

SELECTMEN'S MEETING
Monday, August 25, 2008

On August 25, 2008, the Board of Selectmen held a meeting at 7:00 PM at the Town Office Building in Lakeville. The meeting was called to order by Chairman Evirs at 7:00 PM. Selectmen present were: Selectman Evirs, Selectman Maksy and Selectman Yeatts. Also present were: Rita Garbitt, Town Administrator, Tracie Craig, Executive Assistant, and Christine Weston, Recording Secretary.

7:00 PM Meet with Haunted House Committee & Park Commission

Members of the Park Commission and the Haunted House Committee were present. Ms. Garbetti from the Haunted House Committee just wanted to make everyone aware of the fact that the annual Haunted House will take place during the following weekends: October, 10th, 11th, 17th, 18th, 24th, and 25. They will start ticket sales at 6:00 PM. There will be walking tours only. Four (4) Police Officers and two (3) Fire Personnel will be present each night. The insurance liability policy is in place, and a copy will be forwarded to the Town. There will be inspections made by the Fire Department and the Building Commissioner before the opening weekend.

Mr. Hopkins stated that the Park Commission is fine with the dates presented. Ms. Garbitt asked about the signs, since they were an issue last year. Ms. Garbetti responded that they will only have signs on private property and will be speaking to the Park Commission about putting a notice on their new sign board as well. Yellow cards have been mailed out for community members/volunteers to sign up, and the committee will contact Ms. Craig about having a notice put on the community sign for volunteers to sign up also.

Vote to approve State Primary Warrant

Selectman Maksy read the warrant into the record.

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

VOTED: To approve and sign the State Primary Warrant for September 16, 2008.
Unanimous in favor.

Revisit request to use Town House-Casino Facts.org

Chairman Evirs stated that, according to Town Counsel, the Board of Selectman cannot say no to Casinofacts.org's request to use the Town House. Therefore he is looking for an approval from the Board. Ms. Craig mentioned that the requested date is available. Selectman Maksy stated that he just wants to caution them about the signs and the political aspect. Carl Peirce from Casinofacts.org stated the only signs that will be there are ones that say a yard sale is taking place.

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

VOTED: To approve the yard sale fundraiser for Casinofacts.org at the Town House on September 27th, 2008 from 8:00 AM to 3:00 PM.
Unanimous in favor.

Kevin Donnelly from the Apponequet Boosters stated that he wanted to make sure that nothing would be changing regarding the use of the Town House in the future. Selectman Yeatts responded that not right now, however, the Board is considering implementing a policy for the use of the Town House. It will have to go by Town Counsel before any changes are made. Selectman Maksy stated that the Board needs to look at reasonable times to use the Town House, the cost to use it, etc. There is no policy in place at this time about its use. Mr. Donnelly stated that there should be a policy since a lot of causes can be political. He added that he was attending the meeting to make sure that no one gets cut out from being able to use the Town House.

Chairman Evirs stated that the Board cannot say no to non-profit organizations. The Board can only say no for profit organizations, and the Board has done that. That is also difficult when one considers a dance business that is trying to raise money to go on a trip, and those students also live and go to school in the community. If either one of the Selectmen would like to look into writing a policy regarding use of Town properties, they can. A policy would be for the Town Office building, the Town House and any other buildings that the Town owns. Ms. Garbitt brought up the point of what if the Board has three (3) requests for the same weekend. Would municipal uses have priority over other organizations? What if the Historical Commission wants to use the Town House. The Library Trustees have policies in place for the use of their rooms. Chairman Evirs stated that it would be nice to have a policy in place for the future. Minor discussion took place on the topic.

Revisit request for Road Opening Permit-6 Lakeville Business Park Drive

Scott Crowley from Crowley Cable was present. Chairman Evirs said Crowley Cable has been in contact with Chris Peck, Superintendent of Streets. They will be going down the left side of the street to do their work. The test borings will take place over the utilities, since they have to see the utilities before they send equipment under the road. They are small holes, 2' x 2', and they will be patched.

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

VOTED: To approve the Road Opening Permit for Crowley Cable Construction, Inc. for 6 Lakeville Business Park Drive.
Unanimous in favor.

Request for Proclamation-Daughters of the American Revolution

Selectman Yeatts read the Proclamation into the record.

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

VOTED: To approve the Proclamation for the Bells Across America Program to take place during Constitution Week, September 17-23, 2008.
Unanimous in favor.

Revisit appointment of Ted Williams Camp Commissary Renovation Committee

Chairman Evirs stated that the last lot in the industrial park has been sold. The Town will be receiving \$235,361.00, which will be set into an account designated for future appropriation. The lot sold for \$300,000, but after the real estate commission fees and the last payment that the Town needs to make on the Ted Williams Camp debt, this is the amount that is left. The Selectmen would like to put a committee together to look into the renovations of the Commissary Building. The leftover monies will be set aside and designated at a later Town Meeting to pay for the renovations. The Board has received letters of interest from Curtis Richmond, Linda Grubb, William Garvey, Richard Fickert, Darryl Bernier, Daniel Hopkins and Dave Fisher to serve on the Renovation Committee.

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

VOTED: To appoint the following people to the Ted Williams Camp Commissary Renovation Committee: Curtis Richmond, Linda Grubb, William Garvey, Richard Fickert, Darryl Bernier, Daniel Hopkins, Dave Fisher, Charles Evirs and Rita Garbitt.
Unanimous in favor.

Request from Thomas Mason for appointment to Conservation Commission

Selectman Yeatts read Thomas Mason's letter asking to be appointed to the Conservation Commission. Chairman Evirs said that the Board had received a letter from Emery Orrall, Chairman of the Conservation Commission, asking that Mr. Mason be appointed.

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

VOTED: To appoint Thomas Mason to the Conservation Commission for a term to expire July 31, 2011.
Unanimous in favor.

Review letter from Plymouth County Advisory Board regarding County Farm property

Selectman Yeatts stated that she had called one of the Executive Committee members, Joseph Freitas, and he had not seen the August 25th letter regarding Friends of the County Farm. She also called Tim McMullen, but she did not hear back from him. The Town of Plymouth will pay money to keep the farm in perpetuity. The property is valued at \$5 million, and since it is so valuable, the County wants more money. Plymouth does not have more money to give the County for the land. The hearing will be September 2nd and Selectman Yeatts will try to attend.

The payment is for the Conservation Restriction since the County already built what they wanted to already on it and Plymouth wants to keep the rest in perpetuity.

Request for reappointment as Constable-Paul Columbo

Chairman Evirs read a letter from Paul Columbo, asking to be reappointed as a Constable for the Town of Lakeville.

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

VOTED: To reappoint Paul Columbo as Constable with a term to expire June 12, 2009.
Unanimous in favor.

Schedule October, November & December meetings

The Board discussed the scheduling of their October, November and December meetings. The dates of October 6 & 20, November 3 & 17, December 8 & 15, 2008 were discussed. Ms. Craig expressed her concern regarding not having a later meeting in December due to licenses that expire on December 31st. She typically does not receive the license applications back until late in the month. Chairman Evirs suggested sending out a reminder letter in November to those who would need to reapply for their licenses to let them know when the Board meetings are in December and how it is important to have everything in by the second Board meeting in December.

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

VOTED: To approve the following dates for the Board of Selectmen: October 6th and 20th, November 3 and 17th, and December 8th and 15th, 2008.
Unanimous in favor.

Review and vote to approve Selectmen's Meeting Minutes: January 28, 2008; February 25, 2008; April 9, 2008; April 16, 2008; April 22, 2008 and August 19, 2008

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

VOTED: To approve the Selectmen's Meeting Minutes of January 28, 2008 as presented.
Unanimous in favor.

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

VOTED: To approve the Selectmen's Meeting Minutes of February 25, 2008 as presented.
Unanimous in favor.

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

VOTED: To approve the Selectmen's Meeting Minutes of April 9, April 16, and April 22,

2008 as presented.
Unanimous in favor.

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

VOTED: To approve the Selectmen's Meeting Minutes of August 19, 2008 as presented.
Unanimous in favor.

Review and accept Executive Session Minutes of May 19, 2008

Upon a motion made by Selectman Yeatts with Chairman Evirs stepping down to second and stepping back up to vote it was:

VOTED: To approve the Selectmen's Executive Session Meeting Minutes of May 19, 2008 as presented.
In favor 2, Abstain 1.

Any other business that may properly come before the meeting.

Patricia Welch, Justin Graham and their daughter, Addison Graham, were present to listen to the discussion about the use of the Town House. Addison's Girl Scout Troop uses the Town House each year for the sale of Girl Scout cookies and collecting of coats for the needy people in the community. Selectman Maksy stated that he will look into writing an appropriate policy for the use of the Town House and other Town Buildings since it seems to be very important that some type of policy for its use should be in place.

Chairman Evirs read a letter from Mike Schroeder regarding work being done at the Tamarack Park during the last weekend of August. He stated that people can bring rakes, shovels, wheelbarrows and trucks and help get rid of invasive exotic plants. This will take place on August 30th at 9:00 AM at the Tamarack Park.

Other Items

1. Letter from Board of Health regarding 4 Edgewater drive ZBA petition
2. Decision from Attorney General's Office regarding Bid Protest-Fire Department
3. Letter from MassHighway regarding transcript of relocation of Route 79 public hearing
4. Letter from PERAC regarding post retirement public sector employment
5. Letter from Fisheries & Wildlife regarding MBC Development-Main Street
6. Plymouth County Commissioners meeting agenda-August 19, 2008
7. Plymouth County Selectmen's Association September 4, 2008 meeting
Selectman Yeatts stated that she is interested in attending the Plymouth County Selectmen's Association meeting on September 4th.
8. Letter from Comcast regarding new bill design
Mr. Maksy asked if the Comcast letter can be forwarded to the Cable Committee
9. DOR notice regarding Recap for FY09
10. DOR notice regarding FY08 Schedule A

11. DOR Bulletin – Community Preservation Reporting Requirements
12. DOR IGR-FY09 Guidelines for Annual Assessment & Allocation of Tax Levy
13. Letter from MMA regarding Kenneth E. Pickard Municipal Innovation Award Program
14. Newsletter from CDM – Summer of 2008
15. Notice from MMA regarding the 3rd Annual MMA Statewide Essay Contest for 6th Graders

Selectman Yeatts stated that last year she helped “kick-off” the MMA (Massachusetts Municipal Association) Statewide Essay Contest and would like to try to do it again. There were some good essays written by the students. MMA sends the schools posters and lets them know the event is coming up. Selectman Yeatts also goes to the school and speaks on community government. She will also contact Freetown in case one of their Selectmen would like to speak on the topic as well. Chairman Evirs explained that this is an essay contest that the MMA puts on. The question for the essay is: “If I were elected leader of my community I would make a difference by....”and then the 6th grader fills in how they would make a difference. It is impressive what the students know about what is going on in their home town.

Upon a motion made by Selectman Yeatts, seconded by Selectman Maksy it was:

VOTED: To adjourn the meeting at 8:05 PM.
Unanimous in favor.