

**FALL ANNUAL TOWN MEETING MINUTES**  
**TUESDAY, NOVEMBER 19, 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 November 19, 2013:

Moderator Charles E. Maharay called the Fall Annual Town Meeting to order at 7:00pm, declaring the presence of a quorum (50 required, 99 voters present). Rules for conducting business and taking votes of the meeting were announced.

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**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.**

**ARTICLE 2: TRANSFER OF UNEXPENDED UNENCUMBERED FUND BALANCE TO THE PEG CABLE ACCESS ACCOUNT**

To see if the Town will vote to transfer and appropriate a sum or sums, including so called Unexpended Unencumbered Fund Balance to the Cable Access Account.

Or take any action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Finance Director

**COMMENTARY:** *This article serves to transfer the portion of FY 2013 Unexpended Unencumbered Fund Balance that is related to the amount in the Cable Access Account that was closed to surplus revenue at the end of the fiscal year. The Town receives an annual license fee payment, which according to section 13.4 of the contract with the provider, Charter Communications, is equivalent to 4.00% of gross annual revenue from its Uxbridge operations. Charter incurs no expense in paying this fee; it is collected directly from Uxbridge cable subscribers. The Town deposits these funds into a Cable PEG Access fund, from which the cable access budget is appropriated at Town Meeting. Closing the balance in this fund to Unexpended Unencumbered Fund Balance at the end of the fiscal year allows the Town to adhere to M.G.L. Re-appropriating the amount of funds closed out back to the Cable Access Account to allow the funds to be expended for cable access purpose allows the Town to adhere to the current contract with Charter.*

**MOTION:** *Move that the Town vote to transfer and appropriate the sum of \$244,119 from Unexpended Unencumbered Fund Balance (100.000.3590) to the Community Access Receipts Reserved (660.000.3590).*

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (5-0-0)**

**This transfer will allow the monies budgeted for cable access to be funded.**

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

**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 (MGL Ch.40 § 5B)

**The motion is seconded.**

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

### **ARTICLE 3: TRANSFER TO STABILIZATION**

To see if the Town will vote to transfer and appropriate a sum or sums, including Unexpended Unencumbered Fund Balance to the Stabilization Fund Account.

Or take any action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTOR:** Finance Director

**COMMENTARY:** *This article serves to transfer the balance of FY 2013 Unexpended Unencumbered Fund Balance (Less the sum listed in Article 2) to the Stabilization Fund. Stabilization Fund monies may be appropriated for any lawful purpose via 2/3<sup>rd</sup>'s vote at any town meeting, including this one. If all articles in the warrant are approved without amendment, the Stabilization Fund balance at the end of Town Meeting will be determined.*

**MOTION:** *Move that the Town vote to transfer and appropriate the sum of \$1,129,652.00 from Unexpended Unencumbered Fund Balance (100,000.3220) to the Stabilization Fund (250,000.3580.812).*

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (5-0-2)**

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

**VOTE NEEDED:** Requires a 2/3rds vote to transfer to Stabilization (MGL Ch..40 § 5B)

**The motion is seconded.**

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

### **ARTICLE 4: PRIOR YEAR BILLS**

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

Or take any other action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTOR:** Finance Director

**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.*

**MOTION:** *No Motion*

**RECOMMENDATION OF THE FINANCE COMMITTEE: No Recommendation Required**

**RECOMMENDATION OF THE BOARD OF SELECTMEN: No Recommendation Required**

**VOTE NEEDED:** Requires a 4/5<sup>th</sup>'s majority vote (MGL Ch. 44, § 64)

**No Motion.**

**No Action.**

## **ARTICLE 5: FY14 INTER/INTRA DEPARTMENTAL TRANSFERS**

**Moderator's Commentary:** Because of the varying votes and anticipated amendments required for the transfers below, Transfer A1 requiring a 2/3rds majority will be voted on first, transfers A2-A5 and A7-A12 will be voted on together requiring a simple majority to pass. Transfer A6 will be a separate vote requiring a 2/3rds majority to pass.

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

Or take any action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTOR:** 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.*

**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 FY14.*

A1.	FROM:	Amount	TO:	Amount
			Municipal Capital Projects (Account 100.930.5200)	\$10,508
	Town-wide Debt Service (Account 100.333.3333)	\$82,051	Regional Schools (Account 100.380.5200)	\$75,578
	Health Insurance (Account 100.510.5200)	\$224,063	Uxbridge Public Schools (Account 100.300.5100)	\$220,028

**COMMENTARY:** *Transfer A1 represents most of the activity generated from recalculating the FY 2014 Town Budget using the Revenue Share Agreement. Overall, the Town Budget increased by \$12,094. That amount is requested to be raised in Article 6.*

*The movements contained in this request are budget transfers that are appropriate to the warrant article. The movements requested are due to the following:*

### ***Accounts with Surplus:***

*Town-wide Debt Service has an \$82,051 surplus because the permanent borrowing for the remaining High School debt authorization, Fields, and Fire Department equipment has been pushed back for one fiscal year. Health Insurance has a surplus of \$224,063 due to less than budgeted expenditures; \$650 on municipal plans, \$19,039 on retiree plans, and \$204,274 on School Department plans. These transfers total \$306,114*

### ***Receiving Accounts:***

#### ***Municipal Budget***

Add: Additional forecast receipts/budgetary reductions – Based on a 50/50 split with the School Department	\$22,926
Deduct: Loss of Vet's Reimbursement from projected SATM	-\$7,021
Add: Municipal Health Insurance savings from projected SATM	\$650
Less Additional receipts raised in Article	- \$6,047

Total requested for transfer to Municipal Capital in this article	\$10,508
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### ***Regional Schools Account***

This appropriation is one of the accounts that is funded before any additional revenue is split through the agreement. When the budget was being developed, we anticipated total tuition costs of \$160,000 for the Norfolk Regional Agricultural School.. The final tuition bill which changed due to increased enrollment is \$235,578.

### ***Uxbridge Public Schools Budget***

Add: Additional forecast receipts/budgetary reductions – Based on a 50/50 split with the School Department	\$22,926
Deduct: Chapter 70 reduction from projected SATM	-\$1,225
Add: School Health Insurance savings from projected SATM	\$204,374
Less Additional receipts raised in Article	- \$6,047
Total requested for transfer to Uxbridge Public Schools budget in this article	\$220,028

The main motion is seconded.

The Finance Committee set forth an amended motion.

**AMENDED MOTION:** *Move that the Town vote to transfer and appropriate the amounts as stated in the following amended chart for any purpose for which funds may be expended from the latter accounts, each item being considered a separate appropriation for FY14.*

A1.	FROM:	Amount	TO:	Amount
			Municipal Capital Projects (Account 100.930.5200)	\$10,508
	Town-wide Debt Service (Account 100.333.3333)	\$82,051	Regional Schools (Account 100.380.5200)	\$75,578
	Health Insurance (Account 100.510.5200)	\$224,063	Stabilization Fund (Account 100.000.3590)	\$220,028

**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

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Unfavorable Action on main motion (5-0-0)

The Finance Committee feels the money should go back in the stabilization account to partially replenish the transfer made at the Spring Town Meeting to fund the School Department's operational budget.

**RECOMMENDATION OF THE BOARD OF SELECTMEN:** Unfavorable Action on main motion (4-0-0) – The Board recommends a substitute motion to be introduced on Town Meeting floor to fund the transfer into the Regional School Budget and Municipal Capital as written with the remaining allocation to be transferred into Stabilization.

**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

**Amended Motion was seconded.**

**Vote to authorize the amended motion passed by 2/3rds**

**Moderator declares a 2/3rds majority vote for the amended motion, amended motion carries.**

A2.	FROM:	Amount	TO:	Amount
	Fire Salaries (Account 100.210.5100)	\$5,886	Fire Expenses (Account 100.210.5200)	\$5,886

**COMMENTARY:** *This request is to correct an appropriation error at the SATM. The amount voted at Town Meeting reflected an earlier allocation of the Fire Budget, not the final allocation as requested by the Fire Chief.*

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (5-0-0)

**This is a standard article to correct a budgeting error.**

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

**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.

A3.	FROM:	Amount	TO:	Amount
	Municipal Debt Service (Account. 700-5200)	\$11,995	Fire Salaries (Account 100.210.5100) Fire Expenses (Account 100.210.5200)	\$7,395 \$4,600

**COMMENTARY:** *Transfer request sought to reimburse the Fire Department for salaries and expenses totaling \$4,954 in costs for removing fire alarm boxes and wiring, the sale of which has brought \$9,687 in revenue thus far; \$3,241 in contractual increases for the Fire Union, and \$3,800 to fund the physicals, outfitting and training costs of three call firefighters who are new to the department. They were hired to replace departing employees..*

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (5-0-0)

**Article funds unexpected Fire Department expenses.**

**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.

A4.	FROM:	Amount	TO:	Amount
	Conservation Salaries (Account 100.171.5100)	\$7,260	Conservation Expenses (Account 100.171.5200)	\$7,260

**COMMENTARY:** *The Town intends to partner with the Town of Sutton to share a full time administrator at the cost of \$50,000 per year. Sutton will be the lead town in this arrangement, and will invoice Uxbridge an assessment for 50% of the employee's annual cost, excluding health insurance. This transfer request will allow the Town to pay Sutton the anticipated assessment cost for the remainder of FY 2014*

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (5-0-0)

This transfer will allow the Town to enter in a municipal agreement with Sutton to share the costs of a conservation agent. This will lower Uxbridge's cost of acquiring a Conservation Agent.

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

**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.

A5.	FROM:	Amount	TO:	Amount
	Municipal Debt Service (Account 100.700.5200)	\$4,776	Town Manager Salaries (Account 100.123.5100)	\$4,776

**COMMENTARY:** *Transfer request sought to finance an increase to the Town Manager's budget to pay for an increase of \$3,276 to the Town Manager's salary that was approved by the BOS on May 13, 2013. The amount voted was not in the FY 2014 budget at that time. The remaining \$1,500 requested is to fund a stipend for a Public Information Officer in the Town Manager's budget appropriation. This is not for a new position or employee, this is compensation for an existing employee who has been serving in this capacity for a number of years.*

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (5-0-0)**

This article will fund an increase in salary for the Town Manager and fund a stipend for a Town wide Public Information Officer who will relay information to residents and press in the event of a incident/disaster in town. The position will allow those department heads, Police Chief, Fire Chief etc. to concentrate on the event but still keep residents informed.

**RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (2-2-0) – Motion failed**

**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

A6.	FROM:	Amount	TO:	Amount
	Stabilization (Account 250.000.3580.812)	\$30,000	Building Department Expenses (Account 100.241.5200)	\$30,000

**COMMENTARY:** *This request seeks a transfer from the Stabilization fund to the Building Department to fund the removal of buildings that are deemed unsafe by the Building Inspector and clean the site after the demolition. The costs associated with this activity will be billed to the property owner via a municipal lien placed on the property's tax bill. Article 8 on this warrant seeks to establish a revolving fund in which these collected fees may be placed with the goal that this program will be self supporting after the initial transfer from Stabilization.*

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (5-0-0)**

The article will fund a revolving account used to remove condemned properties in the Town for the purpose of eliminating safety and health risks.

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

**VOTE NEEDED:** A transfer from Stabilization requires a 2/3rds vote per M.G.L. c.44 § 33B.

A7.	FROM:	Amount	TO:	Amount
	Overlay Surplus (Account 100.000.3220)	\$8,970	Assessor's Revaluation Account (120.142.5380)	\$8,970

**COMMENTARY:** All properties must be revalued on a three year cycle according to MGL. These funds are being transferred from overlay surplus, as requested by the Assessor in order to fund the remaining contract balance for the revaluation.

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (5-0-0)

This Article will fund the Assessor's re-evaluation of Town property. This process is paid over a three year period so that no one year's budget will receive a large reduction because of this mandated process.

**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.

A8.	FROM:	Amount	TO:	Amount
	Ambulance Retained Earnings (652.000.3590)	\$3,218	Ambulance Salaries (Account 652.000.5100)	\$3,218

**COMMENTARY:** Amount requested to fund recently settled Fire Union contract.

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (5-0-0)

This Article is necessary in order to fund recent changes in the Fire Department Employees contract.

**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.

A9.	FROM:	Amount	TO:	Amount
	Wastewater Retained Earnings (Account 651.000.3590)	\$95,000	Wastewater Expenses (Account 651.000.5200)	\$95,000

**COMMENTARY:** The FY 2014 budget allocation did not take into account the final National Pollutant Discharge Elimination System (NPDES) Discharge permit, received in June, 2013. The permit included a variety of parameters, which will require a combination of additional and/or new chemical additions and laboratory equipment to meet the conditions of the permit. We estimate the costs associated with these acquisitions will total \$45,000.

Special counsel was also contracted to assist with the complexity of the permit process and the United States Environmental Protection Agency (USEPA) and Massachusetts Department of Environmental Protection (MaDEP) permit appeals. We estimate the total legal services cost to be \$50,000.

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (5-0-0)

This Article is needed to cover the legal costs of renewing the Waste Water Treatment Plant permit.

**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.

A10.	FROM:	Amount	TO:	Amount
	Wastewater Retained Earnings (Account 651.000.3590)	\$190,000	Wastewater Capital (Account 651.000.5800)	\$190,000

**COMMENTARY:** The FY 2014 budget allocation did not take into account the final NPDES Discharge permit, received in June, 2013. The final NPDES permit includes a condition that would require the Town to elevate from the current facilities planning process to a Comprehensive Wastewater Management Plan (CWMP). The most recent plan was completed in March of 1969, revised in 1972 and supplemented in 1975. These funds will be used to craft required amendments to complete the Plan, and to create a list of other items required in order to fully update it to today's standards. Completion and acceptance of the CWMP will

*allow the Town to become eligible for additional funding opportunities while allowing us to fully evaluate the needs of the WWTP by further defining/supporting other permit conditions.*

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (5-0-0)**

**This Article will fund the actual changes/improvements that will be needed to the Wastewater Treatment Plant in order to comply with new permit requirements.**

**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.

<b>A11.</b>	<b>FROM:</b>	<b>Amount</b>	<b>TO:</b>	<b>Amount</b>
	Water Retained Earnings (Account 650.000.3590)	\$150,000	Water Capital (Account 650.000.5800)	\$150,000

**COMMENTARY:** *For the past 5 years, the DPW has applied for SRF funding associated with the upgrades/replacement of the water mains within Rte. 122 (North and South Main Street). Previously, the DPW requested Town Meeting authorization to enter into an agreement with the State Revolving Fund (SRF) if the Town is placed on the Intended Use Plan. The final component needed to ensure that we are positioned to move forward with the project is the completion of the design and construction plans. This transfer will afford the DPW the ability to enter into an agreement with our engineering consultant to complete the design, permitted and construction documents.*

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (5-0-0)**

**This Article will fund the costs of planning for the repairs of the water main on North and South Main Street.**

**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.

<b>A12.</b>	<b>FROM:</b>	<b>Amount</b>	<b>TO:</b>	<b>Amount</b>
	Water Retained Earnings (Account 650.000.3590)	\$40,000	Water Capital (Account 650.000.5800)	\$40,000

**COMMENTARY:** *Currently, the Water Division utilizes W3 for general operations, which include, but are not limited to, duty calls, meter reading, and everyday operations. W3 is a 2001 F150XL V8 extended cab (8' bed) and has over 153,000 miles. The body rot on the vehicle is extensive, to the point that it will likely not pass inspection next year. Engine problems have elevated the priority of its replacement. This truck has also been on the capital plan for replacement but has been passed over due to funding deficiencies associated with the rolling fleet. Staff is currently working with one of the vendors on the state contract to outfit this vehicle. The requested amount is an estimate of anticipated costs, due to the timing of this request.*

**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (5-0-0)**

**This article is needed to replace an aging truck the DPW needs.**

**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.

**A2-A5, A7-A12**

**The motion is seconded.**

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

**A6**

**The motion is seconded.**



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

**ARTICLE 6: FY14 BUDGET AMENDMENTS**

To see if the Town will vote to transfer from available funds, including Unexpended Unencumbered Fund Balance, stabilization and enterprise retained earnings, and to appropriate, or to raise and appropriate, or to approve budget reductions, in order to balance the FY 2014 Town Budget approved under Articles 4, 7, 8, 9, and 10 of the May 14, 2013 Spring Annual Town Meeting.

Or take any other action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTOR:** Town Manager

**GENERAL COMMENTARY:** *The purpose of the article is to make adjustments to balance the FY 2014 budget as voted at the Spring Annual Town Meeting; including new appropriations and/or budget reductions. Please see the spreadsheets at the back of the warrant for comparisons between the budget voted at the Spring Annual Town Meeting and the budget that will be in place if the appropriation changes listed below are enacted, along with the transfers listed in Article 5, transfer A1. This article seeks to appropriate additional revenue of \$12,094, to be split equally between municipal operations and the School Department.*

**MOTION:** *Move that the Town vote to raise and appropriate the amount of \$12,094 for the purpose of supplementing the Uxbridge School Department appropriation (Account 100.300.5100) in the amount of \$6,047, and the Municipal Capital appropriation (Account 100.930.5200) in the amount of \$6,047 as voted as part of Article 4 at the May 14, 2013 Spring Annual Town Meeting.*

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (5-0-0)

This is a standard town meeting article that seeks to appropriate additional revenue not accounted for in the 2014 budget voted on at the Spring Annual Town Meeting.

**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 (MGL Ch. 40 § 5B)

**The motion is seconded.**

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

**Motion to move art 14 next, motion passes by simple majority**

**ARTICLE 7: REVOLVING FUND ACCOUNT FOR FIRST AID/CPR TRAINING**

To see if the Town will vote to establish and authorize pursuant to GL c.44, §53E ½ a revolving fund for First Aid/CPR Training, under the Fire Chief, to be derived from course tuition and fees, not to exceed \$10,000.00.

Or take any action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTOR:** Finance Director

**COMMENTARY:** *This fund will allow the fees derived from First Aid/CPR training courses offered to general public to be used to offset the cost of offering the courses. It was inadvertently left off of the warrant for the Spring Annual Town Meeting.*

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

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (5-0-0)

This revolving fund will allow the Fire Department to conduct, for a fee, training in first aid and CPR. The cost to run the classes will be paid by this account and it will be replenished through the collection of class fees.

**RECOMMENDATION OF THE BOARD OF SELECTMEN:** Favorable Action (5-0-0)

**VOTE NEEDED:** Requires a simple majority vote (MGL Ch.44 § 53 E½)

The motion is seconded.

Moderator declares a unanimous vote, motion carries.

**ARTICLE 8: REVOLVING FUND ACCOUNT FOR SECURING AND/OR DEMOLITION OF BUILDINGS DEEMED UNSAFE AND ASSOCIATED SITE CLEANUP**

To see if the Town will vote to establish and authorize pursuant to GL c.44, §53E ½ a revolving fund for the securing and/or demolition of buildings deemed unsafe and associated site cleanup, under the Building Inspector, to be derived from fees, charges and assessments associated with those activities, not to exceed \$30,000.

Or take any action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTOR:** Building Inspector

**COMMENTARY:** *This warrant article seeks to establish a fund which will allow for the costs of securing or demolishing of buildings and site clean-up to be self-supporting. Initial funding for building demolition will be a necessity.*

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

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (5-0-0)

This article is necessary for the building department to pay for demolition of condemned buildings and having the monies replenished to the account by billing owners.

**RECOMMENDATION OF THE BOARD OF SELECTMEN:** Favorable Action (4-1-0)

**VOTE NEEDED:** Requires a simple majority vote (MGL Ch.44 § 53 E½)

The motion is seconded.

Moderator declares a simple majority vote, motion carries.

**ARTICLE 9: ACCEPTANCE OF M.G.L. CHAPTER 40, SECTION 58**

To see if the Town will vote to accept the provisions of M.G.L. Chapter 40, Section 58, to establish a municipal charges lien for the purpose of unpaid police detail charges and unpaid school activity and program fees;

or take any action relative thereto.

**INITIATOR:** Board of Selectmen

**REQUESTOR:** Town Manager

**COMMENTARY:** *The article requests acceptance of a section of MGL which allows a city or town to establish a municipal charges lien, which will be added to the real estate tax bill of individuals who owe the Town for the specific activities listed in the article.*

**MOTION:** *Move that the Town will vote to accept the provisions of M.G.L. Chapter 40, Section 58, to establish a municipal charges lien for the purpose of unpaid police detail charges and unpaid school activity and program fees.*

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (4-1-0)

This article will afford the Town more leverage in collecting unpaid police details, unpaid optional school activities and program fees.

**RECOMMENDATION OF THE BOARD OF SELECTMEN:** Favorable Action (4-1-0)

**VOTE NEEDED:** Requires a simple majority vote (MGL Ch. 40, § 58)

The motion is seconded.

Moderator declares a simple majority vote, motion carries.

#### **ARTICLE 10: PAYMENT IN LIEU OF TAX AGREEMENT – 363 QUAKER HIGHWAY**

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/or personal property taxes over a 20 year period relative to a 53 acre +/- parcel of land located at 363 Quaker Highway, 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 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 363 Quaker Highway. 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 (5-0-0)

The committee recommends favorable action because it promotes industry and guarantees the town a consistent amount of property taxes.

**RECOMMENDATION OF THE BOARD OF SELECTMEN:** Favorable Action (3-0-2)

**VOTE NEEDED:** Requires a simple majority (MGL Ch. 59, §38H)

The motion is seconded.

Moderator declares a simple majority vote, motion carries.

#### **ARTICLE 11: DISPOSITION OF TOWN-OWNED LAND IN DOUGLAS, MA**

To see if the Town will vote to authorize the Board of Selectmen to sell the three parcels of woodland, located on the northerly side of Douglas Road in the easterly part of the Town of Douglas, acquired by the Town of Uxbridge from Harry C. Newell and Howard F. King by deed recorded with the Worcester District Registry of Deeds on May 17, 1928, in Book 2467, Page 224, and shown on Assessor's Map 192, Blocks 6, 11, and 13 respectively, and containing 2.82, 12.6, and 3.14 acres of land, more or less, respectively, and to authorize the Board of Selectmen to enter into all agreements and execute any and all instruments as may be necessary to sell such property and any access easements in and to the property;

Or take any action in relation thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Town Manager

**COMMENTARY:** *This article seeks disposition of land granted to the Town in 1928 that is physically located in the Town of Douglas pursuant to the MGL Chapter 30B.*

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

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (5-0-0)

This article will authorize the Board of Selectmen to sell three land locked parcels of land in the Town of Douglas. This sale will create a one time revenue source for the Town.

**RECOMMENDATION OF THE BOARD OF SELECTMEN:** Favorable Action (4-1-0)

**VOTE NEEDED:** Requires a 2/3<sup>rd</sup>'s majority (MGL Ch. 40, §15 and 15A)

The motion is seconded.

**Moderator declares the motion fails.**

**ARTICLE 12: DISPOSITION OF UXBRIDGE FIRE STATION #2**

To see if the Town will vote to authorize the Board of Selectmen to sell the property known as "UFD #2" located at 313 N. Main St, as shown on Assessor's Map 12.C, Block 2794, and containing about 0.07 acres of land more or less, with building thereon, and to authorize the Board of Selectmen to enter into all agreements and execute any and all instruments as may be necessary to sell such property and any access easements in and to the property;

Or take any other action relating thereto.

**INITIATOR:** Board of Selectmen

**REQUESTER:** Town Manager

**COMMENTARY:** *This building, which is in poor condition, is not of the part of the Fire Department's future expansion plans. This article seeks authorization to dispose of the 1728 square foot building, which has a single bay garage with office space above sited on .07 acres, pursuant to the MGL Chapter 30B.*

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

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (5-0-0)

This article will authorize the Board of Selectmen to sell the fire station in North Uxbridge. Not only will this create a one time revenue source but it will also put the building and lot onto the tax rolls.

**RECOMMENDATION OF THE BOARD OF SELECTMEN:** Favorable Action (4-1-0)

**VOTE NEEDED:** Requires a 2/3<sup>rd</sup>'s majority (MGL Ch. 40, §15 and 15A)

**The motion is seconded.**

**Moderator declares a 2/3<sup>rd</sup>'s majority vote, motion carries.**

**ARTICLE 13: BORROWING AUTHORIZATION-COMPREHENSIVE WASTEWATER MANAGEMENT PLAN**

To see if the Town will vote to appropriate a sum of money for the development of a Comprehensive Wastewater Management Plan associated with the Final NPDES Discharge permit; to determine whether this appropriation shall be raised by borrowing from the Massachusetts Water Pollution Abatement Trust or otherwise; and to take any other action relative thereto.

That \$190,000 is appropriated for the purpose of financing the planning study entitled "Comprehensive Wastewater Management Plan" including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws, as most recently amended by St. 1998, c.78; that to meet this appropriation the Treasurer with the approval of the Selectmen is authorized to borrow \$190,000 and issue bonds or notes therefore under (Chapter 44 of the General Laws or insert reference to other applicable general or special law governing the issuance of local bonds) and/or Chapter 29C of the General Laws, as most recently amended by St. 1998, c.78; that such bonds or notes shall be general obligations of the Town unless the Treasurer with the approval of the Selectmen determines that they should be issued as limited obligations and may be secured by local system revenues as defined in Section 1 of Chapter 29C, as most recently amended by St. 1998, c.78; that the Treasurer with the approval of the Selectmen is authorized to borrow all or a portion of such amount from the Massachusetts Water Pollution Abatement Trust established pursuant to Chapter 29C, as most recently amended by St. 1998, c.78; and in connection therewith to enter into a loan agreement and/or security agreement with the Trust and otherwise to contract with the Trust and the Department of Environmental Protection with respect to such loan and for any federal or state aid available for the project or for the financing thereof; that the Board of Selectmen is authorized to enter into a project regulatory agreement with the Department of Environmental Protection, to expend all funds available for the project and to take any other action necessary to carry out the project.

**INITIATOR:** Board of Selectmen

**REQUESTER:** DPW Director

**Commentary:** *The DPW is applying for State Revolving Fund (SRF) monies to cover the development of the Comprehensive Wastewater Management Plan that is required as part of the Final NPDES discharge permit. Passage of this article will allow the Town to better position ourselves for other funding opportunities through the SRF program.*

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

**RECOMMENDATION OF THE FINANCE COMMITTEE:** Favorable Action (5-0-0)

The acceptance of this article will allow the DPW to apply for funding of the improvements needed to the Waste Water Treatment Plant. This borrowing will be low and or potentially zero interest rate funding. If the DPW does get the funding then the monies appropriated in Article 5 A10 can be transferred back into the Wastewater Enterprise account at a future Town Meeting.

**RECOMMENDATION OF THE BOARD OF SELECTMEN:** Favorable Action (5-0-0)

**VOTE NEEDED:** Requires a 2/3rds majority (MGL Ch. 44, §2)

The motion is seconded.

Moderator declares a 2/3<sup>rd</sup>'s majority vote, motion carries.

**ARTICLE 14: CITIZEN'S PETITION – CENTRAL MASS MOSQUITO CONTROL PROJECT**

To see if the Town will vote to reinstate participation in the Central Mass Mosquito Control Project pursuant to Massachusetts General Laws, Chapter 252, Section 5A, and other applicable sections of said law.

**INITIATOR:** Citizen's Petition

**REQUESTER:** Citizen's Petition

**MOTION:** *I move to have the Town of Uxbridge participate in the Central Mass Mosquito Control Project pursuant to Massachusetts General Law, Chapter 252, Section 5A, effective July 1, 2014.*

**RECOMMENDATION OF THE FINANCE COMMITTEE:** No recommendation without prejudice

**RECOMMENDATION OF THE BOARD OF SELECTMEN:** No recommendation

**VOTE NEEDED:** Requires a simple majority

The main motion is seconded.

Motion to move the question.

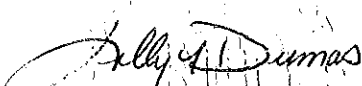
Motion to move the question Passes.

Moderator declares the motion fails by standing vote.

\* \* \* \* \*

A motion was made and seconded to dissolve the 2013 Fall Annual Town meeting. The motion carried unanimously and town meeting was adjourned at 10:05pm.

A true copy attest,



Kelly J. Dumas  
Uxbridge Town Clerk

