



**CERTIFICATION OF PROCEEDINGS  
THE COMMONWEALTH OF MASSACHUSETTS  
TOWN OF UPTON  
ANNUAL TOWN MEETING  
MAY 1, 2025**

The meeting was called to order at 7:00 pm by Moderator David Loeper.

Kathleen Bern, Assistant Town Clerk, managed voter check in and visitor registration. Lyn Haggerty, Wendy Moran, Julia Bern and Megan Ronzio checked in three hundred and sixteen (316) voters via poll pads. Barry Lynn also assisted voters at check in. After check-in each voter was provided an electronic voting device by Lynn Gruber and Karen Kearns. Electronic voting devices were approved at the November 12, 2024 special town meeting. This was the first town meeting in which the electronic devices were used. The meeting was held in the auditorium at Nipmuc Regional High School. The necessary quorum of 40 voters was exceeded. As a large turnout was expected, the gymnasium was set up to handle overflow voters if the auditorium reached occupancy capacity (630 people). The gymnasium was not needed for voters.

The Pledge of Allegiance was recited. A moment of silence was held in honor of members of the community who passed away this past year.

Accepted guests were: Joseph Laydon, Town Manager; Travis McKenzie, Meridia; Dennis Westgate, DPW Director; Maureen Cohen, Superintendent MURSD; Jay Byer, Finance Dir. MURSD; Jessica Gomez, Treasurer/ Collector; Brian Maser Town Counsel, KP Law; Paul Marchand, Upton DPW; Michael Antonellis, Director of Land Use & Inspectional Services; Chris Carron, IT Dept.; Susan Brouwer, Executive Assistant; James Willitts, resident; Michael Fitzpatrick, Superintendent BVT; Anthony Steele, Ass't Superintendent BVT; Matthew Bachtold, Library Director; Kenny Costa, Finance Director; Tania Paparazzo, Director of Elder & Social Services; Katie San Clemente, Elder & Social Services; Nicholas Palmieri, Police Chief; Stephen Schettler, resident; John & Anne Laliberte, residents.

Moderator David Loeper detailed procedures and protocols for the meeting including instructions for the electronic voting devices.

**Consent Calendar:** David Loeper explained that the articles included in the consent calendar are standard articles that the Town approves every year. An amendment was made by Mr. Loeper to include Article 16, Conservation Fund additional funding of \$5,000 was to be included in the consent calendar. Upon agreement of the Select Board and Finance Committee, Article 16 was included. It was moved the Town vote the following articles that have not been requested "hold"; those (consent calendar) articles being: 1, 5, 6, 7, 8, 13, 16, 17A, 17B, 17C, and 38.

**Moderator declared the motion passed by majority (Yes-246/No-5)**

**Reports of Town Officers and Appointed Committees**

**ARTICLE 1: CONSENT CALENDAR**, the Town voted to approve Article 1 and accept reports of all Town Officers and Appointed Committees.

**Prior Years Bills**

**ARTICLE 2:** Upon motion of Laura Hebb, the Town voted to pass over this article as there are no prior year bills.

**Moderator declared the motion passed by majority Yes-250/No-11**

**Amend FY 2025 Budget to Fund Local Firefighters Union 5116 Contract and Call Department**

**ARTICLE 3:** Upon motion of Laura Hebb, the Town voted to transfer the a sum of Eighty-One Thousand Six-Hundred and Eleven Dollars and Zero Cents (\$81,611.00) from FY2025 Appropriation Insurance Account Number 0100-945-5700-5743 to fund and implement the cost items of the first fiscal year of the collective bargaining agreement between the Town of Upton and Local Firefighters Union 5116, International Association Of Fire Fighters, AFL-CIO and the implementation of Call Department wage adjustments.

**Favorable recommendation by the Finance Committee**

**Moderator declared the motion passed by majority Yes-254/No-17**

**FY 2026 Annual Town Operating Budget**

**ARTICLE 4:** Upon motion of Paul Flaherty, the Town voted to fix the salaries and compensation of all officers of the Town as provided by M.G.L. Chapter 41, Section 108, as amended, and to raise and appropriate \$29,937,027 to defray expenses of the Town Departments for the ensuing year, as set forth in items identified as "Total Budget to be Voted" within the document entitled "Finance Committee Report, Town of Upton, Massachusetts, Fiscal Year 2026 Budget Recommendation" and not requested "hold", and as amended, if applicable, by vote of Town Meeting for those items requested "hold".

**Favorable recommendation by the Finance Committee**

The following line items were held:

122—Select Board Wages  
152—Personnel - Human Resources Wages

**Moderator declared the motion passed EXCEPT for held line items Yes-260/No-15**

Upon discussion of line item 122-Select Board Wages an amendment was made to the motion by Laura Hebb to reduce the amount by \$8000. The town voted to raise and appropriate the sum of \$251,889 for this line item.

**Favorable recommendation by Finance Committee**

**Moderator declared the motion passed by majority Yes-233/No-44**

Upon discussion of line item 152-Personnel – Human Resources, the Town voted to raise and appropriate the sum of \$110,751 for this line item.

**Moderator declared the motion passed by majority Yes-189/No-95**

**FY2026 Water Enterprise Fund**

**ARTICLE 5: CONSENT CALENDAR**, the Town voted to approve Article 5 as set forth in the warrant, raising and appropriating the total sum of \$1,097,805 to operate the Water Enterprise Fund for FY 2026.

That the following sums be appropriated for the Water Enterprise Fund:

Wages & Salaries	\$412,937
Expenses	\$404,529
Capital Outlay	0
Debt	\$230,339
<u>Extra/Unforeseen</u>	<u>\$50,000</u>
<b>Total</b>	<b>\$1,097,805</b>

And that **\$1,097,805** be raised for such purposes as follows:

Department receipts	\$982,635
Retained Earnings	-0-
*Tax Levy	\$115,170

*\*(NOTE: As raised and appropriated under Article 4)*

#### **FY2026 Wastewater Enterprise Fund**

**ARTICLE 6: CONSENT CALENDAR**, the Town voted to approve Article 6 as set forth in the warrant, raising and appropriating the total sum of \$830,818 to operate the Wastewater Enterprise Fund for FY 2026.

That the following sums be appropriated for the Wastewater Enterprise Fund:

Wage & Salaries	\$402,630
Expenses	\$380,966
Capital Outlay	-0-
Debt	\$17,222
<u>Extra/Unforeseen</u>	<u>\$30,000</u>
<b>Total</b>	<b>\$830,818</b>

And that **\$830,818** be raised for such purposes as follows:

Department receipts \$ 830,818

#### **FY 2026 Revolving Funds Spending Limits**

**ARTICLE 7: CONSENT CALENDAR**, the Town voted to approve Article 7 as set forth in the warrant, establishing annual spending limits for FY 2026 for revolving funds established in § 36-14 of the General Bylaws and for the Treasurer/Collector Tax Title Revolving Fund, with such expenditure limits to be applicable for each fiscal year until such time as Town Meeting votes otherwise.

*Printed in Warrant:*

<b>Authorized Revolving Funds (G.L. c.44, §53E ½)</b>	<b>Fiscal Year Expenditure Limit</b>
Upton Community Center Revolving Fund	\$15,000
Board of Health "Curbside Waste and Recycling Fund"	\$15,000
Board of Health "Title V Fund"	\$15,000
Conservation Commission "Wetlands Revolving Fund"	\$20,000

Conservation Commission "Storm Water By-Law Fund"	\$7,000
Elder & Social Service Programming	\$30,000
Land Stewardship Committee "Community Garden Fund"	\$2,000
Land Stewardship Committee "Land Stewardship Fund"	\$20,000
Town Library Fund	\$6,000
Recreation Commission	\$270,000
<b>Authorized Revolving Fund (G.L. c.60, §15B)</b>	<b>Fiscal Year Expenditure Limit</b>
Treasurer/Collector Tax Title	\$15,000

#### **FY 2026 UPTON CABLE FUND**

**ARTICLE 8: CONSENT CALENDAR**, the Town voted to approve Article 8 as set forth in the warrant, raising and appropriating the total sum of \$77,200 to operate the PEG Access and Cable Related Fund for FY 2026.

That the following sums to be appropriated for the Peg Access and Cable Related Fund:

Wage & Salaries	\$44,000
Expenses	\$ 3,200
Capital Outlay	\$20,000
<u>Extra/Unforeseen</u>	<u>\$10,000</u>
<b>Total</b>	<b>\$77,200</b>

And that **\$77,200** to be raised for such purposes as follows:

Department receipts	\$77,200
---------------------	----------

#### **Transfer to Stabilization Fund**

**ARTICLE 9:** Upon motion of Paul Flaherty, the Town voted to transfer from Free Cash the sum of One Hundred and Sixty Thousand dollars (\$160,000) into the General Stabilization Account.

**Favorable recommendation by Finance Committee**  
**Moderator declared the motion passed by majority Yes-253/No-18**

#### **Transfer to Capital Stabilization Fund**

**ARTICLE 10:** Upon motion of Paul Flaherty, the Town voted to transfer from Free Cash the sum of Three Hundred Thousand dollars (\$300,000) into the Capital Stabilization Account.

**Favorable recommendation by Finance Committee**  
**Moderator declared the motion passed by majority Yes-245/No-20**

#### **Transfer to Other Post-Employment Benefits (OPEB)**

**ARTICLE 11:** Upon motion of Paul Flaherty, the Town voted to transfer from Free Cash the sum of One Hundred Fifty Thousand dollars (\$150,000) into the Other Post-Employment Benefits Liability Trust Fund.

**Moderator declared the motion passed by majority Yes-241/No-31**

### **Upton Community Center/Playground Capital Improvement Stabilization Fund**

**ARTICLE 12:** Upon motion of Laura Hebb, the Town voted to create a new special purpose stabilization fund named the Upton Community Center/Playground Capital Improvement Stabilization Fund and to transfer from Free Cash the sum of Forty-Five Thousand Dollars and Zero Cents (\$45,000.00) into the new Upton Community Center/Playground Capital Improvement Stabilization Fund.

**Favorable recommendation by Finance Committee**

**Moderator declared the motion passed by majority Yes-250/No-33**

### **Chapter 90 Acceptance**

**ARTICLE 13: CONSENT CALENDAR**, the Town voted to approve Article 11 as set forth in the warrant, providing for the acceptance and expenditure of so-called Chapter 90 funds.

### **Road Construction Appropriation**

**ARTICLE 14:** Upon motion of Laura Hebb, the Town voted to transfer from Free Cash the sum of Six Hundred Thousand Dollars and Zero Cents (\$600,000.00) to be used for the construction and/or improvement of Town Roads to supplement those provided for under the Commonwealth of Massachusetts M.G.L. Chapter 90 Program, including all expenses incidental and related.

**Favorable recommendation by Finance Committee**

**Moderator declared the motion passed by majority Yes-266/No-17**

### **FY2025 Snow & Ice Deficit Appropriation**

**ARTICLE 15:** Upon motion of Laura Hebb, the Town voted to transfer from Free Cash the sum of Sixty-Six Thousand One Hundred and Forty-Nine Dollars and Nineteen Cents (\$66,672.19) to fund the snow and ice deficit for FY 2025.

**Favorable recommendation by Finance Committee**

**Moderator declared the motion passed by majority Yes-256/No-22**

### **Conservation Fund Additional Funding**

**ARTICLE 16: CONSENT CALENDAR**, the Town voted to transfer from Free Cash the sum of Five Thousand Dollars and Zero Cents (\$5,000.00), to supplement the Town's "Conservation Fund".

### **Community Preservation Fund Reserve Account**

**ARTICLE 17 A: CONSENT CALENDAR**, the Town voted to transfer from the fund balance of the Community Preservation Fund the following sums to the specified Community Preservation Fund reserve accounts to meet the requirements of M.G.L. Chapter 44B, §6, for FY26:

- Historic Resources Account \$92,196.00
- Open Space Account \$92,196.00
- Community Housing Account \$92,196.00

and to place any remaining FY2025 CPA Trust Fund matching revenues in a so-called "FY2026 Undesignated Budgeted Reserve."

### **Community Preservation Administrative Budget**

**ARTICLE 17 B: CONSENT CALENDAR**, the Town voted to act on the report of the Community Preservation Committee on the FY 2026 community preservation budget and appropriate the sum of \$25,000 from the Community Preservation Fund FY 2025 estimated annual revenues to the Community Preservation

Committee Administrative Expense Account for all necessary and proper administrative expenses of the Committee for FY 2026

**Community Preservation Town Hall Renovation Bonds**

**ARTICLE 17 C: CONSENT CALENDAR**, the Town voted to transfer the sum of Two Hundred Sixty-Eight Thousand and Five Hundred Sixty-One Dollars and Zero Cents (\$268,561.00) from the Community Preservation Fund, Undesignated Account to meet the twelfth-year payment of debt service owed on the General Obligation Town Hall Renovation Bonds.

**CPA Funds to Affordable Housing Trust for Construction of Affordable Housing at 28 Hartford Ave North**

**ARTICLE 18:** Upon motion of Rick Porter, the Town voted to transfer from the CPA Affordable Housing Reserve Account the sum of One Hundred Sixty Thousand Dollars and Zero Cents (\$160,000.00) to the Upton Affordable Housing Trust, with such funds to be used in accordance with the CPA statutes and guidelines for the construction of an affordable housing unit at 28 Hartford Ave North.

**Favorable recommendation by Finance Committee**

**Favorable recommendation by Community Preservation Committee**

**Moderator declared the motion passed by majority Yes-240/No-39**

**Treasurer Collector Certification Compensation**

**ARTICLE 19:** Upon motion of Laura Hebb, the Town voted to accept M. G. L. Chapter 41, Section 108P entitled "Additional Compensation for Collectors or Treasurers".

**Favorable recommendation by Finance Committee**

**Moderator declared the motion passed by majority Yes-225/No-41**

**Assessor Certification Compensation**

**ARTICLE 20:** Upon motion of Bill Taylor, the Town voted to accept M. G. L. Chapter 59, Section 21A entitled "Additional Compensation of Assessors for Courses of Study".

**Favorable recommendation by Finance Committee**

**Moderator declared the motion passed by majority Yes-240/No-32**

**Affordable Housing Trust Fund Replenishment**

**ARTICLE 21:** Upon motion of Laura Hebb, the Town voted to transfer from Free Cash the sum of Eleven Thousand Nine Hundred and Thirty-Five Dollars and Thirty-Two Cents (\$11,935.32) and deposit said funds into the Affordable Housing Trust's budget line #2472-122-5700-5700.

**Favorable recommendation by Finance Committee**

**Moderator declared the motion passed by majority Yes-238/No-26**

**BVT Stabilization Account**

**ARTICLE 22:** Upon motion of Laura Hebb, the Town voted, pursuant to M.G.L. c.71, §16G 1/2, to approve the establishment of a stabilization account for the Blackstone Valley Vocational Regional School District as printed in the Warrant

**Moderator declared the motion passed by majority Yes-238/No-29**

**MURSD Debt Authorization – Nipmuc High School Roof Replacement**

**ARTICLE 23:** Upon motion of Jim Forkey, the Town voted to approve the Ten Million Six Hundred and Fifty Seven Thousand Four Hundred Fifty Two Dollar and Zero Cents (\$10,657,452.00) borrowing authorized by the Mendon-Upton Regional School District for the purpose of paying costs of roof replacement at the Nipmuc Regional High School located at 90 Pleasant St., Upton, Massachusetts, including the payment of all costs incidental or related thereto (the “Project”), which proposed repair project would materially extend the useful life of the school and preserve an asset that otherwise is capable of supporting the required educational program, and for which the District has applied for a grant from the Massachusetts School Building Authority (“MSBA”), said amount to be expended under the direction of the School Committee. The Town acknowledges that the MSBA’s grant program is a non-entitlement, discretionary program based on need, as determined by the MSBA, and if the MSBA’s Board of Directors votes to invite the District to collaborate with the MSBA on this proposed repair project, any project costs the District incurs in excess of any grant that may be approved by and received from the MSBA shall be the sole responsibility of the District; and that, if invited to collaborate with the MSBA on the proposed repair project, the amount of borrowing authorized by the District shall be reduced by any grant amount set forth in the Project Funding Agreement that may be executed between the District and the MSBA. This approval is expressly conditioned upon a vote of the Town to exclude the amounts required to repay the Town’s allocable share of this debt from the limitation on local property taxes set forth in G.L. c. 59, §21C (also known as Proposition 2½).

**Favorable recommendation by Finance Committee**

**Moderator declared the motion passed by majority Yes-279/No-12**

**MURSD Debt Authorization – Capital Improvements**

**ARTICLE 24:** Upon motion of Jim Forkey, the Town voted to approve the Eleven Million Five Hundred and Fifty Nine Thousand Three Hundred Ninety Seven Dollar and Zero Cents (\$11,559,397.00) borrowing authorized by the Mendon-Upton Regional School District for the purpose of paying costs of purchasing equipment and various upgrades and remodeling projects in and for the District’s four schools, including the payment of all costs incidental or related thereto. This approval is expressly conditioned upon a vote of the Town to exclude the amounts required to repay the Town’s allocable share of this debt from the limitation on local property taxes set forth in G.L. c. 59, §21C (also known as Proposition 2½).

**Favorable recommendation by Finance Committee**

**Moderator declared the motion passed by majority Yes-263/No-23**

**MURSD Debt Authorization – Athletic Field Capital Improvements**

**ARTICLE 25:** Upon motion of Jim Forkey, the Town voted to approve the Twelve Million Two Thousand Seven Hundred Eighty Five Dollar and Zero Cents (\$12,002,785.00) borrowing authorized by the Mendon-Upton Regional School District for the purpose of paying costs of renovating and constructing outdoor recreational facilities, press box, concession stand, bathrooms and buildings at the District’s Nipmuc School and renovating and constructing outdoor recreational facilities at the District’s Miscoe School, including the payment of all costs incidental or related thereto. This approval is expressly conditioned upon a vote of the Town to exclude the amounts required to repay the Town’s allocable share of this debt from the limitation on local property taxes set forth in G.L. c. 59, §21C (also known as Proposition 2½).

**Favorable recommendation by Finance Committee**

**Moderator declared the motion passed by majority Yes-232/No-58**

### **Town Hall Building Envelope and Masonry Restoration Standards and Specifications Report**

**ARTICLE 26:** Upon motion of Laura Hebb, the Town voted to transfer from Free Cash the sum of Thirty-Five Thousand Dollars and Zero Cents (\$35,000.00) to contract with a company for the purpose of a producing a Town Hall Building Envelope and Masonry Restoration Standards and Specifications Report, including all costs incidental and related.

**Favorable recommendation by Finance Committee**

**Moderator declared the motion passed by majority Yes-186/No-23**

### **Funding of Holy Angels Building Study**

**ARTICLE 27:** Upon motion of Laura Hebb, the Town voted to reallocate the sum of Twenty Five Thousand Dollars and Zero Cents (\$25,000.00) from Article 27 from the May 2, 2024 Annual Town Meeting, which authorized funding to engage an engineering consultant to examine and determine the feasibility of burying utility lines within Upton Center, and to transfer from Free Cash the sum of Nine Thousand Eight Hundred Twenty Five Dollars and Zero Cents (\$9,825.00) for a total of Thirty Four Thousand Eight Hundred and Twenty Five Dollars and Zero Cents (\$34,825.00) to conduct a building study of Holy Angels to determine the feasibility of making the building occupiable, including all expenses incidental and related thereto.

Motion to amend by David Brooks by adding "and cost" after the word feasibility.

**Moderator declared the motion failed by majority Yes-81/No-110**

Motion by Bill Andrews to move the question.

**Moderator declared the motion passed by 2/3 majority Yes-186/No-16**

**Moderator declared the motion passed by majority Yes-146/No-45**

### **Highway Department Backhoe Replacement**

**ARTICLE 28:** Upon motion of Maureen Dwinnell, the Town voted to transfer from Free Cash the sum of One Hundred Fifty Thousand Dollars and Zero Cents (\$150,000.00) to purchase a replacement backhoe for the Highway Division, including all costs incidental and related.

**Favorable recommendation by Finance Committee**

**Favorable recommendation by Capital Budget Committee**

**Moderator declared the motion passed by majority Yes-144/No-19**

### **Wastewater System Refurbishment**

**ARTICLE 29:** Upon motion of Maureen Dwinnell, the Town voted to appropriate One Hundred Thirty Thousand Dollars and Zero Cents (\$130,000.00) from Wastewater Retained Earnings for the purpose of conducting sewer system rehabilitation including but not limited to heavy cleaning of approximately 1,975 LF of gravity sewer and lining of four (4) cured in place pipe (CIPP) 8-inch gravity sewer pipes approximately 265 LF, including all costs incidental and related.

**Favorable recommendation by Finance Committee**

**Favorable recommendation by Capital Budget Committee**

**Moderator declared the motion passed by majority Yes-136/No-18**

**Police Station Cell Toilet Replacement**

**ARTICLE 30:** Upon motion of Maureen Dwinnell, the Town voted to transfer from Free Cash the sum of Eight Thousand Forty-Five Dollars and Zero Cents (\$8,045.00) to be used to repair and replace cell toilets and associated plumbing fixtures, including all costs incidental and related.

**Favorable recommendation by Finance Committee**

**Moderator declared the motion passed by majority Yes-132/No-13**

**Fire Department Ambulance Purchase**

**ARTICLE 31:** Upon motion of Mike Bradley, the Town voted to transfer from Free Cash the sum of Three Hundred Seventy Thousand Six Hundred and Thirty Dollars and Zero Cents (\$370,630.00) for the purpose of replacing the ambulance for the Fire EMS Department, including all costs incidental and related.

**Favorable recommendation by Finance Committee**

**Moderator declared the motion passed by majority Yes-128/No-14**

**ARTICLE 32:** Withdrawn.

**Reallocation of Prior Year Articles to Fund Grove Street Bridge**

**ARTICLE 33:** Upon motion of Maureen Dwinnell, the Town voted to reallocate Eight Hundred and Ninety-Two Thousand Six Hundred and Fifty-Seven Dollars and Fifteen Cents (\$892,657.15) from prior year articles to fund the construction of Grove Street Bridge, including all costs incidental and related, as printed in the warrant.

**Favorable recommendation by Finance Committee**

**Moderator declared the motion passed by majority Yes-115/No-20**

**ARTICLE 34:** Withdrawn.

**Reallocation of Remaining Balance of TIP Project for Russell Ave and Russell Court**

**ARTICLE 35:** Upon motion of Maureen Dwinnell, the Town voted to reallocate the remaining funds from Articles 6 and 7 from the November 14, 2017 Special Town Meeting to fund survey and engineering work at Russell Ave. and Russell Court, including all costs incidental and related.

**Favorable recommendation by Finance Committee**

**Moderator declared the motion passed by majority Yes-97/No-26**

**Kiwanis Softball Field Engineering and Design Improvements**

**ARTICLE 36:** Upon motion of Maureen Dwinnell, the Town voted to transfer from Free Cash the sum of Forty-Three Thousand Five Hundred Dollars and Zero Cents (\$43,500.00) for the preparation of construction plans for repairing and replacing the dugout and retaining wall, as well as address ADA accessibility issues, at the Kiwanis Beach Softball Field, including all costs incidental and related.

**Favorable recommendation by Finance Committee**

**Moderator declared the motion passed by majority Yes-112/No-26**

**Lakes, Ponds & Streams Committee Funding**

**ARTICLE 37:** Upon motion of David Connors, the Town voted to transfer from Free Cash the sum of Seven Thousand Five Hundred Dollars and Zero Cents (\$7,500.00) to be used for the collection and testing of water quality samples of the various bodies of water within the Town of Upton, in support of the Pratt and Mill Ponds Management Plan, including all costs incidental and related.

**Favorable recommendation by Finance Committee**

**Moderator declared the motion passed by majority Yes-120/No-6**

**Board of Assessor Recertification**

**ARTICLE 38: CONSENT CALENDAR**, the Town voted to raise and appropriate the sum of Ten Thousand Dollars (\$10,000) for use by the Board of Assessors for recertification work required to comply with state law; including all costs incidental and related.

**Veteran's Tax Abatement Annual Cost of Living Increase**

**ARTICLE 39:** Upon motion of Maureen Dwinnell, the Town voted to accept the provisions of M.G.L. Chapter 59, Section 5 Clause 22I as printed in the warrant.

**Moderator declared the motion passed by majority Yes-108/No-10**

**Aid to Elderly and Disabled Taxation Fund**

**ARTICLE 40:** Upon motion of Maureen Dwinnell, the Town voted to accept the provisions of MGL Chapter 60, §3D, as printed in the warrant.

**Moderator declared the motion passed by majority Yes-120/No-4**

**Opioid Settlement Receipts Fund**

**ARTICLE 41:** Upon motion of Maureen Dwinnell, the Town voted to transfer from Free Cash the sum of Nine Thousand Three Hundred and Thirty Dollars and Sixty-seven Cents (\$9,330.67) to the Opioid Settlement Receipts Fund for programs and projects set out in the Massachusetts State-Subdivision Agreement for Statewide Opioid Settlements and the National Opioid Settlement Agreement to combat the opioid epidemic.

**Favorable recommendation by Finance Committee**

**Moderator declared the motion passed by majority Yes-112/No-17**

**Closure of Second Cemetery / AKA Pine Grove Cemetery**

**ARTICLE 42:** Upon motion of Ed Phillips, the Town voted to pass over Article 42.

**Moderator declared the motion passed by majority Yes-108/No-5**

**Acceptance of M.G.L. Chapter 44, Section 54 Investment of Trust Funds**

**ARTICLE 43:** Upon motion of Steve Matellian, the Town voted to accept M. G. L. Chapter 44, Section 54(b)(1), entitled "Investment of Trust Funds," as printed in the warrant.

**Moderator declared the motion passed by majority Yes-98/No-11**

**Expenditure of Default Funds by Municipal Planning Boards**

**ARTICLE 44:** Upon motion of Kathy Robertson, the Town voted to accept M. G. L. Chapter 41, Section 81U, Second to Last Paragraph, as printed in the warrant.

**Moderator declared the motion passed by majority Yes-127/No-3**

**Acceptance of Claflin Farm Road**

**ARTICLE 45:** Upon motion of Maureen Dwinnell, the Town voted to accept as a public way the roadway known as Claflin Farm Road, as heretofore laid out by the Select Board and shown on a plan of land entitled "Street Acceptance Plan for Claflin Farm Road in Upton, MA 01568" dated December 13, 2024, prepared by Allen Engineering & Associates, Inc., and on file with the Town Clerk, and authorize the Select Board to acquire, by gift, purchase, and/or eminent domain, the fee to and/or easements in Claflin Farm Road for all purposes for which public ways are used in the Town of Upton and any drainage, utility and/or other easements related thereto, as printed in the warrant.

**Favorable recommendation by Planning Board**

**Moderator declared the motion passed by majority Yes-111/No-16**

**Affordable Housing Trust Bylaw Amendments**

**ARTICLE 46:** Upon motion of Kathy Robertson, the Town voted to amend the Town of Upton General Bylaws, Chapter 5 entitled Affordable Housing Trust, and to authorize the Town Clerk to make any necessary non-substantive corrections including renumbering to incorporate these changes into the General By-laws, as printed in the Article 46 handout provided at this Town Meeting.

**Moderator declared the motion passed by majority Yes-109/No-10**

**Dog Control Bylaw Amendments**

**ARTICLE 47:** Upon motion of Laura Hebb, the Town voted to pass over Article 47.

**Moderator declared the motion passed by majority Yes-106/No-19**

Upon motion of Kathy Robertson, it was moved to dissolve the warrant and adjourn the Annual Town Meeting at 9:44 pm.

**Moderator declared the motion passed unanimously**

A True Copy.

Attest:



M. Denise Smith  
Town Clerk