

TOWN OF LAKEVILLE
Board of Selectmen, acting as the Wage &
Personnel Board as needed
Meeting Minutes
May 25, 2021 – 6:30 PM
REMOTE LOCATION

On May 25, 2021, the Board of Selectmen held a meeting at 6:30 AM remotely from various locations. The meeting was called to order at 6:30 PM by Chair Fabian. Selectmen present were: Chair Fabian, Selectman LaCamera and Selectman Carboni. Also present was Ari Sky, Town Administrator and Tracie Craig-McGee, Executive Assistant. LakeCAM was recording the meeting for broadcast.

In accordance with the Governor's Order Suspending Certain Provisions of the Open Meeting Law, G.L. c.30A, §20, relating to the 2020 novel Coronavirus outbreak emergency, the May 25, 2021 public meeting of the **Board of Selectmen** shall be physically closed to the public to avoid group congregation. **However, to view this meeting in progress, please go to [facebook.com/lakecam](https://www.facebook.com/lakecam) (you do not need a Facebook account to view the meeting). This meeting will be recorded and available to be viewed at a later date at <http://www.lakecam.tv/>**

Meet with Town Clerk and Town Moderator to discuss petition calling for a Special Town Meeting and possible vote to schedule Special Town Meeting

Lillian Drane, Town Clerk and Kathryn Goodfellow, Town Moderator, were present for the meeting. Chair Fabian said we have received a petition from residents who want to create a Lake District. This was received on May 12, 2021. We have 45 days to schedule a Town Meeting and act on them. The suggested date is June 21, 2021. Ms. Drane said the petitioner received 295 certified signatures. Ms. Goodfellow will contact the pertinent people to make sure we can hold the meeting. We are not sure how many people will be in attendance. We will make sure we have the cafeteria as overflow and an assistant moderator appointed. Chair Fabian said Freetown has already acted on the petition and it passed. Now they are presenting it to Lakeville. Selectman LaCamera said asked Ms. Goodfellow if the restrictions are lifted, why aren't we considering using the auditorium as there would be no requirements for safe distancing. Ms. Goodfellow said she wanted to be sensitive that not everyone may be vaccinated, so she would like to provide space for those that need it. We can use the auditorium and create a safe space. Selectman LaCamera said we are going to be limited on the amount of people on the gym floor, but the auditorium holds 500 and the adjacent cafeteria holds 300. Chair Fabian said if people want to wear masks, they can. Ms. Goodfellow said if we don't have to distance, she is fine opening up the auditorium to those that are comfortable. She would like to use the cafeteria for people who want to have space.

Upon a motion made by Selectman Carboni and seconded by Selectman LaCamera, it was:

VOTED: To schedule a Special Town Meeting for a Citizen's Petition on June 21, 2021 at 6:30 PM.

Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

Upon a motion made by Selectman Carboni and seconded by Selectman LaCamera, it was:

VOTED: To open the Special Town Meeting Warrant for June 21, 2021 at 6:30 PM.

Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

Upon a motion made by Selectman Carboni and seconded by Selectman LaCamera, it was:

VOTED: To place the following article on the Special Town Meeting Warrant: We, the undersigned registered voters of the Town of Lakeville do hereby petition the Board of Selectmen to add to the warrant of the next special town meeting or call a special town meeting and to include in the warrant for said meeting the following article:

To see if the town will put for the legislation to establish the Freetown Lakeville Lake District in the Towns of Lakeville/Freetown. The District's purpose is to use sustainable and appropriate environmental practices to encourage biodiversity in the plant and animal communities that appropriate action to protect and maintain integrity of the water quality of the pond so as to protect public and private water supplies, or take other action relative thereto. We understand that in carrying out the purpose of the District, an assessment fee shall be collected from Town residents abutting and/or having deeded access to Long Pond on an annual basis. Without the Lake District, Long Pond and associated facilities will experience problems of declining resource use and deficiencies of environmental control that threaten the ecological, economical, public safety and health, and recreational values of these bodies of water within the District and subsequently the Assawompset and Nemasket River watershed area.

Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

Upon a motion made by Selectman Carboni and seconded by Selectman LaCamera, it was:

VOTED: To close the Warrant for the Special Town Meeting Warrant for June 21, 2021 at 6:30 PM.

Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

Selectmen Announcements

Chair Fabian read the Selectmen announcements.

Town Administrator Update

Mr. Sky read his announcements into the record. The IT Review Committee met today and are ready to make a recommendation on the award and he would like to have a short meeting next week to present the recommendation.

Discuss potential scenarios for reopening of Town Buildings

Ed Cullen, Health Agent, was present for the discussion. Mr. Sky said the Governor has announced that the mask mandate ends May 29th and the State of Emergency will end on June 15th. We need to consider how the mask mandate affects Town business and the remote meetings. The Governor filed legislation today to allow for the extension of the remote meeting waver through September 1st. This would give the legislature time to come up with another solution. He has met with the Health Agent and HR Director regarding the reopening plan for Town facilities. We have had requests from Boards and Committees to reinstate in person meetings. He would like to develop a plan to protect staff and operational needs by limiting access by volume when the building would become open. We would have a sign limiting the amount of people in lobbies and rope barriers to stop people wandering. The public would wear masks and staff would wear masks in hallways and shared spaces. If there is a meeting in an office, if asked, employees would wear a mask. We would allow in person meetings, subject to approval by the Health Agent. We also want to look at hybrid meetings. This can be adjusted on a continuous basis based on conditions.

Mr. Cullen said meetings would be by a case by case basis. It depends on the venue, ventilation and size of the crowd. We want them to let us know where their meetings will be held and we will make recommendations. Mr. Sky said plans must be appropriate or they won't be able to use the buildings. Chair Fabian said she is not sure about the status of ventilation in meeting rooms. We need to make sure we have time for cleaning between meetings. Mr. Sky said we need to make it clear that we aren't going back like nothing happened. We will put together an informational sheet on the process for meetings after June 15th. Selectman LaCamera said we need to work out a schedule for meeting space and we need to speak to LakeCAM. If they are going to continue to broadcast live, there are technical issues to be addressed.

Discuss request from Superintendent of Schools for the Board to vote to submit a Statement of Interest for Assawompset Elementary School

Mr. Sky said the Superintendent of School has submitted a statement of interest under the ARPA repair program to address smaller issues at facilities. This is to replace windows at Assawompset School at an estimated cost of \$600,000 to \$1,000,000. The SBA will pay approximately 50%.

Upon a motion made by Selectman LaCamera and seconded by Selectman Carboni, it was:

VOTED: Having convened in an open meeting on May 25, 2021, prior to the Statement of Interest submission closing date, the Town of Lakeville Board of Selectmen of Lakeville, Massachusetts, in accordance with its charter, by-laws and ordinances, has voted to authorize the Superintendent to submit to the Massachusetts School Building Authority the Statement of Interest Form that will be submitted to the MSBA no later than Tuesday, June 1, 2021 for the Assawompset Elementary School located at 232 Main Street, Lakeville, MA 02347 which describes and explains the following deficiencies and the priority category (s) for which an application may be submitted to the Massachusetts School Building Authority in the future for the replacement, renovation or modernization of school facility systems to include windows to increase energy conservation, decrease energy related costs, enhance safety measures and support ventilation in Assawompset Elementary School where there are currently deficiencies such as: aged windows between 32 and 57 years old in need of repair and for improved thermal, visual and safety aspects; and hereby further specifically acknowledges that by submitting this Statement of Interest Form, the Massachusetts

School Building Authority in no way guarantees the acceptance or the approval of an application, the awarding of a grant or any other funding commitment from the Massachusetts School Building Authority, or commits the Regional School District to filing an application for funding with the Massachusetts School Building Authority. Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

Discuss request from Department of Public Works Director to sign contract with Environmental Partners for engineering services for MS4 General Permit Assistance – FY21/22/FY23

Chair Fabian said we have a request from the DPW Director to sign an engineering services contract for MS4 General Permit Assistance. Selectman LaCamera said there have been changes and reduction in costs of this contract because the DPW Director has been doing a lot of the reporting with his staff. This is not a renewal; it is a reduction of the previously signed contract.

Upon a motion made by Selectman LaCamera and seconded by Selectman Carboni, it was:

VOTED: To sign the contract for Environmental Partners for engineering services for MS4 General Permit for FY21, 22 and 23 and authorize the Town Administrator to sign this contract on behalf of the Board of Selectmen.

Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

Discuss setting up a meeting with Representative Orrall and the MBTA to discuss quiet zone funding

Selectman LaCamera said Mr. Sky has met with Representative Orrall regarding a meeting with the Board of Selectmen to discuss the quiet zone funding for the MBTA. He obtained \$1,000,000 in funding for the area. The MBTA wants the Town to be responsible for the project. The Town and Representative Orrall want them to do the project with the funding. Chair Fabian asked Mr. Sky to set up a meeting. Selectman Carboni said she has done research on quiet zones. It is a huge undertaking.

Discuss Committee Member appointments

Selectman LaCamera said last year we struggled with the annual appointments. The Economic Development Committee has not met in four (4) years. He would to review the charge. Selectman Carboni said we can look at the charge. They have met the requirements of the original charge, but there may be a chance for them to regroup. Selectman LaCamera said Rent Control Board was formed having to do with the mobile home park, but they now own the property. Selectman Carboni said she believe we still need this. Selectman LaCamera said the Police Station Building Committee is not needed. ZBRAC has not met in two (2) years and needs to be looked at. The Project Review Committee for 43D was specific for the Lakeville Hospital Property so we don't need that.

Selectman LaCamera said the Board needs a policy about members who don't attend. Members of our committees should be residents of Lakeville and there are three (3) members of the Open Space Committee that don't live in town. Chair Fabian said she has questioned the need for ZBRAC. Mr. Sky said these committees have a variety of statutory or a basis for a charge. Some are in the by-laws, so we need to look at if we can demise them.

Review and vote for Chair Fabian to sign Engagement Letter for auditing services with Powers & Sullivan for three (3) years

Chair Fabian said this is a renewal with the firm we are using. The Town Accountant is very happy with their services.

Upon a motion made by Selectman Carboni and seconded by Selectman LaCamera, it was:

VOTED: To authorize the Chair of the Selectmen to sign the Engagement Letter for auditing services with Powers & Sullivan for three (3) years.

Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

Review Master Plan Implementation Chart

Chair Fabian said the Master Plan Implementation Committee (MPIC) has sent the Master Plan Implemental Chart for our review. The chart shows a lot of work being done by various Departments. Selectman LaCamera said we need to have meetings to discuss items that have been hanging out there for years, like land use goal. Some of these things we don't have land to do it. The Open Space Bylaw was developed four (4) years ago, but nothing has been brought forward. It is time for some action. Zoning changes take time. There are things on the list he doesn't think we need. We should meet with the MPIC, Planning Board and Open Space Committee to discuss this. Chair Fabian said she questioned some of the point people that were assigned these tasks. Selectman LaCamera said we need a Town Planner on board to handle some of these. Chair Fabian said she can't recommend putting this document out. Mr. Sky said the document makes references to the Town Coordinator, which is not an active position. Right now, this document is aspirational. One (1) person can fill only so many boxes. Selectman Carboni said we need to meet with MPIC. This is a huge document to implement and organize. Selectman LaCamera mentioned that we didn't need these things, but residents have indicated that they do. She would not remove things. We need to save space and develop business. That is where the Economic Development Committee would come in. She doesn't want to make changes without meeting with them. Selectman LaCamera said he would ask that they don't publish this list until we meet with them. Chair Fabian said we need get our comments to the Master Plan Chairman. This is not ready to be posted yet.

Discuss request from Fire Chief to vote to award quote from BETA Group, Inc. for creation of a Hazard Mitigation Plan for the Town

Michael O'Brien, Fire Chief, was present for the discussion. Chief O'Brien said BETA Group came in within budget and the Town has worked with them. GZA put together a good document but it is out of the price range.

A motion was made by Selectman LaCamera and seconded by Selectman Carboni to award the contract to BETA Group for creation of a Hazard Mitigation Plan for the Town in the amount of \$12,600 and to authorize the Town Administrator to sign the contract.

Discussion: Selectman Carboni said she has discussed this with Chief O'Brien in the past. We put together a Municipal Vulnerability Preparedness Program (MVP) and were awarded that designation. We came in under budget putting that together and there is \$5,100 left over from that program. Working with SRPEDD and Bill Napolitano, we were in discussion about having a Hazardous Mitigation Plan (HMP) put together, but we had turnovers in staff in Town and did not finish the plan. SRPEDD was able to speak to people at MVP and authorized us to use the \$5,100 towards putting together the HMP. We are able to utilize the work we did with the MVP, which is about 80% work of the HMP. Having reviewed BETA's proposal, they can utilize the MVP and finish up the HMP to get the designation. The leftover \$5,100 and the Federal share of \$7,500 is how they came up with their proposal. Chief O'Brien said we did repurpose the \$5,100 for the MVP. He wrote a grant in December of 2019 for a HMP grant, which we were awarded for \$7,500. The budget was created by SRPEDD and geared to SRPEDD to do it. SRPEDD was contacted, but they said there were no longer to assist us, which put us in a difficult position. We need to get this done prior to the expiration of the funding. Selectman Carboni asked when will BETA be ready to get started. Chief O'Brien said BETA wants to meet once it is approved.

The roll call vote on the previous motion was: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

Discuss request from Fire Chief and possible vote to appoint the following promotions: Fire Lieutenant; one (1) full time Firefighter one (1) Temporary Full Time Firefighter and to appoint David Silvia as a Call Firefighter

Michael O'Brien, Fire Chief, was present for the discussion. Chief O'Brien summarized the qualifications of each requested candidate.

Upon a motion made by Selectman Carboni and seconded by Selectman LaCamera, it was:

VOTED: To appoint Robert Clemens as Fire Lieutenant/Paramedic upon successful completion of a one-year probationary period.

Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

Upon a motion made by Selectman Carboni and seconded by Selectman LaCamera, it was:

VOTED: To appoint David Shaw as a Full-time Firefighter/Paramedic upon successful completion of a one-year probationary period.

Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

Upon a motion made by Selectman LaCamera and seconded by Selectman Carboni, it was:

VOTED: To appoint Dylan Hanson as a Temporary Full-Time Firefighter/EMT.

Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

Upon a motion made by Selectman Carboni and seconded by Selectman LaCamera, it was:

VOTED: To appoint David Silvia as Call Firefighter/EMT contingent upon successful completion of a Department approved physical examination, a Physical Abilities Test and a one-year probationary period with an expiration date of May 25, 2022.

Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

Discuss request from Open Space Committee to utilize Selectmen SRPEDD Assistance Hours

Mr. Sky said the Town has hours left over for SRPEDD Assistance time and the Open Space Committee has requested the Selectmen's hours to be assigned to them.

Upon a motion made by Selectman Carboni and seconded by Selectman LaCamera, it was:

VOTED: To assign the Open Space Committee the remaining 20 Selectmen SRPEDD Assistance hours.

Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

Discuss request for comments from the Planning Board for Site Plan Review – 210 Kenneth W. Welch Drive

Chair Fabian said the Planning Board has asked for comments from the Board Members on the site plan for 210 Kenneth Welch Drive. Selectman LaCamera said he is a bit concerned about the parking in the rear of the buildings and storage of equipment. Selectman Carboni and Chair Fabian had no comments.

Discuss request for comments from the Planning Board regarding approval of a Preliminary Plan – 43 Main Street

Chair Fabian said this item has been withdrawn from the Planning Board.

Discuss request for comments from the Planning Board regarding approval of a Preliminary Plan – Cassidy Estates

Chair Fabian said this item has been withdrawn from the Planning Board.

Discuss request for comments from the Planning Board for Rachel's Way Definitive Subdivision

Selectman LaCamera said this is a small subdivision that requires waivers from the Planning Board. We should say up front that this road will need to be kept as a private road. Selectman Carboni said this would have to go before Town Meeting to be accepted as a Town way. Selectman LaCamera

said when the Planning Board approves the plan, they can make that a condition. Selectman Carboni said we are adding small residential developments to roads that can be curvy. She is concerned with sight lines coming out to the main road.

Review and vote to issue Warrant to the Animal Control Officers

Chair Fabian said the Board needs to issue the warrant to the Animal Control Officers. She read the warrant language into the record.

Upon a motion made by Selectman Carboni and seconded by Selectman LaCamera, it was:

VOTED: To issue the Warrant to the Animal Control Officers.

Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

Discuss request from the Town Clerk to issue letters to the State Political Committees regarding Election Poll Workers

Chair Fabian said we have received a request from the Town Clerk to issue letters to the State Political Committees regarding Election Poll Workers.

Upon a motion made by Selectman Carboni and seconded by Selectman LaCamera, it was:

VOTED: To send letters to the Democratic and Republican State Committees regarding Election Workers for the Town of Lakeville.

Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

Discuss request from Park Commission to approve revised Part-time Clear Pond Attendant (Seasonal) Job Description

Chair Fabian said the Park Commission has requested the approval of a revised Part-Time Clear Pond Attendant (Seasonal) job description. Mr. Sky said this has been revised to reflect that the Department of Public Works is handling the ground work at Clear Pond

Upon a motion made by Selectman Carboni and seconded by Selectman LaCamera, it was:

VOTED: To approve the revised job description for the Part-time Clear Pond Attendant (Seasonal).

Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

Discuss and vote to reappoint Harold Marshall as Police Officer/Constable for a term to expire July 31, 2021

Chair Fabian said Officer Marshall was hired for a probationary term to expire June 1, 2021. This request from the Police Chief is to keep his appointment in line with other officers.

Upon a motion made by Selectman Carboni and seconded by Selectman LaCamera, it was:

VOTED: To reappoint Harald Marshal as a Police Officer/Constable for a term to expire July 31, 2021.

Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

Discuss scheduling Board of Selectmen Meetings for July and August

Chair Fabian said we have a schedule for July and August Board of Selectmen meetings. She does enjoy in-person meetings, but she doesn't mind staying with virtual meetings through August. She would like to try to get other Boards or Committees scheduled. Selectman Carboni and Selectman LaCamera were fine with virtual meetings. Mr. Sky said that will be dependent on the pending legislation passing. The suggested date were July 12, July 26, August 9 and August 23, which were approved.

Chair Fabian said for June 14th, she scheduled it as an in-person meeting and there are three (3) hearings lined up for that night. Selectman LaCamera said the State of Emergency is in effect until June 15th. We can invite them to a Zoom meeting. Chair Fabian said the hearing is advertised as being in-person. This is for the Loon Pond Lodge Liquor License. The Gazette only comes out once a week for advertising. Mr. Sky said we could use the Standard Times. Selectman LaCamera asked to run the ad in the Standard Times for June 14th as a remote meeting. Selectman Carboni said we need to add a meeting for the IT Request for Proposals. Chair Fabian said that will be Tuesday at 5:00 PM.

Discuss request to appoint Marcia Young to the Lakeville Arts Council

Chair Fabian said the Board has received a request from the Lakeville Arts Council to appoint Marcia Young to the Council.

Upon a motion made by Selectman Carboni and seconded by Selectman LaCamera, it was:

VOTED: To appoint Marcia Young to the Lakeville arts council for a term to expire on July 31, 2024.

Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

Review and vote to approve Board of Selectmen Meeting Minutes for March 1, 2021; March 9, 2021; and May 7, 2021

Upon a motion made by Selectman LaCamera with Chair Fabian stepping down to second, it was:

VOTED: To approve the Board of Selectmen Meeting Minutes for March 1, 2021 and March 9, 2021.

Roll call vote: Selectman Carboni – abstain; Selectman LaCamera – aye and Chair Fabian – aye.

Upon a motion made by Selectman LaCamera and seconded by Selectman Carboni, it was:

VOTED: To approve the Board of Selectmen Meeting Minutes for May 7, 2021.
Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

New Business

There was no New Business discussed.

Old Business

There was no Old Business discussed.

Any other business that can properly come before the Board of Selectmen

There was no Other Business discussed.

Review contract to purchase new ambulance and vote to authorize either Selectmen Chair or Town Administrator to sign the contract

Chair Fabian said the Board had received a request from the Fire Chief for the Board to approve a contract to purchase the new ambulance and vote to authorize the Town Administrator to sign the contract. Chief O'Brien said this is being purchased from a State bid contract.

Upon a motion made by Selectman Carboni and seconded by Selectman LaCamera, it was:

VOTED: To authorize the Town Administrator to sign the contract to purchase the new ambulance.
Roll call vote: Selectman Carboni – abstain; Selectman LaCamera – aye and Chair Fabian – aye.

Executive Session

At 8:33 PM, upon a motion made by Selectman Carboni and seconded by Selectman LaCamera, it was:

VOTED: To enter into Executive Session pursuant to M.G.L. c.30A, §21a (3) to discuss strategy with respect to collective bargaining with the Firefighter Union and Police Union if an open meeting may have a detrimental effect on the bargaining position of the public body and the Chairman so declares and not to return to Open Session.
Roll call vote: Selectman Carboni – aye; Selectman LaCamera – aye and Chair Fabian – aye.

OTHER ITEMS

1. Notice from Board of Health regarding appointment of Jared Darling as Inspector of Animals
2. Invitation from the Historical Commission for Memorial Day Observance
3. Notice from Comcast regarding Programming Advisory

List of documents provided at the Board of Selectmen Meeting of May 25, 2021

1. Agenda page
2. Agenda page; email from Town Clerk; cover page of Citizens' Petition; information from Town of Freetown Town Meeting; proposed Act.
3. Agenda page
4. Agenda page; Town Administrator's update
5. Agenda page
6. Agenda page; email from Kara Lees; form of Statement of Interest; recommended motion
7. Agenda page; proposed contract
8. Agenda page
9. Agenda page
10. Agenda page; proposed letter of engagement
11. Agenda; memo from Master Plan Implementation Committee; Master Plan Implementation Chart
12. Agenda page; memo from Fire Chief; proposals for creation of Hazard Mitigation Plan
13. Agenda page; appointment request from Fire Chief
14. Agenda page; email from Open Space Committee; email from SRPEDD
15. Agenda page; memo from Planning Board; proposed site plans
16. Agenda page; memo from Planning Board; proposed preliminary plan
17. Agenda page; memo from Planning Board; proposed preliminary plan
18. Agenda page; memo from Planning Board; proposed Definitive Subdivision Plan
19. Agenda page; draft warrant
20. Agenda page; email from Town Clerk; proposed letters to State Political Committees
21. Agenda page; proposed job description for part time Clear Pond Attendant (Seasonal); email from HR Director
22. Agenda page; memo from Police Chief
23. Agenda page
24. Agenda page; email from Marcia Young; email from Lakeville Arts Council Chair
25. Agenda page; Board of Selectmen minutes of March 1, 2021; March 9, 2021 and May 7, 2021
26. Agenda page
27. Agenda page
28. Agenda page
29. Agenda page; letter from Specialty Vehicle and proposed Sales Contract
30. Agenda page