TOWN OF MIDDLEBOROUGH OFFICIAL MEETING POSTING

NAME OF PUBLIC BODY: Board of Selectmen

DAY AND DATE OF MEETING: Monday, March 26, 2012

TIME OF MEETING: 7:00 PM

LOCATION OF MEETING (INCLUDING ADDRESS): Town Hall, 10 Nickerson Avenue

MEMBER OF PUBLIC BODY POSTING MEETING: Jackie Shanley, Confidential Secretary to Board of Selectmen

POSTED BY TOWN CLERK'S OFFICE:

**FOR CANCELLATIONS*
MEMBER OF PUBLIC BODY CANCELLING MEETING: [Type text]
CANCELLATION POSTED BY TOWN CLERK'S OFFICE: *DATE:* *TIME:*

AGENDA

1. **Pledge of Allegiance**
2. **Unanticipated**
3. **Announcements & Recognitions**
4. **Minutes:** 3-19-12 Regular & E.S. Minutes
5. **New Business – 7:05 PM**
   a. Vote to approve Automatic Amusement Device license amendment for VFW.
   b. Vote to re-appoint Carolyn Gravelin as a member of the Commission on Disability for a three-year term.
   c. Vote to approve Town Hall Utilization agreement for Paranormal Xpedition's documentary of grand ballroom re paranormal activity on 3/30 from 8 pm until 12 Midnight with waiver of rental fees.
   d. Vote to approve Town Hall Utilization agreement for M.H.S. Junior prom on 5/11 & 5/12 with waiver of rental fees.
   e. Vote to approve Betterment Agreement for 70 Opal Avenue.
   f. Vote to authorize Chairman to sign Civil Service requisition form for a list of candidates to fill Police Officer position due to anticipated addition to the Detective Division.
   g. Vote to declare Library Savin copier and Royal shredder as surplus equipment.
   h. Vote to designate the Finance Committee as Special Municipal Employees.
   i. Vote to authorize payment to Campbell Construction in the amount of $78,862.81 re Town Hall Cupola.
   j. Vote to Open Annual Town Meeting (ATM) Warrant.
   k. Vote to add Rent Control Board petition article to ATM Warrant.
   l. Vote to close ATM Warrant.
   m. Vote to sign the Annual Town Elections Warrant for 4/7/12.
   n. Vote to recognize William MacLoud on the occasion of his 80th birthday.
6. **Hearings, Meetings, Licenses**
   7:30 PM Jane Kudcey, OECD – Request the Renewal of Greater Attleboro Taunton Home Consortium (GATHC) Mutual Cooperative Agreement. Vote to authorize Chairman to sign.
   7:40 PM Report of the Police Station Building Committee
7. **Unfinished Business**
8. **Town Manager's Report**
9. **Correspondence**
10. **Executive Session** – Collective Bargaining and Pending Litigation – Review of 2011 Executive Session Minutes
11. **Adjourn**

Middleborough Board of Selectmen **March 26, 2012**
Meeting Minutes

Chairman opened meeting at 7:00 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.

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

UNANTICIPATED

Sharon Ellis addressed Board to invite the Board members to the Burkland Memorial Early Childhood Center Spaghetti supper on Friday, March 30th from 5:30 PM to 8:00 PM at the Burkland Childhood Center.

Veterans' Officer Paul Provencher announced that the Army National Guard is coming back into Town this Wednesday at 7 a.m. at the Middleboro Armory in Middleboro. He invited the Board and the public to join in welcoming them back from Afghanistan.

Mr. Provencher noted that the Friends of Middleborough Cemetery Committee had a very successful cleanup of four cemeteries last year. The Committee is working to clean up abandoned cemeteries and to get the community involved in that process. The Committee meets on the 2nd Thursday of each month at the Legion hall on Thatcher's Row.

Mr. Provencher also announced that the VFW will sponsor its 1st Sock Hop at the VFW Hall on April 20, 2012 from 7 PM to 11 PM.

ANNOUNCEMENTS/RECOGNITIONS

Selectman Frawley offered his thanks and appreciation to Jeannie Martin who retired after 12 years of serving on the School Committee and Margaret Perry after 28 years as a head cook at the Mary Kay Good School. He recognized Betty Murphy for 28 years running a real estate agency in Middleborough.

Selectman Frawley read aloud an announcement from this week's correspondence re All Are Welcome is now open weekly on Saturday mornings from 7:30 a.m. to 10:30 a.m. at 60 Union Street.

Selectman Quelle recognized the Berio family of Middleborough. Four-year-old Dylan Berio is battling brain tumors. Dillon's twelve-year-old brother, Hayden put a fundraiser together for his brother and raised $6,633, which he donated to Dana Farber pediatric tumor research.

MINUTES

Upon motion by Selectman Spataro and seconded by Selectman Frawley, Board voted to approve 3-19-12 meeting minutes. Four in favor. Selectman McKinnon abstained.

Upon motion by Selectman Frawley and seconded by Selectman Quelle, Board voted to approve 3-13-12 Executive Session meeting minutes. Four in favor. Selectman McKinnon abstained.

NEW BUSINESS

Eric Goodnow representing the VFW addressed Board. Selectman Spataro noted the Town has found past problems with poker machines and asked Mr. Goodnow to confirm that this would not be the case in this instance. Mr. Goodnow responded that it would not. Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to approve amended Automatic Amusement Device license by adding three Automatic Amusement Devices.

Upon motion by Selectman McKinnon and seconded by Selectman Spataro, Board voted unanimously to re-appoint Carolyn Gravelin as a member of the Commission on Disability for a three-year term.

Selectman Frawley volunteered to act as security during the use of the Town Hall Ballroom by Paranormal Xpeditions on 3/30/12 from 8 PM to 12 Midnight. Discussion ensued as to whether or not to charge rental fee. Board concluded it has not charged in the past. Upon motion by Selectman Quelle and seconded by Selectman Frawley, Board voted unanimously to approve.

Upon motion by Selectman Spataro and seconded by Selectman Frawley, Board voted unanimously to approve Town Hall rental for MHS Prom with waiver of rental fees.

Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to approve Betterment Agreement for 70 Opal Avenue in the amount of $21,400.00.

Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to authorize Chairman to sign requisition form for Civil Service list of candidates to fill the Police Officer position that will be open due to the anticipate addition to the Detective Division.

Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to declare the following library equipment as surplus:

- Savin Copier Model 9115 and Royal shredder Model 1012

Upon motion by Selectman McKinnon and seconded by Selectman Spataro, Board voted unanimously to designate the Finance Committee as Special Municipal Employees.

Town Manager explained remainder payment for Cupola repair and replacement. Paul Provencher noted flagpole rope installed on top of Cupola and asked if we will be hanging a flag. Town Manager responded that we will not be as it will be difficult, if not impossible, to maintain. Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to authorize payment to Campbell Construction in the amount of $78,862.81. The flag rope will be removed.

Chairman requested Board vote to open the Annual Town Meeting Warrant to add a petition article. Upon motion by Selectman McKinnon and seconded by Selectman Frawley, with question by

Selectman Spataro noting that it has been past practice not to open the warrant after article submission deadline, and that this may pose a problem as others will want the same consideration. Chairman explained his position. Selectman Spataro offered that he doesn't have a problem putting it on the Annual Town Meeting Warrant, but he just noted that being inconsistent may pose future problems. Selectman McKinnon asked to be reminded as to when we closed the warrant. Town Manager responded that it was at the end of February. In response to further questions by Selectman McKinnon, Town Manager explained that deadlines do matter for planning purposes. Special Town Meeting can be petitioned with 100 signatures 45 days prior to the 6/11/12 STM date. Town Manager noted that it does put him on the spot as he has been telling people no to filing articles past the deadline. Four in favor. Selectman Spataro opposed.

Upon motion by Selectman McKinnon and seconded by Selectman Frawley, Board voted to add Petition Article asking for the appointment of a separate Rent Control Board to the Annual Town Meeting Warrant. Four in favor. Selectman Spataro opposed.

Upon motion by Selectman McKinnon and seconded by Selectman Frawley, Board voted to close the Warrant. Four in favor. Selectman Spataro abstained.

Chairman read aloud Warrant for Annual Town Election, April 7, 2012. Upon motion by Selectman Frawley and seconded by Selectman Spataro, Board voted unanimously to approve & sign.

Chairman read aloud email from Mary E. MacLeod, 184 Washington Street requesting recognition of her father William MacLeod by declaring July 4, 2012, as William MacLeod Day in honor of his 80th birthday. Upon motion by Selectman Frawley and seconded by Selectman McKinnon, Board voted unanimously to declare 4th of July 2012 as William MacLeod Day in conjunction with all other 7/4/12 activities and to issue a proclamation to Mr. MacLeod.

HEARINGS, MEETINGS, LICENSES

Jane Kudcey of OECD addressed Board. Upon motion by Selectman McKinnon and seconded by Selectman Frawley, Board voted unanimously to approve renewal of Greater Attleboro Taunton Home Consortium (GATHC) Mutual Cooperative Agreement and authorized Chairman to sign.

Police Chief Gates addressed Board to present Police Station Building Committee update & plans. Other members in attendance were Jane Lopes, Wayne Perkins, Alfred Rullo, and Charles Cristello. Jane Lopes noted that the current Police Station building is on the National Register. The Historical Commission has been worried about it for a long time. It is used 24 hours per day and it is not adequate for that type of use. This plan being presented is the best of both worlds. The building will be totally rehabilitated and make great office space. It can be designed so that it fits in with the museum buildings in the area. She believes that the Historical Commission will vote to support this plan. Selectman Frawley offered that he is pleased with the plans as presented. Chairman thanked Town Manager for finding the architect who presented this plan for nothing. He did a great job.

Wayne Perkins offered that he would like to remind residents that the current police station is a liability. He offered that this project needs to be done and done now. Chairman thanked the Chief and the Committee. Upon motion by Selectman McKinnon and seconded by Selectman Spataro, Board voted unanimously to support the current proposal for renovating the police station building.

TOWN MANAGER'S REPORT

Town Manager reviewed the draft STM/ATM Warrant with the Board. Town Manager noted that we will start scheduling hearings within the next couple of weeks for various groups to discuss their articles before the Board.

CORRESPONDENCE

#1 Selectman Frawley noted that he's happy with the work of the Conservation Commission Agent. She goes above and beyond the call of duty, including working on these types of issues on the weekends.

#8 Selectman Frawley noted that he spoke with Building Commissioner and he did issue a temporary Occupancy permit.

At 8:26 PM Board voted by Roll Call to go into Executive Session to discuss strategy relative to Collective Bargaining and Pending Litigation and not to return into Open Session. Roll Call: Selectman Spataro, Yes; Selectman Frawley, Yes; Selectman Quelle, Yes; Selectman McKinnon, Yes; and Selectman Rullo, Yes. Ended at 9:22 PM.

Jackie Shanley, Confidential Secretary
BOARD OF SELECTMEN