



## TOWN OF UPTON, MASSACHUSETTS

### Special Town Meeting 13 November 2018 Warrant

IN THE NAME OF THE COMMONWEALTH OF MASSACHUSETTS, you are hereby directed to notify and warn the inhabitants of said Town, qualified to vote in Elections and in Town affairs, to meet in the Auditorium at the Nipmuc Regional Middle/High School, 90 Pleasant Street, in Upton on Tuesday, the thirteenth day of November 2018, at 7:00 o'clock in the evening, then and there to act on the following Articles:

**ARTICLE 1:** To see if the Town will vote to raise and appropriate, appropriate from Free Cash, or transfer from available funds, the sum of five-hundred thousand dollars (\$500,000.00), or any other sum, into the Stabilization Fund, or to take any other action relative thereto.

**Explanation/  
Submitted by:** The Government Finance Officers Association recommends that municipalities maintain a stabilization account equal to or greater than two to three months of its operating expense or a minimum of 10%; bond ratings agencies review these ratios as a measure of financial strength; the Stabilization Account may be used for any legal purpose, including to maintain level services during difficult economic times or to serve as a funding source for important capital projects. – Board of Selectmen

**Recommendation:** Favorable Action/Finance Committee

---

**ARTICLE 2A:** To see if the Town will vote, in accordance with M.G.L. c.44B, §6, to transfer from the Community Preservation Fund FY 2019 estimated revenues the sums set forth below to the following Community Preservation Fund accounts:

- Historic Resources Account  
\$43,488.57
- Open Space Account  
\$43,488.57
- Community Housing Account  
\$43,488.57

and to place any remaining FY 2019 estimated annual revenues in a so-called “FY2019 Undesignated Budgeted Reserve”, or, to take any other action relative thereto.

**Explanation/  
Submitted by:** To set aside 10% of CPA FY2019 estimated annual revenues into each of the three standard reserve accounts as required by law, and to place the remainder into a FY2019 “undesignated” reserve. - Community Preservation Committee.

**Recommendation:** Favorable Action/Finance Committee

---

**ARTICLE 2B:** To see if the Town will vote to transfer the total sum of two hundred ninety-one thousand nine hundred seventy-five dollars (\$291,975.00) from the Community

Preservation Fund for the sixth-year payment of debt service owed on the General Obligation Town Hall Renovation Bonds, with forty-three thousand four hundred eighty-eight dollars and fifty-seven cents (\$43,488.57) from the Community Preservation Historic Resources Reserve Account and two hundred forty-eight thousand four hundred eighty-six dollars and forty-three cents (\$248,486.43) from the Community Preservation Undesignated Account, or, to take any other action relative thereto.

**Explanation/  
Submitted by:** To make the sixth-year principal and interest payments (i.e., debt service) on the Town Hall bonds, to be paid from CPA monies consistent with the Town's vote to authorize the project. - Community Preservation Committee.

**Recommendation:** Favorable Action/Finance Committee

---

**ARTICLE 2C:** To see if the Town will vote to transfer the sum of ten thousand dollars (\$10,000.00) from the CPA Historic Resources Reserve Account for costs to professionally document historically significant properties that are 75 years or older, including properties that may be at high risk for demolition; such funds to be expended within five years with any sum remaining at the end of that period to be closed out to the CPA Historic Resources Reserve; with the Upton Historical Commission to submit annual reports to the Community Preservation Committee at the end of each fiscal year, or, to take any other action relative thereto.

**Explanation/  
Submitted by:** At the request of the Upton Historical Commission, the CPC is recommending that Town Meeting transfer \$10,000 from the CPA Historic Resources Reserve Account for the purpose of professionally documenting Upton properties of historical significance prior to demolition. - Community Preservation Committee

**Recommendation:** Favorable Action/Finance Committee

---

**ARTICLE 3:** **Withdrawn**

---

**ARTICLE 4:** To see if the Town will vote to raise and appropriate, appropriate from Free Cash, or transfer from available funds, or borrow the sum of Five Thousand dollars (\$5,000), or any other sum, to fund and implement the cost items of the first fiscal year of the collective bargaining agreement between the Town of Upton and the Teamsters, Local #170, Department of Public Works Supervisor's contract, or, to take any other action relative thereto.

**Explanation/  
Submitted by:** To fund the cost items in the first fiscal year of the DPW Supervisor's three-year collective bargaining agreement. – Board of Selectmen

**Recommendation:** Favorable Action/ Board of Selectmen /Finance Committee

---

**ARTICLE 5:** To see if the Town will vote to raise and appropriate, appropriate from Free Cash, or transfer from available funds, or borrow the sum of ten thousand two

hundred sixty-five dollars (\$10,265), or any other sum, to pay for interest costs associated with the issuance of the \$1.76 million-dollar TIP, Quint and bridge Bond Anticipation Note (BAN) or take any other action relative thereto.

**Explanation/  
Submitted by:**

This bond was taken out in May of last year and because of that timing the Treasurer had to estimate what the interest cost would be. This additional amount reflects that unanticipated added cost to borrow. - Treasurer/Collector

**Recommendation:** Favorable Action/Finance Committee

---

**ARTICLE 6:**

To see if the Town will vote to raise and appropriate, appropriate from Free Cash, or transfer from available funds, or borrow the sum of four hundred ten thousand dollars (\$410,000.00), or any other sum, for the design, project oversight and replacement of the Upton Police Station roof and HVAC system, including all expenses incidental and related, or to take any other action relative thereto.

**Explanation/  
Submitted by:**

Gales Associates, Inc. has conducted an analysis of the existing roof and HVAC conditions at the Upton Police Station and have determined that the failed roof membrane, with open seam conditions, has caused the roof system and HVAC system to fail. Both are now beyond their useful service life and must be replaced. – Board of Selectmen

**Recommendation:** Favorable Action/ Finance Committee

---

**ARTICLE 7:**

To see if the Town will vote to raise and appropriate, appropriate from Free Cash, or transfer from available funds, or borrow the sum of one hundred thousand dollars (\$100,000.00), or any other sum, for the design, project oversight and repair of the Upton Fire Station roof, including all expenses incidental and related, or to take any other action relative thereto.

**Explanation/  
Submitted by:**

Gales Associates, Inc. has conducted an analysis of the existing roof conditions at the Fire Station and has determined that there are multiple areas of roof and flashing damage that must be repaired in order to extend the useful life of the roof an additional 5-10 years. – Board of Selectmen

**Recommendation:** Favorable Action/ Finance Committee

---

**ARTICLE 8A:**

To see if the Town will vote to amend Section 6.7 of the Zoning By-laws to prohibit retail sales of adult-use (recreational) marijuana in the Town of Upton, and to create two new Marijuana Overlay Districts allowing certain other types of marijuana establishments, as that term is defined in G.L. c.94G, §1, to be located in the existing C&I districts, and to amend the Zoning Map accordingly, all as set forth in the document entitled, “November 13, 2018 Special Town Meeting – Article 8A, Prohibition of Retail Marijuana Establishments, Creation of Marijuana Overlay Districts, and Regulation of Other Types of Marijuana Establishments”, as on file with the Town Clerk and at the following link on the Town’s website: [www.uptonma.gov](http://www.uptonma.gov),

or take any other action relative thereto.

**Explanation/  
Submitted by:**

Following passage of Question 4 at the 2016 State Election, adult-use marijuana establishments are now subject to a strict licensing scheme at the state level; municipalities may regulate where such establishments may locate through the adoption of zoning bylaws. Where the Town of Upton voted “yes” on Question 4, in order to prohibit any type of marijuana establishment, approval is required from both Town Meeting and the voters of the Town at an election. This bylaw would prohibit retail sales entirely and would allow, following a detailed special permit and site plan review process, marijuana manufacturers, research facilities and laboratories in the C&I district on the west side of Town, and “all other” types of marijuana establishments in the C&I district on the east side of Town. If Town Meeting approves this article, an election will need to be held to present to the voters the question of prohibiting retail sales.

**Recommendation:**

---

**ARTICLE 8B:**

To see if the Town will vote to amend Section 6.7 of the Zoning By-laws to create two new Marijuana Overlay Districts allowing certain types of marijuana establishments, as that term is defined in G.L. c.94G, §1, to be located in the existing C&I districts, revise Section 3.1.3, Table of Uses to delete the second sentence of Note 10, and amend the Zoning Map accordingly, all as set forth in the document entitled, “November 13, 2018 Special Town Meeting – Article 8B, Creation of Marijuana Overlay Districts and Regulation of Marijuana Establishments”, on file with the Town Clerk and at the following link on the Town’s website: [www.uptonma.gov](http://www.uptonma.gov),

or take any other action relative thereto.

**Explanation/  
Submitted by:**

Following passage of Question 4 at the 2016 State Election, adult-use marijuana establishments are now subject to a strict licensing scheme at the state level; municipalities may regulate where such establishments may locate through the adoption of zoning bylaws. The proposed bylaw, different from Article 8A, would NOT prohibit retail sales. Instead, it would create two overlay districts in the existing C&I districts. In the C&I district on the west side of Town, only marijuana manufacturers, research facilities and laboratories would be permitted. In the C&I on the east side of Town, “all other” types of marijuana establishments, including retail establishments, would be permitted. The bylaw also establishes a detailed special permit and site plan review process. Where this bylaw does not completely prohibit any type of marijuana establishment, no election is required for the bylaw to take effect.

**Recommendation:**

---

**ARTICLE 8C:**

To see if the Town will vote to amend the Zoning By-laws to prohibit all types of adult-use (recreational) marijuana establishments in the Town of Upton, by deleting the text and title of said section in its entirety and inserting in place thereof a new Section 6.7, “Adult-Use Marijuana Establishments Prohibited”, all as set forth in the document entitled, “November 13, 2018 Special Town Meeting – Article 8C, Adult-Use Marijuana Establishments Prohibited”, on file with the

Town Clerk and at the following link on the Town's website: [www.uptonma.gov](http://www.uptonma.gov),

or take any other action relative thereto.

**Explanation/  
Submitted by:**

Following passage of Question 4 at the 2016 State Election, adult-use marijuana establishments are now subject to a strict licensing scheme at the state level; municipalities may regulate where such establishments may locate through the adoption of zoning bylaws. Where the Town of Upton voted "yes" on Question 4, in order to prohibit any type of marijuana establishment, approval is required from both Town Meeting and the voters of the Town at an election. This bylaw would prohibit all marijuana establishments in the Town of Upton. As explained above, in order for this bylaw to take effect, the voters of the Town must approve the bylaw at an election.

**Recommendation:**

---

**ARTICLE 8D:**

To see if the Town will vote to amend the Zoning Bylaws, Section 6.7, "Temporary Moratorium on Recreational Marijuana Establishments" to extend the same until June 30, 2019, by inserting the underlined text and deleting the strikethrough text, all as set forth in the document entitled, "November 13, 2018, Special Town Meeting – Article 8D," as on file with the Town Clerk, or take any other action relative thereto.

**Explanation/  
Submitted by:**

The emerging area of the state marijuana regulation continues to present many policy and planning issues for municipalities. A zoning moratorium, already in place in the Town of Upton, imposes a temporary limit on the ability of applicants to locate recreational marijuana establishments within the Town. Extension of the moratorium will provide additional time to consider how the Town will regulate recreational marijuana uses. If Articles 8A through 8C are not approved, approval of this article will allow the Town the time needed to propose a different approach at the 2019 Annual Town Meeting. If Article 8C passes, action on this article will also be requested to provide sufficient time for the prohibition to be considered by the voters of the Town at the 2019 Annual Town Election. -Board of Selectmen

**Recommendation:**

---

**ARTICLE 9:**

To see if the Town will vote to accept the provisions of M.G.L. Chapter 59, §5N, entitled, "Reduction of Property Tax Obligation of Veteran in Exchange for Volunteer Services" for the purpose of establishing a Veterans Tax Work Off program, or take any other action relative thereto.

**Explanation/  
Submitted by:**

Acceptance of M.G.L. c.59, §5N authorizes the Town to establish a local tax work off program to allow veterans to volunteer for the Town and receive, in turn, a reduction in their real estate taxes. This program is very similar to the Senior Work Off program the Town accepted in 2005. - Board of Assessors

**Recommendation:**

---

**ARTICLE 10:**

To see if the Town will vote to amend Title II Chapter 14 Street Numbering of the General By law by inserting the underlined and deleting the strikethrough:

**Chapter 14**  
**Street Numbering and Naming**

Section 1 The Board of Selectmen of the Town of Upton or their appointed agent, shall be responsible for assigning Street numbers to each dwelling, business, or industrial building in the Town of Upton.

~~Section 2 The numbers shall be those assigned to each structure in accordance with the street numbering survey compiled by the Board of Selectmen on file in the office of the Town Clerk.~~

~~Section 2 3 Street numbers shall be provided for each building shown in the above survey by the owner of such structure within ninety days after approval of this bylaw by the Attorney General. It shall be the responsibility of the owner of property to affix the assigned street number to each such structure in the Town. The numbers shall be a minimum of three inches high, made of a permanent weather-proof material, and shall be placed on each structure or on a suitable support near the main entrance to the structure so as to be clearly visible from the street or roadway upon which the structure fronts.~~

~~Section 4 It shall be the responsibility of such owner of property not presently covered by the above survey, to obtain a number assigned to his structure within three months after notification of such new assignment.~~

Section 3 Street names shall be approved by the Planning Board following recommendation of the Upton Historical Commission. Prior to making such recommendation on a proposed street name, the Historical Commission shall receive input from the Police Chief, Fire Chief, Building Commissioner and Director of Public Works and shall hold a meeting for which the street naming issue appears on the notice required by G.L. c.30A, §§18-25. Notification shall be provided by mail to persons who own property on the street to be named or renamed.

Or take any other action relative thereto.

**Explanation/  
Submitted by:**

The proposed amendment clarifies the roles and responsibilities in naming Upton streets for the purposes of preserving public safety. -Board of Selectmen

**Recommendation:**

---

**ARTICLE 11:**

To see if the Town will vote to amend Title 8 of the General Bylaws, Preservation of Historically Significant Buildings, including but not limited to providing clarification of terms used (i.e. significant/not significant/etc.), updating timeframes for action, determining applicability to provide owners with an option to present to the Historical Commission, all as set forth in the document entitled “November 13, 2018 Special Town Meeting- Amendments to Title 8 Preservation of Historically Significant Buildings” and, for such purposes,

to insert underlined text and delete strikethrough text, all as on file with the Town Clerk and at the following link on the Town's website: [www.uptonma.gov](http://www.uptonma.gov), or take any other action relative thereto.

**Explanation/  
Submitted by:**

The Historical Commission proposes to amend the demolition delay bylaw in order to make certain changes intended to clarify the applicability of the bylaw and provide options to those subject to the bylaw. -Historical Commission

**Recommendation:**

---

**ARTICLE 12:** To see if the Town will vote to amend Title II Chapter 25 Revolving Funds of the General By law by inserting the following new section:

Section 9. All entities authorized to expend revolving funds under this bylaw shall, during the annual budget process and upon such schedule as shall be determined by the Town Manager, prepare a detailed proposed budget to be submitted to the Board of Selectmen and Finance Committee outlining all line item operating and capital expenses for the upcoming fiscal year, to include previous years' revenues and projected future revenues.

Or take any other action relative thereto.

**Explanation/  
Submitted by:**

The proposed amendment will require entities authorized to make expenditures from revolving funds to prepare during the annual budget process additional expense and revenue budget detail to be submitted to the Board of Selectmen and Finance Committee for their respective consideration and recommendation. - Board of Selectmen

**Recommendation:**

---

**ARTICLE 13:** To see if the Town will vote to amend the Personnel Bylaw as set forth in the document entitled, "November 13, 2018 Special Town Meeting -Consolidated Personnel By Law 2018", as on file with the Town Clerk and at the following link on the Town's website: [www.uptonma.gov](http://www.uptonma.gov), or take any other action relative thereto.

**Explanation/  
Submitted by:**

The proposed revision to the Personnel Bylaw seeks to ensure that the roles of the Town Manager and the Personnel Board as provided for in the Personnel Bylaw with respect to personnel-related responsibilities are consistent with that set forth in the Town Manager Act of 2008. Together with the Personnel Board, the Town Manager will strive to create policies that are fair, consistent, and reflect industry best practices to protect the Town of Upton and its employees. - Personnel Board

**Recommendation:**

---

**ARTICLE 14:** To see if the Town will vote to amend Title II Chapter 2 of the General By-laws by inserting a new Section 2A Compensation of Elected Officials as follows:

## Section 2A Compensation of Elected Officials

The members of elected multiple member bodies shall be eligible, subject to appropriation, to receive an annual stipend for their services in accordance with the provisions of this section. The chairman of an elected multiple member body shall be eligible to receive an annual stipend of no more than seven hundred fifty dollars (\$750.00) and all other members shall be eligible to receive no more than five hundred dollars (\$500.00), as determined annually by Town Meeting, with such stipends to be paid each year in the last pay period prior to the date of the annual town election. This section shall not apply to members of the Finance Committee, who shall be ineligible for such stipends or other compensation for services, or the Town's Constables, who shall be compensated in the manner, and amount, appropriated for such purposes. Payment of stipends hereunder shall not render any member of an elected multiple member body an "employee" for purposes of the Town's Personnel Bylaws or otherwise, except as otherwise provided by law.

Or take any other action relative thereto.

**Explanation/  
Submitted by:**

The Personnel Board seeks to add as a General Bylaw Chapter 2 Section 2A Compensation of Elected Officials as written in the May 2018 edition of the Personnel Bylaw. -Personnel Board

**Recommendation:**

Favorable Action/Finance Committee

---

**ARTICLE 15:      Withdrawn**

---

**ARTICLE 16:**

To see if the Town will vote to raise and appropriate, appropriate from Free Cash, or transfer from available funds, or borrow the sum of Twelve Thousand Five Hundred dollars (\$12,500.00), or any other sum, for new design options for an upgraded public works facility, including all expenses incidental and related, or to take any other action relative thereto.

**Explanation/  
Submitted by:**

This appropriation will allow a DPW Facility Building Committee appointed by the Board of Selectmen to continue to work with the current engineering firm to explore various design options in an effort to lower the overall cost of the project.  
– Board of Selectmen

**Recommendation:**

---

**ARTICLE 17:      Withdrawn**

---

**ARTICLE 18:**

To see if the Town will vote to raise and appropriate, appropriate from Free Cash, or transfer from available funds, or borrow the sum of Forty Thousand

Five Hundred dollars (\$40,000.00), for purpose of providing Information Technology (IT) support services related to the security, support and maintenance of the town's computers, servers, web site, email and related IT infrastructure, including all expenses incidental and related, or, take any other action relative thereto

**Explanation/  
Submitted by:**

The Technology Committee prepared an RFP for prospective IT Managed Services firms to help protect the town's IT infrastructure and has selected the most responsive firm to support the town's growing IT needs. -Technology Committee

**Recommendation:** Favorable Action/Finance Committee

---

**ARTICLE 19:** **Withdrawn**

---

**ARTICLE 20:** **Withdrawn**

---

**ARTICLE 21:** To see if the Town will vote to raise and appropriate, appropriate from Free Cash, or transfer from available funds, or borrow the sum of fifteen thousand dollars (\$15,000.00), or any other sum, to purchase the upgrade software for the AssessPro system including all expenses incidental and related, or, take any other action relative thereto.

**Explanation/  
Submitted by:**

The Board of Assessors' current software program is the original version of the software and it has been in use since 2010. As of July 1, 2019, the vendor will no longer support this version of the software and an updated is needed. The AssessPro software system is vital in supplying the state and Town with the data needed to create values and ensure compliance with state laws applicable to valuation of property. – Board of Assessors

**Recommendation:** Favorable Action/Finance Committee

---

**ARTICLE 22:** **Withdrawn**

---

**ARTICLE 23:** **Withdrawn**

---

**ARTICLE 24:** To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to amend Sections 3 and 4 of Chapter 391 of the Acts of 2008, entitled, "An Act Establishing the Office of Town Manager in the Town of Upton", by authorizing the Board of Selectmen to enter into a contract with the Town Manager for a term of up to five years, rather than for a term of only three years, and by clarifying the roles of the Town Manager and the Board with respect to employee discipline by providing that disciplinary action shall be taken by the Town Manager, but further that such a decision shall be subject to appeal by a non-union Town officer or employee dissatisfied with the action of the Town Manager, and allowing but not mandating the Board to act on such appeal; provided, however that the General Court may make clerical or editorial changes

of form only to the bill, unless the Board of Selectmen approve amendments to the bill before enactment by the General Court, provided further that the Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives, or, take any other action relative thereto.

**An Act Relative to the Town Manager of the Town of Upton**

Section 1. Chapter 391 of the acts of 2008 establishing a town manager in the town of Upton shall be amended by deleting, in the last sentence of section 3 the words “not to exceed 3 years in length” and inserting in place thereof:- not to exceed 5 years in length.

Section 2. Said chapter 391 is hereby further amended by deleting section 4(a) and inserting in place thereof the following:- be the hiring authority for all employees under the jurisdiction of the board, and may discipline or remove such employees in accordance with this section. The manager shall act in conformance with the personnel by-laws of the town. The manager shall oversee the efficient operation and administration of all officers, divisions and departments appointed by him.

(i) No appointment by the manager of a town officer or employee shall take effect within 15 days of notice being provided to the board. The board may approve or disapprove the manager's proposed appointment within said 15 days or the board may waive the 15 day right of refusal by a vote at an open meeting. The board may vote, in open session, to disapprove an appointment and shall state the reason or reasons, which shall be provided in the meeting minutes.

(ii) Upon appeal by a town officer or employee not subject to a collective bargaining agreement or other contract, brought within two business days of action taken by the Town Manager to discipline or remove such officer or employee, the board may, but need not, meet within 15 days to consider such appeal. The board may approve or disapprove the town manager's action within said 15 days and shall state the reason or reasons for its action, which reasons shall be set forth in summary form in the meeting minutes. Notwithstanding any other provision of this section, however, failure of the board to act within 15 days after the filing of the appeal shall constitute approval by the board of the town manager's action;

**Section 3. This act shall take effect upon passage.**

**Explanation/**

**Submitted by:**

The proposed amendments further clarify the authority of the Town Manager and Board of Selectmen as it relates to appointments and employee discipline. Further, these amendments allow the Board of Selectmen to enter into a long-term contract with the Town Manager if they so choose. -Board of Selectmen

**Recommendation:**

---

**ARTICLE 25:** To see if the Town will vote to raise and appropriate, appropriate from Free Cash, or transfer from available funds, or borrow the sum of fifty thousand

dollars (\$50,000.00), or any other sum, for preparation of conceptual designs for a municipal community center to consist of a public library, senior center and, possibly, other municipal services, as well as renderings for a short-term and long-term phased downtown revitalization plan, including all expenses incidental and related, or to take any other action relative thereto.

**Explanation/  
Submitted by:**

The Joint Feasibility Committee continues to identify the best and most efficient use of one consolidated municipal building that will allow for multi-generational services to be located under one roof. These funds will allow for preparation of conceptual drawings of the proper size, architecture and service requirements for such a building. Additionally, renderings will be developed that will promote the vision of multiphase conceptual ideas for a revitalized downtown area. – Joint Feasibility Committee/Economic Development Committee

**Recommendation:** Favorable Action/Finance Committee

---

**ARTICLE 26:**

To see if the Town will vote to authorize the Board of Selectmen to sell or lease or transfer such land or building commonly known as the Risteen Building or Public Library, located at 2 Main Street, and shown as Assessors' Map 201-073, for such sum and upon such conditions determined by the Board of Selectmen, pursuant to G.L. c. 30B, and to authorize the Board of Selectmen to execute any and all instruments, including deeds, leases or other agreements and take all other actions necessary or appropriate to effectuate the vote taken hereunder, or take any other action relative thereto.

**Explanation/**

**Submitted by:**

To dispose of 2 Main Street, better known as the Risteen Building/public library through a competitive public process, in accordance with G.L. c.30B. -Board of Selectmen

**Recommendation:**

Favorable Action/Finance Committee

---

**ARTICLE 27:**

To see if the Town will vote to authorize the Board of Selectmen to sell or lease or transfer such land or building located at 3 Milford Street shown on Assessor's Map 201-055 and such land located at 2 Grove Street shown on Assessor's Map 201-057, as on file with the Town Clerk, for such sum and upon such conditions determined by the Board of Selectmen, pursuant to G.L. c. 30B and to authorize the Board of Selectmen to execute any and all instruments, including deeds, leases or other agreements and take all other actions necessary or appropriate to effectuate the vote taken hereunder, or take any other action relative thereto.

**Explanation/**

**Submitted by:**

To dispose of 3 Milford Street, Holy Angels Church and the municipal parking lot through a competitive public process, in accordance with G.L. c.30B. These parcels will be disposed of to facilitate the development of the downtown area into a mixed-use area including condominiums, retail and commercial space. - Board of Selectmen

**Recommendation:**

Favorable Action/Finance Committee

---

**ARTICLE 28:** To see if the Town will vote to raise and appropriate, appropriate from Free Cash, or transfer from available funds, or borrow the sum of Two Hundred Twenty Thousand dollars (\$220,000), or any other sum, a Department of Public Works Water & Wastewater Comprehensive Assessment and Analysis, including all expenses incidental and related, or take any other action relative thereto.

**Explanation/  
Submitted by:** The funding is necessary to perform a much needed comprehensive evaluation and analysis on all components, procedures, rates, and equipment, in the Water & Wastewater Divisions, including pump stations, tanks, wells, treatment plants, and infrastructure. It is anticipated that the funding for this analysis will be a transfer from the Water Enterprise of \$101,750 and from the Waste Water Enterprise of \$118,250. - Board of Selectmen.

**Recommendation:** Favorable Action/Finance Committee

---

And you are directed to serve this Warrant, by posting up attested copies thereof at the U.S. Post Office, Town Library and Town Hall, in said Town fourteen days (14) at least before the time of holding said Meeting.

**HEREOF FAIL NOT**, and make due return of this Warrant, with your doings thereon, to the Town Clerk, at the time and place of meeting, as aforesaid.

Given under our hands this \_\_\_\_\_ day of October in the year of our lord two thousand eighteen.

**UPTON BOARD OF SELECTMEN**

A true copy, Attest:

---

**Gary Daugherty, Chairman**

---

**Stephen A. Matellian, Member**

---

Sandra Hakala, Constable  
Date: October 30, 2018

---

**Brett A. Simas, Member**

## Constable Attest Page

Worcester, ss.

Pursuant to the within Warrant, I have notified and warned the inhabitants of the Town of Upton by posting up attested copies of the same at the Town Hall Building, Library Building, and the Upton U.S. Post Office at least seven days (7), before the date of the meeting, as within directed

Sandra Hakala  
Constable of Upton  
October \_\_, 2018