



WARRANT FOR SPECIAL TOWN MEETING

Middleborough, Massachusetts

To Bruce D. Gates, 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 3, 2011 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 2012, 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, the Stabilization 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 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 or by borrowing to purchase a 20 passenger special needs school bus for the School Department, 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 or by borrowing to purchase cruisers for the Police Department, 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, or by borrowing to purchase software, licenses, and related materials for various Town departments, or act anything thereon.

~~ARTICLE 7. To see if the Town will vote to raise and appropriate and/or transfer 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 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, the Wastewater Enterprise Unreserved/Retained Earnings Account, or other available source, or by borrowing to purchase and install an emergency generator for the Lane Street Pumping Station for the Wastewater Department, 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 or account, the Wastewater Enterprise Unreserved/Retained Earnings Account, or other available source, or by borrowing for all relevant and necessary expenses associated with the design of the upgrade to the Wastewater Treatment Facility for the Wastewater 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, the Wastewater Enterprise Unreserved/Retained Earnings Account, or other available source, or by borrowing, for repairs to the force sewer main and appurtenances at or near the Route 44 bridge over Interstate Highway 495, to authorize the Board of Selectmen to make such repairs, to authorize the Board of Selectmen to assess betterments/special assessments for the cost of such repairs and to determine the uniform rate or uniform method applicable to such betterments/special assessments, or act anything thereon.

ARTICLE 11. To see if the Town will vote to accept MGL Chapter 32B section 20 in order to establish an Other Post Employment Benefits Liability Trust Fund, or act anything thereon.

ARTICLE 12. To see if the Town will vote to include satellite well installations at the Spruce Street and Rock wells, tank painting and repair, and the upgrading of pumping stations, to the water system improvements project voted under Article 12 of the warrant for the September 23, 2002 Special Town Meeting, or act anything thereon.

ARTICLE 13. To see if the Town will vote to adopt the following by-law:

PAWNBROKER LICENSE FEE

The fee for a license as a pawnbroker or renewal thereof shall be One Hundred Dollars (\$100.00) per license year.

ARTICLE 14. To see if the Town will vote to rescind the dog license demand fee by-law adopted under Article 34 of the 1987 Annual Town Meeting, such rescission to be effective on January 1, 2013, and to adopt the following by-law -

FAILURE TO LICENSE – LATE FEE

~~Section 1.~~ The license period applicable to licenses for dogs required to be obtained under General Laws Chapter 140 by an owner or keeper of a dog shall be the time in a year between January first and the following December thirty-first, both dates inclusive.

Section 2. The owner or keeper of a dog which is required to be licensed under General Laws Chapter 140 shall cause the dog to be licensed for a license period before April first of the license period. If the owner or keeper fails to obtain a license for the dog by April first of the license period, such owner or keeper shall be liable for a late fee of Ten Dollars (\$10.00) to be collected by the Town Clerk at the time the Town Clerk issues a license for the dog. The late fee shall be in addition to license fees, fines, penalties and forfeitures otherwise provided by law. The Town Clerk shall pay all late fees received into the Town treasury.

Section 3. This by-law shall be become effective on January 1, 2013, or act anything thereon.

ARTICLE 15. To see if the Town will accept the provisions of General Law Chapter 31 Section 58A which provides that no person shall be eligible to have his/her name certified for original civil service appointment to the position of police officer if such person has reached the age of thirty-two (qualifying military veterans may be up to age thirty-six) on the date of the entrance examination, or act anything thereon.

ARTICLE 16. To see if the Town will vote to accept Meadowbrooke Lane and Bon View Circle as Town ways as laid out by the Board of Selectmen and to authorize the Selectmen to acquire by eminent domain, or by gift, the fee in the way as shown on the road layout plan on file with the Town Clerk entitled “Street Acceptance Plan, Meadowbrooke Lane and Bon View Circle, Meadowbrooke Farm” prepared by Site Design Engineering, Inc. and dated July 14, 2011, and any related easements, or act anything thereon.

Given, under our hands at Middleborough, this 12th day of September, 2011.

ALFRED P. RULLO, JR.

STEPHEN J. MCKINNON

STEVEN P. SPATARO

ALLIN FRAWLEY

BEN QUELLE
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