

NEW BUSINESS

5/02/16



Allison J. Ferreira
Town Clerk

TOWN OF MIDDLEBOROUGH
Town Clerk's Office
Bank Building, 20 Centre Street
Middleborough, Massachusetts 02346-2250
508-946-2415 phone
508-946-2308 fax

MEMORANDUM

TO: Board of Selectmen
FROM: Allison J. Ferreira, Town Clerk 
DATE: April 29, 2016
RE: Board of Registrar Appointment

The Board of Registrars met on April 29, 2016 and interviewed Roger Lobban and Richard Young of the Democratic Town Committee as potential candidates to be appointed to the Board of Registrars.

Mr. Lobban and Mr. Young were referred to the Board of Registrars by the Democratic Town Committee to fill the Democratic vacancy caused by Richard Roth who resigned on April 9, 2016. Both Mr. Lobban and Mr. Young are actively involved in the community and expressed a sincere interest in becoming a Registrar.

Pursuant to Massachusetts General Laws, Chapter 51, Section 15, Board of Registrar vacancies are filled by the Board of Selectmen from a member of the town committee of the political party from which the position is to be filled for the remainder of the vacated original term.

Mr. Young noted during the interview process, while he has an interest in serving as a Board of Registrar in the future, he would support the Board of Registrars recommend Roger Lobban to fill the current vacancy.

The Board of Registrars voted unanimously to recommend Roger Lobban be appointed as a Registrar. I respectfully request the Board of Selectmen vote to appoint Mr. Lobban to the Board of Registrars to fill the Democratic vacancy of Richard Roth for a term to expire on January 26, 2019.

Should you have any questions or concerns, please do not hesitate to contact me.

MIDDLEBOROUGH DEMOCRATIC TOWN COMMITTEE

April 25, 2016

Allin Frawley, Chairman
Middleborough Board of Selectmen
10 Nickerson Avenue
Middleborough, Ma. 02346

Dear Chairman Frawley:

Due to the resignation of a Democratic member of the Town's Board of Registrars of Voters, the Middleborough Democratic Town Committee (MDTC) has been asked to recommend to your Board registered Democrats to fill that vacancy.

Please be informed that at a duly called meeting of the MDTC held on April 2, 2016, at which a quorum was present, the Committee voted unanimously to recommend the following registered Democrats as candidates:

Roger Lobban 3602 Island Drive

Richard Young 14 North Street

Thank you for this opportunity to recommend qualified and interested candidates for this important vacant position.

Sincerely,



Thomas F. McGuire, Chair
Middleborough Democratic Town Committee

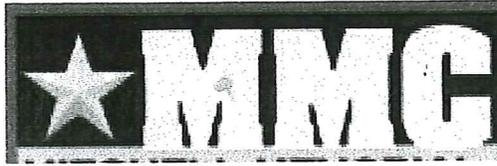
Tmcg/me

Cc: R. Lobban, R. Young, MDTC
Board of Registrars c/o Town Clerk ✓



Second Hand/Pawnbroker/Junk Dealer/Old Metals Licenses
Effective 5/1/16 - 4/30/17

Store Name	Location	Contact Name	License Type	Hours of Operation	Release License
Gregory Scot Jewelers, Inc.	45 Centre Street	Scot Dean	<i>Pawnbroker and</i>	Tues-Fri 9:30-5	
			<i>"Junk Dealer/ 2nd Hand/ Old Metals"</i>	Sat & Mon 9:30-3	
Twice As Nice	749 Centre St.	Mary Donofrio	<i>2nd Hand</i>	Tues & Wed 9-5	
	Mailing address:			Thur & Fri 9-6	
	21 Washburn St.			Sat 9-4	
				Sun-Mon Closed	
Former Favorites	11 Center Street	Tracy Smith	<i>2nd Hand</i>	Tues-Sun 10-5	
	Mailing address:				
	33 Mayflower St.				
	Plymouth, MA				
	02360				
New to You Family Thrift Store	57 Center Street	Andrew Sarras	<i>2nd Hand</i>	Mon - Sun 9-6	
	Mailing Address:				
	890 Pleasant Street				
	Bridgewater, MA				
	02324				
The Junk Dynasty	201 West Grove St.	Cheri & Daniel Miller	<i>2nd Hand</i>	Tues-Sun 11-7	
Spring Brook Treasures	64 East Main Street	Edmund & Valerie Finnegan	<i>2nd Hand</i>	Wed-Sun 10-5	



March 15, 2016

Middleboro Board of Selectmen
10 Nickerson Avenue
Middleboro, MA 02346
Phone: 508-946-2032

To the Member's of the Board,

On March 15, 2016 The Mitchell Memorial Club Board of Trustees met and unanimously voted to have our existing Liquor License modified to include our upper and lower parking lots (#1 & #2) for outside functions. We have ample parking for the membership in our other lot (#3) across the street from our building.

Please direct any questions regarding this transfer to the Mitchell Memorial Club Board of Trustees at 508-947-4070.

We thank you in advance for your assistance in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Paul Condon', written in a cursive style.

Paul Condon – Chairman

cc: Dale Simmons - President

A handwritten signature in black ink, appearing to read 'Dale Simmons', written in a cursive style.

CRANBERRY CAPITAL
OF THE WORLD



Phone: 508-946-2405

Fax: 508-946-0058

Town of Middleborough

Massachusetts

Board of Selectmen

APPLICATION FOR LICENSE OR LICENSING TRANSACTION (PLEASE TYPE OR PRINT CLEARLY)

DATE 4/20/16
 NAME OF APPLICANT Mitchell Memorial Club Inc
 ADDRESS OF APPLICANT 29 Elm St
 ASSESSORS MAP & LOT _____
 DAYTIME TELEPHONE 508-947-4070
 EMAIL ADDRESS N/A

NAME OF BUSINESS Mitchell Memorial Club Inc
 OWNER OF PROPERTY TO BE LICENSED Same
 ADDRESS OF PROPERTY TO BE LICENSED Same
 ASSESSORS MAP & LOT _____

TYPE OF LICENSE REQUESTED (Check One)

2nd Hand _____
 Class I Automobile Dealer License _____
 Class II Automobile Dealer License _____
 Class III Automobile Dealer License _____
 Weekday Entertainment _____
 Sunday Entertainment _____

WRPD _____
 Earth Removal Permit _____
 Liquor License _____
 Junk Dealer _____
 Automatic Amusement Device _____
 Other _____

Anticipated Start Date for Business: _____

Days & Hours of Operation: _____

Has the applicant previously held a similar license in the Town of Middleborough or elsewhere?

If yes, explain:

Mod. Renewal of Existing License to include outside

Signature [Handwritten Signature]

Please bring to the Treasurer/Collector's office @ the Town Hall Annex, 20 Center Street, 3rd floor to obtain confirmation/signature that no outstanding taxes/municipal charges exist.

Dear Treasurer/Collector:

Please inform this department as to whether or not the above listed property owner/applicant/petitioner owes the Town of Middleborough any outstanding taxes and/or municipal charges that remain unpaid for more than one year.

Does Property Owner/Applicant/Petitioner owe Taxes/Municipal Charges? _____



Town of Middleborough

Massachusetts

Board of Selectmen

APPLICATION FOR LICENSE (PLEASE TYPE OR PRINT CLEARLY)

DATE 4-26-2016
NAME OF APPLICANT BILL SECKINGER
ADDRESS OF APPLICANT 13 HARDING ST. LAKEVILLE
ASSESSORS MAP & LOT _____
DAYTIME TELEPHONE 508-947-1144

NAME OF BUSINESS MUCKEY'S LIQUORS
OWNER OF PROPERTY TO BE LICENSED BILL SECKINGER
ADDRESS OF PROPERTY TO BE LICENSED 200 OAK POINTE DRIVE
ASSESSORS MAP & LOT _____

TYPE OF LICENSE REQUESTED (Check One)

2nd Hand _____ WRPD _____
Class I Automobile Dealer License _____ Earth Removal Permit _____
Class II Automobile Dealer License _____ Liquor License _____
Class III Automobile Dealer License _____ Other full _____
Entertainment _____

Anticipated Start Date for Business: MAY 11th 2016
Days & Hours of Operation: 5⁰⁰ PM to 11⁰⁰ PM
Days/Hours/Description for Entertainment food & ALCOHOL for Operation Confess WANNING

Has the applicant previously held a similar license in the Town of Middleborough or elsewhere?
If yes, explain:

YES 200 OAK POINTE DRIVE

Signature Bill Seckinger

DATE OF HEARING: _____

APPROVED/DENIED

Do not write below line: To be Completed by Treasurer/Collector: _____

Please inform this department as to whether or not the above listed property owner/applicant/petitioner owes the Town of Middleborough any outstanding taxes and/or municipal charges that remain unpaid for more than one year.

Does Property Owner/Applicant/Petitioner owe Taxes/Municipal Charges? _____



Bank Building, 20 Centre Street, Middleborough, Massachusetts 02346

April 12, 2016

Board of Selectmen
Town Hall
Nickerson Ave.
Middleborough, MA 02346

Dear Members of the honorable Board:

On April 5, 2016 the Middleborough-Lakeville Herring Fishery Commission voted unanimously to recommend the following appointment:

VOLUNTEER OBSERVER for a term ending September 30, 2016:

Don Goulart

Don sought out the Commission to volunteer. He has attended several meetings, been involved in the herring count, helped represent the Commission at the Herring Run Festival and has shown a continuing commitment to the operation of the Commission and the protection of the annual herring migration. We feel he will be an asset to the Commission. We request that you consider him for appointment at your earliest opportunity.

We request that home addresses and telephone numbers not be published or placed on appointment cards.

Sincerely,

David J. Cavanaugh
Chairman

April 26, 2016

Mr. Christopher Peck
Director, Department of Public Works
Town of Middleborough
Department of Public Works
48 Wareham Street
Middleborough, MA 02346

**RE: Middleborough WPCF Upgrades
Methuen Construction Co: Change Order #2
Project #: 283-1505**

Dear Mr. Peck:

Environmental Partners Group, Inc. (EPG) has reviewed the change order request from Methuen Construction Co. Inc. for the work associated with several items of additional work. These items are listed on the attached change order for Items tracked as PCO#6 through #19. The majority of these items are for unforeseen electrical work. PCO #8 is for the additional fire alarm system features requested by the fire department.

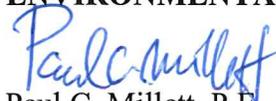
PCO #9 is for the additional work associated with the sludge piping at the control building. After review of the submissions from Methuen Construction and its subcontractor Pacella Enterprises, EPG, WP and Town staff reviewed the documentation submitted. In our collective opinion, the sum of \$45,729 is a fair and reasonable sum for the addition piping work. EPG, WP and town staff did not believe that the support of excavation costs submitted by MC/Pacella were reasonable, compared to the original scope of work, the specifications for measurement and payment, and based on observed field conditions. MC has stated that it is reserving its rights with regard to this PCO#9 matter.

It is our recommendation that a change order be executed for \$131,869.91 for items listed as PCO #6 through 19. The change order form is attached.

Please feel free to contact me at (617) 657-0200 with any questions or concerns.

Very Truly Yours,

ENVIRONMENTAL PARTNERS GROUP, INC.


Paul C. Millett, P.E.

Project Manager

CC: Robert Nunes, Town Manager
Bob Fitzgerald, P.E., EPG Field Office
Jon Hume, P.E., Wright Pierce

Attached: Change Order #2

Hyannis:

396 North Street, Hyannis, MA 02601
TL 508.568.5103 • FX 508.568.5125

Headquarters:

1900 Crown Colony Drive, Suite 402, Quincy, MA 02169
TL 617.657.0200 • FX 617.657.0201

Woburn:

18 Commerce Way, Suite 2000, Woburn, MA 01801
TL 781.281.2542 • FX 781.281.2543

CHANGE ORDER FORM

SRF Number CWSRF 3294
Public Entity Town of Middleborough
Contract Number 1
Change Order Number 2

Contract Amount (As Bid) \$21,506,433.00
Net Change in Contract Price (this change order) \$131,869.91
Total Adjusted Contract Price (including this and all other change orders) \$21,847,798.91

This change order extends the time to complete the work by 19 calendar days.

The extended completion date is September 19, 2017

This change order checked by Robert M. Fitzgerald 4/13/16
(Chief) Resident Engineer Date

This change order is requested by: Methuen Construction Co.

This change order is recommended by: Wright Pierce

Jon Home 4/13/16
Consultant Engineer P.E. Number Date

* Based on not being able to be on site everyday to witness the construction activity.
The undersigned agree to the terms of the change order.

[Signature] 13-April-16
Contractor Date

* Reference Attached Letter Dated 12-April-16
[Signature] 4/27/16
Owner Date

Certification of Appropriation under M.G.L. c.44, §31C: Adequate funding in an amount sufficient to cover the total cost of this change order is available.

By: [Signature] 4/27/16
Certification Officer (Auditor, accountant, treasurer) Date

73,931.589000.0.0

Do not write below: this space reserved for STATE AGENCY APPROVAL

DEP/DMS

Middleborough, MA - Water Pollution Control Facility Upgrade

CHANGE ORDER #2: MARCH 31, 2016

Updated:
CONSOLIDATED COM#2 FOR VARIOUS PCOS.

CHANGE ORDER LOG

PCO No.	Date Received	Description	From	Status of Review	Value	COM#2	Final Negotiated Cost	Notes
6	11/4/2015	Gas Main Relocation - Control Building	Methuen Construction/ Irvine & Sons	Completed	\$ 3,281	\$	3,281	
7	11/12/2015	Temporary Power Tertiary Building	Methuen Construction/ Griffin Elec.		\$			
7R	2/12/2016	Revised PCO						
8	12/10/2015	Additional Fire Alarm Devices	Methuen Construction/ Griffin Elec.		\$ 34,754	\$	34,754	
9	12/16/2015	Added underground Sludge Lines	Methuen Construction/ Pacella Enterprises See EPC Letter Mar 28 2016		\$ 12,676	\$	12,676	
10	1/6/2016	Plant Water Line Stop - Control Building	Methuen Construction/ Pacella Enterprises		\$ 45,729	\$	45,729	
11	1/6/2016	Relocate Clarifier Feeders and Control	Methuen Construction/ Griffin Elec.		\$ 4,231	\$	-	Base contract work
12	2/2/2016	Mod to Blowers and Emerg eyewash controls	MC/Griffin		\$ 3,943	\$	3,943	
13	1/7/2016	Demolition of Asbestos in Existing Garage	Methuen Construction/ Jay Mor		\$ 7,001	\$	7,001	
14	2/2/2016	Additional Aeration Tank Receptacles	MC/Griffin		\$ 5,223	\$	-	Declined
15	2/2/2016	Unforeseen Utility Ductbank Conflict	MC/Pacella		\$ 2,664	\$	2,664	
16	2/2/2016	AC Pipe Carrier conduit removal	MC/Pacella		\$ 5,470	\$	5,470	
17	2/2/2016	Blower VFD Modifications	MC/Griffin		\$ -	\$	-	
17R	2/16/2016	Revised PCO						
18	2/11/2016	Additional Sludge/Grit removal Podgurski Co. Leachate Tank Grit Removal	Methuen Construction/ Podgurski		\$ 4,658	\$	4,658	
19	2/11/2016	Additional Wood Blocking for Tert and Control Bldg Roofs	MC/Stinchair Roofing		\$ 11,694	\$	11,694	Paid by WPCF sludge account
TOTAL						\$	\$ 131,869.91	

CO1	\$ 209,496.00	BA, 4
CO2	\$ 131,869.91	5, 19
	\$ 341,365.91	

Base bid \$ 21,506,435.00
Total \$ 21,847,798.91



April 13, 2016

Via: U.S. Mail & Email
pcm@envpartners.com

Mr. Paul C. Millet, P.E.
Environmental Partners Group, Inc.
1900 Crown Colony Drive, Suite 402
Quincy, MA 02169

Re: Middleborough MA WPCF Upgrade Project

Subj.: Change Order #2 – Reservation of Rights

Dear Mr. Millet:

Please accept this letter as notice of our receipt of Change Order #2 dated March 31, 2016 which includes a consolidation of Proposed Change Orders numbered 6 through 19.

While we appreciate the efforts of the team to move these issues to resolution, please note that acceptance of CO#2 does not constitute agreement to the opinion of EPG regarding all PCO's included and Methuen Construction reserves our rights and the rights of our Subcontractors to continue pursuit of compensation for work performed, specifically in regards to PCO #9 related to the addition of sludge piping at the Control Building.

Thank you for your attention and consideration to this matter.

Very truly yours
METHUEN CONSTRUCTION CO., INC.

A handwritten signature in black ink, appearing to read 'Dov Jaffe', is written over the printed name.

Dov Jaffe
Asst. Project Manager

cc: Jay Spooner, Sr. PM, Methuen Const.
File

Town of Middleborough
SCHEDULE OF DEPARTMENTAL BILLS PAYABLE

To the Accounting Officer:

The following-named bills of the **Oliver Estate Advisory Committee**, amounting in the aggregate to **TWO THOUSAND THREE HUNDRED SIXTY FIVE AND 06/100 DOLLARS (\$2,365.06)**, have been approved by the **Oliver Estate Advisory Committee**, and you are requested to place them on a warrant for payment.

Diane C. Stewart, Chairman
Middleborough Board of Selectmen
Date 5/02/16

Account # 29.3560.34
Oliver Estate Revolving Account

INVOICES ATTACHED

NAME	ADDRESS	AMOUNT	TOTAL
JM Goldson	217 Beech Street Roslindale, MA 02131	\$2,365.06	\$2,365.06
	TOTAL	\$2,365.06	\$2,365.06

JM Goldson community preservation + planning
 217 Beech Street
 Roslindale MA 02131
 United States



Middleborough Oliver Estate Advisory Committee
 Leilani Dalpe

Invoice # OLV040516
 Invoice Date April 5, 2016
Balance Due (USD) \$2,365.06

Task	Time Entry Notes	Rate	Hours	Line Total
planning assistance	Oliver House MPPF grant application preparation. More specifically, Rebecca performed the background research, attended to communications with Joe Cornish (HNE) and Jane Kudcey to assemble supporting information, and drafted all sections of the application except for the architect's sections. She prepared all 60+ photos including organizing into photo sleeves in to correspond to the architect's scope of work, labeled the rear of each photo, and cross cited them in the body of the application. She collected all evidence documents including acquiring a copy of the Preservation Restriction from the Plymouth County Registry of Deeds, which required a letter request to receive a copy. She handled all high quality printing of final photos, photocopying and assembling the required binder for MHC submission. She also arranged for the final overnight mailing of the submission to MHC.	75.00	27.98	2,098.50

Item	Description	Unit Cost	Quantity	Line Total
Expense	[04/05/16] Printing, Rebecca Cheney: Printing, photos, supplies, mailing for Oliver MPPF Application	266.56	1	266.56

Total 2,365.06
 Amount Paid 0.00
Balance Due (USD) \$2,365.06

Terms

Please send payment within 30 days to:
 JM Goldson
 217 Beech Street
 Roslindale, MA 02131

From: Jane Kudcey
Sent: Thursday, April 28, 2016 3:46 PM
To: Colleen Lieb
Cc: Steven Dooney; Selectman Leilani Dalpe
Subject: Oliver Estate Account

Hi Colleen,

Per our conversation today, I am attaching the procedures for the Oliver Estate Revolving Fund, account number 29.3560.34, which is under control of the BOS.

So far, the OECD has made 2 deposits from tour fees, which will be credited to the Revolving Account: \$2,995.00 on April 15, and \$850 on April 28.

I am also attaching the excel file for the Revolving Fund Cash control if you wish to track the fund in your office as well as mine. Please keep me updated on any expenses paid so I can keep my accounts up to date.

Let me know if you have any questions,

Thanks,

Jane

OECD Oliver Estate Revolving Account 29.3560.34 procedures:

The Oliver Estate Revolving Account was set up in accordance with Special Town Meeting Warrant Article 7 vote on April 25, 2016:

ARTICLE 7. To see if the Town will vote to authorize and establish a revolving fund pursuant to General Laws Chapter 44, Section 53E ½ for Fiscal Year 2016 (7/1/15 – 6/30/16) for the Oliver Estate Advisory Committee established by vote under Article 25 of the warrant for the October 5, 2015 Special Town Meeting, the Board of Selectmen and the Conservation Commission for a program for the Oliver Estate property which program includes holding open houses, tours, celebrations and other events from which revenue is derived from entry and parking fees, advertising charges, vendor fees, sale of food and other items and from other sources. All revenue received or derived from or in connection with program activities shall be credited to the revolving fund with the Board of Selectmen authorized to expend from the fund for purposes of the fund and program including expenses incurred in connection with the program activities and for maintenance, operation, rehabilitation and use of the property including construction costs and engineering and consultant fees and expenses incurred in connection with such maintenance, operation, rehabilitation or use of the property, with a limit of Twenty-Five Thousand Dollars (\$25,000.00) in total amount which may be expended from the fund for Fiscal Year 2016, or act anything thereon.

Deposits: Deposits received from fees will be deposited into the Oliver Estate Revolving Account by Jane Kudcey, Director, OECD or by the BOS Secretary. Deposit slips must clearly show name, date, account, cash or check amount received and name of preparer. Deposits may be signed by the OECD or BOS Secretary.

Expenditures: Any invoices paid must be voted on for approval by the Oliver Estate Committee. Expense forms may be completed by the OECD or BOS Secretary, however, the BOS must sign invoice, bill schedule (expense form).

www.malegislature.gov/Laws/GeneralLaws/PartI/TitleVII/Chapter44/Section53E1~2