

# **NEW BUSINESS**

**1-26-15**



# TOWN OF MIDDLEBOROUGH

## Town Clerk's Office

Bank Building, 20 Centre Street

Middleborough, Massachusetts 02346-2250

508-946-2415 phone

508-946-2308 fax

Allison J. Ferreira  
Town Clerk

### MEMORANDUM

**TO:** Board of Selectmen  
**FROM:** Allison J. Ferreira, Town Clerk  
**DATE:** January 16, 2015  
**RE:** Election Officer Appointments for 2015

I respectfully request the Board vote to appoint the following **Election Officer appointments for 2015:**

Arthur L. Turcotte Linda M. Eatherton Robert Eatherton Robert K. Burke Gaynel M. Bradford Loretta Batchelder Martin Foley Elizabeth McLean	Elizabeth A. Wainwright Donna J. Stewart Ursula E. Hill Janet Esther Walker Arthur Walker Arlene R. Dickens Donald E. Dickens Anne E. Renaux	Patricia A. McManus Karen R. Michaelis Louise M. Wright Judith A. Clark Mary L. Ieronimo Susan E. Bell Anna F. Blanchard Brenda L. Krystofolski
Florence M. Cadillic Fred Bohning Kathleen Zakarian Edward Beaulieu Neil Lawson Francine L. Perry Joan Green Beverley L. Moquin Charles Carty	Karen E. Nice Kathleen M. Foye Linda Gordon Susan J. Beaulieu Cheryl Reimels Margaret Washburn M. Louisa Brown Danielle Nice	Joan E. Ayube Marjorie R. Bragg Lois A. Hawks Shelly R. Murphy Isabelle M. Minkle Georgia Iverson Jeanne E. Turney Judith L. Thompson Eileen S. Gates Susan H. Kelly

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



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Town Clerk

### MEMORANDUM

**TO:** Board of Selectmen

**FROM:** Allison J. Ferreira, Town Clerk

**DATE:** January 16, 2015

**RE:** Board of Registrar Reappointment

Pursuant to Massachusetts General Laws, Chapter 51, Section 15, the Board of Registrars shall be appointed by the Board of Selectmen in writing and filed with the Town Clerk.

I respectfully request the Board of Selectmen vote to reappoint Dominick DeAngelis to the Board of Registrars for a term to expire in 2018. Mr. DeAngelis was appointed to the Board of Registrars in 2014 after filling the unexpired vacancy of Gisele Lincoln. It has been a pleasure working with Mr. DeAngelis and he has proven his dedication to the position as well as our community.

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

# MIDDLEBOROUGH POLICE DEPARTMENT

99 NORTH MAIN STREET  
MIDDLEBOROUGH, MA 02346



Joseph M. Perkins  
Chief of Police

P (508) 947-1212  
F (508) 947-1009  
middleboroughpolice.com

January 26, 2015

Board of Selectmen  
Town of Middleborough  
Nickerson Avenue  
Middleborough, Ma 02346

RE: Annual Appointments of Special Police, Auxiliary Police, Matron, and Crossing Guard

Dear Honorable Board,

I recommend reappointment of the following former full-time, retired, officers as **Special Police Officers** for the Town of Middleborough Police Department:

Charles Armanetti  
John Bettencourt  
Jeffrey Cornell  
Ronald Costa  
Wilfred Forcier  
Benjamin Mackiewicz  
David Mackiewicz  
Lorin Motta  
Paul Rose  
Gary Russell  
Steven Schofield  
David Shanks  
Clyde Swift  
Gerald Thayer  
Bruce Whitman

# MIDDLEBOROUGH POLICE DEPARTMENT

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Chief of Police

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middleboroughpolice.com

I recommend the appointment of the following as **Auxiliary and Special Police** Officers for the Town of Middleborough Police Department:

George Andrade  
Adam Beadling  
Doug Blanchette  
Stephen Bliss  
James Braga  
Bill Comeau  
Fred Conley  
Bryan Derochea  
William Ferdinand  
Mark Foster  
Matthew Foye  
Bryant Irish  
Michael Johnson  
Anthony Keaney  
Nicole Lapham  
Wayne Lee  
Charles Lemieux  
Raymond Meleski  
Patrick Mills  
Daniel Newton  
Tom Norcross  
John Ponte  
Tyler Silva  
Robert Stephanian  
Zach Trochi  
Kurt Vanderzyde

MIDDLEBOROUGH POLICE DEPARTMENT

99 NORTH MAIN STREET  
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F (508) 947-1009  
middleboroughpolice.com

Joseph M. Perkins  
Chief of Police

I recommend the reappointment of the following to the position of **Matron** for the Town of Middleborough Police Department:

Amy Dowler  
Julie Preti  
Brenda Rae  
Nicole Lapham

I recommend the appointment of the following to the position of **Auxiliary Crossing Guard** for the Town of Middleborough Police Department, working for the School Department:

Gill Amaral  
Donald Cook  
Donna Foley  
Fred Grant  
Christine Kozloski

Respectfully,

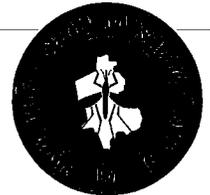
A handwritten signature in cursive script that reads "Joseph M. Perkins".

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Joseph M. Perkins  
Chief of Police



THE COMMONWEALTH OF MASSACHUSETTS  
THE STATE RECLAMATION & MOSQUITO CONTROL BOARD



## Plymouth County MOSQUITO CONTROL PROJECT

142R PEMBROKE STREET, P.O. BOX 72, KINGSTON, MA. 02364-0072  
TELEPHONE (781) 585-5450 FAX (781) 582-1276  
[www.plymouthmosquito.org](http://www.plymouthmosquito.org)

Commissioners:

John Kenney, Chairman  
Michael F. Valenti, Vice Chairman/Sec.  
Cathleen Drinan  
Kimberley King

Anthony Texeira - Superintendent  
Jo Ann M. Fawcett - Project Coordinator  
Stephen A. Gillett - General Foreman

### MEMORANDUM

To: Board of Selectmen  
From: Jo Ann Fawcett, Project Coordinator  
Date: January 12, 2015

Please find enclosed a hard copy of the 2014 annual town report for your town. Please contact me if you have any questions.

I have also enclosed a Form SRB-3 which is a Declaration of Support of Mosquito Control Funding for FY16. If you haven't already sent this to us, we would appreciate if you would check the applicable box and a signature and send back to us as soon as possible.

Thank you.

Encs.

State Reclamation and Mosquito Control Board  
Budget Notification and Compliance Certification Policy

**DECLARATION OF SUPPORT OR NO SUPPORT OF MOSQUITO CONTROL FUNDING FOR FY 2016**

**Declaration**

I, \_\_\_\_\_ the chief executive officer of Town/City of \_\_\_\_\_  
(Print Name/ and Sign Name) (Please Print)

hereby designate \_\_\_\_\_ to sign this declaration.  
(Print Name)

(Please check applicable box below)

- Support
- Do Not Support

the preliminary mosquito control budget proposed and this municipality's estimated proportionate share thereof, expressed both as a percentage and as a dollar amount as provided to this municipality in compliance with the State Reclamation and Mosquito Control Board Budget Notification and Compliance Certification Policy.

Name: \_\_\_\_\_  
(Please Print)

Signature: \_\_\_\_\_

Position: \_\_\_\_\_

Date: \_\_\_\_\_

Both a copy and the original declaration should be submitted to the district who will forward all member communities' declarations to the State Reclamation and Mosquito Control Board no later than April 15<sup>th</sup>

Jan. 15. 2015 9:34AM Selectmens Office Middleborough

No. 1052 r. 2

CRANBERRY CAPITAL OF THE WORLD



Phone: 508-946-9400 Fax: 508-946-0058

Town of Middleborough Massachusetts

BOARD OF SELECTMEN

APPLICATION FOR LICENSE (PLEASE TYPE OR PRINT CLEARLY)

DATE 1/12/15 William Fuller - PROP.
NAME OF APPLICANT Bartending Service of New England LLC
ADDRESS OF APPLICANT 13 WEST END AVE
ASSESSORS MAP & LOT 490-5595
NAME OF BUSINESS TOWN HALL AUDITORIUM
OWNER OF PROPERTY TO BE LICENSED TOWN HALL
ADDRESS OF PROPERTY TO BE LICENSED 13 West End Ave
ASSESSORS MAP & LOT 490-5595

TYPE OF LICENSE REQUESTED (Check One)

- 2nd Hand Furniture
Class I License
Class III License
Common Victualler
2nd Hand Clothing
Class II License
Liquor License
Other

Anticipated Start Date for Business 2/14/15
Hours requested: 7am - 11pm

Has the Applicant previously held a similar license in the Town of Middleborough or elsewhere? If yes, explain: YES, THIS IS AN OWNER EVENT

Signature [Handwritten Signature]

DATE OF HEARING

APPROVED/DENIED

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

Please inform this department, as well as the Board of Selectmen, 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? NO

[Large Handwritten Signature]

To: Board of Selectmen  
Robert Nunes, town manager  
Town of Middleborough

January 21, 2015

The town has made every effort to market and lease the first floor of the bank building by marketing the space itself for nearly a year and then professionally marketing the property for nearly 6 months to no avail. With little interest for plausible or serious uses, I would propose the following use which would:

1. Attract foot traffic to the down town area
2. Rearrange the town offices in a logical manner by positioning related departments next to each other
3. Create independent work spaces for departments sharing space
4. Create a much needed additional conference room in the town hall preventing double bookings and ensuring that all committees, board and groups have adequate meeting space.
5. Result in a modest income that would contribute to the costs of maintaining the Bank Building

Sincerely,

Leilani Dalpe  
Board of Selectmen  
Town of Middleborough

Plan for using the Bank Building:

1. RFP to rent the ATM to a bank(\$600 month)
2. Move Veteran's Museum to main part of Bank. The town has acquired an extensive collection of veteran's memorabilia that is not readily available for public viewing
3. Move Tourism and its staff to bank building for presence and staff in museum
4. Reserve bank building conference room for meetings in bank building for proposal 5a.
- 5a. Move Assessors to 3<sup>rd</sup> floor conference room and Veteran's office in Bank Building

Will then be next to tax collections and Treasurer

Move Veteran's office to Assessors in Town Hall

Easier access for veterans

Move Selectman's office and Jackie to Assessors' office

Creating division of shared office space

Create extra conference room in Assessors' office

Creating much needed extra meeting space in town hall

- 5b. Move OECD into Bank

Move Assessors to 3<sup>rd</sup> floor conference room and OECD office

Move Veteran's office to Assessors in Town Hall

Use Veteran's office as meeting room for Bank Building

Move Selectman's office and Jackie to Assessors' office

Create extra conference room in Assessors' office

6. Rent office cubicle in Bank to Cranberry Chamber of Commerce(\$300)
7. Store Voting equipment in secure vaults in Bank

## Jacqueline Shanley

---

**From:** Robert G. Nunes  
**Sent:** Tuesday, January 13, 2015 1:53 PM  
**To:** Jacqueline Shanley  
**Cc:** 'Wasylyk, Mary (SEN)'  
**Subject:** FW: Home Rule Petition

Hi Jackie,

Please place on the next BOS meeting agenda. Please include the bill as well.

Bob

---

**From:** Wasylyk, Mary (SEN) [<mailto:Mary.Wasylyk@masenate.gov>]  
**Sent:** Tuesday, January 13, 2015 1:24 PM  
**To:** Robert G. Nunes  
**Subject:** Home Rule Petition

Hi Bob,

I just left a message for you. We are in the process of bill filing for the new legislative session and we have a home rule from the board relative to imposing fees for outside consulting services in rent control matters. The bill <https://malegislature.gov/Bills/188/Senate/S966> passed in the Senate but died in House Third Reading. Senate rules require a new home rule as the original is over a year old and action had been taken on the bill. I also believe that Board of Selectmen has changed since the bill was filed.

Would it be possible to share this information with the Board and inquire as to whether or not they wish to pursue the re-filing of the bill, in which case a new local approval will be needed.

Please don't hesitate to call if you have any questions.

Thank you,  
Mary



THE 189<sup>TH</sup> GENERAL COURT OF  
THE COMMONWEALTH OF MASSACHUSETTS

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Bill S.966

188th (2013 - 2014)

**An Act authorizing the rent board of the town of Middleborough to impose fees for the employment of outside consultants**

By Mr. Pacheco, a petition (accompanied by bill, Senate, No. 966) of Marc R. Pacheco, Thomas J. Catter and Keiko M. Orrall (by vote of the town) for legislation to authorize the rent board of the town of Middleborough to impose fees for the employment of outside consultants. Municipalities and Regional Government. [Local Approval Received.]

**Sponsors:** Marc R. Pacheco

**Status:** Referred to House Committee on Bills in the Third Reading

Current Bill Text

Bill History

Miscellaneous

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SECTION 1. Notwithstanding any general or special law, rule, regulation or by-law to the contrary, the rent board of the town of Middleborough may provide by rules for the imposition of reasonable fees for the employment of outside consultants in connection with such town's review of petitions for rent adjustments under the town's rules and regulations for mobile home park accommodations, rents and evictions and shall account for and expend such funds under section 53G of chapter 44 of the General Laws.

SECTION 2. This act shall take effect upon its passage.

**Actions for Bill S.966**

Date	Branch	Action
1/22/2013	Senate	Referred to the committee on Municipalities and Regional Government
1/22/2013	House	House concurred
3/26/2013	Joint	Hearing scheduled for 04/03/2013 from 11:00 AM-01:00 PM in B-2
4/13/2013	Senate	Bill reported favorably by committee and placed in the Orders of the Day for the next session
6/13/2013	Senate	Read second and ordered to a third reading
7/3/2013	Senate	Taken out of the Orders of the Day
7/3/2013	Senate	Read third and passed to be engrossed
7/8/2013	House	Referred to the House committee on Steering, Policy and Scheduling
8/8/2013	House	Committee reported that the matter be placed in the Orders of the Day for the next sitting
8/8/2013	House	Rules suspended

**Petitioners:** Marc R. Pacheco, Thomas J. Calter, Keiko M. Orrall

**City/Town Approved:** Yes

( Middleborough )

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## MEMORANDUM

TO: Board of Selectmen

FROM: Caroline LaCroix, Assistant to the Town Manager *CL*

RE: 2014 Annual Town Report Cover Contest

DATE: January 20, 2015

With the distribution of the 2013 annual town report, work has begun on the 2014 annual town report. The Board of Selectmen had instructed this department to coordinate a cover contest with the school district. To date, we have published art work representing the high school, middle school and elementary complex featuring paintings and sketches. Three students art work has been recognized in two different annual town reports.

For the 2014 annual town report, the following information would be helpful and I would request direction on how to proceed:

- 1) Grade level – would you like to feature artwork from the  
kindergarten (grade K)  
elementary complex (grade 1-5)  
middle school (grades 6 -8)  
high school (grades 9 -12)
- 2) Theme – is there a theme for the artwork “ your favorite town building” or  
“Oliver Mill Park” or do you have a theme you would like to use?
- 3) Medium – Typically, artwork has been submitted representing all mediums. If  
you would like to continue the contest with paintings and drawings, let me know.  
If you have other preferences for materials to be used, kindly let me know.

Once this information is assembled, I will notify the Superintendent and staff of the guidelines for submitting artwork for the 2014 annual town report.

Thank you.



# Town of Lakeville

Town Office Building

346 Bedford Street

Lakeville, Massachusetts 02347

OFFICE OF  
SELECTMEN

TELEPHONE 508-946-8803

FAX 508-946-0112

January 13, 2015

Allin Frawley, Chairman  
Middleborough Board of Selectmen  
Middleborough Town Hall  
10 Nickerson Avenue  
Middleborough, MA 02346

RE: Agreement for Health Services between  
Towns of Middleborough and Lakeville

Dear Chairman Frawley:

Enclosed please find two (2) original, executed copies of the Agreement between the Towns of Middleborough and Lakeville for the Middleborough Health Department to provide health services to the Lakeville Board of Health. Would you please have the agreements executed by your Board, and return one (1) original copy to our office.

We are appreciative of Middleborough's willingness to provide the Town of Lakeville with these services.

Sincerely,

Rita A. Garbitt  
Town Administrator

Enclosures

Agreement made by and between the Town of Middleborough acting by and through its Board of Selectmen (hereafter "Middleborough") and the Town of Lakeville acting by and through its Board of Selectmen (hereafter "Lakeville").

The parties hereto covenant and agree as follows:

1. Middleborough acting through its Health Department shall provide the following services for the Town of Lakeville Board of Health:

### SCOPE OF SERVICES

#### I. General Administration - Procedures

- Receive all reports relative to communicable disease identified as reportable by the Department of Public Health, process all reports notifying the status and follow up investigation with the patient and with physician referrals.
- Make contact with patients and physicians for follow-up.
- Refer patients to resources for treatment and care guidelines.
- Maintain contact with the Lakeville Board of Health relative to trends in illness in the schools and the community.
- Provide monthly reports to the Lakeville Board of Health on Communicable Disease Investigation and Reporting Activities.

#### II. Communicable Diseases

- Investigate and report all diseases dangerous to the public health and reportable to Massachusetts Department of Public Health.
- Investigate outbreak of suspected food poisoning and obtain food intake history and request specimens as needed.
- Restrict employment of food handlers when necessary under the guidelines of Massachusetts Department of Public Health.
- Provide health information and health education to patients and families to prevent further disease spread.

#### III. Tuberculosis Control

- Investigate and report tuberculosis cases to tuberculosis control.
- Investigate and check all contacts and possible sources of disease.
- Ensure prompt diagnostic follow-up of patients and suspects.
- Monitor medications of patients and tuberculin positive contacts.
- Coordinate with state and patient's doctor for follow through.

#### IV. Public and Semi Public Swimming Pools

- Inspect all public and semi public pools in the Town of Lakeville for compliance with the State Department of Public Health regulation **105 CMR 435.000 Minimum Standards for Swimming Pools (State Sanitary Code: Chapter V)**
- Review of pre-opening pool water quality reports.
- Review and verification of Certified Pool Operators credentials.
- Conduct scheduled pre-opening pool inspections for compliance with code which will include: safety inspection, facilities inspection, mechanical/filtration equipment inspection and recordkeeping.
- Conduct plan review for proposed new or remodel public and semi public pools
- Optional with Lakeville Board of Health written request:
  - conduct complaint investigations
  - conduct additional inspections during operational season

2. Middleborough shall perform the services for Lakeville for a term commencing on January 29, 2015 and ending on January 28, 2016.

3. Middleborough's Health Department employees shall provide the services. All administrative support and equipment needed to perform the services shall be the responsibility of Middleborough and its Health Department. The services shall be performed during normal, regular working hours of the Middleborough Health Department (Monday, Tuesday, Wednesday and Friday from 8:30 a.m. to 5:00 p.m., excepting legal holidays and time off). The primary nurse contact is also certified for food inspections.

4. Lakeville shall monitor this agreement through the Board of Health. Lakeville shall pay Middleborough for the services rendered hereunder by Middleborough at the rate of forty dollars (\$40.00) per hour for each hour that a Middleborough Health Department employee is engaged in carrying out services for Lakeville hereunder. Middleborough shall bill Lakeville monthly for services performed. Each monthly bill shall include the cost of services for the month prior to the bill. Lakeville shall pay Middleborough the amount of each bill within thirty days of the date of billing.

5. Middleborough Health Department personnel will meet with the Lakeville Board of Health at a minimum annually for a joint review of services provided under this agreement and to discuss modification or amendment of the agreement on which the parties may agree.

6. Either party may terminate this agreement at any time by written notice to the other party. Any such termination shall take effect sixty (60) days after the date a notice of termination is given. The parties may also by mutual agreement terminate this agreement.

7. This agreement is made pursuant to and shall be subject to the provisions of General Laws Chapter 40, Section 4A.

Witness the hands and seals of the undersigned this 12 day of January 2015

Town of Middleborough  
By:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Board of Selectmen

Town of Lakeville  
By:

*John Rowley*  
\_\_\_\_\_  
*Robert Hill*  
\_\_\_\_\_  
*Mark Sp...*  
\_\_\_\_\_

Board of Selectmen



# Town of Middleborough

Massachusetts

PLANNING DIRECTOR  
Ruth McCawley Geoffroy

Planning Board

Telephone (508) 946-2425  
Fax (508) 946-1991

December 17, 2014

Board of Selectmen  
Town Hall  
10 Nickerson Avenue  
Middleborough, MA 02346

Re: Fernway Estates – Request for Layout Plan Review

Honorable Board Members:

Enclosed please find three copies of the layout plan for Fernway Estates, entitled "Roadway Acceptance Plan 'Fernway & Lookout Circle' in Middleborough, Massachusetts", dated August 22, 2014, provided for the Board of Selectmen's review and comments.

Please provide comments to the Planning Board before January 9, 2015, so that the Planning Board at their January 13, 2015 meeting, can consider final payment to Outback Engineering, Inc. for preparing the plans as contracted.

If you have any questions or wish to discuss this matter further, please do not hesitate to contact me.

Sincerely,

Paul A. Fellini  
Construction Administrator

1-23-15  
\* BOS - I'm sorry, but I do not have an electronic version of the plans to post. I believe you have a large paper copy. (Jellie)