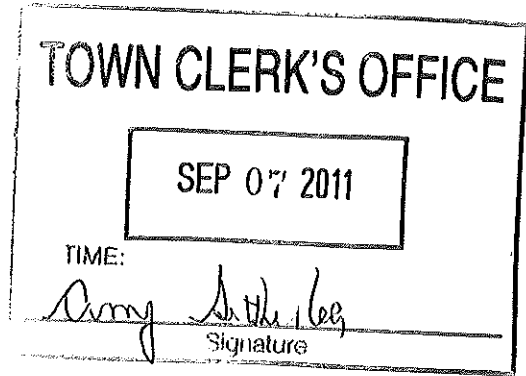


TOWN OF MILLVILLE  
BOARD OF SELECTMEN  
MINUTES OF MEETING  
AUGUST 15, 2011 – 5:30 P.M.



Board of Selectmen Members Present: Chairman Tom Petrowicz, Vice Chairman Roland Barrett; Secretary Charlie Poulin and Selectman Bob Baker

Board of Selectmen Members Absent: Selectman John Laura

Others Present: Executive Secretary Helen Coffin; Planning Board Members Richard Hurteau, Cathy Robinson, John Hadley and Claudette Barrett; Town Planner Joe Laydon; Highway Surveyor Brian Mullaly

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The Board meets jointly with the Planning Board to address and discuss two ongoing matters: Brown Bear Circle (Chestnut Heights) and the Business Certificate procedures.

Brown Bear Circle.

Town Planner Joe Laydon provides a brief history of the situation with respect to the drainage issues on Brown Bear Circle which is not a road that has been accepted by the Town. There are issues with the drainage that was designed and approved for the subdivision with overflow running onto Old Chestnut Hill Road causing ice conditions in the winter. The Town's then engineering consultant approved the design but it was not adequate for the development. Lengthy discussion follows regarding how the Town should proceed addressing this issue as the problem will eventually cause infrastructure issues on Old Chestnut Hill Road.

Town Planner Joe Laydon explains that a cost analysis would determine whether it makes sense to spend money on legal or to spend the money to repair the issues. The parties agree that Cullinan Engineering was wrong in approving the plan as designed. Efforts made to obtain backup information and/or assistance from Cullinan were unsuccessful. Town Counsel sent a letter to Cullinan which only seemed to have offended them.

It is agreed that there will no longer be any plowing or sanding on Brown Bear Circle as it is not an accepted road. The previous Highway Surveyor made it his practice to plow unaccepted roads so emergency vehicles could pass but the new Highway Surveyor, Brian Mullaly, will not be plowing or sanding any unaccepted roads. It is suggested that Brian send out letters to all property owners who live on unaccepted roads to make them aware that the procedure will change.

The general consensus is that the Town should seek advice from Town Counsel regarding whether this is a case the Town should pursue for damages. The Executive Secretary will

contact the insurance company, MIIA, to determine if the Public Officials Liability insurance would cover this matter. The Executive Secretary will send email to all parties to follow-up. If a meeting with MIIA is scheduled all parties will be notified.

6:30 p.m.

Business Certificate Process.

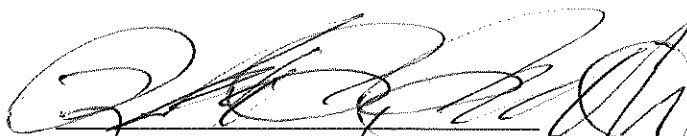
The Planning Board has concerns with respect to the procedures involving the issuance of Business Certificates. The Executive Secretary provides information to the Selectmen outlining the responsibility of the Town Clerk's office. The issuance of the Certificate cannot be held up regardless of whether another department finds a potential issue. The Building Inspector has advised that he cannot conduct a zoning enforcement investigation unless an individual or board requests him to do so. The Board of Selectmen would like to see in writing why he cannot perform these investigations. The Executive Secretary will speak with Mike Giampietro and follow-up via email. Mr. Hurteau questions why his personal business was informed of potential issues ... did someone complain?

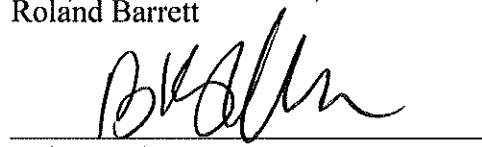
***On a motion by Barrett and second by Poulin, the Board votes unanimously to take a ten minute recess before commencing the 7:00 p.m. regular meeting.***

Respectfully submitted,  
Helen M. Coffin

  
Thomas Petrowicz

  
Charles Poulin

  
Roland Barrett

  
Robert Baker

**TOWN OF MILLVILLE  
BOARD OF SELECTMEN**

**MINUTES OF MEETING**

**August 15, 2011 - 7:00 p.m.**

**TOWN CLERK'S OFFICE**

**SEP 07 2011**

TIME:

*Amy S. Sullivan*  
Signature

**Board of Selectmen Members Present:** Chairman Tom Petrowicz, Vice Chairman Roland Barrett, Secretary Charles Poulin and Selectman Bob Baker

**Board of Selectmen Members Absent:** Selectman John Laura

**Others Present:** Executive Secretary Helen Coffin

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The meeting is called to order at 7:00 p.m. at the Millville Town Hall.

**ANNOUNCEMENTS** None.

**HISTORICAL COMMISSION**

**Udor Tower.** Margaret Carroll, Chairperson of the Historical Commission provides an update on the restoration/preservation work being done on the Udor Tower. A report is provided to the Selectmen which outlines three phases of work. The following work has been completed: scaffolding has been erected, fencing was installed around the work area and mortar was removed from exterior walls to expose stone work. The following work is in progress: re-pointing, replacement of plaster, closing doors and windows with cinder blocks and preparation for installation of doors/windows. Phase II consists of carpentry and that project has been awarded to DiSciullo Construction; the work consists of replacing one door, four windows and the roof. Phase III consists of landscape work to be done at the base of the tower and the lawn area in the vicinity of the tower will be restored to its original condition.

**Business Retention Grant.** Margaret Carroll, Chairperson of the Historical Commission provides an update on the status of the estimates for the historical signage in connection the remaining funds in the Business Retention Grant. The Commission is recommending the purchase and installation of three signs and two plaques for a total of \$17,474. A follow-up meeting and site visit has been scheduled for September 19<sup>th</sup> at 5:00 p.m. The Executive Secretary will forward the information to Joe Deliso of the Blackstone Valley Chamber of Commerce for approval to proceed since the Chamber administers the grant.

***On a motion by Barrett and second by Poulin, the Board of Selectmen votes unanimously to proceed with submitting this proposal to the Blackstone Valley Chamber of Commerce for approval.***

## **MINUTES/WARRANTS**

### **July 18, 2011 (7:00 pm)**

*The July 18<sup>th</sup> Minutes will be tabled until the next regular meeting when all members are in attendance.*

### **August 1, 2011 (7:00 p.m.)**

*On a motion by Barrett and second by Poulin, the Board of Selectmen votes unanimously to approve and sign the Minutes of August 1, 2011.*

### **Warrants**

*On a motion by Barrett and second by Baker, the Board of Selectmen votes unanimously to sign the Warrants as presented and read.*

## **PUBLIC FORUM**

Colleen Curis representing the Library Trustees asks for a status report on the Library Septic matter. She is advised that this matter will be addressed later in the Agenda. Ms. Curis advises that the Friends of Library will seek permission for a Toll Day in September. This will be on the Agenda of the next BOS Meeting. Lastly, she advises the Board that the Library is suffering by being open only 6 hours per week and asks for additional funding...perhaps the Library could benefit from the additional funds the Town will be receiving from the state. The Executive Secretary advises that any additional funding needs to be approved by Town Meeting and the Library Trustees can make their case to the Board of Selectmen and Finance Committee once the meetings in preparation for Special Town Meeting begin.

## **APPOINTMENTS/RESIGNATIONS**

### **Fire Department**

The Board reviews a letter to be sent to the Fire Chief informing him of his Notice of Non-Reappointment after September 30, 2012 which is a formality required by MGL.

*On a motion by Poulin and second by Barrett, the Board of Selectmen votes unanimously to authorize the Chairman to sign the letter and send the letter to the Fire Chief.*

### **Cable Advisory Committee**

The Town must begin negotiations with Charter on the Town's cable franchise contract. The Board wishes to establish an ad-hoc Cable Advisory Committee.

*On a motion by Barrett and second by Poulin, the Board of Selectmen votes unanimously to establish the Cable Advisory Committee.*

*On a motion by Poulin and second by Petrowicz, the Board of Selectmen votes unanimously to appoint Roland Barrett, Roland P. Barrett, Timothy Labonte and Joseph Rapoza to the Cable Advisory Committee through June 30, 2012.*

## **CORRESPONDENCE**

The Board reviews correspondence received from Attorney Dan Doyle on behalf of his client, John Felicio. Mr. Felicio is looking to sell his land at the corner of Main/Lincoln Streets and

offers a payment plan to the Town. This matter was previously discussed by the Board in June and it was decided at that time to table the matter until January. After discussion, the Board wishes to maintain its original decision to table this matter until January if the land is still available, due primarily to the financial constraints of the Town.

### **EXECUTIVE SECRETARY REPORT**

Reminder that the Regional Dispatch Committee is meeting at the Hopedale Fire Department on Thursday, August 18<sup>th</sup> at 6:00 p.m. Board members do not plan on attending. Chief Landry will attend.

Reminder that there is a meeting with Constellation Energy on Wednesday at 10:00 a.m. regarding the possibility of installing solar panels on town-owned land.

The Board should begin considering how it will handle the vacancy of the Fire Chief. A meeting is scheduled for September 6<sup>th</sup> at 6:00 p.m. for preliminary discussion.

The Police Chief wishes to renegotiate his current contract. A meeting is scheduled for September 19<sup>th</sup> at 6:00 p.m. for discussion.

### **OLD BUSINESS/UPDATES**

MES Water and Roof. The Executive Secretary provides a report on the work completed with respect to the repairs made on the fire suppression water tank as well as the repairs underway to the roof from the snow damage. Selectman Poulin feels the vendor should have made additional repairs to the water tank pursuant to the terms of the bid. The Board would like to meet with Bob Ferrari and Jim Hutzler of Yankee to discuss this matter in further detail.

Library Septic. The Board of Health has adjusted the pumping to twice per year but still recommends engineering to deal with the septic issues. The Board of Selectmen would like more information on the junction box and feels it is premature to have engineering done. Chairman Petrowicz will contact Board of Health Chairman Dave Stanley to discuss this matter. It is estimated that the Library will be due for pumping again in November.

Esty Street shrubs. There continues to be a problem with the shrubs at the corner of Lincoln/Esty Streets which pose a public safety hazard for vehicles exiting Esty Street. A Memo is received from Chief Landry. The Tree Warden has been notified. This item will be addressed at the next BOS meeting once additional information is obtained from the Tree Warden.

### **NEW BUSINESS**

Out of District School Transportation. The Board previously awarded the bid for out-of-district school transportation to Tellstone & Son. The Board must now sign the Contract.

*On a motion by Baker and second by Poulin, the Board of Selectmen votes unanimously to authorize the Chairman to sign the Contract with Tellstone & Son for the out-of-district school transportation for the 2011-2012 school year.*

**National Grid - poles.** Chief Landry explains that National Grid has offered to donate a pole to the Town for radio communications due to the need for a higher antenna. National Grid requires authorization by the Board of Selectmen due to some toxic substances on the poles.

***On a motion by Poulin and second by Barrett, the Board of Selectmen votes unanimously to authorize the Chairman to sign the National Grid paperwork as necessary.***

**All Board Meeting.** The All Town Government Meeting has been scheduled for October 3<sup>rd</sup>. Notification will be sent out to all departments.

**Special Town Meeting.** The Board should call for a Special Town Meeting. The Executive Secretary confirmed with the Town Accountant, Town Moderator and Town Clerk with respect to dates and all agreed that any Monday in November was acceptable. The pros and cons of each are reviewed by the Board.

***On a motion by Barrett and second by Baker, the Board of Selectmen votes unanimously to hold a Special Town Meeting on Monday, November 14, 2011 at 6:30 p.m. and to open the warrants effective immediately.***

### **FINAL PUBLIC FORUM**

Vice Chairman Barrett notes that many towns are now mandating that individuals show identification when voting...perhaps this is something our Town Clerk should look into. The Executive Secretary will pass along the message.

### **NEXT REGULAR MEETING**

Tuesday, September 6, 2011 at 7:00 p.m. (Labor Day holiday on Monday)

### **EXECUTIVE SESSION**

***On a motion by Barrett and second by Poulin, the Board of Selectmen votes unanimously to enter Executive Session pursuant to MGL c.30A §21, para 3 to discuss collective bargaining and to return to Regular Session only to adjourn. Roll Call Vote: Petrowicz, aye; Barrett, aye; Poulin, aye; Baker, aye.***

Chief Landry provides his opinion on the contract terms as negotiated by the negotiating team. The Board reviews the Memorandum of Agreement to extend the current contract. The Memorandum of Understanding with the terms for the new CBA is being currently reviewed by the Union. Chief Landry believes the terms will be a cost-savings to the Town.

***On a motion by Poulin and second by Baker, the Board of Selectmen votes unanimously to approve the Memorandum of Understanding to extend the current contract and authorizes the Chairman to sign on behalf of the Board. Roll Call Vote: Petrowicz, aye; Barrett, aye; Poulin, aye; Baker, aye.***

### **ADJOURN EXECUTIVE SESSION**

***On a motion by Poulin and second by Baker, the Board of Selectmen votes unanimously to exit Executive Session and return to Regular Session only to adjourn. Roll Call Vote: Petrowicz, aye; Barrett, aye; Poulin, aye; Baker, aye.***


**ADJOURN**

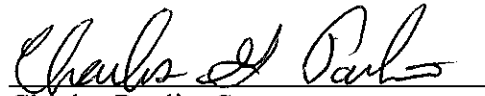
***On a motion by Poulin and second by Barrett, the Board of Selectmen votes unanimously to adjourn the regular meeting at 9:30 p.m.***


Respectfully Submitted,

Helen M. Coffin

  
Thomas J. Petrowicz, Chairman

  
Roland Barrett, Vice Chairman

  
Charles Poulin, Secretary

  
Robert Baker, Selectman