

Auburn Select Board Minutes
April 24, 2023

Select Board Minutes
Monday April 24, 2023 - 6:30 PM

Meeting to be held as hybrid with both an in-person and with a remote participation option in accordance with Chapter 107 of the Acts of 2022.

Present: Scott C. Wrenn, Sara K. Rufli, Daniel S. Carpenter and Steven Chambers
Also Present: Town Manager Ed Kazanovicz, Assistant Town Manager/Human Resources Director Dori Vecchio

Chair Scott Wrenn called the meeting to order at 6:30 P.M.

Mr. Wrenn announced that this Open Meeting of the Town of Auburn Select Board was being conducted both in person and remotely, consistent with Chapter 107 of the Acts of 2022, which suspends the requirement of the Open Meeting Law to have all meetings in a publicly accessible physical location. Further, all members of public bodies are allowed to participate remotely as long as reasonable public access is afforded so that the public can follow along with the deliberations of the meeting.

For the public to join the meeting remotely by telephone, 1-408-650-3123 and Access Code 235-235-861. Or, the public can join via computer at <https://global.gotomeeting.com/join/235-235-861>.

All supporting materials that have been provided to members of this body are available on the Town's website. The public is encouraged to follow along using the posted agenda.

The Chair announced that all Board members were present in person and that the meeting was being recorded by Auburn Cable Television.

The Board led the Pledge of Allegiance.

Public Comments

There were no public comments.

Public Hearings/Presentations

There were no items.

Communications

There were no items.

Select Board General Items

Common Victualer License Diamond Chevrolet, Inc. 54 Faith Avenue, Auburn, MA. The applicant was present and explained the license submission.

There were no questions from the public, the Board or the administration.

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The Select Board voted to approve the license, provided that all applicable requirements of the state and town and any of its departments, boards and commissions have been fulfilled. Said license is subject to all the conditions stated upon it. Failure to comply with any and all the conditions shall invalidate the license and render it null and void (Motion made by Ms. Rufli; motion seconded by Mr. Chambers) voted in favor 3-0-1. Mr. Carpenter abstained.

Seasonal Open Air License on Town Property Boy Scout Troop 101 Yard Sale at the Library

Mr. Andy Roy was in attendance for the application for the Boy Scout Troop 101 Yard Sale at the Library on May 26th and May 27th. The Library Director provided her approval to use the library parking lot for the yard sale as requested.

The applicant has met with the Development Coordinating Group (DCG) on the license application, and the DCG has submitted the following recommended conditions:

- The applicant shall obtain all necessary permits and inspections from Town Departments, Boards, Commissions, most notably the Board of Health.

The Select Board voted to approve the license, provided that all applicable requirements of the state and town and any of its departments, boards and commissions have been fulfilled. Said license is subject to all the conditions stated upon it. Failure to comply with any and all the conditions shall invalidate the license and render it null and void and with the conditions recommended by the DCG to be placed on the license (Motion made by Ms. Rufli; motion seconded by Mr. Chambers) voted in favor 4 to 0.

The Board also voted to waive the fee for the Open Air License as requested by the applicant (Motion made by Ms. Rufli; motion seconded by Mr. Chambers) voted in favor 4 to 0.

Transient Vendor License - The Toasted Roasters, Inc.

Mr. Marco Peterie of 81 H Foote Road, Charlton, MA. was present on behalf of the application and he explained the business, which is a mobile coffee and beverage service.

The DCG submitted the following recommended conditions:

- The applicant shall obtain all necessary permits and inspections from Town Departments, Boards, or Commissions;
- The applicant must complete all Board of Health requirements prior to operation.

Mr. Carpenter asked about the route and hours of operation.

Mr. Peterie explained that the hours of operation and location are determined by the event. He said that it could take hours to set up and take down at the larger events because of the size of the trailer.

Mr. Carpenter said that, most of the time for a Transient Vendor license, the applicant provides the Board with their specific routes and hours of operation.

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Mr. Peterie advised that he is supposed to notify the Board of Health when he will be doing an event so that he can meet their requirements.

Ms. Rufli made a motion to approve the license, provided that all applicable requirements of the state and town and any of its departments, boards and commissions have been fulfilled. Said license is subject to all the conditions stated upon it. Failure to comply with any and all the conditions shall invalidate the license and render it null and void and with the conditions recommended by the DCG to be placed on the license. Mr. Carpenter seconded for discussion. He asked for an amendment to the motion that the applicant will contact the Board of Health on the hours of operation when he will be doing an event; Ms. Rufli accepted the amendment to her motion; motion seconded by Mr. Carpenter and voted in favor 3-0-1. Mr. Chambers abstained.

Vote on 2023 Secondhand (Junk) Annual License Renewals

The Select Board received the list of annual renewals for Secondhand (Junk) Licenses that will expire on April 30, 2023 per state law.

- Hannoush Jewelers - 385 Southbridge Street, Auburn, MA.
- GameStop, Inc. - 385 Southbridge Street, Auburn, MA.
- Tom's Collectibles - 825 Washington Street, Auburn, MA.

The Police Chief provided comments that the Police Department has never had any compliance issues with these businesses and he recommended approving the license renewals.

The DCG submitted the following recommended conditions for the license renewals:

- The applicants shall remain up to date with all necessary permits and inspections from Town Departments, Boards, or Commissions;
- The applicant shall obtain any necessary approvals of State agencies.

The Select Board then voted to approve the license renewals, provided that all applicable requirements of the state and town and any of its departments, boards and commissions have been fulfilled. Said licenses are subject to all the conditions stated upon them. Failure to comply with any and all the conditions shall invalidate the license and render it null and void, and that the conditions recommended by the DCG to be placed on the licenses (Motion made by Ms. Rufli; motion seconded by Mr. Chambers) voted in favor 4 to 0.

Vote on Board of Registrars Appointment

The Board received a letter from the Town Clerk on a resignation from the Board of Registrars and a list of three prospective candidates to fill the vacancy, as submitted by the Auburn Democratic Town Committee per MGL Chapter 51 Section 15.

The Select Board voted to appoint Emma Lee Martin of 3 Olde Colony Rd. to the Board of Registrars for a term expiring 6/30/25 (Motion made by Mr. Carpenter; motion seconded by Ms. Rufli) voted in favor 3-1. Mr. Wrenn opposed.

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Gift Acceptances in Accordance with MGL Chapter 44, Section 53A

The Select Board voted to approve a gift acceptance to the Fire/Rescue Department from David Curran of a donation of Goods - 1999 Toyota Camry, approximate market value \$1,372.00 for rescue training (Motion made by Mr. Carpenter to approve with gratitude and a letter of thanks signed by the Chair; motion seconded by Ms. Ruffli) voted in favor 4 to 0.

Proclamations and Recognitions

There were no items.

Town Manager Items

Final Development Agreement Perry Place - Potential Vote

Auburn Water District Superintendent Gregory Woods was present and discussed with the Board questions that have been raised over several meetings on the water line connection with Worcester. He said that the developer agreed to do part of the project, not a set dollar amount. Mr. Woods said that amount had been \$500,000.00 and was now \$700,000.00. Mr. Woods said that the District has been investigating a connection with Worcester over the last 8 years.

Mr. Chambers asked whether the Perry Place development could be covered by the AWD if the developer didn't pay for the connection with Worcester. Mr. Woods replied that the Water District could cover Perry Place. The connection to Worcester would go forward and then the cost would fall to the users, which make up 90% of the town residents.

The Board held more discussion on the items of full occupancy for the start of the annual contribution, sidewalks, stormwater requirements, betterments and ongoing road maintenance.

Following the discussion, the Board voted to go back to the developer with the issues raised tonight (Motion made by Ms. Ruffli; motion seconded by Mr. Chambers) voted in favor 4 to 0.

Tabled Items

There were no items.

Select Board Member Items

Ask Town Manager to look into the Establishment of an Agricultural Committee, of 7 Members, to Review Current Bylaws - by Scott Wrenn

The Town Planner reported that, at their meeting tonight, the Zoning Bylaw Review Committee discussed taking up the Agricultural Committee, but the members have decided to turn the item back to the Select Board to pursue and advised that they would be happy to review any proposed changes that come out of the committee.

The Select Board then voted to ask the Town Manager to look into the establishment of an Agricultural Committee to review the current bylaws (Motion made by Mr. Carpenter; motion seconded by Ms. Ruffli) voted in favor 4 to 0.

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Chair Scott Wrenn asked if there were any edits on comments to the minutes of March 27, 2023. There being none, the Chair accepted the minutes of March 27, 2023.

The meeting was adjourned at 7:23 P.M. (Motion made by Mr. Chambers; motion seconded by Ms. Ruffli) voted in favor 4 to 0.

Submitted: Sharon A. Kwiatkowski
Adm. Assistant to the Town Manager

The following documents were part of the Select Board's Meeting of April 24, 2023 and are retained in the Executive Office of the Town Manager:

- April 24, 2023 Agenda
- Application Documents for Common Victualer License Diamond Chevrolet, Inc. 54 Faith Avenue, Auburn, MA
- Application Documents for Seasonal Open Air License on Town Property-Boy Scout Troop 101 Yard Sale at the Library; Notice of Approval from Library Director to use the parking lot for the Yard Sale; Letter from Development Coordinating Group (DCG) with recommendations dated April 19, 2023
- Application Documents for The Toasted Roasters - Transient Vendor License; Letter from DCG with recommended conditions dated April 20, 2023
- 2023 Annual Renewals Secondhand (Junk) Dealers Licenses - Hannoush Jewelers, GameStop, Inc., Tom's Collectibles; Letters from DCG dated April 19, 2023 with recommended conditions; Notice from Police Chief recommending renewal of the licenses as there have been no compliance issues with the businesses
- Letter from Town Clerk dated April 20, 2023 Board of Registrar Appointment due to a member resignation
- Gift Acceptance Forms - Fire/Rescue Department
- Minutes of March 27, 2023