

5:30 New Appointment to the Planning Board as an Alternate Member - Elaine Cohen



Milford Planning Board

To: Board of Selectmen
From: Doug Knott, Planning Board Chairperson
CC: John Shannon, Town Administrator
Date: August 18, 2021
Subject: Planning Board recommendation – Alternate Elaine Cohen

On behalf of the Planning Board, I respectfully request the Board of Selectmen to consider the appointment of Elaine Cohen as an Alternate member of the Milford Planning Board. Ms. Cohen has attended several Planning Board meetings and also has volunteered to serve on the CIP Advisory Board. If you have any questions regarding this recommendation, please contact either myself or the Community Development Office.

A handwritten signature in black ink, appearing to be "DK", is written over a horizontal line.

ELAINE COHEN

64 West Street, Milford, NH 03055 305-338-2452 ecre8tiv@gmail.com

As a volunteer for the Town of Milford, New Hampshire Planning Board, I hope to offer my 24 years of experience with GL Homes – a preeminent builder/developer in South Florida specializing in building single-family residences in large-scale, master-planned communities. Although only building in Florida, GL Homes was ranked as the 9th largest private homebuilder in the US in 2020. Currently GL Homes has nine active communities on Florida's east and west coasts.

- High Growth Experience

Joining GL Homes in 1997, I was one of 90 employees and contributed to the huge growth in the building industry. Over the years, the company weathered the economic downturn and grew to over 600 employees.

- Creative Director for In-House Marketing Department

Pioneered and implemented an electronic ad sending system saving the company millions.

- Proven Track Record

Designed and created dynamic sales office displays and installed them on site, research, writing, designing, developing and producing all marketing communications material to drive and support sales including new community identities, front end web design, print ads, radio, television, video, direct mail, collateral, outdoor & signage, logos and electronic media design, tracking leads to sales and management of mac computer and server assets.

- Community Service Volunteer

Chairperson of the Committee for Public, Coral Springs, FL '07-'09

- Award Winning Career

Tely Awards: 2015 National Winner, "Home Memories"

New Hampshire Creative Club: '92-'93, On exhibit

New Hampshire Graphic Arts Association: '90-'93, 25 Tyler Award

Including Judges' Award

Ad Club of NH: '87-'93, 13 Graniteer Awards and Best Advertising Program

New England Association for Hospital Philanthropy: '91, Showcase Award

"PRINT'S" Design Annual: '86, Published

Living in the diversity that is South Florida made me acutely aware of the impact that building and development can make on communities as well as families and individuals. Recently retired, I moved to Milford, New Hampshire and would be honored to contribute to the Planning Board.

5:35 Information Technology Overview - IT Director, Bruce Dickerson

BOS IT Update Monday, 9/13/2021

Previous Year Highlights

- Hiring of fulltime IT Assistant
- Update Microsoft Network & Servers to “supportable” level (Server 2012)
- Update & Migrate Exchange Server to supportable level (Exchange 2013)
- Update and upgrade our VMware virtual system (hardware & software)
- Plan and start the process of moving the IT department (including the server room) to the Townhall basement breakroom/kitchen area

Goals for the upcoming year

- Upgrade our security hardware, software & policies
- Upgrade our NEC Phone system (including handsets)
- Start the process of upgrading our 14 Town Servers to the latest level (Server 2021) by acquiring the necessary licensing
- Upgrade our Microsoft Office 2010 to Office 365
- Upgrade many of our old network switches which I bought 2nd hand years ago

5:50 Replacement Ballot Counting - Town Moderator, Pete Basiliere

To: Board of Selectmen
From: Pete Basiliere, town moderator
Date: September 9, 2021
Subject: AccuVote Replacement

Summary

Milford and other NH communities are at risk of the AccuVote ballot-counting machines ("tabulators") not being available for use at some point during the 2024 election season. Milford should collaborate with state officials to test alternatives to the AccuVote tabulators.

Background

1. The state Ballot Law Commission approved AccuVote tabulators for use in NH elections.¹
2. For about two decades, Milford has successfully used AccuVote tabulating machines to count town, school, state, and national votes. The town owns four AccuVote machines.
3. AccuVote stopped manufacturing tabulating machines more than a decade ago.²
4. AccuVote ballot design and scanner programming tools use software that runs on the Windows XP operating system that Microsoft has not supported for seven years.³
5. [LHS Associates](#) (Salem NH) provides AccuVote maintenance and programming services in New Hampshire. The Secretary of State's office (SOS) and Milford's town clerk use LHS's services for statewide and local election ballot design and programming, respectively. LHS is committed to servicing the AccuVote machines and providing ballot programming services.

Situation

1. New Hampshire leaves tabulating machine selection to the local community. In our case, the Board of Selectmen is responsible for equipping ("arranging") the polling place.⁴
2. Communities who machine count ballots must select a tabulating machine approved by the Ballot Law Commission.
3. The NH SOS sent out a Request for Proposal (RFP) for tabulating machines in 2019 and [collected results from four vendors](#). To date, the responses have not been used to approve alternative tabulating device(s).

¹ "The make and model of all electronic ballot counting devices either purchased or leased must first be approved by the Ballot Law Commission. RSA 656:40-43. The AccuVote optical scanning device, version 1.96.13, has been approved for use in New Hampshire elections." Source: *NH Election Procedure Manual, 2020-2021*; page 229

² The AccuVote machine was developed in 1986, introduced to the market in 1989, and used for the first time in in 1990. The approved AccuVote model was taken off the market about 2010.

³ Ballot design refers the layout of individual races and articles as well as the scan marks on the edges of each ballot page. Scanner programming refers to the programming that tells the AccuVote where to look for ovals and how to count marks.

⁴ RSA 658:9 Arrangement

4. With 9,879 registered voters⁵ and more likely to register as time goes on, the four elections from the February Presidential Primary through the November general election could involve as many voters as the 2020 season.
5. Given the AccuVote machines' age, testing and implementing a secure and trustworthy alternative *before the February 2024 Presidential primary election* is critical.

Premise

1. The Ballot Law Commission has not approved an alternative to the AccuVote machine. The Commission is reportedly developing an approval process.
2. With one of the largest polling places in the state, Milford provides an excellent environment to test an alternative tabulator.
 - a. The March 2022 town and school district elections are the first opportunity to test an alternative tabulating machine.
 - b. The September 2022 state primary election offers a second opportunity to expand the test with a more significant number of voters.
 - c. The November 2022 statewide election is the only time AccuVote alternatives can count a high number of ballots before February 2024.⁶

Recommendation

1. The Board of Selectmen has several options:
 - a. Ask the Ballot Law Commission for permission to use an alternative tabulating machine during the 2022 elections.
 - i. The BOS would work with the moderator, town clerk and vendor representatives to assess which alternative tabulating machine to submit for the Commission's approval.
 - b. Notify the Ballot Law Commission and the Secretary of State that Milford is willing to support their work to ensure the latest secure and accurate technology is approved for use in NH elections.
 - i. Our involvement could range from providing input on the tabulating machine's design, security features, and ease of use by voters and election officials to testing tabulators in one or more 2022 elections.
 - c. Await the Ballot Law Commission's approval of new tabulating machine(s) before acting.

Closing

Milford's elections are safe, secure, and trustworthy. We should participate in the state's certification of new tabulators to ensure residents may continue relying on the integrity of our elections.

⁵ Registered Milford voters as of 9/8/21

⁶ 2023 has only one Election Day, for our local elections. Other cities and towns may have more than one election in 2023.

Appendix - Tabulating Machine Vendors

The following information is derived mainly from responses to the SOS **2019** RFP. Specifications and prices may have changed since then. Information in *italics* was updated for this Appendix.

Important Note: The RFP had more than 150 questions, and vendor responses were more than 100 pages each. The information here is very high level compared to the detailed RFP responses.

Specification	Clear Ballot Group ⁷	Dominion Voting Systems ⁸	Election Systems & Software ⁹	Hart InterCivic ¹⁰
HQ Location	Boston MA	Denver CO	Omaha NE	Austin TX
NH Distributor	Direct Salesforce	LHS Associates	Direct Salesforce	Direct Salesforce
Website	clearballot.com	dominionvoting.com	essvote.com	hartintercivic.com
Year Established	2015	2003	nearly 40 years	1912
Number of jurisdictions using	14; Clear Ballot tabulates 70% in OR and 65% in WA; in 12 Ohio counties and CO, WI; has statewide voting system audit projects in VT and MD	<i>Overall, in 1,300 jurisdictions in 33 states</i>	15 statewide implementations	326; provides HI and OK statewide systems and several largest US counties (incl. Harris County, TX with 2.6M and Orange County, CA with 1.4M voters)
Model Name	ClearCast	<i>ImageCast Precinct 330A</i>	DS200 Precinct Tabulator	Verity Scan
Units Sold	Not Provided	<i>more than 23,000</i>	more than 34,000	almost 7,000
EAC Certified ¹¹	Yes	Yes	Yes	Yes
List Tabulator Cost	\$5,700-6,500 per unit	<i>\$6,000</i>	<i>\$5,750 per unit</i>	<i>\$6,100 per device</i>
2019 List Maintenance Cost ¹²	One year included then \$225/unit/year	<i>\$250 per machine</i>	One year included then \$80.00/unit/year	One year included then \$170.80/device/year

⁷ Source: *Clear Ballot Response to New Hampshire Questions, April 30, 2019*

⁸ Source: *Response to the State of New Hampshire Vote Tabulator Questions, April 30, 2019*

⁹ Source: *Responses to State of New Hampshire Questions ORIGINAL, April 30, 2019*

¹⁰ Source: *Enhancing the State of New Hampshire Election Process - Responses to State of NH Questions, April 30, 2019*

¹¹ The [US Election Assistance Commission](http://www.eac.gov) certifies voting machines and reportedly will update its guidelines in 2022

¹² Additional hardware or software maintenance or licensing fees may apply

MILFORD FIRE DEPARTMENT

2021 Department Update



Milford Fire Department

Chief of Department:

Kenneth Flaherty

39 School St.

Milford, NH 03055

(603) 249-0680

Our Department Mission

The mission of the Milford Fire Department is to safeguard the citizens and visitors of our community by providing high quality fire suppression, technical rescue, fire prevention and public education services.

We shall make every effort to maintain a responsive and well trained firefighting force capable of handling structure fires, hazardous materials, technical rescue, extreme weather events and mitigating emergency situations presented to us.

These efforts are combined with a proficient and proactive fire prevention program to include public education, code enforcement and systems engineering.

Our Vision

“Serving Our Community with Pride”



2021 Statistic (1/01/21- 9/06/21)

Call for Service – 752 (51 ahead of 2020)

Inspections – 702 (133 ahead of 2020)

Health Complaints – 24 (not COVID related)

Station

The facility is now two years old

Apparatus

Average age of apparatus 2003

Rescue 1 - 1988 CIP Replacement 2020

Engine 1 – 2012 CIP Replacement 2028

Engine 2 - 2006 CIP Replacement 2022

Engine 3 - 2006 CIP Replacement 2023

Engine 4 - 1993 CIP Replacement 2027

Ladder 1 - 2015 CIP Replacement 2034

Staffing

6 Full Time Employees – (Chief, Captain, Fire Inspector and two firefighters)

25 Call Firefighters

4. a) 1) Request for Approval of Milford Pumpkin Festival Beer, Wine & Spirits Tasting Tent

Rotary
Club of Milford NH



Milford Lions Club

August 30, 2021

Chairman Gary Daniels and Board of Selectmen
Milford Town Hall
1 Union Square
Milford, NH 03055

Dear Chairman Daniels and members of the Milford Board of Selectmen,

The Milford Rotary and Milford Lions Clubs are very pleased to have the opportunity to work with the Granite Town Festivities Committee (GTFC) and the Town of Milford on the 32nd annual Milford Pumpkin Festival. For the third year, our service clubs will be collaborating with GTFC to organize a variety of family friendly Pumpkin Festival activities on the Community House Lawn, providing opportunities to some of Milford's local non-profits and youth service organizations to fundraise and promote their programs during the day. We will also be organizing and hosting the nighttime alcohol tastings of small samples of beer, wine, hard cider, and spirits with an emphasis on NH and locally crafted products. The non-profit and youth service booths will be closed during the tasting events.

We propose to offer the tasting sessions from 5:30pm-9:00pm on both Friday night 10/8/21 and Saturday night 10/9/21 during the Milford Pumpkin Festival and will be following all procedures and rules as laid out by the NH Liquor Commission licensing board. We have permission from the Livermore Community Association which owns the property and we will be reviewing the operational details with the Livermore Association and Milford's Police, Fire, Ambulance and Public Works Departments. After two years of successful Pumpkin Festival tasting events, we anticipate that these groups will support the endeavor.

We request that the Board of Selectmen grant a two-day waiver of the Open Container Ordinance #7.04.070 specifically and only in relation to the alcohol tasting activity at the Milford Pumpkin Festival event and location; and agreement on having said alcohol tasting activity located on the Community House Lawn on Friday night 10/8/21 and Saturday night 10/9/21 both from 5:30pm to 9:00pm. Following the established format, the tasting area will be in a roped off area and attendees will be required to provide proper proof of legal drinking age. The Milford Rotary and Lions Clubs will have liability insurance, naming GTFC, the Town of Milford, and the Livermore Community Association as additionally insured, to cover the activity and will carry all necessary state licenses.

We look forward to working with the GTFC and the Town of Milford, and contributing our time and talents to another highly successful Milford Pumpkin Festival. Please feel free to contact Tim Finan should there be any questions or concerns. Thank you for your consideration of these requests.

Sincerely,

Tim Finan, Janet Langdell, Robert Moulton, Tricia Shea and Beth San Martino

7.04.070 Open Liquor Container Prohibition

A. Definitions

- a. "Alcoholic Beverage" and "Liquor" as used herein shall have the same meaning as defined in NH RSA 175:1.
- b. "Public Building" as used herein shall mean any local government or school offices, facilities, or buildings.
- c. "Way" as used herein shall have the same meaning as defined in NH RSA 259:125, II.
- d. "Passenger area of any motor vehicle" as used herein shall have the same meaning as defined in NH RSA 265-A:44.

B. Acts Prohibited

- a. No person shall consume any alcoholic beverage or liquor or possess, carry, transport or otherwise have under his/her control or in the passenger area of any motor vehicle any alcoholic beverage or liquor, except in the original container and with the seal unbroken, upon any way, sidewalk, municipal parking lot, park or common, public building or grounds of any public building or in other areas commonly held open to the public located within the limits of the Town of Milford, New Hampshire.

C. Penalty

- a. Any person who violates the provisions of this Ordinance shall be guilty of a violation and subject to a fine as further described in Milford Municipal Code Appendix B – Fines.

D. Exemptions

- a. This Ordinance shall not apply in those specific areas, grounds, or public buildings authorized to serve liquor pursuant to a license issued by the New Hampshire Liquor Commission under NH RSA 178 or pursuant to the authorization of the Milford Board of Selectmen and/or Chief of Police or under any of the circumstances excepted in NH RSA 265-A:44, V. (Ord. 2010-001, 10-03-08)

4. a) 2) Request for Acceptance and Appropriation of Unanticipated Revenues under \$10,000 and Gifts of Property under \$5,000

Board of Selectmen
Agenda Date: 9/13/2021

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

Source	Amount	Purpose
Sons of the American Legion Post 23	\$ 250.00	Donation to support the Labor Day Parade

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

Milford High School		Donation of a GBC Ultima 65 Refurbished Laminator with an approximate re-sale value of \$398.83.
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TOWN OF MILFORD

OFFICE OF THE SELECTMEN

TO: Board of Selectmen
FROM: Tina M. Philbrick, Executive Assistant
DATE: September 13, 2021
SUBJ: Labor Day Parade Donations



Please accept these donations of for the Labor Day Parade.

1. Request for Acceptance and Appropriation of Unanticipated Revenues under \$10,000 (31:95(b)) Labor Day Parade Donations.

- \$250.00 – Sons of the American Legion Post 23.

Thank you

Tina M. Philbrick
Executive Assistant

TOWN OF MILFORD

OFFICE OF THE SELECTMEN

TO: Board of Selectmen
FROM: Tina M. Philbrick, Executive Assistant
DATE: September 13, 2021
SUBJ: GBC Ultima 65 Laminator Dononation



Please accept a donation of a GBC Ultima 65 Refurbished Laminator from Milford High School with an approximate re-sale value of – \$398.83.

Tina M. Philbrick
Executive Assistant

4. a) 4) Approval of Release Deed Pursuant to Article 26, Discontinuance of Linden St. Extension on March 8, 2016

RELEASE DEED

KNOW ALL MEN BY THESE PRESENTS, that the **TOWN OF MILFORD**, a New Hampshire municipal corporation, with an address 1 Union Square, Milford, New Hampshire 03055, for consideration paid, hereby releases to **CHARLES C. VANETTI AND BONNIE B. VANETTI**, husband and wife, as joint tenants with rights of survivorship, with a mailing address of 48 Riverview Street, Milford, New Hampshire 03055, any and all right, title and interest it may have in the discontinued portion of Linden Street Extension as discontinued by the Town of Milford Town Vote pursuant to Article 26 Discontinuance of Linden Street Extension on March 8, 2016.

Excepting and reserving any easements or other interests which the Grantor may have over any part of the discontinued Linden Street Extension relating to the maintenance of sewer, water or other utilities.

EXECUTED this _____ day of _____, 2021.

TOWN OF MILFORD
BY ITS BOARD OF SELECTMEN

Witness

Gary Daniels, Chair

Witness

Chris Labonte, Selectman

Witness

Laura Dudziak, Selectman

Witness

Paul Dargie, Selectman

Witness

David Freel, Selectman

STATE OF NEW HAMPSHIRE
COUNTY OF HILLSBOROUGH, ss

On this ____ day of _____, 2021, before me, personally appeared Gary Daniels, Chris Labonte, Laura Dudziak, Paul Dargie and David Freel, duly authorized Selectmen of the Town of Milford, known to me or satisfactorily proven to be the person whose name is subscribed to the within instrument and acknowledged that they executed the same for the purposes therein contained on behalf of the Town of Milford.

Notary Public/Justice of the Peace

Printed Name: _____

My Commission expires: _____

4. a) 5) Approval of Curtis Commons Subdivision Maintenance Surety Reduction/Release - Map 42 Lot 37.



TOWN OF MILFORD, NH
OFFICE OF COMMUNITY DEVELOPMENT

1 UNION SQUARE, MILFORD, NH 03055

TEL: (603) 249-0620

WEB: WWW.MILFORD.NH.GOV

To: Board of Selectmen
Paul Calabria, Finance Director

Cc: Chris Anton, Acting Director of Public Works

From: Lincoln Daley, Community Development Director

Date: September 9, 2021

Subject: **Curtis Commons Subdivision – Map 42 Lot 37**
Better Built Homes, LLC.
Maintenance Surety Reduction/Release

Upon the recommendation of Chris Anton, Acting Director of Public Works and I, Community Development is requesting authorization by the Board of Selectmen to release a performance surety totaling \$101,331.56 (plus any accrued interest) posted by Better Built Homes, LLC (Owner/Developer) for the substantive completion of the subdivision, infrastructure improvements, and drainage/stormwater management structures for the Curtis Commons Subdivision. Upon review and inspection, we have determined that the subdivision has been constructed in accordance with the approved subdivision plan and the primary infrastructure improvements were constructed in accordance with the Town's regulations and design requirements.

The amount represents approximately half of the total performance surety with the Town. The Town will continue to administer a letter of credit totaling \$110,251.80 for the final completion of the subdivision and anticipated road acceptance.

Thank you for your attention to this matter.



TOWN OF MILFORD, NH
OFFICE OF COMMUNITY DEVELOPMENT

1 UNION SQUARE, MILFORD, NH 03055

TEL: (603)249-0620

WEB: WWW.MILFORD.NH.GOV

October 28, 2020

Matt Arel
Better Built Homes, LLC.
3 Tech Circle
Amherst, NH 03031

Reference: Curtis Commons Subdivision - Phase II
Performance Surety

Mr. Arel,

This letter is to confirm the requested performance surety to be submitted to the Town of Milford for the Curtis Commons Subdivision. The Town is requesting a performance surety in the amount of \$101,331.56. Said surety will include the costs associated with the construction of roadway, property bounds, drainage/stormwater management infrastructure, and utilities for the referenced subdivision.

Should you have further questions regarding this matter, please contact our office Monday through Friday 8:00 am to 4:30 pm.

Respectfully,

Kellie Walsh

Kellie Walsh
Town Planner

CC: Rick Riendeau, Public Works Director
Kevin Stetson, Water Utilities Director
File

CASH ESCROW AGREEMENT FORM

For Performance Surety

Tax Map No. 42 Lot(s): 37

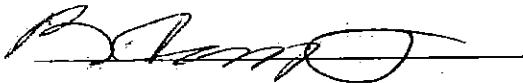
Curtis Commons

A deposit for the project described as Curtis Commons Phase II subdivision along with associated site improvements within the Residential A Zoning District has provided the Town of Milford the sum of \$**101,331.56** cash escrow for the purpose of construction of roadways, property bounds, drainage/stormwaer management infrastructure and utilities.

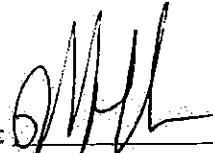
These funds shall be deposited in an escrow account of the Town's choosing and shall require the approval of the Director of Community Development for withdrawal. The undersigned hereby agree and covenant that the Town of Milford shall be empowered and shall have the right to withdraw said funds or any part thereof from the aforementioned account, in order that the Town may pay for construction of roadways, property bounds, drainage/stormwaer management infrastructure and utilities incurred by the owner/applicant/developer as stated above if necessary.

Any funds unused in the escrow account shall be returned to the depositor upon submittal and approval by Community Development of a Request for Release of Fee form to process refund of balance.

The applicant/developer is required to complete an IRS Form W-9 (Request for taxpayer identification number) to establish an escrow account.



Witness

By:  _____

Title: Member _____

Date: 10-30-2020

REFERENCE PLANS

- SEE PLAN ENTITLED "LOT LINE ADJUSTMENT AND SUBDIVISION PLAN-PHASE 2" BY RIESLAND ENGINEERING FOR JAMES AND BEVERLY BROWN DATED APRIL 1994 AND RECORDED AS PLAN 26929 H.C.R.D.
- SEE PLAN ENTITLED "SUBDIVISION PLAN-PHASE 1" BY RIESLAND ENGINEERING FOR JAMES AND BEVERLY BROWN DATED APRIL 1994 AND RECORDED AS PLAN 26928 H.C.R.D. FOR FURTHER PLAN REFS SEE THOSE LISTED ON ABOVE PLANS
- DAVID PARK DEFINITIVE SUBDIVISION PLAN OF LAND MILFORD, NH JULY 7, 1983 BY AMHERST SURVEY ASSOCIATES, INC. H.C.R.D. PLAN #16203
- SUBDIVISION PLAN MILFORD, NH PREPARED FOR MRS. ANNE M. CURTIS BY HOWARD G. WATKINS H.C.R.D. PLAN #15823
- SUBDIVISION PLAN OF LAND PREPARED FOR ARTHUR J. & ARLENE F. MORELL BY THOMAS F. MORAN INC. H.C.R.D. PLAN #20429
- NH DOT PLAN FOR RTE 101 BY-PASS PROJ. NO. F010-1(11)
- SUBDIVISION PLAN MILFORD WATERFALLS LLC - DAVID DRIVE - MILFORD, NEW HAMPSHIRE OWNED BY MILFORD WATERFALLS LLC AND RECORDED AS PLAN 36496 H.C.R.D.

CURVE	LENGTH	RADIUS
C1	41.66	25.00
C2	15.22	225.00
C3	27.66	225.00
C4	29.77	175.00
C5	33.19	425.00
C6	40.37	25.00
C7	39.27	25.00
C8	20.36	375.00
C9	30.10	225.00
C10	6.91	225.00
C11	31.66	175.00
C12	6.59	425.00
C13	51.08	375.00
C14	30.16	225.00
C15	36.78	248.62
C16	139.23	248.62
C17	129.13	225.00

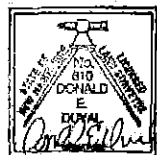
LINE	LENGTH	BEARING
L10	7.95	S19°12'33"W
L11	40.63	S23°39'59"W
L12	45.91	S23°39'59"W
L13	63.89	S23°39'59"W
L14	11.47	S23°39'59"W
L15	28.13	S23°39'59"W
L16	49.16	S37°45'54"W
L17	61.25	N60°30'37"W
L18	51.77	N27°26'19"E
L19	52.99	S76°41'52"E

LINE	LENGTH	BEARING
D1	60.00	S11°56'38"E
D2	20.00	N17°17'35"E
D3	158.00	S87°31'37"E
D4	86.02	N05°42'01"E
D5	50.00	N15°31'06"W
D6	84.00	N60°35'12"W
D7	23.62	N68°38'54"W
D8	43.81	S03°45'48"W
D9	100.00	S24°24'16"E
D10	81.83	S89°41'21"W
D11	148.06	S88°20'01"E
D12	23.83	S84°41'53"E
D13	23.62	N70°47'06"E

- SHEET INDEX:**
- SUBDIVISION PLAN
 - GEOMETRY PLAN
 - GRADING & DRAINAGE PLAN
 - PROFILE 0+0
 - PROFILE 11+50
 - SEWER & WATER PLAN
 - STORM WATER MANAGEMENT PLAN
 - DETAILS I
 - DETAILS II
 - DETAILS III
 - DETAILS IV
 - PLANTING PLAN
 - CROSS SECTIONS 0+50 TO 5+50
 - CROSS SECTIONS 8+00 TO 10+50
 - CROSS SECTIONS 11+00 TO 14+50
 - CROSS SECTIONS 15+00 TO 19+00
 - CROSS SECTIONS 19+50 TO 22+50

LEGEND

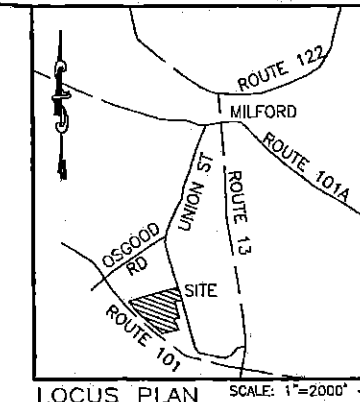
- REBAR TO BE SET
- ⊙ DRILL HOLE FOUND
- GRANITE BOUND FOUND
- IRON PIPE OR REBAR FOUND
- FENCING
- STONE WALL



I HEREBY CERTIFY THAT THIS PLAN IS THE RESULT OF AN ACTUAL FIELD SURVEY, PERFORMED BY THIS OFFICE, AND THAT IT HAS AN ERROR OF CLOSURE NO LESS THAN 1 PART IN 10,000.

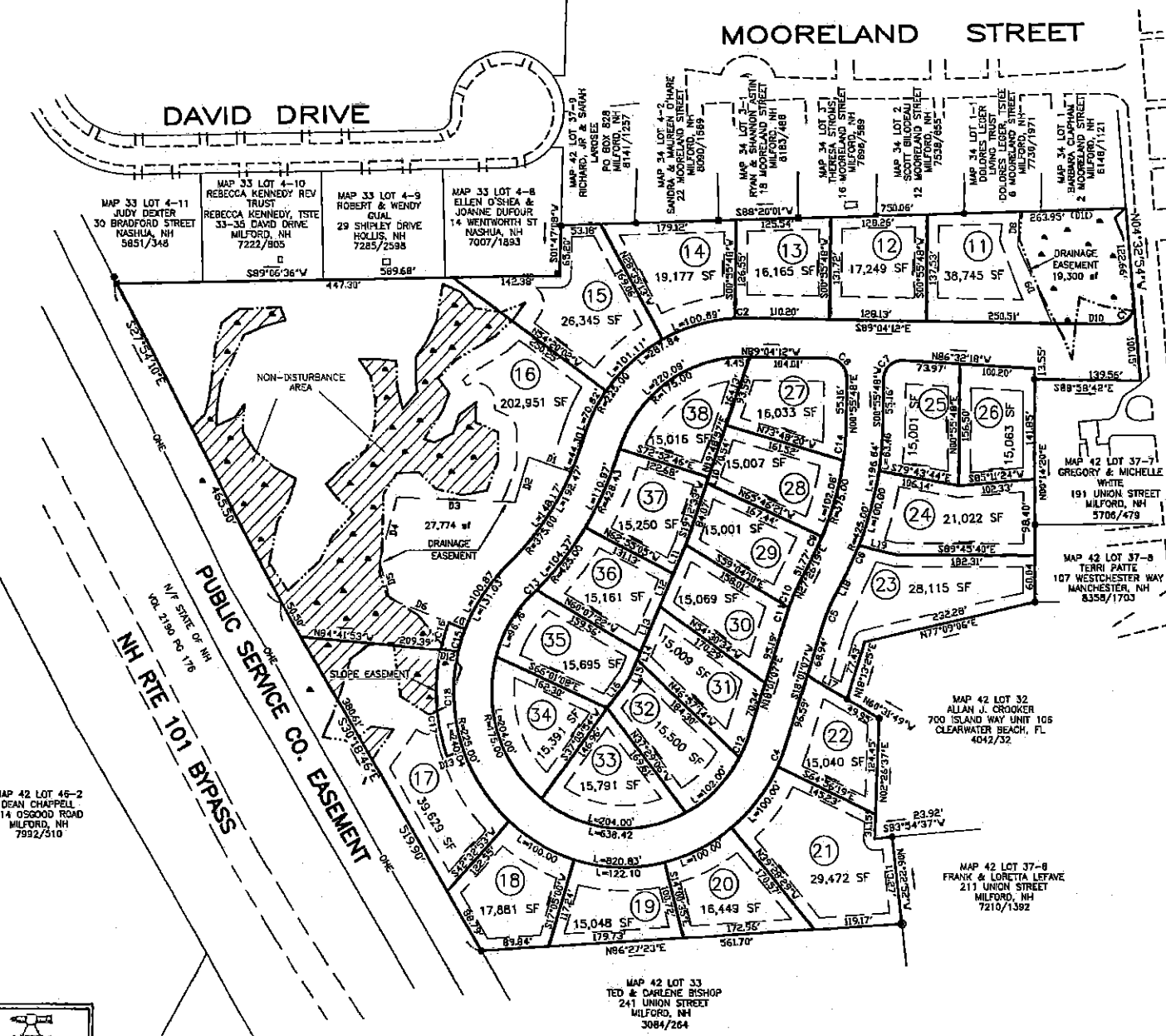
Donald E. Duval 10/19/07
DONALD E. DUVAL, L.L.S. # 610 DATE

DUVAL SURVEY INC.
14 DARTMOUTH STREET
HOOKSETT, NH
(603) 668-2125



NOTES

- THE PURPOSE OF THIS PLAN IS TO SUBDIVIDE LOT 42-37 INTO 28 SINGLE-FAMILY RESIDENTIAL LOTS
- OWNER OF RECORD IS JAMES & BEVERLY BROWN PO BOX 43 BARNET, VT 05821-0045
- DEED REFERENCE IS: H.C.R.D. B.5488/P.1881 (11/04/1993)
- ZONING OF THIS AND ADJUTING PARCELS IS RESIDENCE "A"
- DIMENSIONAL REGULATIONS:
MIN. AREA 15,000 sq ft
MIN. FRONTAGE = 100'
SETBACKS:
FRONT YARD = 30'
SIDE YARD = 15'
REAR YARD = 15'
WETLAND SETBACK = 25'
- LOTS WILL BE SERVICED BY TOWN SEWER AND WATER.
- TOTAL AREA OF PARCEL IS 632,870.9 sq ft / 19.12 ac
WETLAND AREAS = 91,936 sq ft
- PARCEL DOES NOT LIE WITHIN THE GROUNDWATER PROTECTION DISTRICT
- PARCEL DOES NOT FALL WITHIN A 100-YEAR FLOOD PLAN
- SUBMISSION TO BE PHASED AS FOLLOWS:
A MAXIMUM OF TEN (10) LOTS IN ONE (1) YEAR ARE ALLOWED
- A PERMIT FOR THE TOWN'S STORMWATER MANAGEMENT AND EROSION CONTROL REGULATIONS MUST BE OBTAINED BEFORE THE START OF ANY WORK ON THE PROJECT.
- A SIGN SHALL BE POSTED AT THE ENTRANCE TO SUBDIVISION PRIOR TO THE ISSUANCE OF THE FIRST CO READING AS FOLLOWS: THIS ROAD HAS NOT BEEN ACCEPTED BY THE TOWN OF MILFORD. UNTIL THE STREET HAS BEEN ACCEPTED, THE TOWN ASSUMES NO RESPONSIBILITY FOR MAINTENANCE, INCLUDING SNOW REMOVAL, NOR ANY LIABILITY FOR DAMAGE RESULTING FROM THE USE THIS ROAD. RSA 674:11
- EACH BUILDABLE LOT IS SUBJECT TO POLICE AND LIBRARY IMPACT FEES. EACH BUILDABLE LOT IS SUBJECT TO WATER AND SEWER CONNECTION FEES, WITH THOSE FUNDS GOING TO THE WATER UTILITIES DEPARTMENT.
- STATE APPROVAL NUMBERS:
DREDGE AND FILL PERMIT # 2008-01416
SITE SPECIFIC APPROVAL # A07-0067
- SLOPES EXCEEDING 25% - 7,540 SF
WETLAND AREA - 90,800 SF (2.084 ACRES)
- ALL FRONT LOT CORNERS AND ROAD GEOMETRY ARE TO BE MARKED WITH A 4"x4" STONE BOUND. ALL REAR CORNERS ARE TO BE IRON PINS.
- THE PLANNING BOARD GRANTED A WAIVER AT THE 10/21/08 MEETING TO REDUCE THE REQUIRED ROADWAY WIDTH TO 22 FEET WITH THE EXCEPTION OF THE DIVIDED ENTRANCE AT UNION STREET.



18. TAX MAP 42, LOTS 37-11, 37-16 & 37-17 ARE SUBJECT TO A NON-DISTURBANCE AREA SHOWN ON THIS PLAN. NO STRUCTURE OR IMPROVEMENTS SHALL BE CONSTRUCTED OR PLACED IN THE NON-DISTURBANCE AREA. NO FILL SHOULD BE INTRODUCED, SOIL REMOVED OR TOPOGRAPHICAL CHANGES MADE TO THE NON-DISTURBANCE AREA, EXCEPT IN CONNECTION WITH THE GRADING AND BACK FILLING ACTIVITIES CONTEMPLATED BY THE APPROVAL OF THE PLANS AND RELATED TO THE CONSTRUCTION AND MAINTENANCE OF DWELLINGS TO BE BUILT ON SAID LOTS 37-11, 37-16 & 37-17. THE NATURAL FLOW OF GROUND OR SURFACE WATER IN THE NON-DISTURBANCE AREA SHALL NOT BE OBTSTRUCTED, DISSEASD AND DEAD VEGETATION MAY BE REMOVED FROM THE NON-DISTURBANCE AREA AND VEGETATION MAY BE MAINTAINED USING THE BEST MANAGEMENT PRACTICES ESTABLISHED BY THE NH DEPARTMENT OF ENVIRONMENTAL SERVICES SO AS TO BE KEPT IN A NEAT AND ATTRACTIVE CONDITION. SITUATION FENCING IS TO BE LOCATED AT THE BOUNDARY OF THE NON-DISTURBANCE AREA WITHIN THE SAID LOTS.

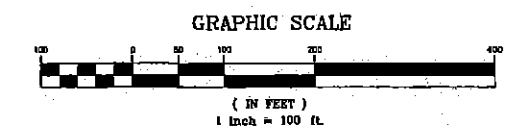
APPROVED
MILFORD PLANNING BOARD

SUBDIVISION # SP2012-01 DATE APPROVED 10/22/08
SIGNATURE *Janet Hausdell* DATE SIGNED 12/1/08

NO.	DATE	DESCRIPTION	BY
13	11/27/12	REMOVE NAME, ADD D13 DRAIN ESMT.	DED
12	05/03/12	ADDRESS P.B. LETTER OF 06/22/2011	RGK
11	10/27/10	REVISE EASEMENT DIMENSIONS	RGK
10	12/30/09	ADD NOTES 16, 17 & 18	DED
9	12/29/08	REVISE EASEMENTS, & NOTE #14	DED
8	5/15/08	ADD EASEMENTS, REMOVE LOT	RGK

SUBDIVISION PLAN
MAP 42 LOT 37
UNION STREET
MILFORD, NH

PREPARED FOR
JAMES & BEVERLY BROWN
10/19/2007 1"=100'
SHEET 1 OF 16



4. b) 1) Milford Municipal Code, Title 5 Health & Safety, Chapter 5.35 Savage Well Superfund Groundwater Management Zone Decision.



PUBLIC NOTIFICATION OF PROPOSED
MILFORD MUNICIPAL CODE – TITLE 5 HEALTH AND SAFETY
CHAPTER 5.35 SAVAGE MUNICIPAL WATER SUPPLY SUPERFUND
GROUNDWATER MANAGEMENT ZONE

FOR
SAVAGE MUNICIPAL WATER SUPPLY SUPERFUND SITE
ELM STREET AREA
EPA PROJECT ID: NHD980671002, NHDES Site #198505002

In consultation with the United State Environmental Protection Agency (US-EPA) and the New Hampshire Department of Environmental Services (NH-DES) in regards to the Savage Municipal Water Supply Superfund Site, the Town of Milford (Town) is hereby providing notice [per the New Hampshire Code of Administrative Rule Env-Or 607.02 (b)(2)] that your property is proposed for inclusion within a Groundwater Management Zone (“GMZ”). A GMZ is an area within which groundwater use must be controlled and/or monitored due to the presence of groundwater contaminants that exceed the State’s Ambient Groundwater Quality Standards (“AGQS”). The Town is proposing to fulfill the requirement for institutional controls on the use of groundwater at the subject site via a Municipal Ordinance under the existing Health and Safety Chapter 5.35 Savage Municipal Water Supply Superfund Groundwater Management Zone.

Due to the number of parcels affected by the GMZ, the Town, in consultation with US-EPA and NH-DES, determined that it was more efficient to establish a Municipal Ordinance in lieu of acquiring a Groundwater Management Permit (Permit), whereby it is required to record a notice of the Permit in the chain of title for each property located within the GMZ. The purpose of the Municipal Ordinance is to protect the public health and to meet the requirements of New Hampshire’s “Groundwater Protection Act,” (RSA 485-C:4 XI) and associated administrative rules (Env-Or 607). The Municipal Ordinance will remain in effect until such time as groundwater is restored to drinking water quality (below AGQS) within the GMZ and the US-EPA and NH-DES approve release of the ordinance prohibitions.

Attached is the draft Municipal Ordinance with associated figure that shows the properties that are proposed for inclusion within the GMZ.

On August 9th, the Board of Selectmen will hold a Public Hearing at Town Hall, Board of Selectmen Meeting Room, 1 Union Square to discuss and seek to adopt the proposed Groundwater Management Zone. Your participation is encouraged.

This meeting will be a hybrid meeting where people may attend in person at Town Hall or by Zoom. All appropriate mask and social distancing rules will be in place for in person attendees.

For remote participation, call in on your phone at 1-646-558-8656 and enter the meeting ID# - 821 0579 8174. The password is 344086. You may also join the Zoom Meeting at: <https://us02web.zoom.us/j/82105798174?pwd=dDIlc1IwS0NYUmJaL1ZDSGZaVXNMdz09>. Please log in five minutes before the meeting’s scheduled start time in case there are any technical difficulties.

Please contact Lincoln Daley, Community Development Director at ldaley@milford.nh.gov or 603-249-0620 with any questions and/or comments.

**SAVAGE MUNICIPAL WATER SUPPLY SUPERFUND SITE
GROUNDWATER MANAGEMENT ZONE**

Adopted _____ by the Town of Milford (“Town”) Board of Selectmen (hereafter “Board”).

I. AUTHORITY AND PURPOSE

Pursuant to RSA 147:1, Local Regulations, and RSA 31:39, Power to Make Bylaws, 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, “Savage Municipal Water Supply Superfund Site Groundwater Management Zone” (SMWS-GMZ).

Objectives of the SMWS-GMZ 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. § 9601 *et seq.*, until the cleanup goals required under CERCLA decision documents for the Savage Municipal Water Supply Superfund Site are achieved.
- B. To protect the public health and safety of the residents of Milford in the vicinity of the Savage Municipal Water Supply Superfund Site by preventing the possible use of contaminated groundwater as drinking water.

II. ZONE BOUNDARIES

- A. The SMWS-GMZ is superimposed over the existing underlying zoning districts and comprises of twenty-eight (28) parcels, those being shown on a plan entitled “Savage Municipal Water Supply Groundwater Management Zone / Town Ordinance Area”, dated _____, and shall extend to any newly-created lot and map numbers created as a result of a legal subdivision or other change of the designated parcels within the defined area. The extent of the boundary of the SMWS-GMZ shall be reviewed as necessary based on the results of sampling but no less frequently than every five years. Subsequent to such review, lots may be removed from or added to the SMWS-GMZ after consultation with US-EPA and NH-DES.
- B. When the actual boundary of the SMWS-GMZ is in dispute by any owner or abutter affected by such boundary, the Town will engage, at the owner or abutter's expense, a professional geologist or hydrogeologist to determine more accurately the precise boundary of the SMWS-GMZ. The Town shall consult with the US-EPA and NH-DES, before making any modification to the SMWS-GMZ.

III. PROHIBITED USES

- A. Additional to the prohibited uses of the underlying zoning district in which the SMWS-GMZ is located, all use of groundwater for any purpose whatsoever in this district is prohibited without prior written 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 written approval from the Town, US-EPA and the NH-DES. No groundwater shall be drawn or captured by any means whatsoever or for any use whatsoever from within the Zone without prior written approval from the Town, US-EPA and the NH-DES.
- B. No disturbance of wetlands within the SMWS-GMZ shall be permitted except in accordance with applicable local, state, and federal laws and regulations.
- C. These restrictions do not apply to activities authorized under CERCLA for the Savage Municipal Water Supply Superfund Site within the GMZ, undertaken by US-EPA, NH-DES, and Settling Defendants under the Consent Decree executed by Hitchiner Manufacturing Company, Hendrix Wire & Cable, US-EPA and the State of New Hampshire in February 1994 and approved by the United States District Court for the District of New Hampshire in or about May 1994, Civil Action No. 94-174-JD.
- D. Nothing in this regulation shall prohibit a property owner from developing property within the SMWS-GMZ, provided that any development proposal requiring on-site water shall demonstrate the ability to connect to town water or another acceptable water supply located outside of the boundaries of the SMWS-GMZ at the applicant's expense.
- E. Temporary dewatering activities for construction or maintenance activities within the SMWS-GMZ are permissible with prior written approval by the Town, US-EPA, and NH-DES.

IV. ADMINISTRATION

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

Milford Municipal Code - Title 5 Health & Safety
Chapter 5.35 Savage Municipal Water Supply Superfund Site Groundwater Management Zone

V. ENFORCEMENT

The Board shall be responsible for enforcement of the provisions of the SMWS-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 SMWS-GMZ shall remain in effect until the cleanup goals required under CERCLA decision documents for the Savage Municipal Water Supply Superfund Site are achieved. Except for any modifications allowed by the ordinance, the Town shall consult with the US-EPA and NH-DES before modifying or terminating the SMWS-GMZ.

Adopted _____.

Gary Daniels, Chairman

Paul Dargie, Vice Chairman

Laura Dudziak, Member

Christopher Labonte, Member

David Freel, Member

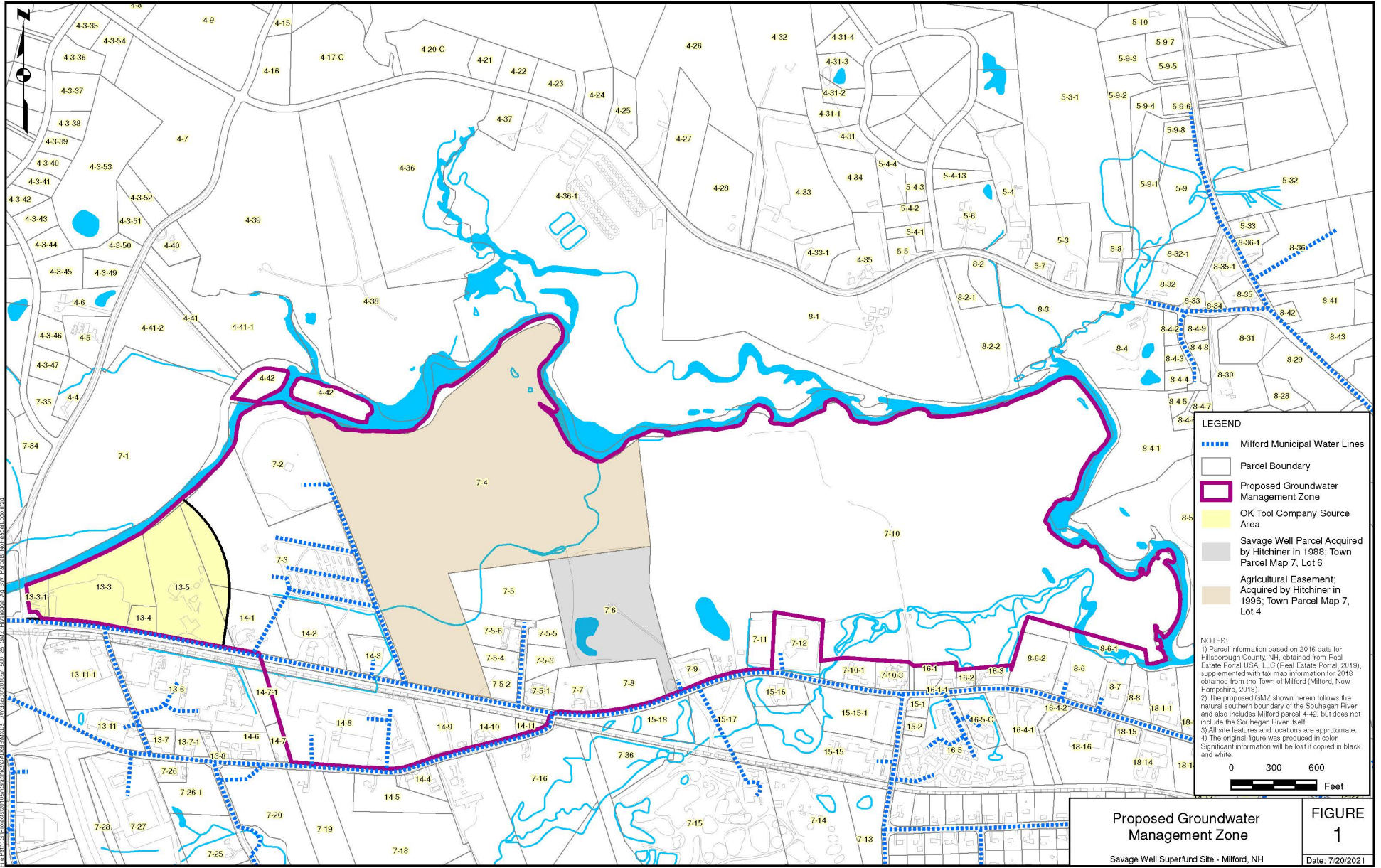


FIGURE 1

Date: 7/20/2021

Savage Municipal Water Supply Superfund Site Fact Sheet

Overview

In order to continue a comprehensive remediation program related to soil and groundwater contamination at and around the former OK Tool Company property, the United States Environmental Protection Agency (US EPA) and New Hampshire Department of Environmental Services (NHDES) are working with the Town of Milford to create a "Groundwater Management Zone" (GMZ) that would apply to portions of the Savage Well Superfund Site and immediately surrounding area.

A GMZ does NOT change the existing uses of any property, but instead, strengthens the limitations designed to protect the public and continue progress made over the last four decades.

Through the issuance of a Town ordinance, the proposed GMZ would:

- Protect the public health and safety of the residents of Milford by preventing the use of groundwater in the GMZ, while preserving existing water use conditions, until the cleanup goals are achieved.
- Establish a protective measure to ensure continued health and safety of those who live or work on these properties.

The properties encompassed within the proposed ordinance will continue to have access to clean, public water provided by the Milford Water Utilities Department.

Institutional Controls and the Proposed GMZ

Institutional Controls (ICs) and the proposed GMZ are non-engineered instruments such as administrative and legal controls that help minimize the potential for human exposure to contamination and/or protect the integrity of the remedy. The following existing ICs help minimize exposure to impacted groundwater:

- NHDES regulation prohibits siting of a community water system in contaminated areas.
- The GMZ is largely zoned industrial/commercial and falls within the Town of Milford's Groundwater Protection District; and
- Large portions of the GMZ are owned or controlled by the State or entities involved in the remediation.

The GMZ would function as an additional IC, implemented through a Town ordinance that would prohibit the withdrawal and use of groundwater and the installation of wells within the GMZ without prior written approval from the Town of Milford, US EPA, and NHDES.

Background

The "Savage Well" is a former Town of Milford municipal water supply well. In 1983 certain industrial chemical solvents including, primarily, a volatile organic compound (VOC) known as tetrachloroethylene (commonly referred to as PCE or PERC), were detected in the Savage Well. The Town of Milford stopped using the Savage Well immediately after the contamination was discovered and the impacted area became a federal Superfund Site in 1984.

PCE, an industrial cleaning solvent commonly used in the past, is the main contaminant of concern in the GMZ. The former OK Tool Company used PCE and other solvents in the fabrication of metal machinery before it went out of business in the 1980s. OK Tool disposed of the solvents to the ground, which resulted in heavily contaminated soil and groundwater at its property. Contaminated groundwater eventually spread beyond the OK Tool property. The operation of industrial water supply wells, which are no longer in use, contributed to this migration to some extent.

The highest levels of contaminated groundwater are present in the OK Tool Source Area. The remaining area of groundwater contamination that has migrated east/northeast of the OK Tool Source Area, which has significantly lower levels of PCE, is referred to as the "Extended Plume Area."

US EPA and NHDES are actively remediating the OK Tool Source Area. The current remedy includes an underground containment system (referred to as a slurry wall) to prevent further spreading of PCE in groundwater. Groundwater treatment in the OK Tool Source Area has been ongoing since the early 1990s to contain and reduce the concentrations of VOCs remaining within the slurry wall. Overall, the remedy has been largely successful in reducing and controlling the concentrations of PCE and other VOCs in groundwater.

Shallow soil above the groundwater table in the Extended Plume Area is not impacted. Groundwater in the Extended Plume Area has been remediated by use of a pump and treat system, which operated from October 2004 to December 2015, and successfully reduced PCE concentrations in groundwater. Groundwater continues to be monitored on a regular basis.

Though significant progress has been made, PCE contamination is still present in groundwater, primarily within the OK Tool Source Area slurry wall, and in groundwater within the deep bedrock. Groundwater PCE concentrations exceed State and federal drinking water standards. The goal of the proposed GMZ is to ensure that no one is exposed to PCE via drinking the groundwater before groundwater cleanup standards are met, and to ensure the proper functioning of the ongoing remedy.

Public Meetings

A series of public meetings will be held to discuss the proposed GMZ ordinance and to solicit citizen feedback. The Milford Board of Selectmen will then vote on the proposed ordinance. The public meeting schedule is as follows:

- Monday, August 9, 2021 at 5:30 p.m.
- Monday, August 23, 2021 at 5:30 p.m.
- Monday, September 13, 2021 at 5:30 p.m.

MEMORANDUM

DATE: August 23, 2021

TO: Board of Selectmen

CC: John Shannon

FROM: Marti Noel, Assessor

RE: Value impacts in the Groundwater Management Zone (GMZ)

Property owners in the affected area of the proposed DMZ are rightfully concerned about valuation impacts on their properties. The concern is the existing plume, deep in the ground at the bedrock level, and that it is the expectation that this will eventually, over time, clear itself. If I understood the presentation at the last BOS meeting, a monitoring program has already indicated this is occurring naturally, albeit slowly.

There have been dozens of contaminated sites in NH since the 1970's that have been discovered and remediated. The general consensus is that the impact of a contaminated site is significant only until remediation can be implemented. Once remediation has been implemented the impact becomes nominal.

A current example of this is the PFC's found in well water in nearby communities from industrial or government contamination. Remediation, in the form of providing potable water to the effected sites, sufficed to alleviate any valuation impact on those homes.

In Milford, a previous case, the Fletcher site clean-up showed no impact on property values at all, in large part, I believe, because the remediation solution of providing potable water was already in place.

As I understand it, the only limitation on the properties located in this proposed zone is that property owners cannot drill wells. I don't believe any of these properties have existing wells, and most of these properties are already on town water, so there is no impact to the pot-ability of the water, and no perceived impact to the property values.

The two larger properties that are undeveloped are both in an agricultural classification. To my knowledge, these properties have operated for years without irrigation, which is the case for most of our agricultural properties in town. Their assessed value is already minimal as they are enrolled in the Current Use program and are assessed without the benefit of irrigation. For these properties then, the question might be: how is the development potential of these sites affected? It is my understanding that any wide-scale development would require connection to town water as part of the requirements. Now, with the implementation of this zone, any development would require connection to town water. Realistically, there is minimal impact to any development.

In summary, there is no anticipated valuation impact to the affected properties as remediation is already in place.

5. Town Status Report

Town Status Report – September 13, 2021

- 1. Emergency Services Communications** – The Town is currently in the process of improving its emergency communications system following a vote of the BOS. As of today, the Town has signed a contract to place antennae and other equipment at Crown Castle and is waiting on a final contract from 2-Way Communications. This will greatly improve emergency services radio reception and transmission throughout the town and with MACC Base. Once this phase is completed and evaluated, additional phases will be studied and presented as needed. All information, including contracts, has been or will be placed on the Town website once finalized. Any questions or concerns can be directed to the Town Administrator's Office.

- 2. Hiring Process - DPW** – The Town is currently in the process of hiring a new Director of Public Works. The position is currently advertised on the Town's website. Once a list of candidates has been compiled, a three member committee will interview the most qualified people and a new hire will be made. Any questions or concerns can be directed to the Town Administrator's Office.

9. Approval of DRAFT minutes August 23, 2021

DRAFT
MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING
August 23, 2021

PRESENT: Gary Daniels, Chairman
Chris Labonte, Vice Chairman
Laura Dudziak, Member
Paul Dargie, Member
David Freel, Member

John Shannon, Town Administrator
Tina Philbrick, Executive Assistant
Andy Kouropoulos, Videographer

1. CALL TO ORDER, BOARD OF SELECTMEN INTRODUCTIONS & PUBLIC SPEAKING INSTRUCTIONS:
Chairman Daniels 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 Daniels indicated that those people in the audience who want to speak or add to the discussion should please use a microphone in order to be heard on the PEG Access live broadcast.

Chairman Daniels welcomed members of the public accessing this meeting remotely. He intends to continue using zoom at the Board meetings because there is more participation using this tool.

2. APPOINTMENTS – (Approximate times)

5:30 p.m. – 2nd Public Hearing - Milford Municipal Code, Title 5 Health & Safety, Chapter 5.35 Savage Well Superfund Groundwater Management Zone – Community Development Director, Lincoln Daley, and Robin Mongeon
Chairman Daniels opened the public hearing.

In summary: the proposed ordinance seeks to protect the public health and safety of residents/property owners in the vicinity of the Savage Municipal Water Supply Superfund Site by preventing the possible use of contaminated groundwater as drinking water. The GMZ is necessary due to groundwater contamination from the former OK Tool Company. GMZ is a defined area where contamination exceeds drinking water standards. Having the GMZ in place will prevent the use of groundwater within the GMZ, provide long-term protection of human health and the environment, ensure the remedy remains effective, and preserve existing water use beyond the GMZ. The boundaries will be re-evaluated every five years.

The ordinance creates an overlay on approximately 47 properties mainly between the Souhegan River/Elm Street and is based on the test data results monitored for the area. The ordinance will not prohibit a property owner from developing their property provided that they can demonstrate the ability to connect to a water supply (e.g. municipal water, private well) outside of the Groundwater Management Zone. The majority of properties are currently serviced by municipal water and wastewater. EPA, DES, and the Town have been working on this together. This ordinance will need two public hearings and then a decision. The ordinance will allow the Town and EPA and DES to grant exemptions on a case-by-case basis. Without the ordinance, EPA will have to administer individual property restrictions on each deed in this zone. The next meeting is scheduled for Monday, September 13, 2021.

The Board of Selectmen adopted a similar Groundwater Management Zone ordinance in 2018 involving the Fletcher Paint Superfund site not the current location of the pocket park and granite performance stage. (See Municipal Code, Chapter 5.33 Fletcher Paint Superfund Site Groundwater Mgmt. Zone). The proposed ordinance uses similar language and restrictions as previously adopted by the Board.

Selectman Labonte asked why the pump was shut down in 2015. Ms. Mongeon explained that it gets to a point where you don't get mass removal and you don't need to operate it anymore. The GMZ is also defined by property boundaries; they don't include ½ a lot. The boundaries will be re-evaluated every five years.

Chairman Daniels asked how many years are we talking about. Gerardo Millan-Ramos, US EPA said it would take decades. There are serious and expansive areas of contamination. Ms. Mongeon said we need protective measures in place until we meet those 5 parts per billion that are needed to have safe drinking water.

Selectman Freel asked if any of the lots along the water line being serviced by wells would have to incur cost to hook up to town water. Ms. Mongeon said they are not aware of any.

Selectman Labonte asked if the southern sideline can be negotiable. Ms. Mongeon said when the Savage well pumped; it pulled the plume to the Savage well. The buffer zone that they need has to be very conservative. Lots across the river have to be dealt with separately because they don't have access to town water. If we are going to restrict the water on those properties, they will need to be individually negotiated deed restrictions.

DRAFT MINUTES OF BOARD OF SELECTMEN MEETING – 8/23/2021

62 Selectman Labonte asked if it were expended to the Northside, would the state, town, EPA be obligated to put water in?
63 Ms. Mongeon said they would have to talk to legal.

64
65 Selectman Dargie asked about a small circle area shown on the map. Ms. Mongeon said they know they have groundwater
66 contamination about groundwater standards but they don't have a lot of wells there. It's hard to connect it to the main
67 plume.

68
69 Selectman Dargie asked what an average contaminated level for non-contaminated zones? Ms. Mongeon if you are in an
70 area where there isn't a lot of industrial properties, you would expect none detected. Selectman Labonte asked how big of
71 an area do you expect will go to the Northside. Ms. Mongeon said they've had discussions with the Fish Hatchery. They
72 know to reach out if they are going to drill another well. Their data shows the extended plume over in that area is clean.

73
74 Chairman Daniels asked about the white area east of the plume. Ms. Mongeon said the area is big for two reasons, they
75 don't split lots and they still need the buffer zone to prevent anyone from pulling the plume and making it bigger. Select-
76 man Freel asked doesn't understand why that white area can't be cut in half. Ms. Mongeon repeated that exemptions can be
77 issued.

78
79 Selectman Labonte asked if this Board is allowed to alter the GMZ. Ms. Mongeon repeated that GMZ's are based on lot
80 lines and we are pretty firm on where we want to see the lines. Gerardo Millan-Ramos said the exemptions are not a large
81 process where people will have to "jump" through hoops. It's a chance for us to see if a certain activity poses a risk or not.
82 This plume is very complex and many factors have to be considered, especially with pumping activity. He repeated that it
83 will be reviewed every five years. Every time a property owner asked for an exemption, they will be looking hard at the
84 boundaries to make sure they are still needed.

85
86 Chairman Daniels said if the Fish Hatchery is pulling water in wells in an area that's been infected, what are the risks that
87 people have in eating the fish. Ms. Mongeon said they are pumping in the overburden and they are not seeing contamina-
88 tion where they are pumping. Their pumping is more in surface water, not bedrock. Chairman Daniels asked if a farmer
89 could pump surface water from the river? Ms. Mongeon said she would have to ask someone at DES that works in that
90 field. Chairman Daniels, about the large lot white area, asked at what point in time would that land be considered restrict-
91 ed so much that the owner could consider it taken by the state. Ms. Mongeon said that is a legal question.

92
93 Marti Noel, Assessing Director, said none of these lots are irrigating in the past or currently, they've survived without irri-
94 gation. Chairman Daniels said the farms north of the river are irrigated. Selectman Labonte said at one point, Map 7 Lot
95 10 was irrigated 30 years ago. Marti said it isn't now and most of that area is in a flood zone.

96
97 Ms. Mongeon said if there are comments, they can be sent to her or Mr. Ramos. They are hoping the Board will vote on this
98 ordinance on September 13th. These groundwater use restrictions are necessary due to groundwater contamination from the
99 former OK Tool Company. Selectman Labonte clarified that the parameters are not negotiable. Ms. Mongeon said not
100 right now.

101
102 Dale White, Milford resident, Water Commissioner Chairman said this GMZ is beyond negotiable. He suggests that the
103 Board seek counseling because he doesn't believe they need that much area to clean this up. It puts a burden on a farmer to
104 irrigate a piece of land with town water when there is water under the ground. He feels it's unreasonable to ask for this
105 amount of land.

106
107 Selectman Labonte asked what would happen if the Board doesn't approve this. Ms. Mongeon said they would have a per-
108 mittee submit documentation to the state with their proposed GMZ. The permittee would be issued a groundwater man-
109 agement permit per their standards and this would be recorded on every single property saying they are part of the GMZ.
110 Doing the ordinance through the town would be less burdensome on the property owners so they wouldn't have this at-
111 tached to their deeds. Selectman Labonte asked if the property owner has any recourse against anyone by having this at-
112 tached to their deed. Ms. Mongeon said the permittee would notify all property owners and they would have several days
113 to contact DES with questions. DES would explain what the process was. Chairman Daniels asked what would happen if
114 the permit was denied. Ms. Mongeon said if we are working with the permittee, we already agree on the GMZ. Chairman
115 Daniels asked if there was any point that the state would step in to take that property. Ms. Mongeon said no.

116
117 Selectman Freel asked if everyone in the GMZ had been notified. Lincoln Daley, Community Development Director said
118 yes, by certified mail. Selectman Freel asked if anyone has reached out to Mr. Daley. Mr. Daley said no and the people

DRAFT MINUTES OF BOARD OF SELECTMEN MEETING – 8/23/2021

119 who raised concerns were the ones who attended the last meeting. Selectman Labonte said he’s had four people reach out
120 to him. Administrator Shannon asked Selectman Labonte to forward the names of those people to him so they can reach
121 out to them. Mr. Daley said part of the certified mail included a detailed summary of what is going on.

122
123 Selectman Labonte asked if this is denied, would there be a compromise instead of going forward with the deeding to possi-
124 bly reduce the size. Ms. Mongeon said the only lot negotiable is Map 7 Lot 10. Mr. Daley asked if there was an oppor-
125 tunity to put up GPS markers on the bigger property. Ms. Mongeon said yes with a meets and bounds survey, they might
126 be able to carve up that lot. Chairman Daniels asked how big the lot was. Mr. Daley said over 100 acres. Chairman Dan-
127 iels asked Mr. Daley to send the Board a copy of the certified letter.

128
129 Chairman Daniels closed the public hearing.

130
131 **5:50 p.m. – Revaluation Update – Director, Marti Noel**

132
133 In Summary: For 2021, Milford has 5,892 parcels, slightly up from 5,865 in 2020. This is attributable to new subdivisions
134 coming online between April 1, 2020 and March 31, 2021.

135
136 How Assessments were determined: Over 300 qualified sales involving almost every type of property were analyzed. Lo-
137 cally adjusted costs were developed and compared with industry-recognized cost tables such as Marshall and Swift.

138 The following statistics involve assessed value changes from April 1 2020 to April 1, 2021:

- 139 • The 2021 preliminary total gross assessed value, which includes exempt properties, is \$2,197,694,675.
- 140 • The mid-year gross assessed value (for the July tax bill) was \$1,817,451,959.
- 141 • The 2020 gross assessed value was 1,779,993,097.

142
143 From this data, we can calculate the year-over-year assessed value change to be 23.5%, of which 2.1% is attributable to
144 new parcels, building permits, and physical property changes, and 21.4% is attributable to market appreciation.

145
146 Substrata data analysis reveals the following:

148 Of the roughly 3100 single family homes,	Of the roughly 885 Condominiums,
149 71% of the properties increased 20% or less,	28% increased 20% or less
150 20% rose between 21 & 30%, and	50% rose between 21 & 30%, and
151 9% rose more than 30%	22% rose more than 30%

153 Of the roughly 300 Manufactured homes,	Of the roughly 260 2 to 3 unit multi-family properties,
154 79% increased 20% or less	47% increased 20% or less
155 8% rose between 21 & 30%, and	25% rose between 21 & 30%, and
156 13% rose more than 30%	28% rose more than 30%

157
158 **Of the roughly 70 multi-family properties with more than 3 units,**

159 60% increased 20% or less
160 20% rose between 21 & 30%, and
161 20% rose more than 30%

162
163 **Of the roughly 360 commercial and industrial properties,**

164 The average increase was 29%
165 The commercial property types with the largest increases include:
166 Mobile Home Parks
167 Assisted Care Facilities
168 Self-Storage Units
169 Apartment Complexes

170
171 In summary, the vast majority of individual properties had an increase in the assessment that was below the level of the
172 total year-over-year increase. Please note that property types not included in this summary include: vacant land including
173 Current Use properties, Exempt properties, and Utility properties. Revaluation letters were mailed August 17, 2021, to eve-
174 ry property owner in Milford, showing the old and new values, and providing instructions to address concerns, questions
175 and objections. Marti estimates that properties in the 20% or less increase category might expect to see nominal to minor

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176 tax increases, those in the mid-range might expect to see minor to moderate tax increases, and those in the greater than 30%
177 increased category will see moderate to significant tax increases.

178
179 **The Revaluation and the Elderly Exemption:** After isolating those properties which are benefitted from the elderly ex-
180 emption, the statistics revealed that the average assessed value increase was 15%, but that there were approximately 30% of
181 those properties that exceeded the 20% increase. There has been no change to the elderly exemption amounts and benefits,
182 so folks receiving the exemption benefit should be aware that there may be some tax burden increase. As always, the As-
183 sessing Department, and the Board of Selectmen, will review each application on its merits; however, it is important to em-
184 phasize this shift now so that affected parties can be aware of the changes and have time to prepare.

185
186 Selectman Labonte said there was a mid-year evaluation done two years ago, should there be a big collapse in the next year
187 or two would you do this again? Ms. Noel said we would look at it again. Selectman Labonte asked where does the condo
188 land gets taxed. Ms. Noel said each condo owns a portion of that land it's part of their value.

189
190 Chairman Daniels said none of the categories decreased. He looks at this as a high valuation and a low tax rate based upon
191 what the town passed for a budget. How is it now that people will be paying more when we already determined what we
192 need as a town for the budget? Ms. Noel said no because all of the values have been readjusted. There were some proper-
193 ties that either had a negative impact this time or very little impact. They will see a down wood push on their taxes. Not all
194 properties increase at the same rate at the same time. Chairman Daniels said it still looks like the tax rate will be static and
195 you will be collecting more than \$15,000,000. Ms. Noel said they will collect more, but the tax rate won't be static. We
196 should see a reduction in taxes, the difficulty is now knowing where the school stands which is the larger portion of the tax
197 rate.

198
199 Selectman Freel said is it supposed to be a fair balance, his taxes can fluctuate between \$1,800 and \$2,000 in just one sea-
200 son and that is unreasonable. He's going to be burdened with a huge tax increase in just one year. He hasn't done any im-
201 provements, it hasn't changed. He doesn't see how it's reasonable for someone to lower their taxes while someone is tak-
202 ing on a huge bigger burden. Everyone's houses should be going up equally. He hopes it can be relooked at. Ms. Noel said
203 this isn't on her, it's on the budget. The state requires that we do a revaluation at least once every five years.

204
205 Selectman Freel said if the evaluations were done perfectly, everyone would receive the tax increase. Ms. Noel said no
206 because not all property strata change at an equal rate. This is all on state statute.

207
208 **5:45 p.m. – HR Overview – Director, Karen Blow**

209
210 In Summary:

- 211 • Completed a salary survey and wage schedule update for 2021.
- 212 • Moved all information from HR Connect to the Town's website.
- 213 • Manpower study in process.
- 214 • Reviewing insurance options, they would like a Board member to help review.
- 215 • Sending our RFP for wage and benefit study in October for 2022. It will cost between \$15,000 and \$40,000.

216
217 Selectman Labonte asked if the salary survey is done yearly. Ms. Blow said usually, but she didn't do one this year. This
218 shows her how competitive we are within the wage groups. Selectman Freel questioned the cost. Ms. Blow said the
219 amount depends on the number of positions put out, there are many factors involved. The library isn't participating in this,
220 the director does her comparable survey through other Library resources.

221
222 In process:

- 223 • Legal/Personnel issues
- 224 • Handbook and policy updates to incorporate gender-neutral language
- 225 • Teamster negotiations in 2022

226
227 Recommendations:

- 228 • Succession planning is critical over the next 5 years. Over 40% of employees are in the 50 to 60 age range.

229
230 Ms. Blow strongly suggests that the Board start looking into step systems, incentives, and improving benefits. Police, Fire,
231 and EMT's are getting \$5,000 to \$10,000 hiring bonuses and we can't compete with that currently. It's hard to get people in
232 the door. They should be looking at a 2% base for employees. We should be retaining the people that we have because

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233 we've invested time and money into them. We should be looking at COLA and CPI. Selectman Labonte said we haven't
234 done step raises in the past. Ms. Blow said correct and they don't have any step plans. All employees get the same raise.
235 Selectman Labonte asked what the purpose of the review process was. Ms. Blow said it's a difficult process to work with.
236 They tried doing merit reviews the first year she was here and they had very little to work with.
237

238 Selectman Freel asked if we go to department heads and have them evaluate what people are making. Why spend \$40,000
239 on a study. Ms. Blow said a formalized plan hasn't been looked at since 2006. It's time to look at everything. Chairman
240 Daniels said you also need to look at the overall compensation, traditionally, the government gives better benefits than the
241 private sector and there is more job security. At this point, there was additional talk about healthcare. Ms. Blow said we've
242 had a year when insurance went down 15% and a year when it went up 18%. Everything needs to be looked at closely.
243

244 Next up:

- 245 • Volunteer process
- 246 • Criminal records check – revise the policy
- 247 • Separate Social Media Policy from Telephone and Electronic Communications Policy.
- 248

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

250 Katherine Kokko, a Milford resident, asked for an update on communications. Administrator Shannon said we haven't
251 spent any ARPA funds yet and as of today, the contract with 2-Way is still being finalized. Chairman Daniels said they
252 will get back to Ms. Kokko.
253

254 **4. DECISIONS – Selectman Freel asked to have 4. a) 2) removed for discussion. Selectman Dargie made a motion to**
255 **approve items 1 and 3 on the consent calendar. Seconded by Selectman Freel. All were in favor. The motion passed**
256 **4/0.**

257 **a) CONSENT CALENDAR**

- 258 1) Request to Appoint Paul Calabria as Deputy Tax Collector – Term Expires when rescinded.
- 259 2) Request for Approval of Multi-year Property Abatement, Map 12 Lot 10-1.
- 260 3) Approval of Final Authority to List the Swing Bridge on the NH State Register of Historic Sites.
- 261

262 Selectman Freel asked for Ms. Noel to explain the Multi-year Property Abatement. Ms. Noel said the property owner
263 stopped paying taxes. It went up for lien and when looking into the property further, it was discovered that the listed owner
264 was not the actual owner. The property belongs to the State of New Hampshire. The abatement allows the tax collector to
265 clear unpaid taxes and remove the tax lien.

266 **Selectman Freel made a motion to approve 4. a) 2). Seconded by Selectman Dargie. All were in favor. The motion**
267 **passed 4/0.**

268 **b) OTHER DECISIONS**

269 1) Foster Road Maintenance – There is a part of Foster Road not maintained by the town and the owner of the property that
270 abuts that part wants to cut brush and clean it up. The citizen understands that he can't excavate the property.
271

272 **Selectman Dargie moved to approve the request according to the memo. Seconded by Selectman Freel. Selectman**
273 **Labonte asked if anything like this has come before the Board before. Chairman Daniels said this is the first ascetically.**
274 **Administrator Shannon said if any neighbors have concerns, they can reach out to him. All were in favor. The motion**
275 **passed 4/0.**
276

277 **5. TOWN STATUS REPORT – Town Administrator, John Shannon**

278 **1) Labor Day Parade** – The Labor Day Parade has been scheduled for Monday, September 6, 2021, at 1 pm. The assem-
279 bly area for the parade shall be at the Milford High School, 100 West Street, New Hampshire, and the parade route shall be
280 limited as follows: from West Street to the Milford Oval via Elm Street, around the Oval, and then proceed to the Harley
281 Sanford Veterans of Foreign Wars (VFW) Post 4368, One VFW Way, Milford, NH. Further details will be released to the
282 public if needed. Any questions or concerns about the project can be directed to the Town Administrator's Office.
283

284 **2) 2022 Town Budget** - The Town's 2022 Budget preparation begins this month when the initial budget proposals are sent
285 out to all necessary departments. A timeline for the entire budget process has been established. Please note that the time-
286 line may be adjusted if needed. Any questions or concerns about the 2022 budget can be directed to the Town Administra-
287 tor's Office.
288

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2022 Budget Cycle Timeline		
Est. Start Date	Budgetary Step	Completion Date
8/2/2021	Proposed 2022 expenses email goes out to Dept. Heads	
8/23/2021	Individual meetings with Finance Director and DHs	
9/3/2021	First overall Admin review of 2022 proposed budget	
9/10/2021	Review % increases by departments/find efficiencies/make changes	
9/24/2021	Prepare proposed budget for delivery to Budget Advisory Committee	
10/11/2021	Delivery of Draft Budget to BOS and BAC	
11/13/2021	Joint Saturday budget meeting with BAC and BOS	
12/13/2021	Final proposed 2022 Budget	
1/10/2022	Budget and Bond Meeting	
2/5/2022	Deliberative Session	
3/8/2022	Town Vote	

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6. DISCUSSIONS

1) Fireworks – Verbal – Chairman Daniels asked the Board's thoughts on fireworks. We rescinded the fireworks ordinance in 2012. Comments made against fireworks at the last Board meeting were made by people in his neighborhood. Since asked people to be respectful a couple of weeks ago, it seems to have lessened.

Selectman Freel asked why the ordinance was changed. Chairman Daniels said every time you pass an ordinance or rules and laws you are taking away people's rights. It's trying to find that balance and you can find it if people are respectful to each other. Overall it's worked well. It would be hard to control.

Selectman Labonte asked if there have been complaints this year? Chief Viola said eighteen from the first of January until now. In January it was for the New Year, some came in a couple of different times and then around the 4th of July. It's random. There may be people complaining, but it isn't coming through the Police Department. Selectman Freel agrees with the fewer rules the better. It comes down to being respectful.

7. PUBLIC COMMENTS. (Regarding items that are not on the agenda)

Bob Labonte, a Milford resident, has concerns about a guardrail at Capron Road and Nashua Street next to Burger King. It's been damaged for a while. Administrator Shannon will contact Public Works tomorrow.

Katherine Kokko, a Milford resident questioned the basis for going into non-public. Tina Philbrick, Executive Assistant said a citizen requested a non-public under legal with the Board of Selectmen. He specifically asked to come in under legal.

8. SELECTMEN'S REPORTS/DISCUSSIONS

FROM PROJECTS, SPECIAL BOARDS, COMMISSIONS & COMMITTEES

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

9. APPROVAL OF FINAL MINUTES - Selectman Dargie moved to approve the minutes of July 26, 2021, and August 9, 2021. Seconded by Selectman Freel. All were in favor. The motion passed 4/0.

10. INFORMATION ITEMS REQUIRING NO DECISIONS.

1. N/A

11. NOTICES. Notices were read. Chairman Daniels asked to change the 5th Monday forum on August 30th to 6:00 instead of 7:00. Selectman Labonte said he may not attend. MACC Base is holding a meeting at 5:00 and he will be attending that one instead.

12. NON-PUBLIC SESSION a motion made by Selectman Dargie to enter into a non-public session in accordance with (RSA 91-A:3, II(e)) Legal and approval of non-public minutes of August 9, 2021. Seconded by Selectmen Freel. A roll call vote was taken with Selectman Dargie yes, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. The motion passed 4/0.

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332 In non-public, Mr. James Vanetti gave the Board a brief explanation of why he wanted his meeting in a non-public session.
333 Chairman Daniels explained the statute for going into non-public. At this time, the Board decided that the issue should be
334 addressed in public. Speaking tonight will be Mr. James Vanetti, Mr. Charles Vanetti, and Mrs. Bonnie Vanietti.
335

336 **Selectman Dargie made a motion to come out of non-public. Seconded by Selectman Free. All were in favor. The**
337 **motion passed 4/0.**
338

339 Mr. James Vanetti said he called his former Attorney to get paperwork for tonight’s meeting and was informed that some-
340 one in the Town called him regarding the Linden Street Extension. The town has its own Attorney and he feels they didn't
341 need to contact his former Attorney with questions.
342

343 Lincoln Daley, Community Development Director said he called to find out what the status was and what the expectation
344 was at the town meeting in 2015, that was all he asked. Mrs. Vanetti said she sent a letter to the town in December inform-
345 ing him that they can’t keep paying a lawyer over this situation.
346

347 In Summary: Mr. Daley said that in 2014 the town informed the Vanetti’s that the town-owned their driveway. The exten-
348 sion is called, “the Linden Street extension”, established in 1914. The Vanetti’s petitioned the town to discontinue the ex-
349 tension. Our Attorney wrote a letter that explained the process. In 2015 the town passed a warrant to discontinue the Lin-
350 den Street extension, the warrant passed. Half of the property went to Mr. James Vanetti and the other half to his parents. It
351 was never laid out, it was considered a “paper” street. There are some existing utility easements at the back of those prop-
352 erties. The discontinuance didn't affect the town's ability to access and maintain those easements. At this time the Vanettis
353 would like to quantify that process and consolidate some additional property lines that may run along Riverview Street and
354 another layout of another extension. Their goal is to change the lot lines out there for their mutual benefit. There are dis-
355 crepancies of where the property lines are.
356

357 Mr. James Vanetti said they didn’t get a deed back after the vote to identify where the extension ends. The Vanetti’s spent
358 many hours/dollars researching where they feel the Linden Street extension is located so they can add it to their two deeds.
359 The Vanetti’s claim to have several documents that contradict the town's claim that the Linden Street extension was accept-
360 ed by the Selectmen in 1913. They need a deed with measurements deeded. They are asking the town to help pay for the
361 additional cost to continue or start over with surveying Linden St.
362

363 Mr. Daley said part of Attorney Dreschers letter was a detailed explanation of how the town got to the process. This letter
364 was given to the Vanetti’s Attorney in 2014. Chairman Daniels asked if the town voted to release it, why we are going
365 through this process. Mrs. Vanetti said they don’t have anything incorporating this into their deed.
366

367 Selectman Freel asked why they just get it surveyed. Mrs. Vanetti said the surveying has not been finalized because the
368 town can’t find the acceptance letter to the proposal by the East Milford Improvement Society to turn this over to the town
369 in 1913. Their previous surveyor seems to think the town road extends down to the Vanetti’s lawn by 10 feet and over
370 their existing driveway by 6 feet.
371

372 Selectman Dargie asked if the deeds recognized the existence of the extension. Mrs. Vanetti said no. Selectman Dargie
373 asked why they don’t just go back to the original deeds because the town doesn’t recognize the extension anymore. Mrs.
374 Vanetti said because there is a 30’ discrepancy between her frontage and her son’s frontage.
375

376 Mr. Daley said in preparation for tonight he reached out to Town Council and the Municipal Association to find out what
377 the process is posted 2015 Town vote. The state Attorney said once the Town voted to approve the warrant article, the
378 town is done, the land reverts to the Vanetti’s and they can decide what to do with it. Our Town Council said at the very
379 least we could give a deed release but it doesn't point out the layout of the actual right of way. In the end, this can be re-
380 solved with a simple subdivision. It’s all part of one big block.
381

382 Selectman Freel said they could go to the Planning Board and asked for a lot of line adjustment. They would have to have
383 it surveyed. He asked if the town has documentation of where our sewer, water, and electricity are. Mr. Daley said yes.
384 Selectman Freel said he doesn't know how the town is going to pick up any cost for this. This is up to the Vanetti’s.
385

386 Selectman Labonte asked how a warrant article was put forward to give back land to the Vanetti’s that wasn’t ours. Mr.
387 Daley said it was laid out in Attorney Dreschers letter. Selectman Dargie said the whole point of the warrant article was to
388 officially say, we don’t own this, we are clearing up that issue, it’s no longer an issue relative to the Vanetti’s deed. Select-

DRAFT MINUTES OF BOARD OF SELECTMEN MEETING – 8/23/2021

389 man Labonte said their original deed should still be accurate. Mr. Daley said it is. Selectman Freel said it comes done to
390 engineering and they will have to find a benchmark where they can pull the correct measurements..

391
392 Selectman Labonte said the last surveyor had an issue. Mr. Daley said this has to be done by a licensed surveyor showing
393 actual boundaries. Mrs. Vanetti said the surveyor is trying to change their lines in their deed to make the Lindon Street fix.
394 There was more discussion on what the surveyor did. Selectman Freel said they will have to talk to their neighbors. Mrs.
395 Vanetti said her neighbors hired Field Stone and they did three sides of his property except for the side that they could find
396 the boundaries.

397
398 Selectman Freel asked if the town has any documentation of these property lines dating back to 1913. Mr. Daley said he
399 was unable to find anything. Chairman Daniels asked if this has anything to do with the Board trying to resolve this. Mr.
400 Daley said the Board can assist the Vanetti’s with a release form but it won’t provide the lines.

401
402 Selectman Labonte asked if we had a layout of where the Lindon Street extension was. Mr. Daley said no. Selectman La-
403 bonte said at some point we have to say what we are releasing. Chairman Daniels said the town has already released it. Mr.
404 Daley said Linden Street is described as length going at a certain angle. Other information is defined in the survey that was
405 complete. Mr. Daley suggests that this be brought to the Planning Board.

406
407 Chairman Daniels said the Town Administrator can work with Mr. Daley to take care of any paperwork needed. There was
408 more discussion about a triangle-shaped section which is part of the Town right away. An easement plan has been recorded
409 and it’s shown in that plan. The next step for the Vanetti’s is to tell the Planning Board what they want for their lot lines.
410 Talk to their neighbor about validating the line. Mr. James Vanetti asked about the triangle. Mrs. Vanetti said they may
411 have to live with it. Mr. Daley said he would investigate that area where it’s been maintained for so long.

412
413 **Selectman Labonte made a motion to go back into non-public. Seconded by Selectman Freel. A roll call vote was**
414 **taken with Selectman Dargie, yes, Selectman Labonte no, Selectman Freel yes, and Chairman Daniels yes. All were**
415 **in favor. The motion passed 4/0.**

416
417 **In non-public, the Board decided to seal the minutes from August 9, 2021. Selectman Dargie made a motion to ap-**
418 **prove the non-public minutes of August 9, 2021. Seconded by Chairman Daniels. A roll call vote was taken with**
419 **Selectman Dargie, yes, Selectman Labonte no, Selectman Freel yes, and Chairman Daniels yes. All were in favor.**
420 **The motion passed 4/0.**

421
422 **Selectman Freel made a motion to leave the non-public session. Seconded by Selectmen Dargie. A roll call vote was**
423 **taken, Selectman Dargie yes, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. All were in**
424 **favor. The motion passed 4/0.**

425
426 **13. ADJOURNMENT: Selectman Freel moved to adjourn at 9:21 pm. Seconded by Selectman Dargie. A roll call**
427 **vote was taken with Selectman Dargie yes, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes.**
428 **All were in favor. The motion passed 4/0.**

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431 _____
432 Gary Daniels, Chairman Paul Dargie, Member

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436 Chris Labonte, Vice-Chairman David Freel, Member

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440 Laura Dudziak, Member

Approval of DRAFT Minutes August 30, 2021 5th Monday Forum

DRAFT

MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING 5TH MONDAY FORUM

August 30, 2021

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

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

Chairman Daniels called the public meeting to order at 6:00 p.m., introduced Board members, and then led the audience in the Pledge of Allegiance. Chairman Daniels indicated that those people in the audience who want to speak or add to the discussion should please use a microphone in order to be heard on the PEG Access live broadcast. Chairman Daniels welcomed members of the public accessing this meeting remotely. He intends to continue using zoom at the Board meetings because there is more participation using this tool.

2. APPOINTMENT: (Approximate times)

7:00 p.m. Proclamation – 9/11 – Chairman Daniels said September 11th will be the 20th anniversary of the attack on the twin towers at the World Trade Center in New York. The Rotary Club will be holding a recognition service to honor all first responders as well as Military who have served and sometimes lost their lives in the fight for freedom since that day. The service begins at 8:00 on the Oval on September 11, 2021. All are invited to join. We have a proclamation to present at that ceremony.

Selectmen Dudziak made a motion to accept the Proclamation for 9/11. Seconded by Selectman Labonte. A roll call vote was taken with Selectman Dargie, yes. Selectman Dudziak, yes. Selectman Labonte, yes. Selectman Freel, yes. Selectman Daniels, yes. The motion passed 5/0.

7:05 p.m. Open Forum

Ammy Rice, a Milford resident asked the status of the paving on Foster and Federal Hill Road. Administrator Shannon said he would get that information for her. Selectman Labonte asked what else will be paved this year. Administrator Shannon said he would get that information as well.

3. DECISIONS

a. CONSENT CALENDAR

- 1) Request for Acceptance and Appropriation of Unanticipated Revenues under \$10,000 (31:95(b)) Labor Day Parade Donations.
 - \$500.00 - Cardoza Flooring
 - \$100.00 - Robert and Sandra Courage
 - \$100.00 - Haywards Trading Post
 - \$100.00 – L.D.N. Auto Repair, Inc.
- Request for Acceptance and Appropriation of Unanticipated Revenues under \$10,000 (31:95(b)) State of NH Homeland Security Grant Program that funded two Ambulance Employees to attend the Active Threat Full Scale Exercise in May - \$638.63.
- 2) Request for Approval for the Milford Volunteer Ambulance Association (MVAA) to hold their Annual Duck Race Raffle during this year's Pumpkin Festival in October in accordance with NH RSA 287-A:7.

Selectmen Freel made a motion to accept the consent calendar. Seconded by Selectman Labonte. A roll call vote was taken with Selectman Dargie, yes. Selectman Dudziak, yes. Selectman Labonte, yes. Selectman Freel, yes. Selectman Daniels, yes. The motion passed 5/0.

- #### 4. ADJOURNMENT:
- Selectman Dudziak moved to adjourn at 6:07. Seconded by Selectman Dargie. All were in favor. A roll call vote was taken with Selectman Dargie yes, Selectman Dudziak yes, Selectman Labonte yes, Selectman Freel yes, and Chairman Daniels yes. All were in favor. The motion passed 5/0.

APPROVED MINUTES OF BOARD OF SELECTMEN MEETING – 08/30/2021

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Gary Daniels, Chairman

Paul Dargie, Member

Chris Labonte, Vice Chairman

David Freel, Member

Laura Dudziak, Member