

**TOWN OF LAKEVILLE  
SELECTMEN'S MEETING MINUTES  
Monday, June 1, 2010**

On June 1, 2010, the Board of Selectmen held a meeting at 6:30 PM at the Town Office Building in Lakeville. The meeting was called to order by Chair Yeatts at 6:36 PM. Selectmen present were: Selectman Yeatts, Selectman Maksy and Selectman Olivier. Also present were: Rita Garbitt, Town Administrator, Tracie Craig, Executive Assistant and Christine Weston, Recording Secretary.

**Warrant Review – Special Town Meeting – June 7, 2010**

Present for the discussion were: Gordon Goodfellow, Town Moderator; Janet Tracy, Town Clerk; Don Healy, Melissa Hopkins, Ted Bunn, Michael Petruzzo and Norman Orrall from the Finance Committee; Aaron Burke and Carolyn Gomes from the Local School Committee; Lorraine Carboni from the Regional School Committee; Laurie Hunter, Principal of Assawompset School; and Anne St. Pierre and Michael Ward from the School Department

Chairman Petruzzo called the Finance Committee meeting to order at 6:36 PM.

**Review Special Town Meeting Warrant**

**Article 1:** To see if the Town will vote to transfer and/or appropriate from available funds, certain sums of money in order to defray unanticipated costs for FY 10 for various accounts in the General Fund, the Park Enterprise and Landfill Enterprise, or take any action relative thereto.

A handout was distributed regarding the Special Town Meeting transfers in the amount of \$243,901.00. Ms. Garbitt stated that the Fire Department sold the ladder truck and that money will be used to purchase other necessary equipment. Also, Christopher Peck, Superintendent of Streets, sold surplus equipment and asked for that money to be used to purchase equipment. Ms. Garbitt said the Building Department may be short on Wiring Inspector wages due to the March flooding. She said this article typically changes right up until the night of Town Meeting. There should be enough in the Unemployment Budget for the School since some people that were laid off did get jobs. \$30,000 was budgeted for Continuing Disclosure and there is about \$8,000 available. Under Property and Liability Insurance, there is \$5,000 available there. Under Animal Control, she had to transfer \$5,000 into their budget, since they needed additional funds for labor during the flooding. Selectman Maksy stated that he would like to know what exactly the Fire Chief is spending the money on from the sale of the ladder truck. Ms. Garbitt stated that the costs of the dumpsters for the flood victims are through the Transfer Station budget. The total so far is approximately \$20,000. That reimbursement needs to go right back into the Landfill Enterprise fund. The Town is going through FEMA for all the additional costs that took place during the flood for the Animal Control Department. Ms. Hunter stated that there is a balance of about \$6,000 in the General Operating budget for Assawompset. However, the water tank that compliments the heater has developed large leaks. An emergency repair was done last week. If she does not receive a transfer, that account will go in the red.

**Article 2:** To see if the Town will vote to: (a) approve a Tax Increment Financing (“TIF”) Plan and Agreement pursuant to Massachusetts General Laws c. 40, sub section 59 between Sipco Boston, LLC (“Company”) and the Town of Lakeville (“Town”) for property located at 43 Main Street shown on Assessors’ Map 60, Block 7, Lot 1 (the “Main Street Property”) or for property located at 44 Clear Pond Road shown on Assessor’s Map 59, Block 1, Lot 41 c/w, Map 59, Block 1, Lot 45A, Map 59, Block 1, Lot 50, Map 59, Block 1, Lot 53 (the “Clear Pond Property”), which TIF Plan and Agreement provide for real estate tax exemptions over a thirteen (13) year period at the exemption rate schedule set forth therein, substantially in the form on file with the Board of Selectmen and the Town Clerk, subject to approval by the Economic Assistance Coordinating Council of the Commonwealth of Massachusetts (“EACC”); (b) approve an application to the EACC for a Certified Expansion Project on the Main Street Property or the Clear Pond Property by Company pursuant to Massachusetts General laws c. 23A, sub section 3F, substantially in the form on file with the Board of Selectmen and the Town Clerk; (c) authorize the Board of Selectmen to execute the TIF Agreement, and approve submission to the EACC of the TIF Plan and Certified Expansion Project application and any necessary documents relating thereto, and to take such other actions as are necessary or appropriate to implement those documents; (d) authorize the Board of Selectmen to submit all necessary documents to the EACC under the Economic Development Incentive Program for approval and designation of the Main Street Property or the Clear Pond Property as an Economic Opportunity Area pursuant to Massachusetts General Laws c. 23A, sub section E; (e) take such other and further action as may be necessary or appropriate to carry out the purposes of this article; and (f) take any other action relative thereto.

Chair Yeatts stated that the Board of Selectmen has already voted on this. She noted that as Selectman Maksy is an abutter to one (1) of the properties being considered, he recused himself from any discussions and abstained from voting. Chair Yeatts said the Finance Committee has also voted on this. This is quite a good deal for Lakeville and will bring in a lot of revenue. Sysco donated most of the food and paper goods to the shelter at the Freetown Elementary School after the flooding. This would be a wonderful partnership going forward. Mr. Goodfellow asked if the people will get the TIF information at the night of Town Meeting. Chair Yeatts responded that they would. Mr. Goodfellow asked why Lakeville had to do a TIF when it has a very low tax rate. That is a question that most likely will be brought forward by the residents. Chair Yeatts said Richard Bowen from Town Counsel will be attending Town Meeting since he has been the one working on the Sysco project. Selectman Olivier added that Sysco also qualified under the State guidelines for the TIF. Further information was provided for clarification. Chair Yeatts stated that Sysco will be having a power point presentation. She would like to make sure that the School Department and Comcast set up a feed for when this takes place into the cafeteria in the event of a large turn out at Town Meeting.

Upon a motion made by Don Healy, seconded by Mr. Orrall it was:

VOTED: To recommend Article 1 for the Special Town Meeting Warrant.  
Unanimous in favor.

Upon a motion made by Mr. Orrall; seconded by Mr. Healey it was:

VOTED: To recommend Article 2 for the Special Town Meeting Warrant.  
Unanimous in favor.

### **Review Annual Town Meeting Warrant**

**Article 1:** To determine the salaries of all elected officers, and to make appropriation, or take any action relative thereto.

Chair Yeatts stated that she thought about this long and hard. The Board had requested Ms. Garbitt to remove the 2% raise for everyone. The savings was \$98,000. The Board (Chair Yeatts and Selectman Maksy) signed a Memorandum of Agreement (MOA) previously with the Police Union. The MOA put off the raise for a year and instated it for FY11. The Board signed this MOA, and she does not agree with not giving the raise. Selectman Maksy stated that he felt that the Board needs to be fiscally responsible. The Town is not out of the woods yet. The Board should only give a 1% raise. There are still people laid off that cannot be brought back yet. Selectman Olivier agreed. The Town was impacted by the Chapter 70 money that it would have received from the State. The Town still is not doing things that it should be doing, like putting money back into the Stabilization Account. There is also enormous debt to pay down that the Town has incurred over the past years. The Fire Department was gracious in giving up their raise in 2009. Chair Yeatts stated that she wondered what the cost would be to the Town when the Police Union gets their labor counsel involved with this. Selectman Maksy stated that the Police and Fire Union Contracts are done, and we are not talking about them. This is all the other employees. Chair Yeatts stated that there was a balanced budget with that raise in there. How does that look for our credibility? Debra Kenney, Treasurer/Tax Collector, asked if the intent was that the Fire Department can have their raises within the budget, but they may have to lay someone off in order to do that? Selectman Olivier stated that the Fire Department stated that they understand the financial situation of the Town. Selectman Maksy stated that the Town can only open a contract if both parties agree to. We have a signed contract with them, and that was what was agreed to. That was a contract that the Board signed and we have to honor that. However, it is subject to funding. Chair Yeatts stated that she felt the Board will pay in the long run in future negotiations, if they do not honor it. The Town saved \$70,000 last year. Ms. Garbitt said that both unions had agreed not to take a raise in FY10. Chair Yeatts stated that the Police Union gave up the raise because we signed the MOA that said they would receive it this year.

Ms. Kenney asked if the Board will be funding any of the non-union raises. Selectman Maksy stated that they will get 1%. The Police Department has a 5% raise in their budget. Ms. Kenney asked why the non union employees should subsidize the raises for the Fire and the Police Departments. Chair Yeatts stated that the budget that the Board came out with in the first place was 2% for everyone and 5% for the Police with cuts everywhere. Mr. Orrall stated that during prior meetings it was agreed to revise the budget. Further discussion took place for clarification of what was discussed at previous meetings. Ms. Garbitt stated that steps are still in there, along with longevity, but it has been reduced since the new rules have come into effect.

Chair Yeatts suggested that maybe Town Counsel is needed on this matter. Selectman Olivier stated that the budget is being funded at this time.

Mr. Goodfellow stated that Chair Yeatts will need to clarify this since if the people in this room do not understand it, then others at Town Meeting will not understand it. Ms. Garbitt stated that there is a 3% raise for the Fire Department and a 5% raise for the Police Department. Other salaries are level funded. No raises have been applied. The Finance Committee has to approve everyone's budget so maybe we should delay the Finance Committee's recommendation until the end of the warrant review. Chair Yeatts stated that part time elected Town Officials have taken a 50% cut in their stipends over the past two (2) years and are now restoring it. Sherry Barron of 6 Sassamon Circle stated that the Board is going to double the salary for part time elected officials and not give a raise to the people whose job is their livelihood. They have to support their families and do not get a raise.

Upon a motion made by Mr. Bunn; seconded by Mr. Healy it was:

VOTED: To recommend Article 1 in the amount of \$155,237 for the Annual Town Meeting Warrant.  
Unanimous in favor.

**Article 2:** To raise and/or transfer from available funds such sums of money as may be necessary to defray Town expenses for the fiscal period July 1, 2010 to June 30, 2011, inclusive, and to make appropriation, or take any action relative thereto.

Chair Yeatts then read each page for the amounts in each Departments and what they would be approved for. A hold was asked for page 12, 28, 36, 46, 49 and 51. The Board then returned to page 12. Selectman Maksy stated that he was trying to understand the money going in and out. Ms. Garbitt mentioned that he may be confusing the Historic Library with the Historic Town House. On Page 28, Aaron Burke said his first question would be the Out-of-District Special Education placements. It says it replaces another article, Article 8? Chair Yeatts stated that it means the Board consolidated the SPED budget and rolled it into the total Local School budget. It used to be voted on it separately. Selectman Maksy stated that the Board did this to get more in line with the Town of Freetown, so that when we fully regionalize, we will be comparing apples to apples. You do not lose any money. Mr. Burke stated that he felt it would be important to understand some of the issues with this type of funding. He had spoken to Ms. Hunter about SPED kids moving into the Town. It forces the School budget to absorb the increase. Selectman Maksy stated that if the School Department runs out of money, then they have to go back to Article 1 and request a transfer. Mr. Burke stated that personally his fear is that when this system is in place and there are new Selectmen and Finance Committee members it will not be interpreted the same way. Ultimately at Town Meeting, if the money does not get appropriated, then it has to come out of the School budget. Right now it is insulated. Further discussion then took place on how this can be looked at as an incentive and good for the School Department.

Ms. St. Pierre then talked about getting stand alone youngsters and not ever being able to create an in-district program for those types of children. There are some students that require

very, very specialized programming and then they have to go out-of-district and have out-of-district programming for their needs. There is a risk of placing that funding directly into the Assawompset budget since the Town is already starting that line item in the red based upon my projections. Chair Yeatts stated that the School Department is in constant communication with the Town, and we will see that early off and can work with that. Mr. Burke invited the Board of Selectmen to the School Committee meeting tomorrow night. He then stated that the SPED amount is underfunded. Ms. St. Pierre stated that the School Department is currently starting off the year in the red approximately \$120,000 to \$132,000. That is based on circuit breaker reimbursement. Chair Yeatts stated that she never saw the \$835,000 number until today. Ms. Garbitt and she were working off the other figures, so in our defense we worked with the same number as last year, which was \$776,283. Chair Yeatts stated that the Board has to vote on this since Town Meeting is Monday. Mr. Burke stated that it might be nice to start with what we anticipate that we need than to start off in the red. Ms. Garbitt stated that she receives the monthly FY10 updates. Chair Yeatts stated that the Board really relies on the communication from the School Department. The \$800,000 figure was not seen until today. Chair Yeatts said we can work with Ms. St. Pierre on how we will fix that, perhaps at a Special Town Meeting.

Ms. Barron said she was interested in why the Board decided to do this now before the regionalization vote. Freetown wishes that they did not put their special needs budget into the local budget. Freetown has been in trouble for years by doing that. Selectman Maksy stated that it was so confusing on how it was looked at and how Freetown looked at how we spent our money. This is to get it in line with one another. We will do what is right with the program anyway. Selectman Olivier stated that this is one of the things that we are doing to catalyst us towards regionalization. Maria Perrone-Martin of 207 Cedar Drive said until the two (2) towns fully regionalize, this can kill Assawompset. The Lakeville School Committee has Article 8 here, so do they have to withdraw it. Chair Yeatts stated that the Board of Selectmen is withdrawing it. Mr. Goodfellow stated that if the Town has already acted on it, then they will vote to postpone indefinitely or vote to pass over. Ms. Perrone-Martin asked if the warrant articles have to go in order. Mr. Goodfellow responded that the articles can be taken out of order and a motion made and agreed upon to do that. It is a majority vote.

Ms. Hunter mentioned the other 700 kids at Assawompset. The 4% increase is appreciated, but the school needed the 6%, so they will be cutting more classes. Right now class sizes are heading towards 38 students per class. The Region is not funding the Special Education teacher this year. Every \$10,000 matters and every need of every child matters. You are creating a cycle that is very, very hard to break. A first grade teacher, a fourth grade teacher and a special needs teacher are getting cut. Cuts are all coming from under instruction since there is no where else to cut. The School would need \$40,000 not to have the layoffs and would come up with the other \$10,000. Ms. Garbitt stated that she was told that there is no place holder for raises; it was only steps and raises. Ms. Hunter stated that in the numbers you have seen so far there is not. There will be 38 students in each 4<sup>th</sup> grade classroom. Ms. Garbitt stated that the article to put money back into stabilization could be reduced by the \$40,000. Chair Yeatts felt that the Board needs to come to some agreement tonight since the Town needs to get the warrant copied and Town Meeting is on Monday night. Ms. Hunter stated that there are 30 students in a classroom for both second grade and third grade. The amounts are in the mid 20's in the first grade and kindergarten. She would like to get the 4<sup>th</sup> grade classrooms back down to 30 students. Ms.

Garbitt stated that Estimated Receipts can be increased if Marcus Baptiste pulls his permits for CVS. It was agreed to increase Estimated Receipts by \$40,000 to \$2,161,940. The Board will add \$40,000 to the Local School Budget. Ms. Hunter thanked everyone one.

The Board returned to Page 26. A question was asked about the Library certification. Chair Yeatts stated that the waiver for certification was received and the Board restored some monies to them. They are not being cut any more than any other Department. There was a calculation error that was found that helped them also. They are still a little underfunded. They have a better chance of getting another waiver; we are trying to catch up a little at a time.

The Board returned to Page 46. There was a question about which part time elected officials are eligible for health insurance? Ms. Garbitt stated that there are 11 elected officials, including the Town Clerk and the Treasurer. Nine (9) are part time and two (2) are full time. Ms. Barron asked how many elected officials have their health care taken care of by the town? Ms. Garbitt said out of the 9 part time elected officials, there are four (4) family and two (2) individual insurance policies. With the 25% contribution, the cost to the Town is approximately \$60,000.

Chair Yeatts noted that on Page 49, Selectman Olivier wanted to know why the revenue figure was not negative since it should be a -\$78,000. That figure was changed.

The Board returned to Page 51. Selectman Maksy had a question on the Retained Earnings for the Landfill. They will only have \$98,000 left. Ms. Garbitt said it has been almost ten (10) years since the Landfill was closed and the cost of the monitoring has been cut in half from \$30,000 to \$15,000 for the next 20 years.

Upon a motion made by Mr. Bunn; seconded by Mr. Healy it was:

VOTED: To recommend Article 2 as amended.  
Unanimous in favor.

**Article 3:** To see if the Town will vote to raise and appropriate for the use of the Trustees for the Plymouth County Co-operative Extension Service the sum of Two Hundred Dollars (\$200.00), and to determine the length of the term of Town Director, as provided in Sections 41 and 42 of Revised Chapter 128 of the General laws, or take any action relative thereto.

Upon a motion made by Mr. Bunn; seconded by Mr. Healy it was:

VOTED: To recommend Article 3.  
Unanimous in favor.

**Article 4:** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of Seven Hundred Twenty Eight Thousand Five Hundred Seventy Seven Dollars (\$728,577.00) as the share of the Town of Lakeville in the Plymouth County Retirement Association, or take any action relative thereto.

Upon a motion made by Mr. Bunn; seconded by Ms. Hopkins it was:

VOTED: To recommend Article 4.  
Unanimous in favor.

**Article 5:** To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of Six Hundred Thirty Seven Thousand Thirty Four Dollars (\$637,034.00) as the Town's share of the 2010-2011 maintenance and operating budget for the Old Colony Regional Vocational High School District, to be used in conjunction with an appropriation for the same purpose by the Towns of Acushnet, Carver, Mattapoisett, and Rochester, or take any action relative thereto.

Upon a motion made by Mr. Healy; seconded by Ms. Hopkins it was:

VOTED: To recommend Article 5.  
Unanimous in favor.

**Article 6:** To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money as the Town's share of the 2010-2011 maintenance and operating budget for the Freetown-Lakeville Regional School District, consisting of the Non-excluded Debt Assessment, the Excluded Debt Assessment, and the Operating Cost Assessment to be used in conjunction with an appropriation for the same purpose y the Town of Freetown, and/or to take any action relative thereto.

Chair Yeatts said that Ms. Garbitt used the amount of \$159,999 for transportation and the Region would like \$160,013. Michael Ward reviewed the numbers on the budget, for a total number of \$6,715,633. That will be the number that is used for Article 6. David Goodfellow, former member of the Local School Committee, provided some input as to the reason things were done in the past. The bridge plan is drifting away due to the Board of Selectmen. He is fighting for the bridge plan very, very hard. We should fund those positions anyway possible. Chair Yeatts stated that the bridge plan was going to take some money and give it to the Region. In actuality it was less money than the Town is actually giving them. It was all the same money. Mr. Goodfellow stated that the School Department is still taking hits at the Local level. He is not trying to belittle what is happening at the Regional level, but it is different for Assawompset. The rug got pulled out on the bridge plan. Selectman Olivier then went over what the Region has done to impact the Local budget and the money they keep putting into their Excess & Deficiency (E&D) Fund each and every year.

Upon a motion made by Mr. Bunn; seconded by Mr. Healy it was:

VOTED: To recommend Article 6 in the amount of \$6,715,633.  
Unanimous in favor.

**Article 7:** To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money for the payment of vocational educational programs other than at Old Colony Vocational School and/or to take any action relative thereto.

Upon a motion made by Mr. Healy; seconded by Mr. Bunn it was:

VOTED: To recommend Article 7 in the amount of \$188,514.00.  
Unanimous in favor.

**Article 8:** To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money to cover the cost of tuition for special education students enrolled in our-of-district placements, or to take any action relative thereto.

Mr. Gordon Goodfellow stated that this may be an amount of \$726,293.00 if brought forward out of order. If it goes through on through Article 2, then the Town can move to postpone articles indefinitely. Then, the Town would be voting not to recommend. It does not matter who makes the motion to postpone the article. The Town has to act on an article, it cannot ignore an article.

Upon a motion made by Ms. Hopkins; seconded by Mr. Orrall it was:

VOTED: To not recommend Article 8.  
Unanimous in favor.

**Article 9:** To see if the Town will vote to raise and appropriate or transfer from available funds the sum of One Hundred Thirteen Thousand Two Hundred Fifty Dollars (\$113,250.00) for the purpose of funding a tuition-based Elementary Level Substantially Separate Classroom program for special education students at the Assawompset Elementary School; and further, that a revolving fund pursuant to G.L. c.44 sub section 53E1/2 be continued for the administration of such program, with tuition payments, fees and other receipts received in connection with operation of the program to be credited to such fund and to authorize the Local School Committee, in accordance with the Memorandum of Agreement between the Lakeville Board of Selectmen and the Lakeville School Committee dated January 11, 2010, to expend such funds for wages, including the costs of fringe benefits associated with the wages so paid, and expenses associated with the operation of such program in an amount not to exceed One Hundred Seventy-Five Thousand Dollars (\$175,000) for Fiscal year 2011, or taken any other action relative thereto.

Chair Yeatts stated that the School Department will be having a tuition based classroom. Discussion took place on this with Mr. Burke and Chair Yeatts on the details of the classroom. Basically the School Department is nervous that the program is underfunded. Ms. St. Pierre will be sending out information this summer about the program to other Towns trying to sell it. However, other districts are doing the exact same thing to build programs in-house to save money. The Town will fund the first seven (7) students and then the School Department needs to bring in the 8<sup>th</sup> student. Mr. Burke then read #6 of the Agreement since he did not think it was set up in the way it is being handled. The School Committee did not see this in final form and needs to have a discussion on this tomorrow night. There is concern about it being underfunded.



Upon a motion made by Mr. Bunn; seconded by Ms. Hopkins it was:

VOTED: To recommend Article 9.  
Unanimous in favor.

**Article 10:** To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money to cover the cost of contractual obligations upon retirement of School Employees, or to take any action relative thereto.

Upon a motion made by Mr. Healy; seconded by Mr. Orrall it was:

VOTED: To recommend Article 10 in the amount of \$11,351.  
Unanimous in favor.

**Article 11:** To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of Five Thousand Dollars (\$5,000.00) to cover the cost of contractual obligations upon retirement of Town Employees, or to take any action relative thereto.

Upon a motion made by Mr. Healy; seconded by it was:

VOTED: To recommend Article 11 in the amount of \$5,000.  
Unanimous in favor.

**Article 12:** To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of Six Thousand Dollars (\$6,000.00) to cover the cost of Continuing Disclosure for Bonded Debt Service, or to take any action relative thereto.

Upon a motion made by Mr. Healey; seconded by Mr. Bunn it was:

VOTED: To recommend Article 12.  
Unanimous in favor.

**Article 13:** To see if the Town will vote to accept the provisions of M.G.L. c.32B, sub section 20 to establish an Other Post Employment Benefits Liability Trust Fund (GASB 45), and to raise and appropriate or transfer from available funds the sum of Five Thousand Dollars (\$5,000.00) for said purpose, or take any action relative thereto.

Upon a motion made by Mr. Healy; seconded by Mr. Bunn it was:

VOTED: To recommend Article 13 in the amount of \$5,000.  
Unanimous in favor.

**Article 14:** To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum of Twenty Five Thousand Dollars (\$25,000.00) for the purpose of funding the Fiscal Year 2011 Recertification of Values as mandated by the Massachusetts Department of Revenue, or take any action relative thereto.

Upon a motion made by Mr. Bunn; seconded by Ms. Hopkins it was:

VOTED: To recommend Article 14 in the amount of \$25,000.  
Unanimous in favor.

**Article 15:** To see if the Town will vote to raise and appropriate, transfer from available funds, borrow or otherwise provide a sum of money for capital improvements and equipment as follows: Equipment, Technology and Licensing for Town Network; One (1) new Ambulance for the Fire Department, One (1) new Cruiser for the use of the Police Department; One (1) used Special Needs Wheel Chair Can for the School Department and Replacement of Sections of the Roof of the Assawompset Elementary School Roof; or to take any action relative thereto.

Upon a motion made by Mr. Bunn; seconded by Mr. Healy it was:

VOTED: To recommend Article 15 in the amount of \$319,000.  
Unanimous in favor.

**Article 16:** To see if the Town will vote to raise and appropriate, and/or transfer from available funds a sum of money and/or borrow a sum of money for the purpose of making payments on the fourth year of a five-year lease for one (1) Administrative Vehicle for the use of the Office of the Assessors, or take any action relative thereto.

Upon a motion made by Mr. Bunn; seconded by Mr. Healy it was:

VOTED: To recommend Article 16 in the amount of \$2,711.  
Unanimous in favor.

**Article 17:** To see if the Town will vote to accept under the provisions of General Laws, Chapter 90, Section 34, an apportionment in the amount of Two Hundred Eighty Five Thousand Six Hundred Twenty Four Dollars (\$285,624.00), or take any action relative thereto.

Upon a motion made by Mr. Bunn; seconded by Mr. Healy it was:

VOTED: To recommend Article 17 in the amount of \$285, 624 of being accepted.  
Unanimous in favor.

**Article 18:** To see if the Town will vote to raise and appropriate and/or transfer from appropriated and/or unappropriated available funds in the treasury a sum of money for the purpose of adding to the Stabilization Fund pursuant to the provisions of General laws Chapter 40, Section 5B, or take any action relative thereto.

Upon a motion made by Mr. Bunn; seconded by Ms. Hopkins it was:

VOTED: To recommend Article 18 in the amount of \$185,249 (raises on page one).  
Unanimous in favor.

**Article 19:** To see if the Town will vote to raise and appropriate and/or transfer from appropriated and/or unappropriated available funds in the treasury a sum of money to the Reserve Fund, or take any action relative thereto.

Upon a motion made by Mr. Bunn; seconded by Mr. Healy it was:

VOTED: To recommend Article 19 in the amount of \$50,000.  
Unanimous in favor.

**Article 20:** To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money for the purpose of financing the following water pollution abatement facility projects: Repair, replacement and/or upgrade of septic systems, pursuant to agreements with the Board of Health and residential property owners, including without limiting all costs thereof as defined in Section 1 of Chapter 29C of the General laws; that project and financing costs shall be repaid by the property owners, in accordance with those agreements, as well as take any other action necessary to carry out the projects, or take any action relative thereto.

Upon a motion made by Mr. Bunn; seconded by Ms. Hopkins it was:

VOTED: To recommend Article 20.  
Unanimous in favor.

**Article 21:** To see if the Town will vote to appropriate a sum of money for a Sewer Construction Project for the shorefront communities on the Western side of Long Pond, to determine whether this appropriation shall be raised by borrowing from the Massachusetts Water Pollution Abatement Trust or otherwise; or take any other action relative thereto.

Upon a motion made by Mr. Bunn; seconded by Mr. Healy it was:

VOTED: To not recommend Article 21.  
Unanimous in favor.

**Article 22:** To see if the Town will amend Chapter III of the General Bylaws, Finance Committee, second sentence of Section 4 to delete text shown below

CURRENT: No elective or appointed town officer or town employee shall be eligible to serve on said commission.

PROPOSED: No elected or appointed town official or town employee shall be eligible to serve on said committee, however, Finance Committee members may serve on the Capital Expenditures Committee, Building Committees, employee Search Committees, Energy Committees or the Wage and Personnel Board.

Or take any other action relative thereto.

Upon a motion made by Mr. Bunn; seconded by Ms. Hopkins it was:

VOTED: To recommend Article 22.  
Unanimous in favor.

### **Distribute FY11 Budget Worksheets**

A handout was distributed regarding the Water Enterprise Budget from July 1, 2010 through June 30, 2011. Chair Yeatts said the Town has no revolving funds; the special classroom was the first one. Chair Yeatts stated that the Town just broke ground for the water tower last Thursday. It will be an amendment to Article 2. The Town is still waiting on recommendations from Camp, Dresser and McKee regarding setting up the Water Department. Ms. Garbitt noted that one of the things that was questioned is if the Town is going to have to make a principal payment in FY11, but we will not have to. The Town may have to pay interest on the interim financing. Ms. Garbitt distributed the remainder of the updated budget worksheets.

Upon a motion made by Mr. Healy; seconded by Mrs. Hopkins it was:

VOTED: To recommended Article 2 as amended in the amount of \$195,000 for the Water Enterprise Account.  
Unanimous in favor.

Ms. Carboni stated that the Region is taking out over \$676,000 from the E&D account, so it is at a very critical level. Selectman Olivier asked how the Region is running as far as revenue. Ms. Carboni responded that it will come in below \$200,000, but in the black.

Upon a motion made by Mr. Bunn; seconded by Mr. Healy it was:

VOTED: To adjourn the Finance Committee meeting at 10:07 PM.  
Unanimous in favor.

### **Discuss posting vacancy for Patrol Officer**

Chair Yeatts stated that Police Officer Daniel Mosher had submitted his resignation. Frank Alvilheira, Acting Police Chief, is looking to post the vacancy. He will contact the laid off Police Officers to see if anyone is interested in coming back. The hope is that he would be able to get a candidate that is academy trained. He needs to keep his staffing level up so he does not lose the grant. The position will be placed on the Town website, maybe in the Beacon and wherever else the Police Department posts their vacancies.

Upon a motion made by Selectman Maksy; seconded by Selectman Olivier it was:

VOTED: That after exhausting all the possibilities of laid-off officers coming back, that the vacancy for a Police Officer will be posted.  
Unanimous in favor.

At 10:15 PM, upon a motion made by Selectman Maksy; seconded by Selectman Olivier the Board unanimously:

VOTED: To enter into Executive Session to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the government's bargaining or litigating position and not return to Open Session. Also, to conduct strategy sessions in preparation for negotiations with non-union personnel. Specifically, the Board will discuss the Fire, Police and Teachers Collective Bargaining Agreements.  
Polled vote of Selectman Maksy – aye, Selectman Yeatts – aye and Selectman Olivier – aye.