

TOWN OF MILLBURY
BOARD OF SELECTMEN MINUTES

Zoom Meeting ID: 890 4536 2381

January 25, 2022

6 PM

Present: Mary Krumsiek, Katie McKenna, Scott Despres, Chris Naff, David Delaney, Sean Hendricks and Jayne Davolio

Dave Rudge, Steve Piscitelli, Maxine Man, Bruce Devault

Zoom: msullivan3, Brian Gasco, ariordan, Rich Hamilton, Paul, Jason Ipad, Donna Nagelschmidt, Cody Mathieu

6 PM Regular Session

Pledge of Allegiance

6:00 PM – Public Hearing- The Millbury Board of Selectmen will hold a Public Hearing on Tuesday January 25, 2022 at 6:00 p.m. at the Municipal Office Building, 127 Elm Street, Millbury, MA to act upon the application for a Change of Officers/Directors/LLC Managers for Qdoba Restaurant Corp dba Qdoba –Mexican Grill #2279 Located at 70 Worcester Providence Turnpike Millbury, MA 01527.

Motion to open the public hearing by Selectman Despres 2nd by Selectman Delaney, on roll call vote with Selectman Krumsiek, Selectman Despres, Selectman Naff, Selectman McKenna and Selectman Delaney. Motion carried unanimously.

The Town Clerk stated that Qdoba is changing their directors to Keith Gilbreath, he will be president, secretary and treasurer. Their application was complete.

Motion to close the public hearing by Selectman Despres, 2nd by Selectman McKenna, on roll call vote with Selectman Krumsiek, Selectman Despres, Selectman Naff, Selectman McKenna and Selectman Delaney. Motion carried unanimously.

Motion to approve change of name on the license for the Managers of Qdoba Restaurant Corp dba Qdoba Mexican Grill at 70 Worcester-Providence Turn pike Millbury MA by Selectman Despres , 2nd by Selectman McKenna, and on roll call vote with Selectman Krumsiek, Selectman Despres, Selectman Naff, Selectman McKenna and Selectman Delaney. Motion carried unanimously.

Fire Headquarters Building Committee

David Rudge, the Chairman of the Committee, presented an update to the Board The Committee chose the old center school as the lot to build the new station and after it got approved, they hired an architect to develop the design for the station. Once they have the design they will send out flyers to update the townsfolk and have a zoom public forum. They have applied for FEMA, USDA grant and state funds for this project. Jeff Shaw, the context architect, presented the final site plan. He stated that the building has multiple entrances for vehicles, multiple parking places, dormitory, storage facilities, public entrances, and administrative offices. Selectman Despres asked whether the generator in the back of the building will be loud or disturb the residents. Jeff

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stated that it is in an enclosure and has a muffler to reduce sounds therefore residents wouldn't necessarily have any issues with it. Selectman Despres stated how much of the wall on the Water Street and Elm Street will be damaged. Jeff said the wall won't be damaged because they made sure to keep the Elm St Master Plan design intact when designing this. Selectman Despres asked if they can put solar panels on the building. Jeff said the budget didn't include them but the building can be equipped with them if the Town wants since it has the items needed for the panels. Chairman Krumsiek asked if the ambulance service will be included and the committee said yes. The OPM & CHA stated that the bids will go out late February. The prequalifying will give more opportunities for contractors and once they have those approvals the project will be ready to go. While this is happening the committee will be looking at cost of supplies and designs. After that they will start the construction as well as doing weekly visits etc.

Discussion & Vote to Appoint to the Roadway Advisory Committee: Francis King & Fabrizio Bordo

Motion to appoint Francis King and Fabrizio Bordo to the Roadway Advisory Committee by Selectman Despres, 2nd by Selectman McKenna and on roll call vote with Selectman Krumsiek, Selectman Despres, Selectman Naff, Selectman McKenna and Selectman Delaney. Motion carried unanimously.

Approve Common Victualler's License for C4 Café Corp/Cake Shop Café Corp-Steven Chambers

Motion to approve the Common Victualler's License for C4 Café Corp/ Cake Shop Café Corp- Steven Chambers by Selectman Despres, 2nd by Selectman McKenna, and on roll call vote with Selectman Krumsiek, Selectman Despres, Selectman Naff, and Selectman McKenna in favor. Selectman Delaney abstained. Motion carried 4-1.

Third Reading of the Surplus Goods Disposition Policy

Motion to adopt the Surplus Goods Disposition Policy as written by Selectman Despres 2nd by Selectman McKenna and on roll call vote with Selectman Krumsiek, Selectman Despres, Selectman Naff, Selectman McKenna and Selectman Delaney. Motion carried unanimously.

Discussion of an update of the charge of the Asa Waters Mansion Task Force

Sean stated that the charge needed changes because the relationships between the Mansion, the Board and the Task Force have changed. The Board decided to involve the Task Force in this process and will take this up at the next meeting.

Discussion of Fee Schedule of the Municipal Electronic Vehicle Charging Stations

Sean stated that in the past a resident had asked who pays for the municipal EV charging station and the grant covered the first 3 years of the payment. Now the station have been running 6-7 years so Sean developed a draft policy for the fees and they are probably costing around \$1,200 currently, after the software updates the cost would be around \$3000. Sean asked the Board how they felt charging for them and/or just cover the electricity or does the Board want to take care of it. Selectman McKenna asked if there is a way to monitor the kilo watt hours being used and Sean said yes. Selectman Delaney

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asked if the station have the ability to take the payment and Sean said yes it is just people don't currently have to pay because the Town pays for the electricity. Selectman McKenna stated that our Fee Structure would be based on which station they go to and the amount of time they charge for. Sean stated that some towns just cover the cost. Selectman Naff stated that in ten years the cost and money spent will increase and the user should bear the cost. Chairman Krumsiek asked why isn't the one at the HS included and Sean said that is a school asset and the Town doesn't pay for their electricity. Selectman Naff stated that we should make a Town Policy and make the people pay. We should check if the one at the school is free to ensure that people don't rush to the school to charge for free.

Motion to institute the fee to the users through Charge point by Selectman Despres, 2nd by Selectman McKenna and on roll call vote with Selectman Krumsiek, Selectman Despres, Selectman Naff, Selectman McKenna and Selectman Delaney. Motion carried unanimously.

Discuss creation of a small business assistance grant/loan program utilizing ARPA funds

Sean stated he started to look into other towns who have done this for their businesses besides the Paycheck Protection Plan and not a lot of them did. The towns decided to get rid of fees etc. to help. Since Millbury has ARPA money, Sean is looking for more input on how to do this, Should it be a loan or grant program or a forgivable loan? Sean said businesses need a strategic plan to be able to stay open in the future. Selectman Naff stated that there are a couple different ways. Outside of the PPP program, a successful program was by Barstool Sports having a grant program with an application process. The program should be short and accessible to everyone. We can work with banks to get this out to businesses. Sean stated that he could take a similar plan and then create a template from that. Selectman Naff stated that a grant would be the best option. Selectman McKenna stated that an eligibility process, ask for the businesses needs and make it accessible for everyone. Selectman Delaney stated that some businesses may not come forward due to embarrassment. Sean said that we cant hide who takes a loan and would need to be disclosed to the government. Selectman Krumsiek listed some towns that are giving out grants to local businesses and the Town Manager can reach out to them to figure out a plan. Selectman McKenna stated to let the business know what they need. Sean asked how should we determine the amount we give out and Selectman McKenna stated that we should see how much funds are we using and how many applications we get and then determine the money given to each business after that. Sean said that we can start off at \$250,000. Selectman Despres stated that we will need to know how are we going to figure out the need required and monitor the loan/ whether they will pay it back. Selectman Naff stated that small businesses have been heavily impacted and shouldn't feel ashamed to come forward. Sean said that we wont be announcing the business getting the loans but they will have to account the business that utilized it. Selectman Naff stated that the threshold for PPP was much higher than for this loan but our main focus is saving small businesses. He said he will prepare a draft of application for the Board and the Manager to review for this process. Selectman Delaney stated that we currently have 5 homeless people in our town. Boston came up with a program to use pellet shelters to house the homeless. Each out them costs \$5000 and we could use the ARPA funds to buy those to help out the 5 people. Sean stated that he will look into that and Selectman Delaney said he will forward that information to Sean.

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Roundtable Discussion and Citizens Feedback

Paul DiCicco from the RAC spoke about the committee. Two members left because of their full time jobs interfered with the meeting times etc. He stated that in the past the committee has overstepped their boundaries but they would like to prevent that now. In the future their focus is to highlight issues in Town and to bring it to DPW's attention. He thanked the Board for helping resolve the committees issues. Selectman Despres agreed with Paul. Selectman Naff added that the old charge was revised and changes can be made after the committee reviews it. Paul commented on Keith Caruso's hard work. He will also be on the advisory board.

Management Update

Sean stated that he has been working on the budgets with Jennifer and they will soon meet with the Finance Committee to finalize it. He will present it to the Board toward the beginning of March. The notice of taking and checks for the first round are done for the McCracken Rd TIP Project. The second taking will be done in March. The project will start later this year. We don't have a contractor yet and when we do, Sean will be able to tell the concerned residents as to what their properties will look like. The Charter Review has been meeting and their recommendations should be in by the end of February. The approval process can either be the recommendations are brought to the Board at Town Meeting and then the Board votes at the next election or we could have a special legislation that won't need a meeting and only need public hearings. The Town has the authority for the special legislation. Sean said that usually it's the committees responsibility to get the papers all set. Sean also mentioned that we lost Tom Weeks, the driver for the Senior Center and part of the friends of the Senior Center. He stated that we celebrated Pauline O'Laughlin 101st birthday at the Senior Center. She is the oldest living resident of Millbury. Sean stated that he was approached by the Animal Control Chief in Uxbridge to join a group of towns that have a group Animal Control officers. Currently Millbury has Dan Chauvin for Animal Control. Our cost for this will go from \$20,000 to \$50,000 so this is a direction we need to go in. Selectman McKenna added that regionalization is a good option and it would open up more services for the Town to use. Selectman Naff stated that regionalizing will help increase staff for Animal Control. Sean then stated that he met with the Planning Board last night. He received a phone call from the developer on Rice road and he is coming in Monday to the 40 B plan. He would limit the Town counsels presence. Laurie can write the decision/opinion. The Planning Board can deny the project with waivers but they need to have legit reasons for that denial. Last nights meeting shows that the Planning Board isn't being united therefore Town counsel won't help. Selectman Naff stated he respects the time and effort of the Planning Board and they can arrive at a decision that everyone is happy with. Because we didn't have robust multi family by laws, that has caused them to look at sub division by laws for permitting a project and the Planning Board doesn't need to. This has lead to confusion in the Board and with the public since waivers are also being made. Selectman McKenna added that another factor is refusing project on the onset instead of making waivers. Selectman Naff continued and said another thing that should be avoided is when the public thought that there was a 5th option due to bad communication. Policy wise we can make changes to avoid confusions like this. He told Sean to follow his instinct. Sean said that we want everyone to be happy and Planning Board needs to help itself. Selectman McKenna added that she was reading the letter to the editor in the Millbury Sutton Chronicle which showed the growing public perception that the Planning Board doesn't listen to the public. Its true that the Planning Board has to follow but they

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can create some by-laws to accommodate the wants of the public. Selectman Naff stated that the public needs to learn more about the 40 B. The public needs to know about state laws and economic realities. Selectman McKenna stated that we need to ensure that there is enough housing with the growing population. Selectman Naff added that since we are an MBTA community, the state requires a minimum number of houses. The larger point is how to approach growth and be strategic about it. Selectman McKenna stated that we have dealt with industrial growth and now we need to focus on the residential part. There are different zoning laws and we need to use the law to our best advantage. Chairman Krumsiek asked if we have a Code of Conduct for the elected officials. Sean said he can bring it to the meeting next time. Sean ended the update that everyone is following the mask mandate. People are going back to the Senior Center and COVID numbers will hopefully come down.

Review & Approve Previous Minutes

Motion to approve the Minutes of December 14th, 2021 by Selectman Despres, 2nd by Selectman McKenna. Motion carried unanimously

Dates to Remember

Nomination Papers for Town Election due March 8th, 2022
Campaign Finance due January 20th, 2022
Dog license purchased by June 30th, 2022
Town Census is out

On a Good Note: Community Events & positive stories about Millbury
Selectman Naff shared that David Ortiz got elected into the Hall of Fame

Mail

Motion to accept donations from Worcester District Attorney Joseph D. Early Jr. for the Millbury Police Department by Selectman Despres, 2nd by Selectman McKenna and on roll call vote with Selectman Krumsiek, Selectman Despres, Selectman McKenna, Selectman Naff and Selectman Delaney in favor, the following vote was approved 5-0.

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8:20 PM Adjourn Meeting

Motion to adjourn the meeting by Selectman McKenna, seconded by Selectman Despres
Motion carried unanimously.

Respectfully submitted,

Amy Fleming, Secretary

Mary Krumsiek

Katie McKenna

Scott Despres

Chris Naff

David Delaney

The image shows five handwritten signatures on a set of five horizontal lines. From top to bottom, the signatures are: 1. 'May' in black ink. 2. 'Kathleen McKenna' in black ink. 3. 'Scott Despres' in blue ink. 4. 'Chris Naff' in black ink. 5. 'David Delaney' in black ink.