

TOWN OF MILLBURY  
BOARD OF SELECTMEN MEETING MINUTES

May 24, 2022

TOWN CLERK  
2022 JUL 27 AM 9:06 6 PM

**Present:** Mary Krumsiek, Katie McKenna, Scott Despres, Chris Naff, and David Delaney  
Steve Sterns, Terry Burke Dotson, Jeff Raymond, Steve Venincasa, Connor McCormack

**Zoom:** Pats Ipad, Joe, Thomas Hill, James, Floridaman, ariordan, Fran, Cassie, Louis Levine,  
axine

**Regular Session 6 PM**

**Pledge of Allegiance**

**Citizens Speak**

Terry Burke Dotson of 20 Salo Terrace brought up the abandoned property on Grove St that was mentioned at the previous Selectman meeting. She suggested that it should be given to a senior resident in Town. Selectman Krumsiek told her that the Town doesn't own the property, it is in the Attorney Generals hands, therefore, we can't sell it. Sean added it's in Tax Title so we have to wait until it is in foreclosure. Selectman Krumsiek stated that she will look into it because that is a good idea. Selectman Delaney asked if Terry knew of any properties around Town that the Town bought and were low income. Terry said there are two.

**Public Hearing**

In conformity with the requirements of Section 22 of Chapter 166 of the Massachusetts General Laws, you are hereby notified that a public hearing will be held in the Millbury Town Hall, 127 Elm Street, Millbury on **Tuesday, May 24, 2022, at 6 PM** on a Massachusetts Electric Company dba NATIONAL GRID petition requesting permission to locate poles, wires, and fixtures, including the necessary sustaining and protecting fixtures, along and across the following public way:

Martin St-National Grid to install 1 SO Pole on Martin Street beginning at a point approximately 290' feet east of the centerline of the intersection of Dewey Ave and continuing approximately 20 feet in a north direction. Install a new pole on Martin St as well as secondary crossing the street and anchor and guys on both existing pole and new pole.

Wherefore it prays that after due notice and hearing as provided by law, it be granted a location for and permission to erect and maintain poles and wires, together with such sustaining and protecting fixtures as it may find necessary, said poles to be erected substantially in accordance with the plan filed herewith marked-Martin St-Millbury-MA No. 30541874

Motion to open the Public Hearing by Selectman Despres 2<sup>nd</sup> by Selectman Delaney. Motion carried unanimously.

Zylamr Garcia was the National Grid Representative. Selectman Despres asked if the anchors and guides interfere with any sidewalks. Zylamr replied one of them near the school has a slight arm.

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Motion to close the public hearing by Selectman Despres, seconded by Selectman McKenna. Motion carried unanimously.

Motion to approve the pole petition as written and read into the record by Selectman Despres, seconded by Selectman McKenna. Motion carried unanimously

### **Guest Presentation-Steve Venincasa-Rice Rd 40B LIP**

James Tetrau from Azmet land designs, represented the land owner. He presented the proposed contract plan for the Rice Rd project. There will be three buildings with 64 units per building, 192 in total. Sewer and Water service will be coming from Rice Rd. The project Attorney Louis Levine stated that the project was reviewed and approved by the Board of Appeals but they wanted to present the Board of Selectman in order to ask if the project could be a LIP Project. The Town can discuss with the Developer. The Board of Selectmen can consider the project and then the Town Manager and Board members can discuss issues such as mitigation, number of units etc. After the LIP application is done, it will be brought in front of the Board. Chairman Krumsiek stated that maybe a Board member can sit down with the Town Manager, Town Counsel, Developer & the project attorney. Selectman Despres asked how much conversation and discussion will be done and actually considered by the Developer. He feels it is a horrible spot for this project as it has railroad in the back and pond in the front. The street is a one way and it creates a dangerous intersection. He is not in favor of it. Selectman Delaney stated he is in favor of this project as the Town should have more affordable housing, he supports the LIP over not being involved in the project at all. Selectman Naff agreed with Selectman Delaney. We need to see what terms we can come with the developers if the project gets approved. This is the best path forward. Chairman Krumsiek stated that she and Selectman Delaney can sit with Connor and the Town Manager to discuss with the developer. Mr. Levine lastly added 25% of them affordable and 75% aren't but they still count towards the Town's SHI, for two years after this, the town will not have to accept any applications. He thanked the Board for their time.

### **New Business**

#### **NB-1 Address by/discussion with Millbury Police Association**

Motion to move NB-8 to NB-1 by Selectman McKenna, seconded by Selectman Delaney. Motion carried unanimously.

#### **NB-8 Adoption of FY2023 Transfer Station Rules and Regulations**

The Town Clerk stated that the biggest change is for mattresses and textiles. Starting July 1<sup>st</sup>, the Town Clerk will not be accepting mattresses and box springs or people have to pay \$60.

Selectman McKenna stated that mattresses may be left on roadsides. Jayne added that if you get a dumpster, you can put it there. Keith Caruso added the other option is that we rent a box to put them in. Since we aren't sure if we will get any grants since the Fiscal Year is ending soon. The company we found is in Natick, the charge \$55 dollars. Keith stated if we bought the dumpster it will be \$5000. Selectman Naff stated that we should buy the dumpster. Keith replied he would suggest renting it because we don't know the cost and damage, if people left them on roadsides. Since they are unsure of the grants and the rules and regulations, they established the mattress rule for July 1<sup>st</sup> instead of telling residents, who already have their stickers, on November 1<sup>st</sup>

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instead. Sean added that we shouldn't accept them the whole time because then we will just have to send out another notice for the policy which will just be a hassle and takes up administrative time. Selectman McKenna replied that we might know more information or changes and then the policy wouldn't be needed at all therefore it should wait.

Motion to accept the adoption Transfer Station Rules and Regulations with the language regarding the mattress FY2023 by Selectman McKenna, seconded by Selectman Despres.

Motion carried unanimously

**NB-2 Authorize the Town Manager to execute a utility easement at 130 Elm St and any other administrative operational documents associated with the Fire HQ project.**

Selectman Despres asked when is it going to happen and Sean stated it will take place sometime during the project, we just hired a GC. Selectman McKenna asked is it an issue that the project hasn't been approved yet, Sean said no, but this would allow work to keep flowing in a timely manner.

Motion to authorize the Town Manager to execute a utility easement at 130 Elm St and any other administrative operational documents associated with the Fire HQ project by Selectman Naff, seconded by Selectman Delaney. Motion carried unanimously

**NB-3 Approve P/T employment of Amanda Leighton at Asa Waters Mansion**

Sean stated that the P/T meets all the statutory requirements, the last part the Board approves on it.

Motion to approve P/T employment of Amanda Leighton at the Asa Waters Mansion by Selectman Delaney, seconded by Selectman McKenna. Motion carried unanimously.

**NB-4 Authorize the TM to execute IMA / the Blackstone Valley Veterans' Svcs**

Selectman Krumsiek asked if this is a better route compared to hiring our own, Sean replied yes. We will be joining 5 or 6 towns that are already part of it. We currently service almost 14 veterans. Selectman Despres asked if they add another town, would our services and cost go down. Sean replied maybe if they add another town they would need another person. It would depend on the size of the Town that will be joining, cost may go down in the next fiscal year. Sean stated he is looking for something similar for Animal control officers as well

Motion to authorize the Town Manager to execute IMA with Blackstone Valley Veteran's Services by Selectman Despres, seconded by Selectman Naff. Motion carried unanimously.

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### **NB-5 Second Reading of draft Video Security Policy**

Jeff Raymond stated cameras are everywhere now a days but people should be able to communicate with their government without being watched. He mentioned that people should have the assurance that it is password protected and they should know when the footage is being accessed, it should be an open process. He isn't sure that if the footage is public record. He mentioned that in the past he was part of the Library Trustees in the past and they voted No twice on the topic of cameras due to privacy concerns. He added that he doesn't support the idea of using facial recognition on the video footage. Sean stated that only Town Manager and Police Chief would have authority over it. They aren't part of the public domain currently. We will always comply with the laws that are there for Public Records. Selectman Naff asked about properties surrounding Municipal properties. Sean said yes it is mentioned. We are just trying to keep things transparency. The Board wanted to add rules about facial recognition and tracking changes to the policy.

### **NB-6 Final reading/adoption of draft Policy for Filling Vacancies on the Board of Fire Engineers**

Selectman Despres asked if the Board of Fire Engineers are happy with this process, they are. Chairman Krumsiek stated that she will set up the workshop with the Board of Fire Engineers.

Motion to adopt the filling vacancies on the Board of Engineers policy, seconded by Selectman Delaney. Motion carried unanimously

### **NB-7 Call June 28, 2022 special election/approve Fire HQ ballot question**

Selectman McKenna asked there will be absentee voting, Jayne said yes.

Motion to call for a special election on June 28, 2022, location Millbury Memorial High school, time of the election 12pm-8pm by Selectman Despres, seconded by Selectman McKenna.

Motion carried unanimously.

Motion to accept the ballot question for the special election June 28<sup>th</sup> 2022 as follows: "Shall the Town of Millbury be allowed to exempt from the provisions of proposition two and one-half, so called, the amounts required to pay for the bond issued in order to construct a new Fire Headquarters Building at 130 Elm Street, including design, engineering, permitting, equipping, acquisition, and any other costs related or incidental thereto" Seconded by Selectman Delaney. Motion carried unanimously.

### **Management Update**

Steve Kosiba is part of the Fire Headquarters committee, Jason Cadrin will be appointed as well. The Memorial Day ceremony details are on the website and an ad will be put in the newspaper as well. Thank you Amy Fleming and Amy Riordan for putting it together. Sean added that at the conclusion of the program, the Friends of Asa Waters will be providing refreshments. Sean then provided an updated spreadsheet. ARPA funds will be distributed amongst departments such as the Police, Fire and DPW. The Small Business Loan is going great, 12 out of the 14 applications have been approved. The Open Meeting Laws training is on June 9<sup>th</sup>. The updated timeline for the Fire Headquarters will be provided next week. The Sewer Rehab loan paperwork was processed last week. The Town has to pay for the

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non-contracted work for the Mass Dot project. Judy O'Connor is retiring June 30<sup>th</sup>, the COA director position will be going up soon. Sean will be meeting Mr. Myers to discuss budget. We locked in the rate of \$14.06 kilo watts an hour with Good Energy. The Board asked if Good Energy could come in for a meeting. Some trees were cut on the path between the Town Hall and mansion. The new generator for the Town Hall will be put in soon. Goretti's special legislation finally went through. The request for the legislation for civil service will be sent to the legislator to be approved soon. Sean asked that if any of the board members would want to meet or talk to him about any updates, please reach out.

### **Review & Approve Previous Minutes**

Motion to approve the Minutes of April 12<sup>th</sup>, 2022 by Selectman Despres, 2<sup>nd</sup> by Selectman Delaney. Motion carried unanimously.

### **Dates to Remember**

- Special election 6/28 12pm-8pm at MHS
- Madam Secretary Show 5/31 6pm at the Library
- Into the garden 6/5 2pm Asa Waters Mansion
- Banjo Girls concert 6/15 6pm at Asa Waters Mansion
- Millbury Historical Society 6/9 7pm at Asa Waters Mansion (Postcards of Millbury's past movie)
- Millbury Library presents Nile the WhaleMobile at Shaw Elementary School 6/7
- Summer Concerts Series every Thursday, starting 6/16 at the Senior Center
- Last Day to register vote 6/8 at Town Hall

### **Roundtable Discussion and Citizens Feedback**

Selectman Despres mentioned the Food Truck Festival was successful. Shoutout to Leonard Mort for organizing it. Shoutout to Keith Caruso for his work on the veterans monuments. He also helped with the seating at the Food Truck Festival. Selectman Despres asked Sean to plan some sort of seating such as picnic tables to be used at similar events. Fran Desimone joined over zoom for some questions and comments. He asked if there will be a Public Hearing after the 40 B presentation to get the public's input. He asked if he could be on the committee regarding the 40 B. He stated that the cameras mentioned in the camera policy should only be looked at for probable cause. He hoped that the Town wouldn't put fees on the mattress, the fee we get from Wheelabrator towards the fee. He asked how to opt out from the Town's electric program. Selectman Krumsiek stated you would probably get a letter.

### **8 PM Executive Session**

Executive Session in accordance with M.G.L. Ch. 30A, s. 21(a)(3): To discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the Chair so declares.

- A. MA Laborers Public Employee Council—Clerical
- B. MA Laborers Public Employee Council—Dispatchers
- C. Litigation update

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Motion to enter Executive Session by Selectman McKenna, seconded by Selectman Naff. and on a roll call vote with Selectman Krumsiek, Selectman McKenna, Selectman Despres, Selectman Naff and Selectman Delaney all in favor, the following vote was approved 5-0.

**Reconvene in Open Session**

**Ratification of Clerical Union 2021-2024 CBA**

Motion to ratify Clerical Union 2021-2024 CBA by Selectman McKenna, seconded by Selectman Delaney and on a roll call vote with Selectman Krumsiek, Selectman McKenna, Selectman Despres, Selectman Naff and Selectman Delaney all in favor, the following vote was approved 5-0.

**Ratification of Dispatcher Union 2021-2024 CBA**

Motion to ratify Clerical Union 2021-2024 CBA by Selectman McKenna, seconded by Selectman Delaney and on a roll call vote with Selectman Krumsiek, Selectman McKenna, Selectman Despres, Selectman Naff and Selectman Delaney all in favor, the following vote was approved 5-0.

**8:30 PM Adjourn Meeting**

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

Respectfully submitted,

Amy Fleming, Secretary

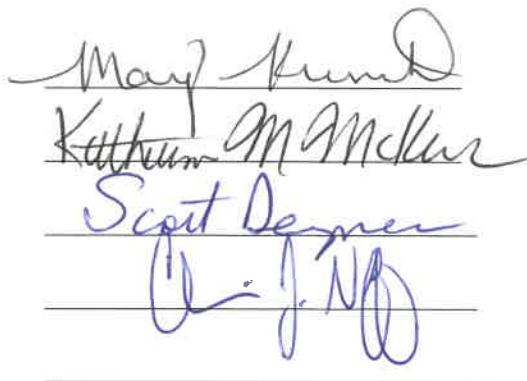
Mary Krumsiek

Katie McKenna

Scott Despres

Chris Naff

David Delaney

The image shows five handwritten signatures in blue ink, each written over a horizontal line. From top to bottom, the signatures are: Mary Krumsiek, Katie McKenna, Scott Despres, Chris Naff, and David Delaney. The signatures are cursive and somewhat stylized.