

**UXBRIDGE BOARD OF SELECTMEN
REGULAR SESSION MEETING MINUTES
May 27, 2008**

Present: Chairman Kevin Kuros, Vice Chairman Michael Potaski, Clerk Peter Baghdasarian, and Town Manager Jill Myers. Also present were: Finance Director David Genereux and Acting DPW Superintendent Irving Priest.

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.

I. CALL TO ORDER AT 7:00 P.M.

- A. Announcements: Chairman Kuros noted that nomination papers for BOS election (two seats) of July 29, 2008 are due on June 9, 2008 at 5pm.
- B. Citizens Forum: Alan Keeler of Seagrave St. requested that the BOS set up a Committee to determine a plan for the Town Park and Duck Pond and develop a plan for general recreation use.

II. CONSENT ITEMS

- A. Acceptance of Meeting Minutes from 5/13 and 5/14 Special Session: **MOTION by Mr. Potaski to accept the BOS special meeting minutes of 5/13/08 and 5/14/08. Seconded by Chm. Kuros. Motion approved 2:0:1 (Mr. Baghdasarian abstained)**

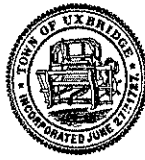
III. PUBLIC HEARINGS/ SCHEDULED APPOINTMENTS

- A. 7:15 PM Public Hearing: To consider an application for a Retail Alcoholic Beverage License (Wine and Malt); Samir Shenouda, Niko's Pizza and Chicken, 294 North Main Street. *Chm. Kuros noted correspondence from applicant requesting to withdraw the application. No action taken.*
- B. 7:15 PM Public Hearing: To consider an application for a change of alcoholic beverage license type (from "club" to "general on premise"); Steven Mason, Manager, Polish American Social and Civic Corporation, 217 Mendon Street. *Chm. Kuros noted correspondence from applicant requesting to withdraw the application. No action taken.*

IV. TOWN MANAGER REPORT: The Report is attached to the minutes. Chm Kuros requested an update at the next meeting regarding the Task Force meeting with the Lt. Governor on 5/29; No action taken.

V. OLD BUSINESS

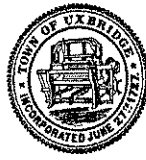
- A. Consideration of updated guidelines and regulations for Norden Cemetery (Shelly Merriam, Uxbridge Historic Cemetery Committee) Received report from Shelly Merriam and Sheryl Romasco. No objections to the proposed brochure and regulations. A link to the Norden Cemetery information will be included on the Town's website.
- B. Update on Downtown Planning Project (Megan DiPrete and Committee Members) Received report from the Director of Planning and Economic Development and Downtown Visioning Project Steering Committee (Barry Desruisseaux, Cappy Fournier, and Louise Redding). The final report was distributed to the BOS. Ms.



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DiPrete highlighted that the project report was funded by a \$25,000 grant from Mass Development as triggered by the Bernat Mill Fire in July 2007. She noted it was a four month planning project to connect previous studies/reports, Senator Moore's Visioning Statement endorsed by the Town, and economics of downtown. The next step is for the Steering Committee to prioritize the items in the report as received via public input, and scope out the street scaping elements. Updates will continue and the Report will be distributed and uploaded to the Town's website (www.uxbridge-ma.gov). Mr. Baghdasarian requested to receive materials in advance of the meeting.

- C. Consideration of proposed snow plowing/road maintenance policy and associated developer fees (Irving Priest). Acting DPW Superintendent Priest reviewed the proposed policy, timelines for notification to developers and residents, and noted the proposed fee schedule if the Town is to intervene and service the road in an emergency. The Town may charge for services having accepted MGL Chapter 40 section 6C & 6D at the 1992 Annual Election, and acceptance of MGL Chapter 40 section 22F at the STM 2/7/01, which allowed setting fees for such services. Inquiries were made relating to placing liens on property owners of unaccepted streets or developers by charging against surety. Discussion ensued about the street acceptance procedure. No objections to the proposed policy stated. *Items continued to 6/9 with any suggested revisions for a second reading and adoption.*
- D. Health Insurance: Consider action to set the Town's share of the health insurance contributions at 70% (30% employee share) for all non-contractual new hires effective July 1, 2008; MOTION by Mr. Potaski to set the Town's share of the health insurance contributions at 70%; 30% employee share for all Town non-contractual, newly hired employees effective July 1, 2008, and reaffirmed the BOS action of 4/28/08 providing for the Town's share of the health insurance contributions at 75% ; 25% employee share for all Town non-contractual existing employees effective July 1, 2008. Seconded by Chm. Kuros. This applies to both municipal and school employees. **Motion approved unanimously.** Chm. Kuros again expressed appreciation to the leadership efforts of the non-contractual employees.
- E. BOS Reorganization (continued from May 21, 2008): Mr. Baghdasarian raised discussion topics with the other members providing comments: requests for BOS agenda items from the public with suggested motions, Cable TV Committee "charge" or mission, and charges for other BOS appointed committees, LHS Recovery, review of the Charter, outsourcing Ambulance billing, conditions to BOS licenses, job of the Chairman and setting the BOS agenda, BOS agenda packet distribution, Executive authority of the BOS, use of Town Counsel and Town Counsel budget at \$40,000, level of detail in meeting minutes. Consensus for discussion topics and BOS goals/interests to be scheduled for work sessions on off-business meetings when there is a full BOS. No action taken. **MOTION by Mr. Potaski for Kevin Kuros to serve as Chairman. No second. Not receiving another motion, the consensus was for the BOS to continue in its current organization of officers.**



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VI. NEW BUSINESS

- A. Council on Aging request to approve purchase of van in accordance with Town Meeting Warrant Article 15: COA Chairman Dan Baker discussed the details of the proposed purchase as approved at the May 2008 Annual Town Meeting, authorizing the BOS to approve the purchase. A purchase order has not been received yet. **MOTION by Mr. Baghdasarian to authorized the Town Manager to finalize price and specifications for the purchase of the COA van up to \$65,000. Mr. Potaski seconded the motion. Motion passed unanimously.**
- B. Presentation and discussion of changes to the Department of Revenue's property type classification codes (David Genereux) Received report by Finance Director Genereux and Assessor Dave Utakis. *Mr. Potaski noted a request for an inventory of Town-owned land and documenting maintenance conditions.* Ms. Myers noted that this is part of the current and on-going efforts of the Open Space Plan, and she will ask staff to work on a complete inventory.
- C. Discussion on Town Counsel usage: Consensus after discussion to maintain current policy. Town Counsel will be present at the next meeting to discuss appointment and contract.
- D. Consider letter formally requesting that Mass Highway undertake a traffic/speed study in the vicinity of the Quaker Highway/River Road/Aldrich Street intersections: Ms. Myers discussed the materials in the packet and the request of Mass Highway for the BOS (as street commissioners) to provide correspondence regarding the request for consistent speed limits on that particular area of road. **MOTION by Mr. Potaski to authorize the Chairman to send the letter as provided in the agenda packet. Seconded by Mr. Baghdasarian. Motion passed unanimously.**
- E. Consideration of Public Safety Committee's recommendation of no parking on Henry Street between Mendon Street and Kennedy Street: Acting DPW Superintendent Priest discussed the requested action. Consensus to *continue this item to the BOS meeting of 6/9/08*, and for Mr. Priest to provide a map of the area with measurements denoting no parking areas.
- F. Signing of Warrant for Special Town Election on July 29, 2008: The Warrant was signed and copies will be provided to the Constable for postings.

VII. CORRESPONDENCE/ OTHER BUSINESS

- A. Ms. Myers noted there was not need for Executive Item "B" (below). This item was then discussed in open session per request by Mr. Baghdasarian. Ms. Myers explained that she was to request that this item be scheduled for the BOS meeting of 6/9/08 in open session. She stated the buyer (Mr. Cherrier) had assigned the Purchase and Sales Agreement ("P&S") to a "nominee" (Mr. Tusino) after the P&S was signed by the Town and Mr. Cherrier. Mr. Tusino indicated that he would like to close on the transaction on or before June 30, 2008, and pay the full amount of the agreed upon purchase price. She noted that the P&S is tied to permitting and that no application has been made for a Special Permit. Staff and Town Counsel request direction from the



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BOS if they are willing to amend the P&S to accept full payment at the closing, or continue to have the closing tied to permitting. Discussion ensued about the RFP disposition process, business retail development specification in the RFP, the P&S, history of this parcel dating back over ten years, the land court decision. *Item to be scheduled for the BOS meeting of 6/9/08.*

VIII. EXECUTIVE SESSION (MGL c.39, §23B) 9:50pm

- A. #3 To discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effort on the government's bargaining or litigation position. (DPW Grievance)
- B. #6 To consider the purchase, exchange, lease, or value of real property if such discussion may have detrimental effect on the negotiating position of the governmental body. (Douglas Street Land) Not needed, discussed under other business in open session.

At 9:50pm, MOTION by Mr. Potaski to enter into Executive Session via exemption #3 only - To discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effort on the government's bargaining or litigation position, with no further action to occur in open session. Seconded by Mr. Baghdasarian. Motion passed unanimously by roll call vote – Mr. Potaski "aye", Mr. Kuros "aye" and Mr. Baghdasarian "aye."

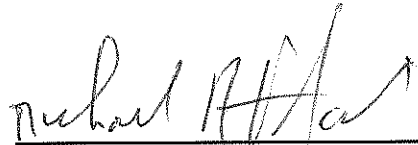
IX. ADJOURNMENT: Next Regular BOS Meeting 06/09/08 10:05pm

At 10:05pm, MOTION to adjourn by Mr. Potaski, seconded by Mr. Baghdasarian. Motion passed unanimously by roll call vote – Mr. Potaski "aye", Mr. Kuros "aye" and Mr. Baghdasarian "aye."

*Minutes respectfully submitted by,
Jill R. Myers, Town Manager*

Minutes approved by Board of Selectmen:


Chairman Kevin J. Kuros

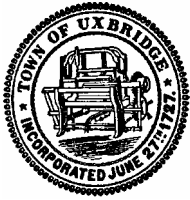

Vice Chairman Michael Potaski


Clerk Peter Baghdasarian

6/9/08
Date Approved

RECEIVED
TOWN CLERK
JUN 12 3 51 PM '08

Attachments



**TOWN OF UXBRIDGE
BOARD OF SELECTMEN
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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: May 27, 2008
SUBJECT: Town Manager's Report for the BOS Meeting of May 27, 2008

Health Benefits – Open Enrollment for FY09:

We would like to remind all employees and retirees on active plans, that new paperwork must be completed and submitted by June 1st to Kelly Poulin, Payroll Coordinator in the Treasurer's Office. She is available to answer any questions, and assist employees - (payroll.coordinator@uxbridge-ma.gov).

Reappointments:

Staff sent out letters to appointed Board/Committee members with terms expiring June 30, 2008 inquiring if they wished to be considered for re-appointment. We will provide the BOS with a status listing, and plan to schedule the re-appointments for BOS consideration at the meeting of June 21. At this time, two (Town Manager) appointed officials have formally expressed that they do not seek re-appointment - one for the Planning Board (John Morawski) and one for the Zoning Board of Appeals (Tom Bentley), however Mr. Bentley is interested in serving on other Boards.

FY08 Budget (ending June 30, 2008):

The Town Accountant distributed year-end closing preparation memos to all staff. Additionally, a spending freeze for municipal operations was issued two weeks ago. A memo noted the details, and any exceptions to the "freeze".

Bernat Mill Fire – Follow-up meeting with Lt Governor Murray 5/29 at 10am.

The taskforce is reconvening to discuss economic development/redevelopment efforts of the downtown area, including the site. Representatives from Mass Development (\$25k down town visioning grant), and CMRPC will also be present.