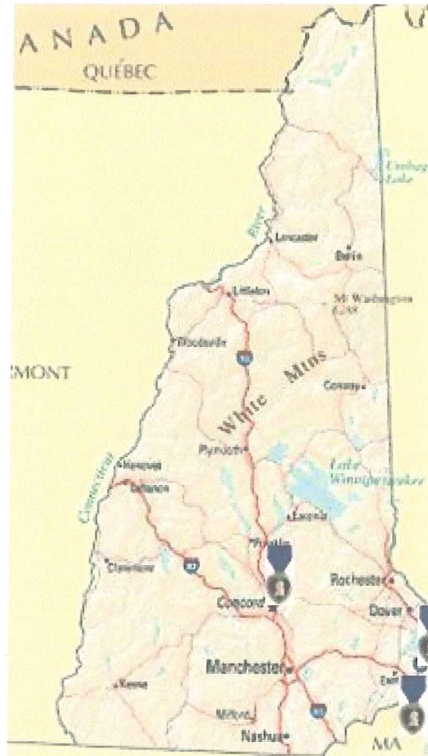
The design on this monument was created by Mickey Gallagher, the wife of George Gallagher. Her initials (MG) are indicated on the lower right corner as you view the monument.

As you can see from this image, there is only one Purple Heart town in our state. This town is New Ipswich, NH. Recently, the First Purple Heart town in NH.



Here are the locations of Purple Heart Highway Trails in NH

New Hampshire



NEW HAMPSHIRE, (NH), 9th state, admitted 06/21/1788

Capital: Concord

Nickname: The Granite State

State Flower: Purple Lilac

State Bird: Purple Finch

Purple Heart Trail routes:

I-95.

Also a Spur Hwy running from US-3/US-4 intersection to the state veteran's cemetery.

4. a) 1) Request for Approval to Re-appoint Andy Hughes and David Bosquet as Full Members, and Chris Costantino as an alternate member of the Conservation Commission.

Town of Milford
CONSERVATION COMMISSION
(603) 249-0628
conservation@milford.nh.gov



INTEROFFICE MEMORANDUM

March 13, 2018

TO: Board of Selectmen

SUBJECT: Renewal of Member Andy Hughes

Mr. Andy Hughes requests that the BOS renew his membership on the Conservation Commission.

Andy has served on the Conservation Commission for several years; the last one as chair. His interest in the natural world has guided his efforts to familiarize himself with the rich diversity of our town's natural resources and how to care and manage them. His critical thinking has been crucial in our deliberations as we work to permanently protect town lands and wisely manage our natural resources.

We recommend that the Board of Selectmen renew Andy's term of service to the Town and the Conservation Commission.

Respectfully,

Chris Costantino, coordinator
for the Milford Conservation Commission

Town of Milford
CONSERVATION COMMISSION
(603) 249-0628
conservation@milford.nh.gov



INTEROFFICE MEMORANDUM

March 13, 2018

TO: Board of Selectmen

SUBJECT: Renewal of Member David Bosquet

Mr. David Bosquet requests that the BOS renew his membership on the Conservation Commission.

David has served on the Conservation Commission for a year and a half. His interest in the natural world has guided his efforts to familiarize himself with the rich diversity of our town's natural resources and how to care and manage them. His well-considered questions have been important to our deliberations as we work to permanently protect town lands and wisely manage our natural resources.

We recommend that the Board of Selectmen renew David's term of service to the Town and the Conservation Commission.

Respectfully,

Chris Costantino, coordinator
for the Milford Conservation Commission

Town of Milford
CONSERVATION COMMISSION
(603) 249-0628
conservation@milford.nh.gov



INTEROFFICE MEMORANDUM

March 13, 2018

TO: Board of Selectmen

SUBJECT: Renewal of Alternate Member Chris Costantino

Ms. Chris Costantino requests that the BOS renew her membership on the Conservation Commission.

Chris has served on the Conservation Commission for several years. Her interest in the natural world has guided her efforts to familiarize herself with the rich diversity of our town's natural resources and how to care and manage them. Her critical thinking has been important in our deliberations as we work to permanently protect town lands and wisely manage our natural resources.

We recommend that the Board of Selectmen renew Chris' term of service to the Town and the Conservation Commission.

Respectfully,

Andy Hughes, Chair
Milford Conservation Commission

4. a) 2) Request for Approval to Re-appoint Patricia Kunselman and Liz Snell as Full Members, and Heather Romeri as an alternate member of the Recreation Commission.

To: Board of Selectman

CC: Mark Bender, Town Administrator

From: Claudia Lemaire, Milford Parks & Recreation Commission
Chairman

Date: March 7, 2018

Subject: Milford Parks & Recreation Commission Board re-appointments

On behalf of the Milford Parks & Recreation Commission Board, I am requesting the Board of Selectman consider the following re-appointments.

Patricia Kunselman as a full member, with a term expiring March 2021.

Liz Snell as a full member, with a term expiring March 2021.

Heather Romeri as an alternate member, with a term expiring March 2021.

Thank you for your consideration.

TOWN OF MILFORD

BOARD OF SELECTMEN

**Municipality of Milford,
New Hampshire**

Parade Permit



Be it known that Hunter Philbrick, individually and in conjunction with the Ricciardi Hartshorne Post 23 of the American Legion, 15 Cottage Street, Milford, County of Hillsborough and State of New Hampshire, in accordance with a written application for a Parade Permit submitted to the Board of Selectmen on March 26, 2018, and subject to all rules and regulations of the municipality, is hereby issued a Parade Permit for a Memorial Day Parade to be held on **Monday, May 28, 2018**, commencing at approximately 10:00 a.m.

The assembly area for the parade shall be the West Street Cemetery, Milford, New Hampshire and the parade route shall be limited as follows: from the West Street Cemetery, to Elm Street, stopping at the bridge on Elm Street, and the Milford Oval, and then proceed to the VFW, One VFW Way.

Dispersal area for the parade shall be the VFW Post, One VFW Way, Milford, New Hampshire.

Dated: _____

Chairman, Board of Selectmen

TOWN OF MILFORD

BOARD OF SELECTMEN

**Municipality of Milford,
New Hampshire**

Parade Permit



Be it known that Hunter Philbrick, individually and in conjunction with the Ricciardi Hartshorne Post 23 of the American Legion, 15 Cottage Street, Milford, County of Hillsborough and State of New Hampshire, in accordance with a written application for a Parade Permit submitted to the Board of Selectmen on March 26, 2018, and subject to all rules and regulations of the municipality, is hereby issued a Parade Permit for a Labor Day Parade to be held on **Monday, September 3, 2018**, commencing at 1:00 p.m.

The assembly area for the parade shall be at the Milford High School, 100 West Street, New Hampshire and the parade route shall be limited as follows: from West Street, to the Milford Oval via Elm Street, around the Oval, and then proceed to the Harley Sanford Veterans of Foreign Wars (VFW) Post 4368, One VFW Way, Milford, NH.

Dispersal area for the parade shall be the VFW Post, One VFW Way, Milford, New Hampshire.

Dated: _____

Chairman, Board of Selectmen

TOWN OF MILFORD

BOARD OF SELECTMEN

**Municipality of Milford,
New Hampshire**

Parade Permit



Be it known that Hunter Philbrick, individually and in conjunction with the Ricciardi Hartshorne Post 23 of the American Legion, 15 Cottage Street, of Milford, County of Hillsborough and State of New Hampshire, in accordance with a written application for a Parade Permit submitted to the Board of Selectmen on March 26, 2018, and subject to all rules and regulations of the municipality, is hereby issued a Parade Permit for a Veterans Day Parade to be held on **Sunday, November 11, 2018**, commencing at 10:45 a.m.

The assembly area for the parade shall be the American Legion at 15 Cottage Street, in said Milford, New Hampshire and the parade route shall be limited as follows: from the American Legion on Cottage Street to the Milford Oval via Garden Street and Union Street, then onto the World War I & World War II Memorials. From there, the parade will proceed back to the American Legion on Cottage Street.

Dispersal area for the parade shall be the American Legion at 15 Cottage Street, Milford, New Hampshire.

Dated: _____

Chairman, Board of Selectmen

2018
MS-232

Milford

Form Due Date: 20 Days after the Annual Meeting

This is to certify that the information contained in this form, appropriations actually voted by the town/city meeting, was taken from official records and is complete to the best of our knowledge and belief. Under penalties of perjury, I declare that I have examined the information contained in this form and to the best of my belief it is true, correct and complete.

<https://www.proptax.org/>

For assistance please contact:
NH DRA Municipal and Property Division
(603) 230-5090
<http://www.revenue.nh.gov/mun-prop/>



New Hampshire
Department of
Revenue Administration

2018
MS-232

Appropriations

Account	Purpose	Article	Appropriations As Voted
General Government			
4130-4139	Executive	04	\$219,679
4140-4149	Election, Registration, and Vital Statistics	04	\$173,885
4150-4151	Financial Administration	04	\$800,960
4152	Revaluation of Property		\$0
4153	Legal Expense	04	\$40,000
4155-4159	Personnel Administration	04	\$2,742,380
4191-4193	Planning and Zoning	04	\$259,813
4194	General Government Buildings	04	\$404,495
4195	Cemeteries	04	\$113,385
4196	Insurance	04	\$169,162
4197	Advertising and Regional Association		\$0
4199	Other General Government	04	\$16,148
General Government Subtotal			\$4,939,907
Public Safety			
4210-4214	Police	04,18	\$2,336,744
4215-4219	Ambulance	04	\$858,510
4220-4229	Fire	04	\$614,997
4240-4249	Building Inspection	04	\$141,625
4290-4298	Emergency Management	04	\$8,100
4299	Other (Including Communications)	04	\$659,335
Public Safety Subtotal			\$4,619,311
Airport/Aviation Center			
4301-4309	Airport Operations		\$0
Airport/Aviation Center Subtotal			\$0
Highways and Streets			
4311	Administration	04	\$166,603
4312	Highways and Streets	04	\$1,345,738
4313	Bridges		\$0
4316	Street Lighting	04	\$56,600
4319	Other		\$0
Highways and Streets Subtotal			\$1,568,941
Sanitation			
4321	Administration		\$0
4323	Solid Waste Collection	04	\$654,905
4324	Solid Waste Disposal		\$0
4325	Solid Waste Cleanup		\$0
4326-4328	Sewage Collection and Disposal		\$0
4329	Other Sanitation		\$0
Sanitation Subtotal			\$654,905



New Hampshire
Department of
Revenue Administration

2018
MS-232

Appropriations

Account	Purpose	Article	Appropriations As Voted
Water Distribution and Treatment			
4331	Administration		\$0
4332	Water Services		\$0
4335	Water Treatment		\$0
4338-4339	Water Conservation and Other		\$0
Water Distribution and Treatment Subtotal			\$0
Electric			
4351-4352	Administration and Generation		\$0
4353	Purchase Costs		\$0
4354	Electric Equipment Maintenance		\$0
4359	Other Electric Costs		\$0
Electric Subtotal			\$0
Health			
4411	Administration		\$0
4414	Pest Control		\$0
4415-4419	Health Agencies, Hospitals, and Other		\$0
Health Subtotal			\$0
Welfare			
4441-4442	Administration and Direct Assistance	04	\$175,135
4444	Intergovernmental Welfare Payments		\$0
4445-4449	Vendor Payments and Other	15,16	\$70,000
Welfare Subtotal			\$245,135
Culture and Recreation			
4520-4529	Parks and Recreation	04	\$294,220
4550-4559	Library	04	\$780,428
4583	Patriotic Purposes	21,28	\$15,000
4589	Other Culture and Recreation	04,17,19,20	\$45,000
Culture and Recreation Subtotal			\$1,134,648
Conservation and Development			
4611-4612	Administration and Purchasing of Natural Resources	04,30	\$44,092
4619	Other Conservation		\$0
4631-4632	Redevelopment and Housing		\$0
4651-4659	Economic Development		\$0
Conservation and Development Subtotal			\$44,092



Appropriations

Account	Purpose	Article	Appropriations As Voted
Debt Service			
4711	Long Term Bonds and Notes - Principal	04	\$1,006,904
4721	Long Term Bonds and Notes - Interest		\$0
4723	Tax Anticipation Notes - Interest		\$0
4790-4799	Other Debt Service		\$0
Debt Service Subtotal			\$1,006,904
Capital Outlay			
4901	Land		\$0
4902	Machinery, Vehicles, and Equipment	14	\$32,300
4903	Buildings	03	\$3,864,300
4909	Improvements Other than Buildings		\$0
Capital Outlay Subtotal			\$3,896,600
Operating Transfers Out			
4912	To Special Revenue Fund	04	\$15,000
4913	To Capital Projects Fund		\$0
4914A	To Proprietary Fund - Airport		\$0
4914E	To Proprietary Fund - Electric		\$0
4914O	To Proprietary Fund - Other		\$0
4914S	To Proprietary Fund - Sewer	06	\$2,069,450
4914W	To Proprietary Fund - Water	05	\$1,520,953
4915	To Capital Reserve Fund	07,08,09,10,1 1,12,13,29	\$350,000
4916	To Expendable Trusts/Fiduciary Funds		\$0
4917	To Health Maintenance Trust Funds		\$0
4918	To Non-Expendable Trust Funds		\$0
4919	To Fiduciary Funds		\$0
Operating Transfers Out Subtotal			\$3,955,403
Total Voted Appropriations			\$22,065,846

ORIGINAL WARRANT**4. a) 5) Request for Approval of Gravel
Tax Levy, Map 50-4 Lot 4.****GRAVEL TAX LEVY**

TAX YEAR: APRIL 1, 2017 - MARCH 31, 2018

THE STATE OF NEW HAMPSHIRE**HILLSBOROUGH COUNTY, SS**

TO: Kathy P. Doherty, Collector of Taxes for

TOWN OF MILFORD, NH , in said county:

In the name of said State you are hereby directed to collect on or before thirty (30) days from date of bill from the person(s) named herewith committed to you, the Gravel Taxes set against their name(s), amounting in all to the sum of : **\$946.00** , with interest at eighteen (18%) percent per annum from the due date and on all sums not paid on or before that day.

Given under our hands and seal at TOWN OF MILFORD, NH

(Selectmen/Assessors)

DATE: April 9, 2018

NAME & ADDRESS	MAP & LOT	OPERATION #	GRAVEL TAX DUE
Spring Creek Sand & Gravel LLC 320 Mile Slip Rd Milford, NH 03055	50-4-4	17-303-01-E	\$946.00
TAXPAYER 2 ADDRESS TOWN, CITY, STATE ZIP	MAP & LOT	03-000-00-G	\$0.00
TAXPAYER 3 ADDRESS ADDRESS TOWN, CITY, STATE ZIP	MAP & LOT	03-000-00-G	\$0.00
TAXPAYER 4 ADDRESS ADDRESS TOWN, CITY, STATE ZIP	MAP & LOT	03-000-00-G	\$0.00
TAXPAYER 5 ADDRESS ADDRESS TOWN, CITY, STATE ZIP	MAP & LOT	03-000-00-G	\$0.00

DATE DUE:

TOTAL DUE:

\$946.00

4. a) 6) Request for Approval to Re-appoint Tim Finan and Jacob LaFontaine as Full-members and Veeral Bharucha as an alternate member to the Planning Board.

TOWN OF MILFORD



Planning Board

Date: March 21, 2018

To: Board of Selectmen

Mark Bender, Town Administrator

From: Chris Beer, Planning Board Chair

Lincoln Daley, Community Development Director

RE: Reappointment of Planning Board Members

Board of Selectmen,

On behalf of the Milford Planning Board, we are recommending the reappointments of Timothy Finan as a full member and Jacob Lafontaine and Veeral Bharucha as Alternate Members to Planning Board for another 3 year term. Below please find their contact information.

Planning Board Member Contact Information

Name	Address	Town	State	Zip	Phone	Email
Tim Finan	29 Berkeley Place	Milford	NH	03055	801-1797	timothy.finan@gmail.com
Veeral Bharucha	39 Singer Brook	Milford	NH	03055	973-214-0216	veeralbharucha@yahoo.com
Jacob Lafontaine	557 NH Rte 13 South	Milford	NH	03055	769-9893	jacob.ad.lafontaine@gmail.com

Sincerely,

Chris Beer
Planning Board Chair

4. a) 7) Request for Approval to use a Town Owned Municipal Parking Lot for a Children's Bicycle Safety Bike Rodeo

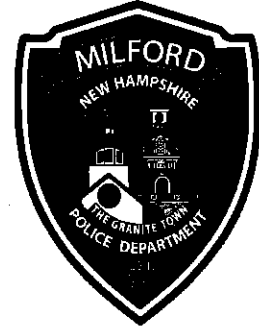


Town of Milford

POLICE DEPARTMENT

19 Garden Street
Milford, NH 03055
603-249-0630

Michael J. Viola
Chief of Police



To: Mark Bender
Town Administrator

From: Captain Shawn Pelletier

Date: March 21, 2018

Subject: Use of Town Owned Lot

I am requesting permission to use the Town owned municipal parking lot next to the Milford Police Department. This request is to set up and conduct a bicycle safety bike rodeo for children in the community on June 2, 2018 from 0900-1200. The lot will be needed for setting up the course stations on June 1, 2018 at 1500. My plan would be to have citizens that would utilize the municipal lot to use the police department parking lot, congregational church, Granite Industrial (if we get permission from the businesses) and on the side Union St. The course will be picked up on June 2nd once the event ends and the lot will re-open. I look forward to your response and if you have any questions or concerns please let me know.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "S. Pelletier".

Captain Shawn Pelletier

4. b) 1) Request for Input & Approval of 2018 - 2019 Board of Selectmen
Meeting Schedule (draft calendar).

Board of Selectmen Info. At a Glance 2018 – 2019

Contact Information

Kevin Federico	146 Westchester Drive	kfederico@milford.nh.gov
Gary Daniels	127 Whitten Road	gdamiels@milford.nh.gov
Mike Putnam	50 Knight Street	mputnam@milford.nh.gov
Laura Dudziak	10 Millbrook Drive	ldudziak@milford.nh.gov
Paul Dargie	136 Prospect Street	pdargie@milford.nh.gov

Meeting Calendar

January	8	&	22	&	29*	2018
February	12	&	26			2018
March	12	&	26			2018
April	9	&	23	&	30*	2018
May	14	&	29**			2018
June	11	&	25			2018
July	9	&	23	&	30*	2018
August	13	&	27			2018
September	10	&	24			2018
October	8	&	22	&	29*	2018
November	12	&	26			2018
December	10	&	24	&	31*	2018
January	14	&	28			2019
February	11	&	25			2019

* 5th Monday Public Forum (7:00 pm)

** Tuesday Meeting (Due to Monday Holiday)

Suggestions: Having a meeting on December 17th and cancelling the December 24th Christmas Eve meeting. Having a meeting on January 7th and cancelling the December 31st 5th Monday Forum. This would insure that we have plenty of time for warrant articles before the Budget and Bond Hearing on January 14th.

4. b) 2) Request for Update to Board of Selectmen's Representatives Listing
2018 - 2019 Boards, Commissions, etc. (draft listing).

BOS Representatives on 2018 - 2019 Committees, Commissions, Boards, & Organizations

- Conservation Commission (2nd Thursday, 7:00 p.m., Town Hall, BOS Room) - Selectman Dudziak
- DO-IT/MIT (2nd Friday, 11:30 a.m., Police Facility, Community Room) - Selectman Putnam
- Economic Development Advisory Committee (Varied) – Selectman Fougere
- Granite Town Media (Formerly PEG Access) Advisory Committee (3rd Thursday, 6:00 p.m., Library) - Selectman Federico
- Heritage Commission (2nd Wednesday, 7:00 p.m., Library) – Selectman Daniels
- Joint Loss Management Committee (quarterly, 2nd Tuesday (Jan., April, July, and Oct.), 9:00 a.m., Police Facility, Community Room) - Selectman Putnam
- Library Trustees (3rd Tuesday, 7:00 p.m., Library) – Selectman Dudziak
- NHMA (Varied) – Bender
- MACC Base (2nd Wednesday, 6:00 p.m., Town Hall, MACC Base Offices) - Selectman Putnam
- Planning Board (1st & 4th Tuesdays, 6:30 p.m., Town Hall, BOS Room) - Selectman Federico, Alt. Fougere
- Recreation Commission (1st Wednesday, 7:00 p.m., Town Hall, BOS Room) – Selectman Fougere
- Recycling/Solid Waste Committee (3rd. Tuesday, 6:30 p.m. – Selectman Daniels
- Tax Increment Finance District (Varied) - Selectman Fougere
- Traffic Safety Committee (Varied as items are sent for consideration, Police Facility, Community Room, 19 Garden Street) - Selectman Daniels
- Zoning Board of Appeals (1st & 3rd Thursdays, 7:00 p.m., Town Hall, BOS Room) – Selectman Dudziak
- Manifest Sign Off (available Thursdays after 4:30 pm through Mondays before 7:00 am) – Selectmen Federico & Selectmen Putnam (Alternate)
- Payroll Sign Off (available every other week Wednesdays after 3:00 pm through Thursdays before 9:00 am) – Selectmen Federico & Selectman Putnam (Alternate)

Town Status Report – March 26, 2018

Election 2018 – Thank you to voters for your approving the Operating Budget, Fire Station and the other Warrant Articles! Your support is recognized and appreciated.

Hitchiner Manufacturing – The Hitchiner Board of Directors met on March 15, 2018 to decide on a future manufacturing plant. Site locations were Milford, NH and a city in Tennessee. I received a call from Mark Damien, Hitchiner President and COO, early that afternoon to advise that they had selected Milford. This represents an investment of over \$45 million dollars in facility and equipment, the addition of 80 jobs and great news for our community. The State of NH and Town of Milford worked closely with Hitchiner to present a case to build here. Voter approval of Warrant Article 23 granting industrial development tax relief played into the decision to stay. This will have long-term advantages to our community and we should thank the owners and executives at Hitchiner Manufacturing for this investment. Construction should start in June or July.

DPW Equipment – Director Riendeau and I wanted to address the Board about a backhoe and the voter approved sidewalk plow.

During prior board and CIP meetings we discussed using some of the additional highway block grant funds from SB 38 to purchase a backhoe. SB 38 funds “can be used for equipment necessary and totally dedicated to maintenance of local highways”. We received \$278,331 from SB 38 in 2017 and expended \$68,676 for paving projects on McGettigan Road and Scarborough Lane, leaving a balance of \$209,655. The backhoe would cost \$110,000. The backhoe currently used by Public Works is inadequate for highway use and would be moved to the Transfer Station to replace a backhoe that has required significant maintenance over the past few years. The Transfer Station machine will be used as a trade in for a new backhoe. You will recall that voters rejected this purchase by a narrow margin 844 to 925 in 2017. Rick is available to field questions about the backhoe and its use. Staff supports the purchase of the machine using SB 38 funds and requests authorization to purchase from the selectmen.

Voters approved the purchase of an additional sidewalk plow. Specific machines were discussed during Budget Advisory Committee and Selectmen meetings leading up to the vote. Staff has a preference for a new plow, but will be very happy with either machine. Some individuals expressed strong feelings about the plows, so we wanted to give the Board a brief presentation of both machines to see if the Selectmen had a preference and wanted to provide guidance on the purchase or defer to staff to make the decision.

TOWN OF MILFORD
DEPARTMENT OF PUBLIC WORKS

Buildings • Cemeteries • Highway • Parks
Recycling Center • Transfer Station

March 21, 2018

Milford Selectmen

Board Members,

This cover letter is in reference to the selection of a sidewalk tractor for Public Works. There have been differing opinions on which tractor is best for the town and I would like to give my overview.

The two tractors that we are comparing are the Holder, which is the same make and model we have now, and a Prinoth. The Holder is an articulating wheeled machine and the Prinoth is a solid frame tractor with rubber tracks and no metal cleats. The Prinoth, with a snow blower and plow attached, was here at our shop last year in the fall and again this spring to try out in the snow on our sidewalks. The tractor was test driven by multiple people, hoods open, components / features looked at, inspected and was well received.

My first comment is that no one tractor of any kind will totally do all portions of the sidewalks in town. We have varying widths and many obstacles that encroach on the sidewalks; telephone poles, guide wires, fences, bushes, signs, etc., that are challenging. I have listed the specifications on the attached sheets to compare tractor size, engine, hydraulics, fluid capacities, attachments and price. The biggest comparison value that is important to me is the capacity of the hydraulic pump on the Prinoth and it is double the Holders. This is a major factor when it comes to attachment performance. Next is serviceability for repairs, parts availability that can be sourced locally without coming a distance from the dealer. Letters attached from other municipalities that help support the tractor's performance and reliability are of high value. I have also spoken with the dealership mechanic and asked about the work that has been done on the Prinoth. He stated only one machine with a drive motor problem was reported and it was fixed by the company under warranty.

Taking all the factors above help with the decision making process and price comes to play as a budgetary item. All these items combined make up my decision to support the Prinoth machine to best service the town.

Please review the attached information.

Thank you
Sincerely,



Rick Riendeau
Director of Public Works
Town of Milford
289 South Street
Milford, NH 03055

289 South Street Milford, NH 03055
(603) 673-1662 Fax: (603) 673-2206
TDD Access: Relay NH 1-800-735-2964

SIDEWALK TRACTOR COMPARISON

	HOLDER	PRINOTH	HOLDER	PRINOTH	BOTH SOLD BY CHADWICK-BAROSS CONCORD,NH			
MODEL	992	SW 4S						
LENGTH	162"	125"	13.5'	10.4'	PRINOTH IS 3.1' SHORTER			
WIDTH	51"	50.5"	4.25'	4.20'	PRINOTH IS .5 SHORTER			
HEIGHT	90"	92"	7.5'	7.6'	HOLDER IS 2" SHORTER			
TURNING RADIUS	84"	48"	7'	4'	PRINOTH IS TURNS 3' SHORTER			
WEIGHT	6,151	6,790			PRINOTH IS 639 LBS HEAVIER			
GROUND CLEARANCE	9.5"	9.8"						
ENGINE	DEUTZ	CAT			Deutz dealer - Chappell's			
CYLINDERS	4	4			Cat dealer - Cat Londonderry			
HP	92	99						
SPEED	25	19						
DRIVE	HYDROSTATIC	HYDROSTATIC						
PUMP MAKE		PARKER						
BRAKES	HYDRAULIC/WET	IN DRIVE MOTORS			PRINOTH BRAKES ARE BUILT IN			
HYDRAULIC PUMP								
PUMP CAPACITY	11GAL/MIN	25GAL/MIN			PRINOTH CAPACITY IS 2X MORE			
TYPE	WHEELS	TRACKS (NO CLEATS)						
DRIVE	PTO	HYDRAULIC			PRINOTH HAS NO DRIVE SHAFT TO ATTACHMENTS			
FITTINGS	METRIC	US						
CAPCITIES								
FUEL CAPCITY	21.6 GAL	32 GAL						
HYDRAULIC TANK	12 GAL	5.8 GAL						
FRAME	ARTICULATE	STRAIGHT			NO ONE MACHINE WILL DO ALL SIDEWALKS			
SNOW BLOWER					PRINOTH			
DRIVE	PTO	HYDRAULIC			NO PTO SHAFT (SAFETY)			
SHEAR PINS	YES	NO			NO REPLACING SHEAR PINS			
AUGER DRIVE	GEARBOX /CHAIN	HYDRAULIC			NO CHAINS TO FIX OR REPLACE			
CAPCITY	4 TONS/MINUTE	5 TONS/MINUTE			LARGER CAPACITY, HEAVIER DUTY SNOW BLOWER			
SANDERS								
CAPCITY	.50 CY	.50 CY						
WIDTH	40	32.5						
DRIVE	HYD/GEAR-CHAIN	DIRECT SHAFT			PRINOTH NO CHAINS TO FIX OR REPLACE			
DUMP BODY	1 CY	NONE			HOLDER HAS MORE CAPACITY			
VISIBILITY	GOOD	GOOD			PRINOTH HAS BETTER REAR VISION, NO DUMP BODY			
PRICE								
NO EQUIPMENT	\$158,200.00	\$122,000.00						
SNOW READY	\$171,900.00	\$154,700.00						

Rick Riendeau

From: Slater Stephen <slaters@chadwick-baross.com>
Sent: Tuesday, February 13, 2018 12:27 PM
To: Rick Riendeau
Cc: Slater Stephen
Subject: Prinoth customers

Rick

These are just a sampling of customers with the Prinoth Sidewalk Tractors.

Derry, NH 1 unit 3 yrs

Manchester NH 3 units 5 yrs.

Exeter, NH 1 unit 3-yrs.

Essex, VT 1 unit 1yr

Concord, Ma. 1 unit 2 yrs

Auburn, Ma 1 unit 1yr

Hingham, Ma 1-unit 1yr

Harvard University 1 unit 2 yrs

Northeastern University 1 unit 1 yr.

There are many more units sold in Mass. That have been in service for many years.

There are also units sold in Maine from our branches up there.

Steve Slater
Chadwick-BaRoss, Inc
Concord, NH
603-860-7241

Rick Riendeau

From: owner-PW.Net@lists.unh.edu on behalf of Davini, Jay <JDAVINI@manchesternh.gov>
Sent: Sunday, December 11, 2016 7:58 AM
To: Public Works Net
Subject: RE: Sidewalk snow removal

In Manchester we use a combination of Bobcats, Trackless tractors, and Prinoths. We have found the Prinoths excel in dealing with heavy or frozen snow. Real work horses. The Trackless are not as good at blasting through snow banks, but are more versatile and can be used year-round with the variety of attachments available. The Bobcats are ok when we simply need to get more tractors out there.

I think the best advice I can give you is to use the right combination for your needs.

Jay W Davini, Chief of Street Operations
City of Manchester Dept. of Public Works
475 Valley Street
Manchester, NH 03103
603.624.6444

From: owner-PW.Net@lists.unh.edu [<mailto:owner-PW.Net@lists.unh.edu>] **On Behalf Of** Tom Weston
Sent: Friday, December 09, 2016 1:41 PM
To: Public Works Net
Subject: Sidewalk snow removal

Good afternoon All,

The town of Henniker is in need of a new sidewalk snowblower, we currently have a 1995 trackless that is on its last stages of use.

I am looking for feedback on what other towns are using for equipment , or does anyone sub contract sidewalk snow removal ?

Any information will be greatly appreciated.

Thank You,
Tom Weston
Henniker Highway

The Right-To-Know Law (RSA 91-A) provides that most e-mail communications, to or from City employees and City volunteers regarding the business of the City of Manchester, are government records available to the public upon request. Therefore, this email communication may be subject to public disclosure.

Rick Riendeau

From: Davini, Jay <JDAVINI@manchesternh.gov>
Sent: Thursday, January 25, 2018 3:01 PM
To: Rick Riendeau
Subject: RE: General Inquiry

Call me anytime Kevin.

In general, we have found the Prinoth to be a very robust tractor worth the money if you have snowbanks to tackle.

Jay W Davini, Chief of Street Operations
City of Manchester Dept. of Public Works
475 Valley Street
Manchester, NH 03103
603.624.6444

From: Curry,Ann-Marie
Sent: Thursday, January 25, 2018 1:28 PM
To: 'rriendeau@milford.nh.gov'; Davini, Jay
Subject: RE: General Inquiry

Hi Rick,

Kevin has asked that I send this along to our Chief of Street Operations Jay Davini who will be able to give you more insight on the Prinoth.

Sincerely,

Ann-Marie Curry
Administrative Assistant
Department of Public Works
475 Valley Street
Manchester, NH 03103
(603) 792-5337

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From: webmaster
Sent: Thursday, January 25, 2018 1:21 PM
To: Hiway; Sheppard, Kevin
Subject: General Inquiry

Name: Rick Riendeau
Email: rriendeau@milford.nh.gov

Rick Riendeau

From: Mike Fowler <mikefowler@derrynh.org>
Sent: Thursday, January 25, 2018 1:43 PM
To: Rick Riendeau
Subject: RE: [Town of Derry NH] Prinoth sidewalk Plow (Sent by Rick Riendeau, rriendeau@milford.nh.gov)

Hi Rick,

The Town of Derry owns two Prinoths (2012 and 2014 purchases). They replaced two older Trackless models.

The Prinoths have been very reliable and very productive. Derry has approximately 19 miles of urban and rural sidewalks and trails/paths that we maintain and these two units have been workhorses. We alternate between using the plow and blower, depending on the storm, but we have found that these machines have been able to work through all different types of storms. We used to really struggled with the reliability of the older Trackless machines but our Prinoth replacements have been great. The operators seem to like these machines as well.

Our mechanics are able to take care of the routine items, hoses, fluids, etc. without many problems. As with many of the vendors with proprietary items, some of the replacement parts are a little pricey but parts availability and delivery time have been excellent.

The cost of each machine was over \$150k, but our operational performance improved significantly.

Let me know if you have any additional questions.

Mike

-----Original Message-----

From: vtsdmailer@vt-s.net [mailto:vtsdmailer@vt-s.net]
Sent: Thursday, January 25, 2018 1:14 PM
To: Mike Fowler <mikefowler@derrynh.org>
Subject: [Town of Derry NH] Prinoth sidewalk Plow (Sent by Rick Riendeau, rriendeau@milford.nh.gov)

Hello Mike Fowler,

Rick Riendeau (rriendeau@milford.nh.gov) has sent you a message via your contact form (<https://www.derrynh.org/user/736/contact>) at Town of Derry NH.

If you don't want to receive such e-mails, you can change your settings at <https://www.derrynh.org/user/736/edit>.

Message:

Mike,

I am the Public Works Director over in Milford and was wondering if someone could comment on the Prinoth sidewalk tractor.

How long have you had one?

How has the maintenance been?

Pros and cons?

Rick Riendeau

From: Richard Reine <rreine@concordma.gov>
Sent: Sunday, February 04, 2018 4:43 PM
To: Rick Riendeau
Subject: RE: General Inquire

Rick - It's a key piece of equipment in our sidewalk snow fighting strategy. We've used Trackless machines, Wacker's, etc. and this is by far the most efficient, effective and versatile during all types of winter storm events. I would highly recommend purchasing the blower and v-plow along with the salt distribution system. We now have 3 of these units in our fleet and they are used almost every storm event requiring sidewalk snow removal. They are costly to purchase and the limited seasonal use could be a deterrent to some but when the responsibility of ensuring sidewalks are clear under any snow condition is in your court it's reassuring to have these units. Hope that helps. Let me know if you need any more information or would like to see one in person. Thanks, Rich

Richard K. Reine, PWLF | Public Works Director

Phone 978.318.3201 | Fax 978.287.4762 | E-mail rreine@concordma.gov

Town of Concord, MA | 133 Keyes Road | Concord, MA 01742

From: Rick Riendeau [<mailto:rriendeau@milford.nh.gov>]
Sent: Monday, January 29, 2018 8:14 AM
To: Richard Reine
Subject: General Inquire

Richard,

I am the director of Public Works in Milford, NH and I was for some information on the Prinoth sidewalk tractor you have. I am looking at purchasing a second tractor and I asked Chadwick to give me some names where I could ask about the machine and what experience you have had with it?

Any information would be helpful, Thank You

Rick Riendeau
Director of Public Works
Milford, NH
rriendeau@milford.nh.gov
W 603-673-1662
F 603-673-2206
"Public Works makes it happen"

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Rick Riendeau

From: PW.Net <pw.net-bounces@lists.unh.edu> on behalf of Michael Bobinsky
<mbobinsky@somersworth.com>
Sent: Saturday, January 13, 2018 11:05 AM
To: Chris Theriault; Public Works Net
Subject: [PW.Net] Re: Sidewalk snow removal
Attachments: ATT00001.txt

Good morning Chris. We are using Holder Sidewalk Tractor model C480 with blower, straight and v plow attachments. Breakdowns, repair part issues and productivity, costs with this specific Holder model, is driving us here to look at other equipment options for the future including Trackless, Bobcat and Cat Skid Steer. I spoke with colleagues in Dover, Concord and Manchester as well and my former staff in Portland. As a result we ordered a new Cat Skid Steer high flow hydraulics unit that is set to arrive toward the end of January. We ordered back in the mid summer but our Cat reps needed to order/produce our unit due to the high flow feature. Evidently the Cat dealer did not have a high flow unit at their dealership. High Flow will help us with overall productivity, and use of multiple attachments such as cold planner..etc We are however purchasing this unit with a blower, v plow and straight plow for use. We still plan to use our Holder units to work in concert with the new skid steer. Our CIP calls for us to purchase an additional sidewalk tractor a few years out to meet growing demand and new sidewalks added.

Best

Michael J. Bobinsky
Director of Public Works and Utilities
City of Somersworth
(603)692-4266

From: PW.Net [pw.net-bounces@lists.unh.edu] on behalf of Chris Theriault [ctheriault@moultonboroughnh.gov]
Sent: Friday, January 5, 2018 9:55 AM
To: Public Works Net
Subject: [PW.Net] Sidewalk snow removal

What is everyone using for snow removal on their sidewalks and what are some of the pros/cons?
Thanks in advance.

Chris Theriault
Director of Public Works
Town of Moultonborough
P.O. Box 139
Moultonborough, NH 03254
Ph: 603-253-7445
ctheriault@moultonboroughnh.gov

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DRAFT

MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING

March 12, 2018

PRESENT: Mark Fougere, Chairman
Kevin Federico, Vice Chairman
Gary Daniels, Member
Mike Putnam, Member
Laura Dudziak, Member
Mark Bender, Town Administrator
Tina Philbrick, Recording Secretary
Mitchell Hemmer, Videographer

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

INSTRUCTIONS: Chairman Fougere 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 Fougere indicated that those people in the audience who want to speak or add to the discussion should please use a microphone in order to be heard on the PEG Access live broadcast. Chairman Fougere reminded the viewers that we will be voting tomorrow at the Milford Middle School, 33 Osgood Road, from 6:00 am until 8:00 pm.

2. APPOINTMENTS: (Approximate times)

5:30 p.m. – 1st Public Hearing to adopt a new chapter of the Milford Municipal Code, entitled Title 5 Health & Safety, Chapter 5:33 Fletcher Paint Superfund Groundwater Management Zone pursuant of NH RSA 147:1.

This has to do with the ground water contamination on two sites, Keyes and Cottage Street and is being directed by the US EPA and NH DES. Chairman Fougere opened the 2nd public hearing and asked if there were any comments.

John Frank, property owner of 57 Elm Street felt that the town should have sent him this information faster than 1 week prior the first hearing so he wouldn't be taking up the Boards time now. He asked who generated the map that he received in the mail, and who drew in the areas that are in the zone. Lincoln Daley, Community Development Director said that the EPA and DES officials identified the properties around the Fletcher site area and generated the map. John said that he doesn't remember anyone coming onto his property and asked how was it determined that his property was impacted. Lincoln said that properties were determined by the flow of water around the Fletcher site. John said that he's above the site, does water flow uphill. Lincoln said it was the actual ground water. John asked if they drilled wells. Lincoln said no. John noted again that he received a one week notice before this hearing which was more notice than he received when his tenants were disrupted for a year by the drilling that went on. He didn't get any notice for that. The drilling caused cracking in his drywall, if he had known the drilling as going to happen he would have taken before and after pictures of the drywall. He talked to an attorney who said that he didn't have a case without before pictures. There has been no communication about this whole process from the town and he's frustrated.

Administrator Bender asked John where his property was. John said that it's next to the Funeral home. He also noted that the generated map shows his property encroaching onto the abutter. Chairman Fougere said that it was most likely taken from the GIS system, from an aero photo which is not surveyed information. John said that in looking at the notification of proposed, the town is proposing to fulfill the requirement for institutional control, he asked what that meant. Lincoln said that it's a mechanism that provides the town an opportunity to regulate use of ground water via well or any other source of ground water other than municipal services. John asked if he had a rain collection system on his property would he need to come to the town. Lincoln said no, only if it were from the ground water source. John said that the actual ground water management zone says to prevent the use of ground water, he asked if the ground water meant well, what does it mean. Chairman Fougere said that it's the water that is under your property. This will restrict people in this zone from using wells on their property for public use. We are being told to do this by the state and EPA because of the contamination at the Fletcher site near his property and upstream from him. John asked if upstream included O.K. Tool. Chairman Fougere said no. Cottage Street had contamination of PCPs which was upstream from John's property. The state and EPA are concerned that if someone were to drill a well, or use a well that they currently have, and drink from it, they could be drinking contaminated ground water. The entrance to Keyes and the area on Cottage

DRAFT MINUTES OF BOARD OF SELECTMEN MEETING – 03/12/2018

Street has been cleaned up and the end result is not let anyone use the ground water. We had a town well at Keyes field that was closed in the 80's and we can't use anymore, it's been decommissioned. If you need more information and want to make an appointment with Lincoln, and if we are allowed to, we can table this. We are just following procedure being dictated by others. We can table it tonight and deal with it in a couple of weeks. John said that he would like that.

Administrator Bender asked John if he had a well on his property. John said not that he's aware of. Administrator Bender said that if he didn't have a well there wouldn't be any likelihood that he would be using any ground water from the sub surface. John said he understands that, but he might eventually want to sell the property and there are things in the letter he received about annual reviews, property transfers, and to provide notice of ordinances to new property owners, there will also be forms to fill out if you want to sell your property. To spring this on the property owners isn't right, especially after having never notifying him that the EPA was going to be drilling deeply, waking up his tenants for a year, and damaging his property. Administrator Bender said that he would have brought the EPA representatives in to see John's building when they were on site, had John let them know that there was a problem.

Selectman Putnam recalls several public meeting about this process. Chairman Fougere said yes. John asked if they sent certified notifications about the meetings to the abutters, because he doesn't remember receiving anything. Selectmen Putnam said it was advertised and the EPA was in charge, he doesn't know if they sent out certified letters. Administrator Bender said the US-EPA and NH-DES both went door to door talking to residents and trying to contact as many home owners as they could when this first started. We noticed this as public meetings and hearings well before any of the work was done. A few property owners contacted him and we resolved the issues with both the EPA and contractor. We wish you would have told us about it. John said that in his 20 year history of owning property in Milford he has never received satisfaction from Building & Planning, Zoning or Assessing so he has given up.

Lincoln said that the minimum is two public hearings but the Board can extend if needed. Selectmen Daniels moved to table the public hearing. Selectmen Putnam seconded. All were in favor. The motion passed 5/0. Chairman Fougere said that the motion will be tabled until the next meeting. Chairman Fougere closed the public hearing and thanked John for coming in.

5:35 p.m. – Request for Approval of Veterans Tax Credit (16), Tax Credit for Service Connected Total Disability (2), and All Veterans Tax Credit (6).

Veterans Tax Credit (16) RSA 72:28 2018

Town Assessor Marti Noel recommended that the 16 Standard Veterans Tax Credit applications be approved. They are for \$300 dollars each and all applicants qualified for the credit.

Selectman Daniels made a motion to approve the Veterans Tax Credit. Selectman Putnam seconded. All were in favor. The motion passed 5/0.

Tax Credit for Service Connected Total Disability (2) RSA 72:35 2018

Town Assessor Marti Noel recommended that the 2 Service Connected Total Disability Tax Credit be approved. The application includes a letter from the Veterans Affairs stating that the applicant has a total and permanent disability. This is a \$1,400 credit. Selectman Daniels made a motion to approve the Service Connected Total Disability Tax Credit. Selectman Putnam seconded. All were in favor. The motion passed 5/0.

All Veterans Tax Credit RSA 72:28-b

Town Assessor Marti Noel recommended that the All Veterans Tax Credit be approved. This was a warrant article approved in 2017. Selectman Daniels made a motion to approve the All Veterans Tax Credit. Selectman Putnam seconded. All were in favor. The motion passed 5/0.

5:40 p.m. – Request for Approval of Land Use Change Tax 3 Parcels in the Autumn Oaks Subdivision Map 45 Lots 3-6, 3-7, and 3-8. Town Assessor Marti Noel said that the above parcels no longer qualify for Current Use, and accordingly the Land Use Change Tax Warrants are being submitted. These lots have been

DRAFT MINUTES OF BOARD OF SELECTMEN MEETING – 03/12/2018

issued building permits and construction has been started. A single developer owns all parcels, and is the party responsible for payment of the warrant. She recommends the Board approve them. Selectman Putnam made a motion to approve the Land Use Change Tax. Selectman Daniels seconded. All were in favor. The motion passed 5/0. Chairman Fougere thanked Marti for coming in.

3. PUBLIC COMMENTS. (Items not on the agenda).

Chairman Fougere asked if there was anyone in the audience who would like to speak about any items not on the agenda. Marcy Mason and Chris Labonte of 45 Marcy's Way want clarification on the maintenance of the class 6 section of Perry Road. They previously met with the Town Administrator and have not come to an agreement. Marcy's first concern is safety, she is worried about the road being maintained in a condition which emergency services can get to her house. She also has concerns with the sharing of the maintenance that's been proposed. She would like to know where the liability falls and how do they draw that line? She doesn't feel that the maintenance can be shared. She doesn't feel that you can say that someone can take care of it for 12 hours a day, and someone else can take care of it for the other 12 hours a day.

Selectman Dudziak asked Marcy what she was proposing. Marcy said that because NorthEast's contract said that they will maintain the road, that they maintain the road. Selectman Dudziak asked if she meant entirely as in 24/7 with respect to plowing and everything. Marcy said correct. Selectman Putnam asked what contract. Administrator Bender said the operator agreement for the gravel removal. Chris said that in the town's agreement, it states that they will maintain the road. If you go back to their proposal, or what NorthEast actually sent in, it states that NorthEast will maintain the access roads and class 6 road. He feels that they did due diligence as far as citizens. They have been to every venue that the town had from the conception of the gravel operation to the pre bid tour of the gravel operation. They have been completely consistent from day one as far as the road agreement and who was going to maintain the road. For a lot of the meetings, the answer we received was "don't worry, it will be taken care of". He calls it live and learn. Nothing was ever put in writing of what would be taken care of. When we received our permit, we were told that we hold the liability as far as if an ambulance can't make it to their house and we accepted that. He also pointed out that when they received their permit, it was a gated road. When they opened the gate up, and he wasn't saying no one could go out there, he is just saying that they maintained Perry Road up to Marcy's way. They understand that NorthEast or whoever is never going to do the maintenance on Marcy's Way. We are not trying to ditch the maintenance of Perry Road; our problem is that there isn't one place in the agreement between the Town and NorthEast Sand and Gravel that says that they will maintain it 12 hours a day, 5 days a week. He was told in the beginning that NorthEast would maintain it and at the contract the maintenance would revert back to them as residents.

Selectman Dudziak asked if Chris was talking about the 2016 agreement. Chris said yes. Selectman Dudziak said that she agrees that it's vague and shouldn't have been left at just perform the maintenance. Chris said in all of the meeting minutes with Planning Board, Conservation Commission and Board of Selectmen, we have been consistent asking for the same thing from the beginning. We maintain the road for his 7,000 pound and Marcy's 6,000 pound truck to be able to drive up that road. He doesn't feel the need to maintain the road for 50, 100,000 pound trips a day from NorthEast. Selectman Dudziak clarified that NorthEast is maintaining the road Monday through Friday from 6 am until 7 pm, and they are making sure that it's passable every night before they leave. She asked if he was expecting that, if there was a snow storm on a Saturday and they have already made sure that the road was passable, NorthEast should come back and take care of it, come back and plow. Chris asked if he could finish one more question. He specifically asked the question at these meetings, "will it include the snow plowing" and the answer was yes. Selectman Dudziak said that she was just clarifying because she wasn't here last year. Chris said it never states anywhere that you guys were going to maintain things 6 to 6. Your hours of operation in the pit are 6 to 6. NorthEast is not limited, they can work 24 hours a day on a class 6 road.

Administrator Bender said that he disagrees. In the agreement that Chris has, on page 3, item III-5 Hours of Operation. The hours of operation shall be limited to 6 am to 7 pm, Monday through Friday. The hours of 6 am to 7 pm shall be limited to truck loading only. Saturday and Sunday work isn't allowed. Chris said that what Administrator just said was in their contract. Administrator Bender it's in the agreement. Chris said correct, for

DRAFT MINUTES OF BOARD OF SELECTMEN MEETING – 03/12/2018

the pit. Administrator Bender started to speak and Chris asked him to listen because he listened to him. Chris said that if you read the contract it said that they will maintain the class 6 portion of the road. You can't put travel time on a class 6 road, can you? Chairman Fougere said that Chris is talking about 2 separate things. He doesn't know where this is going to go tonight but you have already met with Mark and had numerous discussions. He would like to see the concerns put in writing, specifically what they are. You sat in a meeting with NorthEast, Mark has reached out to you on a number of occasions, "do you have any comments, any issues", put them in writing so that we can digest them and go over it. The road is passable, if you have liability concerns or specific questions about that, we may have to get an attorney involved. NorthEast is operating on certain hours, if it snows on Saturday night, if NorthEast was never there, you have to plow your road to get out, and that's your responsibility. The devil is in the details and he can't believe that three parties can't sit down and work out the details; it doesn't not include, you not doing anything. Chris said how come at all of the meetings he attended he was told not to worry about it, during the time that the contractor is there; they will take care of it. Chairman Fougere said they are going to take care of it, when they are operating. Your impression is that you don't need to do anything and that isn't the case. If you put your liability question and any other questions you have in writing and we can go through it. Marcy said that her concern, using today as an example, is that it is supposed to start snowing at 3:00 am and who knows how the snow is going to accumulate. NorthEast comes in at 6:00 am, who is responsible. Do we leave it until NorthEast gets there, or does it have to be ready and plowed when NorthEast gets there? She understands that this doesn't happen all the time, but it has happened a few times in the past three weeks. She feels like it's hard to draw that line as to where the liability falls and that is why they are here today. If you would like her to put that in writing then she will. Chairman Fougere said add that and anything else that you have concerns about to nail down the details. To him, NorthEast is responsible from 6 to 6 or whatever their hours are. Outside of that, it should be crystal clear so that they know and you know. Marcy said that in playing devil's advocate, she feels that it is crystal clear; it says that they are going to maintain it. She said that Administrator Bender told them that this wasn't the intent of this, but the fact is, that is what it says.

Administrator Bender said that it does say that they will maintain the road to the satisfaction of the town. He believes that they have done that. They are bringing additional material in to build up the road so that it will be in much better shape than it was. Chris said that may be their plan, but if you go back to this contract and read it, he believes it was executed in June of 2016, show him the maintenance that they did in the winter of 2016 and 2017. Chairman Fougere asked how many yards of gravel did they take out then. Administrator Bender said that they weren't hauling gravel at that time. Chris said that never once did they say once they start hauling out gravel, it says upon execution of this contract.

Lincoln Daley, Community Development Director said that part of Chris's Planning Board approval for his lot was for him to maintain the class 6 road. You are obligated under that approval to maintain Marcy's road and also Perry Road under that agreement with the town for approval for your lots. This operation does not circumvent that, you are still responsible for the core maintenance of the road for safe passage to your own property. Marcy said that was the opposite of what they were told. Lincoln said no, it was not. Marcy said they would put their concerns in writing.

Bob Labonte, Chris's dad said that you people, (pointing to the Board), are just manipulating this because it's not going your way. He and Chris have taken care of the road all these years. NorthEast hasn't put a shovel full on Perry Road. It all goes on their section. You keep saying that they are bringing in material to Perry Road, no they are not. Chairman Fougere said that they haven't yet. Bob said that they are doing their road at the T to the left and they have no intention of doing Perry Road before the T. Administrator Bender asked how Bob knew this. Bob said that he talked to someone. He is getting disgusted with not all the Board, just Chairman Fougere and Administrator Bender (he pointed his finger at them); he said that they are just throwing it all under the carpet. Chairman Fougere said absolutely not. Bob said yes they are! Chairman Fougere said that he's sorry to disagree with him. He is trying to do what's fair to everyone.

Administrator Bender said that he would be happy to review this with them again. He's asked them many times what their issues and concerns were and he doesn't believe that he's had a response. Bob and Marcy started to

DRAFT MINUTES OF BOARD OF SELECTMEN MEETING – 03/12/2018

1 interrupt and Administrator Bender said he wasn't finished yet. He said that he would encourage them to go
2 back and look at the deed documents as they were drafted when they applied for their building permit. This is
3 still legally binding, the same as the contract is legally binding. Chris said the intent of the document which was
4 prior to the Town Administrator and Lincoln, back when Bill Parker was here, when the agreement was drawn
5 up, was that we will maintain the road until anything else gets done out there. He said once again, (at this point
6 Administrator Bender started to speak and Chris said that it was his turn and told him to be quiet). He said that
7 his agreement basically lacks the same thing that NorthEast is saying. NorthEast is saying that they can't main-
8 tain the road 24 hours a day, according to their contract they say that will abide by those agreements upon exe-
9 cution of the contract. Administrator Bender said that he was correct. Chris said that what he was told back
10 when they received the permit that they had to maintain the road. We have no problem maintaining the road.
11 He's made it vocal many times that he isn't opposed to the gravel operation. How about you send them to Whit-
12 ten Road, we will take 100% of the maintenance back on Perry Road. We are not looking to dump the mainte-
13 nance. He is not looking to maintain a road for 50 or 100 loads of gravel a day. He asked Administrator Bender
14 "where does the mentality come that you can even put this on a citizen"? You keep going on the intent of the
15 agreement. The intent of my agreement was to maintain the road for our access. Does the Board agree that that
16 makes the most sense that it was for their access and emergency services. Selectmen Dudziak said that it's still
17 a public road and it was always foreseeable that there could be a type of operation out there and she thinks that
18 they are going to maintain it. If they damage it, they are going to have to make it passable to emergency ser-
19 vices. Chris said that if he takes his personal plow on the road, they leave ruts and he wrecks his plow, who
20 does the liability go to, the damaged equipment. This is what he means by shared maintenance. Selectman
21 Dudziak said that would be an issue and he would have to talk to NorthEast about. Again, she reiterated, they
22 have to insure that that road is passable at the end of each day that they work. Chris said that there isn't anything
23 in the agreement about shared maintenance.

24 Selectman Federico said that he's listened to both sides of this for a while now and he thinks what this comes
25 down to is an open communication between Chris and the gravel operators. At any point in time the road needs
26 to be passable by emergency vehicles and even Chris's truck. In his opinion at the end of every day, they need to
27 drive that road and make sure that it's passable so that if a snowstorm does come up at Saturday at 2 am Chris
28 isn't wrecking his plow on that road because they made sure that the Friday night before, the road was passable.
29 Chris said that if you go with the theory of shared maintenance at 6 in the morning until 7 at night, we got more
30 than 14 inches of snow last Thursday, before a NorthEast truck came in. Once again, where does the shared
31 maintenance come in. Selectmen Federico said that he would imagine it would start when they actually pull
32 gravel out as opposed to what they are doing now. He would imagine that they would start at 7 because most
33 operators start at that time. Chris said that you assume, you imagine and you think, (he said that he didn't think
34 he was being degrading) but there is no consistency. He wants to know if it's going to be cut and dry or are they
35 just going to pull this one out of a hat today. Selectman Dudziak said that she doesn't think anyone thinks that.
36 Chris said that he doesn't mean to be disrespectful. Selectman Dudziak said that he comes across like that.
37 Chris said he apologizes if comes across like that. Chris said that he thinks that everyone is seeing the same
38 thing "well it doesn't really say that, well it sort of implies that", there is no consistency.
39

40 Chairman Fougere said that was the purpose of having everything in writing and why we had the meeting with
41 you and NorthEast. Chris interrupted and Chairman Fougere asked if he could finish talking because he didn't
42 want to talk over him. It would be nice to sit down and if you still have questions after that meeting to get into
43 specifics for those types of scenarios we can get them down in writing and work them out. The towns dealings
44 with Kevin have been very upfront and he can't imagine that between Chris, Kevin and the Whites that they
45 can't come to an agreement that will satisfy Chris's concerns and liability issues, as well as satisfy theirs. He
46 thinks that Chris is a very reasonable person. Chris said that his concept is taking it one step at a time. As far as
47 the Whites, they don't have an approval yet. Chairman Fougere said its coming and you might as well bring
48 them in. Chris said that he didn't have a problem going to the Whites. Chairman Fougere said that he thought
49 they had approval. Chris said not yet, and to him there is no sense in bring them in at this point. Chris repeated
50 that it's still the same thing at the end of the day. Chairman Fougere said that if NorthEast has made assurance
51 to the Town as far as the maintenance of the road, upgrading it so it's passable, and bringing in gravel. If they
52 don't do that, then it becomes a problem.

Chris asked at what point are they going to start upgrading the road. They haul in everyday for the last 3 ½ weeks consistently. So at what point would they start maintaining the road, nothing has been done. The answer I got from the Town Administrator was that they haven't started hauling out yet, that is when the contract starts. It doesn't make sense if you are already hauling in all the stuff. His question to the Town Administrator was "then you must not have to agree to the AoT permit", and the Administrator said "absolutely you do". I asked why and he said because they have started. You can't start on one side and not have started on the other side. Selectman Putnam asked if the road was in tough shape now? Chris said that if you had a plow on your truck, he would suggest that you go plow it. Selectmen Putnam said that he drove up there the other day and he didn't see it as unreasonable. It looked like a typical class 6 road. Selectman Dudziak started to say that she was out Saturday and Chris interrupted her and told her to hold on. He said he agrees if they were out Saturday but he has documentation of the whole road from almost every year. He has documentation every year when the Town, DPW laid down asphalt, compacting it, which he questioned how it worked. He thought that Administrator Bender said that it wasn't legal to have DPW out there maintaining a class 6 road, which they have been doing, Does that show statute, that they put work into it? Where does that show? I had the road graded, I had a crown on the road, and did you see puddles on the road when you guys went out there? Selectman Putnam said that he saw some washboard which is standard for a dirt road. Chris asked them to look at the difference between Marcy's Way and Perry Road. He asked if Selectman Putnam saw a difference between night and day on the two roads. Selectman Putnam said it wasn't night and day but he did see a difference between Chris's driveway and the class 6 road. Chris said that his driveway is a class 6 road. That road that you see is Marcy's Way and it's a class 6 road, it's not his driveway. He said when you come to the T and take a right, that's a public road. Chairman Fougere said left and right. Chris said correct, but there is a distinct difference between the two. A lot of that came about after NorthEast started hauling in. They back dragged the road three times, when you back drag it with a loader with a 12 foot bucket, it takes the crown off the road and you now have a flat road. How can this be put back on him to deal with this stuff? He thinks it's being put back on him because he has a business and he has his own equipment.

Administrator Bender said that Chris is assuming that and it isn't the intent. Chris stated to interrupt and Administrator Bender asked if he could continue, and Chris told him "in one second" and continued interrupting. Chris said that he already met with the Town Administrator and he came here tonight to meet with the Board. Again, he said no disrespect, but he doesn't feel that he can communicate with Administrator Bender which is why he is asking the Board for their help. He met with NorthEast originally at the Conservation Meeting upstairs with the Planning Board. He went up to Kevin and said here is the deal, and the answer he received from Kevin was that they were so happy that they only had one person to deal with instead of 50 houses in a row. Chris would be willing to do maintenance pound for pound. His 7,000 pound truck for each 100,000 pound for maintenance, it would be complete pennies on the dollar. He feels that is fair. Chairman Fougere thanked Chris for coming in.

Bob said that if the town is rebuilding the road, why do they come in and just rebuild left of the T. They are not even touching the initial Perry Road. Chairman Fougere said they would have to maintain the road and not stop at the T, he agrees. Bob said he could care what they do after the T. Chairman Fougere said he isn't disagreeing with him. Administrator Bender said that his discussion with Kevin Brown was that he was starting on the service road, working back to the gate and continuing onto Perry Road. He wasn't here last week. He will contact Kevin Brown tomorrow and find out when he is going to get to Perry Road. He will put gravel on that road.

4. DECISIONS.

- a) **CONSENT CALENDAR.** Chairman Fougere asked if there were any items to be removed from the Consent Calendar for discussion. There were no items removed for discussion. Selectman Daniels moved to approve the Consent Calendar as presented. Selectman Putnam seconded. All were in favor. Motion passed 5/0.

- 1) Request Approval to re-appoint Jerry Guthrie, Diane Varney-Parker and George Hoyt as Full Members to the Recycling/Solid Waste Committee

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- 2) Request for Approval to re-appoint Erna Johnson and Charles Worcester to the Heritage Commission
- 3) Request for Approval of Donation to the Heritage Commission “Save the Swing Bridge” fund: Richard and Shirley Chacos - \$100.00.
- 4) Request for Acceptance of Mutual Aid Agreement between Amherst and Milford for Building Inspector.
- 5) Request for Approval to use Town Owned Municipal Parking Lot for a (IPMBA) International Police Mountain Bike Association Class.

b) OTHER DECISIONS.

- 1). N/A

5. TOWN STATUS REPORT – N/A

6. DISCUSSIONS

- 1) Perry Road Bridge Update – Chairman Fougere said that an issue was brought up at the last meeting by Suzanne Fournier relative to the study that was done to inspect the bridge. We responded to her in writing. The engineering study was paid for with private money, not town money. The engineer that was used is one that the town has used many times. If anyone is interested, it's in the files.

7. SELECTMEN'S REPORTS/DISCUSSIONS.

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

Chairman Fougere went to the open house for the new temporary DMV today. The temporary location is in the old Police Station on Elm Street. They did an excellent job; the building had been empty for 10 years. There was a ribbon cutting ceremony and Councilor Wheeler was there. The old DMV already closed and they are opening the new one on March 14th. The existing DMV site will be torn down and replaced with a new DMV and court house. We are very fortunate to keep the DMV in town so residents don't have to travel to Nashua or elsewhere.

The owner of the building has some interesting plans moving forward to try to get some incubator space in the rest of the building. There is a business from Vermont that is moving down and do holograms, they had some on display at the open house. It's nice to get the building back up on the tax rolls and being used.

Selectman Daniels said he had a questions about the use of the Municipal Parking Lot for the bike class on the consent calendar, He would like to know if people are going to be able to walk through that area or will they need to find another route. Chief Viola said that he didn't think they could walk through, he will check with Captain Pelletier. There were no issues last year.

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

8. APPROVAL OF FINAL MINUTES. Selectman Putnam moved to approve the minutes of February 26, 2018. Selectman Daniels seconded. All were in favor. Motion passed 5/0.

9. INFORMATION ITEMS REQUIRING NO DECISIONS.

10. NOTICES. Notices were read by Chairman Fougere.

11. NON-PUBLIC SESSION. Chairman Daniels moved to enter into non-public meeting for Approval of Non-Public Minutes (RSA 91-A:3, II(a)) – Personnel January 29, 2018, February 12, 2018 and February 21, 2018. Selectman Federico seconded. All were in favor. The motion passed 5/0. Minutes were approved by roll call vote: Chairman Fougere – yes, Vice Chairman Federico – yes, Selectman Dudziak – yes, Selectman Daniels – yes, and Selectman Putnam – yes.

12. ADJOURNMENT: Selectman Putnam moved to adjourn at 6:20 p.m. Selectman Federico seconded. All were in favor. Motion passed 5/0.

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**No longer selectmen at the time
The minutes were approved.**

Mark Fougere, Chairman

Kevin Federico, Vice Chairman

Gary Daniels, Member

Laura Dudziak, Member

Mike Putnam, Member