

Chairman Dalpe opened the meeting at 6:46 PM.

In attendance were: Selectmen A. Frawley, L. Dalpe, J. Knowlton, N. Rosenthal and D. Stewart; Town Manager R. Nunes and Executive Assistant, Colleen Lieb.

EXECUTIVE SESSION

Upon motion made by Selectmen Stewart and seconded by Selectmen Frawley, the Board voted to enter into Executive Session at 6:46 PM, to return to Open Session, with respect to collective bargaining or litigation that if done in an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the Chair so declares. Polled vote: A. Frawley - Yes, L. Dalpe – Yes, J. Knowlton - Yes, N. Rosenthal and D. Stewart – Yes.

The Board returned to Open Session at 7:04 PM.

Chairman Dalpe continued the meeting by inviting those in attendance to join in the Pledge of Allegiance.

UNANTICIPATED

Selectmen Frawley speaks about the upcoming Middleborough Matters Community Meeting on substance abuse, education on vaping and cigarettes. They will speak about their sticker shock program and youth are welcome.

Steven McKinnon, 870 Plymouth Street, spoke about needing to use his \$25 dump permit as identification when using the recycling bins. He asks the Board to have the DPW look into this as residents should be able to recycle for free. He also asked about purchase of trash bags because he witnessed someone dumping their trash using only the dump permit and they did not purchase bags for the disposal of regular trash. The Town Manager will look into this.

Concerned Residents in the Neighborhoods of Cordial, Clayton, Vernon, Mill, Old Center and Old Pleasants Streets has a representative read into the record a letter dated February 4, 2019 regarding 24 Middleborough Parcels. The Town Manager confirmed that the Developer is aware of this situation and that the Planning Board will be hearing this matter tomorrow evening.

ANNOUNCEMENTS AND RECOGNITIONS

Chairman Dalpe recognized the successful Friends of the Middleborough Cemeteries event that took place this weekend at the Boston Tavern and their Honorary Mayor Election kickoff.

Brian Giovanoni, spoke up the upcoming Mattress Sale put on by the All Sports Boosters Association and the upcoming Baha Brother's Event being put on by the Middleborough Friends.

MINUTES

Upon motion made by Selectmen Knowlton and seconded by Selectmen Frawley, the Board voted unanimously to approve the 1/28/19 minutes as presented.

WARRANTS

Upon motion made by Selectmen Knowlton and seconded by Selectmen Frawley, the Board voted unanimously to authorize the Chairman or her designee to sign the Warrants for week ending 2/9/19.

NEW BUSINESS

Upon motion made by Selectmen Frawley and seconded by Selectmen Rosenthal, the Board voted, four in favor, one against (J. Knowlton) to approve the Host Community Agreement and Development Agreement with Hidden Hemlock.

Peirce Store Building Update – Ted Eayrs

Ted Eayrs, Police Station Building Committee, reviewed with the Board his correspondence dated February 1, 2019. He noted that within three months-time, Chief Perkins will, in accordance with Title VII, Chapter 40, Section 15A, give notice to the Board that the old station is no longer needed and with that notification the old station will be under the care and custody of the Board. He explained that there are compelling reasons to retaining the old station as Town Office space. He also spoke about the backup emergency generator for the fuel depot, which shares the building's electricity. He explains that it is important to keep the building occupied as shutting down the plumbing and heating system would likely have a catastrophic effect on the building, making a future reuse more expensive.

The Selectmen discuss the benefit of keeping the building in the Town's control and note that Town Meeting will be asked to act on the change of use. Selectmen Rosenthal suggests that a working committee be created to look at how it all can come together and then bring it back to the Selectmen to bring it to Town Meeting. It is noted that a structural assessment was done of the building and those plans should be obtained and reviewed.

At 7:58 AM Selectmen Stewart recused herself.

HEARINGS MEETINGS AND LICENSES

CONTINUED HEARING – Elmer Wing, for a Class II Automobile Dealer's License "Internet Only" for property located at 161 East Grove Street, Suite 5, Assessors Map 065, Lot 6495 and continued from January 28, 2019

Elmer and Sandra Wing were present for the discussion. Chairman Dalpe opens the continued hearing. There is a quick review of the three questions that the Board asked previously. It is noted that the question on the Worker's Compensation has been addressed. There is discussion with the applicant on the items that have been stored on the 282 Wareham Street property that the letter from the Conservation Agent is referencing.

Mr. Wing speaks about the stored items and explained that some left today and that some would be leaving tomorrow.

Selectmen Rosenthal asks about the 161 E. Grove Street property and what the owner of that property is doing with all the vehicles.

Mr. Wing explains that he leases a bay at the 161 E. Grove Street property and he has two tow trucks there.

Selectmen Knowlton noted that the Board is still waiting to get verification from the Conservation Commission that the items have been cleared.

There is no further comment.

Upon motion made by Selectmen Rosenthal and seconded by Selectmen Knowlton, the Board voted unanimously to continue the Class II automobile Dealer's License "Internet Only" hearing for Elmer Wing, property located at 161 E. Grove Street to Monday, February 11, 2019 at 7:30 PM.

At 8:02 PM Selectmen Stewart steps back onto the Board.

At 8:02 PM Selectmen Frawley recused himself.

CONTINUED HEARING – A Plus Waste & Recycling Services, Tow answer questions from the judge on paragraphs C & D of the Order for property located at 88 River Street, Assessors Map 002, Lot 5463 and continued from January 7, 2019

Ron High was present for the discussion. Chairman Dalpe opens the continued hearing. She notes that the Selectmen's Office received another package of materials from Mr. High at 4:45 PM on Friday (2/1/19). These documents have not been provided to the Board as they did not meet the "Wednesday noontime prior to the meeting" deadline.

The Board noted that the large packet of materials submitted previously from Mr. High totaled approximately 100 pages. It is noted that the Board can accept those materials along with the emails provided by the Executive Assistant regarding odor.

Ron High, A Plus Waste, states for the record that agrees what he presented can be put into the record.

Upon motion made by Selectmen Rosenthal and seconded by Selectmen Knowlton, the Board voted unanimously to accept the documents provided by Mr. High and the emails in regarding to odor as provided by the Executive Assistant.

Upon motion made by Selectmen Rosenthal and seconded by Selectmen Knowlton, the Board voted unanimously to close the hearing and take the matter under advisement.

The Board agrees to hold an Executive Session with Town Counsel to help the Board answer on items C & D on February 11, 2019 at 6:55PM.

At 8:10 PM Selectmen Frawley stepped back onto the Board.

NEW BUSINESS (continued)

The Board briefly discusses the request to consider postponing action on the letter until the February 11, 2019 meeting when all parties are able to attend. The Board decides to move forward with the Cease and Desist.

Upon motion made by Selectmen Rosenthal and seconded by Selectmen Knowlton, the Board voted unanimously to send a Cease & Desist for 144 E. Grove Street, Assessors Map 065, Lot 4791.

Upon motion made by Selectmen Knowlton and seconded by Selectmen Stewart, the Board voted unanimously to approve the 20th Annual Best Buddies Challenge to take place on June 1, 2019 and approve the route as indicated.

Upon motion made by Selectmen Knowlton and seconded by Selectmen Frawley, the Board voted unanimously to approve the charity bike ride event, the 4th Annual Tour de Crème – On Sunday, May 19, 2019 at 11:30 AM and approve the route as indicated.

At 8:30 PM Selectmen Stewart recused herself.

Upon motion made by Selectmen Frawley and seconded by Selectmen Knowlton, the Board voted unanimously to approve the Fifth Annual Bat run 5k Road Race put on by the Jesse Heikkila Foundation for Sunday, September 5, 2019 starting at 10 AM and approve the route as indicated.

At 8:35 PM Selectmen Stewart stepped back onto the Board.

Upon motion made by Selectmen Frawley and seconded by Selectmen Knowlton, the Board voted unanimously to request the Comcast Engineering Department to make the switch to allow the MCCAM channel to be aired in Lakeville on Friday evening (3/22/19) before the auction (2/23/19 & 3/24/19) and then switch back Monday morning (3/25/19) after the auction.

FY '20 Budget Presentation

Robert Nunes, Town Manager, reviewed with the Board the proposed FY '20 budget presentation for the Town. It is noted that each of the individual budgets will be presented to the Board over the next three to four meetings.

TOWN MANAGER'S REPORT

R. Nunes, Town Manager, reviewed with the Board his Town Manager's Report which covers January 28th through February 1st. He spoke briefly about the successful Regional Local Emergency Planning Meeting

REPORT ON BOARDS COMMITTEES AND COMMISSIONS

Selectmen Frawley speaks about the Charter Review Committee and how the group should become active in 2019 in order to adopt any changes in 2020. He asks the Town Manager to look at that.

Selectmen Stewart spoke about the opening on the Conservation Commission.

CORRESPONDENCE

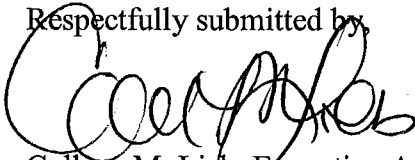
#3 – Selectmen Stewart referenced the \$7,055.25 matching grant received from The Nature Conservancy for Woloski Park.

#1 – Selectmen Frawley spoke about the SPREDD Listening Session to be held on February 13, 2019 at the Southworth Library.

ADJOURNMENT

Upon motion made by Selectmen Stewart and seconded by Selectmen Frawley, the Board voted unanimously to adjourn at 9:01 PM.

Respectfully submitted by,



Colleen M. Lieb, Executive Assistant
MIDDLEBOROUGH BOARD OF SELECTMEN