

Michael Borg
Town Manager



TOWN OF NORTH ATTLEBOROUGH
43 South Washington Street
North Attleborough MA 02760
508-699-0100

INTEROFFICE MEMORANDUM

DATE: Wednesday, May 14, 2025
TO: Town Clerk Pat McNielly
FROM: Michael Borg
CC: Executive Assistant Gail Heidke
Town Accountant Linda Catanzariti
Assistant Town Accountant Tammy Baillargeon
RE: Measure 2025-080- Authorization to Transfer Funds in the amount of \$60,000 to the K.P. Law Legal Services Account 011519-530003 from Town's Reserve Fund 011329-578000.

Pat McNielly
APPROVED BY J. MOLABSTO
BY OIL
14 MAY 25

Town Council Meeting- President Justin Paré
Measure 2025-080- Authorization to Transfer Funds in the amount of \$60,000 to the K.P. Law Legal Services Account 011519-530003 from Town's Reserve Fund 011329-578000.

Purpose and Justification:

The purpose of this measure is to authorize the transfer of \$60,000 from the Town's Reserve Fund to the Legal Services line item to address unanticipated legal expenses incurred over the past several months.

The Town has been involved in a series of complex and time-sensitive legal matters that have resulted in significantly increased legal expenditures beyond what was forecasted in the FY25 operating budget. These matters include a combination of litigation, land use issues, regulatory challenges, and contractual disputes that required immediate and sustained legal representation.

The following cases and matters have contributed to the increased legal service costs:

Bankert/Vikon Properties
451 Elm Street
40R Development on Kelley Boulevard
40B Development on Draper Avenue
Marijuana-related matters: Holland Brands & Green Leaf Health
Town vs. Brady
Ledgehill vs. Conservation Commission
Webster Mills site-related matters
Town vs. Cunningham
Town vs. Mason
Town vs. Hilltop LLC

Given the scope and volume of these legal issues, this transfer is necessary to ensure that the Town remains in compliance with contractual obligations for legal representation and is able to effectively defend its interests in ongoing and future proceedings.

This measure will allow the Town to maintain financial continuity in legal operations without disrupting other departmental budgets, ensuring the Town can continue to respond to legal matters with appropriate diligence and resources.

The Town Council met on April 28, 2025, and on behalf of the Town Council, a motion was made by Vic-President Simmons to refer Measure 2025-080- Authorization to Transfer Funds in the amount of \$60,000.00 to the K.P. Law Legal Services Account 011519-530003 from the Town's Reserve Fund 011329-57800 to an Executive Session of the Finance Sub-Committee for further review and discussion.

Councilor Slobogan seconded the motion.

Motion carried 7-0.

The Finance Sub-Committee met in Executive Session on May 8, 2025, and on behalf of the Committee, a motion was made by Councilor Donovan to refer **Measure 2025-080-** Authorization to Transfer Funds in the amount of \$60,000 to the K.P. Law Legal Services Account 011519-530003 from Town's Reserve Fund 011329-578000 back to the Full Town Council with a favorable recommendation.

The motion was seconded by Councilor Costello.

A Roll Call Vote was taken:

Vice-President Simmons	YES
Councilor Donovan	YES
Councilor Costello	YES
Councilor St. Pierre	YES
Craig Cameron	YES

Motion carried 5-0.

The Town Council met on May 12, 2025, and on behalf of the Town Council, a motion was made by Vice-President Simmons to approve **Measure 2025-080-** Authorization to Transfer Funds in the amount of \$60,000 to the K.P. Law Legal Services Account 011519-530003 from Town's Reserve Fund 011329-578000.

The motion was seconded by Councilor Donovan.

Roll Call Vote was taken:

President Pare'	YES
Vice-President Simmons	YES
Councilor Costello	YES
Councilor Donovan	YES
Councilor St. Pierre	YES

Councilor Gould	YES
Councilor Shanahan	YES

Motion carried. 8-0.