



**SPRING ANNUAL TOWN MEETING MINUTES**  
**TUESDAY, MAY 14, 2013 – 7:00 P.M.**  
**UXBRIDGE HIGH SCHOOL AUDITORIUM**  
**300 QUAKER HIGHWAY, UXBRIDGE, MASSACHUSETTS**

Pursuant to the foregoing Warrant, the inhabitants of the Town of Uxbridge, qualified to vote in the Town elections and in Town affairs, met at the High School Auditorium, in Precinct 3, in said Uxbridge, and transacted the following business on May 14, 2013:

Moderator Charles E. Maharay called the Spring Annual Town Meeting to order at 7:00pm, declaring the presence of a quorum (50 required, 420 voters present). Rules for conducting business and taking votes of the meeting were announced.

\* \* \*

**ARTICLE 1: REPORTS**

To hear the report of any outstanding committee and act thereon.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Board of Selectmen

**No Motion.**

**No Action.**

**A motion was made to take article 13 out of order.**

**Motion Seconded.**

**Moderator declares a simple majority, motion passes**

**ARTICLE 13: MAINTAIN PARTICIPATION IN THE CENTRAL MASSACHUSETTS  
MOSQUITO CONTROL PROJECT**

To see if the Town will vote to maintain participation in the Central Massachusetts Mosquito Control Project, pursuant to Massachusetts General Laws, Chapter 252, Section 5A and other applicable sections of said law, effective July 1, 2013; or take any other action related thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Town Manager

**Commentary:** *The Town voted to participate in the Central Massachusetts Mosquito Control Project at the June 13<sup>th</sup>, 2007 Spring Annual Town Meeting. The Project was created by the Massachusetts State Legislature in 1973, and currently consists of 40 cities and towns in Central Massachusetts, from both Worcester and Middlesex Counties, covering nearly 700 square miles. The Town was required to commit and pay for its portion of the project in three year increments. The following chart shows the breakdown of costs, via local aid assessment, for the fiscal years during which the Town was a participant in the project:*

<i>Fiscal Year</i>	<i>Local Aid Assessment</i>	<i>\$ Change</i>	<i>% Change</i>
<i>FY 2008</i>	\$58,782	<i>n. a.</i>	<i>n. a.</i>
<i>FY 2009</i>	\$60,160	\$1,378	2.3%
<i>FY 2010</i>	\$61,514	\$1,354	2.22%
<i>FY 2011</i>	\$61,027	-\$487	-.80%
<i>FY 2012</i>	\$61,403	\$376	.62%
<i>FY 2013</i>	\$65,542	\$4,139	6.74%
<i>Subtotal</i>	\$368,428	\$6,760	11.50%
<i>FY 2014 Proposed</i>	\$68,181	\$2,639	4.03%

*This article is brought forward to Town Meeting every three years.*

**MOTION:** *Move that Article 13 be accepted as written*

**RECOMMENDATION OF THE BOARD OF SELECTMEN:** **Favorable Action (4-0-0)**

**RECOMMENDATION OF THE FINANCE COMMITTEE:** **Favorable Action (6-0-0):** This article seeks to continue the Town's participation in the Central Massachusetts Mosquito Control Project. This program has helped many residents at no direct cost.

**VOTE NEEDED:** Simple Majority.

Several residents took part in discussions for and against this article.

A motion was made to move the question.

Moderator declares a unanimous vote, motion carries.

The main motion was seconded.

Motion Failed.

Town Meeting was recessed for 5 minutes and reconvened on schedule.

**ARTICLE 2: FY13 INTER/INTRA DEPARTMENTAL TRANSFERS**

To see if the Town will vote to transfer from available funds a sum of money to balance certain line items within the FY13 budget approved under Article 4 of the May 08, 2012 Annual Town Meeting or its continued date; or take any action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Finance Director

*General Commentary: The purpose of this article is to transfer funds within department budgets or from one department to another. Per MGL, transfers between individual municipal budgets require town meeting action. For this article, transfers between accounts, or under the "A" heading, require a simple majority vote, and total \$316,745. The transfer from Stabilization, under the "B" heading, requires a 2/3<sup>rd</sup>'s majority, and totals \$305,000.*

**MOTION:** *Move that the Town vote to transfer and appropriate the amounts as stated in the following charts for any purpose for which funds may be expended from the latter accounts, each item being considered a separate appropriation for FY13:*

**INTRAFUND TRANSFERS:**

*Transfers within the same operating budget*

<b>A1.</b>	<b>FROM:</b>	<b>Amount</b>	<b>TO:</b>	<b>Amount</b>
	ZBA Salaries 100-176-5100	\$500	ZBA Expenses 100-176-5200	\$500

*Commentary: Transfer request from salaries to expenses in order to fund potential advertising charges for public hearing notices. That individual line is currently \$128.69 over forecast for the fiscal year.*

A2.	FROM:	Amount	TO:	Amount
	Police Department Salaries 100-210-5100	\$17,472	Police Department Expenses 100-210-5200	\$17,472

*Commentary: Transfer requested to cover building maintenance and heat expenses; ammunition, academy and equipment costs for the newly hired police officers.*

A3.	FROM:	Amount	TO:	Amount
	Police Department Salaries 100-210-5100	\$34,000	Police Department Expenses 100-210-5200	\$34,000

*Commentary: Request from salaries to expense to replace its last 2008 Chevrolet Impala.*

A4.	FROM:	Amount	TO:	Amount
	Highway Salaries 100-422-5200	\$20,000	Highway Expenses 100-422-5710	\$20,000

*Commentary: The expense budget needs to be supplemented to perform needed maintenance on catch basins, materials procurement, line striping, equipment repairs, compost center materials processing and other work at the highway garage.*

A5.	FROM:	Amount	TO:	Amount
	Library Expenses 100-422-5200	\$7,000	Library Salaries 100-422-5710	\$7,000

*Commentary: Transfer requested from expenses to salaries to cover for unplanned employee retirements and illnesses.*

A6.	FROM:	Amount	TO:	Amount
	Wastewater Enterprise Expenses 651-440-5200	\$6,000	Wastewater Enterprise Salaries 651-440-5100	\$6,000

*Commentary: The need for increased daily station checks to all outlying facilities has resulted in additional salary to be expended to cover these tasks; which was not included when the FY 2013 wastewater budget was assembled.*

#### **INTERFUND TRANSFERS:**

*Transfers between two different operating budgets/funds*

A7.	FROM:	Amount	TO:	Amount
	Insurance Proceeds over 20K 100-000-0000	\$26,555	Reserve Fund 100-132-5780	\$26,555

*Commentary: Transfer request to reimburse the Reserve fund for the purchase of a police cruiser to replace a totaled vehicle. The majority of the funds are coming from a payment by the Town's insurer.*

A8.	FROM:	Amount	TO:	Amount
	New Municipal Debt 100-700-5200	\$2,205	Reserve Fund 100-132-5780	\$2,205

**Commentary:** Remainder transfer to complete the reimbursement to the Reserve Fund for the deductible cost and price differential to replace the cruiser discussed in Transfer A7.

*Note: The transfers requested from A9 to A20 in Article 2 are coming from the "New Municipal Debt" line of the general fund operating budget. The Town budgets to its levy limit, and divides the anticipated increased revenue between the municipal and school operating budgets. Any anticipated surplus on the municipal portion of the budget is placed in this line to hold it in reserve to cover anticipated operating budget shortfalls. After those shortfalls are identified and funded, the remaining surplus is transferred to the municipal capital account for capital purchases.*

A9.	FROM:	Amount	TO:	Amount
	New Municipal Debt 100-700-5200	\$2,165	Assessors Salaries 100-141-5100	\$2,165

**Commentary:** Transfer sought to fund temporary staff for the Assessors Office at SEIU Grade C, probationary rate due to a medical leave.

A10.	FROM:	Amount	TO:	Amount
	Assessors Salaries 100-141-5100	\$3,335	Assessors Expenses 100-141-5200	\$3,335

**Commentary:** Available salary budget transfer request to fund needed repairs to the Assessor's inspection vehicle and office supplies

A11.	FROM:	Amount	TO:	Amount
	New Municipal Debt 100-700-5200	\$17,836	Treasurer/Collector Salaries 100-171-5100	\$17,836

**Commentary:** Request to cover an anticipated salary shortfall in the Treasurer/Collector's budget due to the elevation of a part time position to full time in FY 2013.

A12.	FROM:	Amount	TO:	Amount
	New Municipal Debt 100-700-5200	\$7,000	Elections & Registration Salaries 100-160-5100	\$7,000

**Commentary:** Request to cover an anticipated salary shortfall in the Elections & Registration salary budget due to the primary and special election to fill the vacant Senate seat previously held by John Kerry. Thus far, there has been no consideration on the state or federal level for reimbursement for the cost of these elections.

A13.	FROM:	Amount	TO:	Amount
	New Municipal Debt 100-700-5200	\$5,540	Elections and Registration Expenses 100-160-5200	\$5,540

**Commentary:** See Transfer A-13 for explanation. This request is to fund the expense portion of the special elections.

A14.	FROM:	Amount	TO:	Amount
	New Municipal Debt 100-700-5200	\$5,289	Conservation Salaries 100-171-5100	\$5,289

*Commentary: The salary for the Conservation Administrator is split equally between the general fund and the Wetlands Protection Fund per agreement between the Town Manager and the Conservation Commission. When the FY 2013 budget was assembled, it was anticipated that a clerical position would staff the office. It was later determined that the Conservation Commission would be better served by hiring a part time professional. This request funds the general fund's share of the difference in salaries.*

<b>A15.</b>	<b>FROM:</b>	<b>Amount</b>	<b>TO:</b>	<b>Amount</b>
	New Municipal Debt 100-700-5200	\$500	Conservation Expenses 100-171-5200	\$500

*Commentary: Transfer requested in order to fund an anticipated shortfall in the expenses line on the Conservation budget for legal advertising.*

<b>A16.</b>	<b>FROM:</b>	<b>Amount</b>	<b>TO:</b>	<b>Amount</b>
	New Municipal Debt 100-700-5200	\$20,000	Town Hall Expenses 100-192-5200	\$20,000

*Commentary: Transfer requested in order to fund an anticipated shortfall in Town Hall expenses due to unanticipated extra heating costs due to the colder than average winter and additional expenses in maintaining Town Hall's boilers and aging heat distribution system.*

<b>A17.</b>	<b>FROM:</b>	<b>Amount</b>	<b>TO:</b>	<b>Amount</b>
	New Municipal Debt 100-700-5200	\$2,000	Fire Salaries 100-171-5100	\$2,000

*Commentary: Transfer requested to pay for labor costs to remove fire call boxes (Which are being sold on eBay) and associated wiring.*

<b>A18.</b>	<b>FROM:</b>	<b>Amount</b>	<b>TO:</b>	<b>Amount</b>
	New Municipal Debt 100-700-5200	\$3,000	Fire Department Expenses 100-220-5200	\$3,000

*Commentary: Transfer requested for purchase of heating oil for Station #3 and maintenance of rescue tools.*

<b>A19.</b>	<b>FROM:</b>	<b>Amount</b>	<b>TO:</b>	<b>Amount</b>
	New Municipal Debt 100-700-5200	\$7,000	Public Works Administration Expenses 100-421-5710	\$7,000

*Commentary: Transfer requested in order to fund an anticipated shortfall in the Town wide fuel account due to increased usage/costs of fuel.*

<b>A20.</b>	<b>FROM:</b>	<b>Amount</b>	<b>TO:</b>	<b>Amount</b>
	New Municipal Debt 100-700-5200	\$123,013	Municipal Capital 100-930-5820	\$123,013

*Commentary: Transfer of remainder surplus funds in municipal debt account to fund municipal capital purchases through the end of the fiscal year. It is anticipated that the bulk of these funds will be used on lease payments for a front end loader for DPW that was recommended by the Capital Committee.*

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-0-0):** These are normal budgetary transfers done near the end of the fiscal year to address budget shortfalls.

**RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (4-0-0)**

**VOTE NEEDED:** Requires a simple majority vote provided none of the money is coming from Stabilization. A transfer from Stabilization requires a 2/3rds vote per M.G.L. c.44 § 33B.

**The motion to make transfers A1 through A20 was seconded.**  
**Moderator declares a unanimous vote, motion carries.**

***INTERFUND TRANSFER FROM STABILIZATION:***

*This transfer is separated from other transfer requests because transfers from Stabilization require a 2/3<sup>rd</sup>'s majority.*

<b>B1.</b>	<b>FROM:</b>	<b>Amount</b>	<b>TO:</b>	<b>Amount</b>
	Stabilization Fund 2500-000-3580	\$305,000	Snow and Ice Expenses 100-421-5200	\$305,000

**COMMENTARY:** *The Town budgeted \$255,109 for snow and ice removal in FY 2013. M.G.L. Chapter 44, Section 31D allows the Town to incur liability and make expenditures in excess of available appropriations for snow and ice removal, upon the approval by the Town Manager and the Finance Committee. The excess liability can be either raised on the Recapitulation Sheet when the tax rate is set, or paid for via transfer. A chart showing the annual snow/ice deficits for the past six years is listed below:*

<b>Year</b>	<b>Deficit</b>	<b>Method used to pay deficit</b>
<i>FY 2007</i>	<i>\$57,882.00</i>	<i>Recap Sheet</i>
<i>FY 2008</i>	<i>\$340,528.89</i>	<i>Stabilization Transfer</i>
<i>FY 2009</i>	<i>\$321,537.30</i>	<i>Stabilization Transfer</i>
<i>FY 2010</i>	<i>\$82,415.00</i>	<i>Stabilization Transfer</i>
<i>FY 2011</i>	<i>\$211,271</i>	<i>Stabilization Transfer</i>
<i>FY 2012</i>	<i>Done within budget</i>	<i>N/A</i>

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-0-0):** These are normal budgetary transfers done near the end of the fiscal year to address budget shortfalls.

**RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (4-0-0)**

**VOTE NEEDED:** Requires a simple majority vote provided none of the money is coming from Stabilization. A transfer from Stabilization requires a 2/3rds vote per M.G.L. c.44 § 33B.

**The motion to make transfer B1 was seconded.**  
**Moderator declares a unanimous vote, motion carries.**

**ARTICLE 3: 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.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Finance Director

**MOTION:** *Pass Over*

*Commentary: This is a standing town meeting warrant article in the case any prior fiscal year bills are identified. There are no prior year bills that require action at this Town Meeting.*

**RECOMMENDATION OF THE FINANCE COMMITTEE: Pass Over.**

**RECOMMENDATION OF THE BOARD OF SELECTMEN: Pass Over**

**VOTE NEEDED:** Requires a 4/5<sup>th</sup>s majority vote per M.G.L. C. 44, § 64

**No Motion.**  
**No Action.**

**ARTICLE 4: TOWN BUDGET**

To see if the Town will vote to fix compensation of all officials of the Town, provide for a reserve fund, determine sums to be raised and appropriated, including those from available funds, in order to defray expenses including debt and interest for fiscal year 2014 (FY14) – approve the budget; or take any other action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Town Manager

*Commentary: Please see the revenue and expenditure details in the FY 2014 Budget document that is attached at the back of this warrant. Exhibit 1 details the Town's revenue projections; Exhibits 2 & 3 show the revenue share calculation; Exhibit 4 is a single page budget summary; Exhibit 5 shows the budget detail. Exhibit 6 shows detail for funds budgeted in Article 7 through Article 10. Budgeted FY 2014 salaries and expenses total \$37,857,178, an increase of \$756,624, or 2.04% from FY 2013.*

*Budget Change by Category (See Exhibits 4 and 5 for expanded detail)*

	FY 2013 Budget	FY 2014 TM Budget	Change From FY 2013	% Change
General Government	\$1,068,849	\$1,108,995	\$40,146	3.76%
Public Safety	\$2,284,434	\$2,310,499	\$26,065	1.14%
Education *	\$20,786,229	\$20,452,297	-\$333,932	-1.61%
Public Works	\$982,551	\$999,260	\$11,759	1.19%
Health Human Services	\$405,200	\$396,456	-\$8,744	-2.16%
Culture & Recreation	\$462,492	\$468,092	\$5,600	1.21%
Unclassified	\$11,110,799	\$12,121,579	\$1,015,730	9.15%
<b>Total</b>	<b>\$37,100,554</b>	<b>\$37,857,178</b>	<b>\$756,624</b>	<b>2.04%</b>

\* Education totals include Uxbridge Public Schools, the Regional Schools & Student Transportation budgets

*Budget Change separated by Municipal, School and Fixed Cost budgets*

	FY 2013 Budget	FY 2014 TM Budget	Change From FY 2013	% Change
Municipal Budget	\$5,649,823	\$5,583,455	-\$66,368	-1.17%
Uxbridge Public Schools*	\$18,881,738	\$18,452,297	-\$429,441	-2.27%
Fixed Costs**	\$12,568,993	\$13,821,426	\$1,252,433	9.96%
<b>Total</b>	<b>\$37,100,554</b>	<b>\$37,857,178</b>	<b>\$756,624</b>	<b>2.04%</b>

\*Including Uxbridge School and Student Transportation budgets. There is a base reduction of \$265,896 caused by the unavailability of the Ed Jobs grant that allowed the Town to reduce its health insurance allocation to the School Department in FY 2013 by that amount, leaving a School Department reduction attributable to fixed cost increases of \$163,545.

\*\* Includes Regional School Budgets, Town-wide debt, retirement, and insurance

**MOTION:** *Move that \$37,857,178.00 be appropriated, as set forth in individual budget appropriations listed under the column "FY14 TM SATM Budget", on the sheet entitled "Exhibit 4 – FY 2014 Budget Summary – V3-040413" in the budget prepared by the Town Manager, included at the back of this warrant, for recommendation at the Annual Town Meeting on May 14, 2013, as most recently revised; and as funding therefore, to transfer from revenue funds, and raise and appropriate the total sum of*

*\$37,857,178.00 as set forth the column entitled FY14 Budgeted Revenues on the sheet entitled, "Exhibit 1 – FY 2014 Revenue Projections – V3-040413", each item considered a separate appropriation.*

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-0-0):** The Town Manager has balanced the Town budget using a responsible approach to allocate the funds available to the Town.

**RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (4-0-0)**

**VOTE NEEDED:** Requires a simple majority vote, assuming no funding is coming from Stabilization. A transfer from Stabilization requires a 2/3<sup>rd</sup>'s majority vote

The moderator has divided this question into several parts as shown in exhibit 4.

**General Government:**

**The motion is seconded.**

**Moderator declares a unanimous vote, motion carries.**

**Uxbridge Public Safety:**

**Motion is seconded**

**Moderator declares a unanimous vote, motion carries.**

**Education:**

Several residents took part in discussions for and against this article.

**Amended Motion:**

**I move to increase the School Committee budget from \$17,298,370.00 to \$18,085,134.00. I am asking the Town to transfer \$786,764.00 from the stabilization account to the School Department's account.**

**Motion Seconded**

**I move to amend the amendment by deleting the wording of funding the transfer from stabilization, and changing it to fund the 18,085,134.00 by a proposition 2 ½ override.**

**Motion Seconded**

**Motion to move the Amended Amendment**

**Motion Seconded**

**Motion Failed.**

**Original Amendment**

**The motion is seconded.**

**Moderator declares a 2/3rds majority, motion carries.**

**Standing count requested, seven voters stood to request the count.**

**Moderator declares 2/3rds majority by standing count 292-89.**

**Motion to approve the total amended Educational Budget of \$21,239,061.00**

**Moderator declares 2/3rds majority.**

**Motion Carries.**

**DPW:**

**The motion is seconded.**

**Moderator declares a unanimous vote, motion carries.**

**Human Services:**

**The motion is seconded.**

**Moderator declares a unanimous vote, motion carries.**

**Culture and Recreation:**

**The motion is seconded.**

**Moderator declares a unanimous vote, motion carries.**

**Unclassified**

**The motion is seconded.**

**Moderator declares a simple majority, motion carries.**

**ARTICLE 5: CMRPC PER CAPITA RATE/APPROPRIATION**

To see if the Town will vote to approve a per capita rate of .24694, as assessed upon the population of 13,457 persons in the Town of Uxbridge, as listed on the 2010 national census, and in doing so, vote to raise and appropriate the sum of \$3,324.00 to pay the Town's portion of the FY 2014 operating expenses of the Central Massachusetts Regional Planning Commission (CMRPC) pursuant to MGL Chapter 40B, Section 7; or take any other action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Town Manager

*Commentary: This article seeks funding for the FY 2014 assessment by CMRPC, as approved by the Regional Planning Commission pursuant Chapter 40B, Section 7 of Massachusetts General Laws. This assessment was previously raised within the general fund budget, but this year it was noted that Town Meeting must also approve the per capita rate upon which the assessment is based, which necessitates a special article.*

**MOTION:** *Move that the Town accept the article as written*

**RECOMMENDATION OF THE FINANCE COMMITTEE:** **Favorable Action (6-0-0):** Passage of this article is required for the Town to remain in the Central Mass. Regional Planning Commission. The Town derives many services from the CMRPC; making it a worthwhile expense.

**RECOMMENDATION OF THE BOARD OF SELECTMEN:** **Favorable Action (4-0-0)**

**VOTE NEEDED:** Simple Majority

**The motion is seconded.**

**Moderator declares a unanimous vote, motion carries.**

**Motion to move Articles 23 and 24 out of order.**

**Motion seconded**

**Moderator declares simple majority, motion carries.**

**Moderator Ed Maharay recuses himself do to a personal conflict, Harold Klei assumes Moderator for the following two articles.**

**ARTICLE 23: COMMUNITY GARDEN COMMITTEE BYLAW**

To see if the Town will vote to amend the General Bylaws of the Town, by inserting a new general bylaw, Chapter 18, to be title "Uxbridge Community Garden Committee" and to read as follows:

**§ 18-1. Organization.**

The Uxbridge Community Garden Committee is hereby created pursuant to the Uxbridge Home Rule Charter, Article 5 Section 1.

**§ 18-2. Composition and appointment.**

The Uxbridge Community Garden Committee shall consist of five (5) members, to be appointed by the Town Manager for a term of office of three (3) years, said terms to be staggered in the Committee's first year to 2 three-year appointments, 2 two-year appointments and 1 one-year appointment.

**§ 18-3. Duties and responsibilities.**

The Uxbridge Community Garden Committee shall oversee and manage the activities of the Uxbridge Community Gardens.

**§ 18-4. Receipt of grants, gifts or donations.**

- A. The Uxbridge Community Garden Committee is hereby authorized to accept grants or gifts from the state and federal government, from a charitable corporation, from a private corporation, or from an individual. Such funds as may from time to time be received shall be deposited with the Town Treasurer and held as a separate account.
- B. The Uxbridge Community Garden Committee is further authorized to deposit to said account all sums received in connection with the conduct of programs or activities it is authorized to conduct.
- C. The Uxbridge Community Garden Committee may, with approval through the warrant process, expend funds from said account for any purpose it is authorized to perform without further appropriation.

**INITIATOR:** Citizen's Petition

**REQUESTER:** Citizen's Petition

**MOTION:** *So moved*

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (6-0-0): This article properly crafts a bylaw to create the Community Gardens Committee; it is simply a clarification of the Fall 2012 Town Meeting affirmative vote.

**RECOMMENDATION OF THE BOARD OF SELECTMEN:** Favorable Action (3-1-0)

**VOTE NEEDED:** Requires a two-thirds majority

**The motion is seconded.**

**Moderator declares a 2/3rds majority, motion carries.**

**ARTICLE 24: REVOLVING FUND – UXBRIDGE COMMUNITY GARDEN**

To see if the Town will vote to establish and authorize GLc.44, §53E ½ revolving funds for the continuation of operation and restoration costs associated with the Uxbridge Community Garden, under the Community Garden Committee, to be derived from user fees and donations, not to exceed \$12,000; or take any other action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Finance Director

*Commentary: This article was separated from the other revolving fund authorizations by vote of the Board of Selectmen on 03/15/2013, as its authorization will be contingent upon Town Meeting's adoption of the bylaw proposed in Article 23.*

**MOTION:** *Move that the article be accepted as written.*

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (6-0-0): This article reauthorizes a revolving fund for the Uxbridge Community Gardens.

**RECOMMENDATION OF THE BOARD OF SELECTMEN:** Favorable Action (3-1-0)

**VOTE NEEDED:** Requires a simple majority

**The motion is seconded.**

**Moderator declares a simple majority, motion carries.**

#### **ARTICLE 6: REVOLVING FUND ACCOUNTS**

To see if the Town will vote to establish and authorize GLc.44, §53E ½ revolving funds for the continuation of: Library book repairs, not to exceed \$15,000, derived from late fines and fees, under the Library Trustees; recreation program costs, not to exceed \$10,000, to be derived from program fees, under the Recreation Committee; compost bin costs, not to exceed \$2,000, derived from compost bin sales, under the Board of Health; operation and restoration costs associated with Pout Pond; under the Conservation Commission, not to exceed \$12,000, derived from user fees and concession sales; or take any other action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Finance Director

*Commentary: Annual re-establishment of revolving funds as required by MGL. No appropriation is required; funded by fees charged.*

**MOTION:** *Move that the article be accepted as written.*

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (6-0-0): Passage of this article reaffirms the ability of the Town to use these revolving fund accounts.

**RECOMMENDATION OF THE BOARD OF SELECTMEN:** Favorable Action (4-0-0)

**VOTE NEEDED:** Simple Majority

**The motion is seconded.**

**Moderator declares a unanimous vote, motion carries.**

#### **ARTICLE 7: WASTEWATER DEPARTMENT BUDGET (ENTERPRISE FUND)**

To see if the Town will vote to raise and appropriate, and/or transfer from available funds, or otherwise provide a sum or sums of money for the salaries, expenses and debt service of the Sewer Department (Wastewater) Enterprise Fund for the ensuing fiscal year, such sums of money to be offset by revenues of the Sewer Department Enterprise Fund received during fiscal year 2014; or take any other action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Town Manager

*Commentary: The Wastewater Enterprise Fund is based upon the collection of sewer charges to over 3,200 billing units and is entirely self-supporting. Debt, fuel and benefit charges for departmental employees are paid from the general fund, and reimbursed by a charge against wastewater departmental revenue. The FY 2014 Wastewater Enterprise budget shows an increase of \$70,665 from FY 2013; which is attributed to the addition of a Chief Operator position, a minimum requirement by DEP as part of our wastewater treatment permit. General Fund charges are forecast to increase by \$17,485.*

**MOTION:** *Move that the sum of \$882,447 as set forth in the column below ("FY14 Budget Town Manager Recommendation"), up to and including the line entitled "Total Budget Appropriation" be*

appropriated to the FY14 Wastewater Department Enterprise Fund Account to be expended for the respective purposes set forth, with each item being considered a separate appropriation.

Wastewater Department Enterprise Fund			FY 12 Budget	FY13 Budget	FY 14 Budget Town Manager Recommendation
650-440-5100	Wastewater	Salaries	\$321,932	\$321,574	\$392,247
650-440-5200	Wastewater	Expenses	\$490,650	\$490,208	\$490,200
		<b>Total Budget Appropriation</b>	<b>\$812,582</b>	<b>\$811,782</b>	<b>\$882,447</b>
		Deductions from Gross Revenues	\$224,808	\$260,386	\$277,871
		<b>Total Departmental Expense</b>	<b>\$1,037,390</b>	<b>\$1,072,168</b>	<b>\$1,160,318</b>

**\$1,160,318** anticipated to be charged to Wastewater Enterprise revenues.

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-0-0):** This article reaffirms the Town's use of the Wastewater Enterprise fund to pay for department operations.

**RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (4-0-0)**

**VOTE NEEDED:** Simple Majority

The motion is seconded.

Moderator declares a unanimous vote, motion carries.

**ARTICLE 8: WATER DEPARTMENT BUDGET (ENTERPRISE FUND)**

To see if the Town will vote to raise and appropriate, and/or transfer from available funds, or otherwise provide a sum or sums of money for the salaries, expenses and debt service of the Water Department Enterprise Fund for the ensuing fiscal year, such sums of money to be offset by revenues of the Water Department Enterprise Fund received during fiscal year 2014; or take any other action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Town Manager

*Commentary: The Water Enterprise Fund is based upon the collection of water charges to over 4,000 billing units and is entirely self-supporting. Debt, fuel and benefit charges for departmental employees are paid from the general fund, and reimbursed by a charge against water departmental revenue. The FY 2014 water enterprise budget shows an increase of \$4,308, or .56% from FY 2013. General fund charges are expected to decrease by \$47,951.*

**MOTION:** Move that the sum of \$771,630 as set forth in the column below ("FY14 Budget Town Manager Recommendation"), up to and including the line entitled "Total Budget Appropriation" be appropriated to the FY14 Water Department Enterprise Fund Account to be expended for the respective purposes set forth, with each item being considered a separate appropriation.

Water Department Enterprise Fund			FY 12 Budget	FY13 Budget	FY14 Budget Town Manager Recommendation
650-450-5100	Water	Salaries	\$323,607	\$323,607	\$333,330
650-450-5200	Water	Expenses	\$440,300	\$440,300	\$438,300
		<b>Total Budget Appropriation</b>	<b>\$763,907</b>	<b>\$763,907</b>	<b>\$771,630</b>

	Deductions from Gross Revenues	\$867,945	\$802,748	\$754,797
	Total Departmental Expenses	\$1,631,852	\$1,566,655	\$1,526,427

**\$1,526,427** anticipated to be charged to Water Enterprise revenues.

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-0-0):** This article reaffirms the Town's use of the Water Enterprise fund to pay for department operations.

**RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (4-0-0)**

**VOTE NEEDED:** Simple Majority

The motion is seconded.

Moderator declares a unanimous vote, motion carries.

**ARTICLE 9: AMBULANCE DIVISION BUDGET (ENTERPRISE FUND)**

To see if the Town will vote to raise and appropriate, and/or transfer from available funds, or otherwise provide a sum or sums of money for the salaries and expenses of the Ambulance Division Enterprise Fund for the ensuing fiscal year, such sums of money to be offset by revenues of the Ambulance Division received during fiscal year 2014; or take any other action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Town Manager

*Commentary: The Ambulance Enterprise Fund is based upon the collection of ambulance charges is entirely self-supporting. Debt, fuel and benefit charges for departmental employees are paid from the general fund, and reimbursed by a charge against departmental revenue. The FY 2014 ambulance enterprise budget is level funded. General fund charges to the fund are forecast to increase by \$15,798.*

**MOTION:** Move that the sum of \$512,719 as set forth in the column below ("FY14 Budget Town Manager Recommendation"), up to and including the line entitled "Total Budget Appropriation" be appropriated to the FY14 Ambulance Enterprise Fund Account to be expended for the respective purposes set forth, with each item being considered a separate appropriation

Ambulance Division Enterprise Fund			FY 12 Budget	FY13 Budget	FY14 Budget Town Manager Recommendation
602-231-5100	Ambulance	Salaries	\$424,586	\$418,919	\$424,965
602-231-5200	Ambulance	Expenses	\$118,433	\$93,800	\$87,754
602-231-5900	Ambulance	Special Outlay	0	0	0
		Subtotal Expenses	\$118,433	\$93,800	\$87,754
		Total Budget Appropriation	\$543,019	\$512,779	\$512,719
		Deductions from Gross Revenues	\$99,089	\$105,938	\$121,736
		Total Departmental Expense	\$642,108	\$618,717	\$634,455

**\$634,455** anticipated to be charged to Ambulance Enterprise revenues.

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-0-0):** This article reaffirms the Town's use of the Ambulance Enterprise fund to pay for department operations.

**RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (4-0-0)**

**VOTE NEEDED:** Simple Majority

The motion is seconded.

Moderator declares a unanimous vote, motion carries.

**ARTICLE 10: COMMUNITY ACCESS TELEVISION BUDGET**

To see if the Town will vote to transfer a sum or sums of money for the salaries and expenses of the Community Access Television budget for the ensuing fiscal year, such sums of money to be offset by Cable PEG Access "Receipts Reserved for Appropriation Account" ; or take any other action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Town Manager

*Commentary: The Community Access Television budget is funded by charges unrelated to the tax levy. Benefit charges for departmental employees are paid from the general fund, and reimbursed by a charge against departmental revenue. The FY 2014 Cable PEG access operating budget shows an increase of \$593 or 0.42% from FY 2013. General fund charges are forecast to increase by \$685.*

**MOTION:** Move that the sum of \$142,601, as set forth in the column below ("FY14 Budget Town Manager Recommendation"), up to and including the line entitled "Total Budget Appropriation" be appropriated to Community Access Television Account to be expended for the respective purposes set forth, with each item being considered a separate appropriation:

Community Access Television			FY12 Budget	FY13 Budget	FY14 Budget Town Manager Recommendation
240-645-5100	Cable	Salaries	\$82,872	\$86,096	\$86,689
240-645-5200	Cable	Expenses	\$14,854	\$26,240	\$26,240
240-645-5900	Cable	Capital Outlay	\$29,274	\$29,672	\$29,672
		Subtotal Expenses	\$44,128	\$55,912	\$55,912
		<b>Total Budget Appropriation</b>	<b>\$127,000</b>	<b>\$142,008</b>	<b>\$142,601</b>
		Deductions from Gross Revenues	\$44,912	\$48,486	\$49,171
		<b>Total Departmental Expense</b>	<b>\$171,912</b>	<b>\$190,494</b>	<b>\$191,772</b>

**\$191,772** anticipated to be charged to the Cable PEG Access Receipts Reserved for Appropriation account.

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-0-0):** This article reaffirms the Town's use of Cable PEG Access account to pay for department operation.

**RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (4-0-0)**

**VOTE NEEDED:** Simple Majority

The motion is seconded.

Moderator declares a unanimous vote, motion carries.

**ARTICLE 11: FUNDING APPROPRIATION FOR CABLE PEG ACCESS CONSTRUCTION OF THE UXBRIDGE HIGH SCHOOL PRESS BOX**

To see if the Town will vote to raise and appropriate and/or transfer from the Cable PEG Access "Receipts Reserved for Appropriation Account" a sum of money for the construction, furnishing and wiring of a press box at the Uxbridge High School, including any necessary costs and expenses appurtenant thereto; or take any other action relative thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Cable Access Coordinator

*Commentary: Appropriation for funding is sought from the PEG Access receipts reserved for appropriation account to fund costs associated with the construction of a new press box at the Uxbridge High School fields, which will be used to film and broadcast events for Uxbridge Cable Access Television. This request, if approved, will fund up to 60% of the hard construction cost, and all of the wiring costs. The remaining 40% hard construction cost is to be paid from other sources, such as general construction funds, gifts, grants, or fund raising receipts. The 60% maximum contribution from PEG access funds was voted by the Cable Advisory Committee at their March 27, 2013 meeting.*

**MOTION:** *Move that the Town vote to transfer and appropriate from the Cable PEG Access "Receipts Reserved for Appropriation Account", the sum of \$65,000 for the construction of a new press box at the Uxbridge High School; said appropriation to be apportioned as follows:*

*A.) Up to \$35,000 for installation and construction costs;*

*B.) Up to \$30,000 for installation of wiring, electrical and data connections;*

*and any necessary costs and expenses appurtenant thereto. Furthermore, the Board of Selectmen is authorized to apply for and accept any federal or state funds or grants and/or gifts of any kind for the purpose of this project.*

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (5-0-1): This will be a worthwhile expense and will help cable access transmit activities on the high school field under any weather conditions.

**RECOMMENDATION OF THE BOARD OF SELECTMEN:** Favorable Action (4-0-0)

**VOTE NEEDED:** Simple Majority

**The motion is seconded.**

**Moderator declares a simple majority, motion carries.**

## **ARTICLE 12: 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; or to take any other action relative thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** DPW Director

*Commentary: The DPW has applied for State Revolving Fund (SRF) monies for the past few years to assist in the funding of water main improvements along North and South Main Streets. Replacement of the old universal pipe is needed due to the high volume of leaks/breaks, age of material and the need for hydraulic improvements to the water system. Passage of this article will allow the Town to better position ourselves for 2% loan funding through the SRF program. This would likely be a twenty year borrowing, which is expected to cost approximately \$3,855,060 with an average annual principal and interest expense of \$191,160.*

**MOTION:** *Move that the Town vote to appropriate the sum of \$3,186,000 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 amended; 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 any other applicable general or special law and/or Chapter 29C of the General Laws, as amended; that such bonds or notes shall be issued as 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 water system revenues as defined in Section 1 of Chapter 29C, as amended; that the Treasurer with the approval or any other enabling authority of the Selectmen is authorized to borrow all or a portion of such amount pursuant to Chapter 44 or any other enabling authority, or all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust established pursuant to Chapter 29C, as amended; 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 or convenient to carry out the project.*

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-0-0):** Passage of this article will allow the funding of replacement of some of the oldest water mains in Town. It is a necessary expense to ensure that resident's water supplies are maintained.

**RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (3-1-0)**

**VOTE NEEDED:** A borrowing authorization requires a 2/3rds vote per M.G.L. c.44 §7

**The motion is seconded.**

**Moderator declares a 2/3rds majority, motion carries.**

**ARTICLE 14: ACCEPTANCE OF MASSACHUSETTS GENERAL LAWS CHAPTER 200A, SECTION 9A: DISPOSITION OF ABANDONED FUNDS**

To see if the Town will vote to accept the provisions of Massachusetts General Laws Chapter 200A, Section 9A, relating to the disposition of abandoned funds, to become effective upon acceptance; or take any other action related thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Finance Director

*Commentary: Ch. 200A §9A makes available to cities and towns a more advantageous procedure for handling un-cashed town-issued checks. Upon following certain public notice requirements, such as sending notice to the owner's last known address, and publication on the Town web site, the Town would be allowed to retain the unclaimed funds, as opposed to transferring them to the Commonwealth.*

**MOTION:** Move that the article be accepted as written

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (4-0-0):** Adoption of this article will allow the Town to better process abandoned property claims as well as allow the funds from unclaimed checks to eventually become the property of the Town.

**RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (4-0-0)**

**VOTE NEEDED:** Simple Majority

**The motion is seconded.**

**Moderator declares a unanimous vote, motion carries.**

**ARTICLE 15: REDUCTION OF AGE OF ELIGIBILITY FOR EXEMPTIONS FROM AGE 70 TO 65, PURSUANT TO MGL CHAPTER 59, SECTION 5.**

To see if the Town will to reduce the requisite age of eligibility from any person aged 70 years or older to age 65 years or older, for qualification for exemption under MGL Chapter 59, Section 5, Clause 41C. Or take any other action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTERS:** Council on Aging/Assessor

*Commentary: Passage of this article will reduce the age of qualification for an elderly exemption from 70 to age 65. The abatement amount is \$500.00; and is subject to income/asset limitations.*

**MOTION: Move that the article be accepted as written**

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-0-0):** Passage of this article will lower the age requirements for certain abatements, making them available to more taxpayers.

**RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (4-0-0)**

**VOTE NEEDED:** Simple Majority

**The motion is seconded.**

**Moderator declares a unanimous vote, motion carries.**

**ARTICLE 16: PAYMENT IN LIEU OF TAX AGREEMENT – 500 HARTFORD AVE WEST**

To see if the Town will vote to authorize the Board of Selectmen to negotiate a PILOT agreement pursuant to G.L. C. 59, §38H, and regulations promulgated thereunder, with respect to annual payments in lieu of real and personal property taxes over a 20 year period relative to a 5 acre +/- parcel of land located at 500 Hartford Ave West, Uxbridge; said PILOT agreement is based upon the proposed construction and operation of a solar photovoltaic power plant with an expected nameplate capacity of approximately 3.5 megawatts effective January 1, 2014 through December 31, 2034.  
or take any other action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Town Manager

*Commentary: Passage of this article will authorize the Board of Selectmen to enter into negotiations with a solar energy developer on a parcel of privately owned land on 500 Hartford Ave West. There is currently no agreement in place on this parcel. MGL requires PILOT agreements to collect essentially the same amount of revenue that would be generated if the subject property and equipment was subject to full and fair taxation. MGL C. 59, §38H requires a vote by Town Meeting in order to either authorize negotiations for a new agreement or to ratify an agreement that is already negotiated. This vote seeks to authorize negotiations.*

**MOTION: Move that the article be accepted as written**

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-0-0):** Passage of this article will allow the Board of Selectmen to negotiate and approve a PILOT program with a solar developer, which will bring a steady, predictable income stream to the Town.

**RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (4-0-0)**

**VOTE NEEDED:** Simple Majority (MGL Ch. 59, §38H)

**The motion is seconded.**

**Moderator declares a simple majority, motion carries.**

**ARTICLE 17: PAYMENT IN LIEU OF TAX AGREEMENT – 92 ALDRICH STREET**

To see if the Town will vote to authorize the Board of Selectmen to negotiate a PILOT agreement pursuant to G.L. C. 59, §38H, and regulations promulgated thereunder, with respect to annual payments in lieu of real and personal property taxes over a 20 year period relative to a 15 acre +/- parcel of land located at 92 Aldrich Street, Uxbridge; said PILOT agreement is based upon the proposed construction and operation of a solar photovoltaic power plant with an expected nameplate capacity of approximately 2.0 megawatts effective July 1, 2014 through June 30, 2035.  
or take any other action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Town Manager

*Commentary: Passage of this article will authorize the Board of Selectmen to enter into negotiations with a solar energy developer on a parcel of privately owned land on 92 Aldrich Street. There is currently no agreement in place on this parcel. MGL requires PILOT agreements to collect essentially the same amount of revenue that would be generated if the subject property and equipment was subject to full and fair taxation. MGL C. 59, §38H requires a vote by Town Meeting in order to either authorize negotiations for a new agreement or to ratify an agreement that is already negotiated. This vote seeks to authorize negotiations.*

**MOTION: Move that the article be accepted as written**

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-0-0):** This article seeks the same authorization as Article 16 for a different parcel of land. The Finance Committee supports this article for the same reasons stated in the previous recommendation.

**RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (4-0-0)**

**VOTE NEEDED:** Simple Majority (MGL Ch. 59, §38H)

**The motion is seconded.**

**Moderator declares a unanimous vote, motion carries.**

**ARTICLE 18: AMENDMENT TO THE UXBRIDGE GENERAL BYLAWS SECTION 125-4;  
NOTICE OF ALL TOWN MEETINGS**

To see if the Town will vote to amend Section 125-4 of the General Bylaws of the Town of Uxbridge by removing “and furthermore, one copy of the Town Meeting Warrant shall be mailed to each residence in the Town, subject to annual appropriation at the Spring Annual Town Meeting” and inserting “, on the Town website” between “DPW Administration Building” and “and all post offices”; or take any other action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Town Manager

*Commentary: This amendment seeks to remove the requirement of mailing town meeting warrants to all households within the Town, contingent upon appropriation. Funds have not been appropriated for this purpose for least seven years. Copies of the warrant are regularly available at the Library, Senior Center, Town Hall, and on the Town website.*

**MOTION: Move that the article be accepted as written**

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-0-0):** Passage of this article will update the ways in which the Town Meeting warrant can be available to residents while eliminating the cost and requirement of mailing printed copies of the warrant to every household.

**RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (4-0-0)**

**VOTE NEEDED:** Requires a two-thirds majority

**Motion to amend the motion to read: and furthermore, one copy of the Town Meeting Warrant shall be “e-mailed to each resident in the Town, subject to their subscription with a list serve or similar electronic technology, hosted at the Town’s website or at an alternative website that is clearly designated on the Town’s website and administered by the Town Clerk or his/her designate”**

**Motion seconded**

**Moderator Declares the motion failed**

**The Main motion is seconded.**

**Moderator declares a 2/3rds majority, motion carries.**

**ARTICLE 19: AMENDMENT TO THE UXBRIDGE GENERAL BYLAWS SECTION 125-2**  
**DATE OF ADJOURNED ANNUAL TOWN MEETINGS**

To see if the Town will vote to amend Section 125-2 of the General Bylaws of the Town of Uxbridge by removing “and the fall session of the Annual Town Meeting shall be held at 7:00 p.m. on the third Tuesday of November.” and inserting “The fall session of the Annual Town Meeting shall be held at 7:00 p.m. on the second Tuesday of November, unless the date coincides with Veterans’ Day and then the meeting will be held on the third Tuesday in November.”

**INITIATOR:** Board of Selectmen

**REQUESTER:** Town Moderator

*Commentary: The amendment is proposed to ensure that the Fall Annual Town Meeting and Thanksgiving will not fall on the same week in the future.*

**MOTION:** Move that the article be accepted as written.

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (6-0-0): This change in the meeting date of the Fall Annual Town Meeting will ensure that the meeting does not take place during the week of Thanksgiving.

**RECOMMENDATION OF THE BOARD OF SELECTMEN:** Favorable Action (4-0-0)

**VOTE NEEDED:** Requires a two-thirds majority

Moderator Ed Maharay recuses himself do to a personal conflict, Harold Klei assumes Moderator for the following article.

The motion is seconded.

Moderator declares a unanimous vote, motion carries.

**ARTICLE 20: UXBRIDGE PRECIOUS METAL DEALER BYLAW**

To see if the Town will vote to amend the General Bylaws of the Town, by inserting a new general bylaw, Chapter 236, to be titled “Precious Metal Dealers” and to read as follows:

**§ 236-1. Definitions**

**PRECIOUS METALS:** For the purpose of this bylaw, the term “precious metals” means and includes any precious metal, including, but not limited to, gold, silver or platinum without regard to the form or amount of such precious metal.

**PRECIOUS OR SEMI-PRECIOUS STONE OR GEMS:** any stone or gem that is rare or costly or any stone or gem that is of lower value than those classified as precious.

**ARTICLES:** The commodities defined within this section.

**DEALER:** Any person, corporation, or partnership who buys precious metal and/or precious or semiprecious stones or gems from the general public, whether in bulk or in manufactured form, with an intent to obtain a monetary profit for himself or for a principal.

**§ 236-2. License Required**

- A. No dealer shall collect, deal in or keep a shop, residence or other location for the purchase, sale or barter of precious metals, and/or precious or semi-precious stones or gems in any building or place within the limits of the town without a license from the Board of Selectmen.
- B. The Board of Selectmen may, for a fee, license suitable persons to be dealers in for the purchase, sale or barter of precious metals, and/or precious or semi-precious stones or gems at such places

within the town, as may be designated in such license, under such conditions and restrictions as are prescribed in this chapter, which shall be incorporated in every such license.

**§ 236-3. License fee**

The license fee as described shall be determined annually by the Board of Selectmen.

**§ 236-4. Transacting with minors prohibited.**

No dealer shall directly or indirectly, either purchase or receive by way of barter or exchange any of the articles of a minor, knowing or having reason to believe him/her to be such.

**§ 236-5. Waiting Period.**

No article purchased or received shall be sold or altered in appearance, form or substance until a period of at least thirty (30) days from the date of its purchase or receipt has elapsed.

**§ 236-6. Weekly list of articles purchased required.**

Every licensee under this chapter shall make out and deliver to the police chief (or its designee), on Friday of each week, a legible and correct list, containing an accurate description of all articles purchased during the preceding business week, the prices paid therefor, the time when such articles were purchased, and the respective numbers of such articles.

**§ 236-7. Recordkeeping requirements – Inspections.**

- A. Every dealer, licensed as provided in this chapter, shall keep a book in which shall be written, in English, at the time of every purchase, a description of precious metals and/or precious or semi-precious stones or gems so purchased, the name, age and residence of the person from whom purchased, and the day and hour when such purchase was made.
- B. Every such dealer shall, at the time of making any purchase, attach a number to each article purchased and shall make entry of such number in the book. Such book shall, at all times, be open for the inspection of the police chief or any member of the police department.

**§ 236-8. Posting of name and occupation.**

Every dealer shall display, in some suitable and conspicuous place in his shop, residence, or other place of business, a sign having his name and occupation legibly described thereon in large letters. Such shop and all articles purchased therein, may at all times, be examined by the police chief or member of the police department.

**§ 236-9. Violation-Penalty.**

Any person or entity not being licensed as required under §2 of this chapter, who/which collects, deals in or barter precious metals and/or and precious or semi-precious stones or gems in any place or manner other than that designated in his license, or which engages in any such activity after notice to him that his license has been revoked, or any person or entity which violates any rule, regulation or restriction contained in his license, shall be subject to a fine to be determined annually by the Board of Selectmen; each day of such violation shall constitute a separate offense.

Or take any other action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTOR:** Police Chief

*Commentary: This addition to the general bylaws is requested in order to give the Uxbridge Police Department the ability to regulate the purchase practices of precious metals and stones by professionals. This activity is known to be a catalyst for potential criminal actions, many of which adversely affect the*

*elderly or infirm. The adoption of the bylaw will require dealers to maintain records of items purchased; will potentially identify thieves within short periods after crimes are reported and may serve as an overall detriment to such criminal activity.*

**MOTION:** *Move that the article be accepted as written.*

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-0-0):** This article seeks to set standards and oversight of businesses dealing in precious metals.

**RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (4-0-0)**

**VOTE NEEDED:** Requires a two-thirds majority

**The motion is seconded.**

**Moderator declares a 2/3rds majority, motion carries.**

**ARTICLE 21: AMEND THE ZONING BYLAWS – ARTICLE X DEFINITIONS**

To see if the Town will vote to amend the Town of Uxbridge Zoning Bylaws, in Article X, "Definitions", the definition of "Manufacturing establishment".

By striking the following sentence:

*"Specifically expected (sic) are: tanneries, wood pulp or paper mills, meat packing, slaughterhouse and/or meat rendering, and pet food plants which are prohibited.:*

And replacing it with:

*"Specifically prohibited are: tanneries, wood pulp or paper mills, meat packing, slaughterhouse and/or meat rendering, petroleum and coal product manufacturing, and bituminous asphalt manufacturing, and pet food plants of all of which are prohibited in all zones."*

**INITIATOR:** Zoning Board of Appeals

**REQUESTER:** Zoning Board of Appeals

**Commentary:**

**MOTION:** *Move that the article be accepted as written.*

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (4-2-0):** This article seeks to fix the omission of the previous prohibition of asphalt plants being allowed in the Town of Uxbridge.

**RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action;**

**Motion failed (2-2-0)**

**RECOMMENDATION OF THE PLANNING BOARD: Unfavorable Action (4-0-0)**

**VOTE NEEDED:** Requires a two-thirds majority

**The motion is seconded.**

**Moderator declares a 2/3rds majority, motion carries.**

**ARTICLE 22: RESCIND THE VOTE ON ARTICLE 15 CHARTER REVISION OF THE NOVEMBER 20, 2012 FALL ANNUAL TOWN MEETING**

To see if the Town will vote to rescind the vote on Article 15 Charter Revision of the November 20, 2012 Fall Annual Town Meeting. The Charter Review Comm. issued proposed changes to the initial filing after a public hearing on Sept. 6, 2012, based on information received at the public hearing. Those changes voted upon Sept. 12, 2012 at a regularly scheduled meeting of the Charter Review Comm.

Uxbridge voters had insufficient time to carefully review all the changes and to compare the changes to the original document. Those changes were filed with the Town Clerk Sept. 21, 2012.

**INITIATOR:** Citizen's Petition

**REQUESTER:** Citizen's Petition

**MOTION:** *Motion, if any, to be provided by the petitioner*

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Unfavorable Action (6-0-0): Residents of the Town have had numerous opportunities to voice opinions and/or concerns regarding changes to the Town Charter, whether through the hours of public hearings headed by the Charter Review Committee, or at Town Meeting. If any resident opposes the changes, they will have the opportunity to vote their opinion at the Annual Spring Election.

**RECOMMENDATION OF THE BOARD OF SELECTMEN:** Favorable Action (3-1-0)

**VOTE NEEDED:** Requires a two-thirds majority

**The motion is seconded.**

**Motion Failed.**

**ARTICLE 25: STREET ACCEPTANCE – SANDWEDGE DRIVE**

To see if the Town will vote to accept as a public way the street known as Sandwedge Drive as laid out by the Board of Selectmen and further authorize the Board of Selectmen, in the name and behalf of the Town, to acquire by gift, easements and appurtenant rights in and for said way for the purposes for which public ways are used in the town; or take any other action relating thereto.

**INITIATOR:** Citizen's Petition

**REQUESTER:** Citizen's Petition

**MOTION:** *Motion, if any, to be provided by the petitioner*

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (6-0-0): This is a standard road acceptance article.

**RECOMMENDATION OF THE BOARD OF SELECTMEN:** Favorable Action (4-0-0)

**RECOMMENDATION OF THE PLANNING BOARD:** Favorable Action (4-0-0)

**VOTE NEEDED:** Requires a simple majority

**The motion is seconded.**

**Moderator declares a unanimous vote, motion carries.**

\* \* \* \* \*

A motion was made and seconded to dissolve the 2013 Spring Annual Town meeting. The motion carried unanimously and town meeting was adjourned at 11:31pm.

A true copy attest,



Kelly J. Dumas  
Uxbridge Town Clerk