

**BOARD OF SELECTMEN
REGULAR SESSION MEETING MINUTES
March 24, 2008**

CALL TO ORDER: Chm. Woods called the meeting to order at 7:04 p.m. The following persons were present: Chm. Julie Woods, Vice Chm. Kevin Kuros, Clerk Michael Potaski, Town Manager Jill Myers and BOS Assistant Tracy Leavitt. Sel. Dan Stack was not present. Also present was Town Counsel, Patrick Costello.

NOTE: Some matters may have been taken out of agenda order but were typed up in agenda order for ease of locating information when necessary.

7:00 P.M. EXECUTIVE SESSION (MGL c.39, §23B) (Separate meeting minutes will be provided)
#2 To consider the discipline or dismissal of, or to hear complaints or charges brought against a public officer, employee, staff member or individual. (Grievance Hearing at Step 3b):

At 7:05 PM

MOTION by Sel. Kuros, seconded by Sel. Potaski to enter into executive session #3 to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the government's bargaining or litigation position. Also, an executive session now may be convened to conduct strategy sessions in preparation for negotiations with non-union personnel. The motion passed unanimously.
(BOS posted for #2 but, entered under #3, Town Counsel noted correction)

At 7:36 PM

MOTION by Sel. Kuros, seconded by Sel. Potaski to adjourn the executive session meeting and continue the regular session meeting. The motion passed unanimously.

ANNOUNCEMENTS: 4th Annual Superintendent's Gala; March 29, 2008
May 20, 2008 Election; Vacancies
Chm. Woods read Sel. Stack's resignation letter

CITIZENS FORUM: Ms. Susan Franz addressed the Board to express concern regarding relief effort of the Bernat Mill. She stated that \$10,000.00 has been raised through community efforts but, as of yet the money has not been dispersed. Ms. Franz asked the BOS to provide assistance in dispersing the money. Chm. Woods informed Ms. Franz that the relief fund is private, but the board will decide if it feels it can offer any assistance.

ACTION ITEM: Place on 4/14 agenda for future discussion

PUBLIC HEARINGS/SCHEDULED APPOINTMENTS:

7:30PM Public Hearing: To consider One Day Alcohol License Application: Lisa Devane on behalf of the Uxbridge Elementary PTO – April 12, 2008: Chm. Woods opened the public hearing at 7:50 PM; No one in the audience wished to address the Board. Ms. Myers noted no concerns from staff. Chm. Woods closed the public hearing at 7:52 PM.

MOTION by Sel. Kuros, seconded by Sel. Potaski to approve the one-day alcohol license application for the Uxbridge Elementary PTO. The motion passed unanimously.

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overview if the 2007 balance sheets Mr. McIntyre reviewed with the board the suggested follow-up on prior year recommendations.

8:00 PM Public Hearing Water and Sewer Rates; Review and Vote: Chm. Woods opened the public hearing at 9:00 PM. No one in the audience wished to address the board. Superintendent Larry Bombara informed the board that the rates have been finalized, and provided an updated rate sheet (attached to these minutes). Supt. Bombara noted that the proposed rate structure, if adopted, would be effective April 1st 2008. Chm. Woods closed the public hearing at 9:32 PM.

MOTION by Sel. Potaski, seconded by Sel. Kuros to adopt the new water and sewer rates as outlined in the document.

Friendly Amendment by Sel. Kuros to state the "3/24/08 memo". The motion passed unanimously.

Appointment to the Cable Advisory Committee: J. Richard Nedder III:

MOTION by Sel. Potaski, seconded by Sel. Kuros to appoint J. Richard Nedder to the Cable Advisory Committee. The motion passed unanimously.

Appointment to the Scholarship Committee: Daniel Stefanilo:

MOTION by Sel. Potaski, seconded by Sel. Kuros to appoint Superintendent Dan Stefanilo to the Scholarship Committee. The motion passed unanimously.

TOWN MANAGER REPORT: Ms. Myers reviewed her written report (A copy is attached to these minutes).

OLD BUSINESS:

Vote of BOS Regulation – Alcohol license enforcement (public hearing closed on 3/10/08):

MOTION by Sel. Kuros, seconded by Sel. Potaski to accept and adopt the policy on alcohol enforcement. The motion passed unanimously.

MOTION by Sel. Kuros, seconded by Sel. Potaski to rescind the previous motion and make a new motion replacing the word policy with regulation. The motion passed unanimously.

Deliberation and vote of BOS Policy -Guidelines to honor deceased veterans and public servants, including the possible lowering of the flag at the Town Common: Chm. Woods read aloud the policy. Chm. Woods also read aloud the suggested letters for the Veteran Organizations and Veteran Agent as well as the suggested letter for the Funeral Homes.

MOTION by Sel. Potaski, seconded by Sel. Kuros to adopt the policy of the Board of Selectmen for the lowering of the American Flag on the Town Common and also authorize the Chairman of the board to send the letters just read.

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Consider Finance Director's request to set the useful life of the DPW Sidewalk Tractor to ten years for upcoming borrowing/bonding: Finance Director Genereux asked the Board to extend the life of the sidewalk tractor from 5 to 10 years. He explained that according to MGL, equipment usually has a life span of 5 years; however, tractors typically have a life span of 15 years. He noted that this extension would cause less of an impact to the general fund but, cost the town \$14,000.00 in additional interest. Chm. Woods asked why waste \$14,000.00 interest.

Mr. Genereux said looking at the fiscal reality of FY09-FY10 and being unable to properly fund other budgets, it makes sense to extend the life and save 12,000.00 annually.

MOTION by Sel. Kuros, seconded by Sel. Potaski that the Uxbridge Board of Selectmen hereby determine that the useful life of the sidewalk tractor purchased by the Town to be at least a period of 10 years. The motion passed unanimously.

Consider Draft Open Space Plan: The Board agreed to postpone until 4/14/08

Initiation of the poll worker appointment process: Chm. Woods reviewed the Town Clerk's memo.

MOTION by Sel. Kuros, seconded by Sel. Potaski to send correspondence to the local and State parties to request lists of prospective poll workers. The motion passed unanimously.

ACTION ITEM: Sel. Kuros requested BOR appointment update

Hannaford's security breach; Sel. Potaski: Chm. Woods noted that no one was available from Hannaford's to attend the meeting. She then informed the public that Hannaford's has placed information on its website under the guidance tab as well as a telephone number.

CONSENT ITEMS

Acceptance of Meeting Minutes from 11/13/07 and 3/10/08 Regular Sessions:

MOTION by Sel. Potaski, seconded by Sel. Kuros to approve the 11/13/07 meeting minutes as presented. The motion passed 2-0-1; Chm. Woods was not present on 11/13/07.

MOTION by Sel. Kuros, seconded by Chm. Woods to approve the 3/10/08 meeting minutes with amendment. The motion passed 2-0-1; Sel. Potaski was not present on 3/10/08.

CORRESPONDENCE/OTHER BUSINESS:

KENO-To-Go: Town Counsel Patrick Costello reviewed the letter from the State Lottery Commission regarding the expansion of Keno game operations by allowing current lottery license holders the ability to issue Keno-To-Go tickets. The Board has 21 days to file a written objection with the State Lottery Commission. Town Counsel will be seeking further clarification from the Lottery Commission on the game, and once received, he will provide the Town Manager with an update.

PROPOSED FY 09 WATER AND SEWER RATES

3/24/2008

Quarterly Rate Structure

FY 09

RATE	Notes	UNITS		CURRENT	avg usage	PROPOSED	avg usage
				RATE	bill	RATE*	bill
				quarterly	yearly	quarterly	yearly
UR-W-1		cubic feet	0-800	\$23.04 min		\$20.72 min	
			801-3000	\$2.88 / 100cf	\$345.60	\$2.46 / 100 cf	\$295.00
			3000+	\$3.35 / 100cf		\$2.86 / 100cf	
UR-W-2	1	cubic feet	all usage	none		\$3.35 / 100cf	
UR-S-1		cubic feet	0-800	\$32.72 min		\$36.00	
			801+	\$4.09 / 100cf	\$490.80	\$4.70 / 100cf	\$564.00
UR-S-2		flat rate		\$122.50	\$490.00	\$141.00	\$564.00
UR-S-3	2	campers	per dump	none		\$10	
UR-S-IND	3	industrial	all usage	none		TBD	
UR-S-4		septage	1000 gal	\$60 / 1000 gal		\$70 / 1000 gal	
UR-SP-1	4			none		TBD	
UR-MR-1	5			none		TBD	
UR-LL-1	6			none		TBD	
CC-W	7		up to 1"	\$4,835		\$5,000	
			1/2" +	\$1,200		\$1,200	
CC-S	8			\$831		\$3,000	
CIF-W-1	9	existing		none		\$7.00	\$6.91
CIF-W-2	9	tank		none		\$24.77	\$24.47
CIF-W-3	9			none			
CIF-S-1	9	existing		none		\$8.62	\$7.91
CIF-S-2	9	silo		none		\$3.96	\$3.63
CIF-S-3	9	roof		none		\$3.96	\$3.63

* assumes all debt into CIF



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

Jill R. Myers
Town Manager

TO: Honorable Board of Selectmen

FROM: Jill R. Myers, Town Manager

DATE: March 20, 2008

SUBJECT: Town Manager's Report for the BOS Meeting of March 24, 2008

Website Award:

Common Cause has awarded the Town the 2008 E-Government Award for Open Government for the second consecutive year. Common Cause conducts a MA Campaign for Open Government, which periodically reviews the internet presence of all 351 cities and towns in the state. The criterion is to have all 6 key records posted on-line. The six documents included in the review are the municipality's governing body's agenda, the governing body's minutes, fiscal year 2008 budget information, the municipality's bylaws, code or ordinances, and if applicable, town meeting warrant and town meeting results or minutes. A thank you to Grant Fletcher, the sole website committee (volunteer) member and Town staff and Boards for providing on-going content.

FY09 Budget:

The FinComm Public Hearings are continuing on Tuesdays and Thursday evenings (please refer to the posted schedule). The second Saturday session of 3/15 was cancelled due to a quorum issue, and rescheduled for 3/27. For the meeting of 3/27, I have invited our representative from Constellation New Energy to attend to discuss electricity fixed pricing vs index pricing, and forecasts for FY09 and FY10.

A memo addressing FinComm inquiries was presented by staff on 3/20/08. A copy has been placed in the BOS mail boxes. Of important note is on page 2; the current FY08 health insurance anticipated budget deficit of \$278,753.00, which will have to be transferred from Stabilization via Article 3 (Inter/Intra Departmental budget transfers). According to the Finance Director, the deficit is caused by three factors:

- **Increases in enrollment:** The original health insurance projection (Exhibit 4A), showed \$3,710,147 in projected health insurance expenses. We budgeted \$3,745,834, a difference of \$35,687. Bear in mind that the open enrollment period takes place after Town meeting, so we must project enrollment, even though we have the rates in hand (With the exception of the senior HMO products, whose rates change in January). The forecast, based on actual enrollment is now \$3,859,221, an increase over forecast of \$147,063.00. The net change in

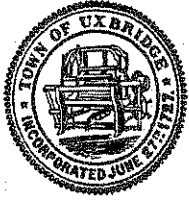
MCAD Training

Assistant to the Town Manager, Kim Hood will attend MCAD training sponsored by MIIA – Train the Trainer. She will then conduct training sessions with the appropriate Town and School staff members.

Other:

- Water Division employees reported that they were photographed by a person as they left a repair call at the VFW on 3/19. While I understand that in today's skeptical environment people might be quick to judge. Staff responded at my request having received a call to my office, because of an issue with the water meter. The last thing I would want is for unfounded rumors floating out there and casting any doubts on two hard working and responsible individuals.
- Recruitment: Conservation Administrator. The position has been posted on various professional conservation and planning websites, including our and the MMA website. I had originally proposed for the position to have a reduction of hours in the FY09 budget, but to remain benefit eligible in consideration of the incumbent in an effort to retain her. With the resignation, the position has been posted for 19 hours per week, non-benefit eligible. We will also consider consulting and shared services with other Towns. The Conservation Commission requested to participate in the interview process, which I support. It will likely need to be a subcommittee. The first review of applications or proposals for the Conservation Administrator is 4/4/08.
- Resignation: We received a resignation from Craig Phillips. He served as a part-time intermittent (60A) officer. We wish him well.
- Use of Town Facilities – having searched through policy books, staff has not encountered a policy. If you are aware of a vote of the previous BOS, please let us know. We have solicited sample policies, forms, and rental rates from other Towns and plan to provide a sample policy for the BOS to consider.
- PAYT – Pay as you Throw program. I met with the BOH chairman, Director of Planning and Development, and Irene Condon from the DEP. We received a grant in the amount of \$18,000 to provide technical assistance. The BOH plans to draft an RFP for refuse and recyclables collection by July 2008. Once the responses are received, we will have an idea of program costs. I anticipate that the BOH will attend a BOS meeting to review the program and process as it requires approval by the BOS.
- Fire Union Negotiations – the first meeting is scheduled for 3/25.
- Regionalization – The BOS Assistant compiled the BOS suggestions and forwarded them to you.
- At its March 5 meeting, the Zoning Board of Appeals approved Karcraft LLC's request for a Special Permit allowing the storage of up to 50 vehicles on its property at 709 Quaker Highway.
- Affordable Housing: Director of Planning and Development is finalizing the affordable housing (40 b) inventory to submit to the DHCD, as well as documenting requirements for those non 40b developments which the Town boards had voted affordability deed restrictions to ensure compliance with the Special Permit requirements.

Attachments



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