

TOWN CLERK

Town of Upton



Massachusetts

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**CERTIFICATION OF PROCEEDINGS**

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

**December 4, 2007**

Called to order at 7:30 pm by Moderator David Loeper.

During this meeting, 59 voters were checked in to the Nipmuc Regional Middle/High School by Barbara Burke and M. Denise Smith meeting the necessary quorum of 40 voters.

By unanimous vote, guests present were Steven Soma, DPW Director; Jon Miguel, Cable Access.

**ARTICLE 1:** Upon motion of Ken Picard, it was moved that the Town vote to borrow the sum of Eighty eight thousand two hundred forty dollars (\$88,240) to fund the cost of Engineering for the replacement (Approximately 5,300 LF. of pipe from Route 140 at the Town Hall to approximately 400 ft. East of Maple Ave. on Route 140) of old Water Mains and the Installation of new Water Mains along Route 140 including design, preparation and distribution of up to 30 sets of plans & specifications, bidding of the project, assistance with contract award, and further including Survey, Borings, Wetlands Delineation, and required permitting from Mass Highway and for a NOI.

Favorable recommendation from the Finance Committee

Moderator declared this motion needs a 2/3 majority

**Moderator declared the motion passed unanimously.**

**ARTICLE 2:** Upon motion of Rena Richard, it was moved that the Town vote to transfer the sum of Twenty six thousand dollars (\$26,000) from the Community Preservation Act Reserved Fund Balance Undesignated FY2008 to the Reserved Fund Balance – Historic Resources.

Favorable recommendation from the Community Preservation Committee

**Moderator declared the motion passed unanimously**

**ARTICLE 3:** Upon motion of Rena Richard, it was moved that the Town vote to transfer the sum of Twenty six thousand dollars (\$26,000) from the Community Preservation Act Reserved Fund Balance Undesignated FY2008 to the Reserved Fund Balance – Open Space.

Favorable recommendation from the Community Preservation Committee

**Moderator declared the motion passed unanimously**

**ARTICLE 4:** Upon motion of Rena Richard, it was moved that the Town vote to transfer the sum of Twenty six thousand dollars (\$26,000) from the Community Preservation Act Reserved Fund Balance Undesignated FY2008 to the Reserved Fund Balance – Community Housing.

Favorable recommendation from the Community Preservation Committee

**Moderator declared the motion passed unanimously**

**ARTICLE 5:** Upon motion of Charles Marsden, it was moved that the Town vote to transfer the following sums: Forty-seven thousand dollars (\$47,000) from the Overlay Surplus Fund Account, Seventy-eight thousand dollars (\$78,000) from the FY08 Insurance Expense Fund Account, Forty-five thousand dollars (\$45,000) from the FY08 General Stabilization Fund Account, and Forty-five thousand dollars (\$45,000) from the “Free Cash” Fund Account for a total of Two hundred fifteen thousand dollars (\$215,000.00) to be applied to the FY08 Levy.

Favorable recommendation from the Finance Committee

Moderator declared this motion needs a 2/3 majority

**Moderator declared the motion passed unanimously.**

**ARTICLE 6:** Upon motion of Kelly McElreath, it was moved that the Town vote to transfer the sum of One Thousand five hundred dollars (\$1,500) from Free Cash to fund the cost of research by the Town Clerk’s office to participate in the Local Update of Census Addresses (LUCA) Program to ensure the 2010 Decennial Census is accurate.

Favorable recommendation from the Finance Committee

**Moderator declared the motion passed unanimously.**

**ARTICLE 7:** Upon motion of Robert Fleming, it was moved that the Town vote to transfer sum of Forty Thousand (\$40,000) from Free Cash for the purpose of supplementing the Water Department Water Maintenance Account for payments made towards water breaks in Fiscal Year 2008.

Favorable recommendation from the Finance Committee

**Moderator declared the motion passed unanimously.**

**ARTICLE 8:** Upon motion of Marsha Paul, it was moved to pass over Article 8.

Favorable recommendation from the Finance Committee

**Moderator declared the motion passed unanimously.**

**ARTICLE 9:** Upon motion of Marsha Paul, it was voted that the Town vote to transfer the sum of Thirty-five thousand seven hundred ninety-nine dollars (\$35,799) from the Wastewater Stabilization Fund Account to the Wastewater Department Treatment Plant PAC flow account for the purpose of funding the performing of DEP/EPA mandated upgrades to the Sewerage Treatment Plant Facility, for a Chlorine System, and Computer Monitoring System Upgrade.

Favorable recommendation from the Finance Committee

Moderator declared this motion needs a 2/3 majority

**Moderator declared the motion passed unanimously.**

**ARTICLE 10:** Upon motion of Marsha Paul, it was voted that the Town vote to transfer Six thousand seventy-nine dollars (\$6,079) from Account 02-440-5302, DPW Sewer Study (FY05) into the Sewer Stabilization Fund Account.

Favorable recommendation from the Finance Committee

Moderator declared this motion needs a 2/3 majority

**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 7:58 pm.

**Motion passed unanimously**

A True Copy,  
ATTEST:

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Kelly A. McElreath  
Town Clerk