

# **NEW BUSINESS**

**9-20-10**

Rental Agreement  
7 of 11

APPLICATION AND UTILIZATION AGREEMENT  
TOWN HALL  
MIDDLEBOROUGH, MASSACHUSETTS

\*PLEASE SUBMIT PAYMENT WITH APPLICATION\*

DATE OF APPLICATION 7/29/10

ORGANIZATION/INDIVIDUAL JOHN CACCIATORE (CARNIFEST ORGANIZER)

ADDRESS 6 INDIAN MEADOW RD.

CITY, STATE, ZIP MIDDLEBORO, MA. 02346 TEL # \_\_\_\_\_

CO-APPLICANT (BARTENDING SERVICE) \_\_\_\_\_

OWNER NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

CITY, STATE, ZIP \_\_\_\_\_ TEL # \_\_\_\_\_

DATE(S) OF EVENT 11/27/10 APPROXIMATE NUMBER OF PARTICIPANTS 250

TIME OF DAY(S) REQUIRED NOON TO MIDNIGHT  
(ATTACH SEPARATE SHEET IF NECESSARY)

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

BRIEFLY DESCRIBE TYPE OF ACTIVITY FUNDRAISING CONCERT FOR MIDDLE SCHOOL MUSIC DONATIONS

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

\*Note - There is no air conditioning available in the Grand Ballroom *(Bartending Company will apply later)*

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

Food will be served Pizza Name of Caterer PBS BARTENDING Telephone # \_\_\_\_\_  
\*If food is to be served, please contact the Health Department for the appropriate permits.

We expect to bring in the following additional equipment/furnishings PA SYSTEM, Music Equipment

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

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

Rental Cost \_\_\_\_\_ One-day alcoholic beverage license fee \_\_\_\_\_ Personnel Cost \_\_\_\_\_ Total Cost \_\_\_\_\_

Name of Designated Town Official volunteering to perform security service \_\_\_\_\_

Signature of Volunteer \_\_\_\_\_

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

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

APPLICATION AND UTILIZATION AGREEMENT  
TOWN HALL

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

\_\_\_\_\_  
Authorized Signature of Organization

\_\_\_\_\_  
Individual Signature

\_\_\_\_\_  
Signature of Owner - Co-Applicant (Bartending Service)

\_\_\_\_\_  
Name - Please Print

JOHN CACCIAPORE  
\_\_\_\_\_  
Name - Please Print

\_\_\_\_\_  
Business Name - Please Print

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

# ACORD™ CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
8/20/2010

PRODUCER Phone: 508-651-7700 Fax: 508-653-8089  
Eastern Insurance Group LLC - Main  
233 West Central Street  
Natick MA 01760

**THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.**

INSURED  
John Cacciatore  
6 Indian Meadow Road  
Middleboro MA 02346-3600

**INSURERS AFFORDING COVERAGE**

NAIC #

INSURER A: Nautilus Insurance Co  
INSURER B:  
INSURER C:  
INSURER D:  
INSURER E:

**COVERAGES**

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR ADD'L LTR INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	<b>GENERAL LIABILITY</b> <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC	TBA	11/27/2010	11/28/2010	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 50,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ Included
	<b>AUTOMOBILE LIABILITY</b> <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS				COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	<b>GARAGE LIABILITY</b> <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN EA ACC \$ AUTO ONLY: AGG \$
	<b>EXCESS/UMBRELLA LIABILITY</b> <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE  DEDUCTIBLE RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$
	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below OTHER				WC STATU-TORY LIMITS OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS  
 Town of Middleboro is Additional Insured with respect to event at Middleboro Town Hall on 11/27/2010.

**CERTIFICATE HOLDER**

Town of Middleboro  
Middleboro MA .

**CANCELLATION**

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

*William Hensen*

## Jacqueline Shanley

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**From:** Holly Begley [hpbegley@gmail.com]  
**Sent:** Thursday, September 09, 2010 1:13 PM  
**To:** Jacqueline Shanley  
**Cc:** Brendan Gaulin; David Gunning; Dean Wyatt; Gerard Milch; Holly Begley; Jean Bagdon; Jon Capistran; Ken Bagdon; Kevin Clemens; Paul Gaulin; Rolph Terrio  
**Subject:** permission for yard sale

Dear Board of Selectmen:

Middleborough Boy Scout Troop 96 seeks your permission to hold a yard sale on the front lawn of Town Hall on Saturday, October 2, from 8:00a.m. until 4:00p.m., with a rain date of October 9. You have generously granted permission for a similar event for the past two or three years. We would be setting up 6-8 tables and a canopy. As before, proceeds from the yard sale will benefit the troop and help to support its activities in the year ahead.

Please be assured that the troop will be very respectful of the town's property, leaving no damage or trash after the event. All items will be removed no later than 4:00p.m. on the day of the event.

Thank you for your consideration of this request.

Sincerely yours,

Holly Begley

Chair, Troop 96 Steering Committee  
508-946-2183  
9 Benton Street  
Middleboro, MA 02346-2305



Bank Building, 20 Centre Street, Middleborough, Massachusetts 02346

August 25, 2010

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

Dear Members of the honorable Board:

Please find enclosed a revision of the Commission bylaws, which you approved earlier this year. After your approval, the by-laws were sent to the Lakeville Board of Selectmen who requested a few changes before approving them. One change was also suggested by Dan Murray, Town Counsel. The Commission voted unanimously to accept these changes and resubmit the by-laws to you for final approval.

Please review and vote to accept these by-laws at your earliest convenience. I will be happy to meet with you and answer any questions. Once approved, a final draft with signature page will be presented for signatures at your convenience.

Summary of Changes:

**Section B. Goals and Objectives:**

**a. Management Practices**

1. To establish a firm policy for the passage of migrating river herring species, by reporting regularly to the Middleborough **and Lakeville** Board of Selectmen concerning activities, and periodically making recommendations to the Boards of Selectmen.

(Change requested by Lakeville. Added "and Lakeville" after Middleborough).

4. Administer and expend funds from the Herring Fishery

Revolving Fund account as approved by the **Board of Selectmen** for the purposes related to the management of the herring fishery.

(Change requested by Lakeville. Changed "Middleborough Board of Selectmen" to simply "Board of Selectmen").

**Section C. Fish Warden Terms and Appointment:**

1. Wardens are to be selected from the pool of available Volunteer Observers **who are residents of Middleborough or Lakeville** by majority vote of the Fish Wardens.

(Change suggested by Dan Murray as a result of the change directly below. The change below allows willing Volunteer Observers from any community. This change ensures that Wardens will be selected only from the Volunteer Observers who are Middleborough and Lakeville residents).

**Section D. Volunteer Observer Appointments:**

1. Volunteer Observers shall be nominated by majority vote of the Fish Wardens. Volunteer observers will be residents of Middleborough, Lakeville **or another community**.

(Change suggested by the Commission and wording suggested by Dan Murray. This change allows willing Volunteer Observers from other communities; still appointed by the Selectmen of both towns. Currently, Observers must be only Middleborough or Lakeville residents).

**Section E. Conduct of the Commission:**

1. All members should act professionally at all times, remembering that members are public officials representing the **Towns** of Middleborough and Lakeville. Unprofessional or illegal conduct **shall** be grounds to recommend removal.

(Change suggested by Lakeville. Capitalized "Towns" and changed "will" to "shall").

Sincerely,

David J. Cavanaugh  
Chairman



Bank Building, 20 Centre Street, Middleborough, Massachusetts 02346

## MIDDLEBOROUGH-LAKEVILLE HERRING FISHERY COMMISSION BYLAWS

### A. Definitions

1. The terms "Commission" and "members" shall refer collectively to Fish Wardens and Volunteer Observers.
2. Fish Wardens: The voting body of the Herring Fishery Commission. Fulfills duties as described herein.
3. Volunteer Observers: Non-voting members. Fulfills duties as described herein. Observers may speak at meetings as members of the Commission.
4. Jurisdiction: All herring containing waters (current and future) within the towns of Middleborough and Lakeville. All streams or ponds that breed and migrate river herring; including (but not limited to) the Nemasket River drainage basin, Taunton River, and the Assawompsett Pond complex. (Assawompsett Pond, Little Quitticus Pond, Great Quitticus Pond, Pocksha Pond, and Long Pond).

### B. Goals and Objectives

Actively work to improve the alewife/herring fishery of Middleborough and Lakeville through sound management practices and public education.

#### **a. Management Practices**

1. To establish a firm policy for the passage of migrating river herring species, by reporting regularly to the Middleborough and Lakeville (added Lakeville where it was missed) Board of Selectmen concerning activities, and periodically making recommendations to the Boards of Selectmen.
2. To maintain a healthy, productive herring fishery by establishing/improving population size, monitoring population size, and monitoring flow and water quality in the rivers and ponds.

3. To administer and regulate the herring harvest.
4. Administer and expend funds from the Herring Fishery Revolving Fund account as approved by the **Board of Selectmen** for the purposes related to the management of the herring fishery.
5. To coordinate water flow and water quality issues with agencies controlling water rights in and along herring containing waters of Middleborough and Lakeville.
6. To establish and enforce regulations governing herring catching and protection. Established rules will apply equally to all.

**b. Public Education**

1. Prepare pamphlets for distribution.
2. Write articles for local newspapers.
3. Utilize local cable television channels.
4. Respond to press and media inquiries.
5. Cooperate with schools and other children's organizations where educational opportunities exist.
6. Seek out and meet visitors at the fish ladders, to provide information about the herring migration.

**c. Enforcement**

1. Monitor the taking of herring by permitted citizens and organizations.
2. Report violations to the appropriate law enforcement agencies.
3. Oversee visitor activities.
4. The established rules and regulations of the fishery shall pertain equally to all Volunteer Observers and Fish Wardens.

**C. Fish Wardens**

**a. Terms of Office and Selection**

1. The office of Fish Warden (as voted January 8<sup>th</sup> 1997) is as follows:
  - a. Five (5) Wardens shall be residents of the Town of Middleborough.
  - b. Two (2) Wardens shall be residents of the Town of Lakeville.

2. Appointments shall be for a term of three (3) years. Wardens shall serve until either reappointed or replaced. (see item 6)
3. The term of office shall begin October 1<sup>st</sup> and end September 30<sup>th</sup>.
4. Wardens are to be selected from the pool of available Volunteer Observers **who are residents of Middleborough or Lakeville (change suggested by Dan Murray)** by majority vote of the Fish Wardens.
5. Wardens are appointed by the Boards of Selectmen in Middleborough and Lakeville, upon recommendation of the Fish Wardens.
6. In order to create overlapping terms, appointments of two (2) Wardens will expire in the first year (September 30<sup>th</sup> 1997); appointments of two (2) Wardens will expire in the second year (September 30<sup>th</sup> 1998); appointments of three (3) Wardens will expire in the third year (September 30<sup>th</sup> 1997). Wardens, as necessary, will request the filling of any uncompleted terms.
7. The offices of Chairperson, Vice Chairperson and Clerk/Secretary will be filled by Fish Wardens, voted annually in January.
8. The Chairperson will:
  - a. File meeting dates as prescribed by law.
  - b. Establish agendas for meetings.
  - c. Preside at meetings in accordance with applicable laws.
  - d. See that minutes are voted in a timely manner. See that minutes are provided to the Town Clerk in accordance with applicable laws.
  - e. Obtain official mail.
  - f. Act as the contact point for inquiries. Meet with Selectmen and other boards, as requested, to provide information concerning Commission activities.
  - g. Provide the Town Managers and Selectmen with a synopsis of the previous year's activity, to be included in the annual town reports.
9. The Vice Chairperson will: Fulfill and discharge the obligations of the chairperson as required.
10. The Clerk/Secretary will: Take and provide accurate minutes, and be responsible for communications and press releases as required.

**b. Duties and Responsibilities of Fish Wardens**

1. Enforcement powers are limited to public education, observation, and reporting violations to appropriate law enforcement agencies. Wardens are expected to testify in court, as needed.
2. All incidents are to be reported to the Commission at the next public meeting.
3. Vote on policies, procedures, actions and expenditures. Vote to accept official minutes.
4. Establish rules and regulations, subject to approval by the Middleborough and Lakeville Board of Selectmen.
5. Prior to the annual herring run, check the rivers and ladders for obstructions and remove or correct obstructions as required.
6. Remove any poaching nets and turn them over to the appropriate law enforcement agency.
7. During the run, check ponds for obstructions or impediments to the herring returning to the ocean.
8. When on duty at the catching area; check permits, record catch data, and direct fishing activity as required and in accordance with regulations.
9. Obtain and record accurate herring count information, as required by the Commission.

**D. Volunteer Observers**

**a. Terms of office and selection**

1. The term of office shall be for one (1) year, starting October 1<sup>st</sup> and ending September 30<sup>th</sup>.
2. Volunteer Observers shall be nominated by majority vote of the Fish Wardens. Volunteer observers will be residents of Middleborough, Lakeville **or another community**.
3. Volunteer Observers are appointed by the Boards of Selectmen in Middleborough and Lakeville, upon recommendation of the Fish Wardens.

**b. Duties and Responsibilities of Volunteer Observers**

1. Enforcement powers are limited to public education, observation, and reporting violations to the appropriate law enforcement agencies. Observers are expected to testify in court, as needed.

2. All incidents are to be reported to the Commission at the next public meeting.
3. Prior to the annual herring run, check the rivers and ladders for obstructions and remove or correct obstructions as required.
4. Remove any poaching nets and turn them over to the appropriate law enforcement agency.
5. During the run, check ponds for obstructions or impediments to the herring returning to the ocean.
6. When on duty at the catching area; check permits, record catch data, and direct fishing activity as required and in accordance with regulations.

**E. Conduct of the Commission**

1. All members should act professionally at all times, remembering that members are public officials representing the **Towns (Lakeville capitalized "Towns")** of Middleborough and Lakeville. Unprofessional or illegal conduct **shall (Lakeville changed "will" to "shall")** be grounds to recommend removal.
2. No member may use the Commission name, or represent the Commission for any reason, except to provide information in accordance with Commission policies and official views.
3. All external communications should be brought to the Commission at the next monthly meeting, for inclusion in minutes or files.

Approved by the Middleborough-Lakeville Herring Fishery Commission:

\_\_\_\_\_ date: \_\_\_\_\_  
 David J. Cavanaugh, Chairman

Approved by the Middleborough Board of Selectmen:

\_\_\_\_\_ date: \_\_\_\_\_  
 Marsha L. Brunelle, Chairman

Approved by the Lakeville Board of Selectmen:

\_\_\_\_\_ date: \_\_\_\_\_  
 Nancy E. Yeatts, Chairman

*Incorporated 1669*  
*336 Years of Progress*



CRANBERRY CAPITAL  
OF THE WORLD



**Town of Middleborough**  
**Massachusetts**

Town Manager

508-947-0928  
FAX 508-946-2320

**MEMORANDUM**

To: Board of Selectmen

From: Charles J. Cristello, Town Manager 

Date: September 16, 2010

Subject: *Town Manager's Appointments to the IT Assessment Implementation Task Force*

I am appointing myself and Information Technology Director Roger Brunelle to serve on the IT Implementation Task Force.

Please feel free to call me if you have any questions.

## SELECTMEN:

Cultural Council Member Louise Dery-Wells hand delivered Clare Cole's letter of interest and indicated that the Council supports this appointment.

Jackie

September 10, 2010

Board of Selectmen  
Town of Middleboro,  
10 Nickerson Ave.,  
Middleboro, MA 02346

Dear Sirs and Mesdames,

I would like to be appointed to the Middleboro Cultural Council. As a long term resident of Middleboro, I appreciate and participate in the Town's vibrant cultural community. I believe that a community's cultural fabric fosters its economic strength and overall quality of life. By supporting artists and creative minds in building onto our cultural community we allow their gifts to be distributed to the greater community. Those gifts provide our community with opportunities to come together and enjoy, not only the artists' creations, but also our neighbors' company. This is what makes a community strong.

As a CPA, I have the professional background to assist the Cultural Council in its mission of supporting the arts and humanities. I have audited several arts focused not-for-profit organizations and have participated on the boards of other not-for-profit organizations whose mission it has been to support the local community and especially the local community of creative minds. I believe that I can make a contribution to the Town of Middleboro by serving on its Cultural Council.

Sincerely

A handwritten signature in black ink, appearing to read 'Clare Cole', with a stylized, cursive script.

Clare Cole  
199 Rocky Meadow St.,  
Middleboro, MA 02346



**Town of Middleborough**  
**Commission on Disability**  
**20 Centre Street**  
**Middleborough, Massachusetts 02346**

September 13, 2010

Board of Selectmen  
10 Nickerson Ave  
Middleborough, MA 02346

Honorable Board Members:

At the Commission's meeting of September 8, 2010, it was voted unanimously to request the Board re-appoint Laura O'Connor and Melissa Oddi-Morrison to the Commission on Disability for a three year term.

Respectfully,

  
\_\_\_\_\_  
Eileen S. Gates  
Secretary/Commission on Disability

**COMMONWEALTH OF MASSACHUSETTS  
TOWN OF MIDDLEBOROUGH  
BOARD OF SELECTMEN (BOARD OF HEALTH)**

**NOTICE OF BETTERMENT AGREEMENT** September 10, 2010.  
**NOTICE OF BETTERMENT**

**TO THE REGISTER OF DEEDS OF PLYMOUTH COUNTY**

**NOTICE is hereby given that the Board of Selectmen of the Town of Middleborough acting as a Board of Health pursuant to General Laws, Chapter 111, Section 127B 1/2 entered into a Betterment Agreement**

**Dated** April 1, 2010 **with** Joseph McMahon  
**(insert date)** **(insert name(s) of property owner(s))**

**with respect to real estate located at** 3 Lakeview Terrace  
**(insert address of property)**

**in Middleboro, Massachusetts and described in a deed recorded in the Plymouth County**

**Registry of Deeds in Book** 34142, **Page** 156&157  
**(insert book and page)**

**or filed as Document Number** \_\_\_\_\_ **with the Plymouth**  
**(insert document number of deed)**

**District of the Land Court. The purpose of the Betterment Agreement is to authorize and enable the aforesaid property owner(s) to cause the said property to be serviced properly**

by a septic system funded by financial assistance from the Town of Middleborough in the sum of up to and not exceeding

Thireteen Thousand Two Hundred Forty- Seven &.00/100 \$13,247.00 ).  
(insert amount in writing) (insert amount in numbers)

The aforesaid property owner(s) shall be responsible to pay the Town of Middleborough for all funds advanced to the owner(s) pursuant to the Betterment Agreement together with interest.

The Betterment Agreement and this Notice shall be subject to the provisions of Chapter 80 of the General Laws relative to the apportionment, division, reassessment and collection of Assessment, abatement and collections of assessments and to interest. The lien for betterment under Chapter 80, the Betterment Agreement and this Notice of Betterment Agreement shall take effect by operation of law on the day immediately following the due date of such assessment or apportioned part of such assessment.

This Notice of Betterment Agreement shall be a betterment under Chapter 80.

\_\_\_\_\_  
Marsha L. Brunelle, Chairman

\_\_\_\_\_  
Alfred P. Rullo Jr., Vice Chairman

\_\_\_\_\_  
Muriel C. Duphily

\_\_\_\_\_  
Stephen J. McKinnon

\_\_\_\_\_  
Steven P. Spataro

Board of Selectmen  
Town of Middleborough

**Commonwealth of Massachusetts  
County of Plymouth**

**On This \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_\_ before me the  
undersigned Notary Public, personally appeared \_\_\_\_\_, proved  
to me through satisfactory evidence of identification which was \_\_\_\_\_  
to be the person whose name is signed on the preceding or attached document, and  
acknowledged to me that he/she signed it voluntarily for its stated purpose(s).**

\_\_\_\_\_  
**Signature of Notary  
Jacqueline M. Shanley**

**(Seal)  
My commission expires:**

COMMONWEALTH OF MASSACHUSETTS  
TOWN OF MIDDLEBOROUGH  
BOARD OF SELECTMEN (BOARD OF HEALTH)

NOTICE OF BETTERMENT AGREEMENT September 10, 2010.  
NOTICE OF BETTERMENT

TO THE REGISTER OF DEEDS OF PLYMOUTH COUNTY

NOTICE is hereby given that the Board of Selectmen of the Town of Middleborough acting as a Board of Health pursuant to General Laws, Chapter 111, Section 127B 1/2 entered into a Betterment Agreement

Dated March 5, 2010 with Diane & James Berger  
(insert date) (insert name(s) of property owner(s))

with respect to real estate located at 170 Wood Street  
(insert address of property)

in Middleboro, Massachusetts and described in a deed recorded in the Plymouth County

Registry of Deeds in Book 7259, Page 099&100  
(insert book and page)

or filed as Document Number \_\_\_\_\_ with the Plymouth  
(insert document number of deed)

District of the Land Court. The purpose of the Betterment Agreement is to authorize and enable the aforesaid property owner(s) to cause the said property to be serviced properly

by a septic system funded by financial assistance from the Town of Middleborough in the sum of up to and not exceeding

Twelve Thousand Seven Hundred & Seventy Five & .00/100 (\$ 12,775.00 ).  
(insert amount in writing) (insert amount in numbers)

The aforesaid property owner(s) shall be responsible to pay the Town of Middleborough for all funds advanced to the owner(s) pursuant to the Betterment Agreement together with interest.

The Betterment Agreement and this Notice shall be subject to the provisions of Chapter 80 of the General Laws relative to the apportionment, division, reassessment and collection of Assessment, abatement and collections of assessments and to interest. The lien for betterment under Chapter 80, the Betterment Agreement and this Notice of Betterment Agreement shall take effect by operation of law on the day immediately following the due date of such assessment or apportioned part of such assessment.

This Notice of Betterment Agreement shall be a betterment under Chapter 80.

\_\_\_\_\_  
Marsha L. Brunelle, Chairman

\_\_\_\_\_  
Alfred P. Rullo Jr., Vice Chairman

\_\_\_\_\_  
Muriel C. Duphily

\_\_\_\_\_  
Stephen J. McKinnon

\_\_\_\_\_  
Steven P. Spataro

Board of Selectmen  
Town of Middleborough

**Commonwealth of Massachusetts  
County of Plymouth**

**On This \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_\_ before me the  
undersigned Notary Public, personally appeared \_\_\_\_\_, proved  
to me through satisfactory evidence of identification which was \_\_\_\_\_  
to be the person whose name is signed on the preceding or attached document, and  
acknowledged to me that he/she signed it voluntarily for its stated purpose(s).**

\_\_\_\_\_  
**Signature of Notary  
Jacqueline M. Shanley**

**(Seal)  
My commission expires:**

August 18, 2010

To: Andrew Bagas – DPW Director  
Charles Cristello – Town Manager

From: Joseph Silva – Water Superintendent

Re: Meter Reading System Upgrade

Currently the Water Department has 2 handheld computer interface units which we use to read our meters. 1 unit is broken and cannot be repaired. The other unit is on its last leg and will have to be replaced in the very near future. The current system is in dire need of an upgrade. The only unit that we have now will have to be replaced with a new unit as parts to repair the unit are not made anymore.

I have received a proposal from Tighe Sales to upgrade our meter reading system. With this upgrade it will reduce the man hours it takes to read all the meters in Town. It will also reduce the time it takes the office staff to process the utility billing.

D E P mandates that every 2 years cities and towns leak detect their water distribution systems. The cost for an outside contractor to come in and complete a leak detection survey and report to the D E P is approximately \$20,000.00. With this new meter reading upgrade we can do our own leak detection as well as D E P reporting. This would be a big cost savings to the Water Department.

Attached you will find a proposal from Tighe Sales which is the company that handles our meter reading equipment. As part of the proposal the training for this upgrade is included. Please note that this upgrade for the Town is for the current antiquated Neptune meter reading system we have, Tighe Sales is a sole source for Neptune water meters, which the Water Department requires. This would not have to be bid out.

The funding for this would come from the Water System Improvement account, Article 12, STM 9/23/02.

# Ti-SALES INC.

## WATER and WASTE WATER SUPPLIES

36 HUDSON ROAD (Route 27)  
 SUDBURY, MASS. 01776-2097  
 PHONE: (978) 443-2002  
 WATS: (800) 225-4616  
 FAX: (978) 443-7600

QUOTE#	Q0030645
Page	1
Date	08/11/2010

Sold To: MIDD4  
 Middleborough Water Dept  
 48 Wareham Street  
 Middleborough, MA 02346-2450

Ship To: MIDD4  
 Middleborough Water Dept  
 48 Wareham Street  
 Middleborough, MA 02346-2450

Attn: Joe Silva

Telephone	Delivery	FOB	Expires		
(508) 946-2482	4 weeks ARO	Destination	10/10/2010		
Fax	Account Manager	Location	Terms		
(508) 946-2484	Joe Coulter		NET 30 DAYS		
Item Number	Description	Quantity	Price	Extension	
CE5320B	Neptune CE5320B Handheld Computer w/HR2650i Interface Unit (Bulverde processor)	2	5500.00	11,000.00	
CE5000C	DAP Ethernet Comm Cradle for CE5000 w/Power Adapter	2	595.00	1,190.00	
N_SIGHT	N_SIGHT Route Management Software	1	2500.00	2,500.00	
TEDIANTENNA	TEDI Antenna for Neptune DAP Reading Equipment	2	75.00	150.00	
SOFTWARE	Software Implementation	1	1000.00	1,000.00	
Quoted By: Bob Lash					
Visit our Web Site <a href="http://www.tisales.com">www.tisales.com</a>		Merchandise	Other Charges	Tax	Total Due
		15,840.00	0.00	0.00	15,840.00

2025\_OUO\_12

For Fast Order Entry, sign and fax back: \_\_\_\_\_ Date: \_\_\_\_\_

**Charles Cristello**

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**From:** Roger Brunelle  
**Sent:** Thursday, September 16, 2010 3:41 PM  
**To:** Charles Cristello

**Attachments:** MayflowerDonationLetter.pdf

On July 28, 2010 you notified me that Mr. Pratt from the Mayflower bank had contacted you about used computer equipment that the bank was replacing and would we, be interested in acquiring it for the Town of Middleborough. I contacted their IT Department and made arrangements to review the equipment. The Town of Middleborough took possession of the equipment on August 16, 2010 and found of the (15) Dell small form computers (2) required repairs which have now been completed. The IT Department has, even though these units are 5 years old, replaced (3) Town of Middleborough units of a minimum 10 year vintage already. I believe you my wish to have the board of Selectmen accept the gift from the bank and send a letter of appreciation (see attached).

Thank You  
Roger Brunelle  
Information Technology Director  
Town of Middleborough

MAYFLOWER BANK  
Technology Donation Inventory

6-Aug-10

The following technology equipment has been donated by Mayflower Bank to the Town of Middleboro Technology Department. This form will serve to document the transfer of ownership of the assets listed below from Mayflower Bank to the Town of Middleboro.

	Make/Description	CPU	RAM	HDD	Service Tag
1	Dell Optiplex GX620 Ultra Small Form Factor	Pentium D 3.0GHZ	1GB	80GB	3BMN2C1
2	Dell Optiplex GX620 Ultra Small Form Factor	Pentium D 3.0GHZ	1GB	80GB	1BMN2C1
3	Dell Optiplex GX620 Ultra Small Form Factor	Pentium D 3.0GHZ	1GB	80GB	5CMN2C1
4	Dell Optiplex GX620 Ultra Small Form Factor	Pentium D 3.0GHZ	1GB	80GB	CBMN2C1
5	Dell Optiplex GX620 Ultra Small Form Factor	Pentium D 3.0GHZ	1GB	80GB	GBMN2C1
6	Dell Optiplex GX620 Ultra Small Form Factor	Pentium D 3.0GHZ	1GB	80GB	6CMN2C1
7	Dell Optiplex GX620 Ultra Small Form Factor	Pentium D 3.0GHZ	1GB	80GB	2BMN2C1
8	Dell Optiplex GX620 Ultra Small Form Factor	Pentium D 3.0GHZ	1GB	80GB	6CMN2C1
9	Dell Optiplex GX620 Ultra Small Form Factor	Pentium D 3.0GHZ	1GB	80GB	1CMN2C1
10	Dell Optiplex GX620 Ultra Small Form Factor	Pentium D 3.0GHZ	1GB	80GB	JBMN2C1
11	Dell Optiplex GX620 Ultra Small Form Factor	Pentium D 2.8GHZ	1GB	80GB	3LVKXC1
12	Dell Optiplex GX620 Ultra Small Form Factor	Pentium D 2.8GHZ	1GB	80GB	DLVKXC1
13	Dell Optiplex GX620 Ultra Small Form Factor	Pentium D 2.8GHZ	1GB	80GB	CKVKXC1
14	Dell Optiplex GX620 Ultra Small Form Factor	Pentium D 2.8GHZ	1GB	80GB	6TLMXC1
15	Dell Optiplex GX620 Ultra Small Form Factor	Pentium D 2.8GHZ	1GB	80GB	BBMN2C1

Includes 15 USB Keyboards, USB Mice and power cords

The above equipment is being donated in "as is" condition and does not include warranties of any kind

Received by: *[Signature]* Date: *8/10/10*  
 Name: \_\_\_\_\_  
 Title: \_\_\_\_\_