

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

January 8, 2013

7:00 p.m.

Present: Board of Selectmen: E. Bernard Plante; Francis B. King; Brian W. Stowell; Brian M. Ashmankas; Sandra J. Cristo; Town Manager, Bob Spain; Josh Farnsworth, *The Millbury-Sutton Chronicle*; Susan Spencer, *The Telegram & Gazette*, Steve Balestrieri, *The Millbury Daily Voice*; Edd Cote; Richard Valentino; and other concerned citizens.

Chairman Plante opened the meeting with a bittersweet announcement; Chief Mark Moore has recently retired and we wanted to publically thank him for all the time and effort he has put in implementing policies and procedures that we were in need of to bring us up to date and we now have something to work from.

Presented him with a clock for his years of service from 1985 – 2012 and his retirement badge.

Senator Michael Moore said that for the last four years he has given these citations to other people for service but this is a special occasion where he gets to recognize his brother.

Representative Paul Frost also wanted to thank Chief Moore for his years of service to town, and in doing a very difficult job, as chief and as officer of public safety we read about horror stories, we need folks like you who do these jobs to keep us safe and our streets and property safe. We appreciate that you dedicated your life to this job. It is his honor to present this citation from the MA house of representative.

Chief Moore said he was asked many times why he accepted this position; he was asked to do the job and wanted to thank the people who helped him and gave him support; the members of the Board, Town Manager Bob Spain, Brian Turbitt, Denise Marlborough and Jayne Davolio were all very helpful. He also thanked members of department who helped me and wished them nothing but the best downstairs.

2013 DRAINLAYER RENEWALS

Selectman Stowell read the names of the drainlayers requesting a renewal:

Duane Heerd-Guaranteed Builders & Developers, Inc. – Douglas

Edward C. Amorello-J.E..Amorello, Inc.- Worcester

David White- R.H. White Construction-Auburn

Ronald Knapik- Knapik Builders Inc. – Grafton

Nick Mitchell- Mitchell Associates Construction, Inc. – Shrewsbury

Thomas Stratford – Midstate Sewerage Inc – Millbury

Thomas Frongillo – F&D Truck Company, Inc. – Millbury

Mark Prunier – G.N. Prunier & Sons, Inc.- Grafton

James Ricciardi – Ricciardi Bros. Inc. – Worcester

John R. Jolin – Jolin Paving & Excaving Inc. - Worcester

Diane Tetreault- Aldore Tetreault & Sons Inc. – Mendon

Paul Valente- Valente Backhoe Service- Shrewsbury

Russell A. Wall, Jr. – Wall Construction Inc. – Shrewsbury

Gil Nobert- Gil Nobert Construction Company- Auburn

Motion made by Selectman Cristo, seconded by Selectman King to approve the drainlayer renewals.

Motion carried unanimously.

We have a few candidates for the Council on Aging position; Joyce Sampson, Dennis Leonard and Lee Ayotte.

Selectman Stowell made a motion to appoint Lee Ayotte seconded by Selectman Ashmankas. Selectman Cristo said that we have three excellent candidates; she would like to appoint Joyce Ostrowski Sampson to the position as she has worked at the senior center and knows the operations, along with her parents has devoted many hours to senior center and she would bring a fresh new outlook to the senior center. Selectman Ashmankas seconded that motion as well.

Selectman King has to abstain as Mr. Ayotte is him campaign treasurer.

Motion carried 3 for Lee Ayotte; 1 for Joyce Sampson. 3-1-1.

GUEST PRESENTATION

Chairman Plante said that we invited Representative Frost and Senator Moore to talk about their thoughts on the Governor's proposal on in-state tuition for illegal immigrants and what the Governor is trying to accomplish.

Senator Moore brought a package describing the criteria the Governor used and the Federal Act that took place.*see attached. Senator Moore chairs the committee on higher education. The Governor has the administrative authority to do what he did, policy-wise. President had filed a dream act which gave the Governor the power to implement on a state-wide basis. They are not getting free education, they are paying the same rate as your son or daughter would pay.

There is a group that has projected that campuses will see increase in revenue of \$2 million and in 4 years will see an increase of \$7 million dollars.

Representative Paul Frost: He does not support what the Governor did in November, and he will be co-sponsoring legislation to try to undo it. He understands where this is coming from and many of these young people did not choose to come to the US the way their parents brought them here. Are we starting to set a precedent that Massachusetts is a state that encourages illegal immigration; we don't want to become a safe haven. I understand an in-state tuition break, but there are others in the pipeline that does not get this break; Parents living on military base in MA but not residents of MA are not eligible for this benefit. There are other issues and instances that deserve priority. It is not free tuition or free education but once you go down this path, do we give illegal immigrants driver licenses? You are letting people who have not gone through the process legally get benefits and would be inviting illegals to come to Massachusetts.

Senator Moore: There are 10 other states in the country WA, CA, NY, IL, OK, TX and Utah have passed this law for undocumented people. Senator Moore said there is no indication that it will have an effect on local aid.

Chairman Plante it looks like an expense, and wanted to look at this to see if it would be an expense to the state as it was confusing and we had a lot of concern.

Senator Moore confirmed it is not free tuition.

Selectman King said that he was one who questioned it at the time and wants to know more about the study; how far has it gone? See attached fact sheet*

Selectman Ashmankas wanted to make sure that this would not affect local aide.

Qdoba Mexican Grill- Change of Manager

Selectman Stowell read the Public Notice in to the record.

Francisco Diaz appeared and explained that Susan Norton will be the new manager of the restaurant.

Motion to close public hearing made by Selectman King, seconded by Selectman Ashmankas.
Motion carried unanimously.

Motion made by Selectman Stowell to approve the change of manager, second by Selectman King.

Motion carried unanimously.

Previous Minutes

Motion to approve minutes of the meeting for December 11, 2012 made by Selectman Cristo, seconded by Selectman Stowell.

Motion carried unanimously.

Minutes of December 13, 2012 and December 20, 2012 were held for corrections.

Town Manager Report

The town has received two grants; the Police Department received \$50,020.76 from the Department of Homeland Security to purchase new radios; and we have received \$44,800 DCR Grant which started with Carrie Gallagher and also the Lions Club several years ago to update Woolie World. The DPW will do some in-kind work and we add some ADA features.

We are going to need some help and appeal to folks in town for help during the spring.

Motion made by Selectman King to accept the grants, seconded by Selectman Stowell.

Motion carried unanimously.

Chief Rudge and the Board of Fire Engineers came to Mr. Spain with an appeal that Charlton has requested the use of Millbury's old aerial scope. Before we sell it outright, we would loan it to Charlton. We would have to put together some conditions, they will have to insure it and if they break it they fix it. It was recently certified so it is worth more now. Selectman King asked how it would get registered; Town Manager would have to check with our insurance company.

Selectman Ashmankas asked if they would be paying anything to use it? Town Manager said the Board of Fire Engineers, and the Town Manager agrees, that we would loan it. Charlton recently lost their aerial scope in a fire.

Motion made by Selectman Stowell to loan the aerial scope pending answers regarding insurance and registrations, seconded by Selectman King.

Motion carried unanimously.

Selectman Ashmankas asked when and how we would sell it. Town Manager said it will go to the bid process; it is certified and usable-but breaks down a lot.

He met with the DPW Labor Union, each gave proposals. He was told today that he will be getting notice that the Police Union is ready to negotiate. The new Chief will be on negotiating team.

Budgets are due Friday. The Governor's budget will be out on the 23rd. We have a few numbers, retirement will see a \$100,000 increase, health insurance will go up; our cost for a family plan is \$14,976.99 per year. The town pays 75% so the total cost is \$19,969.32. Chairman Plante asked why such a large increase in retirement? Town Manager said legislature allowing us to fund over a longer period. Once we get to point where system is fully funded the increases will level off, but that won't be for a while. Brain Turbitt putting together a proposal that we are not ready to present yet, but we have to look at some of the costs of future retirements, what is called post-employment benefits. Chairman Plante said we will have to take a long look at insurance benefits. Selectman Ashmankas asked if it is still 13% of our budget. The Manager said it is still close to that. The new normal is sluggish growth, and we have to start looking at long term changes in how we structure our operations. Selectman Cristo asked about getting street listing for streets which allow natural gas. She has had a lot of people asking her, so has Chairman Plante. The Manager said you can refer them to N Star but we will pursue it.

Old/New Business

Selectman Cristo stated that there was a hearing on January 2 with the Conservation Commission about the dredging of the small cove on Dorothy Pond. The State is exempt from notifying abutters. Our Conservation Commission put in a public notice in the paper. The continued hearing is February 6, 2013 at 7:15 p.m.

Selectman Cristo attended Boy Scout Troop 109 90th anniversary celebration. They had a well-planned program, starting with the history of the Troop. They recognized all the Eagle Scouts present and past, who have to choose a project and raise the funds and complete the project on their own.

Selectman Stowell announced he will not run for re-election after much consideration. He thanks for the support of all and hopes he has served them and town of Millbury well. Every decision made and opinions formed based on best interest of the town.

Chairman Plante said he had been a terrific member to work with; the Board will miss him a lot when you leave. Thank you for all the time and effort you put in.

Chairman Plante said we are looking for people willing to give it the time. There has to be a lot of good candidates out there.

Mail

Letter from the Fire Department stating that they got a donation in the amount of \$200.

Motion to accept the donation made by Selectman Stowell, seconded by Selectman Cristo.

Motion carried unanimously.

Letter from the Fire Department stating that they got a donation from the Boyda family.

Motion to accept the donation made by Selectman Stowell, seconded by Selectman Cristo.

Motion carried unanimously.

Letter from the Board of Fire Engineers stating that they wish to implement a fee of \$25.00 for Hazardous Material Process or Processing permit.

Motion to implement the fee of \$25.00 made by Selectman Stowell, seconded by Selectman Cristo. Motion carried unanimously.

Letter to the Millbury Police from the Savings Bank with a donation of \$1000.00.
Motion made by Selectman Stowell to accept the donation, seconded by Selectman Cristo.
Motion carried unanimously.

Letter to the Millbury Police from the Boyda family with a donation of \$50.00.
Motion made by Selectman Stowell to accept the donation, seconded by Selectman Cristo.
Motion carried unanimously.

Letter to the Millbury Police from the Antoinette Donovan with a donation of \$300.00.
Motion made by Selectman Stowell to accept the donation, seconded by Selectman King.
Motion carried unanimously.

Chairman Plante said that he hopes everyone saw the Telegram article about Laurie Connors and want to congratulate her and the author, Susan Spencer, very well deserved by Laurie. Second, we think we will have a new Police Chief as negotiations were very successful. The Board needs to vote on it later tonight.

There will be an Open House on January 24 at 7 p.m. for the new Chief at the Asa Waters Mansion. Please stop in and meet him that night.

Executive Session

Motion made by Selectman King, seconded by Selectman Stowell to move into Executive Session at 8:00 p.m. under Chapter 39, Section 23B, Paragraph 2 to conduct strategy session for negotiation for contract with non-union personnel.

Selectman King	- Yes
Selectman Stowell	- Yes
Selectman Ashmankas	-Yes
Selectman Cristo	-Yes
Chairman Plante	-Yes

Chairman Plante announced the Board would return only to adjourn.

Adjournment

Motion made by Selectman Stowell to adjourn at 9:00 p.m., seconded by Selectman King.
Motion carried unanimously.

Respectfully submitted,

Tish Hayes, Secretary

E. Bernard Plante	_____
Francis B. King	_____
Brian W. Stowell	_____
Brian M. Ashmankas	_____
Sandy J. Cristo	_____

The Board of Selectmen