

**Middleborough Board of Selectmen
Meeting Minutes**

December 15, 2014

Chairman opened meeting at 7:30 PM by inviting those in attendance to join in the Pledge of Allegiance.

In attendance were: Selectmen A. Frawley, L. Dalpe, J. Knowlton, D. Stewart and S. McKinnon; Town Manager R. Nunes and Executive Assistant J. Shanley.

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

UNANTICIPATED

Upon motion by Selectman McKinnon and seconded by Selectman Dalpe, Board voted unanimously to not meet on 1/5/15.

MG&E Commission member Glenn Montapert noted that while NSTAR rates are going to sky rocket, the MG&E rates will not change.

Upon motion by Selectman McKinnon and seconded by Selectman Dalpe, Board voted unanimously to approve a one-hour extension for serving alcoholic beverages for clubs & restaurants on New Year's Eve for those licensees that wish to utilize the extension.

ANNOUNCEMENTS

Board made various announcements.

Audience made announcements.

MINUTES

12/8/14 meeting minutes will be voted on 12/22/14.

WARRANTS

Upon motion by Selectman Dalpe and seconded by Selectman McKinnon, Board voted unanimously to authorize the Chairman, or his designee, to sign Warrants for week ending 12/13/14.

NEW BUSINESS

Upon motion by Selectman McKinnon and seconded by Selectman Stewart, Board voted unanimously to award SERSG 2015 Bid Contracts for DPW services.

Upon motion by Selectman Dalpe, and seconded by Selectman McKinnon, Board voted unanimously to approve a One-day Beer & Wine liquor license for the Bartending Service of N.E. for 12/31/14 from 6 pm to 11 pm at the Alley Theatre.

Upon motion by Selectman Dalpe and seconded by Selectman McKinnon, Board voted unanimously to declare Building department 2000 Ford Crown Victoria, VIN #2FAFP71W5YX200084 as surplus.

**Middleborough Board of Selectmen
Meeting Minutes**

December 15, 2014

Upon motion by Selectman Dalpe and seconded by Selectman Stewart, Board voted unanimously to authorize the Chairman & Town Manager to sign the FY 15 Traffic Enforcement Grant application.

Upon motion by Selectman Stewart and seconded by Selectman Dalpe, Board voted unanimously to sign Deed to Douglas F. Green re New Cross Street well site.

Upon motion by Selectman Stewart and seconded by Selectman Dalpe, Board voted unanimously to sign Order of Taking re New Cross Street well site.

Upon motion by Selectman Stewart and seconded by Selectman Dalpe, Board voted unanimously to sign Promissory Note re New Cross Street well site

At 7:45 PM Chairman continued public hearing from 12/8/14 re Earth Removal permit application for RM Thomas Excavating, 182 Plympton Street. Outback Engineering representative Nyles Zager addressed the Board. Board asked questions. Chairman asked to hear further comments/questions. Hearing none, Chairman declared hearing closed. Upon motion by Selectman McKinnon and seconded by Selectman Dalpe, Board voted unanimously to issue Earth Removal permit, subject to, subject to meeting all requirements by Conservation Commission, etc.

HEARINGS, MEETINGS, LICENSES

At 8 PM Chairman continued hearing from 12/8/14 re Edgeway Homeowner's Association application for Certificate of Eviction of resident Robert Malcolm. It was noted that sending notice of the hearing to Mr. Malcolm's P.O. Box would serve no purpose as it would not provide proof of receipt. Attorney Bond addressed the Board and argued the Park's rights to due process. Discussion ensued. Homeowner's Association President Anne McGann addressed the Board. Lincoln Andrews addressed the Board. Hearing no other comments/questions, Chairman declared hearing closed. Upon motion by Selectman McKinnon and seconded by Selectman Dalpe, Board voted to issue the Certificate of Eviction for reasons as stated in the application based on the belief that the Board satisfied the notification requirements as called for in its Rules & Regulations. Four in favor. Selectman Knowlton opposed.

TOWN MANAGER'S REPORT

Town Manager noted that he is beginning the FY16 budgeting process on Thursday with a Department Head meeting.

CORRESPONDENCE

#1 Selectman McKinnon noted correspondence re Fernway Estates. He noted that he had sent notice to the Town Manager & the Chairman to make sure that the timelines are being followed. Town Manager to check on this to be sure.

#6 Selectman Dalpe noted EMS Committee vacancy.

#5 Selectman Frawley noted that the Building department has a Clerical position available for up to 19 hours per week.

**Middleborough Board of Selectmen
Meeting Minutes**

December 15, 2014

Upon motion by Selectman McKinnon and seconded by Selectman Dalpe, Board voted by Roll Call to go into Executive Session to discuss strategy relative to the discipline or dismissal of, or complaints or charges brought against, a public officer, employee, staff member or individual and to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the Chair so declared ("Police Unions") and not to return into Open Session. Roll Call: S. McKinnon, Yes; L. Dalpe, Yes; A. Frawley, Yes; D. Stewart, Yes; J. Knowlton, Yes. Ended at 10:10 PM.