

TOWN OF LAKEVILLE
Selectmen's Meeting Minutes
January 9, 2012 - 7:00 PM

On January 9, 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 Olivier at 7:00 PM. Selectmen present were: Selectman Olivier, Selectman Maksy and Selectman Belliveau. Also present were: Rita Garbitt, Town Administrator, Tracie Craig, Executive Assistant and Christine Weston, Recording Secretary. No one was recording the meeting.

7:00 PM Meet with Planning Board Chairman James Marot to discuss Earth Removal Permit for 5 Main Street – New England Rent-All

Robert Rego of Prime Engineering, James Marot, Chairman of the Planning Board and Robert Iafrate, Building Commissioner, were present for the discussion. Discussion took place regarding Zoning By-law Section 5.2 and how it relates to buffer zones in regards to earth removal projects, specifically the buffer zone at 5 Main Street. Mr. Marot stated that the Planning Board did not see a final earth removal plan, so they do not know the specifics that are being commented on. Chairman Olivier stated that Mr. Iafrate has met with Jamie Bissonette on site to view the buffer zone, since the Board also had some concerns about it. We also received input from the Superintendent of Streets. Several meetings took place in order to make sure everything was in place according to the by-law. Regarding the planting of the trees, the slope is much steeper than what was being proposed on the plan. Selectman Maksy stated that the slope is actually less steep, with fewer plants or no plants at all. Selectman Belliveau said that he was told that the slope was developed when the building was built.

Mr. Marot stated that in the back, the property is adjacent to a Residential zone. The buffer is required between the two (2) zones. There is no grandfathering for buffering. Buffers need sound barriers to prevent penetration of sound to the residential area. Mr. Rego stated that that is what was created, a buffer between a Business and a Residential district. Plantings were proposed for the buffer zone. There will be a large berm between the businesses and the Residential zone. It is being proposed to take the elevation down to 87'-91", which is consistent to the homes on the other side of the berm. The earthen berm will be a visual and sound buffer, which is much better than just a visual buffer of plantings. Chairman Olivier stated that the slope should adhere to the 4 to 1 ratio in the bylaws. He noted the letter received from Mr. Marot, where he alluded to Section 5.2.4.1, the buffer strip. At this time, there is no plan to develop the back part of the property. If Mr. Radke never sells the lot, then there is nothing to buffer. If he builds a building, then there will be a need to look closely at that plan. This project is a temporary situation until the applicant decides to construct a building.

Mr. Marot stated that two (2) zones exist, so when Mr. Radke begins to create buffers between zones, he will need to take what he is doing into consideration. The height of the building may become problematic. Selectman Maksy stated that Mr. Radke is going to have to protect those residents if the area is developed. It may require additional buffers. Mr. Marot stated that vegetation produces no sound barrier at all. Chairman Olivier stated that if they go up 30' with a building, then that is an acoustical wall. If it is only 10', then it is not an issue there. Those things are addressed at Site Plan Review. Selectman Maksy said there is an earth

removal project right up to an abutting Residential zone. There are buffering requirements that need to be taken into consideration; however, the lot is already developed. Ms. Garbitt stated that the buffer is 200' when it is in between zones. Mr. Marot stated that the normal zone is 200'; the new zone created is 600'. Selectman Maksy stated that by looking at the plan now, this Board did create more of a buffer than what was seen before. The Board added a lot of trees and thought it was adequate. We unfortunately did not consider the 40'. He did not think it is a no touch zone. Mr. Marot stated that it is a no touch zone for 40'. Selectman Maksy stated that the intent is that there is a need to have an adequate sound barrier. Mr. Marot stated that most of the things that make noise are air conditioners and other machinery units that sit on the roofs.

Mr. Rego stated that he would like to go on record saying that the project is in compliance. It does not say no touch for the 40', only no parking or structure. We are lowering the grade. It will work better than vegetation or an acoustical wall. Selectman Maksy stated that presently there is not a building there. Once a building is proposed, it will go to the Planning Board for approval. Mr. Marot stated that he would be worried about any development between the two (2) zones. The Residential side needs to be taken into consideration. Selectman Maksy stated that in the future, the Board needs to seriously consider what the Planning Board is asking for. Selectman Belliveau stated that he felt that the Board did a pretty good job asking for trees and plantings. Mr. Marot stated that the Planning Board did have concerns regarding what the Selectmen were considering with respect to the bylaw. Chairman Olivier stated that the Board took the zoning bylaws into consideration several times, especially Section 5.2 through to Section 5.2.4.2. Selectman Maksy stated that it will make the project a lot easier if the bylaw was followed now, so that if Mr. Radke sells the property in the future, the conditions have already been met.

Mr. Marot stated that the Planning Board met with the engineer and gave him some ideas. It was felt that they should leave a 40' no touch zone, and then slope from there. The Preliminary Plan came through and did not show any changes. Selectman Maksy stated that the Board did not disregard comments from the Planning Board; we tried to follow them. Ms. Craig suggested that in the future, she would send a copy of the earth removal checklist to the Planning Board for them to consider also. Chairman Olivier stated that he would like to take it a step further and let the Planning Board know when an earth removal project is on the Board's agenda and make sure they have the most current copy of the plan for the project.

7:30 PM Meet with John Olivieri, Jr. regarding MEGA's Worker's Compensation Assessment

John Olivieri, Jr. was present for the discussion. Chairman Olivier stated that the Massachusetts Education & Government Association (MEGA) is running into some financial difficulties since their surplus is not adequate. It may have been that they experienced more claims than they thought they would. Now they are assessing members in the group in order to bolster their account balance and they are taking the position that it is retroactive.

Mr. Olivieri stated that MEGA is a hybrid, a group self-insurance plan. MEGA aggregates all their members together, and if they go over the aggregate amount, then they have to pay. When MEGA went into the Property & Casualty market, they knew they would take a hit on it.

They got out of that last year since it was not successful. Looking at some of the general numbers of what the Town was paying for a premium in 2002, the total premiums are \$441,458. For any given year, there is at least a 10% savings needed, at a minimum, for a guaranteed cost program. Most municipalities would be paying the State rate if they were not in a program like this. This has to be paid over a three (3) year period. They want Towns to have time to work this into their budget. Selectman Maksy referred to page 6. Is the Town still liable if they do not sign? Mr. Olivieri stated the Towns are still liable. They partake in the successes, as well as the losses. Selectman Maksy stated that it contradicts itself. Their letter says that MEGA knows how to handle group compensation and has done so for a lot of years. Then, it says that they have received a lot of claims, and that has impacted them. Mr. Olivieri stated that they do know how to handle claims for workers compensation, but they did not know what they were doing in the Property and Casualty field. They should not have gone into that field.

Selectman Belliveau stated that some towns messed up the claims and Lakeville is paying for their claims. Mr. Olivieri agreed. Selectman Maksy stated that over the next three (3) years, Lakeville is paying for something that was balanced five (5) years ago. Mr. Olivieri noted that the losses bring it back to that year, but your funding is assessing for your future. Ms. Garbitt stated that there should be enough for FY13 in this year's budget. There is a balance of \$4,500 left in the workers compensation line item. The Town can encumber to pay this at least until 2013. Mr. Olivieri stated that the Town is not really paying old years' debts. What happened was a domino effect. Ms. Garbitt noted that this does not cover Police and Fire; they are covered under a different policy. Mark Burrige asked if MEGA paid out dividends, and now they are asking for them back. Chairman Olivier stated that if a policy year ends and you invested in that, then claims are paid out. If there is anything leftover, then a dividend can be paid to the members. They still have a base. They have to keep money to pay future bills and indemnity payments. Since they tried to venture out and go into the Property and Casualty business, they lost a lot of their surplus from doing that. They do not have as much reserve surplus to pay future claims, so now they have to go back to their members and assess them.

8:00 PM Dog hearing for Michael and Bernadette Nelson-26 Montgomery Street, filed by Nancy Kitchen

Chairman Olivier read the hearing notice into the record that was sent to the Nelsons about their dogs.

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

VOTED: To open the Hearing for Michael and Bernadette Nelson of 26 Montgomery Street.
Unanimous in favor.

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

VOTED: To continue the first Hearing until 8:15 PM so that both Hearings will take place at the same time.
Unanimous in favor.

8:15 PM Dog hearing for Michael and Bernadette Nelson-26 Montgomery Street, filed by Kenneth and Kim Holmes

David Frates, Animal Control Officer, and Jennifer Nash, Assistant Animal Control Officer, were present for the hearing. Chairman Olivier then read the second notice into the record and summarized M.G.L. Chapter 140, Section 157. Chairman Olivier swore in the people who would be speaking at the hearing. Chairman Olivier explained to everyone that when they speak, they are to give their name and address so that it can be recorded in the minutes.

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

VOTED: To open the Dog Hearing (part two) for Michael and Bernadette Nelson of 26 Montgomery Street regarding their dogs, one being a Shepard mix named Monty and the other a lab mix named Keeza.
Unanimous in favor.

Chairman Olivier read the first complaint into the record. Nancy Kitchen of 30 Montgomery Street stated that she has lived there for eight (8) years. She cannot count the number of times that she has been to the dog owner's home, trying to resolve the problem of their dogs running loose. The dogs are aggressive, and she wants it stopped, since they are injuring her animals. She distributed black and white pictures from her surveillance camera for the Board to view. Chairman Olivier asked if the dog owners had seen the pictures, and they responded that they had not. Mr. and Mrs. Nelson viewed the pictures. Chairman Olivier stated that he sees that there are complaints that date back to 2004. He asked the Nelsons what they had done to solve this situation. Mr. Nelson stated that Monty is his son's dog and visits his home. He is very big and has dug under the fence. Mr. Nelson has tried to fix the fence. He understands that there were problems with Keeza getting out, and he will not argue that. Now, his adult son's dog visits and he is digging under the fence to get out. There are few sections with leaves and sand that the dogs have discovered and were able to get out. Further explanation was given by Mr. and Mrs. Nelson about the fence and repeatedly trying to fix it. Mr. Nelson apologized and pled no contest. We will accept whatever the Board decides. He noted that Keeza is not vicious, and they offered restitution for the chicken that was killed. It is natural for a dog to go after a chicken. Mr. Frates said Ms. Kitchen had called about the chicken, but wanted to resolve the matter herself. She has brought the dogs home to the Nelsons several times. Ms. Nelson stated that they do try and keep the dogs in the fenced in area. One of the times, the pool guys left the gate open. Monty digs, but Keeza does not. She just follows along. Pressure treated wood has been put down along the fence. Mr. Frates stated that Monty would need to be put out on a cable, since he is hard to catch when he gets out. Keeza can usually be caught.

Mr. Nelson stated that Monty is going back to Vermont. His son has a house with twelve (12) acres in Vermont and does not have these issues up there. He will not bring the dog again when he comes home to visit. Mr. Nelson stated that he and his son took a half day to dig the boards into the ground. We did work hard so that nothing would happen, but clearly it did. Mr. Frates stated that Monty is in the shelter, but Keeza is up to date on her shots and was released. Monty has to be quarantined for six (6) months since he did not have a valid rabies vaccination, and he killed the cat. Animal Inspector Jared Darling has not quarantined Monty yet since he is waiting

on the Selectmen's vote. The Town will have to notify the State of Vermont depending on what action Mr. Darling takes regarding the quarantine.

Selectman Maksy asked Ms. Kitchen how she felt about the dogs. Ms. Kitchen responded that Keeza killed her chicken and her neighbors' cat and has tried to attack her dogs. She does not want that dog on her property anymore. Chris Travers of 23 Galfre Road stated that there is a long history of problems with these dogs. Sending this dog to Vermont is only sending the problem away. Monty was circling the Assistant Animal Control Officer trying to catch him. Something needs to happen in this situation to stop this from continuing. Ms. Kitchen has spent money to protect her property, and people need to be responsible for their animals. The Nelsons have offered one (1) excuse after another that this is always someone else's fault. He did not want to see Monty put down, but the dog needs to be trained properly. Chairman Olivier asked if the Board can find out if the dog has had any trouble in Vermont. Mr. Frates stated that he could call up there. Ms. Craig noted that Mr. Darling said that the State of Vermont has to agree to quarantine the dog. If not, then the dog has to stay here.

Kim Holmes of 22 Galfre Road spoke about her problem with the dogs. She had been out and when she returned home, saw the dogs on her property. She saw the dogs coming towards her, and her daughter said to get into the house. They were circling the garage and trying to approach the house. They were barking viciously and then grabbed their cat and ran off with it to the bogs. She did not know they were the Nelsons' dogs. It was scary. We do not have our yard fenced in, and she was afraid for her grandkids. Monty killed the cat and carried it off.

Jennifer Nash stated that when she showed up, the dogs were running around barking and then ran off to the bogs. She could not catch Monty, but did manage to catch Keeza. Ken Holmes stated that he felt that Monty would have bitten someone. We have had problems with their dogs before. The biggest problem is that they cannot control the dogs. Monty should not go back to his owner; he needs another owner. Mr. Travers stated that people's pets should not be a nuisance to anyone else. Ms. Holmes stated that the dog is probably used to running around in Vermont. Mr. Frates stated that when they came across the bog, Monty was trying to hamstring the horse. He is so in love with Keeza and was trying to protect her. There is hardly a fence that will hold Monty. Chairman Olivier read the letter from the Holmes' daughter, who was a witness, into the record. Mr. Frates stated that he did not think that there was a solution for the dog. He is aggressive, but shows fear as well when cornered. Ms. Kitchen was concerned that if Monty leaves, Keeza will still be there. She wants assurance that Keeza will not be loose.

Mr. Nelson stated that he started the hearing by apologizing, and he will accept any decision that the Board makes. He has incentive to keep her on their property. Once Monty is out of the picture, Keeza will be less of a problem. Selectman Maksy asked if the owner of Monty is around. Ms. Nelson stated that her son had his wisdom teeth out today; he is home on the couch. We have taken responsibility and tried to do all that we can to keep them contained. Jennifer Nash stated that Keeza was friendly and had no signs of aggression. Monty is very shy and nervous and did circle her a lot when she tried to catch him.

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

VOTED: To close the Hearings on the Nelson dogs.
Unanimous in favor.

Discussion then took place amongst the Board. Selectman Belliveau stated that there are incidents with Keeza in 2004, 2007, 2008, and this is the 4th incident. Mr. Frates stated that he hated to say it, but thinks that Monty should be euthanized. The dog has too many issues. We do not have to wait the six (6) months quarantine, provided that the owners sign a release.

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

VOTED: To euthanize Monty, the husky shepherd mix, as soon as possible.
Unanimous in favor.

Mr. Frates stated that there is a fee to put the dog down, and he will need a signed surrender form. Ms. Craig stated that there is an appeal period with the court of ten (10) days. The Town has to hold the dog for ten (10) days. The Nelsons said that they would not appeal the decision and would waive the appeal period. Selectman Belliveau stated that he hated to euthanize the dog. Mr. Travers asked if the Board could have a trainer evaluate the dog and euthanize the dog only as a last resort. Chairman Olivier stated that Mr. Frates has been doing this for 22 years, and would not recommend euthanasia if there was another option.

Chairman Olivier then spoke to the Nelsons. You say that you are trying to do the right thing, but you need to self-reflect on this. If the horse keeps getting out of the barn, shut the door before that happens. Selectman Belliveau stated that the Board has four (4) different instances that it is aware of Keeza being loose, and the dog has probably been out more than that. Is the fence adequate? Mr. Frates stated that if the Selectmen would like, he can go check the fence. He feels that the fence is adequate, especially with the modifications that they have made to the fence. Selectman Maksy told the owners that they failed. The dog is thankfully not dangerous, but a child could have gotten in the pool area. The gates should be locked. The person that was there when you were on vacation is not the right person to be in charge of your animals. Selectman Maksy would like a professional dog trainer to evaluate Keeza and tell us what needs to be done. This is the last chance. We have never given so many chances to someone. He recommends that until the dog is seen by a dog trainer, the dog is to be kept inside the house and to only go out on a leash, supervised by a responsible adult. This is the Nelsons fault, but the dog suffers. Selectman Belliveau stated that if the gate is left open, no trainer can help with that.

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

VOTED: To set the following conditions on Keeza: an adult must be present at all times outside when the dog is in the pet area, unless the Animal Control Officer finds the fence to be suitable to contain the dog. A locking device will be installed on the gate that a child cannot open. Other than that, the dog has to be kept inside the house, unless on a leash with an adult. The dog must be seen by a dog trainer and a report submitted on the best way to keep the dog under control by the next

meeting of January 23, 2012. It is also to be understood that there may be some additional conditions to follow after the trainer evaluates the dog.
Unanimous in favor.

Review request from The Estate of Edward A. Fish to refund the Building Permit fee for four (4) units in LeBaron Hills – Rhode Island Road

Robert Iafrate, Building Commissioner, was present for the discussion. Chairman Olivier spoke on the request from the Estate of Edward A. Fish. They are requesting that a building permit fee for four (4) units in LeBaron Hill be refunded, as they were not built. Mr. Iafrate stated that the Town has not done anything like this since he has been in his position. There have been a few small refunds on permits for roofs, decks, etc., but this is the largest request he has seen. Ms. Garbitt stated that Karen Fish called her today. The contractor paid the fee and he is looking to them to pay him back the fee. Ms. Garbitt added that she checked with the Town Accountant on this. Debts from a previous fiscal year have not been paid before in a following fiscal year. Selectman Maksy said if the Board cannot legally refund the owner, what can be done for this. Mr. Iafrate stated that in the end, it is their problem. If they are not going to complete the project, another developer will come in. Selectman Maksy stated that once the permit expires, it expires.

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

VOTED: To deny the request to refund the building permit fee for four (4) units at LeBaron Hills.
Unanimous in favor.

Review request for Door to Door Sales Permit from Draso Sales, LLP-sale of Verizon FiOS products

Chairman Olivier read the request for a Door to Door Sales Permit for Draso Sales, LLP to sell Verizon FiOS products. Selectman Maksy stated that the Board has issued permits like this before; have there been any complaints? Ms. Garbitt responded that she has not received any. Chairman Olivier noted that the hours have changed since the last permit.

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

VOTED: To approve the request for a Door to Door Sales Permit to Draso Sales, LLP for the sale of Verizon FiOS products for the hours requested
Unanimous in favor.

Request from Lakeville Garden Club to use Town House on May 19, 2012 for Spring Plant Sale

Chairman Olivier read the request from the Lakeville Garden Club to use the Town House for their annual Spring Plant Sale on May 19, 2012.

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

VOTED: To approve the request by the Lakeville Garden Club to use the Town House on May 19, 2012 for the purpose of a Spring Plant Sale.
Unanimous in favor.

Review request for reappointment as Constable-Kenneth Upham, Sr.

Chairman Olivier read the request from Kenneth Upham, Sr. to be reappointed as a Constable for the Town of Lakeville.

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

VOTED: To approve the reappointment of Kenneth Upham, Sr. as a Constable with a term to expire January 24, 2013.
Unanimous in favor.

Review request for appointment of Volunteer Observers and Fish Wardens for the Middleborough/Lakeville Herring Fishery Commission

Chairman Olivier read the request from the Middleborough/Lakeville Herring Fishery Commission for appointment of Volunteer Observers and Fish Wardens.

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

VOTED: To approve the following appointments of Volunteer Observers for the Middleborough/Lakeville Herring Fishery Commission: Allin Frawley, Harold Atkins, Kristen Chin, Luke Leonard and Sylvester Zienkiewicz, with terms to expire September 30, 2012.
Unanimous in favor.

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

VOTED: To approve the following appointments for Fish Wardens for a term to expire September 30, 2014: David Cavanaugh and William Orphan.
Unanimous in favor.

Review Community Innovation Challenge (CIG) Grant and vote on participation in regional application

Ms. Garbitt provided information to the Selectmen regarding the Community Innovation Challenge Grant. Participation would require authorization by the Selectmen.

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

VOTED: To move that the Town of Lakeville participate in the regional Community Innovation Challenge Grant Application for e-Permitting solution and authorize the Chairman to sign the Local Support Documentation Form.
Unanimous in favor.

Discuss Interim bill received from Attorney James Lampke regarding Regional Agreement

Chairman Olivier stated that the efforts are on hold right now, and this is Attorney Lampke's final bill for right now. Selectmen Maksy felt that the issue should be on hold. Ms. Garbitt stated that it appears that the Regional School Committee will be sending Lakeville students to GRAIS next year. Hopefully an amendment to the agreement can be worked out. It was decided to have Attorney Lampke's services put on hold at this time.

Schedule February, March and April Meetings for Board of Selectmen

Chairman Olivier reviewed the suggested dates for upcoming Selectmen meetings.

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

VOTED: To approve the following Meetings for the Board: February 13, and 27, March 12, and 26, April 9 and 23, 2012.
Unanimous in favor.

Review and vote to approve Selectmen Meeting Minutes: August 8, 2011 and August 22, 2011

Ms. Garbitt stated that the minutes had not been copied correctly and will need to be held for approval at another meeting of the Board.

New Business

Ms. Garbitt stated that the Fire Chief has requested two (2) new Call Firefighter/ EMTs be appointed: Anthony Rego and Thomas Melucci.

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

VOTED: To appoint Anthony S. Rego and Thomas D. Melucci as Call Firefighter /EMTs to the Lakeville Fire Department, contingent upon successful completion of a one (1) year probationary period, Department issued physical examination, and physical agility test.
Unanimous in favor.

Selectman Maksy stated that he would like the Police Chief to start looking at providing a School Resource Officer, funded by the Region. Chairman Olivier will bring that up at the next

Regional Finance Committee Meeting. Lisa Pacheco, Freetown Selectwoman, was on board with this a few months ago. The Chief brought up good points of having to hire Police for some athletic games, so they are already spending money on that. At this time, the Police Department is being diverted from their regular duties to go and handle what is taking place at the schools.

Old Business

Chairman Olivier stated that the Board needs to ask the Insurance Advisory Committee for a recommendation to either find savings by changing plans or to join the GIC. We need the recommendation by January 23, 2012. The Committee has met once already. Ed Burns was in from Gateway. Ms. Garbitt stated that they have scheduled a meeting for January 18th.

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

VOTED: To send a request to the Insurance Advisory Committee that the Board of Selectmen need their recommendation for the Selectmen's meeting on January 23, 2012.

Unanimous in favor.

Any other business that may properly come before the meeting

It was noted that the meeting of the Water Advisory Committee will be changed to January 19, 2012. If the residents cannot make the meeting on the new date, then the meeting will be on January 26th.

Selectman Maksy asked about forwarding the charge for the Economic Development Committee to the Planning Board for review and to solicit a member to serve on the Committee. The charge for the committee is for nine (9) members to promote the Town as an independent source. Dick Scott should be forwarded the charge for his input. Also, it should be sent to Gary Mansfield for his input.

Ms. Garbitt stated that she attended a meeting with other Town Administrators where Frederick Civan from the Department of Environmental Protection spoke on Storm Water Management. She provided a handout to the Selectmen regarding this topic. She stated that Mr. Civan is more than willing to come and speak on the topic. The EPA makes the decisions. The new permit was to be issued last August. They held a public hearing, and took comments into consideration. One of the biggest concerns was the costs to the communities.

Other Items

1. Response from Mass DOT regarding request for crosswalk at Route 18/105 intersection
2. Notification to Abutters from Senna Fitzgerald Gilbert Associates regarding Notice of Intent-22 Coombs Street
3. Letter from Commonwealth of Massachusetts Information Technology Division regarding MassGIS

Chairman Olivier asked if the Assessors were paying for this before and now it will be offered for free. Ms. Garbitt stated that the Town signed a contract to do mapping for septic systems on Assessors' maps. It was expensive, and a few hundred Board of Health files were done. It is the same company that the State has contracted with to do the GIS mapping for the entire state. Ms. Garbitt will check with the Town Accountant to see if there is anything that the Town needs to prepare for this.

4. Letter from Department of Veterans' Services regarding training session for 2012
5. Update from the Federal Aviation Administration regarding the Boston Logan Airport Noise Study
6. Plymouth County Amended FY12 Budget
7. MassWildlife Newsletter regarding Freshwater Lead Sinker and Jig Ban
8. South Shore Housing 2011 Annual Report notice
9. Verizon FIOS Residential and Business TV 2011 Annual Notices
10. Comcast Notice of Price Adjustments
11. Woodard & Curran Directions Newsletter
12. Retired State, County and Municipal Employees Association of Massachusetts Newsletter
13. MBTA Advisory Board Agenda for January 9, 2012, Meeting Minutes and CIP Presentation
14. MassWildlife News

At 9:56 PM, upon a motion made by Selectman Maksy; seconded by Selectman Belliveau it was:

VOTED: To enter into Executive Session and not return to Open Session to discuss strategy with respect to the Collective Bargaining Agreement with the Fire and Police Unions, to discuss strategy in preparation for negotiations with non-union personnel and to discuss contract negotiations with non-union personnel, specifically the Fire Chief's contract, because an open meeting may have a detrimental effect on the negotiating position of the Board.
Polled vote: Selectman Belliveau – aye, Selectman Maksy – aye and Selectman Olivier – aye.