

MEETING MINUTES

Middleborough-Lakeville Herring Fishery Commission

Received

OCT 19 2020

Lakeville Town Clerk

No August meeting was scheduled.

9/8/20 Meeting called to order at 7:10 PM. Middleborough Town Hall, Middleborough, MA.

Wardens Present: Tom Barron, Ron Burgess, David Cavanaugh, Bill Orphanos.

Absent: Carol "Krill" Carson, Brad Day, Emily Ryan.

Observers Present: Janet MacCausland.

Visitors:

New Business:

1. Motion by Tom to accept the minutes of the July 7 meeting. Second: Ron. Unanimous.
2. No Volunteer Observers and no one from outside the Commission expressed interest in taking a Warden position. Motion by Ron to recommend reappointment of Dave Cavanaugh and Bill Orphanos for a three year term as Fish Wardens. Second: Tom. Unanimous.
3. Volunteer Observers who expressed interest in reappointment were Louise Dery-Wells, Allin Frawley, Cyndy Gendron, and Brian Holman. Wally Glendye did not wish to continue. No reply was received from Dave Lemmo, Sargent Johnson or Bruce Chase. No one else expressed interest. Motion by Ron to recommend a one year reappointment for Louise Dery-Wells, Allin Frawley, Cyndy Gendron, and Bruce Chase as Volunteer Observers. Second: Tom. Unanimous.
4. DEP rep. Andrew Poyant, Conservation Agent Tricia Cassidy and several wardens toured the sluiceway blocking complaint at Oliver Mill Park. Information was provided on the history of herring migration at Oliver Mill and why the sluiceways were blocked. No additional contact has been made with the Commission.
5. The Commission received notice that USDA grant applications were available.
6. Tom is spearheading research into the line item expenses which were paid, and from which line item account. It appears to date there were no payments made from Lakeville and the following were paid from Middleborough:

2018 account (FY 19)

Aerial survey ... \$650
Site survey ... \$800
Dr. Padgett-plant survey ... \$1140
Peter Fletcher-soil survey ... \$720

2019 account (FY 20)

Outback Engr. ... \$1200
John Crane (turtle study) ... \$500
Reimbursement-Ron ... \$650

\$5000 was also voted at the 2020 town meeting (FY 21) and the 2019 account was carried over. There is a discrepancy and questions about whether the 2018 line item was carried over. Tom will research further.

Previously, Louise met with the Middleborough Town Manager and reported that the TM wanted all invoices to go to him, and he would split the cost to Lakeville. Dave and Tom met with the TM approximately two weeks ago and he denied any such comment. He stated that all invoices submitted to him were paid from the Middleborough line items. It was noted that the TM was asked twice, in writing, for the procedure to submit invoices (in writing, for our files) and no written reply was ever received. Previous votes were for the invoices to be split evenly with Lakeville's line items.

Motion by Ron that in the future, the Commission controls all invoices for this project. Second: Tom. Unanimous.

7. Bill attempted weed removal at the top of the Wareham Street ladder and reported the weeds were very bad and will only get worse. Ron also did some work there himself and will continue as time allows. There is only room for one or two to work at a time. A concerted plan is needed. Consensus is to keep this item on the agenda for further discussion.

8. Discussion of dredging at Wareham Street was a candidate for future grant/flood control/state money. This will take detailed planning. Consensus is to keep this item on the agenda for further discussion.

9. The use of a recording secretary was offered by Lakeville. Motion by Ron to contact the Lakeville Selectmen and report that we will discuss the offer when normal, in person, meetings resume. Second: Tom. Unanimous.

10. Discussion involving installing a sign re: Native fishing rights. It is impossible to define which tribes or groups have a right. Possibly make up a generic sign to simply alert the public that there are Native fishing rights. Hold for further discussion.

11. Discussion re: inviting Native American representative to our meeting. It is an open meeting and anyone can attend and be on the agenda if they choose. It is impossible to define who would be an invited representative to speak for all. Many Natives feel any formal representation represents bowing to an authority and many reject that.

12. Discussion re: allowing a tribal member to be a warden. Any resident of Middleborough or Lakeville can request to be a warden, tribal members included. No tribal member has ever requested to be a warden or observer. Who would represent all possible factions? It would require a significant change to operating by-laws to specifically have a tribal member.

Old Business

1. a. Tom reported the lake levels are dropping. The dam is closed. No fish were seen leaving the pond since mid August. There is about 4" of water over the sandbar below the dam and slightly more through the dredged area. Some fry were seen at the Long Point culvert in the past few weeks.

b. DMF still plans to assist with work at the Wareham Street ladder for board slots and gaps. No set time yet and we are on the list.

c. The dam group meeting for September 8 was cancelled.

2. a. Ron reported two permits are still in the works. The federal permit application is finished and was submitted to MA Fish & Wildlife for a pre-review before final submission. The state endangered species permit is only good for one year, so better to submit for next year.

b. Outback has completed the soil and plant survey for the sediment trap project. Motion by Ron to pay the invoice of \$6750.00 from the \$35,000 state funding. COND: Tom.

Unanimous.

c. Tom reported that tomorrow is the regular APC management group meeting and the sub-group for the study will meet on the 16th. They are also planning to use some MVP funding for this project.

3. Dave reported that the G&E did not charge any overdue fees for the time we were unable to enter Town Hall.

4. Dave reported there is a \$35.00 turn on and turn off fee for G&E service at the kiosk. Thus the cost for seasonal use and year-round use are very similar. Discussion involved turning off service permanently. Motion by Ron to retract his motion from last meeting and leave service on year round. Second: Tom. Motion passed 3-1.

Communications and Bills

1. Reimbursement requests for Bill for \$181.64 for sandbag supplies and Ron for \$79.99 for waders used for maintenance. Motion by Dave to pay. Second: Ron. Unanimous.

2. Financial roll ups were provided.

Motion by Dave to adjourn. Second: Ron. Unanimous. Meeting adjourned at 8:35 PM