

**TOWN OF MILLBURY
BOARD OF SELECTMEN MEETING MINUTES**

January 24, 2023

6 PM

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

Zoom: Fran DeSimone, Ipad, Sean Hendricks, Michael, Joe Lobas, Rich Hamilton

Pledge of Allegiance

Citizens Speak

Bond Anticipation Note

Shaw School (new)	\$ 6,000,000.00
Fire Head Quarters (new)	\$14,000,000.00
Total BAN	\$20,000,000.00

Selectman Despres read the following statement:

“I, the Clerk of the Board of Selectmen of the Town of Millbury, Massachusetts (the “Town”), certify that at a meeting of the board held January 24, 2023, of which meeting all members of the board were duly notified and at which a quorum was present, the following votes were unanimously passed, all of which appear upon the official record of the board in my custody:

Voted: to approve the sale of \$20,000,000 4.50 percent General Obligation Bond Anticipation Notes of the Town dated February 1, 2023, and payable September 1, 2023 (the “Notes”), to BofA Securities, Inc. at par and accrued interest, if any, plus a premium of \$222,640.00.

Further Voted: that in connection with the marketing and sale of the Notes, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated January 10, 2023, and a final Official Statement dated January 17, 2023, each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

Further Voted: that the Town Treasurer and the Board of Selectmen be, a and hereby are, authorized to execute and deliver a significant events disclosure undertaking in compliance with SEC Rule 15c2-12 in such form as may be approved by bond counsel to the Town, which undertaking shall be incorporated by reference in the Notes for the benefit of the holders of the Notes from time to time.

Further Voted: that we authorize and direct the Town Treasurer to establish post issuance federal tax compliance procedures and continuing disclosure procedures in such forms as the Town Treasurer and bond counsel deem sufficient, or if such procedures are currently in place, to review and update said procedures, in order to monitor and maintain the tax-exempt status of the Notes and to comply with relevant securities laws.

Further Voted: that any certificates or documents relating to the Notes (collectively, the “Documents”), may be executed in several counterparts, each of which

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shall be regarded as an original and all of which shall constitute one and the same document; delivery of an executed counterpart of a signature page to a Document by electronic mail in a “.pdf” file or by other electronic transmission shall be as effective as delivery of a manually executed counterpart signature page to such Document; and electronic signatures on any of the Documents shall be deemed original signatures for the purposes of the Documents and all matters relating thereto, having the same legal effect as original signatures.

Further Voted: that each member of the Board of Selectmen, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing votes.

I further certify that the votes were taken at a meeting open to the public, that no vote was taken by secret ballot, that a notice stating the place, date, time and agenda for the meeting (which agenda included the adoption of the above votes) was filed with the Town Clerk and a copy thereof posted in a manner conspicuously visible to the public at all hours in or on the municipal building that the office of the Town Clerk is located or, if applicable, in accordance with an alternative method of notice prescribed or approved by the Attorney General as set forth in 940 CMR 29.03(2)(b), at least 48 hours, not including Saturdays, Sundays and legal holidays, prior to the time of the meeting and remained so posted at the time of the meeting, that no deliberations or decision in connection with the sale of the Notes were taken in executive session, all in accordance with G.L. c.30A, §§18-25, as amended.”

Motion to certify the BAN for \$20,000,000 by Selectman Despres, seconded by Selectman McKenna. Motion carried unanimously.

Appoint Bala Mullur to the Energy Advisory Committee

Motion to appoint Bala Mullur to the Energy Advisory Committee by Selectman Naff, seconded by Selectman Delaney. Motion carried unanimously.

Future use of 126 Elm Street (current MFD HQ)

Selectman Naff stated that he talked to the former Fire Chief and would like to further discuss the issues in the old building. The concern for the FHQ was structural issues. The Board discussed whether to sell the building, use it as a community space, tear it down, or level it for a parking. Selectman Delaney suggested the Millbury Historical Society. Selectman Naff stated that a private developer would be able to qualify for tax credits and a parking lot might not be the best use of the space. He suggested we should get revised cost estimates and condition reports for the building before a plan is made. Selectman Despres stated that we should at least establish a plan for the building this year so that construction/changes can take place as soon as the building is vacant. Rich Hamilton stated that the building has structural issues with two walls and

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that issue wasn't addressed in the past because of the cost. Selectman Naff asked when the new FHQ committee was established, were there any estimates about the cost of repairs for the old building or not. Rich replied that they didn't assess the building repairs because they didn't want to put the new FHQ on the old building. Selectman Naff stated they can't salvage the building and a parking lot, our first step should be to figure out what repairs are needed. Chairman Krumsiek asked what were Rich's thoughts, he stated that the second floor has caused damage to the walls and would probably have to come down in order to make the building up to codes. We could look through records of the station and contact the company that previously did work on the building. Selectman Naff and Selectman Delaney suggested that it should be an attraction for the center of the town such as a park or business. Selectman Despres suggested that maybe it could be tied in with the library. The Board asked for the company's info. Fran DeSimone stated a youth center with the library would be good and we could possibly get federal funds. Sean stated that a disposition would have to go through Town Meeting. Selectman Naff stated that we should have an updated structural engineer study.

Review & Approve Previous Minutes of December 13, 2022

Motion to approve the minutes of December 13, 2022 by Selectman Despres, seconded by Selectman Delaney. Motion carried unanimously.

Dates to Remember

- Millbury Lion's Club Meat Raffle 2/4/22 at St. Charles Hotel 2pm-5pm
- Nomination Papers for Town Election available at the Town Clerks

Roundtable Discussion and Citizens Feedback

Fran Desimone stated he likes that the Board allows citizens to chime in and shared about the AFH housing rule.

(Limited to 3 minutes: Discussion on agenda items heard at this meeting, only)

- On a Good Note: Community Events & positive stories about Millbury

Chairman Krumsiek and Jayne attended that MMA conference in Boston and learned a lot. Selectman Naff shared that the Small Business Grant Program is wrapped up after awarding \$500,000 to town businesses. He thanked Selectman Delaney and the Town Manager for their work and collaboration with the MCU.

Executive Session-Cancelled

Executive Session in accordance with M.G.L. Ch. 30A, s. 21(a)(3): To discuss strategy with respect to collective bargaining, as the Chair has declared that an open meeting will have a detrimental effect on the bargaining position of the public body.

- Millbury Police Department successor collective bargaining agreement

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6:55 PM Adjourn Meeting

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

Respectfully submitted,

Amy Fleming, Secretary

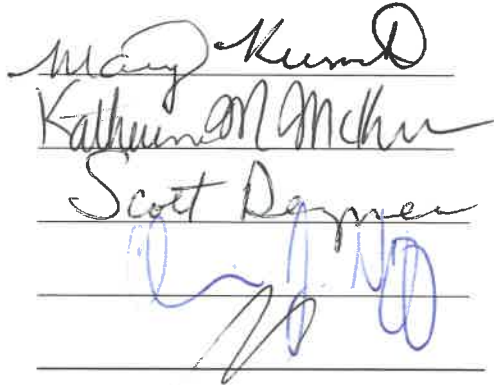
Mary Krumsiek

Katie McKenna

Scott Despres

Chris Naff

David Delaney

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