

Milton Town Council Meeting October 19, 2015 Preliminary / Summary Minutes

Call to Order

The meeting was called to order in the Milton Public Library at 6:30 PM on October 19, 2015 by Mayor Jones. A moment of silence was then observed, followed by the pledge of allegiance to the flag.

Roll Call:

Theodore Kanakos, present
Emory West, present
Esthelda Parker-Selby, present
Michael Cote, present
Kevin Kelly, present
Sam Garde, present
Marion Jones, present
Seth Thompson, the Town Solicitor was also present

These Preliminary Minutes:

These preliminary minutes cover only the high points of the meeting. The discussions were recorded, and will be transcribed at a later date. The transcription will serve as the final minutes of the meeting. Documents included in the Council Package are not included as attachments to these preliminary minutes.

Public Participation:

Jeff Dailey, 211 Grist Mill Drive, made several comments, including:

- Opined that it is said that a town is only as good as the services it provides.
 - While Milton does a good job of supporting private and non-profit organizations such as the Milton Garden Club, the Milton Historical Society, and the Milton Ministerium of Churches; it is not living up to its responsibilities to the citizens of Cannery Village. Their streets are still not paved, and their property values are decreasing. Paving and sidewalks are quality-of-life issues that should involve the Mayor & Town Council.

Steve Crawford, 216 Ridge Road made several comments, including:

- The bottom of the Chandler Street water tower appears to have corrosion or peeling paint.

Don Chandler, 202 Grist Mill Drive, made several comments, including:

- The Town website has been getting better & better.
- However, the website does not have biographical information on most members of the Town Council.
- Suggested that each member of the Town Council (and Town Staff) prepare a short summary of his/her background, so that visitors to the website can get an insight into the contributions that each can make.

Judy Chandler, 202 Grist Mill Drive, made several comments, including:

- She is looking forward for positive results from on-going discussions with Chestnut Properties, and urged the Town and Chestnut Properties to form a consensus in order to get moving on paving and sidewalk installation.

Approval of the Consent Agenda:

The items on the consent agenda were shown as separate items on the overall Agenda for the meeting. Several items were removed: minutes of February 2, 2015 and March 23, 2015, citizen-initiated mural art project, and Resolution 2015-019 .

That left only item b, Tasks assigned by Council Resolution 2015-015 relating to the Chief of Police Hiring Process - Deliverables: job description, advertisement, and application on the Consent Agenda. A motion was made and seconded to approve the remaining item on the consent agenda. The motion was approved unanimously.

Presentation and Approval of Minutes: February 2, 2015.

Councilman Garde made a motion to table the minutes of February 2, 2015, since the minutes were incomplete. The motion was seconded. The motion was approved by a vote of 6 to 1, with Vice Mayor Parker-Selby voting in the negative.

Presentation and Approval of Minutes: March 23, 2015. Comments included:

- On the penultimate line of page 2 change "life" to "lift".
- A motion was made and seconded to approve the minutes of March 23, as amended. The motion was approved by a vote of 6 to 1, with Vice Mayor Parker-Selby voting in the negative.

Citizen-initiated Mural Art Project - Request for Donation. Comments included:

- The Council package included an update on the status of the Project, as well as a copy of the signed license agreement between Ballybunion, LLC and the Town of Milton.
 - The Mayor and Council members considered this Agreement important to limit the Town's liability with respect to maintaining the mural.
- Councilman Garde read an e-mail into the record from former Councilman Norman Lester. A copy is included as Attachment 1.
- A donation of \$4,000 is included in the FY 2016 budget.
- A motion was made and seconded to donate \$4,000 to the Milton Community Foundation for the Mural Art Project. A roll call vote was taken with the following results;
 - Councilman Kanakos: Yes
 - Councilman West: Recused, as he is the President of the Milton Community Foundation.
 - Vice Mayor Parker-Selby: Yes
 - Councilman Cote: Yes
 - Councilman Kelly: Yes
 - Councilman Garde: Yes
 - Mayor Jones: Yes
 - The motion carried.

Council Resolution 2015-019 to request a recommendation from the Streets and Sidewalks committee relating to the wrought iron tree-well borders, currently installed downtown. Comments included:

- Vice Mayor Parker-Selby commented that the iron borders require people to walk single file, are pretty, but impose a safety hazard.
- Jeff Dailey suggested that our Insurance carrier be contacted as to the potential liability of the Town if someone is injured as a result of the presence of the borders.
- Lorraine Wasserman opined that the Town should get rid of the borders.
- Councilman West made a motion to approve the Resolution as presented. Vice Mayor Parker-Selby seconded. The motion was unanimously approved.

Additions or Corrections to the Agenda:

There were no additions or corrections to the Agenda brought forward.

Agenda Approval:

A motion was made by Councilman Garde and seconded by Councilman Kanakos to approve the Agenda as presented. The motion was unanimously approved.

Old Business - Discussion and Possible Vote on the Following Items:

a. Physical Fitness Equipment Usage Policy (Police Department)

Revised drafts of a Police Department Policy and a Release & Indemnity Agreement were included in the Council package. Comments included:

- Mayor Jones commented that this issue cannot be turned into an issue of support or non-support of the Police Dep't. It must be considered more objectively, with emphasis on protecting the Town from potential liability as a result of using the equipment.
- If an accident happens on non-Town owned property vs Town owned property moves liability a step further away.
- The Town is "self-funded" with respect to Worker's Compensation Insurance.
- The members of Council were not sure exactly what that meant.
- Councilman Cote made a motion to table further discussions of the issue until more definitive information is provided on our Worker's Comp program and how it functions. Vice Mayor Parker-Selby seconded. The motion was unanimously approved.

b. Cannery Village (CV) proposed agreement/memorandum of understanding (MOU), sidewalk waiver, punch list, development standards, and subdivision and site plan approvals. Comments included:

- The Town has not heard back from Chestnut Properties on the draft that was delivered to them on behalf of the Town by the Town Solicitor.
- The 11/14 punch list appears to be the same as that produced in 2013, but without the de minimis items.
- The map referred to in the draft has not been made available to the Mayor & Council.
- The MOU is still a draft and has not been approved or signed by either party.
- Phase 4 of Cannery Village has not been subdivided yet, so the new Ordinance will apply and Chestnut Properties will have to post a performance bond when/if they undertake development of that phase.
- No vote was taken on any aspect of this item.

New Business - Discussion and Possible Vote on the Following Items:

a. Governor's Walk - Signage located between 107 & 109 Union Street.

A sketch of the original and previously approved entrance sign as well as a revised sketch showing alternative anchoring of the sign were included in the Council package.

Comments on this item included:

- Thanks to Alex Donnan for continued good work on this project, and bringing it forward.
- The revised anchorage that does not attach to the buildings is an improvement from the standpoint of potential liability to the Town.
- The sign is planned to be painted aluminum.
- A motion was made by Councilman Garde to approve the revised sketch with the following slight modifications:
 - Make the term "Memorial Park" at the top of the sign one font larger than the rest of the sign
 - Add the word "Gazebo" on a new line under "Memorial Park"
 - Delete the word "Lions" from "Children's train."
 - Add the apostrophe to word "Children's."
 - Conform the color to the green of the Clock.
- Vice Mayor Parker-Selby seconded. The motion was unanimously approved.
- The Mayor & Town Council authorized the implementation of the approved motion.

Executive Session

- A motion was made, seconded and unanimously approved to go into Executive Session.
- At the end of the Executive Session, a motion was made, seconded and unanimously approved to come out of Executive Session.

Discussion and Possible Vote on Executive Session Items:

A motion was made, seconded and unanimously approved to go into Regular Session. No actions were required in the Regular Session as a result of the Executive Session.

Adjournment

A motion was made, seconded and unanimously approved to adjourn.

Approval

These minutes were approved at the Town Council meeting held on November 16, 2015.

Very Respectfully submitted,
James C. ("Sam") Garde,
Secretary of the Town Council