

**4:30 Non-Public  
(RSA 91-A:3, II(d)) Land**

**FLETCHER PAINT SUPERFUND SITE  
GROUNDWATER MANAGEMENT ZONE**

Adopted \_\_\_\_\_ by the Town of Milford Board of Selectmen (hereafter "Board")

**I. AUTHORITY AND PURPOSE**

Pursuant to RSA 147:1, Local Regulations, the Board adopts a Groundwater Management Zone in consultation with the United States Environmental Protection Agency (US-EPA) and New Hampshire Department of Environmental Services (NH-DES) to be entitled, "Fletcher Paint Superfund Site Groundwater Management Zone" (FS-GMZ).

Objectives of the Fletcher Paint Superfund Site Groundwater Management Zone are:

- A. To prevent use of groundwater drawn from within a designated Federal Superfund site, as defined under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. § 960 I et seq., until the cleanup goals required under CERCLA decision documents for the Fletcher Paint Superfund Site are achieved.
- B. To protect the public health and safety of the residents of Milford in the vicinity of the Fletcher Paint Superfund Site by preventing the possible spread of contaminated water from groundwater to drinking water.

**II. ZONE BOUNDARIES**

The FS-GMZ is superimposed over the existing underlying zoning districts and is comprised of thirty-six (36) parcels, those being shown on plan entitled "Fletcher Groundwater Management Zone / Town Ordinance Area", dated February 2018 and shall extend to any newly-created lot and map numbers created as a result of a legal subdivision within the defined area. The extent of the boundary of the FS-GMZ shall be reviewed no less frequently than every five years and possibly with greater frequency depending on the results of testing. Subsequent to such review, lots may be removed from or added to the FS-GMZ after consultation with US-EPA and NH-DES.

When the actual boundary of the FS-GMZ is in dispute by any owner or abutter affected by said boundary, the Town will engage, at the owner or abutter's expense, a professional geologist or hydro geologist to determine more accurately the precise boundary of the Zone. The Town shall consult with the US-EPA and NH-DES, before any modification of the Groundwater Management Zone is made.

**III. PROHIBITED USES**

- A. Additional to the prohibited uses of the underlying zoning district in which the FS-GMZ is located, all use of groundwater for any purpose whatsoever in this district is prohibited without prior approval from the Town, US-EPA and the NH-DES. No wells of any nature whatsoever shall be dug, installed, or otherwise created within the district without prior approval from the Town, US-EPA and the NH-DES. No groundwater shall be drawn by any means whatsoever or for any use whatsoever from within the Zone without prior approval from the Town, US-EPA and the NH-DES.
- B. No disturbance of wetlands within the FS-GMZ shall be permitted without prior approval from the Town, US-EPA and the NH-DES.

- C. These restrictions do not apply to US-EPA and NH-DES activities authorized under CERCLA or associated with remedial activities at other contaminated sites within the GMZ.
- D. Nothing in this regulation shall prohibit a property owner from developing property within the FS-GMZ provided that any development proposal requiring on-site water shall demonstrate the ability to connect to town water or other acceptable off-site water supply at the applicant's expense.
- E. Temporary dewatering activities for construction or maintenance activities within the FS-GMZ are permissible with prior approval by the Town and US-EPA/NH-DES.

#### **IV. ADMINISTRATION**

- A. The provisions of the FS-GMZ shall be administered by the Board acting through the Health Officer.
- B. Any element of this ordinance may be waived by the Board and US-EPA and NH-DES, provided that the granting of such waiver does not adversely affect any adjoining property.
- C. The Town shall conduct annual review of FS-GMZ property transfers and provide notice of the ordinance to new property owners.

#### **V. ENFORCEMENT**

The Board shall be responsible for enforcement of the provisions of the FS-GMZ and may pursue all legal and equitable remedies to ensure compliance with this ordinance.

#### **VI. EFFECTIVE DATE**

This Article shall become effective upon passage.

The FS-GMZ shall remain in effect until the cleanup goals required under CERCLA decision documents for the Fletcher Superfund Site are achieved. The Town shall consult with the US-EPA and NH-DES before modifying or terminating the FS-GMZ.

Adopted \_\_\_\_\_, 2018

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Kevin Federico, Chairman, Board of Selectmen

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Gary Daniels, Vice Chair, Selectmen

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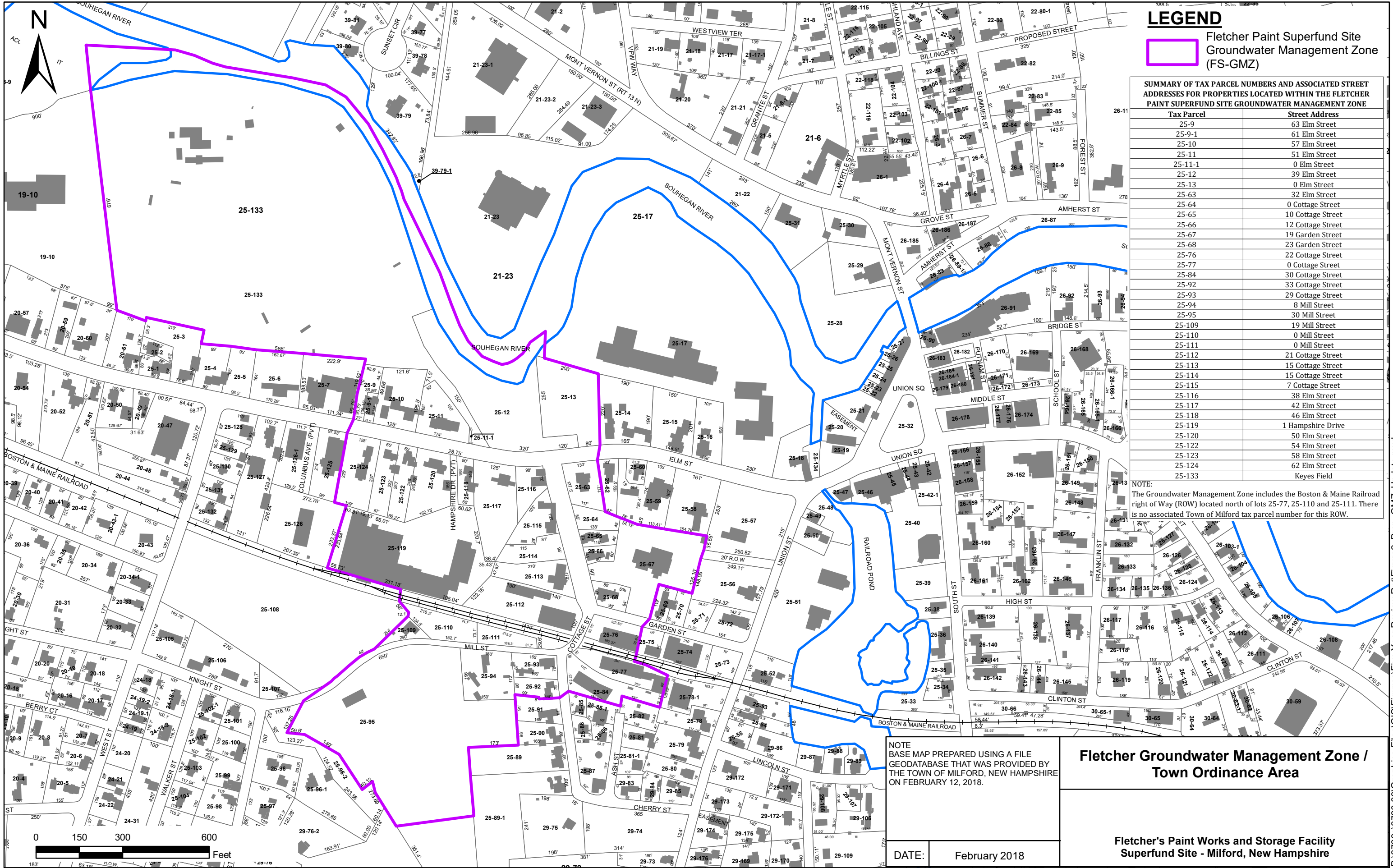
Mike Putnam, Selectman

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Laura Dudziak, Selectwoman

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Paul Dargie, Selectmen



4/9/18

5:45 - Public Hearing for (NH RSA (31:95)b)) Acceptance for Expenditure  
of unanticipated Funds over \$10K

**PUBLIC HEARING FOR THE PURPOSE OF AUTHORIZING:**

(1) **The acceptance for expenditure of unanticipated funds under RSA 31:95-b for the following:**

\$10,000.00      Keyes Park Expansion Project Special Purpose Fund  
Fifth installment of a 5 year \$50,000 grant from the Kaley Foundation, Bank of America, N.A., Trustee, for the benefit of the  
Keyes Expansion Project to purchase land to add to recreation fields and future community center.

(2) **The acceptance of gifts of property under RSA 31:95-e for the following:**

None at this time.

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**MEMORANDUM**

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**TO:** KATHY TOWNSEND, FINANCE  
**FROM:** ARENE BERRY, RECREATION DIRECTOR  
**SUBJECT:** FUNDS ACCEPTANCE  
**DATE:** 3/19/18  
**NOTE:** KEYES PARK EXPANSION PROJECT

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The Kaley Foundation donated a total of \$50,000 towards the land purchase of the Keyes Park Expansion Project to be paid over 5 years. Please deposit \$10,000 into the Keyes Park Expansion Project account #48401.

Thank you,

**Arene Berry**  
**Recreation Director**  
**Town of Milford**  
**1 Union Square**  
**Milford, NH 03055-4240**  
**603/249-0625 phone**  
**603/673-2273 fax**  
**[aberry@milford.nh.gov](mailto:aberry@milford.nh.gov)**



5:55 Request for Approval of Veterans Credit, All  
Veterans Tax Credit and Service Connected Total  
Disability Tax Credit.

Memorandum

**To:** Board of Selectman

**From:** Marti Noel, Assessor

**Date:** 4/9/2018

**Re:** Veterans Credit – **For Approval (6)**

The following list, as a matter of public record has applied for the Standard Veterans Tax Credit RSA 72:28 for tax year 2018. I have reviewed this application along with the supporting documentation and am recommending that the selectman **approve** the following list of qualified veterans. These will need the PA-29 signed.

| Map/Lot    | Address           | Veteran/Property Owner(s)                  | Amount | Date Received |
|------------|-------------------|--|--------|---------------|
| 8/52/1C/24 | 10 Abby Ln        | Mildred Campman spouse of deceased veteran | \$300  | 11/21/2017    |
| 18/44      | 34 Georgetown Dr  | William Swanburg                           | \$300  | 03/14/2018    |
| 22/113     | 33 Myrtle St      | Ryan Hall                                  | \$300  | 05/24/2017    |
| 23/3/1     | 132 Amherst St    | Thomas Martin                              | \$300  | 03/06/2018    |
| 32/5/C/2   | 494 Nashua St #2  | Joseph Hoch                                | \$300  | 03/09/2018    |
| 39/70/12   | 57 West Meadow Ct | Michael Hamilton                           | \$300  | 03/27/2018    |

| SELECTMEN PRINTED NAME | SELECTMEN SIGNATURES OF APPROVAL | DATE      |
|------------------------|----------------------------------|-----------|
| KEVIN FEDERICO         |                                  | 4/09/2018 |
| GARY DANIELS           |                                  | 4/09/2018 |
| MIKE PUTNAM            |                                  | 4/09/2018 |
| LAURA DUDZIAK          |                                  | 4/09/2018 |
| PAUL DARGIE            |                                  | 4/09/2018 |

## Memorandum

**To:** Board of Selectman  
**From:** Marti Noel, Assessor  
**Date:** 4/9/2018  
**Re:** All Veterans Tax Credit – **For Approval (5)**

The following list, as a matter of public record has applied for the All Veterans Tax Credit RSA 72:28-b (**Approved 2018 tax year town vote ballot question 27**) I have reviewed this application along with the supporting documentation and am recommending that the selectman **approve** the following list of qualified veterans. These will need the PA-29 signed.

| Map/Lot | Property Address | Property Owner/Veteran | Amount | Date Received |
|---------|------------------|------------------------|--------|---------------|
| 30/84   | 84 Prospect St   | Jeffrey Curry          | \$300  | 03/27/2018    |
| 36/153  | 26 Millbrook Dr  | Gerald Hoppe           | \$300  | 03/20/2018    |
| 37/95   | 27 Iris Rd       | Joseph Vitulli         | \$300  | 03/23/2018    |
| 46/32   | 12 Mullen Rd     | Dan Murray             | \$300  | 03/19/2018    |
| 49/3/17 | 213 Stable Rd    | David DiPalma          | \$300  | 06/29/2017    |

| SELECTMEN PRINTED NAME | SELECTMEN SIGNATURES OF APPROVAL | DATE      |
|------------------------|----------------------------------|-----------|
| KEVIN FEDERICO         |                                  | 4/09/2018 |
| GARY DANIELS           |                                  | 4/09/2018 |
| MIKE PUTNAM            |                                  | 4/09/2018 |
| LAURA DUDZIAK          |                                  | 4/09/2018 |
| PAUL DARGIE            |                                  | 4/09/2018 |



## Memorandum

**To:** Board of Selectman  
**From:** Marti Noel, Assessor  
**Date:** 4/9/2018  
**Re:** Change of Status –For Approval (1)

The following applicant, as a matter of public record has had a change in Status, and is applying for the Tax Credit for Service Connected Total Disability RSA:35 for tax year 2018. I have reviewed this application along with the supporting documentation and am recommending that the selectman **approve** the following qualified veteran. The PA-29 will need to be signed.

| Map/Lot  | Address       | Veteran/Property Owner(s) | Amount | Date Received |
|----------|---------------|---------------------------|--------|---------------|
| 52/95/17 | 188 Annand Dr | Shane Morgan              | \$1400 | 03/21/2018    |

\* Previously receiving Standard Veterans Tax Credit RSA:28 of \$300.00

| SELECTMEN PRINTED NAME | SELECTMEN SIGNATURES OF APPROVAL | DATE      |
|------------------------|----------------------------------|-----------|
| KEVIN FEDERICO         |                                  | 4/09/2018 |
| GARY DANIELS           |                                  | 4/09/2018 |
| MIKE PUTNAM            |                                  | 4/09/2018 |
| LAURA DUDZIAK          |                                  | 4/09/2018 |
| PAUL DARGIE            |                                  | 4/09/2018 |

## Memorandum

**To:** Board of Selectman  
**From:** Marti Noel, Assessor  
**Date:** 4/9/2018  
**Re:** Change of Status –For Approval (1)

The following applicant, as a matter of public record has had a change in Status for the Tax Credit for Service Connected Total Disability RSA 72:35 & Standard Veterans Tax Credit RSA-72:28 for tax year 2018. I have reviewed this application along with the supporting documentation and am recommending that the selectman **approve** the following qualified veteran. The PA-29 will need to be signed.

| Map/Lot    | Address      | Veteran/Property Owner(s)                            | Amount | Date Received |
|------------|--------------|--|--------|---------------|
| 43/23/C/31 | 11 Memory Ln | Robert Bosshart Husband of deceased disabled veteran | \$1400 | 2/27/2018     |
| 43/23/C/31 | 11 Memory Ln | Robert Bosshart* Veteran                             | \$300  | 2/27/2018     |

\* Previously receiving prorated amount of \$150.00

| SELECTMEN PRINTED NAME | SELECTMEN SIGNATURES OF APPROVAL | DATE      |
|------------------------|----------------------------------|-----------|
| KEVIN FEDERICO         |                                  | 4/09/2018 |
| GARY DANIELS           |                                  | 4/09/2018 |
| MIKE PUTNAM            |                                  | 4/09/2018 |
| LAURA DUDZIAK          |                                  | 4/09/2018 |
| PAUL DARGIE            |                                  | 4/09/2018 |

6:05 Request for Approval of Solar Exemptions, Property Abatement Applications (Approval/Denial), and Current Use Applications

**Memorandum**

**To:** Board of Selectman

**Fr:** Marti Noel Assessor

**Date:** 4/9/2018

**RE:** Solar Exemption- Application for Solar Exemption for Approval (4)

The following list, as a matter of public record, has applied for the Solar Exemption.

I have reviewed the application for the Solar Exemption along with the supporting documentation and am recommending that the selectmen approve the following applicants for the 2018 tax year based on the RSA listed below. The PA-29, a permanent application, must be signed by Board members.

As you are aware, in March 2016 the Town voted to approve the Warrant Article changing the amount of the solar exemption from the *cost* of the system to the *contributory value* of the system. After the warrant article passed, the assessing department sent notices to all parties that had applied for a building permit for solar panels, reminding them to make application for this exemption. This is a partial list of applicants, as the deadline to file is April 15. Attached are the RSA's that address Solar Exemption.

| Map/ Lot | Address             | Property Owner      | Amount   | Date Received |
|----------|---------------------|---------------------|----------|---------------|
| 5/3/11   | 25 Singer Brook Rd  | Duane Pawson        | \$10,000 | 04/02/2018    |
| 18/45    | 38 Georgetown Dr    | Alexander Cantella  | \$10,000 | 11/29/2017    |
| 53/67/02 | 245 Federal Hill Rd | Vita Vaitkunas      | \$10,000 | 04/03/2018    |
| 43/71    | 30 Hammond Rd       | Hammer Realty I,LLC | \$10,000 | 04/03/2018    |

| SELECTMEN PRINTED NAME | SELECTMEN SIGNATURES OF APPROVAL | DATE     |
|------------------------|----------------------------------|----------|
| KEVIN FEDERICO         |                                  | 4/9/2018 |
| GARY DANIELS           |                                  | 4/9/2018 |
| MIKE PUTNAM            |                                  | 4/9/2018 |
| LAURA DUDZIAK          |                                  | 4/9/2018 |
| PAUL DARGIE            |                                  | 4/9/2018 |

**72:62 Exemptions for Solar Energy Systems.** – Each city and town may adopt under RSA 72:27-a an exemption from the assessed value, for property tax purposes, for persons owning real property which is equipped with a solar energy system as defined in RSA 72:61.

**72:61 Definition of Solar Energy Systems.** – In this subdivision “solar energy system” means a system which utilizes solar energy to heat or cool the interior of a building or to heat water for use in a building and which includes one or more collectors and a storage container. “Solar energy system” also means a system which provides electricity for a building by the use of photovoltaic panels.

## MEMORANDUM

DATE: April 9, 2018

TO: Board of Selectmen

CC: Mark Bender

FROM: Marti Noel, Assessor

RE: **TY 2017 Property Abatement Applications**  
**Recommendations for Approval -2**  
**Recommendation for Denial -1**

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### **Property Abatement Applications:**

As a refresher on the Abatement process, if a property owner feels their assessment is incorrect or inequitable, an abatement application may be submitted to the assessing office between the date the final tax bill is mailed and March 1<sup>st</sup> of the following year. The deadline for filing for abatement for the 2017 tax year was March 1, 2018.

The deadline for response by the municipality to all abatements timely filed is July 1. If no decision has been made, the abatement is to be considered to have been denied, and the Appellants may begin filing for appeal at the state level, either the BTLA or Superior Court.

Attached, please find a spreadsheet summary of the abatement requests which have been reviewed for this session. The summary gives a brief discussion of the reason for the request, my recommendation along with the results of the review, the date the owner was notified by mail regarding the status of their request, and the total amount of the changes recommended. The final column represents the total difference in taxes to be abated upon Board approval. As has been done in the past, a tally of abatement resolutions is provided.

**I recommend the Board Approve the 2 abatements recommended for approval as presented tonight.**

**I recommend the Board Deny the single Abatement recommended for Denial tonight.** This property was exempt in the 2017 tax year.

This represents a portion of the 9 property tax abatements filed this year. The grid presented with the package of abatement recommendations indicates the total for this evening's abatements and further indicates the total for all abatements granted to date, including this evening's.

Thank You

| TY 2017 Abatement Recommendations |          |               |   |                 |   |                                  |                           |                              |                                       |
|-----------------------------------|----------|---------------|---|-----------------|---|----------------------------------|---------------------------|------------------------------|---------------------------------------|
| App #                             | Map/ Lot | Address       | Property Owner Request  | Recommend       | Reason  | Letter Sent                      | 2017<br>Assessed<br>Value | Adjusted<br>Assesed<br>Value | Abatement<br>Amount @<br>\$29.39 rate |
| 1705                              | 13/5     | 589 Elm St    | Taxes create an excessive burden during demolition and reconstruction of the property | Deny            | The property was exempt for 2017 and no taxes were due or paid  | 3/9/2018                         | 90,000                    | 90,000                       | -                                     |
| 1706                              | 26/101   | 170 Nashua St | The assessment was reduced after a visit by the assessor.                             | Approve         | A property review resulting from a building permit indicated additional changes to the property were warranted, resulting in a net reduction in value.  | Verbal discussion with the owner | 178,200                   | 160,000                      | 534.90                                |
| 1708                              | 7/2      | 531 Elm St    | The property value seems high; the property owner's estimate of value is \$400,000    | Approve in Part | There was insufficient data provided to support the property owner's estimate of value, however a review of the property record card did indicate some changes were warranted resulting in a net reduction to the assessed value. | 3/12/18                          | 675,500                   | 563,200                      | 3,300.50                              |
|                                   |          |               |   |                 |   |                                  |                           |                              | -                                     |
|                                   |          |               |   |                 |   |                                  |                           |                              | -                                     |
|                                   |          |               |   |                 |   |                                  |                           |                              | -                                     |
|                                   |          |               |   |                 |   |                                  |                           |                              | -                                     |
|                                   |          |               |   |                 |   |                                  |                           |                              | -                                     |
|                                   |          |               |   |                 |   |                                  |                           |                              | -                                     |
|                                   |          |               |   |                 | Total Amount of Abatement Recommended for Approval this Session   |                                  |                           |                              | 3,835.40                              |
|                                   |          |               |   |                 | Total from prior granted 2017 Abatements  |                                  |                           |                              | 3,200.56                              |
|                                   |          |               |   |                 | Appeals Settled in 2018   |                                  |                           |                              |                                       |
|                                   |          |               |   |                 |   |                                  |                           |                              |                                       |
|                                   |          |               |   |                 | Total   |                                  |                           |                              | 7,035.96                              |

## MEMORANDUM

DATE: April 9, 2018

TO: Board of Selectmen

CC: Mark Bender

FROM: Marti Noel, Assessor

RE: **Current Use Applications**

**Map 56 Lot 70**

**Map 45 Lot 11**

**Map 41 Lot 67**

**Map 6 Lot 15**

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**56/70** – This is a 48.2 Ac+/- parcel of land containing mixed hardwood and Pine species with areas of mostly wet. The parcel is landlocked. The current owners wish to place the entire parcel into Current Use.

**45/11** – This is a 389.57 acre parcel. 353.46 acres are already in Current Use. 30 acres +/- have been removed during gravel removal over several years, but have all been reclaimed over the last several years. RSA 79-A allows for acreage previously used for gravel removal to be placed back into Current Use after reclamation. Aerial imagery shows the 30 acres reclaimed and now being used for haying, with 6 acres +/- include driveways and other non-qualifying uses remaining out of Current Use.

**41/67** – This is a 68 acre parcel of land. All but 2 acres has been in Current Use. The 2 acres remaining supported a manufactured home. The manufactured home has been removed since 2015, and the land is to be left to regenerate natural woodlands. The owner would like to now place those remaining 2 acres into Current Use.

**6/15** – This is a 17.4 acre parcel of land with access restricted by a railroad crossing. The current owner wishes to place the entire parcel into Current Use.

All application requirements have been reviewed and met. I recommend the BOS approve the 4 (four) Current Use Applications for the above referenced properties.

4. a) 1) Request for Acceptance of Unanticipated Revenues under 10K.  
NH (RSA 31:95(b))

Board of Selectmen  
Agenda Date: 3/9/18

Acceptance and Appropriation of Unanticipated Revenues Under \$10,000 (31:95(b))

| Source                  | Amount      | Purpose  |
|-------------------------|-------------|--|
| MAA O'Connor Trust Fund | \$ 5,000.00 | Second of 5 payments towards the land purchase for the Keyes Expansion Project.<br>See attached memo from the Recreation Director. |

Acceptance of Gifts of Property Under \$5,000 (31:95(e))

None at this time.



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**MEMORANDUM**

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**TO:** KATHY TOWNSEND, FINANCE  
**FROM:** ARENE BERRY, RECREATION DIRECTOR  
**SUBJECT:** FUNDS ACCEPTANCE  
**DATE:** 3/29/18  
**NOTE:** KEYES PARK EXPANSION PROJECT

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The O'Connor Trust donated \$25,000 towards the land purchase of the Keyes Park Expansion Project. Attached is the second of 5 payments of \$5,000 each. Please deposit this amount into the Keyes Park Expansion Project account #48401.

Thank you,

**Arene Berry**  
**Recreation Director**  
**Town of Milford**  
**1 Union Square**  
**Milford, NH 03055-4240**  
**603/249-0625 phone**  
**603/673-2273 fax**  
**[aberry@milford.nh.gov](mailto:aberry@milford.nh.gov)**

4. a) 2) Request for approval of (2) Taxicab Operator  
Permit Applications - Annual Renewal.

Milford Taxi LLC  
32 Johnson St  
Milford NH 03055  
603-672-3344

3/20/2018

To: Milford Board of Selectmen

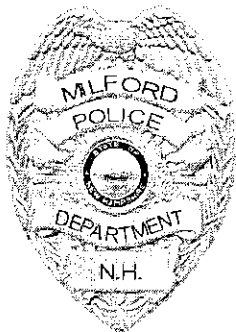
Please review applicants listed for annual renewal of Taxi operator permits.

Applicants:  
William G. LaBell  
Edward LaBell

Sincerely,

William G LaBell

Edward J LaBell



# Town of Milford

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

Michael J. Viola  
Chief of Police



## TOWN OF MILFORD, NH

### APPLICATION FOR TAXICAB OPERATOR'S PERMIT

Name: LaBell William G.  
Last First Middle Maiden

Address: 32 Johnson St. Milford NH 03055

Phone: (603) 672-3344

D.O.B.: 06-06-1981 Age: 36

NH License Number: 06LLW81061 Expiration Date: 6/6/22

List Any License Restrictions: Glasses

Have you ever been arrested, indicted, or convicted for any violation of the law?

Yes ☒ No ☐ If answer is yes, state circumstances below.

See Attached

List any sickness, injury, or disabilities during the last ten (10) years.

Diabetes

For whom will you be driving a taxicab (Application must be accompanied by a letter from the above stating intent to hire).

Milford Taxi LLC

### SIGNATURE, CERTIFICATION AND RELEASE OF INFORMATION

YOU MUST SIGN THIS APPLICATION: Read the following carefully before you sign. A false statement on any part of this application will be just cause for refusal of any application and is punishable under New Hampshire Revised Statutes Annotated (NH RSA) 641:3.

- I understand that any information I give may be investigated as allowed by law.
- I certify that, to the best of my knowledge and belief, all of my statements are true, correct, complete, and made in good faith.

William G. LaBell

Approved:

Capt. Faye

EQUAL AND EXACT JUSTICE TO ALL

## TAXI CAB LICENSE

License # 12

This is to certify that the Board of Selectmen of the Town of Milford, State of New Hampshire, have granted a license to set up and operate a service entitled "Taxi Cab" to:

William G. LaBell Milford Taxi LLC  
(Name of Owner) (Company Name)

All licenses expire - and are to be renewed - on or before the 30th of April yearly

Fee: \$25.00 for each vehicle licensed.

\* \* \* \* \*

### Vehicle Information:

- Make Chev Impala Year 2007
- NH Registration No. 394 0473 Color yellow
- Proof of Insurance (Copy must be attached) Expiration of Same 6/18

Signed this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_

\_\_\_\_\_  
Chairman, Milford Board of Selectmen

I hereby certify that the information provided on this Application is true and accurate to the best of my knowledge and belief and hereby authorize the Milford Police Department to conduct both a criminal and motor vehicle records check on me.

## TAXI CAB LICENSE

License # 11

This is to certify that the Board of Selectmen of the Town of Milford, State of New Hampshire, have granted a license to set up and operate a service entitled "Taxi Cab" to:

William G. LeBell      Milford Taxi LLC  
(Name of Owner)      (Company Name)

All licenses expire - and are to be renewed - on or before the 30th of April yearly

Fee: \$25.00 for each vehicle licensed.

\* \* \* \* \*

### Vehicle Information:

- Make 2007 Dodge Cavalier Year 2007  
- NH Registration No. 383 7710 Color yellow  
- Proof of Insurance (Copy must be attached) Expiration of Same 6/18

Signed this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_

\_\_\_\_\_  
Chairman, Milford Board of Selectmen

I hereby certify that the information provided on this Application is true and accurate to the best of my knowledge and belief and hereby authorize the Milford Police Department to conduct both a criminal and motor vehicle records check on me.

William G Labell  
(Name)

4/2/18  
(Date)

Police records check performed by: C. Fyfe  
(Name) (Title) Captain

Date: 4/2/18

Recommendation: granted

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\* \* \* \* \*

License: Approved \_\_\_\_\_  
(Date)

Denied \_\_\_\_\_  
(Date)

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Board of Selectmen  
for  
The Town of  
Milford, NH



John J. Barthelmes  
Commissioner of Safety

# State of New Hampshire

DEPARTMENT OF SAFETY  
DIVISION OF MOTOR VEHICLES  
STEPHEN E. MERRILL BUILDING  
23 HAZEN DRIVE, CONCORD, NH 03305  
Telephone: (603)227-4000 TDD Access Relay NH 7-1-1



Elizabeth A. Bielecki  
Director of Motor Vehicles

## Driver Record Report – Driver History

Date of Print: 03/28/2018

Requestor:

EDWARD J LABELL

43 CROSBY ST

MILFORD NH - 03055

Driving Record of: EDWARD J LABELL

43 CROSBY ST

MILFORD NH - 03055

04/02/1958

NH13157701

CERTIFIED COPY SHOWING CONVICTIONS, ACCIDENTS, HEARINGS, MAIL RETURN ADDRESS UPDATES AND SANCTIONS.

NO PROOF OF FINANCIAL RESPONSIBILITY (SR-22) IS REQUIRED

ADDRESS SHOWN REFLECTS MOST CURRENT ADDRESS APPEARING ON THE FILES OF THE DIVISION OF MOTOR VEHICLES.

SUSPENSION/REVOCATION IN EFFECT FOR COMMERCIAL PRIVILEGE AS OF THE DATE OF THIS RECORD.

|                                 |                                 |             |
|---------------------------------|---------------------------------|-------------|
| ID Number: 04LLE58021           | Credential Type: DRIVER LICENSE | DL Class: D |
| Issue Date: 3/21/2014           | Expiration Date: 4/2/2019       |             |
| Restrictions: CORRECTIVE LENSES |                                 |             |
| Endorsements: MOTORCYCLE        |                                 |             |

### Also Known As /Formerly Known As [AKA/FKA]

| Last Name | First Name   | Middle Name | Suffix | Date of Birth |
|-----------|--------------|-------------|--------|---------------|
| LABELL    | EDWARD JAMES |             |        | 04/02/1958    |

|  |                                   |                            |
|--|-----------------------------------|----------------------------|
| SANCTION START DATE: 01/31/2010  | PRIVILEGE TYPE: COMMERCIAL DRIVER | SANCTION TYPE: SUSPENSION  |
| RSA/ACD: 0025  | RSA/ACD DESCRIPTION: RECIPROCITY  | DATE OF NOTICE: 12/31/2009 |
| SUSPENSION DURATION: INDEFINITE  | JURISDICTION CODE: NH             |                            |
| COMPLIANCE REQUIREMENTS: OOS COURT CLEARANCE / COMPLIANCE/LICENSE RETURNED |                                   |                            |
| SOURCE OF SANCTION: ADMINISTRATIVE   |                                   |                            |

| Date       | Certified Copy Requested by: |
|------------|------------------------------|
| 04/01/2017 | MILFORD TAXI LLC             |
| 04/06/2016 | EDWARD JAMES LABELL          |
| 03/26/2015 | MILFORD TAXI LLC             |
| 03/26/2014 | WILLIAM LABELL               |

\*\*\* END OF DRIVER HISTORY \*\*\*

CERTIFIED - TRUE & CORRECT

*Elizabeth A. Bielecki*

Director of Motor Vehicles





# Town of Milford

POLICE DEPARTMENT

19 Garden Street  
Milford, NH 03055  
603 249-0630

Michael J. Viola  
Chief of Police



## TOWN OF MILFORD, NH

### APPLICATION FOR TAXICAB OPERATOR'S PERMIT

Name: LaBell Edward James  
Last First Middle Maiden

Address: 43 Crosby St. Milford N.H. 03055  
Phone: (603) 732-7375

D.O.B.: 04/02/1958 Age: 59

NH License Number: 04LLE58021 Expiration Date: 04/02/2019

List Any License Restrictions: Corrective Lenses

Have you ever been arrested, indicted, or convicted for any violation of the law?

Yes ☒ No ☐ If answer is yes, state circumstances below.

DUI 1983

List any sickness, injury, or disabilities during the last ten (10) years.

Diabetes

For whom will you be driving a taxicab (Application must be accompanied by a letter from the above stating intent to hire).

Milford Taxi LLC

### SIGNATURE, CERTIFICATION AND RELEASE OF INFORMATION

YOU MUST SIGN THIS APPLICATION: Read the following carefully before you sign. A false statement on any part of this application will be just cause for refusal of any application and is punishable under New Hampshire Revised Statutes Annotated (NH RSA) 641:3.

- I understand that any information I give may be investigated as allowed by law.
- I certify that, to the best of my knowledge and belief, all of my statements are true, correct, complete, and made in good faith.

Edward J. LaBell

Approved: Capt. Foye

EQUAL AND EXACT JUSTICE TO ALL

Edward J LaBell  
(Name)

4/2/18  
(Date)

Police records check performed by: S. Fyfe  
(Name) (Title)

Date: 4/2/18 Recommendation: Granted

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\* \* \* \* \*

License: Approved \_\_\_\_\_  
(Date)

Denied \_\_\_\_\_  
(Date)

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Board of Selectmen

for

The Town of

Milford, NH



John J. Barthelmes  
Commissioner of Safety

# State of New Hampshire

## DEPARTMENT OF SAFETY DIVISION OF MOTOR VEHICLES

STEPHEN E. MERRILL BUILDING  
23 HAZEN DRIVE, CONCORD, NH 03305  
Telephone: (603)227-4000 TDD Access Relay NH 7-1-1



Elizabeth A. Bielecki  
Director of Motor Vehicles

### Driver Record Report – Driver History

Date of Print: 03/28/2018

**Requestor:**

**WILLIAM G LABELL**

**32 JOHNSON ST**

**MILFORD NH - 03055**

**Driving Record of: WILLIAM G LABELL**

**32 JOHNSON ST**

**MILFORD NH - 03055**

**06/06/1981**

**NH11997171**

CERTIFIED COPY SHOWING CONVICTIONS, ACCIDENTS, HEARINGS, MAIL RETURN ADDRESS UPDATES AND SANCTIONS.

NO PROOF OF FINANCIAL RESPONSIBILITY (SR-22) IS REQUIRED

ADDRESS SHOWN REFLECTS MOST CURRENT ADDRESS APPEARING ON THE FILES OF THE DIVISION OF MOTOR VEHICLES.

NOT UNDER SUSPENSION OR REVOCATION AS OF THIS DATE

ACCIDENT INVOLVEMENT INDICATED ON THIS REPORT DOES NOT MEAN THIS INDIVIDUAL WAS AT FAULT OR GIVEN A SUMMONS.

|  |  |                    |
|--|--|--------------------|
| ID Number: <b>06LLW81061</b>           | Credential Type: <b>DRIVER LICENSE</b> | DL Class: <b>D</b> |
| Issue Date: <b>4/12/2017</b>           | Expiration Date: <b>6/6/2022</b>       |                    |
| Restrictions: <b>CORRECTIVE LENSES</b> |  |                    |

|                   |                                     |                                       |
|-------------------|-------------------------------------|---------------------------------------|
| <b>08/03/2013</b> | ACCIDENT: <b>PDAR145444</b>         | CASE NUMBER/LOCAL USE NUMBER:         |
|                   | NUMBER OF VEHICLES: <b>2</b>        | TYPE: <b>INJURIES/PROPERTY DAMAGE</b> |
|                   | OBJECT STRUCK: <b>NON-COLLISION</b> |                                       |

|            |                              |
|------------|------------------------------|
| Date       | Certified Copy Requested by: |
| 04/01/2017 | MILFORD TAXI LLC             |

\*\*\* END OF DRIVER HISTORY \*\*\*

CERTIFIED - TRUE & CORRECT

*Elizabeth A. Bielecki*

Director of Motor Vehicles

Client#: 40072

WILTA

ACORD™

## CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

03/21/2018

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer any rights to the certificate holder in lieu of such endorsement(s).

|   |  |   |               |
|---|--|---|---------------|
| <b>PRODUCER</b><br>Eaton & Berube Commercial Line<br>11 Concord St.<br>Nashua, NH 03064<br>603 882-2766 |  | <b>CONTACT NAME:</b> Gail Douglas<br><b>PHONE (A/C, No, Ext):</b> 603 882-2766<br><b>FAX (A/C, No):</b><br><b>E-MAIL ADDRESS:</b> |               |
|   |  | <b>INSURER(S) AFFORDING COVERAGE</b><br>INSURER A : National Casualty Co  | <b>NAIC #</b> |
| <b>INSURED</b><br>Will's Taxi<br>c/o William LaBell<br>32 Johnson St<br>Milford, NH 03055               |  | <b>INSURER B :</b><br><b>INSURER C :</b><br><b>INSURER D :</b><br><b>INSURER E :</b><br><b>INSURER F :</b>                        |               |

## COVERAGES

## CERTIFICATE NUMBER:

## REVISION NUMBER:

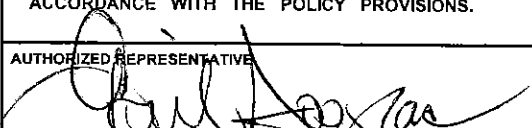
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

| INSR LTR | TYPE OF INSURANCE  | ADDL INSR | SUBR WVD | POLICY NUMBER | POLICY EFF (MM/DD/YYYY) | POLICY EXP (MM/DD/YYYY) | LIMITS   |
|----------|--|-----------|----------|---------------|-------------------------|-------------------------|--|
|          | <b>COMMERCIAL GENERAL LIABILITY</b><br><input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> OCCUR<br>GEN'L AGGREGATE LIMIT APPLIES PER:<br><input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC<br>OTHER:       |           |          |               |                         |                         | EACH OCCURRENCE \$<br>DAMAGE TO RENTED PREMISES (Ea occurrence) \$<br>MED EXP (Any one person) \$<br>PERSONAL & ADV INJURY \$<br>GENERAL AGGREGATE \$<br>PRODUCTS - COMP/OP AGG \$<br>\$ |
| A        | <b>AUTOMOBILE LIABILITY</b><br><input type="checkbox"/> ANY AUTO<br><input type="checkbox"/> OWNED AUTOS ONLY<br><input type="checkbox"/> HIRED AUTOS ONLY<br><input checked="" type="checkbox"/> SCHEDULED AUTOS<br><input type="checkbox"/> NON-OWNED AUTOS ONLY |           |          | CA07769936    | 06/05/2017              | 06/05/2018              | COMBINED SINGLE LIMIT (Ea accident) \$<br>BODILY INJURY (Per person) \$100,000<br>BODILY INJURY (Per accident) \$300,000<br>PROPERTY DAMAGE (Per accident) \$100,000<br>\$               |
|          | <b>UMBRELLA LIAB</b> <input type="checkbox"/> OCCUR<br><b>EXCESS LIAB</b> <input type="checkbox"/> CLAIMS-MADE<br>DED <input type="checkbox"/> RETENTION \$  |           |          |               |                         |                         | EACH OCCURRENCE \$<br>AGGREGATE \$<br>\$   |
|          | <b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b><br>ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? <input type="checkbox"/> Y/N<br>(Mandatory in NH)<br>If yes, describe under DESCRIPTION OF OPERATIONS below                                      |           |          | N/A           |                         |                         | PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/><br>E.L. EACH ACCIDENT \$<br>E.L. DISEASE - EA EMPLOYEE \$<br>E.L. DISEASE - POLICY LIMIT \$                         |

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

## CERTIFICATE HOLDER

## CANCELLATION

|                                     |  |
|-------------------------------------|--|
| Town of Milford<br>Milford NH 03055 | SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. |
|                                     | AUTHORIZED REPRESENTATIVE<br>  |

## **Town Status Report – April, 2018**

**DPW Equipment** – The backhoe decision was tabled last meeting so the board could gather details about SB 38. Included in your packets is a recent email from Victoria Sheehan, Commissioner NH DOT, to Selectman Dudziak and the final version of SB 38.

The question from the last meeting is do we want to use \$110,000 from the SB 38 funds to purchase a backhoe for Public Works? The current backhoe at DPW will be moved to the transfer station and their backhoe will be used as a trade-in for the new machine.

**Eversource 367 Line Planned Work** – This is a courtesy announcement for residents and property owners, including the Town. Eversource will be replacing structures on their 367 line that runs from Rindge to Amherst. Included in this work will be 14 structures in Milford at Mile Slip, Federal Hill and Ponemah Hill. We are planning a site walk in Mile Slip with Eversource, Con Com and Public works later this week. Eversource will contact all property owners in advance. Additional details are available on the Town Website.

**Mason Road Bridge Update** – We opened construction bids for the replacement of the Mason Road Bridge over Tucker Brook. Prices ranged from a low of \$116,000 to a high of \$198,950 compared with the engineer's estimate of \$192,983. We are evaluating the bids and will award the job very soon. Construction is scheduled to be completed the end of July.

**Water Utilities Groundwater Investigation** – As detailed in the 2017 Town Report, Water Utilities is continuing their search for additional well sites. They are working with Emery & Garrett Groundwater Investigations of Meredith, NH and have requested permission to access four town owned parcels located at:

- Map 44 Lot 2 - 564 Nashua Street (the Water Utilities property)
- Map 38 Lot 5 – Perry Road (Commercial and Industrial Land)
- Map 38 Lot 5-1- Perry Road (Commercial and Industrial Land)
- Map 38 Lot 58 – Whitten Road (Community Lands off Heron Pond Road)

The details are in your packets. If approved, the Chairman can sign or you can authorize me to sign.

5. Town status - DPW Equipment - Backhoe Information -  
tabled from March 26, 2018

**Mark Bender**

---

**From:** Laura Dudziak <ldudziak1275@gmail.com>  
**Sent:** Wednesday, March 28, 2018 7:15 PM  
**To:** Mark Bender; BOS Members  
**Subject:** Fwd: SB 38

Please see the following from Victoria Sheehan. While I have not follows up with the AGs office, I agree with her assessment.

Begin forwarded message:

**From:** "Sheehan, Victoria" <[Victoria.Sheehan@dot.nh.gov](mailto:Victoria.Sheehan@dot.nh.gov)>  
**Date:** March 28, 2018 at 5:59:19 PM EDT  
**To:** 'Laura Dudziak' <[ldudziak1275@gmail.com](mailto:ldudziak1275@gmail.com)>  
**Subject:** RE: SB 38

Laura,

I want to stress that I am not an attorney, so you may want to consult with the Attorney General's office for specific direction, but here is my personal read on the situation.

If you have read my letter then you are aware that the additional funds provided by SB 38 were distributed in accordance with Apportionment A, the formula used for the distribution of Block Grant Aid.

While the bill did not have specific language concerning uses, after talking with the Legislature concerning their intent, DOT determined that the uses of SB 38 should be similar to the allowable uses of Highway Block Grant Aid Apportionments A and B. We had received a lot of questions on this topic, which is why we issued the letter.

Typically equipment purchased with Block Grant Aid can only be used for highway purposes, but the statue is silent on how long is a reasonable period to keep that purchase. That being said, here at DOT we expect to get at least 10 years out of our heavy trucks and equipment. While there is no specific language in statute, I would image that a vehicle purchased with SB38 and used for 10 plus years before being redeployed for a different purpose would be in keeping with the legislative intent. If it served it's highway purpose and once it is beyond it's useful life it was used elsewhere, that seems reasonable. This is a grey areas, so for that reason I would suggest that you ask your Town's attorney or check with the AG's office.

Sorry I couldn't be more helpful.

Regards,  
Victoria

**From:** Laura Dudziak [<mailto:ldudziak1275@gmail.com>]  
**Sent:** Tuesday, March 27, 2018 12:21 PM  
**To:** Sheehan, Victoria  
**Subject:** SB 38

Hello Ms. Sheehan:

I am reviewing SB 38 as well as your letter to Mark Fougere dated August 10, 2017 and have a question about purchasing equipment with the funds. A question was raised regarding whether the purchase of equipment for highway maintenance could later be used at the transfer station, say 15 years down the road, if it became no longer suitable for highway maintenance. Would this use be contrary to the bill?

Thank you.

Laura Dudziak  
Town of Milford, BOS



CHAPTER 227  
SB 38-FN - FINAL VERSION

03/23/2017 0897s  
4May2017... 1437h  
1Jun2017... 1998h

2017 SESSION

17-0130  
06/01

SENATE BILL **38-FN**

AN ACT making an appropriation to the department of transportation for local highway aid and aid for municipal bridges, relative to distribution of highway aid, and relative to red list bridges.

SPONSORS: Sen. Morse, Dist 22; Sen. Bradley, Dist 3; Sen. Reagan, Dist 17; Sen. Daniels, Dist 11; Sen. D'Allesandro, Dist 20; Sen. Giuda, Dist 2; Sen. Feltes, Dist 15

COMMITTEE: Finance

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AMENDED ANALYSIS

This bill:

- I. Makes an appropriation to the department of transportation for local highway aid and municipal bridge aid.
- II. Modifies the distribution of betterment funds.
- III. Clarifies the criteria for red list bridges.

---

Explanation: Matter added to current law appears in ***bold italics***.

Matter removed from current law appears ~~[in brackets and struck through.]~~

Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

03/23/2017 0897s  
4May2017... 1437h  
1Jun2017... 1998h 17-0130  
06/01

STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Seventeen*

AN ACT making an appropriation to the department of transportation for local highway aid and aid for municipal bridges, relative to distribution of highway aid, and relative to red list bridges.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

227:1 Purpose Statement. The general court recognizes that there is a need to provide targeted funding for local infrastructure projects. Therefore, it is the intent of this act to designate certain surplus funds in the 2016-2017 biennial budget for providing grants to fund local infrastructure projects in accordance with the purposes and provisions of this act and to further clarify the criteria for red list bridges.

227:2 Department of Transportation; Appropriation.

I. There is hereby appropriated to the department of transportation the sum of \$36,800,000 for the fiscal year ending June 30, 2017, which shall be nonlapsing and expended pursuant to paragraph II. The governor is authorized to

draw a warrant for said sum out of any money in the treasury not otherwise appropriated.

II. The sum appropriated in paragraph I shall be allocated as follows:

(a) \$30,000,000 shall be expended for additional "Apportionment A" distributions under RSA 235:23, I.

(b) \$6,800,000 shall be expended for state bridge aid for municipal bridges under RSA 234.

III. No funds appropriated in paragraph I shall be used for supplanting locally budgeted and approved funds for road or bridge maintenance or construction. The funds appropriated in paragraph I may be considered unanticipated money under RSA 31:95-b and may be accepted and expended pursuant to RSA 31:95-b, II through IV, whether or not a town has adopted the provisions of RSA 31:95-b.

227:3 Federal and State Highway Aid; Construction and Reconstruction. Amend RSA 235:23-a, III to read as follows:

III. **Excluding funds under RSA 260:32-b, III(c) that are used for bridge work**, the commissioner, **based on budget appropriations**, shall allocate **and expend at least 70 percent of** the funds in the highway and bridge betterment account for the 6 state highway districts in the following priority:

(a) [Repealed.]

(b) For each state highway district in the state, based upon a formula in which 1/2 of the amount of the funds distributed is based upon the proportion which the mileage of state-maintained class I, class II, and class III highways, excluding turnpikes, in each district, as of January 1 of the previous year, bears to the total of such mileage in the state; and 1/2 of the amount of the funds distributed is based upon the proportion which the number of state maintained class I, class II and class III highway bridges, excluding turnpikes, in each district as of January 1 of the previous year bears to the total of such number of bridges in the state. ***Due to timing of contracted work and actual expenditures, the commissioner shall use a rolling 5-year average to ensure that a minimum of 70 percent of the funds are expended in each district based on the formula. The commissioner shall distribute the remaining funds on a statewide basis to achieve regional equity based on condition, taking into account deviations in bid prices and existing infrastructure condition, excluding funds used for emergency repair.***

227:4 Red List Bridges. Amend RSA 234:25-a, I to read as follows:

I. The commissioner of transportation shall establish and maintain a list of **highway** bridges that are found, after inspection by the department, to be structurally deficient, which shall be known as red list bridges. ***This list shall also include structurally deficient state-owned railroad bridges over highways.***

227:5 New Paragraph; Red List Bridges; Definition. Amend RSA 234:25-a by inserting after paragraph IV the following new paragraph:

V. In this chapter, a structurally deficient bridge means a bridge with a primary element in poor or worse condition (National Bridge Inventory (NBI) rating of 4 or less).

227:6 Inspection of Red List Bridges. Amend RSA 234:25-b to read as follows:

234:25-b Inspection of Red List Bridges; Report.

I. The department of transportation shall inspect every **red list** state-owned bridge on the red list biannually and every **red list** municipal bridge annually ***as a minimum.***

II. The department of transportation shall annually provide a complete list of state-owned and municipally-owned red list bridges to the governor, the executive council, the speaker of the house of representatives, the president of the senate, and the house and senate standing committees with jurisdiction over highways and bridges. Additionally the department shall annually notify the governing bodies of municipalities of any red list bridges owned by such municipality and any state-owned red list bridge within such municipality. These reports and notifications shall be provided on or before ~~February~~ **April** 1 of each year.

227:7 Effective Date.

I. Sections 3 through 6 of this act shall take effect July 1, 2017.

II. The remainder of this act shall take effect upon its passage. *July 11, 2017*

Approved: July 11, 2017

Effective Date:

I. Sections 3-6 effective July 1, 2017

**Mark Bender**

---

**From:** Ward, Elise <elise.ward@eversource.com>  
**Sent:** Tuesday, March 27, 2018 5:31 PM  
**To:** Mark Bender  
**Cc:** Larocca, Elizabeth L; Morton, Lydia  
**Subject:** Eversource Update- Helicopter Work and Proposed Access  
**Attachments:** website-upcoming Eversource Maintenance Work in Milford.pdf; mile slip.PNG

Hi Mark,

I hope this email finds you well. As we discussed at our meeting earlier this month, there will be some upcoming helicopter activity as part of the Eversource Transmission Maintenance work for 2018. Attached is an update you may distribute or post on the town website.

In regards to property owner outreach for this upcoming helicopter activity, in addition to mailing a notification postcard to provide advanced notification, Lydia and I also went door-to-door to the property owners along the Eversource right-of-way.

I also wanted to reach out in regards to potential access through Mile Slip Road to the Eversource right of way. The Project Team has been reviewing the potential temporary access options for the upcoming structure replacement work and it looks like there is an unmaintained class VI portion of Mile Slip Road that continues from the town maintained portion, through the forest, and ends right at the edge of the Eversource corridor. A few environmental contractors are planning to walk this section next week to investigate further, however, I wanted to reach out to you in the meantime to begin the conversation. I attached an image of the access in question.

Any insight you may have regarding potential temporary access to this area would be much appreciated. And if there are other town departments I should reach out to, I'd be happy to do so.

Sincerely,  
Elise

*Elise 3/28 - Schedule walk through for w/d 4/1*

Elise Ward  
Eversource Energy| Legends Drive, Hooksett  
Siting and Construction Services  
(o) 603.634.2143| (c) 603.319.7378  
[Elise.Ward@eversource.com](mailto:Elise.Ward@eversource.com)

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5. Town Status - Water Utilities Ground Water Investigation for  
Additional Well Sites.

**Mark Bender**

---

**From:** Evelyn Gendron  
**Sent:** Friday, March 30, 2018 3:13 PM  
**To:** Mark Bender  
**Cc:** Kevin Stetson  
**Subject:** Emery & Garrett Groundwater Investigations/WUD Permission Sought re: 4 Geophysical Survey Milford Locations  
**Attachments:** 20180330125934962.pdf

Good day, Mark,

The attached is submitted for your review, and consideration for an April 9, 2018 BOS decision/approval agenda item. I will deliver the hardcopies to you later this afternoon, consisting of:

- four landowner permission slips for signature re: four Town of Milford locations re: geophysical surveys, with a return deadline of April 13.

Property addresses as well as Map/Lot #'s are on the permission slips, which should be completed, signed, and returned to Kevin Stetson's attention.

- a cover letter on Water Utilities letterhead introducing EGGI's desire to access town property locations to conduct geophysical surveys, with property landowner permission, during the coming months, and explains land disruption will be kept to a minimum.

One of the four town locations to be surveyed is land at the Water Utilities Department.

As mentioned on page 92 of the 2017 Town Report, the Water Utilities Department has partnered with Emery & Garrett Groundwater Investigations (EGGI, in Meredith, NH) toward determining whether there are additional sand and gravel production well sites that could be developed within Milford, and to assess the possibility to develop groundwater resources from local fractured bedrock below sand/gravel deposits.

Water Utilities would appreciate receiving the permission slip responses by April 13th.

Please advise ASAP as to whether you anticipate the BOS would require technical Q & A's during the April 9th BOS meeting, or whether such questions could be emailed to Dan Tinkham, EGGI Project Manager, as indicated in the cover letter, in advance of the BOS Meeting.

On behalf of Kevin and the water/sewer commissioners, we thank you very much,

Evelyn  
X 660

# TOWN OF MILFORD

## WATER UTILITIES DEPARTMENT

March 30, 2018

Town of Milford  
1 Union Square  
Milford, NH 03055-4230



Dear Landowner,

The Town of Milford has hired Emery & Garrett Groundwater Investigations, LLC (EGGI) as their groundwater consultants to conduct a groundwater resources investigation within the Town limits. To fulfill the project goals, we are asking for your cooperation by allowing EGGI staff to access your land and carry out geophysical surveys.

These surveys will be performed by a crew of one to two geologists who will conduct the geophysical investigations along predetermined survey lines. These surveys will be accomplished either by taking measurements with hand-held instruments or through the use of instruments that require *temporarily* inserting short, small-diameter stainless steel rods (12 to 16 inches in length) into the ground. Their work will not be intrusive or destructive and will not permanently disturb the local landscape. There may be the need for minor brush clearing to provide paths for the survey lines in overgrown areas. However, efforts will be made to minimize any hand clearing required for these ground surveys. You will also notice that short plastic "flagging" strips will be tied to tree limbs, fence posts, or shrubs about 100 feet apart on the grid lines. If you desire, these flags will be removed after the project is complete.

EGGI plans to collect this information in the next couple of months, weather permitting. The crew welcomes any questions you have while they are on your property. Their initial visit to each area will be brief and should be completed within 1 to 3 days. EGGI will also be glad to share the results of the geophysical surveys with you when the study has been completed.

If you have any questions regarding this project, please feel free to call me during normal business hours (8:00 a.m. to 5:00 p.m. Monday through Friday) at **603-249-0661**. Any specific questions related to the geophysical surveys that are proposed can be sent to Dan Tinkham, the Project Manager at EGGI, at [djtinkham@eggi.com](mailto:djtinkham@eggi.com) or 603-279-4425. In order for us to proceed in a timely manner, we would be grateful if you would fill out, sign, and return the attached permission slip in the self-addressed stamped envelope by Friday, April 13th.

Thank you very much for your cooperation during this project.

Yours sincerely,

*Kevin Stetson*

Mr. Kevin Stetson  
Director  
Milford Water Utilities

DRAFT

MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING

March 26, 2018

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

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

**INSTRUCTIONS:** Town Administrator Mark Bender called the meeting to order at 5:30 p.m., introduced Board members and then led the audience in the Pledge of Allegiance. Mark Bender indicated this is the one time every year that he opens the Board of Selectmen meeting for the swearing in of new selectmen and the selection of Chairman and Vice Chairman. Mark Bender indicated that those people in the audience who want to speak or add to the discussion should please use a microphone in order to be heard on the PEG Access live broadcast.

**2. APPOINTMENTS: (Approximate times)**

**5:30 p.m. – Swearing in of New Selectmen/Selection of New Board of Selectmen, Chairman and Vice Chairman.** Town Administrator Mark Bender requested that Town Clerk Joan Dargie please step up to swear in newly re-elected Selectman Gary Daniels and newly elected Selectman Paul Dargie. Ms. Dargie swore in Mr. Daniels and Mr. Dargie. Town Administrator Mark Bender then asked for nominations for the position of Chairman of the Board of Selectmen. Selectman Daniels nominated Kevin Federico for the position of Chairman. Selectman Dudziak seconded. All were in favor. The motion passed 5/0. Mark Bender handed over the meeting to Chairman Federico. Chairman Federico then asked for nominations for the position of Vice Chairman of the Board of Selectmen. Selectman Putnam nominated Gary Daniels as Vice Chairman. Selectman Dudziak seconded. All were in favor. The motion passed 5/0. This concluded the swearing in ceremony and the selection of Board of Selectmen Chairman and Vice Chairman.

**5:40 p.m. – Proclamation: Purple Heart Community – requested by Kevin Willette** – Kevin asked the Board to approve a proclamation making Milford a Purple Heart Community. Kevin gave a brief overview of what the Purple Heart was, and a summary of the Purple Heart Highway Trail that encompasses 45 states. If approved, Milford would be the second Purple Heart community in New Hampshire, New Ipswich being the first.

Chairman Federico thanked Kevin for bringing this before the Board and asked if there were any questions from the Board. Selectmen Daniels also thanked Kevin and asked if there was a web site that they could go to see who the Purple Heart recipients in our community are. Kevin said MOPH.org. There is a link for the national archives on that site, but if the soldier wasn't interviewed or uploaded into the data base, then it isn't publically known. It is up to the individual, their family or a local organization to go into the community and seek out the individuals.

Selectman Daniels asked if the order has any type of flag that they use so that it can be flown on August 7<sup>th</sup> if we held a ceremony. Kevin said all those flags and signs designating Milford as a Purple Heart Community will be provided at no cost to the town. He or the local Military Order of the Purple Heart chapter would provide them to the town. He said that when you drive through New Ipswich, the signs are a nice reminder. Selectman Dargie asked if Kevin would envision putting up one or multiple signs. Kevin said that it was up to the town. They are usually placed in common entrances and exits of the town. He would be willing to speak and work with the Zoning Board about the signs if needed.

Selectman Daniels move to proclaim August 7<sup>th</sup> as Purple Heart Day in Milford New Hampshire and pass the proclamation that has been given to us. Selectman Putnam seconded. Chairman Federico said that a motion was

made and seconded and asked if there were any other questions from the Board. Hearing none, the motion passed 5/0.

Chairman Federico read the Proclamation as follows:

***THE TOWN OF MILFORD NH***

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 7<sup>th</sup> 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 7<sup>th</sup> 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.

Chairman Federico thanked Kevin for coming in and said that we would put the proclamation on the web site.

**3. PUBLIC COMMENTS. (Items not on the agenda).** There were no public comments.

**4. DECISIONS.**

a) **CONSENT CALENDAR.** Chairman Federico asked if there were any items to be removed from the Consent Calendar for discussion. Suzanne Fournier, Brox Environmental Citizen asked that item 4. a) 1) be removed from the consent calendar because she would like to speak to the Board about it. Selectmen Putnam moved to remove item 4. a) 1) from the consent calendar for further discussion. Selectman Putnam moved to approve items 2 through 7 on the Consent Calendar as presented. Selectman Daniels seconded. All were in favor. Motion passed 5/0.

- 1) Request Approval to re-appoint Andy Hughes and David Bosquet as Full Members and Chris Costantino as an alternate member to the Conservation Commission.
- 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.
- 3) Request for Approval of Annual Parade Permits: Memorial Day, Labor Day and Veterans Day.
- 4) Request for Approval of NH DRA Form MS-232 (formerly MS-2), “Report of Appropriations Actually voted”.
- 5) Request for Approval of Gravel Tax Levy, Map 50-4 Lot 4.
- 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.
- 7) Request for Approval to use a Town Owned Municipal Parking Lot for a Children’s Bicycle Safety Bike Rodeo.

Suzanne Fournier, Brox Environmental Citizens said that she believes that Andy Hughes and Chris Costantino are not deserving of being re-appointed to the Conservation Commission. She feels that both were instrumental in the, (her words), “colossal disaster of the Fall drawdown of Heron Pond”. She said that the Town was warned by NH Fish & Game not to do it in the Fall because of the impacts to the endangered and threatened turtles that use the pond. Suzanne said that there wasn’t an emergency for the drawdown. She said that Andy Hughes demonstrated his lack of understanding of the pond habitat, ecology, and the turtles. The pond is vital for these turtles to survive over the winter. Ms. Costantino, who is also the coordinator of the Conservation Commission researched and provided the Commission with bad faulty information which



contradicted NH Fish & Game, that's how confident she was in her opinion. Suzanne feels that both Andy Hughes and Ms. Costantino are responsible for misleading the other members of the Commission who believe that the drawdown of Heron Pond in the Fall was safe, and it wasn't. Suzanne said that this is just her opinion. Suzanne then read parts of a letter sent to the town on December 4, 2017. She also provided the Board with a copy. Suzanne requests that the Board take a look at the roles that Andy Hughes and Ms. Costantino played in the drawdown of Heron Pond and that they consider that before re-appointing them. When she finished speaking, Selectmen Putnam made a motion to approve 4. a) 1) as presented. Selectmen Dudziak seconded. Chairman Federico said that there was a motion on the table and opened it up for discussion. Selectman Daniels asked if Fred Elkind, Town Environmentalist ever gave a response to this letter. Administrator Bender said yes and the town worked closely with NH Fish & Game to adjust the beaver pipe after it was installed so that the water level would go up close to the level it was before. Selectman Daniels asked if we would have this problem again. Administrator Bender said no, with the beaver pipe installed we can control the water levels. Chairman Federico asked if the state was comfortable with the level. Administrator Bender said yes. Chairman Federico said that a motion was made and seconded and asked if there were questions from the Board. Hearing none, the motion passed 5/0.

**b) OTHER DECISIONS.**

**1) Request for Input & Approval of 2018 – 2019 Board of Selectmen's Meeting Schedule (draft calendar).**

Chairman Federico said that after reviewing the information, he would like to go with Tina's Suggestions: Having a meeting on December 17th and cancelling the December 24th Christmas Eve meeting. Having a meeting on January 7, 2019 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. He asked the Board if they had any input.

Selectman Dargie said that the alternate dates are on the nights that the School Board meets and we try to avoid scheduling meetings at the same time, although it might be unavoidable in this situation. Selectman Putnam said that it's only this one time for this calendar year. Selectman Dargie said that it's at a time that people are interested in both the school board and town budgets. He said that if someone is interested in budgets from both sides, they have to choose which one they want to go to. Chairman Federico said that they don't want to double book people, but the Board meeting starts at 5:30 and the School meeting starts at 7:00. As long as we keep our Budget and Bond hearings and Deliberative Sessions separate, we will be ok.

Jack Sheehy, Finance Director said that they have to be mindful that there are things that need to be signed, and decisions that have to be made prior to the end of the year. It may be a problem making the meetings too early in the month. If something needs to be done before the end of the year, there may need to be a special meeting. Selectman Dargie said that we could change the meeting from December 17<sup>th</sup> to Thursday, December 27<sup>th</sup> instead. Selectman Putnam said that he agrees with Jack, that we could have a special meeting if needed. Selectman Dudziak said that she would rather keep the meetings on Mondays and if we need a special meeting then we can schedule it.

Chairman Federico said that we can go with these changes and as we get closer to December, we can make additional changes if needed, as long as it's posted in the appropriate amount of time. Selectman Daniels said that the calendar has some flexibility to it. Typically during the summer when the load is lighter we tend to take a meeting day off. Selectman Daniels moved that we accept the calendar as presented with the alternate dates. Selectman Putnam seconded. Chairman Federico said that a motion was made and seconded and asked if there were there any other questions from the Board. Hearing none, the motion passed 5/0.

**2) Request for Update to the Board of Selectmen's Representatives Listing 2018 – 2019 Boards, Commissions, etc. (draft listing).**

Selectman Dudziak, Putnam and Daniels said that they were happy with the Boards and Commissions that they already serve on. Selectmen Dargie will now be Selectmen's representative for EDAC, Planning Board (alternate), Recreation Commission and TIFF. Selectman Dargie will now be the lead on the Manifest sign

off with Selectmen Putnam remaining as an alternate. Selectman Putnam will now take the lead on Payroll sign off with Selectman Federico as an alternate.  
Arene Berry, Recreation Director informed the Board that the Recreation Commission would be changing their meeting nights back to the 2<sup>nd</sup> Wednesday of the month starting in May.

**5. TOWN STATUS REPORT** – Administrator Bender thanked the voters for approving the Operating Budget, Fire Station and other Warrant Articles.

**1) Hitchiner Manufacturing Update** – Administrator Bender said that 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. He 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, Governor and the 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 their decision to stay in Milford. 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.

**2) DPW Equipment: Backhoe:** Administrator Bender said that 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 SB38 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 maintenance 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. 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 SB38 funds and requests authorization from the Board to purchase it.

Chairman Federico clarified that the SB38 is a onetime award. Administrator Bender said yes. It’s a non lapsing fund and we can use the monies over multiple years until it’s expended. We also receive annually highway block money which is around \$300,000. The \$300,000 has always been part of our paving plan. Voters approved \$2,000,000 last year, and we planned to spend roughly \$3,000,000 over three years on different paving projects. We will be putting the list together in the next few weeks for this year’s projects.

Selectman Dudziak asked if the trade in of the old backhoe will go towards the new one. Rick said yes. Selectmen Daniels said that he didn’t recall the exact language of SB38. If we follow the same process that we usually do when something like the backhoe gets old and you move it to the transfer station, would that break the requirement that it has to be used on highways? Rick said he didn’t think so. It put’s two backhoes into Public Works whether it’s in the Transfer Station, Highway, cemetery or parks. We could use those unilaterally. Selectman Daniels said he was looking about 15 years down the road, when we’ve worn the new one out and we are looking to get another backhoe. Normally we would take the worn one and replace something that was at the Transfer Station, if this block said that it’s totally dedicated to the maintenance of highways, are you going to be able to do that? Rick said he didn’t think that the wording was that deep to clarify that part. As long as the most exclusive use of it is highway, that’s its purpose and that’s what it does. Selectmen Daniels asked if the warrant article for \$110,000 or did we have one this year. Rick said we didn’t have a warrant article for the backhoe this year. Administrator Bender said that the no means no clause which would have applied to last year has lapsed.

Chairman Federico said that Selectmen Daniels brings up a valid point about the funding. He would like to make sure that we are doing what we should be doing with the money from the state. He would like additional clarification on this. Chairman Federico asked if anyone had any questions.

Chris Labonte, Milford citizen said that the last time the backhoe was put in front of the voters, they voted it down. He questions if this is just an alternative way of getting it. He understands that the tax payers are not paying for it because it's coming out of State money, but we are losing money on road maintenance. He thinks the money should go on road maintenance. Chris asked Rick what else is the DPW backhoe used for. Rick said road maintenance, digging graves and park maintenance. Chris said then the new backhoe would not be able to be used for digging graves because it said **SB 38 funds "can be used for equipment necessary and totally dedicated to maintenance of local highways"**. He doesn't think digging graves is included. Administrator Bender said that he reads it the same way. Chris asked Rick how we would address that. Rick said that the current backhoe that would be moved to the Transfer Station would be the one used for digging graves. Rick said that it makes it easier having two backhoes within the department, he started to say more, but Chris interrupted him and asked how old the DPW backhoe was. Rick said about 5 or 6 years old. Chris asked what has changed in Milford where that backhoe has become inadequate, why did we buy an inadequate backhoe 6 years ago.

Administrator Bender said that he's asked that same question, and he would try to answer Chris's question. The decision on which backhoe we bought was made by overruling the recommendation of the Public Works Director. It is not heavy enough to install a manhole structure; it physically won't pick it up safely. In rectifying that and making this recommendation to transfer the current machine over to the Transfer Station, Public Works under Rick's direction thoroughly tested 5 different machines and set up very specific test to insure that the new backhoe would be adequate to do all of the work that would be need to do for highway maintenance. They felt that this backhoe was the most superior. Chris said that he's more concerned with taking the money out of the SB38 funds because of the road conditions. Chris asked Rick, in 6 years how many structures have they have set back with the backhoe. How many structures would we have set if we could? He assumes we can set the structures with the cat loader. Rick said that they have used the cat loader to set them. We haven't set any in 6 years because we can't set them with the current backhoe. Chris said that he feels as a town, we have to crack down on equipment. We have a backhoe that sits in the shed during a snowstorm and we rent a loader to move the salt pile. What do we spend on renting the loader, \$15,000 to \$20,000 per year? We know that we have equipment that we have to replace from dump trucks, one tons and all this other stuff; we are not paralyzed as a community because we can't set these structures, we don't have a way to do it. We just don't have that "gravy" way of doing it where we might bring that second machine out instead. The \$110,000 could be spent better on our roads. Rick said he wouldn't call it gravy. He calls setting a structure with a backhoe a lot safer than setting it with a loader. With the apparatus that we have that attaches to the front of the loader, he would call a backhoe being much safer for his guys to setup the structure. Chris asked how many structures are set a year with the loader. How many have we subbed out with contractors in the last 6 years? Administrator Bender said that we did two on South Street that they contracted out last year to Leighton White. Chris said that they were there anyway. Administrator Bender said no, that was separate from the South Street project. Chris said that if you can find a subcontractor that can set a structure; you're going to pay less than \$110,000 over 5 or 10 years. We know we have major problems in town with our roads.

Rick said that the other part of it is the backhoe at the Transfer Station, he started to say more, but Chris interrupted him and said that the last time it was put out to voters, if it was such a big need, how come we didn't have a warrant articles for it at the Town vote. We all have this thing about letting our voters decide and we have to go with majority rules whether we like it or not. Rick said that it was his decision not to put it on for a warrant this year and before the CIP. He has had multiple pieces of equipment in the past on the CIP and it doesn't fly. He did something different this year and put one piece on. Chris asked if we would be better off instead of renting a loader in the winter for 6 months, renting it in the summer for 6 months and we could set structures with that.

Chairman Federico said that those are things that can be debated but we are not going to get into that right now. He understands Chris's point and what he is saying, he started to say more, but Chris interrupted and said that we have this whole thing that we are trying to push for road maintenance, and he's

**DRAFT MINUTES OF BOARD OF SELECTMEN MEETING – 03/26/2018**

1 an advocate for road maintenance and an advocate for Rick, but he's looking at money better spent. He  
2 said that we have a Sterling Dump Truck that was sidelined by the previous Board in April. We ran it  
3 until December but we have an immobile truck that doesn't run on the road now and we are replacing a  
4 backhoe that's fully functional. He thinks the Board needs to strongly consider looking at our needs be-  
5 fore they approve this. If it is approved and we get rid of the other backhoe at the Transfer Station, will  
6 we trade it in? Rick said yes. Chris clarified that it won't go to auction. Rick said it will be traded in.  
7

8 Chairman Federico asked if there were any other thoughts from the Board. Selectman Daniels asked if  
9 we took \$110,000 out of the road maintenance, how does it affect the road maintenance plan and what  
10 doesn't get done. Rick said that the \$278,000 was above and beyond what we even planned on as part of  
11 our road maintenance. His personal feeling is that the \$278,000 doesn't have as much as an impact as if  
12 you would have taken it out of the regular block grant money. It's above and beyond and a onetime deal,  
13 and to be able to purchase a piece of equipment that doesn't have an impact to the tax payer it's a good  
14 deal.  
15

16 Administrator Bender asked Rick if he thought we were getting the most bang for the buck buying the  
17 backhoe or should we buy a truck. Rick said that we need both and that's the problem with not getting a  
18 piece of equipment replaced on a schedule. It's time for the backhoe at the Transfer Station to go. It's  
19 cost us a lot of money. We have spent over the cost of the backhoe in maintenance since we've had it.  
20 Administrator Bender said that is really the biggest driver of this. The one at the Transfer Station is just  
21 too expensive to maintain. Chairman Federico said that in reading the memo that was put out, the one  
22 part of it that stuck with him was that statement that said "this is for unintended expenditures". They  
23 want the money to be utilized under that stipulation and their list of what it can and can't be used for.  
24 You can't use this for anything that you've already planned, this supplemental funding for above and be-  
25 yond. He would like clarification on SB38 in reference to Selectman Daniels on what does this look like  
26 when we are replacing one piece of equipment and taking the replaced equipment, moving it to the  
27 Transfer Station, and buying a new one for the Highway Department. We also need to make this decision  
28 based on the fact that we are going to take \$110,000 out of the SB38 money and use it to purchase a  
29 piece of equipment as opposed to putting this money into something new. Selectmen Dargie said that the  
30 CIP committee discussed at length as one of their main topics, and they were 100% behind this approach.  
31 Chairman Federico asked if there were any other questions.  
32

33 Bob Labonte, Milford citizen asked what roads would be affected by not using the \$110,000 and how  
34 much money is appropriated for doing roads this summer. Chairman Federico said we are working on the  
35 second \$950,000 plan. Bob said you could be \$2,000,000 and it wouldn't be enough. Whatever money  
36 you can keep in that fund for roadwork is a good way to go. That's his opinion; you people have your  
37 opinion. If you are taking \$110,000 away from \$900,000, that's a lot. Chairman Federico said that the  
38 \$950,000 was, he started to say more, but Bob interrupted him and said that it was appropriated for road  
39 work and the \$300,000 that you are taking the money from could be used for road work. Chairman Fed-  
40 erico said it could be added onto it. Chairman Federico said that they want to make sure he understands  
41 that they are not taking it away from the \$950,000. Bob said the more that's in that pot, the more benefi-  
42 cial it's going to be for road work. Chairman Federico said that Bob is entitled to his opinion and he isn't  
43 going to discourage him from speaking. We approved a warrant article last year for \$2,000,000 to go into  
44 roads over the next 3 years including the \$300,000 each year that we budget in the highway budget for  
45 road maintenance, for a total of 2,900,000. It's great that we are spending almost \$3,000,000 on our roads  
46 over three years but what are we doing in the meantime to be able to maintain that \$3,000,000 worth of  
47 road work, if we don't have the appropriate equipment. Bob said that he understands that but a backhoe  
48 isn't going to keep the road nice and smooth. Chairman Federico said no it's not, but in his opinion this  
49 backhoe is part of what keeps the road maintained. Bob asked how many hours were on the backhoe at  
50 DPW? Rick started to speak and Bob said 1,000. Rick said more than that. Bob said 15,000? Before  
51 Rick could speak again, Bob said 15,000 out of 6 years is peanuts for a machine.  
52



1 Administrator Bender said that the other question is how much have we spent on the Transfer Station  
2 backhoe to repair it, because that's money we are just throwing away. Rick said that we have spent about  
3 \$120,000 since we've owned it in the last 16 years. Chairman Federico said he was wrapping up the con-  
4 versation and asked if there was anything else from the Board. He asked for a motion to either table, ap-  
5 prove or not approve. Selectmen Daniels moved to table the backhoe decision until the next meeting so  
6 we can get answers to the questions asked. Selectmen Dudziak seconded. The motion passed 4/1.

7  
8 **DPW Equipment: Sidewalk Plow:** Administrator Bender said that a few weeks ago, voters approved  
9 the purchase of an additional sidewalk plow. Specific machines were discussed during Budget Advisory  
10 Committee and Selectmen meetings leading up to the vote. Staff has a preference for a new plow, but  
11 will be very happy with either machine. Some individuals expressed strong feelings about the plows, so  
12 we wanted to give the Board a brief presentation of both machines to see if the Selectmen had a prefer-  
13 ence and wanted to provide guidance on the purchase or defer to staff to make the decision. He asked  
14 Rick to give a basic presentation of the machines. Our preference is the Prinoth plow, it was tested exten-  
15 sively. Rick said that we have been trying to replace the sidewalk plow for a while. We tried out 5 types.  
16 The problem that we have with Milford is that our sidewalks are about 48" wide. We tried them in the  
17 winter and summer. Three different machines we tried in the summer for multitasking but our intent is to  
18 not use it as a multitask vehicle, but mainly sidewalks. The Prinoth model has been around for a while,  
19 but under a different name and goes back 30 to 40 years. We tried them out in actual conditions to see  
20 how they were. The Prinoth is a good machine. He went through the specs., and is impressed with the  
21 hydraulic capacity. The pump is twice what the Holder is. There are no drive shafts on it. The difference  
22 between the Holder and Prinoth is tracks or wheels and if you use it in the winter, it goes away. It's a bet-  
23 ter for stability on the sidewalks with wider tracks. He e-mailed several towns and received good re-  
24 sponses back. Some of the towns responded on the other machines that we tested where some of the  
25 towns used them and had problems with them. The last e-mail that came in about the Holder with break-  
26 downs, repairs and productivity costs, which is the model that we currently have. Holder has been decent  
27 to Milford, he still likes it but he thinks that the Prinoth would be better for Milford.

28 Chairman Federico clarified that Rick is looking for consensus from the Board about which piece of  
29 equipment to purchase. Rick said just their input. Chairman Federico said that, strictly as his opinion, he  
30 gets aggravated when people are on these committees and they think they know better than the DPW Di-  
31 rector. He isn't saying that he or Rick are geniuses, but Rick is the DPW Director for the Town of Mil-  
32 ford. That's what we hired and pay you for and your opinion is what I'm going to go with because  
33 you're the Director of our Department. He asked if the other Board members had any questions.

34 Selectman Daniels asked if the accessories from the Holder would fit the Prinoth? Rick said that some of  
35 them will. Selectmen Daniels and Selectmen Dudziak are fine with the Prinoth based on the information  
36 provided. Rick said that he tried to do his due diligence and you can see that from the backhoe that we  
37 put the machines through and the equipment we tested. He doesn't just try the machines with one opera-  
38 tor, he had multiple people test both the sidewalk plows and the backhoes. Selectmen Daniels asked if  
39 there was anything that we do in the summer with the Holder that we are not going to be able to do with  
40 the Prinoth because of the track? Rick said only the sidewalk sweeping. You can always get a broom at-  
41 tachment for it, but he doesn't plan on doing that. The current Holder should be fine taking care of the lit-  
42 tle bit of sidewalks that we do. We basically sweep sidewalks twice during the year. Administrator Bend-  
43 er asked if the Holder was used to mow lawns. Rick said they use to, but not anymore. Selectmen Dan-  
44 iels asked if they were trading the Holder in towards the Prinoth. Rick said no, this is to get us back up to  
45 two plows. Selectmen Putnam asked how much the Holder and Prinoth were. Rick said that the Holder  
46 was \$172,000 and the Prinoth was \$155,000. Administrator Bender said that the price really didn't drive

the decision but it's a nice bonus that it's less. Selectman Putnam said he watched it working for about 1 ½ hour and it's very easy to maintain with not much to really go wrong on it. Selectmen Dargie said that both the CIP and Budget Committees talk at length about this and although most were in favor of the Holder the consensus was to have the DPW Director chose what he wants and he agrees.

Chris Labonte asked how they were going to dispose of the old one and where will it be disposed and will it be posted. Chairman Federico said they don't have the specifics yet, but we have to put it out to bid. Chris asked if it would be possible to put it on the town website whether it goes to local bid or the national website. The grader went on govdeals.com and there were a lot of people in Milford that would have like to bid on it. Town's people should at least have first dibs in the bidding. Chairman Federico said that we would put it on the website. Selectmen Daniels asked if the 2001 was good for parts on the other one. Rick said that some parts fit, but others don't. It's a different model. Administrator Bender said that Rick did a nice job researching and reaching out to the other towns. He appreciates the work Rick did. Chairman Federico appreciates the fact that Rick did his due diligence on everything.

**6. DISCUSSIONS – N/A**

**7. SELECTMEN'S REPORTS/DISCUSSIONS.**

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

Selectman Daniels said that the Recycling Committee met again last week and they still have room for people who are interested in recycling and advancing it. They always have room for more members.

Selectmen Putnam said that MRI started their study of the Communication Center on Tuesday and they will be back in a couple of weeks with questions.

Granite Town Media has their first draft of the Comcast agreement and they are reviewing it. They will send it to us when ready in a couple of months. Selectman Putnam asked if we have any alternatives to Comcast. Chairman Federico said, not hard wire cables through the town. Alternatives is dish and version still does phone.

Chairman Federico said that out of the 11,079 registered voters in the town, 1,919 or 18% showed up to vote. Feel free to call or e-mail him if you have thoughts on how to get more people to the polls. Selectman Putnam said he was talking to a citizen who said that the 1,919 was people just voting for the school ballot and less than that voted on the town ballot. He asked if we have the numbers for just the town ballots. Selectman Dargie said that anyone that walks into the polls and turns in their ballots are counted as part of the 1,919. Whether they take a ballot and turn it in blank, it doesn't matter. Selectman Putnam asked if they have to take the three ballots when they are handed to them or can they say they don't want the town ones. Selectman Dargie said he thinks they can probably not take them but it doesn't matter because it doesn't affect the total. Selectman Putnam asked if there still could be a difference between the school and town. Selectman Dargie said yes. Selectman Daniels said that he thinks that everyone that showed up would have to be given one of each because someone can claim that they were not given a ballot. Chairman Federico said that there were several ballots that came through that were blank or just had a write in on them. They still counted as ballots.

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

**8. APPROVAL OF FINAL MINUTES.** Selectman Putnam moved to approve the minutes of March 12, 2018. Selectman Daniels seconded. Selectmen Dargie abstained. All were in favor. Motion passed 4-0-1.

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

## DRAFT MINUTES OF BOARD OF SELECTMEN MEETING – 03/26/2018

1 **10. NOTICES.** Notices were read by Chairman Federico

2 Chris Labonte asked if there was a way the Board could add an additional public comments (Items not on the  
3 agenda) also at the end of the meeting for those who show up late. Chairman Federico said that he can ask the  
4 Board if they want to do that.

5  
6 **11. NON-PUBLIC SESSION.** Selectmen Daniels moved to enter into non-public meeting in accordance with  
7 (RSA 91-A:3, II(a)) Personnel and (RSA 91-A:3, II(d)) Land and for Approval of Non-Public Minutes (RSA 91-  
8 A:3, II(e)) Legal March 2, 2018. Selectman Dudziak seconded. All were in favor. The motion passed 5/0.  
9 Minutes were approved by roll call vote: Chairman Federico – yes, Vice Chairman Daniels – yes, Selectman  
10 Putnam – yes, Selectman Dudziak – yes, and Selectman Dargie – yes.

11  
12 **12. ADJOURNMENT:** Selectman Daniels moved to adjourn at 6:20 p.m. Selectman Putnam seconded. All  
13 were in favor. Motion passed 5/0.

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19 Kevin Federico, Chairman

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Gary Daniels, Vice Chairman

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21 \_\_\_\_\_  
22 Mike Putnam, Member

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Laura Dudziak, Member

23  
24 \_\_\_\_\_  
25 Paul Dargie, Member