

Town of Middleton Massachusetts



Special Town Meeting

Tuesday, November 7, 2017, 7:00 P.M.

Meeting to be held at Howe Manning School Gymnasium
26 Central Street, Middleton, MA

Dedication to Gimmie Sue Valacer



The Town of Middleton lost an advocate and friend with the passing of Gimmie Sue Valacer on April 3, 2017. Gimmie Sue grew up in the metropolitan Detroit Area. She graduated in 1970 from Lake Shore High School. She moved around the country, making people laugh, and creating lifelong friendships wherever she went. After marrying in 1984, she settled in Middleton where she would take on the roles of a stay at home mother, life-long volunteer, fundraiser and real estate agent.

Gimmie Sue was passionate about many things, the most important of these being her faith and family. She possessed an ability to make others feel understood and important; never missing an opportunity to help those in need. As a wife, mother, volunteer and real estate agent she touched many lives. As her colleague Jon Gray, remembered Gimmie Sue in his comments to the Tri-Town

Transcript, “She was just an overall great person. Anything to make other people happy is what she was about. She was all about giving back.”

Gimmie championed a wide variety of projects in the schools and community. For some time she was best known as the penny lady spearheading the annual penny challenge at the Fuller Meadow and Howe Manning Elementary Schools, raising over \$25,000 for Middleton PTO enrichment projects. She spent much of her time as head of the Middleton School Committee improving the Middleton school system and curriculum. Year after year she was the loudest witch at the town’s annual Pumpkin Festival, helped at the Winter Festival and Chief Wills Day, volunteered with the Cub Scouts, taught CCD and donated her time at Haven for Hunger.

Gimmie’s passion for improving children’s lives drew her to chairing the Friends of the Neighbors-In-Need Program. The program helps Middleton families and children in need, so that over 100 children each year receive just what they want for Christmas. As Judy Gallerie, the Assistant Director at the Flint Public Library, commented on Gimmie Sue’s involvement in the Neighbors-In-Need Program, “Gimmie Sue’s mission was to make sure every child got his or her wish at the holidays. She cared so much about every single family and child. Gimmie Sue had such a positive influence on people that they were always willing to step up and help out when she asked.” We are a healthier and stronger community due to Gimmie Sue’s contributions and we express our sincere gratitude to Gimmie Sue and her family for her service to the residents of Middleton.

Middleton Board of Selectmen

Brian M. Cresta, Chairperson
Kosta E. Prentakis, Secretary
Timothy P. Houten
Rick Kassiotis

Todd Moreschi

Andrew J. Sheehan, Town Administrator
Ryan Ferrara, Assistant Town Administrator

**TOWN OF MIDDLETON
SPECIAL TOWN MEETING
THE COMMONWEALTH OF MASSACHUSETTS
NOVEMBER 7, 2017**

ESSEX s.s.

To the Constable of the Town of Middleton in the County of Essex.

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify and warn the inhabitants of said Town qualified to vote in Elections and Town Affairs, to meet at the Howe Manning School Gymnasium at 26 Central Street in said Middleton on **Tuesday, November 7, 2017, at 7:00 p.m.**, then and there to act on the following articles:

To transact any other business that may lawfully come before this meeting.

1. On petition of the Board of Selectmen, to see if the Town will vote to accept as public ways the three ways comprising the streets in the Olde Boxford Estates Subdivision shown as Norma Way, Kassiotis Lane, and Right of Way [also known as Butler Lane] on a plan entitled "Roadway Acceptance Plan of Land Norma Way/Kassiotis Lane, Middleton, Mass. 01949, Prepared for Olde Boxford Estates, LLC, by Otte & Dwyer, Inc. Land Surveyors", dated February 2, 2017, consisting of two sheets, as laid out by the Board of Selectmen under Massachusetts General Laws, Chapter 82, Section 22, and in compliance with the Planning Board's Subdivision Rules and Regulations for new streets; or take any other action relative thereto.

Planning Board Recommendation: The Planning Board unanimously voted to recommend that Norma Way, Kassiotis Lane, and the short Right of Way included in the subdivision be accepted as public ways.

2. On petition of the Board of Selectmen and Finance Committee, to see if the Town will vote to accept the provisions of Chapter 40, Section 5B of the Massachusetts General Laws establishing a Capital Stabilization Fund and to raise and appropriate, borrow or transfer from available funds a certain sum to said fund; or taken any action relative thereto.

Purpose: The Capital Stabilization Fund will be a reserve fund to hold funds for purchase of capital items or to pay debt service for capital items. The Capital Stabilization Fund will be separate and distinct from other stabilization funds. From time to time, the Administration will ask Town Meeting to transfer funds to the Capital Stabilization Fund from Free Cash or other sources.

3. On petition of the Board of Selectmen, Middleton School Committee and Finance Committee, to see if the Town will vote to raise and appropriate, borrow, or transfer from available funds a certain sum to the Special Education Stabilization Fund; or take any other action relative thereto.

Purpose: The Special Education Stabilization Fund is a reserve fund established on May 10, 2016 to be used to set aside funds to be expended at a later date to offset the impact of anticipated special education costs. The Special Education Stabilization Fund will be separate and distinct from other stabilization funds. From time to time, the Administration will ask Town Meeting to transfer funds to the Special Education Stabilization Fund from Free Cash or other sources.

4. On petition of the Board of Selectmen, Middleton School Committee and Finance Committee, to see if the Town will vote to raise and appropriate, borrow, or transfer from available funds \$135,000 to the Special Education Reserve Fund; or take any other action relative thereto.

Purpose: The Special Education Reserve Fund is a fund established on May 9, 2017 to be used to set aside funds to be expended during the fiscal year to offset the impact of extraordinary and unforeseen special education expenses. The Special Education Reserve Fund may be spent under authorization of the School Committee and Board of Selectmen.

5. On petition of the Board of Selectmen and Finance Committee, to see if the Town will vote to raise and appropriate, borrow or transfer from available funds \$20,000 to pay for the costs associated with the acquisition or disposal of real property.

Purpose: The Town is working to acquire land for public facilities and to sell Town-owned land on Locust Street. The Town needs to engage professionals to conduct assessments such as appraisals, environmental assessments, and surveys. Funds appropriated under this article would not be used for the acquisition of any real property.

Planning Board Recommendation: A motion by the Planning Board to recommend approval of Article #5 failed with a vote of 2-2.

Master Plan Committee Recommendation: A motion by the Master Plan Committee to recommend approval of the article passed unanimously.

6. On petition of the Board of Selectmen, Electric Light Commission, Finance Committee, and Board of Assessors, to see if the Town will vote to authorize the Board of Selectmen to enter into a Payment in Lieu of Taxes (PILOT) Agreement with HG Solar Systems, LLC with respect to a solar energy project located behind 230 South Main Street, Assessors Map 30, Lot 188C; or take any other action relative thereto.

7. On petition of the Board of Selectmen and Finance Committee, to see if the Town will vote to raise and appropriate, borrow or transfer from available funds \$25,000 to pay for repairs to Memorial Hall; or take any other action relative thereto.

8. Citizens Petition submitted by Phil Lippens and one-hundred registered voters:

To see if the Town will vote to petition the General Court to the end that legislation be adopted precisely as it appears below. The General Court may make clerical or editorial changes of form only to the bill unless the Board of Selectmen approves amendments to the Bill before enactment by the General Court. The Board of Selectmen is hereby authorized to approve amendments which shall be within the scope of the general public objectives of this petition, or take any other action thereon.

AN ACT AUTHORIZING THE TOWN OF MIDDLETON TO GRANT TWO (2) ADDITIONAL ALL ALCOHOL LIQUOR LICENSES NOT TO BE DRUNK ON THE PREMISES

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same as follows:

SECTION 1. (a) Notwithstanding section 17 of chapter 138 of the General Laws, the licensing authority of the town of Middleton may grant two additional licenses for the sale of all alcoholic beverages not to be drunk on the premises pursuant to section 15 of said chapter 138. The license shall be subject to all of said chapter 138, except said section 17.

(b) The licensing authority shall not approve the transfer of a license granted pursuant to this act to any other person, corporation or organization for a period of 3 years from the date of original issuance or to any other location; provided, however, that after the expiration of such period the licensing authority may grant the license to a new applicant at the same location if the applicant files with the licensing authority a letter from the department of revenue and a letter from the department of unemployment assistance indicating that the license is in good standing with those entities and that all applicable taxes, fees and contributions have been paid.

(c) If a license granted pursuant to this act is cancelled, revoked or no longer in use, it shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the licensing authority which may then grant the license to a new applicant under the same conditions as specified in this act.

SECTION 2. This act shall take effect upon its passage.

9. On petition of 200 or more registered voters, to see if the Town will vote to:

1. Authorize the permanent dedication to active recreational purposes of the Natsue Way Recreation Area, Assessors map 32, parcels 6B, 6C, and portions of parcels 6A and 10, consisting of 35 acres, more or less, as shown on a plan entitled “Dedicated Recreational Area Plan of Land in Middleton, MA”, made by Langdon Environmental, dated April 20, 2017, in accordance with Massachusetts General Law Chapter 45, Section 3;
2. Authorize the Board of Selectmen to act as Park Commissioners pursuant to Massachusetts General Law Chapter 45, Section 2;
3. Appropriate and authorize the Treasurer with the approval of the Board of Selectmen to borrow the sum of \$3,890,625, for the purpose of improving for recreational purposes said land, including the payment of costs incidental or related thereto; subject to the award of a grant in an amount up to \$400,000 of project costs from the proceeds of the PARC (Parkland Acquisitions and Renovations for Communities) grant;
4. Authorize the Board of Selectmen to file, on behalf of the Town of Middleton, any and all applications deemed necessary for grants and/or reimbursements from the Commonwealth of Massachusetts under the PARC (Parkland Acquisitions and Renovations for Communities) grant;
5. To authorize the Board of Selectmen to enter into all agreements and contracts and execute any and all instruments as may be necessary or convenient on behalf of the Town of Middleton to effectuate said project including any measures to mitigate any possible impacts on abutting property owners;
6. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with Chapter 44, Section 20 of the General Laws, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount.

Or take any other action relative thereto.

Planning Board Recommendation: A motion by the Planning Board to recommend approval of Article 9 failed with a vote of one (1) in favor and three (3) against.

Master Plan Committee Recommendation: A motion by the Master Plan Committee to recommend approval of the article passed unanimously.

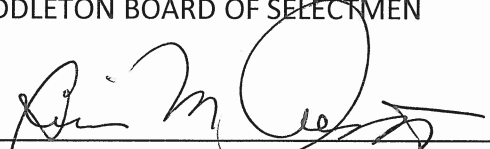
End of Special Town Meeting Warrant

And you are directed to serve this Warrant by posting up attested copies thereof at Memorial Hall, Post Office, Store at Howe Station Market, Ferncroft Towers and Fuller Pond Village in said Town fourteen days, at least, before the time of holding said meeting.


HEREOF FAIL NOT, and make due return of this Warrant, with your doings thereof, to the Town Clerk at time and place of meeting aforesaid.

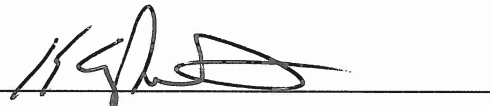
Given under our hands this 10th day of October in the year of our Lord Two Thousand Seventeen.

MIDDLETON BOARD OF SELECTMEN

s. 

s. 

s. 

s. 

s. 

A true copy Attest:

s. _____
Constable of the Town of Middleton

_____ Date Posted

Town of Middleton
Finance Committee
Memorial Hall
48 South Main St.
Middleton, MA 01949

Permit 52
Middleton MA
01949

Resident
Middleton, MA 01949