

**COMMONWEALTH OF MASSACHUSETTS  
TOWN OF HOPKINTON  
SPECIAL TOWN MEETING  
Wednesday, May 6, 2009**

MIDDLESEX, ss.

To any of the Constables of the Town of Hopkinton in said County

GREETINGS:

In the name of the Commonwealth of Massachusetts you are hereby required to notify and warn the inhabitants of said Town of Hopkinton, qualified to vote in elections and in Town affairs, to meet at the Middle School Auditorium in said Hopkinton on Wednesday, the 6<sup>th</sup> day of May 2009 at seven o'clock in the evening, then and there to act on the following articles:

**ARTICLE 1:** To see if the Town will vote to authorize the Treasurer, with the approval of the Board of Selectmen, to borrow \$100,000, or some other sum, for the purpose of acquiring the ownership of street light fixtures located throughout the Town, pursuant to Chapter 44, Sections 7(9) and (14) of the General Laws; said sum to be spent under the direction of the Board of Selectmen.

Pass any vote to take any action relative thereto.  
Sponsor: Interim Town Manager

**ARTICLE 2:** To see if the Town will vote to transfer the sum of \$250,000, or some other sum, from the Town's free cash balance to the Town's Stabilization Fund.

Pass any vote to take any action relative thereto.  
Sponsor: Interim Town Manager

**ARTICLE 3:** To see if the Town will vote to raise and appropriate, transfer from available funds or otherwise provide the sum of \$10,000, or some other sum, for the replacement of the sign shed roof and associated miscellaneous carpentry at the Wood Street Highway Facility; said sum to be spent under the direction of the Director of the Department of Public Works.

Pass any vote to take any action relative thereto.  
Sponsor: Director of the Department of Public Works

**ARTICLE 4:** To see if the Town will vote to raise and appropriate, transfer from available funds or otherwise provide the sum of \$20,000, or some other sum, for improvements to the snow dump at 0 Cedar Street in compliance with the Order of Conditions issued by the Hopkinton Conservation Commission dated September 2, 2008; said sum to be spent under the direction of the Director of the Department of Public Works.

Pass any vote to take any action relative thereto.  
Sponsor: Director of the Department of Public Works

**ARTICLE 5:** To see if the Town will vote to raise and appropriate, transfer from available funds or otherwise provide a sum or sums of money to finance the design, development, construction, reconstruction, extension and upgrade (including, without limitation, soil borings, related police or security expenses, topographical surveys, easements and/or taking surveys, the design and preparation of construction plans, specifications and contract documents in form appropriate for the solicitation of public bids thereon, and environmental and regulatory permitting) of sewers, sewage systems, and sewage treatment and disposal facilities, including pumping stations and force mains, and all related systems, appurtenances and facilities, and the replacement of water pipes and other services and utilities, including without limitation all costs thereof as defined in Chapter 29C, Section 1 of the General Laws, as deemed necessary or appropriate for the following purposes:

1. Connecting to the Town of Milford Sewer System;

2. Upgrading the Wood Street Sewer Pump Station and Force Main;
3. Designing and constructing the Fruit Street Waste Water Treatment Facility at maximum capacity;

said sum to be spent under the direction of the Director of the Department of Public Works; provided, however, that any expenditure made pursuant to this Article shall be contingent upon the Town obtaining all of the required funds through an available state, federal or other funding program; and further to authorize the Director of the Department of Public Works to apply for, accept and expend any and all state, federal or other funding that may be available for the purposes of this Article.

Pass any vote to take any action relative thereto.

Sponsor: Director of the Department of Public Works

**ARTICLE 6:** To see if the Town will vote to amend Chapter 5, Boards, Committees and Commissions, of the General Bylaws of the Town of Hopkinton, by inserting a new Article VII, Permanent Building Committee, therein as follows:

ARTICLE VII  
PERMANENT BUILDING COMMITTEE

§5-27. Purpose and membership.

A. There shall be a Permanent Building Committee consisting of five (5) members, which, except as otherwise provided in this section, shall be responsible for the oversight, management and administration of the design, construction, reconstruction, alteration or enlargement of all buildings owned by the Town or constructed on land owned, leased or operated by the Town.

B. The Permanent Building Committee shall not assume any duties or responsibilities with respect to any project for which a School Building Committee has been appointed pursuant to Chapter 71, Section 68 of the General Laws or any applicable requirement of the Massachusetts School Building Authority or any successor agency of the Commonwealth.

§5-28. Appointing authority; terms of appointment.

A. The Board of Selectmen shall appoint the members of the Permanent Building Committee.

B. Except as otherwise determined by the Board of Selectmen at the time of appointment, members of the Permanent Building Committee shall serve for terms of five (5) years from the date of appointment and may be reappointed for additional terms upon the expiration of any such five (5) years.

§5-29. Town Meeting appointment of separate building or project committees.

Town Meeting may authorize the appointment of a different and separate building or project committee, which shall assume duties and responsibilities, in lieu of the Permanent Building Committee, with respect to a particular project; provided, however, that, to the extent permissible by law, the membership of any such specially appointed committee shall include, as a full voting member, at least one Permanent Building Committee member.

§5-30. General duties and responsibilities.

A. The Permanent Building Committee shall work to achieve the project goals of the board, committee or department for which a project is being planned or constructed, and the Committee shall advise the Board of Selectmen and the board, committee or department for which a project is being planned or constructed when such goals have been substantially completed, at which time, or at any other time as determined by the Board of Selectmen, the Permanent Building Committee's responsibility for such project shall be terminated.

B. The plans and specifications for each project shall be subject to the approval of the board, committee or department for which such building is being planned or constructed.

§5-31. Appropriations.

A. Unless a separate building or project committee is appointed pursuant to §5-29 of this Article, the funds provided for the design, construction, reconstruction, alteration or enlargement of any buildings owned by the Town or constructed on land owned, leased or operated by the Town shall be appropriated to and expended under the direction of the Permanent Building Committee.

B. Whenever funding approval is sought from Town Meeting for the design, construction, reconstruction, alteration or enlargement of any buildings owned by the Town or constructed on land owned, leased or operated by the Town, the Permanent Building Committee and the board, committee or department for which a project is being planned or constructed shall provide a detailed report to Town Meeting that includes an explanation of the project need, scope of work, schedule and costs.

§5-32. Policies and procedure.

The Permanent Building Committee shall adopt and make available to all Town boards, committees and departments policies and procedures for its activities.

§5-33. Records.

The Permanent Building Committee shall retain all records, plans, drawings, specifications and other documents related to projects under its authority, with copies of all such documents kept on file in the office of the Town Facilities Manager or other offices as appropriate.

§5-34. Recommendations and reports.

The Permanent Building Committee shall make recommendations and reports to the Town from time to time, and shall submit an annual report of its activities to the Board of Selectmen for publication in the Town's Annual Report.

Pass any vote or take any action relative thereto.  
Sponsor: Interim Town Manager

**ARTICLE 7:** To see if the Town will vote to accept the provisions of Chapter 44, Section 55C of the General Laws, to establish a trust to be known as the Municipal Affordable Housing Trust Fund, to be governed by a Board of Trustees to be appointed by the Board of Selectmen, for the purpose of providing for the creation and preservation of affordable housing for the benefit of low and moderate income households; provided, however, that the Board of Selectmen shall not appoint said Board of Trustees until the Town votes to adopt a new Town bylaw that sets forth the powers and responsibilities of said Board of Trustees, pursuant to Chapter 44, Section 55C of the General Laws.

Pass any vote or take any action relative thereto.  
Sponsor: Interim Town Manager

**ARTICLE 8:** To see if the Town will vote to amend the vote taken under Article 39 of the May 2008 Annual Town Meeting, by deleting therefrom the words "one year" and inserting in their place the words "two years."

Pass any vote or take any action relative thereto.  
Sponsor: Parks and Recreation Commission

HEREOF FAIL NOT, and make due return of this warrant with your doings thereon, to the Clerk of said Town of Hopkinton at the time and place aforesaid.

Given under our hands this 21<sup>st</sup> day of April 2009:

BOARD OF SELECTMEN  
TOWN OF HOPKINTON

\_\_\_\_\_  
Brian J. Herr

\_\_\_\_\_  
Mary C. Pratt

\_\_\_\_\_  
Michael W. Shepard

\_\_\_\_\_  
Matthew E. Zettek

\_\_\_\_\_  
RJ Dourney

A true copy attest:

\_\_\_\_\_  
Ann M. Click, Town Clerk

Hopkinton, Massachusetts

, 2009

Pursuant to the within Warrant, I have notified the inhabitants of the Town of Hopkinton to meet at the time and place and for the purposes within mentioned by posting up a certified copy of this warrant in the Town House, in each of the churches, in each of the post offices, and in each of the engine houses of the Town, fourteen (14) days at least before the time set for said meeting.

\_\_\_\_\_  
Constable of Hopkinton

A true copy attest

\_\_\_\_\_  
Ann M. Click, Town Clerk