

Roll call

The following persons were present: Chairman Woods, Vice Chair Arthur DuBois, Clerk Dan Stack, Sel. Jim Dwyer, Sel. Kevin Kuros, Town Manager Jill Myers, and BOS Assistant Joseph Smith.

CALL TO ORDER

Chm. Woods called the meeting to order at 7:02 p.m.

Announcements

- School Committee vacancy, the Fire Department is having an open house as part of fire safety week on 10/18/06 and two positions are available on the Capital Committee.
- Tim Smith resigned from the School Committee and Doris Ostroskey resigned from the Historic Cemetery Committee. The Board will begin recruiting replacements for these two positions and thank you letters will go out from the Board.

ACTION ITEM: Send a letter of thanks on behalf of the Board to Mr. Smith and Ms. Ostroskey to thank them for their service to the Uxbridge Community.

Citizen's Forum

Chm. Woods opened Citizen's Forum at 7:07 p.m.

- Alexa Romasco, 50 Elizabeth Street, addressed the Board to report that she and her family visited the Arthur Taft Park and found it to be vandalized with burnt equipment and graffiti. She provided pictures of the parks condition.
- Howard Fortner, 44 North Main Street, addressed the Board regarding a recent article on 40B affordable housing. Mr. Fortner read a portion of the article to the Board regarding the alleged developer abuses of the 40B program. Mr. Fortner also provided a copy of the article to the Board for their review.
- Fire Chief Peter Ostroskey announced that Fireman Kevin Feena achieved his Paramedic Certification. Chief Ostroskey also mentioned the upcoming open house at the Fire Station on 10/18/06.

Chm. Woods closed Citizen's Forum at 7:17 p.m.

PUBLIC HEARINGS/APPOINTMENTS

CUB Scout Parade

- Lisa Ahern, troop leader of the Cub Scout Pack 25, addressed the Board with several of her Cub Scouts in attendance to ask for permission to conduct a costume parade on Sunday October 15, 2006 at 3:30 p.m.
 - **MSDV by Sel. Dwyer, seconded by Sel. DuBois to approve the request for a costume parade on Sunday October 15, 2006 at 3:30 p.m. The motion passed unanimously.**

FY 2005 Audit Presentation

- Eric Demas and Scott McIntire from Melanson, Heath & Company, PC, addressed the Board to review the financial audit results from the FY ending June 30, 2005. Mr. McIntire pointed out that the audit went well as few significant entries needed to be made during the review. Mr. McIntire reviewed the financial statements of the Town and the Management letter. The audit report and related documents are added to these minutes. The auditor noted the importance of internal controls for all Town and Town-related departments. The FY 2006 audit process is starting to be coordinated and should begin within the next 45 days.

Meeting of the Water & Sewer Commission

At 7:45 p.m. Chm. Woods opened the meeting of the Water & Sewer Commission.

- **MSDV by Sel. Stack, seconded by Sel. Dwyer to convene the meeting of the Water & Sewer Commission and recess the Board of Selectmen's meeting. The motion passed unanimously.**

Meeting Minutes

- **Motion by Sel. Dwyer, seconded by Sel. Kuros to approve the minutes as amended. Discussion followed regarding adding a statement to the minutes from the 9/11/06 Water & Sewer Commission Meeting to notify future users of those minutes that the matter of the Sewer Privilege fee was again taken at this meeting on 10/10/06. The motion passed unanimously.**
- Chm. Woods read from a document that she prepared regarding the vote on 9/11/06 that was taken by the Board to eliminate the Sewer Privilege fee that was in effect. Chm. Woods noted her discussion with Finance Director David Genereux regarding the potential issues resulting from a decision to reinstate a fee at a later date. Mr. Genereux added that the Board would need to structure any new fees to pass the test of the Attorney General's office so that there are no legal implications to the Town. Chm. Woods asked for the Board members to individually weigh in on establishing a new fee to replace the fee that was discontinued on September 11, 2006. Chm. Woods summarized that the Board will meet in 30-45 days to discuss a new fee structure based upon input from staff.
- **The Board agreed by consensus not to reverse the decision of 9/11/06, to move forward with the creation and implementation of a new fee, and to review the resolution made by Chm. Woods.**

ACTION ITEM: Post W&S Commission meeting on or around November 27, 2006 to discuss the implementation of a new Sewer Privilege fee.

At 8:30 p.m. the Board voted to adjourn the Water & Sewer commission meeting and resume meeting of the Board of Selectmen

- **MSDV by Sel. DuBois, seconded by Sel. Kuros to adjourn the Water & Sewer Commission meeting and come out of the recess of the Board of Selectmen. The motion passed unanimously.**

TOWN MANAGER REPORT

Town Manager Jill Myers delivered her report to the Board of Selectmen. A copy of the report is attached to these minutes. Sel. DuBois complimented the Town Manager on her report and the helpful addition of the staff reports that are added in monthly.

OLD BUSINESS

Warrant review for FATM

- Ms. Myers reviewed the final draft of the FATM warrant with the Board for discussion. Chm. Woods reminded the Board of their past discussion with regards to voting their position on warrant articles. Sel. DuBois stated that the Board should vote on all of the articles if it appears that they are going to vote a position on the majority of them. Ms. Myers suggested that the Board could meet briefly prior to the Town Meeting to vote their positions on each of the articles at that time.
 - **MSDV by Sel. Dwyer, seconded by Sel. DuBois to approve and sign the warrant for the Fall Annual Town Meeting. The motion passed unanimously.**

Four-Town Planning Meeting

- Sel. Kuros attended the recent Four-Town Planning meeting and gave a project status update. Sel. Kuros reviewed the site plan designs that were introduced at the meeting. A copy of the design is made a part of these minutes.

NEW BUSINESS

Acceptance of State Rte. 122

- DPW Superintendent Larry Bombara reviewed the draft of a memo to Charles M, Massachusetts Highway Department District 3 Director. The memo outlines plans for the Town to accept approximately a two-mile stretch of State Route 122 (North/South Main Street.) A copy of the memo is included with these minutes.
 - **MSDV by Sel. Stack, seconded by Sel. DuBois to support Chairman Woods signing of the proposed letter as presented by Mr. Bombara. The motion passed unanimously.**

Street Acceptances

- Chm. Woods reviewed the proposed street acceptances as presented in the draft of the Fall Annual Town Meeting Warrant. Ms. Myers reviewed the process for accepting streets and indicated the action before the Board to vote to Layout the Street acceptances as noted and forward to the Planning Board for a recommendation:
 - **MSDV by Sel. Dwyer, seconded by Sel. Stack to layout the following streets as public ways: Arnold Way, Big Rock Road, Church Street, Cotton Mill Way, Crownshield Avenue, Lake Street, Serenity Drive, Southwoods Drive, and Spinning Wheel Drive. The motion passed unanimously.**

Warrant approval for State Election

- **MSDV by Sel. DuBois, seconded by Sel. Dwyer to approve the Warrant for the November 7, 2006 State Election as presented. The motion passed unanimously.**

BOS Parade Policy

- Ms. Myers reviewed the draft of the policy for a parade on Town Streets. The policy lays out the guidelines for requesting that Town Streets or State Roads be closed during the parade. Sel. DuBois indicated that consideration needs to be given to the rights of citizens to assemble and Sel. Dwyer also suggested modification to the document. Sel. Kuros supported the need for a policy to limit the Towns exposure in the event of an unauthorized activity. Ms. Myers noted the reasoning for the timelines with regards to having the necessary time to get approval for street closures including the State roads. Ms. Myers noted that the changes will be made to the policy and resubmitted at a future meeting.

BOS Police Policy

- Ms. Myers reviewed the draft of the policy for BOS action on Police department policy updates. Sel. Dwyer questioned if the Town had accepted M.G.L. C. 41 §97A. Ms. Myers added that she would review the matter and make the recommended changes to the policy for resubmission at a future meeting.

CMMPO Meeting Update

- Chm. Woods attended the recent meeting of the Central Massachusetts Municipal Planning Organization and noted the layout of the communities that the organization serves. Chm. Woods noted that the Uxbridge section in the Southeast Corner of the zone is the largest section in terms of size and population. A Selectman from Millville will be the delegate to the CMPRC for the next two years.

EO 418 Distribution

- Chm. Woods distributed Executive Order 418 and asked the Board to review the order for discussion at a future agenda.

CONSENT ITEMS

Meeting Minutes

- Minutes were reviewed from the meetings of August 28, 2006, September 11, 2006, and September 18, 2006:
 - **MSDV by Sel. Dwyer, seconded by Sel. Stack to approve the minutes of 8/28/06 as amended. The motion passed unanimously.**
 - **MSDV by Sel. Dwyer, seconded by Sel. DuBois to approve the minutes of 9/11/06 as submitted. The motion passed unanimously.**
 - **MSDV by Sel. Dwyer, seconded by Sel. Stack to approve the minutes of 9/18/06 as submitted. The motion passed unanimously.**

School Committee Vacancy

- **MSDV by Sel. Stack, seconded by Sel. Dwyer to meet jointly with the School Committee on 11/13/06, unless a special meeting is called for previous to that due to the number of candidates. The motion passed unanimously.**

CORRESPONDENCE

- Ms. Myers drew attention to the letter from Woonsocket regarding the restoration of passenger service via rail from Woonsocket to Boston, Providence, and Worcester.

EXECUTIVE SESSION

At 10:35 p.m. with no other business before them, the Board moved to go into Executive Session#6-Consider the purchase, exchange, lease, or value of real property if such discussion may have a detrimental effect on the negotiating position of the governmental body.

- **MSDV by Sel. Kuros, seconded by Sel. Stack to go into Executive Session for the purposes noted. RCV: Kuros-aye, Stack-aye, DuBois-aye, Dwyer-aye. Chairman Woods joined the meeting just prior to going into Executive session and voted in the affirmative to go into Executive Session as well. The motion passed unanimously.**

Minutes respectfully submitted by Joseph Smith, Assistant to the Board of Selectmen
Minutes approved by Board of Selectmen:

Chairman Julie A. Woods

Selectmen James F. Dwyer

V. Chairman Arthur O. DuBois

Selectmen Kevin J. Kuros

Clerk Daniel P. Stack

MSDV: Moved, Seconded, Discussed & Voted
RCV: Roll Call Vote