

NEW BUSINESS

1-9-12



Bank Building, 20 Centre Street, Middleborough, Massachusetts 02346

December 27, 2011

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

Dear Members of the honorable Board:

On December 13, 2011 the Middleborough-Lakeville Herring Fishery Commission voted unanimously to recommend the following appointments:

VOLUNTEER OBSERVERS for a one-year term ending September 30, 2012:

Allin Frawley

Harold Atkins

Kristen Chin

Luke Leonard

~~Sylvester Zienkiewicz~~

Zienkiewicz

FISH WARDENS for a three-year term ending September 30,
2014:

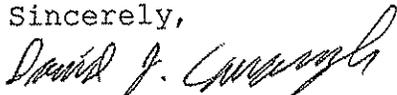
David Cavanaugh

William Orphan

They have shown a continuing commitment to the operation of the Commission and the protection of the annual herring migration. We feel they will be an asset to the Commission. We request that you consider them 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We request that home addresses and telephone numbers not be published or placed on appointment cards.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

Jacqueline Shanley

From: Charles Cristello
Sent: Tuesday, December 20, 2011 1:49 PM
To: Jacqueline Shanley
Subject: FW: So. Midd land exchange

Vote to cancel White/McGill Land Exchange with the South Middleborough Fire Station

From: Decas, Murray & Decas [<mailto:decasmurraydecas@yahoo.com>]
Sent: Tuesday, December 20, 2011 1:14 PM
To: Charles Cristello
Subject: So. Midd land exchange

December 20, 2011

Charles J. Cristello, Town Manager (*via email*)

RE: White McGill / land exchange – South Middleboro Fire Station

Dear Charlie:

White McGill's attorney advised that his client wants to cancel the purchase/sale agreements. The reasons include that –

- The Land Court judge estimated that the pending case would not be resolved until sometime in 2013. The court set a case discovery deadline of September 2012, a date which is after the current performance date of August 2012.
- The Attorney General has appeared in the case and raised the issue of prior public use. This doctrine requires an act of the General Court to authorize the transfer of property by the Town. I don't think the doctrine is applicable. However, even if the plaintiffs are successful in persuading the Land Court that the doctrine doesn't apply, the Attorney General could appeal to the Appeals Court and/or Supreme Judicial Court. An appeal could easily extend over eighteen months to two years.
- The anticipated expense to litigate the case.

White McGill's attorney asked whether the Board would agree to cancel the agreements and agree to dismiss the pending Land Court case without prejudice.

I recommend that the Board cancel the agreements and agree to dismiss the pending case.

Please advise what the Board decides.

Very truly yours,

Daniel F. Murray
Town Counsel
DFM/s
T-1331

Incorporated 1669
341 Years of Progress



CRANBERRY CAPITAL
OF THE WORLD



Andrew P. Bagas
D. P. W. Director

Town of Middleborough
Massachusetts
Department of Public Works
48 Wareham Street
Middleborough, MA 02346
Phone 508-946-2481 Fax 508-946-2484

DIVISIONS
Highway
Sanitation
Insect & Pest Control
Tree Warden
Wastewater
Water

December 12, 2011

To: Charles Cristello, Town Manager
From: Andrew Bagas 
RE: SERSG - 2012 Contract Award for Services

I recommend that the Board of Selectmen sign the attached 2012 Contract Award Sheet for Services for the Middleboro D.P.W. as submitted to the Southeastern Regional Services Group.

The bids were reviewed by SERSG and determined to be the lowest responsible bidders meeting specifications.

The Board of Selectmen of the Town of Middleborough voted at their meeting held on _____ 2011 to award contracts to the bidders listed below under the SERSG DPW Services IFB for a twelve month period commencing 1/1/12. This award is conditioned upon the receipt of the appropriate documents specified in the above IFB. The SERSG Regional Administrator will collect these documents on behalf of the Board of Selectmen and present them to the Board for final approval and signature.

DPW SERVICES FOR A TWELVE MONTH PERIOD COMMENCING 1/1/12.

| <u>ITEM NO. and DESCRIPTION</u> | <u>UNIT PRICE</u> | <u>Quantity</u> | <u>Total Value</u> |
|---|----------------------------|-----------------|--------------------|
| 1. Pavement Reclamation | | | |
| <u>Mass. Pavement Reclamation - Hanover, MA</u> | | | |
| <u>BIDDER'S NAME</u> | | | |
| Pavement Reclamation | \$2.80 per square yard | 59,000 | \$165,200.00 |
| Excess Loading of Reclaimed Material | \$0.01 per cubic yard | 0 | \$0.00 |
| Structure Remodeling | \$0.01 per vertical foot | 0 | \$0.00 |
| Trucking | \$75.00 per hour | 0 | \$0.00 |
| | Item Sub-Total | | \$165,200.00 |
| 2. In-Place Bituminous Concrete | | | |
| <u>Zone E: Bridgewater, Raynham and Middleborough</u> | | | |
| <u>JH Lynch Cumberland, RI</u> | | | |
| <u>BIDDER'S NAME</u> | | | |
| In-Place Bituminous Concrete | \$64.00 per ton | 9,500 | \$608,000.00 |
| Structure Adjustments | \$195.00 each | 60 | \$11,700.00 |
| Structures Remodeled | \$200.00 per vertical foot | 60 | \$12,000.00 |
| Structures Rebuilt | \$150.00 each | 20 | \$3,000.00 |
| Hand Work | \$95.00 per ton | 20 | \$1,900.00 |
| Sawcutting | \$1.00 per ton | | \$0.00 |
| Playgrounds / Parking Lots | \$65.00 per ton | 200 | \$13,000.00 |
| | Item Sub-Total | | \$649,600.00 |
| 3A. POLYMER-MODIFIED CRACK SEALING | | | |
| <u>Crack-Sealing - Raynham, MA</u> | | | |
| | \$11.00 per gallon | 12,000 | \$132,000.00 |
| | \$5,222.00 per day | | \$0.00 |
| | Item Sub-Total | | \$132,000.00 |
| 4. HOT ASPHALT CHIP SEAL | | | |
| <u>Comer Contracting Farmington, CT</u> | | | |
| <u>BIDDER'S NAME</u> | | | |
| Leveling/Slim Course | \$118.00 per ton | 200 | \$23,600.00 |
| Stone Chip Seal | \$2.13 per square yard | 20,000 | \$42,600.00 |
| Leveling Course | \$118.00 per ton | 0 | \$0.00 |
| Double Chip Seal | \$3.93 per square yard | 0 | \$0.00 |
| Leveling Course | \$118.00 per ton | 0 | \$0.00 |
| | Item Sub-Total | | \$66,200.00 |
| 5. COLD PLANING | | | |
| <u>Gaarity Asphalt Reclaiming Bloomfield, CT</u> | | | |
| | \$1.65 per square yard | 30,000 | \$49,500.00 |
| <u>BIDDER'S NAME</u> | | | |
| 6. MICRO PAVING | | | |
| <u>NY Bituminous - Chester, NY</u> | | | |
| <u>BIDDER'S NAME</u> | | | |
| Surface Course (1 lift) | \$2.38 per square yard | 20,000 | \$47,600.00 |
| Leveling Course (2 lifts) | \$3.97 per square yard | 0 | \$0.00 |
| Leveling Course with crack repair (2 lifts) | \$4.46 per square yard | 0 | \$0.00 |
| | Item Sub-Total | | \$47,600.00 |

8. INSTALLATION OF STEEL BEAM GUARD RAIL

Commonwealth Guardrail - Westfield, MA

BIDDER'S NAME

| | | | |
|------------------------------------|------------------|-------|-------------|
| Straight (Metal Posts) | \$19.10 per foot | 2,500 | \$47,750.00 |
| Straight (Wooden Posts-Galvanized) | \$19.50 per foot | 0 | \$0.00 |
| Straight (Wooden Posts-Rust) | \$19.60 per foot | 0 | \$0.00 |
| Curved (Galvanized) | \$19.50 per foot | 150 | \$2,925.00 |
| Curved (Rust) | \$20.50 per foot | 0 | \$0.00 |
| End Pieces (Galvanized) | \$48.00 each | 36 | \$1,728.00 |
| End Pieces (Rust) | \$50.00 each | 0 | \$0.00 |
| | Item Sub-Total | | \$52,403.00 |

9. SIDEWALK CONSTRUCTION AND SETTING OF CURBS AND EDGING

Capone Brothers Randolph, MA

BIDDER'S NAME

| | | | |
|--|--------------------------|-----|------------|
| Earth Excavation (cubic yds) | \$ 12.00 per cubic yard | | \$0.00 |
| Unclassified Excavation (cub yds) | \$ 18.00 per cubic yard | | \$0.00 |
| Class A Rock Excavation (cub yds) | \$ 25.00 per cubic yard | | \$0.00 |
| Slump Excavation (cubic yards) | \$ 25.00 per cubic yard | | \$0.00 |
| Topsoil Excavated and stacked (cub yds) | \$ 1.00 per cubic yard | | \$0.00 |
| Dense graded stone (cubic yards) | \$ 20.00 per cubic yard | | \$0.00 |
| Processed gravel (in place) (cubic yds) | \$ 18.00 per cubic yard | 20 | \$360.00 |
| Installation of concrete sidewalks & wheelchair ramps (full depth construction) (sq yds) | \$ 60.00 per square yard | 100 | \$6,000.00 |
| Installation of bituminous concrete sidewalk overlay | \$ 140.00 per ton | | \$0.00 |
| Installation of bit. concrete sidewalks and wheelchair ramps (full depth construction) (sq yds) | \$ 35.00 per square yard | | \$0.00 |
| Installation of bituminous concrete berms and curbs | \$ 8.00 per linear foot | | \$0.00 |
| Install of Granite Curb - Straight - Type VB | \$ 14.00 per linear foot | | \$0.00 |
| Furnish and Install Granite Curb Corners - Type A | \$ 200.00 each | | \$0.00 |
| Furnish and Install Granite Curb Inlet - Straight -Type A | \$ 280.00 each | | \$0.00 |
| Furnish and Install Granite Curb Inlet - Curved -Type A | \$ 300.00 each | | \$0.00 |
| Furnish and Install Granite Curb - Straight - Type VB | \$ 27.00 per linear foot | | \$0.00 |
| Furnish and Install Granite Curb - Curved - Type VB | \$ 33.00 per linear foot | | \$0.00 |
| Furnish and Install Granite Curb - Curved - Type VA4 | \$ 34.00 per linear foot | | \$0.00 |
| Furnish and Install Granite Curb - Straight - Type VA4 | \$ 30.00 per linear foot | | \$0.00 |
| Furnish and Install Granite Curb - Straight - Type SB | \$ 20.00 per linear foot | | \$0.00 |
| Furnish & Install Granite Transition Curb for wheelchair ramps & driveways - Straight - Type VB (lin ft) | \$ 28.00 per linear foot | | \$0.00 |
| Furnish & Install Granite Transition Curb for wheelchair ramps & driveways - Curved - Type VB (lin ft) | \$ 33.00 per linear foot | | \$0.00 |
| Furnish and Install Transition Slope to Vertical (each) | \$ 235.00 each | | \$0.00 |
| Furnish and Install Handicap Panels (rubber ADA) (each) | \$ 299.00 each | 10 | \$2,990.00 |
| Granite Curb - Removed and Reset - Type VB (linear ft) | \$ 14.00 per linear foot | | \$0.00 |
| Granite Curb - Removed and Reset - Type SB (linear ft) | \$ 12.00 per linear foot | | \$0.00 |
| Granite Curb Inlet - Removed and Reset (each) | \$ 100.00 each | | \$0.00 |
| Granite Curb Corner - Removed and Reset (each) | \$ 25.00 each | | \$0.00 |
| Granite Edging Removed and Reset (linear ft) | \$ 14.00 per linear foot | | \$0.00 |
| Granite Curb Removed and Stacked (linear ft) | \$ 1.00 per linear foot | | \$0.00 |
| Granite Curb Inlet - Removed and Stacked (each) | \$ 1.00 each | | \$0.00 |
| Furnish and Install Granite Edging - Straight - Type SB | \$ 18.00 per linear foot | | \$0.00 |
| Mail Boxes Removed and Reset (each) | \$ 50.00 each | | \$0.00 |
| Lawn and Seed (square yds) | \$ 10.00 per square yard | | \$0.00 |
| Pavement Sawcutting / Grinding (linear ft) | \$ 1.75 per linear foot | | \$0.00 |
| Sweeping (Manual cleanup following Sawcutting / Grinding) (lin ft) | \$ 0.01 per linear foot | | \$0.00 |
| | Item Sub-Total | | \$9,350.00 |

13. CHLORINATED RUBBER TRAFFIC LINE PAINTING

Highway Safety Systems, Rockland, MA

BIDDER'S NAME

| | | | |
|---------------------------------|-------------------------|---------|-------------|
| 4" Yellow Centerline | \$0.038 per linear foot | 500,000 | \$19,000.00 |
| 4" White Line | \$0.038 per linear foot | 0 | \$0.00 |
| 4" Yellow Hatch Lines | \$0.380 per linear foot | | \$0.00 |
| Cross-walks | \$0.380 per linear foot | 2,000 | \$760.00 |
| Stopline | \$0.380 each | 0 | \$0.00 |
| Stop Words | \$10,000 each | | \$0.00 |
| Ts and Ls | \$1,000 each | 0 | \$0.00 |
| Parking Lines | \$0.160 each | | \$0.00 |
| Directional arrows (feeternl) | \$15,000 each | 0 | \$0.00 |
| 8" "only" | \$15,000 each | 8 | \$120.00 |
| 3" "only" | \$15,000 each | 0 | \$0.00 |
| 8" "school" | \$36,000 each | 8 | \$288.00 |
| Traffic Islands | \$25,000 each | | \$0.00 |
| Rail-road Crossings | \$100,000 each | | \$0.00 |
| Removal of Existing Paint Lines | \$0.250 per square foot | 0 | \$0.00 |
| Grinding for Inlay | \$0.250 per square foot | 0 | \$0.00 |
| | Item Sub-Total | | \$20,168.00 |

14. THERMOPLASTIC TRAFFIC LINE PAINTING

Highway Safety Systems, Rockland, MA

BIDDER'S NAME

| | | | |
|-----------------------------------|-------------------------|-------|------------|
| 4" white or yellow line | \$0.400 per linear foot | 4,000 | \$1,600.00 |
| 12" white line | \$1.450 per linear foot | 0 | \$0.00 |
| 8" "only" | \$80,000 each | 8 | \$640.00 |
| 3" "Only" | \$70,000 each | 0 | \$0.00 |
| 8" "school" | \$150,000 each | 2 | \$300.00 |
| Removal of Existing Thermo. Lines | \$0.950 per square foot | 0 | \$0.00 |
| Grinding for Inlay | \$0.500 per square foot | 0 | \$0.00 |
| | Item Sub-Total | | \$2,540.00 |

15. EPOXY TRAFFIC LINE PAINTING

Markings Inc. Pembroke, MA

BIDDER'S NAME

| | | | |
|-----------------------------------|-------------------------|-------|------------|
| 4" white or yellow line | \$0.260 per linear foot | 5,000 | \$1,300.00 |
| 12" white line | \$1.150 per linear foot | 500 | \$575.00 |
| 8" "only" | \$95,000 each | 12 | \$1,140.00 |
| 3" "Only" | \$45,000 each | 0 | \$0.00 |
| 8" "school" | \$125,000 each | 4 | \$500.00 |
| Removal of Existing Thermo. Lines | \$0.750 per square foot | 0 | \$0.00 |
| Grinding for Inlay | \$0.500 per square foot | 0 | \$0.00 |
| | Item Sub-Total | | \$3,515.00 |

Total Value of All Contracts \$1,198,076.00



Town of Middleborough
20 Centre Street, Second Floor
Middleborough, Massachusetts 02346

Robert J. Whalen
Building Commissioner
Tel. 508-946-2426
Fax 508-946-2305

December 16, 2011

Charles Cristello
Town Manager
10 Nickerson Ave
Middleborough, MA 02346

Dear Charlie,

This letter is in reference to the Board of Selectmen appointing a Survey Board for inspections of unsafe structures in the town.

The purpose of this board is to perform a secondary inspection of a property that has been reported as unsafe. This is a recommendation from Daniel Murray, Town Council.

As per the Commonwealth of Massachusetts General Laws, Chapter 143, Section 8: Failure to remove or make structure safe; survey board; survey report.*

The Board of Selectmen needs to appoint a Survey Board to comply with these regulations. I would like to recommend the following: Chief Lance Benjamino, Sergeant Benjamin Mackeiwicz and Local Structural Engineer, Robert Desrosiers.

Respectfully,

Robert J. Whalen
Building Commissioner
RJW/d



THE 187TH GENERAL COURT OF
THE COMMONWEALTH OF MASSACHUSETTS

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| | | | |
|--------------------|--|----------------------|----------------------|
| PART I | ADMINISTRATION OF THE GOVERNMENT (Chapters 1 through 182) | PREV | NEXT |
| TITLE XX | PUBLIC SAFETY AND GOOD ORDER | PREV | NEXT |
| CHAPTER 143 | INSPECTION AND REGULATION OF, AND LICENSES FOR, BUILDINGS, ELEVATORS AND CINEMATOGRAPHS | PREV | NEXT |
| Section 8 | Failure to remove or make structure safe; survey board; survey; report | PREV | NEXT |

Section 8. If an owner, lessee or mortgagee in possession of such unsafe structure refuses or neglects to comply with the requirements of such notice within the time limited, and such structure is not made safe or taken down as therein ordered, or made secure, a careful survey of the premises shall be made by a board consisting in a city of the city engineer, the head of the fire department, as such term is defined in section one of chapter one hundred and forty-eight, and one disinterested person to be appointed by the local inspector, and in a town of a surveyor, the head of the fire department and one disinterested person to be appointed by the local inspector. If there is no city engineer in such city or no head of the fire department in such city or town, the mayor or selectmen shall designate one or more officers or other suitable persons in place of the officers so named as members of said board. A written report of such survey shall be made, and a copy thereof served on such owner, lessee or mortgagee in possession.

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National
Multiple Sclerosis
Society
Greater
New England
Chapter

Mr. Charles Cristello
Middleborough Town Manager
10 Nickerson Ave.
Middleborough, MA. 02346

December 6, 2011

Dear Mr. Cristello,

We will be holding our 28th annual Cape Cod Getaway MS Bike Ride on June 23rd and 24th, 2012. This two day, 150 mile bicycle tour attracts 2100 cyclists, who ride from Boston, Mass. to Provincetown, Mass. to raise funds to support the National Multiple Sclerosis Society.

We respectfully request the use of local and state roads in the town of Middleborough for the ride. I have enclosed cue sheets showing our proposed route. Cyclists will be instructed to ride single file, on the right side of the road, and to follow all vehicle laws, including stopping at red lights and stop signs.

We will hire Middleborough police officers to work safety details. We operate a support team consisting of medical personnel, bicycle mechanics, and amateur (HAM) radio operators. Our lead HAM radio operator monitors all emergency radio frequencies, so that we can close or redirect our route should that become necessary.

Please let me know if there are additional steps, permits or permissions I must take to assure approval of the town of Middleborough to host our event. I have also provided an Event Notification Form from the Massachusetts Department of Transportation that you can use to indicate your approval for our request.

If you need any further information or have any questions regarding this request please don't hesitate to call me. Thank you for your continued support of the Cape Cod Getaway MS Bike Ride.

Best Regards,

Drew Davis
Logistics Manager
NMSS / New England Chapter
781-693-5158
Drew.davis@nmss.org

Jacqueline Shanley

From: Chief Bruce Gates <bruce.gates@mpdmail.com>
Sent: Monday, December 19, 2011 1:00 PM
To: Jacqueline Shanley
Subject: RE: M.S. Bike Ride - June

Jackie,

I have no concerns with this as it is an annual event that we deal with. Also what is the BOS schedule the next 2 weeks?
Thanks
Bruce

From: Jacqueline Shanley [<mailto:jshanley@middleborough.com>]
Sent: Monday, December 19, 2011 11:51 AM
To: Lance Benjamino; bruce.gates@mpdmail.com; Andy Bagas
Subject: M.S. Bike Ride - June

Good Morning,

Please review the attached and provide me with any concerns, comments, objections. The Board will vote this sometime after the holidays.

Thank you!

Jackie

Jackie Shanley, Confidential Secretary
BOARD OF SELECTMEN
10 Nickerson Avenue
Middleborough, MA 02346
T. 508 946-2405
F. 508 946-0058
jshanley@middleborough.com

Jacqueline Shanley

From: Lance Benjamino
Sent: Monday, December 19, 2011 12:21 PM
To: Jacqueline Shanley
Subject: RE: M.S. Bike Ride - June

Jackie,

No issues.

Thank you

Lance Benjamino
Chief of Department
125 North Main Street
Middleborough, MA 02346
508-946-2461
Firechief@middleborough.com

From: Jacqueline Shanley
Sent: Mon 12/19/2011 11:50 AM
To: Lance Benjamino; Chief Bruce Gates (bruce.gates@mpdmail.com); Andy Bagas
Subject: M.S. Bike Ride - June

Good Morning,

Please review the attached and provide me with any concerns, comments, objections. The Board will vote this sometime after the holidays.

Thank you!

Jackie

Jackie Shanley, Confidential Secretary
BOARD OF SELECTMEN
10 Nickerson Avenue
Middleborough, MA 02346
T. 508 946-2405
F. 508 946-0058
jshanley@middleborough.com

EVENT NOTIFICATION FORM

Date: _____

Dear Sir / Madam,

Please be advised that the City/Town of _____ has notified the Board of Selectman/City Council, Local Police/Fire Department and if applicable the State Police of its intention to conduct road work/parade/race/or other events in or through the City/Town of _____

The Board of Selectmen/City Council understands that it must give the Police and Fire Departments at least 48 hours notice before the commencement of the proposed work or event.

The Grantee must supply a Traffic Management Plan when the roadway is occupied and for all detours associated with said events to this Department and to all officials listed below. The Grantee(s) must notify the local and/or State Police to set up a detour of this area with appropriate signs and barricades. The local Fire Department must be notified of the detour to ensure that measures will be taken to minimize disruption to the Fire Department's emergency service during the event. The Grantee(s) must also notify local media (newspapers, radio) of this proposed event.

The following signatures are required prior to the issuance of the Permit. All officials listed below shall assume all responsibility and liability for all activity associated under their jurisdiction.

LOCAL POLICE DEPARTMENT

Signed: _____

Title: _____

City/Town: _____

FIRE DEPARTMENT

Signed: _____

Title: _____

City/Town: _____

BOARD OF SELECTMEN/CITY COUNCIL

Signed: _____

Title: _____

City/Town: _____

STATE POLICE DEPARTMENT

Signed: _____

Title: _____

City/Town: _____



Dec. 30, 2011

Al Rullo, chairman
Board of Selectmen
Town Hall
Nickerson Avenue
Middleboro, MA 02346

Dear Mr. Rullo and board members:

The Soule Homestead Education Center has submitted an application for the use of the grand ballroom on Feb. 11, 2012 for a fund-raising event. Proceeds from this event will be used to maintain programs and facilities at the Soule Farm, which as you know is a town-owned property leased by the education center.

On behalf of the Homestead, I would like to ask that fees in connection with this fund-raiser be waived in light of the fact that the proceeds from this fund-raiser will be used in part to make improvements to town property. Also, as a town official (Historical Commission) I am willing to take responsibility for security so that custodial services will, with your approval, not be necessary.

Thank you for your consideration.

Sincerely,

Jane Lopes
Soule Homestead Board of Directors member

46 Soule Street, Middleborough, Massachusetts 02346

Phone: 508-947-6744

Fax: 508-946-8559

E-mail: soule@tmlp.com

APPLICATION AND UTILIZATION AGREEMENT
TOWN HALL
MIDDLEBOROUGH, MASSACHUSETTS

PLEASE SUBMIT PAYMENT WITH APPLICATION

DATE OF APPLICATION Dec. 30, 2011

ORGANIZATION/INDIVIDUAL Soule Homestead Education Center

ADDRESS 46 Soule St.

CITY, STATE, ZIP Middleboro, MA 02346 TEL 508-947-6744

CO-APPLICANT (BARTENDING SERVICE) Bartending Service of NE LLC

OWNER NAME Bill Fuller

ADDRESS PO Box 425

CITY, STATE, ZIP Middleboro MA 02346 TEL. _____
508-947-9520

DATE(S) OF EVENT Feb. 11, 2012 APPROXIMATE NUMBER OF PARTICIPANTS 200
(ATTACH SEPARATE SHEET IF NECESSARY)

TIME OF DAY(S) REQUIRED 4 pm TO 12 am

Be sure to include any set-up or dismantling day(s)/time requirements.

BRIEFLY DESCRIBE TYPE OF ACTIVITY Fundraising dance w/ live music

ASSIGNED SPACE _____ MEETING ROOM GRAND BALLROOM _____ GROUNDS If using grounds, will building access be required for sanitary facilities? _____

*Note - There is no air conditioning available in the Grand Ballroom

Are you requesting a one-day alcoholic beverage license? Yes, Licensing fee of \$ _____ plus \$100.00 required at time of application. This will be refunded if license denied prior to event or activity.

Food will be served _____ Name of Caterer _____ Telephone # _____

*If food is to be served, please contact the Health Department for the appropriate permits.

We expect to bring in the following additional equipment/furnishings _____

Any required insurance policy/indemnification agreement must be attached to application.

Rental Deposit (Bond) \$500.00 Check # _____ (must be tendered with application and will be returned within two-weeks if no damage to building, grounds or equipment has been reported).

Rental Cost _____ One-day alcoholic beverage license fee _____ Personnel Cost _____ Total Cost _____

Name of Designated Town Official volunteering to perform security service Jane Lopes

Signature of Volunteer Jane Lopes

Application Approved by Board of Selectmen (date) _____ Fees Waived _____ Fees Due _____

I/we _____ hereby acknowledge return of our \$500.00 bond payment.

APPLICATION AND UTILIZATION AGREEMENT
TOWN HALL

In connection with my/our planned use of the Town Hall and/or grounds, I/we hereby agree to the following:

I/we agree to abide by all conditions as set forth in this application and the rules and regulations as established by the Board of Selectmen.

I/we agree that no activities unrelated to this purpose will be conducted on the premises.

I/we agree to hold harmless and indemnify and defend the Town of Middleborough, its agents, servants, employees and volunteers from and against any and all claims for injury to any person and/or damage to or loss of any personnel property of any nature arising out of my/our contracted use of the property or facilities of the Town for this function and that which may occur outside of the Town Hall premises or arise from activities which occur on or about the Town Hall premises.

I/we agree to assume total responsibility for assuring that:

- a. the participants at the meeting/event will conduct themselves in a safe and orderly fashion;
- b. no dangerous or unlawful activities will take place on the premises or grounds;
- c. no Town or other property will be removed from the building or grounds;
- d. participants will confine themselves to the specified areas of the building and grounds designated for the event;
- e. participants will leave the building and grounds in a clean and orderly condition;
- f. the participants will promptly leave the premises at the time scheduled for their departure.
- g. participants will abide by all rules and regulations as established by the Board of Selectmen

I/we agree to refrain from placing signs or decorations anywhere on the premises except as specified below. And if allowed will not place or cause to be placed in contradiction to the rules and regulations.

I/we understand that Town employees and/or designated volunteers in attendance at the scheduled event/meeting, except as specified below, are there for the sole purpose of providing participants with access to the portion of the building and grounds that have been set aside for their use. If payment for custodial services has been made, please note here.

I/we agree to abide by all requests of Town employees and designated volunteers who are present at the event pertaining to the use of the building and grounds.

I/we hereby certify that no alcoholic beverages of any type will be consumed at the event/activity, unless authorized and appropriate licensing has been obtained in advance and as established by the rules and regulations.

I/we agree to provide a security deposit in the amount of \$500.00 refundable to me/us within two weeks after the event if, in the sole judgement of the Board of Selectmen, I/we have fully complied with the terms of this Agreement and the Rules and Regulations.

I/we require/request use of the following

Chair set up _____ PA system/Podium set up _____ Piano _____

I/we agree to the following additional conditions:

The governing body of the renting organization named below met on Jan. 5 2012 and, a quorum being present, authorized the individual named below to sign this agreement. The minutes of that meeting, or a letter of authorization from the President of the renting organization, are attached to this agreement. Take forwarded

APPLICATION AND UTILIZATION AGREEMENT
TOWN HALL

By signing below I/we acknowledge receipt of a copy of the rules and regulations and agree to abide by them and any other conditions established in this application.

Jane Lopes
Authorized Signature of Organization

Soule Homestead
Individual Signature

Signature of Owner - Co-Applicant (Bartending Service)

Jane Lopes for Soule Homestead
Name ---Please Print

Jane Lopes
Name—Please Print

Business Name—Please Print

Original to be kept with security bond/deposit in the Selectmen's office. Two copies given to applicant (one for your records and the other given to the custodian/security personnel in charge of the event/activity.)

TOWN OF MIDDLEBORO
INSURANCE REQUIREMENTS
FOR
USE OF TOWN OWNED FACILITIES

Name of Organization: Soule Homestead / Bantending Service of NE
Address: 46 Soule St / P.O. Box 425
City, State, Zip: Middleboro, MA 02346 / Middleboro, MA 02346
Description of Function: Fundraising dance w/ live music
Location of Town Facility: Town Hall ballroom
Date and Time of Use: Feb. 11, 2012 4-12 pm

A. *Workers Compensation Insurance*

Insurance Company: _____
Policy #: _____
Policy Term: _____

Coverage A Statutory, Commonwealth of Massachusetts
Coverage B \$500,000 per insuring agreement

B. *Commercial General Liability Insurance*

Insurance Company: _____
Policy #: _____
Policy Term: _____

| | |
|---|----------------|
| Each Occurrence | \$1 Million |
| Fire Damage (any one fire) | Policy Minimum |
| Medical Expense | Policy Minimum |
| Personal Injury & Advertising Injury | \$1 Million |
| General Aggregate | \$1 Million ** |
| Products/Completed Operations Aggregate | \$1 Million |

** applies solely to Town of Middleboro activities

C. *Commercial Automobile Liability:*

Insurance Company: _____
Policy #: _____
Policy Term: _____

Combined Single Limit, Bodily Injury
& Property Damage \$1 Million

Applicable to: "owned, non-owned & hired automobiles"



Phone: 508-948-2405
Fax: 508-948-0068

CRANBERRY CAPITAL
OF THE WORLD
RCU



Town of Middleborough Massachusetts

BOARD OF SELECTMEN

APPLICATION FOR LICENSE (PLEASE TYPE OR PRINT CLEARLY)

DATE 1/4/12
 NAME OF APPLICANT William Fuller - Bartending Service of N.E. Inc
 ADDRESS OF APPLICANT 13 West End Ave
 ASSESSORS MAP & LOT 440/5595
 NAME OF BUSINESS TOWN HALL
 OWNER OF PROPERTY TO BE LICENSED _____
 ADDRESS OF PROPERTY TO BE LICENSED _____
 ASSESSORS MAP & LOT _____

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 _____

Sole Homestead
All Alcohol Fundraiser

Anticipated Start Date for Business 2/1/12
 Hours requested: 7am - 12:00am

Has the Applicant previously held a similar license in the Town of Middleborough or elsewhere? If yes, explain:
YES - SIMILAR REQUESTS AND APPROVAL

Signature [Signature]
 DATE OF HEARING 1/11/12

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

[Signature]
[Signature]



Ann. Jackie

Town of Middleborough

Massachusetts

BOARD OF SELECTMEN

**APPLICATION FOR LICENSE
(PLEASE TYPE OR PRINT CLEARLY)**

DATE 3/4/12 William Fuller Attending Service of A/E
NAME OF APPLICANT
ADDRESS OF APPLICANT 13 WEST EARL HILL
ASSESSORS MAP & LOT 488/5375
DAYTIME TELEPHONE 508 923 4044

NAME OF BUSINESS ALLEN THEATRE
OWNER OF PROPERTY TO BE LICENSED FULLERS INV. TRUST
ADDRESS OF PROPERTY TO BE LICENSED 13 WEST EARL HILL
ASSESSORS MAP & LOT 52P/5389

TYPES OF LICENSES REQUESTED (Check One)

- | | |
|---|---|
| <input type="checkbox"/> 1 st Hand Furniture | <input type="checkbox"/> 2 nd Hand Clothing |
| <input type="checkbox"/> Class I License | <input type="checkbox"/> Class II License |
| <input type="checkbox"/> Class III License | <input checked="" type="checkbox"/> Liquor License <u>Full liquor for</u> |
| <input type="checkbox"/> Common Violator | <input type="checkbox"/> Automatic Amusement <u>Comedy Show</u> |
| <input type="checkbox"/> Entertainment | <input type="checkbox"/> Other |

Anticipated Start Date for Event: JANUARY 21, 2012
Hours requested: 7pm - 11pm - Comedy Show

Has the Applicant previously held a similar license in the Town of Middleborough or elsewhere?
If yes, explain: YES, SIMILAR EVENTS AND SUBSEQUENT APPROVAL

Signature [Signature]

DAYS OF ENHANCEMENT 1.9.12

APPROVED

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/possessor owes the Town of Middleborough any outstanding taxes and/or municipal charges that remain unpaid for more than one year.

Does Property Owner/Applicant/Possessor owe Town Municipal Charges? NO

[Signature]

MIDDLEBOROUGH POLICE DEPARTMENT

99 NORTH MAIN STREET
MIDDLEBOROUGH, MA 02346

(508) 947-1212

Fax (508) 947-1009



Bruce D. Gates
Chief of Police

TO: JACKIE SHANLEY
CONFIDENTIAL SECRETARY TO THE BOARD OF SELECTMEN

FROM: IRENE HUDSON
ADMIN. ASSIST. TO THE CHIEF OF POLICE

DATE: JANUARY 3, 2012

RE: TEMPORARY SERGEANT

Enclosed is the original Departmental Promotional Certification for 1 temporary Police Sergeant signed by both candidates.

Please submit this to the Board with the letter signed by Chief Gates requesting a temporary Sergeant. If they approve the request please have the Chairman of the Board sign the Departmental Promotional Certification.

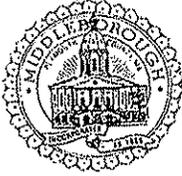
Please include this request on the Agenda for the next Selectmen's meeting on January 9, 2012. Thank you and if you have any questions please don't hesitate to contact me.

MIDDLEBOROUGH POLICE DEPARTMENT

99 NORTH MAIN STREET
MIDDLEBOROUGH, MA 02346

(508) 947-1212

Fax (508) 947-1009



Bruce D. Gates
Chief of Police

January 4, 2012

Board of Selectmen
Town Hall
Middleborough, MA

RE: Request for Temporary Sergeant's position

Honorable Board:

One of our Sergeants suffered serious injuries and multiple bone fractures as a result of an off-duty tractor accident in November. The Sergeant has been on sick leave since and there is no immediate time frame for his return.

Another Sergeant has notified us that they will be out for about 2 months in early February due to health issues.

Because of the need for supervisor's to cover shifts I would request you appoint Police Officer John Graham to the rank of Sergeant on a temporary basis.

The additional cost of the promotion should be off-set by a reduction in overtime.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Bruce Gates".

Bruce Gates,
Chief of Police

C/c
Charles Cristello
Town Manager



Town of Middleborough
Massachusetts

BOARD OF SELECTMEN

DEPARTMENTAL PROMOTIONAL CERTIFICATION

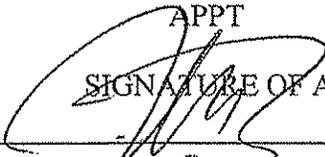
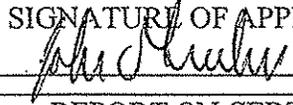
Requisition Number: 205672 Date: JANUARY 15, 2012

Middleborough Police Department
99 N.Main Street
Middleborough, MA 02346

LOCATION: MIDDLEBOROUGH POLICE DEPARTMENT

1 Temporary POLICE SERGEANT (to be filled for duration of vacancy)
Selection must be 1 of the first 3 highest who will accept

NAME OF ELIGIBLE CANDIDATES

| | | |
|---------------------|---------|---|
| BAZAREWSKY, TODD K. | TIE | REPORT ON CERTIFICATION DECLINE APPT WILLING TO ACCEPT APPT.  SIGNATURE OF APPLICANT |
| GRAHAM, JOHN H. | TIE END | REPORT ON CERTIFICATION DECLINE APPT WILLING TO ACCEPT APPT.  SIGNATURE OF APPLICANT |
| <Insert Name> | <> | REPORT ON CERTIFICATION DECLINE APPT WILLING TO ACCEPT APPT. SIGNATURE OF APPLICANT |
| <Insert Name> | <> | REPORT ON CERTIFICATION DECLINE APPT WILLING TO ACCEPT APPT. SIGNATURE OF APPLICANT |

Requisition Number: <Insert #> Date: <Insert Date>

REPORT ON CERTIFICATION
DECLINE WILLING TO
APPT ACCEPT APPT.
SIGNATURE OF APPLICANT
<Insert Name> <>

REPORT ON CERTIFICATION
DECLINE WILLING TO
APPT ACCEPT APPT.
SIGNATURE OF APPLICANT
<Insert Name> <>

REPORT ON CERTIFICATION
DECLINE WILLING TO
APPT ACCEPT APPT.
SIGNATURE OF APPLICANT
<Insert Name> <>

REPORT ON CERTIFICATION
DECLINE WILLING TO
APPT ACCEPT APPT.
SIGNATURE OF APPLICANT
<Insert Name> <>

REPORT ON CERTIFICATION
DECLINE WILLING TO
APPT ACCEPT APPT.
SIGNATURE OF APPLICANT
<Insert Name> <>

Signature of Appointing Authority: _____

Please Type or Print: _____
NAME

Please Type or Print: _____
TITLE