

Town of Uptc



assachusetts

Meeting Minutes of September 25, 2007

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

Location: Upton Town Hall, main floor, 1 Main Street

The meeting was called to order at 6:30pm.

Motion # 1

At 6:31pm Chairman Paul motioned to enter into Executive Session under M.G.L. Chapter 39, section 23B, exception #7. Seconded by Selectman Fleming, unanimous by Selectman Picard.

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

At the completion of the Executive Session, the Board reconvened their regular meeting.

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

At 7:39pm the Board reconvened their regular meeting.

7:40pm Chairman Paul gaveled the Mendon Street Pole Location hearing open. National Grid representative Dana Larson and Richard Desjardins were present.

Chairman Paul read the description of the new pole location on Mendon Street and confirmed that all abutters have been notified and asked if the Board members had any questions. Selectman Fleming noted his concerns once again with the delinquency of the transferring of lines relative to the dual poles indicating that National Grid does have less of an ownership. He continued further by saying the Board can assess penalties if they so desire.

Chairman Paul asked if any abutters were present, hearing no response, she then asked if the general public had any questions, again hearing no response a motion was made to approve the request.

Motion # 2

Chairman Paul motioned to grant approval to National Grid to install a new pole location (# 25-80) on Mendon Street. Seconded by Selectmen Picard, unanimous by Selectman Fleming.

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46 At 7:45pm Chairman Paul gaveled the hearing closed.
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48 **Motion # 3**

49 At 7:46pm Selectman Fleming motioned to enter into another Executive Session
50 under M.G.L. Chapter 39, section 23B, exception # 3. Seconded by Chairman Paul,
51 unanimous by Selectman Picard. The Board will reconvene their regular meeting upon
52 completion of Executive Session.

53 Poll taken: Marsha Paul "I", Robert Fleming "I", Ken Picard "I",
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55 At approximately 7:59pm, the Board reconvened their regular meeting.

56 Poll taken: Marsha Paul "I", Robert Fleming "I", Ken Picard "I".
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58 Videotaping provided by Jonathan Miguel, Cable TV Access Provider.

59 The Pledge of Allegiance was recited.
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61 The Board of Selectmen welcomed COA Director and Commission on Disability
62 member Natasha Heimrath, and Commission on Disability Members Joan E. Shanahan
63 and Karen Intinarelli. Also present, Board of Health member Rick Binaco and Library
64 Trustee Chairperson John Robertson, Jr. Resident Penney Kelly joined in the
65 discussion.

66 COA Director Natasha Heimrath stating the purpose of the meeting was to
67 discuss the possibility of making the Knowlton/Risteen Building handicapped
68 accessible. Her goal is to find funding for a handicapped accessible ramp and entrance
69 via the Grove Street side of the building. Proposed plans for the construction were
70 drafted free of charge by a resident (Moe Capistran).

71 It was the unanimous feeling of the Board that an Architect should be hired to
72 design a ramp. Chairman Paul feels this can be done for under \$2,000. Discussion on
73 where the funds would come from, Rick Binaco suggested the Town's Welfare fund and
74 encourages the town to utilize the interest accrued. Selectman Fleming added that the
75 Town's Trust Funds are very restrictive however he will research the possibility and
76 perhaps contact Town Counsel for interpretation of the language. This will be addressed
77 at the next Selectmen's meeting.

78 Commission on Disability members Karen Intinarelli noted the mandate for ADA
79 accessibility. Chairman Paul answered that the Board has actively looking at options,
80 which she is not able to discuss at this time.

81 Selectman Picard noted the need to come up with bid ready documents. It was
82 agreed that after clarification of the Welfare fund, a search for a (Historical) Architect be
83 pursued. The drawings prepared by Regent Associates some 5 years ago, will be
84 reviewed but may be of no value. Board of Health Member Rick Binaco and Selectman
85 Fleming will continue to have dialog in researching the Trust Fund account language.
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87 Appropriation Treasury Warrant No. 13e in the amount of \$19,905.96 was signed.

88 Payroll Treasury Warrant No. 13P in the amount of \$67,980.29 was signed.

89 Refund Warrant No. 13r in the amount of \$1,367.17 was signed.
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91 **Motion # 4**

92 Selectman Fleming motioned to approve the regular Board's meeting minutes of
93 September 11, 2007 as transcribed. Seconded by Selectman Picard, unanimous by
94 Chairman Paul.

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96 The Executive Session meeting minutes of September 11, 2007 are on hold until
97 the Board has time to review.

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99 **Motion # 5**

100 Selectman Fleming motioned to approve the meeting minutes of September 17,
101 2007 as transcribed. Seconded by Selectman Picard, unanimous by Chairman Paul.

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103 **Motion # 6**

104 Selectman Fleming motioned to approve the meeting minutes of September 18,
105 2007 as transcribed. Seconded by Selectman Picard, unanimous by Chairman Paul.

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107 Confidential:

- 108 ⇒ Review information Re: confidential ramp construction project.
- 109 ⇒ Correspondence from UDG dated September 5th. (*Executive session scheduled for*
110 *10/9/07 7:30pm*)

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112 The Board reviewed and approved a memorandum that will be sent to the Library
113 Trustees, Planning Board, Finance Committee, Community Preservation Committee,
114 and the Board of Health requesting a representative from each Department be present
115 at an Executive Session to be held on October 9th at 7:30pm under M.G.L. Chapter 39,
116 section 23B, exception #6. It was also agreed that DPW Director Steve Soma be
117 present.

118
119 FYI:

- 120 ❖ Noble Vista update (*see discussion below*)
- 121 ❖ Letter from Treasurer/Collector Ken Glowacki Re: Vacation / sick accounting
122 control.
- 123 ❖ Email from Jim Bates to the Conservation Commission Re: Tree stand Policy
- 124 ❖ Copy of a letter from the Board to Patrick Roche, Building Commissioner.
125 (*Inspector Roche to settle with conversation*)
- 126 ❖ Correspondence from Pat Roche, Inspector of Buildings Re: 14 North Main St
- 127 ❖ RBC Account Statement
- 128 ❖ Copy of a Request for Quotes Re: Security & Fire alarm System from AA Jim
129 Bates.

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131 In review of the Noble Vista update sent by Attorney Levey to Attorney Talerman,
132 the Board of Selectman has no response other than they are holding firm on their final
133 offer.

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Mail:

1. Request from M-U Regional School District for a one-day alcohol permit for Sunday, October 28, 2007. *(approved)*
2. Grant Alert FY2008 (To research)
3. Correspondence from MEMA Re: Grant Program.
4. List of Election Workers from Town Clerk, Kelly McElreath. *(appointments completed)*.
5. *Motion* to appoint, as recommended by the COA Director and Committee members, Beverly Randazzo as a member of the Upton Council on Aging. *(approved appointment)*
6. Copy of a note to the Grafton Conservation Commission from a Grafton resident Re: water / drainage issues effecting Upton. (FYI only) *(Cc: BOH & ConCom)*
7. Technical Assistance Site program from DHCD. *(To be researched)*
8. The Beacon *(Chairman Paul will be attending the MMA Fall Conference on October 13th)*
9. Notification to abutters Re: a request for Amended Notice of Intent with the ConCom.
10. Request for permission to place 3 A-Frame signs to advertise the Broadway Youth Dance on 11/17/07. *(The Administrative clerk will research other approved request for signs before approval by the Board)*.
11. CMMPO Meeting notice for October 3rd.

Motion # 7

Selectman Fleming motioned to grant permission for a one-day Special Permit for Sunday, October 28, 2007 to the Mendon-Upton Regional School District. Seconded by Selectman Picard, unanimous by Chairman Paul.

Motion # 8

Selectman Picard motioned to appoint the Election Workers as noted in a memorandum from Town Clerk Kelly A. McElreath and dated September 12, 2007. Seconded by Selectman Fleming, unanimous by Chairman Paul.

Motion # 9

Selectman Fleming motioned to appoint, as requested and recommended by the COA Director and the Council on Aging members, Beverly Randazzo as a member of the Council on Aging. Seconded by Selectman Picard, unanimous by Chairman Paul.

In discussing mail item #10, a request to place signs for a period of 49 days, it is the Boards felling that there is a need to set a standard policy regarding the placement of signs. This request was tabled. Selectman Fleming volunteered to draft a policy for the Board to review and approve.

Chairman Paul commented that she is planning on attending the Blackstone Valley Board of Selectmen's Association meeting to be held at Blackstone Valley Tech on Thursday, October 4th from 6:30-8:30pm. This will be a posted meeting just in case Selectman Fleming or Selectman Picard decides to attend.

185 Russell Court resident, Harvey Baler asked to be addressed by the Board.
186 Chairman Paul recognized Mr. Baler and asked him to approach the table. Mr. Baler has
187 concerns regarding Russell Court not being an accepted Road by the Town and wishes
188 to rectify the situation. After some discussion, Selectman Fleming stressed that this is a
189 privately owned access and the problem needs to be resolved with the abutter and
190 noted the Town has no liability, as this is a civil matter. Selectman Picard again told Mr.
191 Baler, that certain procedures are to be followed.

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193 In other matters, Selectman Picard said he spoke with Chief Stockwell about a
194 letter the Chief sent the Board last week depicting the dangerous intersection of
195 Hopkinton Road and School Street. Selectman Picard spoke with CMRPC Steve
196 Wallace who is aware of the dangerous intersection and will prepare a report and
197 hopefully have ready by the Special Town Meeting in December.

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199 Chairman Paul discussed having a round table meeting with representatives of
200 the different Boards starting the first of November. These discussions will help with
201 better communication and priorities. Selectman Fleming noted the need for a possible
202 Moderator.

203 Selectman Picard stated that when the meetings took place on the Master Plan,
204 they did a "swat analysis" with Steve Wallace of the CMRPC as the Moderator. The
205 Planning Board would have to give permission for the Selectmen to use the hours. The
206 Board needs someone who can stay objective and to facilitate. The Administrative Clerk
207 will obtain a copy of the (swat) survey, to serve as a starting point.

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209 A brief discussion relative to the Personnel Board members, Selectman Fleming
210 noted that there are only three members currently on the Board and that one of those
211 members will be moving out of Town soon. Noting the Towns By-law, if there are not
212 enough members, the Board of Selectmen will full fill the obligation and step in.
213 Selectman Fleming has offered to be the representative to the Board with Chairman
214 Paul sharing the responsibility.

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216 **Motion # 10**

217 Selectman Picard motioned to approve Selectman Fleming to act as a
218 representative to the Personnel Board to provide the necessary quorum. Seconded by
219 Selectman Fleming, unanimous by Chairman Paul.

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221 The Board commented that the annual Heritage Day Celebration was a great
222 success and enjoyed by all!

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224 **Motion # 11**

225 Selectman Fleming motioned to adjourn the meeting at 9:20pm. Seconded by
226 Chairman Paul, seconded by Selectman Picard,

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228 Respectfully submitted,
229 Karen L. Varney, Administrative Clerk

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