

MINUTES

For approval at the 10-17-11 meeting

Chairman opened meeting at 7:05 PM by inviting those in attendance to join in the Pledge of Allegiance.

In attendance were: Selectmen A. Rullo, S. McKinnon, S. Spataro, A. Frawley and B. Quelle, Town Manager C. Cristello and Confidential Secretary J. Shanley.

Chairman introduced new State Representative Keiko Orrall. Representative Orrall offered that she is humbled to have been elected and pledged to be an advocate for the Citizens and the Town Officials of Middleborough.

The meeting was broadcast by MCCAM and Verizon and recorded by MCCAM.

ANNOUNCEMENTS

A workshop on the Everett Square Design options will be held on Wednesday, 10/12 in the Selectmen's hearing room, 10 Nickerson Ave., at 5 PM. The objective is to get the input of the community.

The Library is going to start opening 10/16/11 on Sunday afternoons from 12 – 4 PM through the end of March or perhaps April vacation, on a trial basis, depending on how it goes.

Middleborough Friends of the Library will be holding a fundraiser at 6:30PM on Saturday, 10/22 at the Oak Point ballroom. Tickets are \$75 per couple and are available at various locations in Town, including at the library.

Health Officer Jeanne Spalding, as Director of the Medical Reserve Corps, informed Board that a large animal live rescue glide training exercise was conducted by Roger Lauze of the MSPCA. The rescue glide was purchased through a grant obtained by Jayson Tracy and Jessica Gardner. The event was sponsored by the Hanson Riding Club. Approximately 30 people attended. It was held at the farm of Jim and Angela Balm. This equipment will be available to surrounding towns and a protocol has been established. Selectman Spataro noted that this is a great example of senior managers finding a way of how to do more with less. J. Spalding suggested that the recognition belonged to Jason Tracy and Jessica Gardner. The Board extended its appreciation. J. Spalding also thanked the Christmas Tree Shop for its recent donation of hand sanitizers to the Medical Reserve Corp.

Upon motion by Selectman Spataro, and seconded by Selectman Quelle, Board voted unanimously to formulate some type of recognition of Anna Nalevanko similar to the way it had for Joseph Ciaglo and Donald Boucher. Town Manager offered that there is already a lot of talk on the subject and it will be discussed at this week's department heads meeting. Town Manager will keep the Board informed.

UNANTICIPATED

Jane Lopes, President of the Rotary Club, addressed Board explaining that the Tri-Club Yard Sale between the Lion's, Kiwanis, and Rotary clubs is scheduled for 10/22/11 and that they will be accepting donations. They are requesting to place a storage pod in the Town Hall parking lot in which to gather items for sale. Upon motion by Selectman McKinnon and seconded by

Selectman Quelle, Board voted unanimously to approve placement of pod in the Town Hall parking lot from 10/5 until 10/22, with the recommendation of the Town Manager to place to the right of the storage shed.

Selectman Frawley noted that he had attended the MMA meeting in Halifax last week. He offered that it was a great meeting and that he will keep attending. He encourages attendance. There is also a breakfast meeting in Lakeville in October, which he will not be able to attend.

A HAM Operator Technician Class is being offered at the Plympton Town House, Selectmen's Room, 5 Palmer Road (Route 58) in Plympton on 10/12, 10/19, and 10/26 from 7 PM to 10 PM with a review at 9 AM and an exam at 10 A.M. on 10/29/11.

MINUTES

Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to approve 9/19/11 meeting minutes with corrections as discussed.

NEW BUSINESS

Set Date for Rent Control Workshop

Chairman made statement that he cannot participate in discussions regarding regulations on rent control or participate in setting those regulations as his brother lives in Oak Point. He did not participate in the discussion when the Board first established the regulations. Chairman reviewed that the Board had talked about setting up a workshop to discuss the status of our regulations and that outside counsel would attend that workshop. Upon motion by Selectman Quelle and seconded by Selectman Frawley, Board voted to hold the workshop on 10/19/11 at 7 PM in the Selectmen's hearing room, Town Hall, subject to outside counsel being available to attend. Jessie Martinez of The Manufactured Home Federation of Massachusetts, Inc. (MFM) offered that he would not be available on 10/19. Motion was withdrawn. Upon motion by Selectman Quelle and seconded by Selectman Spataro, Board voted unanimously to hold the workshop on 10/26/11 at 7 PM, subject to outside counsel being available to attend. Adam Bond asked why outside counsel was being hired. Chairman explained that due to concerns raised, the Board has concluded that it may be more beneficial to utilize counsel that specializes in rent control matters. Mr. Bond suggested that the Attorney General's office may be able to offer someone at a lesser cost. Selectman Spataro noted that numerous people have reached out to the A.G. and have not had much success. Mr. Bond offered his opinion that Dan Murray is an excellent attorney, but that he was just concerned seeing the Town spend money when the A.G.'s office is the expert.

DPW Director – Statewide Public Works Municipal Mutual Aid Agreement

DPW Director A. Bagas addressed Board and recommended that the Board adopt this agreement. Town Manager recommended adoption of agreement. Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to adopt the Statewide Public Works Municipal Aid Agreement.

Police Chief Gates – Surplus Equipment

Police Chief Gates addressed Board to speak about his request to declare Police department equipment as surplus. Upon motion by Selectman Spataro and seconded by Selectman

McKinnon, Board voted unanimously to declare the 1995 Ford Thunderbird as surplus. Town Manager left meeting room at 7:40 PM. Board indicated it would delay action on the Chief's remaining items until the Town Manager returned for his input.

Middleboro Youth Advocates - Red Ribbon Week

Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to approve the use of Town Hall lawn by the Middleborough Youth Advocates to hold a candle light vigil on the last day of Red Ribbon Week, the nation's oldest and largest drug prevention program, specifically, on 10/30/11 from 6 to 7 PM.

Upon motion by Selectman Quelle and seconded by Selectman McKinnon, Board voted unanimously to approve the use of the Town Hall Auditorium by Middleborough Youth Advocates on 10/30/11 from 6 to 7 PM, in the event of inclement weather, and with the understanding that no lit candles will be permitted indoors.

Upon motion by Selectman McKinnon and seconded by Selectman Frawley, Board voted unanimously to approve signing the requested proclamation for Red Ribbon week, with the amendment that the declaration is specifically for this year. Chairman read aloud proclamation. Town Manager returned to meeting room at 7:44 PM. Greg Kelly from Middleborough Youth Advocates asked for confirmation that they would need a new proclamation for future events as the Board does change members. Chairman confirmed that is accurate.

Police Chief Gates – Surplus Equipment

Town Manager presented his view re transferring the 1995 Ford Thunderbird donated to the Police Department in 2003 by Josef Pursley back to Mr. Pursley. Selectman Frawley noted that he believes that the Fire department set a precedent on this and cited example. Town Manager suggested that if the vehicle was given to the Town with the understanding that it would be returned, then we can return it. Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to authorize the Police Chief to return the vehicle with a thank you letter to Mr. Pursley. Adam Bond suggested that we include in the thank you letter that we are returning the car "as agreed upon when you donated it to the Town".

Vote Useful Life of Equipment Prior to Borrowing

Town Manager explained the need for voting the Useful Life.

Motion made by Selectman Spataro and seconded by Selectman Frawley to establish the Useful Life of the Fire Engine at 15 years. Motion withdrawn. Upon motion made by Selectman Frawley and seconded by Selectman Spataro, Board voted unanimously that the maximum useful life of the departmental equipment listed below to be financed with the proceeds of the \$742,000 borrowing authorized by the vote of the Town passed June 6, 2011 (Articles 11, 12 and 15) is hereby determined pursuant to G.L. c.44, S7(9) to be as follows:

| <u>Purpose</u> | <u>Borrowing Amount</u> | <u>Maximum Useful Life</u> |
|---|-------------------------|----------------------------|
| Fire Engine | \$400,000 | 15 Years |
| Sander | 172,000 | 15 Years |
| High School Floor Tiles | 30,000 | 15 Years |
| Security Cameras & Card Readers-Schools | 140,000 | 5 Years |

One-day Liquor licenses – The Bartending Service of New England

Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to approve a One-day All Alcoholic Beverages Goods license for The Bartending Service of New England for 10/8/11 from 5 PM to 10 PM in the auditorium at the Town Hall, 10 Nickerson Ave.

Upon motion by Selectman Spataro and seconded by Selectman Frawley, Board voted unanimously to approve a One-day All Alcoholic Beverages license for The Bartending Service of New England for 10/22/11 from 7 PM to 11 PM in the Oak Point Ballroom at Oak Point.

HEARINGS, MEETINGS & LICENSES

Fishing & Hunting Licenses

Town Clerk Allison Ferreira addressed Board to present proposal for the Town to discontinue selling Fishing & Hunting licenses as the issuance of these licenses is not cost effective to the Town. It would be effective 1/1/12. Selectman Frawley offered that he has been purchasing hunting licenses through MA Wildlife for years and finds the internet the most useful avenue in purchasing/obtaining such licenses. These licenses may also be purchased at Walmart and Dick's Sporting Goods stores. Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to follow the recommendation of the Town Clerk and Town Treasurer to no longer sell these licenses as of 1/1/12.

Curbside Trash Pickup Rules

DPW Director A. Bagas and Health Officer J. Spalding addressed Board to discuss concerns relative to the disposal of hypodermic needles in curbside trash being picked up by the DPW. Mr. Bagas reminded the public to follow the instructions they receive with their needles on how to appropriately dispose of them. Health Officer presented a brochure which clearly spells out the potential dangers to Town employees and the emotional impact of not knowing what they may have been exposed to. They will dispense the brochures to the public and departments in whatever way it takes to get the message out. She introduced Patty Howard of Covanta SEMASS who has helped her enormously with various programs/matters such as programmable thermostats and digital thermometers and thanked her/SEMASS for helping get the needle kiosk program off the ground. Chairman presented Patty with a certificate of appreciation to SEMASS in recognition of its contributions in helping to keep the Town of Middleborough safe. Patty sang Jeanne's praises and encouraged the public to work with the Board of Health to dispose of needles appropriately. A. Bagas noted that they will distribute pamphlets with the November trash pickup billing. Selectman McKinnon suggested distributing the pamphlets with the MG&E bills as not everyone has trash pickup. J. Spalding offered that it will also be on the Town's website and also raised issue of radio active waste. She explained that if it is detected upon arrival at SEMASS, the waste is transferred to the DPW yard where it sits for two months. Selectman Spataro suggested that we need to let the public know that medical waste, needles, negative outcomes would be at the expense/liability of the resident. He thinks we need something more than just a pamphlet. Health Officer responded that the pamphlet is the only legal means she can use and the fastest unless/until the Board puts a policy in place. Upon motion by Selectman Spataro and seconded by Selectman Quelle, Board voted unanimously to draft a policy with input from the Health Officer. Patty Howard addressed Board and offered to commit to work with the Health Officer to help the Town get to a working system.

DPW Director Bagas reminded the public that they are required to put all trash in bags and those bags into barrels with the house number on the barrels and that the barrels are to be placed in the common drop areas of curbside pickup. Trash belongs in plastic bags, not loose and not in paper bags. He asked the public to please make every effort to be considerate of the guys picking up the trash and safely secure any sharp objects being disposed of.

They will be holding a Bulky Items Collection Day at the landfill on Saturday, October 22, 2011 from 8 a.m. to 2 p.m. There is no fee for bulky items, but there will be a fee for items such as TV's, air conditioners, refrigerators, water coolers, tires, full loads of demolition wood.

Selectman Spataro asked if he had a position on extending tree brush pickup from Hurricane Irene. A. Bagas indicated that most of the pickup is complete. He will be reminding a small number of residents to remove debris from sidewalks in the near future. It was noted that that debris being brought to the landfill has slowed down, but that residents are still coming to the landfill with some brush. Upon motion by Selectman Spataro and seconded by Selectman Frawley, Board voted unanimously to extend free access to the landfill for purposes of disposing of brush from the hurricane through Saturday 10/15/11.

Edgeway Mobile Home Park Rent Board Matter Hearing

Hearing continued from 8/31/11 at 8:29 PM on the Edgeway Mobile Home Park Rent Board matter. Chairman explained Board will continue to delay any decision unless or until the Owner/Operator of the Park fails to meet items in the Court Agreement. Upon motion by Selectman Spataro and seconded by Selectman Quelle, Board voted unanimously to continue to 11/7/11 at 7:30 PM in the Selectmen's hearing room. Selectman McKinnon asked if the Owner/Operator has violated any dates that we know of to which Selectman Quelle responded no. Town Manager reminded the Board that they have until 9/30/11 to complete three items. The lighting is due by 10/31/11. Selectman McKinnon asked for an update at next Monday's meeting. Chairman noted that it's on the weekly agenda now. Louisa Brown noted that there are people there working, but not daily, and asked if that is a concern to which Selectman McKinnon responded that the only issue is if they meet the deadlines. She also noted that Sara is working in the office three-four hours, but not every day to which Selectman McKinnon asked if somebody responds to them if they call. L. Brown responded that they only have Michael at the moment.

Landfill update

Landfill update given by Peter Richer of Waste Management. Town Manager left meeting room at 8:45 PM. Chairman thanked Mr. Richer. Town Manager returned to meeting room at 8:48 PM.

Public Hearing/Review of STM Warrant Articles

Town Moderator addressed Board and public and reminded all that Special Town Meeting is scheduled for next Monday, October 3, 2011. We need a quorum of at least 150 people to open the meeting officially and he encourages everyone to attend. Town Manager summarized the STM Warrant articles.

ARTICLE 1. Board heard from staff members C.O.A. Director Andrea Priest and School Business Manager Kathy Piatelli. Discussion ensued. Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to support this article.

ARTICLE 2. Motion made by Selectman Spataro to support this article and seconded by Selectman McKinnon for discussion. Selectman McKinnon raised questions regarding unpaid bills from Lowes and E-bay. Chairman announced Board would pass over and return to this article later while it waits for Roger Brunelle to arrive. Motion did not carry.

ARTICLE 3. Upon motion by Selectman Spataro and seconded by Selectman Frawley, Board voted unanimously to support this article.

ARTICLE 4. Upon motion by Selectman Spataro and seconded by Selectman Quelle, Board voted unanimously to support this article.

ARTICLE 5. Police Chief addressed Board. Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to support this article.

ARTICLE 6. Board passed over this article as Mr. Brunelle was not present to answer questions raised.

ARTICLE 7. Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to support this article.

ARTICLE 8. Wastewater Superintendent Todd Goldman addressed Board. Discussion ensued. Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to support this article.

ARTICLE 9. Discussion ensued. Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to support this article.

ARTICLE 10. Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to support this article.

ARTICLE 11. Upon motion by Selectman Spataro and seconded by Selectman Frawley, Board voted unanimously to support this article.

ARTICLE 12. Upon motion by Selectman Spataro and seconded by Selectman Frawley, Board voted unanimously to support this article.

ARTICLE 13. Upon motion by Selectman Spataro and seconded by Selectman Frawley, Board voted unanimously to support this article.

ARTICLE 14. Town Clerk Allison Ferreira addressed Board. Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to support this article.

Selectman Spataro offered his thanks to Town Clerk A. Ferreira for conducting the Special Town Election so well.

ARTICLE 15. Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to support this article.

ARTICLE 16. Town Manager explained that the Board had previously held a public hearing to layout this road. Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to support this article.

Board passed over Articles #2 and #6 until Special Town Meeting as Mr. Brunelle was not in attendance to answer questions raised.

UNFINISHED BUSINESS

Edgeway Mobile Home Park

Selectman/Liaison B. Quelle gave update re Edgeway Mobile Home Park. He noted that there appears to be one person named "Sarah" spending a little time in the office, but there appears to be no one running the office/Park. He was told that Attorney Marsan is now running the Park. The Operator/Owner needs to be providing us with status updates. Town Manager will follow up. Selectman Frawley noted that if the lights in that Park are not on at dusk on 11/1/11, he is going to make motion at 11/7/11 meeting to roll back rents and impose a criminal fine of \$100/day on the Park. Selectman McKinnon noted that we don't know what will be done by the end of September. There are two items we still need clarified. Town Manager to provide update from Building Commissioner at Board's next meeting. Selectman Quelle offered that he's been to the AG's office three times, and at best, he gets a paralegal. He'd like to see better representation from the A.G.'s office and he asks the new State Representative, present this evening, to lend her support. He introduced Jessie Martinez from The Manufactured Home Federation of Massachusetts, Inc. (MHFM) who provided Board with a handout. He offered to contact David Monahan from the Attorney General's office to attend the workshop. Upon motion by Selectman McKinnon and seconded by Selectman Frawley, Board voted unanimously to accept his offer. Selectman McKinnon thanked Mr. Martinez for attending. He's been out to Middleborough four times on this matter and lives three plus hours away.

TOWN MANAGER'S REPORT

FEMA is coming to Middleborough at 10 a.m. tomorrow to meet and go over the Initial Damage Assessment report for the work done responding to Hurricane Irene.

Town Manager noted response letter he had sent to resident at Oak Point regarding rent regulations.

Town Manager attended the ICMA Conference last week and noted that the main topic was Regional Dispatch.

CORRESPONDENCE

#2 Selectman Frawley referenced meeting minutes from the Permanent Cable Committee in which the Committee indicated it has discussed Policies and Procedures during its last two meetings. Selectman Frawley would like to see those policies and procedures and also noted that the Board had indicated in the past it would like to meet with the Committee. Chairman requested that the Board's Secretary list as a future agenda item.

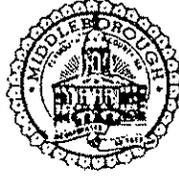
Chairman noted written response from Senator Pacheco regarding the potential closing of Wareham District Court. He is going to do what he can to help keep this courthouse open. Selectman Quelle pointed out to State Representative Orrall the negative impact it will have on our police department if the Wareham District Court closes.

Upon motion by Selectman Frawley and seconded by Selectman McKinnon, Board voted by Roll Call at 10:04 PM to go into Executive Session to discuss strategy relative to Collective Bargaining and not to return into Open Session. Roll Call: S. Spataro, Yes; A. Frawley, Yes; S. McKinnon, Yes; B. Quelle, Yes; A. Rullo, Yes. Ended at 10:25 PM.

Jackie Shanley, Confidential Secretary
BOARD OF SELECTMEN

**Board of Selectman Meeting
Middleborough Sanitary Landfill
Landfill Operations Update
September 26, 2011**

1. Installation of Remaining Phase II Drainage Sand
2. Progression of Landfill Operations
 - Entire Phase II area covered with fill
 - Filling activities progressing to expedite expansion of gas collection system
3. Gas Collection System Improvements
 - Extend primary gas header
 - Install 2 additional gas wells and replacement wells
 - Advance horizontal collectors, as needed
4. Turbine Blower Odor-Control Equipment
5. Site Entrance Landscaping



WARRANT FOR SPECIAL TOWN MEETING

Middleborough, Massachusetts

To Bruce D. Gates, Police Chief or any of the
Police Officers of the Town of Middleborough

Greetings:

In the name of the Commonwealth of Massachusetts you are hereby required to notify and warn all the inhabitants of said Town, qualified to vote in Town affairs, to meet in the **Auditorium of the Middleborough High School, on Monday, October 3, 2011 at 7:00 P.M.**, to act on the following articles:

ARTICLE 1. To see if the Town will vote to raise and appropriate and/or transfer a sum of money from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account, or other available source to supplement and/or adjust departmental budgets for Fiscal Year 2012, or act anything thereon.

ARTICLE 2. To see if the Town will vote to raise and appropriate and/or transfer a sum of money from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account, or other available source for unpaid bills from prior years, or act anything thereon.

ARTICLE 3. To see if the Town will vote to raise and appropriate and/or transfer a sum of money from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account, or other available source to fund sick leave buy-backs or act anything thereon.

ARTICLE 4. To see if the Town will vote to raise and appropriate and/or transfer a sum of money from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account, or other available source or by borrowing to purchase a 20 passenger special needs school bus for the School Department, or act anything thereon.

ARTICLE 5. To see if the Town will vote to raise and appropriate and/or transfer a sum of money from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account, or other available source or by borrowing to purchase cruisers for the Police Department, or act anything thereon.

ARTICLE 6. To see if the Town will vote to raise and appropriate and/or transfer a sum of money from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source, or by borrowing to purchase software, licenses, and related materials for various Town departments, or act anything thereon.

ARTICLE 7. To see if the Town will vote to raise and appropriate and/or transfer from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account, or other available source, or by borrowing for the Department of Public Works for all relevant and necessary expenses associated with new stormwater activities required by the EPA/DEP, or act anything thereon.

ARTICLE 8. To see if the Town will vote to raise and appropriate and/or transfer a sum of money from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account, the Wastewater Enterprise Unreserved/Retained Earnings Account, or other available source, or by borrowing to purchase and install an emergency generator for the Lane Street Pumping Station for the Wastewater Department, or act anything thereon.

ARTICLE 9. To see if the Town will vote to raise and appropriate and/or transfer a sum of money from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account, the Wastewater Enterprise Unreserved/Retained Earnings Account, or other available source, or by borrowing for all relevant and necessary expenses associated with the design of the upgrade to the Wastewater Treatment Facility for the Wastewater Department, or act anything thereon.

ARTICLE 10. To see if the Town will vote to raise and appropriate and/or transfer a sum of money from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account, the Wastewater Enterprise Unreserved/Retained Earnings Account, or other available source, or by borrowing, for repairs to the force sewer main and appurtenances at or near the Route 44 bridge over Interstate Highway 495, to authorize the Board of Selectmen to make such repairs, to authorize the Board of Selectmen to assess betterments/special assessments for the cost of such repairs and to determine the uniform rate or uniform method applicable to such betterments/special assessments, or act anything thereon.

ARTICLE 11. To see if the Town will vote to accept MGL Chapter 32B section 20 in order to establish an Other Post Employment Benefits Liability Trust Fund, or act anything thereon.

ARTICLE 12. To see if the Town will vote to include satellite well installations at the Spruce Street and Rock wells, tank painting and repair, and the upgrading of pumping stations, to the water system improvements project voted under Article 12 of the warrant for the September 23, 2002 Special Town Meeting, or act anything thereon.

ARTICLE 13. To see if the Town will vote to adopt the following by-law:

PAWNBROKER LICENSE FEE

The fee for a license as a pawnbroker or renewal thereof shall be One Hundred Dollars (\$100.00) per license year.

ARTICLE 14. To see if the Town will vote to rescind the dog license demand fee by-law adopted under Article 34 of the 1987 Annual Town Meeting, such rescission to be effective on January 1, 2013, and to adopt the following by-law -

FAILURE TO LICENSE – LATE FEE

Section 1. The license period applicable to licenses for dogs required to be obtained under General Laws Chapter 140 by an owner or keeper of a dog shall be the time in a year between January first and the following December thirty-first, both dates inclusive.

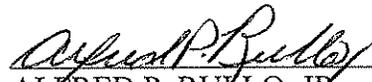
Section 2. The owner or keeper of a dog which is required to be licensed under General Laws Chapter 140 shall cause the dog to be licensed for a license period before April first of the license period. If the owner or keeper fails to obtain a license for the dog by April first of the license period, such owner or keeper shall be liable for a late fee of Ten Dollars (\$10.00) to be collected by the Town Clerk at the time the Town Clerk issues a license for the dog. The late fee shall be in addition to license fees, fines, penalties and forfeitures otherwise provided by law. The Town Clerk shall pay all late fees received into the Town treasury.

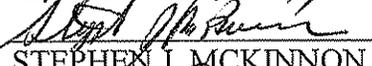
Section 3. This by-law shall be become effective on January 1, 2013, or act anything thereon.

ARTICLE 15. To see if the Town will accept the provisions of General Law Chapter 31 Section 58A which provides that no person shall be eligible to have his/her name certified for original civil service appointment to the position of police officer if such person has reached the age of thirty-two (qualifying military veterans may be up to age thirty-six) on the date of the entrance examination, or act anything thereon.

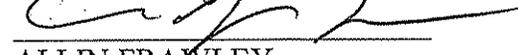
ARTICLE 16. To see if the Town will vote to accept Meadowbrooke Lane and Bon View Circle as Town ways as laid out by the Board of Selectmen and to authorize the Selectmen to acquire by eminent domain, or by gift, the fee in the way as shown on the road layout plan on file with the Town Clerk entitled "Street Acceptance Plan, Meadowbrooke Lane and Bon View Circle, Meadowbrooke Farm" prepared by Site Design Engineering, Inc. and dated July 14, 2011, and any related easements, or act anything thereon.

Given, under our hands at Middleborough, this 12th day of September, 2011.


ALFRED P. RULLO, JR.


STEPHEN J. MCKINNON


STEVEN P. SPATARO

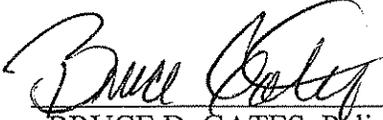

ALLIN FRAWLEY


BEN QUELLE

BOARD OF SELECTMEN

Pursuant to the instructions contained in the above warrant, I have notified and warned all Inhabitants of said Town of Middleborough, qualified to vote as expressed in said Warrant, to meet at the time and place for the purpose specified by causing an attested

Copy of the same to be published in the Middleboro Gazette on the **15th day of September, 2011**, that date being more than fourteen days before the time specified for said meeting.



BRUCE D. GATES, Police Chief

TOWN MANAGER RECOMMENDATION FOR SPECIAL TOWN MEETING 10-3-11

| Articles | Free Cash | State Aid | Other | Wastewater Enterprise |
|----------|-----------|-----------|---------|-----------------------|
| 1 | 45,300 | 150,000 | | |
| 2 | 634 | | | |
| 3 | 32,402 | | | |
| 4 | 45,000 | | | |
| 5 | 29,690 | | | |
| 6 | 20,113 | | | |
| 7 | 50,000 | | | |
| 8 | | | | 50,000 |
| 9 | | | | 400,000 Borrowing |
| 10 | | | 120,000 | Previous Borrowing |
| 11 | | | | |
| 12 | | | | |
| 13 | | | | |
| 14 | | | | |
| 15 | | | | |
| 16 | | | | |
| | 223,139 | 150,000 | 120,000 | 450,000 |

Article 1 Detail

- 20,000 Police Career Incentives
- 15,000 School Homeless Transportation
- 9,000 COA Day Program
- 1,000 Treasurer Mailing
- 300 Town Clerk Postage
- 150,000 Snow and Ice (Depending on State Aid Appropriation)
- 195,300

MIDDLEBOROUGH POLICE DEPARTMENT

99 NORTH MAIN STREET
MIDDLEBOROUGH, MA 02346

(508) 947-1212

Fax (508) 947-1009



Bruce D. Gates
Chief of Police

ARTICLE 1

TO: CHARLES CRISTELLO
TOWN MANAGER

FROM: IRENE HUDSON
ADMIN. ASSIST. TO THE CHIEF

DATE: AUGUST 16, 2011

RE: FALL 2011 SPECIAL TOWN MEETING WARRANT REQUEST

Career Incentive Increases FY12:

The following officers have been approved by the State Police Career Incentive Pay Program to receive incentive pay at the following rates. Some of the officers have earned another degree thus increasing their percentage, some are new to the program.

| | | | |
|-----------------|-----|-----------------|--------------------------|
| Kristopher Dees | 20% | 5,282.06 | Increase from 10% to 20% |
| Mark Meaney | 10% | 5,282.06 | New to the program |
| Joseph Perkins | 25% | 3,214.94 | Increase from 20% to 25% |
| Bradley Savage | 10% | 4,996.03 | New to the program |
| Gregory Trask | 10% | 5,282.06 | New to the program |
| Nathan Ferbert | 20% | <u>7,394.88</u> | Missed |

Total 31,452.03



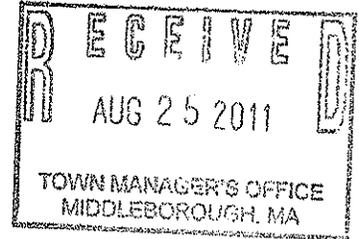
MIDDLEBOROUGH PUBLIC SCHOOLS

FLORA M. CLARK ADMINISTRATION BUILDING, 30 FOREST STREET
MIDDLEBOROUGH, MASSACHUSETTS 02346
Telephone 508-946-2000

Michael F. Malone
Superintendent of Schools

Kathleen Piatelli
Director of Business and Finance

To: School Committee
From: Michael F. Malone, Superintendent
Re: Two (2) Warrant Articles for Fall Town Meeting
Date: August 18, 2011



I would like the Committee to approve submitting the following articles for the next scheduled Town Meeting.

~~Article (1)~~

ARTICLE 4

To see if the Town will vote to borrow or to transfer \$45,000 or any other sum from available funds for the purpose of purchasing a 20 Passenger Special Needs Bus. Such funds to be expended under the direction of the Middleborough School Committee, or do or act in any manner relative thereto.

Explanation: The Capital Planning Committee approved the purchase of a 20 Passenger Special Needs Bus, with the intent to fund it through Free Cash at the Fall Town Meeting.

~~Article (2)~~

ARTICLE 1

To see if the Town will vote to borrow or to transfer \$40,000 or any other sum from available funds for the purpose of increasing the Homeless Transportation allocation. Such fund should to be expended under the direction of the Middleborough School Committee, or do or act if any manner relative thereto.

Explanation: The current year's allocation is \$65,000, however the final FY2011 expended amount for homeless transportation was \$103,802.11.



MIDDLEBOROUGH PUBLIC SCHOOLS

ARTICLE
✓

FLORA M. CLARK ADMINISTRATION BUILDING, 30 FOREST STREET
MIDDLEBOROUGH, MASSACHUSETTS 02346
Telephone 508-946-2000

Michael F. Malone
Superintendent of Schools

Kathleen Piatelli
Director of Business and Finance

MEMORANDUM

To: School Committee Members

From: Michael F. Malone, Superintendent
Kathleen C. Piatelli, Director of Business & Finance *kep*

Date: September 15, 2011

Re: Town Meeting Article October 3, 2011

A meeting was held with Charles Cristello, Town Manager to discuss the funding of our Article requesting an increase of \$40,000 to the Homeless Transportation allocation. The increase will be funded by transferring funds from the Mini-Bus and Crossing Guard accounts along with additional funds from the Town.

At the Town Meeting, "Article 1. ... to supplement and/or adjust departmental budgets for Fiscal Year 2012 ..." the following transfers will be made. \$20,000 from the Occupational Education Expense to Homeless Transportation, \$5,000 from Crossing Guards to Homeless Transportation and \$15,000 will be added from other available Town funds.

For your reference, attached please find a copy of the Warrant for Special Town Meeting as well as a copy of the two Articles submitted by the Schools.

Attachment

ARTICLE 1

From: Andrea Priest
Sent: Thursday, September 01, 2011 1:00 PM
To: Charles Cristello
Subject: RE: day program needs

| | |
|---------|-----------|
| FY 2009 | \$76,226. |
| FY 2010 | \$73,082. |
| FY 2011 | \$83,226. |

These figures include all categories of money coming in for the day program :
Client Fees paid, meal payment, transportation payment, grant funding form Old Colony Elderly services and Old Colony Planning Council

Due to a lack of staffing I limited enrollment in 2010
With the addition of three senior aides working 20 hours each and the tax work off volunteer we increased enrollment in 2011
We have lost one of the most valuable senior aides, tax work off volunteer has completed her hours and Valerie (2nd paid position) is on medical leave
We could limit enrollment again but that would mean dismissing present clients in need
The Day program director is excellent but I worry about how long she can sustain this level of responsibility
Thanks

Andrea M. Priest
Executive Director
Middleborough Council on Aging

From: Charles Cristello
Sent: Thursday, September 01, 2011 9:15 AM
To: Andrea Priest
Subject: RE: day program needs

How much has this revenue grown over the past three years. What did the program generate in 09 and 10?

From: Andrea Priest
Sent: Tuesday, August 30, 2011 4:27 PM
To: Charles Cristello
Subject: day program needs

Hello

I am hoping to talk to you tomorrow to revisit the idea of funding the 20 hour assistant for the day program which is less than \$9,000. The census continues to grow and the program generated over \$73,000 last year. The staff is getting burnt out with the responsibilities of supervising that many volunteers (some of whom are really clients) and only having one other staff member. When one is out the other is really in demand. The clients are getting more and more frail and we have 2 who are "wanderers" who require constant attention.

We have lost 2 positions in the program and this request is to replace one.
I am leaving for a meeting but I will see you tomorrow.

Andrea M. Priest
Executive Director

ARTICLE 1

Charles Cristello

From: Judy MacDonald
Sent: Thursday, September 15, 2011 1:07 PM
To: Rich Pavadore - Finance Comm. Chairman; Charles Cristello
Cc: Steven Dooney
Subject: RE: Preliminary FINCOM STM supplements

Hi Everyone,

The Treasurer/Collectors Budget will need \$1800 (01.145.542400.0.0) supplement for printing two inserts for the tax bills to inform taxpayers of the CPA.

Judy Mac Donald
Treasurer/Collector

From: FINCOM [mailto:fincom@engineeringspecialties.net]
Sent: Thursday, September 15, 2011 11:20 AM
To: Charles Cristello
Cc: Judy MacDonald; Steven Dooney
Subject: Preliminary FINCOM STM supplements

Charlie,

I attached my preliminary review of the STM warrant articles. It looks like we have a total cost of about \$407K which includes the proposed snow and ice supplement of \$150K which you are expected to get reimbursed from the state for. If this reimbursement comes to fruition, the cost of the STM (not including borrowing) is \$257K.)

Thank you,

Rich Pavadore

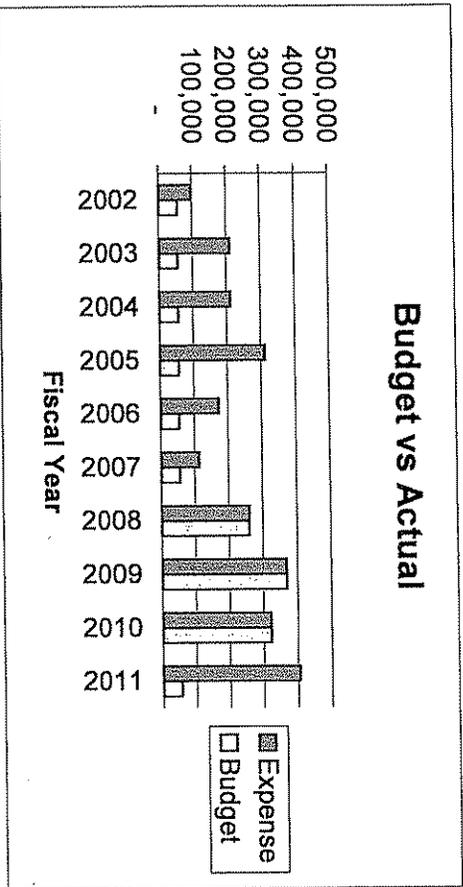
work: (508) 378-1112 X 10
cell: (508) 942-1722
Middleboro Finance Committee

When writing or responding to this email, please remember that the Secretary of the Commonwealth of Massachusetts has determined that email is a public record. This communication may contain privileged or other confidential information. If you are not the intended recipient, or believe that you have received this communication in error, please do not print, copy, retransmit, disseminate, or otherwise use the information.

TEN YEAR HISTORY SNOW REMOVAL

| | Actual 2002 | Actual 2003 | Actual 2004 | Actual 2005 | Actual 2006 | Actual 2007 | Actual 2008 | Actual 2009 | Actual 2010 | Estimate 2011 |
|----------------------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|------------------|
| Payroll | 21,568 | 73,386 | 73,855 | 114,869 | 25,241 | 25,919 | 56,147 | 87,450 | 62,758 | 61,112 |
| Expense Fed reimb | 75,742 | 136,224 | 136,641 | 268,482 | 71,939 | 148,448 | 87,753 | 204,255 | 280,035 | 257,864 |
| Total Expense | 97,310 | 209,610 | 210,496 | 311,412 | 173,689 | 113,672 | 260,402 | 367,485 | 320,622 | 403,601 |
| Budget | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 55,000 | 259,000 | 367,487 | 320,662 | 55,000 |
| Surplus/ Deficit | (42,310) | (154,610) | (155,496) | (256,412) | (118,689) | (58,672) | (1,402) | 2 | 40 | (348,601) |

Average expended last 10 yrs 246,830



ARTICLE 2

Invoice

Massachusetts Municipal Association

One Winthrop Square

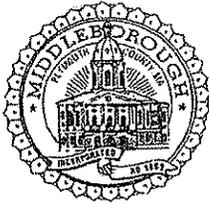
Boston, MA 02110

(617) 426-7272 * Fax (617) 695-1314

| | |
|-----------|-----------|
| Date | Invoice # |
| 4/11/2011 | MMA 16143 |

| |
|--|
| Bill To |
| Town Clerk Screening Committee c/o Middleborough Public Library 102 North Main Street Middleborough, MA 02346 |

| P.O. No | Terms | Tax Exempt No | Attendee | |
|------------------|--------------|--|--------------|-----------------|
| Beacon Ad 4/2011 | upon receipt | | | |
| Qty | Item | Description | Rate | Amount |
| | Beacon AD | Beacon & Web Advertising for Town Clerk Position | 230.00 | 230.00 |
| | | | Total | \$230.00 |



Town of Middleborough
Information Technology Department

Telephone: 508-946-2435

Town Hall
10 Nickerson Ave.
Middleborough, MA 02346

FAX: 508-946-6066

September 16, 2011

To: Mr. Richard Pavadore
Chairman, Finance Committee

From: Roger Brunelle
I.T. Director

Attached please find three unpaid bills from fiscal year 2011, TK Rose Web Solutions invoice number 2427 in the amount of \$37.50 this bill was not received, Roger Brunelle reimbursement request in the amount of \$165.31 for items that he purchased for the I.T. department and were not processed, Staples in the amount of \$201.58, Staples billing cycle ended after our fiscal year.

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

cc: Board of Selectmen
Charles Cristello, Town Manager

TK Rose Web Solutions LLC
 77 Barker Road
 Scituate, MA 02066

Invoice

| Date | Invoice No. |
|----------|-------------|
| 03/27/11 | 2427 |

| Bill To |
|---|
| Town of Middleborough Mr. Roger Brunell 10 Nickerson Avenue Middleborough MA 02346 |

| Ship To |
|---------|
| |

| P.O. Number | Terms | Due Date | Rep | Ship Date | Ship VIA | FOB | Project | |
|-----------------------|--|----------|-----|-----------|----------|----------|--------------|----------------|
| | | 03/27/11 | | 03/27/11 | | | | |
| Item | Description | | | | | Quantity | Rate | Amount |
| Municipal Maintenance | fixed job posting and reposted correctly | | | | | 0.5 | 50.00 | 25.00 |
| Municipal Maintenance | created connection key for town clerk | | | | | 0.25 | 50.00 | 12.50 |
| | | | | | | | Total | \$37.50 |



Town of Middleborough
Middleborough, MA 02346

**REIMBURSEMENT
REQUEST**

Date Requested 2/4/2011

Name Roger Brunelle
Address 90 Bourne Street
City/ St/ Zip Middleborough MA 02346

| DATE OF TRAVEL | MILEAGE DESCRIPTION | MILEAGE AT \$0.500 | TOTAL |
|----------------|---------------------|--------------------|-------|
|----------------|---------------------|--------------------|-------|

| DATE | OTHER REIMBURSEMENTS Please attach receipts | TOTAL MILEAGE COSTS | TOTAL |
|------------|--|----------------------------------|-----------------|
| 1 11/18/10 | Aubuchon | | 1.70 |
| 2 11/23/10 | Lowe's | | 33.96 |
| 3 01/05/11 | e-bay | | 125.00 |
| 4 01/24/11 | Middleboro MPO | | 4.65 |
| | | TOTAL OTHER REIMBURSEMENT | 165.31 |
| | | REIMBURSEMENT TOTAL = | \$165.31 |

| | |
|--------------------------------|-----------------|
| <u>Accounts to be charged:</u> | <u>Amount</u> |
| <u>Acct# 01.155.</u> | <u>\$165.31</u> |

EMPLOYEE SIGNATURE

DEPARTMENT HEAD SIGNATURE

ALBUCHON HARDWARE

ALBUCHON HARDWARE 151

Benjamin Franklin
Middle
Main

Check out our new Holiday Attractions
Sale Flyer, loaded with festive savings!

Joseph J
Normal Sale
WEST FASTENERS 280.85 1.70 tx
000025
GR
SUBTOTAL 1.70
TAX 1151 6.25% 0.11
TOTAL 1.81
Cash 2.00
AMOUNT 0.19-

WE VALUE YOUR FEEDBACK
Please complete a short survey at:
RatePoint.com/tellus/5944

STORE HOURS
Mon-Sat 7:30-6:00
Sun 9:00-5:00

Visit us online at HardwareStore.com



001510010406511810

151 001 206 4065 11/18/10 11:55 38

MIDDLEBORO MPD
JULEBORO, Massachusetts
023469998

4371430346-00977

01/24/2011 (800)275-8777 12:40:10 PM

Sales Receipt
Product Sale Unit Final Price
Description Qty Price

44c Purple 5 \$0.44 \$2.20
Heart PSA
5c Amer 20 \$0.05 \$1.00
Toleware
PSA
5c Amer 15 \$0.05 \$0.75
Toleware
PSA
2c Navajo 20 \$0.02 \$0.40
Jewelry PSA
2c Navajo 15 \$0.02 \$0.30
Jewelry PSA

Total: \$4.65
Paid by: \$20.00
Cash -\$15.35
Change Due:

Order stamps at USPS.com/shop call 1-800-Stamp24. Go to usps.com/clickship to print shipping labels with postage. For other information call 1-800-ASK-USPS.

Get your mail when and where you want it with a secure/Post/Office Box. Sign up for a box online at usps.com/poboxes.



LOWE'S HOME CENTERS, INC.

850 ROUTE 44
RAYNHAM, MA 02767 (774) 226-2036

SALES #: 1857JL2 1488807 11-23-10

SALE

69867 12-2 HC W/GREEN GRND, AL 23.46
75443 1/2 STEEL LOCKNUT 2 BAG 0.38
54825 1/2 ENT OFFSET SS CONN 1 2.23
54740 1/2 OFFSET NIPPLE 1 BAG 1.98
159324 1/2" SET SCREW CONN 3 BAG 1.73
114477 3/8 BX CONN 10 BAG 1.18

SUBTOTAL: 33.96
TAX: 2.12
INVOICE TOTAL: 36.08

US...XXXXXXXXXX6687 AMOUNT 0. AUTHCD:02363R
REFID:803999197 11/23/10 13:37:07

Roger B. Smith

STORE: 1857 TERMINAL: 14 11/23/10 13:37:24 6

OF ITEMS PURCHASED:

EXCLUDES FEES, SERVICES AND SPECIAL ORDER ITEMS



THANK YOU FOR SHOPPING LOWE'S.
SEE REVERSE SIDE FOR RETURN POLICY.
STORE MANAGER: PETER MCCARTHY

HAVE A COMMENT OR FEEDBACK? LET US KNOW AT:
WWW.LOWES.COM/FEEDBACK
STORE CODE: 1857 11-23-10-14308

WE HAVE THE LOWEST PRICE. GUARANTEED!
IF YOU FIND A LOWER PRICE, WE WILL BEAT IT BY 10%.
SEE STORE FOR DETAILS.

811.1:1000302047658

 [Back to order details](#)



Payment Summary

Date printed: Jan-05-11

Status: Paid with PayPal on Jan 05, 2011.
Seller: legendmicro-wholesale
Buyer: therussin

Shipping

Seller should ship to: Roger Brunelle
 90 Bourne St
 Middleboro MA 02346-2111
 United States

Payment

| Item Name | Shipping | Qty | Price |
|--|---|-----|--------------------|
| Samsung 19" LCD Monitor T190 SHIP FREE 230528004489 | Standard Shipping : FREE UPS Ground Estimated delivery: January 07 - January 13 | 1 | US \$125.00 |
| Subtotal: | | | US \$125.00 |
| Shipping & handling: | | | FREE |
| Total: | | | US \$125.00 |

Payment instructions: WE CAN ONLY SHIP TO PAYPAL PROVIDED STREET ADDRESSES ONLY. UPS CANNOT DELIVER TO PO BOX/APO/FPO. ALL LARGE TVS ORDERS (42-IN AND BIGGER) MUST BE ACCOMPANIED WITH A VALID DAYTIME PHONE NUMBER. CALL CUSTOMER SERVICE 800-935-9305 X3 TO ADD YOUR PHONE NUMBER.

Payment details: PayPal

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Search bar with 'All Categories' dropdown and 'Search' button

Advanced

CATEGORIES FASHION MOTORS DEALS CLASSIFIEDS

eBay Buyer Protection Learn more

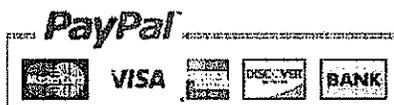
Home > My eBay > Order details

Order details

Shipping details

Roger Brunelle
90 Bourne St
Middleboro MA 02346-2111
United States

Payment details



Order details

| Item title | Available actions | Shipping & handling (estimated delivery*) | Price |
|---|--|---|---------------------------|
| <p>Seller: legendmicro-wholesale (12838 Contact seller Printer version</p> <p><input checked="" type="checkbox"/> Paid on Jan-05-11 via PayPal</p> | | | |
| <p>Samsung 19" LCD Monitor T190 SHIP FREE 230528004489 - Price: US \$125.00 Quantity: 1 Having a problem with this purchase? We can help</p> | <p>Leave feedback </p> | <p>Standard Shipping : FREE UPS Ground Estimated delivery: January 07 - January 13</p> | <p>US \$125.00</p> |

Payment Instructions:

WE CAN ONLY SHIP TO PAYPAL PROVIDED STREET ADDRESSES ONLY. UPS CANNOT DELIVER TO PO BOX/APO/FPO. ALL LARGE TVS ORDERS (42-IN AND BIGGER) MUST BE ACCOMPANIED WITH A VALID DAYTIME PHONE NUMBER. CALL CUSTOMER SERVICE 800-935-9305 X3 TO ADD YOUR PHONE NUMBER.

| | |
|----------------------|--------------------|
| Subtotal: | US \$125.00 |
| Shipping & handling: | FREE |
| Total: | US \$125.00 |



that was easy™

DEPT.00-06097687
PO BOX 183174
COLUMBUS OH 43218-3174

TOWN OF MIDDLEBOROUGH
10 NICKERSON AVENUE
10 NICKERSON AVENUE
MIDDLEBORO MA 02346

0001509

B
XSPR

Account Number: 601110006097687

Please Pay
This Amount: 256.92

Payment
Due Date: 07/25/2011



| Summary of Account Activity | Previous Balance | +/- | Purchases and Returns | + | Finance Charges | +/- | Payments and Adjustments | = | Total Balance |
|-----------------------------|------------------|-----|-----------------------|---|-----------------|-----|--------------------------|---|---------------|
| | 163.60 | | 201.58 | | 0.00 | | 108.26- | | 256.92 |

A FINANCE CHARGE of 0.000% per month (00.000% APR) will be assessed on any amount owed which is not paid by the Payment Due Date.

Transaction Detail

Purchases and Returns

| TRANSACTION DATE | LOCATION | PURCHASE ORDER DESCRIPTION | INVOICE | AMOUNT |
|------------------|-----------|----------------------------|------------|----------|
| 06/28/2011 | 100009412 | | 1673008001 | 24.99 |
| 06/20/2011 | 100002599 | R666 | 6580 | 182.63 |
| 06/20/2011 | 100002599 | Return | 6595 | 202.63 - |
| 06/20/2011 | 100002599 | | 6596 | 196.59 |

Payments and Adjustments

| TRANSACTION DATE | DESCRIPTION | AMOUNT |
|------------------|-------------|---------|
| 06/20/2011 | Payment | 38.27 - |
| 07/03/2011 | Payment | 69.99 - |

Questions About Your Account

MAIL
PO BOX 653030 DALLAS TX 75265-3030

FAX
(800) 921-2222

PHONE
(800) 669-5285

Send Notice of Billing Errors To: ATTN: BILLING ERRORS

See Billing Rights Summary on Reverse Side

FOR PROPER CREDIT, PLEASE WRITE 6011 1000 6097 687 ON CHECK AND ENCLOSE WITH THIS STUB

Please make checks payable to: STAPLES CREDIT PLAN

TOWN OF MIDDLEBOROUGH
10 NICKERSON AVENUE
10 NICKERSON AVENUE
MIDDLEBORO MA 02346

ACCOUNT NUMBER
6011 1000 6097 687

AMOUNT OF ENCLOSED PAYMENT

MAIL PAYMENTS TO:

DEPT.00-06097687
PO BOX 183174
COLUMBUS OH 43218-3174

Please mark box if there is a new address or billing contact



6011100060976870002569200016360

ARTICLE 3

Charles Cristello

From: Lance Benjamino
Sent: Tuesday, August 02, 2011 4:42 PM
To: Charles Cristello
Subject: Sick Leave Buy Back
Attachments: 2011 Bartlett Retirement.pdf

Charlie,

I received notification that Firefighter Jeffrey Bartlett will be retiring on September 6, 2011 and is requesting his sick leave buy back (See Attached).

Please submit \$11,907.00 in the Town Meeting for Firefighter Jeffrey Bartlett's Sick Leave Buy Back.

Thank You,

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

Page 1 of 1

Charles Cristello

From: Lance Benjamino
Sent: Wednesday, August 17, 2011 9:56 AM
To: Charles Cristello
Subject: SICK LEAVE
Importance: High

Charlie,

Lt. John Bryant has requested his Sick Leave Buy Back be included in this Fall Town Meeting, he may be retiring in January.

Sick Leave = \$20,495.03

Thank you,

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



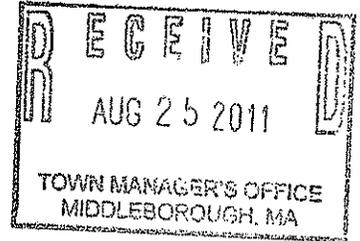
MIDDLEBOROUGH PUBLIC SCHOOLS

FLORA M. CLARK ADMINISTRATION BUILDING, 30 FOREST STREET
MIDDLEBOROUGH, MASSACHUSETTS 02346
Telephone 508-946-2000

Michael F. Malone
Superintendent of Schools

Kathleen Piatelli
Director of Business and Finance

To: School Committee
From: Michael F. Malone, Superintendent
Re: Two (2) Warrant Articles for Fall Town Meeting
Date: August 18, 2011



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Explanation: The Capital Planning Committee approved the purchase of a 20 Passenger Special Needs Bus, with the intent to fund it through Free Cash at the Fall Town Meeting.

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Explanation: The current year's allocation is \$65,000, however the final FY2011 expended amount for homeless transportation was \$103,802.11.



Article 5

August 4, 2011

Chief Bruce Gates
Middleborough Police Department

508-946-2453
bruce.gates@mpdmail.com

Dear Chief,

Please find below an updated quote for **Middleborough Police** per the Plymouth County Cooperative Procurement Contract #09-10-11. M.G.L. c.30B applies to the procurement of all commodities quoted. Plymouth County contract items have been collectively purchased pursuant to M.G.L. c 30B sec. 1c and M.G.L. c.7 sec. 22B. The governmental body is responsible to determine the applicability of M.G.L. c 30B to off contract items, including, but not limited to off contract items that have already been properly procured under M.G.L. c 30B sec. 1c and M.G.L. c. 7 sec. 22A (purchases from a vendor on a contract with the Commonwealth), other contracts procured under M.G.L. c 30B sec 1c and M.G.L. c.7 sec. 22B, or any M.G.L. c. 30B contract between the vendor and the jurisdiction. All off contract items must be procured under M.G.L. c. 30B.

| Item | Unit Cost | Qty. | Total |
|--|--------------|------|--------------|
| 11-01 2011 Ford Crown Vic P7B Black (low profile, no light bar) | \$ 23,705.00 | 1 | \$ 23,705.00 |
| 11-01 5 yr 75k mile ext. powertrain warranty \$0 deduct included | \$ - | 1 | \$ - |
| 11-01 Install supplied 2 way radio included | \$ - | 1 | \$ - |
| 11-01 Transfer siren, speaker, switching & console included | \$ - | 1 | \$ - |
| 11-01 Center hubs instead of full wheel covers no charge | \$ - | 1 | \$ - |
| B1 3.27 limited slip rear axle | \$ 135.00 | 1 | \$ 135.00 |
| B10 Power driver seat | \$ 395.00 | 1 | \$ 395.00 |
| B14 Pillar mounted black spotlight | \$ 190.00 | 1 | \$ 190.00 |
| B16 Front window vent shades | \$ 50.00 | 1 | \$ 50.00 |
| B29 Delete reflective lettering | \$ (100.00) | 1 | \$ (100.00) |
| B35 Tint front windows 45%, all rear windows 35% | \$ 325.00 | 1 | \$ 325.00 |
| 11-01 Wig wag headlight flasher included w/standard power patrol | \$ - | 1 | \$ - |
| C219 Blue dual tier LED grille lights | \$ 465.00 | 1 | \$ 465.00 |
| C223 (1) dual blue LED Avenger from center rear roofline | \$ 305.00 | 1 | \$ 305.00 |
| C224 (2) dual LED lights rear deck (Blue/Amber/Blue/Red) | \$ 560.00 | 1 | \$ 560.00 |
| C226 Blue LED mirror beams | \$ 445.00 | 1 | \$ 445.00 |
| C252 Code 3 blue LED interior Supervisor light w/takedowns | \$ 995.00 | 1 | \$ 995.00 |
| C716 Rear window bars | \$ 195.00 | 1 | \$ 195.00 |
| C1011F Gooseneck console light w/dimmer | \$ 50.00 | 1 | \$ 50.00 |
| C1201 Manual Tremco anti-theft switch | \$ 135.00 | 1 | \$ 135.00 |
| C1403 LED nite-dome | \$ 55.00 | 1 | \$ 55.00 |
| C1455 Chargeguard for computer system | \$ 125.00 | 1 | \$ 125.00 |
| C1505 Transfer prisoner cage | \$ 135.00 | 1 | \$ 135.00 |
| C1507 Install supplied transport seat | \$ 75.00 | 1 | \$ 75.00 |
| C1512 Transfer (2) front hideaway light system | \$ 60.00 | 1 | \$ 60.00 |
| C1513 Transfer (4) rear hideaway light system | \$ 95.00 | 1 | \$ 95.00 |
| C1518 Transfer electric gun rack | \$ 45.00 | 1 | \$ 45.00 |
| C1519 Transfer computer lap top system | \$ 105.00 | 1 | \$ 105.00 |
| C1523 Transfer radar | \$ 35.00 | 1 | \$ 35.00 |
| non contract Blue LED XT6 in rear door quarter glass panels | \$ 395.00 | 1 | \$ 395.00 |
| Sub total: | | | \$ 28,975.00 |

ARTICLE 6

FY2012 Five-Year Capital Needs and Expenditure Plan 6/6/2011 - Final

| Department/Category | FY2012 | FY2013 | FY2014 | FY2015 | FY2016 |
|--|-----------|-----------|-----------|-----------|-----------|
| TRASH: | | | | | |
| Rubbish Truck (replaces R3 old 1998 rubbish) | | | | \$185,000 | |
| Recycling Vehicle (replaces RC-1 1994 recycle) | | | | | \$185,000 |
| TOTAL TRASH | \$0 | \$0 | \$0 | \$185,000 | \$185,000 |
| COUNCIL ON AGING: | | | | | |
| Parking lot expansion engineering and permitting | | \$27,000 | | | |
| TOTAL COUNCIL ON AGING | \$0 | \$27,000 | \$0 | \$0 | \$0 |
| TOWN HALL AND TOWN HALL ANNEX: | | | | | |
| Repair/replacement of Town Hall cupola | \$230,000 | | | | |
| Exterior repair to Annex Building | \$10,000 | | | | |
| Window replacement in Annex Building | | \$10,000 | | | |
| Insulation of Town Hall Attic | | | \$100,000 | | |
| TOTAL TOWN HALL | \$240,000 | \$10,000 | \$100,000 | \$0 | \$0 |
| LIBRARY: | | | | | |
| Re-pointing of the original 1903 Building | \$9,200 | | | | |
| Replace asphalt shingled roof | | \$35,000 | | | |
| Replace boiler | | | \$30,800 | | |
| Replace membrane on flat roof | | | | \$19,500 | |
| Replace wooden windows on addition | | | | | \$40,000 |
| TOTAL LIBRARY | \$9,200 | \$35,000 | \$30,800 | \$19,500 | \$40,000 |
| INFORMATION TECHNOLOGY TOWN: | | | | | |
| HARDWARE | | | | | |
| Database Server | \$4,700 | | | | |
| Exchange Mail Server | | \$4,302 | | | |
| Domain Controller Replacement | | \$2,235 | | \$3,680 | \$7,360 |
| Replace Remaining CRT monitors with LCD monitors | \$1,200 | | | \$1,200 | |
| LCD Monitors | \$3,200 | \$4,320 | \$4,800 | \$5,636 | \$9,044 |
| LCD Monitors - Mapping | \$8,400 | | | \$8,400 | |
| CPU Upgrades | \$32,645 | \$16,200 | \$9,540 | \$6,900 | \$15,715 |
| Laptop Replacements | \$9,000 | \$18,000 | \$9,000 | | |
| Thin Client | | \$8,560 | \$2,350 | \$2,350 | \$1,800 |
| Switches | | \$12,390 | \$10,710 | | \$3,860 |
| Printers | \$11,482 | \$15,232 | \$10,062 | \$10,958 | \$29,354 |
| Wiring and Installation | \$1,500 | | \$2,000 | | \$1,500 |
| Off-site Backup Configuration | \$3,268 | \$1,280 | \$568 | \$360 | \$325 |
| IBM P520 Upgrades | \$2,700 | \$10,500 | \$2,700 | \$2,700 | \$2,700 |
| SUBTOTAL HARDWARE | \$78,095 | \$93,019 | \$51,730 | \$42,184 | \$71,658 |
| SOFTWARE | | | | | |
| Windows Server 2010 | | \$3,640 | \$2,800 | \$2,800 | \$2,800 |
| Windows 7 Upgrade | | \$5,319 | \$5,319 | \$5,319 | |
| Microsoft 2010 Upgrade | | \$14,463 | \$14,463 | \$14,463 | |
| Ecopy Licenses | \$8,775 | | | \$8,775 | |
| Cash Register Software | \$7,650 | | | | |
| Help Desk Software | | | \$18,890 | \$12,854 | \$6,056 |
| Tracking Software | \$3,688 | \$2,695 | \$3,567 | \$3,789 | \$3,231 |
| GIS Standardization - topography, orthogonal | | | \$20,000 | \$20,000 | \$20,000 |
| Miscellaneous Software | | \$7,000 | \$7,000 | \$7,000 | \$7,000 |
| Miscellaneous Software Upgrades | | \$3,400 | \$3,400 | \$3,400 | \$3,400 |
| SUBTOTAL SOFTWARE | \$20,113 | \$13,095 | \$52,857 | \$55,818 | \$39,687 |
| TOTAL INFORMATION TECHNOLOGY | \$98,208 | \$106,114 | \$104,587 | \$98,002 | \$111,345 |

Charles Cristello

ARTICLE 7

From: Andy Bagas
Sent: Wednesday, September 14, 2011 3:07 PM
To: Charles Cristello
Subject: FW: Sample Town Meeting Article Language

Charlie:

As requested, Middleboro is required to comply with MS4 (Municipal Separate Stormwater Sewer System) General Permit including a Notice of Intent to be filed in the Fall of 2011 and a Stormwater Management Plan to be filed in the Spring of 2012.

This is a five year permit. Year 1 includes collection of data at stormwater outfalls, developing a public outreach program, updating our illegal discharge detection program, reviewing town by-laws, submitting an annual report to DEP and EPA. The suggested annual budget ranges from \$25-50,000.

Other cities and towns that have failed to comply with MS4 requirements have been fined by DEP and EPA.

Andy

From: C. Carter Fahy [mailto:ccf@envpartners.com]
Sent: Wednesday, July 27, 2011 11:24 AM
To: Andy Bagas
Subject: Sample Town Meeting Article Language

Hi Andy – thank you for the opportunity to address the Board of Selectmen the other night; they seemed generally receptive to the idea. Below is some sample warrant language that has been used by another Town in seeking stormwater funding.

ARTICLE xx: To see if the Town will raise and appropriate, or appropriate from available funds, \$50,000 or any other sum to be expended under the direction of the DPW Director for the purpose of complying with the EPA's 2011 MS4 (Municipal Separate Stormwater Sewer System) General Permit or act on anything relative thereto.
 Requested by the DPW Director

Hope this helps. Thanks again.

C. Carter Fahy, P.E., LSP, CHMM
 Project Manager/Associate
 Environmental Partners Group, Inc.
 1900 Crown Colony Drive, Suite 402
 Quincy, MA 02169
 T: 617-657-0254
 F: 617-657-0201
 C: 617-816-5305

9/23/2011

N.E.L. Corporation

ARTICLE 10

GENERAL CONTRACTOR
PO BOX 929 • 3 AJOOTIAN WAY, BLDG B • MIDDLETON, MA 01949
(978) 777-2085 • FAX (978) 777-2719

Mr. Todd Goldman
Town of Middleborough
Joe Ciaglo Way
Middleborough, MA 02346

Proposal – 8 inch Sewer Main Repair
Route 44 over I495
Middleborough

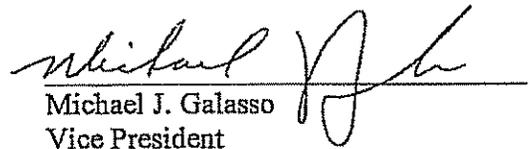
Scope of Work:

Repair existing 8 inch sewer main which is currently supported by MassDOT Bridge # M-18-053. Remove and replace structural elements as required. Provide Traffic Controls and Police Details. Provide Certified Payrolls as per prevailing wage law. Town of Middleborough is responsible for MassDOT permit to work on I-495

- | | |
|---|-------------|
| 1. Perform an on-site damage assessment to determine extent of repairs. | \$ 8140.00 |
| 2. Use the data to provide both Middleborough and MassDOT a P.E. Stamped Repair Plan. | \$ 4320.00 |
| 3. Estimated cost of repairs based on photographs (4/21/11) (Actual Cost to be determined after Damage Assessment) | \$91,000.00 |

If you have any further questions, contact me at 978-777-4144.

Very Truly Yours,


Michael J. Galasso
Vice President

Article 14

From: Decas, Murray & Decas [mailto:decasmurraydecas@yahoo.com]
Sent: Thursday, September 01, 2011 3:25 PM
To: Allison Ferreira
Subject: dog licensing

September 1, 2011

Allison Ferreira, Town Clerk (*via email*)

RE: dog licensing matters

Dear Allison:

I enclose drafts of two proposed town meeting articles. One article provides for rescission of the existing demand by-law. The second article provides for a new by-law to set the license period as a calendar year and to provide for a late fee if one fails to license before April 1st of a license year.

Please review and advise if you have questions or changes.

Very truly yours,

Daniel F. Murray
Town Counsel
DFM/s
11-154
Enclosure

Dan,

Based on our discussion, we should revoke the existing dog demand by-law and add a new by-law for the dog licensing. The new dog licensing by-law should include the following:

Licenses. Any owner or keeper of a dog which is six (6) months of age or older and is located in the Town of Middleborough shall obtain a license for that dog commencing on January 1st of each year, as required by M.G.L. Chapter 140. The fee for every license shall be ten dollars (\$10.00) for all neutered male dogs and for all spayed female dogs and fifteen dollars (\$15.00) for all unneutered male dogs and unspayed female dogs. When applying for a license, the application must show proof that the dog has received a veterinarian certificate for rabies vaccination. No fee shall be charged for a license for a dog specifically trained to lead or serve a blind or deaf person,

provided that the Division of the Blind or Deaf certifies that such dog is so trained and actually in the service of a blind or deaf person.

Failure to License/Late Fee. In addition to the requirement that a dog shall be duly licensed as required by law, the owner or keeper of a dog not licensed before April 1st of each year shall be subject to a late fee of \$10.00 annually to be collected by the Town Clerk.

Please let me know if you have any questions or concerns.

Thanks,
Allison

Allison J. Ferreira
Town Clerk
Town of Middleborough
20 Centre Street, 1st Floor
Middleborough, MA 02346
afferreira@middleborough.com
(508) 946-2415 phone
(508) 946-2308 fax

From: Allison Ferreira
Sent: Thursday, August 25, 2011 4:53 PM
To: Attorney Dan Murray
Subject: Town of Middleborough - Dog Demand Fees

Dan,

Could you please call me tomorrow to discuss dog demand fees for the Town of Middleborough? I am interested in eliminating the cost associated with mailing out dog demands and have been informed by several municipalities they include the language for a dog demand on their census mailings. Below is the by-law for your review. I can be reached at (508) 946-2415.

Thank you,
Allison

Apr 28,
1987

ARTICLE 34 - DOG DEMAND FEES
Voted to adopt the following by-law:

Section 1. The Town Clerk shall have the right to issue a written demand by mail to the owner or

keeper of a dog which is not licensed pursuant to the rules and regulations relative to the control of dogs in Plymouth County of the Plymouth County Commissioners or other applicable law. The demand shall notify the owner of keeper of the dog that the dog was not licensed in accordance with requirements of law and that the dog must be licensed to comply with applicable law.

Section 2. A demand pursuant to Section 1 shall not be mailed earlier than sixty days after commencement of the applicable license period.

Section 3. The owner of keeper of a dog who has not licensed the dog in accordance with applicable law and to whom a demand is mailed pursuant to Section 1 shall pay to the Town Clerk the sum of \$10.00 as a demand fee. The owner or keeper of the dog shall pay the demand fee to the Town Clerk at the time the Town Clerk issues a license for the dog or within thirty days after a demand is mailed pursuant to Section 1, whichever is earlier. The demand fee shall be in addition to license fees, fines, penalties and forfeitures otherwise provided by law. The Town Clerk shall pay all demand fees received into the town treasury, and said fees shall not be thereafter paid to the County of Plymouth.

Approved by the Attorney General August 7, 1987

Allison J. Ferreira
Town Clerk
Town of Middleborough
20 Centre Street, 1st Floor
Middleborough, MA 02346
aferreira@middleborough.com
(508) 946-2415 phone
(508) 946-2308 fax

ARTICLE 15

MIDDLEBOROUGH POLICE DEPARTMENT

99 NORTH MAIN STREET
MIDDLEBOROUGH, MA 02346

(508) 947-1212
Fax (508) 947-1009



Bruce D. Gates
Chief of Police

Board of Selectmen
Town Hall
Middleborough MA 02346

SUBJECT: Warrant Article

Honorable Board,

I would recommend you support the Town adopting Massachusetts General Law, Chapter 31 Section 58A. Copy attached and opinion from Town Counsel that this does not apply to the Middleborough Fire Department.

This chapter and section requires a person to be under the age of 32 (up to age 36 for veterans) to be able to take the civil service examination for appointment as a police officer in Middleborough. Civil Service usually has an examination every 2 years.

The advantages to this seem obvious to me. It will encourage long term commitment to the Police Department, younger physically fit officers are needed especially in their early career years and it would help reduce the strain on the pension system. Currently a person up to age 65 could be eligible to take this examination.

Respectfully Submitted,

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

Bruce D. Gates,
Chief of Police

c/c Charles Cristello
Town Manager

DECAS, MURRAY & DECAS

ATTORNEYS AT LAW

132 NORTH MAIN STREET • MIDDLEBORO • MASSACHUSETTS 02346 • (508) 947-4433

GEORGE C. DECAS (RETIRED)
DANIEL F. MURRAY, ESQUIRE
WILLIAM C. DECAS, ESQUIRE

REPLY TO POST OFFICE BOX 201
MIDDLEBORO, MA 02346-0201
FAX (508) 947-4433
July 28, 2011

WAREHAM OFFICE:
219-B MAIN STREET
(508) 947-4433

Bruce Gates, Chief
Middleborough Police Dept.
North Main Street
Middleboro, MA 02346

Dear Bruce:

You asked about General Laws, Chapter 31, Section 58A. Section 58A provides that in a town which accepts the section, no person shall be eligible to have his name certified for original appointment to the "position of firefighter or police officer" if such person has reached age thirty-two on the date of the (civil service) entrance examination.

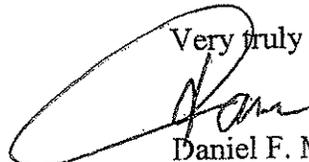
Chapter 31 generally regulates civil service. Section 58A regulates a civil service matter. You advised that civil service is applicable to the members of the police force in Middleborough but does not apply to the Town's fire force.

You asked whether the limitations in Section 58A would apply to members of the Town's fire force if the Town Meeting accepted Section 58A. My opinion is that Section 58A would not apply to members of the fire force so long as the fire force is not subject to civil service laws.

You might consider drafting the Town Meeting article (and motion) to make clear that the acceptance relates only to the members of the police force. The following could be used as an article –

To see if the Town will vote to accept the provisions of General Laws Chapter 31, Section 58A which provides that no person shall be eligible to have his name certified for original civil service appointment to the position of police officer if such person has reached the age of thirty-two on the date of the entrance examination, or act anything thereon.

Very truly yours,



Daniel F. Murray
Town Counsel

DFM/s

11-154

§ 58A. Municipal police officers and firefighters; maximum age restrictions.

Notwithstanding the provisions of any general or special law to the contrary, in any city, town or district that accepts this section, no person shall be eligible to have his name certified for original appointment to the position of firefighter or police officer if such person has reached his thirty-second birthday on the date of the entrance examination. Any veteran shall be allowed to exceed the maximum age provision of this section by the number of years served on active military duty, but in no case shall said candidate for appointment be credited more than four years of active military duty.

Added by St.2000, c. 242.

Historical and Statutory Notes

St.2000, c. 242, was approved Aug. 10, 2000.

**SPECIAL TOWN MEETING MOTIONS – OCTOBER 3, 2011
BOARD OF SELECTMEN**

ARTICLE 1. Motion to be made by Finance Committee

(The motions that the Finance Committee will make will be attached.)

ARTICLE 2. Motion to be made by Finance Committee

(The motions that the Finance Committee will make will be attached.)

ARTICLE 3. I move that the Town vote to transfer the sum of \$51,372 from Free Cash to the Fire Department Account #519700 to fund sick leave buy-backs for personnel retiring from the Fire Department.

This article funds two sick-leave buy-backs in the Fire Department.

ARTICLE 4. I move that the Town vote to transfer \$45,000 from Free Cash to purchase a 20 passenger special needs school bus for the School Department.

This article funds a replacement vehicle for the School Department. This purchase was recommended by the Capital Planning Committee

ARTICLE 5. I move that the Town vote to transfer \$30,190 from Free Cash to purchase one cruiser for the Police Department.

The cruiser that is being replaced has already been taken out of service as it is beyond repair. This purchase is recommended by the Capital Planning Committee

ARTICLE 6. I move that the Town vote to transfer \$20,113 from Free Cash to purchase software, licenses, and related materials for various Town departments.

Town Meeting funded computer hardware upgrades for town departments from a borrowing this past spring. Software upgrades were delayed so we could fund them from Free Cash. This purchase is recommended by the Capital Planning Committee.

ARTICLE 7. I move that the Town vote to transfer \$50,000 from Free Cash to the Department of Public Works for all relevant and necessary expenses associated with new stormwater activities required by the EPA/DEP.

New state and federal stormwater requirements necessitate that we do more to manage stormwater discharges.

ARTICLE 8. I move that the Town vote to transfer \$50,000 from the Wastewater Enterprise Unreserved/Retained Earnings Account to purchase and install an emergency generator for the Lane Street Pumping Station for the Wastewater Department.

The Lane Street Station is one of the last pump stations without an emergency power supply.

ARTICLE 9. I move that the Town vote to appropriate \$400,000 by borrowing for all relevant and necessary expenses associated with the design of the upgrade to the Wastewater Treatment Facility for the Wastewater Department and to meet this appropriation to authorize the Treasurer, with the approval of the Board of Selectmen, to borrow \$400,000 under General Laws, Chapter 44 and to provide that the debt shall be paid from the revenues of the Wastewater Enterprise System.

The Town's Wastewater Treatment Facility needs to be upgraded to meet new state and federal requirements. This article funds the preliminary design of that upgrade.

ARTICLE 10. I move that the Town vote to transfer \$120,000 from the unexpended proceeds from the borrowing authorized under Article 15 of the 2004 warrant for the Annual Town Meeting for repairs to the force sewer main and appurtenances at or near the Route 44 bridge over Interstate Highway 495, to authorize the Board of Selectmen to make such repairs, to authorize the Board of Selectmen to assess betterments/special assessments for the cost of such repairs and to determine that the betterments/special assessments shall be made by a uniform unit method.

A malfunctioning private pump station on Route 44 caused significant damage to the Town's infrastructure. This article appropriates funds for the repair and allows the Board of Selectmen to assess a betterment on the four commercial property owners served by the private pump station..

ARTICLE 11. I move that the Town vote to accept MGL Chapter 32B section 20 in order to establish an Other Post Employment Benefits Liability Trust Fund.

The Town needs a mechanism to begin funding its future retiree health care costs.

ARTICLE 12. I move that the Town vote to include satellite well installations at the Spruce Street and Rock wells, tank painting and repair, and the upgrading of pumping stations, to the water system improvements project voted under Article 12 of the warrant for the September 23, 2002 Special Town Meeting.

The update of the Town's Capital Improvement Plan for the water system identified these as priority projects. This article will allow us to use existing funds to do these projects.

ARTICLE 13. I move that the Town vote to adopt the following by-law:

PAWNBROKER LICENSE FEE

The fee for a license as a pawnbroker or renewal thereof shall be One Hundred Dollars (\$100.00) per license year.

The Town needs a by-law in order to assess a license fee for pawnbrokers.

ARTICLE 14. I move that the Town vote to rescind the dog license demand fee by-law adopted under Article 34 of the 1987 Annual Town Meeting, such rescission to be effective on January 1, 2013, and to adopt the following by-law -

FAILURE TO LICENSE – LATE FEE

Section 1. The license period applicable to licenses for dogs required to be obtained under General Laws Chapter 140 by an owner or keeper of a dog shall be the time in a year between January first and the following December thirty-first, both dates inclusive.

Section 2. The owner or keeper of a dog which is required to be licensed under General Laws Chapter 140 shall cause the dog to be licensed for a license period before April first of the license period. If the owner or keeper fails to obtain a license for the dog by April first of the license period, such owner or keeper shall be liable for a late fee of Ten Dollars (\$10.00) to be collected by the Town Clerk at the time the Town Clerk issues a license for the dog. The late fee shall be in addition to license fees, fines, penalties and forfeitures otherwise provided by law. The Town Clerk shall pay all late fees received into the Town treasury.

Section 3. This by-law shall become effective on January 1, 2013.

This article changes the time frame for a dog license from a fiscal year to a calendar year basis.

ARTICLE 15. I move that the Town accept the provisions of General Law Chapter 31 Section 58A which provides that no person shall be eligible to have his/her name certified for original civil service appointment to the position of police officer if such person has reached the age of thirty-two (qualifying military veterans may be up to age thirty-six) on the date of the entrance examination.

This article established a maximum age for eligibility to take the police civil service exam

ARTICLE 16. I move that the Town vote to accept Meadowbrooke Lane and Bon View Circle as Town ways as laid out by the Board of Selectmen and to authorize the Selectmen to acquire by eminent domain, or by gift, the fee in the way as shown on the road layout plan on file with the Town Clerk entitled "Street Acceptance Plan, Meadowbrooke Lane and Bon View Circle, Meadowbrooke Farm" prepared by Site Design Engineering, Inc. and dated July 14, 2011, and any related easements.

(The Planning Board give their report that Meadowbrooks Lane and Bon View Circle are complete)

Finance Committee Fall Special Town Meeting Motions FY2012

Monday, October 3, 2011

Finance Committee- *Updated Thursday, September 29, 2011*

Article 1: (Budget Supplements: \$+ 195,300.00,) (Interdepartmental Transfers: \$25,000.00)

I move that the Town Transfer the sum of \$ 45,300.00 from free cash to supplement the following budgets and account numbers for fiscal year 2012.

FY'12 Supplements - Article 1 of the Special Town Meeting

| Department | Account # | Line Item / Description | Amount |
|--------------------------------|-----------|-------------------------------|-------------|
| Police -Dept 210 | 519500 | Career Incentive | \$20,000.00 |
| School Transportation-Dept 899 | 530407 | Homeless Transportation | \$15,000.00 |
| Treasurer/Collector -Dept 145 | 542400 | CPA Insert and printing | \$1,000.00 |
| Council on Aging, COA - Dept | 512802 | Regular Pay, direct care Asst | \$9,000.00 |
| Town Clerk-Dept 161 | 534300 | Postage | \$300.00 |

- I further move that the Town raise and appropriate from taxation or other available funds in the treasury the sum of \$150,000.00 to supplement the DPW Highway, department 422, account number 15293, snow and ice for fiscal year 2012 contingent on the State of Massachusetts promised increase in state aid of this same amount.
- I further move to transfer \$20,000.00 from the School Department Occupational Education expense, account number 557100 to the School Department Homeless Transportation account number 530407.
- I further move to transfer \$5,000.00 from the School Department Crossing Guards, account number 511120 to the School Department Homeless Transportation account number 530407.

Finance Committee Fall Special Town Meeting Motions FY2012

Monday, October 3, 2011

Finance Committee- *Updated Thursday, September 29, 2011*

Article 2: (Unpaid Bills: \$609.40)

I move that the Town Transfer the sum of \$ 609.40 from Free Cash, in order to pay previous years, unpaid bills, account number 195201 to those vendors as listed here.

| Vendor | Amount |
|-----------------------|----------|
| MMA Beacon | \$230.00 |
| TK Rose Web Solutions | \$37.50 |
| Roger Brunelle | \$165.31 |
| Staples Inc. | \$176.59 |



Chairman opened meeting at 6:15 PM at Middleborough High School.

In attendance were: Selectmen A. Rullo, A. Frawley, B. Quelle and Town Manager C. Cristello.

Upon motion by Selectman Frawley and seconded by Selectman Quelle, Board voted unanimously to approve request by Middleborough Friends to place sign on Town Hall lawn from 10/3/11 until 10/30/11.

Upon motion by Selectman Frawley and seconded by Selectman Quelle, Board voted unanimously to approve "Amended" Underground Storage of Flammables license, for 26 High Street.

Upon motion by Selectman Frawley and seconded by Selectman Quelle, Board voted unanimously to approve Order of Taking for River's Edge Drive/Edge Water Lane.

Approval of CD Strategy and Hazard Mitigation Plan was postponed.

I.T. Director Roger Brunelle addressed the unpaid bill under Article 2. He explained that occasionally department heads must use their own money to purchase items. Selectman Spataro joined meeting at 6:30 PM. Selectman Frawley asked several questions. He suggested we review the policy. Upon motion by Selectman Spataro and seconded by Selectman Quelle, Board voted unanimously to support Article 2.

Mr. Brunelle explained the changes to Article 6, the software article. Upon motion by Selectman Spataro and seconded by Selectman Quelle, Board voted unanimously to support Article 6. Selectman Frawley stated that the equipment must be purchased and installed unlike the cash register equipment.

Board moved to the MHS Auditorium to participate in the Special Town Meeting at 6:45 PM.

Upon motion by Selectman Frawley and seconded by Selectman Quelle, Board voted unanimously to adjourn at 7:45 PM upon the conclusion of Special Town Meeting.

Jackie Shanley, Confidential Secretary
BOARD OF SELECTMEN



WARRANT FOR SPECIAL TOWN MEETING

Middleborough, Massachusetts

To Bruce D. Gates, Police Chief or any of the
Police Officers of the Town of Middleborough

Greetings:

In the name of the Commonwealth of Massachusetts you are hereby required to notify and warn all the inhabitants of said Town, qualified to vote in Town affairs, to meet in the **Auditorium of the Middleborough High School**, on **Monday, October 3, 2011 at 7:00 P.M.**, to act on the following articles:

ARTICLE 2. To see if the Town will vote to raise and appropriate and/or transfer a sum of ~~money~~ from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account, or other available source for unpaid bills from prior years, or act anything thereon.

ARTICLE 6. To see if the Town will vote to raise and appropriate and/or transfer a sum of ~~money~~ from taxation, free cash, another specific available fund, the Stabilization Fund, an existing appropriation or account or other available source, or by borrowing to purchase software, licenses, and related materials for various Town departments, or act anything thereon.

ARTICLE 2

Massachusetts Municipal Association

Invoice

One Winthrop Square
Boston, MA 02110
(617) 426-7272 * Fax (617) 695-1314

| | |
|-----------|-----------|
| Date | Invoice # |
| 4/11/2011 | MMA 16143 |

| |
|--|
| Bill To |
| Town Clerk Screening Committee c/o Middleborough Public Library 102 North Main Street Middleborough, MA 02346 |

| P.O. No | Terms | Tax Exempt No | Attendee | |
|------------------|--------------|--|--------------|-----------------|
| Beacon Ad 4/2011 | upon receipt | | | |
| Qty | Item | Description | Rate | Amount |
| | Beacon AD | Beacon & Web Advertising for Town Clerk Position | 230.00 | 230.00 |
| | | | Total | \$230.00 |

Jacqueline Shanley

From: Roger Brunelle
Sent: Friday, September 30, 2011 1:19 PM
To: Roger Brunelle; Rich Pavadore - Finance Comm. Chairman; Colleen Lieb; Colleen Lieb; 'Diane Stewart'; 'Don Baldwin'; 'Don Baldwin-home'; 'Glenn MacPherson'; 'Leilani Dalpe'; 'sdube_mba07@yahoo.com'; 'Tarsi Velantzas'
Cc: Board of Selectmen; Charles Cristello; Information Technology Department; Steven Dooney; Allison Ferreira
Subject: RE: Software Article Oct S/T/M
Attachments: 20110930130344683.pdf

Richard; attached is the adjusted break down off the unpaid bill Article for the I.T. department in the Special Town Meeting. I will be at the Selectmen's meeting Monday night at 6pm and will go to your meeting directly after to answer any questions the Finance Committee my have.

Thank You

Roger Brunelle

Information Technology Director

Town of Middleborough

From: Roger Brunelle
Sent: Wednesday, September 28, 2011 1:01 PM
To: Rich Pavadore - Finance Comm. Chairman; Colleen Lieb; Colleen Lieb; Diane Stewart; Don Baldwin ; Don Baldwin-home; Glenn MacPherson; Leilani Dalpe; sdube_mba07@yahoo.com; Tarsi Velantzas
Cc: Charles Cristello; Information Technology Department
Subject: FW: Software Article Oct S/T/M

Sorry forgot this attachments on first e-mail

Thank You

Roger Brunelle

Information Technology Director

Town of Middleborough

From: Roger Brunelle
Sent: Wednesday, September 28, 2011 12:48 PM
To: Rich Pavadore - Finance Comm. Chairman
Cc: Charles Cristello; Information Technology Department
Subject: Software Article Oct S/T/M

The software article breaks down as follows

Server Software 6 units at \$1,525.00 per unit equals **\$9,150.00**
(1 unit Fire Dept Server)
(1 unit Police Dept Server)
(1 unit Town Backup Server)
(3 unit Town Dept Servers)

E-Copy Software 69 units at \$ 124.00 per unit equals **\$8,556.00**

Backup Software (with three elements) **\$2,415.08**

Total Article **\$ 20,062.00**

This is the anticipated purchases from the Article at the Special Town meeting.

I will shortly follow up with the hardware listing from the Annual Town meeting.

Thank You

Roger Brunelle

Information Technology Director

Town of Middleborough



Town of Middleborough
Information Technology Department

Telephone: 508-946-2435

Town Hall
10 Nickerson Ave.
Middleborough, MA 02346

FAX: 508-946-6066

September 30, 2011

TO: Mr. Richard Pavadore
Chairman, Finance Committee

FROM: Roger Brunelle
I.T. Director

Attached please find three unpaid bill from Fiscal Year 2011,
TK Rose Web Solutions invoice # 24275 totaling \$37.50 this bill was not
received, Roger Brunelle's reimbursement request in the amount of \$129.65 for
items that he purchased for I.T. department. Staples in the amount of \$176.59,
Staples billing cycle ended after our fiscal year.

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

Thank you.

cc: Board of Selectmen
Charles Cristello

TK Rose Web Solutions LLC
 77 Barker Road
 Scituate, MA 02066

Invoice

| Date | Invoice No. |
|----------|-------------|
| 03/27/11 | 2427 |

| Bill To |
|---|
| Town of Middleborough Mr. Roger Brunell 10 Nickerson Avenue Middleborough MA 02346 |

| Ship To |
|---------|
| |

| P.O. Number | Terms | Due Date | Rep | Ship Date | Ship VIA | FOB | Project | |
|-----------------------|--|----------|-----|-----------|----------|-------|--------------|----------------|
| | | 03/27/11 | | 03/27/11 | | | | |
| Item | Description | | | | Quantity | Rate | Amount | |
| Municipal Maintenance | fixed job posting and reposted correctly | | | | 0.5 | 50.00 | 25.00 | |
| Municipal Maintenance | created connection key for town clerk | | | | 0.25 | 50.00 | 12.50 | |
| | | | | | | | Total | \$37.50 |

Mail Payments To:

STATEMENT OF ACCOUNT ACTIVITY
AS OF 07/05/2011

CST

2,435



that was easy™

DEPT.00-06097687
PO BOX 183174
COLUMBUS OH 43218-3174

Page 1 of 2

TOWN OF MIDDLEBOROUGH
10 NICKERSON AVENUE
10 NICKERSON AVENUE
MIDDLEBORO MA 02346

0001509
B
KSPR

Account Number: 601110006097687

Please Pay
This Amount: 256.92

Payment
Due Date: 07/25/2011



| Summary of Account Activity | Previous Balance | +/- | Purchases and Returns | + | Finance Charges | +/- | Payments and Adjustments | = | Total Balance |
|-----------------------------|------------------|-----|-----------------------|---|-----------------|-----|--------------------------|---|---------------|
| | 163.60 | | 201.58 | | 0.00 | | 108.26- | | 256.92 |

A FINANCE CHARGE of 0.000% per month (00.000% APR) will be assessed on any amount owed which is not paid by the Payment Due Date.

Transaction Detail

| Purchases and Returns | | | | INVOICE | AMOUNT |
|-----------------------|-----------|-------------------------------|--|------------|----------|
| TRANSACTION DATE | LOCATION | PO/PURCHASE ORDER DESCRIPTION | | | |
| 06/28/2011 | 100009412 | | | 1673008001 | 24.99 |
| 06/20/2011 | 100002599 | R666 | | 6580 | 182.63 |
| 06/20/2011 | 100002599 | Return | | 6595 | 202.63 - |
| 06/20/2011 | 100002599 | | | 6596 | 196.59 |

| Payments and Adjustments | | AMOUNT |
|--------------------------|-------------|---------|
| TRANSACTION DATE | DESCRIPTION | |
| 06/20/2011 | Payment | 38.27 - |
| 07/03/2011 | Payment | 69.99 - |

176.59

Questions About Your Account

MAIL
PO BOX 653030 DALLAS TX 75265-3030

FAX
(800) 921-2222

PHONE
(800) 669-5285

Send Notice of Billing Errors To: ATTN: BILLING ERRORS

See Billing Rights Summary on Reverse Side
FOR PROPER CREDIT, PLEASE WRITE 6011 1000 6097 687 ON CHECK AND ENCLOSE WITH THIS STUB
Please make checks payable to: STAPLES CREDIT PLAN

TOWN OF MIDDLEBOROUGH
10 NICKERSON AVENUE
10 NICKERSON AVENUE
MIDDLEBORO MA 02346

ACCOUNT NUMBER
6011 1000 6097 687

AMOUNT OF ENCLOSED PAYMENT

MAIL PAYMENTS TO:

DEPT.00-06097687
PO BOX 183174
COLUMBUS, OH 43218-3174

Please mark box if there is a new address or billing contact



6011100060976870002569200016360

Bill To:
 TOWN OF MIDDLEBOROUGH
 10 NICKERSON AVENUE
 10 NICKERSON AVENUE
 MIDDLEBORO MA 02346

Payment Due Date: 07/25/2011

Please make checks payable to:
 STAPLES CREDIT PLAN



that was easy™

Please Make checks payable to :
 STAPLES CREDIT PLAN
 Dept. 601110006097687
 PO BOX 183174
 COLUMBUS OH 43218-3174

TOWN OF MIDDLEBOROUGH
 SHIP TO: Account: 601110006097687
 Invoice: 1673008001

DEBBIE FRANZ
 TOWN OF MIDDLEBOROUGH
 10 NICKERSON AVE
 MIDDLEBORO MA

Purch by: DEBBIE FRANZ
 Amount Due: 24.99
 Invoice Date: 06/28/2011
 Store: 100009412 Register: MATXO

| | | | | |
|-------------------------|-----------|------|-------|-------|
| 2000+ SI RCTNGL 1-1.6X2 | 000684580 | 1 EA | 24.99 | 24.99 |
| SUBTOTAL | | | 24.99 | |
| TAX | | | .00 | |
| SHIPPING | | | .00 | |
| TOTAL | | | 24.99 | |

Please Direct Inquiries to:
 Phone: (800) 669-5285 Fax: (800) 921-2222

Please Make checks payable to :
 STAPLES CREDIT PLAN
 Dept. 601110006097687
 PO BOX 183174
 COLUMBUS OH 43218-3174

TOWN OF MIDDLEBOROUGH
 SHIP TO: Account: 601110006097687
 Invoice: 6580
 PO/JOB: R666

Amount Due: 182.63
 Invoice Date: 06/20/2011
 Store: 100002599 Register: 0008

| | | | | |
|-------------------------|--------|------|--------|-------|
| OUT OF WARRANTY PART SK | 478671 | 1 EA | 96.60 | 96.60 |
| WINDOWS OS INSTALL | 860645 | 1 EA | 99.99 | 99.99 |
| HARD DRIVE INSTALLATION | 860611 | 1 EA | 49.99 | 49.99 |
| DIAGNOSTIC CHECK | 441278 | 1 EA | 69.99 | 69.99 |
| SUBTOTAL | | | 176.59 | |
| TAX | | | 6.04 | |
| SHIPPING | | | .00 | |
| TOTAL | | | 182.63 | |

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 Phone: (800) 669-5285 Fax: (800) 921-2222

Please Make checks payable to :
 STAPLES CREDIT PLAN
 Dept. 601110006097687
 PO BOX 183174
 COLUMBUS OH 43218-3174

TOWN OF MIDDLEBOROUGH
 SHIP TO: Account: 601110006097687
 Invoice: 6595
 PO/JOB: R666

Amount Due: 202.63
 Invoice Date: 06/20/2011
 Store: 100002599 Register: 0008

| | | | | |
|-------------------------|--------|------|--------|-------|
| OUT OF WARRANTY PART SK | 478671 | 1 EA | 96.60 | 96.60 |
| WINDOWS OS INSTALL | 860645 | 1 EA | 99.99 | 99.99 |
| SUBTOTAL | | | 196.59 | |
| TAX | | | 6.04 | |
| SHIPPING | | | .00 | |
| TOTAL | | | 202.63 | |

Please Direct Inquiries to:
 Phone: (800) 669-5285 Fax: (800) 921-2222

Please Make checks payable to :
 STAPLES CREDIT PLAN
 Dept. 601110006097687
 PO BOX 183174
 COLUMBUS OH 43218-3174

TOWN OF MIDDLEBOROUGH
 SHIP TO: Account: 601110006097687
 Invoice: 6596

Amount Due: 196.59
 Invoice Date: 06/20/2011
 Store: 100002599 Register: 0008

| | | | | |
|-------------------------|--------|------|--------|-------|
| OUT OF WARRANTY PART SK | 478671 | 1 EA | 96.60 | 96.60 |
| WINDOWS OS INSTALL | 860645 | 1 EA | 99.99 | 99.99 |
| SUBTOTAL | | | 196.59 | |
| TAX | | | .00 | |
| SHIPPING | | | .00 | |
| TOTAL | | | 196.59 | |

Please Direct Inquiries to:
 Phone: (800) 669-5285 Fax: (800) 921-2222

Please Direct Inquiries to:
 PO BOX 653030 DALLAS TX 75265-3030
 Phone: (800) 669-5285
 Fax: (800) 921-2222



Town of Middleborough
Middleborough, MA 02346

REIMBURSEMENT REQUEST

² Date Requested 6/30/2011

Name Roger Brunelle
Address 90 Bourne Street
City/ St/ Zip Middleborough MA 02346

| DATE OF TRAVEL | MILEAGE DESCRIPTION | MILEAGE AT \$0.500 | TOTAL |
|----------------|---------------------|--------------------|-------|
|----------------|---------------------|--------------------|-------|

TOTAL MILEAGE COSTS **0.00**

| DATE | OTHER REIMBURSEMENTS <small>Please attach receipts</small> | TOTAL |
|------|---|-------|
|------|---|-------|

- | | | | |
|---|----------|------------------------|--------|
| 1 | 01/05/11 | e-bay | 125.00 |
| 2 | 01/24/11 | Middleboro Post Office | 4.65 |

TOTAL OTHER REIMBURSEMENT **129.65**

REIMBURSEMENT TOTAL = **\$129.65**

Accounts to be charged:

Acct# 01.155.

Amount

\$129.65

EMPLOYEE SIGNATURE

Roger Brunelle

DEPARTMENT HEAD SIGNATURE

[← Back to order details](#)



Payment Summary

Date printed: Jan-05-11

Status: Paid with PayPal on Jan 05, 2011.
Seller: legendmicro-wholesale
Buyer: therussin

Shipping

Seller should ship to: Roger Brunelle
 90 Bourne St
 Middleboro MA 02346-2111
 United States

Payment

| Item Name | Shipping | Qty | Price |
|--|---|-----|--------------------|
| Samsung 19" LCD Monitor T190 SHIP FREE 230528004489 | Standard Shipping : FREE UPS Ground Estimated delivery: January 07 - January 13 | 1 | US \$125.00 |
| Subtotal: | | | US \$125.00 |
| Shipping & handling: | | | FREE |
| Total: | | | US \$125.00 |

Payment instructions: WE CAN ONLY SHIP TO PAYPAL PROVIDED STREET ADDRESSES ONLY. UPS CANNOT DELIVER TO PO BOX/APO/FPO. ALL LARGE TVS ORDERS (42-IN AND BIGGER) MUST BE ACCOMPANIED WITH A VALID DAYTIME PHONE NUMBER. CALL CUSTOMER SERVICE 800-935-9305 X3 TO ADD YOUR PHONE NUMBER.

Payment details: PayPal

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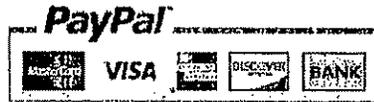
Home > My eBay > Order details

Order details

Shipping details

Roger Brunelle
90 Bourne St
Middleboro MA 02346-2111
United States

Payment details



Order details

| Item title | Available actions | Shipping & handling (estimated delivery*) | Price |
|--|------------------------|--|--------------------|
| <p>Seller: legendmicro-wholesale (12838 Contact seller Printer version</p> <p><input checked="" type="checkbox"/> Paid on Jan-05-11 via PayPal</p> | | | |
| <p>Samsung 19" LCD Monitor T190 SHIP FREE 230528004489 - Price: US \$125.00 Quantity: 1 Having a problem with this purchase? We can help</p> | <p>Leave feedback </p> | <p>Standard Shipping : FREE UPS Ground Estimated delivery: January 07 - January 13</p> | <p>US \$125.00</p> |

Payment instructions:

WE CAN ONLY SHIP TO PAYPAL PROVIDED STREET ADDRESSES ONLY. UPS CANNOT DELIVER TO PO BOX/APO/FPO. ALL LARGE TVS ORDERS (42-IN AND BIGGER) MUST BE ACCOMPANIED WITH A VALID DAYTIME PHONE NUMBER. CALL CUSTOMER SERVICE 800-935-9305 X3 TO ADD YOUR PHONE NUMBER.

| | |
|----------------------|--------------------|
| Subtotal: | US \$125.00 |
| Shipping & handling: | FREE |
| Total: | US \$125.00 |