

Town of Upton



Massachusetts

**Meeting Minutes of February 27, 2007**

**Present:** Chairman Joan E. Shanahan, Selectman Marsha A. Paul, Selectman Robert J. Fleming and Karen L. Varney, Administrative Clerk.

**Location:** Fire & EMS Headquarters, 2<sup>nd</sup> Floor Training Room, 20 Church St.

The meeting was audio taped by the Board. Jonathan Miguel, Cable TV Access Provider videotaped the meeting.

The meeting was called to order at 7:31pm with the Pledge of Allegiance.

Appropriation Treasury Warrant No. 35e in the amount of \$803,876.96 was signed.

Payroll Treasury Warrant No. 35P in the amount of \$60,696.09 was signed.

**Motion # 1**

Selectman Fleming motioned to approve the February 20, 2007 Executive Session Meeting Minutes with grammatical changes. Seconded by Selectman Paul, unanimous by Chairman Shanahan.

**Motion # 2**

Selectman Fleming motioned to release the Executive Session meeting minutes of February 20, 2007 from Chapter 39, Section 23B, Exception #2. Seconded by Selectman Paul, unanimous by Chairman Shanahan.

Due to a conclusion of the Executive Session held on February 20<sup>th</sup>, Selectman Fleming noted the purpose of releasing the Executive Session minutes of February 20<sup>th</sup>, is to clarify any issues and misunderstandings. These minutes are now available to the public.

**Motion # 3**

Selectman Paul motioned to approve the Executive Session meeting minutes of February 13, 2007. Seconded by Selectman Fleming, unanimous by Chairman Shanahan.

45 **Motion # 4**

46 Selectman Fleming motioned to approve the regular meeting minutes of  
47 February 20, 2007, seconded by Selectman Paul, unanimous by Chairman Shanahan.  
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49 **Motion # 5**

50 Selectman Fleming motioned to acknowledge the notification received from the  
51 Town Clerk on the resignation of Planning Board Member Ken Picard as submitted to  
52 the Town Clerk effective March 1, 2007. Seconded by Selectman Paul, unanimous by  
53 Chairman Shanahan.  
54

55 The Board declared a vacancy on the Planning Board due to the letter submitted  
56 by Ken Picard, thus allowing the Town Clerk to place that vacancy on the Annual Town  
57 Election Ballot.  
58

59 **FYI:**

- 60 ⇒ Email from Jim Bates to the Animal Control Officer, Kate Hawkins Re:  
61 monitoring of 57 South St barking dog complaints. (**Visits to continue**)  
62 ⇒ Request for a copy of the Fire Department Management Profile.  
63 ⇒ Confirmation letter to West Hill Properties Re: Orchard St. (**Meeting set up**  
64 **for Thursday, March 1<sup>st</sup> at 3pm with Chairman Shanahan**).  
65

66 Chairman Shanahan informed the citizens that Emergency Response Systems of  
67 Kingston, Mass, recently completed the Management Study Profile of the Fire  
68 Department and the Department of Emergency Medical Services and it was their  
69 recommendation for a Strong Chief. The Board unanimously supported this  
70 recommendation. An Article will be placed on the on the Annual Town Meeting Warrant.  
71 Selectman Fleming paraphrased the study performed by this agency.  
72

73 **Motion # 6**

74 Selectman Fleming motioned to accept the recommendation of the Emergency  
75 Response System to move forward with a Strong Chief management under Chapter 48,  
76 Section 42. Seconded by Selectman Paul, unanimously by Chairman Shanahan.  
77

78 Town Counsel, Kopelman and Paige will be sent the necessary documents to  
79 review for approval for the Annual Town Meeting. The Personnel Board would need to  
80 be informed. A copy of the Management Study is available for public view at the Town  
81 Clerks Office.  
82

83 **Mail:**

- 84 1. Water/Wastewater Advisory Board meeting posting for Monday. (**Discussion**  
85 **relative to an informational newsletter to be sent to all residents**).  
86 2. Copy of a letter from Kopelman and Paige to Worcester Register dated February  
87 14, 2007 Re: Cy pres.  
88 3. January 8, 2007 Meeting minutes of the Personnel Board.  
89 4. Recorded copy of the order of conditions: North St (Glen Echo Field). (Full report  
90 in the BOS office).

- 91 5. Letter from Pulte Re: Engineering design, permits and approvals be provided Re:  
92 recreation area.  
93 6. Invitation to Wal-Mart's private preview ceremony on March 12<sup>th</sup> and grand  
94 opening March 14<sup>th</sup>.  
95 7. Notice of Withdrawal of Appearance for Noble Vista & Shining Rock. **(All future**  
96 **discussion will be held in regular session).**  
97 8. Memorandum to BOS from DPW Director Soma Re: Amendments to DPW  
98 position descriptions. **(The Board would like to see the Cemetery**  
99 **Commissioners taken off this list).**

100  
101 The Board reviewed the Milford Daily news advertising the free residential home to  
102 be removed from the 18 Elm Street property.  
103

104 The Board of Selectman read aloud the 13 Article Warrant for the Special Town  
105 Meeting on March 13, 2007 at 7:30pm to be held at Nipmuc Regional Middle /  
106 High School.  
107

108 Inclosing the Board discussed the need for fiscal responsibility and the need to  
109 control the operational budget. There is less than \$13,000.00 in free cash. A number  
110 of Articles were cut from the Warrant, as priorities need to be set.  
111

112 The Board was please to have participated in the Read Across America Program  
113 and sent kudos to the Upton Men's Club for the kid's weather station and  
114 congratulated the School District.  
115

116 Also noted was the fact that the athletic fields behind the Memorial School are  
117 not in acceptable condition. A Warrant Article for upgrades in the amount of  
118 \$23,000.00 will be presented at the Special Town Meeting on March 13<sup>th</sup>.  
119

120 **Motion # 7**

121 Selectman Fleming motioned to adjourn the meeting at 8:17pm, seconded by  
122 Selectman Paul, unanimous by Chairman Shanahan.  
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124  
125 Respectfully submitted,  
126

127 Karen L. Varney, Administrative Clerk  
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