

TOWN OF LAKEVILLE
Board of Selectmen
Meeting Minutes
January 13, 2020 – 6:30 PM
Lakeville Police Station – 323 Bedford Street

On January 13, 2020, 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, Selectmen 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.

Executive Session

There was no Executive Session held.

Board of Selectmen Announcements

Chairman Fabian read the announcements.

Public Input Session

There was no public input.

Town Administrator's Report

Ms. Candito read the Town Administrator's Report. The Town will receive half of a \$166,000 grant to go towards digitalization and record retention with the Town of Freetown. Department heads are submitting preliminary budgets and capital plans. She summarized some of the items spoken about at the Department Head Meeting.

Meet with Town Moderator to discuss appointment of Capital Expenditures Committee Members

Katherine Goodfellow, Town Moderator, was present for the discussion. Ms. Goodfellow submitted a letter of appointment for Darlene Donnelly and Kevin Kelleher to the Capital Expenditures Committee.

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

VOTED: To appoint Darlene Donnelly and Kevin Kelleher to the Capital Expenditures Committee for terms to expire July 31, 2020.
Unanimous in favor.

Meet with Finance Committee to discuss appointing a member to fill the vacancy on the Finance Committee; designating a member to serve on the Capital Expenditures Committee and designating member to serve on the Regional Finance Committee

George Vlahopoulos, Darren Beals, Jennifer Sipiora and Cassandra Hudson, members of the Finance Committee, Brian Day and Joseph Flemming were present for the discussion. Mr. Vlahopoulos asked for the candidates, Brian Day and Joseph Flemming, who were present to introduce themselves. Mr. Day noted that he will be pulling papers for the Selectmen's one (1) year term vacant seat. The two (2) candidates were asked about their prior public and work experience. Mr. Vlahopoulos noted this term is only until the April Election.

Upon a motion made by Mr. Vlahopoulos and seconded by Ms. Hudson, it was:

VOTED: To recommend Brian Day as the candidate to fill the vacant Finance Committee position.
Unanimous in favor.

A motion was made by Selectman LaCamera and seconded by Selectman Powderly to appoint Brian Day to the Finance Committee for a term to expire April 5, 2020.

Discussion: Selectman Powderly distributed copies of the Selectmen's Financial Management Policies adopted on September 12, 2016 to the Finance Committee. He spoke to the Finance Committee about Town finances.

The vote on the previous motion was unanimous in favor.

Mr. Vlahopoulos noted that he will be serving on the Capital Expenditures Committee and Mr. Beals will be on Regional Finance Committee.

Upon a motion by Mr. Vlahopoulos and seconded by Ms. Sipiora, it was:

VOTED: To adjourn the Finance Committee meeting at 7:42 PM.
Unanimous in favor.

Discuss if a Spring Special Town Meeting is needed and discuss scheduling of Annual Town Meeting

Ms. Candito said that she has reached out to some of the Boards to see if a Spring Special Town Meeting needed to be held; the consensus was to wait for the Annual Town Meeting. Chairman Fabian felt that the meeting should be held in the beginning of June as the Town Clerk is not available for the meeting in May. Selectman Powderly said he would prefer to wait until the Town Clerk could attend. Selectman LaCamera said he would like to see it moved until May 18. Chairman Fabian would be more comfortable with June 1, 2020 at 7:00 PM.

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

VOTED: To schedule the Annual Town Meeting for June 1, 2020 at 7:00 PM at Apponequet Regional High School.
Unanimous in favor.

Vote to rescind previous Annual Town Election Warrant and vote to approve revised Annual Town Election Warrant

Chairman Fabian said with Selectman Powderly's resignation, the Annual Election Warrant needs to be revised.

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

VOTED: To rescind the Board of Selectmen's vote of December 9, 2019 to approve the Annual Election Warrant for April 6, 2020.
Unanimous in favor.

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

VOTED: To approve the revised Annual Town Election Warrant for April 6, 2020.
Unanimous in favor.

Discuss draft of Social Media Policy

Chairman Fabian said the Town Administrator had presented a draft of a Social Media Policy for the Board to review.

A motion was made by Selectman LaCamera and seconded by Selectman Powderly to approve the Social Media Policy.

Discussion: Chairman Fabian said there is a mention regarding the Town Seal on Page 2, Paragraph B, Item #3. MGL Chapter 40, Section 47 states that the Town Clerk is the keeper of the seal. Also on Page 3, Paragraph B, Item #5, she has questions about whether information is appropriate and considered public or not, s/he should contact the Lakeville Town Clerk. Ms. Candito said she would speak to the Town Clerk. Chairman Fabian would like this put on the next meeting for clarification of the two (2) issues.

Selectman LaCamera withdrew his motion and this item was tabled

Discuss the following Board of Selectmen appointments/designations: appoint a member to the Capital Expenditures Committee; appoint a member to Economic Development Committee; and appoint a member to the Project Review Committee for 43D; and designate a member to serve as point person for FY21 Budget and School Department and to designate Selectman LaCamera as the representative for Union Negotiations for the FY21-24 Union Contracts

Chairman Fabian said the Board needed to make a few appointments and designations.

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

VOTED: To appoint Selectman LaCamera as a member of the Capital Expenditure Committee for a term to expire July 31, 2020.
Unanimous in favor.

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

VOTED: To appoint Chairman Fabian as a member of the Economic Development Committee and Project Review Committee for 43D for terms to expire July 31, 2020.
Unanimous in favor.

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

VOTED: That Selectman LaCamera will be the point person for the Union Contract Negotiations for FY21-23.
Unanimous in favor.

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

VOTED: That Chairman Fabian will be the point person for the School Department.
Unanimous in favor.

Review and vote to award Southeastern Regional Services Group DPW Services Awards

Chairman Fabian read the Southeastern Regional Services Group DPW Services Awards.

A motion was made by Selectman Powderly and seconded by Selectman LaCamera to award the Southeastern Regional Services Group DPW Services bids as follows: Cold in Place Recycling – Indus Inc.; Super Pave Hot Mix Asphalt – P.J. Keating Co.; Polymer-Modified Crack Sealing – Indus, Inc.; Chlorinated Rubber Traffic Line Painting – Markings, Inc.; Catch Basins Cleaned & Sumps Measured – R.J. Gabriel; and Sidewalk Construction & Setting of Curbs & Edges – LAL Construction.

Discussion: Selectman LaCamera asked what the tonnage was last year. Ms. Craig-McGee will provide that information. Selectman LaCamera asked if the Town is limited to the estimated quantity. Ms. Craig-McGee said the Town can go over or under.

The vote on the previous motion was unanimous in favor.

Request from Massachusetts Department of Agricultural Resources to designate Lakeville Animal Control Officers

Chairman Fabian said there was a request from the Massachusetts Department of Agricultural Resources to designate the Animal Control Officers for Lakeville.

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

VOTED: To designate David Frates, Darcy Lee, Jennifer Nash, Harold Marshall and Lisa Podielsky as Animal Control Officers.
Unanimous in favor.

Discuss letter received from Office of Consumer Affairs and Business Regulation regarding audits of Class II Used Car Dealer Licenses for Sha-Nic Auto Body & Repair and Dave's Auto

David Rose from Dave's Auto was present for the discussion. Chairman Fabian said we have received a letter from the Office of Consumer Affairs and Business Regulation regarding audits of Class II Used Car Dealer Licenses for Sha-Nic Auto Body & Repair and Dave's Auto. Sha-Nic Auto Body was in compliance, but there was a question on Dave's Auto. Mr. Rose said he would like to know how and when they were not in compliance. Chairman Fabian read the letter into the record. Mr. Rose said they are wrong as his dealership is not located at 73 Main Street. Chairman Fabian said they will work with Ms. Weber from the State to figure this out. Selectman LaCamera did look at Mr. Rose's business and the stickers were all in place.

Review and vote to accept John Powderly's resignation from the Board of Selectmen

Chairman Fabian said that Selectman Powderly had submitted a letter of resignation from the Board of Selectmen, effective April 5, 2020.

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

VOTED: To accept Selectman Powderly's resignation from the Board of Selectmen, effective April 5, 2020.
Unanimous in favor.

Request from Building Commissioner to appoint Edward Cullen as Board of Health Agent

Nathan Darling, Building Commissioner, and Edward Cullen were present for the discussion. Chairman Fabian said the Selectmen have received a letter from the Board of Health requesting that Edward Cullen be appointed as the Board of Health Agent. Mr. Darling spoke to Mr. Cullen's experience.

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

VOTED: To appoint Edward Cullen as Board of Health Agent, subject to successful completion of pre-hiring requirements.
Unanimous in favor.

Ratify the Board's previous vote to appoint Derek Macedo as Temporary Emergency Health Agent

Chairman Fabian said this item was on the December 30, 2019 meeting under New Business, but the vote needs to be ratified.

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

VOTED: To ratify the vote of December 30, 2019 to appoint Derek Macedo as Temporary Emergency Health Agent
Unanimous in favor.

Ratify the Board's previous vote to appoint Maureen Candito and Rita Garbitt to Master Plan Implementation Committee and ratify vote to remove Frederick Beal from the Master Plan Implementation Committee

This item was taken out of order. Chairman Fabian said there were appointments made at the December 30th meeting to appoint Maureen Candito and Rita Garbitt to the Master Plan Implementation Committee and remove Frederick Beal from the Master Plan Implementation Committee. These votes need to be ratified.

A motion was made by Selectman Powderly and seconded by Chairman Fabian to remove Frederick Beal from the Master Plan Implementation Committee.

Discussion: Selectman LaCamera thought that the Board should wait to see who is going to be appointed to the Finance Committee, because that candidate cannot serve on the Master Plan Implementation Committee. Ms. Candito said that she had spoken to Mr. Beal.

The vote on the previous motion was unanimous in favor.

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

VOTED: To appoint Maureen Candito and Rita Garbitt to the Master Plan Implementation Committee.
Unanimous in favor.

Vote to declare the two (2) safes and two (2) Fire Safe Cabinets in Board of Selectmen Office as Surplus Equipment

Chairman Fabian said there are two (2) safes and two (2) Fire Safe Cabinets in Board of Selectmen Office that the Town Administrator would like declared as Surplus Equipment.

A motion was made by Selectman Powderly and seconded by Selectman LaCamera to declare the two (2) safes and two (2) Fire Safe Cabinets in Board of Selectmen's Office as Surplus Equipment.

Discussion occurred regarding the disposition of the file cabinets and the safes. Ms. Candito noted that any money we received from selling these would be negated by the cost to move them. Selectman Powderly suggested listing them for sale with the bidder having to move them.

The vote on the previous motion was unanimous in favor.

Discuss scheduling February, March and April Board of Selectmen Meeting Dates

Chairman Fabian read the suggested dates for the Selectmen upcoming meetings of February 10 and 24; March 9 and 23 and April 7, which is the day after the election.

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

VOTED: To approve the Board of Selectmen Meeting Dates of February 10 and 24, March 9 and 23 and April 7, 2020.
Unanimous in favor.

Review and vote to approve Board of Selectmen Meeting Minutes of October 23, 2019, December 9, 2019 and December 30, 2019

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

VOTED: To accept the Selectmen Meeting Minutes of October 23, 2019 as presented.
Two (2) in favor; one (1) abstention (Selectman LaCamera).

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

VOTED: To accept the Selectmen Meeting Minutes of December 9, 2019 and December 30, 2019 as presented.
Unanimous in favor.

New Business

Ms. Candito said she received an email from Senator Rodrigues' aide stating that the contract for the Assawompset Pond Complex study was awarded to SRPEDD.

Selectman LaCamera spoke about the Route 79 project. Townspeople were not aware of a \$10 million grant for the project. We have already put \$320,000 into this project. He would like to set up a meeting to discuss this project with the public and invite the Route 79 residents. Ms. Candito said she met with BETA and MassDOT to see if we could get less of a build out on the design, but MassDOT will do nothing less than the project that was proposed. Any day now they should be submitting a letter to us on the minimum design standards. BETA would speak to the Town and MassDOT would come to informational meetings. We also looked at repave without State money, and it is almost the same price without the engineering and drainage. Chairman Fabian said people want information and we need to get it to them. Selectman LaCamera said he would like to just have Route 79 stand alone. The grant money will go away shortly if we don't decide to do something. SRPEDD is in the process of starting a new TIP. We will get bumped off and lose the money. We need to send a post card to everyone on Route 79 to invite them to a meeting. It was decided to hold the meeting on February 8, 2020 at the High School at 2:00 PM.

Old Business:

Discuss FY21 Budget

Ms. Candito said the budgets are due on the 17th and Capital Plans on January 24th. Chairman Fabian asked if there is a huge need on Capital. Ms. Candito said yes, for the Highway Department.

Ted Williams Camp Parking Lots

Selectman Powderly spoke about the parking lot work at Ted Williams Camp. There was a sole proprietor willing to do the work for each of the areas for under \$10,000 with the Town buying the material which was about \$5,000 each. There was an objection raised at the Park Commission meeting which questioned the procurement method. It was decided to requote this, which caused the number to go to \$200,000 to \$415,000. Jose Invencio asked if the original bid was for paving or gravel. Selectman Powderly said just gravel. Further discussion occurred regarding the parking lots at Ted Williams Camp.

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

Selectman LaCamera asked if the Executive Session minutes were up to date. Ms. Candito said the last meeting is not done. Selectman LaCamera said just like regular session minutes, he does not want to be in this position again. Chairman Fabian asked for a legal opinion on redacted minutes and an explanation of what can and can't be released.

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

VOTED: To adjourn the Selectmen's Meeting at 8:14 PM.
Unanimous in favor.

OTHER ITEMS

1. Letter from Joanne Corrieri-Upham and Marilyn Hunt regarding condition of parking lot at Loon Pond Lodge
2. Annual Report from Plymouth County Extension

List of documents provided at the Board of Selectmen Meeting of January 13, 2020

1. Agenda page
2. Agenda page
3. Agenda page
4. Agenda page
5. Letter from Town Moderator; Capital Expenditures Committee By-Law
6. Letters of Interest for Finance Committee vacancy: Brian Day; Rita Garbitt; Joseph Flemming and Gerry Noble
7. Agenda page
8. Warrant for Annual Election
9. Draft of Revised Social Media Policy; current Social Media Policy
10. List of Board of Selectmen positions/designations to be filled
11. Agenda sheet; list of SERSG awards
12. Letter from Massachusetts Department of Agricultural Resources; MGL Chapter 140, Section 151
13. Letter from Massachusetts Office of Consumer Affairs and Business Regulation; Section of 201CMR 11; MGL Chapter 90, Section 7N1/4
14. Letter of resignation from John Powderly from the Board of Selectmen
15. Memo from Board of Health; memo from Building Commissioner to Board of Health; Job Description and Posting
16. Agenda page
17. Agenda page
18. Photographs of safes and filing cabinets in Selectmen's Office
19. Agenda page
20. Draft Board of Selectmen Minutes of October 23, 2019; December 9, 2019 and December 30, 2019
21. Agenda page
22. Agenda page