

TOWN OF LAKEVILLE
Selectmen's Meeting Minutes
December 17, 2012 – 7:00 PM

On December 17, 2012, 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 Maksy at 7:00 PM. Selectmen present were: Selectman Maksy, Selectman Belliveau and Selectman Powderly. Also present were: Rita Garbitt, Town Administrator, and Tracie Craig, Executive Assistant. Cindy Dow from the Middleboro Gazette and LakeCAM were recording the meeting.

Chairman Maksy requested a Moment of Silence for the victims of the Newtown, CT School tragedy.

Meet with Fire Chief regarding Appointment of new Full Time Firefighter

Daniel Hopkins, Fire Chief, and Derek Haimaidi were present for the meeting. Chief Hopkins stated that there were 18 applicants for the Full Time Firefighter/Paramedic position. Of the 18 applicants, nine (9) were interviewed. Mr. Haimaidi has been a Call Firefighter with Lakeville for over a year. He is a qualified Paramedic and will be attending the Firefighter's Academy.

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

VOTED: To appoint Derek Haimaidi as a Full Time Firefighter/Paramedic, subject to a one (1) year probation and successful completion of the Massachusetts Firefighter's Academy.

Chairman Maksy discussed with Chief Hopkins the naming of the driveway to the Ted Williams Camp. Chief Hopkins said that the Police Chief is going through the 911 channels and will contact him with a proposed name. He was thinking about Ted Williams Way. Chief Hopkins noted that each building would have to have a street number.

Meet with Elected Officials to Discuss Health Insurance Benefits for Elected Officials

Janet Black, Board of Assessors member, and Robert Poillucci, Board of Health member, is present for the discussion. Chairman Maksy said this is a follow-up discussion from the last Selectmen's Meeting about health insurance eligibility for Elected Officials. He thought it should be brought forward again for discussion. Selectman Powderly said that William Garvey, Board of Health Chairman, spoke to him and asked that Selectman Powderly relay his thoughts on the matter. Mr. Garvey's opinion was that only the Board of Selectmen should be eligible for health benefits. His reasons were the time that the Selectmen spend on Town business and also the responsibility of their positions.

Chairman Maksy said that all Elected Officials put in the time to do their job. Selectman Belliveau said that he had requested to address this matter. The question is: do we want to take away health benefits for Elected Officials that have them today. If the answer is no, he is not in favor of continuing this policy. You can't discriminate in the private sector. It's either all employees are eligible, or no one is. Chairman Maksy said the policy was a grandfathered policy

regarding getting health insurance. He doesn't believe that people run for office just for health insurance. However, some do need it when elected. This is getting to be a very expensive token. He was not inclined to take it away right now. If we do decide to take it away, there needs to be a drop dead date. We should have rescinded the vote that was taken last year since the Elected Officials were not in attendance. Selectman Powderly said that the Board has given the Elected Officials the opportunity to attend recent meetings. He would not be in favor of taking away benefits from Elected Officials that currently have them. He said that on February 7, 2011 the vote was that any new elected official elected after February 1, 2011 is no longer eligible for health insurance. He did not want to change that vote.

Selectman Belliveau said the policy is not equitable for all Elected Officials. Selectman Powderly said the Meeting Minutes say at some point, the Board will address the issue and get in line with other Towns. Selectman Powderly said if you rescind the vote, then all Elected Officials are eligible for health insurance. Chairman Maksy noted that the only Elected Officials not currently eligible are Selectman Powderly and Selectman Belliveau. He noted that he was eligible for health insurance; how is that fair. We should have a drop dead date when it ends for everyone or phase it out. Selectman Powderly said this would be no different than what we negotiated for new hires. New hires don't have longevity, but current employees do. New hires are given less benefits. Selectman Powderly stated if the vote is rescinded, any newly elected people will be eligible for health insurance benefits. Ms. Black asked if this included the Town Clerk and the Treasurer/Tax Collector. Selectman Powderly said no; we were advised by Town Counsel that it would not include them. Chairman Maksy noted that the vote did not include the Town Clerk and the Treasurer/Tax Collector. It was specific to the Board of Selectmen, Board of Health and Board of Assessors.

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

VOTED: To rescind the previous Board of Selectmen vote of February 7, 2011 regarding health insurance eligibility for Elected Officials.
Two in favor, one against (Selectman Powderly).

Chairman Maksy said the Board needs to look back at this and try to address the policy. He would like this matter placed on a February agenda, and a survey be done of other Towns to see if they offer health insurance benefits for Elected Officials.

Meet with Animal Control Officer to discuss renewal of Annual Contracts with the Towns of Berkley, Bridgewater, Carver, Freetown, Holbrook, Raynham, and Rochester

David Frates is present for the discussion. Ms. Garbitt noted that the only difference in the contracts was that the quarantine period has been changed by State Statute from ten (10) days to seven (7) days. The Town of Holbrook has been added on as an emergency basis. Mr. Frates said that a few other Towns have shown interest in boarding with Lakeville. He said there were 113 dogs adopted out this year due to the new neuter and spay program, funded by Pound Hounds.

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

VOTED: To approve the contracts with the Towns of Berkley, Bridgewater, Carver, Freetown, Holbrook, Raynham, and Rochester for the boarding of dogs at the Lakeville Animal Shelter.
Unanimous in favor.

Public hearing-Junk Dealer/Junk Collector License-Donna Muncey-69 Main Street

Donna Muncey and David Rose were present for the meeting. Chairman Maksy read the legal notice into the record. He said this was a new application for a Junk Dealer/Junk Collector License for the property located at 69 Main Street. He noted that a similar business is permitted for this unit now. Ms. Muncey said they will be a resale store selling collectibles, household goods, furniture, etc. All the items will be located inside. Chairman Maksy asked what the hours of operation would be. Ms. Muncey said 10:00 AM to 5:00 PM Monday through Saturday and closed on Sundays.

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

VOTED: To close the Junk Dealer/Junk Collector License Hearing for Donna Muncey for the property located at 69 Main Street.
Unanimous in favor.

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

VOTED: To approve the Junk Dealer/Junk Collector License for Donna Muncey for the property located at 69 Main Street.
Unanimous in favor.

Meet with Town Accountant to discuss On Call Payroll Procedures for Highway Department

Cynthia McRae, Town Accountant, is present for the discussion. Selectman Powderly said at the last Selectmen's Meeting, it was decided that he and Ms. Garbitt would work with the Superintendent of Streets on the On Call Procedures for the Highway Department. We are suggesting that Mr. Peck put on the payroll summary that is submitted to the Town Accountant a \$100 weekly stipend for the employee that is on that rotation that can be categorized by accounting into a separate account under Stipend Snow and Ice. However, it does not have to be a separate account. It can be either or. Selectman Belliveau asked is this going to be a once a week thing. Selectman Powderly said that payroll is submitted every other week. This would run from December 1st through March 15th. Selectman Belliveau asked are we going to apply that for the first three (3) hours they actually work or just for being on call. Selectman Powderly said just for being on call. Chairman Maksy asked about deficit spending in the Snow and Ice Account. Ms. McRae said the Selectmen do sign a authorization letter that says the Town can deficit spend in the Snow and Ice Account. Chairman Maksy said this might be better coming out of overtime, rather than general wages. Selectman Belliveau said it was okay to take this out

of Snow and Ice this year, but next year it should go under wages. It shouldn't be coming out of snow and ice permanently; it should be budgeted for. Chairman Maksy said if we agree to this, it will need to be put into the union contract as well. He agreed with Selectman Belliveau to take it out of Snow and Ice for this winter season, but next year budget for it.

Ms. Garbitt noted that the Snow and Ice Account is broken out into wages, contracted services and materials as it gets used. If you don't deficit spend this account and there is a major storm, you won't get Federal reimbursement. Selectman Powderly said he would prefer it being in the Snow and Ice Account, as it is only for the winter season. Selectman Belliveau said we are implementing the policy based on the time of year. It's a wage based on the time of year. Chairman Maksy said that we know that \$1,400 will be used for on call compensation. We should create a line item for it or put it in wages for overtime. Selectman Belliveau said public employees' salaries are public information. If we put it under Snow and Ice, how would anyone know the employee was receiving this compensation? He felt it would be a lot cleaner if it is in wages.

Ms. Dow asked if different communities were looked at and how did they handle this. Ms. Garbitt said four (4) or five (5) communities were survey, and each handles this differently. Chairman Maksy noted this policy is only for this winter season. Selectman Belliveau said residents should be able to see what employees make. Ms. Garbitt said no matter what account it comes from, it will show up in an employee's total wages. Selectman Belliveau said in the future, he would like to see it in wages.

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

VOTED: To institute a \$100 weekly stipend for a Highway Department Employee to be on call, spread out over all Highway Department employees. This is for a temporary basis for this winter season only, December 1 through March 15, and based on the weather.

Unanimous in favor.

Meet with Police Chief to discuss a Sergeants Position

Frank Alvilhiera was present for the discussion. Chief Alvilhiera said he is requesting to add a Sergeants position to his staff. The current Detective/Sergeant has had to have his shift moved several times. He is paid overtime when he goes to the drug lab. Having another Sergeant on staff will help reduce overtime. He estimated that the expense will be \$2,480 for the rest of the fiscal year to add another Sergeant. He felt he could cover that within his current budget. Also, the Sergeant would be able to work the desk and eliminate part time dispatchers. Chief Alvilhiera noted that the 911 Grant that was received could help cover the Sergeant's salary, if he is working the desk and performing administrative work. This Grant was approximately \$28,000 and must be used by June 30th. He is hoping for an increase next year, based on the number of 911 calls. Selectman Powderly asked if the dispatchers are paid from that grant. Chief Alvilhiera said yes.

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

VOTED: To appoint Michael Dwyer as a Sergeant, effective January 1, 2013, for a one (1) year probationary period, with an expiration date of July 31, 2016.
Unanimous in favor.

Review and discuss memo from Board of Health regarding proposed regulations for Year Round Dwellings

Robert Poillucci, Board of Health Member, is present for the discussion. Mr. Poillucci told the Selectmen that the Board of Health has started working on the seasonal properties issue. The Board of Health is looking for other Departments' input on the issue. The Board of Health would like to develop a checklist that says this is what you need to convert a seasonal property to a year round residence. We are trying to develop a standard instead of a case by case basis for conversion. The Board of Health would like to tell homeowners that they should work with the Building Commissioner to bring their home up to a certain level, and then work on getting a Title 5 System from the Board of Health. Mr. Poillucci said the Board of Health will be holding a public meeting asking for input after the beginning of the year.

Chairman Maksy said that the two (2) Boards had discussed this issue last year. He was pretty sure that the Selectmen felt that this is a Board of Health, Building Department and possibly a Zoning Board of Appeals issue. Chairman Maksy noted that some homes are designated seasonal by deed. Selectman Belliveau questioned if the Board of Health needed input from the Selectmen. Mr. Poillucci said they are trying to get as much as input as possible. If people are able to convert, houses are going to have larger values. Removing cesspools from the shorefront communities is going to go a long way to clean up the ponds. A discussion occurred regarding the seasonal water supply at Clark Shores. Mr. Poillucci said especially in Clark Shores, they have seasonal water, so that dictated seasonal home designations. However, if they become a public water supply corporation, that will help. Selectman Powderly asked about minimum lot sizes for having a well and septic system. Mr. Poillucci said technologies are changing. With a PRESBY system, the lot size requirements are now smaller. He believed minimum lot size requirement for a well and PRESBY system is 10,000 square feet. We want to be able to say to homeowners this is what you need to do to convert to a year round residence. Let the homeowner review the requirements to see if they can meet them. We would be the first stop.

Chairman Maksy said that cleaning up the groundwater is important to the Town. If the Selectmen have any comments, we can address them directly to the Board of Health. Ms. Garbitt noted that comments are due by December 28, 2012. Chairman Maksy requested that the Board of Health receive a copy of the minutes.

Discuss Interview Process for the Highway Mechanic/Laborer Position

Ms. Garbitt said that the Town received nine (9) applications for the Highway Mechanic/Laborer Position. She asked how the Board would like to handle the interview process. Chairman Maksy asked if the Town has a policy on this; if not, we should work on one.

Selectman Powderly said if you look at the required qualifications, only two (2) candidates met them. So, why interview more than two (2). Chairman Maksy said the applicant would need a CDL, Hoisting License and the Mechanics Certification. Selectman Belliveau asked if the Mechanics Certification was a definite qualification. Ms. Garbitt said yes. Chairman Maksy questioned if the job specification was too stringent, requiring three (3) different types of licenses. It is almost three (3) separate jobs. Selectman Belliveau asked why a CDL was needed to work on the vehicles. Chairman Maksy said to drive and deliver trucks on the street. Selectman Powderly said if you have a certified mechanic, then you don't have a liability issue.

Selectman Belliveau said if you have two (2) candidates that meet the criteria, you can't really interview more, unless they are in school. Chairman Maksy said to interview the two (2) that are qualified. During that interview process, decide if you want to hire one (1) of those two (2) candidates. Selectman Belliveau said to interview both of the candidates that meet the criteria. If you don't think there is a fit, re-advertise with a higher salary range. Chairman Maksy said perhaps the qualifications could be changed to a CDL required within six (6) months after hiring. You could give up to a year for someone to get their license to run loaders and the backhoe. Ms. Garbitt noted that has been done in previous hirings. Ms. Garbitt said the certification for mechanic takes a long time to receive. The CDL doesn't take as long. Chairman Maksy said the CDL was preferred, but there are only two (2) people that meet the ASCE certification.

Chairman Maksy asked if one of the Selectmen should be part of the interview process. Selectman Belliveau said it is more important for the Fire Chief, Police Chief and Superintendent of Streets to sit in on the interviews. Chairman Maksy said that the Selectmen could ratify their decision. Ms. Garbitt said that typically for employees that fall under the Selectmen, the Department Head and she would interview. If it were a Department Head, then the Selectmen would be involved. It was decided to have the Fire Chief, Police Chief and Superintendent of Streets perform the interviews.

Discuss Response to Massachusetts Gaming Commission Proposal to Accept Phase 1 Gaming License Applications in Region C

Selectman Belliveau said based on the Casino Act that was passed; the State had to offer an Indian Gaming Casino before they could go forward with a Commercial Casino. Selectman Powderly said the compact had to be in place by June 30, 2012, and it was rejected by the Federal Government. It is in limbo now with no other date on how long to give the Mashpee Wampanoags to sort it out with the State. Selectman Belliveau said there was a \$675,000 deposit made for a casino in Springfield. Chairman Maksy said as long as the Wampanoags get approval, the commercial casino license would drop off. Selectman Powderly said you have to give a non refundable deposit for a Commercial Casino License. If the Indians get their license, the commercial developer would be out their money. Chairman Maksy said his biggest fear is that there will be both a Commercial and an Indian Casino in southeast Massachusetts. Selectman Belliveau asked when the comments were due. Ms. Garbitt said tomorrow. We didn't have a chance to give this to the Casino Advisory Committee. Chairman Maksy said his comment would be, due to the short notice, we have not had a chance to thoroughly investigate

this. However, we would be opposed to the potential for two (2) casinos being located in this area.

Revisit Renaming the new Extension of Rhode Island Road

Frank Alvilhiera, Chief of Police, was present for the discussion. Chief Alvilhiera said that he felt that Rhode Island Road Extension is fine for the new section of the roadway.

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

VOTED: To rename the new section of Rhode Island Road as Rhode Island Road Extension.
Unanimous in favor.

Revisit Zoning By-Law 8.7 for Temporary Licenses

Chairman Maksy reviewed the present Section 8.7. He said currently, the Board of Selectmen issue Temporary License Permits. However, discussion has occurred regarding having these permits being a one-time permit from the Building Department. Ms. Garbitt noted that permits issued under this by-law are \$25.00 annually, but a storage shed permit would be a one-time Building Permit Fee of \$40.00. Chairman Maksy said we would like the process to be a bit simpler. Selectman Powderly suggested rewording the bylaw to read “Board of Selectmen or designee”. Selectman Powderly asked if this included temporary storage PODS. Ms. Garbitt said yes, tractor trailer bodies also. Ms. Craig noted that this bylaw also addressed Temporary Mobile Homes. Selectman Powderly did not want to change that. Chairman Maksy said to send this to the Building Commissioner for his comments.

Revisit Amendment to General By-law for Curb Cuts

Ms. Garbitt said to change the General By-law for Curb Cuts would need Town Meeting Approval. Selectman Belliveau said the idea is to take this out of the Selectmen’s hands. Chairman Maksy said if the Superintendent of Streets denies a permit, it could come here for appeal. Ms. Garbitt said that the Board would need to change their rules and regulations to reflect the change. Selectman Belliveau said he did not think it would save the Board that much time. Chairman Maksy said in some of these cases, we are not meeting for two (2) weeks, and it holds people up. He would like this sent to the Building Commissioner for his comments. Ms. Garbitt said the Planning Board does not have to hold a public hearing as it is a General Bylaw, but they typically hold them. Selectman Belliveau said if the Superintendent of Streets approved it, the Selectmen usually go along with it. Selectman Powderly said if Mr. Peck became the designee, he would only come to us with his concerns. Ms. Garbitt said it would still go to the Historical Commission if it is a scenic road.

Revisit support request for Plymouth County Mosquito Control for FY14 Budget

Selectman Powderly said at the last meeting he attended, Plymouth County Mosquito Control gave us what they do for the Town. Approximately 400 residents received spraying services.

They clean out wetland areas that the Town cannot clean. They outlined the different services that they give to Lakeville. My question was what they did for their funds, and he received the backup information. Selectman Belliveau said we had the Superintendent in last year. Their budget is basically salaries and benefits. Chairman Maksy said their proposed budget has a six (6) to seven (7) percent increase. Selectman Powderly said they have requested that we either support or don't support their budget, but we don't have to do anything. We will be assessed the money anyway. It was decided to take no action.

Review memo from Police Chief regarding Constables

Frank Alvilhiera, Chief of Police, was present for the discussion. Chief Alvilhiera said he has looked at other Towns and they have no real policy on the number of Constables. He felt that five (5) Constables would be sufficient for Lakeville. All the Lakeville Police Officers are Constables, and residents can use the Plymouth County Sherriff's Office as well. Chairman Maksy said we have seven (7) appointed Constables in Lakeville now. If we have a limit of five (5), we wouldn't reappoint another Constable if someone did not renew. Ms. Garbitt noted that in some Towns, Constables are elected.

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

VOTED: To set a limit of seven (7) Constables in Lakeville, with the understanding that only five (5) are needed.
Unanimous in favor.

Request from Town Clerk to vote to issue Annual Town Election Warrant-April 1, 2013

Selectman Belliveau read the Annual Town Election Warrant for April 1, 2013 into the record.

VOTED: To approve the Warrant for the Annual Town Election on April 1, 2013 as presented.
Unanimous in favor.

Review and vote to renew Annual Liquor Licenses

Chairman Maksy recused himself from the discussion. Vice-Chairman Belliveau said the Board needed to vote to approve the renewal of the Town's Liquor Licenses.

Upon a motion made by Selectman Powderly, with Vice-Chairman Belliveau stepping down to second and stepping back up to vote, it was:

VOTED: To approve the following Liquor Licenses:

Package Store Wine & Malt Licenses: Paul F. Grasso, d/b/a Tutto Italiano and Gulf Resources, Inc.

Package Store All Alcohol Licenses: Savas Liquors, Inc.; BBP, Inc., d/b/a Muckey's; Tamarack Wine & Spirits, Inc.; and Joseph R. Starr, d/b/a Starr's Country Market.

Common Victualler All Alcohol Licenses: Hawaii Corporation, d/b/a/ Orchid of Hawaii; Poquoy Investment Group, Ltd.; Reservoir Heights, Inc., d/b/a Lakeville Country Club; LeBaron Operating Company, LLC dba LeBaron Hills Country Club; and The Back Nine Club, Inc.

General On Premise Wine & Malt: Lakeville Virtual Entertainment Group, Inc.

Club All Alcohol: Lakeville Aerie No. 3994, dba Fraternal Order of Eagles, Inc.

Two in favor, one abstention.

Review and vote to renew Annual Class I & Class II Used Car Dealer's License

Chairman Maksy said the Board needed to renew the Town's Class I and Class II Used Car Dealer's Licenses.

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

VOTED: To approve the Class II License Renewals as follows: Salvatore Cucinotti, dba SC Auto; United Automotive Services; Lakeville Auto Sales; Sha-Nic Auto-Body, Inc.; Chris Altieri, dba C&E Enterprises; Leonardo Solana, dba Solana Auto Sales; Andrews Family Automotive; Linda Bury & Jason Bury, dba Elite Auto Sales; and Michael L. Outor, dba Marley Motors, having expiration dates of January 1, 2014.
Unanimous in favor.

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

VOTED: To approve the Class I License Renewals as follows: Rousseau's Recreation Rentals, Inc. and Route 44 Collision Center RV's & Boats, having expiration dates of January 1, 2014.
Unanimous in favor.

Review and vote to renew Annual Miscellaneous License

Chairman Maksy recused himself from the discussion. Vice-Chairman Belliveau read the list of the Miscellaneous Licenses that were up for annual renewal.

Upon a motion made by Selectman Powderly with Vice Chairman Belliveau stepping down to second and stepping back up to vote, it was:

VOTED: To renew the Livery Licenses as follows: Moonlighting Limousine (4 vehicles) and JP's Limousine Service (2 vehicles), having an expiration date of December 31, 2013.

Unanimous in favor.

Upon a motion made by Selectman Powderly with Vice- Chairman Belliveau stepping down to second and stepping back up to vote, it was:

VOTED: To renew the Dancing on Weekdays Permits as follows: LeBaron Hills Country Club; Orchid of Hawaii; Lakeville Golf Club, Inc. and Fraternal Order of Eagles, having an expiration date of December 31, 2013.

Unanimous in favor.

Upon a motion made by Selectman Powderly with Vice-Chairman Belliveau stepping down to second and stepping back up to vote, it was:

VOTED: To renew the Coin Operated Amusements Licenses as follows: Fraternal Order of Eagles, Inc. (3 machines), having an expiration date of December 31, 2013.

Unanimous in favor.

Upon a motion made by Selectman Powderly with Vice-Chairman Belliveau stepping down to second and stepping back up to vote, it was:

VOTED: To renew the Public Entertainment on Sundays Licenses as follows: LeBaron Hills Country Club; Orchid of Hawaii, Lakeville Golf Club, Inc. and Fraternal Order of Eagles, having an expiration date of December 31, 2013.

Unanimous in favor.

Review and vote to approve Board of Selectmen Executive Session Meeting Minutes of December 3, 2012

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

VOTED: To approve the Selectmen Executive Session Meeting Minutes of December 3, 2012.

Unanimous in favor.

New Business

Request from James Gouveia to be appointed to Zoning Board of Appeals as Associate Member

Ms. Garbitt said that the Board had received a request from James Gouveia to serve as an Associate Member to the Zoning Board of Appeals.

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

VOTED: To appoint James Gouveia as an Associate Member to the Zoning Board of Appeals with an expiration date of July 31, 2013.
Unanimous in favor.

Request from Middleborough/Lakeville Herring Fishery Commission to appoint three (3) Volunteer Observers

Chairman Maksy read the letter from the Middleborough/Lakeville Herring Fishery Commission to appoint three (3) Volunteer Observers. Their terms would expire September 30, 2013.

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

VOTED: To appoint Joseph Urbanski, Michael Bednarski and Ray Jarvis as Volunteer Observers to the Middleborough/Lakeville Herring Fishery Commission with terms to expire September 30, 2013.
Unanimous in favor.

Other Items:

1. Cyclical Inspection Update from the Board of Assessors
2. Notice from Executive Office of Public Safety and Security-FY13 Traffic Enforcement Grant
3. Notice from Department of Revenue regarding FY13 Tax Rate Certification
4. Letter from MassDOT regarding Utility Maintenance Permit
5. Card received by the Animal Control Officer from Paul Bedard
6. Middleborough Gas & Electric Commission Agenda
7. Notice from Office of Housing and Economic Development regarding Lakeville Contract for Priority Development-43 Main Street
8. Joint Transportation Planning Group Holiday Meeting-December 12, 2012
9. Letter from Department of Telecommunications and Cable regarding Lifeline
10. Notice of MMMA Bylaw Changes
11. Notice from State Ethics Commission regarding New Conflict of Interest Law Training Programs
12. Mass Wildlife Newsletter
13. 2013 Preservation Award Categories Massachusetts Historical Commission
14. Farrell Backlund Insurance Newsletter
15. Green Community Grant Contract Documents

Ms. Garbitt said the Energy Advisory Committee is meeting Wednesday night to go over the Request for Proposal for hiring a Project Manager to keep track of the project savings. Selectman Powderly asked if the Project Manager gets paid out of the grant. Ms. Garbitt said there is \$12,000 budgeted for this. Selectman Powderly asked if the Project Manager needs to be posted and advertised. Ms. Garbitt said we will follow Chapter 30B procedures.

At 8:53 PM, a motion was made by Selectman Belliveau and seconded by Selectman Powderly 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 and pursuant to M.G.L. c.30A, §21(6) to consider the purchase, exchange, lease or value of real estate 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.