

Town of Upton



Massachusetts

Meeting Minutes of March 4, 2008

Location: Upton Fire and EMS Headquarter, 2nd Floor Training room.

Present: Chairman Marsha A. Paul, Selectman Robert J. Fleming, Selectman Kenneth E. Picard and Administrative Clerk Karen L. Varney.

The meeting was called to order at 6:00pm. At 6:01pm Chairman Paul motioned to enter into Executive Session under M.G.L. Chapter 39, § 23B, exception # 3, Collective Bargaining. Seconded by Selectman Fleming, unanimous by Selectman Picard.

Poll taken: Marsha Paul "I", Robert Fleming "I", Ken Picard "I".

The Board will reconvene their regular meeting upon completion of the Executive Session.

At 7:34pm the Board reconvened their regular meeting with the Pledge of Allegiance. Videotaping provided by Jonathan Miguel, Cable TV Access Provider.

Appropriation Treasury Warrant No. 36e in the amount of \$140,158.12 was signed.
Payroll Treasury Warrant No. 36P in the amount of \$74,730.00 was signed.

The Board approved payment to Kopelman and Paige, P.C. for statement #73101 in the amount of \$6,868.40 and payment of \$975.00 to Chandler Associates for screening evaluation services.

EMS Director Brian Kemp came before the Board to ask for their approval in increasing the Department fees, BLS Base rate, mileage fee, Defibrillation and Oxygen fees. Director Kemp stated that he would like to see Upton in line with other contiguous Towns. He noted that the cost of business goes up on a monthly basis and the need for the Town to recoup the cost. Medicare however has a fixed rate.

EMS calls have increased, and so far this year there has been 135 calls. Director Kemp believes the total calls for the year will average to about 750 and added that if any resident is having a hard time paying the fee, to call him and he can work with them.

In closing, Director Kemp said that in anticipation of the Milford Hospital's Paramedic Service closing on or about June 30th of this year, he has proposed a billing category for Advance Life Support for Medicare patients.

45 Selectman Fleming requested that the Board hold off on the approval for now
46 until he has had time to speak with Director Kemp personally. Also he would like to see
47 the list of the fees charged for the contiguous Towns. The Board thanked Director Kemp
48 for his time in updating the Board.

49
50 Next on the Agenda, the Board welcomed Ron Pong, of Tata & Howard Inc.,
51 Consulting Engineers from Westborough. Back in the end of January a Request for
52 Proposals for the Main Street Water Main Replacement project was sent out by DPW
53 Director Stephen Soma. After receiving four proposals back, the Board of Selectmen
54 asked that Tata & Howard and Pare Corporation from Lincoln, RI, come before the
55 Board to give a presentation on the project. Mr. Pong began by saying that his firm, Tata
56 & Howard is very familiar with the Town of Upton's water projects; the firm has done
57 some designs and has a long-term relationship with the Town. Mr. Pong displayed a
58 series of maps representing the Main Street project area. He has worked with forty-
59 municipalities and private clients. Selectman Fleming asked about doing sidewalk
60 trenches or saddling up to the existing trenches. Mr. Pond responded by saying it is best
61 to use existing trenches. Mr. Pond informed the Board that they did work for West
62 Boylston who put the water pipes in the sidewalks. The Board thanked Mr. Pond for his
63 time.

64
65 The Board members read aloud the seven-Article Warrant scheduled for the
66 Special Town Meeting on Monday, March 10, 2008 at 7:30pm at Nipmuc Regional high
67 School.

68 Selectman Picard noted that he met with representatives of the Upton
69 Development Group on Monday to get better informed on a few matters involving the
70 Maple Ave project. He did say that all exhibits including the Purchase and Sale
71 Agreement would be available tomorrow at the Town Clerk and the Board of
72 Selectmen's office for public view.

73
74 General Mail folder reviewed.

75
76 *FYI's reviewed:*

- 77 ■ Copy of letters sent by DPW Director Re:
 - 78 1. Water Bill: Main St resident
 - 79 2. Drainage issue: Chestnut St property
- 80 ■ Copy of a letter signed by Treasurer Jim Bates, Jr. from CMRP Re: FY09
81 assessments.
- 82 ■ General Fund Appropriations Summary
- 83 ■ Request from United Parish to place signs advertising their annual spaghetti
84 supper. (*Approved per Sign Policy*)
- 85 ■ Conveyance of Lot 3, Orchard St.
- 86 ■ Letter of concern Re: Rt. 140 traffic congestion.
- 87 ■ K&P statement (Planning Board) FYI only.

88
89 Motion # 1

90 Selectman Picard motioned to approve the request from United Parish to display
91 four sandwich board signs advertising their annual spaghetti supper fundraiser for April
92 12th from March 28th to April 12th at the locations specified in the February 25th letter.
93 Seconded by Selectman Fleming, unanimous by Chairman Paul.
94

95 In review of a letter dated February 28th from a Sadler Road resident concerned
96 with traffic congestion on Route 140 at the traffic lights in West Upton while picking up
97 students, is suggesting an alternative location for this bus stop. In a response from
98 Chief Stockwell, he believes this is a private matter and should not involve the Town.
99 Selectman Fleming did indicate that he sees this as a safety issue and suggested the
100 parents address the problem.

101
102 Reviewed:

- 103 □ Letter from Conservation Commission Chair Chris Scott and Correspondence
104 from Division of Fisheries & Wildlife, Re: *Pratt Pond Project*. See also letter from
105 the Assessors.
- 106 □ Request from members for a 14-day extension for the Fire Dept. Mgr. Study draft
107 report.

108
109 Project List reviewed:

- 110 □ Maple Ave Project: *March 10, 2008 Special Town Meeting.*
- 111 □ Grant Writer J. Zakian: *Meeting w/ Department Mgrs on March 27th and March*
112 *28th.*
- 113 □ Police Chief candidate: *Executive Session set up for March 11th at 6:30pm.*
- 114 □ Enterprise Fund forum: *March 24th 7:00pm.*
- 115 □ Beautification Pratt Pond: *Order of Conditions has been met. Working on a*
116 *resolution with an abutter. Project moving forward.*
- 117 □ Cemetery Land: *Report from AA forthcoming next week.*
- 118 □ Town Building energy audits: *Forthcoming from AA.*
- 119 □ Animal Control Officer benefits: *Motion made by the BOS with the BOH in*
120 *agreement. (See below)*

121
122 Motion # 2

123 Selectman Fleming Motioned to reclassify the Animal Control Officer position
124 from a stipend position to a regular 20-hour part-time position. Seconded by Selectman
125 Picard, unanimous by Chairman Paul.

126
127 On Thursday, February 28th, Chairman Paul attended the Board of Health's
128 meeting to discuss the reclassification of the Animal Control Officer's stipend position to
129 a regular 20-hour part-time position. The Board of Health members were in agreement
130 with this reclassification. The next step is to forward this on to the Personnel Board.

131
132 The Board of Selectman welcomed George G. Palmisciano, P.E., Senior Vice
133 President and Robert P. Sims, P.E., Managing Engineer of Pare Corporation, Lincoln,
134 RI. Mr. Palmisciano began the Main Street Water Main Project presentation by giving
135 the Board an overview of Pare Corporation noting they have been in business for over

136 thirty-eight years. His report noted the Corporation has worked for many Municipalities
137 in Massachusetts who have been pleased with their work.

138 Robert Sims, has worked for Pare for three-years and is Chairman of the Grafton
139 Water District. Mr. Sims said he has a good relationship with GLM in Holliston, for
140 mapping process. He continued by stating he would lay the pipes in the existing
141 trenches, breaking up the existing pipes and leaving them in place, therefore saving
142 money. He spoke of a August start time with completion around November. He figures it
143 would be eight-weeks of construction, laying about 160' of pipe a day. He added that if
144 the pipes were laid in the sidewalks, ADA compliance would be required.

145 The Board was very pleased with their presentation and thanked them for their
146 time.

147

148 Motion # 3

149 Selectman Fleming motioned to approve the meeting minutes of February 26,
150 2008 with a minor change on line #44 "BOS has drafted". Seconded by Selectman
151 Picard, unanimous by Chairman Paul.

152

153 Motion # 4

154 Selectman Fleming motioned to approve the Executive Session meeting minutes
155 (Local 3338A negotiations) of the February 26, 2008. Seconded by Selectman Picard,
156 unanimous by Chairman Paul.

157

158 Motion # 5

159 Selectman Fleming motioned to approve the Executive Session meeting minutes
160 (Pleasant St drainage) of February 26, 2008. Seconded by Selectman Picard,
161 unanimous by Chairman Paul.

162

163 Motion # 6

164 Selectman Fleming motioned to approve the Executive Session meeting minutes
165 (Confidential request dated 2/18/08) of February 26, 2008. Seconded by Selectman
166 Picard, unanimous by Chairman Paul.

167

168 Motion # 7

169 Selectman Fleming motioned to approve the Executive Session meeting minutes
170 (Confidential letter dated 2/13/08) of February 26, 2008. Seconded by Selectman
171 Picard, unanimous by Chairman Paul.

172

173 In closing, the Board asked if there was anyone from the audience who would
174 like to address the Board. In response, a resident asked that she speak with a member
175 of the Board off camera. Selectman Picard complied.

176

177 At 9:05pm Selectman Fleming motioned to enter into Executive Session under
178 M.G.L. Chapter 39, § 23B, exception # 3. Seconded by Chairman Paul, unanimous by
179 Selectman Picard. The Board will adjourn the regular meeting upon completion of the
180 Executive Session.

181 Poll taken: Marsha Paul "I", Robert Fleming "I", Ken Picard "I".

182
183
184
185
186
187
188
189

There will be a brief recess before beginning the Executive Session.

Respectfully submitted,

Karen L. Varney, Administrative Clerk