

**TOWN OF LAKEVILLE
Board of Selectmen
Meeting Minutes
December 9, 2019 – 6:30 PM
Lakeville Police Station – 323 Bedford Street**

On December 9, 2019, the Board of Selectmen held a meeting at 6:30 PM at the Lakeville Police Station. The meeting was called to order at 6:30 PM by Chairman Fabian. Selectmen present were: Chairman Fabian, Selectman Powderly and Selectman LaCamera. Also present were Maureen Candito, Town Administrator, Tracie Craig-McGee, Executive Assistant and Lorraine Carboni, Town Coordinator. LakeCAM was recording the meeting for broadcast.

Board of Selectmen Announcements

Selectman LaCamera read the announcements.

Public Input Session

There was no input from the public.

Town Administrator's Report

Ms. Candito reviewed the Town Administrator's Report and discussion was held on several items.

Review and vote to approve Selectmen Meeting Minutes of July 15, 2019; October 7, 2019; and November 25, 2019

Upon a motion made by Selectman Powderly and seconded by Chairman Fabian, it was:

VOTED: To approve the Selectmen Meeting Minutes of July 15, 2019 and October 7, 2019.
Two (2) in favor; one (1) abstention (Selectman LaCamera).

Upon a motion made by Selectman LaCamera and seconded by Chairman Fabian, it was:

VOTED: To approve the Selectmen Meeting Minutes of November 25, 2019.
Two (2) in favor; one (1) abstention (Selectman Powderly).

Meet with Mark Walter of SunMulti Sport Events, Police Chief Perkins, Lt. Joyce and Park Commission to discuss the Patriot Triathlon and Cranberry Trifest races

Mark Walter of SunMulti Sport Events; Police Chief Matthew Perkins; Lt. Sean Joyce; and Scott Holmes and Mike Nolan of the Park Commission were present for the discussion. Mr. Walter reviewed the history of SunMulti Sport Events, his experience and the company's record on donations and fees paid to the venues. The Cranberry Trifest is a two (2) day event. A new run course has been instituted on Sunday to eliminate overlap of runners and bike riders. For the Patriot Triathlon, a new bike course has been designed with less mileage in Lakeville.

Mr. Holmes said this is the Park's largest fundraiser. In the past five (5) years, they have had a great relationship with Mr. Walter. Chief Perkins provided statistics on any incidents from 2010. It averages

two (2) calls per event, but some of the events have no impact on public safety. They have worked with Mr. Walter to change the route to address trouble spots and having detail officers. The participants need to know this is an open course with vehicles. When the bikes come through Heritage Hill onto Highland Road, traffic gets backed up. We tell the riders to stop; some obey and some do not. Mr. Walter said he has told people they will be disqualified if they do not obey the officers and the rules of the road.

Selectman Powderly said he is okay with the race, except for the bike riders that ride across the road. Selectman LaCamera asked about the number of participants. Mr. Walter said approximately 700 for the Patriot Triathlon and approximately 500 per day for the Cranberry Trifest. Mr. Walter said the participation fees range from \$40.00 to \$145.00 for the Cranberry Trifest. The Park Commission receives \$5.00 per participant. Mr. Walter said approximately \$35,000 was generated for the volunteer groups and venues. Selectman LaCamera asked how much went to the volunteers. Mr. Walter said approximately \$10,000. Mr. Walter said the fee is \$225-\$290 for the Patriot Half Triathlon. Selectman LaCamera felt that with the amount of participants, the Town should be receiving more in fees.

Chairman Fabian expressed her concern about the bike riders not obeying the Police and the multiple riders riding across. The Superintendent of Streets sends the sander out to sweep the course. Some Towns have a usage fee, and we may consider that going forward. Mr. Walter said he can commit to a larger donation for the Patriot Half Triathlon to the Park Department. Discussion occurred with Mr. Nolan and Mr. Holmes regarding the fees to the Park Department. Selectman LaCamera felt the fee should be doubled to \$10.00 per participant. Mr. Walter said if the Park Commission decides to adjust the fee, he will work with the Town. Mr. Walter agreed to increase the donation from the Patriot Half Triathlon to \$1,500.

Upon a motion made by Chairman Fabian and seconded by Selectman Powderly, it was:

VOTED: To approve the Cranberry Trifest on August 15 and August 16, 2020.
Unanimous in favor.

Upon a motion made by Selectman LaCamera and seconded by Chairman Fabian, it was:

VOTED: To approve the Patriot Half Triathlon on June 20, 2020.
Unanimous in favor.

Meet with Fire Chief O'Brien regarding his letter on the Fire Department conditions

Fire Chief Michael O'Brien was present for the discussion. Chief O'Brien said the current Fire Station does not serve the mission, but there is not a plan to address the needs of the Department. He would like to develop a body to look at the Fire Department to make a plan for the future. In its current state, it is hard to position the equipment and there are health and safety issues. Selectman Powderly said we have money in repair and maintenance. We could increase it and earmark it for the Fire Station. Some of these things can be done without a new building; some can't be done without a new building. He suggested working on an action plan. Chief O'Brien said it is not a maintenance issue. He spoke about shared facilities with the male and female firefighters; bays that cannot accommodate the size of the trucks and health and safety issues. Selectman Powderly suggested working on the things we can do. He can't support a new facility in the near future.

Selectman LaCamera said he felt that the immediate problems need to be addressed. There is definitely a space problem. This is four (4) to five (5) years out, but we can address the short term problems. There is a space problem in the Fire Station and Town Hall. Chairman Fabian said improvements can be made to the Fire Station on a consistent basis. There should be a group formed to identify the issues and what can be done. Ms. Candito said that she and the Building Commissioner have

spoken about a permanent building committee to evaluate all Town Buildings. We have space concerns that we can't address because the building is owned by Taunton. Chairman Fabian would like to discuss a permanent building committee in May.

Meet with Jamie Bissonnette to discuss Taunton Water Application for property located at 5 Harding Street

Jamie Bissonnette from Zenith Engineering was present for the discussion. Chairman Fabian noted that this was tabled at the last meeting. Mr. Bissonnette said there were two (2) applications originally, but they are withdrawing the application for the three (3) residential lots. They will go with wells. For 5 Harding Street, this is an 8" line, and we will tie into the Taunton main across the street. There will be a hydrant in the front. We are asking for 3,000 gallons per day. Discussion occurred regarding the water only being for Lot 9 on the plan.

Upon a motion made by Selectman LaCamera and seconded by Chairman Fabian, it was:

VOTED: To approve the water allocation for 3,000 gallons per day for 5 Harding Street for commercial use only.
Unanimous in favor.

Meet with Jose Invencio of LakeCAM to discuss filming of Board of Selectmen segments

This item was tabled.

Discuss FY21 budgets

This item was not discussed.

Discuss temporary freeze on Marijuana Host Community Agreements

Ms. Candito said the six (6) month temporary moratorium on the Host Community Agreements has expired. Since there are planned zoning issues for the next Town Meeting, Town Counsel agreed it might be prudent to not sign any more Host Community Agreements until after Town Meeting.

Upon a motion made by Selectman LaCamera and seconded by Chairman Fabian:

VOTED: To continue the temporary freeze on the Marijuana Host Community Agreements until after the Annual Town Meeting is held.
Unanimous in favor.

Discuss upcoming MMA Trade Show

Chairman Fabian asked if anyone would be attending. No one from the Selectmen's Office will be attending this year.

Review revised Earth Removal regulations

Chairman Fabian said it was determined that Town Counsel felt the by-law needed to be completely re-written, but it has not been finalized. The fee schedule needs to be discussed. Selectman LaCamera spoke about the 100,000 cubic yards that was removed with no permit for

the LeBaron project. Selectman Powderly noted that they came forward with a check for that material. Selectman LaCamera spoke about the lack of as built plans prior to and after to determine what was taken out. Chairman Fabian asked for this to be placed on the next meeting.

Request from Town Clerk to approve Warrant for Annual Town Election – April 6, 2020

Chairman Fabian said the Town Clerk has requested the Board to approve the Warrant for the Annual Town Election on April 6, 2020. The positions available were read into the record.

Upon a motion made by Selectman LaCamera and seconded by Chairman Fabian, it was:

VOTED: To approve the Annual Town Election to be held on April 6, 2020 from 12:00 PM to 8:00 PM at the Loon Pond Lodge at 28 Precinct Street for Precincts 1, 2 and 3 and to approve the Warrant as presented.
Unanimous in favor.

Review and vote to approve annual Liquor License Renewals

Selectman LaCamera read the Liquor Licenses to be renewed into the record.

Upon a motion made by Selectman LaCamera and seconded by Chairman Fabian, it was:

VOTED: To approve the Annual Liquor License Renewals as follows: *Package Store Wine & Malt*: Gulf Resources, Inc.; *Package Store All Alcohol*: Mahant NE Sang Corp., dba Lakeville Liquors and Market; BBP, Inc., d/b/a Muckey's Liquors; Tamarack Wine & Spirits, Inc.; and Aarav Liquors, Inc., dba Star Liquor Market; *Restaurant All Alcohol*: Hawaii Corp, d/b/a/ Orchid of Hawaii Restaurant; Poquoy Brook Golf Club, LLC, dba Poquoy Brook Pub; Lakeville Golf Club, Inc., dba Lakeville Golf Club; LeBaron Operating Company, LLC dba LeBaron Hills Country Club; The Back Nine Club, LLC, dba The Back Nine Club; Baldies Pizzeria, Inc. Ken & L Inc., dba Saga Sushi; *Club All Alcohol*: Lakeville Fraternal Order of Eagles, Aerie No. 3994; *General On Premise Wine & Malt*: Lakeville Virtual Entertainment Group, Inc., dba The Broken Tee Virtual Golf Club and *General On Premise All Alcohol*: The Bartending Service of New England, LLC with expiration dates of December 31, 2020.
Unanimous in favor.

Review and vote to approve annual Class I and Class II License Renewals

Selectman LaCamera read the list of Class I and Class II licenses up for renewal.

Upon a motion made by Selectman LaCamera and seconded by Chairman Fabian, it was:

VOTED: To renew the following *Class II Used Car Sale Licenses*: Salvatore Cucinotti, dba SC Auto - 19 South Kingman Street; United Automotive Services - 298 Bedford Street; Lakeville Auto Sales – 35 Taunton Street; Chris Altieri, dba C&E Enterprises – 43 Freetown Street; Leonardo Solana, dba Solana Auto Sales – 18 Staples Shore Road; Andrews Family Automotive – 79 Main Street; Linda Bury

& Jason Bury, dba Elite Auto Sales – 431 Bedford Street David Rose, dba Dave's Auto – 67 Main Street and *Class I Used Car Sale Licenses*: Rousseau's Recreation Rentals, Inc.– 150 Bedford Street; Route 44 Collision Center RV's & Boats – 8 Harding Street and Bradford Trailer Sales – 10 Harding Street with expiration dates of January 1, 2021.

Unanimous in favor.

Review and vote to approve annual Common Victualler License Renewals

Chairman Fabian said the Common Victualler Licenses needed to be renewed. It was noted that Ken & L Inc., dba Saga Sushi and J&J Seafood had not sent it their renewals.

Upon a motion made by Selectman LaCamera and seconded by Chairman Fabian, it was:

VOTED: To approve the Common Victualler Licenses to expire on December 31, 2020 as follows: Baldies Pizzeria, Inc. – 40 Main Street; Cisco Corporation Inc. dba Cisco Cisco's Pizza – 166 County Street; **Aramark Educational Services, LLC** For the F/L School System – 96, 100, and 112 Howland Road and 232 Main Street; The Sunshine Café – 12 Harding Street; Royal Pizza – 68 Main Street; Somethin's Brewin' Book Café, Inc. – 241 Main Street; Tand, Inc., d/b/a Subway – 330 Bedford Street; Nexdine, LLC (for Ocean Spray) – One Ocean Spray Drive; The Back Nine Club, LLC, dba The Back Nine Club – 17 Heritage Hill Road; Poquoy Brook Golf Club, LLC d/b/a Poquoy Brook Pub – 20 Leonard Street - Hawaii Corp., dba Orchid of Hawaii Restaurant – 201 Bedford Street; Lakeville Aerie #3994 Fraternal Order of Eagles, Inc. – 217 County Street; Lakeville Virtual Entertainment Group dba The Broken Tee Virtual Golf – 166 County Road; Lakeville Golf Club, Inc. dba Lakeville Golf Club – 44 Clear Pond Road; Assawompset Golf Company, LLC/dba LeBaron Hill Country Club – 183 Rhode Island Road; Sandy LLC (Dunkin Donuts) – 330 Bedford Street; and Corporate Chefs, Inc. (Talbots) – 175 Kenneth Welch Drive.

Unanimous in favor.

Review and vote to approve annual Dancing on Weekdays; Public Entertainment on Sundays; Livery; and Coin Operated Amusement Licenses

Upon a motion made by Selectman LaCamera and seconded by Chairman Fabian, it was:

VOTED: To approve the following licenses: Livery License with an expiration of December 31, 2020: JP's Limousine Service (1 vehicle); Dancing on Weekdays Licenses with an expiration of December 31, 2020: LeBaron Operating Company, LLC, dba LeBaron Hills Country Club; Lakeville Aerie #3994 Fraternal Order of Eagles, Inc.; Lakeville Golf Club, Inc., dba Lakeville Golf Club, Inc.; and Hawaii Corp., dba Orchid of Hawaii; Coin Operated Amusements Licenses with an expiration of December 31, 2020; Lakeville Aerie 3994, Fraternal Order of Eagles, Inc. (2 machines) and Lakeville Golf Club, Inc., dba Lakeville Golf Club, Inc. (1 machine); and Public Entertainment on Sundays Licenses with an expiration of December 31, 2020: LeBaron Operating Company, LLC, dba LeBaron Hills Country Club; Hawaii Corp., dba Orchid of Hawaii;

Lakeville Aerie #3994 Fraternal Order of Eagles, Inc. and Lakeville Golf Club, Inc., dba Lakeville Golf Club, Inc.
Unanimous in favor.

Vote to accept resignation of Katherine Desrosiers from Finance Committee and discuss filling vacancy

Chairman Fabian read the resignation letter from Katherine Desrosiers from the Finance Committee into the record.

Upon a motion made by Selectman LaCamera and seconded by Chairman Fabian, it was:

VOTED: To accept the resignation letter from Katherine Desrosiers from the Finance Committee and to send a letter of thanks.
Unanimous in favor.

The vacancy will be advertised with a January 6, 2020 deadline.

Review and vote to approve Recording Secretary Job Description

Chairman Fabian said a Job Description has been prepared for a Recording Secretary. This is to try to help the Boards, Committees and Commission to keep on top of their minutes.

Upon a motion made by Selectman LaCamera and seconded by Chairman Fabian, it was:

VOTED: To approve the Job Description for the Recording Secretary.
Unanimous in favor.

New Business

Ms. Candito said that on social media there were photographs of some illegal dumping. There are fines of \$50.00 for illegal dumping. Selectman Powderly noted that there have been other cases where DEP has been involved and put out cameras with thousands of dollar fines. Ms. Candito said we can alert DEP of problem areas.

Ms. Candito said Nate Darling asked that Derek Macedo be appointed as Emergency Health Agent.

Upon a motion made by Selectman LaCamera and seconded by Chairman Fabian, it was:

VOTED: To appoint Derek Macedo as Temporary Emergency Health Agent.
Unanimous in favor.

Old Business:

Discuss Advanced Posting Notices

Chairman Fabian said the Planning Board, Conservation Commission and Zoning Board of Appeals set their meeting schedule annually. Discussion occurred regarding using the Town's website for residents to be able to find out when meetings are held. Selectman LaCamera said he would like this looked at further.

Revisit Various Selectmen Positions for Reorganization

This was not discussed.

Any other business that may properly come before the Board of Selectmen

FY20 Budget

Selectmen Powderly said the minutes of the November 25, 2018 meeting state that the Selectmen voted to spend the money in the overlay account. He explained what had happened with that account. The money was used for one-time items; not to balance the budget. Selectman LaCamera said if you look at the \$29 million budget that was recommended, there was no money put into OPEB for FY20. Selectman Powderly said that would generally be transferred out of Free Cash. We used it for Capital. Selectman LaCamera said the entire tax levy was used for the Town Budget. By not putting money into overlay, it was used for wages and expenses. \$183,000 was used from Free Cash to balance the budget. Discussion occurred regarding the use of overlay funds.

Site Plan Review Request for Island Terrace Project:

Selectman Powderly said traditionally the Board has no comment. Selectman LaCamera said we are supposed to receive the plans ten (10) days prior to the Planning Board Meeting. No one has had a chance to review the plan. It was decided to send a memo stating that the Board had no comments at this time.

Adjournment

Upon a motion made by Selectman LaCamera and seconded by Selectman Powderly , it was:

VOTED: To adjourn the Selectmen's Meeting at 8:49 PM.
Unanimous in favor.

OTHER ITEMS

1. Email from Jesse Medford regarding Community Development Committee

List of documents provided at the Board of Selectmen Meeting of December 9, 2019

1. Agenda Page – Announcements
2. Agenda Page – Public Input Session
3. Agenda Page - Town Administrator's Report
4. Selectmen Meeting Minutes: July 15, 2019; October 7, 2019 and November 25, 2019
5. Certificate of Insurance; presentation from Mark Walter; letters regarding Patriot Triathlon and Cranberry Trifest; proposed routes; emails from Fire Chief; letter from Police Lt. Joyce
6. Letter from Fire Chief and photographs
7. Application for Taunton Water allocation; site plan showing water line; email from Jamie Bissonnette
8. Agenda Page – Filming of Board of Selectmen Segments
9. Agenda Page – Discuss FY21 Budgets
10. Section of Selectmen Minutes of May 6, 2019
11. Agenda Page – Upcoming MMA Trade Show
12. Section of Selectmen Minutes of August 21, 2017; current earth removal by-law; proposed earth removal by-law; emails from Town Counsel
13. Proposed Warrant for Annual Town Election; list of terms up for election
14. List of liquor licenses for renewal
15. List of Class 1 Dealers and Class 2 Used Car Dealer licenses for renewal; memo from Building Commissioner; memo to Building Commissioner requesting inspections
16. List of Common Victualler Licenses for renewal
17. List of Public Entertainment on Sunday Licenses; Dancing on Weekdays Licenses; Livery License and Coin Operated Amusement Licenses for renewal
18. Resignation letter from Katherine Desrosiers
19. Proposed job description for Recording Secretary
20. N/A
21. List of position for reorganization for Board of Selectmen