

TOWN OF LAKEVILLE
Select Board Meeting Minutes
February 14, 2022 – 6:30 PM
REMOTE LOCATION

On February 14, 2022, the Select Board held a meeting at 6:30 PM remotely from various locations. The meeting was called to order at 6:30 PM by Chair Fabian. Members present were Chair Fabian, Member LaCamera and Member Carboni. Also present was Ari Sky, Town Administrator, and Tracie Craig-McGee, Executive Assistant. LakeCAM was recording the meeting for broadcast.

In accordance with provisions allowed by Chapter 20 of the Acts of 2021, the February 14, 2022 public meeting of the Lakeville Select Board will be held remotely. **However, to view this meeting in progress, please go to 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/>.**

Select Board Announcements

Chair Fabian read the Select Board announcements.

Town Administrator Announcements

Mr. Sky read the Town Administrator announcements.

FY2023 Budget Update

Mr. Sky said that he and Larry Kostant attended Old Colony's budget meeting. They project an overall increase of just under 4%. The Town's FY23 assessment increased by \$243,000. Freetown/Lakeville District is higher than initially budgeted. We are waiting on State guidance and a significant revision to 40S reimbursement.

Review and possible vote to approve Request for Information document for Retail Marijuana Establishments

Member Carboni recused herself from the discussion and exited the meeting. Member LaCamera said this is for people that call the Town inquiring about locating a retail marijuana establishment in Lakeville. They would be given this form to fill out, which helps let them know our expectations and help us get a handle on what they are looking for. Mr. Sky said he would like a time period where we would accept applications. Discussion occurred on the time period to accept Requests for Information. Mr. Sky said there are three (3) companies that have contacted us and we can advertise this until the end of March. Then the Review Committee could review the forms received. Chair Fabian said she is okay with sending it to the three (3) that have reached out and work from there. Member LaCamera said this does not necessarily address anyone negotiating to transfer their Host Community Agreement. We can ask them to provide the same information that we asking for in this document. Chair Fabian said it is spelled out clearly on page 4 that we reserve the right to reject any and all applications.

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

VOTED: To appoint Chair Fabian to the Marijuana Application Review Committee with the Town Administrator and Town Planner.

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

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

VOTED: To approve the Town of Lakeville Request for Information Retail Marijuana Establishment Plan document.

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

Discuss February 9, 2022 correspondence from Chairman of the Park Commission regarding Clear Pond Park entrance policy

Chair Fabian said during the budget meeting with the Park Commission, the Board offered some funding to try to supplement/offset some of the gate fees that Clear Pond typically charges with the stipulation that admission would be only for Lakeville residents and admission would be free. The Park Commission Chair sent Mr. Sky a few questions. Chair Fabian said regarding Question #1, it is not our place to make these decisions. She would like to see the Park Commission put some provisions in place. Mr. Sky said it is the Park Commission's role to make the decision about non-residents going to Clear Pond. Mr. Coscia has raised concerns about the actual cost, with the anticipated number being \$17,500, not \$8,000. Mr. Sky asked what does the Board feel comfortable encouraging them to do. It could be Town residents only or perhaps Town residents could bring a non-resident guest, who would pay a certain fee. Chair Fabian said she has spoken to the former Clear Pond Director Jesse Medford. She asked him if there was an age limit for children going without a parent. He said up until now, there has been no age limit for when a child can go alone. If the Park Commission wants to make it residents only, they may want to discuss what age kids can go alone and if they can bring a guest? The Board can only make suggestions; it is not up to us.

Member Carboni said the age discussion for children without a parent attending is good. Is there anything in our insurance that covers this? If the Park Commission votes for Lakeville residents only, she is fine with that. If a Lakeville resident wants to bring an out of town guest, a \$5 fee for them is reasonable. Chair Fabian said perhaps kids of non-residents can go free with a Lakeville resident. Member LaCamera said if the person coming to Clear Pond is a Lakeville resident, they need an identification. If they bring a guest, that is ok, charge or not. In 2019, the pond was overcrowded and causing a lot of parking problems because there were a lot of out of town residents. In 2020, we didn't open Clear Pond. In 2021 because of a late start, it was Lakeville residents only and there were a limited number of people attending. We are going to be investing a lot of money at Clear Pond in the coming years. If we are doing that to update the Clear Pond, we ought to try to keep it to Lakeville residents only. Group outings can be a local business or church groups – there should be a fee for the outing and they need to control the number of attendees. He is not sure about #3. We are not changing the current staff limits as proposed in their budget. Chair Fabian said large groups showing up can happen at any given time. It did happen a few times last year. If a company wants to have an event for their employees, they need to charge a fee and it doesn't matter if they are Lakeville residents.

Member LaCamera said we would need a limit of the number of people in a group. The staffing levels look good now. We would provide the necessary funding for this coming year to keep it to Lakeville residents only. Mr. Sky summarized that the Board is offering funding if the Park Commission, on their own, decides to implement provisions for entry to the Clear Pond. Chair Fabian said we are giving them the option for Lakeville residents only without them suffering financially. Mr. Sky said he will convey to them this conversation and that if the Park Commission can come up with a staffing plan and programs to address these concerns, the Board is willing to supplement funding. Chair Fabian said if we can't generate interest in Clear Pond with free admission for Lakeville residents, then that is telling a big story. Member LaCamera said we will need a policy on how this will work. Chair Fabian asked Mr. Sky to check on the Town's insurance to ensure we are covered.

Member LaCamera said he received two (2) emails from Park Commission Members expressing their concerns about hiring lifeguards. The lifeguard jobs and Park Director job should have been posted already.

Discuss request and possible vote to designate local point of contact for SRPEDD Regional Resilience Plan

Mr. Sky said this is a new project from SRPEDD to identify community resiliency issues. They have asked each community to delegate a local point of contact. He recommends the Town Planner.

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

VOTED: To designate Marc Resnick as the local point of contact for SRPEDD Regional Resilience Plan Meetings.
Roll call vote: Member Carboni – aye; Member LaCamera – aye and Chair Fabian – aye.

Member Carboni noted that the sheet says we can have additional emails; she recommends the Select Board and Town Administrator emails be on there.

Discuss and possible vote to appoint Paula Frodyma as representative for the Lakeville Council on Aging to the Area Agency Advisory Committee of the Old Colony Planning Council

Chair Fabian said the Board received a request from the Council on Aging Director to appoint Paula Frodyma as representative to the Old Colony Planning Council Area Agency Advisory Committee.

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

VOTED: To appoint Paula Frodyma as representative to the Old Colony Planning Council Area Agency Advisory Committee for a term to expire July 31, 2022.
Roll call vote: Member Carboni – aye; Member LaCamera – aye and Chair Fabian – aye.

Discuss and possible vote to issue proclamation for Norbert Fredette in honor of his 95th birthday

Member LaCamera said he was contacted by the family of Norbert Fredette, who is celebrating his 95th birthday and was a long-time resident of Lakeville, along with his family. He has since moved to North Carolina for retirement. Mr. Fredette volunteered so much of his time when the Lakeville Senior Center was being built. Member LaCamera read the proclamation into the record.

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

VOTED: To issue the proclamation for Norbert Fredette in honor of his 95th birthday.
Roll call vote: Member Carboni – aye; Member LaCamera – aye and Chair Fabian – aye.

Review and possible vote on request from Sun Multisport Events to use Lakeville roads for the Cranberry Trifest on August 21, 2022 and Patriot Half Triathlon on June 18, 2022

Mark Walter from Sun Multisports was present for the discussion. Mr. Sky said we created a new process for use of public ways for these events, which was approved by the Board. It helps scheduling and to identify the resources needed for events. This is our first time using the application and it worked very well. Mr. Walter said the Patriot Half Triathlon is a swim bike and run on June 18th and only the bike course will impact Lakeville. Bicyclists will be coming into Lakeville around 7:30 AM from Freetown. He reviewed the route, which is the same course from 2021. Riders should be in Town from 7:30 AM to 10:00 AM. For the Cranberry Trifest, which is based at the Ted Williams Camp, the big change for this event is we have consolidated it into a one (1) day event instead of two (2) days. The sprint and Olympic race will be on the same day on August 21, 2022. The swim will be first, then the bike course on the same route from 2021. The run route is new for 2022.

Mr. Sky noted that Sun Multisports has offered a \$1,500 donation for the Patriot Triathlon to a charitable organization of the Town's choice. Mr. Walter said he did not know about the public use fee. What will that be? Mr. Sky said there is a \$500.00 license fee for each event and the cost for Police and Emergency Service details. Chair Fabian explained the work that the Department of Public Works does prior to one of these events on the roads. Mr. Walter asked if it is a flat fee? Mr. Sky said the only variable is the fee for the number of tents. Mr. Walter said there is also the fee for the Cranberry Trifest per participant. Has that number been established? Mr. Sky said that is up to the Park Commission.

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

VOTED: To approve the request from Sun Multisports Event to use Lakeville roads for the Cranberry Trifest on August 21, 2022 and the Patriot Half Triathlon on June 18, 2022
Roll call vote: Member Carboni – aye; Member LaCamera – aye and Chair Fabian – aye.

Discuss request from Rotary Club of Middleboro and Lakeville and possible vote to allow MCCAM to feed the auction to Lakeville's Access Channel and to request Comcast to take the necessary action

Chair Fabian read the letter from the Rotary Club of Middleboro and Lakeville regarding feeding the auction to Lakeville's Access Channel.

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

VOTED: To allow MCCAM to feed the Rotary Auction to Lakeville's Access Channel and to request Comcast to take the necessary action to allow this.

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

Review and possible vote to approve Select Board Meeting Minutes of January 20, 2022 and January 24, 2022

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

VOTED: To approve the Select Board Meeting Minutes of January 20, 2022.

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

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

VOTED: To approve the Select Board Meeting Minutes of January 24, 2022.

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

New Business

Mr. Sky said we will put some meeting dates together for the March 7th meeting through the end of June.

Old Business

Chair Fabian said Member LaCamera asked to place this on the agenda. Member LaCamera said this has to do with a discussion on the Town's Wage and Personnel Plan, Section 14L for New Hires Department Heads. This policy has been in place for a long time. Member Carboni voted against hiring the Town Planner as we did not have a policy in place to offer three (3) weeks of vacation. We had previously hired the Human Resources Director and Treasurer with the same number of vacation weeks. Member Carboni said we did this with the Assistant to the Town Administrator, which is not a Department Head. The Planner was not designated as a Department Head, but has turned into one. We should have something clear that we are taking into consideration that candidates at the high level have previous municipal experience and years of tenure. We are setting a new precedent, and she wants it to be very clear. Member LaCamera said it is pretty clear in order for us to attract and retain experience personnel. The Department of Public Works Director was given three (3) weeks' vacation as well. Three (3) appointments in the last six (6) months were given the three (3) weeks. The Planner has 10 years of experience in Foxboro and many other years. Member Carboni said she objected to

the procedure, not the person. The Planner was not a Department Head. Member LaCamera said he was hired as a Department Head. Are you recommending a policy change? Member Carboni said no, it should be clear. Chair Fabian said there may be an issue with continuity. Member LaCamera said that language only applies to Department Heads. Chair Fabian said she doesn't think offering the three (3) weeks' vacation was out of line. This section gives us the ability to do that. Member LaCamera said it took six (6) months to find a Town Planner. We went out twice to find the most qualified individual to hire. It is very competitive out there, and we won't get this level employee unless you offer good benefits. It wasn't appropriate to single out the Town Planner. Member Carboni notes that she voted no on all of the appointments with three (3) weeks' vacation.

Member LaCamera said during our discussion, Member Carboni said "two (2) of the people, the Town Planner and Assistant to the Town Administrator, should not get cost of living increases". The policy is very clear. He summarized Section 11 (a) step rate increases. He didn't understand singling out two (2) employees. Member Carboni said she questioned why they were in the budget for an increase of 3% as they were new hires. Member LaCamera said you are making statements about certain employees; everyone needs to be treated the same: union or non-union. Member Carboni said all she did was ask a question. Chair Fabian said you asked a specific question about two (2) employees, but not all four (4) that have been hired in the past fiscal year. All four (4) people qualify to get the COLA raise. Member LaCamera asked Member Carboni if she agreed that these two (2) employees are qualified to get the COLA raise. Member Carboni said based on our policy, they are entitled to it.

Chair Fabian gave a summary on some of the Assawompset Pond Complex (APC) discussions on water issues. She asked Mr. Sky if Middleborough had reached out for to schedule a joint meeting to discuss some of the APC work. The APC was awarded another \$250,000 to study the river portion of the APC. SRPEDD thinks we need to start talking to the other Town members. It is supposed to take place in Middleborough. She hoped it would be in March. Perhaps our State representatives should be there. Member LaCamera said some of these decisions can't be made by Lakeville or Middleborough. The key areas of Assawompset and the dam is Taunton; the culvert on Route 18 is a State issue, as well as the boat ramp. We should invite them also. Chair Fabian said SRPEDD is trying to put together the invitation list. Our entire Board, Mr. Sky, Middleborough Selectmen and their Town Manager need to meet to hear the information. SRPEDD will spell this out and who makes the decisions.

Member Carboni updated the Board regarding the School Superintendent Interview Process. Seven (7) candidates were interviewed and three (3) candidates were moved to the next stage. Site visits will be held on March 4th and then a stakeholder meeting where candidates will come in and meet with teachers, administrators and community members on March 7th. The School Committee is interviewing at their March 9th meeting. Member LaCamera asked if the names of the finalists will be released. Member Carboni said she believes so. Member LaCamera asked if Member Carboni told them the Board can't meet on the 7th. Member Carboni said it is the stakeholders meeting where the candidates would round robin for the teachers to meet them, the administrators and parents and community would be there. Chair Fabian said it is important for Member Carboni and Mr. Sky to attend that meeting, but we would have to change our meeting. It is easier for us to change our meeting. We could meet on the 8th. Member LaCamera said we would have to check with the Finance Committee.

Any other business that can come before the Board

There was no Other Business discussed.

Executive Session

At 8:04 PM, upon a motion made by Member Carboni and seconded by Member LaCamera, it was:

VOTED: To enter into Executive Session pursuant to M.G.L. c.30A, §21a (2) to conduct strategy sessions in preparation for negotiations with non-union personnel, specifically the Police Chief and pursuant to M.G.L. c.30A, §21a (7) to comply with the Open Meeting Law, MGL Chapter 30A, §22(f): approval of Executive Session Minutes for December 10, 2021 and not to return to Open Session. Roll call vote: Member Carboni - aye; Member LaCamera – aye and Chair Fabian – aye.

Other Items

1. Comcast Annual Notice
2. Comcast Form 500

List of documents provided at the Select Board Meeting of February 14, 2022

1. Agenda sheet
2. Agenda sheet
3. Agenda sheet
4. Agenda sheet; draft Request for Information document for retail marijuana establishments
5. Agenda sheet; email from Joe Coscia and Ari Sky
6. Agenda sheet; letter from SRPEDD; information on the SRPEDD Regional Resilience Plan
7. Agenda sheet; letter from Council on Aging Director
8. Agenda sheet; draft proclamation
9. Agenda sheet; letter from Sun Multisports Events; Public Way License application; Patriot Half Triathlon and Cranberry Tri-Fest; safety plans and route maps; turn by turn directions; Certificate of Liability Insurance; Police and Fire Invoices for details.
10. Agenda page; letter from Rotary Club of Middleboro and Lakeville; letter from LakeCAM; letter sent to MCCAM last year
11. Select Board Meeting Minutes of January 20, 2022 and January 24, 2022
12. Agenda page
13. Agenda page; pages from Wage & Personnel Plan
14. Agenda page
15. Agenda page