

Select Board Meeting Minutes 06/20/23.

Chair Schultze called the meeting to order at 7:00pm.

The following persons were present Chair Craig Schultze, Vice Chair Ellen Rosenfeld, Clerk Erin Underhill, Town Administrator Mike Guzinski, Assistant Town Administrator/HR Manager Karen Bouret DeMarzo.

Announcements

The Millis Carnival will be in Town on June 23-25 at the Millis Town Park at 900 Main Street.

23-133 Appointments

- *Police Patrol Officer*
Sel. Rosenfeld made a motion to approve the Town Administrators appointment of Angela Vonsavath as a Full-Time Police Patrol Officer. Sel. Underhill seconded the motion. Sel. Schultze polled the Board and the motion passed unanimously.
- *Alternate Building Commissioner*
Sel. Rosenfeld made a motion to approve the Town Administrators appointment of Robert Fogarty as the Alternate Building Commissioner. Sel. Underhill seconded the motion. Sel. Schultze polled the Board and the motion passed unanimously.

23-134 Request for Parking Signs at Stack'd and Lucas Italian Deli

A discussion ensued between two business owners and the Board regarding parking on exchange street. The Board decided to have this topic brought before the Economic Development Committee for further investigation.

23-135 Hearing: Ch. 40 MGL §157 Dangerous Dog – 6 Concord Circle

Sel. Rosenfeld made a motion to open a hearing on a Dangerous Dog, "Bentley" Located at 6 Concord Circle. Sel. Underhill seconded the motion. Sel. Schultze polled the Board and the motion passed unanimously.

The following exhibits were presented as evidence in the Select Board's meeting materials:

1. ACO Mallette's packet of photos of the bite victim's wounds (Exhibit A) from flash drive
2. 5/13/23 Bite Report from Milford Regional Medical Center
3. 5/13/23 Police Report from Officer Tyler Angel
4. 5/13/23 Bite Report and Incident Report from Assistant ACO Kelley Ward
5. Citation #4446 for an unprovoked bite to person from ACO Mallette
6. Citation #4447 for dog off leash off property from ACO Mallette
7. ACO Mallette's Timeline of Events
8. ACO Mallette's Request for Dangerous Dog Hearing dated 5/26/23

The following individuals were present at the hearing and were sworn in under oath:

1. Officer Tyler Angel
2. ACO Erin Mallette
3. Assistant ACO Kelley Ward
4. Judith Carlson, 4 Concord Circle
5. Erin Fuller, 5 Concord Circle
6. Deb and Eric Sheppard, 10 Ticonderoga Lane
7. Sharon Jackson, 9 Concord Circle
8. Jane Jackson, 9 Concord Circle
9. Ray Boggs, 8 Concord Circle
10. Paul Miller, 7 Concord Circle
11. Rebecca Martin, dog owner

The following individuals provided sworn testimony:

1. Officer Tyler Angel
2. ACO Erin Mallette
3. Judith Carlson, 4 Concord Circle
4. Erin Fuller, 5 Concord Circle
5. Deb Sheppard, 10 Ticonderoga Lane
6. Jane Jackson, 9 Concord Circle
7. Paul Miller, 7 Concord Circle
8. Rebecca Martin, dog owner

Sel. Rosenfeld made a motion to close the hearing on a Dangerous Dog, “Bentley” Located at 6 Concord Circle. Sel. Underhill seconded the motion. Sel. Schultze polled the Board and the motion passed unanimously.

After closing the hearing, the Select Board deliberated and found the following facts to be true:

1. “Bentley” was loose, off leash, and approached Jane Jackson who was walking on Concord Circle.
2. “Bentley” did leave your property on 5/13/2023, at approximately 6:55pm.
3. While “Bentley” was off your property on 5/13/23, “Bentley” approached, sniffed then attacked Jane Jackson biting her left forearm and right hand causing severe lacerations, and a fractured metatarsal.
4. Jane Jackson was transported to Milford Regional Medical Center by Millis EMS and was diagnosed with a fractured metatarsal and bilateral dog bites with treatment to require antibiotics, splinting, and orthopedic surgery.
5. “Bentley” did attack Jane Jackson unprovoked.
6. You, Rebecca Martin, did state that both of your dogs were out in your front yard at 6 Concord Circle with no leash or other restraint at the time of the incident and are frequently off-leash on E-collars.
7. Several neighbors stated that they have witnessed your dogs off-leash on multiple occasions and your fence is inadequate for the type of dogs you own.
8. Judith Carlson, 4 Concord Circle, stated that a dog that you previously owned did bite her.
9. ACO Mallette stated that “Bentley” did have a prior bite incident with the veterinarian at TJO Animal Control Facility located in Springfield, MA.

Sel. Underhill made a motion to declare the dog “Bentley” Dangerous. Sel. Rosenfeld seconded the motion. Sel. Schultze polled the Board and the motion passed unanimously.

Sel. Underhill made a motion to euthanize the dog “Bentley”. Sel. Schultze seconded the motion. Sel. Schultze polled the Board and the motion passed 2 to 1 – Sel. Schultze, yay. Sel. Underhill, yay. Sel. Rosenfeld, nay.

Therefore, in accordance with M.G.L. Chapter 140 §157, the Select Board orders that “Bentley”:

1. Be humanely euthanized.
2. Rebecca Martin, shall comply with this order within thirty (30) days of this finding and disposition. Any violations of this disposition shall be considered in violation of an order as defined in M.G.L. Chapter 140 §157 (h).

The owner or keeper of a dog(s) may bring a petition **within ten (10) days after the decision has been issued** in the district court within the judicial district in which the order relative to the dog(s)

was issued or where the dog(s) is owned or kept, addressed to the justice of the court, praying that the order be reviewed by the court or clerk magistrate of the court. After notice to all parties, the magistrate shall review the order of the hearing authority, hear the witnesses, and affirm the order unless it does appear that it was made without proper cause or in bad faith, in which case the order shall be reversed. A party shall have the right to request a de novo hearing on the complaint before the justice of the court.

23-136 Approval of FY24 Contract for DPW Lawnmower

Sel. Rosenfeld made a motion to approve and authorize the Town Administrator to sign a contract with Norfolk Power Equipment not to exceed the amount of \$15,999.00. Sel. Underhill seconded the motion. Sel. Schultze polled the Board and the motion passed unanimously.

23-137 Review and Approval of FY24 Select Board Goals

The Board discussed their FY24 Goals, decided to vote on them at their next meeting.

23-138 Reappointment of Select Board Appointed Board and Committee Members for FY24

Sel. Rosenfeld made a motion to approve the Appointments for FY24 listed in the agenda packet. Sel. Underhill seconded the motion. Sel. Schultze polled the Board and the motion passed unanimously.

EXP	TERM	COMMITTEE	LAST NAME	FIRST NAME
2023	1 year	Agricultural Commission	Hubbard	Diane
2023	1 year	Agricultural Commission	Cantoreggi	Robert "Brutus"
2023	1 year	Agricultural Commission	Chiarizio	Linda
2023	3 years	Board of Assessors	Jurmain	Diane
2023	1 year	Cable TV Advisory Committee	Forman	Leonard
2023	1 year	Cable TV Advisory Committee	Normandin	Ray
2023	1 year	Cable TV Advisory Committee - Ex Officio Director	Yusna	Madeline
2023	1 year	Capital Planning Committee (ex-officio)	Guzinski	Michael
2023	2 years	Capital Planning Committee (Member At Large)	McCaffrey	James
2023	1 year	Cemetery Committee (Chair)	Collins	Marsha
2023	1 year	Cemetery Committee	Doyle	John
2023	1 year	Cemetery Committee	McKay	James
2023	1 year	Cemetery Committee	Mushnick	Jeffery
2023	1 year	Cemetery Committee	Simpson	Wayne
2023	1 year	Cemetery Committee	Vecchi	Charles
2023	3 years	Community Preservation Committee @ Large Member	McKay	James
2023	3 years	Conservation Commission	Gavin	Christine
2023	3 years	Conservation Commission	McPhee	Scott
2023	3 years	Council on Aging	Brown	William
2023	1 year	Council on Aging	Boiardi	Joyce
2023	3 years	Cultural Council - Co-Secretary	O'Gara	Judy
2023	1 year	Economic Development Committee	Barnes	Loring
2023	1 year	Economic Development Committee	Borgman	Amanda
2023	1 year	Economic Development Committee	Iorlano	Matt
2023	1 year	Economic Development Committee (Vice Chair)	Maltinsky	Nate
2023	1 year	Economic Development Committee(Chair)	Riley	Nicole
2023	1 year	Enterprise Advisory Committee	Duffy	Jim
2023	1 year	Enterprise Advisory Committee	De Souza	Bryan
2023	1 year	Enterprise Advisory Committee	Quinter	Todd
2023	1 year	Enterprise Advisory Committee (DPW Liaison)	McKay	James
2023	1 year	Enterprise Advisory Committee (BOH Liaison)	McVeigh	John
2023	1 year	Energy Committee	Barry	Jon
2023	1 year	Energy Committee	Farrar	Timothy
2023	1 year	Energy Committee (Chair)	Gibbons	Craig

2023	1 year	Energy Committee	Jurmain	Pete
2023	1 year	Energy Committee	O'Connell	Tom
2023	1 year	Energy Committee	Streck	Kathleen
2023	1 year	Energy Committee	Ward	Cullen
2023	1 year	Energy Committee-ex officio Manager	Weiss	Robert
2023	1 year	Fence Viewer	Giampietro	Michael
2023	1 year	Fence Viewer	Guzinski	Michael
2023	1 year	Finance Director	Johnston	Carol
2023	1 year	Historical Commission - Associate	Cushman	Rusty
2023	1 year	Historical Commission - Associate	Fuzy	Scott
2023	3 years	Historical Commission	Gannon	Joanne
2023	1 year	Historical Commission - Associate	Giargiari	Larry
2023	3 years	Historical Commission (Chair)	Maltinsky	Nathan
2023	1 year	Historical Commission - Associate	McNiff	Carolyn
2023	3 years	Historical Commission	Prufer	Cheryl
2023	1 year	Historical Commission - Associate	Ruggeri	Robert
2023	1 year	Historical Commission - Associate	Vecchi	Charles
2023	3 years	Historical Commission	Wilkes	Margaret
2023	1 year	Local Emergency Planning Committee (Fire) CHAIR	Barrett	Richard
2023	1 year	Local Emergency Planning Committee (IT)	Donovan	Jim
2023	1 year	Local Emergency Planning Committee (Facilities)	Engler	John
2023	1 year	Local Emergency Planning Committee (BOH Member)	Fuller	Matthew
2023	1 year	Local Emergency Planning Committee (Town Administration)	Guzinski	Michael
2023	1 year	Local Emergency Planning Committee (Sch Transportation)	LaBarge	Sandy
2023	1 year	Local Emergency Planning Committee (DPW)	McKay	James
2023	1 year	Local Emergency Planning Committee (BOH Director)	McVeigh	John
2023	1 year	Local Emergency Planning Committee (Police)	Soffayer	Christopher
2023	1 year	Local Emergency Planning Committee (SB Liaison)	Underhill	Erin
2023	1 year	Local Emergency Planning Committee (Public Health Nurse)	Ward	Sarah
2023	1 year	MBTA 3A Advisory Committee Designee	Weiss	Robert
2023	1 year	Metropolitan Area Planning Council Representative	Weiss	Robert
2023	1 year	Metropolitan Area Planning Council Representative	Riley	Nicole
2023	1 year	Norfolk County Advisory Board Designee	Rosenfeld	Ellen
2023	1 year	Parking Clerk	Bouret DeMarzo	Karen
2023	3 years	Permanent Building Committee	McCaffrey	James
2023	1 year	Planning Board - Associate	Yered	George
2023	1 year	Public Weighers	Bianco	Kenneth
2023	1 year	Public Weighers	Collins	Michael
2023	1 year	Public Weighers	Gilleney	Donald
2023	1 year	Public Weighers	Lapierre	Paul
2023	1 year	Public Weighers	Lariviere	Jason
2023	1 year	Public Weighers	Murphy	Arthur
2023	1 year	Public Weighers	Pukanasis	Michael
2023	1 year	Public Weighers	Rorrie	Scott
2023	1 year	Public Weighers	Rossi	Francis
2023	1 year	Public Weighers	Tresca	John
2023	1 year	Public Weighers	Tresca	Robert
2023	1 year	Public Weighers	Tresca	Steven
2023	1 year	Recreation Committee (Chair)	Banks	Michael
2023	1 year	Recreation Committee	Cassidy	Steven
2023	1 year	Recreation Director/ ex-officio member	Fogarty	Kristen
2023	1 year	Recreation Committee	Jarvis	Amanda
2023	1 year	Recreation Committee (Vice Chair)	Locke	Sharon
2023	1 year	Recreation Committee	Rheume-Mustard	Pamela
2023	1 year	Recreation Committee	Smith	Stephen
2023	1 year	Recreation Committee	Sussman	Rose
2023	1 year	Regional Transportation Advisory Council	Weiss	Robert
2023	1 year	Registrars of Voters	Bouret DeMarzo	Karen

2023	1 year	Registrars of Voters	Conroy R	Mark
2023	1 year	Registrars of Voters	Hardin (D)	Lisa Jane
2023	1 year	Registrars of Voters	Yeager R	Robert R
2023	1 year	Right-To-Know Coordinator	McVeigh	John
2023	1 year	Safety Committee	Barrett	Richard
2023	1 year	Safety Committee	Bouret DeMarzo	Karen
2023	1 year	Safety Committee	Engler	John
2023	1 year	Safety Committee	McKay	James
2023	1 year	Safety Committee	McVeigh	John
2023	1 year	Safety Committee	Soffayer	Christopher
2023	1 year	Safety Committee	Tolson	Kimberly
2023	1 year	Safety Committee (School Trans Director)	LaBarge	Sandra
2023	1 year	Sealer of Weights and Measures	Allhouse	W. James
2023	1 year	State Ethics Committee Liaison	Bouret DeMarzo	Karen
2023	1 year	Surveyor of Wood and Lumber	Giampietro	Michael
2023	1 year	Treasurer Collector	Scannell	Jennifer
2023	1 year	Tree Warden	Cantoreggi	Robert
2023	1 year	Tree Warden - Deputy	Vatour	Richard
2023	3 years	Tri-County School Committee Representative	Hardin	Jane
2023	3 years	Zoning Board of Appeals	Fogarty	Robert
2023	1 year	Zoning Board of Appeals - Associate	MacDonald	Bonnie
2023	1 year	Zoning Board of Appeals - Associate	Rivers	Donald

23-139 Review and Approval of Letter to Legislative Delegation – Millis Housing Authority

The Board moved this item to the next meeting on 7/10/23.

23-140 Approval of Fully Integrated CBA Professional Firefighters of Millis Local #4704

Sel. Rosenfeld made a motion to approve the fully integrated CBA Professional Firefighters of Millis Local #4704. Sel. Underhill seconded the motion. Sel. Schultze polled the Board and the motion passed unanimously.

23-141 Select Board Liaison Updates

Sel. Rosenfeld attended the Energy Committee where they discussed different goals for the Town. She also attended the Charles River Pollution Control District and where they asked for more capacity from the DEP.

Sel. Schultze attended the Tri-County School Building Meeting where they discussed the special election this October.

23-142 Approval of DRAFT Minutes

Sel. Rosenfeld made a motion to approve DRAFT Minutes for 11/01/21, 12/06/21, 12/20/21, and 01/10/22. Sel. Underhill seconded the motion. Sel. Schultze polled the Board and the motion passed unanimously.

Sel. Schultze made a motion to enter Executive Session to conduct strategy sessions in preparation for negotiations with union personnel (Public Safety Dispatcher Union) and to consider the purchase or lease of real property if such discussion may have a detrimental effect on the negotiation position of the governmental body, only emerging to adjourn. Sel. Rosenfeld seconded the motion. Sel. Schultze polled the Board and the motion passed unanimously.

Respectfully Submitted by Victoria Schindler