TOWN OF MIDDLEBOROUGH

NOTICE OF MEETINGS OF TOWN DEPARTMENTS AND ALL TOWN BOARDS

As required by Chapter 39 M.G.L.

PLEASE TYPE OR PRINT LEGIBLY

NAME OF DEPT. OR BOARD BOARD OF SELECTMEN

DATE OF MEETING: Monday 11/1/10 TIME: 7:00 PM PLACE: Town Hall

Date and time received by Town Clerk

Clerk/Board member posting notice

MEETING CANCELLED: _____ DATE & TIME CANCELLED: _____

CLERK/BOARD MEMBER CANCELLING THE MEETING: _____

AGENDA

1. Pledge of Allegiance

2. Announcements & Recognitions:

3. Minutes: 10/25/10 Regular & E.S.

4. New Business - 7:05 PM

1. Vote to sign Title V Bonds - Treasurer's Office.
2. Vote to sign Household Hazardous Waste Collection Contract.
3. Vote to sign Plymouth County Control Mutual Aid Agreement.
4. Vote to approve safety recommendations by Sgt. Verhaegen relative to Stop signs on East St., Maple Road, & Erica Ave.
5. Vote to award bid for construction of Barden Hill Tank Circulation System.
6. Execute Extension of Time for Performance re South Middleborough Land Exchange.

5. Hearings - Meetings - Licenses

7:30 PM Public Hearing re Change of Manager, Mitchell Memorial Club
7:40 PM Conservation Commission Agent-Conservation Restriction-Land on Purchade St.

7. Unfinished Business

8. Bills

Dickinson Wright

9. Town Manager's Report

10. Correspondence

11. Other

12. Executive Session - Collective Bargaining, Pending Litigation, Non-Union Contracts

13. Adjourn

Middleborough Board of Selectmen **November 1, 2010**
Meeting Minutes

Chairwoman opened meeting at 7:00 PM by inviting those in attendance to join in the Pledge of Allegiance.

In attendance were: Selectmen M. Brunelle, A. Rullo, M. Duphily, S. McKinnon and S. Spataro, Town Manager C. Cristello and Confidential Secretary J. Shanley.

ANNOUNCEMENTS
Chairwoman announced that the meeting was being televised live by Verizon and Comcast and being tape recorded by Comcast.

Selectwoman Duphily offered her thanks to everyone who contributed to and participated in the Middleborough Friends Annual Halloween Costume Ball Saturday night.

Selectman McKinnon reminded everyone that the following day, November 2, 2010, was Election Day and offered that he would like everyone to get out and vote.

Selectman Spataro noted that the Board had been invited by the Governor's office to attend the Mass Tank Announcement at the Wind Turbine Testing Center at 100 Terminal Street in Charlestown on 10/13/10 where the Governor announced the first off-shore wind project.
Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to send a letter of congratulations to Middleborough-based Mass Tank Sales Corporation who will manufacture foundations and other metal work components of the Cape Wind renewable energy project in Nantucket Sound.

MINUTES
Upon motion by Selectwoman Duphily and seconded by Selectman Spataro, Board voted to approve meeting minutes of 10/25/10. Selectman Rullo abstained.

NEW BUSINESS
Chairwoman noted that the paperwork for the first item on the agenda under New Business had not been submitted until today and reminded everyone that items for the agenda are to be turned into the Selectmen's office by 12 Noon on the Wednesday prior to the meeting.

Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to sign the Household Hazardous Waste Collection contract.

Allin Frawley asked the Board if a list of household items that are allowed could be posted to the website.

Upon motion by Selectwoman Duphily and seconded by Selectman Rullo, Board voted unanimously to approve the Plymouth County Control Mutual Aid Agreement.

Upon motion by Selectman McKinnon and seconded by Selectman Rullo, Board voted to amend previous motion and voted unanimously to authorize Chairman to sign the Plymouth County Control Mutual Aid Agreement.

Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to approve the placement of Stop signs on East Street facing northeast, at the west end of Maple Road where it intersects with Old Center Street and also at the end of Erica Avenue where it intersects with Old Center Street, as recommended by Police Safety Officer Sgt. Verhaegen.

Selectman McKinnon questioned why the Town wouldn't award bid for Barden Hill Tank Circulation System to a business within the State of Massachusetts and keep the money within our own state. Town Manager explained that we are governed by the procurement law to award bids to the lowest bidder. Motion made by Selectman McKinnon and seconded by Selectman Rullo to award bid to Aqualine Utility Corporation. One in favor. Four opposed. Motion defeated.
Upon motion by Selectwoman Duphily and seconded by Selectman Rullo, Board voted unanimously to award bid to lowest bidder, Waterline Services, LLC in the amount of $107,777. Four in favor. Selectman McKinnon opposed.
Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to send letter to state legislators that that the Town would appreciate some flexibility in awarding jobs to those within our state for purposes of keeping work within the state.

Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted unanimously to execute Extension of Time for Performance re South Middleborough Land Exchange.

BILLS
Upon motion by Selectwoman Duphily and seconded by Selectman Rullo, Board voted unanimously to pay bill in the amount of $52,064.36 from Proposed Casino Resort funds to Dickinson Wright, PLLC.

TOWN MANAGER'S REPORT
Town Manager noted letter received from Neptune Technology Group assuring the Town that, in the event that TiSales will not be able to supply products to the Town of Middleborough, Neptune will supply directly.

Town Manager noted letter sent to Pierce Trustees thanking them for their generous donation of $58,422 to the Police Department for two new police cruisers.

Selectman Spataro noted that this past Friday, the Atkins brothers were recognized by the Middleborough Rotary Club as being this year's recipients of the Annual Outstanding Vocational Service Award.

Town Manager noted copy of letter sent to private way citizens regarding sanding and plowing. Selectman Spataro thanked Town Manager for notifying citizens.

Town Manager noted that they have been working with Sysco trying to identify locations for them.

CORRESPONDENCE
#3 – Selectwoman Duphily offered that she appreciates the DPW Director's Earth Removal permit reports. Selectwoman Brunelle requested that the Board's secretary ask Andy Bagas to please add the assigned permit renewal dates to the report sheets.

OTHER
Chairwoman announced that Patricia Kayajan has tendered her resignation from the EMS Committee. The Board appreciates her service to the Town in that capacity.
Upon motion by Selectwoman Duphily and seconded by Selectman Rullo, Board voted unanimously to send letter of thanks noting that the Board appreciates her service to the Town in that capacity.

Brian Giovanoni addressed Board to announce that there have been two seats filled on the EMS Committee. Allin Frawley and Gary Russell have been appointed. The Committee will meet on the third Thursday of each month at the Fire Station. Mr. Giovanoni noted that Pat Kayajan and Bill Warner were exceptional members of the Committee.

Selectman Rullo announced that the first meeting of the I.T. Assessment Implementation Task Force will be this Wednesday, November 3, 2010 at 7 PM at Town Hall.

Allin Frawley encouraged the Board to contact elected officials after tomorrow's elections to follow up regarding the Rotary so that the ball doesn't get dropped. Chairwoman noted that she completely agrees. Mr. Frawley suggested sending a letter on Wednesday to everyone elected. Chairwoman suggested that the Board would send in December.

Mr. Frawley asked that the amount paid Dickinson Wright be repeated. Chairwoman provided amount.

Selectman McKinnon noted that SRPEDD is meeting one week from Wednesday during which he will raise the Rotary matter and where he will insist that it be moved up on the TIF. Town Manager explained that MA DOT has already assigned a private manager to the Rotary and has begun work.

Brian Giovanoni noted that he has not seen the funding for this project. It will be put on bond bill when legislation is back in session. There is no money for this rotary right now. He agreed that we need to keep on top of. Chairwoman indicated that she has full faith that it will come through and that we aren't seeing it because they are not in session right now.

HEARINGS, MEETINGS, & LICENSES

Patricia Cassady addressed Board at 7:35 PM to present Conservation Restriction on Purchade Street. Agent presented a plan to the Board. Upon motion by Selectman Rullo and seconded by Selectman McKinnon, Board voted unanimously to approve.

Upon motion by Selectman McKinnon and seconded by Selectman Rullo, Board voted unanimously to approve Change of Manager application for the Mitchell Memorial Club unanimous.

Chairwoman announced Steve Dooney is not a CPA but rather a Certified Government Accountant. The Town does not offer Sick Leave Buyback so accrual of sick time is one way to offer long-term disability.

NEW BUSINESS

Town Manager explained the Bonds that the Town Treasurer requested be voted and signed. Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted to sign bonds. Chairwoman Brunelle abstained.

Upon motion by Selectman Spataro and seconded by Selectman McKinnon, Board voted by Roll Call to go into Executive Session at 7:49PM to discuss strategy relative to Collective Bargaining, Pending Litigation and Non-Union Contracts and not to return into Open Session. Roll Call: S. McKinnon, Yes; S. Spataro, Yes; A. Rullo, Yes; M. Duphily, Yes; M. Brunelle. Ended at 9:30 PM.

Jackie Shanley, Confidential Secretary
BOARD OF SELECTMEN