

**BOARD OF SELECTMEN  
REGULAR SESSION MEETING MINUTES  
Monday, April 22, 2019 at 7:00 PM  
Veterans Memorial Building Room 229  
900 Main Street, Millis, MA 02054**

**CALL TO ORDER:** Sel. MacInnes called the meeting to order at 7:00 pm. The following persons were present: Sel. Cathy MacInnes, Sel. Loring Barnes, Sel. James McCaffrey, Town Administrator Michael Guzinski, and Maureen Canesi Department Assistant.

**EXECUTIVE SESSION: 6:30 PM**

**Motion by Sel. MacInnes to enter in to Executive Session to with non-union personnel, and the Chair does so declare to conduct strategy sessions in preparation for negotiations with union personnel. (Police/Dispatch Contracts). Motion was seconded by Sel. McCaffrey and it passed unanimously. By Roll Call Vote: Sel. MacInnes—aye, Sel. Barnes—aye, Sel. McCaffrey—aye.**

**RETURN TO REGULAR SESSION:** Sel. MacInnes called the regular session to order at 7:00pm.

**ANNOUNCEMENTS**

Town Administrator, Michael Guzinski read aloud the 617 Therapeutic Health Center “NOTICE OF COMMUNITY MEETING”.

Sel. MacInnes noted that Nate Maltinsky, Millis Historical Commission, will be making an announcement with regards to an upcoming event at Oak Grove Farm later in this meeting.

DPW Director, James McKay gave an update on Orchard Street regarding complaints regarding the low water pressure and the steps being taking to rectify the situation.

Sel. MacInnes read aloud the “2018 REPORT OF THE BOARD OF SELECTMEN”. She presented the State of the Town Report to the residents of Millis. This report included: Fire Department, Clyde F. Brown School Project, Council on Aging, Tri-Board Meetings, Retail/Cultivation Marijuana Facilities, Capital Planning Committee, Stormwater Management, DPW Facility, Appointment of DPW Director, Appointment of New Finance Director, Financial Management Structure, and Recognition and Thanks.

**PUBLIC HEARINGS/SCHEDULED APPOINTMENTS**

**19-073 APPROVAL OF CAR WASH**

Senior Project-Elina Tavares requested to have a car wash. Application was not completed nor was Ms. Tavares in attendance.

Millis Varsity Softball requested to have a car wash to raise funds for their program.

**Sel. McCaffrey motioned to approve the Car Wash set to be held April 28, 2019. Sel. Barnes seconded the motion and it passed unanimously.**

#### **19-074 REVIEW/APPROVAL OF MILLIS AS A PURPLE HEART TOWN**

Veterans Service Officer, Robert Yeager approached the BOS and gave an overview of the plan requesting approval of Millis as a Purple Heart Town. Cynthia Harris, Veterans Service Officer also gave information relating to the program and that she would be submitting an application to a national organization once permission is given from the BOS.

**Sel. McCaffrey made a motion for the BOS to approve the request to Mr. Yeager to take the lead with the help of Ms. Harris in securing the designation of the Town of Millis as a Purple Heart Town. Sel. Barnes seconded the motion and it passed unanimously.**

#### **19-075 APPOINTMENT OF PUBLIC EMPLOYEES COMMITTEE**

Mr. Guzinski recommended that the BOS appoint members to a Public Employees Committee (PEC). The following individuals were named: Robert Afienko-Millis Police Assoc., Charles Bishop-Professional Fire Fighters, Deirdre Gilmore-SEIU, Joseph Clinton-AFSCME, Arthur Johnson-School Custodial Union, Shannon Graham-Paraprofessionals, Duane Rice-Millis Association of School & Bus Drivers, Maryann Ziemba-Millis Teachers Association, Jacqueline Anderson-Retiree Representative and Pattee Lazare-Millis Association of Food Service. All for a 1-year appointment.

Once established, Mr. Guzinski will be setting up meetings with the PEC members.

Sel. McCaffrey asked about a representative for the Personnel Plan and Mr. Guzinski agreed that he will be looking into a finding someone.

**Sel. McCaffrey made a motion to the BOS to appointment the PEC based on the list submitted by the Town Administrator, Mr. Guzinski. Sel. Barnes seconded the motion and it passed unanimously.**

#### **19-076 APPROVAL OF COMMON VICTUALLER LICENSE AND SIGN PERMIT FOR TANGERINI'S FARM**

New owners of Tangerini's Farm, Linda and Steven Chiarizio in attendance, reviewed with the BOS their request.

**Sel. McCaffrey made a motion that the BOS approve the Common Victualler License for Tangerini's Spring Street Farm. Sel. Barnes seconded the motion and it passed unanimously.**

**Sel. McCaffrey made a motion that the BOS approve the Sign Permit for Tangerini's Spring Street Farm.**

**Sel. Barnes seconded the motion and it passed unanimously.**

#### **19-077 APPROVAL OF GASOLINE PRICING CONTRACT**

Energy Manager, Robert Weiss presented to the BOS a motion to purchase gasoline from the Global Montello Group Norfolk County consortium. Mr. Weiss quoted a contracted price of \$2.52 per gallon with a window of \$.05 per gallon starting 9/1/19 through 8/31/2020.

**Sel. McCaffrey made a motion that the BOS approve the contract price of \$2.52 per gallon with a window of \$.05 per gallon with the Norfolk County consortium starting 9/1/19 through 8/1/2020. Sel. Barnes seconded the motion and it passed unanimously.**

#### **19-078 HEARING: STORMWATER ABATEMENT-DOWD**

Mr. Guzinski updated the BOS that a letter was sent to Mr. Greg Dowd, 25 Birch Street dated April 16, 2019 that served to notify the owner of the Stormwater Abatement Hearing.

**Sel. McCaffrey made a motion to the BOS to open the hearing on the Application for Stormwater Abatement filed by Mr. Greg Dowd of 25 Birch Street. Sel. Barnes seconded the motion and it passed unanimously.**

DPW Director, James McKay introduced Kate Feodoroff, Town Counsel with Mead Talerman and Costa and Betsy Frederick from Kleinfelder for consultation in the hearing if needed.

Mr. Greg Dowd introduced himself and reviewed with the BOS his Abatement request and asked about the status of the 2018 billing. Mr. Dowd also described his property and the bills he has received and whether his land is exempt. Ms. Feodoroff explained the overall description of the property and how the bill was calculated. A discussion ensued with the BOS with regards to billing, assessment, undevelopable land and impervious surface. Town Treasurer, Jennifer Scannell approached the BOS with regards to the impervious area on the Dowd property and that she had sent corrected billing to Mr. Dowd.

Betsy Frederick with Kleinfelder, also approached the BOS and explained the procedure and how the billing process is designed.

Sel. McCaffrey stated that the property owner has filed the proper documentation needed to ask the Town for an Abatement in this matter and that he did so within the 30-day time frame.

**Sel. McCaffrey made a motion that the Abatement Hearing on the Dowd Stormwater bill be closed.**

**Sel. Barnes seconded the motion and it passed unanimously.**

**Sel. McCaffrey made a motion that the BOS approve Mr. Dowds request for full Abatement request be of his stormwater charge on parcel two, the undevelopable land.**

#### **19-079 HEARING: STORMWATER ABATEMENT CANTOREGGI**

Mr. Guzinski updated the BOS that a letter was sent to Mr. Robert Cantoreggi of 7 Blueberry Lane dated April 16, 2019 that served to notify the owner of the Stormwater Abatement Hearing.

Sel. McCaffrey made a point of order: The Applicant did request a Hearing for Abatement however, there has been no appeal in writing specifying the grounds for the Abatement and that his view is that hearing for abatement is not in order.

Town Counsel, Kate Federoff received an email from Mr. Cantoreggi stating he had lost his letter and that he was looking for a request for a hearing before the BOS regarding the denial for Abatement dated March 19, 2019.

Sel. McCaffrey made a motion that the BOS open the Hearing for purposes of granting a continuance.

Sel. Barnes seconded the motion and it passed unanimously.

Mr. Guzinski recommended that the hearing be continued to June 17, 2019

**Sel. McCaffrey made a motion that the BOS continue the Cantoreggi Stormwater hearing be continued to June 17, 2017 at 7:30 pm. Sel. Barnes seconded the motion and it passed unanimously.**

**Sel. McCaffrey made a motion that the Hearing be closed. Sel. Barnes seconded the motion and it passed unanimously.**

#### **19-080 HEARING: STORMWATER ABATEMENT-SHEEHAN**

Applicant was at beginning of meeting but was not present when his Hearing started. Ms. Federoff informed the BOS their options with regards to applicant not being present

Mr. Guzinski updated the BOS that a letter was sent to Mr. Pat Sheehan of 233 Causeway Street dated April 16, 2019 that served to notify the owner of the Stormwater Abatement Hearing.

Sel. McCaffrey made a motion that the BOS open the Stormwater Abatement Hearing from Mr. Pat Sheehan of 233 Causeway Street. Sel. Barnes seconded the motion and it passed unanimously.

Mr. McKay explained to the BOS Mr. Sheehan's interest in that the Abatement he is asking for is procedural.

Sel. McCaffrey stated that the request is more comprehensive and are more policy oriented rather than abatement oriented and that he did not see the basis for a request for Abatement. Although, Sel. McCaffrey stated that the BOS give Mr. Sheehan the opportunity for another date so that he could present his case to the BOS.

**Sel. McCaffrey made a motion that the BOS continue the Abatement Hearing to June 17, 2019 at 7:45.**

**Sel. Barnes seconded the motion and it passed unanimously.**

(Sel. Barnes made a request that the BOS receive copies of the Bills and Land on Abatement Requests as part of the briefing packet).

### **SCHEDULED BUSINESS**

#### **19-081 REVIEW/APPROVAL OF SEWER EXTENSION AT RIDGE STREET & ROLLING MEADOWS DRIVE**

Dan Merrikin from Legacy Engineering reviewed the property with the BOS. The project is an open space 48 single family homes subdivision. He explained the sewer flow rate and will present a full design package to the BOS and to the Town of Millis consultant. Mr. McKay advised that there is sewer capacity for the project and that the BOS allow the applicant to file the application.

Sel. Barnes asked that she recuse from decisions on this herself because she lives on Curve Street and wants to be notified of the project as an abutter. Sel. MacInnes informed the BOS that there is a law that you have to be within 300' of the property. Lisa Hardin asked questions about sewer capacity and if there would be a process for the town to make a request to the Sewer Treatment facility. Mr. McKay answered questions/concerns about the flow for the development and what happens if they go over the flow.

**Sel. McCaffrey made a motion that the BOS indicate support for a sewer extension at the proposed residential 48 lot subdivision at Ridge Street and Rolling Meadows Drive.**

**Sel. MacInnes seconded and stated that Sel. Barnes had indicated that she recuse herself from the matter and will be for further discussions with Mr. McKay regarding any implications that GCG would find going forward.**

**The motion passed unanimously with one recusal.**

#### **19-082 REVIEW/APPROVAL OF SEWER CONNECTION AT WOODLANDS**

Dan Merrikin from Legacy Engineering reviewed the property with the BOS. The property is 54 acres of land for a 44-lot open space single family subdivision which has not been filed with the Planning Board yet. Mr. Merrikin stated that the applicant is aware of the condition at the Dover Street Pump Station being at capacity and that they would improve the Pump Station as needed to accommodate the additional flow. Mr. McKay stated the station was designed for larger capacity and he recommended that the BOS approve the project so that they can get the engineering and peer review started. Sel. McCaffrey requested information for the residents to look at on what capacity is left and what project are in the future. Mr. McKay stated that he would supply the information to the BOS.

**Sel. McCaffrey made a motion that the BOS indicate support for the Sewer Extension Project for the 44- lot residential subdivision off Main Street subject to the peer review of GCG Associates. Sel. Barnes seconded the motion and it passed unanimously.**

#### **19-083 CONFIRM COMMCAN'S COMPLIANCE WITH MUNICIPAL BYLAWS PER CANNABIS CONTROL COMMISSION**

Town Administrator, Mr. Guzinski reviewed a letter from the Cannabis Control Commission (CCC) of the Commonwealth of Massachusetts dated April 17, 2019 in relation to ConCam, Inc.'s application for a marijuana retail license, MRN282205. Mr. Guzinski also stated that the Town must reply to the CCC that the applicant is compliance with municipal bylaws and ordinances. Matter before the BOS to authorize that the Chair to execute the notice in the affirmative and return to the CCC.

**Sel. Barnes made a motion that the BOS send authorization to the Cannabis Control Commission that ConCam, Inc. is in compliance pursuant to 935 CMR 500.102(1)(d) as of April 22, 2019. Sel. McCaffrey seconded the motion and it passed unanimously.**

Nate Maltinsky of the Millis Historical Commission made an announcement to the BOS with regards to a Fundraiser that is being planned to be held in September 2019 at Oak Grove Farm.

**19-084 APPROVAL OF ONE DAY ALCOHOL LICENSE-ST. THOMAS THE APOSTLE CHURCH DINNER**

**Sel. McCaffrey made a motion that the BOS approve the one-day alcohol license. Sel. Barnes seconded the motion and it passed unanimously.**

**19-085 REVIEW/APPROVAL OF BAN RENEWAL**

**Sel. McCaffrey made a motion that the BOS approve the BAN Renewal. Sel. Barnes seconded the motion and it passed unanimously.**

**CONSENT ITEMS**

There were no Consent Items to review.

Sel. MacInnes made an announcement that the BOS were to reconvene to Executive Session and would not be returning to Open Session.

**ADJOURNMENT**

**Sel. McCaffrey motioned to adjourn at 11:00 pm. The motion was seconded by Sel. MacInnes and it passed unanimously.**

Respectfully submitted: Maureen Canesi