



Town of West Boylston
140 Worcester Street, West Boylston, Massachusetts 01583

Board of Selectmen/Sewer Commission Meeting Minutes

Date / Time / Location of Meeting September 4, 2019; 6:00 p.m.; Selectmen's Meeting Room, 140 Worcester Street
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Members Present Patrick J. Crowley, Chairman Barur R. Rajeshkumar, Vice Chair John W. Hadley, Clerk Michael J. Kittredge III, Selectman Christopher A. Rucho, Selectman

Members NOT Present

Invited Guests:

Mr. Crowley convened the meeting at 6:00 p.m. and all members are present.

PUBLIC COMMENT:

No one came forward under this agenda item

APPROVAL OF MEETING MINUTES:

1. August 1, 2019, regular session

Motion Mr. Rajeshkumar to approve, second by Mr. Hadley, all in favor.

2. August 1, 2019, executive session

Motion Mr. Rucho to approve, second Mr. Hadley, all in favor

3..August 8, 2019, regular session

Motion Mr. Hadley to approve, second by Mr. Rajeshkumar. Vote on the motion- Messrs. Rajeshkumar, Hadley, Kittredge and Rucho yes; Mr. Crowley abstains as he was not in attendance.

4. August 28, 2019, regular session

Motion Mr. Hadley to approve, second by Mr. Rucho. Vote on the motion- Messrs. Crowley, Hadley, Kittredge and Rucho yes; Mr. Rajeshkumar abstains as he was not in attendance

**REVIEW AND VOTE TO APPROVE WARRANTS FOR THE PERIOD COVERING
AUGUST 2, 2019 TO SEPTEMBER 4, 2019: Town Payable Warrants FY2020-06, 07, 08, 09
& 10; Town Payroll Warrant FY2020-03 & 04; Sewer FY2020-SE04 & 05; Municipal Light
Plant #5, #6 and #7 and School Warrant FY2020-S3 & S4**

Motion Mr. Rajeshkumar to approve the warrants as noted, second by Mr. Hadley, all in favor. Mr. Crowley noted that all warrants are reviewed by him or Mr. Rajeshkumar prior to being signed off on. They ask questions and are provided answers before time.

Paul Lenkarski – request for Zoning Bylaw Change which needs to be referred to the Planning Board for a Public Hearing

Paul Lenkarski joined the Board. He is requesting a zoning change for 20 Holt Street. It is in a split zone and he owns both sides of the property and the property behind it. They are requesting to have the remainder of the land, which is two acres, zoned business. He owns the four yellow town houses and the land goes back and comes around to the rear section of Causeway Crossing Mall. It is now business and residential. He would like to replicate the town houses that he previously built on that property. He intends to build eight town houses on the two-acres.

Motion Mr. Rucho to send the request to the Planning Board for a public hearing, second by Mr. Hadley, all in favor.

Jonathan Fitch, Municipal Light Plant Manager – presentation of Navajo Nation Thank You Plaque

Mr. Fitch joined the Board. He reports that the Municipal Light Plant sent four line workers to provide mutual aid for the Navajo Tribal Utility Authority to bring electricity to 228 Navajo Nation families who never had electricity in their homes. This is the first year of the program and 120 volunteers from other municipal or public power utilities connected the 228 families in Florida. They wanted to thank the town and recognize that the Municipal Light Plant is part of the town. They were thankful for the help. Mr. Fitch presented a Certificate of Appreciation plaque to the Board from the Navajo Nation for the town's generous support of the 2019 Light Up Navajo Pilot Project which connected 233 families to the grid for the very first time. Mr. Fitch noted that 75% of the homes that do not have electricity live on that reservation.

OLD BUSINESS

1.Consider request from Boylston Water District to waive the building permit fee for their upcoming water storage tank replacement project on the Boylston/West Boylston town line

This item previous was addressed by the Board and there was a questioned raised as to how the tank could have been built on town of West Boylston property without any approvals. What occurred was back in the 1950's the tank was built on Boylston property. In 1996 the property lines were adjusted and West Boylston's line moved into Boylston so the tank is now on West Boylston land together with a few other properties. The Boylston Planning Board signed an Approval Not Required Plan to adjust the new lot lines.

Mr. Crowley reports that he spoke with the Boylston Water District and they requested the town waive the building permit fee. He indicated that he would consider that, however, he wanted to make sure that any fees related to town inspections would be paid by Boylston.

Motion Mr. Hadley to waive the building permit fee for the project which is \$10.00 for each \$1,000 and would be \$8,628.02, however, any actual fees for inspections will be charged to Boylston, second by Mr. Kittredge.

Mr. Rajeshkumar questioned why the town should waive the fees as he feels it is a lot of money. Mr. Crowley noted that in speaking with the Boylston Water Commissioner he asked if we

could waive the fee as the project was bid without the building permit fee and the fee would be paid by the water rate payers. He doesn't think it makes sense to charge the fee because they are our neighbors. Mr. Rucho noted that the flip side is our tax payers in West Boylston are not receiving the \$8,628.01 per fees. Mr. Hadley hopes in the future if something happens where Boylston could reciprocate that they would. He feels it is being a good neighbor. All in favor of the motion.

6:15 p.m. Public Hearing on the Application for an Alteration of Premises for their All Alcoholic Beverage Pouring License for JAG Business LLC, d/b/a WB Street Grille, 175 West Boylston Street

Mr. Crowley opened the public hearing and Mr. Hadley read the following notice.

Notice is hereby given that the Board of Selectmen of the Town of West Boylston will hold a public hearing on the Application for an Alteration of Premises for their All Alcoholic Beverage Pouring License for JAG Business LLC, d/b/a WB Street Grille, 175 West Boylston Street. The public hearing will be held on Wednesday, September 4, 2019 at 6:15 p.m. in The Selectmen's Meeting Room, #210, of town hall, 140 Worcester Street, West Boylston, MA. All interested persons, groups, and agencies are invited to attend. Patrick J. Crowley, Chairman, advertised August 21, 2019.

Steven Gallo represented Anna Snow, who had a family issue and is unable to attend the meeting this evening. He states that he is very familiar with the project as he was the licensed supervisor for the entire job and the new deck, which has all been inspected and finalized and has been fully released to them for use. Mr. Rucho asked what the plan is for the deck. Mr. Gallo reports that the deck holds 50 people and Ms. Snow would also like to extend her entertainment license to the deck for performers until 10:00 p.m. There may be a one-person act, it will be an extension of the restaurant and no egress from the desk. The application notes that it is 48 seats, 12 tables of 4.

The Board has no further questions and opened the meeting up to public comment. Gary Orciani, a direct abutter to the property voiced concern with the additional seats requiring a lot of parking. During construction he had occasions when people were on his property. His main concern is a door directly opposite his property. He thinks people will think they can park at his property and they can enter the restaurant through that door. He would prefer that it be an emergency exit only. Mr. Hadley believes the door is a Fire Department issue and it would have to be able to open to get out. Mr. Gallo advised that the lock on that door can be adjusted so you can only go out. However, the Fire Department might want to come in that way. If it is okay with the Fire Department they could make it egress only with signage.

Mr. Rucho feels the issue with the parking is a great point. He asked if the Planning Board was okay with the parking. Mr. Gallo noted that they have 72 parking spaces on their property, they own Classic Suites and the current lobby old building is vacant. The manager of the hotel understands they are allowing overflow parking on that site. Mr. Gallo also own The Mill property and they have a lot of parking. He also noted that when they were paving and painting the parking lot that is when they parked on Mr. Orciani's property because they couldn't use the lot for a day or two. Mr. Hadley asked how many seats the restaurant has. Mr. Gallo advised 165. The Building Inspector indicated that the request was fine and the deck was well built. David Femia, in the audience, noted that the sign at the restaurant is Table 12 and he questioned what is the name. Mr. Crowley noted that the legal name is what is printed on the agenda, JAG Business LLC d/b/a WB Street Grille. Mr. Kittredge asked if there is access from the other parking lots. Mr. Gallo explained that the deck is something that evolved as they opened. People walk through the landscaping or down Route 12, and they are going to do something in the area, which is lit, but they are looking into improvements. The 165

number includes everything, even the bar, and they serve food in all locations Mr. Rucho reviewed the bylaws pertaining to parking and they are required to have 53 seats and they have 72.

Motion Mr. Rucho to close the public hearing, second Mr. Kittredge, all in favor.

Motion Mr. Rucho to approve the request for extension of the premises to include the deck and to approve amending the Entertainment License to allow entertainment on the deck until 10:00 p.m. with the condition that everything is okay with the building inspector and Fire Chief and should there be any issues it should come back to the Board, second by Mr. Kittredge. Mr. Orciani and Mr. Gallo will work out the door issue. Mr. Gallo reports that between 7-9 the parking lot was pretty full and there were only four tables not seated. Mr. Crowley reports that when he went there it was a ten minute wait to get seated and there were places to park. The Board would like to enhance the walkway so people are not walking on Route 12. Vote on the motion- all in favor.

Robert Nguven, Nola Cajun Kitchen, request for Entertainment License

Mr. Ngyven joined the Board. He plans to have a jazz band perform once a week or every two weeks on the patio. He thinks it will work well with his restaurant concept. They have seating for 42 on the patio. He anticipates there being 2-3 performers on the patio which has 3 picnic tables and 7 tables. The entrance door from the restaurant onto the patio was just completed and they will call for an inspection tomorrow. He would only have music playing until 9:00 at night.

Motion Mr. Hadley to approve the request for an entertainment license for performances up until 9:00 at night, second Mr. Kittredge, all in favor.

TOWN ADMINISTRATOR REPORT

1.Results of RFP for Sewer Operations & Maintenance Contract - Consider voting to sign contract

We received one response to the Request for Quotes. It was from Weston & Sampson Services, our current vendor. The bid came in at \$193,560 and we budgeted \$193,961 for this service in our FY20 budget. The proposed three-year contract is in the Board's signature file. Our FY19 budget for this line item was \$189,600. There are two copies of the contract in the Board's signature file. Discussion regarding why no one else submits a proposal. Ms. Lucier noted that another company did make an inquiry, had several questions with regard to services currently being provided and the time commitment and they never submitted a proposal.

Motion Mr. Hadley to sign the contracts, second by Mr. Rucho, all in favor.

2. Zoning Bylaw article to change Board of Selectmen to Select Board - Consider voting to send article to the Planning Board for public hearing

We are moving forward on the Board's vote to change the name of Board of Selectmen to Select Board. In order to make that change to our Zoning Bylaws, General Bylaws, Personnel Bylaws and Special Act, we will include articles on the upcoming October 21, Semi-Annual Town Meeting Warrant. In accordance with MGL Chapter 40A, Section 5, any changes to the Zoning Bylaws require a public hearing before the Planning Board. This item requires a vote of the Board to send the proposed bylaw change to the Planning Board for public hearing so we will be ready for town meeting to take action.

Motion Mr. Hadley to send the request to the Planning Board, second Mr. Rucho, all in favor.

3. Community Survey results

The subcommittee met and it was decided that any names, whether the comments were positive, or negative, would be redacted. Unredacted reports would be provided to the appropriate department head. The report will be posted on the website and hard copies will be provided to the Town Clerk and the Library. Under Selectmen's Reports, Mr. Rucho, who served on the subcommittee along with Mr. Rajeshkumar, will highlight various questions in the survey such as, *What resources do you most frequently use to get information about the town?* Mr. Rajeshkumar asked when the results would be posted on the website. Ms. Lucier plans to do so before the end of the week. An announcement will also be sent out to the residents so they know that the results have been posted.

4.Surplus Auction results - Consider voting to approve bids recommended for acceptance

The deadline for submitting a bid on the surplus items was 10:00 on August 28th. We received bids on all but 2 items on our list. The shared the results with the appropriate department head and the DPW Director recommends we reject the bid for the three dump truck bodies as he is able to get if he were to scrap them and the School Business Manager recommends we reject the bid for the industrial arts program assorted tools/equipment. The recommendation is that the Board vote to accept all the other bids. The Board reviewed the items and was pleased that so many items were bid on.

Motion Mr. Rucho to accept high bids on the items excluding those noted by the DPW Director and School Business Manager, second Mr. Rajeshkumar, all in favor.

NEW BUSINESS:

1.Consider voting to recognize the acceptance of the following donations for the Bandstand Committee and to approve expenditure of these funds for general purposes: \$142.77 in Free Will donations from the August 11 concert, \$140.55 in Free Will donations from the August 4 concert, \$291.62 in Free Will Donations from August 25 concert, \$300 Cultural Council Sponsor, and \$265 Lester's Refrigeration Sponsor

Motion Mr. Hadley to recognize and accept the donations, second Mr. Rajeshkumar, all in favor. Mr. Rucho reports that he has been to a couple of concerts and noted that Pat Barrie, member of the Town Bandstand Committee, does a great job collecting donations. He thanked her for her dedicated service and those who donate.

2.Consider voting to recognize the acceptance donations in the amount of \$1,250 from April 1 through June 30 to the Council on Aging from a local bank and resident for the senior center gift account and to approve expenditure of these funds for general purposes

Motion Mr. Rajeshkumar to recognize and accept the donations, second Mr. Hadley, all in favor.

FISP UPDATE:

General Update on Senior Center

Mr. Hadley reports that work on the parking lot lines and grounds are ongoing. The inside is pretty much all set. We have a temporary Certificate of Occupancy that goes until January. Mr. Rucho noted that there are some events being planned for the evenings.

Invoices:

Caolo & Bieniek, Inv. #6029, \$1,792.00 – Motion Mr. Rucho to approve, second Mr. Hadley, all in favor.

RAC Builders, Pmt #15, \$11,750 – Motion Mr. Hadley to approve, second Mr. Rucho, all in favor.

Office Resources, Inv #137817R, \$79,923.94 – Motion Mr. Rajeshkumar to approve, second Mr. Hadley, all in favor.

Consider approving the following item (Out of \$15,000 Gift balance \$1,898.39) -Corelle Classic white dinnerware \$779.79 – Motion Mr. Hadley to approve, second Mr.

Rajeshkumar, all in favor.

APPOINTMENTS AND RESIGNATIONS:

1. Concurrence on the appointment of Daniel Mercurio to the Agricultural Commission as a resident who gains some income from farming effective September 9, 2019 for a term to expire on April 30, 2022

Motion Mr. Rucho to approve, second Mr. Hadley, all in favor.

2. Concurrence on the appointment of Andrea Allen to the Parks Commission effective September 9, 2019 for a term to expire on April 30, 2022

Motion Mr. Hadley to approve, second Mr. Rucho, all in favor.

MEETINGS, INVITATIONS & ANNOUNCEMENTS:

1. Wednesday, September 11, 6:30 p.m. next FISP meeting

2. Wednesday, September 11, 9:45 a.m. 911 Remembrance at town hall

3. Saturday, September 14th, 8 am to 2 pm - West Boylston Town Wide Yard Sale – Cost is \$10 to be placed on the official map of yard sale locations that will be distributed throughout town. Deadline for registration is Saturday, September 7th. Contact Andy Sontag at asontag@charter.net or call/text +1 781 249 3627. A Facebook site titled “West Boylston Town Wide Yard Sale” is also available to see details and directions to sign up Mr. Crowley noted that thus far 40 families have signed up for the sale.

4. Saturday, September 14th, 10:00 – Senior Center Go 4 Life Fund Walk - State Walking Challenge

5. Wednesday, September 18th, 1-4 p.m. – Fall Health & Wellness Fair at the Senior Center

6. Saturday, September 21, 8-noon, Open House at the Cemetery Chapel

7. Climate Change Week at the Beaman Public Library - Tuesday, September 24 at 6:30 p.m. - Wachusett Regional Recycling Center, 101

Learn about the many ways the Recycling center can help you find new homes for items that you no longer need, and recycle items to reduce the volume of disposed materials.

8. Climate Change Week at the Beaman Public Library - Thursday, September 26 at 3 p.m. - Reduce, Reuse, and Recycle with SWAT

West Boylston's Solid Waste Advisory Team (SWAT) will explain the new Pink Bag Recycling Program for textiles and small electrical appliances that's coming to town. They'll also answer questions about West Boylston's recycling program and items that are difficult to get rid of.

FUTURE AGENDA ITEMS/SELECTMENS REPORTS:

Mr. Crowley would like to add the continuation of the public hearing for using local businesses to the next agenda.

The next Board meeting will be on September 25th at 6:00 p.m.

Motion Mr. Hadley at 7:00 p.m. to adjourn, second by Mr. Kittredge, all in favor.

Respectfully submitted,

Approved: 9-25-19

Nancy E. Lucier, Town Administrator

Patrick J. Crowley, Chairman

Barur R. Rajeshkumar, Vice Chairman

John W. Hadley, Clerk

Christopher A. Rucho, Selectman

Michael J. Kittredge III, Selectman