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TOWN OF UXBRIDGE
21 S. MAIN STREET, UXBRIDGE, MA 01569 – PHONE 508-278-8600
BOARD OF SELECTMEN'S MEETING
BOARD OF SELECTMEN'S MEETING ROOM
MONDAY, NOVEMBER 15, 2010 – 7:00PM

Present: Chair Beth Pitman, Vice Chair Bruce Desilets, Clerk Jay Cahill, Selectman Cari Kay Robertson and Selectman Peter Baghdasarian. Also present Town Manager Michael Szlosek and Administrative Assistant Tracey Ante.

NOTE: Some matters may have been taken out of agenda order but are presented below based on agenda order for ease of location information.

I. CALL TO ORDER AT 7:00PM

- A. Announcements – Mr. Cahill announced Sunday, 11/21 is the Town Loop Challenge. Registration is at 10AM and the race starts at 11AM. The cost is \$10 for individuals under 18 years of age, \$15 for 18 years or older and \$30 per family. Donations go toward the Uxbridge Public Schools. The Town Manager announced that Moody's has improved the Town's bond rating. Ms. Pitman announced the Fall Annual Town Meeting is Tuesday 11/16 at 7:00PM.
- B. Citizen's Forum – Mr. Michael Potaski was present and addressed concerns with the Board pursuing the purchase of the Clossen well. He advised Tata and Howard was not successful in obtaining the grant. He advised it was not a good idea. Mr. Mark Stacy discussed concerns with the warrant article whereas the Town is looking to hire a full time accountant to manage the High School project. It was noted the warrant now reflects Staffing in the Accountant's Office. Mr. Harry Romasco was present and discussed the charge of the Charter Review Committee. He advised the Board of Selectmen do not set the charge of the Charter Review Committee. Mr. Baghdasarian commented on the things he would like the Charter Review Committee to consider.

II. APPROVE MEETING MINUTES

- 10/25/10 Approve Regular Session Meeting Minutes – **MOTION** by Ms. Robertson to approve the 10/25/10 Meeting Minutes, as amended. **Seconded** by Mr. Desilets, the motion carried unanimously.
- 11/8/10 Approve Regular Session Meeting Minutes – **MOTION** by Mr. Cahill to approve the 11/8/10 Meeting Minutes, as amended. **Seconded** by Mr. Baghdasarian, the motion carried unanimously.

III. OLD BUSINESS

- A. David Hts. Subdivision – Residents inquiry for Town to provide maintenance, winter maintenance for the 2010/2011 season – Mr. David Hogue was present to discuss the street status and street acceptance status. He discussed concerns with the road contractor and developer. He provided the Waivers of Liability to the Board. Mr. Benn Sherman was present and discussed the personnel and financial impact to DPW if they were to plow the private way. He advised it is the responsibility of the owner

of the road to provide winter maintenance services. He advised all issues have been resolved and the road work is complete. The Planning Board has deemed the project complete. The bond money cannot be used for winter maintenance. Following discussion, **MOTION by Mr. Baghdasarian to deny winter maintenance services. Seconded by Ms. Robertson, the motion carried 3-2 (Ms. Pitman and Mr. Cahill opposed).**

- B. Update Cnossen wellfield - Mr. Benn Sherman was present and updated the Board as to the status of the Cnossen well. He advised the Town has received an offer to purchase the property. An appraisal is anticipated soon. Grants have been applied for and the results are anticipated in December. Discussion included pumping/sale of water to power companies, prior Town Meeting approval contingent on receiving the grant, additional Town Meeting approval, value of the land from taxes and potential manganese issues. Mr. Sherman will review the potential manganese issues and investigate what price they were selling water at. The Town Manager will get the annual tax levy on the property. The Board will continue discussions at a future meeting.

IV. NEW BUSINESS

- A. CAC survey results – Mr. Mark Stacy was present and updated the Board as to the cable survey results. Discussion included the use of Peg Access funds, covering surrounding towns, existing facility, new facility, equipment upgrade and educational/additional programming. The Supt. requested a meeting 11/17 with the Cable Advisory Committee, Program Coordinator, School Dept., Town Manager and BOS Rep. to the Cable Advisory to discuss the preferred location of the facility in the new High School. Barry Giles will provide a future needs plan for cable facilities and staff. by 11/30. The Board will continue discussions at a future meeting.
- B. Cable – part time staff – There was discussion that this should be handled by the Town Manager. The Town Manager commented on the job posting as Production Assistant and was opposed to that position. The Program Access Coordinator discussed the need for the position. The Board will continue discussions at a future meeting.
- C. Request for Street name approval – Davis Circle, 3 lot subdivision, Harford Avenue West - Remmi Lee Way – **MOTION by Mr. Baghdasarian to approve the street name of Remmi Lee Way subject to the approval of the Public Safety Committee. Seconded by Ms. Robertson, the motion carried unanimously.**
- D. Vote meeting schedule – Following discussion, the Board will meet on 11/22, 12/6 and 12/28. **MOTION by Ms. Robertson to approve the meeting schedule. Seconded by Mr. Desilets, the motion carried unanimously.**
- E. Town Manager Report – The Board requested substantive material updates only as needed. The Town Manager agreed to the report.
- F. Update National Grid – Yearly Operational Plan – Integrated Vegetation Management Program – The Board reviewed the Operational Plan. Mr. Benn Sherman was present and advised the Board he had no concerns. Ms. Pitman will respond accordingly.

- G. Sutton Street Lease Agreement – Following discussion, the Town Manager will modify the lease agreement based on several things raised by abutters. The lease agreement will be modified to include approval of all pesticides used and request for maintenance assistance of abutting field parcels. **MOTION by Mr. Cahill that the Town Manager handle negotiation of the renewal of the 100 acre lot based on the Boards feedback. Seconded by Ms. Robertson, the motion carried unanimously.**
- H. Charter Review Committee – define BOS charge for Charter Review Committee & Appointments – Harry Romasco and Jim Smith – Mr. Baghdasarian discussed a list of things to keep in mind for the Charter Review Committee. Ms. Pitman announced the Town Moderator has appointed Ken Redding and Jim Legg. He is working on a third appointment. The Finance Committee has appointed Barbara Hall and Peter Emerick. The School Committee has appointed MaryPat Wickstrom and Arthur DuBois. **MOTION by Mr. Desilets to appoint Harry Romasco and Jim Smith to the Charter Review Committee. Seconded by Ms. Robertson, the motion carried unanimously.** Mr. Romasco will contact the other Committee members and arrange for a meeting.
- I. Murphy's Way – Resident inquiry for the Town to provide winter maintenance for the 2010/2011 season – Mr. Rick Bedore was present on behalf of the residents and updated the Board as to the street status and street acceptance. The project was completed by the bond company. Following discussion, **MOTION by Ms. Robertson to deny winter maintenance services for Murphy's Way. Seconded by Mr. Desilets, the motion carried 3-2 (Mr. Cahill and Ms. Pitman opposed).**

V. MEMBER ISSUES

Mr. Baghdasarian advised gravel application fees need to be revisited. He advised the ABCC has still not issued the License for the store at the Hannaford plaza. The ABCC is very unhelpful. He inquired if the Conservation Commission needed 8 set of plans. The Town Manager will discuss with the Commission.

Mr. Cahill requested the Board revisit the warrant article relating to the fire truck. He inquired if there was information relating to the school van. No information has been received. The Board will revisit the fire truck and school van at their next meeting.

The Board had general discussion as relates to the FATM Warrant. Mr. Baghdasarian will speak to Article 20 and Article 22 at Town Meeting. Mr. Cahill will speak to the Farnum House. Meeting Minutes should be distributed as soon as possible. Agendas should be emailed/prepared similar to the school committee. The Town Manager will discuss with Tracey.

VI. TOWN MANAGER

The Town Manager discussed the Town's bond rating. He discussed the break-in at the Town Clerk's Office.

VII. EXECUTIVE SESSION (MGL c.39, §23B)

Update Union Negotiations

VIII. ADJOURNMENT: Next BOS Meeting November 16, 2010 @ 6:30PM

At 10:30 MOTION by Mr. Baghdasarian to adjourn the meeting and enter into executive session with no further business to follow. Seconded by Desilets, the motion carried unanimously by role call vote (Pitman – aye, Desilets – aye, Robertson – aye, Baghdasarian – aye).

Minutes respectfully submitted by, Tracey Ante

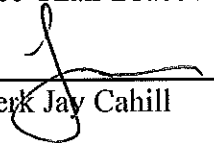
Minutes approved by Board of Selectmen:



Chair Beth Pitman



Vice Chair Bruce Desilets



Clerk Jay Cahill


Selectman Peter Baghdasarian

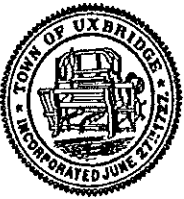


Selectman Cari-Kay Robertson

11/22/10
Date Approved

Attachments/DVD

NOV 23 '10 PM 12:05




NOV 10 '10 PM 4:43



TOWN OF UXBRIDGE
21 S. MAIN STREET, UXBRIDGE, MA 01569 – PHONE 508-278-8600
BOARD OF SELECTMEN'S MEETING
BOARD OF SELECTMEN'S MEETING ROOM
MONDAY, NOVEMBER 15, 2010 – 7:00PM

Authorized Signature _____

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I. CALL TO ORDER AT 7:00PM

- A. Announcements
- B. Citizen's Forum

II. APPROVE MEETING MINUTES

- 10/25/10 Approve Regular Session Meeting Minutes
- 11/8/10 Approve Regular Session Meeting Minutes

I. OLD BUSINESS

- A. Davis Hts. Subdivision – Residents inquiry for the Town to provide maintenance, winter maintenance for the 2010/2011 season
- B. Update Cossen Wellfield

II. NEW BUSINESS

- A. CAC Survey Results
- B. Cable – reconsider request for part-time staff
- C. Request for Street name Approval – Davis Circle, 3 lot Definitive Subdivision, Hartford Avenue West – Street name “Remmi Lee Way”
- D. Vote Meeting Schedule
- E. Town Manager Report
- F. Update National Grid –Yearly Operational Plan – Integrated Vegetation Management Program
- G. Sutton Street Lease Agreement
- H. Charter Review Committee - define the BOS charge for Charter Review Committee & Appointments – Harry Romasco and Jim Smith
- I. Murphy's Way – Resident inquiry for the Town to provide winter maintenance for the 2010/2011 season

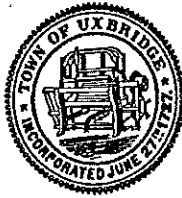
III. TOWN MANAGER UPDATE

IV. MEMBER ISSUES

V. EXECUTIVE SESSION (MGL c.39, §23B)

Update Union Negotiations

VI. ADJOURNMENT: Next BOS Meeting November 16, 2010 @ 6:30 PM



TOWN OF UXBRIDGE
21 S. MAIN STREET, UXBRIDGE, MA 01569 – PHONE 508-278-8600
BOARD OF SELECTMEN'S MEETING
BOARD OF SELECTMEN'S MEETING ROOM
MONDAY, OCTOBER 25, 2010 – 7:00PM

Present: Chair Beth Pitman, Vice-Chair Bruce Desilets, Clerk Jay Cahill, Selectman Peter Baghdasarian and Selectman Cari Kay Robertson. Also present Town Manager Michael Szlosek.

NOTE: Some matters may have been taken out of agenda order but are presented below based on agenda order for ease of location information.

I. CALL TO ORDER AT 7:00PM

A. Announcements – Ms. Robertson announced Mr. Brian Feldmen contacted her and thanked the Town Clerk for her support and assistance. Ms. Pitman announced that Saturday, 11/13 there is a Helmet Drive fundraiser and she also announced Property Taxes are due 11/1. Contact Town Hall if you have any questions.

B. Citizen's Forum – Mr. Harry Romasco, Chairman of the Soldier's Memorial was present and advised the Trustees for Soldiers Memorial would like to announce three names that have been added to the Post Vietnam War Monument. They are James W. Beshaw, John H. Elliot and Antonio D. Hicks. These three Veterans will be asked to serve as Honorary Grand Marshals for this year's Veteran's Day Parade, which will be held on Sunday, 11/7/10. The parade will begin at 2:00pm at the North Uxbridge Baptist Church and end at the Town Common. Marine Veteran, Bill Robertson will be the Master of Ceremonies. Please come out and welcome back these three Veterans and show your support and respect for all Veterans on 11/7/10.

II. PUBLIC HEARING

Pole Petition - Aldrich Street – Pole Location Plan# 8974240 – The Chair opened the Public Hearing. The abutter's were notified. Mr. Bruce Cut with National Grid was present and discussed the plan. He advised they are doing an upgrade of the lines due to poor performance. The new equipment and lines are heavier and require an increase of the number of poles. It was noted that Chief Ostroskey should be notified. Following discussion, the Chair closed the public hearing. **MOTION by Ms. Robertson that the Board approve the relocation of the poles as outlined on the application under Location Plan #8972042. Seconded by Mr. Desilets, the motion carried unanimously.** The Board recommended that this be placed on a future agenda to re-affirm that they would like the Town Manager to handle this per the prior directive of a previous board.

III. APPROVE MEETING MINUTES

10/4 Regular Session Meeting Minutes – **MOTION by Ms. Robertson to approve the 10/4 Regular Session Meeting Minutes. Seconded by Mr. Desilets, the motion carried unanimously.**

10/12 Regular Session Meeting Minutes – **MOTION** by Ms. Robertson to approve the 10/12 Regular Session Meeting Minutes, as amended. **Seconded** by Mr. Desilets, the motion carried 4-0-1 (Mr. Cahill abstained).

10/12 Executive Session Meeting Minutes – **MOTION** by Ms. Robertson to approve the 10/12 Executive Session Meeting Minutes. **Seconded** by Mr. Desilets, the motion carried 4-0-1 (Mr. Cahill abstained).

IV. OLD BUSINESS

There was no old business.

V. NEW BUSINESS

A. Update street acceptance , Buttermilk Way, Cassie Lane, Jodie Circle, Julia Drive, Long Meadow Road, Rose Lane, Stanphyl Road, Foxwood Lane, Deer View Lane and Wildlife Drive – Mr. Benn Sherman, DPW Director was present and updated the Board (memorandum dated 10/13/10 attached). Attorney Lane was present representing the residents on Stanphyl, Deerview Lane and Long Meadow Road. He advised there are still pending drainage easement issues and he is still awaiting a release from the mortgage companies for Stanphyl, Deerview Lane and Longmeadow. He anticipates resolving drainage easement issues and receiving release from the mortgage companies soon. Following discussion, the Town Manager will research the timelines for FATM street acceptance. It was suggested a conditional motion be granted to allow for additional time for submission for street acceptance material.

B. High School – Vote Contract Amendment No. 5 – The Board discussed why the terms of the contract on out of scope work (non core services) were not followed. The Amendment work was not authorized and pre-approved by the Board. **MOTION** by Mr. Cahill to with-hold payment on Invoice Contract Amendment #5 dated 10/5/10 in the amount of \$11,770. **Seconded** by Mr. Baghdasarian, the motion carried unanimously. The Town Manager will draft a letter to J&L on behalf of Chairman of the Board discussing why the terms of the contract on out of scope work (non-core services) were not followed.

C. Vote Board Goals Working Session time limit and vote/discuss goals – Ms. Robertson requested the Zoning Bylaws be added to the goals. There was no objection. Following discussion, **MOTION** by Ms. Robertson to approve the Board Goals, as amended. **Seconded** by Mr. Desilets, the motion carried 3-2 (Mr. Baghdasarian and Mr. Cahill opposed).

D. Application – Change in Manager Alcohol License – North Uxbridge Italian American Club, 424 Mendon Street, Joseph Fitzpatrick – **MOTION** by Mr. Baghdasarian to change the name in Manager for the Alcohol License subject to CORI check and ABCC approval. **Seconded** by Ms. Robertson, the motion carried unanimously.

E. Appointment – Poll Worker – Priscilla Puz – **MOTION** by Mr. Baghdasarian to appoint Ms. Puz as Poll Worker. **Seconded** by Ms Robertson, the motion carried unanimously.

F. Vote closure of Court Street from noon until midnight on Sat. 12/4 for the First Holiday Night Celebration – **MOTION** by Mr. Baghdasarian to close Court Street for Sat. 12/4 from 12 noon to 12 midnight for the First Holiday Night Celebration. **Seconded** by Ms. Robertson, the motion carried unanimously.

G. Vote closure of Court Street from 5-9pm, Friday 10/29 for the Masons 2nd Annual Safe Halloween event – Mr. Jonathan Nietz was present and discussed the event. **MOTION by Ms. Robertson to close Court Street from 6-10PM on 10/29. Seconded by Mr. Desilets, the motion carried unanimously.**

H. Application – One Day Beer and Wine License – Uxbridge Free Public Library, Sat. 11/13, 6-7pm, meet and greet National Geographic photo journalist – Ms. Judy Lynch was present and discussed the event. It was discussed the Library of Trustees must obtain liquor liability insurance. Following discussion, **MOTION by Mr Desilets to grant the One Day Beer and Wine License for Saturday, 11/13, 6-7PM. Seconded by Ms. Robertson, the motion carried unanimously.**

I. Vote recommendations FATM Warrant - see below 11/16/10 FATM Warrant Recommendations

J. Funding Town Accountant position – The Board discussed under the FATM warrant.

11/16/10 FATM WARRANT RECOMMENDATIONS

Article 7: Purchase of a New Rescue Apparatus – Chief Ostroskey was present and discussed the needs for a new rescue apparatus. He advised he is looking to purchase a rescue truck to replace the 1983 Truck. It would consolidate the equipment for rescue onto a single vehicle. It will have a small pump to address small car fires and it will have dry chemical extinguishers. Discussion included current vehicle configuration, benefits of new truck, effectiveness enhanced, 25 year expectancy and benefits to the community. It is anticipated that the new truck would come online in Aug/Sep of 2011. **MOTION by Mr. ___ that the Board recommend favorable action. Seconded by ____, the motion carried unanimously.**

JC/BD

Article 6.B3 (school van)

Chief Ostroskey was present and discussed preferred vehicle options. The Board discussed vehicle options and requested additional information. The Board will move to a future meeting. The remaining Articles for 6, Section.B of the warrant will be moved to a future meeting.

Article 1: Transfer of Unexpended Unencumbered Fund Balance to Water Enterprise Fund Following discussion, **MOTION by Mr. Baghdasarian that the Board recommend favorable action. Seconded by Mr. Cahill, the motion carried unanimously.**

Article 2: Transfer of Unexpended Unencumbered Fund Balance to the PEG Cable Access Account Following discussion, MOTION by Mr. Baghdasarian that the Board recommend unfavorable action. The motion was not seconded. Following additional discussion, **MOTION by Ms. Robertson that the Board recommend favorable action and that in FY11 a decision be made by the Board on how the PEG Cable Access balance will be appropriated. Seconded by Mr. Desilets, the motion carried 4-1 (Mr. Baghdasarian opposed).**

Article 3: Transfer to Stabilization

The Board will passover pending additional information.

Article 4: Prior Years Bills

The Board will passover.

Article 5: FY11 Budget Amendments

Following discussion, **MOTION** by Ms. Robertson that the Board recommend favorable action. **Seconded** by Mr. Desilets, the motion carried unanimously.

Article 6: INTER/INTRA Departmental transfers

Following discussion, **MOTION** by Ms. Robertson that the Board recommend favorable action. **Seconded** by Mr. Desilets, the motion carried unanimously.

The Board had general discussion. Mr. Desilets opposes the transfer of money from Police to Accounting and addressed concerns with spending too much money on computers. The Board decided to vote on the Inter/Intra Departmental Transfers individually.

Article 6A1 INTER/INTRA Departmental transfers (PD air conditioning condensers) – Following discussion, **MOTION** by Ms Robertson that the Board recommend favorable action. **Seconded** by Mr. Desilets, the motion carried unanimously.

Article 6A2 INTER/INTRA Departmental transfers (PD clothing/cleaning allowance) – Following discussion, **MOTION** by Ms Robertson that the Board recommend favorable action. **Seconded** by Mr. Desilets, the motion carried unanimously.

Article 6A3 INTER/INTRA Departmental transfers (ACO) – Following discussion, **MOTION** by Ms Robertson that the Board recommend favorable action. **Seconded** by Mr. Desilets, the motion carried unanimously.

Article 6A4 INTER/INTRA Departmental transfers (PD front door access system) – The Board will passover.

Article 6A5 INTER/INTRA Departmental transfers (Staffing Town Accountant's Office) – Following discussion, **MOTION** by Ms. Robertson that the Board recommend unfavorable action. **Seconded** by Ms. Pitman, the motion carried 3-2 (Mr. Baghdasarian and Mr. Cahill opposed). Mr. Desilets asked the Board to revisit Article 6 A5. He stated that he wants to make sure a full search is conducted for the Town Accountant position. **MOTION** by Mr. Desilets, that the Board reconsider their vote on Article 6 A5. **Seconded** by Mr. Cahill, the motion carried 3-2 (Ms. Robertson and Ms. Pitman opposed). Following additional discussion, **MOTION** by Mr. Desilets that the Board recommend favorable action for Article 6 A5. **Seconded** by Mr. Baghdasarian, the motion carried 3-2 (Ms. Robertson and Ms. Pitman opposed).

Article 6A6 INTER/INTRA Departmental transfers (Cable mobile studio) – Following discussion, **MOTION** by Ms. Robertson that the Board recommend unfavorable action. **Seconded** by Mr. Cahill, the motion carried unanimously.

Article 6A7 INTER/INTRA Departmental transfers (Overlay Reserve Account used for tax abatements) – Following discussion, **MOTION** by Ms. Robertson that the Board recommend favorable action, as amended. (The amendment is the 1986 Overlay Reserve (1000-000-1230-1986) amount should be \$198.17 not \$5,000.00). **Seconded** by Mr. Desilets, the motion carried unanimously.

Article 6: INTER/INTRA Departmental Transfers – Section B

The Board will passover pending additional information.

Article 8: Acceptance OF M.G.L. CHAPTER 59, Section 5 (4).

Following discussion, **MOTION** by Ms. Robertson that the Board recommend favorable action. **Seconded by Mr. Desilets, the motion carried unanimously.**

Article 9: Borrowing Recision; Balance of High School Land Authorization

Following discussion, **MOTION** by Ms. Robertson that the Board recommend favorable action. **Seconded by Mr. Desilets, the motion carried unanimously.**

Article 10: Acceptance of Land Donation = Old Elmdale Rd.

Following discussion, **MOTION** by Ms. Robertson that the Board recommend favorable action. **Seconded by Mr. Desilets, the motion carried unanimously.**

Articles 11 through Articles 18 – Citizen Petitions - Street Acceptance

The Board will passover.

Article 19: Amend Chapter 400 Article V General Regulations of the Zoning Bylaws - Common Driveways

Following discussion, **MOTION** by Mr. Baghdasarian that the Board recommend unfavorable action. **Seconded by Mr. Desilets, the motion carried unanimously.**

Article 20: Amend Chapter 400 Article VII Special Residential Regulations of the Zoning Bylaws - Retreat Lots

Following discussion, **MOTION** by Mr. Baghdasarian that the Board recommend favorable action. **Seconded by Mr. Desilets, the motion carried unanimously.**

A21: Amend the Zoning Bylaws Section 40-13 Appendix B – Table of Dimensional Requirements

The Board will passover.

A22: Amend Article X, Definition Of the Zoning Bylaws

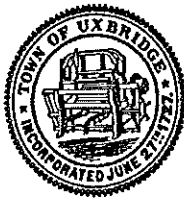
Following discussion, **MOTION** by Mr. Cahill that the Board recommend favorable action. **Seconded by Mr. Desilets, the motion carried unanimously.**

VI. MEMBER ISSUES

Cable Studio - Ms. Robertson discussed the need to get a decision on the cable studio space and its impact on the new school building. Additionally it has impacts on budgeting and planning. The Board will continue discussions at a future meeting.

Cnossen - Mr. Cahill inquired as to the status of the CNOSSEN well. DPW is seeking an appraisal. Ms. Robertson advised she has new information on this property that she would like to discuss with the Board prior to doing the appraisal. The Town Manager will see if the appraisal can be halted. The Board will continue discussions at a future meeting.

Blanchard – Mr. Cahill inquired as to the sign. The Town Manager will follow-up with Mr. Zini. It was noted that there is stone at Blanchard for a deceased child that might be moved to the Angel of Hope if the property sells. This will need to be addressed in the future.



TOWN OF UXBRIDGE
21 S. MAIN STREET, UXBRIDGE, MA 01569 – PHONE 508-278-8600
BOARD OF SELECTMEN'S MEETING
BOARD OF SELECTMEN'S MEETING ROOM
MONDAY, NOVEMBER 8, 2010 – 7:00PM

Present: Chair Beth Pitman, Clerk Jay Cahill, Selectman Cari Kay Robertson and Selectman Peter Baghdasarian. Also present Administrative Assistant Tracey Ante and Finance Director David Genereux.

NOTE: Some matters may have been taken out of agenda order but are presented below based on agenda order for ease of location information.

I. CALL TO ORDER AT 7:00PM

- A. Announcements – Ms. Robertson announced the passing of Ms. Cynthia Walenty. She announced her participation and accomplishments within the community and there was a moment of silence. Ms. Pitman announced the success of the Veteran's Day Parade and thanked all the Veterans for their service and thanked the parade participants. Mr. Richard Johnson announced the passing of Mr. Charlie Brundage. His participation and accomplishments within the community were recognized. There was a moment of silence.
- B. Citizen's Forum - Mr. Ryan Fattman, State Representative of the 18th Worcester District was present and thanked former Representative Jennifer Callahan for her service. He advised he is looking forward to the challenge serving the District and he will be attending the Selectmen's meetings periodically. The Board welcomed and congratulated Mr. Fattman on his success. Mr. Richard Johnson, Upton Road advised he has contacted the Town Manager's Office on several occasions inquiring as to the line painting on Hartford Avenue and commented on the number of jersey barriers within the Town. Ms. Pitman will follow-up with the Town Manager and DPW and respond to Mr. Johnson. Mr. Mark Stacy, East Street, was present and advised concerns with the Board authorizing the Chair to endorse/approve any High School Contract Amendments and/or change orders. He urged the Board to vote against this agenda item. Ms. Pitman announced this agenda item will be moved to a future meeting due to the absence of Mr. Desilets.

II. APPROVE MEETING MINUTES

10/25 Regular Session Meeting Minutes – The Board will review at their next scheduled meeting.

10/25 Executive Session Meeting Minutes – **MOTION by Ms. Robertson to approve the 10/25/10 Executive Session Meeting Minutes, as amended. Seconded by Mr. Cahill, the motion carried unanimously.**

11/1 Regular Session Meeting Minutes – **MOTION by Mr. Cahill to approve the 11/1/10 Regular Session Meeting Minutes, as amended. Seconded by Ms. Robertson, the motion carried unanimously**

III. OLD BUSINESS

A. FATM Warrant – review/vote warrant articles/recommendations – Article 6B2 Inter/Intra Departmental Transfers (Replacement of the 2001 Ford Expedition) – Chief Ostroskey was present and advised the Board he looked at four vehicle options, Crown Victoria, Ford Explorer, Ford Expedition and the Ford F150 truck with cap. Discussion included costs, fuel efficiency, mileage and vehicle uses. Following review of the fleet, Chief Ostroskey recommended his current vehicle be replaced with the Ford Expedition. Following discussion, **MOTION by Ms. Robertson that the Board recommend favorable action for Article 61B. Seconded by Ms. Pitman, the motion was 2-2 (Mr. Cahill and Mr. Baghdasarian opposed). MOTION FAILED.**

Article 6B1 Inter/Intra Departmental Transfers (Farnum House) – Mr. Genereux advised he spoke with the Historical Commission. Work is anticipated to commence Summer 2011 and the Commission is looking at grant opportunities. Approval is required by Mass Historical. Discussion included costs, material, warranty and the use of town funds. **MOTION by Ms. Robertson that the Board recommend favorable action with the following conditions; that the replacement roof have a minimum of a 30 year warranty and whether under matching grants or solely funded by town expenditures, the cost not to exceed \$20,000. Seconded by Ms. Pitman, the motion carried unanimously.**

Article 6B3 Inter/Intra Departmental Transfers (School Dept. purchase new van) – Following discussion and due to the lack of information, the Board recommended passing over.

Article 21 Amend the Zoning Bylaws Section 400-13 Appendix B, Table of Dimensional Requirements – Following discussion, **MOTION by Mr Cahill to recommend favorable action. Seconded by Mr. Baghdasarian, the motion carried unanimously.**

Article 3 Transfer to Stabilization – Following discussion, **MOTION by Ms. Robertson that the Board recommend favorable action. Seconded by Mr. Cahill, the motion carried unanimously.**

Article 6A5 Inter/Intra Departmental Transfers (Staffing Town Accountant’s Office) – Mr. Genereux advised he changed the warrant article to read “Staffing in the Town Accountant’s Office” versus a “Town Accountant position”. Following discussion, **MOTION by Ms. Robertson to rescind the prior motion from 10/25/10 and that the Board make their recommendation at Town Meeting. [10/25/10 MOTION - MOTION by Ms. Robertson that the Board recommend unfavorable action on Article 6A5. Seconded by Ms. Pitman, the motion carried 3-2 (Mr. Cahill and Mr. Baghdasarian opposed).] Seconded by Mr. Baghdasarian, the motion carried 3-1 (Mr. Cahill opposed).**

B. Board Goals – set meeting date – Following discussion, the Board will meet on 11/22/10 to discuss the Board’s goals.

IV. NEW BUSINESS

A. Davis Heights Subdivision – Residents inquiry for the Town to provide maintenance, winter maintenance for the 2010/2011 season – Mr. Jason Geshlin resident of David Hts. subdivision was present and requested winter maintenance services for Lee and Glenn Streets. He advised there is a problem with the road ownership and residents are still trying to resolve the issues with the developer and road contractor. Mark Anderson with Heritage Design Group has turned over all street acceptance material and plans to the residents. Upon the resolution of road

ownership, the resident's anticipate pursuing street acceptance for Spring 2011. Planning Board Chair Dr. Lutton advised the Planning Board deemed the project completed and voted that the Town provide winter maintenance services. There was discussion of using the bond money for winter maintenance services. It was discussed, since the project has been deemed complete, the Planning Board, per MGL must return the bond money. The bond money cannot be used for road/winter maintenance. It was discussed the subdivision application was submitted in 1999 prior to the adoption of Section 5H of the Subdivision Rules and Regulations requiring the developer maintain the roadway. Town Counsel has reviewed the file. Following discussion, MOTION by Mr. Cahill that the Board provide winter maintenance services subject to the resident's resolving the outstanding issues. The motion was not seconded. It was discussed DPW advised that the owner of the road should be responsible for winter maintenance. Additional discussion included calling for a Special Town Meeting, personnel and financial impact on DPW and Chapter 90 money. It was suggested Mr. Geshlin contact the Town Manager's office to obtain a waiver form for the residents to sign. The Board will continue discussions at their next scheduled meeting.

- B. Appointments - Charter Review Committee – Jim Smith, Harry Romasco – The Board discussed the charge of the Charter Review Committee and would like to discuss in detail with the committee appointees. The Board will continue discussions at their next scheduled meeting.
- C. Appointment – Cultural Council – June Bangma – **MOTION by Mr. Baghdasarian to appoint Ms. Bangma to the Cultural Council. Seconded by Ms. Robertson, the motion carried unanimously.**
- D. Application – One Day Beer & Wine License – OLV Annual Holiday Fair, 11/20/10 9-3pm – **MOTION by Mr. Baghdasarian to grant the One Day Beer & Wine License to OLV for the Annual Holiday Fair on 11/20/10. Seconded by Mr. Cahill, the motion carried unanimously.**
- E. Application – Annual Entertainment License – OLV – **MOTION by Mr. Baghdasarian to grant the Annual Entertainment License effective 11/20/10 to OLV. Seconded by Ms. Robertson, the motion carried unanimously.**
- F. High School Project – Authorize Chair to approve Change Orders, Contract Amendments and time sensitive documents and set amount - Ms. Pitman announced they would pass over due to the absence of Mr. Desilets. The Board will discuss at a future meeting. Mr. Baghdasarian advised he was not in favor of this.

V. MEMBER ISSUES

PEG Access - Mr. Baghdasarian discussed memorandums submitted by the Finance Director and the handling of PEG Access monies.

High School Project – Ms. Robertson advised that J&L are finalizing architect plans. The Board needs to make a decision as relates to a cable studio and the use of cable funds. Mr. Baghdasarian inquired as to the construction of the sewer line. DPW has not been contacted by the school.

Cnossen – Mr. Cahill inquired as to the status of the Cnossen well. DPW is seeking an appraisal. Ms. Robertson advised that the Board did not take any formal action to proceed forward. Mr. Baghdasarian suggested the Board might want to revisit the Board's role as the Water/Sewer Commissioners. Ms. Pitman will ask DPW for an update for their next scheduled meeting.

Cedar Woods Subdivision – Eminent Domain Correspondence – Ms. Pitman advised the Town Manager decided not to forward the correspondence received from Atty. Robert Knapik to Town Counsel for review. She advised she did speak with the Town Manager and the correspondence has now been sent to Town Counsel. Ms. Pitman will follow-up and advise the Board accordingly.

Town Manager’s Report - Mr. Cahill inquired as to the Town Manager’s report and the status. Ms. Pitman announced weekly reports are provided to the Chair and Vice Chair, however, the report is less informative. Ms. Robertson was not aware of any reports. The Board will discuss specifics with the Town Manager as to the detail of the reports. The Board discussed eliminating the Dept Head reports and attendance at the Dept. Head bi-weekly meetings are not mandatory. The Board will continue discussions at their next scheduled meeting.

VI. EXECUTIVE SESSION (MGL c.39, §23B)

No Executive Session was held.

VII. ADJOURNMENT: Next BOS Meeting Monday, November 15, 2010

At 9:40PM, **MOTION** by Mr. Cahill to adjourn the meeting **Seconded** by Mr. Baghdasarian, the motion carried unanimously.

Minutes respectfully submitted by, Tracey Ante

Minutes approved by Board of Selectmen:

Chair Beth Pitman

Selectman Peter Baghdasarian

Vice Chair Bruce Desilets

Selectman Cari Kay Robertson

Clerk Jay Cahill

Date Approved

Attachments/DVD

Andrews Survey & Engineering, Inc.

104 Mendon Street | P.O. Box 312 | Uxbridge, MA 01569

Tel. (508) 278-3897 Fax (508) 278-2289

Land Surveying • Civil Engineering • Site Planning

November 3, 2010

Town of Uxbridge
Board of Selectmen
21 South Main Street
Uxbridge, MA 01569

RECEIVED

NOV 8 2010

BOARD OF SELECTMEN
UXBRIDGE, MA

RE: Request for Street Name Approval
"Davis Circle" – Definitive Subdivision
Hartford Avenue West – Uxbridge, MA
ASE Project No.: 2009-235

Dear Board Members:

On behalf of West Hartford Properties, LLC and pursuant to the Rules and Regulations Governing the Subdivision of Land in the Town of Uxbridge, please accept this letter as a formal request for written endorsement by the Board approving a proposed street name. The applicant for the above referenced definitive subdivision requests approval to use "Remmi Lee Way" as the street name for a proposed residential subdivision off Hartford Avenue West to serve three lots.

We hope this serves your needs at this time. Should you have any questions or require further assistance please contact this office.

Very truly yours,
ANDREWS SURVEY & ENGINEERING, INC.



Stephen J. O'Connell, E.I.T.
Senior Project Engineer

C: Uxbridge Planning Board
West Hartford Properties, LLC

F:\Acad\2009-235\documents\street name request.doc

cc: Public Safety



Andrews Survey & Engineering, Inc.
Land Surveying - Civil Engineering - Site Planning

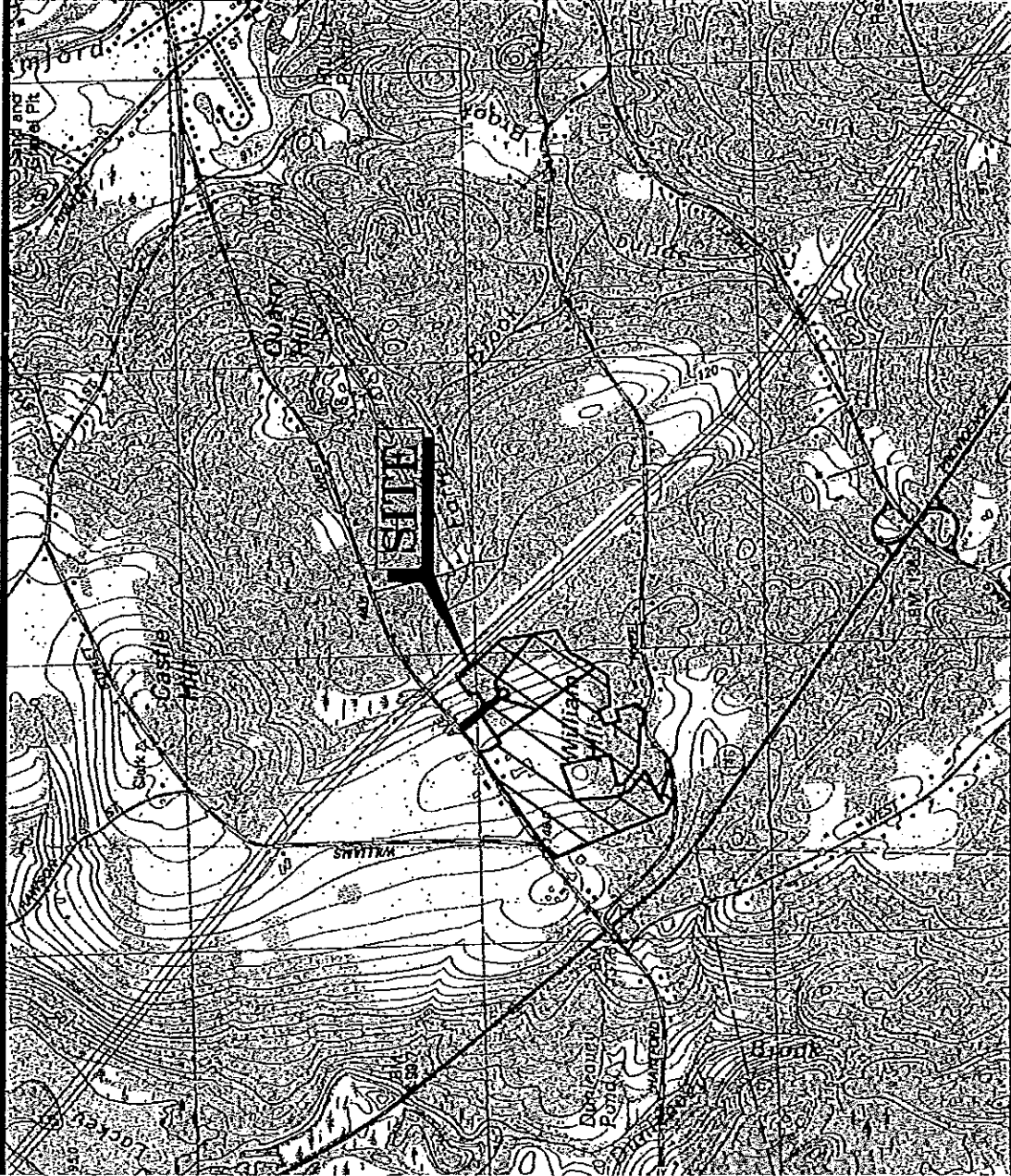
P.O. Box 312, 104 Mendon Street
Uxbridge, Massachusetts 01569-0312
P: 508-278-3897 F: 508-278-2289

This drawing and the design are property of Andrews Survey & Engineering, Inc. and shall not be altered or reused in whole or in part without the express written permission of Andrews Survey & Engineering, Inc.
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APPROVAL UNDER SUBDIVISION CONTROL LAW
REQUIRED. UXBRIDGE PLANNING BOARD

BEING A MAJORITY DATE:

THIS CERTIFIES THAT THE NOTICE OF APPROVAL OF THIS PLAN BY THE UXBRIDGE PLANNING BOARD HAS BEEN RECEIVED AND RECORDED ON AT _____ AND NO APPEAL WAS RECEIVED DURING THE 20 DAYS NEXT AFTER SUCH RECEIPT OF SAID NOTICE.



LOCUS MAP
N.T.S.

CORD:

Need to
respond w/in
45 days

CC: TM Beth
BAS
DPW
T Clarke

nationalgrid

Mariclaire Rigby, Senior Forester
Transmission Forestry Strategy (W2-158)
40 Sylvan Road Waltham, MA 02451
781-907-2442

October 25, 2010

CERTIFIED MAIL—Return Receipt Requested

Beth Pitman
Board of Selectman Chair
21 South Main Street
Uxbridge, MA 1569

RECEIVED
OCT 26 2010
BOARD OF SELECTMEN
UXBRIDGE, MA

45 Day Yearly Operational Plan Public Notice, Review and Comment Period

Dear Beth Pitman:

In compliance with 333 CMR 11.06, *45 Day Yearly Operational Plan Public Notice, Review and Comment*, please review National Grid's (New England Power Company and/or Massachusetts Electric Company) 2011 Yearly Operational Plan (YOP) at the following website (hard copy available upon request):

http://www.nationalgridus.com/non_html/MA_2011_YOP.pdf

National Grid's YOP details specific information pertaining to the intended 2011 program. Please note that the YOP also lists the rights-of-way from the 2010 treatment program in case National Grid needs to request a "touch-up" retreatment of scattered locations from our contractor(s).

Please review the enclosed YOP map(s) that locate the right-of-way corridors and the plotted location of known *sensitive areas* including public and private drinking water supplies. If there are any additional *sensitive areas* located on or near the rights-of-way, please advise us as soon as possible so we may establish permanent records and implement appropriate field protective actions. We particularly rely on this process to collect corrections to the public wells and to record the location of private wells.

A copy of the Environmental Monitor Notice, published under the Massachusetts Environmental Policy Act (MEPA) is available at: <http://www.env.state.ma.us/mepa/emonitor.aspx>.

Enclosures: 21 Day Herbicide Application Notification
Environmental Monitor Notice
Map(s)

Notice Sent to: Chief Elected Municipal Official
Board of Health
Conservation Commission
Private and Public Water Suppliers
Lewis Tree Service or Vegetation Control Services or Asplundh Tree Expert Co.
Massachusetts Water Resources Authority
Massachusetts Department of Conservation and Recreation
Massachusetts Pesticide Bureau

Municipality: Uxbridge
ROW#S: 4440



Mariclaire Rigby, Senior Forester
 Transmission Forestry Strategy (W2-158)
 40 Sylvan Road Waltham, MA 02451
 781-907-2442

October 25, 2010

CERTIFIED MAIL—Return Receipt Requested

Beth Pitman
 Board of Selectman Chair
 21 South Main Street
 Uxbridge, MA 1569

Dear Beth Pitman:

In compliance with 333 CMR 11.07, *21 day herbicide application notification*, this letter is to inform you that National Grid (New England Power Company and/or Massachusetts Electric Company) intends to selectively apply herbicides along power line rights-of-way that pass through your municipality.

As detailed in National Grid's Five Year Vegetation Management Plan (VMP) and Yearly Operational Plan (YOP), this treatment is conducted as a component of an integrated vegetation management (IVM) program that also utilizes mechanical and natural control techniques. National Grid's current Five Year Vegetation Management Plan (2009-2013) is posted at the following website (hard copy available upon request):

http://www.nationalgridus.com/non_html/National_Grid_VMP_2009-2013.pdf

The current YOP is posted at the following website (hard copy available upon request):

http://www.nationalgridus.com/non_html/MS_2010_YOP_final.pdf

As described in the VMP and YOP, the program will consist of a late winter-spring mechanical control, cut surface (CST) or basal treatment; a summer selective foliage, and, as necessary, summer and fall CST and basal treatments.

Treatment Periods*

January 3, 2011 – June 6, 2011	May 30, 2011- October 14, 2011	October 14, 2011 – December 20, 2011
CST	Foliar	CST
Basal	CST	Basal
	Basal	

* The exact treatment dates are dependent upon weather conditions and field crew progress.

In compliance with 333 CMR 11.06-11.07, No herbicide applications will occur before the conclusion of the 45 day YOP review period, the 21 day treatment notice and the 48 hour newspaper notice. At the end of these review periods, which can run concurrently, no application shall commence more than ten days before nor conclude more than ten days after the treatment periods listed above.

Commonwealth of Massachusetts recommended herbicides for use in *sensitive areas* listed in Section 7 (pages 13-14) of the YOP will be selectively applied to target vegetation by experienced, Massachusetts' licensed/certified applicators that walk along the rights-of-way using

THE COMMONWEALTH OF MASSACHUSETTS

EXECUTIVE OFFICE OF ENERGY AND ENVIRONMENTAL AFFAIRS



Department of Agricultural Resources

251 Causeway Street, Suite 500, Boston, MA 02114
617-626-1700 fax: 617-626-1850 www.mass.gov/agr



• DEVAL L. PATRICK
Governor

TIMOTHY P. MURRAY
Lieutenant Governor

IAN A. BOWLES
Secretary

SCOTT J. SOARES
Commissioner

Notice

Pursuant to the provisions of the Rights-of-Way Management Regulations, 333 CMR 11.00, to apply herbicides to control vegetation along rights-of-way, a five year Vegetation Management Plan (VMP) and a Yearly Operational Plan (YOP) must be approved by the Department of Agricultural Resources (DAR). National Grid has submitted and holds a current VMP, therefore, notice of receipt of a YOP and procedures for public review is hereby given as required by Section 11.06 (3).

National Grid has submitted a YOP to DAR for 2011 and National Grid's YOP identifies the following municipalities as locations where they intend to use herbicides to treat their electric Rights-of-Way in 2011:

2011 Municipalities		
Abington	Holbrook	Richmond
Andover	Hopedale	Rowley
Attleboro	Lancaster	Salem
Auburn	Lawrence	Seekonk
Avon	Leicester	Sheffield
Belchertown	Lenox	Somerset
Bellingham	Leominster	Southborough
Beverly	Lowell	Southbridge
Boxford	Lynn	Sterling
Bridgewater	Mansfield	Stoughton
Brimfield	Marlborough	Sturbridge
Brockton	Medway	Sutton
Brookfield	Mendon	Swampscott
Charlton	Methuen	Swansea
Cheshire	Middleton	Tewksbury
Clinton	Milford	Topsfield
Danvers	Millbury	Uxbridge
Dighton	Monson	Ware
Easton	North Andover	Warren
Fall River	North Attleborough	West Boylston
Franklin	North Reading	West Bridgewater
Gardner	Norton	West Brookfield
Georgetown	Oxford	West Stockbridge
Great Barrington	Palmer	Whitman
Groveland	Peabody	Worcester
Haverhill	Plainville	Wrentham

The applicant is required to make all corrections and the corrected maps will be sent back to the city/town that requested the disputed changes within fifteen days of receipt of the request. DAR will decide whether or not the YOP should be approved without the requested changes. DAR will consider the "final approval" of a YOP individually for each municipality.

The twenty-one day public review period of the Municipal Notification Letter may serve concurrently with the forty-five day YOP review period in order to provide public notifications as required by 333 CMR 11.06-7, if the applicant has an approved VMP and if all the requisite city-town offices that received copies of the YOP completed their review and all corrections were duly made by the applicant and approved by DAR.

A failure by the city/town to respond to the applicant's submission of the YOP within the forty-five day period will automatically be considered by DAR to indicate agreement by the municipal officials with the sensitive area demarcations provided by the applicant in their YOP.

Any questions or comments on the information provided in this *Notice* and the procedures established for the municipal review outlined above should be addressed to:

Michael McClean
Director of Rights-of-Way Programs
Massachusetts State Pesticide Bureau
251 Causeway Street, Suite 500
Boston, MA 02114-2151

Any questions or comments regarding the YOP should be addressed to:





Mariclaire Rigby
Senior Forester, Forestry Strategy
National Grid
40 Sylvan Road
Waltham, MA 02451

COMMENT PERIOD ENDS AT THE CLOSE OF BUSINESS ON Thursday, December 9, 2010

National Grid Right-of-Way #4440, Uxbridge and Mendon

Legend

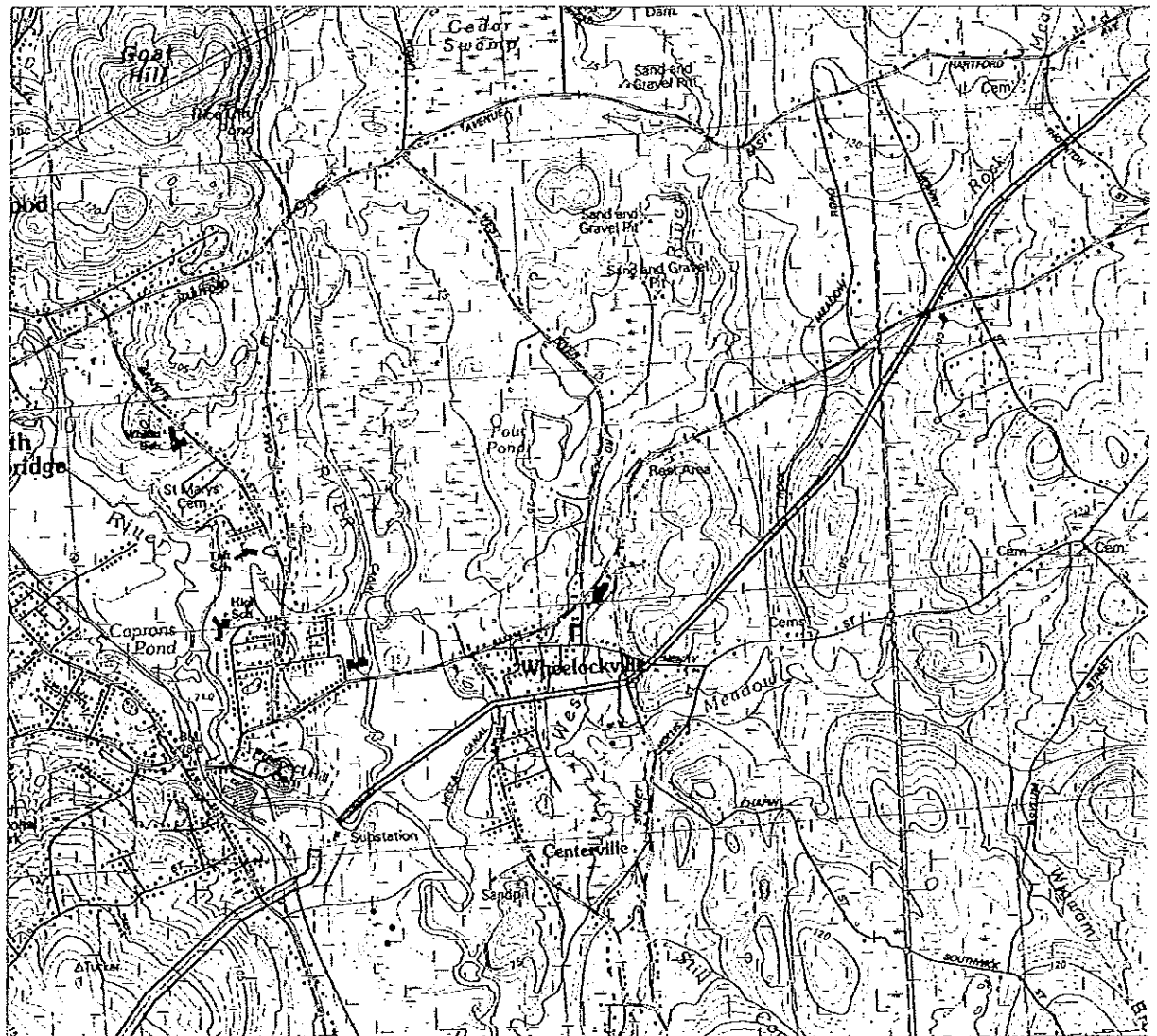
Vegetation [CIs]

-  Forestry Segment Area
-  Public Wells Location
-  Boundary Polygon.Town
-  Boundary Polygon.Town



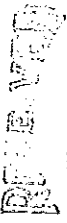
nationalgrid

0.1 mile 0.2 mile 0.4 mile 0.6 mile 0.8 mile



RC & TA
11/8/10
6:55pm

November 5th, 2010



Michael Szlosek and Beth Pitman
21 South Main St
Uxbridge, Ma 01569

To: Michael Szlosek, Uxbridge Town Manager and Beth Pitman, Chair of the Board of Selectmen

Subject: Request for Board of Selectman Agenda Consideration

Requester: Richard Bedore
21 Murphys Way
Uxbridge, Ma 01569
508-278-6166
Chipshot9@charter.net

Agenda:
The residents of Murphy's Way request that the Town of Uxbridge grant a waiver of the Winter Maintenance on Unaccepted Subdivision Street and Private Ways policy and provide winter maintenance operations (plowing, sanding, salting etc) to Murphy's Way.
Facts about Murphy's Way:

The residents do not own the road known as Murphy's Way. Holbrook Farms Estates Development, Inc. (Chris Bettencourt) owns the road and has indicated that as a result of the town pulling the bond, that he will no longer provide plowing service to Murphy's Way. Bettencourt has refused to return calls to the residents since the spring of 2010. The Town is working with the surety bond company, which has contracted Hammond to do the work to complete the road and submit it for acceptance. Hammond was on site at Murphy's Way this past summer but it is not evident that all of the deficiencies have been resolved ie: the 2nd detention basin, acceptance plans, as built plans.

The residents would appreciate a favorable ruling in the form of a waiver of the Winter Maintenance Policy on private ways for Murphy's Way.

Thank you,
Richard Bedore
Richard Bedore, on behalf of the Residents of Murphy's Way

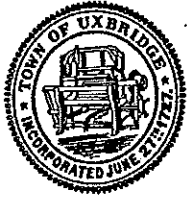
November 5th 2010

Request for agenda consideration of the Board of Selectmen to grant a waiver of the Winter Maintenance on Unaccepted Subdivision Street and Private Ways policy and provide winter maintenance operations (plowing, sanding, salting etc) to Murphy's Way.

Signatures to be made in person with name substantially as registered

Now Living at (Street & Number, if any)

<i>Richard B Bedore</i>	21 Murphys Way
<i>Richard Bedore</i>	21 Murphys Way
<i>Elizabeth Ham</i>	31 Murphys Way
<i>Neil Ham</i>	31 Murphys Way
<i>Elizabeth Ham</i>	55 Murphys
<i>Richard Bedore</i>	55 Murphys Way
<i>Richard Bedore</i>	51 Murphys Way
<i>Richard Bedore</i>	42 Murphys Way
<i>Richard Bedore</i>	42 Murphys Way
<i>F. Carro</i>	10 Murphys Way
<i>Christina Curran</i>	9 Murphys Way
<i>Christina Curran</i>	9 Murphys Way
<i>Christina Curran</i>	22 Murphys Way
<i>Victoria Nicos</i>	22 Murphys Way
<i>Margaret R. Ham</i>	61 Murphys Way



TOWN OF UXBRIDGE
OFFICE OF THE TOWN MANAGER
Town Hall Room 102
21 South Main Street
Uxbridge, MA 01569-1851
508-278-8600 Fax 508-278-8605
town.manager@uxbridge-ma.gov

Michael Szlosek,
Town Manager

March 3, 2010

Mr. Steven M. Puccetti, Assistant VP
Wright's Dairy Farm Inc.
200 Woonsocket Hill Road
North Smithfield, RI 02896

Dear Mr. Puccetti,

On behalf of the Board of Selectmen, I am writing in reference to the Lease Agreement between the Town of Uxbridge and Wright's Dairy Farm Inc. for property in the Town of Uxbridge known as the "100-acre lot" on Sutton Street.

At a Board of Selectmen's meeting on February 22, 2010, the Board voted in the affirmative to extend the lease for property on Sutton Street to December 31, 2010. Lessee shall pay the Town of Uxbridge \$3,500 in rent for the 2010 growing season. Please submit a letter of intent to renew for the 2011 season by December 1, 2010.

If you have any questions, please contact the office.

Sincerely,

Michael Szlosek,
Town Manager

cc: Board of Selectmen
Finance Director

/ta

Doc: A2TM/Contracts/Wrights2010

Agreement for Maintaining and Harvesting Town-Owned Cornfields at Sutton Street

This Agreement is made as of the 15th day of May, 2008 by and between the Town of Uxbridge, a municipal corporation duly organized under the laws of the Commonwealth of Massachusetts, Uxbridge, Worcester County, Massachusetts, 01569, acting by and through its Board of Selectmen and Town Manager, hereinafter referred to as "the TOWN" and "Wright's Dairy Farm, Inc.", hereinafter referred to as "the LESSEE".

Whereas, the TOWN is the owner of certain cornfield consisting of approximately 60 acres more or less and located at 285 Sutton Street (hereinafter referred to as "the Cornfields"), Assessor's Map 11, Lot 138; not to include the portion of land currently being utilized by the Recreation Commission and described as follows: from the road separating the two parcels, 10+/- acres, facing Sutton Street to the right. The property is located 900' from the edge of the stone wall to the right and 500' deep and,

Whereas, the LESSEE is experienced in the management, maintenance, cultivation and harvesting of corn from cornfields; and,

Whereas, the LESSEE's proposal of April 24, 2008 was accepted by the Town for the maintenance and harvesting of the Town-owned cornfields, said proposal being hereby attached and made part of this Agreement, except as otherwise specifically modified by this Agreement;

Now, therefore, it is mutually agreed between the parties as follows:

1. The term of this Agreement shall commence on May 15, 2008 and shall terminate on December 31, 2009. This Agreement may renew for one (1) additional twelve-month term on the same terms and conditions as the 2009 Agreement. The LESSEE must submit a letter of intent to renew for 2010 to the Board of Selectmen by December 1, 2009. Continuation of the agreement for 2010 season must be authorized in writing by the Board of Selectmen by December 31, 2009. This Agreement may also terminate through exercise by Landlord of rights contained herein.
2. During the term of this Agreement the LESSEE shall be responsible for the maintenance of the approximately 60 acres of the property, ensuring that all tree seedlings and saplings will be removed/plowed under in order to the fullest extent possible prevent as to preserve the fields and prevent forest encroachment. Sanding and weed control of the fields as necessary shall be completed by the LESSEE to the reasonable satisfaction of the Town. The fields shall be fertilized at the expense of and by the LESSEE in a reasonably safe and appropriate manner. Any fertilization (application of nitrogen, etc.) is to be in strict compliance with guidelines contained in the document from the UMass Extension Service, as potential contamination of nearby wells is of concern. Similarly, winter rye is to be sown after the corn season, in order to preclude runoff.

3. The LESSEE accepts the premises in the condition that they are in which they are found at the beginning of this lease term. The LESSEE shall not alter the premises in any way other than is necessary to conduct normal farming activities. The LESSEE shall arrange to place all unearthed rocks, stones and boulders at a location within the property designated by the DPW Superintendent or his designee.
4. The LESSEE shall maintain and provide to the Town certificates of insurance indicating that policies of insurance are outstanding for the following minimum coverage and in the following amounts:
 - a. Workmen's Compensation Insurance providing statutory coverage for the LESSEE employees;
 - b. Liability insurance providing One Million (\$1,000,000.00) Dollars coverage per occurrence and Three Million (\$3,000,000.00) Dollars coverage in the aggregate. The liability insurance policy shall name the Town as co-insured.
5. In the event of the failure of the LESSEE to comply with any of the requirements set forth in Paragraphs 2, 3, and 4, above, notification of such non-compliance shall be given to the LESSEE in writing by the Town. Failure of the LESSEE to remedy any valid breach of the terms and conditions of this Agreement within twenty one (21) days after receipt of such notices shall be grounds for termination of the same by the Town. In the event that the Town elects to terminate this agreement pursuant to paragraph 5, notice of such termination shall be given to the LESSEE in writing.
6. The LESSEE shall pay to the Town \$3,000 in rent for the 2008 growing season and \$3,500 in rent for the 2009 growing season. This Agreement is for approximately twenty (20) months; bidders will not be allowed to bid on one or the other growing season exclusively. Payment in full for the 2008 growing season is due by May 15, 2008. Payment for the 2009 growing season is due by March 1, 2009.
7. The LESSEE shall institute an integrated pest management system and all applications of pesticides and herbicides shall be done in accordance with the Massachusetts Pesticide Control Act.
8. The LESSEE shall submit an operating plan to the Department of Public Works Superintendent for review which includes a list of all proposed chemicals to be used on the fields. Advance notification of any pesticide, herbicide, and fungicide applications must be submitted to the Board of Selectmen and the Board of Health. This notification shall include chemicals to be used, the scheduled date or dates of application, the quantity and mixture to be used. Copies of signed records of chemical use that must be sent to the Pesticide Bureau must also be sent to the Conservation Commission. Pesticides and fungicides used will be from the list of those approved by the Massachusetts Department of Agriculture. No aerial spraying shall be allowed. In the event that pesticides or herbicides are administered to the fields, it shall be the LESSEE's responsibility to observe all state and federal


regulations regarding the posting of the premises. This will also include the handling, storage and mixing practices associated with applications.

9. To enable the LESSEE to carry out the provisions of this Agreement the LESSEE shall have the right in its sole discretion to control and sell the corn harvested from the cornfields.
10. The LESSEE shall provide the Town with an itemized list of its equipment and other trade fixtures on the property. The LESSEE shall, at the expiration or other termination of this Agreement, remove all LESSEE's goods and effects from the premises including its equipment and other trade fixtures. In the event of the LESSEE's failure to remove any of the LESSEE's property from the premises, the Town is hereby authorized, without liability to the LESSEE for loss or damage thereto, and at the sole risk of the LESSEE, to remove and store any of the property at the LESSEE's expenses, or to retain same under the Town's control, or to sell at public or private sale, without notice, any or all of the property not so removed and to apply the net proceeds of such sale to the payment of any sum due hereunder, or to destroy such property.
11. The LESSEE agrees that it shall provide the Uxbridge Public Schools with access to the Cornfield at reasonable times in order to allow the Uxbridge schools to conduct educational programs involving cornfields.
12. In the event that any provision of this Agreement shall be determined to be in violation of any law, such provision for all intents and purposes, shall be deemed eliminated from this Agreement and all other provisions shall survive for the benefit of parties hereto.
13. This Agreement is executed under and is to be construed according to the laws of the Commonwealth of Massachusetts and laws of the Town of Uxbridge.
14. Any notice from the Town to the LESSEE relating to this Agreement shall be deemed duly served if mailed, registered or certified, mail return receipt requested, postage prepaid, addressed to the LESSEE at Wright's Dairy Farm Inc., 200 Woonsocket Hill Road, North Smithfield, RI 02896. Any notice from the LESSEE to the town relating to this Agreement shall be deemed duly served if mailed, registered or certified, mail return receipt requested, postage prepaid, addressed to the Town Manager, Town of Uxbridge, Town Hall, 21 South Main Street, Uxbridge, MA 01569. All payments and notices shall be currently paid and sent to the Town Manager at Town Hall, 21 South Main Street, Uxbridge, MA 01569.
15. In the event that any appropriate order of any governmental authority, rule or regulations prohibits or precludes operation of the cornfields during the term hereof, LESSEE at its option may terminate this Agreement, thereby rendering it null and void without recourse to the parties hereto.

Executed as a sealed instrument by the duly authorized representatives of the parties as of the date first referenced hereinabove.

THE TOWN OF UXBRIDGE

By

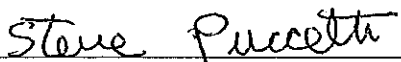


Jill R. Myers
Town Manager

LESSEE

WRIGHT'S DAIRY FARM, INC.

By



Its: _____

Peter Baghdasarian CLU, ChFC
67 Johnson Rd.
Uxbridge, MA 01569
508.278.3810

November 10, 2010

TO: BOS
SUBJECT: Charter Review Committee

The mandate of the Charter review Committee is very broad: "to make a report, with recommendations, to the town meeting concerning any proposed amendments which said committee may be necessary or desirable".

In order to make recommendations it is necessary for committee members to be thoroughly familiar with charter provisions and how the charter changed the structure and operation of town government.

When adopted, voters had certain expectations as to the benefits to be realized by the change in the structure of town government.

What motivated the town to change the basic form of government that stood for 226 years?

What were the expectations? Were they realized?

Has the CHARTER made Uxbridge Government more efficient?

Has the CHARTER made Uxbridge Government more effective?

Has the CHARTER made Uxbridge Government more economical?

Some members of the commission, who have frequent contact or association with the operation of town government, will already have formed opinions as to the above, to the extent that they have, it is important to determine if the opinions are based on factual data or anecdotal in nature.

Commission members who come to the commission from 'outside' town government will necessarily need to form opinions based on their own research and inquiry.

In addition to examining the 'big picture' view, the commission should examine detail provisions of the Charter to identify those provisions that have caused confusion, made routine tasks more difficult, or are unduly restrictive. The charter specifies strict time

requirements regarding budgets and the submission of warrant articles. Are the present requirements a hindrance or help.

Some charter provisions may be at variance with state law, should any such provision be changed, or should the charter reference the state law.

Tracey Ante

From: Michael Szlosek
Sent: Monday, November 15, 2010 4:06 PM
To: Tracey Ante
Subject: FW: Moody's Bond Rating

Michael Szlosek
Town Manager
Town of Uxbridge
508-278-8600

From: David Genereux
Sent: Friday, November 12, 2010 7:29 PM
To: Beth Pitman; brucedesilets@aim.com; Cari Kay Robertson (cari_kay@hotmail.com); Jay Cahill; Peter Baghdasarian; Christine Horwarth; Demers, Peter; Howard Fortner (Hwfort@aol.com); John Morawski; Maharay, Edward; Mark Andrews; Raymond Wright
Cc: Michael Szlosek; Tracey Ante (assistant2manager@uxbridge-ma.gov)
Subject: Moody's Bond Rating

Hello All;

I am pleased to inform you that Moody's has removed the "negative outlook" on the Town's credit rating and affirmed the Town's new rating status of Aa3.

The Town's previous rating was A2. Over the summer, a realignment of municipal rating scores moved the Town's rating up by two positions to Aa3. We were told that this realignment was temporary, pursuant to a rating examination. We also had to accept the possibility that the rating could be dropped as a result of the examination to A1 or even back to A2, especially if the negative outlook, placed on the Town in 2008 remained. "Negative outlook" is a term that states, in the opinion of the rating agency, the Town's credit-worthiness is likely to drop in the near future.

Moody's was impressed with the financial policy, the revenue share agreement, and the Town's conservative budgeting practices. As a result, they have affirmed the new rating and lifted the negative outlook, which will positively affect the interest rate that the Town receives in the bids for the \$20,000,000 school bond sale, which is going forward this week.

Regards,

David