

**5:30 p.m. Interview of Traffic Safety Committee  
Candidate: Nick Darchick**

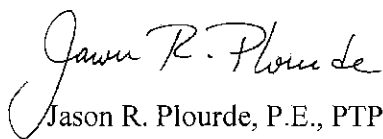
Jason Plourde  
23 Woodhawk Drive  
Milford, NH 03055  
February 12, 2018

Mr. Kevin Federico  
Chairman, Board of Selectmen  
Town of Milford  
1 Union Square  
Milford, NH 03055

Chairman Federico:

As Chairman of the Milford Traffic Safety Advisory Committee, I would like to recommend that you and fellow Board of Selectmen members consider allowing Mr. Nicholas Darchik to serve on our Committee. He is a former Chief Operations Officer in the Traffic Department for the City of Nashua. Mr. Darchik's knowledge would allow him to collaborate with our group in determining solutions on traffic safety related matters. Mr. Darchik's experience would be beneficial for the Town of Milford as a member of the Traffic Safety Advisory Committee.

Sincerely,



Jason R. Plourde, P.E., PTP, LPA  
Chairman, Traffic Safety Advisory Committee

Aug 17,2018

Information to Milford BOS if accepted for the position in the TSC.

Having worked for the City of Nashua in the traffic department for 26 1/2 years. I was able to go from traffic technician level 2, To Chief traffic technician, and Traffic Department Operations Manager.

During my tenure I was able to work/coordinate projects with other city departments which had never been accomplished in the past.

I was able to accomplish this by showing the "Good for the city" and not just the individual department. The departments included Fire/Rescue, Information technology, Public works , Police and the GIS department.

My duties in the traffic department were to oversee the sign department, maintain 86 signalized intersections, maintain 660 lane miles of roads. This included pavement markings and any and all signage that might need replacement, updating or reviewing. (eg. lane usage signs) this was to keep any tort liability issues to an absolute minimum!

I feel that my past experience will be an asset to the town of Milford in all these areas. My intent is to ensure concerns (signage, obstructions, possible improvements, pavement issues, lights out etc.) are brought to the attention of the correct department. This will make Milford a safer town for all that use its roads.

Thank You

Nick Darchik

**5:35 p.m. Vending Request: Keyes Field:  
Kathy Fay-Clancy, Milford Jr. Spartans**



# Milford Jr. Spartans

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*P. O. Box 593  
Milford, NH 03055  
General inquiries:  
milfordjrspartans@gmail.com*

September 5, 2018

Dear Tina,

Hello! My name is Kathy Fay-Clancy and I am the secretary for the Milford Jr. Spartans Youth Football and Cheer Organization. Per my previous conversations with Arene Berry and Mark Bender I am submitting this request so that we may be added to the agenda at the next scheduled Board Of Selectmen meeting on Sept. 10, 2018.

We are a nonprofit youth football and cheer program located in Milford, NH that serves the town of Milford and a few surrounding towns as well. Milford Jr Spartans are a 501c3 which is in good standing. Our non profit number is: 86-1152750. We are asking for permission, from the BOS, to be able to sell concessions and our apparel to the members of our organization and their families when we have practices/games/events at Keyes Field. We use any profits to help fund our organization and ensure that our youth have a successful program to participate in. We are in need of these funds to support new uniforms, equipment needs (for both the upkeep of the older and the need for newer equipment), payment of referees and EMTs, use of playing fields and other costs accrued for the maintenance of keeping our organization.

We just want to ensure we are abiding by the policies, laws and ordinances in the town of Milford. Please let me know of any questions, if this will be added to the next Board of Selectmen's meeting on Monday, September 10, 2018 and what time we should be in attendance.

Most Sincerely,

Kathy Fay-Clancy

Secretary

Milford Jr Spartans Board of Directors

**5:45 p.m. 1st Public Hearing - Eversource Water Utilities  
Easement: Brian Emerson & Patty Quinn**

**Return to:**

Attn: Eugenia N. Snyder  
Eversource Energy Real Estate Dept.  
780 North Commercial Street  
Manchester, NH 03101

**ACCESS EASEMENT DEED**

The **Town of Milford**, a body politic and corporate, with a mailing address of 1 Union Square, Milford, New Hampshire 03055, by and through its duly elected Board of Selectmen, acting pursuant to authority granted to them under RSA 41:14-a, (“Grantor”), for consideration paid, grants, with quitclaim covenants only, to **Public Service Company of New Hampshire, doing business as Eversource Energy**, a New Hampshire corporation, with a principal place of business at 780 North Commercial Street, Manchester, New Hampshire 03101 (“Grantee”), and its successors and assigns:

The permanent, non-exclusive RIGHT and EASEMENT to pass and repass and to travel with personnel, vehicles and equipment on, over and across a certain twenty-foot (20’) wide strip of land of the Grantor which is situated off Merrimack Road in the Town of Amherst,, in the County of Hillsborough and State of New Hampshire (Amherst Tax Map 3, Block 166, Lot 4), for access, ingress and egress to and from Merrimack Road and multiple locations on the 100 and 150-foot-wide existing easements of the Grantee (the “Easement”). Grantee shall use said Easement for access, ingress and egress to and from Merrimack Road and multiple locations on the 100 and 150-foot-wide existing easements of the Grantee conveyed to the Grantee by deed of George H. Gautier, dated August 21, 1967 and recorded in the Hillsborough County Registry of Deeds in Book 1932, Page 135, and by deed of Daniel J. & Bridget O. Mahoney, dated September 14, 1937 and recorded in the Hillsborough County Registry of Deeds in Book 982, Page 289, and by deed of Margaret W. Pearson, dated October 1, 1937 and recorded in the Hillsborough County Registry of Deeds in Book 982, Page 307, and by deed of Henry Curtis and Anna Curtis, dated June 12, 1967 and recorded in the Hillsborough County Registry of Deeds in Book 1953, Page 204, and by PUC Order #8724 dated September 18, 1967 and recorded in the Hillsborough County Registry of Deeds in Book 1947, Page 242, said strip being more particularly bounded and described according to an access easement plan entitled “Variable Width Access Easement” on a plan entitled “Easement Plan for Public Service Co. of NH d/b/a/ Eversource Energy, over land of Town of Milford, Tax Map 3, Lot 166-4, Merrimack Road, Amherst, New Hampshire”, dated February, 2017 drawn by Doucet Survey, Inc., and recorded in the said Hillsborough County Registry of Deeds as Plan No. \_\_\_\_\_ (hereinafter the “Plan”), as follows:

A certain parcel of land lying on the southerly side of Merrimack Road in the town of Amherst, County of Hillsborough, and the State of New Hampshire, bound and described as follows;

Beginning at a point along Merrimack Road, said point being the northwesterly corner of the herein described land, and furthermore being located N 80° 01' 45" E a distance of 2.00 feet from a 1-1/2" iron pipe;

Thence along Merrimack Road, N 80° 01' 45" E a distance of 20.89 feet to a point;

Thence, S 06° 53' 17" W a distance of 384.65 feet to a 5/8" rebar set;

Thence, S 10° 00' 00" W a distance of 361.60 feet to a point;

Thence, S 05° 12' 56" W a distance of 106.79 feet to a point at the beginning of a curve;

Said curve turning to the left through an angle of 18° 11' 21", having an arc length of 17.46 feet, having a radius of 55.00 feet, and whose long chord bears S 03° 52' 45" E a distance of 17.39 feet to a point;

Thence, S 12° 58' 25" E a distance of 5.50 feet to a point at the beginning of a curve;

Said curve turning to the right through an angle of 27° 02' 43", having an arc length of 44.84 feet, having a radius of 95.00 feet, and whose long chord bears S 00° 32' 56" W a distance of 44.43 feet to a point;

Thence, S 14° 04' 18" W a distance of 346.35 feet to a point at the beginning of a curve;

Said curve turning to the left through an angle of 41° 03' 51", having an arc length of 39.42 feet, having a radius of 55.00 feet, and whose long chord bears S 06° 27' 38" E a distance of 38.58 feet to a point;

Thence, S 26° 59' 34" E a distance of 255.08 feet to a 5/8" rebar set;

Thence, S 22° 05' 53" E a distance of 328.72 feet to a point;

Thence, S 72° 23' 42" W a distance of 298.15 feet to a 5/8" rebar set;

Thence, S 83° 37' 17" W a distance of 190.87 feet to a point at an existing 150 foot wide electric & intelligence easement;

Thence along said 150 foot wide electric & intelligence easement, N 12° 53' 39" E a distance of 21.19 feet to a point;

Thence, N 83° 37' 17" E a distance of 181.91 feet to a 5/8" rebar set;

Thence, N 72° 23' 42" E a distance of 257.71 feet to a point at the beginning of a curve;

Said curve turning to the left through an angle of  $94^{\circ} 29' 36''$ , having an arc length of 25.68 feet, having a radius of 15.57 feet, and whose long chord bears  $N 25^{\circ} 08' 55'' E$  a distance of 22.86 feet to a point;

Thence,  $N 22^{\circ} 05' 53'' W$  a distance of 289.39 feet to a  $5/8''$  rebar set;

Thence,  $N 26^{\circ} 59' 34'' W$  a distance of 45.15 feet to a point at the beginning of a curve;

Said curve turning to the left through an angle of  $71^{\circ} 37' 36''$ , having an arc length of 33.06 feet, having a radius of 26.44 feet, and whose long chord bears  $N 62^{\circ} 48' 22'' W$  a distance of 30.95 feet to a point;

Thence  $S 81^{\circ} 22' 50'' W$  a distance of 186.73 feet to a point at an existing 150 foot wide electric & intelligence easement;

Thence along said 150 foot wide electric & intelligence easement,  $N 12^{\circ} 53' 39'' E$  a distance of 21.50 feet to a point;

Thence,  $N 81^{\circ} 22' 50'' E$  a distance of 174.58 feet to a point at the beginning of a curve;

Said curve turning to the left through an angle of  $108^{\circ} 22' 24''$ , having an arc length of 22.80 feet, having a radius of 12.05 feet, and whose long chord bears  $N 27^{\circ} 11' 38'' E$  a distance of 19.55 feet to a point;

Thence,  $N 26^{\circ} 59' 34'' W$  a distance of 152.21 feet to a point at the beginning of a curve;

Said curve turning to the right through an angle of  $41^{\circ} 03' 51''$ , having an arc length of 53.75 feet, having a radius of 75.00 feet, and whose long chord bears  $N 06^{\circ} 27' 38'' W$  a distance of 52.61 feet to a point, said point is located  $S 06^{\circ} 38' 00'' E$  a distance of 63.34 feet from a  $4'' \times 4''$  granite bound found with drill hole;

Thence,  $N 14^{\circ} 04' 18'' E$  a distance of 346.35 feet to a point at the beginning of a curve;

Said curve turning to the left through an angle of  $27^{\circ} 02' 43''$ , having an arc length of 35.40 feet, having a radius of 75.00 feet, and whose long chord bears  $N 00^{\circ} 32' 56'' E$  a distance of 35.07 feet to a point;

Thence,  $N 12^{\circ} 58' 25'' W$  a distance of 5.50 feet to a point at the beginning of a curve;

Said curve turning to the right through an angle of  $18^{\circ} 11' 21''$ , having an arc length of 23.81 feet, having a radius of 75.00 feet, and whose long chord bears  $N 03^{\circ} 52' 45'' W$  a distance of 23.71 feet to a point;

Thence,  $N 05^{\circ} 12' 56'' E$  a distance of 107.63 feet to a point;

Thence,  $N 10^{\circ} 00' 00'' E$  a distance of 361.88 feet to a  $5/8''$  rebar set;

Thence,  $N 06^{\circ} 53' 21'' E$  a distance of 378.06 feet to the point of beginning.

Said parcel having an area of 51,251 square feet or 1.18 acres.

The within access easement is granted for the non-exclusive use and enjoyment by Grantee, and Grantee's successors and assigns, for travel, ingress and egress to and from Merrimack Road and multiple locations on the existing easement of the Grantee located on the Grantors' land as referenced above and shown on the Plan, and specifically includes and grants the rights to improve said easement, at Grantee's sole expense, with the construction of a suitable gravel driveway and associated grading, slopes and drainage improvements meeting the Grantee's engineering standards, needs and requirements, pending approval from the Grantor, which approval shall not be unreasonably withheld, conditioned or delayed. In advance of any construction, Grantee shall provide to Grantor any and all engineering plans which Grantee has for the construction of the gravel driveway and associated improvements, and Grantee's planned construction must take into consideration and must not interfere with the reserved right to farm in favor of Carl E. Chappell and his heirs as set forth in the conveyance to the Grantor by Annie M. Curtis referenced below. This access easement shall be partially or wholly assignable and transferable by Grantee, but assignment of this easement requires prior written consent of the Town Selectmen, the Town Water Commissioners as well as the holder of the farm reservation, which consent will not be unreasonably withheld, conditioned or delayed, but only for the same or similar uses and purposes as granted herein.

EXCEPTING and RESERVING to the Grantor, and its successors and assigns, the rights at all times to use the granted access easement, in common with the Grantee and its successors and assigns, for all uses and purposes which will not otherwise interfere with the use of the access easement by the Grantee, its successors and assigns, for the purposes for which it is granted herein.

Meaning and intending to describe and convey an access easement on, over and across a part or portion of the land conveyed to the Grantor by deed of Annie M. Curtis, dated July 15, 1983, recorded at the Hillsborough County Registry of Deeds in Book 3063, Page 104.

By the acceptance and recording of this Access Easement Deed, the Grantee, for itself and its successors and assigns, covenants and agrees to and with the Grantor, and its successors and assigns, as follows:

(a) Grantee may not pile any snow or construction materials or store any equipment on or within the access easement. Following construction and/or maintenance of the driveway, Grantee will dispose of all waste material outside Grantor's property; grade, resoil and reseed in a reasonable manner wherever necessary; employ any necessary erosion control measures; and restore and maintain the access easement area in a condition reasonably acceptable to Grantor.

(b) Any underground digging or excavation within the access easement area shall require compliance with all applicable "Dig Safe" laws and requirements and the prior written approval of the Director of the Milford Water Utility, which approval shall not be unreasonably withheld, conditioned or delayed.

(c) Grantee shall be obligated, at Grantee's sole expense, to obtain and to keep in force any and all permits or approvals required by any authority having jurisdiction over Grantee's use of the access easement or any construction or installations therein under any law, statute, regulation or ordinance affecting the access easement as shown on the Plan.

(d) Grantee agrees to indemnify, defend and save harmless Grantor from and against any and all loss, cost, damage, expense, and against any and all claims, actions or proceedings for property damage, personal injury or death arising out of or resulting from the use or exercise of the access rights and easement granted herein, and not resulting from the negligent acts or omissions of Grantor or its successor or assigns, or its or their agents or contractors.

The grant, execution and delivery of this Access Easement Deed by the undersigned was duly approved by vote of the Board of Selectmen on \_\_\_\_\_, 2018.

EXECUTED this \_\_\_\_ day of \_\_\_\_\_, 2018.

TOWN OF MILFORD

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Duly Authorized

State of New Hampshire  
County of Hillsborough

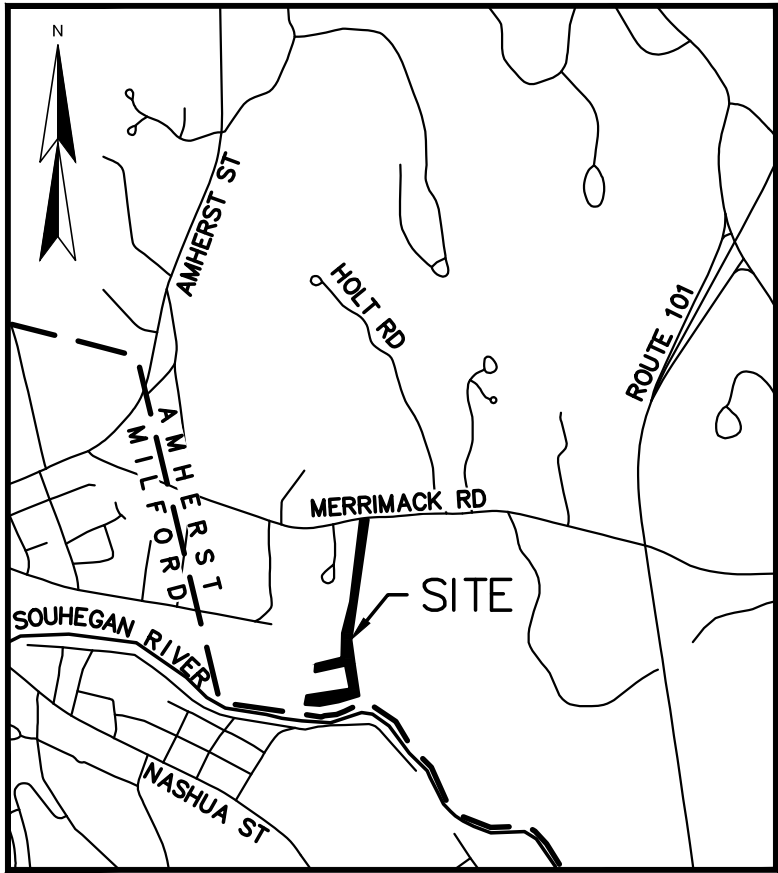
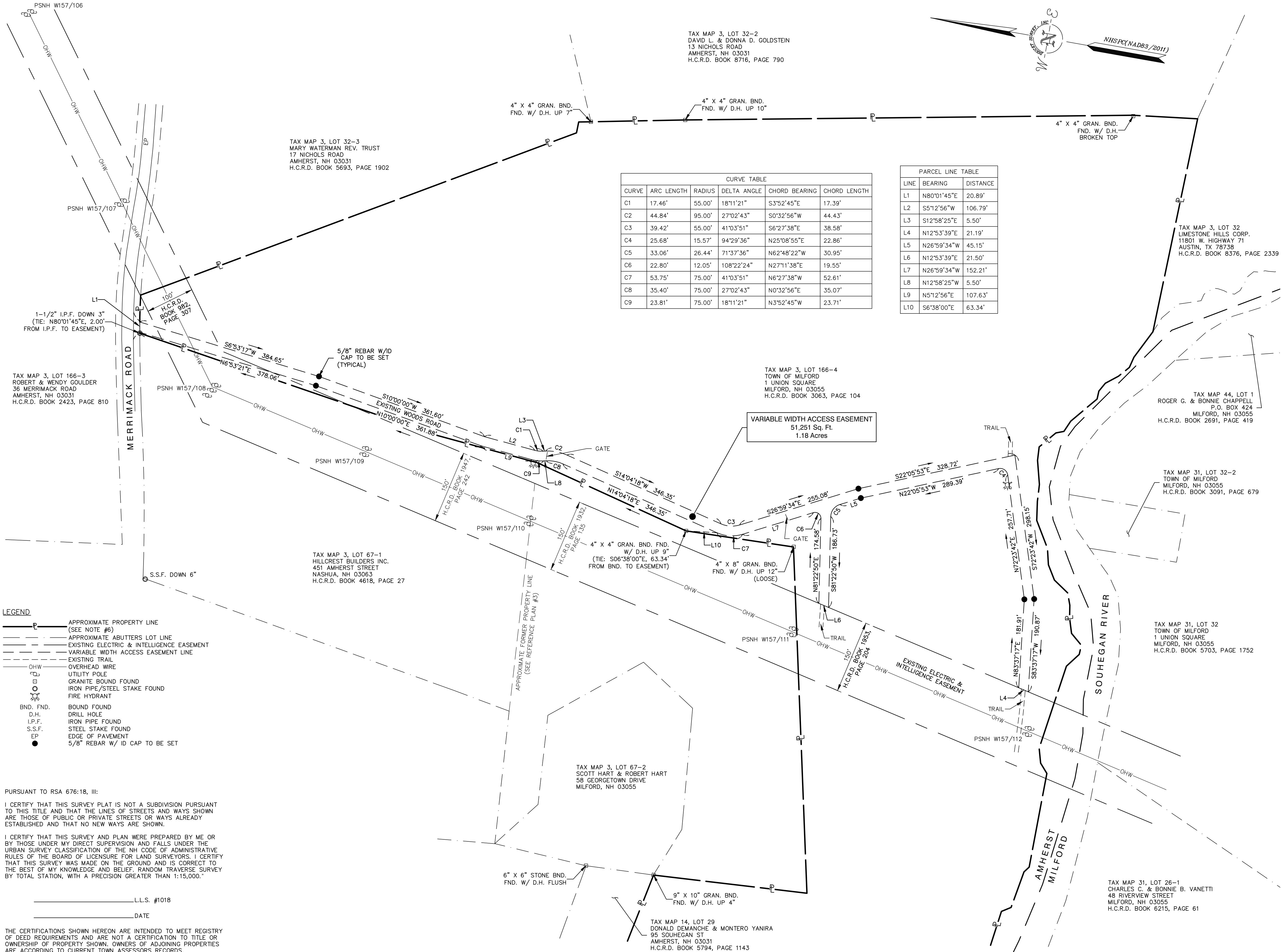
The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2018 by \_\_\_\_\_, duly authorized, on behalf of the Town of Milford, New Hampshire.

My commission expires:

\_\_\_\_\_  
Notary Public/Justice of the Peace



FILE NAME: \\PROJECTS\DATA\AS-BUILT\VT\Maping\AS-BUILT\NAME: EASEMENT PLAN, PLOTTED: Tuesday, December 12, 2017 - 2:10pm



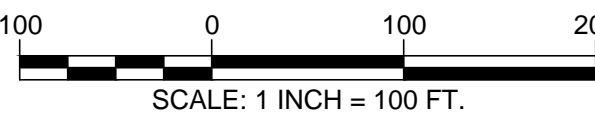
LOCATION MAP (n.t.s.)

NOTES:

1. REFERENCE:  
TAX MAP 3, LOT 166-4  
TOWN OF MILFORD  
1 UNION SQUARE  
MILFORD, NH 03055  
H.C.R.D. BOOK 3063, PAGE 104
2. FIELD SURVEY PERFORMED BY E.J.S. & S.J.H. DURING JANUARY 2017 USING A TRIMBLE RS SURVEY GRADE GPS UNIT AND A TRIMBLE S6 TOTAL STATION WITH A TRIMBLE TSC3 DATA COLLECTOR. TRAVERSE ADJUSTMENT BASED ON LEAST SQUARE ANALYSIS.
3. HORIZONTAL DATUM BASED ON NEW HAMPSHIRE STATE PLANE(2800) NAD83(2011) DERIVED FROM REDUNDANT GPS OBSERVATIONS UTILIZING THE KEYNET GPS VRS NETWORK.
4. THE INTENT OF THIS PLAN IS TO DEPICT AN ACCESS EASEMENT OVER LAND OF THE TOWN OF MILFORD IN ORDER TO ACCESS AN EXISTING 150' WIDE ELECTRIC AND INTELLIGENCE EASEMENT.
5. VARIABLE WIDTH ACCESS EASEMENT AREA = 51,251 Sq. Ft. OR 1.18 ACRES
6. PROPERTY LINES SHOWN HEREON ARE BASED ON REFERENCE PLANS, TAX MAPS, CURRENT DEED DESCRIPTIONS AND FIELD EVIDENCE. THIS PLAN IS NOT TO BE CONSTRUED AS A PROPERTY/BOUNDARY SURVEY.
7. GRAVEL ROAD AND TRAILS CURRENTLY EXIST IN THOSE AREAS WHERE THE ACCESS EASEMENT IS SHOWN.

REFERENCE PLAN:

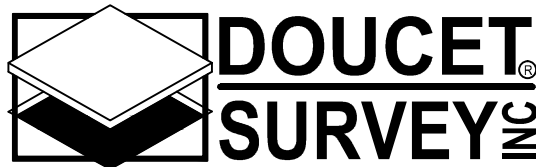
1. "FOX MEADOW OF AMHERST, N.H. A 12 UNIT CONDOMINIUM, HILLCREST BUILDERS, INC." BY DAVID M. O'HARA & ASSOCIATES, DATED 6-16-88. H.C.R.D. PLAN #23302.
2. "SUBDIVISION PLAN OF LAND MARY EHRHARDT WATERMAN AMHERST, N.H." BY THOMAS F. MORAN INC., DATED SEPTEMBER 22, 1977. H.C.R.D. PLAN #10734.
3. "LAND OF STEPHEN R. RYDER ESTATE AND STEPHEN C. RYDER, MERRIMACK ROAD, AMHERST, N.H." DATED AUG 23, 1981, BY D.W. SMITH R.L.S. H.C.R.D. PLAN #14521.
4. "LINE NO. W-157 MERRIMACK - MILFORD 115 K.V. LINE MILE 9" R-8354-9, NOT DATED, BY PUBLIC SERVICE CO. OF NEW HAMPSHIRE ENGINEERING DEPARTMENT. NOT RECORDED.



EASEMENT PLAN  
FOR  
PUBLIC SERVICE CO. OF NH  
d/b/a EVERSOURCE ENERGY  
OVER LAND OF  
TOWN OF MILFORD  
TAX MAP 3, LOT 166-4  
MERRIMACK ROAD  
AMHERST, NEW HAMPSHIRE

|     |      |             |    |
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|     |      |             |    |
| NO. | DATE | DESCRIPTION | BY |

|             |        |              |               |
|-------------|--------|--------------|---------------|
| DRAWN BY:   | P.J.S. | DATE:        | FEBRUARY 2017 |
| CHECKED BY: | S.V.M. | DRAWING NO.: | 4794A         |
| JOB NO.:    | 4794   | SHEET        | 1 OF 1        |



Serving Your Professional Surveying & Mapping Needs  
102 Kent Place, Newmarket, NH 03857 (603) 659-6560  
2 Commerce Drive (Suite 202) Bedford, NH 03110 (603) 614-4060  
10 Storer Street (Riverview Suite) Kennebunk, ME (207) 502-7005  
http://www.doucetsurvey.com

**6:00 p.m. – Pumpkin Festival  
Update – Wade Scott Campbell**

**6:15 p.m. – MRI Dispatch Study**

**Verbal**

**The report will be available to the  
public after the Board of  
Selectmen approves it.**

**4. a) 1) Request for Approval for the Milford Volunteer Ambulance Association (MVAA) to hold their Annual Duck Race Raffle during the Pumpkin Festival in accordance with NH RSA 287-A:7.**

**Milford Volunteer Ambulance Association**

66 Elm Street  
Milford, NH 03055

August 23, 2018

Milford Board of Selectmen  
1 Union Square Town Hall  
Milford, NH 03055

**Subject: Duck Race Permit**

I am writing to request a permit to hold our annual Duck Race during this year's Milford Pumpkin Festival being held from October 5<sup>th</sup> to October 7<sup>th</sup>. For more than a decade the Association has held the Duck Race to raise funds to improve the experience of the ambulance service members as well as provide continuing education and equipment. The Association also provides an annual scholarship of \$500 to a Milford High School student perusing a degree in the medical field.

The annual Duck Race has continued to be the Association's most profitable fundraiser and has been an event the Festival attendees look forward to every year. The MVAA thanks you for your time and consideration of this request.

Respectfully,

A handwritten signature in black ink, appearing to read "Heather Mason", written in a cursive style.

Heather Mason, AEMT  
President- MVAA

**4. a) 2) Request for Approval for Positive Street Art to hold a raffle to benefit Art, Dance and Music Events in accordance with NH RSA 287-A:7.**

Dear Board of Selectmen,

We are requesting a raffle permit for a function called Union Fest which is going to be on September 15th from noon to 10:00pm. It will be benefiting Positive Street Art, a local nonprofit who supports art, dance and music events such as Union Fest. It's going to be held at Sammy's Sugar Shack in Milford at 131 N River Rd. The event will include approximately 15 vendors selling a variety of items and offering different services. It will include 13 bands playing on two stages. There will be two food vendors, two port-a-potties and no alcohol will be served to guests. The event is free to all and will have a registration table with information discussing Positive Street Art whose tax ID is 45-4648836.

Thanks,  
Samantha Cassista

**4. a) 3) Request for Acceptance and Appropriation of Unanticipated Revenues Under \$10,000 (31:95(b)).**

**Board of Selectmen**  
**Agenda Date: 9/10/18**

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

| <b>Source</b>                           | <b>Amount</b> | <b>Purpose</b>   |
|---|---------------|--|
| Auxiliary VFW, Harley-Sanford Post 4368 | \$ 200.00     | Donation to support the Labor Day Parade.  |
| Harley-Sanford Post 4368                | \$ 1,000.00   | Donation to support the Labor Day Parade.  |
| Kent's Service Station, Inc.            | \$ 200.00     | Donation to support the Labor Day Parade.  |
| Leighton A. White, Inc.                 | \$ 200.00     | Donation to support the Labor Day Parade.  |
| Ricciardi Hartshorn Post No. 23         | \$ 500.00     | Donation to support the Labor Day Parade.  |
| Rymes Fundraiser                        | \$ 825.00     | Donation to support the Labor Day Parade.  |
| Daniel & Joan Ross                      | \$ 100.00     | Donation to the Milford Police Dept. for the New Police K-9 Special Purpose Fund.<br>See memo from the Police Chief. |
| Stephen Marx Hair Salon                 | \$ 50.00      | Donation to support the Labor Day Parade.  |

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

None at this time.

### Town Status Report – September 10, 2018

**Loader Lease Option** – We budget \$16,000 annually to rent/lease a loader for snow removal and other material handling at Public Works. The charge is billed monthly at \$3,200/month during the winter and \$4,000/month during the balance of the year. We were approached by John Deere Financial with a multi-year lease program that the State of NH and other NH municipalities are using. Financial details include:

- 60 Month Lease at \$13,950 annual expenditure.
- Provides nominal savings of \$2,050 per year.
- Rental and Lease Expense for 2018 will likely be over budget \$10,000 primarily due to unplanned loader repairs forcing us to rent longer. This lease would provide a machine for all twelve months at less cost than our current 5 month rental plan.
- Total lease payments over 5 years would be \$69,750.
- At the end of the lease we can purchase the machine for \$87,200 or return the machine and start a new lease if necessary.

Attorney Drescher has reviewed the lease and provided comments for multi-year leases with non-appropriation clauses that will be included in the document.

Will the Board authorize a long-term equipment lease that provides financial and operating flexibility?

**6. 1) Review of Revised Municipal Oval Flag Rule - tabled from 8-20-18**

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**TOWN OF MILFORD RULES DISTRIBUTION 2018-002**

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**TO :** ALL DEPARTMENT HEADS, BOARDS, COMMISSIONS, COMMITTEES AND THE GENERAL PUBLIC

**FROM:** MARK BENDER, TOWN ADMINISTRATOR

**SUBJ :** RULE – MUNICIPAL FLAG RULE - OVAL

**DATE:** AUGUST 20, 2018

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At a meeting of the Milford Board of Selectmen held on \_\_\_\_\_ the Board of Selectmen voted to adopt the rule regarding Flags on the Milford Oval

The Town of Milford is committed to recognizing significant dates, occasions and contributions of non-profit or charitable organizations and public awareness campaigns.

**PURPOSE:**

To establish a consistent protocol for the flying of flags/banners on the Milford Oval and Bandstand.

**DEFINITIONS:**

**Flag(s):** Include the American Flag, POW Flag, Purple Heart Flag, and any United States Military flag.

**MUNICIPAL FLAGPOLE:** The flagpole over the WWI Memorial on the Milford Oval under the care or control of municipal staff.

**SCOPE/STAFF PRIMARILY AFFECTED:**

This policy is to be followed by all Town staff.

**RULE DETAILS:**

Only the American Flag, POW Flag, Purple Heart Flag and any United States Military flag will be allowed to fly over the WWI Memorial on the Milford Oval.

Only the American Flag and other United States Military flags will be allowed on the 22 footings around the Milford Oval.

All flags will be flown or displayed in accordance with the dignity and general rules of etiquette for flying and displaying the American Flag.

Flags shall be flown or displayed in good condition. Any soiled, frayed or torn flags shall be removed.



Flags representing private organizations, events, and causes shall **NOT** be displayed on the flagpole over the WWI Memorial or in the 22 footings around the Milford Oval.

All flags flown on the Milford Oval require prior approval from the Board of Selectmen.

**BANDSTAND:** Roofed platform on the Milford Oval.

**RULE DETAILS:**

Flags representing private organizations, events, and causes will be allowed on the bandstand at the discretion of the Milford Board of Selectmen.

Flags/banner requests for the bandstand must come before the Board of Selectmen for approval at least one month before the date(s) requested. The Board of Selectmen meet every 2<sup>nd</sup> and 4<sup>th</sup> Monday of the month.

Flags/banner requests for the bandstand will need to be requested annually.

Flags/banner requests for the bandstand will only be allowed for up to a 7-day period.

Flags/banners to be flown or displayed on the bandstand shall be maintained in good condition by the requesting organization.

This rule is documented under the Municipal Code/Rule section of Town of Milford's web site [www.milford.nh.gov](http://www.milford.nh.gov), and any other place deemed necessary.

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Chairman

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Vice-Chairman

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Selectman

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Selectman

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Selectman

## **6. 2) NHMA Legislative Policy Discussion**

## 8. Approval of Final Minutes: August 20, 2018

DRAFT

### MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING

August 20, 2018

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

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

**INSTRUCTIONS:** Chairman Federico called the public meeting to order at 5:30 p.m., introduced Board members and then led the audience in the Pledge of Allegiance. Chairman Federico 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. – Approval of Annual MS1 Report – Assessing Director Marti Noel

Marti presented the MS-1 Report for the Town of Milford and the Fox Run Village District. Only the Town of Milford Report needs Board of Selectmen signatures. Once the report is signed it will be submitted to the Department of Revenue as one of the items needed in the determination of the tax rate. This year we are showing an increase of just under \$30,000,000 which is approximately a 2.2% increase. We have 520 Veterans receiving benefits and 94 Elderly Exemptions. Selectman Daniels asked if right-of-ways were taxed as utilities or land. Marti said it's taxed under utilities. Selectman Dargie referenced a proposal in the NHMA Legislative Policy about Use of RSA 83-F Utility Values and asked Marti how she stood on it. Marti said she was for it. Selectman Daniels said there was a study committee looking at. Administrator Bender asked what drove the decrease on utilities valuation. Marti said they use the values developed by the DRA and there was a drop in the Eversource values. Selectmen Daniels clarified that the Fox Run Village District is separated for only the figures that exist. Marti said yes, they also file paperwork with the DRA. Selectman Daniels moved to accept the MS-1 report as recommended. Selectman Putnam seconded. All were in favor. The motion passed 5/0.

##### 5:35 p.m. – Approval of Land Use Change Tax (4) Parcels (Autumn Oaks Subdivision New Homes) – Assessing Director Marti Noel

Marti gave the Board a brief overview: two of the lots have been issued building permits, and construction has been started, and two were observed to have site work started for residential construction. Construction and site/work disqualifies the lots from Current Use, and requires the Land Use Change Tax to be issued. Letters are sent prior to going to the Board. Selectman Dargie moved to approve the Land Use Change Tax parcels as recommended. Selectman Daniels seconded. All were in favor. The motion passed 5/0.

##### Current Use Application – Map 59 Lot 9 – Assessing Director Marti Noel

Marti gave the Board a brief overview: This parcel of land had previously been “undiscovered” in the Milford property records, but as a result of a survey conducted on an adjacent parcel, has been determined to be a separate parcel on the Milford/Hollis line. The owner would like the parcel placed in Current Use. Selectman Daniels moved to approve the Current Use Application as recommended. Selectman Dargie seconded. All were in favor. The motion passed 5/0.

##### 5:40 p.m. – Approval of Intent to Excavate, Burbee Gravel Operation – Assessing Director Marti Noel

Marti gave the Board a brief overview: These are refiled for intent to excavate from 2006/2007 time period. The operator of the gravel pit filed each year under a single lot, however, the operations expands over 3 lots, and excavation activity occurred on multiple lots most years. All of the reports were for the appropriate amount of materials. Selectman Daniels moved to approve the 23 Intent to Excavate Applications as recommended. Selectman Dudziak seconded. All were in favor. The motion passed 5/0.

##### 6:00 p.m. – Keyes Memorial Park Expansion Plan Update – Recreation Commission Chairman Claudia Lemaire, Recreation Director Arene Berry and Community Development Director Lincoln Daley.

The Keyes Memorial Park Expansion Subcommittee and Recreation Commission seek to continue the recent Board discussions involving the 127 Elm Street property and reintroduce the key concepts/recommendations from the 2016 Keyes Memorial Park Expansion Committee Report. Claudia gave a presentation on the following items:

**1. 2016 Committee Report – Summary of Recommendations: Accepted in November 2017**

The first phase includes signage and the survey. The signage is approximately \$600 not including paint and supplies. They are using Fieldstone to survey the property and it should be complete in September at a cost of \$15,000. When complete, DPW will then connect the east and west side of the park.

**2. Renovation of the Facility vs. Reconstruction:**

The second phase will hopefully include a smaller new building with space to accommodate future expansion, hockey/basketball courts, removing the pump house, multipurpose field, parking and maybe removing the existing 127 Elm building. We would make it a Community Recreation Center. We will continue to look for funding to include the Keyes Expansion Capital Reserve. Turnstone did their walk through and structurally it was sound but it would need to be gutted. They also did it for free.

**3. Updated Construction Cost Information**

The Professional Industry Cost Estimates have increased. Renovation of the West Building for a total of 10,000 square feet and razing the Middle and East Buildings would be approx. \$1,010,000 to \$1,410,000. Demolition of the existing building and construction of a new 15,000 square foot building with an unfinished 2<sup>nd</sup> floor would be approx. \$3,238,000 to \$3,613,000. Selectman Daniels asked for clarification of professional estimate vs. nonprofessional estimate. Lincoln said that Turnstone did the original estimate for the report and did a professional job putting it together. He reached to other people in the industry to provide updated figures, cost by square foot.

**4. An Alternative Approach – Partial Renovation and Challenges**

A conceptual drawing was presented as one idea for use. Arene outlined current usage space for programs, offices, and storage for a total of 7,030 square feet. Current storage space is all over town. In renovating the West portion which is 10,000 square feet we would include a Senior Program Area which would be used during the day. It would be used for other programs at night. The remaining area would include a kitchen and two moving walls to be separated into rooms for other events. We will need an entrance area for people checking in. Her office would include a conference area for meetings. We would also have a storage area for Recreation and DPW. The total storage would be 2,500 square feet. She didn't include bathrooms and hallways because she didn't know the ADA specifics for bathrooms and hallways would be needed for outside access. Staff isn't always involved in the programs and closing off the main area would prevent people from walking all around the building when no one is there to supervise.

It would also be ideal for organizations needing meeting space. Some of our limitations are space for larger events, parking for those events, and operating from multiple spaces. Bonuses for keeping everything at Keyes would be a rain location for some of the outdoor programs. We currently have the kids sit under the pavilion while waiting for their parents to pick them up if a program gets rained out. It would centralize Recreation at one location and make it easier for seniors, moms with toddlers and infants vs trying to get up to the third floor of the Town Hall and find parking. Storage would also be in one location. Selectman Dargie asked if 10,000 square feet was enough for the program? Arene said that additional information would be on the next slide. Selectman Daniels said he didn't see anything for indoor fields and a comment was made about the current building being too large. Arene said that is way down the road. The current building has pillars and supports down the middle of the rooms and it isn't conducive to sport fields.

**5. Identifying the next steps.**

Questions Arene had for the board were, what did the Board see as the status and the future of the building while we are working on our phases. Is there an opportunity for reuse of the building during the interim period or an opportunity to demolish portions of the building and repurpose the space for parking, field's space, etc. Are there opportunities for short term lease of the existing building while planning activities are underway?

One of the recommendations is to develop a recreation needs assessment and planning report to determine the current and future parks and recreation needs and planning priorities for the Town of Milford. There are organizations that will work with the town to do need assessment. They do a survey for the town's people and provide recommendations. Lincoln said it's also a good opportunity to reach out with places like Hampshire Hills and the Boys and Girls Club to make sure we are not being in direct competition of those organizations. We should be working with them and develop programs that address all the needs of the community.

Chairman Federico said he wants to know what the Town of Milford needs for recreation now and in the future. Everyone has had opinions and that's part of the miscommunication. The Board wants to move forward but doesn't have enough information to do that. This is a great start on moving in the direction of assessing our needs. We know what we have and what's there. When we can appropriately find out what our needs are then we can look at that building and say, this will be usable for that. He looks forward to seeing the needs assessment. Arene said the committee did a residents survey in 2016. Part of what UNH does is a survey to the community, an open house, and focus groups to get infor-

## DRAFT MINUTES OF BOARD OF SELECTMEN MEETING – 08/20/2018

mation from everyone. Selectman Dargie asked what it would cost for the assessment. Arene said the Exeter Director thinks they paid \$5,000 in 2016 and the Barrington Recreation Director thinks they paid around \$20,000. She will get more solid numbers. She thinks they can use part of the Capital Reserve to do the needs assessment because it's focusing on Keyes Park. We would come back to the Board with the quotes before we move forward.

Selectman Daniels said that part of the confusion was that some miscommunication occurred. Claudia said the report was accepted by the Board. The Board accepted the report of the work that was done by the committee. That was not to say that we were accepting all the recommendations and are acting on them. Arene agreed they did say we could move forward with Phase I. Chairman Federico concurred. Administrator Bender asked Lincoln if the Regional Planning Commission have done any Recreational Studies like this? Lincoln said he wasn't aware of any but he would look into it. Administrator Bender said it would be another option. The UNH study is a good idea. They may have an opportunity to tour the Concord Center which is in a renovated building. Arene said the Concord facility is part renovated and part new. Chairman Federico thanked the group for coming in.

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

Chris Labonte, Milford resident. Chris asked if a line was ever drawn for the Class 5 and Class 6 road on Perry Road. Chairman Federico informed the Board that he recently met with Chris on Perry Road and looked at where he thought the Class 5 road ended and took a picture of it. He came back and got a confirmation of yes, it ended where the two signs are. Chris asked for clarification of where it totally went to dirt, from there on out, past 38 Perry Road. Chairman Federico said where the wood line starts. Chris said he just wants to make sure there is a line drawn in the sand of where it really is. The line has moved in the past 9 years. Chairman Federico showed the Board a picture of where he thought the line was from Class 6 to Class 5. He confirmed with both the DPW Director and the Town Administrator. Chris asked if it was changing where the Class 5 was? Chairman Federico said no. This is where we are saying the line is. Chris clarified that the "new established" line starts at the signs. Chairman Federico said it's not newly established line, but this is where it makes sense. Chris rephrased his question that technically the Class 5 road ends at that sign. Chairman Federico said yes.

Selectman Putnam asked Chairman Federico where he got the information to delineate that section of the road? Chairman Federico said he asked the DPW Director and Town Administrator. Selectman Putnam asked where they came up with the information. Administrator Bender said it's historically where we determined the Class 5 road to end. Selectman Putnam asked if there was anything in the archives that say 3,500 feet from Old Wilton Road to that because that would bring it to the old Hitchner Building. Administrator Bender said this is where we are at.

Chris said there is a lot of discrepancy going back to 2009 when he was looking into building his house. The original information he received from the Planning Department was actually where the stump dump was. All the maps up until 2015 delineated that as a Class 5. Are we drawing a line in the sand and make this official, or is it going to change again. Chairman Federico said he doesn't have any intention of changing it. When the pavement ends is what makes sense. That's why he went to the DPW Director and the Town Administrator with your question. Chris said all he wants to do is stop the confusion there has to be something somewhere in the Town on paper of where we delineate where the road ends. Chairman Federico said he understands. What's been frustrating with everyone is there are different maps that say different things in this Town and that's a problem.

Administrator Bender said the classification of a Class 5 road can change depending on the Town starting to do maintenance or stopping to do maintenance. In this case we started plowing to those signs and not beyond those signs. We have been maintaining Perry Road through the pavement to the point where those signs are, and that's where we based the Class 5 road.

Selectman Putnam said there are two different kinds of pavement on that road, one that's falling apart and hasn't been touched in years and the newer pavement that only goes to the end of the Hitchner building. We have a problem that needs to be rectified. It needs to be put in records to avoid any more confusion. Chairman Federico said he will be discussing the process with Lincoln and the Town Administrator. We have plowed further than that before. Chris asked if it's plowing delineates the maintenance of the road. Chairman Federico said it's the Class 5 RSA about maintenance. Chris said every year we roadside mow out to the T past the bridge. He's not trying to say extend it to the T, he just wants to know what kind of maintenance delineates maintaining a road.

Chris thanked the Board for putting the gravel summary on the Town web site. He asked if there was a way we could put any expenses incurred with the gravel operation with the income. Chairman Federico said he doesn't see a problem with that; we have legal fees associated with the gravel operation. Administrator Bender clarified, legal fees associated with the AOT permit. Chairman Federico said yes. Chris said whatever fees we've incurred in regards to the BROX gravel operation. Chairman Federico said he didn't have a problem with that. Selectman Putnam said it should all be there but what the Town Administrator is saying is that there is cost up front to get this thing moving and since then it's been all income. There hasn't been a lot of cost. Chris said he isn't trying to imply that there is continuing cost he just wants to see income and expenses. Chairman Federico said they would post it.

#### 4. DECISIONS.

a) **CONSENT CALENDAR.** Chairman Federico asked if there were any items to be removed from the Consent Calendar for discussion. Selectman Daniels moved to approve the rest as presented. Selectman Dargie seconded. All were in favor. The motion passed 5/0.

- 1) Request for Approval for the Southern Branch of the American Association of University Women to conduct a fundraising raffles in Milford, in accordance with RSA 287-A:7.
- 2) Acceptance and Appropriation of Unanticipated Revenues Under \$10,000 (31:95(b)) to support the Labor Day Parade
  - \$150.00 – Pep Response Systems LLC – Donation to the Milford Fire Dept. for Fire/Life Safety Education
  - \$300.00 – Cirtronics Corporation - Donation to the Milford Fire Dept. for Fire/Life Safety Education
  - \$ 50.00 – JB Barber LLC – Donation to support the Labor Day Parade
  - \$500.00 – Cardoza Flooring LLC – Donation to support the Labor Day Parade
  - \$250.00 – Sons of the American Legion, Squadron No. 23 – Donation to support the Labor Day Parade

Selectman Daniels asked if they had a list of donations to date for the Labor Day Parade. Administrator Bender said he would get the information for him.

#### b) OTHER DECISIONS.

- 1) N/A

#### 5. TOWN STATUS REPORT – Town Administrator Mark Bender

**1. Budget and Warrant Guidance** - Administrator Bender informed the Board that this will be Finance Director Jack Sheehys final budget season for the Town of Milford as he plans to retire in July 2019. We will try to keep a flat budget but we will have to plan that staffing transition in the budget along with the two FT Firefighters that were hired mid-year 2018. MS4 requirements also escalate in 2019 so we will have to project those costs. He asked the Board if they had any thoughts/comments.

Chairman Federico liked the comment as showing a flat as possible budget moving forward. We as the Board made a commitment for a warrant article for Osgood Pond and possibly the Milford Area Communication Center however it works out, it will still be a large investment.

Selectman Dargie would like to see the \$300,000 in paving expenses bumped up to \$600,000. Selectman Putnam said they might want to check with DPW because some of the paving that isn't done yet is contingent on storm water that has to be done under the pavement. There is a substantial amount of money to do that on top of the paving.

Administrator Bender said draft warrant articles will include the typical items – budgets, capital reserves, parades, fireworks, etc. Additionally, we should have warrant articles for dispatch equipment (\$2.0 - \$2.5 million), Osgood Pond Phase II (\$350K - town share is 50% or \$175K) and other CIP items including a plow truck (\$185K) ambulance (\$285K), Town Hall HVAC system (\$450K), Keyes pool repair (\$200K) and a TAP project to be discussed next (\$750K – town share is 20% or \$150K), we would have to come up with the full amount and then be reimbursed. He asked if the Board had any others. Chairman Federico



said let's wait to see what the budget looks like first. Selectman Putnam asked if they had any numbers yet. Administrator Bender said they would in about a month or so.

**2. NH DOT Transportation Alternative Program (TAP) Projects** – Administrator Bender said we submitted three for funding consideration this year. We are limited to one project and would like the Board's guidance selecting the project. Minimum funding limitation is \$400,000 and the maximum is \$1,000,000. Projects require a 20% match. These are reimbursement programs; the town funds the entire project and is then reimbursed the state. Lincoln Daley, Community Development Director presented the 3 projects:

- **Nashua Street & Ponemah Hill Road Pedestrian Sidewalk and Multi-Use Land** - The Town has a desire to build a paved sidewalk and multi-use connection for pedestrians and non-motorized vehicles between 504 Nashua Street (Medlyn Monument) and 571 Nashua Street (Walgreen's Pharmacy). The proposed sidewalk and pedestrian/bicycle lane is approximately 2,600 linear feet in length and 5 feet wide and will consist of new sidewalks, striped lanes, and road crossings. The project may also include the signalization and related intersection improvements for the intersection of Nashua Street and Ponemah Hill Road. See attached project map for details. This proposed project is intended to provide safe pedestrian and non-vehicular access along a high-traffic, high-density commercial and residential section of the Nashua Street corridor to improve safety, traffic management, and connectivity to needed goods and services. The project will connect two existing sidewalk networks in close proximity to an expanding number of large-scale, multi-family developments. The proposed project has been part of the Town's Capital Improvement Program since 2009 and has been identified as a high priority improvement in the Town Master Plan and in the 2014 Town-wide Connectivity Plan. The estimated cost of both components is \$760,000. The Town will be requesting \$608,000.00 (80%) from the Transportation Alternatives Program funding. We will have three years to complete the project.

Selectman Putnam asked if it included the signals. Lincoln said yes. The engineering design was paid for by the Nashua Streets Improvement Fund, it's a solid design. Selectman Daniels asked where else in town do they have bike lanes. Lincoln said it's very rare but we do see more people using bikes to get to the services on Nashua Street. Selectman Dargie likes this plan.

- **Osgood Road and Melendy Road Pedestrian Sidewalk and Multi-Use Lane** -The Town has a desire to build a paved sidewalk and multi-use connection for pedestrians and non-motorized vehicles beginning at the intersection of West Street/Osgood Road extending to Adams Field & Osgood pond and ending at the Leisure Acres mobile home park on Melendy Road. The proposed sidewalk and pedestrian/bicycle lane is approximately 3,000 linear feet in length and 5 feet wide and will consist of new sidewalks, striped lanes, detached pathways, and road crossings. This project is intended to provide safe non-vehicular access along high-traffic routes that connect a municipal recreation area heavily used by the schools and public for sports and practice fields, the Osgood Pond natural area of which the Town recently completed a dredging and habitat restoration project, the historic Hazel Adams Burns Park, and established residential neighborhoods. This proposed project is a continuation of the an improvement plan of which the first phase was funded by a Transportation Enhancement grant awarded in 2003 to construct a sidewalk on West Street and Osgood Road connecting the High School to the Middle School. Further, this proposed project has been part of the Town's Capital Improvement Program since 2011 and has been identified as a high priority improvement in the 2014 Town-wide Connectivity Plan. The estimated cost of the project is \$425,000.00. The Town will be requesting \$340,000.00 (80%) from the Transportation Alternatives Program funding.

Selectman Dargie said the future phase on Armory road was originally included in this plan, why was it taken out. Lincoln said because of the cost. It would add about \$200,000 onto this project. Selectman Dargie said he feels that if we are getting 80% back it should be included now rather than later.

- **Pedestrian Bridge and Riverwalk Trail** - The Town has a desire to build a new 200 linear foot pedestrian bridge over the Souhegan River from the privately owned property located at 135 Elm Street to the Town owned property located at 34 North River Road and construct a 3,000 linear foot non-vehicular path/trail connecting to the adjacent Keyes Memorial Park and Milford Community Athletic Association (MCAA) fields. The project creates direct pedestrian linkages to the Souhegan River, existing trail network systems, Jacques Memorial Elementary School, Boys and Girls Club, two additional Town Park, and downtown Milford. The project also includes the construction of a 20 linear foot pedestrian footbridge across a drainage

swale between the Town owned property located at 127 Elm Street and the property located at 135 Elm Street. The project would require an easement from the property owner of 135 Elm Street to construct/maintain the bridges and trail system. This proposed project is intended to provide safe pedestrian and bicycle access and connectivity to municipal and private facilities, recreational programs, athletic fields/events, and natural resources heavily used by the schools, residents, and general public for sports, practice fields, passive recreation opportunities, and linkages to downtown Milford. The proposed project has been part of the Town's Capital Improvement Program since 2016 and has been identified in the Milford Master Plan and the 2014 Town-wide Connectivity Plan. The estimated cost of the project is \$650,000.00. The Town will be requesting \$520,000 (80%) from the Transportation Alternatives Program funding.

Selectman Daniels said another benefit is for the major events at Keyes Field, it gives that additional parking that you may not have space for. You would be able to park at the MCAA field and walk across the bridge.

Lincoln asked the Board if they had any preferences. Selectman Daniels liked the Pedestrian Bridge and Riverwalk Trail because we have more people using the recreation fields than walking along Nashua Street. It would accommodate a lot more people. Chairman Federico agrees because it's where we are focusing our thoughts on at this time between the Recreation Committee's plan and the dog park and especially for the connectivity to the MCAA fields and additional parking. He does see more people walking on Nashua Street than Osgood Road.

Selectman Dudziak feels there is a big safety problem with children walking from the Middle School and High School to Adams Field. This occurs all during the year. She would be more in favor of the Osgood Road and Melendy Road Pedestrian Sidewalk and Multi-Use Lane. Selectman Daniels said the road between Adams Field and West Street is wide going under the bridge and you are far off the road. Selectman said there are more students walking in that area then on Nashua Street because the students take a bus.

Lincoln said the guidance for these programs is that it would tie into a larger project of students using Adams Field and current and future work on Osgood Pond. Selectman Dargie said he likes the Nashua Street & Ponemah Hill Road Pedestrian Sidewalk and Multi-Use Land. There are fewer people that walk on Nashua Street but the speed of the cars is greater and there is more potential for accidents. There have been many accidents on Ponemah Hill Road. He feels that putting a signal there would be helpful. He would put this first, Osgood Road second and the bridge last for safety issues.

Selectman Putnam agrees with Selectman Daniels on the Pedestrian Bridge and Riverwalk Trail. There hasn't been a sidewalk on Nashua Street for many, many years and he doesn't think there have been any incidents there, a side walk isn't going to stop a car from hitting someone on the side of the road. He travels Nashua Street several times a day and rarely sees people walking. Selectman Dargie said they don't walk there because it's dangerous. Having sidewalks there is part of the overall master plan for the town. Selectman Daniels said years ago they talked about signalization on Ponemah Hill Road it was determined that it would almost make it impossible for people to get out of Town and Country or the Mobile Home Park. Chairman Federico said years ago there wasn't a turning lane there, now we have one and its better.

Chairman Federico asked Lincoln what his favorite was. Lincoln said the Pedestrian Bridge ties in several ongoing and future projects in our community so he likes this more. Selectman Daniels said it would also benefit the new community at the North River Road fork. Lincoln also likes the Osgood Pond idea as well. It's a bigger direct bang for the buck in that the schools kids do use that road. He is looking for a consensus from the Board.

Chairman Federico said the consensus is three out of five are in favor of the Pedestrian Bridge and Riverwalk Trail. Lincoln asked that the Board write a letter with their recommendations as part of the application process. Chairman Federico asked if there were any additional questions, there were none.

## 6. DISCUSSIONS

1. **Hartshorn Bridge Discussion – Tabled from July 30, 2018** – Administrator Bender said that Rick talked to all of the emergency services departments and Fire and Ambulance can't cross the bridge because of the



335 posted weight limit. They would have to approach from either direction. Closing the bridge or taking it to  
336 one lane doesn't impact them. A question about a hammerhead was raised as a type of turnaround. There are  
337 only a few homes in the area and the access to the property is restricted. The opportunity to secure an ease-  
338 ment is limited. If the Town was building a new road, it would be something to consider but approaching it  
339 from the bridge standpoint, Public Works didn't feel it was required or needed at this point.

340  
341 Selectman Dargie clarified that it would cost \$13,000 to make it a one lane bridge with guardrails. Adminis-  
342 trator Bender said yes, as a rough estimate. Selectman Dargie is in favor of spending the small amount of  
343 money to keep it open, mainly because of the issue relative to the U-turn needed to go to Rt 13. If you close  
344 the bridge you are requiring people that want to go north on 13 to do a U-turn and that's undesirable.

345  
346 Selectman Dudziak asked if it was safe weight wise if it's one lane. Administrator Bender said the State has  
347 imposed a weight limit on it. They evaluate bridges on a bi-annual basis. They could close the bridge next  
348 year or 10, 20 or 50 years from now. We have not spent the money on an engineering analysis. Chairman  
349 Federico said that the Board can't close the bridge. They can put a warrant article out to the town to see if  
350 the Town wants to close it.

351  
352 Selectman Daniels is in favor of closing the bridge. If Joslin road was a busy street then he might have a dif-  
353 ferent opinion. For someone to go out and have to make a hairpin turn to get on Rt-13 north, he can't say  
354 they are not doing that now if they live closer to that end. Joslin Road isn't heavily traveled so anyone who is  
355 looking to turn can do so safely and get to the stop sign. Selectman Putnam agrees. He would be in favor of  
356 closing it down instead of spending additional money to keep it open.

357  
358 Selectman Putnam made a motion to write a warrant article to have the tax payers vote to close the Hartshorn  
359 Bridge. Selectman Daniels seconded. The motion passed 4/1 with Selectman Dargie opposed.

- 360  
361 **2. NHMA Legislative Policy** – Chairman Federico said he would go to the NHMA Legislative Policy discus-  
362 sion on September 14<sup>th</sup>. He asked if anyone had any specific policies they were interested in. Administrator  
363 Bender said that three staffers attended sessions where these policies were formulated and discussed. Town  
364 Clerk Joan Dargie attended the General Administration and Governance session, Finance Director Jack  
365 Sheehy attended the Finance and Revenue session and Administrator Bender attended the Infrastructure, De-  
366 velopment and Land Use session. Last year we went through them item by item.

367  
368 Chairman Federico said that if someone wanted to bring something up in reference, they could review them  
369 now instead of going through all of them. Selectman Dargie is in favor of most but not all. He asked how  
370 this worked. Administrator Bender said he usually received guidance from the Board, and he attended the  
371 meeting. In those cases where the Board objected or had questions, he was able to set that one aside and pre-  
372 sent our questions and concerns that we had. All of the towns vote, every town has 1 vote on each item. Se-  
373 lectman Dargie asked if most of the items pass. Administrator Bender said it's done much like the consent  
374 calendar, the items are put out there for consideration and the only ones discuss are the ones where there is an  
375 objection from a Town. Those items are voted on separately. Selectman Daniels said you have to be careful  
376 with the questions that are two part.

377  
378 Selectman Dudziak asked if this session was all day. Administrator Bender said it was about 3 or 4 hours.  
379 Chairman Federico said if we come up with a list, we are meeting on the 10<sup>th</sup> and we can review it then. Se-  
380 lectman Daniels said if we had feelings one way or the other; we could write them down and give them to  
381 Chairman Federico. There are some he doesn't understand. Chairman Federico said he agrees but the clarifi-  
382 cation should come at the meeting. Administrator Bender said it will if you ask those questions. The three of  
383 us that attended the sessions may be able to answer the questions if you want clarification. Selectman Dargie  
384 said he would be ok with sending Chairman Federico an e-mail. Chairman Federico said to e-mail the ques-  
385 tions to him and he would put them together. Joan Dargie asked for the list, when complete to help clarify  
386 the questions.

- 387  
388 **3. Oval/Bandstand Flag Policy** – Selectman Federico asked the Board if they had time to review the Draft  
389 Oval/Bandstand Flag Policy and if so, were there any questions. Selectman Putnam said he has a problem  
390 with the flags being allowed for up to 7 days, he feels that it should be at the discretion of the Board of Se-

lectmen. They will read this and think they can have it for a whole week. Selectman Dudziak said if the Board allows this, it fixes the issue of what goes on the flag pole but there will still be an issue with what banners can go on the bandstand, it doesn't solve that problem. You can't have a list of what can and can't be on the bandstand. Chairman Federico agrees that we don't get to say no just because we don't like it. We can put in a line that says it needs to be in accordance and in good taste. Selectman Dargie pointed out the last statement "Displaying of flags/banners on the bandstand shall not be approved for, and the list below it.

Selectman Daniels doesn't like the part that says "Flags representing private organizations, events, and causes will be allowed on the bandstand at the discretion of the Milford Board of Selectmen. Chairman Federico agrees. The minute we say no, we are forcing ourselves into a first amendment fight. Overall he thinks that people are okay with accepting that. This is written to protect the War Memorial and give a guideline for what can and can't be on the bandstand, the content can't be filtered. Selectmen Daniels suggested limiting the policy to the War Memorial and the 22 footings. Selectman Dudziak agrees. Selectmen Dargie said, then would we would just be silent on the bandstand? Selectman Dudziak said it doesn't solve anything having it in there. Chairman Federico feels that a time frame/limit is appropriate for the bandstand. Selectman Daniels suggested changes to the Rules Details.

Selectman Dargie said that Milford has a flag; would it be allowed on the 22 poles? Administrator Bender said we only have 1. Selectman Putnam asked why we would want to put them out there. Selectman Dargie said that next year is Milford's 225th anniversary, for something like that. Administrator Bender said that according to this rule, it doesn't fall into that category. Selectman Dargie suggested adding it in. Chairman Federico said he wants to leave the flag pole to the Military flags only. He will make changes and present them at the next meeting.

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

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

Selectman Dargie said the Recreation Commission is doing well, they have had issues with concerts being rained out.

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

Selectman Daniels said that the Traffic Safety Committee is made up of several Department Heads, one Board of Selectman advisor and 3 to 5 citizen members. We have another citizen interested in joining. He would like to amend it to be up to 6 members. If we approve the increase in membership we can bring him forward at the next meeting. Selectman Putnam asked who does the voting. Selectman Daniels said the citizen members and himself. There isn't anything to say he can't vote. Selectman Dargie asked if they get good attendance. He wouldn't have a problem authorizing a higher number. Selectman Daniels said it started out with just Department Heads and has evolved over time, most of the time we have everyone in attendance, occasional one is missing. Chairman Federico asked if Selectman Daniels talked to other committee members. Selectman Daniels said only some of them and he didn't have anyone objecting. He thinks it's just a policy. We could say 4 voting members shall constitute a forum if you take the limit off. Chairman Federico has no problem adding a member but he would like to look at the policy to see what constitute a forum. The decision was to have no limit. Selectman Daniels moved to remove the specified limit of members on the Traffic Safety Committee. Selectman Dargie seconded. All were in favor. The motion passed 5/0.

**Note:** At the July 30th non-public meeting, the Board of Selectmen voted to unseal the non-public minutes of August 22, 2016 for (RSA 91-A:3,II(a)) Personnel, September 26, 2016 (RSA 91-A:3,II(a)) Personnel and (RSA 91-A:3, II(e)) Legal, January 30, 2017 for (RSA 91-A:3,II(e)) Legal and partially unseal May 30, 2018 (RSA 91-A:3,II(e)) Legal 3<sup>rd</sup> page, lines 7 through 19.

**8. APPROVAL OF FINAL MINUTES.** Selectman Daniels moved to approve the minutes of July 30, 2018. Selectman Dargie seconded. All were in favor. The motion passed 5/0.

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

**10. NOTICES.** Chairman Federico read the notices.

**11. NON-PUBLIC SESSION.** Selectman Daniels made a motion to enter into non-public meeting in accordance with (RSA 91-A:3,II(c)) Reputation and for review of non-public minutes for unsealing at 7:15. February 27, 2017,

## DRAFT MINUTES OF BOARD OF SELECTMEN MEETING – 08/20/2018

March 13, 2017, July 3, 2017 and August 28, 2017. Selectman Dudziak seconded. All were in favor. The motion passed by roll call vote 5/0 Selectman Dargie – yes, Selectman Dudziak – yes, Selectman Daniels – yes, and Chairman Federico – yes. The motion passed 4/0. Selectman Putnam was not in the room.

**12. ADJOURNMENT:** Selectman Daniels moved to adjourn at 7:56 p.m. Selectman Dudziak seconded. All were in favor. The motion passed 5/0.

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Kevin Federico, Chairman

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Gary Daniels, Vice Chairman

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Mike Putnam, Member

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Laura Dudziak, Member

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Paul Dargie, Member