

**TOWN OF LAKEVILLE  
Select Board Meeting Minutes  
April 24, 2023 – 6:00 PM**

**Lakeville Police Station Meeting Room  
323 Bedford Street, Lakeville, MA**

On April 24, 2023, the Select Board held a meeting at 6:00 PM at the Lakeville Police Station Meeting Room. The meeting was called to order at 6:00 PM by Chairman Day. Members present were Chairman Day, Member Fabian and Member Carboni. Also present were Ari Sky, Town Administrator, and Tracie Craig-McGee, Executive Assistant to the Select Board and Town Administrator. LakeCAM was recording the meeting for broadcast.

**Select Board Announcements**

Chairman Day read the Select Board announcements.

**Town Administrator Announcements**

Mr. Sky read the Town Administrator Announcements.

**Joint meeting with Cemetery Commission to discuss and possible vote to appoint Joan Gladu Morton to the Cemetery Commission**

This item was removed from the agenda.

**Meet with Finance Committee to discuss applications and possible vote(s) on joint appointment(s) to fill vacancy(ies) on the Finance Committee**

Chairman Day said we had three (3) people interested in the vacancies last week. If you look at the by-law, a Finance Committee Member can only serve in certain positions. We had someone interested that if they were appointed, they would have to resign from some of the committees they are on. Over the weekend, we received another letter of interest. As we have three (3) candidates, do we want to have them come in and speak. Member Carboni said because the agenda was posted and there were already three (3) people interested at the time the agenda was posted and this letter came in today, is that a violation of the Open Meeting Law. Member Fabian asked if there was a deadline. Mr. Sky said there is no requirement for an application to be shared to the public. If you defer to another meeting, you settle any issues. Member Carboni said we have Town Meeting coming up and it is important to have those seats filled. The late submittal was not in the packet when it went out. Finance Committee Chairman Plonka said he would prefer the opportunity to interview the candidates and we are not prepared to do that tonight. Chairman Day said our next regular meeting is May 22<sup>nd</sup>. Mr. Sky said if you are not going to staff the Finance Committee up prior to Town Meeting, you have time to fill the vacancies. The next time Finance Committee meeting will be meeting is in the fall. Member Fabian said she didn't see the rush to appoint them for Town Meeting. She is okay with interviewing. Chairman Day said we can table this until May

22, 2023. Do we want a deadline? Mr. Sky said we can leave it open for a week or two (2). Member Fabian said we can leave it open, but not too long. Mr. Sky said the closing date is May 5, 2023 at 12:00 PM.

**Meet with Finance Committee and Town Moderator for Warrant Review for the May 8, 2023 Special and Annual Town Meetings**

*Present for the discussion from the Finance Committee were Christopher Plonka, Chairman, Katie Desrosiers and Larry Kostant; Kathryn Goodfellow, Town Moderator, Lillian Drane, Town Clerk and Todd Hassett, Town Accountant. Finance Committee Chairman Plonka opened the Finance Committee meeting at 6:37 PM.*

**Special Town Meeting**

Chairman Day read the articles on the Special Town Meeting Warrant.

Article 1: Chairman Day said there are six (6) unpaid bills from the last fiscal year. Mr. Hassett said one (1) bill was in dispute and the other five (5) came in late. The dispute has been resolved for the Bristol County Agricultural School.

Upon a motion made by Finance Committee Chairman Plonka stepping down and seconded by Mr. Kostant, it was:

VOTED: To recommend the approval of Article #1 on the Special Town Meeting Warrant.  
Unanimous in favor.

**Article 2:**

Chairman Day said there are unused capital project balances for a total of \$45,000 going to the Fire Department for thermal imaging firefighter tracking and pump operations equipment.

Upon a motion made by Finance Committee Chairman Plonka stepping down and seconded by Mr. Kostant, it was:

VOTED: To recommend the approval of Article #2 on the Special Town Meeting Warrant.  
Unanimous in favor.

**Article 3:**

Upon a motion made by Finance Committee Chairman Plonka stepping down and seconded by Mr. Kostant, it was:

VOTED: To recommend the approval of Article #3 on the Special Town Meeting Warrant.  
Unanimous in favor.

### Annual Town Meeting

Finance Committee Chairman Plonka said they have a group of articles that they want to make no recommendation on.

Upon a motion made by Finance Committee Chairman Plonka stepping down and seconded by Mr. Kostant, it was:

VOTED: To make no recommendation on Articles 11, 12, 13 and 15 on the Annual Town Meeting Warrant.  
Unanimous in favor.

Member Carboni asked does the Finance Committee need to make either an approval or non-approval recommendation. Ms. Goodfellow said as long as the Finance Committee has voted to either recommend, not recommend or vote not to make a recommendation, that is fine.

### Article #1:

Chairman Day said this is the annual budget for the Town.

Upon a motion made by Finance Committee Chairman Plonka stepping down and seconded by Ms. Desrosiers, it was:

VOTED: To recommend the approval of Article #1 on the Annual Town Meeting Warrant.  
Unanimous in favor.

### Article #2:

Chairman Day said this is for the operation of the Park Department.

Upon a motion made by Finance Committee Chairman Plonka stepping down and seconded by Mr. Kostant, it was:

VOTED: To recommend the approval of Article #2 on the Annual Town Meeting Warrant.  
Unanimous in favor.

### Article 3:

Chairman Day said this is for the operation of the Landfill/Transfer Station.

Upon a motion made by Finance Committee Chairman Plonka stepping down and seconded by Mr. Kostant, it was:

VOTED: To recommend the approval of Article #3 on the Annual Town Meeting Warrant.  
Unanimous in favor.

#### Article 4:

Chairman Day said this is for the FY24 Capital Budget in the amount of \$901,045.

Upon a motion made by Finance Committee Chairman Plonka stepping down and seconded by Ms. Desrosiers, it was:

VOTED: To recommend the approval of Article #4 on the Annual Town Meeting Warrant.  
Unanimous in favor.

#### Article #5

Chairman Day said this is to add funds to the Stabilization Fund.

Upon a motion made by Finance Committee Chairman Plonka stepping down and seconded by Ms. Desrosiers, it was:

VOTED: To recommend the approval of Article #5 on the Annual Town Meeting Warrant.  
Unanimous in favor.

#### Article #6

Chairman Day said this is add to the Other Post Employment Benefits Trust.

Upon a motion made by Finance Committee Chairman Plonka stepping down and seconded by Mr. Kostant, it was:

VOTED: To recommend the approval of Article #6 on the Annual Town Meeting Warrant.  
Unanimous in favor.

#### Article #7

Chairman Day said this is the article for the Community Preservation Act funding. He listed the categories that will be funded. Mr. Hassett said the 5<sup>th</sup> category is optional to come back to another Town Meeting for project funding.

Upon a motion made by Finance Committee Chairman Plonka stepping down and seconded by Ms. Desrosiers, it was:

VOTED: To recommend the approval of Article #7 on the Annual Town Meeting Warrant.  
Unanimous in favor.

#### Article 8

Chairman Day asked if Mr. Polansky will be making this motion. Mr. Sky said he asked permission to speak. Chairman Day said because this is the District taking on debt, they must put the whole amount in the article. Mr. Sky said he asked for the District to give us the actual number,

but they will discuss it at Town Meeting. Would it be appropriate to have a member of the School Committee make the motion? Ms. Goodfellow said whoever makes the motion speaks first. Mr. Sky said he will ask Mr. Marshall.

Upon a motion made by Finance Committee Chairman Plonka stepping down and seconded by Ms. Desrosiers, it was:

VOTED: To recommend the approval of Article #8 on the Annual Town Meeting Warrant.  
Unanimous in favor.

#### Article 9

Chairman Day said this is an article to finance water pollution abatement facility projects.

Upon a motion made by Finance Committee Chairman Plonka stepping down and seconded by Mr. Kostant, it was:

VOTED: To recommend the approval of Article #9 on the Annual Town Meeting Warrant.  
Unanimous in favor.

#### Article #10

Chairman Day said this is to increase demand fees from \$15 to \$20. Ms. Goodfellow said she needs Mr. Correia on the list of people speaking that are not residents.

Upon a motion made by Finance Committee Chairman Plonka stepping down and seconded by Mr. Kostant, it was:

VOTED: To recommend the approval of Article #10 on the Annual Town Meeting Warrant.  
Unanimous in favor.

#### Article #11

Ms. Goodfellow said she will be recusing herself as Moderator for this article. Norman Orrall will be acting as Deputy Moderator. Chairman Day said this is to increase the Town Moderator's term from one (1) year to three (3).

#### Article #12

Chairman Day said this is regarding the codification of the Town's General Bylaws. Member Fabian said the updated version is posted on the Town's website. Mr. Sky said it is also available at the Library and Town Hall for review. Member Fabian said we need to stress that this document will not be available at Town Meeting. Mr. Sky said we recorded a video about what the codification process is.

### Article #13

Chairman Day said this is regarding the codification of the Town's Zoning Bylaws.

### Article #14

Chairman Day said this is a citizen's petition for special legislation for a recall process.

Upon a motion made by Finance Committee Chairman Plonka stepping down and seconded by Ms. Desrosiers, it was:

VOTED: Not to recommend Article #14 on the Annual Town Meeting Warrant.  
Unanimous in favor.

### Article #15

Chairman Day said this is a citizen's petition. Mr. Sky said Planning Board voted to recommend against this.

### Adjournment of Finance Committee Meeting

Upon a motion made by Finance Committee Chairman Plonka stepping down and seconded by Ms. Desrosiers, it was:

VOTED: To adjourn the Finance Committee Meeting at 7:19 PM.  
Unanimous in favor.

### **Discuss and possible vote on appointments for the remaining positions regarding reorganization of the Select Board**

Chairman Day said there are some positions from the Board's reorganizations that need to be discussed.

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

VOTED: To appoint Chairman Day as Veterans Service Officer.  
Unanimous in favor.

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

VOTED: To appoint Chairman Day as Parking Clerk.  
Unanimous in favor.

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

VOTED: To appoint Chairman Day as Select Board representative on the Regional Finance Committee.  
Unanimous in favor.

Chairman Day asked do we need a designated point person for the FY25 Budget? Member Carboni and Member Fabian said no. Chairman Day asked what is the goal of the liaison positions and should we keep these? Ms. Carboni said at one point, these were created to help improve lines of communication and be a point of contact for any concerns. Mr. Sky said you may want to keep the Park Commission liaison as they are an elected body. Member Carboni said there has been no liaisioning the past year with the School Department. It has been more of a reporting back to the Board. Chairman Day asked if this should be eliminated? Member Carboni said the ultimate goal is to have the Superintendent of Schools communicate with the Town Administrator of both communities. At any point in time, a School Committee Member can reach out to a Select Board member. She doesn't know if there is any benefit having a person for the School Department. Chairman Day said he would suggest to vacate that position and see how things go and if there is a need for a liaison it can come back. Chairman Day asked about the liaison with the Council on Aging. Member Fabian said she spends hours of time going to the Council on Aging coffee hours. She speaks to seniors or staff, the fundraising committee and actual Board Members. Chairman Day said we will leave the Council on Aging liaison as it is. Ms. Carboni said for the Park Commission, we should leave it as it is. We need to establish rapport with the new Chair and there are a lot of proposed projects going on. We should keep the lines of communication open.

#### **Discuss process for Town Administrator contract renewal**

Member Fabian said she wanted to make Chairman Day aware that a review was done last year for Mr. Sky and that is available for his review. Do we want to go through the review process as basis for contract renewal? As of May 16<sup>th</sup> we are less than a year away from his contract expiration. She would be happy to work on that. The review last year took a couple of months. Chairman Day said if we want to move forward with a renewal, Mr. Sky is within his rights to say he isn't interested so we need time to find a replacement. He would like to see the renewal process closed by September or October. Member Fabian said the first step is getting the review done. Member Carboni said May 16<sup>th</sup> is three (3) weeks away. We should have been in the process already. Member Fabian said Mr. Sky can send Chairman Day the goals established last year. Chairman Day said it is awkward timing with the election and contract year. It's not fair to have someone new come on and do a review. Mr. Sky said he put together a self-evaluation last year and he could do that again. Member Fabian asked Mr. Sky if his contract spells out when the review is done. Mr. Sky said on his hire anniversary. Chairman Day will put a timeline together for May 22<sup>nd</sup>

#### **American Rescue Plan Act update and possible vote to approve the purchase of a new ambulance and the Park Commission's new fields project**

*Fire Chief Michael O'Brien and Scott Holmes and Michael Smith from the Park Commission were present for the discussion.* Mr. Sky said there are two (2) streams of funding: one (1) directly from the Federal Treasury and one (1) from Plymouth County. We received two (2) tranches

from the U.S. Treasury for a total allocation of \$1,210,073, which the Board has designated \$14,800 for a feasibility study of water services; \$100,000 for COVID response, \$20,000 for the outdoor stage cover, and \$44,785 for the Ted Williams Camp tennis courts project leaving \$1,030,488. Unfunded at this point is \$83,800 estimated for the installation of irrigation wells at the Police Station and Historic Library. These could be funded using the Town's ARPA allocation. Plymouth County has indicated that we can be eligible for \$2,077,294 in County Covid funding, subject to approval. A portion is being carved out as revenue replacement fees which amount to \$443,428. To date the Town has applied for \$332,800 in water projects, \$183,700 for Historic Town Hall restroom improvements and \$170,000 for the Gamache Playground project. \$353,700 of the amount requested would be under the revenue replacement category.

Mr. Sky said the uses are pretty limited for ARPA if you are not a Town with utilities. He summarized the categories. The County has suggested we can fund rescue equipment. We have an ambulance in the Capital Improvement Plan for 2025. The application is for \$572,000 for a replacement ambulance, which includes the equipment. Mr. Sky said this is a unique opportunity for the Town and will help the Capital Improvement Plan. Member Fabian said at least one (1) or two (2) communities were able to purchase ambulances with the CARES money; we need to take advantage of this. Mr. Sky said the consultant couldn't promise anything, but felt it was a strong application. Chairman Day asked if this leaves you in a position of one (1) ambulance being outfitted differently. Chief O'Brien said the only difference would be a mechanized stair stretcher. Chairman Day asked can you request those also. Chief O'Brien said he can look into it. Chairman Day asked about the timeline on the funds. Mr. Sky said they must be spent by the end of 2025.

Mr. Sky said the other project is the North Fields project. The Park Commission has developed a proposal to complete the field project constructed in 2019 on Bedford Street. There are no amenities, no parking area, access is tough and there are no restrooms. He spoke to members of the Park Commission about using some of the Town's ARPA funding to make those fields usable. Mr. Smith said the fields have been sitting there unused for three (3) years. There is a lot of work needed for access. There are poles down there with wires sticking out. The fields are being taken care of and are in great shape. Our soccer fields are getting beat up, but we can't rest them. We want to move soccer over and let the other fields rest. Then we can get other groups signed up to use the fields. Mr. Holmes said we had two (2) contracts give us pricing to go with crushed gravel for the parking lot, which would allow water to flow through. We would like to carve out a 100 x 100' area to allow people to congregate there with picnic tables and maybe a commissary down the road. We had a local fence contractor give us two (2) estimates on fencing. We met with Mr. Moniz and finished off the amounts to remove the telephone poles along the fields from being driven on. We will fence off the fields. Mr. Smith said there will be a lower and upper parking lot and some clearing for line of sight exiting the site. Mr. Sky said this will be the third ARPA project for the Park Commission. There will still be about \$885,000 available for funding. Member Carboni asked if we can build signage into this proposal to identify where the fields are. Mr. Sky said probably. Member Carboni said maybe it could be an Eagle Scout project. Mr. Smith said we don't have money in our budget for signs.

Member Carboni asked if they are looking to get this program going by September. Member Fabian said we should add in money for signage. If it was an Eagle Scout project, it would require fundraising and that takes time. Chairman Day said you should be looking at more; maybe this is Phase 1. Should there be a Phase 2? Mr. Holmes said the electric and water are on the southeast



side of the field and will come across. We are not allowed to build a building. Chairman Day said we do not have any lighted soccer fields. Mr. Holmes said in the fall they are needed. Chairman Day said utilities could include internet. We could also put in scoreboards, bleachers and security gates. Mr. Smith said he would like cameras. Chairman Day said are you adding another playground? That is a long way to the Gamache playground. Mr. Holmes said even for a small playground it is \$40-\$50,000. Chairman Day said this could be another phase. Mr. Smith asked if the Board is willing to add more money for signs. Member Fabian would be willing to add money for signs based on what is in front of us. Mr. Sky said it could be raised to \$120,000. Mr. Holmes said the pole across the street has a conduit for power. Mr. Sky said it would probably double the cost of the project to light it.

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

VOTED: To apply to Plymouth County for the allocation of \$572,410 in ARPA funding to fund an ambulance and associated equipment.  
Unanimous in favor.

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

VOTED: To designate up to \$120,000 from the Town's ARPA funding for the North Fields Improvement Project.  
Unanimous in favor.

The Board called a quick recess.

**Discuss and possible vote to apply to the Community Preservation Committee (CPC) for design and permit funding for the Old Bridge Street/Nemasket River access project**

*Marc Resnick, Town Planner, was present for the discussion.* Mr. Resnick said this project came about when he was working with the Open Space Committee last year looking at Town Owned property. He was speaking to Nancy Yeatts and she mentioned a few properties located along the Nemasket River. We visited one (1) on Vaughn Street and spoke about doing a handicapped accessible fishing pier. She mentioned a property on Old Bridge Street. The idea is to improve the parking area there and access point to the Nemasket River by removing the ground asphalt as the drainage runs directly off that parking lot into the access ramp into the river. It should be regraded and improved with crushed stone. There could be a boat ramp to allow for easier access to the river with a handicapped accessible pier. The cost would probably not exceed \$25,000 for the engineering, and design and the surveying expense would be about \$15,000. You may have to do additional environmental studies, and it will require a higher level of permitting with the Army Corp. of Engineers As long as you stay out of the channel it should be approved.

Member Carboni asked if this originated from the Open Space Committee? Mr. Sky said from looking at Town owned parcels. Member Carboni asked why are we not going through ARPA for this. Mr. Sky said it has not been proposed for ARPA. Member Carboni said we should look into ARPA as it is an existing property. Mr. Sky said ARPA is until the end of 2024. It is a finite resource. If you can get grant money that is better, but we can look at that. We need to do some work with Community Preservation Act (CPA) money. Chairman Day said can the design phase

go through CPA and ARPA for construction. Mr. Sky said we can apply for a grant for the construction. If we don't get it, we can use ARPA.

Member Fabian said her biggest concern is the timing for permitting. This is a nice spot; there are always people putting in a canoe. How can we configure the parking lot to get more vehicles? Chairman Day said Step #1 is May 19<sup>th</sup> for the application. We can approve it, but go down the path to look for more funding. Mr. Resnick said the Step 1 process is super preliminary to see if the project falls under the categories for CPA. Even if we decide to go with different funding, you can withdraw. If the Board decides not to submit the Step 1 application and then in June wants to, you can't. If you like the project, you may want to at least authorize him to submit the Step 1 application. We can discuss Step 2 later. Member Fabian said the parking is her biggest concern. We only own the land so far and then the other land is owned privately. She doesn't want residents on that street experiencing a parking problem. Chairman Day asked where would the pier go. Mr. Resnick said to the right of the boat ramp where the marsh grass is. Chairman Day said this is a nice project, but he is concerned about trash pollution. Mr. Sky said they spoke to Frank Moniz about maintenance. He has his staff go out there a few times a week. He feels an improvement will cause a marginal increase and will need trash removal more often. More support will be required if it is a success.

Barbara Standish of Bridge Street said that property used to be part of the farm she lives on. Her father in law donated that land to the Town in the early 70's. She is very interested to see where the pier will be because that area floods. There are a lot of people down there in the day. Trash is a huge problem. Chairman Day asked is there a path on the other side of the bridge. Mr. Resnick said you can walk through to Ocean Spray. Member Fabian said the part that appeals to her is having a place for someone with disabilities to be able to fish. She doesn't know that we will get permission to cut a path for the pier. Ms. Standish said there are red bellied cooter turtles out there. Mr. Resnick said there would be no tree cutting. We could pull the parking lot back away from the trees and direct drainage into a swale protected by a wooden guard rail. After surveying and wetlands identification, we could extend the parking where there are bushes. Member Fabian said there are a lot of people with boat trailers, so parking would be reduced.

Chairman Day said are we limited to the parcels on the side or is this a town Road. Mr. Resnick said there is a bridge there with crumbling asphalt. Halfway over the bridge is Middleborough. The structure may be fine for pedestrians. Chairman Day said this is just whether or not we want to submit a Step 1 application. The CPC could say it doesn't fit the funding. Member Carboni asked why wouldn't Open Space sponsor this application. Mr. Resnick said he hasn't spoken to them about it. Mr. Sky said the Town owns the property. Member Carboni said how did this get originated? Mr. Resnick said he put this together. He did not know this parcel existed until he spoke to Nancy Yeatts about putting a ramp at the Vaughan Street property. She said there was a better location for a fishing pier. Member Fabian said giving people with disabilities a place to go and fish is great, but she is worried about the permitting. Mr. Resnick said Jamie Bissonnette of Zenith Engineering has confirmed that design and permitting for these types of piers is permissible. It may require time and effort, but because we are not in the main channel in the river, it is like any other dock on Long Pond.

Chairman Day asked when is the next Open Space meeting? Mr. Resnick said a week from this coming Thursday. Chairman Day said we could ask Open Space if they have an opinion on this and we could add it to our May 8<sup>th</sup> meeting. We could put Step 1 forward to meet the deadline

and investigate other funding sources. When will CPC meet to look at the projects. Mr. Resnick said probably a week or two (2) after the applications are due. They will determine if the project is eligible to submit to Step 2. For timing, if it was approved in Step 2, it would go to Fall Town Meeting for funding. Perhaps a year from now we could be looking at grant funding. You may have leftover ARPA money for some of the construction. Chairman Day asked is there opportunity for community input for the CPC? Mr. Resnick said meetings are open to the public. There is not a requirement for a public hearing. Chairman Day asked if anyone wanted to make a motion? He is fine approving it to move forward as there are a lot of checks and balances. Member Fabian doesn't want to say no, but she is trying to find a way to say yes. Member Carboni said she didn't know it was Town property. To sponsor something that she doesn't know much about, she has a hard time sending it to CPC, so she is out. Chairman Day said we don't have time to table it for further discussion, but we can look at other funding besides CPC. Mr. Sky said you can ask for more information from Mr. Resnick. Member Fabian said she would like to know if we have any problems there with the Police. She would like to get a sense of how many people use it.

**Discuss request from MassHousing for comments in regards to proposed development known as Rocky Woods off of Freetown Street**

Chairman Day said last week he met with the Chairs of the Planning Board and Zoning Board of Appeals (ZBA), Mr. Sky and Town Counsel to understand what is this step and what are they are looking for regarding comments. If they filed for project application, it would go to ZBA. MassHousing is looking for the Select Board to respond with any concerns the Town has. If we submit the concerns, they are sent along to the developer. We received a memo from the Town Planner, Fire Chief and Police Chief. Mr. Resnick said this is to determine if the site is eligible. Member Fabian said she is concerned about any Native American historical sites there. She would like the State to know that this should be vetted. Member Carboni said as part of the process with any Federal funding or involvement, Natural Heritage and the Tribes are notified that this project is going in, and they would send out for archeological studies, which is paid by the developer. Mr. Resnick said they will file a Massachusetts Environmental Protection Act (MEPA) report and will most likely require a Phase 1 Assessment of the area. Being a lower area, the site they are most concerned with is the upper rocky hilly area. They may determine that other parts may require more study. That would come out during the MEPA process. Member Fabian said she is also concerned with the traffic by the schools, which is not great in the mornings and afternoon. It dissipates, but is really problematic when there is an event at the schools. Mr. Resnick said when looking at that intersection and the school driveways, there is probably a better alternative to the present configuration. Member Fabian said this is definitely well water. Mr. Resnick said the developer has shown on the preliminary drawings a private well.

Member Fabian asked would this be a public drinking water supply with mandatory testing? Mr. Resnick said it would be considered a public water supply and would have to follow testing requirements. Mr. Sky said we could note that this is community water and it should be affordable. Chairman Day said anything we provide will not affect the outcome. Member Fabian said do you get a discount on water if you buy an affordable unit. Susan Spieler asked if a 40B has to have Town water. What is that well going to do to resident's wells around there. Member Fabian said typically 40Bs don't usually have this many units unless there is Town water.

Member Carboni said if this comes to fruition, what will that do to our housing index numbers. Mr. Resnick said this is 200 for sale units, so only 50 units would count towards the affordable

housing inventory. In a rental project, you can count all the units. Member Fabian asked about a sidewalk, which would be very expensive. Mr. Resnick said given the number of units it should be mentioned. Mr. Sky said the letter would not say require it, but would speak to pedestrian access.

Chairman Day summarized the comments from Fire and Police. He said Town Counsel said we can ask for an extension. Chairman Day said one of the action items was for Town Counsel to provide us with a start to finish for the project so we can understand what this would look like. He asked members to send their concerns to Mr. Sky.

### **Revisit Scope of Work for the Senior Center addition Feasibility Study**

*Lori Fahey, Council on Aging Director, was present for the discussion.* Member Carboni said we have an on-call Owners Project Manager who presented a \$36,000 fee for the work. She had requested additional information, and it was broken down by hours. Chairman Day said invoices to be billed monthly for the percentage of work completed. Can we pay when deliverables are received? Mr. Sky said he can do that. Typically, you will see that the phases are the deliverables and they bill for the percentage of the work done. Sometimes different phases are running parallel. Usually on construction processes you see percentage billing. We can structure the task order around that concept. Chairman Day said in Phase 3 they are going to give us a probable cost. Are they looking at the upcoming construction season? This will hopefully get us to a better number and understanding. Mr. Sky said we should end up with a more solid number, which may not fit in our current number.

### **Discuss Scope of Work for the Classification and Compensation Study**

*John Viarella, Human Resources Director, was present for the discussion.* Mr. Sky said there was money funded in Human Resources' FY23 budget to look at some of the governance issues in the past. The Board doesn't need to approve the scope of work, but Mr. Viarella is looking for guidance from the Board on the direction you would like to take. Member Fabian asked would we get job descriptions and requirements from other communities. Another position may pay \$20,000 more than we do, but can require additional educational experiences. Mr. Viarella said one of the requirements is to secure information not readily available to the general public and compare apples to apples. They also look at all forms of pay, such as longevity, education incentives, etc. The study is supposed to be comprehensive. Member Fabian said asked for a list of the approximate 60 unique job titles. Within the past three (3) or four 4 years, we have updated or approved new job descriptions for the Town Administrator; Assistant to the Town Administrator; Fire Chief; Police Chief and Town Planner. If one of these positions comes back as underpaid, we have to be prepared to find the money. Mr. Sky said he will not be using this study to come to the Board with something that is unsustainable. Member Fabian said she doesn't want to lose people. Mr. Sky said his vision is to look at a range of positions and give a percentage benchmark. Member Fabian said she is protective of the Select Board being the Wage & Personnel Board and the appeal process for the employees. Member Carboni asked Mr. Viarella to email the number of non-union employees. Mr. Viarella said the next step is to get a document out to vendors for bidding. We will see what comes back for pricing and capabilities. Once the document goes out, there will be two (2) or three (3) weeks until due. The selection process will not take long.

Chairman Day asked when was this last performed. Mr. Sky said he has not found that a comprehensive study was ever performed. Chairman Day said we only have a few meetings left; we need a quick turnaround. Mr. Sky said we just need to get someone under contract before June 30<sup>th</sup>. Mr. Sky said he and Mr. Viarella will be evaluating the responses. Ms. Drane said the Town Clerk's position needs to be looked at, even though it is elected. Maureen Candito asked if this was grant funded. Mr. Sky said funding was appropriated in the FY23 budget.

#### **Discuss possible changes to the Social Media Policy**

*John Viarella, Human Resources Director, was present for the discussion.* Chairman Day said he wanted to get this in front of the Board as there is a lengthy redlined document. Mr. Sky said this will probably be the May 22<sup>nd</sup> meeting, if we can have comments back from the Board by May 15<sup>th</sup>. Member Fabian asked what is prompting this? Have there been complaints? Mr. Sky said the last version was updated in 2020 and this is clarifying the policy. Member Fabian said she would like to discuss the Town's actual use of social media. During our two (2) heated topics last year, she wanted more to go on social media. Who decides if we post on a local site and put links where people can get information. Anyone under 35 does not go to the Town's website; they use other social media. We need to put the information on other sites. Mr. Sky said it is an executive policy and we can have that discussion. We shared information on the Town's Facebook site; it is a question on what the Board would like to do.

#### **Revisit and possible vote on designation of donation from SunMulti Sport Events for Patriot Triathlon**

Chairman Day said Sun Multi Sport Events has offered a \$1,500 donation for the Patriot Triathlon. Member Carboni said she would like to do this on May 22<sup>nd</sup> and asked a list be created on organizations that the donation can go to.

#### **Revisit and possible vote to approve Part Time Assistant Animal Inspector Job Description**

*John Viarella, Human Resources Director, and Edward Cullen, Health Agent, were present for the discussion.* Chairman Day said we are essentially approving a defined job description put out by MGL. The Board of Health will review applicants and make the appointment to the State. Mr. Cullen said ten (10) years ago there were two (2) inspectors. One of them left and the other inspector took over all the responsibilities. He no longer wants to perform all those responsibilities and asked us to find someone. Chairman Day said this is a \$787 per quarter position.

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

VOTED: To approve the job description for the Part Time Assistant Animal Inspector as presented.  
Unanimous in favor.

**Discuss and possible vote to reappoint David Frates as Animal Control Officer and Constable and Darcy Lee; Lisa Podielsky, Kathy Seeley and Ronnie Frates as Assistant Animal Control Officers**

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

VOTED: To appoint David Frates as Animal Control Officer/Constable and Darcy Lee; Lisa Podielsky; Kathy Seeley and Ronnie Frates as Assistant Animal Control Officers for terms to expire April 30, 2024.  
Unanimous in favor.

**Discuss and possible vote to reappoint Wilford Corey as Veteran's Agent and Graves Officer**

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

VOTED: To reappoint Wilford Corey as Veterans' and Graves Officer for a term to expire April 30, 2024.  
Unanimous in favor.

**Discuss and possible vote to appoint Lakeville's representative on the Old Colony Elder Services Board**

*Lori Fahey, Council on Aging Director, was present for the discussion.* Ms. Fahey said the Old Colony Elder Services Board is where we get our Meals on Wheels program.

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

VOTED: To re-appoint Lori Fahey to the Old Colony Elder Services Board for a term to expire June 30, 2024.  
Unanimous in favor.

**Discuss and possible vote to appoint Gayle Dragicevich and Patricia Mustacaros as Alternate Members on the Council on Aging Board of Directors**

Chairman Day said there are two (2) vacancies on the Board right now for Alternate Members. The Council on Aging Board has voted to recommend Gayle Dragicevich and Patricia Mustaaros as Alternate Members.

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

VOTED: To appoint Gayle Dragicevich and Patricia Mustacaros as Alternate Members on the Council on Aging Board of Directors for a term to expire July 31, 2024.  
Unanimous in favor.

**Discuss and possible vote to appoint Delegate and Alternate Delegate to the Joint Transportation Planning Group**

Upon a motion made by Member Carboni and seconded by Chairman Day stepping down, it was:

VOTED: To reappoint Franklin Moniz as Delegate and Evagelia Fabian as Alternate Delegate for a term to expire on June 1, 2024.  
Unanimous in favor.

**Discuss and possible vote to renew Earth Removal Permit for T.L. Edwards at 435 Bedford Street**

*Marc Resnick, Town Planner, was present for the discussion.* Mr. Resnick said he met with Terry Edwards and did a tour of the site. This site is basically a stockpile storage site with some processing.

A motion was made by Member Carboni and seconded by Member Fabian to approve the Earth Removal Permit for T.L. Edwards at 435 Bedford Street with an expiration date of March 31, 2024.

*Discussion:* Chairman Day said our application needs some revision; the form says they pay ahead, but the form says also behind. This applicant is basically moving stockpiles. We don't want to double charge him for material that he dug before.

The vote on the previous motion was unanimous in favor.

**Discuss and possible approval of Select Board Meeting Minutes of March 27, 2023 and April 10, 2023**

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

VOTED: To approve the Select Board Meeting Minutes of March 27, 2023.  
Two (2) in favor (Members Fabian and Carboni) and one (1) abstention (Chairman Day).

Chairman Day said under MBTA communities after the last sentence in the discussion to add "we will analyze where Lakeville stands regarding compliance before making any further decisions".

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

VOTED: To approve the Select Board Meeting Minutes of April 10, 2023 as amended.  
Unanimous in favor.

## **New Business**

There was no New Business discussed.

## **Old Business**

Chairman Day said regarding 415 Millennium Circle, Town Counsel said since the Board is the water controlling authority, the applicant does not have to go back to Zoning Board of Appeals.

Chairman Day said he is looking at pushing the Board's July 24<sup>th</sup> meeting to July 31<sup>st</sup>. We would be meeting July 10<sup>th</sup> and July 31<sup>st</sup>. Member Fabian said she could not say yes to the meeting change.

## **Correspondence**

1. Memo from Town Planner regarding Community Preservation Funding Process
2. Memo from Fire Chief regarding designation of Lakeville Fire Department as a Built for Life Fire Department

## **Executive Session**

At 9:32 PM, a motion was made by Member Carboni and seconded by Member Fabian it was:

VOTED: To enter into Executive Session pursuant to the provisions of M.G.L. c.30A, §21(a) (3) to discuss strategy with respect to collective bargaining, specifically with PBA Local 185 if an open meeting may have a detrimental effect on the bargaining position of the public body and the Chairman so declares and pursuant to the provisions of M.G.L. c.30A, §21(a) (6) to consider the purchase, exchange, lease or value of real estate, if the Chairman declares that an open meeting may have a detrimental effect on the negotiating position of the public body; and pursuant to M.G.L. c.30A, §21(a) (7) to comply with the Open Meeting Law, M.G.L. c.30A, §22(f): approval of Executive Session Minutes for March 27, 2023 and not to return to Open Session.

Roll call vote: Member Carboni – aye; Member Fabian – aye and Chairman Day - aye.



### **List of documents provided at the Select Board Meeting of April 24, 2023**

1. Agenda page
2. Agenda page
3. Agenda page; Town Administrator announcements
4. Agenda page; letter from Old Colony Regional Vocational Technical High School District
5. Agenda page; legal ad; letter to applicant; ABCC Alteration of Premises Application
6. Agenda page; FY24 Budget and Capital Plan
7. Agenda page
8. Agenda page; Special Town Meeting Warrant Articles and Warrant; list of Warrant Articles
9. Agenda page; Annual Town Meeting Warrant Articles and Warrant; list of Warrant Articles; email from Old Colony Regional Vocational Technical High School District
10. Agenda page; letter from DPW Director; proposed rate sheet
11. Agenda page; memo from Town Administrator; proposal from RTA
12. Agenda page; memo from Facilities Manager; Animal Shelter renovation budget; photographs of work to be done
13. Agenda page; proposed job description – Part Time Clerk – Inspectional Services
14. Agenda page; proposed job description – Part Time Animal Inspector
15. Agenda page-notice from SRPEDD
16. Agenda page-Taunton Water Connection application; email from Zenith Consulting Group; email from Town Administrator; proposed layout plan; Zoning Board of Appeals notice of special permit
17. Agenda item; memo from the Town Administrator; Host Community Funding Applications
18. Agenda item; email from Council of Aging Board Chair
19. Agenda item; letter from Sun Multi Sport Events; Public Way License Applications for Cranberry Trifest and Patriot Half Triathlon
20. Agenda page; letter from Lakeville Arts Council
21. Agenda page
22. Agenda page
23. Agenda page; Select Board Meeting Minutes of February 6, 2023 and March 13, 2023
24. Agenda page
25. Agenda page
26. Agenda page; letter from Comcast