

Posted by
Uxbridge
Town Clerk

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TOWN OF UXBRIDGE
21 S. MAIN STREET, UXBRIDGE, MA 01569 – 508-278-8600
BOARD OF SELECTMEN'S MEETING MINUTES
BOARD OF SELECTMEN'S MEETING ROOM
MONDAY, OCTOBER 22, 2012 – 6:00PM

Present: Chair Peter A. Petrillo, Clerk Tim Rice, Selectman Bruce Desilets and Selectman Peter Baghdasarian. Also present, Town Manager Sean Hendricks and Administrative Assistant Tracey Ante.

Not Present: Vice Chair Jay Cahill.

There was a moment of Silence for Romeo Ethier, Electrical Inspector. Romeo sadly passed away Sunday night.

I. CALL TO ORDER

- A. Announcements - None
- B. Citizen's Forum - No one wished to be heard.

II. BUSINESS

A. OLD BUSINESS

- 1. High School project – Mr. Desilets updated the Board.
- 2. Street Acceptance for FATM – Murphy's Way – vote layout - The Board passed over.
- 3. Street Acceptance for FATM – Sand Wedge Drive – vote layout - The Board passed over.
- 4. Fall Annual Town Meeting warrant of 11/20/12 – vote recommendation

ARTICLE 4: PRIOR YEAR BILLS

To see if the Town will vote to raise and appropriate, or transfer from available funds such sums as required to pay prior fiscal year's bill(s).

Or take any other action relating thereto.

There are no prior year bills. **MOTION: I, Mr. Baghdasarian, move that the Board pass over. Seconded by Mr. Rice, the motion carried unanimously.**

ARTICLE 5: FY13 INTER/INTRA DEPARTMENTAL TRANSFERS

To see if the Town will vote to transfer and appropriate from available funds, including funds previously appropriated to other uses or Unexpended Unencumbered Fund Balance and enterprise fund retained earnings, or to raise a sum or sums of money to appropriate to accounts and for purposes to be specified at the Fall Annual Town Meeting.

Or take any action relating thereto.

SPONSOR: Finance Director

MOTION: I, Mr. Rice, move that the Board recommend favorable action for Article 5: A1 and A2 FY13 Inter/Intra Departmental Transfers. Seconded by Mr. Baghdasarian, the motion carried unanimously.

ARTICLE 6: FY13 BUDGET AMENDMENTS

To see if the Town will vote to transfer from available funds, including Unexpended Unencumbered Fund Balance, stabilization and enterprise retained earnings, and to appropriate, or to raise and appropriate, or to approve budget reductions, in order to balance the FY 2013 Town Budget approved under Articles 4, 7, 8, 9, and 10 of the May 8, 2012 Spring Annual Town Meeting.

Or take any other action relating thereto.

SPONSOR: Town Manager

MOTION: I, Mr. Rice, move that the Board recommend favorable action for Article 6: FY13 Budget Amendments – MOTION #1: Move that the Town vote to raise and appropriate the amount of \$55,162 for the purpose of supplementing the FY 2013 Property and Liability Insurance appropriation as approved under Article 4 of the May 8th Spring Annual Town Meeting (Account #100.945.5740). Seconded by Mr. Baghdasarian, the motion carried unanimously.

MOTION: I, Mr. Rice, move that the Board recommend favorable action for Article 6: FY13 Budget Amendments - MOTION #2: Move that the Town vote to authorize payment of a \$15,000 settlement for legal fees, pursuant to Chapter 59, Section 2 of the General Bylaws of the Town of Uxbridge, said payment to be raised and appropriated for the purpose of supplementing the Uxbridge Public Schools FY 2013 appropriation as approved under Article 4 of the May 8th Spring Annual Town Meeting (Account #100.301.5300). Seconded by Mr. Desilets, the motion carried unanimously.

MOTION: I, Mr. Rice, move that the Board recommend favorable action for Article 6: FY13 Budget Amendments - MOTION #3: Move that the Town vote to raise and appropriate the amount of \$100,906 for the purpose of supplementing the School Transportation FY 2013 appropriation as approved under Article 4 of the May 8th Spring Annual Town Meeting (Account #100.390.5330). Seconded by Mr. Baghdasarian, the motion carried unanimously.

MOTION: I, Mr. Desilets, move that the Board recommend favorable action for Article 6: FY13 Budget Amendments - MOTION #4: Move that the Town vote to raise and appropriate the amount of \$83,323 for the purpose of supplementing the Municipal Capital Projects FY 2013 appropriation as approved under Article 4 of the May 8th Spring Annual Town Meeting (Account #100.930.5820). Seconded by Mr. Rice, the motion carried unanimously.

MOTION: I, Mr. Desilets, move that the Board recommend favorable action for Article 6: FY13 Budget Amendments - MOTION #5: Move that the Town vote to raise and appropriate the amount of \$5,545 for the purpose of supplementing the FY 2013 Health Insurance appropriation as approved under Article 4 of the May 8th Spring Annual Town

Meeting (Account #100.914.5740). Seconded by Mr. Rice, the motion carried unanimously.

ARTICLE 10: BORROWING AUTHORIZATION – WATER MAIN DESIGN AND CONSTRUCTION

To see if the Town will vote to appropriate a sum of money for the design and construction of the “Uxbridge Water Distribution System Improvements, Main Street (Route 122) and North Main Street (Route 122) Water Mains”; to determine whether this appropriation shall be raised by borrowing from the Massachusetts Water Pollution Abatement Trust or otherwise; That \$3,186,000 is appropriated for the purpose of financing the design and construction of “Uxbridge Water Distribution System Improvements, Main Street (Route 122) and North Main Street (Route 122) Water Mains” including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws, as most recently amended by St. 1998, c.78; that to meet this appropriation the Treasurer with the approval of the Selectmen is authorized to borrow \$3,186,000 and issue bonds or notes therefore under (Chapter 44 of the General Laws or insert reference to other applicable general or special law governing the issuance of local bonds) and/or Chapter 29C of the General Laws, as most recently amended by St. 1998, c.78; that such bonds or notes shall be general obligations of the Town unless the Treasurer with the approval of the Selectmen determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C, as most recently amended by St. 1998, c.78; that the Treasurer with the approval of the Selectmen is authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust established pursuant to Chapter 29C, as most recently amended by St. 1998, c.78; and in connection therewith to enter into a loan agreement and/or security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the project or for the financing thereof; that the Board of Selectmen is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the project and to take any other action necessary to carry out the project; and to take any other action relative thereto.

SPONSOR: DPW Director

Mr. David Genereux, Finance Director was present and discussed the concerns that the DOR had with the article. Following discussion, **MOTION: I, Mr. Rice, move that the Board rescind the prior vote on Article 10: Borrowing Authorization for the Water Main Design and Construction. Seconded by Mr. Desilets, the motion carried unanimously.**

MOTION: I, Mr. Baghdasarian, move that the Board pass over on Article 19: Borrowing Authorization for the Water Main Design and Construction. Seconded by Mr. Rice, the motion carried unanimously.

ARTICLE 11: TRANSFER FROM WASTEWATER ENTERPRISE RETAINED EARNINGS FOR THE PURCHASE OF WASTEWATER DIVISION EQUIPMENT

To see if the Town will vote to transfer and appropriate the sum of \$100,000 from Wastewater Enterprise retained earnings in the Wastewater Enterprise Fund and transfer to the Wastewater Enterprise Capital Fund for the purchase of department equipment for the current fiscal year; or take any other action related thereto.

SPONSOR: DPW Director

MOTION: I, Mr. Desilets, move that the Board recommend favorable action for Article 11: Transfer from Wastewater Enterprise Retained Earnings for the Purchase of Wastewater Division Equipment. Seconded by Mr. Rice, the motion carried unanimously.

ARTICLE 18: AMEND THE ZONING BYLAWS BY AMENDING THE ZONING MAP (HAZEL STREET)

To see if the Town will vote to amend the Zoning Bylaws by amending the Zoning Map (as most recently amended) to rezone the land bounded by Hazel Street to the Northwest, North Main Street (a/k/a Rte. 122) to the Northeast, and the Southeasterly boundaries of land shown on Assessor's Map 18B as Block 2967 and 2958 and Southwesterly boundary of land shown on Assessor's Map 18B as Block 2958 from Residence A to Business Zone.

SPONSOR: Citizen's Petition

MOTION: I, Mr. Rice, move that the Board recommend favorable action for Article 18: Amend the Zoning Bylaws by Amending the Zoning Map (Hazel Street). Seconded by Mr. Desilets, the motion carried 3-0-1 (Mr. Baghdasarian abstained).

ARTICLE 19: AMEND THE ZONING BYLAWS BY AMENDING THE ZONING MAP (FLETCHER STREET)

To see if the Town will vote to amend the Zoning Bylaws by amending the Zoning Map (as most recently amended) to rezone the land bounded by Fletcher Street to the Northwest, North Main Street (a/k/a Rte. 122) to the Northeast, Hazel Street to the Southeast, and the Southwesterly boundary lines of two lots shown on the Town of Assessor's Map 18B as Block 2919 and Block 2954 from Residence B to Business zone.

SPONSOR: Citizen's Petition

MOTION: I, Mr. Rice, move that the Board recommend favorable action for Article 19: Amend the Zoning Bylaws by Amending the Zoning Map (Fletcher Street). Seconded by Mr. Desilets, the motion carried 3-0-1 (Mr. Baghdasarian abstained).

ARTICLE 20: AMEND THE ZONING BYLAWS BY AMENDING THE ZONING MAP (LACKEY DAM ROAD)

To see if the Town will vote to amend the Zoning By-law of the Town of Uxbridge by amending the Town of Uxbridge Zoning Map (as most recently amended) to rezone the parcels shown as Assessor Map 15, Block 1433 and Assessor's Map 15, Parcel 3153 from Agricultural to Industrial. Said parcels are located on Lackey Dam Rd and contain 39.850 acres more or less.

SPONSOR: Citizen's Petition

MOTION: I, Mr. Desilets, move that the Board recommend favorable action for Article 20: Amend the Zoning Bylaws by Amending the Zoning Map (Lackey Dam Road). Seconded by Mr. Petrillo, the motion carried 2-0-2 (Mr. Baghdasarian and Mr. Rice abstained).

5. Parents for a Safe Graduation – Boot Drive – Rain date Sat. 10/27 – 9am-12pm – No rain date is needed. The Board passed over.

B. NEW BUSINESS

1. Application – One Day Beer and Wine License, Our Lady of the Valley, Mendon Street – Sat. 11/17, 12:00 – 4:00pm, Annual Holiday Fair – **MOTION: I, Mr. Baghdasarian, move that the Board approve the One Day Beer and Wine License for Our Lady of the Valley School for Saturday, 11/17 from 12:00 – 4:00pm for the Annual Holiday Fair. Seconded by Mr. Desilets, the motion carried unanimously.**
2. Blanchard RFP – review/award proposal
MOTION: I, Mr. Rice, move that the Board of Selectmen accept the proposal for the sale and redevelopment of the former Blanchard School, titled “UXB 13-002” dated September 20, 2012 as submitted by Uxbridge Housing Associates, Inc. said proposal to be contingent upon the successful execution of a Land Deposition Agreement between Uxbridge Housing Associates, Inc. and the Board of Selectmen, and furthermore, assuming the receipt of funding as stipulated in the proposal, and the mutual agreement to any and all terms in the land development agreement, that the town-owned land and buildings at 65 Hartford Avenue East will be conveyed to Uxbridge Housing Associates, Inc. at a date specified within the land development agreement for the price on One Hundred Thousand Dollars (\$100,000). Seconded by Mr. Baghdasarian, the motion carried unanimously.
3. Endorse PD Union Contract – **MOTION: I, Mr. Baghdasarian, move that the Board approve and authorize the Chair to endorse the PD Union Contract. Seconded by Mr. Desilets, the motion carried 3-1 (Mr. Rice opposed).**
4. NPDES Discharge Permit – DPW Director, Benn Sherman was present and updated the Board on the status of the permit. The United States Environmental Protection Agency (USEPA) has issued the Draft NPDES Discharge Permit for the Town of Uxbridge. The public hearing is scheduled for Thursday, 10/25 at 7:00pm at the Senior Center. Additional information is available on the town’s website.

III. PUBLIC HEARING

New England Power Company d/b/a National Grid for a Transmission Line Franchise for permission to erect, construct, maintain, repair, operate and use lines for the transmission of high and low electric current, data and other intelligence, upon, along, through and over, and across the following public ways in the Town of Uxbridge: Douglas Street (State Highway/Route 16), Quaker Highway (State Highway Route 146A), Lackey Dam Road, Williams Street, Hartford Avenue, Hazel Street, High Street, Richardson Street, Mill Street and River Road.

Residents were present and discussed concerns with the placement of towers, transmission lines and endangered species that were identified in areas where the transmission lines will be erected.

Following public input, the Chair closed the public hearing.

MOTION: I, Mr. Rice, move that the Board approve and authorize the Chair to endorse the Town of Uxbridge Transmission Line Franchise Petition of New England Power Company d/b/a National Grid for Douglas Street (State Highway/Route 16), Quaker Highway (State Highway Route 146A), Lackey Dam Road, Williams Street, Hartford Avenue, Hazel Street, High Street, Richardson Street, Mill Street and River Road. Seconded by Mr. Baghdasarian, the motion carried unanimously.

MOTION: I, Mr. Desilets, move that the Board approve and endorse the Town of Uxbridge Transmission Line Franchise Order of the Selectmen of the Town of Uxbridge for Douglas Street (State Highway/Route 16), Quaker Highway (State Highway Route 146A), Lackey Dam Road, Williams Street, Hartford Avenue, Hazel Street, High Street, Richardson Street, Mill Street and River Road. Seconded by Mr. Rice, the motion carried unanimously.

IV. MEETING MINUTES

10/9/12 Meeting Minutes – **MOTION:** I, Mr. Desilets, move that the Board approve the 10/9/12 Meeting Minutes. Seconded by Mr. Baghdasarian, the motion carried unanimously.

V. TOWN MANAGER UPDATE

The Town Manager updated the Board on the following topics:

Payroll Clerk was hired
Misc. litigation matters
PD disposal of surplus vehicles
MOU for SEIU dispatchers in final stages
Capital Planning meeting is scheduled for 10/24
Implementing Records Management Program
Dept. Head Meeting – MIA will be conducting Workplace Conflict Training
Attending training session on Workplace Discrimination
Continue to work on HR manual

VI. MEMBER ISSUES

VII. NEXT MEETING AGENDA

VIII. EXECUTIVE SESSION

Blanchard RFP – review/award proposal (if needed) - No Executive Session was held.

IX. ADJOURNMENT: NEXT BOS MEETING TUESDAY, NOVEMBER 13, 2012 – 6:00PM
At 8:30PM, MOTION: I, Mr. Desilets, move that the Board adjourn the meeting. Seconded by Mr. Baghdasarian, the motion carried unanimously.

Minutes respectfully submitted by, Tracey Ante
Minutes approved by Board of Selectmen:




Chair Peter A. Petrillo

Vice Chair Jay Cahill

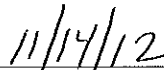


Clerk Tim Rice



Selectman Bruce Desilets

Selectman Peter Baghdasarian



Date Approved