



Minutes

Town of Uxbridge Town Hall
Spring Annual Town Meeting
12 May 2009

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 Gymnasium, in Precinct 2, in said Uxbridge, and transacted the following business on May 12, 2009:

Moderator Harold Klei called the Annual Spring Town Meeting to order at 7:05pm declaring the presence of a quorum (50 required, 91 voters present). Rules for conducting business and taking votes of the meeting were announced.

A moment of silence was held in memory of School Superintendent Dan Stefanilo, who recently passed away.

ARTICLE 1: REPORTS

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

SPONSOR: Board of Selectmen

RECOMMENDATION OF THE BOARD OF SELECTMEN: No Recommendation

RECOMMENDATION OF THE FINANCE COMMITTEE: The School Building Committee should report to Town Meeting

VOTE NEEDED: N/A

Report presented by Harry Romasco for Soldiers Memorial Trustees.

Report presented by Don Sawyer for the School Building Committee.

The Town Moderator introduced the new Town Manager, Michael Szlosek, to the assembly.

ARTICLE 2: FY09 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 FY09 budget approved under Article 5 of the May 13, 2008 Annual Town Meeting or its continued date, or take any other action relative thereto.

SPONSOR: Board of Selectmen (Town Manager)

Commentary: Transfers from miscellaneous Town department line items to others which are needed to fund FY09 anticipated budget deficiencies. Total interdepartmental transfers: \$17,475.00. Stabilization transfer totals \$321,537.30.

MOTION: *Move that the Town vote to transfer and appropriate the amounts as stated in the following chart for any purpose for which funds may be expended from the latter accounts, each item being considered a separate appropriation for FY09:*

A. INTERDEPARTMENTAL TRANSFERS:

1.	FROM:	Amount	TO:	Amount
	Police Dept Salaries (0100-210-5100-0000-0000-1-0000-0-0)	\$2,000.00	Police Dept Expenses (0100-210-5200-0000-0000-0000-2-0000-0-0)	\$2,000.00

Commentary: *Intradepartmental transfer sought to fund items in the Vehicle Repairs/Maintenance (\$1,500.00), Food Service Management (\$150.00), Training & Professional Development (\$50.00), and Police Equipment accounts (\$300.00).*

2.	FROM:	Amount	TO:	Amount
	Accounting Dept Salaries (0100-135-5100-0000-0000-1-0000-0-0)	\$700.00	COA Dept Expense (0100-541-5200-0000-0000-0000-2-0000-0-0)	\$700.00

Commentary: Intradepartmental transfer to fund a three year SonicWall subscription for computers at the Senior Center.

3.	FROM:	Amount	TO:	Amount
	Accounting Dept Salaries (0100-135-5100-0000-0000-1-0000-0-0)	\$3,582.00	Selectmen/Town Manager Dept Salaries (0100-123-5100-0000-0000-0000-1-0000-0-0)	\$3,582.00

Commentary: Intradepartmental transfer to fund salary line depleted by payout of vacation/sick time to former department employees.

4.	FROM:	Amount	TO:	Amount
	Planning Dept Salaries (0100-175-5100-0000-0000-0000-1-0000-0-0)	\$300.00	Building Dept Expenses (0100-241-5200-0000-0000-0000-2-0000-0-0)	\$300.00

Commentary: This transfer funds an upgrade to a cellular phone plan for Building Inspector. He requires a higher level service than what was budgeted for.

5.	FROM:	Amount	TO:	Amount
	Highway Dept Salaries (0100-422-5100-0000-0000-0000-1-0000-0-0)	\$2,645.00	Highway Dept Expenses (0100-422-5200-0000-0000-0000-2-0000-0-0)	\$2,645.00

Commentary: Janitorial staff position transitioned from a salaried employee function to a contracted service effective January 1, 2009.

6.	FROM:	Amount	TO:	Amount
	Assessor's Expenses (0100-141-5200-0000-0000-2-0000-0-0)	\$650.00	Assessor's Salaries (0100-141-5100-0000-0000-1-0000-0-0)	\$650.00
	Accounting Salaries (0100-135-5100-0000-0000-0000-1-0000-0-0)	\$3,395.00	Treasurer/Collector's Salaries (0100-145-5100-0000-0000-1-0000-0-0)	\$3,395.00
	Town Clerk Expenses (0100-161-5200-0000-0000-2-0000-0-0)	\$850.00	Town Clerk Salaries (0100-161-5100-0000-0000-0000-1-0000-0-0)	\$850.00
	Election Expenses (0100-162-5200-0000-0000-2-0000-0-0)	\$940.00	Election Salaries (0100-162-5100-0000-0000-1-0000-0-0)	\$940.00
	Planning Salaries (0100-175-5100-0000-0000-0000-1-0000-0-0)	\$725.00	Building Salaries (0100-241-5100-0000-0000-0000-1-0000-0-0)	\$725.00
	Planning Salaries (0100-175-5100-0000-0000-0000-1-0000-0-0)	\$1,188	Board of Health Salaries (0100-512-5100-0000-0000-0000-1-0000-0-0)	\$1,188.00
	Planning Salaries (0100-175-5100-0000-0000-0000-1-0000-0-0)	\$500.00	COA Salaries (0100-541-5100-0000-0000-0000-1-0000-0-0)	\$500.00

Commentary: The transfers listed above are a result of a mid-year contract settlement between the Town and the SEIU union that was approved at the Fall Annual Town Meeting. No transfer from free cash or the Stabilization fund was requested to fund the contract, as it was anticipated that budgets that needed additional appropriations could be funded via transfer at this meeting.

B. Transfers from Stabilization:

	FROM:	Amount	TO:	Amount
1.	Stabilization (704-000-5960-0000-000)	321,537.30	Snow/Ice (001-423-5100-0000-000)	321,537.30

Commentary: The Town budgeted \$250,000 for snow and ice removal in FY 2009. 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 had been traditionally raised on the Recapitulation Sheet when the tax rate is set, but, as last year, it will not be possible to raise this amount and still stay under the levy limit. The Town raised \$57,882 on the FY 2008 Recap Sheet, and transferred \$340,528.89 from Stabilization at the Spring Annual Town Meeting to fund the FY 2009 deficit. Current balance in Stabilization is \$915,641.38. Balance in Stabilization after this transfer, if articles are taken in order, will be \$594,104.08. **This request requires a 2/3 vote.**

RECOMMENDATION OF THE BOARD OF SELECTMEN: Favorable Action (5-0-0)**RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-0-0) for interdepartmental transfers**

VOTE NEEDED: Requires a simple majority provided none of the money is coming from Stabilization. A transfer from Stabilization requires a 2/3 majority vote.
The motion is seconded and carries unanimously.

A motion was made and seconded to move Article 27 out of order to consider after Article 11. Majority vote needed to carry. The moderator declares that the motion carries and Article 27 will be considered after Article 11.

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 related thereto.

SPONSOR: Board of Selectmen (Town Manager)

MOTION: Move to transfer \$7,598.39 from FY09 Accounting Salaries Account #0100-135-5787-0000-0000-0000-2-0000-0-0 to operating account # 0300-135-5787-0000-0000-0000-2-0000-0-0 for the purpose of paying prior year's bills.

Commentary: This request is a culmination of a two year project of speeding up the AP warrant process to identify and resolve "statement" balances on bills. The listing below of mainly utility bills has been extensively researched; balances confirmed stretch back in some cases to 2002.

Company/Department	Amount Due	Further Commentary
Constellation New Energy (Highway)	\$1,645.94	Invoice from 5/08 unpaid
Verizon (High School)	\$409.48	Historical statement bal from FY 2004 or earlier
Verizon (Fire/Ambulance Dept)	\$160.55	Historical statement bal from FY 2004 or earlier
National Grid (Town Hall)	\$414.67	Historical statement bal from FY 2004 or earlier
National Grid (Fire)	\$25.57	Historical statement bal from FY 2004 or earlier
National Grid (Blanchard)	\$0.67	Historical statement bal from FY 2004 or earlier
National Grid (DPW)	\$10.35	Historical statement bal from FY 2004 or earlier
Belmont Springs (DPW)	\$6.87	Invoice from 05/08 unpaid

Kopelman & Paige (BOS)	\$2,838.49	Invoice for professional services from 6/27/07 to 7/31/07; bill not received
W.B. Mason (Town Clerk)	\$1,023.30	Unpaid invoice from 08/28/07
Ricoh (Planning/Zoning)	\$1,062.50	3 bills unpaid (\$311.50 -5/4/07) (\$570.96 – 9/16/07) (\$180.04 – 06/27/08)
Total	\$7,598.39	

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

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-0-0) for prior year bills. This is a result of the complete purging of the accounting system.

VOTE NEEDED: Requires a 4/5ths majority vote to carry.

The motion is seconded and carries unanimously.

ARTICLE 4: APPROPRIATIONS FOR COLLECTIVE BARGAINING AGREEMENT(S)

To see if the Town will raise and appropriate and/or appropriate and/or transfer from available funds a sum of money to fund salary increases and other cost-items resulting from contract settlements with union personnel, or take any other action relative thereto.

SPONSOR: Board of Selectmen (Town Manager)

***Commentary:** There are currently three municipal collective bargaining units with contracts expiring on June 30, 2009 that may require a funding appropriation to accompany ratification by the BOS. Negotiations are currently in progress. Funding for the “potential” settlements is not included in the FY 2010 proposed budget under Article 5. No open contracts will be settled for the Spring Annual Town Meeting.*

MOTION: No Motion

RECOMMENDATION OF THE BOARD OF SELECTMEN: No Action

RECOMMENDATION OF THE FINANCE COMMITTEE: No action since there was no activity for collective bargaining.

VOTE NEEDED: Requires a simple majority provided none of the money is coming from Stabilization. A transfer from Stabilization requires a 2/3 majority vote.

No motion; no action on Article 4.

ARTICLE 5: 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 2010 (FY10) – approve the budget, or take any other action related thereto.

SPONSOR: Board of Selectmen (Town Manager)

***Commentary:** The FY 2010 budget shows a reduction in expenditures of \$478,900 or 1.38% over FY 2009. Pursuant to the revenue share agreement, the municipal departments have been reduced by \$378,713, Uxbridge Public Schools and Student Transportation have been reduced by \$365,095, while fixed costs, such as health insurance, debt, retirement and the Blackstone Valley assessment are rising by \$264,908. This budget compares favorably with the most current FY 2010 House budget, but may have to be adjusted at the Fall Annual Town Meeting when the state budget is completed and the final cherry sheets are released.*

MOTION: Move that \$34,100,954 be appropriated, as set forth in line items under the column (“FY10 Budget Town Manager/Finance Committee Recommendation”), in the budget prepared by the Town Manager, included in this warrant, for recommendation at the Annual Town Meeting on May 12, 2009, as most recently revised; and as funding therefore, to transfer from revenue funds, and raise and appropriate the total sum of \$34,100,954 as set forth the column entitled FY10 projected revenues on the sheet entitled, “Revenue Projections Town Meeting 05/12/09”, each item considered a separate appropriation.

Revenue Sheet				
FY 2010 Town Meeting Budget				
5/12/2009				
		FY 2008 Revenues	FY 2009 Revenues	FY 2010 Mgr Revenues
Tax Levy				
		16,663,895	17,502,016	18,339,279
	Increase allowed by Prop 2 1/2	436,984	437,550	458,482
	New growth actual/estimate	401,137	399,713	224,176
	Subtotal	17,502,016	18,339,279	19,021,937
	School Debt Exclusion			
	1987 Project	(27,421)	0	0
	1996 Project	273,786	648,046	651,531
	16/146 Water/Sewer Project	20,600	0	0
	Blackstone Valley Tech Capital	0	393	96,704
	Water Project	131,960	134,230	131,290
	School Land Purchase	45,469	88,184	97,433
	Subtotal Debt Exclusion:	444,394	870,853	976,958
	Less: Excess Levy Capacity	(1,059)	(11,023)	
	Revenue from taxes:	17,945,351	19,199,109	19,998,895
	Percentage of Total Revenue	51.68%	55.52%	58.62%
State Aid - Cherry Sheet:				
	Chapter 70 Local Share	9,377,789	9,646,402	9,646,402
	School Transportation			
	School Construction	1,786,632	903,254	903,254
	Charter Tuition Assessment Reimburse	10,206	5,297	3,372
	School Choice Receiving Tuition	443,494	430,193	421,222
	School Lunch	9,393	8,726	9,137
	Other Aid - Lottery, Highway, etc.	1,886,142	1,911,047	1,600,007
	Subtotal State Aid:	13,513,656	12,904,919	12,583,394
	Less: State Charges	(88,004)	(89,481)	(94,233)
	Less: Offsets to state aid	(473,584)	(456,976)	(445,527)
	Less: Tuition Assessments, etc	(1,426,942)	(1,232,379)	(1,065,638)
	Subtotal	(1,988,530)	(1,778,836)	(1,605,398)
	Net State Aid:	11,525,126	11,126,083	10,977,996
	Percentage of Total Revenue	33.19%	32.18%	32.18%
Local Revenues:				
	Motor Vehicle Excise	1,625,900	1,687,900	1,400,000
	Penalties and Interest on Taxes	100,000	123,590	124,827
	Licenses, Fees and Permits	553,584	317,778	250,000
	Fines and Forfeits	95,000	130,318	125,000
	Interest Income	175,000	240,000	50,000
	DPW Engineering (other Revenue)	25,000	12,000	0
	Miscellaneous Recurring	1,138,709	254,700	224,700
	Miscellaneous Non-Recurring	160,274	49,593	50,585
	Town Rentals	2,000	2,000	2,000
	Local Revenues:	3,875,467	2,817,879	2,227,112
Local Assessments				
	Less: Overlay	(144,880)	(186,164)	(160,000)
	Less: Snow and Ice Overexpend	(57,882)	0	(100,000)
	Tax Title	(10,000)	(35,000)	0
	Local Assessments	(212,762)	(221,164)	(260,000)
	Total Local Revenue Less Assessments	3,662,705	2,596,715	1,967,112
	Percentage of Total Revenue	10.55%	7.51%	5.77%
Other Revenues Ent & Transfers:				
	Transfer from Stabilization (Good Shepherd)	120,000	120,000	120,000
	Transfer From Stabilization (PD)	0	198,070	0
	Transfer From Stabilization (Operational)	1,196,500	0	0
	Transfer from Free Cash	123,326	0	0
	Transfer from Excess Overlay	250,000	150,000	50,000
	Transfer from Wetland	20,000	10,000	10,000
	Interfund Receipts	0	1,299,877	1,111,951
	Transfers from Other Funds	2,637,333	3,081,800	3,309,894
	Transfers to Other Funds	(2,757,333)	(3,201,800)	(3,429,894)
	Revenues Ent & Transfers	1,589,826	1,657,947	1,171,951
	Percentage of Total Revenue	4.58%	4.79%	3.44%
TOTAL REVENUE AVAILABLE				
		34,723,008	34,579,854	34,115,954
BUDGET				
		34,719,508	34,579,854	34,100,954
NON BUDGET WARRANT ARTICLES				
		3,500	0	15,000
TOTAL EXPENDITURES				
		34,723,008	34,579,854	34,115,954
S/D*				
		0	0	(0)

	Revenue Difference (Less PD Contract)		(341,224)	(265,830)
				(0)
	Revenue Less Chapter 70 & PD Contract	25,345,219	24,735,382	24,469,552
	Less: BVT Regional Assessment Increase Confirmed			(55,292)
	Less: Retiree/SRF Health Insurance Projected Increase			(227,688)
	Less: Medicare Projected Increase			(40,000)
	Less: Retirement Confirmed Increase			(62,614)
	Less: Debt Confirmed Increase			(17,061)
	Less: Prop Liability/Workers Comp Projected Increase			(40,500)
	Smoothing Factor			(208,078)
	Subtotal			(651,233)
	Total Revenue Less Chap 70/agreement items			23,818,319
	Revenue Change			(917,063)
	Percent Change			-3.62%
Breakdown of Miscellaneous Receipts				
	Miscellaneous Recurring	FY 2008 Budget	FY 2009 Budget	FY 2010 Budget
	Medicare (Part D) Subsidy	30,000	30,000	30,000
	Water Fund Revenue/Transfers	54,161	0	0
	Sewer Fund Revenue/Transfers	52,729	0	0
	Ambulance Ent Revenue/Transfers	64,062	0	0
	Cable Ent Revenue/Transfers	8,582	0	0
	Cafeteria Revolving Fund Transfer	167,070	0	0
	Daycare Revolving Fund Transfer	116,172	0	0
	Preschool Revolving Fund Transfer	23,473	0	0
	Enterprise Fund Debt Transfer	347,760	0	0
	Supplemental Real Estate Tax Collections	100,000	50,000	35,000
	Reimbursement Dog funds from other towns	34,700	34,700	34,700
	School Office Utilities	15,000	0	0
	Medicare reimbursement	125,000	140,000	125,000
	Total	1,138,709	254,700	224,700
	Miscellaneous Non-Recurring			
	Pothole Grants	55,000	0	0
	Medicare reimbursement	0	0	0
	Taft Fund Parks Employee Benefit Payment	5,027	49,593	50,585
	Transfer from BVT Fund	100,247	0	0
	Medicare (Part D) Subsidy	0	0	0
	Total	160,274	49,593	50,585
	Interfund Receipts			
	Water Fund Revenue/Transfers - Health Benefits		94,000	73,086
	Water Fund Revenue/Transfers - Retirement		0	28,971
	Water Fund Revenue/Transfers - Medicare		0	6,161
	Sewer Fund Revenue/Transfers - Health/Benefits		79,695	37,720
	Sewer Fund Revenue/Transfers - Retirement		0	28,971
	Sewer Fund Revenue/Transfers - Medicare		0	5,545
	Ambulance Ent Revenue/Transfers - Health Benefits		103,591	63,766
	Ambulance Ent Revenue/Transfers - Retirement		0	28,658
	Ambulance Ent Revenue/Transfers - Dispatch Salaries		0	16,475
	Ambulance Ent Revenue/Transfers - Medicare		0	7,466
	Cable Ent Revenue/Transfers - Health/Benefits		9,919	4,962
	Cable Ent Revenue/Transfers - Retirement		0	10,440
	Cable Ent Revenue/Transfers - Medicare		0	943
	Cafeteria Revolving Fund Transfer - Health		159,626	36,442
	Cafeteria Revolving Fund Transfer - Retirement		0	15,660
	Cafeteria Revolving Fund Transfer - Medicare		0	5,106
	Daycare Revolving Fund Transfer - Health/Benefits		123,542	73,078
	Daycare Revolving Fund Transfer - Retirement		0	41,760
	Daycare Revolving Fund Transfer - Medicare		0	5,684
	Preschool Revolving Fund Transfer - Health/Benefits		26,936	26,031
	Preschool Revolving Fund Transfer - Medicare		0	2,121
	Enterprise Fund Debt Transfer		572,068	565,905
	School Utilities		15,000	15,000
	Miscellaneous Rounding		9,919	0
	Transfer from BVT Fund		98,081	0
	Cable Access Rental		7,500	12,000
	Total		1,299,877	1,111,951

FY 2010 Budget
Town Meeting Budget Recommendation
Article 5

5/12/2009

			FY 08 Budget	FY 08 Expended*	FY09 Budget	FY 10 Budget Town Manager Finance Committee Recommendation	Increase (Decrease) FY 2009 Budget	% Change	FY 2010 Town Meeting Vote
General Government:									
114	Moderator	Expense	0	0	0	0			
122	Selectmen	Salaries	0	0	0	18,070			
	Selectmen	Expenses	0	0	0	2,300			
	Selectmen	Capital/Special Expense	0	0	0	0			
		Subtotal:	0	0	0	20,370	20,370	N/A	
123	Town Manager	Salaries	185,605	181,675	158,295	108,416			
	Town Manager	Expenses	29,673	29,061	28,976	22,300			
	Town Manager	Capital/Special Expense	10,000	6,850	12,000	0			
		Subtotal:	225,278	217,586	199,271	130,716	-68,555	-34.40%	
131	Finance Committee	Salaries	0	0	0	0			
	Finance Committee	Expenses	400	430	500	500			
	Finance Committee	Reserve Fund	88,000	49,285	84,825	80,000			
		Subtotal:	88,400	49,714	85,325	80,500	-4,825	-5.65%	
135	Town Accountant	Salaries	92,539	89,049	134,466	87,183			
	Town Accountant	Expenses	2,435	2,522	2,250	1,500			
		Special Expense	39,100	36,634	0	0			
		Subtotal:	134,074	128,205	136,716	88,683	-48,033	-35.13%	
137	Town Audit	Expenses	34,600	34,600	39,100	35,600	-3,500	-8.95%	
141	Assessors	Salaries	112,295	112,294	95,066	96,084			
	Assessors	Expenses	11,550	11,365	13,796	16,395			
	Assessors	Capital/Special Expense	22,000	3,164	15,000	0			
		Subtotal:	145,845	126,823	123,862	112,479	-11,383	-9.19%	
145	Treasurer/Collector	Salaries	203,226	199,411	203,890	208,125			
	Treasurer/Collector	Expenses	50,355	48,721	49,144	33,530			
		Subtotal:	253,581	248,132	253,034	241,655	-11,379	-4.50%	
151	Town Counsel	Expenses	100,000	96,969	90,000	50,000			
		Subtotal:	100,000	96,969	90,000	50,000	-40,000	-44.44%	
155	Systems	Expenses	28,500	48,332	20,000	39,000			
	Systems	Capital Outlay	20,000	6,942	20,000	0			
		Subtotal:	48,500	55,274	40,000	39,000	-1,000	-2.50%	
158	Tax Title	Expenses	20,000	24,312	0	10,888	10,888	N/A	
161	Town Clerk	Salaries	88,047	85,778	83,840	84,545			
	Town Clerk	Expenses	5,100	8,033	4,675	2,700			
		Subtotal:	93,147	93,811	88,515	87,245	-1,270	-1.43%	
162	Election/Registration	Salaries	7,000	6,408	7,000	5,000			
	Election/Registration	Expenses	26,900	28,385	26,211	13,870			
		Subtotal:	33,900	34,793	33,211	18,870	-14,341	-43.18%	
171	Conservation	Salaries	40,958	29,946	25,936	18,278			
	Conservation	Expenses	2,800	2,328	2,700	1,032			
		Subtotal:	43,758	32,274	28,636	19,310	-9,326	-32.57%	
175	Planning	Salaries	88,426	86,675	93,077	18,648			
	Planning	Expenses	5,000	5,975	3,052	7,303			
	Planning	CMRPC	2,559	2,558	2,623	0			
		Subtotal:	95,985	95,208	98,752	25,951	-72,801	-73.72%	
176	Zoning	Salaries	682	682	680	700			
	Zoning	Expenses	1,800	2,019	1,802	1,825			

FY 2010 Budget Town Meeting Budget Recommendation Article 5 5/12/2009			FY 08 Budget	FY 08 Expended*	FY09 Budget	FY 10 Budget Town Manager Finance Committee Recommendation	Increase (Decrease) FY 2009 Budget	% Change	FY 2010 Town Meeting Vote
		Subtotal:	2,482	2,701	2,482	2,525	43	1.73%	
192	Town Hall Janitor	Salaries	14,342	14,143	14,342	10,000			
	Town Hall	Expenses	65,000	55,796	65,000	64,900			
		Subtotal:	79,342	69,939	79,342	74,900	-4,442	-5.60%	
195	Town Report	Expenses	4,000	4,000	4,000	4,500	500	12.50%	
198	Blanchard Building	Expenses	3,000	2,708	3,000	3,580	580	19.33%	
196	Flag/Common	Expenses	1,200	962	1,200	1,200	0	0.00%	
	Subtotal General Government:		1,407,092	1,318,011	1,306,446	1,047,972	-258,474	-19.78%	Majority Pass
Public Safety:									
210	Police	Salaries	1,404,843	1,363,883	1,574,397	1,498,222			
	Police	Expenses	120,001	137,078	131,337	132,665			
	Police	Cruisers	27,000	12,826	0	0			
		Subtotal:	1,551,844	1,513,785	1,705,734	1,630,887	-74,847	-4.39%	
220	Fire	Salaries	453,812	453,812	449,107	436,446			
	Fire	Expenses	68,275	70,478	63,250	64,354			
	Forest Fire		2,000	1,506	2,000	2,000			
	Fire Equipment	Vehicles/Special Outlay	0	0	0	0			
		Subtotal:	524,087	525,796	514,357	502,800	-11,557	-2.25%	
241	Building	Salaries	77,921	77,903	54,346	55,247			
	Building	Expenses	4,740	3,480	5,005	3,394			
		Subtotal:	82,661	81,383	59,351	58,641	-710	-1.20%	
243	Plumbing	Salaries	16,000	16,000	16,000	16,000			
		Expenses	2,100	1,762	2,100	960			
		Subtotal:	18,100	17,762	18,100	16,960	-1,140	-6.30%	
244	Weights/Measures	Salaries							
	Weights/Measures	Expenses	2,500	2,500	2,500	2,500			
		Subtotal:	2,500	2,500	2,500	2,500	0	0.00%	
245	Electrical	Salaries	16,000	16,000	16,000	16,000			
	Electrical	Expenses	2,100	2,100	2,100	960			
		Subtotal:	18,100	18,100	18,100	16,960	-1,140	-6.30%	
291	Management	Expenses	1,000	275	1,000	977	-23	-2.30%	
292	Animal Control	Salaries	31,797	29,196	31,797	31,797			
	Animal Control	Expenses	10,000	4,099	10,000	6,691			
		Subtotal:	41,797	33,295	41,797	38,488	-3,309	-7.92%	
294	Tree Removal	Salaries	450	450	450	0			
	Tree Removal	Expenses	1,900	1,900	50	0			
		Subtotal:	2,350	2,350	500	0	-500	-100.00%	
	Safety:		2,242,439	2,195,246	2,361,439	2,268,213	-93,226	-3.95%	Majority Pass
300	Uxbridge Public Schools	Salaries	14,662,221	14,767,472	14,266,408	14,533,162			
		Expenses	3,372,748	2,986,303	3,446,269	3,061,053			
	Subtotal School:		18,034,969	17,753,775	17,712,677	17,594,215	-118,462	-0.67%	Majority Pass
Student Transportation									
393	Transportation	Expenses	1,282,418	1,276,431	1,307,417	1,060,784	-246,633	-18.86%	Majority Pass

FY 2010 Budget Town Meeting Budget Recommendation Article 5 5/12/2009			FY 08 Budget	FY 08 Expended*	FY09 Budget	FY 10 Budget Town Manager Finance Committee Recommendation	Increase (Decrease) FY 2009 Budget	% Change	FY 2010 Town Meeting Vote
Regional School:									
	BVT Operating	Expenses	1,596,449	1,596,449	1,677,592	1,734,654			
	Operational Debt	Expenses	100,247	100,247	98,474	96,704			
394	Subtotal Regional:		1,696,696	1,696,696	1,776,066	1,831,358	55,292	3.11%	Majority Pass
Public Works:									
411	DPW Engineering	Salaries	31,433	0	0	0			
421	DPW Administration	Salaries	57,810	55,060	47,965	45,755			
	DPW Administration	Expenses	126,500	120,974	129,080	126,854			
		Subtotal:	184,310	176,034	177,045	172,609	-4,436	-2.51%	
422	Highway	Salaries	416,760	367,951	402,449	401,932			
	Highway	Expenses	181,250	160,056	195,561	161,786			
		Subtotal:	598,010	528,007	598,010	563,718	-34,292	-5.73%	
423	Snow/Ice	Salaries	80,000	122,780	80,000	80,000			
	Snow/Ice	Expenses	160,000	457,749	160,000	160,000			
	Snow/Ice	Snow Damage Repair Expense	10,000	11,138	10,000	10,000			
		Subtotal:	250,000	591,667	250,000	250,000	0	0.00%	
430	Street lighting	Expenses	46,800	46,730	53,000	51,000	-2,000	-3.77%	
435	Landfill	Expenses	15,200	9,633	16,900	17,500	600	3.55%	
490	School Maintenance	Expenses	0	0	0	0	0		
	Works:		1,125,753	1,352,071	1,094,955	1,054,827	-40,128	-3.66%	Majority Pass
Human Services/Culture & Recreation									
512	Board of Health	Salaries	37,047	34,567	36,466	37,484			
	and Animal	Expenses	1,500	1,500	1,500	0			
	Board of Health	Expenses	5,744	3,255	4,820	31,588			
	Health/Inspection	Expenses	30,000	24,677	27,200	0			
	Nursing Services	Expenses	5,000	5,000	5,000	5,001			
		Subtotal:	79,291	68,999	74,986	74,073	-913	-1.22%	
541	Senior Center	Salaries	83,999	81,644	83,849	85,499			
	Senior Center	Expenses	20,000	19,719	23,708	22,058			
	Senior Center	Elderly Home Care	1,432	1,432	1,432	1,432			
		Subtotal:	105,431	102,796	108,989	108,989	0	0.00%	
543	Veteran's Benefits	Salaries	0	0	0	0			
	Veteran's Benefits	Expenses	21,700	20,801	21,700	22,420			
	Veteran's Benefits	Benefits	37,000	56,249	54,000	57,000			
		Subtotal:	58,700	77,050	75,700	79,420	3,720	4.91%	
610	Library	Salaries	227,604	201,604	232,812	215,467			
	Library	Expenses	90,332	80,570	90,332	120,847			
	Library	Capital	0	0	0	0			
			317,936	282,174	323,144	336,314	13,170	4.08%	
631	Pout Pond	Expenses	1,780	1,681	1,780	1,540	-240	-13.48%	
630	Recreation	Expenses	5,350	1,968	5,350	4,900			
	Recreation	Capital/Special Expenses	0	14,358	0	0			
		Subtotal:	5,350	16,325	5,350	4,900	-450	-8.41%	
650	Parks	Salaries	80,533	78,822	80,533	69,441			
	Parks	Expenses	56,265	50,891	56,265	64,201			
	Parks	Capital	0	0	0	0			

FY 2010 Budget Town Meeting Budget Recommendation Article 5 5/12/2009			FY 08 Budget	FY 08 Expended*	FY09 Budget	FY 10 Budget Town Manager Finance Committee Recommendation	Increase (Decrease) FY 2009 Budget	% Change	FY 2010 Town Meeting Vote
		Subtotal:	136,798	129,713	136,798	133,642	-3,156	-2.31%	
692	Celebrations	Expenses	1,750	1,526	1,750	1,710	-40	-2.29%	
691	Historical	Expenses	3,450	5,013	3,450	4,474	1,024	29.68%	
	Services/Culture &		710,466	685,277	731,947	745,062	13,115	1.79%	Majority Pass
Debt, Insurance & Other:									
710	Debt		2,793,449	2,652,246	2,524,201	2,541,262	17,061	0.68%	
911	County Retirement		902,372	832,379	996,940	1,059,554	62,614	6.28%	
914	Health Insurance		3,745,834	3,992,534	4,187,546	4,236,987	49,441	1.18%	
916	Medicare Insurance		230,000	262,601	262,220	302,220	40,000	15.25%	
917	Retire Sick Leave		33,000	42,348	3,000	3,000	0	0.00%	
945	Property & Liability		175,000	151,815	141,000	162,150	21,150	15.00%	
912	Compensation Fund		95,000	90,980	129,000	148,350	19,350	15.00%	
913	Unemployment Fund		15,000	15,000	15,000	15,000	0	0.00%	
935	Maintenance		200,000	271,766	0	0	0	0.00%	
920	Medicaid Clerical		30,000	0	30,000	30,000	0	0.00%	
	Subtotal Debt, Insurance & Other:		8,219,655	8,311,669	8,288,907	8,498,523	209,616	2.53%	Majority Pass
	Grand Total		34,719,508	34,589,175	34,579,854	34,100,954	-478,900	-1.38%	
	includes prior yr encumbrances/Rese rve Fund Transfers,								

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

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (4-2-0) for the omnibus budget with the School Dept operating budget and Bus Transportation budget totaling \$18,654,999.

VOTE NEEDED: Requires a simple majority provided none of the money is coming from Stabilization. A transfer from Stabilization requires a 2/3 majority vote.

1st part - General Government: Motion made and seconded to accept. Motion carries.

2nd part - Public Safety: Motion made and seconded to accept. Motion carries unanimously.

3rd part – Education: Motion made and seconded to accept.

Amendment proposed: I move to amend Article 5, Line 132 of the omnibus budget from \$17,594,215. to \$17,414,646. made up of the School Committee voted budget of 3-3-09 for \$17,294,646. and \$120,000. for the lease of Good Shepherd as outlined in Article 11.

The motion to amend is seconded. The motion to amend failed.

The original motion to accept (as presented) carries.

4th part – Public Works: Motion made and seconded to accept. Motion carries.

5th part – Human Services: Motion made and seconded to accept. Motion carries unanimously.

6th part – Culture & Recreation: Motion made and seconded to accept. Motion carries unanimously.

7th part – Unclassified: Motion made and seconded to accept. Motion carries unanimously.

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 \$____, derived from late fines and fees, under the Library Trustees; recreation program costs, not to exceed \$____, to be derived from program fees, under the Recreation Committee; compost bin costs, not to exceed \$____, derived from compost bin sales, under the Board of Health; or take any other action related thereto.

SPONSOR: Board of Selectmen (Town Manager)

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

MOTION: *Move that the Town vote to establish and authorize GLc.44, §53E ½ revolving funds for the continuation of: Library book repairs, not to exceed \$12,000.00, derived from late fines and fees, under the Library Trustees; recreation program costs, not to exceed \$10,000.00, to be derived from program fees, under the Recreation Committee; compost bin costs, not to exceed \$2,000.00, derived from compost bin sales, under the Board of Health.*

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

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (4-1-0) to reestablish the Library, BOH and Recreation revolving funds.

VOTE NEEDED: Requires a simple majority.

The motion is seconded and carries unanimously.

ARTICLE 7: SEWER 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 2010, or take any other action related thereto.

SPONSOR: Board of Selectmen (Town Manager)

Commentary: The Sewer Enterprise Fund is based upon the collection of sewer charges to over 2,350 customers and is entirely self-supporting. The services budgeted in the FY 2010 Water Enterprise budget request have changed slightly, as for charges for benefits that are transferred back to the general fund have been moved from

the expense line to the salary line of the budget. The FY 2010 budget request has been reduced by \$10,380 from the FY 2009 approved budget.

MOTION: Move that the sum of \$1,030,668, as set forth in the last column below (“FY10 Budget TM/Finance Committee Recommendation”), up to and including the line entitled “Total” be appropriated to the FY10 Sewer (Waste Water) Department Enterprise Fund Account to be expended for the respective purposes set forth in the last column, each item being considered a separate appropriation.

Sewer (Waste Water) Dept. Enterprise Fund			FY08 Budget	FY09 Budget	FY10 Budget TM/Finance Committee Recommendation
651-440-5100	Wastewater	Salaries	322,973	316,320	379,385
651-440-5200	Wastewater	Expenses	540,794	581,132	511,100
651-440-5800	Wastewater	Debt	87,938	143,596	143,183
651-440-5900	Wastewater	Equipment Replacement	5,000	0	0
		Subtotal Expenses	633,732	724,728	651,283
		Total	956,705	1,041,048	1,030,668

\$1,030,668 to come from sewer (wastewater) enterprise revenues.

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

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (4-1-0) for the Sewer Dept Budget

VOTE NEEDED: Requires a simple majority.

The motion is seconded and carries unanimously.

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 2010, or take any other action related thereto.

SPONSOR: Board of Selectmen (Town Manager)

Commentary: The Water Enterprise Fund is based upon the collection of water charges to over 3,300 customers and is entirely self-supporting. The services budgeted in the FY 2010 Water Enterprise budget request have changed slightly, as for charges for benefits that are transferred back to the general fund have been moved from the expense line to the salary line of the budget. The FY 2010 budget request has been reduced by \$17,553 from the FY 2009 approved budget.

MOTION: Move that the sum of \$1,311,569, as set forth in the last column below (“FY10 Budget TM/Finance Committee Recommendation”), up to and including the line entitled “Total” be appropriated to the FY10 Water Department Enterprise Fund Account to be expended for the respective purposes set forth in the last column, each item being considered a separate appropriation.

Water Department Enterprise Fund			FY 08 Budget	FY09 Budget	FY10 Budget TM/Finance Committee Recommendation
650-450-5100	Water	Salaries	332,304	320,663	423,847
650-450-5200	Water	Expenses	390,226	589,987	462,000
650-450-5800	Water	Debt	259,822	428,472	425,722
650-450-5900	Water	Equipment Replace.	80,000	0	0
		Subtotal Expenses	730,048	1,018,459	887,722
		Total	1,062,352	1,329,122	1,311,569

\$1,311,569 to come from water enterprise revenues.

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

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (4-1-0) for the Water Dept Budget

VOTE NEEDED: Requires a simple majority.

The motion is seconded and carries unanimously.

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 2010, or take any other action related thereto.

SPONSOR: Board of Selectmen (Town Manager)

***Commentary:** The Ambulance Enterprise fund is based upon the collection of ambulance service fees and is self-supporting. The services budgeted in the FY 2010 Ambulance budget request have changed slightly, as for charges for benefits that are transferred back to the general fund have been moved from the expense line to the salary line of the budget. The budget also has a \$30,000 Special Outlay request for advanced ALS training for existing paramedics. Finally, service volumes and anticipated needs called for a transfer ¼ of one FTE position from the Fire Department to the Ambulance Enterprise for FY 2010.*

MOTION: *Move that the sum of \$629,149, as set forth in the last column below (“FY10 Budget TM/Finance Committee Recommendation”), up to and including the line entitled “Total” be appropriated to the FY10 Ambulance Department Enterprise Fund Account to be expended for the respective purposes set forth in the last column, each item being considered a separate appropriation.*

Ambulance Division Enterprise Fund			FY 08 Budget	FY09 Budget	FY10 Budget TM/Finance Committee Recommendation
602-231-5100	Ambulance	Salaries	347,449	361,564	519,604
602-231-5200	Ambulance	Expenses	125,787	171,545	79,545
602-231-5900	Ambulance	Special Outlay	20,000	0	30,000
		Subtotal Expenses	145,787	171,545	109,545
		Total	493,236	533,109	629,149

\$629,149 to come from ambulance enterprise revenues

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

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (4-1-0) for the Ambulance Division budget

VOTE NEEDED: Requires a simple majority.

The motion is seconded and carries unanimously.

ARTICLE 10: CABLE ACCESS BUDGET

To see if the Town will vote to transfer a sum or sums of money for the salaries and expenses of the Cable PEG Access 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 related thereto.

SPONSOR: Board of Selectmen (Town Manager)

***Commentary:** The Cable Access budget is based upon the collection of cable franchise/license fees, per the License Agreement with Charter Communications, and is placed in a special receipts-reserved-for-appropriation account. The FY 2010 cable access budget is similar to the budget approved for FY 2009, except for charges for benefits that*

are transferred back to the general fund have been moved from the expense line to the salary line of the budget. The Cable TV License Agreement expires on October 6, 2010.

MOTION: Move that the sum of \$142,132, as set forth in the last column below (“FY10 Budget TM/Finance Committee Recommendation”), up to and including the line entitled “Total” be appropriated to Cable (PEG) Access Account to be expended for the respective purposes set forth in the last column, each item being considered a separate appropriation.

CABLE (PEG) ACCESS			FY08 Budget	FY09 Budget	FY10 Budget TM/Finance Committee Recommendation
240-645-5100	Cable	Salaries	50,958	76,873	88,268
240-645-5200	Cable	Expenses	24,082	32,233	21,300
240-645-5900	Cable	Capital Outlay	50,000	35,000	32,564
		Subtotal Expenses	74,082	66,233	53,864
		Total	125,040	144,106	142,132

\$142,132 to come from the Cable PEG Access Receipts Reserved for Appropriation.

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

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (4-1-0) for the Cable Access budget

VOTE NEEDED: Requires a simple majority.

The motion is seconded and carries unanimously.

ARTICLE 11: APPROPRIATION TO FUND GOOD SHEPHERD SCHOOL BUILDING RENT

To see if the Town will vote to raise and appropriate or transfer from available funds, a sum of money to pay FY 2010 annual rent and associated costs for utilities in the Good Shepherd School Building, or take any other action related thereto.

SPONSOR: School Committee

Commentary: This warrant article is the annual rent appropriation for the Early Learning Center and funded through a transfer from Stabilization. Annual rent and utilities total \$120,000. The language used is the same as in previous years. Balance in Stabilization upon passage of this Article, assuming acceptance of Article 2, will be \$474,104.08.

MOTION: Move that the town vote to transfer and to appropriate the sum of \$120,000 from the Stabilization Fund account #704-000-5960-0000-000 to the Good Shepherd Lease account # 001-395-5271-0000-000-2-0000-0-0 to pay FY10 annual rent and associated costs for utilities in the Good Shepherd School Building which currently houses Pre-K through Kindergarten classes.

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

RECOMMENDATION OF THE FINANCE COMMITTEE: No Recommendation (3-3-0) for the lease of Good Shepherd. The Committee is divided on the issue of including this lease, after nine years, in the School Dept operating budget.

VOTE NEEDED: Requires a simple majority provided none of the money is coming from Stabilization.

A transfer from Stabilization requires a 2/3 majority vote.

The moderator declares that a 2/3 vote is needed. The motion is seconded and carries.

ARTICLE 27: CITIZEN PETITION TO AMEND SECTION 400-40, SUBSECTION B OF THE ZONING BYLAWS

Amend Section 400-40 (Waucantuck Mill Adaptive Reuse Overlay District) Subsection B of the Town of Uxbridge Zoning By-laws by adding the following clause to the end of the first paragraph: The site also includes property as shown on Assessor’s Map 19; parcel 2413, parcel 2449, portion of parcel 2484, portion of parcel 2475 and a portion of the area depicted on Map 19 as the paper street shown as Nicholas Way on an approved, but not built subdivision plan, the entire property being specifically bounded as follows:

BOUNDARY DESCRIPTION
SEPTEMBER 10, 2008

PROPOSED ZONING CHANGE FOR ASSESSOR'S MAP 19; PARCELS 2413 & PARCEL 2449, A
PORTION OF PARCELS 2484 & 2475 AND A PORTION OF THE AREA DEPICTED ON MAP 19
AS THE PAPER STREET SHOWN AS NICHOLAS WAY ON AN APPROVED, BUT NOT BUILT
SUBDIVISION PLAN IN UXBRIDGE, MASSACHUSETTS

A certain parcel of land situated in the town of Uxbridge, Worcester County, Massachusetts. Said parcel is partially shown on plan book 816 plan 24 recorded in the Worcester South District Registry of Deeds and is bounded and described as follows:

Beginning at a point at land now or formerly of Town of Uxbridge, Williams and Byron as shown on the aforementioned plan;

Thence S 01°16' 39" W, a distance of 723.07 feet by land now or formerly of Byron, Gardner, Mason and Ludden to a point on the northwesterly sideline of Mendon Street (Route 16);

Thence the following three courses by the northwesterly sideline of Mendon Street:

Southwesterly on a curve to the right with a radius of 1160.00 feet for an arc distance of 140.32 feet to a point;

S 27°50' 47" E, a distance of 13.378 feet to a point;

S 63°10' 53" W, a distance of 82.26 feet to a point;

Thence N 17° 23' 35" W, a distance of 182.00 feet to a point;

Thence N 23° 27' 34" W, a distance of 180.42 feet to a point;

Thence N 07° 15' 35" W, a distance of 341.20 feet to a point at land of the aforementioned Town of Uxbridge;

Thence N 67°55' 37" E, a distance of 382.32 feet to the point of beginning.

The above described parcel contains 4.80 acres more or less.

Or take any other action relating thereto.

SPONSOR: Citizen Petition

Commentary: Petitioner

MOTION: Move that Article 27 as printed in the warrant be put on town meeting floor for consideration.

PLANNING BOARD REPORT: Unfavorable Action (4-0-0)

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

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (5-1-0), the Zoning amendment extends the boundaries of the Waucantuck Mill Adaptive Reuse Overlay District.

VOTE NEEDED: Requires a 2/3rds vote.

The motion is seconded and the motion failed.

ARTICLE 12: SPECIAL LEGISLATION; CABLE ACCESS ENTERPRISE FUND

To see if the Town will vote to authorize the Board of Selectmen to petition the General Court for special legislation to allow the Town of Uxbridge to _____, however, that the General Court may make clerical or editorial changes of form only to the bill, unless the Board of Selectmen approves amendments to the bill before enactment by the General Court which are within the scope of the general public objectives of the petition, pass any vote, or take any action relative thereto:

AN ACT AUTHORIZING THE TOWN OF UXBRIDGE TO ESTABLISH A CABLE PEG ACCESS ENTERPRISE FUND.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same as follows:

Section 1. Notwithstanding any general or special law or rule or regulation to the contrary regulating the

operation of a cable peg access account, the Town of Uxbridge shall fund and operate a cable peg access account pursuant to M.G.L. Chapter 44, Section 53F ½.

Section 2. This act shall take effect upon its passage.

SPONSOR: Board of Selectmen

Commentary: This article seeks to address the issue of how to account for the collection and expenditure of license fees paid to the Town pursuant to the September 2001 agreement between the Town of Uxbridge and Charter Communications Entertainment I, LLC (Section 6.3, annual support for PEG Access). There is no specific statute within Massachusetts General Laws that govern the collection and expenditure of cable access funds which allows such funds to retain their unexpended proceeds on an annual basis. Cities and towns, as a rule, do not close the balance in these accounts at the end of the fiscal year. As a result, they use various funding mechanisms to allocate and account for cable access receipts and expenditures, none of which fit the requirements of M.G.L. This local option legislation, if passed, will clear the issue for the Town.

MOTION: *Move to accept the article as written*

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

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (3-2-0) for special legislation. This is an effort by the BOS to end the controversy about funds gathered by Charter, 4.25% of cable bills for television programming, and paid to a special account. This action, if approved by the Legislature, will allow Uxbridge to lawfully handle the funds. It should be noted that the cable access operation does not qualify under the law for Enterprise Funds.

VOTE NEEDED: Requires a simple majority.

The motion is seconded and carries.

ARTICLE 13: PARTICIPATION IN THE ELEVEN TOWN REGIONAL ECONOMIC DEVELOPMENT COUNCIL

To see if the Town will vote to _____ and to raise and appropriate or transfer from available funds, a sum of money to fund membership for the first year (or FY 2010), or take any action relative thereto.

SPONSOR: Board of Selectmen

Commentary: *The Town has been asked for a three-year commitment to a proposed eleven town regional economic council, headed by. Participation requires an annual assessment of a \$1.00 per resident charge, based on the Town's current population to be used as "seed money" for marketing efforts. Formation of the Council is dependant on a majority of participating towns agreeing to the assessment.*

MOTION: No Motion

RECOMMENDATION OF THE BOARD OF SELECTMEN: Pass over (5-0-0), with continued involvement with the 11 Town Group

RECOMMENDATION OF THE FINANCE COMMITTEE: Unfavorable Action (5-0-0) for participation in a regional economic council. Funds required are \$1.00 per person in Uxbridge for a three year period that amounts to more than \$36,000.

VOTE NEEDED: Requires a simple majority provided none of the money is coming from Stabilization.

A transfer from Stabilization requires a 2/3 majority vote.

No motion; no action on Article 13.

ARTICLE 14: ADOPT CHAPTER 137 OF THE ACTS OF 2003

To see if the Town will vote to adopt Chapter 137 of the Acts of 2003, as amended; An employee eligible under this section shall be paid his regular base salary as a public employee for each pay period of military leave of absence after September 11, 2001, reduced by any amount received from the United States as base pay for military service performed during the same pay period. For purposes of this section, base pay shall not include any allowances, overtime pay, shift differential pay, hazardous duty pay or any other additional compensation received for military service; or take any other action relative thereto.

SPONSOR: Board of Selectmen (Veteran's Services)

Commentary: This article addresses payroll inconsistencies for active employees called to military service. Passage of this article would require the Town to fund the difference between the employee's base pay and his military service pay for the period that they were performing military service. Passage of this article would be retroactive to September 11, 2001, and as such, time and research will be required to determine the financial impact to the Town of this potential action.

MOTION: No Motion

RECOMMENDATION OF THE BOARD OF SELECTMEN: Pass over (5-0-0)

RECOMMENDATION OF THE FINANCE COMMITTEE: pass over this article. Ch 137 was and is meant to be retroactive to Sept 11, 2001. Cost exposure is not known at this time.

VOTE NEEDED: Requires a simple majority.

No motion; no action on Article 14.

ARTICLE 15: FUNDING OF THE ASSESSORS REVALUATION ACCOUNT (via funding within the levy limit)** To see if the town will vote to raise, appropriate, and/or transfer from available funds, the sum of \$15,000 for the purpose of funding an account for Assessors Revaluation expenses or take any other action related thereto.

SPONSOR: Board of Selectmen (Town Manager)

Commentary: The costs for preparing for the tri-annual revaluation were previously raised in the Assessor's annual budget. Amounts funded through the general fund budget are supposed to be encumbered for expenses incurred but not paid out during the fiscal year, or closed out at the end of the fiscal year. However, the costs of the revaluation are not necessarily incurred during that time frame. The town's auditors have requested that the appropriation be raised as a separate warrant article so that any account balances maybe maintained upon the close of the fiscal year.

MOTION: Move that the sum of \$15,000 be appropriated in order to fund the Triennial Revaluation Account (0200-142-5200-0000-0000).

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

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (5-0-0) funding the Assessor's account for revaluation. This change satisfies the Town auditors as the preferred way to carry over funds year to year.

VOTE NEEDED: Requires a simple majority provided none of the money is coming from Stabilization. A transfer from Stabilization requires a 2/3 majority vote.

The motion is seconded and carries unanimously.

ARTICLE 16: SCHOOL FACILITIES MAINTENANCE TRUST FUND

To See if the Town will vote to create a local fund titled "School Facility Maintenance Trust Fund" for the purpose of funding appropriate school facility maintenance projects that meet the provision of 963 CMR 2.00, Section 2.18 4(b), and further that the Town affirm its intent to accept all matching grant funds from the Massachusetts School Building Authority (MSBA) for which it qualifies, relative to the regulations outlined in 963 CMR 2.00, Section 2.18 4(b), and deposit said funds into the "School Facility Maintenance Trust Fund" for use in funding such projects, or take any other action related thereto.

SPONSOR: School Committee

Commentary: This article proposes to establish a School Facilities Maintenance Trust Fund to facilitate the funding of future school maintenance. The Massachusetts School Building Authority (MSBA) has promulgated regulations that could award a bonus in matching grant funds to those communities establishing such a trust fund. The bonus would be awarded as matching funds up to two percent of the total MSBA reimbursement grant award for a project. Uxbridge hopes to receive this bonus as part of any MSBA funding that may be approve for the Uxbridge High School Project.

MOTION: Move that the Town will vote to create a local fund titled "School Facility Maintenance Trust Fund" for the purpose of funding appropriate school facility maintenance projects that meet the provision of 963 CMR 2.00, Section 2.18 4(b), and further that the Town affirm its intent to accept all

matching grant funds from the Massachusetts School Building Authority (MSBA) for which it qualifies, relative to the regulations outlined in 963 CMR 2.00, Section 2.18 4(b), and deposit said funds into the "School Facility Maintenance Trust Fund" for use in funding such projects.

RECOMMENDATION OF THE BOARD OF SELECTMEN: Recommendation to be presented at Town Meeting

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (5-0-0) Establishing the School Facilities Maintenance Fund, with no appropriation at this time, provides the possibility of additional percentage points added to the reimbursement funding for any school project.

VOTE NEEDED: Requires a simple majority

The motion is seconded.

Amendment Proposed: Move to amend Article 16 by adding the additional wording: **Said "School Facility Maintenance Trust Fund" shall be under the exclusive jurisdiction and control of a Board of Trustees of not less than six members. Said "School Facility Maintenance Trust Fund" shall be comprised of one member of the Board of Selectmen, one member of the School Committee, one member of the Finance Committee and three members elected by the public. Members appointed from the Board of Selectmen, School Committee and/or Finance Committee shall be subject to reappointment each time the Board or Committees shall reorganize. The initial slate of three members of the public shall be appointed by the Town Manager with one having a term of three years or less, a second having a term of two years or less, and the third having a term of one year or less with each incumbent being required to seek election for a three year term in the regularly scheduled Town election held just prior to the termination of his/her initial appointment. All meetings of said "School Facility Maintenance Trust Fund Board of Trustees" shall be conducted in accordance with the provisions of Massachusetts General Law Chapter 39, Section 23B "Open Meetings Governmental Bodies" except that a quorum of the "School Facility Maintenance Fund Board of Trustees shall require not less than four members to be present and any decision to expend money from the "School Facility Trust Fund" shall require an affirmative vote of not less than four members to be present and any decision to expend money from the "School Facility Trust Fund" shall require an affirmative vote of not less than four members.**

An amendment to the amendment was then offered to delete the reference to the Finance Committee members. The amendment to the amendment was seconded and carried.

The original amendment was seconded and motion to amend fails.

The motion was seconded and carries. Article 16 carries without amendment.

ARTICLE 17: AMEND THE ZONING BYLAWS APPENDIX A - TABLE OF REGULATIONS

To See if the Town will vote to accept the Zoning By-Laws §400 be amended by: Deleting in its entirety the existing "APPENDIX A - TABLE OF REGULATIONS" and replacing it with the Attached "APPENDIX A - TABLE OF USE REGULATIONS" (See Attached)

Also by amending the Zoning Bylaw §400 Article X "Definitions", by adding the following definitions, in their appropriate alphabetical order as the section is now organized:

Light manufacturing / light industrial: Any lawful manufacturing use, including any assembly, warehousing, or processing operation which is not detrimental to the community or to the neighborhood by reason of the emission of dust, odors, gas, smoke, vibrations, noise, light, or other environmental contaminants; and not including the manufacture, storage, transportation or disposal of hazardous material.

Non-exempt agricultural use: Those uses, agricultural in nature, that are not exempt from zoning regulation under Massachusetts General Laws Chapter 40A section 3. Said uses may not be exempt due to the size of the parcel upon which the activity is being conducted, that being less than five (5) acres, or that the primary use of the land is something other than agricultural, or for other reasons.

Non-Hospital Medical Institution: Medical clinic, physician office(s), ambulatory surgical facilities, x-ray and other laboratory or testing facilities, but not including inpatient services.

Also by amending the definition Apartment House by striking “apartments or an independent family above the second floor” and adding in its place “dwelling units”. The definition shall read in its entirety: **“Apartment House:** A building containing three (3) or four (4) dwelling units provided (a) the minimum lot size for the first unit shall be equal to the minimum lot size for a single-family residence in the zoning district, (b) 8,000 square feet of land shall be provided for each additional dwelling unit (c) the front yard shall be landscaped and (d) 1.5 paved, off-street parking spaces shall be provided for each dwelling unit therein.”

SPONSOR: Zoning Board of Appeals

Commentary: *This will delete the existing Section of the Zoning Bylaws and replace it with a new Section as printed below in the Warrant of this Town Meeting.*

MOTION: (Suggested) ***Move that the Town vote to delete the existing Section of the Zoning Bylaws and replace it with a new Section as printed below in the Warrant of this Town Meeting.***

Appendix A Table of Use Regulations

(Revisions effective upon passage at May 2009 Spring Annual Town Meeting)

USE	DISTRICTS					
	R-A	R-B	R-C	A	B	I
<u>A. Residential Uses</u>						
Apartment house	Y	N	N	N	N	N
Conservation design development	N	N	N	PB	N	N
Open space development	PB	PB	N	N	N	N
Single-family dwelling	Y	Y	Y	Y	N	N
Townhouse development	PB	N	N	N	N	N
Two-family/duplex dwelling	Y	Y	N	N	N	N
<u>B. Institutional Uses</u>						
Cemetery	ZBA	ZBA	ZBA	ZBA	N	N
Child care facility	Y	Y	Y	Y	Y	Y
Educational use, nonexempt	ZBA	ZBA	ZBA	ZBA	ZBA	N
Essential services	ZBA	ZBA	ZBA	ZBA	ZBA	ZBA
Hospital	ZBA	ZBA	ZBA	ZBA	ZBA	ZBA
Municipal facility	Y	Y	Y	Y	Y	Y
Non-hospital medical institution	N	N	N	N	ZBA	ZBA
Penitentiary, correctional or detention facility	N	N	N	N	N	N
Public or non-for profit institutions of philanthropic or charitable nature, not including penitentiary, correctional or detention-type facilities	ZBA	ZBA	ZBA	ZBA	ZBA	ZBA

Use of land or structures for educational purposes on land owned or leased by the Commonwealth or any of its agencies, subdivisions or bodies politic or by a religious sect or denomination, or by a nonprofit educational corporation	Y	Y	Y	Y	Y	Y
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Use of land or structures for religious purposes	Y	Y	Y	Y	Y	Y
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USE	R-A	R-B	R-C	A	B	I
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C. Agricultural Uses

Commercial agriculture, aquaculture, silviculture, horticulture, floriculture or viticulture, including facilities for the sale of produce, and wine and dairy products, but only pursuant to the provisions of MGL Chapter 40A section 3 and only so long as the land contains more than five (5) acres in area.	Y	Y	Y	Y	Y	Y
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Non-exempt agricultural use	ZBA	ZBA	ZBA	ZBA	N	N
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Private stabling of horses	ZBA	ZBA	ZBA	Y	N	N
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D. Commercial Uses

Adult entertainment establishment	N	N	N	N	N	PB
Airport or landing field, commercial	N	N	N	N	N	N
Airport or landing field, private	N	N	N	Y	N	N
Animal clinic or hospital; commercial kennel	N	N	N	ZBA	ZBA	ZBA
Automobile, truck, and other motor vehicle sales, service and rentals	N	N	N	N	ZBA	ZBA
Bank, financial agency	N	N	N	N	Y	Y
Bed and breakfast establishment	ZBA	ZBA	ZBA	ZBA	ZBA	N
Billboards, including any sign of more than forty (40) square feet	N	N	N	N	N	N
Blacksmith shop	N	N	N	N	N	ZBA
Boarding house	ZBA	N	N	N	N	N
Business or professional office	N	N	N	N	Y	Y
Commercial dog kennel	N	N	N	ZBA	ZBA	ZBA
Commercial recreation, indoor	N	N	N	N	Y	Y
Commercial recreation, outdoor	N	N	N	ZBA	ZBA	ZBA
Contractor's yard	N	N	N	N	N	ZBA
Crematory	N	N	N	N	N	Y
Earth removal ¹	ZBA	ZBA	ZBA	ZBA	N	N

Electrical generating facilities with a capacity of 350 megawatts or less on a minimum site area of 15 acres using natural gas, renewable and ultra low sulfur fuels, wind or solar energy

N

N

N

N

N

PBⁱⁱ

USE	R-A	R-B	R-C	A	B	I
Fuel distribution	N	N	N	N	ZBA	ZBA
Funeral home	ZBA	ZBA	ZBA	N	ZBA	N
Gasoline or oil filling station	N	N	N	N	ZBA	ZBA
Hotel or motel located on a tract of land at least two (2) acres in area and at least 150 feet from any permanent residential building	N	N	N	PB	PB	PB
Juice Bar, as an accessory use to a private club, restaurant or country club	N	N	N	ZBA	N	N
Junkyard or automobile graveyard	N	N	N	N	N	N
Laundry or Laundromat; dry cleaning establishment	N	N	N	N	ZBA	ZBA
Light Manufacturing /Light Industrial	N	N	N	N	N	ZBA
Lumber yard	N	N	N	N	ZBA	ZBA
Manufacture, storage, transportation or disposal of hazardous material	N	N	N	N	N	N
Nursing or convalescent home; home for the aged	ZBA	ZBA	ZBA	N	N	N
Personal service establishment	N	N	N	N	Y	Y
Private club, nonprofit	ZBA	ZBA	N	ZBA	N	N
Racetrack	N	N	N	N	N	N
Restaurant; diner	N	N	N	N	Y	Y
Retail stores and/or services	N	N	N	N	Y	Y
Shop for manufacturing articles incidental to a retail store on the premises	N	N	N	N	Y	Y
Shopping center	N	N	N	N	PB	PB
Stone mason yard	N	N	N	N	N	ZBA

Key: Y = Permitted, N = Not permitted, ZBA = Permitted by special permit from the Board of Appeals, PB = Permitted by special permit from the Planning Board, BI = Permitted following approval by the Building Inspector, R-A = Residence A, R-B = Residence B, R-C = Residence C, A=Agricultural, B=Business, I=Industrial

i See Also Town of Uxbridge General Bylaws Chapter 181 regarding earth removal.

ii Only pursuant to §400 (20) (B) (5) of this bylaw.

PLANNING BOARD REPORT: Favorable Action (4-0-0)

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

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (4-0-2), changing the table of uses in the Zoning bylaws

VOTE NEEDED: Requires a 2/3rds vote.

The motion is seconded.

Amendment Proposed: I hereby move that the Article 17 be amended in the following manner:

First: In the proposed Table of Uses, in section “D Commercial Uses” in the use category entitled “Restaurant, Diner”, change the designation of “N” under the Agricultural District to “ZBA”

Second: In the proposed Table of Uses, in section “A Residential Uses” after the use category entitled “Two-family/duplex dwelling” add the following Use category:

“Garaging and maintaining more than three (3) automobiles of the passenger type” with the designation of “ZBA” in all zoning districts.

Third: Strike from the Use Table the category in section “B: Institutional Uses” the use entitled “Essential Services” together with the ZBA designations in each district. Also strike from the Zoning Bylaws in the “Definitions” section the definition of “Essential Services”.

The amendment is seconded and carries.

The main motion as amended fails to achieve 2/3 vote and motion failed.

ARTICLE 18: VOTE TO AUTHORIZE BY MASS GENERAL LAWS, CHAPTER 44, SECTION 53E ½, TO ESTABLISH A REVOLVING FUND FOR POUT POND FACILITIES

MAINTENANCE To see if the Town will vote as authorized by Mass. General Laws, Chapter 44, Section 53 E ½, to establish a Revolving Fund for Pout Pond Facilities Maintenance, to be expended under the authority of the Conservation Commission. The funds to be deposited into and disbursed from this account are sums received or to be received from fees charged for facility use relating to Pout Pond. The Conservation Commission shall authorize all expenditures of funds from this account, without further appropriation, provided that the amount to be expended in fiscal year 2010 shall not exceed \$5,000.00 unless such additional amounts are recommended by both the Board of Selectmen and the Finance Committee. Funds will be used for expenses relating to Pout Pond, excluding salaries and fringe benefits, or take any action relative thereto or thereon.

SPONSOR: Conservation Commission

Commentary:

MOTION: *(Motion, if any, to be provided by the Petitioner)*

RECOMMENDATION OF THE BOARD OF SELECTMEN: No Motion

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (5-0-0) establishing a Revolving Fund for Pout Pond Maintenance

VOTE NEEDED: Requires a simple majority

No motion; no action on Article 18.

ARTICLE 19: APPROPRIATION AND/OR TRANSFER TO FUND THE LIBRARY

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 not to exceed \$25,000 for the purpose of repairing the turret roof, flashing and roof drainage system as well as to repair the sky light of the Uxbridge Free Library.

SPONSOR: The Board of Trustees of the Uxbridge Public Library

Commentary: Note: this is necessary to repair the above and prevent further water damage to the Library. The Town of Uxbridge agreed to the upkeep and maintenance of the Library when it accepted the gift of the building in 1893.

MOTION: *(Motion, if any, to be provided by the Petitioner)*

RECOMMENDATION OF THE BOARD OF SELECTMEN: No Motion

RECOMMENDATION OF THE FINANCE COMMITTEE: no motion, during discussion the Town Administration and the Library Trustees agreed to fund these repairs from the School/Town Maintenance account

VOTE NEEDED: Requires a simple majority provided none of the money is coming from Stabilization.

A transfer from Stabilization requires a 2/3 majority vote.

No motion; no action on Article 19.

ARTICLE 20: APPROPRIATION AND/OR TRANSFER TO FUND THE LIBRARY

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 not to exceed \$75,000 for the purpose of repointing the brickwork of the Uxbridge Free Library.

SPONSOR: The Board of Trustees of the Uxbridge Public Library

Commentary: Note this work has been needed for 10 plus years, funding was approved last year at ATM, funding was revoked as the job was going out to bid. This project is necessary to ensure the integrity of the building and keep water out of the building. The Town of Uxbridge agreed to the upkeep and maintenance of the Library when it accepted the gift of the building in 1893.

MOTION: To pass the article as written.

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

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (3-2-0) Fund the pointing of the 110 year Library to prevent further water damage. This brickwork project has been underfunded for more than ten years.

VOTE NEEDED: Requires a simple majority provided none of the money is coming from Stabilization. A transfer from Stabilization requires a 2/3 majority vote.

The motion is seconded and the motion failed.

ARTICLE 21: APPROPRIATION AND/OR TRANSFER TO FUND THE LIBRARY

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 not to exceed \$20,000 for the purpose of repainting the exterior window trim and repairing rotted window sills of the Uxbridge Free Library.

SPONSOR: The Board of Trustees of the Uxbridge Public Library

Commentary: Notes: this project has been needed for over 5 years and is beyond the amount appropriated to the Library for maintenance. The Town of Uxbridge agreed to the upkeep and maintenance of the Library when it accepted the gift of the building in 1893.

MOTION: (Motion, if any, to be provided by the Petitioner)

RECOMMENDATION OF THE BOARD OF SELECTMEN: No Motion

RECOMMENDATION OF THE FINANCE COMMITTEE: no motion, during discussion the Town Administration and the Library Trustees agreed to fund these repairs from the School/Town Maintenance Account

VOTE NEEDED: Requires a simple majority provided none of the money is coming from Stabilization. A transfer from Stabilization requires a 2/3 majority vote.

No motion; no action on Article 21.

ARTICLE 22: APPROPRIATION TO FUND....

To see if the Town will vote to reimburse home owner Ellen Duprey for the excess amount of real estate taxes paid; \$1,422.03 with interest \$358.91 resulting in a total of \$1,780.94. My home was wrongly assessed as a cape style home with a partially finished 2 – floor in 1999. In actuality the house is categorized as a ranch or bungalow with no 2nd floor, just an unfinished attic. My home was erroneously measured 1770 square feet when in actuality my home is 1160 feet.

SPONSOR: Citizen Petition

Commentary: See above

MOTION: Move to appropriate \$1,780.94 from Fund Balance Reserved for Overlay Surplus (1000-000-3220-0000-0000-0-0000-0-0) to reimburse Ellen Duprey for taxes paid in excess of valuation plus interest.

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

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (5-0-0) for the overpayment of Real Estate Taxes.

VOTE NEEDED: Requires a simple majority provided none of the money is coming from Stabilization. A transfer from Stabilization requires a 2/3 majority vote.
The motion is seconded and carries.

ARTICLE 23: CITIZEN PETITION FOR THE ACCEPTANCE OF COMMERCE DRIVE

To see if the Town will authorize the Board of Selectmen to accept by gift, purchase, or eminent domain the 626.11 foot extension of the current public way known as Commerce Drive and the easements and infrastructure related thereto or take any action relating thereto as shown on the plan entitled Quaker Industrial Park II Modified Subdivision Plan in Uxbridge, Massachusetts and dated July 28, 2006. Said plans recorded at the Worcester County Registry of Deeds as Plan Book 861, Plan 38.

SPONSOR: Citizen Petition

MOTION: Approve the acceptance as written in the warrant.

PLANNING BOARD: Favorable Action (5-0-0)

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

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-0-0), for the extension of Commerce Drive

VOTE NEEDED: Requires a simple majority
The motion is seconded and carries unanimously.

ARTICLE 24: CITIZEN PETITION FOR THE ACCEPTANCE OF KASEY COURT AND GARY LANE

To See if the Town will vote to accept as public ways the streets known as Kasey Court and Gary Lane 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 ways for the purposes for which public ways are used in the Town; or take any other action relating thereto.

SPONSOR: Citizen Petition

MOTION: Approve the acceptance as written in the warrant.

PLANNING BOARD REPORT: Favorable Action (5-0-0)

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

RECOMMENDATION OF THE FINANCE COMMITTEE: No Recommendation without prejudice for the acceptance of Kasey Court and Gary Lane. The sponsor did not appear at the Public Hearing.

VOTE NEEDED: Requires a simple majority
The motion is seconded and carries unanimously.

ARTICLE 25: APPROPRIATION TO FUND THE RAZING AND HAULING AWAY THE CINDERBLOCK BUILDING AT THE RIGHT HAND SIDE OF THE SENIOR CENTER

To see if the town will vote to raise and appropriate and/or transfer from available funds a sum of money for the purposes of razing and hauling away the cinderblock building owned by the Town of Uxbridge on the right hand side of the Senior Center and to do any environmental clean up of the site if necessary, Also to grade and pave the lot and the existing parking lot at the Senior Center, said sum of money to be expended under the direction of the Council on Aging, and, further, allow the Council on Aging take any other necessary action needed to carry out this project, or take any other action in relation thereto.

SPONSOR: Council on Aging

MOTION: (Motion, if any, to be provided by the Petitioner)

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

RECOMMENDATION OF THE FINANCE COMMITTEE: Unfavorable Action (5-0-0), funds are not available for this project at this time

VOTE NEEDED: Requires a simple majority provided none of the money is coming from Stabilization. A transfer from Stabilization requires a 2/3 majority vote.
No motion; no action on Article 25.

ARTICLE 26: CITIZEN PETITION TO AMEND SECTION 400-39, SUBSECTION C OF THE ZONING BYLAWS

To see if the town will vote to amend Section 400-39, Bernat Mill Historic Overlay District, Subsection C of the Town of Uxbridge Zoning By-Laws by adding the following additional uses; 7. Research & Development; including but not limited to offices and laboratories for scientific, agricultural, or industrial research

SPONSOR: Citizen Petition

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

PLANNING BOARD REPORT: No Action Taken (4-0-0)

RECOMMENDATION OF THE BOARD OF SELECTMEN: No Action

RECOMMENDATION OF THE FINANCE COMMITTEE: Pass over, no motion to be made

VOTE NEEDED: Requires a 2/3rds vote.

No motion; no action on Article 26.

ARTICLE 28: TRANSFER OF ELIGIBLE RETIREES TO MEDICARE

To see if the Town will vote to accept the provisions of Chapter 32b, Section 18 of the General Laws of Massachusetts, which requires that retirees of the Town and their dependents who are eligible for Medicare transfer from Town health insurance to the Medicare program.

SPONSOR: Board of Selectmen (Town Manager)

Commentary: This is part of a strategy to identify health benefits cost savings to the Town, and to mitigate future increases to both the Town and subscribers. Acceptance of Section 18 will require all Medicare eligible Town & School retirees to migrate from the Town's active health benefit plans to the Town's Medicare supplement plans.

While many retirees are on the Medicare supplement plans, a small number of Medicare eligible retirees are commingled within the Town's active plans. This adversely affects the Town's claims experience on the active plans which is a component of the rate setting process of the premiums paid by the Town and employees. The Medicare supplement plans offer comparable benefits, depending on the retiree's choice of plan, and offer nationwide access. Retirees will not lose the ability to be insured and the Town currently contributes 80% of retiree's health insurance premium. The Town must contribute to Medicare, which includes all employees hired after 1986. Enrollment for these plans occur in January 2010.

The Insurance Advisory Committee, a group comprised of representatives for retirees, municipal and school unions, and management staff for the first time, voted unanimously to support this article, pursuant to the Board of Selectmen agreeing to authorize the payment of the same percentage of the Medicare Part B premium for all current and future retiree, that they are charged for health insurance, which is currently 80%. The Board voted the authorization, pursuant to successful passage of this article, on April 27th.

MOTION: *Move that the Town accept the provisions of Chapter 32b, Section 18 of the General Laws of Massachusetts.*

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

RECOMMENDATION OF THE FINANCE COMMITTEE: Favorable Action (6-0-0) MGL 32b

Section 18 allows eligible retirees to move to Medicare B and join the supplemental Health Insurance plans, with a compromise, not made in the past, by the BOS to pay 80% of the Medicare B for retirees and their spouses, permits both the retirees and the Town to realize a reduction in health care costs.

VOTE NEEDED: Requires a simple majority

The motion is seconded and carries.

A motion was made and seconded to adjourn the 2009 Annual Spring Town meeting. The motion carried unanimously and town meeting was adjourned at 10:40pm.

A true copy attest,

Joseph H. Kaplan, Uxbridge Town Clerk
