

TOWN OF MILLBURY
BOARD OF SELECTMEN MINUTES
MUNICIPAL OFFICE BUILDING- SELECTMEN'S MEETING ROOM

December 8, 2015

7:00 pm

Present: Francis B. King, Sandy Cristo; Mary Krumsiek, Brian Ashmankas, Town Manager, Bob Spain, Town Planner Laurie Connors, DPW Director Robert McNeil, Edd Cote, 2015 Millbury Girls Soccer team, coaches, parents, and other concerned citizens

Absent: William Borowski

Chairman King called the meeting to order and said that this is the good part of the job; the Girls Soccer Team has certainly earned our respect and makes Millbury proud. The first ever State Champions for Millbury.

Selectman Krumsiek presented the school with a plaque, the coaches with a proclamation and certificates to the 2015 Millbury Girls Soccer Team for becoming State Champions; they have also declared December 9, 2015 as "Woolie Day" in honor of the team.

Mill Towne Tavern-Transfer of License

Selectman Krumsiek read the public hearing notice at 7:15 pm

Pam Perkins, the owner, said that they are transferring the license from an LLC to incorporation for better taxation benefits. Tish confirmed all paperwork is in order.

Motion to close public hearing made by Selectman Cristo, seconded by Selectman Krumsiek.

Motion carried unanimously.

Motion to approve the transfer made by Selectman Krumsiek, seconded by Selectman Cristo.

Motion carried unanimously.

2016 Liquor License Renewals

Restaurants – All Alcoholic

Applebee's Neighborhood Grill & Bar

Wheelock Inn

Twenty Nine Canal St., Inc. d/b/a DAR BAH

Golfview Corp. d/b/a Clearview Country Club

Liberty Heights Café

Rare Hospitality Int., Inc. d/b/a Longhorn Steakhouse

Round Robin of Millbury LLC d/b/a Red Robin, America Gourmet
Burgers and Spirits

Quincy Amusements, Inc. d/b/a Showcase Cinema De Lux

TGI Friday's Inc. d/b/a TGI Friday's

UR of Millbury MA LLC d/b/a Uno Chicago Grill

Calabria Restaurant

Sixty Elm, Inc. d/b/a A&D Pizza

16 JAN 13 AM 10:01
MILLBURY TOWN CLERK

Perkins Entertainment LLC d/b/a The Mill Towne Tavern
Feng Asian Bistro

Karen McGovern d/b/a Puffins Restaurant

Motion to approve the all alcohol restaurant licenses pending inspections are approved and all taxes are paid made by Selectman Krumsiek, seconded by Selectman Ashmankas.

Motion carried unanimously.

Innholder – All Alcohol

The New St. Charles Hotel

Belfont House

Motion to approve the all alcohol inn holder licenses pending inspections are approved and all taxes are paid made by Selectman Krumsiek, seconded by Selectman Ashmankas.

Motion carried unanimously

Club – Veterans All Alcohol

Charles F. Minney Post VFW 3329 d/b/a Foreign Wars 3329 Inc.

Motion to approve the all alcohol club license pending inspections are approved and all taxes are paid made by Selectman Krumsiek, seconded by Selectman Ashmankas.

Motion carried unanimously

Restaurant - Wine & Malt

Elm Draught House Cinema

Qdoba Mexican Grill

Motion to approve the all alcohol restaurant wine and malt licenses pending inspections are approved and all taxes are paid made by Selectman Krumsiek, seconded by Selectman Ashmankas.

Motion carried unanimously

Package Store - All Alcohol

Douglas Package Store, Inc. d/b/a Lennys Liquors

Tran, LLC d/b/a Millbury Liquor

BAK, Inc. d/b/a Scannels Package Store

Douglas Liquors, 70 Worcester/Providence Tpk

Motion to approve the all alcohol package store licenses made by Selectman Krumsiek, seconded by Selectman Cristo.

Motion carried unanimously.

Package Store- Wine and Malt

Goretti Supermarket

Daniel Spring d/b/a J & T Corner Store

Riverside Mart
Village Knoll Variety, Inc.
X-Tra Mart

Motion to approve the Wine and Malt Package Store licenses made by Selectman Krumsiek, seconded by Selectman Cristo.
Motion carried unanimously.

Charles F. Minney Post VFW 3329 d/b/a Foreign Wars 3329 Inc.

They are asking for a **Change of Manager and New Officers/Directors**; the manager is changing from Ken Schold to Robert Roy; Ken Schold became the Commander. They are also updating the Officers/Directors. The paperwork is all in order.

Motion to approve the Change of Manager and New Officers/Directors made by Selectman Krumsiek, seconded by Selectman Ashmankas.
Motion carried unanimously.

Appointment of 2016 Poll Workers

PRECINCT ONE (1)

Warden Veronica A. Wood
Clerk Ronald A. Stead
Inspector Patricia Macjewski
Inspector Jo Ann Luikey
Inspector Claire R. Morin
Inspector Shirley A. Huchowski

Motion made by Selectman Krumsiek to appoint the Precinct 1 poll workers for the 2016 election year, seconded by Selectman Cristo.
Motion carried unanimously.

PRECINCT TWO (2)

Warden Joan B. Caforio
Clerk Marie Kosiba
Inspector Eva R. Donovan
Inspector Mary Joan Boire
Inspector Shirley Gaboriault
Inspector Julia A. Guertin

Motion made by Selectman Krumsiek to appoint the Precinct 2 poll workers for the 2016 election year, seconded by Selectman Cristo.
Motion carried 3-0-1 (Chairman King abstained for Marie Kosiba)

PRECINCT THREE (3)

Warden	Elizabeth A. Pichierri
Clerk	Filomena Piscitelli
Inspector	Grace Bustillo
Inspector	Gloria Schimke
Inspector	Ronald Ethier
Inspector	Carol F. Burke

Motion made by Selectman Krumsiek to appoint the Precinct 3 poll workers for the 2016 election year, seconded by Selectman Cristo.

Motion carried unanimously

PRECINCT FOUR (4)

Warden	Frances M. Gauthier
Clerk	Doris A. Goyette
Inspector	Lillian Macdonald
Inspector	Eleanor C. Powers
Inspector	Doris E. Bianculli
Inspector	Doris T. Collette

Motion made by Selectman Krumsiek to appoint the Precinct 4 poll workers for the 2016 election year, seconded by Selectman Cristo.

Motion carried unanimously

SUBSTITUTE POLL WORKERS

Lorraine M. LaForte	Donald A. Belliveau
Jeannette Lavin	Elizabeth C. Kotzen
Jane T. Marino	Marie A. Senecal
Ruth B. Nikolajevs	Barbara G. Murray
Margaret R. Masmanian	Elena M. Kerr
Catherine Tucker	Judith M. Gauthier
Carol Vulter	Therese H. O'Brien
Virginia Yasko	Christine A. Bott
Dolores M. White	Karen L. Gerardi
Wilfred A. Kirkman, Jr.	Rosalyn Army

Motion made by Selectman Krumsiek to appoint the Substitute poll workers for the 2016 election year, seconded by Selectman Cristo.

Motion carried unanimously

First reading of Cul de Sac Policy- Selectman Ashmankas wrote a policy to allow the residents on a road to approve modifications to the road that they live on. Mr. Spain forwarded the policy to town counsel and he explained that town counsel submitted a version that would not go against the Town Charter; Selectman Ashmankas is not in favor of that policy; he does not like

having the selectmen's hands tied by day to day operations; he would like a legal opinion on what "day to day operations" is. Selectman Ashmankas read the policy that town counsel submitted. He does not agree with that policy; he would still like the policy he submitted to go through. Chairman King suggested he speak to town council directly. Town Planner Laurie Connors spoke saying that the Planning Board is having this discussion regarding a cul de sac in the Jessica J area where there is already an approved subdivision plan and they will have to remove a cul de sac because it will not be a dead end street anymore. She would not like the policy to hinder the planning board. Selectman Ashmankas wants to make sure that resident's approval is needed to make any change to their cul de sac.

Selectman Ashmankas asked to strike the reading of town council's policy and read his policy into record as the first reading. *attached

Completion of Perambulation- Selectman Krumsiek, Selectman Ashmankas, Jeff Dore and Edd Cote searched for the town boundaries for about a year and they have finally completed it. Selectman Ashmankas explained how they found the boundaries around the town of Millbury. They will have a report with the coordinates of the boundaries filed with the town clerk and on the website next week. Chairman King would like to make sure that this is done every 5 years.

Laurie Connors wanted to add to the discussion on the cul de sac policy that the planning board regularly requires developers to make road ways changes sometimes; some are minor, some are more significant. Sometime they need to make changes to support a new development with new traffic. Please do not tie the hands of the planning board with a cul de sac policy.

Roadway Layout Process for Oakwood Heights-Rayburn Drive area:

We received petitioned warrant articles that the folks are interested in moving forward with public acceptance of these roadways. The first step is to make a series of three motions; 1-to announce the process; 2-essentially send the article to the planning board and you are interested in their feedback; 3-site visit and schedule public hearing.

Motion made by Selectman Cristo to begin the process of laying out Rayburn Drive, Danielle Drive, Horseshoe Lane, Lisa Drive, and a right-of-way situated along the northerly side of Rayburn Drive, as public ways, in the eastern portion of the Town. Said roadways and right-of-way are shown on a plan entitled "Street Layouts & Easements in Oakwood Heights, Millbury, Mass", dated December 13, 1996, prepared by Lavallee Brothers, Inc., seconded by Selectman Ashmankas.

Motion carried 3-0-1 (Selectman Krumsiek abstained)

There is an unnamed roadway on the plan that is very important to the town to access land that the town owns; she left it open to take as the other roads will be; that right of way is a paper street. All of the rights of ways are owned by the developer.

Motion to forward the petitions to accept the proposed layout of Rayburn Drive, Danielle Drive, Horseshoe Lane, Lisa Drive, and the right-of-way to the Planning Board for comment as to whether the roadways are ready for acceptance made by Selectman Cristo, seconded by Selectman Ashmankas. Motion carried 3-0-1 (Selectman Krumsiek abstained)

Motion made by Selectman Cristo to schedule a visit to view said roadways and right of way on January 9, 2016 at 9:00 am. The public meeting on the proposed acceptance of these roadways will occur on January 26, 2016 at 7:00 pm, seconded by Selectman Ashmankas. Motion carried 3-0-1 (Selectman Krumsiek abstained)

Open Space Community- Casa Verde Village Subdivision- 9 Lot open space community off of Oak Pond Ave. They can cluster the homes on smaller lots but they have to provide 50% as permanently protected open space, they have 38.6 acres of land and that space has been transferred to the Conservation Commission; they will enforce the conditions; there is a trailhead and an area for four cars and a kiosk.

Motion made by Selectman Krumsiek to authorize the Conservation Commission to accept the conservation restriction for land described in Exhibit A pursuant to MA General Laws, Chapter 40, Section 8C, granted from HAYR LLC. The conservation restriction is acquired for stormwater management, conservation, forestry, outdoor education, and passive recreation purposes, seconded by Selectman Cristo. Motion carried unanimously.

Laurie explained that there is a home owners association with this subdivision, and whenever that occurs we worry that the maintenance isn't going to be what is ought to be. So we typically draw up a document that says if the home owners associations drops the ball then we can step in to do whatever needs to be done and we could put liens on all of the 98 homes to recoup the cost.

Motion made by Selectman Krumsiek to accept the Declaration and Grant of Easements and Restrictions from Taniel Bedrosian in accordance with M.G.L Chapter 83, Section 4, seconded by Selectman Cristo. Motion carried unanimously.

Municipal Aggregation- the contract with Good Energy should be ready to go in a week; a public comment period needs to be open for 2 weeks; she prepared a letter to open the comment period on December 22nd and the public hearing will be held on January 12, 2016. At the end of the public comment time we will hold a public hearing. Selectman Krumsiek read the letter into record. *see attached letter. The documents will be on the website by December 22nd. They are not ready now.

Rob McNeil- DPW Director – he has some concerns about the Oakwood Heights area- they do not have any information on the drainage or sewerage on that road, as well as the conditions of the road. The punch list is being finished on the fuel station; they are working on reconstructing the resident salt/sand area; he would like to thank the people that showed up for the update on the Ramshorn Pond Dam; he is having a meeting on Thursday to green up the downtown area. He is trying to get as much input on this process and enhance the community's character.

Ramshorn Pond Dam; he is having a meeting on Thursday to green up the downtown area. He is trying to get as much input on this process and enhance the community's character.

Selectman Krumsiek asked if next year before the chain of lights next year they could clean up the streets around the downtown area; it had a lot of trash and leaves. Selectman Cristo suggested that maybe the town hall fire may have caused the loss of documentation for Wedgewood Dr. Chairman King said job well done on the Ramshorn Dam informational meeting.

Chief Desorey: Lt. Rush-Kittle conducted critical training for officers; He went with the Lt., fire chief and school personnel to BVT for evacuation training, it will take 6-8 months to get this done; we will be planning together with the school and fire. ALICE training continues with Sgt. Lewos, Sgt. McFaul and SRO Oliveri-latest was at the Elmwood St. School; in-service training is scheduled into the 1st week of January, we are trying to keep a handle on overtime; On Saturday Nov 7th we had the food drive-it was very successful; we were able to give over \$700 in Gorette's gift cards to the pantries. The '5' Specials have been reinstated; it is resolved and over. The officers finished firearms training today; we will be doing that twice a year. Officer Oliveri has been doing very well at the school; it is important that she develops the relationships with the younger children; she is a very good fit. We had a major case that Det. Cadrin was on that a person was going into houses when they were occupied at night; it cumulated with an arrest in Shrewsbury. He is meeting with the Carpenter's Training School to finish projects that were started and better utilize the space that is down there. Police Assoc had the annual elderly dinner at the Senior Center; they helped with Sen Moore's senior dinner as well; still active with the Financial Management Planning Committee-they are getting their reports together now. Public Safety Building Siting Committee is still active, we are trying to cut down the size of the buildings; he thinks we have some exciting changes to come. On Dec 12th we have 2 programs going on- Goods for Gums-turn in your gun for gift cards-if you have a firearm that you wish to dispose of bring them to the station unloaded; you can transport the firearm from your home to the police department for that day if you are not licensed. Last year we took in 20 firearms. We are working in conjunction with the Lions Club to fulfill the Toys for Children program. On Sat. he and Chief Hamilton will be at Rays True Value collecting toys. Dec. 2nd and Dec. 9th Lt. Rush-Kittle will be attending an accreditation training session; to have a department accredited it shows that you use best practice with policies and running the department properly. Officer Daly and Kenzo attended Narcotics Certification training in Raynham and finished #1 out of 21 teams. Selectman Cristo asked how people dispose of old prescription drugs; there is a kiosk in the lobby of the police department; there are no questions, just drop and go; they can put them in any kind of container. Chairman King asked if there are still foot beats. They are allowed to do it if there is staffing available. The residents appreciate it and the store owners like seeing them.

Previous Minutes:

Motion to approve the minutes of the November 24, 2015 meeting made by Selectman Cristo, seconded by Selectman Krumsiek.

Motion carried unanimously.

Town Manager Report:

Mr. Spain would like to thank the Carpenters Training School for building a new sleigh for the Mansion; they did a great job and used the old hardware. It looks great. Please do not let your children on the sleigh.

The 146 expedited permitting process has been approved. We were waiting for Sutton to get approved and it is now done.

Last year we had taken a step back from our baseline to only a 3% reduction on our energy savings; this year we are at 10%; the HVAC will give us great savings next year. Our baseline should have been updated because of added pump stations but never was.

The line painting has been completed on West Main and Wheelock.

We are moving forward with the HVAC project- the fence on the roof will be taken down by the DPW to save us some money.

OLD/NEW

Chairman King asked for the decision regarding the Chief on the next meeting.

Chairman King read Dates to Remember:

Saturday December 12th from 9 AM to 1 PM Challenge #2 is set - Fire vs Police Toy Drive at Ray's True

Saturday December 12th 10 AM to 1 PM Santa on the Common - rain date is December 19th

Saturday December 12th from 9 AM to 1 PM Goods for Guns at the Police Dept. - Kids and guns do not mix.

Friday December 18th from 6:30 to 9:30 PM 2nd Annual Ugly Sweater Dance at the Millbury Youth Center for grades 3 to 8

Saturday December 19th at dusk Fire Dept. Santa Run - Center Area (Engine 1) & Dorothy Pond (Engine 5)

Sunday December 20th at dusk Fire Dept. Santa Run - West Millbury (Engine 2) & East Millbury (Engine 3)

On A Good Note:

Selectman Krumsiek would like to congratulate Julie Murry for winning the battalions solder of the year competition.

Chairman King went to the Millbury Athletic Hall of Fame and wants to congratulate: Dennis Leonard, Vick Army, Bobby Taft, Kevin Hartigan, Mike Hagen, Jody Bush, Mark Bolcus and Paul Tetzl. It was a great night.

It was a really nice day for the Chain of Lights; most people we've seen out and about. Everyone enjoyed it.

On behalf of the Board he would like to thank the Candy Shoppe for giving the Board chocolates

Mail

Letter from the Millbury Youth Commission regarding a donation in the amount of \$550.00.
Motion to accept the donation made by Selectman Cristo, seconded by Selectman Krumsiek.
Motion carried unanimously

FYI- The December 22nd meeting is cancelled.

Have a Merry Christmas and see you in 2016

Motion made by Selectman Krumsiek to adjourn at 9:00 p.m., seconded by Selectman Cristo.
Approved by roll call vote.

Respectfully submitted,
Tish Hayes, Secretary

Francis B. King

Sandy J. Cristo

Mary Krumsiek

Brian Ashmankas

William Borowski

Francis B. King
Sandy J. Cristo
Mary Krumsiek
William Borowski

Town of Millbury Cul-De-Sac Policy

Whereas: Residents often desire to live on cul-de-sacs and cul-de-sacs provide many benefits to residents.

Whereas: In the course of roadway improvement, making some alterations to the width, shape, and/or arrangement of the road can provide financial, environmental, and safety benefits to the town.

Whereas: These two interests can sometimes be in conflict.

Therefore, it shall be the policy of the town of Millbury to make efforts to preserve the overall size and shape existing cul-de-sacs when making improvements to town public ways, and to consult with the residents who live on a cul-de-sac in the event that compelling town interests require significant changes to the size and shape of the cul-de-sac.

OUTLINE OF THE AGGREGATION PROGRAM

(Suggested outline for reading at a meeting of the Board of Selectmen)

Municipalities are authorized by Massachusetts General Law Chapter 164, Section 134(a) to aggregate the electric load of its residents and businesses.

At a Town Meeting on May 5, 2015 the residents of Millbury voted to authorize the Board of Selectmen to research, develop and implement an aggregation program and enter into a contract with a competitive supplier of electricity.

The objectives of the aggregation program are to:

- lower the cost of electricity;
- gain longer term price stability; and
- offer more renewable energy options.

The Board of Selectmen has selected an aggregation consultant, Good Energy, L.P., to:

- develop the aggregation program;
- formulate and implement a public outreach and education program;
- guide the aggregation plan through a very strict and comprehensive review and approval process with the Department of Energy Resources (DOER) and the Department of Public Utilities (DPU);
- develop a Request for Proposals for a competitive electricity supplier;
- monitor and manage the aggregation program during the term of the competitive supplier contract; and
- develop and submit all required reports to the Board of Selectmen and DOER.

An important element of the process leading to approval of the aggregation program of a municipality by the DPU is to allow for review of the municipal aggregation documents by its citizens. The municipal aggregation documents are available for review at our municipal offices and on our website.

In order to comply with the Municipal Aggregation Law, citizens will have a time period to submit written comments and an opportunity to offer oral comments at a public hearing.

The two (2) week period to submit written comments will be from _____ to _____

The public hearing to offer oral comments will be held at a meeting of the Board of Selectmen on _____.

This review by citizens must be completed before the municipal aggregation documents are submitted to the DPU for their review and approval.

2016 LIQUOR LICENSE RENEWALS-

Restaurants – All Alcoholic

Applebee's Neighborhood Grill & Bar

Wheelock Inn

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APPROVED AND ALL TAXES ARE PAID**

2016 Liquor License Renewals

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Tran, LLC d/b/a Millbury Liquor

BAK, Inc. d/b/a Scannels Package Store

Douglas Liquors, 70 Worcester/Providence Tpk. (Special Legislation)

Package Store

Goretti Supermarket

Daniel Spring d/b/a J & T Corner Store

Riverside Mart

Village Knoll Variety, Inc.

X-Tra Mart

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