

TOWN CLERK

Town of Upton



Massachusetts

Kelly McElreath
kmcElreath@upton.ma.us
508-529-3565

1 MAIN ST., BOX 11
UPTON, MASSACHUSETTS 01568

**CERTIFICATION OF PROCEEDINGS
THE COMMONWEALTH OF MASSACHUSETTS
TOWN OF UPTON
SPECIAL TOWN MEETING**

April 3, 2012

Called to order at 7:00 pm by Moderator David Loeper.

Board of Selectmen Chair, Robert Fleming, led the audience in the Pledge of Allegiance.

During this meeting, 281 voters were checked in to the Nipmuc Regional Middle/High School by Tracey Tardy, Paula Deiana and M. Denise Smith meeting the necessary quorum of 40 voters.

By unanimous vote, guests present were: Lauren Goldberg, Town Counsel, Larry Bombara, DPW Consultant; Mike Constanza, Cable Crew; Michelle Sanford, Town Crier; Morgan Rousseau & John Thornton, Milford Daily News; Fred Aponte, Accountant; Sam Engvall, Boy Scout; John Hagberg, Barbara White, William Slade, Dimitri Prilepski, Peter Zani, Sare Vang.

ARTICLE 1: Upon motion of Paul Carey, it was moved to amend the Zoning Bylaw, Section 4.2, Dimensional Regulations, in order to correct a numbering issue by re-labeling "Note 7", as most recently designated in the Zoning Bylaw amendment approved by the November 15, 2011 Special Town Meeting, as "Note 9".

Favorable recommendation from the Planning Board

Moderator declared the motion passed unanimously

ARTICLE 2: Upton motion of Robert Fleming, it was moved that the Town vote to transfer from Free Cash the sum of Thirty two thousand dollars (\$32,000.00) for a supplemental appropriation to the Insurance Account (#01-945-5700-5743) for the remainder of fiscal year 2012.

Favorable recommendation from the Finance Committee

Moderator declared the motion passed unanimously

ARTICLE 3: Upon motion of Ken Picard, it was moved the Town vote to transfer from Free Cash the sum of Six thousand dollars (\$6,000.00) for a supplemental appropriation to the Technology Expense Account (#01-159-5400-5421) for the remainder of fiscal year 2012.

Favorable recommendation from the Finance Committee

Moderator declared the motion passed unanimously

ARTICLE 4: Upon motion of Robert Fleming, it was moved the Town vote to transfer from Free Cash the sum of Twelve thousand dollars (\$12,000.00) for a supplemental appropriation to the Town Counsel Expense Account (#01-151-5200-5302) for the remainder of fiscal year 2012.

Favorable recommendation from the Finance Committee

Moderator declared the motion passed unanimously

ARTICLE 5: Upon motion of James Brochu, it was moved the Town vote to transfer from Free Cash the sum of Thirty thousand dollars (\$30,000.00) for architectural and engineering services to investigate and design repairs to the exterior of the Upton Police Station, including all costs incidental and related thereto.

Favorable recommendation from the Finance Committee

Moderator declared the motion passed by majority

ARTICLE 6: Upon motion of Ken Picard, it was moved the Town vote to transfer from Free Cash the sum of Twenty thousand dollars (\$20,000.00) for repairs to the Knowlton Risteen Building, 2 Grove Street, Upton, including all costs incidental and related thereto.

Favorable recommendation from the Finance Committee

Moderator declared the motion passed unanimously

ARTICLE 7: Upon motion of Robert Fleming, it was moved the Town vote to transfer from Free Cash the sum of Six thousand dollars (\$6,000.00) for a supplemental appropriation to the Veterans Benefits Account (#01-543-5700-5770) for the remainder of fiscal year 2012.

Favorable recommendation from the Finance Committee

Moderator declared the motion passed unanimously

ARTICLE 8: Upon motion of Ken Picard, it was moved to pass over this article.

Moderator declared the motion passed unanimously

ARTICLE 9: Upon motion of Robert Fleming, it was moved to pass over this article.

Moderator declared the motion passed unanimously

ARTICLE 10: Upon motion of Ken Picard, it was moved the Town vote to transfer from Free Cash the sum of Eight thousand dollars (\$8,000.00) to upgrade the Town's website and pay the costs of the first year's maintenance and support, including all costs incidental and related thereto.

Favorable recommendation from the Finance Committee

Moderator declared the motion passed by majority

ARTICLE 11: Upon motion of James Brochu, it was moved to pass over this article.

Moderator declared the motion passed unanimously

ARTICLE 12: Upon motion of Ken Picard, it was moved the Town vote to transfer from the DPW Wages Account (#01-421-5100-5100) the sum of Seven thousand five hundred dollars (\$7,500.00) for a supplemental appropriation to the DPW Consultant Account (#01-421-5200-5200) for the remainder of fiscal year 2012.

Favorable recommendation from the Finance Committee

Moderator declared the motion passed unanimously

ARTICLE 13: Upon motion of Kelly McElreath, it was moved the Town vote to transfer from Free Cash the sum of Five thousand dollars (\$5,000.00) for a supplemental appropriation to the Town Meetings/Elections Account (#01-113-5400-5421) for the remainder of fiscal year 2012.

Favorable recommendation from the Finance Committee

Moderator declared the motion passed unanimously

ARTICLE 14: Upon motion of James Brochu, it was moved the Town vote to transfer from Free Cash the sum of Three thousand dollars (\$3,000.00) for the purchase of antenna cable and connectors needed to mount the public safety repeater system on the communications tower at Pratt Hill on Warren Street.

Favorable recommendation from the Finance Committee

Moderator declared the motion passed unanimously

ARTICLE 15: Upon motion of James Brochu, it was moved the Town vote to appropriate the sum of Eighty five thousand dollars (\$85,000.00) of which \$5,435.20 shall be transferred from the monies appropriated under Article 25 of the Warrant for the March 30, 2006 Special

Town Meeting, \$41,874.00 shall be transferred from Wastewater Enterprise Fund Free Cash, and \$37,690.80 shall be appropriated from the Wastewater Stabilization Account to supplement the revenue received by the Wastewater Enterprise Fund to balance the revenues and expenditures in that fund for fiscal year 2012.

Favorable recommendation from the Finance Committee

Moderator declared this motion needs a 2/3 majority

Moderator declared the motion passed by 2/3 majority

ARTICLE 16: Upon motion of Robert Fleming, it was moved the Town vote to acquire by gift, two easements, one from D&F Afonso Builders, Inc and one from Robert Richard & Jane Richard, Trustees of the Richard Living Trust, both as described on an Easement Plan of Land entitled: "West River Street Water Main" in Upton, Massachusetts", Scale: 1" = 40', Date: December 29, 2011, prepared by Odone Survey & Mapping, 291 Main Street, Northborough, Massachusetts 01532, for utilities and an access road to the future municipal well field #3, and to authorize the Board of Selectmen to acquire said easements and take all additional actions needed to carry out the purposes of this vote.

Moderator declared the motion passed unanimously

ARTICLE 17: Upon motion of Ken Picard, it was moved the Town vote to transfer from Free Cash the sum of Fifty thousand dollars (\$50,000.00) to the Capital Stabilization Fund.

Favorable recommendation from the Finance Committee

Moderator declared the motion passed unanimously

ARTICLE 18: Upon motion of Robert Fleming, it was moved to pass over this article.

Moderator declared the motion passed unanimously

ARTICLE 19: Upon motion of Robert Fleming, it was moved to pass over this article.

Moderator declared the motion passed by majority

Upon motion of William Young, it was moved to dissolve this warrant and adjourn the Special Town Meeting at 7:31 pm.

Motion passed by unanimously.

A True Copy,
ATTEST:

Kelly A. McElreath, Town Clerk