



Town Clerk

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

November 18, 2014

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

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

During this meeting, 57 voters were checked in to the Nipmuc Regional Middle/High School by Tracey Tardy and M. Denise Smith meeting the necessary quorum of 40 voters.

By unanimous vote, guests present were: Lauren Goldberg, Town Counsel, Michelle Sanford, Town Crier; Michael Gleason, Milford Daily News; Kenny Costa, Town Accountant; Jessica Brady

ARTICLE 1: Upon motion of Ken Picard, it was moved the Town vote to amend the vote taken under Article 3 of the 2014 Annual Town Meeting on the fiscal year 2015 operating budget by amending the funding sources for said budget by transferring Fifty thousand dollars (\$50,000.00) for such purposes from Free Cash and reducing the amount raised and appropriated by a like amount.

Favorable recommendation from Finance Committee

Moderator declared the motion passed unanimously

ARTICLE 2: Upon motion of Michael Bradley, it was moved the Town vote transfer from Free Cash the sum of Twenty-two thousand dollars (\$22,000.00), for the purchase and equipping of a Police Department administrative vehicle.

Favorable recommendation from Finance Committee

Moderator declared the motion passed unanimously

ARTICLE 3: Upon motion of Michael Bradley, it was moved the Town vote to transfer from Free Cash the sum of Seven thousand dollars (\$7,000.00), for the purchase and installation of a replacement server and DVR system for the Police Department, including all costs incidental and related thereto.

Favorable recommendation from Finance Committee

Moderator declared the motion passed unanimously

ARTICLE 4: Upon motion of Robert Fleming, it was moved the Town vote to transfer the sum of Five thousand dollars (\$5,000.00) from the Council on Aging Wages Account (#0100-541-5100-5100), for a supplemental appropriation to the Council on Aging Expense Account (#0100-541-5400-5421), for the remainder of fiscal year 2015.

Favorable recommendation from Finance Committee

Moderator declared the motion passed unanimously

ARTICLE 5: Upon motion of James Brochu, it was moved the Town vote to accept the provisions of G.L. c.40, §22F, to allow, subject to the restrictions set forth in the statute, Town boards or officers to fix reasonable fees for the issuance of a license, permit, or certificate, or for services rendered or work performed.

Favorable recommendation from Finance Committee

Moderator declared the motion passed unanimously

ARTICLE 6: Upon motion of Jeff Thompson, it was moved the Town vote to amend the Town of Upton General By-laws Chapter 12, Section 7, Water Department, Rates, by deleting the text of said section in its entirety and replacing it with the following: "Fees for connection and use of the Town's public water supply system shall be established by the Director of Public Works with the approval of the Board of Selectmen, after a public hearing, notice of which shall be published in a newspaper of substantial circulation in the Town at least 14 days in advance of the hearing," and to amend said General By-laws Chapter 13, Section 3, Sewer Cost Apportionment, Rate, by deleting the text of said section in its entirety and replacing it with the following: "Fees for connection and use of the Town's public sewer system shall be established by the Director of Public Works with the approval of the Board of Selectmen, after a public hearing, notice of which shall be published in a newspaper of substantial circulation in the Town at least 14 days in advance of the hearing."

Moderator declared the motion passed unanimously

ARTICLE 7: Upon motion of Aaron Goodale, it was moved the Town vote to amend the Town of Upton General By-laws, last amended and incorporated September, 2013, by deleting, in TITLE 4, POLICE AND PUBLIC ORDER, the provisions of Chapter 4 – Gasoline or Automotive Service Stations, in its entirety, and further, to amend the Zoning By-laws, last amended and incorporated May, 2012, by modifying item #25 in the Table of Uses to delete the following, “excluding self-service gas stations.

Favorable recommendation from the Planning Board

Moderator declared this motion required a 2/3 majority

Moderator declared the motion passed by 2/3 majority

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

Moderator declared the motion passed unanimously

ARTICLE 9: Upon motion of Rena Richard, it was moved the Town vote to transfer from the Community Preservation Fund - Undesignated Account (2400-300-3590-1000) the following sums from Community Preservation Fund FY2015 estimated annual revenues to the following Community Preservation Fund accounts to meet the requirements of M.G.L. c.44B, §6:

\$53,782.37	Historic Resources Account (2440-300-3595-1000)
\$53,782.37	Open Space Account (2410-300-3595-1000)
\$53,782.37	Community Housing Account (2470-300-3595-1000).

Favorable recommendation from the Community Preservation Committee/ Finance Committee

Moderator declared the motion passed unanimously

ARTICLE 10: Upon motion of Rena Richard, it was moved the Town vote to transfer the sum of Forty-three thousand dollars (\$43,000.00) from the Community Preservation Act Undesignated Account (2400-300-3590-1000) to supplement funding approved under Article 20 of the May 8, 2014 Annual Town Meeting for restoration and rehabilitation of land for recreational purposes, specifically for the replacement of the basketball and tennis courts at Kiwanis Beach including the surface, baskets, poles, netting, fencing, including all costs incidental and related thereto.

Favorable recommendation from the Community Preservation Committee/ Finance Committee

Moderator declared the motion passed unanimously

ARTICLE 11: Upon motion of Rena Richard, it was moved the Town vote to transfer the total sum of Two Hundred ninety-three thousand six hundred eighty-four dollars and fifty cents (\$293,684.50) from the Community Preservation Fund to meet the second year payment of debt service owed on the General Obligation Town Hall Renovation Bonds, with Thirty-four thousand two hundred thirty-seven dollars and fifty-seven cents (\$34,237.57) from the Historic Resources Account (#2440-300-3595-1000) and Two hundred fifty-nine thousand four hundred forty-six dollars and ninety-three cents (\$259,446.93) from the Undesignated Account (#2400-300-3590-1000) .

Favorable recommendation from the Community Preservation Committee/ Finance Committee

Moderator declared the motion passed unanimously

ARTICLE 12: Upon motion of Amanda Graham, it was moved the Town vote to transfer the sum of Two hundred thousand dollars (\$200,000.00) from the Community Preservation Fund – Community Housing Reserve Account (2470-300-3595-1000) to the Affordable Housing Trust as a grant, and to authorize the Board of Selectmen, in consultation with the Community Preservation Committee, to enter into a grant agreement with the Affordable Housing Trust setting forth the terms and conditions of said grant.

Favorable recommendation from the Community Preservation Committee/ Finance Committee

Moderator declared the motion passed by majority

ARTICLE 13: Upon motion of Michael Penko, it was moved the Town vote to transfer from Free Cash the sum of Two thousand five hundred dollars (\$2,500.00), for a supplemental appropriation to the Conservation Fund Account.

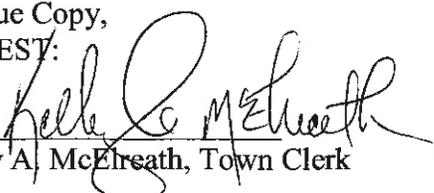
Favorable recommendation from Finance Committee

Moderator declared the motion passed unanimously

Upon motion of William Young, it was moved to dissolve this warrant and adjourn the Special Town Meeting at 7:44 pm.

Motion passed unanimously.

A True Copy,
ATTEST:


Kelly A. McElreath, Town Clerk