

BOARD OF SELECTMEN MEETING MINUTES

June 1, 2021

Chair Maureen Dwinnell; Selectman Stephen A. Matellian; Selectman Brett A. Simas; Town Manager, Derek S. Brindisi; Executive Assistant, Sandra Hakala

1 **Public Comment**

2 None

3

4 **Reorganization of the Board**

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6 Mr. Simas asks for a Motion to appoint the Executive Assistant Sandra Hakala, as temporary
7 Chair for the purpose of reorganization of the Board.

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9 **Motion #1:** Member Matellian motioned to appoint Executive Assistant Sandra Hakala as
10 temporary Chair for the purpose of reorganizing the Board of Selectmen.

11

12 Second: Member Simas, Unanimous Member Dwinnell.

13

14 The Temporary Chair opens the nominations for Chair of the Board of Selectman and asked if
15 there are any nominations. Member Simas motioned to nominate Ms. Dwinnell.

16

17 Temporary Chair Hakala asks if there are any other nominations. Hearing none, Temporary
18 Chair then closed nominations and asked Selectman Simas for a Motion to appoint Maureen
19 Dwinnell, Chair of the Board of Selectmen.

20

21 **Motion # 2:** Member Simas motioned to nominate Maureen Dwinnell, Chair of the Board of
22 Selectmen.

23

24 Second: Member Matellian, Majority Action of the Board.

25

26 **Motion # 3:** Chair Dwinnell motioned to rescind the former motion appointing Executive
27 Assistant Sandra Hakala as Temporary Chair for the purpose of reorganizing the Board.

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29 Second: Member Matellian, Unanimous Member Simas.

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31 **Guest Presentations**

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33 **Rushford and Son Public Hearing**

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35 Chair Dwinnell opened the Public Hearing:

36

37 Notice is hereby given, under Chapter 138, Section 15A, of the MGLs that a Public Hearing will
38 be held *virtually on Tuesday, June 1, 2021, at 7:05 PM on the applications of Rushford & Sons
39 Brewhouse, LLC 8 Grove Street, Upton, MA for an alteration of licensed premise (to include the
40 front parking lot of 8 Grove Street located at the address), change of hours and entertainment

41 license. Premises as follows: Single floor 2100 sf. 1500 sf taproom, 600 sf
42 brewery/manufacturing area, 2500 sf parking lot/outside space.

43
44 **Motion #4:** Motion made by Selectman Simas to suspend the public hearing until the applicant
45 is present.

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47 Second: Selectman Matellian, Unanimous, Chair Dwinnell

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49 **Motion #5:** Motion made by Selectman Simas to reopen the public hearing at 7:21 PM.

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51 Second: Selectman Matellian, Unanimous, Chair Dwinnell

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53 **Motion #6:** Motion made by Selectman Simas to approve the expanded licensed premise to
54 include the parking lot.

55
56 Second: Selectman Matellian, Unanimous, Chair Dwinnell

57
58 **Motion #7:** Motion made by Selectman Simas to approve the revision of hours to Sunday thru
59 Saturday 10:00 AM to 10:00 PM.

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61 Second: Selectman Matellian, Unanimous, Chair Dwinnell

62
63 The Board's concern over noise and the proximity of neighbors led the Selectmen to deny the
64 applicants request for an entertainment license at this time. Mr. Holman also voiced concern of
65 the noise level.

66
67 **Motion #8:** Motion made by Selectman Matellian to deny Rushford & Sons application for an
68 entertainment license.

69
70 Second: Selectman Simas, Unanimous, Chair Dwinnell

71
72 The Chair closed the public hearing at 7:42PM.

73
74 ***Mosquito Control Board Discussion-Community Advocates and Board of Health***

75
76 Christine Scott, Laurie Wodin, Alisa Bernat, and Marcella Stassa proposed to the Selectmen to
77 form and appoint a group of individuals who would be able to develop a mosquito
78 management and control policy.

79
80 They developed a mission statement, "The goal of Mosquito Control Task Force or committee is
81 to support a mosquito monitoring and control plan in order to prevent the spread of mosquito
82 borne diseases. This plan is intended to be presented as an alternative to aerial spraying by the
83 Commonwealth of Massachusetts and as a viable alternative to participation in the central
84 mass mosquito control project. The plan may include options for educating the public,

85 monitoring, and testing mosquito's options for control of disease, carrying mosquito
86 populations, and the proposed budget to implement the Plan on an annual basis."

87
88 **Motion #9:** Motion made by Selectman Matellian create a Mosquito Control Board to consist of
89 7 members with at least one representative of the Conservation Commission, a Board of
90 Selectmen member, a Board of Health member, member of sustainable Upton, and 3 other
91 interested individuals.

92
93 Second: Selectman Simas, Unanimous, Chair Dwinnell

94
95 **Finance Committee Update- Paul Flaherty**

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97 Mr. Flaherty discussed the role of the finance committee with the Board. In part, he stated,
98 "A board of selectmen in a town with an elected or appointed finance committee has no
99 statutory role in the preparation and submission of the annual budget unless it is expressively
100 given a role by bylaw. If not, the finance committee is responsible for preparing submitting and
101 distributing the budget under G.L CH. 39.

102
103 The budget before town meeting is the finance committee's."

104
105 **Board Discussion Items (no public comment)**

106
107 **Vote to Approve and Execute 0 East Street Conservation Restriction**

108
109 **Motion #10:** Motion made by Selectman Simas to Approve and Execute 0 East Street
110 Conservation Restriction.

111
112 Second: Selectman Matellian, Unanimous, Chair Dwinnell

113
114 **Discuss Update on Trust Funds**

115 *The Board reviewed the expenditures over the past year.*

116
117 **Discuss Funding Request from GSTroop 64528.**

118
119 **Motion #11:** Motion made by Selectman Simas to expend \$554.12 from the Risteen
120 Beautification Trust Fund.

121
122 Second: Selectman Matellian, Unanimous, Chair Dwinnell

123
124 **Discuss Men's Club 2021 Upton Fireworks Festival Funding Request**

125
126 **Motion #12:** Motion made by Selectman Simas to expend \$6350 from the William Knowlton
127 Trust Fund.

129 Second: Selectman Matellian, Unanimous, Chair Dwinnell

130

131 *Discuss Update CARES ACT*

132

133 Since releasing its initial guidance for the State and Local Fiscal Recovery Funds included in the
134 American Rescue Plan Act, the U.S. Department of the Treasury continues to provide details
135 that are bringing clarity to the program and its local uses. Treasury guidance provides flexibility
136 for eligible uses among the four main spending categories identified in the statute:

137

- 138 • Response to the public health emergency or its negative economic consequences
139 • Provision of premium pay to eligible workers
140 • Revenue replacement
141 • Investments in water, sewer and broadband infrastructure

142 *Motion to Accept MED-Project LLC Grant*

143 ***Motion #13:*** Motion made by Selectman Matellian to accept the MED-Project LLC Grant.

144

145 Second: Selectman Simas, Unanimous, Chair Dwinnell

146

147 *Motion to Execute Blackstone Nursing Intermunicipal Agreement*

148 ***Motion #14:*** Motion made by Selectman Simas to Approve and Execute Blackstone Nursing
149 Intermunicipal Agreement.

150

151 Second: Selectman Matellian, Unanimous, Chair Dwinnell

152

153 *Town Manager Report/Updates*

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- 155 • The Transition Plan is expected to be complete in August.
156 • Litigation with CDM Smith is completed, they will reimburse the town for the Kiwanis
157 Beach Parking lot.
158 • Town Planner will be seeking a 75k Grant to initiate a Master Plan.
159 • The Town is earmarked 75K for public safety.

160

161 *Adjourn Meeting*

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163 ***Motion #15:*** At 8:44 pm Selectman Matellian made motion to adjourn.

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165 Second: Selectman Dwinnell, Unanimous: Chair Simas

166

167 Respectfully submitted,
168 Sandra Hakala, Executive Assistant