

AGENDA
Lakeville Select Board and acting as the
Wage & Personnel Board as needed
Remote Location Meeting
January 10, 2022 – 6:30 PM

PLEASE ASK IF ANYONE IS RECORDING THE MEETING
AND ANNOUNCE CABLE TAPING (IF PRESENT)

In accordance with provisions allowed by Chapter 20 of the Acts of 2021, the January 10, 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](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/>**

1. Select Board Announcements
2. Town Administrator Announcements
3. 7:00 PM Meet with LakeCAM Board of Directors to review 2020 Financial Statements
4. Discuss scheduling Annual Town Meeting for 2022
5. Discuss revision to Community Preservation Act Ballot Question and possible vote to place the question on the Annual Election Warrant
6. Discuss letter received from Senator Michael Rodrigues regarding \$250,000 funding for the Assawompset Pond Complex Management Plan
7. Discuss and possible vote to approve Town Administrators request to allocate funding from the American Rescue Plan Act for Covid vaccination and testing activities
8. Discuss and possible vote to send a letter to the Town of Middleborough regarding the proposed Chapter 40B Development known as Farland Estates II.
9. Discuss and possible vote on request from Police Chief to appoint Zachery Mosher as Police Officer/Constable
10. Discuss request from Kenneth Upham, Sr. to be reappointed as a Constable for the Town of Lakeville
11. Discuss request from MassHousing for comments in regards to proposed development known as North Bedford Crossing at 109 Bedford Street
12. Review and possible vote to approve Selectmen Meeting Minutes of December 6, 2021; December 10, 2021, December 13, 2021 and December 20, 2021
13. New Business
14. Old Business: Town Administrator Goals
15. Any other business that can properly come before the Select Board

Please be aware that this agenda is subject to change. If other issues requiring immediate attention of the Lakeville Select Board arise after the posting of this agenda, they may be addressed at this meeting.

**AGENDA ITEM #1
JANUARY 10, 2020**

SELECT BOARD ANNOUNCEMENTS

The Council on Aging will be holding a blood drive for the American Red Cross on Monday, January 31, 2022 from 10 AM to 2:30 PM. For information on making an appointment, please visit the Town's website Home Page under Community Events.

Town Clerk Lillian Drane would like to remind residents that may be interested in running for a position in the Annual Election, nomination papers are **available starting Monday, January 10, 2022** at the Office of the Town Clerk. Please call ahead (508-946-8800) to make an appointment to request nomination papers between the hours of 8:00 am and 4:30 pm, Monday - Thursday, and 8:00 am 'til Noon on Fridays. For additional information, please visit the Town's website Home Page under News or the Town Clerk's page.

**AGENDA ITEM #2
JANUARY 10, 2022**

TOWN ADMINISTRATOR ANNOUNCEMENTS

**AGENDA ITEM #3
JANUARY 10, 2022**

**MEET WITH LAKECAM BOARD OF DIRECTORS
TO REVIEW 2020 FINANCIAL STATEMENTS**

Attached is the 2020 Financial Statement for LakeCAM for your review. Jose Invencio and perhaps some of the LakeCAM Board of Directors will be present.

RECEIVED
DEC 13 2021
SELECTMEN'S OFFICE

**LAKEVILLE COMMUNITY ACCESS MEDIA, INC.
REVIEWED FINANCIAL STATEMENTS
DECEMBER 31, 2020**

LAKEVILLE COMMUNITY ACCESS MEDIA, INC.
DECEMBER 31, 2020

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RICHARD B. DONAHUE, CPA, PC
45 BRISTOL DRIVE • SOUTH EASTON, MA 02375
TEL. # (508) 230-3600 • FAX # (508) 230-3633

INDEPENDENT ACCOUNTANT'S REVIEW REPORT

To the Board of Directors
Lakeville Community Access Media, Inc.

We have reviewed the accompanying financial statements of Lakeville Community Access Media, Inc. (a nonprofit organization), which comprise the statement of financial position as of December 31, 2020 and 2019, and the related statements of activities, functional expenses and cash flows for the years then ended, and the related notes to the financial statements. A review includes primarily applying analytical procedures to management's financial data and making inquiries of management. A review is substantially less in scope than an audit, the objective of which is the expression of an opinion regarding the financial statements as a whole. Accordingly, we do not express such an opinion.

Management's Responsibility for the Financial Statements


Management is responsible for the preparation and fair presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement whether due to fraud or error.

Accountant's Responsibility

Our responsibility is to conduct the review in accordance with Statements on Standards for Accounting and Review Services promulgated by the Accounting and Review Services Committee of the AICPA. Those standards require us to perform procedures to obtain limited assurance as a basis for reporting whether we are aware of any material modifications that should be made to the financial statements for them to be in accordance with accounting principles generally accepted in the United States of America. We believe that the results of our procedures provide a reasonable basis for our conclusion.

Accountant's Conclusion

Based on our reviews, we are not aware of any material modifications that should be made to the accompanying financial statements in order for them to be in accordance with accounting principles generally accepted in the United States of America.


Richard B. Donahue, CPA, PC
South Easton, MA
November 16, 2021

LAKEVILLE COMMUNITY ACCESS MEDIA, INC.
STATEMENT OF FINANCIAL POSITION
DECEMBER 31, 2020 AND 2019

	2020	2019
ASSETS		
CURRENT ASSETS		
Cash	\$ 395,042	\$ 427,197
Accounts receivable	53,976	56,142
Total Current Assets	449,018	483,339
PROPERTY AND EQUIPMENT		
Leasehold improvements	68,549	68,549
Equipment, furniture and fixtures	237,766	222,881
	306,315	291,430
Less: accumulated depreciation	196,917	170,695
Net Property and Equipment	109,398	120,735
TOTAL ASSETS	\$ 558,416	\$ 604,074
 LIABILITIES AND NET ASSETS		
CURRENT LIABILITIES		
Accounts payable and accrued expenses	\$ 1,965	\$ 10,562
Total Current Liabilities	1,965	10,562
NET ASSETS		
Unrestricted	556,451	593,512
Total Net Assets	556,451	593,512
TOTAL LIABILITIES AND NET ASSETS	\$ 558,416	\$ 604,074

See Accompanying Notes and Accountant's Review Report

LAKEVILLE COMMUNITY ACCESS MEDIA, INC.
STATEMENTS OF ACTIVITIES
FOR THE YEARS ENDED DECEMBER 31, 2020 AND 2019

	2020	2019
SUPPORT AND REVENUES		
Licensing agreement income	\$ 245,272	\$ 252,538
Grant income	10,000	15,000
Other income	12,705	12,676
Interest income	5,946	7,203
Total Support and Revenues	273,923	287,417
EXPENSES		
Salaries and wages	188,549	159,354
Payroll taxes	20,739	19,241
Accounting Services	14,650	13,719
Professional fees	2,750	2,750
Stipends	1,400	1,979
Equipment	10,035	13,200
Consultants	16,770	2,941
Rent	2,400	2,400
Insurance	3,437	3,230
Advertising	249	1,796
Office expenses	698	1,940
Donations	12,600	2,700
Depreciation expense	26,222	20,953
Travel and meetings	4,762	4,557
Other expenses	5,723	7,252
Total Expenses	310,984	258,012
INCREASE (DECREASE) IN NET ASSETS	(37,061)	29,405
NET ASSETS, BEGINNING OF YEAR	593,512	564,107
NET ASSETS, END OF YEAR	\$ 556,451	\$ 593,512

See Accompanying Notes and Accountant's Review Report

LAKEVILLE COMMUNITY ACCESS MEDIA, INC.
STATEMENTS OF FUNCTIONAL EXPENSES
FOR THE YEARS ENDED DECEMBER 31, 2020 AND 2019

	<u>Program Expenses</u>	<u>General Administration</u>	<u>Total 2020</u>	<u>Total 2019</u>
Salaries and wages	\$ 180,458	\$ 8,091	\$ 188,549	\$ 159,354
Payroll taxes	19,930	809	20,739	19,241
Accounting Services	13,185	1,465	14,650	13,719
Professional fees	2,750	-	2,750	2,750
Stipends	1,400	-	1,400	1,979
Equipment	10,035	-	10,035	13,200
Consultants	16,770	-	16,770	2,941
Rent	2,400	-	2,400	2,400
Insurance	3,093	344	3,437	3,230
Advertising	249	-	249	1,796
Office expenses	629	69	698	1,940
Donations	12,600	-	12,600	2,700
Depreciation expense	26,222	-	26,222	20,953
Travel and meetings	4,762	-	4,762	4,557
Other expenses	5,723	-	5,723	7,252
	-			
TOTAL	<u>\$ 300,206</u>	<u>\$ 10,778</u>	<u>\$ 310,984</u>	<u>\$ 258,012</u>

See Accompanying Notes and Accountant's Review Report

LAKEVILLE COMMUNITY ACCESS MEDIA, INC.
 STATEMENTS OF CASH FLOWS
 FOR THE YEARS ENDED DECEMBER 31, 2020 AND 2019

	<u>2020</u>	<u>2019</u>
CASH FLOWS FROM OPERATING ACTIVITIES		
Increase (decrease) in net assets	\$ (37,061)	\$ 29,405
Adjustments to reconcile increase in net assets to net cash provided from operations		
Depreciation	26,222	20,953
(Increase) decrease in accounts receivable	2,166	1,198
Increase (decrease) in accounts payable and accrued expenses	<u>(8,597)</u>	<u>3,553</u>
Net Cash Provided from (Used By) Operating Activities	<u>(17,270)</u>	<u>55,109</u>
 CASH FLOWS FROM INVESTING ACTIVITIES		
Purchase of property and equipment	<u>(14,885)</u>	<u>(47,081)</u>
Net Cash Used by Investing Activities	<u>(14,885)</u>	<u>(47,081)</u>
 INCREASE (DECREASE) IN CASH	(32,155)	8,028
 CASH, BEGINNING OF YEAR	<u>427,197</u>	<u>419,169</u>
 CASH, END OF YEAR	<u><u>\$ 395,042</u></u>	<u><u>\$ 427,197</u></u>

See Accompanying Notes and Accountant's Review Report

LAKEVILLE COMMUNITY ACCESS MEDIA, INC.
NOTES TO FINANCIAL STATEMENTS
DECEMBER 31, 2020

NOTE 1 – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

NATURE OF OPERATIONS

Lakeville Community Access Media, Inc. (Organization) is a not for profit corporation formed on February 15, 2012 for the purpose of providing Lakeville Massachusetts's citizens and institutions, public, educational and governmental access programming.

BASIS OF ACCOUNTING

The Organization maintains its books and records on the accrual method of accounting.

The Organization uses Statement of Financial Accounting Standards (SFAS) No. 117 *Financial Statements of Non-for-Profit Organizations*, issued by the Financial Accounting Standards Board (FASB) for presentation of its financial statements. As such, the financial statements are presented on the basis of unrestricted, temporarily restricted, and permanently restricted net assets.

Under these provisions, net assets and revenues, expenses, gains and losses are classified based on the existence or absence of donor-imposed restrictions. Accordingly, net assets of the Organization and changes therein are classified and reported as follows:

Unrestricted net assets – Net assets are not subject to donor-imposed stipulations

Temporarily restricted net assets – Net assets subject to donor-imposed stipulations that may or will be met either by actions of the Organization and/or the passage of time.

Permanently restricted net assets – Net assets subject to donor-imposed stipulations that they be maintained permanently by the Organization. Generally, the donors of these assets permit the use of all or part of the income earned on related investments for general or specific purposes.

CONTRIBUTIONS

The Organization has adopted SFAS No. 116, "Accounting for Contributions Received and Contributions Made". In accordance with SFAS No. 116, contributions received are recorded as unrestricted, temporarily restricted, or permanently restricted support depending on the existence and/or nature of any donor restrictions.

USE OF ESTIMATES

The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from these estimates.

RECLASSIFICATION

Certain accounts in the prior year's financial statements have been reflected for comparative purposes to conform with the presentation in the current year's financial statements.

SUBSEQUENT EVENTS

Subsequent events were evaluated through November 16, 2021 which is the date the financial statements were available to be issued. Through that date, management has determined that the Organization did not have any material recognizable or non-recognizable subsequent events, except that the Organization signed a lease in January 2021 for a new facility in Lakeville, MA. The lease requires a base monthly rent of \$1,300 commencing in January 2021 through December 2025.

FUNCTIONAL ALLOCATIONS OF EXPENSES

The costs of providing various programs and other activities of the Organization have been summarized on a functional basis in the Statements of Activities and Statement of Functional Expenses. Directly identifiable expenses are charged to programs and supporting services. Expenses related to more than one function are allocated to programs and supporting services directly or on the basis of time records and utilization estimates made by the Organization's management. Administration expenses include those expenses that are not directly identifiable with any other specific function but provide for the overall support and direction of the Organization.

INCOME TAXES

The Organization is a not-for-profit social welfare corporation that is qualified under Section 501(c) (3) of the Internal Revenue Code and is exempt from Federal and state income taxes.

The Organization accounts for uncertain tax positions in accordance with FASB ASC Topic Accounting for Uncertainty in Income Taxes. The Topic prescribes a recognition threshold and measurement process for financial statement recognition of uncertain tax positions taken or expected to be taken in a tax return. The Topic also provides guidance on recognition, de-recognition, classification, interest and penalties, accounting in interim periods, disclosure and transition. Management believes the Organization has no material uncertainties in income taxes.

The Organization files informational tax returns in the U.S. federal and Massachusetts state jurisdictions.

The Organization's income tax filings are subject to audit by the Internal Revenue Service. The Organization's open audit periods are 2016 – 2020.

ACCOUNTS RECEIVABLE

Financial statements prepared in accordance with generally accepted accounting principles require that the Organization utilize the reserve method for uncollectible accounts receivable. The Organization's current primary source of income is an existing contract between the Town of Lakeville and Comcast and Verizon, to provide services for which the Organization exists (See Note 2); it has been deemed that no reserve for uncollectible accounts is required.

PLANT AND EQUIPMENT

Fixed assets are recorded at cost and depreciated using the Straight Line method over the following estimated lives:

Leasehold improvements	39 Years
Equipment, furniture and fixtures	5 Years

ADVERTISING COSTS

Advertising costs are expensed as incurred. Advertising expense for the years 2020 and 2019 were \$249 and \$1,796 respectively.

NOTE 2 – SOURCES OF SUPPORT

The Organization's principal source of support is from the Town of Lakeville, MA. The Town has agreements with Comcast and Verizon whereby these companies pay an annual fee to the Town. The Town commencing in 2012, remitted all fees received to Lakeville Community Access Media, Inc. The current Verizon agreement will expire May 4, 2023 and the current Comcast contract will expire January 23, 2022.

The agreements require the companies to pay the Town a percentage of their gross annual revenue plus certain other payments.

The Town and Lakeville Community Access Media, Inc. (Lakecam) do not have a written agreement that would require the Town to remit all fees received to Lakecam. Annual revenues of Lakecam for 2020 and 2019 are as follows:

	<u>2020</u>	<u>2019</u>
Comcast and Verizon annual fees	\$218,484	\$225,750
Comcast, annual Access Equipment fee \$10,288 (through 2022)	10,288	10,288
Verizon, Annual Capital Funding (through 2023)	<u>16,500</u>	<u>16,500</u>
Total Annual Fees	<u>\$245,272</u>	<u>\$252,538</u>

In 2019, Comcast provided a grant of \$15,000 to install equipment at the new police station, those funds were expended during 2019. In 2020, Comcast provided \$10,000 which the Organization donated to the Town of Lakeville for the Lakeville Historic Town House.

NOTE 3 – ACCOUNTS RECEIVABLE

The Organization at December 31, 2020 and 2019 was due its quarterly fees from Comcast and Verizon for the quarters ended December 31, 2020 and 2019. The fees for these quarters are \$53,976 and \$56,142, respectively.

NOTE 4 – OFFICE RENT

The Town of Lakeville has an agreement with the Lakeville Library which allows Lakeville Community Access Media, Inc. the right to use certain space at the Library.

The Organization rents approximately 190 SF of space at the Town of Lakeville Library. The Organization does not have a lease with the Town or the Library; however, the Organization has elected to pay the Town the sum of \$200 per month for the use of these facilities. Rent expense for the year ended December 31, 2020 and 2019 was \$2,400. In addition, the Organization also made a donation of \$2,600 in 2020 and in 2019 to the Library for the use of its facilities.

OTHER INCOME

Commencing in July 2018, the Town of Freetown pays the Organization \$6,250 every six months for services rendered to the Town. Revenue received from the Town was \$12,500 in 2020 and \$12,500 in 2019.

**AGENDA ITEM #4
JANUARY 10, 2022**

**DISCUSS SCHEDULING ANNUAL TOWN MEETING
FOR 2022**

Attached is a draft timeline for the Annual Town Meeting for 2022 for the Board's review.

ANNUAL TOWN MEETING SCHEDULE
MAY 16, 2022

<u>ACTION</u>	<u>MEETING DATE</u>
Schedule Annual Town Meeting	January 10, 2022
Open Warrant	January 10, 2022
Warrant Closes	March 14, 2022 at 4:00 PM
Send Articles to Town Counsel for review	March 15, 2022
Vote on Articles	April 11, 2022
Vote on Final Warrant	April 11, 2022
Legal ad in Paper	April 27, 2022
Warrant Posting	April 27, 2022
Warrant Review	April 25, 2022

**AGENDA ITEM #5
JANUARY 10, 2022**

**DISCUSS REVISION TO COMMUNITY PRESERVATION
ACT BALLOT QUESTION AND POSSIBLE VOTE TO
PLACE THE QUESTION ON THE ANNUAL ELECTION
WARRANT**

At your meeting on December 13th, the Board discussed placing the Community Preservation Act question on the Annual Town Election. A question arose regarding the words “matching funds” as highlighted on the attached question text. The Board asked that Town Counsel be consulted regarding alternative wording.

Town Counsel has suggested inserting the word “any” before “matching funds” (see attached email).

Also attached is an email from Michele MacEachern regarding this matter.

If the Board comes to agreement on the wording, a motion would need to be made to place the Community Preservation Act Ballot Question on the April 4, 2022 Annual Election Warrant.

“Shall the Town of Lakeville accept sections 3 to 7, inclusive of chapter 44B of the General Laws, as approved by its legislative body, a summary of which appears below?”

“Sections 3 to 7 of Chapter 44B of the General Laws of Massachusetts, also known as the Community Preservation Act (Act), establishes a dedicated funding source to enable the Town to:

- (1) acquire, create and preserve open space;
- (2) acquire, preserve, rehabilitate and restore historic resources;
- (3) acquire, create, preserve, rehabilitate and restore land for recreational use;
- (4) acquire, create, preserve and support community housing; and
- (5) rehabilitate or restore open space and community housing that is acquired or created with Community Preservation Funds.

In LAKEVILLE, the funding source for these community preservation purposes will be a surcharge of 1% on the annual property tax assessed on real property and **matching funds** provided by the state from a trust fund created by the Act. If approved, the Act will take effect on July 1, 2022 and the following will be exempt from the surcharge:

- (1) property owned and occupied as a domicile by any person who qualifies for low income housing or low or moderate income senior housing;
- (2) \$100,000 of the value of each taxable parcel of residential real property; and
- (3) \$100,000 of the value of each taxable parcel of class three, commercial property, and class four, industrial property as defined in section 2A of said chapter 59.

A taxpayer receiving a regular property tax abatement or exemption will also receive a pro rata reduction in surcharge. A Community Preservation Committee will be established by Town of Lakeville General Bylaws to study community preservation resources, possibilities and needs and to make annual recommendations to town meeting on spending the funds.

YES _____

NO _____

Tracie Craig-McGee

From: Gregg J. Corbo <GCorbo@k-plaw.com>
Sent: Thursday, December 16, 2021 7:45 AM
To: Ari Sky
Subject: RE: BOS Question Re CPA Ballot Text

Hi Ari. How about adding the word "any" before matching?

Gregg J. Corbo, Esq.
KP | LAW
101 Arch Street, 12th Floor
Boston, MA 02110
O: (617) 654-1764
F: (617) 654 1735
gcorbo@k-plaw.com
www.k-plaw.com

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From: Ari Sky <asky@lakevillema.org>
Sent: Tuesday, December 14, 2021 9:48 AM
To: Gregg J. Corbo <GCorbo@k-plaw.com>
Subject: BOS Question Re CPA Ballot Text

Gregg –

Last night, the Board of Selectmen considered the CPA ballot text. There was one question that arose, regarding the highlighted portion of the attached. Specifically, Rich LaCamera is concerned that the phrase "matching funds provided by the state" implies that all funds collected will be matched which, as we know, has not been true for some time. Would it be permissible to revise the language to either strike the word "matching" or to add a modifier which makes it clear that not all funds collected will be matched?

Ari J. Sky
Town Administrator
Town of Lakeville
346 Bedford Street
Lakeville, Massachusetts 02347
asky@lakevillema.org
(508) 946-8803



Tracie Craig-McGee

From: Michele MacEachern <shell42880@gmail.com>
Sent: Wednesday, December 15, 2021 11:33 AM
To: Ari Sky
Cc: Susan
Subject: Re: [External] Lakeville CPA - Ballot Language

Hi Ari,

I was disappointed to hear the BOS tabled the ballot question for CPA at the 12/13 meeting.

Is the language able to be changed since the Town Meeting vote was to place chapter 44B on the town election ballot?

In section 10. b. the law clearly states the first round fund distribution is a “match” of funds.

Screenshot here:

7, inclusive, pursuant to subsection (b1/2) of section 3 the municipal tax collecting authority shall certify to the commissioner by October 30, the maximum additional funds the city or town intends to transfer to the Community Preservation Fund from allowable municipal sources for the following fiscal year. Once certified, the city or town may choose to transfer less than the certified amount during the following fiscal year.

(b) The commissioner shall multiply the amount remaining in the fund after any disbursements for operating and administrative expenses pursuant to subsection (c) of section 9 by 80 per cent. This amount distributed in the first round distribution shall be known as the match distribution. The first round total shall be distributed to each city or town accepting said sections 3 to 7, inclusive, in an amount not less than 5 per cent but not greater than 100 per cent of the total amount raised by the additional surcharge on real property by each city or town and, if applicable, the additional funds committed from allowable municipal sources pursuant to subsection (b1/2) of section 3. The percentage shall be the same for each city and town and shall be determined by the commissioner annually in a manner that distributes the maximum amount available to each participating city or town.

Link to source here: <https://malegislature.gov/Laws/GeneralLaws/PartI/TitleVII/Chapter44B/Section10>

I hope that town counsel provides a clear response in regard to this.

Please let me know if there is anything I can assist with.

Thank you!

Michele MacEachern

Sent from my iPhone

On Nov 23, 2021, at 8:37 AM, Ari Sky <asky@lakevillema.org> wrote:

Michele –

Thanks. I'll take a look and work with Lillian.

Ari J. Sky

Town Administrator
Town of Lakeville
346 Bedford Street
Lakeville, Massachusetts 02347
asky@lakevillema.org
(508) 946-8803

<image001.jpg>

From: Michele MacEachern <shell42880@gmail.com>
Sent: Tuesday, November 23, 2021 6:53 AM
To: Ari Sky <asky@lakevillema.org>
Cc: SUSAN SPIELER <sspieler@comcast.net>
Subject: Fwd: [External] Lakeville CPA - Ballot Language

Good Morning Ari,

Attached is the revised Ballot language back from the Coalition.

The explanation from Stuart is below regarding the changes which were made.

Please let me know if you need anything else from me. Should I forward this to Lillian or will you handle that?

Thank you, have a wonderful Thanksgiving holiday!

Michele

Sent from my iPhone

Begin forwarded message:

From: Stuart Saginor <stuart.saginor@communitypreservation.org>
Date: November 22, 2021 at 6:25:45 PM EST
To: Michele MacEachern <shell42880@gmail.com>
Cc: Chase Mack <chase.mack@communitypreservation.org>, Susan <sspieler@comcast.net>
Subject: Re: [External] Lakeville CPA - Ballot Language

Hi Michele:

We went through the draft ballot text and fixed all the typos, formatting errors, mixed tenses and other issues. The one big mistake was in the list of exemptions. Town Counsel drafted the text showing that Lakeville was voting to adopt all four possible CPA exemptions, but your Town Meeting vote only authorized three exemptions. So we deleted the exemption you didn't adopt, which was the elimination of the CPA

surcharge for ALL commercial and industrial property. Lakeville Town Meeting only exempted the first \$100,000 of commercial/industrial property.

Do all the changes make sense to you? Happy to review it change-by-change if you'd like to do so.

Best,
Stuart

Stuart Saginor
Executive Director
Community Preservation Coalition
6 Beacon Street, Boston MA 02108
617-367-8998

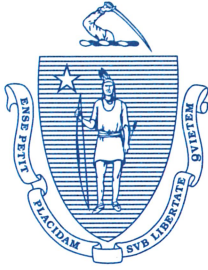
On Nov 17, 2021, at 4:28 PM, Michele MacEachern
<shell42880@gmail.com> wrote:

<KP-#788598-v1-Lakeville_-_CPA_Ballot_Question.docx>

**AGENDA ITEM #6
JANUARY 10, 2022**

**DISCUSS LETTER RECEIVED FROM SENATOR MICHAEL
RODRIGUES REGARDING \$250,000 FUNDING FOR
THE ASSAWOMPSET POND COMPLEX MANAGEMENT PLAN**

Lia asked for this to be placed on the agenda.



The Commonwealth of Massachusetts

MASSACHUSETTS SENATE
COMMITTEE ON WAYS AND MEANS

SENATOR MICHAEL J. RODRIGUES
First Bristol and Plymouth District

CHAIR
Committee on Ways and Means

MICHAEL.RODRIGUES@MASENATE.GOV
WWW.MASENATE.GOV

RECEIVED
JAN - 3 2021
SELECTMEN'S OFFICE

STATE HOUSE, ROOM 212
BOSTON, MA 02133-1053
TEL: (617) 722-1114
FAX: (617) 722-1498
WAYS & MEANS: (617) 722-1481

ONE GOVERNMENT CENTER
ROOM 235
FALL RIVER, MA 02722
TEL. (508) 646-0650
FAX. (508) 646-0656

SOMERSET TOWN HALL
140 WOOD STREET
SOMERSET, MA 02726
TEL. (508) 673-8408

December 29, 2021

Town of Lakeville
Attn: Select Board
346 Bedford Street
Lakeville, MA 02347

Dear Lakeville Select Board,

As many of you know, Governor Baker recently signed House Bill 4269, An Act Relative to Immediate COVID-19 Recovery Needs. Following weeks of bicameral negotiations, I secured \$250,000 for the Assawompset Pond Complex management plan. These funds, which will be awarded to the Southeastern Regional Planning and Economic Development District (SRPEDD), will be used to support the pond complex through means that include, but are not limited to, the management and eradication of invasive weeds in Long Pond and other flood management efforts.

SRPEDD, along with their colleagues on the APC management team, are proven stewards of our region, and these once-in-a-lifetime dollars will aid in their enduring efforts to maintain this critical watershed that serves so many of our surrounding communities. I look forward to continuing our work together as we tackle the issues associated with water quality and management within the South Coast.

As always, please feel free to contact my office should you have any questions or concerns.

Sincerely,

Michael J. Rodrigues
State Senator
Chair, Senate Committee on Ways and Means

**AGENDA ITEM #7
JANUARY 10, 2022**

**DISCUSS AND POSSIBLE VOTE TO APPROVE TOWN
ADMINISTRATOR'S REQUEST TO ALLOCATE FUNDING FROM
THE AMERICAN RESCUE PLAN ACT FOR COVID VACCINATION
AND TESTING ACTIVITIES**

Attached is a memo from the Town Administrator requesting that the Board authorize the designation of up to \$100,000 in ARPA funding for COVID vaccination, testing and mitigation activities.



TOWN OF LAKEVILLE
Town Administrator's Office

346 Bedford Street
Lakeville, MA 02347
(508) 946-8803

January 6, 2022

TO: Select Board

FROM: Ari J. Sky, Town Administrator

SUBJECT: Designation of ARPA Proceeds for COVID Response

At its June 28, 2021, meeting, the Select Board voted to accept funding awarded to the Town under the American Rescue Plan Act (ARPA). To date, the Town has received \$605,037 from the U.S. Treasury and has been awarded another \$544,555 through Plymouth County. An additional \$605,037 is due to be provided by the Federal government in 2022, along with an unspecified amount by Plymouth County.

Eligible uses for ARPA proceeds are defined broadly in the Act. The U.S. Department of Treasury released a Final Rule today that further clarifies potential uses. The Rule lists the following eligible activities:

1. Replace lost public sector revenue;
2. Support the COVID-19 public health and economic response;
3. Provide premium pay for eligible workers performing essential work, and;
4. Invest in water, sewer or broadband infrastructure.

The final rule appears to greatly simplify the replacement of lost revenue by allowing for a "standard allowance" of up to \$10 million, but not to exceed the total award, to account for revenue loss. We are investigating this change further, as it could have significant implications for the disposition of the Town's ARPA proceeds.

To date, the Select Board has authorized the use of ARPA proceeds to perform a feasibility study to review the provision of potable and irrigation water to Town facilities and parks. This study is likely to carry additional funding implications that will be clarified as the project takes shape.

In addition to these items, there is a significant need in the current environment to provide testing and vaccination opportunities. Town staff has developed plans to offer booster vaccinations and PCR testing, utilizing Fire Department personnel working on a paid detail rate, and we have ordered an inventory of rapid tests for Town personnel.

As developed by the Federal government, ARPA is intended to provide resources for jurisdictions to meet their COVID-related funding needs through the end of 2024. I therefore

respectfully request that the Select Board authorize the designation of up to \$100,000 in ARPA funding for COVID vaccination, testing and mitigation activities. This funding designation will allow the Town to provide necessary prevention and mitigation services for our staff and the general community. My intention is to utilize the Plymouth County allocation, given the reimbursement structure.

Thank you for your consideration.

Cc: M. O'Brien
T. Hassett

**AGENDA ITEM #8
JANUARY 10, 2022**

**DISCUSS AND POSSIBLE VOTE TO SEND A LETTER TO THE
TOWN OF MIDDLEBOROUGH REGARDING THE PROPOSED
CHAPTER 40B DEVELOPMENT KNOWN AS FARLAND ESTATES
II**

Attached is a draft letter to the Middleborough Board of Selectmen regarding the proposed Chapter 40B development known as Farland Estates II.

Also attached is a map of the Assawompset Complex lands and a locus section showing the location of the proposed development.

According to the Town Manager's office, comments are due January 11th, however, the Town will be asking for an extension.



TOWN OF LAKEVILLE
OFFICE OF THE BOARD OF SELECTMEN
346 Bedford Street
Lakeville, Massachusetts 02347
Telephone 508-946-8803

January 10, 2022

Leilani Dalpe, Chair
Middleborough Board of Selectmen
10 Nickerson Ave
Middleborough, MA 02346

Dear Chair Dalpe:

The Lakeville Select Board are submitting the following comments to your office concerning a proposed Chapter 40B development in the Town of Middleborough known as Farland Estates II, for which an application for financing has been submitted to the Massachusetts Department of Housing and Community Development.

The Town of Lakeville is opposed to this development for several reasons. First the property is directly adjacent and upgradient of the Assawompset Pond Complex (APC). The APC comprises the area around and including Assawompset Pond, Long Pond, Great Quittacas Pond, Little Quittacas Pond, and Pocksha Pond. This complex of ponds makes up the water supply for the Town of Lakeville, City of New Bedford, City of Taunton, and others. The site is also within the watershed of the Nemasket River Watershed, which flows to the Taunton River. This watershed supplies drinking water for over 250,000 people in southeastern Massachusetts. The area is also listed by Massachusetts Audubon Society as an Important Bird Area providing habitat to important and endangered migratory bird species.

After discussions with the Town of Middleborough, we were informed that the site is currently permitted for a 27-lot subdivision. A previously submitted plan for 38 house lots could not be developed because of the poor soils on the property. Therefore, we do not see how this property could support 128 units on 87 house lots utilizing private on-site septic systems. The high density of large septic systems on small lots will certainly have a detrimental effect on ground water supplies.

The proposed site drainage is also of concern as at least two (2) of the basins are directly adjacent to the City of New Bedford land. The New Bedford property had been acquired to protect the pond complex and will be negatively impacted by overflow of these basins.

Finally, the Town of Lakeville was not notified of this proposal by the applicant. We believe it is critically important that all the communities whose drinking water is supplied from the Assawompset Ponds Complex be considered abutters, be notified and be allowed to comment.

Sincerely,

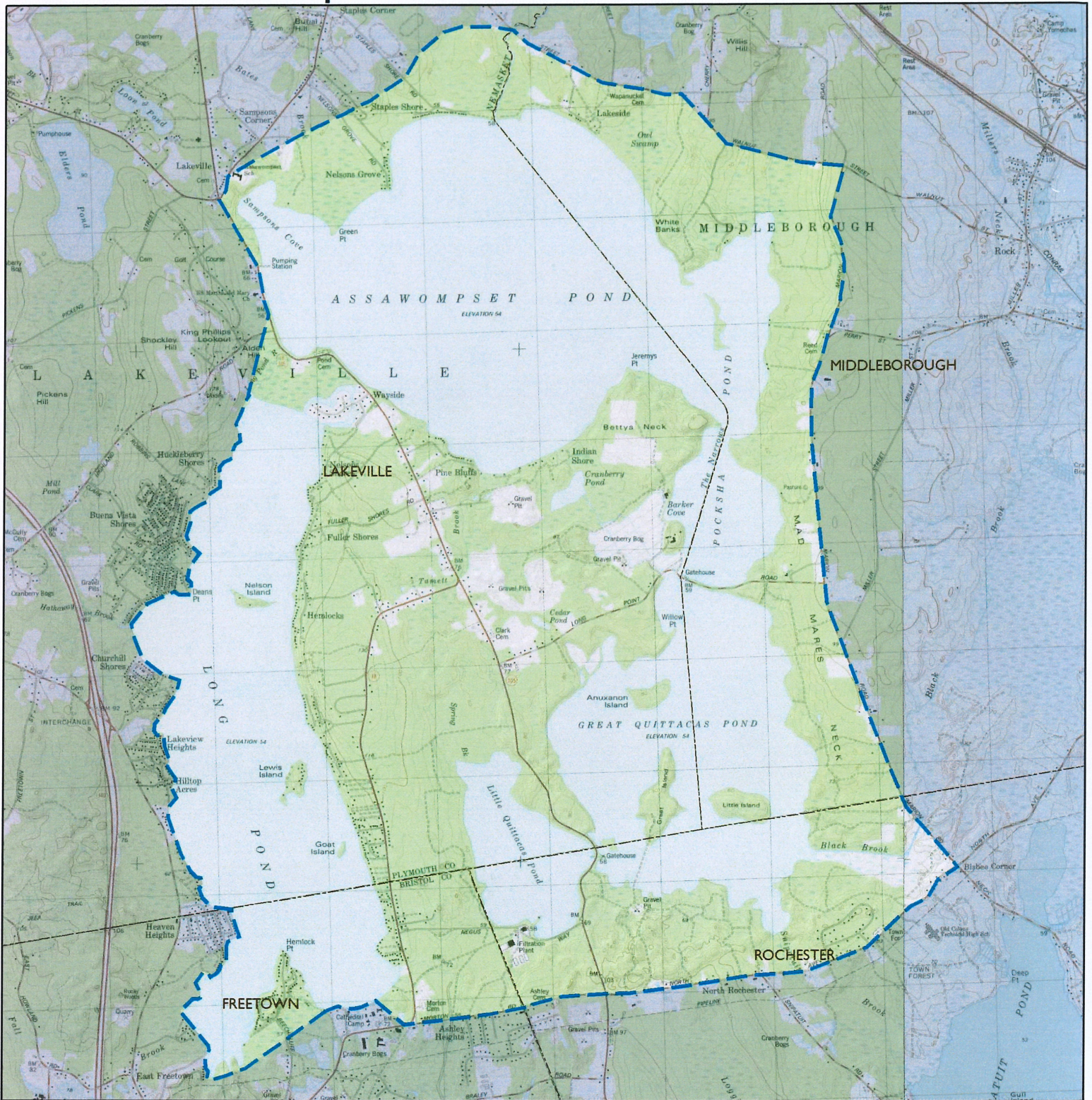
LAKEVILLE SELECT BOARD

Evagelia Fabian, Chair

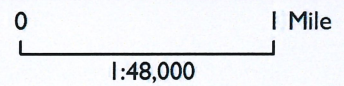
Richard LaCamera


Lorraine Carboni

Massachusetts Important Bird Areas



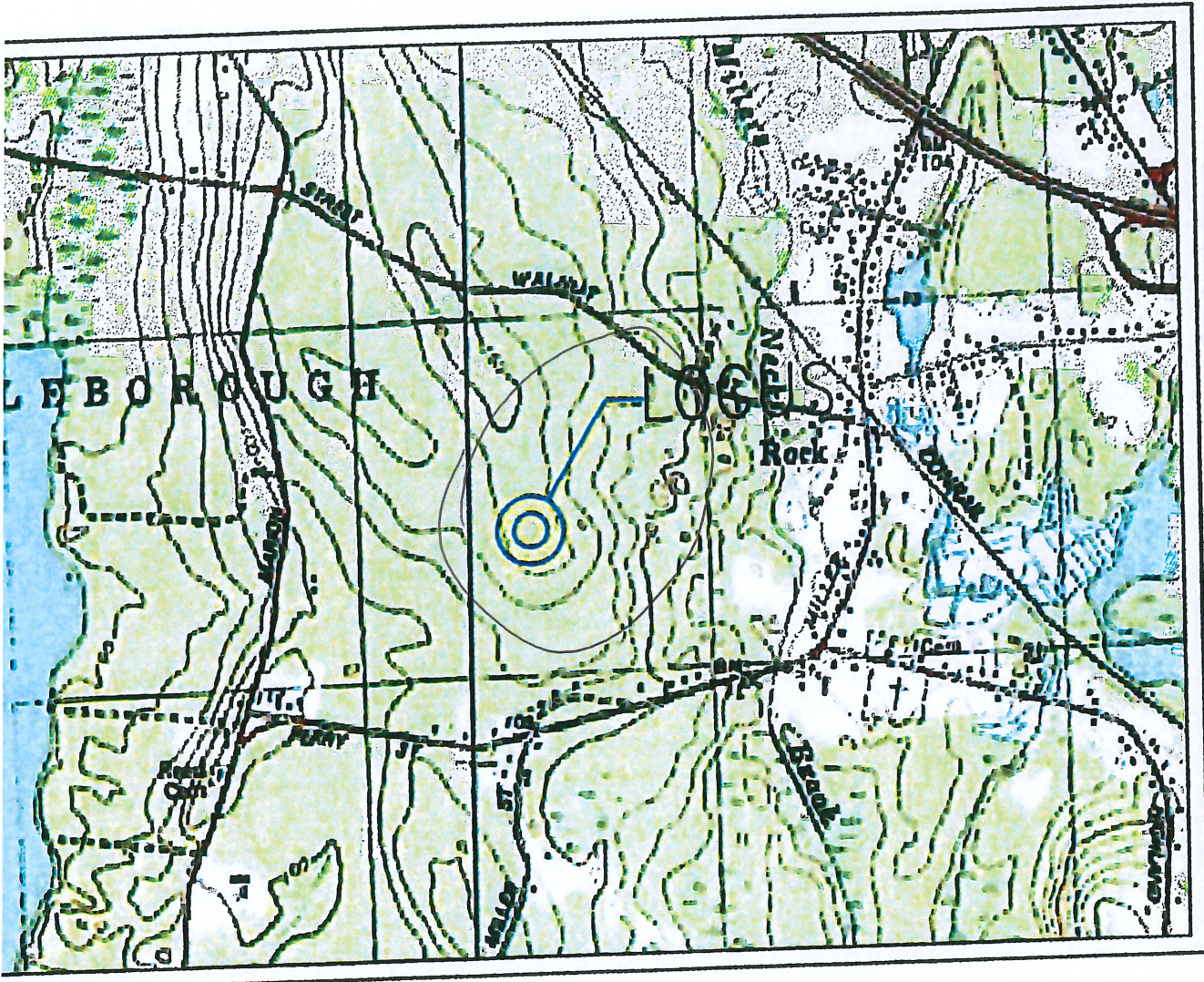
Assawompsett Ponds complex



 IBA Boundaries

Notes: IBA boundaries from Mass Audubon's IBA Program.
 Base map (USGS quads and shaded relief, or 2001 color orthophotos)
 from MassGIS. Massachusetts State Plane, NAD83.
 Map produced by Mass Audubon GIS Services, February 2007.

Showing location of project
to Pecksha Pond to the
left.



**AGENDA ITEM #9
JANUARY 10, 2022**

**DISCUSS AND POSSIBLE VOTE ON REQUEST FROM POLICE
CHIEF TO APPOINT ZACHERY MOSHER AS POLICE
OFFICER/CONSTABLE**

At the Board's November 29th meeting, the Board voted to approve offering employment to Zachery Mosher as a Police Officer (see minutes below) at Step 3.

Mr. Mosher has accepted the offer of employment. The Police Chief is requesting that the Board vote to appoint Zachery Mosher as a Police Officer/Constable to be effective January 30, 2022 for a 1-year probationary period to expire January 30, 2023.

November 29th

Discuss and possible vote on request from Police Chief to offer employment as a Police Officer/Constable with a salary level at Step 3 to Zachery Mosher

Matthew Perkins, Police Chief was present for the discussion. Chief Perkins said there were several applicants that applied for the vacant position and it was narrowed down to two (2) finalists. Zachery Mosher was offered the job at Step 1, however, he turned down the offer due to the salary. It was suggested to bring the position up to a higher step. The union waived the language in the contract regarding all new officers being brought in at Step 1. We have the money in the budget to bring Mr. Mosher in at Step 3. Selectman Carboni asked if we need to change our hiring if Step 1 is too low. Chief Perkins said bringing someone in at Step 1 with no experience is fine, but when we are trying to recruit someone that is a current officer with experience, bringing them in at Step 1 is too much of a pay cut. Even at Step 3, Mr. Mosher would still be taking a pay cut.

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

VOTED: To offer Zachery Mosher employment as a Lakeville Police Officer at Step 3 - \$26.41 per hour.

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



LAKEVILLE POLICE DEPARTMENT
 323 Bedford St.
 Lakeville, MA 02347



Matthew J. Perkins
 Chief of Police

Phone: 508-947-4422
Fax: 508-946-4422

RECEIVED
 JAN - 4 2021
SELECTMEN'S OFFICE

To: Select Board
 From: Matthew J. Perkins
 Chief of Police
 Subject: Police Officer Appointment
 Date: January 4, 2021

Honorable Board,

I respectfully request the appointment of Zachery Mosher to the position of Police Officer for the Town of Lakeville. The appointment will fill a vacancy left open due to transfer and bring the department back to a full staffing level.

Zachery Mosher is a Raynham resident and 6-year veteran of the Berkley Police Department. Mr. Mosher's experience, training, and qualifications will make him an excellent addition and asset to the Lakeville Police Department and the citizens of Lakeville.

I am requesting the appointment of Zachery Mosher to the position of Police Officer/Constable, to be effective January 30, 2022 for a 1-year probationary period.

Respectfully,

Matthew J. Perkins
 Chief of Police
 Lakeville Police Department

**AGENDA ITEM #10
JANUARY 10, 2022**

**DISCUSS REQUEST FROM KENNETH W. UPHAM, SR. TO BE
REAPPOINTED AS A CONSTABLE FOR THE TOWN OF
LAKEVILLE**

Kenneth W. Upham, Sr. has sent in a request to be reappointed as a constable for the Town of Lakeville. His appointment expires January 16, 2022.

If reappointed, his appointment would expire January 16, 2023.

RECEIVED
DEC 13 2021
SELECTMEN'S OFFICE

December 10, 2021

Select Board
Town of Lakeville
346 Bedford Street
Lakeville, MA 02347

Dear Sir/Madame:

My appointment as Constable for the Town of Lakeville expires
January 16, 2022.

I am respectfully requesting to be re-appointed as a Constable for the
Town of Lakeville for the year 2022 with my appointment effective
January 17, 2022.

My Surety Bond is current and on file.

Sincerely yours,



Kenneth W. Upham Sr.
9 Pine Haven Lane
Lakeville, MA 02347
508-763-3008

Tracie Craig-McGee

From: Matthew Perkins, Lakeville Chief of Police
Sent: Thursday, January 6, 2022 3:06 PM
To: Tracie Craig-McGee
Subject: RE: Ken Upham

No issues.

From: Tracie Craig-McGee
Sent: Thursday, January 6, 2022 2:54 PM
To: Matthew Perkins, Lakeville Chief of Police <mperkins@lakevillema.org>
Subject: Ken Upham

Hi Matt,

Ken Upham has requested to be reappointed as a constable. Any issues?

*Tracie Craig-McGee
Executive Assistant - Select Board
& Town Administrator
Town of Lakeville
346 Bedford Street
Lakeville, MA 02347
508 946-8803*