

TOWN OF LAKEVILLE
Selectmen's Meeting Minutes
November 5, 2012 - 6:30 PM

On November 5, 2012, 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 Chairman Maksy at 6:30 PM. Selectmen present were: Selectman Maksy, Selectman Belliveau and Selectman Powderly. Also present were: Rita Garbitt, Town Administrator, Tracie Craig, Executive Assistant and Christine Weston, Recording Secretary. Cindy Dow of The Middleborough Gazette was recording the meeting and a representative from LCAM was videotaping.

6:30 PM Possible Executive Session to discuss the deployment of or strategy regarding security personnel or devices

On November 5, 2012, after the Board of Selectmen called their Meeting to order at 6:30 PM, upon a motion made by Selectman Belliveau and seconded by Selectman Powderly, on a unanimous roll call vote, the Board

VOTED: To enter Executive Session pursuant to M.G.L. c. 30A, §21(3) to discuss strategy with respect to Collective Bargaining with the new Unions because an open meeting may have a detrimental effect on the bargaining position of the Board and to discuss the deployment of or strategy regarding security personnel or devices and to return to Open Session.
Polled Vote: Selectman Belliveau - Aye, Selectman Maksy – Aye, and Selectman Powderly – Aye.

At 7:15 PM, the Board of Selectmen came out of Executive Session and returned to Open Session.

7:00 PM Meet with Police Chief to discuss Appointment of Full Time Police Officer and two (2) Reserve Officers

Chief Alvilhiera was present for the discussion. Chief Alvilhiera explained that he was requesting the appointment of Jonathan Pare as a Full Time Police Officer. He will be filling the vacancy created when Zachary Porter resigned.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To appoint Jonathan Pare as a Full time Police Officer and Constable, effective November 5, 2012 with a one (1) year probation, contingent upon successfully completing a psychological examination and a physical examination.
Unanimous in favor.

Chief Alvilhiera then discussed his request to appoint Harold Marshall and Andrew Sederquist as Reserve Police Officers.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To make the appointment of Harold Marshall and Andrew Sederquist as Reserve Police Officers, effective December 1, 2012 with a one (1) year probationary period, contingent upon successful completion of physical examination and physical abilities testing.
Unanimous in favor.

Chief Alvilhiera then discussed overtime with the Board. He has used approximately 47% of his overtime budget for FY13 due to the Police Department being down two (2) Police Officers, and there had also been an Officer out on extended sick leave. It is anticipated that in December, the overtime will level out. There have been issues such as court time, “babysitting” prisoners, investigations, etc. which have substantially used up a great deal of overtime. Selectman Belliveau asked if there was any way to find money in the budget to fill the position now, since it appears that the Department will be having someone retire soon. Chairman Maksy suggested hiring an additional officer, and then for the Chief to re-evaluate and see if things level out. Chief Alvilhiera stated that if he was to start the process now and hire an officer mid-December, he should be able to cover both in the budget. However, if the anticipated retirement does not take place, then he would be trying to fund that. Chairman Maksy stated that it might still be good to have the additional person on board, due to all the overtime being used. He asked that the Chief provide an analysis for what the budget would look like if the force was increased to 16 officers for the next meeting of the Board. Selectman Powderly agreed with Chairman Maksy. He then asked why some officers move over to the Middleborough force and how many has Lakeville lost to Middleborough. The Chief responded that they get paid more, and that it has only been a few employees over the years.

7:15 PM Meet with Board of Health to discuss Job Description and pay level for the new Board of Health position

Robert Poillucci, Board of Health Member, was present for the discussion. Chairman Maksy stated that since union negotiations have begun, the Board has had to take a few steps back and is now going forward again. The Job Description for the Board of Health Administrative Assistant has to be presented to the union. The wage scale also needs to be reviewed by the Board. Mr. Poillucci reminded the Selectmen that he had presented this position before. The reason that it has been held up is due to union negotiations. Ms. Garbitt stated that the Board of Health Supervisor is a union position. Mr. Poillucci stated that the Supervisor position will go away. Ms. Garbitt asked that the Board of Selectmen remove the Board of Health position from the wage scale. Mr. Poillucci responded that the Board of Health has already voted to do that. Chairman Maksy stated that the Board then needs to remove that position.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To remove the Board of Health Supervisor position with the Board of Health.
Unanimous in favor.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To move forward with the new position of Board of Health Administrative Assistant at the Level 2, First Step. The position will be included on the Wage Scale without the 1% raise increase.
Unanimous in favor.

Review recommendation from Superintendent of Streets regarding pay level for Highway Department Mechanic/Laborer position

Chairman Maksy briefly spoke on the recommendation from the Superintendent of Streets for the Mechanic/Laborer position.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To approve the recommendation from the Superintendent of Streets to place the Highway Department Mechanic/Laborer hourly rate to be at the Level II Classification and Compensation Plan for non-exempt employees with a \$1.00 differential for Master Mechanic.
Unanimous in favor.

Discuss scheduling a Meeting with Freetown Board of Selectmen regarding School Funding

Selectman Belliveau stated that he would like to have a joint Selectmen's meeting with the Freetown Board of Selectmen. The last time the two (2) Boards met, it ended up being a School Superintendent's meeting. That was not productive for the Selectmen. It is hoped that the Freetown Board will meet at the Lakeville Senior Center, since last year the meeting took place in Freetown. Ms. Garbitt will contact the Freetown Board of Selectmen to ask if they can meet on November 26, 2012 or the 29th at 7:00 PM at the Lakeville Senior Center.

Review School Resource Officer (SRO) Agreement with Region

Chief Alvilhiera was present for the discussion. He stated that he did not have any issues with the revisions to the School Resource Officer Agreement. He recommended that the Board move forward with the Agreement. Ms. Garbitt stated that after speaking with Dr. Huizenga, they added in the language about the funding, and she is very comfortable with the agreement. Chief Alvilhiera stated that Officer Maltais began on November 1st and has already answered a few calls. Ms. Garbitt mentioned that with the election taking place tomorrow, the Town Clerk has asked that the 150 foot buffer zone be enforced, and Officer Maltais will do so.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To sign the School Resource Officer Agreement with the Regional School District.
Unanimous in favor.

Review Public Records Request for School Department

Chairman Maksy stated that the annual base salaries for FY12 and FY13, including steps and longevities, are all big money issues with the School Department. There has been talk that they are not going to have enough money. However, it seems that every year there seems to be a \$2 million deficit and then the budget returns to level funding. Selectman Powderly stated that he would like to know what the student/teacher ratio is. Ms. Garbitt explained that the School Department is not obligated to provide the information in the format that the Town is accustomed to. Chairman Maksy asked if the Town could send someone over there to help gather the data, if it is going to be a lot of work to do. It is understood that a Public Records Request is for a particular document. If they do not have that specific document, they are not obligated to present it. Selectman Powderly suggested sending the request about obtaining employee salaries, longevity payments, etc. They can notify us if they cannot provide the information as requested. Steve Olivier asked about the request since the schools should be providing the information readily. It should be provided as part of the Regional Agreement. Selectman Powderly stated that the Board would like that detailed information from the schools. He hopes that requesting it through public records would help them provide the information in a timely fashion. Mr. Olivier stated that this same scenario has taken place before. If they are asking for additional money, they should be able to validate why. Selectman Belliveau suggested to call the School Department first to see if the information can be provided without a formal letter. He will also speak with the Superintendent and the Director of Finance at the meeting on Wednesday night about it.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To have the Town Administrator send a public records request to the School Department from the Board of Selectmen requesting employee salaries, steps and longevity payments.
Unanimous in favor.

Discuss Recommendation for new Council on Aging Director

Selectman Powderly stated that he, Ms. Garbitt and Marjorie Cleverly interviewed four (4) applicants for the Council on Aging (COA) Director. Their order of preference was Vicki Sousa, then Margaux Rogers and then Karen Zegarowski. Ms. Souza is being recommended with a salary of \$39,920 annually (Salaried Exempt Grade D, First Step). Selectman Powderly said each interview took approximately 45 minutes. Their resumes have been attached for the Selectmen to review. The vision for the position was reviewed with the candidates. Topics such as serving meals, having open houses involving the public, maybe starting new programs, raising additional donated funds, and obtaining more volunteers to work on various programs at the COA were discussed. Ms. Souza did come up with options for other various programs. It was suggested to have her visit other COA programs that Lakeville residents have attended and find out what they have to offer. It is also hoped to open the COA five (5) days a week fairly quickly. Ms. Souza was Ms. Mansfield's right hand person at the COA for a good period of time.

Selectman Belliveau stated that only four (4) people were interviewed, however, 19 applications were received. The Town just hired a Clerk in May and received 19 applications for the position and nine (9) people were interviewed for the position. This does not seem to be reasonable; more people should have been interviewed for the position. The posting asked for college degrees and only two (2) of the candidates interviewed have them. Selectman Powderly explained that they were looking for people who had experience with the elderly. There were no COA Directors or Assistant Directors in the resume pile. However, the applicants interviewed had experience with the elderly. The four (4) most qualified applicants were chosen to be interviewed. Selectman Belliveau noted that the #2 person has grant writing experience and a Master's Degree. The 3rd person also has a fantastic resume. Selectman Belliveau stated that it sounds like the criteria for the position was different than what was being looked for. Also, what is wrong with the present programs that the COA offers? Selectman Powderly stated that he would like to increase the participation at the COA by 10 from 30 a day in order to have a more successful program. The age group is 68 plus; seniors that are younger are generally still working. More community involvement is needed. He has heard from residents that sometimes the right programs are not offered. It is hoped to find out what they are and bring those programs in. The COA may need to be marketed to some extent.

Chairman Maksy stated that the first thing he would do when there is a job description is to see which applicants met it and the educational requirements. The posting had requested a Bachelor's Degree for education. The candidate hired should at least meet the minimum requirements. Selectman Powderly noted that the posting said preferred, not mandatory, for a few components. He does not believe that a non-qualified person is being promoted into the job. Selectman Powderly stated that the best four (4) applicants were chosen from the resumes submitted.

Ms. Souza said that perhaps all three (3) members of the Board should have been present during the interview process. She stated that she may be the COA Clerk in title, but has been acting as an Administrative Assistant since Ms. Mansfield left. Throughout the 5 ½ years that she has worked with Ms. Mansfield, during Ms. Mansfield's vacations, she has run the COA. If the Board decides to postpone the decision, then they will need to provide her Director pay since she has been doing both her and the Director's jobs since Ms. Mansfield retired. It is getting overwhelming. Ms. Souza said although she did not go to college, she does have the experience in running the COA.

Chairman Maksy asked Selectman Belliveau if he would like to review the other 19 applications to make sure that he was comfortable with the process. Selectman Powderly stated that he has already reviewed all the applications. Chairman Maksy responded that he would like to look at the other applicants, since he is not comfortable in making a decision right now. The Selectmen will revisit this at their meeting on November 19th.

Discuss Recommendation for new Veterans' Agent

Selectman Powderly stated that he and Ms. Garbitt interviewed four (4) applicants for the Veterans' Agent position. The two (2) top candidates are Robert Mello and Donat "Dan" LeBlanc. He suggested that Robert Mello be hired as the new Veterans' Agent at a rate of

\$15.89 an hour for ten (10) hours a week. The candidate will have to get certified in Chapter 115, and he will immediately endeavor to do so. The Town of Middleborough will do any necessary Chapter 115's in the interim. Mr. Mello works with the Vietnam Veterans of America. He has experience with returning Afghanistan and Iraqi veterans and what they might be due for benefits. Ms. Garbitt stated that there were nine (9) applicants who applied, but some were not qualified. Ms. Craig mentioned that the Veterans' Agent was also the Graves Officer. The position is always appointed duly. At this time though, Ms. Mansfield has not resigned as the Graves Officer.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To hire Robert Mello as Veterans' Agent for ten (10) hours a week at Level VIII at a rate of \$15.89 an hour with a term to expire April 30, 2013.
Unanimous in favor.

Discuss Town Administrator's Performance Evaluation

Chairman Maksy stated that former Selectman Olivier had done the last performance evaluation for the Town Administrator. As he is present this evening, he can answer any questions the Board may have. Chairman Maksy spoke about the new performance evaluation process. Mr. Olivier did a very thorough evaluation and spent a lot of time on it. Selectman Powderly asked if the Chairman and Selectman Belliveau concurred with what Mr. Olivier did. Selectman Belliveau stated that Mr. Olivier had asked the other Board members to submit input, but he and Chairman Maksy did not. Selectman Belliveau did not feel, at that time, that he was qualified to do so. Selectman Powderly asked Chairman Maksy if he agreed with what Mr. Olivier had presented for the review. Chairman Maksy stated that Mr. Olivier had some very good points, he criticized and also complimented. He would like to follow the State format, which is a little simpler.

Chairman Maksy said there are 28 job duties for the Town Administrator. The Board should pick the four (4) that they feel she needs improvement on. Chairman Maksy noted that there has not been a lot of grant writing and maybe that is something the Board would want to focus on. Selectman Powderly mentioned that he had actually picked five (5) items which were #1, 2, 12, 13, and 18 that should be focused on. Those five (5) are the ones that seem the most important to her job/function, not necessarily what she needs improvement on. Selectman Belliveau stated that everything is what the Town Administrator does on a day to day basis, except #6 (grant writing). Maybe some items could be found to eliminate for the Town Administrator so that she could focus on #6. Ms. Garbitt mentioned that when she initially became the Town Administrator, she did write grants, when there was the time. It was suggested that monthly the Town Administrator can look at what grants are available and report back to the Board about them. Mr. Garbitt stated that through South Coast Rail she does look at grants. There are usually some items under the "Read Items" on the agendas and it is hoped that maybe the planner will be able to apply for them. Ms. Garbitt said she had done the application for Clark Shores and the Town received \$50,000. The self-help grants mostly need matching funds. All grants can be brought to the attention of the Board if that is what they would prefer. Chairman Maksy suggested that numbers 6, 7, and 24 be started as focus areas. Mr. Olivier stated that it is

almost the anniversary for the review that he had done. Will it be another year before the Town Administrator is reviewed again? Chairman Maksy stated that he is not sure where to go with the evaluation that Mr. Olivier did.

Selectman Belliveau suggested that the Board do an annual review for Ms. Garbitt right now and then proceed forward with this format. Mr. Olivier suggested using the job description that the Board has to do the prior year and also to see if there is something glaring that stands out. Chairman Maksy noted that computer technology is important since the system is going to fail, and it needs to be addressed. Looking for grant money available is important for that. Selectman Belliveau stated that time management is important since the Town Administrator has too much on her plate and needs to delegate. Thus, numbers 2, 6, 7 and 24 seem to be the most important to focus on.

Discuss refinancing of Bond for Town of Lakeville

Selectman Belliveau stated that the Board had asked Ms. Garbitt about making the same payments, not paying less every year. Pay the same payments that are being paid now, not to come up with \$26,000 a year. Refinance to a lower interest rate so that the debt can be retired, then, take the savings and use it towards the principal, not to put the money back in the coffers. Ms. Garbitt stated that the bids should be better. The savings on the newest scenario is even better. The savings is \$100,000 and the cost of the issuance is \$35,000, rather than \$40,000.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To rewrite the bid for the eight (8) year lower interest rate, to authorize the bonding agent, Unibank, to rewrite the bid for the long term debt for a better interest rate.
Unanimous in favor.

Review and Vote to Sign the Continuing Disclosure Certificate for F/L Region's Bonding

Ms. Garbitt stated that the vote is a formality and has to be done for the F/L Region bonding.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To sign the Continuing Disclosure Certificate for Freetown/Lakeville Region's Bonding at no cost to Lakeville.
Unanimous in favor.

Review and vote on 43D Expedited Permitting

Ms. Garbitt will work on the Expedited Permitting and will work with SRPEDD.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: In accordance with MGL Chapter 43D and 400 CMR 2.00, the Town accepts the provisions of MGL 43D on the approved Priority Development Site referred to in the Town's Chapter 43D application as 43 Main Street.
Unanimous in favor.

Discuss Letter of Interest for Economic Development Committee from Emery Orrall

Ms. Garbitt mentioned that Lorraine Carboni has asked when the Economic Development Committee will start up. The Committee will need someone to take minutes and do meeting scheduling. Chairman Maksy asked to have the committee begin meeting in January.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To appoint Emery Orrall to serve on the Economic Development Committee with a term to expire July 31, 2013.
Unanimous in favor.

Review SRPEDD Municipal Hours

Ms. Garbitt stated that the Planning Board has assigned their 20 hours to the Board of Selectmen. Representative Keiko Orrall called and stated that she was checking on Hazard Mitigation Flood Plans and noted that Lakeville does not have one. She spoke with Bill Napolitano at SRPEDD and the cost is approximately \$5,000 plus mapping. There is a grant to help with the cost. If there is a flood, the Town would not be covered. She thought that Nancy Yeatts could work on this project with SRPEDD. Chairman Maksy stated that he would like to know what this will cost the Town. Ms. Garbitt noted that the mapping is expensive. Chairman Maksy stated that if the Town receives the grant, he recommended going forward, but if not what will it cost the Town? The Town should move forward with the grant first.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To use the Planning Board's Municipal Planning Hours from SRPEDD for the development of the Flood Mitigation Plan.
Unanimous in favor.

Review memo from Planning Board regarding Tri Party Agreement for Cedar Pond

Ms. Garbitt stated that this is the Town's only Tri Party Agreement. QBI Homes, Inc. has proposed a deposit with the Town of \$225,000 to secure the completion of the roads and services for the Cedar Pond Preserve Subdivision. This would replace the Tri-Party Agreement. The Planning Board is agreeable to this.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To accept the \$225,000 as deposit money to secure the completion of the roads and services for the Cedar Pond Preserve Subdivision, as replacement for the Tri-Party Agreement between the Town of Lakeville, Cedar Pond Realty, LLC and QBI Homes, Inc.
Unanimous in favor.

Review Letter of Support to fund the Assawompset Pond Complex/Nemasket River Study through the Sustainable Water Management Initiative (SWMI) Grant

Chairman Maksy read the request for the Board to send a letter of support for the funding of the Assawompset Pond Complex/Nemasket River Study Grant.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To sign the letter in support of funding the Assawompset Pond Complex / Nemasket River Study through the Sustainable Water Management Initiative (SWMI) Grant.
Unanimous in favor.

Review Responses for Cell Antenna Request for Proposals for Water Tank

Ms. Craig stated that she had spoken to the Verizon Regional Representative, who said that Verizon has a site too close to the water tower to make that a viable site. AT&T said that they are concentrating on changing over their existing towers to 4g. The first of the year they get all their build money for the upcoming year, but they are two (2) to three (3) years out in the process. AT&T goes out and actively looks for where there are breaks in service, and the engineers will target those areas. Basically, he said they will come to us if interested. They will keep this information in their data bank and review it periodically. Selectman Powderly suggested that the Town review the matter in six (6) months.

Review Water Connection Applications from the United Church of Christ, 1 Precinct Street; Dennis and Catherine DeArruda, 11 Precinct Street; and Michael and Diane Mastrangelo, 40 Main Street

Chairman Maksy reviewed the requests to connect to Taunton Water for the properties at 1 Precinct Street, 11 Precinct Street and 40 Main Street.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To approve the Taunton Water Connection Application for 1 Precinct Street.
Unanimous in favor.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To approve the Taunton Water Connection Application for 11 Precinct Street.
Unanimous in favor.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To approve the Taunton Water Connection Application for 40 Main Street.
Unanimous in favor.

Discuss Dedication of Senior Center Activities Room

Chairman Maksy spoke about the possibility of dedicating an area at the Senior Center to Marilyn Mansfield, who recently retired as Council on Aging Director. A discussion occurred regarding dedicating the Senior Center Activities Room in honor of Ms. Mansfield.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To dedicate the Activities Room at the Senior Center to Marilyn Mansfield.
Unanimous in favor.

Review Request from Lakeville Arts Council for signage for Made in Lakeville Event on December 8, 2012

Chairman Maksy stated that he believes this is something that the Town Administrator can approve. The Board can provide her direction, if she feels that a request is questionable.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To allow the Town Administrator to make the decisions on signage for existing groups that come back each year for an annual event.
Unanimous in favor.

Request from Daughters of American Revolution to proclaim November as American Indian Heritage Month

Selectman Powderly read the proclamation into the record.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To proclaim November as American Indian Heritage Month.
Unanimous in favor.

Discuss attendance at Recognition Luncheon for Friends of the Library Week on November 10, 2012

Chairman Maksy said the Board received an invitation for a Recognition Luncheon for Friends of the Library Week. The luncheon is for November 10, 2012. Selectman Powderly stated that he will be attending the Recognition Luncheon.

Discuss attendance at Veterans' Day Observance on November 11, 2012

Chairman Maksy stated that the Historical Commission would like to know who will attend the event. Selectman Belliveau stated that he will depending on if he is available that day. Selectman Powderly will attend.

Review and vote to approve Board of Selectmen/Casino Advisory Meeting Minutes of May 30, 2012, June 11, 2012 and June 25, 2012

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To approve the Selectman/Casino Advisory Meeting Minutes of May 30, 2012 as presented.
Unanimous in favor.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To approve the Selectman/Casino Advisory Meeting Minutes of June 11, 2012 as presented.
Unanimous in favor.

Upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To approve the Selectman/Casino Advisory Meeting Minutes of June 25, 2012 as presented.
Unanimous in favor.

Old Business

Intermunicipal Agreement with Middleborough for Existing Customers

Ms. Garbitt stated that the Town of Middleborough did approve to sign the Intermunicipal Agreement for existing customers with the Town of Lakeville at their recent Town Meeting.

New Business

Update on the Legislative Breakfast held on October 12, 2012 in Wareham

Selectman Belliveau stated that Ms. Garbitt and he attended the Legislative Breakfast in Wareham. The focus is to start looking at Chapter 90 money and see if the amount can be improved from \$200 million to \$300 million. That would greatly improve Lakeville's infrastructure. Ms. Garbitt brought up the problem that the Town has with 32b for 20 hour part time employees and how the Town cannot afford the health insurance, so it encourages the Town to hire part time employees for 19 hours only. It is hoped to receive the State Aid numbers and the final Cherry Sheet numbers by March.

Ms. Garbitt stated that the Governor did sign the legislation for Old Colony. It is ratified, and the Town doesn't have to go back for a debt exclusion.

Ms. Garbitt stated that in looking to save money for the Town, she has been looking at a phone system. She asked if one of the Selectmen would want to meet with representatives of EarthLink with her since they are coming back to do a presentation. The typical upfront cost is \$100,000 to \$150,000 for a telephone system. EarthLink will not charge an upfront cost, and you simply pay a little bit more each year. Ms. Garbitt will schedule them to come in. Chairman Maksy asked for a copy of the EarthLink report.

Other Items

1. Memo from Town Clerk regarding Selection of Election Workers for Appointment
2. Letter from Massachusetts Gaming Commission
3. Press release Representative Orrall on Tribal Gaming Compact Decision
4. Notice and copy of decision from Department of Interior regarding Tribal Gaming Compact Decision
5. Press Release from Board of Health regarding Confirmation of Hard Frost
6. Letter from Department of Housing & Community Development regarding Housing Production Plan
Ms. Garbitt stated that the State has approved the Housing Production Plan.
7. Letter from Daughters of the American Revolution
8. Agenda for Middleborough Gas & Electric Commission-October 17, 2012
9. SRPEDD Regional Economic Strategy Committee Meeting Notice-October 16, 2012
10. Joint Transportation Planning Group Meeting-October 17, 2012
11. Notice from SRPEDD regarding upcoming Seminars
12. Notice from SRPEDD regarding Regional Bicycle Parking Program
13. Notice from Gateway Health Group of October 17, 2012 Meeting
14. Information from MMA regarding Annual Meeting and Trade Show-January 25 & 26, 2012
15. Announcement of South Coast Rail Technical Assistance Awards for FY13
16. Mass Wildlife Advisory regarding New Regulations on Turkey Hunting and Deer Possession Limit Changes on the Islands
17. Letter from Comcast regarding Internet Essentials Program

18. Letter from Comcast regarding Grandfathered Cable Packages
19. MEGA Risk Reminder – Dangers of Static Electricity
20. Newsletter from Farrell Backlund
21. Retired State, County and Municipal Employees Association of Massachusetts Newsletter
22. Letter from Division of Capital Asset Management regarding Search for Space for Lease
23. Copy of Thank You Letter to Plymouth County Sheriff's Department
24. Information on Commonwealth Citizens Connect Program
25. Letter from Plymouth County Mosquito Control regarding Budget Presentation on December 13, 2012
The Plymouth County Mosquito Control will be meeting December 13th and will ask the Board to vote for a letter of support for their budget. Their budget has not been reviewed though to see if it will require additional funds. Each community is accessed on the Cherry Sheet for this.
26. Letter from Mass DOT announcing Lakeville's Technical Assistance Award in the amount of \$7,000 for an Inclusionary Housing By-Law to implement our Housing Production Plan
27. Letter from Comcast regarding Channel information
28. Letter from GATRA announcing the MassDOT Transportation Conversation Meeting has been re-scheduled to December 3, 2012
29. SRPEDD Commission Meeting Agenda for October 24, 2012
30. Notice from Council on Sustainability regarding upcoming seminars
31. Notice from Comcast regarding Emergency Reporting Procedure
32. Information packet from GATRA Meeting
33. Email from Rina Knight
34. Complaint from Paul McGillis regarding Morse Sand & Gravel and Building Commissioner's response
Selectman Powderly stated that the Building Commissioner, Mr. Iafrate, went out and looked at the matter. He wrote a letter that there were no violations. His letter was well put, and if the Zoning Board of Appeals wants to entertain it, they can entertain it. Mr. McGillis has asked to meet with the Zoning Board of Appeals and Ms. Craig has contacted Don Foster. The Town has spent \$80,000 regarding resolving the matter and cannot spend anymore.
35. Memo from MEMA regarding Initial Damage Assessment-Hurricane Sandy

At 10:12 PM, upon a motion made by Selectman Belliveau; seconded by Selectman Powderly it was:

VOTED: To enter Executive Session pursuant to M.G.L. c. 30A, §21(3) and not return to open session to discuss strategy in preparation for negotiations with the new unions because an open meeting may have a detrimental effect on the negotiating position of the Board.
Polled vote: Selectman Belliveau-Aye, Selectman Powderly-Aye, and Selectman Maksy-Aye.