

**APPROVED**  
**MINUTES OF THE MILFORD BOARD OF SELECTMEN MEETING**  
September 25, 2017

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

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

**INSTRUCTIONS:** Chairman Fougere called the meeting to order at 5:30 p.m., introduced Board members and then led the audience in the Pledge of Allegiance. Chairman Fougere asked that we stay standing for a moment of silence to honor all the fallen on the anniversary of 9/11. Chairman Fougere indicated that those people in the audience who want to speak or add to the discussion should please use a microphone in order to be heard on the PEG Access live broadcast. Chairman Fougere announced that the 6:20 appointment for the Beaver Flow Device at Heron Pond was removed from the agenda.

**2. APPOINTMENTS:**

**5:30 p.m. – Departmental Update** – Recreation Director Arene Berry presented an update for the Recreation Department today. The overview outlined programs, trips, events, volunteers and community groups. Selectman Fougere asked how the recruiting for life guards went this year. Arene said that both this year and last year we had full staff. 2015 was a struggle for a lot of recreation directors. We restructured certifications to help with life guards. It's \$350 for a certification, which is difficult for 15 or 16-year-old to pay. If they complete the certification and work for us all summer we reimburse them half of the \$350. If they stay a second summer we will reimburse them the other half.

Selectman Putnam asked why is the Recreation Department taking over the Heron Pond Ski program this year. Arene said that Heron Pond reached out to them last year and said that they were not going to run it anymore. Recreation reviewed the program to see if it was feasible and it was. This is a volunteer program for the teachers and they don't have the time anymore. The only outlay of funding is our advertising, if we have a certain amount of kids sign up we get free passes that we can then sell and put the money into the revolving fund. This will include staffing for five nights for John and me. The Recreation Department received two New Hampshire Recreation and Park Association (NHRPA) awards for the first time. A new RecDesk Registration Software was implemented this year, the old software was about 9 years old, and the Recreation Chapter of the Master Plan was completed and adopted. The Keyes Swim Team won 1<sup>st</sup> place for the second consecutive year. The presentation ended with a video of Keyes field.

**5:45 p.m. – Departmental Update** – Library Director Betsy Salon presented an update for the Library today. To date for 2017 the Library has had 84,752 visitors, 9,399 card holders (203 non-residents pay for a Milford Library Card) and 132,306 items circulated. The Library now opens at 9:00 am adding 130 hours per year at no cost to the town. A Library Expansion Task Squad has been formed to help address handicapped parking, program space, bathroom expansion and the crumbling and leaking foundation. The Library is currently training six people as passport acceptance agents. Selectmen Daniels asked how much would it cost and Betsy said that they would charge same price as the state.

**6:00 p.m. – Social Services Warrant Article** – Welfare Director Susan Drew and Social Services member Clare Holston informed the board that the social services committee will be putting forth a warrant article for \$40,000 to the voters in March. The proposals are due in by October 15, and the committee will review them extensively before determining by a point system, who should get what amount of the monies. The social services warrant article has been \$35,000 since 2009. Unusually between 70% and 73% of the voters vote for this warrant article. The organizations that apply for monies from the social services warrant article provide a very large amount of services to the town of Milford. Selectman Daniels asked at what point you would give the Board a synopsis about what each organization does. He also asked if you have any information that tells how they measure their success for their program and how do they use the money you give them. Susan said we have not asked them to provide that infor-

1 mation. We could make that part of our application process in the future. We have not done that at this point. Se-  
2 lectman Daniels asked if we could set the standards on how they measure success? We are giving money to these  
3 organizations to perform a particular purpose, so we should be able to determine whether the tax payer's money is  
4 being used effectively. Susan said that the package has already been sent out this year. We can certainly take a look  
5 at it for next year. Clare said that we already look at what types of services are being provided from these organiza-  
6 tions in the Milford area. We look at history based on, have we given them grants before, how many people in Mil-  
7 ford they are helping, we have actually been collecting data for three years now so we do have a history that we can  
8 base our selections on. Selectman Daniels said he is seeing things at the state level. When he talks to health and hu-  
9 man services they service so many thousand people and the next year they service so many more thousand people  
10 and he has no idea what that means. Susan said in the package they do describe what their service is, how many  
11 people are there servicing in Milford, what is the percentage of the population that they are serving in Milford. Are  
12 they serving one person in Milford, because that would not be cost-effective for the town especially if another or-  
13 ganization is servicing a hundred people in Milford. This is something we could definitely build into next year's  
14 grant. Selectman Daniels said for him is not about how much money we are giving to an organization, it's what they  
15 do with that money. His goal is that the goal of these organizations is to put themselves out of business because we  
16 don't need their services. He feels that we are spending an awful lot on the local level and the state level on social  
17 services and we need to see some sort of result or start identifying what the source of these problems are, so that we  
18 can hopefully resolve them and not continue to feed them. Claire said we can take that back but some of it is not  
19 quantifiable. Social services provide people with a service and you don't always see the rewards right away. If you  
20 have things that are more specific that we can look for we will certainly take them back with us to review. Select-  
21 man Daniels said one thing in particular is the money that we put forward on the drug abuse problem. It seems that  
22 quite often we give money for organizations to do this and that but there are no requirements for those people to  
23 seek some sort of treatment to help themselves. So we are forever throwing money at an individual who may not  
24 even have the desire to help themselves. Susan said that that is a separate issue from the social services warrant arti-  
25 cle. That is more of an individual welfare case problem. For example if we give \$1000 to Keystone Hall, that's not  
26 who does the drug abuse prevention. They help who we have in our area but that's not telling us specifically that I  
27 gave rent money to Joe Smith and then he needed to go get treatment. Those are two separate things. That they  
28 might be providing access to stuff so maybe they have to go buy things with what little money we do give them,  
29 maybe buy supplies. Does that mean that necessarily it's not being used? Selectman Daniel says he fully acknowl-  
30 edges that everyone's situation is a little bit different from one another and that there are some that are more quanti-  
31 fiable than others, and so he appreciates anything that you can do to give us the confidence that we can go back to  
32 the tax payers and say that we trying to use your money wisely. Chairman Fougere asked if there were any other  
33 questions and thanks the Social Services Committee for their time.

34  
35 **6:10 p.m. – Labor Day Parade Committee Update** – Brendon Philbrick told the board that we had a successful  
36 Labor Day Parade this year because of the board's support and trust. It was a lot of work and we had a great com-  
37 mittee to help. If we take into consideration the town's \$10,000, we spent \$12,720. We have a surplus this year of  
38 about \$4000 which will hopefully make our fundraising easier next. We had pretty strong donors this year. We post-  
39 ed thank yous in the Milford cabinet Thursday. Jay Duffy said the committee was very grateful for the support.  
40 Chairman Fougere said the town appreciates the committee stepping up because without the help the parade would  
41 have gone south this year. Brendan said he'd like to thank Mike McInerney because he set up the PA system and  
42 took it down on the holiday. He thanked Mark Bender, Tina Philbrick and Jack Sheehy for all their work. Selectmen  
43 Daniels announced for the parade. The Police Department and Public Works are always behind the scene doing their  
44 jobs. Bill Parker, Janet Langdell and Sarah Philbrick Sandhage helped at the lineup. They are looking at a carnival  
45 as a means to raise money and lessen the burden on the tax payer. They have been in contact with Arene on which  
46 field would be best. Jay said that the carnival was always a success in the past. Chairman Fougere thanked the  
47 committee again. Selectmen Daniels asked why there's such a long gap between the fire trucks in the people march-  
48 ing. Brendan said it's always been that way they will try to get the fire trucks to go slower. Brenden also said that  
49 they are concerned about the turf at Keyes field if they have a carnival, and they will also contact the Police about  
50 the cost of a detail. Selectman Daniels asked if they would have room for a carnival at 127 Elm St, because there  
51 would be no grass to tear up if that's a concern. Selectman Putnam said there's not enough room up there. Brendan  
52 said they may talk to the strip mall to see if they could have it there.

53  
54 **6:20 p.m. – Beaver Flow Device at Heron Pond** – Conservation Commission Chairman Andy Hughes and Chris  
55 Costantino – Removed from the agenda prior to the beginning of the meeting.

56  
57 **6:30 p.m. – Gravel Removal Operation** – Chad Branon (Fieldstone) Chairman Fougere reminded the audience that  
58 in 2016, the voters approved removal of the gravel from the BROX property. Fieldstone has come up with a plan

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1 that will meet the goals that we set and also obtain the proper permits. The town was issued an Alteration of Terrain  
2 permit last week. This is been a one year process with lots of discussions with Fish and Game, two public meetings,  
3 joint meetings with the Planning Board and Conservation. Changes have been made several times and now we have  
4 the permit. Chairman Fougere asked Chad to bring the board up to date. Chad said that they were here tonight to  
5 review the BROX community land gravel removal operation permit. The last time they were before the board was  
6 March 7th when they reviewed the gravel operation plan in detail, this included description and thorough review of  
7 the soil property on site, final grading plans, the excavation volume and how the design accounted for the majority  
8 of the elements outlined in the 2014 Conceptual Master Plan. We reviewed how the proposal creates balance for all  
9 parties since the project proposes to reclaim 18 acres of the existing grandfathered gravel operation, excavate mate-  
10 rials over 37 acres, 24 of which has to do with North East Sand and Gravel performing the excavation operation and  
11 the remaining property the town will excavate in the future. We will be preserving and permanently protecting ap-  
12 proximately 75 acres of land. We met with Planning and Conservation on April 4<sup>th</sup> and have spent the last six  
13 months collaborating with New Hampshire Fish and Game and the Alteration of Terrain Bureau. We took a lot of  
14 information back from the April 4<sup>TH</sup> meeting, and Conservation’s comments were considered, reviewed and shared a  
15 number of times with Fish and Game and the AoT Bureau. A number of meetings and site walks occurred with  
16 New Hampshire Fish and Game over the last six months which led to their support of the project. New Hampshire  
17 Fish and Game agreed with some areas and made change to others as a result of the site walks and discussions we  
18 had with them. A number of revisions were incorporated from the past meetings to include comments received from  
19 staff as well as state officials. Some of the revisions included maintaining a 100 foot buffer around the wetlands at  
20 Heron Pond; it was felt that this area in its natural setting would provide for an additional nesting habitat for the tur-  
21 tles. New Hampshire Fish and Game and Conservation also recommended that the 75 acres of open land that’s recom-  
22 mended for this project be permanently protected with an easement holder. The town agreed to work with Con-  
23 servation, DES and Fish and Game and will within two years of our AoT approval execute a permanent conservation  
24 easement. For the short term this secures the right to excavate the materials. In the long term it allows for the 2014  
25 Master Plan which provides for athletic fields, Town buildings, etc. There is an existing nature trail that parallels  
26 Heron pond on the south side that will be maintained and possibly expanded upon. Fishing and Game preferred that  
27 any domestic animals be leashed and the property gated to prevent vehicle access and to limit activity on the site  
28 right now for preservation of the species. They want to have some control over the addition of bike trails within the  
29 protected open space. The town agreed that no trails will be made within the protected space without prior approval  
30 of all parties involved. Selectman Daniels asked to clarify “who is the town”. Chad verified it was town staff who  
31 met with Fish and Game that clarified these decisions. Selectman Daniel said he doesn’t remember the board talking  
32 about this, or voting to do these things. Chairman Fougere said that all along we’ve been briefing the board with the  
33 progress that the state wanted. The last time we spoke was about 6 to 8 weeks ago, where Fish and Game came back  
34 with what they wanted along with their desire to fund a three-year study and endangered species. We talked about it  
35 in segments and the last time we talked about this particular thing was the night we talked about the three year study  
36 and the list of others items that Fish and Game wanted. Chad said they were planning to put educational stations  
37 along the nature trails to educate the public, Fish and Game asked us to remove that from the proposal, so as to min-  
38 imize disturbing the species. Fish and Game agreed to an educational kiosk at the end of Heron Pond Road where  
39 residents can enter the nature trail area. One of the major components of our mitigation plan was the construction of  
40 five turtle nesting sites spread throughout the 75 acres of protected lands. Fish and Game originally agreed then  
41 changed their minds. They felt that what is already there presents quality nesting areas for the turtles. They recom-  
42 mend a berm and lay the slopes back in the existing area and make some improvements thus providing a substantial  
43 nesting area that’s already part of the area that is protected. Fish and Game would like to do some selective tree cut-  
44 ting in that area to allow for additional sun to help turtles. Another thing that Fish and Game recommended was to  
45 leave the cut slopes as an area to provide for additional nesting for the turtles and also the bank swallows. We also  
46 discuss the haul road, which will be the service road for the project with improvements. One improvement being a  
47 wildlife crossing. Fish and Game determined that one crossing was adequate with the drivers and employees being  
48 educated would be sufficient. We broke down excavation and work zone areas to minimize disturbing the species  
49 per Fish and Game and Conservations request. Phase 1B and C are the first two phases that they will be excavating  
50 and there will be an exclusionary fence that will go all around the area. The site would be walked by professional to  
51 make sure there are no wildlife within that area prior to the fence being put in. There will also be ongoing inspec-  
52 tions to ensure compliance and evaluate the mitigation components. They will terminate once the excavation is  
53 complete. Fish and Game did not see the need for additional wild life studies for this project, but are requesting  
54 access to the property to perform their own studies. They have put transmitters in a couple of Blandings turtles. They  
55 are requesting that the town partner with them for an additional three year study, and they are requesting that the  
56 town contribute \$18,300 to this study. This study will be used for this project and also the project to the north of the  
57 BROX property, to get a better understanding of the species so it can be used in the future development of the  
58 town’s property. Selectmen Fougere clarified that Fish and Game were not looking exclusively at just this part of the

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1 property but the entire 270 acres of the BROX property. They asked for all the plans for the property in the event of  
2 a buyer for the industrial lands and making sure that balance is maintained. Chad said that other modifications the  
3 Fish and Game asked that pertaining to specific dates that the exclusionary fence needed to be up for the species. We  
4 revised the grading around the left boundaries of the site to provide additional buffering to the residential areas. We  
5 also modified grading and erosion around the existing sediment basin and test pit area 23. The Department of Envi-  
6 ronmental Services Wetlands Bureau changed their opinion on the permitting for these areas due to the presence of  
7 the species and asked us to provide a wetlands permit. We have done everything that is been asked of us and gone  
8 beyond those areas. That wetland permit is not critical to the excavation project and operations going forward. We  
9 have modified the grading slightly in those areas and proposed erosion control fencing around those areas. After we  
10 made that modification we were able to secure the Alteration of Terrain permit on September 18. Northeast Sand  
11 and Gravel would like to get the board's authorization to move forward with the project. It is a time sensitive ap-  
12 proach. We have to get a fair amount of work done in a small amount of time. The next critical steps for this project  
13 would consist of logging and installing the exclusionary fencing around the work zone which would be phase 1B,  
14 and phase 1C in a good portion of phase 1 within the existing pit area so they would have a good working zone. This  
15 requires flagging of the limited clearing and flagging of the exclusionary fencing. We would have wildlife search by  
16 a qualified professional so that the logging can occur and the fence can be installed. The company that would likely  
17 install the exclusionary fencing can get the work done within about a week. The loggers are also looking at an  
18 equivalent schedule maybe about a week out. We have been working with Northeast Sand and Gravel relative to the  
19 educational materials. The town was nice enough to share their materials that they had available for when they did  
20 the recreational sports fields so we will build upon that. There will have to be a kiosks installed at the entrance of the  
21 haul road as one of the conditions that people be educated. Binders will also be installed in all equipment at the site  
22 to keep the employees educated as to the sensitive nature of the species. Chad asked if the board had any questions.  
23 Administrator Bender wanted to clarify that the purpose of the meeting for tonight was to provide an update to the  
24 board. If we were to extract the sand and gravel that the voters approved, we had to go through this process to get  
25 the AoT permit. The chair and the staff were also involved in the meetings and discussions with the various state  
26 agencies to work closely with them to get to the point where we had agreement on all the terms required to get the  
27 AoT permit issued. Tonight we are looking for the board to authorize or not authorize the process to go ahead and  
28 excavate the sand and gravel operation under the terms, and agreeing to the terms set forth in the AoT permit. Chad  
29 did a nice job addressing, clarifying and laying out the timeline of steps of the qualified person to come in and  
30 search the area and move forward. Chairman Fougere said that one of stipulations was funding the study that was  
31 added to the AoT permit which would be \$6100 per year for three years. That study deals with not just this portion  
32 but the industrial portion of the site as well. \$6100 is due January 1, 2018. We have a line item in the administration  
33 budget of \$10,000 for environmental studies. If this was exclusively related to this gravel site I wouldn't hesitate to  
34 ask the applicant to pay for it, but this study goes well beyond the bounds of this site and into our industrial property  
35 which we are trying to sell as well. Selectman Putnam said that we've done everything that's been asked of us and  
36 gone beyond what was asked. We should get started. Selectman Putnam made a motion that we go ahead with the  
37 gravel removal. Selectman Federico clarified that when DES was looking at this project they were also looking  
38 north at the industrial property and at this 75 acres which is basically in the center, which they are looking at for  
39 mitigation for future development above and the excavation project which is going on right now. Chairman Fougere  
40 said yes but be careful using the word mitigation because if wetlands are involved in the industrial development  
41 that's a different ballgame. We shared with all parties our future plans for the property, industrial buildings roads  
42 etc. Our goal is to create a tax base here. They would be mitigation involved if there were any wetlands impacted  
43 with further development on the property. We are setting aside a significant amount of property which was part of  
44 the Master Plan which is what we told voters we would do. We set aside a large area for open space. We made the  
45 decision not to not excavate over 200,000 yards of gravel next Heron Pond to protect that edge of wildlife and set  
46 that aside as open space. We are going to lean on this property for quite a bit of use on the industrial side. Selectman  
47 Federico wanted to clarify with Chad that they gave us the AoT permit on September 18<sup>th</sup> there was a wetlands per-  
48 mit that we discussed with them and they still gave us the AoT permit. Chad said the initial plan was to fill the sed-  
49 iment basin in because they are man-made. DES originally told us that they were not jurisdictional and that we could  
50 do this. Later they notified us and said due to some of the feedback that Fish and Game received due to the species  
51 being around that area they asked us to get a Wetlands Permit. We modified the plans to show exclusionary fencing  
52 around those areas so that we could get the AoT permit. We made the revision we spoke with both agencies and they  
53 understand that we will likely be submitting a wetlands permit application and all indications are that we will be  
54 approved. Selectman Federico asked if this gets our approval tonight who monitors all of this to make sure were  
55 staying in compliance with everything that Fish and Game, DES, Wetlands Bureau has requested? Who are we using  
56 to monitor our vendor who will be excavating all this material? Chairman Fougere said we would be using our envi-  
57 ronmental Fred Elkind. We have a Forrester that will be watching for the trees cutting, and we will be installing a  
58 camera to monitor truckloads. Administrator Bender said that Fish and Game and DES have access to the site as

1 well as staff to monitor it. Chairman Fougere asked if there were any other questions before he opened it up for public  
2 discussion. Andy Hughes Chair Conservation Commission asked Chad if there was a revision to the wildlife mit-  
3 igation plan that was done in the spring. Chad said it is in the process of being updated. Peter Spear a certified wild-  
4 life biologists was hired to do this plan, and came up with the original proposal. Some of this was changed by the  
5 state so we have reached out to Mr. Spear and he's working to incorporate the revisions into his wildlife mitigation  
6 plan. We have a draft copy that needs work and we will be providing it to Conservation when its complete. It is a  
7 summary report of Mr. Spear's findings, Fish and Games Findings and what's been done to secure the permit for  
8 this project. This revised report will not be available before work starts on this project, nor will it have any impact  
9 on the project. Chairman Fougere asked Chad if he thought it would be done in a couple of weeks, Chad said yes.  
10 Andy said that there's been a lot of purple loosestrife, (invasive wetland species), on the floor of the pit, he doesn't  
11 believe it was there prior to bringing in the dredging's from Osgood Pond. He would like to see some measures in  
12 place to keep it under control. It's a threat to wetlands and if it gets to Heron Pond it may be an issue. Administrator  
13 Bender asked if they could go out and walk the site so he could see it. Andy said yes but it's not flowering right  
14 now. Chairman Fougere said he took a walk out about six weeks ago and it wasn't on the piles. Andy said it's not on  
15 the piles it's on the gravel floor of the pit. He said that was a concern originally brought over with the dredging.  
16 Andy asked that in regards to the 75 acres open space, is there a document that contains the agreement associated  
17 with the open space land. Chad said the agreement was, within two years of receiving the AoT permit the town was  
18 going to work with the Conservation Commission, DES and Fish and Game on coming up with a document that  
19 outlines the restrictions and protections and other uses that may be allowed on that 75 acres. The document is not  
20 available at this time. It's not something that can be done short-term needs to be a lot of thought put into it and pre-  
21 sented to this board for review and approval. Administrator Bender said he would probably drive that but he would  
22 include the commission in the process. Andy would like to know if the Conservation Commission would have man-  
23 agement responsibility of that area. Administrator Bender said if he recalls the conversation with Fish and Game, the  
24 town was supposed to identify a third-party to hold the actual easement. We are not that far along at this time but we  
25 certainly could consider Conservation. Andy asked if they wanted Conservation to start the easement. Administrator  
26 Bender said yes, that would be great. Andy asked about an area for DPW approximately 3 acres, when does DPW  
27 start to be confined to those 3 acres. Mark said that there hasn't been an actual timeline set yet, but as we go through  
28 the pit restoration DPW's 3 acres will be carved out of that. Materials have to be moved to accommodate that. Andy  
29 said that we've already heard that the sedimentation has been declassified as wetlands permits are required. Until that  
30 time I feel that there should be a 25 foot buffer put around those wetlands until you get a permit to disturb them.  
31 Chad feels that it is the function of local interpretation there is no buffer required on state end. There's an active  
32 gravel operation and an active sediment operation it's a local decision. Chairman Fougere said that those are man-  
33 made wetlands, DPW and others have driven through and they will be permitted. Those areas right in the middle;  
34 they get protected as required by state statute. Chad said for more clarification, the majority of the area in question is  
35 not even in proximity of the first stage of the project. Test Pit 23 will not be disturbed at all until we get this permit;  
36 there will be no work in that area. There is currently no buffer being offered for that basin it is without a doubt man-  
37 made. I don't believe a buffer would be assigned to that. Andy said if you could keep 25 feet away from it would be  
38 appreciated. That concluded Andy's comments. Chairman Fougere asked if they were any other comments. Suzanne  
39 Fournier, Coordinator BROX Environmental Citizens said that the Department of Environmental Services said that  
40 the Wetlands Bureau has determined that Test Pit 23 and the little and large sediment basins are all wetlands and  
41 that's why they're requiring a dredge and fill permit. That's why they're requiring a dredging permit. The town has  
42 jurisdiction according to the wetlands ordinance, the minimum buffer for all ordinances 25 feet. The town gave 50  
43 feet to Birch Brook and a 100 foot to the Peat Fen? The town should be giving a 25 foot buffer along this work area.  
44 The state said it was wetlands and you need to put the buffer along Test Pit 23. And you need to call them forested  
45 wetlands and vernal pools. Another thing I want to talk about is the \$18,300, of course you can find the money  
46 somewhere. The warrant article was for zero dollars. Voters approved zero dollars for BROX expenditures. This  
47 study for \$18,300 for three years that is to be done at the BROX property including this site, is exclusively related to  
48 the permit and not related to selling the northern portion. The voters were told that all expenses would be paid for by  
49 the contractor. The town and the body of the Board of Selectmen has no authority to authorize or spend the \$18,300.  
50 It could come from donations. The town receives donations all the time. If you want to resolve it you have to have it  
51 go to the voters and you can't go to the voters until next year. The next issue I have is that you're talking about the  
52 logging and excavation starting within a couple of weeks. Chad went through a timeline briefly, he didn't give the  
53 details, but September 15<sup>th</sup> was the deadline. You received a permit on September 18 the deadline has passed. New  
54 Hampshire Fish and Game put it on the plan because in referring to Chad's chart #3 states that excavation may begin  
55 after the silt fence is installed around the phase being worked. The silt fence will create a barrier to prevent all spe-  
56 cies from entering the site during construction. Any areas planned for impact between September 15<sup>th</sup> through May  
57 10<sup>th</sup> shall be silt fenced by September 15 to prevent animals, especially Eastern Hognose Snakes, from hibernating  
58 on site. Nothing has been done I've been monitoring it. Chairman Fougere corrected Suzanne and said the word said

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1 should be done. Suzanne said, so you want me to tell the state that you're quibbling about the word should in terms  
2 of the hog nosed snake. Chairman Fougere said that Suzanne could tell the state whatever she wanted. Suzanne said  
3 that you can't begin the project outside the September 15<sup>th</sup> date that's on this condition that's been accepted, that's a  
4 red flag. Another thing that I haven't heard you speak about is a new angle on the haul road, (she provided a handout  
5 and a poster). At this point Suzanne proceeded to point out that what she is showing them is a town's map that they  
6 submitted when they consolidated the lots. Plan number 31877 from the Hillsborough County register of deeds. The  
7 plan shows in yellow where the roads, the rights of way are. What you don't see is the road coming north to south  
8 into the existing gravel pit. Now in my handout on the other side is the aerial, and now you see the old haul road that  
9 Chad spoke about. You see in the aerial but not on an official map of the town, so it's not a road. So my point I that  
10 there is a law, and RSA that says that "it is not for highway or governmental use then, town ordinances apply". In  
11 this case the wetlands ordinance applies because going north is wetlands area. Recently there has been some logging  
12 cut to its road and it went right to wetlands flags. In this case you need to go to the Zoning Board of Adjustments to  
13 get a special exception if it is going to impact the wetlands buffers. She also mentioned some abandoned quarry  
14 roads that needed ZBA approval. Chairman Fougere asked Chad if he wanted to respond to any of Suzanne's com-  
15 ments. On the September 15<sup>th</sup> date that Suzanne mentioned, the process was started several months ago. This is a  
16 milestone date. The date on the plan is relative to the Hog Nose Snake, but those species hibernation period is in mid  
17 to late October, or maybe a little later. It's my understanding that working with Fish and Game that the date was  
18 selected conservatively with an understanding that we would likely have had a permit by now. There was an intent  
19 to cut filed on this project and Mr. Marshand from Fish and Game requested that we hold off and work with them  
20 on this process. The town, Northeast Sand and Gravel and I ultimately did that. I emailed Fish and Game a couple  
21 of days ago relative to this project, the timing of the AoT permit and how we would be to go forward with the wild-  
22 life inventory, the logging and the cutting and let him know that we would be essentially looking to complete this  
23 work within the next couple of weeks, with an understanding that were going to be approaching a sensitive period of  
24 time. There is no interest in sidestepping the process. This process has been transparent from the beginning with all  
25 parties involved. We've been trying to create a good balance and everyone understands that. We don't have control  
26 over when permits are issued and the timing and the elements that come into play. We thought we would have this  
27 permit about two months ago. There were modifications made that resulted in the changing of time. I'm only con-  
28 cerned with presenting this information to the board this evening and asking for authority to proceed. The exclusion-  
29 ary fencing will be up around the area that they want to work through the winter months into next year. This year it's  
30 going up as fast as he can. Audrey Frazier, member of Conservation Commission would like to know when the 75  
31 acres are going to be surveyed, when the conservation plan is going to be identified with boundaries. Chairman  
32 Fougere said that the state asked him to do that within the next two years. Audrey would also like to also know if  
33 there will need to be another submission to the state on the AoT permit based on the wetlands findings as of item  
34 number five saying that there's no impact to the Test Pit 23 in the two basins. Chad said that once we obtain the  
35 Wetlands Permit we would essentially amend the AoT permit to include plans that we previously submitted. Any-  
36 time there is a design change you have to amend the AoT permit. Audrey also asked if we expected decrease in the  
37 amount of revenue in the town as a result of having a qualified professional out on site, the additional engineering  
38 cost and the collection permit. She said they have to get a collection permit, she didn't know if it was an annual  
39 permit. Chad said the collections permit is for the wildlife professionals. The Fish and Game issues the permit which  
40 allows certain individuals to capture and relocate the wildlife within the exclusionary zone if necessary. The town  
41 doesn't necessarily have to have that permit it is between \$50 and \$100. Chairman Fougere said that one of the costs  
42 we talked about was about the study we have to make a decision on it, but everything else was the applicant. Field-  
43 stone's wetland scientist is going to obtain the approval and permit needed. Chris LaBonte said that he deftly under-  
44 stands that the animal study will help on the north section but is it an actual requirement for the AoT permit. Chair-  
45 man Fougere said yes. Chris said, so if we were not going for the gravel we wouldn't have to do the study, we could  
46 have whoever was coming in to develop it pay for it. Chairman Fougere said it depends on what happens first. If we  
47 wanted to put a school on the town site it may trigger need for the study. If the developer came in on the north side  
48 industrial side it may trigger a need for the study. They were focused on the entire property that we owned not just  
49 the south side. Chris said just to clarify, we weren't looking to have on the north side we are just obligated to have it  
50 on the south side. So if the gravel thing never came about he would not have been forced to do the study. Chairman  
51 Fougere said yes, but in the future we will be required to have the study if we were to do anything on the community  
52 lands over 2 ½ acres. Chris said the board has a way of changing or using different language on different articles. So  
53 my interpretation with the warrant article is that it was no cost to the town when approved by the voters. I under-  
54 stand the financial gain to the town, but it was supposed to be at no cost to the taxpayers. So if we approve this study  
55 will be be going against the warrant article at no cost to the taxpayers. Chairman Fougere said the board has to make  
56 those determinations on where the money comes from. Chad said that when we went to the permitting process with  
57 Fish and Game, the charge was Master Plan, they wanted a Master Plan on the whole property. Part of it had to do to  
58 a previous user that the town had looking at the industrial portion of the property. They understood that the town has

land to the north that they are actively looking for people to purchase. Fish and Game are very comfortable with the proponents that we are proposing on the community lands. They have asked to do additional studies with their focus primarily being north of this site so that they can forecast future developments and have a plan in place when and if there's a plan in place for the northern side. Fish and Game has to sign off in order for the AoT bureau to have jurisdiction to issue a permit. So Fish and Game stance is that we're looking for a contribution to help with the study. So the \$18,300 is a fraction of what it would cost for a study like this if you went to a professional consultant had to pay. Their cost through Fish and Game is around \$55,000. If you do nothing, nothing is required that's a fact. But if the town plans on doing anything that this property, this study is required. Chris said so if anything were to be done on the north side that would be at the developers cost. Chairman Fougere said it would depend on what we negotiated with them. Chris said that this was not as relevant to the gravel operation as to where the money is going to come from. We have stuff in town that we can't pay for but we can come up with money for survey from our slush fund. Chairman Fougere said he disagrees with Chris's terminology of slush fund. Every line item in our budget is accounted for and is public record. If you have a question on any line item you can see town administration and get an explanation on why it's there. There is money in the account that has been in there for years for environmental studies. This money is to take care of issues that come up unexpectedly during the year. Chris said he just want to clarify that it's supposed to be zero cost to the taxpayer. Chad said that in order for a developer to be entirely responsible for a study of that magnitude on the northern part they would have to buy the entire property. One of the features that Fish and Game mentioned in this process while trying to work with the town and the applicant is that this study will actually, in their mind, potentially make this land to the north more marketable because they will be more knows and less unknowns. It speaks more to the north and not to the south. We showed them the 2014 master plan and the grading plan, they have the full picture for the South, so the study is necessary for the south. It would be unfortunate in my opinion if the town didn't take advantage at Fish and Games willingness to work with them at such a small cost. Chairman Fougere asked if there were any other comments. Suzanne said that Fish and Game is currently involved in a small study where the Blanding's turtles have been tagged with the device so that they're being studied right now. They were all found one day in the large sediment basin which is actually a large vernal pool, which is in the south. So why are they studying animals in the south if they're not interested. A Hog Nose Snake was recently spotted at home on Whitten road, so they know the territory of Hog Nose Snake, that's south. They were in the sports field last year before building the fields, so she disagrees with Chads comment that it speaks more to the north and not to the south. She's also commenting on condition two on the gravel operation "the town of Milford will contribute \$18,300 to the New Hampshire Fish and Game nongame and endangered wildlife program for the purpose of a multiyear study evaluating the habitat use of endangered wildlife i.e. Eastern Hog Nose Snake Blandings turtle and Spotted turtle on the BROX property. The town portion of the study will be paid in three annual installments starting on January 2018. Study will be coordinated by the New Hampshire Fish and Game staff. The study will evaluate wildlife use of changing landscape, as well as mitigation plans for their protection. Information gained from the study could help inform future development designed to reduce impacts on the species. Chairman Fougere asked if there were any other comments this time the board took a 10 minute recess. Selectman Daniels asked that we get a copy of the Warrant Article 23. When returned, Selectman Daniels acknowledge that the warrant article said the cost of this gravel operation would be zero. On the end it said the article would have no tax impact, he thinks these are two different things. He suggest that if it's ^6100 per year that the town not pay the \$6100 for the first payment, that the other parties pay for it and then we can explore the other two years at the next annual meeting. Kevin Brown of North East Sand and Gravel said that they could absorb the \$6100 for the first payment in January for the study. Chairman Fougere asked if there were any other discussions. Chairman Fougere said that we will take this up as we head into the fall. Selectman Putnam made a motion that we go ahead and remove the gravel from the BROX pit. Selectman Daniels seconded. All were in favor. The motion passed 5/0.

**3. PUBLIC COMMENTS. (Items not on the agenda).** Chairman Fougere asked if there was anything concerning items not on the agenda. There were none.

**4. DECISIONS.**

a) **CONSENT CALENDAR.** Chairman Fougere asked if there were any items to be removed from the Consent Calendar for discussion. Selectman Daniels asked to remove 4.a)3) from the Consent Calendar for discussion. Selectman Putnam moved to approve the consent calendar with the exception of item 4a)3). Selectman Daniels seconded. All were in favor. The motion passed 5/0. Selectmen Daniels wanted to know how the additional increase in a dog license was going to work. He feels that in reading the statue that \$1.00 could be added every year. He understands it is a onetime thing and not intended to go up every year. In addition, he feels that they haven't even talked about the animal control officer. There are many concerns about the cost or additional cost to the budget and if the increase will pay for that. Selectmen Dudizak has the same concerns. Selectmen Fougere said it was the first time he's heard about the animal control officer as well. Chairman Fougere asked if Selectman Daniels would like to table the matter to get more information regarding the dollar increased, how will be used in different aspects of the

1 animal control officer. Selectman Daniels moved to table the matter until there is additional information. Selectman  
 2 Putnam seconded the motion. All were in favor. The motion passed 5/0.

- 3  
 4 **1) Acceptance and Appropriation of Unanticipated Revenues under \$10,000 (31:95(b)).** The follow-  
 5 ing was accepted by the Board

| Source                       | Amount | Purpose                                     |
|------------------------------|--------|---------------------------------------------|
| Airmar Technology            | \$500  | Donation to MPD for the Police Fitness Room |
| Kent's Service Station, Inc. | \$500  | Donation to MPD for the Police Fitness Room |

- 6  
 7  
 8  
 9 **2) Request for Approval to appoint Kierstyn Williamson and William Crossley as alternate mem-**  
 10 **bers to the Recreation Commission**  
 11 **3) The Town Clerk requests approval to add \$1.00 to the Dog Licensing Fee per RSA 466:39**

12 **b) OTHER DECISIONS.**

13 **1. Sale of Land on 124 Prospect Street -** The Town of Milford is the owner of a parcel of land  
 14 identified as 124 Prospect Street, Milford NH. The property is depicted as Map ID: 35-31 with an  
 15 assessed valuation of \$4,800. The property was previously used by Milford Water Utilities for a  
 16 water storage tank that was dismantled in 2015. The Town of Milford NH has stated its intent to  
 17 sell this parcel by sealed bid or other appropriate means. Two public hearings were held in accord-  
 18 ance with NH RSA 41:14-a, on August 28<sup>th</sup> and September 11<sup>th</sup> a final decision will be made tonight.  
 19 Selectman Fougere asked if anyone is here in regards to the land sale. No one came forward. Adminis-  
 20 trator Bender said they are looking for a decision from the board authorizing the town to go ahead with  
 21 the sale. He recommends sealed bids. There has been some interest from the abutters so we will contact  
 22 them directly, and advertise in the cabinet and on the town website. The town does reserve the right to  
 23 reject any and all bids if they are unacceptable. Selectman Putnam made a motion to approve the sale of  
 24 the property. Selectman Daniels seconded the motion. All were in favor. The motion passed 5/0.

25  
 26 **2. Rescind Stop Sign on Osgood Road at Mason Road -** There was an ordinance passed in 1989 to  
 27 install the stop sign. The intersection was recently reconfigured and a decision was made that the  
 28 stop sign was no longer needed. Two public hearings were held in accordance with NH RSA  
 29 41:14-b, on August 28<sup>th</sup> and September 11<sup>th</sup> a final decision will be made tonight. Chief Viola was  
 30 asked to give the Board information about the Osgood Road traffic study.

- 31 •The first concern is that vehicles are exceeding the posted speed limit of 35 miles per hour.
- 32 •The second concern is that vehicles are not stopping at the stop sign at the intersection of Mason  
 33 Road and Osgood Road.

34 As a result of their concerns, the Milford Police Department completed a traffic study over the  
 35 course of approximately two weeks. On September 11th the Police Department initiated directed  
 36 patrols in the area of 144 Osgood Road. They continued the directed patrols through September  
 37 22<sup>nd</sup> during various times. Overall, the department conducted approximately eight (8) hours of di-  
 38 rected patrols in this area. The following is an overview of the activity that was observed by the  
 39 officers:

- 40 • A total of 16 directed patrols were recorded in this area.
- 41 • 27 vehicles were observed traveling at 25 mph or less.
- 42 • 243 vehicles were observed traveling between 25mph and 30 mph.
- 43 • 382 vehicles were observed traveling between 31mph and 35mph.
- 44 • 230 vehicles were observed traveling between 36mph and 40 mph.
- 45 • 37 vehicles were observed traveling between 41mph and 45mph.
- 46 • 1 vehicle was stopped and written a citation for 52 mph, traveling westerly.
- 47 • 1 vehicle was stopped and issued a warning for speed.
- 48 • 0 stop sign violations
- 49 • Officers observed 919 vehicles during their directed patrols.

50 Selectman Putnam asked if anyone notice any issues with cars turning into properties. Chief Viola  
 51 said his officers did not document anything and he has not noticed anything especially during  
 52 school time. He feels that the stop sign and the new traffic pattern hasn't been a big issue. Another  
 53 issue has been about people walking and there is a lot of walking traffic especially children walk-  
 54 ing to and from school and sporting events. There also have been no accidents in this area. Chief  
 55 Viola doesn't feel that this is a major issue for the change but feels that we do need to keep moni-  
 56 toring it closely. The times were monitored at various times during the day. Officers would not  
 57 necessarily see; sometimes they would sit down at Adams field where they would not be seen by  
 58 oncoming cars. Administrator Bender asked if the chief feels that the speed limit of 35 is appropri-  
 59 ate. Chief Viola said yes. Selectmen Daniels asked if the vehicles that were stopped and cited



1 were traveling in the same direction. Chief Viola did not know. The vehicle that was cited was go-  
2 ing in a westerly direction. Selectman Fougere thanked the chief for his help and asked if there  
3 were any more questions. The chief did mention that there's a guardrail where the kids walk that's  
4 a pretty thin area but there really isn't anything that can be done about it unless the town wants to  
5 move it back. Wade Campbell, 162 Mild Slip feels that there should be a stop sign at that intersec-  
6 tion. He feels that there's an issue when you're trying to turn left onto Osgood Road from Mason.  
7 There is difficulty seeing when you're trying to pull out. Making the turn without the stop sign  
8 there is frustrating. He has traveled Mason Road about 2 to 3 times a day for the past 23 years. He  
9 really feels for safety reasons the stop sign to be put back. Selectman Daniels said there should be  
10 a line of sight on both sides and you should be able to see if people are coming. Wade said it's dif-  
11 ficult when people are speeding. Selectman Fougere asked if they were any other comments. Se-  
12 lectmen Federico said he's traveled Osgood up as opposed to Mason down and thought that there  
13 was a clear line of sight. Selectman Putnam said that there are many intersections around like this  
14 one and there are no issues. Wade asked what the purpose of the stop sign was on union to Os-  
15 good; you can see just as far up, why don't we pull that one. Selectman Putnam said it was a good  
16 idea we should send it to traffic safety for consideration. Wade asked about putting a yield sign on  
17 Mason Road, or even one on union and Osgood. Selectman Daniels said that we haven't looked at  
18 union and Osgood yet. Selectmen Daniels said that a yield sign at Mason and Osgood would be  
19 completely against the manual on uniform traffic control devices. The idea is that you have a  
20 right of way there and to put a yield sign there goes completely against that. Selectman Putnam  
21 made a motion to rescind the stop sign on Osgood Road. Selectman Daniels seconded the motion.  
22 All were in favor. The motion passed 5/0.  
23

24 **5. TOWN STATUS REPORT.**

25 **1. TIF District Update** – Administrator Bender. In March 2006 Town voters authorized the creation of a  
26 Tax Increment Financing District (TIF District) that includes the town-owned Commercial & Industrial Land  
27 and two parcels owned by Hendrix Wire & Cable. TIF allows the Financing of public improvements with the  
28 Incremental Taxes created by new construction, expansion or renovation of property within a defined area of  
29 the community. In 2007 Town voters rejected a warrant article to fund infrastructure improvements (roads, wa-  
30 ter & sewer utilities and storm water drainage) that would only have been done if there was an approved site  
31 development plan. There have been no further attempts to fund the TIF District development.

32 The West Milford TIF District Advisory Board created to advise the Board of Selectmen has been inactive. A  
33 list of the most recent Advisory Board members was provided in the board packets. Duties include advising the  
34 BOS on planning, construction and implementation of the Development Program and on maintenance and oper-  
35 ation of the district after the program has been completed. While development has been stagnant for some  
36 years, many areas of NH are beginning to see interest. This is a good time for the Advisory Board to review our  
37 TIF District Development Plan and report back to the Selectmen. We reached out to past members, and most of  
38 them have moved on. One qualification is that the majority of members, (at least 51%) shall be owners or occu-  
39 pants of property within or adjacent to the district. Selectmen Daniels asked if they could be under EDAC. Ad-  
40 ministrator Bender said that there could be a sub-committee as long as the majority of the members meet the  
41 guidelines. Selectman Daniel said he has not heard much about EDAC lately, but he does know someone who  
42 would like to be on it. Administrator Bender said that typically the Director of Community Development is the  
43 TIF district administrator so that would keep one of our staff on it. Selectman Putnam asked when the last time  
44 EDAC met. Chairman Fougere said about 2 or 3 months ago. Administrator Bender asked if Selectman Daniels  
45 could pass the potential members information along. Administrator Bender said he will start looking for mem-  
46 bers for the TIF district.

47 For additional projects around town, Administrator Bender said that all paving scheduled for 2017 is now com-  
48 plete. All of the ADA ramps and sidewalks are complete. The OVAL was finished up last week, and a small  
49 project at the library finished today. Administrator Bender said when the town does any sidewalk projects it has  
50 to be ADA compliant.  
51

52 **6. DISCUSSIONS**

53 **1. Milford Area Communication Center Follow up** – Selectman Fougere said that a couple emails went out  
54 on the budget, and asked if there was anything new to report. Selectman Putnam said no, and he needs a  
55 budget representative from the board. The next meeting is October 4. We are having a budget hearing, and  
56 the budget has only gone up a half a percent. Selectman Daniel said he was contacted by Selectman Wil-  
57 liams from Wilton as to the status of MACC Base. Wilton is waiting to see what Milford is doing regarding  
58 MACC BASE. Selectman Putnam said that both towns are looking at options to doing their due diligence

1 just like we are. We have started researching radio frequencies which takes time. The board was given the  
2 information on the cost of everything for review. We need to sit down with the board to make a decision on  
3 whether we are going to give them a notice on intent to leave, abandon the contract, or stay with MACC  
4 BASE and change the contract. This decision should be made by December 1<sup>st</sup>. Selectman Federico said  
5 that he would not be available to be the budget representative for this year. We should send a notification of  
6 discontinuation of use for MACC BASE. He does feel that we need to draft a notice to MACC base stating  
7 we will not sign the same contract for another five years. It should state that this is not a removal of MACC  
8 BASE at this time because we don't have anything suitable in place to replace it. This process has been go-  
9 ing on for a long time, and we need to take into consideration the Milford taxpayers and the services that  
10 we need to provide for them. We should sit down with MACC BASE and talk about different language go-  
11 ing forward and form a formal subcommittee of the town of Milford staff and task them with getting a  
12 quote to include writing an RFP. We also need to take into consideration the other towns, maybe not finan-  
13 cially but at least to look at equipment that is feasibly brought on board by other towns. Selectman Daniel  
14 says that if you going to tell the Board of Governors that you're not renewing the contract, it is in fact giv-  
15 ing notice. Administrator Bender asked Selectman Putnam if he has read the renewal contracts language.  
16 Selectman Putnam said it has not changed; it's been the same contract over the years. Chairman Fougere  
17 said that if we want to change the structure of the contract we have to do it with everyone on board before  
18 December 31<sup>st</sup> or we say we thinking of leaving. Selectman Putnam said it's going to take more than a year  
19 to put another one in place, so he doesn't think it's feasible to shut them off December 31 of 2018. A dis-  
20 cussion should take place within the next month. Selectman Daniels feels that we should find out if the oth-  
21 er towns are interested in negotiating a new contract. If two of them say no, it will make it clearer for us to  
22 make a decision. If all towns say they are willing to negotiate something new then maybe we should put an  
23 extension in place to allow for the extra time needed to come up with a plan. Selectmen Putnam asked if  
24 Mont Vernon had a Town Administrator. Administrator Bender said that Mont Vernon does not have a  
25 Town Administrator. Selectman Federico says that out of respect we need to clarify our opinions and send  
26 those opinions out to keep everybody on board. Selectman Daniel said that we do need to let them know  
27 that we want to negotiate the contract. It sends them notice as we are not happy with what we have and we  
28 need to sit down and discuss it. Selectmen Federico agrees that it will let them know where we stand. Se-  
29 lectmen Federico made a motion that we direct Administrator Bender to write up a notice to the MACC  
30 BASE Board of Governors that we would like to renegotiate the contract with them. Selectman Putnam  
31 asked if they think that may be too many conversations because the Board of Governors are not going to be  
32 able to make that decision. They are going to have to go talk to their Selectman and come back; it will be a  
33 lot of other discussions. I think that Mr. Bender should talk to the town administrators to get a feel for what  
34 direction they're going into. Selectman Federico said the letter would have to go to all parties involved and  
35 it's not going to take a short time to complete. Chairman Fougere said we need to notify everyone and cov-  
36 er all bases. Selectman Putnam said it's easier to get information face-to-face. Selectman Federico said it is  
37 easier, but a letter also needs to be sent out. Selectman Federico makes a motion that Mr. Bender in writing  
38 reach out to the Board of Governors, and reach out to the Selectmen and Town Administrators verbally to  
39 let them know that we want to renegotiate the contract moving forward and ask for a response if the respec-  
40 tive towns are interested in doing so. Selectman Daniels seconded the motion. Chairman Fougere asked if  
41 they were any other discussions. Administrator Bender asked if they were looking to renegotiate the term of  
42 the contract, do an extension for a specific time, or renegotiate the details of the contract. Selectman Fed-  
43 erico said would like to renegotiate the details, content of the contract. If the other towns are not interested  
44 then I think we need to look at it in terms of signing a one or two year contract not a five year because  
45 there's no guarantee we will be in a situation to dispatch ourselves. Administrator Bender said it would be  
46 mutually beneficial for all towns to ask for an extension or they would have absorb the entire cost. Select-  
47 man Daniel said that if they're not interested in changing it we need to know up front. If they are willing to  
48 renegotiate the details of the contract you have an opportunity to ask for an extension because there wasn't  
49 enough time to accomplish as much as we want. Selectman Federico said we also need to give direction to  
50 our staff whether it be done in a staff committee or subcommittee that uses the letter that we received from  
51 deputy chief Marshal outlaying very good facts and using his expertise along with our emergency part de-  
52 partments, Chief Viola, Chief Kelly, Directors Schelberg and Riendeau, and direct them to compile all in-  
53 formation that they have gathered over the past few years and research hiring a consultant and bring that in-  
54 formation back to us. We need an outside third party with an unbiased opinion to give us an evaluation of  
55 where we are and where we should go. Chairman Fougere asked Selectman Federico if he was looking to  
56 establish a committee. Selectman Federico's asked Selectman Daniels if he felt we should establish a sub-  
57 committee or can we just directed our staff to come to a common goal of inquiry. A committee would pull  
58 all the information together and research a consultant to hire with our approval. Selectman Federico made

a motion that we form a subcommittee. Selectman Daniel said why we can't just use staff that are experts in this area. Chairman Fougere wants to know what we are asking this group specifically to do. Selectman Putnam wants to know how much we've already looked into it. Capt. Frye has information that he's put together for the past two years. Chief Viola said that if the staff looks into it you're not going to get the buy-in, you need an outside party to review everything and give their unbiased account. There is too much history and we've already been dealing with it for a long time. Selectman Putnam feels we are being at too premature and should see where the other towns are going. Selectman Federico said he doesn't agree, it does matter with the other towns say we still need to do our own due diligence. We need a committee to feed the outside consultant with as much information as possible. Selectman Daniels said it just sounds like the board needs to agree on if we should use an outside consultant, and where we might pay for this. Selectmen Daniel said first you establish committee, and then you have to figure out who should be on and wait a month for volunteers and before you know it's the next year. Chairman Fougere said we could call it advisory group. Selectmen Federico said we need to find out what it would cost for an outside consultant. Do we really need committee, probably not. We can task Mr. Bender with finding out how much would cost for an outside consultant. Chairman Fougere said if you hire somebody we are going to let them know that part of the contract and that they need to talk to these departments inside the town. Mr. Bender clarified that the board wants him to look into the cost of the consultant and what it would cost to explore the Milford dispatch center. Selectman Federico said and to write an RFP, need someone to write, it from a technical aspect of what you going to need. So, someone to assist us in writing an RFP. Chairman Fougere asked if Deputy Chief Marshal would qualify. Chairman Federico said yes. Administrator Bender said he would look into it. A motion was made. All were in favor. The motion passed 5/0

- 2. **2018 Budget Ideas & Guidance** – Chairman Fougere said the budget was just placeholder to keep everyone focused as far as ideas and concerns. Staff is putting together a list of capital projects to go before the board soon.

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

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

Selectman Putnam said that the fire station has a revised set of blueprints back and they will be interviewing six project managers in October. They will bring a recommendation for approval to the board in October. He has also received a couple of citizens complaint on Nashua Street next to Giorgio's the old Country Bear, is starting to look like a junkyard, is there something we can do about this. Selectman Fougere said that our Zoning Administrator can look into it.

Selectmen Daniels said that after our last meeting he and the Town Administrator went to Merrimack where they discussed the DOT 10 year plan. Chuck Worcester was there representing the Heritage commission and we made our pitch for the Swing Bridge to get on the 10 year plan.

The Boy Scout troop 4 had their 100<sup>th</sup> anniversary at Shepards Park this past weekend; they camped overnight in the park. It was well received.

Administrator Bender received a nice letter from the state liquor commission thanking the fire and police departments for their help at a fire at the liquor store next Market Basket. Selectmen Fougere read the letter to the audience.

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

- 8. **APPROVAL OF FINAL MINUTES.** The minutes of September 25, 2017 were presented for review and approval. A motion made by Selectman Daniels and seconded by Selectman Federico, the minutes were approved as amended. All were in favor. The motion passed 5/0

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

**10. NOTICES.** Notices were read by Chairman Fougere.

**11. NON-PUBLIC SESSION.** Selectman Daniels moved to enter into non-public session at 9:10 p.m. for approval of minutes. Selectman Federico Seconded. All were in favor. Motion passed 5/0. Selectmen Putnam moved to approve and seal the non-public minutes of August 28, 2017 and September 11, 2017. Selectman Daniels seconded. All were in favor. Motion passed 5/0.

**12. ADJOURNMENT:** Selectman Putnam moved to adjourn at 9:18 p.m. Selectmen Daniels seconded. All were in favor. The motion passed 5/0.

APPROVED MINUTES OF BOARD OF SELECTMEN MEETING - 09/25/2017

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\_\_\_\_\_  
Gary Daniels, Member

\_\_\_\_\_  
Mike Putnam, Member

\_\_\_\_\_  
Laura Dudziak, Member