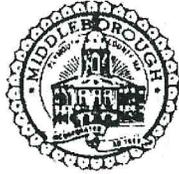


**HEARINGS, MEETINGS, LICENSES**

**9-22-14**



The Middleborough Board of Selectmen will hold a public hearing on Monday, September 22, 2014 at 7:30 PM in the Selectmen's Meeting Room at the Town Hall, 10 Nickerson Avenue, for the purpose of discussing an application filed by Rajput, Inc., dba Rt. 28 Quality Auto Sale for the premises located at 282 W. Grove Street, Middleboro, MA, Assessors Map 49, L5827. Anyone desiring to be heard on this matter should appear at the time and place designated.

Allin Frawley  
Leilani Dalpe  
John M. Knowlton  
Diane Stewart  
Stephen J. McKinnon  
BOARD OF SELECTMEN

Publish: September 11, 2014

Private party responsible for payment

Town responsible for payment

Please provide Selectmen's office with amount due.

Advertiser #300074

CRANBERRY CAPITAL OF THE WORLD

*AKK*



Phone: 508-646-2405 Fax: 508-646-0068

Town of Middleborough Massachusetts Board of Selectmen

APPLICATION FOR LICENSE (PLEASE TYPE OR PRINT CLEARLY)

DATE 8-18-14  
NAME OF APPLICANT RaPut inc. d/b/a Rt 28 quality Auto Sale  
ADDRESS OF APPLICANT 289 W. Grove St Middleboro, MA 02346  
ASSESSORS MAP & LOT \_\_\_\_\_  
DAYTIME TELEPHONE \_\_\_\_\_

NAME OF BUSINESS RaPut inc d/b/a Rt 28 quality Auto Sale  
OWNER OF PROPERTY TO BE LICENSED Robert Whalton  
ADDRESS OF PROPERTY TO BE LICENSED 289 W. Grove St Middleboro MA 02346  
ASSESSORS MAP & LOT \_\_\_\_\_  
049-5827

TYPE OF LICENSE REQUESTED (Check One)

- 2<sup>nd</sup> Hand \_\_\_\_\_
- Class I License \_\_\_\_\_
- Class III License \_\_\_\_\_
- Class II License
- Entertainment \_\_\_\_\_
- WRPD \_\_\_\_\_
- Earth Removal Permit \_\_\_\_\_
- Liquor License \_\_\_\_\_
- Junk Dealer \_\_\_\_\_
- Other \_\_\_\_\_

Anticipated Start Date for Business: 2 Sept 2014  
Days & Hours of Operation: Mon to Fri 9am to 11pm Sat Sun 12pm to 5pm

Has the applicant previously held a similar license in the Town of Middleborough or elsewhere?  
If yes, explain: Yes. GAS depot 5 Station St Middleboro MA 02346

Signature: Robert Whalton

DATE OF HEARING: \_\_\_\_\_ APPROVED/DENIED

Do not write below line: To be Completed by Treasurer/Collector: \_\_\_\_\_

Please inform this department as to whether or not the above listed property owner/applicant/petitioner owes the Town of Middleborough any outstanding taxes and/or municipal charges that remain unpaid for more than one year.

Does Property Owner/Applicant/Petitioner owe Taxes/Municipal Charges? NO

*V. Matrucciano*



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

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

September 18, 2014

Middleborough Board of Selectmen  
Middleborough Town Offices  
10 Nickerson Ave  
Middleborough, MA 02346

RE: Class II Automobile Dealers License for Rt. 28 Quality Auto Sale 282 West Grove Street

Honorable Board,

I have reviewed the request of Rt. 28 Quality Auto Sale located at 282 West Grove Street for a Class II license for eighteen (18) cars.

The nine (9) cars shown on the front of the building would be sitting in the Rt.28 state highway layout.

The front property line is 5 feet from the front of the building.

The remaining cars as shown would be in the 15' buffer required by the zoning by-law as listed below.

Middleborough Zoning By-law

Section: 5.6 LANDSCAPING AND SCREENING – GU, GUX and GUA DISTRICTS

5.6.1 General. The following shall apply:

1. A landscaped buffer zone shall be provided not less than twenty (25') feet in depth along the street line and not less than fifteen (15') feet in depth along a side or rear lot line.

The insufficient area of this lot was discussed with the owner prior to his purchase of the lot.

Respectfully submitted,

Robert J. Whalen  
Building Commissioner  
Zoning Enforcement Officer

RJW/d



## Town of Middleborough

### CONSERVATION COMMISSION

20 CENTRE STREET  
MIDDLEBOROUGH, MASSACHUSETTS 02346

PHONE: 1-508-946-2406  
FAX: 1-508-946-2309

### MEMORANDUM

TO: Board of Selectmen  
Ruth Geoffroy, Planning Director  
Jeanne Spalding, Health Officer  
Robert Whalen, Building Commissioner

FROM: Patricia J. Cassady, Conservation Agent 

DATE: September 15, 2014

RE: Request for Class II Automobile Dealer's license – Rajput, Inc., dba Rt. 28  
Quality Auto Sale  
282 West Grove Street, Map 49, Lot 5827

---

After reviewing this application I found that there are wetland resource areas surrounding the property to the west as cranberry bogs and to the east as bordering vegetated wetlands. I would highly recommend before this use is allowed that the owners come and see the Conservation Commission as they will need to file for any activity within 100-feet of the wetland resource areas and if paving is planned do stormwater management as per the current stormwater regulations. (see attached wetlands map of the property).

If you have any questions regarding this, don't hesitate to contact the Conservation Department at 508-946-2406.

pjc

FILE

### 282 West Grove Street Wetland Map



**Property Information**

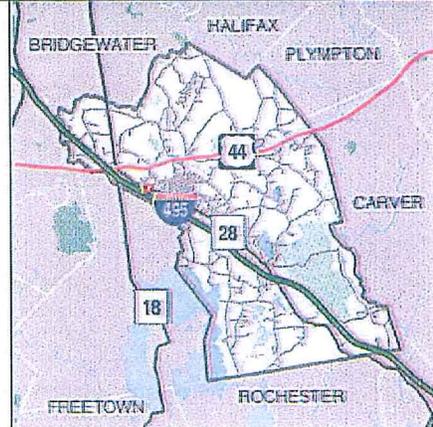
Property ID 049-5827  
 Location 282 WEST GROVE ST  
 Owner CHAFOOR, RAHEEL



**MAP FOR REFERENCE ONLY  
 NOT A LEGAL DOCUMENT**

The Town makes no claims and no warranties, expressed or implied, concerning the validity or accuracy of the GIS data presented on this map.

Parcels updated 12/31/2012



THE COMMONWEALTH OF MASSACHUSETTS

OF

APPLICATION FOR A LICENSE TO BUY, SELL, EXCHANGE  
OR ASSEMBLE SECOND HAND MOTOR VEHICLES  
OR PARTS THEREOF

I, the undersigned, duly authorized by the concern herein mentioned, hereby apply for a.....  
class license, to Buy, Sell, Exchange or Assemble second hand motor vehicles or parts thereof, in accordance with  
the provisions of Chapter 140 of the General Laws.

1. What is the name of the concern? .. Rajput inc D.B.A .....

..... Rt. 28 quality Auto Sale .....

Business address of concern. No. .. 282 West Grove .. St.,  
..... Middleboro .. City — Town.

2. Is the above concern an individual, co-partnership, an association or a corporation? .....

..... Corporation .....

3. If an individual, state full name and residential address.

.....  
.....

4. If a co-partnership, state full names and residential addresses of the persons composing it.

.....  
.....  
.....  
.....

5. If an association or a corporation, state full names and residential addresses of the principal officers.

President .. Raheel Ghafoor .. 128 North St Middleboro ..

Secretary .. Sidra Arif .. 128 North St Middleboro ..

Treasurer .. Sidra Arif .. 128 North St Middleboro ..

6. Are you engaged principally in the business of buying, selling or exchanging motor vehicles? .. yes

If so, is your principal business the sale of new motor vehicles? .. no ..

Is your principal business the buying and selling of second hand motor vehicles? .. yes ..

Is your principal business that of a motor vehicle junk dealer? .. no ..

7. Give a complete description of all the premises to be used for the purpose of carrying on the business.

office and lot for vehicles. Located at  
282 West Grove Street Middleboro M.A. 02346

8. Are you a recognized agent of a motor vehicle manufacturer? ... No (Yes or No)

If so, state name of manufacturer

9. Have you a signed contract as required by Section 58, Class 1? ... No (Yes or No)

10. Have you ever applied for a license to deal in second hand motor vehicles or parts thereof? ... yes (Yes or No)

If so, in what city — town ... Middleboro, M.A.

Did you receive a license? ... Yes (Yes or No) For what year? ... 2008

11. Has any license issued to you in Massachusetts or any other state to deal in motor vehicles or parts thereof ever been suspended or revoked? ... No (Yes or No)

Sign your name in full ... Ronald G. [Signature]  
(Duly authorized to represent the concern herein mentioned)

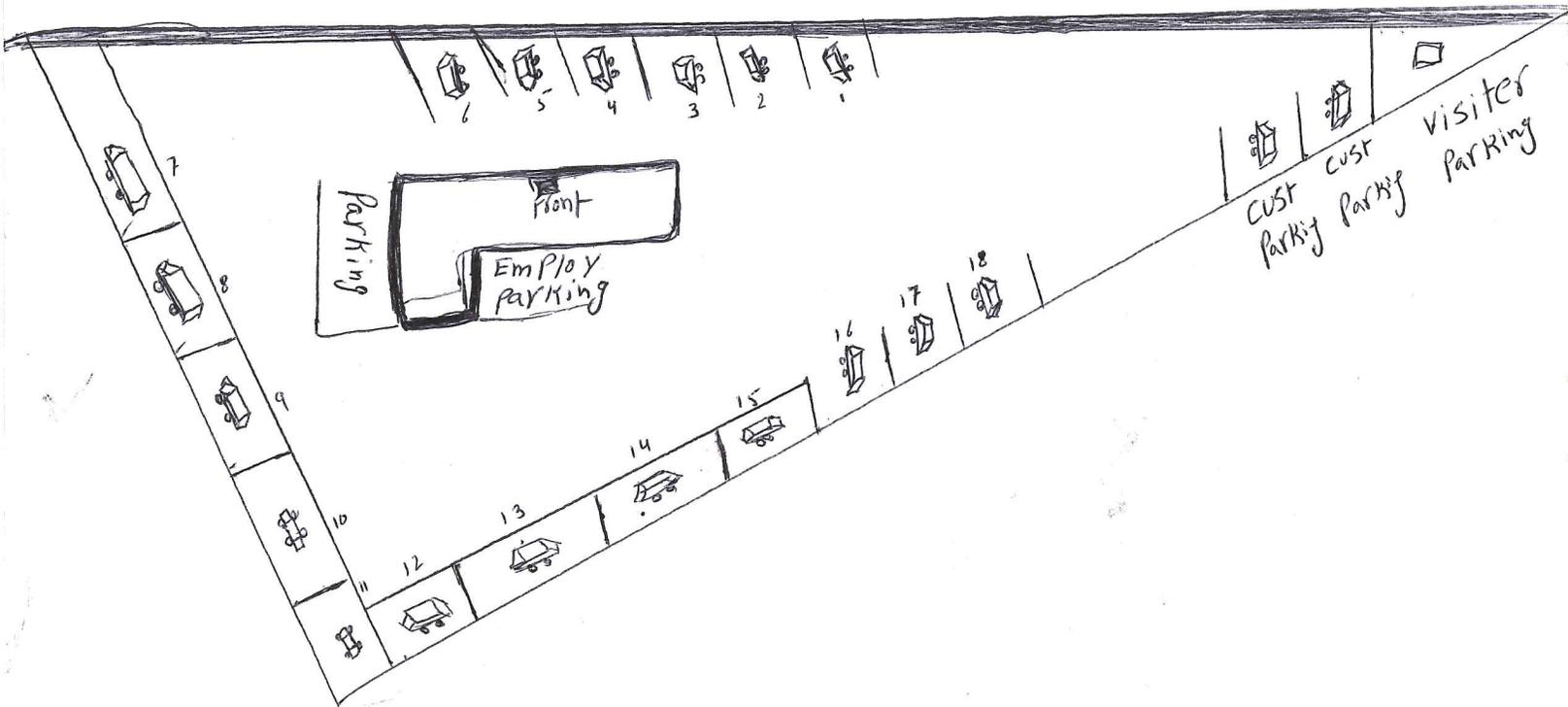
Residence

**IMPORTANT**

EVERY QUESTION MUST BE ANSWERED WITH FULL INFORMATION, AND FALSE STATEMENTS HEREIN MAY RESULT IN THE REJECTION OF YOUR APPLICATION OR THE SUBSEQUENT REVOCATION OF YOUR LICENSE IF ISSUED.

NOTE: If the applicant has not held a license in the year prior to this application, he must file a duplicate of the application with the registrar. (See Sec. 59)

Road



1: visiter Parking

2: Customer Parking

1: Employ Parking

18: cars For sale

Kindly we are Looking to get 18 cars License because  
No Car Repair garage.

Thank You.

**COMMUNITY PRESERVATION COMMITTEE**

**2014**

**(All members - 3 year terms)**

**Chair: Jane Lopes Statutory member - Historic Commission**

**cell**

**term expires: September 2014**

**Secretary: Josephine Ruthwicz Statutory member - Housing Authority**

**term expires: September 2014**

**Members: Janet Miller Statutory member - Conservation Commission**

**term expires: September 2014**



## WARRANT FOR SPECIAL TOWN MEETING

Middleborough, Massachusetts

To: Joseph Perkins, Acting 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 6, 2014 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 2015, 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, 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 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, to be placed into the Stabilization Fund, 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, to be placed into the Other Post-Employment Benefits Liability Trust Fund, 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 to fund one or more collective bargaining agreements, or act anything thereon.

ARTICLE 7. 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 the purpose of reimbursing Town employees and retired Town employees and other persons enrolled in the Town's non-Medicare health insurance plans for some of the increases in health insurance HMO and PPO co-payments paid by said employees and retirees and other persons in excess of the amounts of such co-payments applicable during Fiscal Year 2012, and to pay any related costs, 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 or other available source, or by borrowing to repair the roof at the Town Hall Annex, 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 of account or other available source or by borrowing to replace intercom systems and to purchase two mini-buses for the School 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 or other available source or by borrowing to purchase computers, servers, monitors, printers, and related hardware and software for various Town departments, or act anything thereon.

ARTICLE 11. 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 four new mechanized trash collection/recycling vehicles and new trash/recycling carts for the Trash Disposal Department, or act anything thereon.

ARTICLE 12. To see if the Town will vote to appropriate \$25,000,000 to pay costs of rehabilitating and constructing additions to the Water Pollution Control Facility, including, but not limited to, the employment of professionals and equipping and furnishing said building and all other costs incidental and related thereto, and to meet this appropriation to authorize the Treasurer, with the approval of the Board of Selectmen, to borrow \$25,000,000 of said sum under General Laws Chapter 44, or any other enabling authority and issue bonds or notes of the Town upon such terms as the Treasurer and the Board of Selectmen shall determine, or act anything thereon.

ARTICLE 13. To see if the Town will vote to transfer \$1,900,000 from the Wastewater Enterprise Unreserved/Retained Earnings account for all relevant and necessary expenses associated with the design and financing of the upgrade to the Water Pollution Control Facility for the Wastewater Department, and rescind \$1,500,000 of the the borrowing authorized under Article 15 of the 2013 Annual Town Meeting, or act anything thereon.

ARTICLE 14. To see if the Town will vote to transfer \$1,750,000 from the Water Enterprise Unreserved/Retained Earnings account for all relevant and necessary expenses associated with the design and construction of a well, well pumping station and associated improvements at the Mizaras Well Site for the Water Department, and rescind the borrowing authorized under Article 18 of the 2014 Annual Town Meeting, or act anything thereon.

ARTICLE 15. 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 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 16. To see if the Town will vote to appropriate a sum of money from the Historic Resources Reserve of the Community Preservation Fund to fund a portion of the Massachusetts Archaeological Society's rehabilitation and preservation project at the Robbins Museum of Archaeology; said funds to be expended under the direction of the Community Preservation Committee; or act anything thereon.

Sponsored by the Community Preservation Committee

ARTICLE 17. To see if the Town will vote to appropriate \$75,000 from the Open Space Resources Reserve of the Community Preservation Fund and \$150,000 from the Budgeted Reserve Fund Balance of the Community Preservation Fund to assist in the purchase of the Oliver estate; said funds to be expended under the direction of the Community Preservation Committee; or act anything thereon.

Sponsored by the Community Preservation Committee

ARTICLE 18. To see if the Town will vote to use some of the funds, received by the Town from the trust fund established under Clause Nineteenth C – VII of the will of Frederick S. Weston in connection with the Frederick Weston Memorial property, for the purchase of additional park or forest areas, to appropriate from said funds \$40,000 for such purposes and to authorize the Board of Selectmen to purchase that part of the Oliver Estate property, so-called, located on and off the westerly side of Plymouth Street in Middleborough and shown as Lot 2867 and Lot 2098 on Middleborough Assessors Map 041 which is designated by the Board of Selectmen as park and/or forest area using the sum so appropriated to pay part of the purchase price, or act anything thereon.

ARTICLE 19. To see if the Town will vote to amend the Zoning By-law as follows:

Amend Section 8.2.7 (3) (j.) WRPD Z2 – Special Permit Uses – by deleting “Any use that will render impervious more than 15% but not more than 25% of any lot is prohibited, but” from the first sentence and replacing it with “Any use that will render any lot more than 25% impervious is prohibited. Alterations resulting in more than 15% but less than 25% impervious area” or act anything thereon.

ARTICLE 20. To see if the Town will vote to authorize the Board of Selectmen to enter into and execute on behalf of the Town a tax agreement, as authorized by MGL Chapter 59, section 38H, with NextSun Energy LLC with respect to annual payments in lieu of real and personal property taxes for a term of up to twenty years relative to a solar energy system with an AC-rated capacity of up to two and one half (2.5) megawatts, to be installed on different parcels of land owned by David Fisher, Gid Fisher and Lorraine Truelson, and located at 154 Purchase Street, Gid Circle and River Street respectively, or act anything thereon.

ARTICLE 21. To see if the Town will vote to authorize the Board of Selectmen to enter into an agreement with the Southeastern Massachusetts Law Enforcement Council to increase the capability of the Middleborough Police Department to protect the lives, safety and property of people within the cities and towns that are signatories to the agreement, or act anything thereon.

ARTICLE 22. To see if the Town will vote to transfer the care, custody, management and control of property on the westerly side of Thompson Street (Route 105) shown as Lot 4933 on Assessors Map 24 and as Lot #2 on a plan recorded in the Plymouth County Registry of Deeds in Plan Book 54, Page 492 containing 12.54 acres more or less to the Conservation Commission for the purpose of leasing the property, and to authorize the Conservation Commission to lease the property for agricultural, horticultural, farming and/or forestry use(s) consistent with a conservation restriction to which the property is subject, or act anything thereon.

ARTICLE 23. To see if the Town will vote to amend the Litter by-law adopted under Article 8 of the Town Meeting held on March 7, 1927 by adding the following section –

Section 2:

Whoever violates Section 1 of this by-law shall be punished by a fine of Two Hundred Dollars (\$200.00) for each violation.  
or act anything thereon.

ARTICLE 24. To see if the Town will vote to accept Fernway Estates as a unfinished subdivision in the town of Middleborough, which includes Fernway and Look Out Circle as a Town way as laid out and to authorize the Selectmen to acquire by eminent domain, or by gift, the fee in the way and related easements as shown on the road layout plan entitled “Roadway As-Built in Middleborough, MA, Fernway Estates Subdivision, Fernway and Look Out Circle” prepared by Outback Engineering, and any related easements, or act anything thereon.

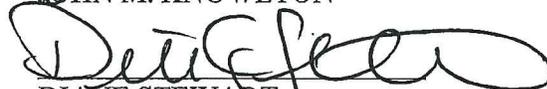
By Petition

Given, under our hands at Middleborough, this 8th day of September, 2014.

  
ALLIN FRAWLEY

  
LEILANI DALPE

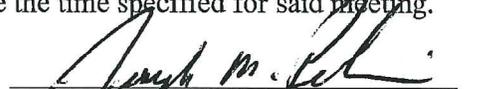
  
JOHN M. KNOWLTON

  
DIANE STEWART

  
STEPHEN J. MCKINNON

**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 **18th day of September, 2014**, that date being more than fourteen days before the time specified for said meeting.

  
Joseph Perkins, Acting Police Chief

*Incorporated 1669*  
*344 Years of Progress*



CRANBERRY CAPITAL  
OF THE WORLD



**Town of Middleborough**  
*Massachusetts*

CHARLES J. CRISTELLO  
Town Manager

508-947-0928  
FAX 508-946-2320

**MEMORANDUM**

TO: Board of Selectmen

FROM: Charles J. Cristello, Town Manager

RE: Recommendations for October 6, 2014 Special Town Meeting Articles 

DATE: September 19, 2014

Cc: Finance Committee, School Committee, Department Heads, Superintendent of Schools, School Business Manager

Enclosed please find my recommendations and background information for the upcoming Special Town Meeting.

I expect that we will have a healthy free cash certification, approximately \$1.7 million, of which I am recommending \$1,000,000 be placed in the Stabilization Fund in Article 4. I am recommending that we use the balance of free cash as follows:

OPEB Trust Fund	\$200,000	Article 5
Snow Removal	\$150,000	Article 1
Information Technology Equipment	\$137,482	Article 10
School Buses	\$120,000	Article 9
Sick Leave Buy Back and Unpaid Bills	\$ 65,946	Articles 2 & 3
Town Manager Search and Town Hall Roof	\$ 13,000	Article 1&8
Stormwater Compliance	\$ 10,000	Article 15
Library Agreement	\$ 9,000	Article 5

Should free cash be higher than anticipated, I would recommend that the additional amount be directed to the Stabilization Fund or to pay off recent borrowings.

A draft motion for the operating budget is attached. I am recommending that we retire \$160,000 in debt in anticipation of the bond issue that is taking place this month. The increase to the Snow Removal budget was anticipated during our budget discussions last spring. I am recommending that we begin implementation of civilian dispatch in the Police Department in the last quarter of the fiscal year with an appropriation of \$60,000. The PILOT from HighPoint will pay for about one-half of this service when it is fully implemented. I am also recommending \$50,000 for the Fire Department to hire another fire prevention officer. Lastly, I am recommending a \$20,000 increase to the Reserve fund.

I will be happy to answer any questions you may have.

## RECOMMENDATIONS FOR SPECIAL TOWN MEETING OCTOBER 6, 2014

	Free Cash	Borrowing	Budget	CPA	Weston Tru:	W.Water Ent	Water Ent.
Article 1	\$158,000		\$379,626				\$99,793
Article 2	\$5,109						
Article 3	\$60,837						
Article 4	\$1,014,573						
Article 5	\$200,000						
Article 6	\$9,000						
Article 7	\$0		\$304,434				
Article 8	\$5,000						
Article 9	\$120,000						
Article 10	\$137,482						
Article 11	\$0	\$1,590,000					
Article 12	\$0	\$25,000,000					
Article 13	\$0					\$1,900,000	
Article 14	\$0						\$1,750,000
Article 15	\$10,000						
Article 16	\$0			\$15,000			
Article 17	\$0			\$225,000			
Article 18	\$0				\$40,000		
Article 19	n/a						
Article 20	n/a						
Article 21	n/a						
Article 22	n/a						
Article 23	n/a						
Article 24	n/a						
<b>Total</b>	<b>\$1,720,000</b>	<b>\$26,590,000</b>	<b>\$684,060</b>	<b>\$240,000</b>	<b>\$40,000</b>	<b>\$1,900,000</b>	<b>\$1,849,793</b>

### Summary

**Free Cash** \$1,720,000 Projected to be Certified as of July 1, 2014

Articles 1-24 \$1,720,000

Balance \$0

**Stabilization** \$1,359,571 Projected to be Certified as of July 1, 2014

Article 4 \$1,014,573

Balance \$2,374,144

**OPEB Fund** \$400,512 Projected to be Certified as of July 1, 2014

Article 5 \$200,000

Balance \$600,512

**W.Water Ent** \$3,223,163 Projected to be Certified as of July 1, 2014

Articles 13 \$1,900,000

Balance \$1,323,163

**Water Ent** \$4,155,163 Projected to be Certified as of July 1, 2014

Article 1 & 14 \$1,849,793

Balance \$2,305,370

## DRAFT MOTION

### Article 1 (Budget Supplements - \$321,857) ( Interdepartmental Transfers - \$315,562)

I move that the Town transfer the sum of \$44,064.17 from the following funds to department 710

Debt Service Maturing Principal, account number 591000.

FUND NUMBER	DESCRIPTION OF FUND	AMOUNT
34	DPW Dump Truck	\$6,907.00
34	DPW Sander	\$11,163.25
34	DPW Loader	\$1,675.00
44	Fire Engine #2	\$2,224.16
55	Sand Replacement	\$2,494.82
59	Wilder Street Water M	\$5,785.54
75	Multiple Schools	\$6,158.23
76	Fire Station	\$7,656.17
	TOTAL	\$44,064.17

I further move to transfer \$99,793 from the Water Enterprise Unreserved/Retained Earnings account to department 710, Debt Service Maturing Principal, account number 591000.

I further move to transfer \$160,562 from department 919, Employee Fringe Benefits Health and Life Insurance, account number 517400 to department 710, Debt Service Maturing Principal, account number 591000.

I further move to transfer \$45,000 from department 919, Employee Fringe Benefits Health and Life Insurance, account number 517400 to department 422 DPW Highway Snow Removal, account number 15293.

I further move to transfer \$150,000 from free cash to department 422 DPW Highway Snow Removal,

I further move to transfer \$60,000 from department 919, Employee Fringe Benefits Health and Life Insurance, account number 517400 to department 210 Police Department Dispatchers account number 511127.

I further move to transfer \$50,000 from department 919, Employee Fringe Benefits Health and Life Insurance, account number 517400 to department 210 Fire Department Reg. Pay Lieutenants account number 511500.

I further move to raise and appropriate from taxation the sum of \$20,000 to department 950 Unclassified Reserve Fund, account number 5781.

I further move to transfer \$8,000 from free cash to department 950 Unclassified Town Manager Search Advisor, account number 45322.

Articles 8-10

## REPORT OF THE CAPITAL PLANNING COMMITTEE - 2014

The Capital Planning Committee (CPC) has been meeting with department heads over the last six months reviewing their capital requests that collectively totaled \$4.3M but was reduced over time to the \$1.45M that we are recommending to town meeting in articles 9-16.

Some of the recommended items include bathroom renovations at both the high school and elementary complex, replacement of failed boilers and hot water tanks at the Nichols Middle School, new personal protective equipment for all firefighters, the replacement of a leaky roof at the COA building, new carpeting at the Library and new voting booths at all precincts.

Also recommended is the replacement of a 17 year old mower at the Park Department, the replacement of the cabs and chassis of 24 year old and 30 year old dump trucks at the DPW and a new animal control vehicle to replace a 15 year old vehicle with 200,000 miles. We continue to recommend the upgrading of school computers and related equipment.

A few items on the attached plan will be deferred until the fall town meeting and paid for with free cash (money left over from last year). They include hardware and software for town departments and two mini vans for school transportation.

Of the \$1.45M recommended, \$811,000 will be bonded (borrowed), \$250,000 will be from tax levy, and \$390,000 will come from free cash.

The Capital Planning Committee will continue to meet on a regular basis to formulate a five year capital needs and expenditure plan to be used as a planning document by the Town.

**FY 2015 Five-Year Capital Needs and Expenditure Plan FINAL (5/5/14)**

Department/Category	FY2015	FY2016	FY2017	FY2018	FY2019
<b>POLICE DEPARTMENT:</b>					
Portable Radios (7) (replaces 1997)	\$7,000				
Police Vehicles (replacement of 2 vehicles)	\$66,000				
Window Replacement (8) per year		\$23,152	\$23,152	\$23,152	\$23,152
Parking Lot Paving		\$36,067			
ATV's (replaces 2)		\$12,800			
Police Vehicles (replacement of 3 vehicles)		\$99,000			
Police Vehicles (replacement of 3 vehicles)			\$99,000		
Police Vehicles (replacement of 3 vehicles)				\$99,000	
Body Armor (40)					\$40,000
Police Vehicles (replacement of 3 vehicles)					\$99,000
Tasers (8)					\$9,600
<b>TOTAL POLICE DEPARTMENT</b>	<b>\$73,000</b>	<b>\$171,019</b>	<b>\$122,152</b>	<b>\$122,152</b>	<b>\$171,752</b>
<b>FIRE DEPARTMENT:</b>					
Personnel Protective Equipment (Firefighting Gear) 40 firefighters	\$100,000				
Command Vehicle (replaces 2005) Priority	\$55,000				
Support/Tow 1 Vehicle (replaces 1998)		\$45,000			
Portable Radios (replaces 2000) Phase 2		\$25,000			
Forestry #1 Vehicle (replaces 1984)		\$300,000			
Code Enforcement Vehicle (replaces 2003)		\$40,000			
Dive Vehicle (replaces 1972)			\$40,000		
Engine #4 (replaces 1999)			\$475,000		
Engine #6 (replaces 2003)				\$475,000	
Tanker #1 (replaces 1989)					\$350,000
<b>TOTAL FIRE DEPARTMENT</b>	<b>\$155,000</b>	<b>\$410,000</b>	<b>\$515,000</b>	<b>\$475,000</b>	<b>\$350,000</b>
<b>PARK DEPARTMENT</b>					
New Toro Mowing Unit (replacement of 1997 vehicle)	\$92,000				
Maintenance Garage		\$120,000			
Repaving of Basketball Court and Skate Park			\$100,000		
New Kubota Tractor (replacement of 1986 vehicle)				\$25,000	
New 4 wheel drive pick up truck (replaces 1989 truck)					\$40,000
<b>TOTAL PARK DEPARTMENT</b>	<b>\$92,000</b>	<b>\$120,000</b>	<b>\$100,000</b>	<b>\$25,000</b>	<b>\$40,000</b>

<b>DEPARTMENT OF PUBLIC WORKS:</b>					
2 Used Cabs and Chassis (replaces S-6 and S-7)	\$20,000				
4X4 Pickup/Plow (replaces H-15 2005 pickup)	\$61,000				
Tractor w/mower head		\$88,000			
Sidewalk Plow (replaces B-2 1971 sidewalk plow)		\$160,000			
10 Wheel Dump Truck (replaces H-5 1990 10 wheel dump)		\$175,000			
6 Wheel Dump Truck/Sander (replaces H-21 1990 dump/sander)			\$145,000		
Loader (replaces L-1 1996 Cat)			\$160,000		
4X4 Dump Truck (replaces H-4 1998 4 X 4 dump)			\$60,000		
10 Wheel Dump Truck/Sander (replaces S-7 1987 6 wheel dump/sander)				\$180,000	
6 Wheel Dump Truck/Sander (replaces S-1 1988 6 wheel dump/sander)				\$145,000	
Tractor w/mower head (replaces 1999 John Deere tractor/mower)					\$90,000
6 Wheel Dump Truck (replaces S-3)					\$65,000
4 X 4 Dump Truck (replaces H-6)					\$65,000
<b>TOTAL DEPARTMENT OF PUBLIC WORKS (HIGHWAY)</b>	<b>\$81,000</b>	<b>\$423,000</b>	<b>\$365,000</b>	<b>\$325,000</b>	<b>\$220,000</b>
<b>COUNCIL ON AGING:</b>					
Replace roof (22 years old)	\$100,000				
Parking Lot	\$30,000				
Wheelchair accessible van (replaces 2007)		\$50,000			
<b>TOTAL COUNCIL ON AGING</b>	<b>\$130,000</b>	<b>\$50,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>TOWN HALL AND TOWN HALL ANNEX:</b>					
Replacement animal control vehicle	\$22,000				
Replace Voting Booths & Purchase Protective Covers (6 precincts)	\$24,500				
Replacement 4X4 vehicle for Health Officer		\$27,000			
Replace Carpeting in Town Hall		\$13,675			
Add on or replace existing animal control shelter					
Vote Tabulating Machine & Ballot Supply Bags		\$10,000			
Repair of Granite Steps		\$20,000			
Repointing of Town Hall Annex					
Insulation of Town Hall Attic		\$100,000			
Town Manager Replacement Vehicle			\$32,300		
Replacement Vehicle for Bldg. Dept. (replaces 1998 Chevrolet Cavalier)			\$27,070		
<b>TOTAL TOWN HALL</b>	<b>\$46,500</b>	<b>\$130,000</b>	<b>\$59,370</b>	<b>\$0</b>	<b>\$0</b>
<b>LIBRARY:</b>					
Replace carpeting	\$19,995				
Replace membrane on flat roof		\$19,500			
Replace wooden windows on addition		\$40,000			
<b>TOTAL LIBRARY</b>	<b>\$19,995</b>	<b>\$59,500</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

INFORMATION TECHNOLOGY TOWN:					
<b>HARDWARE</b>					
Workstations	\$16,100	\$35,000	\$20,000	\$20,000	\$20,000
Laptop Replacements/Mobile Data Terms (MDTs) Inst/Repl	\$14,000	\$14,000	\$14,000	\$14,000	\$14,000
LCD Monitors- Standard/Mapping/Touch Screens	\$9,056	\$6,000	\$6,000	\$6,000	\$6,000
Network Hardware Upgrades/Wiring (Switches, Routers)	\$37,427	\$20,000	\$12,000	\$6,360	\$6,360
Printers	\$30,639	\$3,000	\$3,000	\$3,000	\$3,000
Barracuda Email Archiving		\$25,012			
HP 400 SAN Backup		\$86,795			
Servers Upgrades/Replacements			\$12,000		
Servers Upgrades/Replacements				\$12,000	
Barracuda Email Archiving				\$25,800	
HP 400 SAN Backup				\$21,380	
Servers Upgrades/Replacements					\$12,000
SUBTOTAL HARDWARE	\$107,222	\$189,807	\$67,000	\$108,540	\$61,360
<b>SOFTWARE</b>					
Microsoft Office Upgrade	\$8,300	\$8,300	\$8,300	\$8,300	\$8,300
Geographic Information Systems (GIS) <i>*Please see below</i>		\$40,000	\$20,000	\$20,000	\$20,000
UPS Upgrade	\$8,625				
Paperworks Licenses (Ecopy)	\$3,335	\$2,200			
Employee Self Serve Web Service - Online Check Stubs (T& S)		\$15,820			
Town Clerk Dog Application - ShelterPro		\$4,225			
Windows Upgrade		\$4,000		\$4,000	\$4,000
Windows Server Upgrade			\$5,200	\$5,200	\$5,200
IBM 520 Upgrades			\$2,300		\$9,612
Software/Software Upgrades/Backup Agents	10,000	\$10,000	\$10,000	\$10,000	\$10,000
SUBTOTAL SOFTWARE	\$30,260	\$84,545	\$45,800	\$47,500	\$57,112
TOTAL INFORMATION TECHNOLOGY	\$137,482	\$274,352	\$112,800	\$156,040	\$118,472

<b>SCHOOL DEPARTMENT:</b>					
<b>ELEMENTARY COMPLEX:</b>					
Bathroom renovations HBB/MKG (\$20,000 x 4)	\$80,000	\$80,000			
Replace boiler in pool area		\$7,000			
Replace hot water tank in pool area		\$10,000			
Replace boiler at MKG (1 large boiler to 2 small boilers)		\$100,000			
Replace hot water tank & heater		\$25,000			
Install central computer controlled HVAC system at Mary K. Goode		\$200,000			
Install central computer controlled HVAC system at HBB			\$200,000		
Replace bleachers at HBB with motorized bleachers				\$100,000	
Upgrade fire alarm system at HBB/MKG					\$100,000
<b>ELEMENTARY COMPLEX TOTALS</b>	<b>\$80,000</b>	<b>\$422,000</b>	<b>\$200,000</b>	<b>\$100,000</b>	<b>\$100,000</b>
<b>NICHOLS MIDDLE SCHOOL:</b>					
Replace two (2) boilers (2@\$45,000)	\$90,000				
Replace two (2) hot water tanks	\$47,000				
Replace all carpeted areas with VCT tiles		\$100,000			
<b>NICHOLS MIDDLE SCHOOL TOTALS</b>	<b>\$137,000</b>	<b>\$100,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>MIDDLEBOROUGH HIGH SCHOOL:</b>					
Bathroom renovations	\$80,000				
Upgrade interior lighting for new lighting requirements (T12 bulbs will not be manufactured after 2012 being replaced with T8s)	\$20,000	\$80,000			
Ceiling Tiles (8 hallways @ \$10,000)	\$20,000	\$60,000			
Stage lights (replace mounting system, light fixtures and control box)		\$50,000			
Resurface Tennis Courts		\$36,000			
Resurface Track		\$50,000			
Reconstruction of walkway and supporting structure(s) (study)		\$300,000			
Partial replacement of floor tiles		\$30,000			
Replace Gymnasium floor		\$275,000			
Bathroom renovations (\$20,000 x4)		\$80,000			
Platform Risers		\$50,000			
Replace lunch tables (20 round tables @ \$200 and 160 chairs @ \$25)		\$25,000			
Classroom furniture replacement (10 rooms 30 desks/chairs @\$4,000)		\$40,000			
Refurbish/replace auditorium Seats and Carpet		\$100,000			
Replace bleachers with motorized bleachers		\$150,000			
Partial replacement of floor tiles			\$30,000		
Classroom furniture replacement (10 rooms 30 desks/chairs @\$4,000)			\$40,000		
Replacement of first floor and locker room windows			\$150,000		
Replace two (2) boilers with new boiler (4-6 new smaller boilers)				\$300,000	
New Sprinkler System					\$1,000,000
<b>MIDDLEBOROUGH HIGH SCHOOL TOTALS</b>	<b>\$120,000</b>	<b>\$1,326,000</b>	<b>\$220,000</b>	<b>\$300,000</b>	<b>\$1,000,000</b>
<b>MEMORIAL EARLY CHILDHOOD CENTER:</b>					
Repair elevators at MECC	\$25,000				
Replace slate roof at MECC		\$125,000			
Emergency Generator		\$50,000			
<b>MEMORIAL EARLY CHILDHOOD CENTER TOTALS</b>	<b>\$25,000</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>LINCOLN D. LYNCH SCHOOL:</b>					
Replacement of roof (1991)		\$225,000	\$0	\$0	\$0
<b>LINCOLN D. LYNCH SCHOOL TOTALS</b>	\$0	\$225,000	\$0	\$0	\$0
<b>SCHOOL STREET SCHOOL:</b>					
Basement Waterproofing		\$30,000	\$0	\$0	\$0
<b>SCHOOL STREET SCHOOL TOTALS:</b>	\$0	\$30,000	\$0	\$0	\$0
<b>SCHOOL SYSTEM-WIDE:</b>					
Replace 2003 Chevy Blue Bird mini-bus and 2006 Blue Bird <sup>AAAA</sup>	\$120,000				
Replace intercom system at all schools	\$60,000	\$185,000			
Replace floor cleaning equipment at each school (5@ \$30,000)		\$150,000			
Replace 2001 Int. wheelchair mini-bus with new wheelchair mini-bus with tracking a		\$60,000			
Replace snow blowers (4@2,500)		\$10,000			
Replace 2002 Minot Bus (#11) with new wheelchair mini-bus			\$60,000		
Replace 2006 Blue Bird bus (#4) with new wheelchair mini-bus				\$60,000	
Replace 2003 Chevrolet wheelchair mini-bus (#7) with new wheelchair mini-bus					\$60,000
<b>SCHOOL SYSTEM-WIDE TOTALS</b>	\$180,000	\$405,000	\$60,000	\$60,000	\$60,000
<b>INFORMATION TECHNOLOGY SCHOOLS:</b>					
Instructional Technology	\$125,000	\$250,000	\$250,000	\$250,000	\$250,000
Computer Network Infrastructure	\$50,000	\$100,000	\$100,000	\$100,000	\$100,000
<b>INFORMATION TECHNOLOGY SCHOOLS TOTALS</b>	\$175,000	\$350,000	\$350,000	\$350,000	\$350,000
<b>TOTAL SCHOOL</b>	\$717,000	\$2,858,000	\$830,000	\$810,000	\$1,510,000
<b>TOTAL TOWN</b>	\$734,977	\$1,637,871	\$1,274,322	\$1,103,192	\$900,224
<b>Total Capital Projects</b>	\$1,451,977	\$4,495,871	\$2,104,322	\$1,913,192	\$2,410,224

<b>Funding Sources</b>	<b>FY2015</b>	<b>FY2016</b>	<b>FY2017</b>	<b>FY2018</b>	<b>FY2019</b>
Tax Levy	\$250,000	\$300,000	\$350,000	\$350,000	\$350,000
Borrowing	\$811,495	\$3,345,500	\$1,459,370	\$1,225,000	\$1,710,000
Free Cash	\$390,482	\$850,371	\$294,952	\$338,192	\$350,224
Revolving Funds	\$0	\$255,000	\$0	\$0	\$0
<b>Total Funding</b>	<b>\$1,451,977</b>	<b>\$4,750,871</b>	<b>\$2,104,322</b>	<b>\$1,913,192</b>	<b>\$2,410,224</b>
<b>Total Capital Projects</b>					

ENTERPRISE FUNDS					
<b>WASTEWATER DEPARTMENT:</b>					
Motors for Lane Street Pumping Stat. (1962 vintage motors) *****	\$125,000	\$0	\$0	\$0	\$0
International 7300 Cab w/ Chassis Jet and Vacuum Body Truck		\$162,500			
<b>TOTAL WASTEWATER DEPARTMENT</b>	<b>\$125,000</b>	<b>\$162,500</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>
<b>WATER DEPARTMENT:</b>					
Hydrant Replacement (various years) *****	\$50,000	\$50,000	\$50,000		
International 7300 Cab w/ Chassis Jet and Vacuum Body Truck		\$162,500			
Pickup Truck (replaces 2002 pickup truck)				\$40,000	\$0
Utility Truck Diesel for Treatment side (replaces 2001 Chevrolet Utility Truck)				\$50,000	\$0
<b>TOTAL WATER DEPARTMENT</b>	<b>\$50,000</b>	<b>\$212,500</b>	<b>\$50,000</b>	<b>\$90,000</b>	<b>\$0</b>
<b>TRASH/RECYCLING:</b>					
Rubbish Truck (replaces R1 1993 Volvo)		\$265,000			
Rubbish Truck (replaces R3 1993 Volvo)		\$265,000			
6000-96 Gallon Recycling Carts		\$189,600			
5000- 64 Gallon Trash Carts		\$196,700			
2500 - 35 Gallon Trash Carts		\$90,000			
<b>TOTAL TRASH</b>	<b>\$0</b>	<b>\$1,006,300</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

\*\*\*\*\* Deferred until Fall Special Town Meeting

\*\*\*\*\* Funded in Enterprise Operating Budgets

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*344 Years of Progress*



Article 11  
CRANBERRY CAPITAL  
OF THE WORLD



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

CHARLES J. CRISTELLO  
Town Manager

508-947-0928  
FAX 508-946-2320

**MEMORANDUM**

To: Board of Selectmen

cc: Christopher Peck, DPW Director, Finance Committee, Capital Planning Committee

From: Charles J. Cristello, Town Manager *cc*

Date: September 19, 2014

Subject: **Recommendation to Move to Mechanized Trash Collection**

As previously discussed DPW Director Christopher Peck and I have been working on a plan to bring mechanized trash collection to Middleborough. We gave you a preliminary report in the spring which showed that a mechanical-arm collection system was feasible but that we needed additional time to refine our cost projections before making our recommendation to you. We are now recommending that the town move forward this fall to begin to procure new mechanized vehicles and new trash and recycling carts with an eye toward beginning implementation the following spring.

There are numerous benefits that come with mechanical collection. All trash and recyclables are in covered containers which will prevent them from being scattered by animals or blown about by the wind. The mechanical arm places the carts back in an upright position neatly on the curb once they have been emptied. The larger size of the recycling cart encourages recycling, thereby reducing the cost of trash disposal. The drivers stay in their vehicles at all times reducing injuries. Only one driver is needed per vehicle as opposed to the two that are now needed on the trash vehicles.

A mechanized collection system involves providing each household on quarterly billing with one 64 gallon covered trash cart and one 96 gallon covered recycling cart. Both carts are on wheels to allow resident to easily get them to the curb. We will also sell bags which will replace the stickers used by residents who prefer that system to quarterly billing. We will be providing those residents a 35 gallon covered trash cart (in addition to a 96 gallon recycling cart) so that the drivers will not have to exit their vehicles in order to handle bags.

Our original plan was to purchase two new mechanical-arm trash vehicles and to modify our current recycling vehicles with a mechanical attachment. However, upon further investigation it became apparent that the modified recycling vehicles operate at such a slow rate that we would not be able to collect recyclables with our existing manpower. We have concluded that we need to replace all four vehicles with new or demonstration models in order to collect trash and recyclables in a cost effective manner.

I have attached the financial analysis to this memo which shows how we will pay for this initiative. We will need to borrow close to \$1.5 million for the carts and the vehicles. The debt service for that borrowing over 7-10 years will cost close to \$200,000 starting in FY 16. We will be able to pay for most of that expense from the reduction of two truck driver/laborers and from increased recycling. The remaining \$60,000 will come from borrowing capacity that already exists within the trash disposal enterprise budget. There will be no need to increase quarterly trash fees to implement this new system. However, I do recommend increasing the per bag fee by \$.25 for a 13 gallon bag and \$.50 for a 30 gallon bag to cover the increased cost of providing bags to these customers rather than stickers.

Article 11 in the Special Town Meeting warrant authorizes the borrowing for this new equipment, which will be discussed at your meeting on September 22<sup>nd</sup>. Please feel free to call me if you have any questions.

**FINANCIAL ANALYSIS OF MECHANIZED COLLECTION OF TRASH AND RECYCLABLES**

CARTS		MANPOWER REDUCTION	
6000 96 GAL	\$279,600	SALARY	\$42,000
5000 64 GAL	\$196,700	SALARY	\$42,000
1000 35 GAL	\$33,400	BENEFITS	\$14,000
SUBTOTAL	\$509,700	BENEFITS	\$14,000
DEP GRANT	<u>-\$90,000</u>		\$112,000
TOTAL/DEBT SERVICE	\$419,700		\$56,700

VEHICLES		DISPOSAL COST REDUCTION FROM RECYCLING INCREASE	
	\$265,000		
	\$265,000	10%	\$11,000
SUBTOTAL/DEBT SERV	\$530,000	15%	\$16,500
TOTAL 2 VEHICLES	\$128,250		\$123,000
			\$128,500

	\$265,000		
	\$265,000	EXISTING DEBT CAPACITY	
SUBTOTAL/DEBT SERV	\$530,000	\$71,550	\$62,000
TOTAL 4 VEHICLES	\$199,800		\$185,000
			\$190,500

**COSTS TO BE PAID FROM TRASH ENTERPRISE FUND**

Cost of Delivery	\$3.75 per cart	\$45,000
Cost of Recycling Sticker	\$2.00 per cart	\$12,000
Cost of ID Tags	\$1.50 per cart	\$18,000
		<u>\$75,000</u>

**COSTS TO BE PAID FROM INCREASE IN PER BAG FEE**

13 gallon bags	\$1,808
39 gallon bags	\$1,821
	<u>\$3,629</u>

GRANT FUNDS			
CART TYPE	# HHs	Amt/Cart	Total/Range
Recycle - HHs with 64-gal Trash	5,000	\$ 10	\$ 50,000
Recycle - HHs with 35-gal Trash	700 - 1,000	\$ 20	\$ 14,000 - \$ 20,000
Trash - HHs with 64-gal Trash	5,000	\$ -	0
Trash - HHs with 35-gal Trash	700 - 1,000	\$ 15	\$ 10,500 - \$ 15,000
Recycle - In Mold Label	6,000	\$ 1	\$6,000
<b>TOTAL</b>			<b>\$ 80,500 - \$ 91,000</b>

ARTICLE 19



**Town of Middleborough**  
Massachusetts

PLANNING DIRECTOR  
Ruth McCawley Geoffroy

Planning Board

Telephone (508) 946-2425  
Fax (508) 946-1991

August 28, 2014

Allin Frawley, Chairman  
Board of Selectmen  
10 Nickerson Avenue  
Middleborough, MA 02346

Re: Special Town Meeting, October 6, 2014, Planning Board Warrant Article

Dear Chairman Frawley,

Attached please find a proposed zoning article designed to clarify the WRPD Z2 25% Impervious provision for the October Town Meeting.

This article change pertains to Section 8.2.7.3 WRPD Z2 – Special Permit Uses of the Zoning By Laws. The Planning Board at their regularly scheduled meeting on August 26, 2014 voted to send the proposed article to the Board of Selectmen for placement on the warrant.

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

Sincerely,

Ruth McCawley Geoffroy, Planning Director

Enclosure

ARTICLE 2

MEMORANDUM

To: Town Manager  
From: Assistant to the Town Manager  
Re: Unpaid bills for FY14  
Date: August 5, 2014

There are two unpaid bills from FY14:

Budget	Account Number	Vendor	Amount
Administrative Office Buildings, Purchase of Services, Building Electricity	01.193.521300	Middleborough Gas & Electric	\$75.70
Unclassified, Purchasing Department, Telephone	01.950.534100	Earthlink Business	\$760.99

The Middleborough Gas & Electric bill is a portion of the electric and gas bill for the leased space previously occupied by Eastern Bank. Utility payments were paid by the bank and then transitioned to this department beginning in February. The amount owed reflects an unpaid balance owed during the month of June from a prior bill.

The Earthlink Business bill represents the June telephone bill. The bill should have been paid during FY14 but was not submitted prior to year end. This was an error because I thought all of the bills have been submitted.

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

PHONE: (508) 947-4433  
FAX: (508) 947-7147

REPLY TO POST OFFICE BOX 201  
MIDDLEBORO, MA 02346-0201  
DECASMURRAYDECAS@YAHOO.COM

June 30, 2014

Steve Dooney, Town Accountant  
Middleboro Town Offices  
20 Center Street  
Middleboro, MA 02346

RE: Fiscal Year 2014 Law Dept. budget - encumber

Dear Steve:

I discussed with you that I recently submitted five (5) bills from outside/special counsel to be paid from the FY 2014 Law Dept. budget. Four of the bills were to be paid from the outside/special counsel part. The fifth bill was to be paid from a combination of the outside/special counsel part and the costs/expenses part of the budget. After payment of the five bills, there should be about \$165.00 remaining in the costs/expenses part of the budget.

Please be advised that the enclosed bill from Kopelman and Paige dated June 17, 2014 in the amount of \$2,022.12 was timely received. It was for work/expenses incurred during Fiscal Year 2014. However, the bill was not processed for payment because there were insufficient funds in the budget to pay the bill in full.

The purpose of this letter is to request encumbrance of the remainder of the Fiscal Year 2014 budget (estimated to be about \$165.00) for the purpose of paying part of the enclosed bill after the books are closed for FY 2014. My understanding is that the encumbering process involves adding the encumbered balance remaining in the FY 2014 budget to the FY 2015 budget.

Please advise if you need anything further in the matter. Thank you.

Very truly yours,



Daniel F. Murray  
Town Counsel

DFM/s  
82-117

Enclosure

cc: Charles J. Cristello, Town Manager (via email)

Confidential bill

Preparation of 7 page report:	3 ½ h
Two telephone contacts Attorney Leo Peloquin	¼ h
Time (Total):	12 ¾ hours
Charge for Time:	\$5100
Special Studies:	\$650
Total Charge:	\$5750
Retainer previously paid:	\$3500
Total Due:	\$2250

**MIDDLEBOROUGH POLICE DEPARTMENT**  
**WARRANT ARTICLES**  
**FALL SPECIAL TOWN MEETING 10/06/14**

To see if the Town will vote to raise and appropriate the sum of \$33,850.00 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 for sick leave buy back.

To see if the Town will vote to authorize the Board of Selectmen to enter into an agreement with the Southeastern Massachusetts Law Enforcement Council to increase the capability of the Middleborough Police Department to protect the lives, safety and property of people within the cities and towns that are signatories to the agreement.

ARTICLE 5

CRANBERRY CAPITAL  
OF THE WORLD



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**Town of Middleborough**  
*Massachusetts*

CHARLES J. CRISTELLO  
Town Manager

508-947-0928  
FAX 508-946-2320

**MEMORANDUM**

To: Board of Selectmen  
cc: Finance Committee, All Department Heads, Superintendent of Schools  
From: Charles J. Cristello, Town Manager *RC*  
Date: August 21, 2014  
Re: Recommendation to Adopt an OPEB Funding Schedule

Parker Elmore of Odyssey Advisors will be presenting the most recent Other Postemployment Benefits (OPEB) GASB 45 valuation report at your meeting on Monday night. As you know other postemployment benefits are those benefits provided after retirement other than pension benefits, such as medical, dental, and life insurance. Several years ago the Government Accounting Standards Board (GASB) required that those benefits must be recognized in a municipalities' financial statements while employees are providing services to the town rather than after they have retired.

Most municipalities are still trying to figure out how to respond to these changes in accounting standards. Most have done nothing, some have made modest attempts to appropriate excess funds toward their OPEB liabilities, and relatively few have adopted a funding schedule to pay off this liability over a 30 year period. Over the past several months Treasurer/Collector Judy MacDonald and I have been working with Mr. Elmore to come up with a funding schedule that the Town of Middleborough can afford given our current financial situation.

Mr. Elmore will go into more detail about his report on Monday. In brief, the town's actuarial accrued liability stood at \$79 million at the beginning of FY 13. In that fiscal year the town underfunded its annual OPEB liability by \$3.3 million, assuming a pay-as-you-go funding strategy. Had the town adopted a 30 year funding schedule at a 7% discount rate the additional cost would have been \$860,000 annually (see attached schedule). Adoption of a funding schedule allows the town to assume a higher rate of return on investments thereby lowering the unfunded liability. However, even the lower expense of \$860,000 is currently beyond our ability to afford.

In further discussions with Mr. Elmore he suggested we construct a funding schedule with the paying-off of our unfunded pension liability in 2034 in mind. Mr. Elmore gave us eight scenarios, attached, which rely on varying contributions over the first 20 years until funding from the existing pension appropriation becomes available. Ms. MacDonald and I recommend the first option, a flat \$191,000 for the first 20 years starting in FY 15 since that amount resembles what we have been able to appropriate over the last two years. It is also the amount that we have projected in our current Five Year Forecast. The contribution would increase to \$4.7 million in 2034 for the final 10 years when our unfunded pension liability is finally paid off.

Please keep in mind that adoption of a funding schedule is a 'soft' obligation. Should another financial crisis occur OPEB contributions could be suspended, if necessary.

I look forward to discussing this recommendation with you on Monday. Please feel free to call me if you have any questions.

EXHIBIT D

Projected Cash Flows (Open Group) - Funded Approach

TYPICAL  
FUNDING  
SCHEDULE

Total Medical, Dental & Life Insurance - Funding over 30 years at 7.00% discount rate

Fiscal Year	Total APBO	Normal Cost	Expected Amortization	Interest on Net OPEB Obligation	Adjustment to ARC	Amortization of Actuarial (Gain) / Loss	Expected Annual OPEB Cost	OPEB Obligation as of June 30	Employer Share of Premiums / Claims	Excess Employer Payments (beyond claims)	Plan Assets at Beginning of year	Unfunded Accrued Actuarial Liability ("UAAI")
2013	53,882,081	1,553,761	7,768,086	1,668,791	(1,795,485)	(3,664,852)	5,530,301	25,584,777	2,925,616	859,773	4,248,664	49,633,417
2014	56,194,001	1,581,552	7,768,086	1,790,935	(1,926,902)	(3,533,435)	5,680,236	27,290,648	3,114,592	859,773	5,405,843	50,788,158
2015	58,487,229	1,607,667	7,768,086	1,910,346	(2,055,379)	(3,404,958)	5,825,762	28,976,296	3,280,341	859,773	6,644,025	51,843,204
2016	60,791,752	1,634,107	7,768,086	2,028,341	(2,182,332)	(3,278,005)	5,970,197	30,597,671	3,489,049	859,773	7,968,880	52,822,872
2017	63,062,388	1,654,997	7,768,086	2,141,837	(2,304,445)	(3,155,892)	6,104,583	32,269,650	3,572,831	859,773	9,386,475	53,675,913
2018	65,424,673	1,688,615	7,768,086	2,258,876	(2,430,369)	(3,029,968)	6,255,240	33,972,914	3,692,203	859,773	10,903,301	54,521,372
2019	67,860,618	1,716,792	7,768,086	2,378,104	(2,558,650)	(2,901,687)	6,402,645	35,670,111	3,845,675	859,773	12,526,305	55,334,313
2020	70,333,083	1,741,273	7,768,086	2,496,908	(2,686,473)	(2,773,864)	6,545,930	37,354,205	4,002,063	859,773	14,262,919	56,070,164
2021	72,837,353	1,761,478	7,768,086	2,614,795	(2,813,310)	(2,647,027)	6,684,022	39,000,490	4,177,964	859,773	16,121,096	56,716,257
2022	75,350,464	1,764,312	7,768,086	2,730,035	(2,937,299)	(2,523,038)	6,802,096	40,488,718	4,454,095	859,773	18,109,346	57,241,118
2023	77,748,999	1,758,286	7,768,086	2,834,211	(3,049,384)	(2,410,953)	6,900,246	41,823,174	4,706,017	859,773	20,236,773	57,512,226
2024	80,037,357	1,771,981	7,768,086	2,927,623	(3,149,887)	(2,310,450)	7,007,353	43,056,693	4,914,061	859,773	22,513,120	57,524,237
2025	82,277,945	1,772,906	7,768,086	3,013,969	(3,242,789)	(2,217,548)	7,094,624	44,129,181	5,162,363	859,773	24,948,811	57,329,134
2026	84,410,725	1,782,511	7,768,086	3,089,043	(3,323,563)	(2,136,774)	7,179,303	45,033,691	5,415,020	859,773	27,555,001	56,855,724
2027	86,432,708	1,791,414	7,768,086	3,152,359	(3,391,685)	(2,068,652)	7,251,522	45,754,218	5,671,222	859,773	30,343,624	56,089,084
2028	88,331,601	1,812,534	7,768,086	3,202,796	(3,445,951)	(2,014,386)	7,323,079	46,299,190	5,918,334	859,773	33,327,451	55,004,150
2029	90,121,799	1,848,678	7,768,086	3,240,944	(3,486,996)	(1,973,341)	7,397,371	46,687,783	6,149,005	859,773	36,520,146	53,601,653
2030	91,829,035	1,886,411	7,768,086	3,268,145	(3,516,262)	(1,944,075)	7,462,305	46,901,597	6,388,718	859,773	39,936,329	51,892,706
2031	93,439,719	1,943,263	7,768,086	3,283,112	(3,532,366)	(1,927,971)	7,534,124	47,023,326	6,552,622	859,773	43,591,645	49,848,074
2032	95,048,505	1,998,891	7,768,086	3,291,633	(3,541,534)	(1,918,803)	7,598,273	47,038,933	6,722,893	859,773	47,502,833	47,545,672
2033	96,647,217	2,062,215	7,768,086	3,292,726	(3,542,709)	(1,917,628)	7,662,690	46,938,880	6,902,970	859,773	51,687,804	44,959,413
2034	98,233,099	2,126,882	7,768,086	3,285,722	(3,535,174)	(1,925,163)	7,720,353	46,789,459	7,010,001	859,773	56,165,723	42,067,376
2035	99,884,516	2,200,391	7,768,086	3,275,262	(3,523,920)	(1,936,417)	7,783,402	46,621,833	7,091,255	859,773	60,957,097	38,927,419
2036	101,643,297	2,272,290	7,768,086	3,263,529	(3,511,295)	(1,949,042)	7,843,568	46,370,864	7,234,764	859,773	66,083,867	35,559,430
2037	103,448,498	2,341,963	7,768,086	3,245,961	(3,492,394)	(1,967,943)	7,895,673	46,014,143	7,392,621	859,773	71,569,511	31,878,987
2038	105,285,718	2,423,282	7,768,086	3,220,990	(3,465,528)	(1,994,809)	7,952,021	45,571,267	7,535,124	859,773	77,439,150	27,846,568
2039	107,186,047	2,538,062	0	3,189,989	(3,432,173)	(2,028,164)	267,714	37,337,317	7,641,891	859,773	83,719,664	23,466,383
2040	109,227,973	2,633,647	0	2,613,613	(2,812,038)	(2,648,299)	(213,077)	28,424,231	7,840,236	859,773	90,439,813	18,788,160
2041	111,302,892	2,751,191	0	1,989,697	(2,140,754)	(3,319,583)	(719,449)	18,918,688	7,926,321	859,773	97,630,373	13,672,519
2042	113,556,719	2,859,439	0	1,324,309	(1,424,850)	(4,035,487)	(1,276,589)	8,661,238	8,121,088	859,773	105,324,272	8,232,447
2043	115,875,726	2,988,495	0	606,287	(652,316)	652,316	3,594,782	3,162,048	8,234,199	859,773	113,556,744	2,318,982
2044	118,374,124	3,110,053	0	221,344	(238,148)	238,148	3,331,397	(1,945,839)	8,439,284	0	122,365,489	(3,991,365)



100 Linwood Avenue, Suite 201  
Colchester, CT 06415  
(860) 537-9080  
www.odysseyadvisors.com

Town of Middleborough, MA  
GASB 45 Funding Scenarios

RECOMMENDED  
FUNDING  
SCHEDULE

Total Medical, Dental & Life Insurance - Funding over 30 years at 7.00% discount rate - level funding of \$191,027 per year until pension funding available

Fiscal Year	Total APBO	Normal Cost	Expected Amortization	Interest on Net OPEB Obligation	Adjustment to ARC	Amortization of Actuarial (Gain) / Loss	Expected Annual OPEB Cost	OPEB Obligation as of June 30	Employer Share of Premiums / Claims	Excess Employer Payments (beyond claims)	Plan Assets at Beginning of year	Unfunded Accrued Actuarial Liability ("UAAL")
2013	53,882,081	1,553,761	7,768,086	1,668,791	(1,795,485)	(3,664,852)	5,530,301	23,839,865	2,925,616	0	4,248,664	49,633,417
2014	56,194,001	1,581,552	7,768,086	1,790,935	(1,926,902)	(3,533,435)	5,680,236	25,584,777	3,114,592	191,027	4,546,070	51,647,931
2015	58,487,229	1,607,667	7,768,086	1,910,346	(2,055,379)	(3,404,958)	5,825,762	27,290,648	3,280,341	191,027	5,055,322	53,431,907
2016	60,791,752	1,634,107	7,768,086	2,028,341	(2,182,332)	(3,278,005)	5,970,197	28,976,296	3,489,049	191,027	5,600,221	55,191,531
2017	63,062,388	1,654,997	7,768,086	2,141,837	(2,304,445)	(3,155,892)	6,104,583	30,597,671	3,572,831	191,027	6,183,263	56,879,125
2018	65,424,673	1,688,615	7,768,086	2,258,876	(2,430,369)	(3,029,968)	6,255,240	32,269,650	3,692,203	191,027	6,807,118	58,617,555
2019	67,860,618	1,716,792	7,768,086	2,378,104	(2,558,650)	(2,901,687)	6,402,645	33,972,914	3,845,675	191,027	7,474,643	60,385,975
2020	70,333,083	1,741,273	7,768,086	2,496,908	(2,686,473)	(2,773,864)	6,545,930	35,670,111	4,002,063	191,027	8,188,895	62,144,188
2021	72,837,353	1,761,478	7,768,086	2,614,795	(2,813,310)	(2,647,027)	6,684,022	37,354,205	4,177,964	191,027	8,953,144	63,884,209
2022	75,350,464	1,764,312	7,768,086	2,730,035	(2,937,299)	(2,523,038)	6,802,096	39,000,490	4,454,095	191,027	9,770,891	65,579,573
2023	77,748,999	1,758,286	7,768,086	2,834,211	(3,049,384)	(2,410,953)	6,900,246	40,488,718	4,706,017	191,027	10,645,880	67,103,119
2024	80,037,357	1,771,981	7,768,086	2,927,623	(3,149,887)	(2,310,450)	7,007,353	41,823,174	4,914,061	191,027	11,582,118	68,455,239
2025	82,277,945	1,772,906	7,768,086	3,013,969	(3,242,789)	(2,217,548)	7,094,624	43,056,693	5,162,363	191,027	12,583,893	69,694,052
2026	84,410,725	1,782,511	7,768,086	3,089,043	(3,323,563)	(2,136,774)	7,179,303	44,129,181	5,415,020	191,027	13,655,792	70,754,933
2027	86,432,708	1,791,414	7,768,086	3,152,359	(3,391,685)	(2,068,652)	7,251,522	45,033,691	5,671,222	191,027	14,802,724	71,629,984
2028	88,331,601	1,812,534	7,768,086	3,202,796	(3,445,951)	(2,014,386)	7,323,079	45,754,218	5,918,334	191,027	16,029,941	72,301,660
2029	90,121,799	1,848,678	7,768,086	3,240,944	(3,486,996)	(1,973,341)	7,397,371	46,299,190	6,149,005	191,027	17,343,063	72,778,736
2030	91,829,035	1,886,411	7,768,086	3,268,145	(3,516,262)	(1,944,075)	7,462,305	46,687,783	6,388,718	191,027	18,748,104	73,080,931
2031	93,439,719	1,943,263	7,768,086	3,283,112	(3,532,366)	(1,927,971)	7,534,124	46,901,597	6,552,622	191,027	20,251,498	73,188,221
2032	95,048,505	1,998,891	7,768,086	3,291,633	(3,541,534)	(1,918,803)	7,598,273	47,023,326	6,722,893	191,027	21,860,129	73,188,376
2033	96,647,217	2,062,215	7,768,086	3,292,726	(3,542,709)	(1,917,628)	7,662,690	47,038,933	6,902,970	191,027	23,581,365	73,065,852
2034	98,233,099	2,126,882	7,768,086	3,285,722	(3,535,174)	(1,925,163)	7,720,353	46,938,880	7,010,001	4,742,337	25,423,087	72,810,012
2035	99,884,516	2,200,391	7,768,086	3,275,262	(3,523,920)	(1,936,417)	7,783,402	46,789,459	7,091,255	4,742,337	31,945,040	67,939,476
2036	101,643,297	2,272,290	7,768,086	3,263,529	(3,511,295)	(1,949,042)	7,843,568	46,621,833	7,234,764	4,742,337	38,923,530	62,719,767
2037	103,448,498	2,341,963	7,768,086	3,245,961	(3,492,394)	(1,967,943)	7,895,673	46,370,864	7,392,621	4,742,337	46,390,514	57,057,984
2038	105,285,718	2,423,282	7,768,086	3,220,990	(3,465,528)	(1,994,809)	7,952,021	46,014,143	7,571,267	4,742,337	54,380,187	50,905,531
2039	107,186,047	2,538,062	0	3,189,989	(3,432,173)	(2,028,164)	267,714	45,571,267	7,719,317	4,742,337	62,929,137	44,256,910
2040	109,227,973	2,633,647	0	2,613,613	(2,812,038)	(2,648,299)	(213,077)	37,337,317	7,840,236	4,742,337	72,076,514	37,151,459
2041	111,302,892	2,751,191	0	1,989,697	(2,140,754)	(3,319,583)	(719,449)	28,424,231	7,926,321	4,742,337	81,864,207	29,438,685
2042	113,556,719	2,859,439	0	1,324,309	(1,424,850)	(4,035,487)	(1,276,589)	18,918,688	8,661,238	4,742,337	92,337,038	21,219,681
2043	115,875,726	2,988,495	0	606,287	(652,316)	652,316	3,594,782	8,661,238	8,121,088	4,742,337	103,542,968	12,332,758
2044	118,374,124	3,110,053	0	221,344	(238,148)	238,148	3,331,397	3,162,048	8,234,199	4,742,337	115,533,313	2,840,811
2045	120,958,036	3,245,618	0	(136,208)	146,549	5,260	3,261,219	(1,945,839)	8,439,284	4,742,337	128,362,982	(7,404,946)
2046	123,665,721	3,388,476	0	(511,902)	550,766	5,260	3,432,600	(7,312,897)	8,628,277	0	128,564,184	(4,898,463)

ARTICLE 6

Library Dept. 610

Additional to fund 2 % raise for FY 15

511104	REG PAY CLERICAL PT		2634
511163	CUSTODIAL PT		494
511164	REG PAY ASSISTANT DIRECTOR		836
511166	STAFF LIBRARIAN		389
511167	REG PAY DIRECTOR		1815
511168	YOUTH LIB. PT		653
511169	REFERENCE LIB PT		816
511176	SYSTEMS LIBRARIAN		1175
511177	SEC/BOOKKEEPER		188
			9000



**TRASH**

HMO FAM	4	\$1,295.69	5,182.76	12	\$62,193.12		
HMO Ind.	4	\$494.50	1,978.00	12	\$23,736.00		
HMO 1/2 Family	1	\$647.85	647.85	12	\$7,774.20		
HMO ind. 1/2	2	\$247.25	494.50	12	\$5,934.00		
HMO 1/4 Family	2	\$323.92	647.84	12	\$7,774.08		
PPO IND. 1/2	1	\$214.32	214.32	12	\$2,571.84		
Medex	1	\$272.48	272.48	12	\$3,269.76	\$3,293.28	
Total					\$113,253.00	\$103,171.56	\$10,081.44

**G&E**

HMO FAM	31	\$1,295.69	40,166.39	12	\$481,996.68		
HMO FAM - retiree	6	\$1,295.69	7,774.14	12	\$93,289.68		
			0.00		\$0.00		
HMO IND	13	\$494.50	6,428.50	12	\$77,142.00		
HMO IND.-Retiree	3	\$494.50	1,483.50	12	\$17,802.00		
			0.00				
			0.00				
PPO IND	1	\$428.63	428.63	12	\$5,143.56		
PPO IND- Retiree	2	\$428.63	857.26	12	\$10,287.12		
			0.00				
PPO FAM	0	\$0.00	0.00	12	\$0.00		
PPO FAM- Retiree	1	\$1,123.09	1,123.09	12	\$13,477.08		
			0.00		\$0.00		
MEDEX	26	\$272.48	7,084.48	12	\$85,013.76		
MEDEX SS	4	\$181.65	726.60	12	\$8,719.20		
			0.00				
Managed 65	5	\$234.77	1,173.85	12	\$14,086.20		
Department total					\$806,957.28	\$698,635.44	\$108,321.84
Grand Total					\$9,664,088.88	\$8,162,561.88	\$1,501,527.00

Savings	\$1,501,527.00
Medicare Increase	\$36,205.44
Savings without Medicare Inc.	\$1,537,732.44
	\$384,433.11

ARTICLE 15

**Charles Cristello**

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**From:** Christopher Peck  
**Sent:** Tuesday, September 02, 2014 12:35 PM  
**To:** Charles Cristello  
**Subject:** RE: Stormwater Article

That would cover us.

**Christopher Peck**  
Director of Public Works  
Middleborough, MA 02346

*PH: 508-946-2481*  
*FX: 508-946-2484*  
[cpeck@middleborough.com](mailto:cpeck@middleborough.com)



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**From:** Charles Cristello  
**Sent:** Tuesday, September 02, 2014 12:08 PM  
**To:** Christopher Peck  
**Subject:** RE: Stormwater Article

So an additional \$10,000 will cover what you need to do until next fall?

---

**From:** Christopher Peck  
**Sent:** Tuesday, September 02, 2014 11:25 AM  
**To:** Charles Cristello  
**Subject:** RE: Stormwater Article

We will need to budget for outfall sampling, and MS4 reporting. Those costs are around \$23,000.

**Christopher Peck**  
Director of Public Works  
Middleborough, MA 02346

*PH: 508-946-2481*  
*FX: 508-946-2484*  
[cpeck@middleborough.com](mailto:cpeck@middleborough.com)



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**From:** Charles Cristello  
**Sent:** Tuesday, September 02, 2014 11:01 AM