

**AGENDA ITEM #5
AUGUST 15, 2022**

**UPDATE FROM SRPEDD ON ASSAWOMPSET POND
COMPLEX MATTERS**

A representative from SRPEDD will be attending to give an update regarding Assawompset Pond Complex matters.

**AGENDA ITEM #6
AUGUST 15, 2022**

**DISCUSSION AND POSSIBLE VOTE TO DESIGNATE THE
LAKEVILLE SELECT BOARD AS THE APPLICANT TO OBTAIN A
NOTICE OF INTENT FROM THE LAKEVILLE CONSERVATION
COMMISSION FOR A PROJECT TO REMOVE OBSTRUCTIVE
SEDIMENT FROM THE FIRST 1,200 FEET OF THE NEMASKET
RIVER BELOW THE APC DAM**

A representative from SRPEDD will be attending to give an update regarding the river project.

**AGENDA ITEM #7
AUGUST 15, 2022**

**DISCUSS AND POSSIBLE VOTE TO SCHEDULE A FALL
SPECIAL TOWN MEETING NOVEMBER 14, 2022**

Attached is a draft timeline for a Special Town Meeting on November 14, 2022. Ari has submitted a list of possible warrant articles that is attached.

An email from Town Counsel has been received regarding the 2 petition articles submitted, which is attached. The Town Clerk has certified the signatures on both petitions. I have attached the petition articles.

**SPECIAL TOWN MEETING SCHEDULE
NOVEMBER 14, 2022**

<u>ACTION</u>	<u>MEETING DATE</u>
Schedule Special Town Meeting	September 13, 2022
Open Warrant	September 13, 2022
Warrant Closes	September 22, 2022 at 3:00 PM
Send Articles to Town Counsel for review	September 28, 2022
Vote on Articles	September 27, 2022
Vote on Final Warrant	October 11, 2022
Legal ad in Paper	October 24, 2022
Warrant Posting	October 24, 2022
Warrant Review	October 24 th or 1 st meeting in November

Fall 2022 Special Town Meeting

Potential Articles

CPC membership – Redesignate housing authority slot.

Budget submission – replace January 31 deadline and clarify submission pathway.

Financial articles:

Fire Station & Town Hall preliminary design (Free Cash?)

DPW Administration – Final design and construction (Free Cash?)

Police firearms replacement

Designation of Old Town Hall as historic site – eligibility for MHC grant funding

Earth removal bylaw – fee structure

Mullin Rule

Problem properties package:

Junk bylaw

Abutters' program

Acceptance of MGL Ch. 148, Sec. 26H (lodgings and boarding houses)

Acceptance of MGL Ch. 40, Sec. 58 (municipal charges lien)

Planning Board:

Open Space Residential Design Bylaw

Retail with Storage & Distribution in Business Zone

Modified Setbacks & Lot Coverage in Business/Industrial Zone

Development Opportunities District (removal and/or modification)

Industrial District zoning

Off Premise Sign Clarification

Alternate Member

Road acceptance petitions (2)

Recall petition article

5 member Select Board (petition)

Lillian Drane, Town Clerk & Chief Elections Officer, CMC, Commissioner to Qualify & Burial Age

From: Gregg J. Corbo <GCorbo@k-plaw.com>
Sent: Friday, August 5, 2022 4:01 PM
To: Lillian Drane, Town Clerk & Chief Elections Officer, CMC, Commissioner to Qualify & Burial Agent
Cc: Ari Sky; Christina Cotsoridis
Subject: FW: Petitions
Attachments: Petition - Recall of an Elected Official.pdf; Petition - 5 Member Select Board.pdf

Dear Lilian:

Please be advised that it is my opinion that the petitioned article relating to the adoption of a recall act may be placed on the warrant for the next special town meeting called by the Select Board and it does not require the calling of a special town meeting within forty-five days.

Pursuant to G.L. c. 39, §10, "The selectmen shall call a special town meeting upon request in writing, of two hundred registered voters or of twenty per cent of the total number of registered voters of the town, whichever number is the lesser; such meeting to be held not later than forty-five days after the receipt of such request." (emphasis added).

In this matter, although the petition may be supported by two hundred voters, it does not request the calling of a special town meeting. Rather, the request expressly states that the petitioners "hereby petition the Select Board . . . to include the following article on the warrant of the next Special Town Meeting to be called by said Board."

It is my understanding that the Select Board intends to call a special town meeting in November. Therefore, it is my opinion that, if you certify that the petition was signed by at least one hundred registered voters, the petition must be placed on the warrant for the November special town meeting.

Please do not hesitate to contact me if you have any questions in this regard.

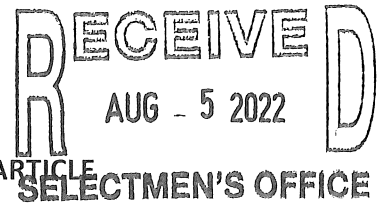
-Gregg

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

This message and the documents attached to it, if any, are intended only for the use of the addressee and may contain information that is PRIVILEGED and CONFIDENTIAL and/or may contain ATTORNEY WORK PRODUCT. If you are not the intended recipient, you are hereby notified that any dissemination of this communication is strictly prohibited. If you have received this communication in error, please delete all electronic copies of this message and attachments thereto, if any, and destroy any hard copies you may have created and notify me immediately.

From: Christina Cotsoridis <ccotsoridis@lakevillema.org>
Sent: Friday, August 5, 2022 10:02 AM
To: Gregg J. Corbo <GCorbo@k-plaw.com>
Cc: Ari Sky <asky@lakevillema.org>
Subject: FW: Petitions

Gregg:



CITIZEN PETITION FOR SPECIAL TOWN MEETING WARRANT ARTICLE

SELECTMEN'S OFFICE

We the undersigned, being at least 100 registered voters of the Town of Lakeville, Massachusetts, hereby petition the Select Board pursuant to Mass. General Laws chapter 39, section 10, to include the following Article on the warrant of the next Special Town Meeting to be called by said Board:

Warrant Article:

An Act Increasing the Membership of the Select Board of the Town of Lakeville

To see if the Town will vote to petition the General Court for Special Legislation.

Notwithstanding chapter 43B section 13 of the General Laws or any General or Special Law to the contrary.

SECTION 1. Notwithstanding any general or special law to the contrary, the number of members on the Lakeville Select Board shall be increased from three (3) to five (5). The Select Board shall annually elect a chairperson from among its members.

SECTION 2. At the first Ballot Election to occur following the effective date of this act, three (3) Select Board members shall be elected. The candidate receiving the highest number of votes in that election shall serve a three (3) year term. The candidate receiving the second highest number of votes shall serve a two (2) year term. The candidate receiving the third highest number of votes shall serve a one (1) year term.

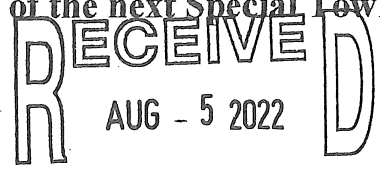
Thereafter, as the terms of Select Board members expire, successors shall be elected for terms of three (3) years.

SECTION 3. This act shall take effect upon its passage.

1

CITIZEN PETITION FOR SPECIAL TOWN MEETING WARRANT ARTICLE

We the undersigned, being at least 200 registered voters of the Town of Lakeville, Massachusetts, hereby petition the Select Board pursuant to Mass. General Laws chapter 39, section 10, to include the following Article on the warrant of the next Special Town Meeting to be called by said Board:



Warrant Article:

To see if the town will vote to authorize the Select Board to petition the General Court for special legislation to provide for recall of officials elected solely by the voters of Lakeville, and, further, to authorize the General Court to make changes of form only to such legislation unless approved by Select Board prior to enactment, and, further to authorize the Board to approve such changes as are within the public purposes of this petition or take any other action relative thereto. Subject to the above-stated rights of the General Court and the Select Board to make certain changes, the proposed special legislation shall include the following provisions relative to the recall of elected Town officials:

Recall of an Elected Official

A. RECALL DESCRIPTION

1. Any holder of an elected office in the Town of Lakeville may be recalled therefrom by registered voters of the Town as hereinafter provided.
2. The recall of an elected official will consist of a 3-step process.
3. An initial recall affidavit shall not be filed against an officer within 3 months after the officer takes office or within the last 3 months of the term.

B. INITIATION OF THE RECALL AFFADAVIT - (Step one) The Affidavit

1. Any 100 registered voters of the Town of Lakeville may initiate a recall petition by filing an affidavit with the Town Clerk.
2. The Select Board may appoint a Temporary/ Interim Town Clerk to handle the recall process and Election should the Town Clerk be the Elected official subjected to the recall.

C. THE PETITION - (Step two) The Petition

1. If the affidavit process has been completed in compliance with the requirements of Section B of this Chapter, the Town Clerk shall provide a sufficient number of copies of petition blanks demanding such recall (printed forms of which shall be kept on hand) to the voters who made the affidavit. The blanks shall be issued by the Town Clerk and bear the Clerk's signature and Official Seal; they shall be dated and addressed to the Select Board and shall contain the names of all persons to whom issued, the number of blanks so issued, the name of the person sought to be recalled, and shall demand the election of a successor to such office.
2. Such blanks must be provided within five Town hall business days during regular business hours.
3. Said recall petition shall be returned and filed with the Town Clerk on the 28th day after the requesting voter receives the blank petitions from the Town Clerk.
4. In the event that the Town hall is not open on the 28th day, the petition may be filed during normal business hours on the next Town hall business day.
5. The petition, before being returned and filed, shall be signed by 200 qualified voters of the Town. Every signature must be accompanied by the signer's place of residence, giving the street and number.

SPECIAL TOWN MEETING PETITION –RECALL OF AN ELECTED OFFICIAL

6. Within 5 working days of receipt of the recall petition sheets, the town clerk shall submit the recall petition sheets to the board of registrars of voters and the board of registrars of voters shall verify the number of signatures which are names of registered voters of the town.

D. THE RECALL ELECTION - (Step three) The Recall Election

1. If the petition shall be found and certified by the Registrars of Voters to be sufficient, the Town Clerk shall forthwith submit it with the certificate to the Select Board. The Select Board shall forthwith give written notice to said official of the receipt of said certificate and, if the official sought to be removed does not resign within seven calendar days, shall order an election to be held on a day fixed by them not less than 45 days nor more than 60 days after the date of the Town Clerk's certificate that a sufficient petition is filed. However, if any other Town election is to occur within 90 days after the date of said certificate the Select Board may, at their discretion, postpone the holding of the recall election to the date of such other election. If a vacancy occurs in said office after a recall election has been so ordered, the election shall nevertheless proceed as in this section provided.

2. The nomination of other candidates, the publication of the warrant for the recall election and the conduct of the nomination and publication, shall all be in accordance with the law relating to elections, unless otherwise provided in this act.

3. Ballots used in a recall election shall contain the following propositions:

FOR THE RECALL OF THE
[NAME OF OFFICER] ()
AGAINST THE RECALL OF THE
[NAME OF OFFICER] ()

Adjacent to each proposition, there shall be a place to mark a vote. Following the propositions shall appear the word "Candidates" with directions to voters as required by section 42 of chapter 54 of the General Laws. Beneath the word "Candidates" shall appear the names of candidates nominated as provided in this act. Adjacent to the name of each candidate shall be a place to mark a vote.

E. DUTIES OF THE INCUMBENT

1. The incumbent shall continue to perform the duties of his/her office until the recall election.

2. If the official is not recalled, he/she shall continue in the office for the remainder of his/her unexpired term, subject to recall as before, as provided in this act.

F. VOTING RESULTS

1. If a majority of the votes cast upon the question of recall are in favor of recall, the officer shall be recalled and the votes for the candidates shall be counted.

2. In that instance, the candidate receiving the highest number of votes shall be declared elected for the open office.

3. If less than a majority of the votes cast are in favor of recall, the votes for candidates shall not be counted.

4. If the official is recalled in the recall election, he/she shall be deemed removed upon the election of his/her successor, who shall hold office during the unexpired term.

5. If the successor fails to take office within five days after receiving notification of his/her election, the incumbent shall thereupon be deemed removed and the office vacant.

G. CANDIDATES TO SUCCEED THE ELECTED OFFICIAL

1. Any elected official sought to be recalled may not be a candidate to succeed himself/herself.

2. The nomination of candidates, the publication of the warrant for the recall election, and the conduct of the same shall all be in accordance with the provisions of law relating to elections unless otherwise provided by this act.

SPECIAL TOWN MEETING PETITION - RECALL OF AN ELECTED OFFICIAL

H. APPOINTMENT OF RECALLED OR RESIGNED OFFICIAL

1. Any person who has been removed from an office or who has resigned from office while recall proceedings were pending against him/her shall not be appointed to any Town office within 4 years after such removal or such resignation.
2. In the case of an officer subjected to a recall election and not recalled, a new recall affidavit shall not be filed against that officer until at least 3 months have elapsed after the election at which the previous recall was submitted to the voters of the town.

I. EFFECTIVE DATE

This act shall take effect upon its passage.

TOTAL Counted: 240

✓ 1. <u>Noelle Rilleau</u>	<u>Noelle Rilleau</u>	<u>22 Reservoir Ave</u>	<u>P3</u>
✓ 2. <u>Roy Vetter</u>	<u>Roy Vetter</u>	<u>22 Reservoir Ave</u>	<u>P3</u>
✓ 3. <u>Brian Fedy</u>	<u>[Signature]</u>	<u>17 Reservoir Ave</u>	<u>P3</u>
✓ 4. <u>Lisa Fedy</u>	<u>Lisa Fedy</u>	<u>17 Reservoir Ave</u>	<u>P3</u>
✓ 5. <u>Justin Varrichione</u>	<u>[Signature]</u>	<u>13 Reservoir Ave</u>	<u>P3</u>
✓ 6. <u>Niere Wright</u>	<u>Niere Wright</u>	<u>1 Wordell Ln.</u>	<u>P3</u>
✓ 7. <u>Michael Wright</u>	<u>[Signature]</u>	<u>1 Wordell Lane</u>	<u>P3</u>
✓ 8. <u>B Kennison Glidden</u>	<u>[Signature]</u>	<u>17 W. Vaughn St</u>	<u>P3</u>
✓ 9. <u>Donna L. Glidden</u>	<u>Donna L Glidden</u>	<u>17 W Vaughn St:</u>	<u>P3</u>
✓ 10. <u>Susan Spieler</u>	<u>Susan Spieler</u>	<u>10 Valley Rd</u>	<u>P3</u>
✓ 11. <u>Robert Stanghellini</u>	<u>Robert Stanghellini</u>	<u>10 Valley Rd</u>	<u>P3</u>

**AGENDA ITEM #8
AUGUST 15, 2022**

**DISCUSS AND POSSIBLE VOTE THE INTENT TO LAYOUT
LEDGEWOOD DRIVE AS A PUBLIC WAY**

The Board has received a request from Attorney Michael O'Shaughnessy, on behalf of Paul Turner Corp. for the Town to accept Ledgewood Drive as a public way.

An electronic copy of the roadway plan has been sent to the Town Planner and the Town's engineer for review. A report will be prepared for the Board prior to the final step of voting to approve and adopt the layout.

I have attached a copy of the Notice of Intent to Layout and Attorney O'Shaughnessy's request. Also attached is a set of plans for your review.

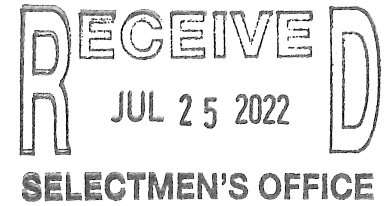
Usually once the Select Board votes to layout the road, the plan is officially forwarded to the Planning Board for their approval. They have 45 days to report back to the Select Board.

Once we have the Planning Board's approval, the Board will vote to approve and adopt the layout. If the Planning Board does not approve the request, usually the Select Board will not proceed. I have attached the complete procedure for road acceptances for your review.

If the Board agrees to layout Ledgewood Drive, the motion would be:

MOTION: To layout Ledgewood Drive

Law Office of
Michael P. O'Shaughnessy
43 East Grove Street, Suite 5
Middleboro, MA 02346
Phone: (508) 947-9170
E-mail: mike@mpoesq.com



July 25, 2022

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

Re: Petition to Layout
Ledgewood Drive as a Public Way
G.L. c. 82, §§21-24

Dear Honorable Selectmen:

On behalf of Paul E. Turner Corp., pursuant to G.L. c. 82, §§21-24, please accept this letter as a petition to the Board of Selectmen to layout Ledgewood Drive as a public way in accordance with the requirements of M.G.L. c. 82, §§ 21 through 24.

Accompanying this petition are three (3) copies of the following plans”

1. “Roadway Acceptance Plan ‘Ledgewood Estates’ on Ledgewood Drive in Lakeville, Massachusetts”, Scale: 1”=40’, Dated: Auguste 29, 2020, Prepared by: Outback Engineering, 165 East Grove Street, Middleborough, MA 02346.; and
2. “Ledgewood Drive Roadway As-Built Plan ‘Ledgewood Estates’ a Residential Subdivision Off Pierce Avenue in Lakeville, Massachusetts”, Scale: 1”=40’, Dated: Auguste 29, 2020, Prepared by: Outback Engineering, 165 east Grove Street, Middleborough, MA 02346.

If you have any questions, please contact this office. Thank you.

Very truly yours,

A handwritten signature in black ink, appearing to read "Michael P. O'Shaughnessy".

Michael P. O'Shaughnessy



TOWN OF LAKEVILLE

SELECT BOARD OFFICE

346 Bedford Street
Lakeville, Massachusetts 02347
Telephone 508-946-8803

TOWN OF LAKEVILLE NOTICE OF INTENT TO LAYOUT LEDGEWOOD DRIVE

The Select Board of the Town of Lakeville, acting pursuant to MGL Chapter 82 Sections 21-24, deeming that common convenience and necessity require the layout as a town way of Ledgewood Drive, and intending to acquire easements necessary for such layout, hereby gives notice of their intention to layout the hereafter-described Ledgewood Drive as a public town way. The boundaries of said way hereby laid out are as follows:

“Ledgewood Drive” as shown on plan drawn by Outback Engineering, Inc. entitled “Roadway Acceptance Plan “Ledgewood Estates” on Ledgewood Drive in Lakeville, Massachusetts, drawn by Outback Engineering, Inc., dated August 28, 2020 on file with the Select Boards office.

Adopted: August 15, 2022
(date)

Town of Lakeville Select Board

PROCEDURE FOR LAYOUT AND ACCEPTANCE OF PUBLIC WAYS (2 STEPS)

The procedure requires two (2) steps. Town Meeting must still vote to accept a road as a public way, but first the Board of Selectmen has to vote to layout the road at one of your regular meetings, then vote to approve the road layout at another regular meeting or hearing prior to the road acceptance article being placed on the Town Meeting warrant.

LAYOUT PROCEDURE

- Step 1. Petition is made to Selectmen to lay out road as a town way. Selectmen may initiate the petition.
- Step 2. Selectmen vote their intention to lay out the way (I have attached a copy of your vote for each road)
- Step 3. Refer petition to the Planning Board (they have 45 days to report back to the Selectmen. If they don't report back to you, the procedure still continues.
- Step 4. Board of Selectmen will post the notice of public meeting, hearing or viewing. Town Counsel said we do not have to hold a hearing, a public meeting is satisfactory.
- Step 5. Board of Selectmen will hold a public hearing or public meeting. The Selectmen vote to approve and adopt the layout as shown on the metes and bound plan. The Board of Selectmen sends the Town Clerk a copy of the Layout Order.

The Plan

The developer has a plan prepared specifying the metes and bounds of the layout. The Planning Board is going to adopt a regulation so that all future subdivision plan approvals will require developers to have a road layout with metes and bounds submitted to them prior to any new roads being accepted by the Town, and the developer will be responsible for the legal fees.

ACCEPTANCE PROCEDURE

- Step 1. Selectmen file the plan and the vote to adopt the plan with the Town Clerk. Within 10 days the Town Clerk must record the description in a book for that purpose. This must be down at least seven days in advance of the Town Meeting.
- Step 2. The Selectmen place an article on the Town Meeting Warrant regarding the acceptance of the way. A majority vote of Town Meeting is required to accept a road which has been approved as part of subdivision.

Step. 3. After Town Meeting, the Selectmen proceed to acquire the layout either by deed, easement or taking. The Town of Lakeville will acquire by easement (including drainage easements). The easement must be recorded at Registry within 120 days after Town Meeting. It is very important the Town gets the drainage easements before we record the easement for the public way. The Town should require the developer to get title certification of the drainage easements prior to Town Meeting vote, because some towns have run into trouble because the Developer never obtained drainage easements from the abutters.

**AGENDA ITEM #9
AUGUST 15, 2022**

**DISCUSS AND POSSIBLE VOTE TO APPROVE REQUEST OF THE
LAKEVILLE ARTS COUNCIL TO PLACE SIGNS FOR THE ANNUAL
ARTS & MUSIC FESTIVAL**

The Board has received the annual request from the Lakeville Arts Council to place a 3' x 5' A-frame sign on the island at the intersection of Precinct Street and Route 79 1 week prior to October 1st. They will contact the Police Chief to approve the sight-line once in place.

They are also seeking permission to place 25 wired signs on private properties to announce the Festival 1 week prior.

They would also like to place a 3' x 10' banner at the top of Dickran Diran Square 1 week before October 1st. They are working with the DPW Director on this.

I have their event scheduled to be on the Town Sign at the Town House.

RECEIVED
JUL 26 2022
SELECTMEN'S OFFICE



July 26, 2022

Mr. Ari Sky, Town Administrator
Lakeville Town Offices
346 Bedford Street
Lakeville, MA 02347

Dear Ari,

I am writing as a member of the 2022 Festival Committee to request permission from the selectmen for signs to announce the annual Arts & Music Festival one and/or two weeks before the event takes place on October 1.

Our request has been sent to the Lion's Club Board members to place a 3'x5' A-frame sign on their Main Street property one week prior to October 1 and has been approved.

We would like permission from the Select Board to place a 3'x5' A-frame sign on the island at the intersection of Precinct Street and Route 79 one week prior to October 1. I will contact Chief Perkins to review and approve the "sight-line" once it has been placed.

The Festival Committee is also requesting permission to place up to 25 wired lawn signs around town on private property only, to announce the Festival one week before the event which takes place on October 1.

We are requesting permission to again place a 3ft x 10ft banner with Frank Moniz assistance, on the corner diagonally from the Historic Library at the top of the Dickran Diran Square with the sign facing the street one week before the event on October 1.

All signs and the banner will be removed by Monday, October 3 or sooner.

The final request is for the Festival to be announced on the Community Board for two weeks before the event takes place on October 1. I did send Tracie Craig-McGee this request via email on July 25.

Please let me know if anything else required.

Thank you,

Joanne

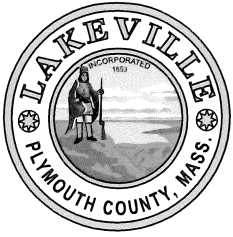
Joanne Corrieri-Upham
Lakeville Arts Council & 2022 Festival Committee member

**AGENDA ITEM #10
AUGUST 15, 2022**

**DISCUSS AND POSSIBLE VOTE TO ISSUE PROCLAMATION IN
HONOR OF ELIZABETH BRYANT'S 100TH BIRTHDAY**

Elizabeth Bryant celebrated her 100th birthday on August 10th and was awarded the Boston Post Cane on August 12th as Lakeville's oldest living resident.

Attached is a proclamation in recognition of Elizabeth's 100th birthday for the Board's approval.



TOWN OF LAKEVILLE

SELECT BOARD OFFICE

346 Bedford Street
Lakeville, Massachusetts 02347
Telephone 508-946-8803

TOWN OF LAKEVILLE, MASSACHUSETTS PROCLAMATION

Whereas, Elizabeth Bryant is a citizen of Lakeville; and

Whereas, Elizabeth Bryant was born on August 10, 1922 and was awarded the Boston Post Cane on August 12, 2022 in honor of being Lakeville's oldest living resident; and

Whereas, Elizabeth Bryant is a first-generation Portuguese American who worked as a hairdresser for 25 years and moved to Lakeville in 1979 with her family; and

Whereas, Elizabeth Bryant is the proud mother of her son, Roger and has 2 grandchildren; 6 great-grandchildren and 2 great-great-grandchildren;

Now, therefore, be it resolved that the Select Board in the Town of Lakeville, Massachusetts, do hereby proclaim August 10, 2022 as Elizabeth Bryant Day in honor of Elizabeth Bryant reaching the distinguished age of 100 years. The Select Board do hereby request that all citizens congratulate Elizabeth Bryant for her achievement.

On behalf of the Select Board and the citizens of the Town of Lakeville, this resolution is signed, sealed, and delivered on this 15th day of August in the year of two thousand and twenty two by:

LAKEVILLE SELECT BOARD

Richard LaCamera, Chairman

Evagelia Fabian

Lorraine Carboni

**AGENDA ITEM #11
AUGUST 15, 2022**

**DISCUSS AND POSSIBLE VOTE ON REQUEST FOR OUTDOOR
ENTERTAINMENT PERMIT – 76 KINGMAN STREET – SEPTEMBER
24, 2022**

Jonathan Harris of 76 Kingman Street has requested an outside entertainment permit for September 24, 2022 from 3:00 PM to 8:00 PM for a backyard cookout. The entertainment will be an acoustic guitar player with a speaker.

Mr. Kingman has had this permit for several years and the Police Chief reports no past issues (see attached email).

RECEIVED
JUL 25 2022

THE COMMONWEALTH OF MASSACHUSETTS

Town of Lakeside
APPLICATION FOR LICENSE
(GENERAL)

No. SELECTMEN'S OFFICE

X JULY 18 2022

TO THE LICENSING AUTHORITIES:

The undersigned hereby applies for a License in accordance with the provisions of the Statutes relating thereto

X name JONATHAN HARRIS

address + phone 76 KINGMAN ST 508-558-2441

(Full name of person, firm or corporation making application)

STATE CLEARLY
PURPOSE FOR
WHICH LICENSE
IS REQUESTED

To outside entertainment

X date + time + type SATURDAY 9-24-2022 3pm-8pm
GUITAR PLAYER (ACCUSTIC WITH SPEAKER) FOR
COOKOUT

GIVE LOCATION
BY STREET
AND NUMBER

X At

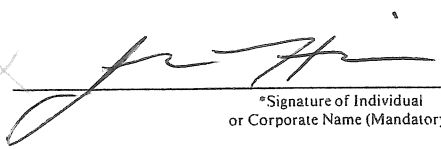
BACKYARD OF 76 KINGMAN ST

in said City of Lakeside

Town

in accordance with the rules and regulations made under authority of said Statutes.

I certify under the penalties of perjury that I, to my best knowledge and belief, have filed all state tax returns and paid all state taxes required under law.

X 
*Signature of Individual
or Corporate Name (Mandatory)

By: Corporate Officer
(Mandatory, if Applicable)

**Social Security # (Voluntary)
or Federal Identification Number

* This license will not be issued unless this certification clause is signed by the applicant.

** Your social security number will be furnished to the Massachusetts Department of Revenue to determine whether you have met tax filing or tax payment obligations. Licensees who fail to correct their non-filing or delinquency will be subject to license suspension or revocation. This request is made under the authority of Mass. G.L. c. 62C s. 49A.

Received _____ 20 _____
Hour A.M. _____
P.M. _____
Signature of Applicant

Address

Approved _____ 20 _____ License Granted _____ 20 _____

Tracie Craig-McGee

From: Matthew Perkins, Lakeville Chief of Police
Sent: Monday, August 8, 2022 3:16 PM
To: Tracie Craig-McGee
Subject: RE: 76 Kingman Street Outdoor Entertainment Permit

No past issues.

Thanks,
Matt

From: Tracie Craig-McGee <tcraig-mcgee@lakevillema.org>
Sent: Monday, August 8, 2022 3:07 PM
To: Matthew Perkins, Lakeville Chief of Police <mperkins@lakevillema.org>
Subject: 76 Kingman Street Outdoor Entertainment Permit

Hi Matt,

Because of the last issue with an outdoor entertainment permit, could you let me know if you have had any issues with 76 Kingman Street. The Harris' have had this permit for a couple of years for an acoustic guitar player from 3 PM to 8 PM.

Thanks!

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

**AGENDA ITEM #12
AUGUST 15, 2022**

**DISCUSS AND POSSIBLE VOTE ON REQUEST FROM RICHARD
COLETTI TO BE REAPPOINTED AS A CONSTABLE**

Richard Coletti has requested to be reappointed as a Constable for Lakeville. If appointed his term would expire August 12, 2023.

The Police Chief reports no issues (see attached email).

RICHARD J. COLETTI
PROFESSIONAL CONSTABLES & PROCESS SERVICES
166D Main Street
Wareham MA 02571
(508) 314-6148
rcoletti54@gmail.com
www.processserverwareham.com
www.napps.org

RECEIVED
JUL 22 2022
SELECTMEN'S OFFICE

Town of Lakeville
Selectmen's Office
346 Bedford Street
Lakeville MA 02347

July 21, 2022

To whom it may concern,

I am writing to express my interest in continuing as a Constable for the Town of Lakeville. My training and experience as a Constable over 20 years will be an asset to the town.

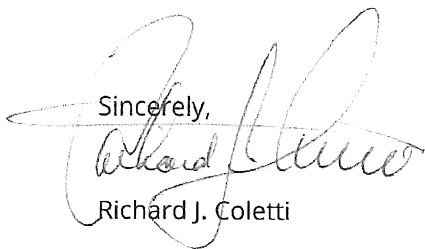
I've served thousands of legal documents for attorneys, landlords, and ordinary citizens in the areas of subpoenas, summonses, all probate process, evictions, and vehicle repossessions.

To be appointed would be an added benefit to my perspective clients, and the Town of Lakeville in general that I would not have been able to do in the capacity as a Process Server in your town.

I currently serve as a Constable in the municipalities of Wareham, Marion, Mattapoisett, and New Bedford. My Constable bond is up to date until August 2024, and I already have submitted my Conflict of Interest Law certificate.

If you have any questions please do not hesitate to contact me. Thank you for your time.

Sincerely,



Richard J. Coletti

Tracie Craig-McGee

From: Matthew Perkins, Lakeville Chief of Police
Sent: Friday, July 22, 2022 11:08 AM
To: Tracie Craig-McGee
Subject: RE: Rick Coletti Constable

Tracie,

No issues with him.

Thank you,
Matt

From: Tracie Craig-McGee <tcraig-mcgee@lakevillema.org>
Sent: Thursday, July 21, 2022 4:45 PM
To: Matthew Perkins, Lakeville Chief of Police <mperkins@lakevillema.org>
Subject: Rick Coletti Constable

Hi Matt,

Rick Coletti is requesting reappointment 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*

**AGENDA ITEM #13
AUGUST 15, 2022**

**DISCUSS AND POSSIBLE VOTE ON TOWN ADMINISTRATOR'S
REVIEW AND FY23 GOALS**

Attached is the sample Town Administrator Annual Performance Evaluation Sheet and the FY23 Town Administrator Goals as revised by the Town Administrator.

Also attached is the 2021-2022 Town Administrator Goals Status & Progress report.

Town Administrator Annual Performance Evaluation

Summary

The Town Administrator's evaluation consists of annual evaluation by the Select Board, as provided in the Town Administrator's employment agreement.

The purpose of the evaluation process by the Select Board is to maintain a strong Board/Administrator team by ensuring open and productive communication on an annual basis in a formal way, and on an ongoing basis more informally. During the formal annual review process, there is an opportunity to identify areas of satisfaction and items needing change or improvement as identified by the Board.

Attached is a form designed to gather Board input. Please utilize this form to rate the Town Administrator in the areas provided. You may also provide narrative comments, and/or additional information to be considered that is not captured in the format provided.

Rating Criteria

For each performance criteria, please use the following rating scale:

E - Exceeds your expectations.

M - Meets your expectations.

NI - Needs Improvement or attention.

Communication Skills:

___ Verbal Communication Skills - Good command of oral expression; expresses ideas clearly and concisely; easily comprehends ideas expressed by others; able to explain and understand difficult and complex subjects.

___ Written Communication Skills - Good command of written expression; expresses ideas clearly and concisely; easily comprehends ideas expressed by others; able to explain and understand difficult and complex subjects through written media.

___ Presentation Skills - Is able to prepare and present quality presentations. using a variety of tools and media; presentations are effective and visually appealing.

Interpersonal Skills/Relationships:

___ Ability to relate well to others, makes people feel at ease, even in difficult situations.

___ Is able to gain the trust and confidence of the public; fosters contact and cooperation among citizens and community organizations.

___ Understands and embraces the concept of interlocal cooperation when appropriate.

___ Fosters cooperative communication and working relationships with the Select Board.

___ Has the ability to utilize appropriate media for communication - TV, radio, newspaper, group interaction, individual meetings.

___ Skilled in negotiation techniques in a variety of scenarios - employee, Board, public, interagency.

___ Demonstrates sensitivity to individuals/groups as appropriate.

___ Is forthright and honest in all relationships.

Leadership:

___ Supports and manages in accordance with identified Town Values and Mission.

___ Provides Town staff with direction and management according to the high-performance government model.

___ Uses sound judgment in decision making; seeks out all relevant and necessary data, makes decisions in a timely manner.

___ Directs utilization of Town resources effectively.

___ Directs the Town Customer Service initiatives, both internally and externally.

___ Crises and/or emergencies are handled in an effective, efficient, and professional manner.

___ Stays current on management practices and techniques.

___ Actively pursues ways to increase his value to the Town.

___ Consistently supports re-engineering efforts Town-wide.

Planning:

___ Participates with the Select Board and Staff in strategic planning.

___ Exhibits a forward-thinking approach, both in the short- and long-term.

___ Utilizes effective project management techniques.

___ Sets objectives for performance and manages toward those objectives.

___ Completes projects agreed upon with the Select Board within the given time frame.

Management/Staff

- ___ Able to delegate authority, granting proper authority at the proper times; good judge of when and when not to delegate.

- ___ Utilizes a positive approach to direct work efforts of staff.

- ___ Addresses employee issues promptly and effectively, utilizing progressive discipline.

- ___ Encourages and rewards initiative.

- ___ Promotes cohesive teamwork with the Town Senior Management Team.

Comments:

In a brief narrative, please describe:

What you are most pleased with in the Town Administrator's performance.

What areas would you like to see improvement in? Please provide specific suggestions on how the Town Administrator may improve the areas of concern.

Goals for 2022-2023

Town Administrator Performance Evaluation

Town of Lakeville

Evaluation period: _____ to _____

Select Board Member's Name

Each member of the governing body should complete this evaluation form, sign it in the space below, and return it to Lia Fabian. The deadline for submitting this performance evaluation is _____

Evaluations will be summarized and included on the agenda for discussion at the work session on _____

Governing Body Member's Signature

Date Submitted

INSTRUCTIONS

This evaluation form contains ten categories of evaluation criteria. Each category contains a statement to describe a behavior standard in that category. For each statement, use the following scale to indicate your rating of the Town Administrator's performance.

- 5 = Excellent** (almost always exceeds the performance standard)
- 4 = Above average** (generally exceeds the performance standard)
- 3 = Average** (generally meets the performance standard)
- 2 = Below average** (usually does not meet the performance standard)
- 1 = Poor** (rarely meets the performance standard)

Any item left blank will be interpreted as a score of "3 = Average"

This evaluation form also contains a provision for entering narrative comments, including an opportunity to enter responses to specific questions and an opportunity to list any comments you believe appropriate and pertinent to the rating period. Please write legibly.

Leave all pages of this evaluation form attached. Initial each page. Sign and date the cover page. On the date space of the cover page, enter the date the evaluation form was submitted. All evaluations presented prior to the deadline identified on the cover page will be summarized into a performance evaluation to be presented by the governing body to the Town Administrator as part of the agenda for the meeting indicated on the cover page.

PERFORMANCE CATEGORY SCORING

1. INDIVIDUAL CHARACTERISTICS

- Diligent and thorough in the discharge of duties, "self-starter"
- Exercises good judgment
- Displays enthusiasm, cooperation, and will to adapt
- Mental and physical stamina appropriate for the position
- Exhibits composure, appearance and attitude appropriate for executive position

Add the values from above and enter the subtotal + 5 = score for this category

2. PROFESSIONAL SKILLS AND STATUS

- Maintains knowledge of current developments affecting the practice of local government management
- Demonstrates a capacity for innovation and creativity
- Anticipates and analyzes problems to develop effective approaches for solving them
- Willing to try new ideas proposed by governing body members and/or staff
- Sets a professional example by handling affairs of the public office in a fair and impartial manner

Add the values from above and enter the subtotal ____ + 5 = ____ score for this category

3. RELATIONS WITH ELECTED MEMBERS OF THE GOVERNING BODY

- Carries out directives of the body as a whole as opposed to those of any one member or minority group
- Sets meeting agendas that reflect the guidance of the governing body and avoids unnecessary involvement in administrative actions
- Disseminates complete and accurate information equally to all members in a timely manner
- Assists by facilitating decision making without usurping authority
- Responds well to requests, advice, and constructive criticism

Add the values from above and enter the subtotal ____ + 5 = ____ score for this category

4. POLICY EXECUTION

- Implements governing body actions in accordance with the intent of the Select Board
- Supports the actions of the governing body after a decision has been reached, both inside and outside the organization
- Understands, supports, and enforces local government's laws, policies, and ordinances
- Reviews ordinance and policy procedures periodically to suggest improvements to their effectiveness
- Offers workable alternatives to the governing body for changes in law or policy when an existing policy or ordinance is no longer practical

Add the values from above and enter the subtotal ____ + 5 = ____ score for this category

5. REPORTING

- Provides regular information and reports to the governing body concerning matters of importance to the local government, using the Town charter (we don't have one) as guide
- Responds in a timely manner to requests from the governing body for special reports
- Takes the initiative to provide information, advice, and recommendations to the governing body on matters that are non-routine and not administrative in nature
- Reports produced by the Town Administrator are accurate, comprehensive, concise and written to their intended audience
- Produces and handles reports in a way to convey the message that affairs of the organization are open to public scrutiny

Add the values from above and enter the subtotal ___ + 5 = ___ score for this category

6. CITIZEN RELATIONS

- Responsive to requests from citizens
- Demonstrates a dedication to service to the community and its citizens
- Maintains a nonpartisan approach in dealing with the news media
- Meets with and listens to members of the community to discuss their concerns and strives to understand their interests
- Gives an appropriate effort to maintain citizen satisfaction with Town services

Add the values from above and enter the subtotal ___ + 5 = ___ score for this category

7. STAFFING

- Recruits and retains competent personnel for staff positions
- Applies an appropriate level of supervision to improve any areas of substandard performance
- Stays accurately informed and appropriately concerned about employee relations
- Professionally manages the compensation and benefits plan
- Promotes training and development opportunities for employees at all levels of the organization

Add the values from above and enter the subtotal ___ + 5 = ___ score for this category

8. SUPERVISION

- ___ Encourages heads of departments to make decisions within their jurisdictions with minimal Town Administrator involvement, yet maintains general control of operations by providing the right amount of communication to the staff
- ___ Instills confidence and promotes initiative in subordinates through supportive rather than restrictive controls for their programs while still monitoring operations at the department level
- ___ Develops and maintains a friendly and informal relationship with the staff and work force in general, yet maintains the professional dignity of the Town Administrator's office
- ___ Sustains or improves staff performance by evaluating the performance of staff members at least annually, setting goals and objectives for them, periodically assessing their progress, and providing appropriate feedback
- ___ Encourages teamwork, innovation, and effective problem-solving among the staff members

Add the values from above and enter the subtotal ___ + 5 = ___ score for this category

9. FISCAL MANAGEMENT

- ___ Prepares a balanced budget to provide services at a level directed by the Select Board
- ___ Makes the best possible use of available funds, conscious of the need to operate the local government efficiently and effectively
- ___ Prepares a budget and budgetary recommendations in an intelligent and accessible format
- ___ Ensures actions and decisions reflect an appropriate level of responsibility for financial planning and accountability
- ___ Appropriately monitors and manages fiscal activities of the organization

Add the values from above and enter the subtotal ___ + 5 = ___ score for this category

10. COMMUNITY

- ___ Shares responsibility for addressing the difficult issues facing the Town
- ___ Avoids unnecessary controversy
- ___ Cooperates with neighboring communities and the county
- ___ Helps the Board address future needs and develop adequate plans to address long term trends
- ___ Cooperates with other regional, state and federal government agencies

Add the values from above and enter the subtotal ___ + 5 = ___ score for this category

NARRATIVE EVALUATION

What would you identify as the Town Administrator's strength(s), expressed in terms of the principle results achieved during the rating period? _____

What performance area(s) would you identify as most critical for improvement? _____

FY 2023 Town Administrator Goals

1. Advance Infrastructure Projects
 - a. Fire Station Renovation
 - b. DPW Administration Building
 - c. Town Hall/Fire Station Project
 - d. Old Town Hall Roof
 - e. Extension of Water Services at Parks & Facilities
 - f. Senior Center Addition Study
 - g. Outdoor Stage Cover
 - h. Assawompset ES MSBA Renovation Project
 - i. Cybersecurity/IT infrastructure

2. Acquire Grants and Implement Grant-Funded Projects
 - a. Existing Projects:
 - i. Fiber Network Extension
 - ii. Disaster Recovery Site
 - b. Potential FY 23 Projects:
 - i. Green Communities
 - ii. ADA Grant
 - iii. Safe Streets (speed study)
 - iv. Community Compact (continue records retention project)
 - v. EV chargers (MG&E)
 - vi. Parks grants (ARPA, PARC): Clear Pond, Betty's Neck

3. Personnel System Priorities
 - a. Classification & Compensation Study
 - b. Oversight Structure (inc. Wage & Personnel Board)
 - c. Negotiate new collective bargaining agreements with Unions.
 - d. Identify training programs and opportunities for employees and recommend resources to support.

4. Continue to Strengthen Internal Operations
 - a. Maintain sustainable fiscal profile.
 - b. Continue emphasis on effective communications and transparency.
 - c. Schedule Open Meeting Law training for boards and employees.
 - d. Expand Community Outreach
 - i. Extend Town's informational presence beyond social media through informative videos, updates, etc.

5. Economic Development Priorities
 - a. Determine path and priorities for Economic Development Committee
 - b. Problem Properties Group
 - i. Develop potential bylaw changes and funding requirements.
 - ii. Implement enhanced program.
 - c. Develop a clear process for consideration of properties being removed from Chapter 61.
 - d. Clarify internal review process for development projects.

2021-2022 Town Administrator Goals

Status & Progress

Goal	June 2022 Status
Strengthen Internal Operations.	<ul style="list-style-type: none"> • Recruited senior staff. • Secured >\$75k in grant funding (\$300k by TA's office). • Updated procurement policy. • Redesigned budget process and navigated to successful conclusion. • Worked with department heads to develop Town value statement.
Advance Town Government Infrastructure Projects.	<ul style="list-style-type: none"> • Old library project mostly complete. • Utilized OPM task orders to advance DPW Admin, Town Hall/Fire Station and water feasibility projects. • Haunted house demolition and Peach Barn roof projects complete. • Records retention project will be completed by June 30. • VoIP conversion complete. • Cybersecurity measures successfully implemented. • Fire station renovation funded but not yet underway.

2021-2022 Town Administrator Goals

Status & Progress

Goal	June 2022 Status
Reform Personnel Systems.	<ul style="list-style-type: none"> Funding for classification and compensation study included in FY 2023 budget. Health insurance offerings updated and funded to improve Town's desirability as an employer of choice.
Reduce Legal Expenses.	<ul style="list-style-type: none"> Hiring of town planner has reduced board needs for legal support. Legal expenses as of May 2022 = \$27,428.
Economic Development Priorities	<ul style="list-style-type: none"> ARPA-funded water feasibility study to be presented to Select Board on June 13. Decisions regarding future economic development strategies will be dependent on Board/community direction.

**AGENDA ITEM #14
AUGUST 15, 2022**

**DISCUSS AND POSSIBLE VOTE TO ACCEPT FREDERICK
FRODYMA'S RESIGNATION FROM OPEN SPACE COMMITTEE
AND CONSERVATION COMMISSION**

Attached is an email from Fred Frodyma resigning from the Open Space Committee and Conservation Commission.

Tracie Craig-McGee

From: Fred Frodyma <fredjfrodyma@gmail.com>
Sent: Monday, August 8, 2022 6:13 PM
To: Tracie Craig-McGee
Subject: Resignation Letter

I hereby resign my commission as a member of the Lakeville Conservation Commission and as a member of the Open Space Committee. Effective August 8, 2022

Fred Frodyma
16 School St
Lakeville, Ma 02347

**AGENDA ITEM #15
AUGUST 15, 2022**

**DISCUSS AND POSSIBLE VOTE TO ACCEPT PAULA FRODYMA'S
RESIGNATION FROM COUNCIL ON AGING AND AS
REPRESENTATIVE TO THE OLD COLONY PLANNING COUNCIL
AREA AGENCY ON AGING ADVISORY BOARD**

Attached is an email from Paula Frodyma resigning from the Council on Aging and as representative to the Old Colony Planning Council Area Agency on Aging Advisory Board.

Tracie Craig-McGee

Subject: FW: Resignation Paula Frodyma

From: Paula Frodyma <pjfrodyma@me.com>

Sent: Saturday, August 6, 2022 10:43 AM

To: Lori Fahey - Interim Council on Aging Director <lfahey@lakevillema.org>

Subject: Re: Lakeville COA

Hi Lori:

I have loved my time spent at the COA - Thursday luncheons and the book club, along with the Board of Directors. Please accept this letter as my resignation from the Board of Directors as of August 5, 2022 as we will be moving out of state.

We are looking forward to this new adventure in our lives.

Take care of yourselves,
Paula

Tracie Craig-McGee

From: Paula Frodyma <pjfrodyma@me.com>
Sent: Monday, August 8, 2022 6:14 PM
To: Tracie Craig-McGee
Subject: Re: Resignation from Council on Aging Board

Hi Tracie:

Please accept this email as my resignation, effective immediately, from the OCPC Area Agency on Aging Advisory Board.

Thank you,
Paula Frodyma

On Aug 8, 2022, at 3:01 PM, Tracie Craig-McGee <tcraig-mcgee@lakevillema.org> wrote:

Hi Paula,

Lori Fahey forwarded your email of resignation from the Council on Aging Board. We appreciate the time that you and Fred have spent volunteering for the Town.

As you were recently appointed as the Town's representative to the OCPC Area Agency on Aging Advisory Board, could you please send me a resignation email for that position also.

Thank you and good luck on your move!

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

**AGENDA ITEM #16
AUGUST 15, 2022**

**DISCUSS REQUEST FROM ZONING BOARD OF APPEALS FOR
COMMENTS REGARDING MODIFICATION TO THE
COMPREHENSIVE PERMIT – THE RESIDENCES OF LEBARON
HILLS**

The Board received an email from the Zoning Board of Appeals requesting any comments or concerns the Board may have regarding the Notice of Project Change for The Residences of LeBaron Hill.

Attached is the Notice from Attorney Robert Mather and plans for the Phase 6 Modification.

Tracie Craig-McGee

From: Cathy Murray, Appeals Board Clerk
Sent: Monday, August 1, 2022 2:02 PM
To: Tracie Craig-McGee; Ari Sky; Edward Cullen; rjbouchard@verizon.net; Nathan Darling, Building Commissioner & Zoning Enforcement Officer; Matthew Perkins, Lakeville Chief of Police; Michael P. O'Brien, Fire Chief; Franklin Moniz, DPW Director
Cc: Frances Lawrence, Part time Board of Health Clerk; Lori Canedy; Clorinda Dunphy; Pamela Garant, Fire Deputy Chief; Kristen Campbell, Administrative Assistant, Lakeville Police Department; Jennifer Jewell, DPW - Administrative Assistant
Subject: Modification to LeBaron Residential Comprehensive Permit
Attachments: LeBaron Notice of Project Change.pdf; LeBaron Phase 5 modification plan.pdf; LeBaron Phase 6 modification plan.pdf

Hello everyone,

Hope you all are doing well.

Attached please find the notice of project change letter and plans to the Comprehensive Permit for LeBaron Residential. The Zoning Board will open this hearing on August 18th. Please forward any comments or concerns you may have regarding this modification to the Board of Appeals at your earliest convenience.

Thank you!

Cathy

ROBERT J. MATHER, ESQ.
ATTORNEY AT LAW

One Lakeville Business Park
Suite 1A
Lakeville, MA 02347

Tel (508) 946-0066
Fax (508) 946-4474
E-Mail: rjmather@rjmatherlaw.com

Date: July 25, 2022

M. John Olivieri, Chairman
Town of Lakeville
Zoning Board of Appeals
346 Bedford Street
Lakeville, MA 02347

Re: LeBaron Residential, LLC
Modification of Comprehensive Permit

NOTICE OF PROJECT CHANGE

Dear Mr. Olivieri and Board Members:

I am writing as attorney for The Residences at LeBaron Hills, LLC. Reference is made to Town of Lakeville Zoning Board of Appeals Comprehensive Permit entitled "Decision on Comprehensive Permit Application" LeBaron Residential LLC dated June 17, 2004, issued pursuant to M.G.L. Chapter 40B, Sections 20 to 23, as modified ("the Comprehensive Permit").

My client is seeking further modification to the Comprehensive Permit as follows:

1. Modify Phase 3 to reduce the number of single-family dwellings from 77 to 74.
2. Modify Phase 5 to add three ten (10) unit buildings and one five (5) unit building.
3. Add additional parcels of land on Fern Ave to the Comprehensive Permit.
4. To change the existing emergency only access from Fern Ave. to full access to the development.
5. To allow the construction of Phase 6 which will consist of three (3) thirty six (36) unit four (4) story buildings, with elevators.
6. To increase the total number of units from 386 to 419.

RECEIVED
JUL 26 2022
BOARD OF APPEALS

This notice is being provided pursuant to 760 CMR 56.05(11)(a). Pursuant to these regulations, the Board shall first determine within twenty (20) days whether these changes are substantial in accordance with 760 CMR 56.05(11)(c) and (d). If it is determined that they are insubstantial changes, or if notice is not provided to the applicant to the contrary within such twenty (20) day period, the Comprehensive Permit shall be deemed modified to incorporate the changes. The above process does not require a public hearing. A public hearing would be required if you determine that the changes are substantial changes, and if so, and pursuant to the aforesaid regulations, a public hearing is to be held within thirty (30) days. **Please note that the Applicant concedes that the proposed changes are "substantial" and waives the right to request the Board to determine that the changes are "insubstantial".**

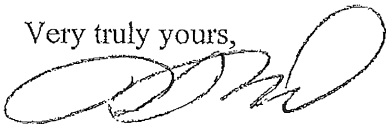
Enclosed herewith please find seventeen (17) copies of plans from Outback Engineering Inc. which show the modifications to Phase 3 and Phase 5 and the addition of Phase 6, as outlined above.

Enclosed please find a check payable to the Town of Lakeville in the amount of \$2,825.00 representing the filing fee of \$350.00 plus \$75.00 per unit for the additional requested 33 units. Please let me know when this hearing will be scheduled.

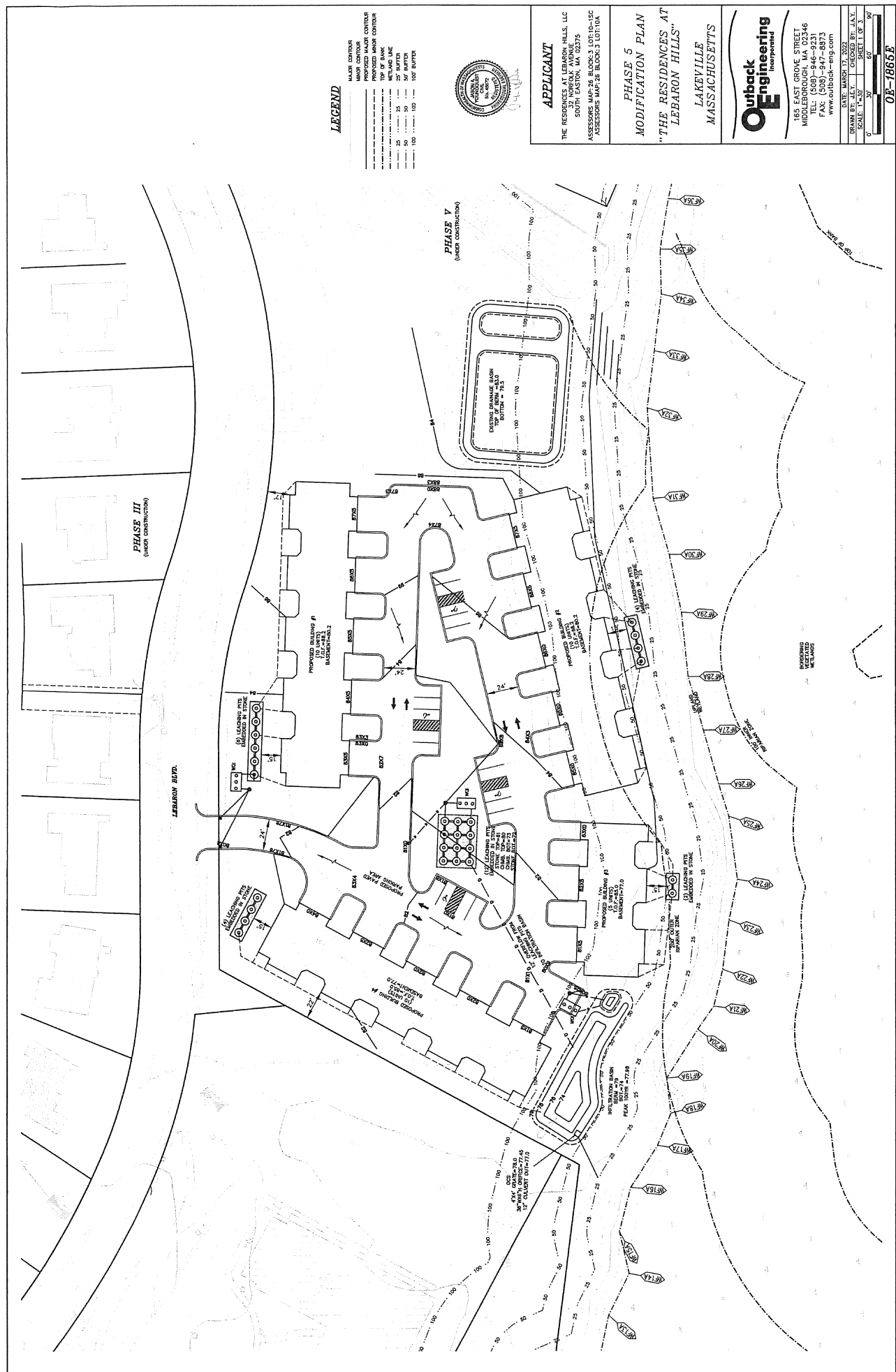
If you have any questions, please feel free to contact me.

Thank you!

Very truly yours,

A handwritten signature in black ink, appearing to read 'R. Mather', written over a horizontal line.

Robert J. Mather, Esq.



LEGEND

- MAJOR CONTOUR
- MINOR CONTOUR
- PROPOSED MAJOR CONTOUR
- TOP OF BANK
- 25' BUFFER
- 50' BUFFER
- 100' BUFFER



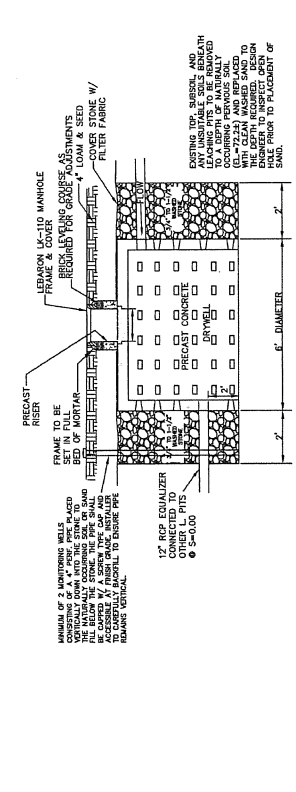
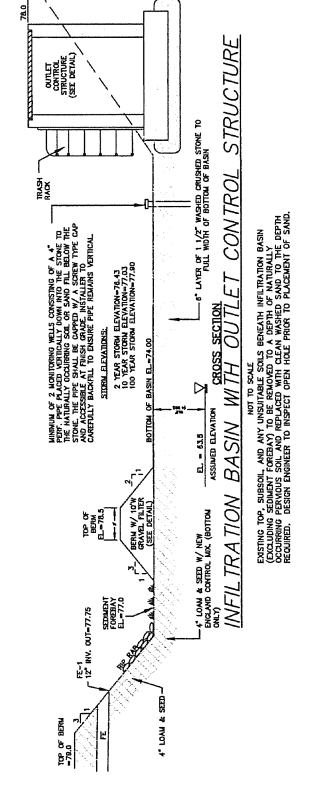
APPLICANT
 THE RESIDENCES AT LEBARON HILLS, LLC
 SOUTH LEBARON, MA 02475
 ASSESSORS MAP: 26 BLOCK: 3 LOT: 10-14C
 ASSESSORS MAP: 28 BLOCK: 3 LOT: 10A

**PHASE 5
 MODIFICATION PLAN
 "THE RESIDENCES AT
 LEBARON HILLS"
 LAKEVILLE
 MASSACHUSETTS**

Outback Engineering
 Incorporated
 165 EAST GROVE STREET
 MIDDLEBOROUGH, MA 01546
 TEL: (508) 446-0333
 FAX: (508) 847-8873
 www.outback-eng.com

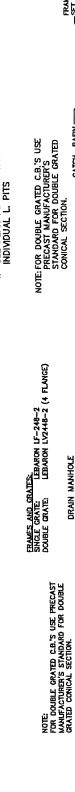
DATE: MARCH 17, 2022
 DRAWN BY: J.E.Y. CHECKED BY: J.A.L.
 SCALE: 1" = 30'
 SHEET 1 OF 30
06-1865 E

- INFILTRATION BASIN NOTES:**
- DO NOT UTILIZE ANY PORTION OF THE BASIN FLOOR OR EQUIPMENT, INCLUDING THE BASIN FLOOR, FOR ANY OTHER PURPOSE.
 - DO NOT PLACE GRAVEL OR OTHER MATERIALS ON THE BASIN FLOOR.
 - STRICT COMPLIANCE WITH THE EROSION CONTROL PLAN IS REQUIRED.
 - DESIGNER TO INSPECT BOTTOM OF BASIN TO BE SURE IT IS FULLY COMPACTED AND STABILIZED PRIOR TO PLACEMENT OF INFILTRATION MEDIA.
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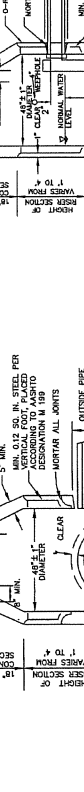


LEACHING PIT DETAIL
NOT TO SCALE

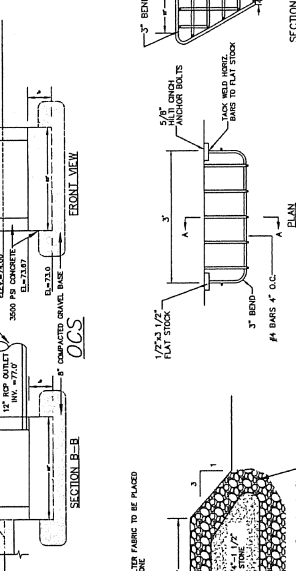
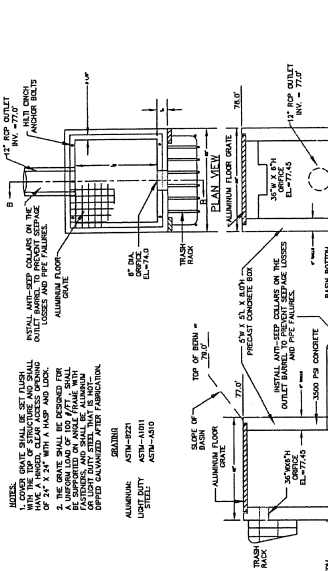
- NOTES:**
- PIT SHALL BE LOCATED AT LEAST 10 FEET FROM ANY EXISTING UTILITY.
 - THE LEACHING PIT SHALL BE LOCATED WITHIN THE LEACHING PIT FIELD AND ACCESSIBLE AT ALL TIMES.
 - FILTER FABRIC OR CRUSHED STONE SHALL BE PLACED UNDER FIRST ROW OF PITS TO PREVENT INDIVIDUAL PITS.
 - SEE PLAN FOR LOCATION AND SIZE OF INDIVIDUAL PITS.



PRECAST CONCRETE CATCH BASIN
NOT TO SCALE



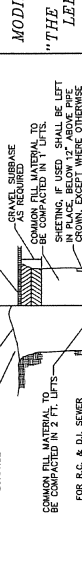
PRECAST CONCRETE DRAIN MANHOLE
NOT TO SCALE



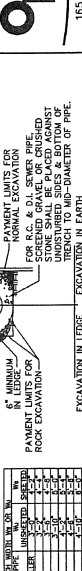
GRAVEL FILTER DETAIL
NOT TO SCALE



TRASH RACK
NOT TO SCALE



SEWER TRENCH SECTION
NOT TO SCALE



TRENCH WIDTH DATA
NOT TO SCALE

TRENCH WIDTH (IN)	DEPTH (IN)	MIN. COVER (IN)	MIN. SPACING (IN)
12	12	12	12
18	18	18	18
24	24	24	24
30	30	30	30
36	36	36	36
42	42	42	42
48	48	48	48
54	54	54	54
60	60	60	60
66	66	66	66
72	72	72	72
78	78	78	78
84	84	84	84
90	90	90	90
96	96	96	96
102	102	102	102
108	108	108	108
114	114	114	114
120	120	120	120

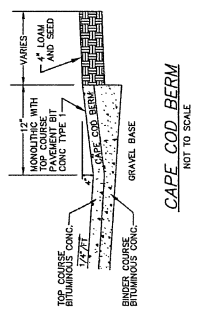
APPLICANT
THE RESIDENCES AT LEBARON HILLS, LLC
375 N. WEST ST., SUITE 200
SOUTH EASTON, MA 02575
ASSESSORS MAP-26 BLOCK-3 LOTS 10-15C
ASSESSORS MAP-26 BLOCK-3 LOTS 10A

MODIFICATION PLAN
"THE RESIDENCES AT LEBARON HILLS"
LAKEVILLE MASSACHUSETTS

Outback Engineering Incorporated
185 EAST GROVE STREET
MIDDLEBOROUGH, MA 03346
TEL: (508)-847-8873
FAX: (508)-847-8873
www.outback-eng.com

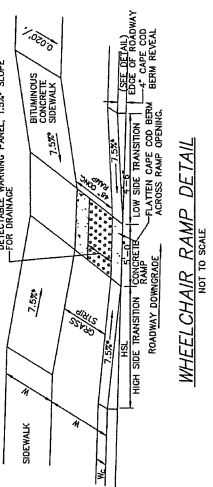
DATE: MARCH 17, 2022
DRAWN BY: J.E.T.
CHECKED BY: A.J.V.
SCALE: 1"=30'
SHEET 2 OF 3

05-1865B

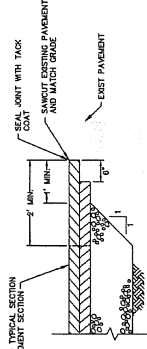


CAPE COD BERM
NOT TO SCALE

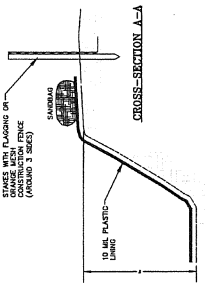
- WHEELCHAIR RAMP LEGEND**
- HS-HIGH SIDE TRANSITION LENGTH
 - W-SIDEWALK LENGTH
 - MIN-TOLERANCE FOR CONSTRUCTION BASK
 - USABLE SIDEWALK WIDTH PER IAB IS NOT TO BE LESS THAN 4'-0"
 - SEE M/E 1074.6R FOR DETAILS OF DETECTABLE WARNING PANEL



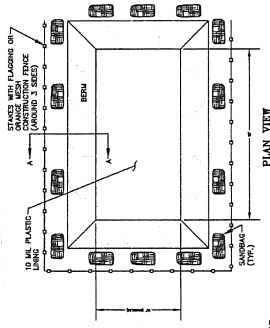
WHEELCHAIR RAMP DETAIL
NOT TO SCALE



PAVEMENT MATCHING DETAIL
NOT TO SCALE

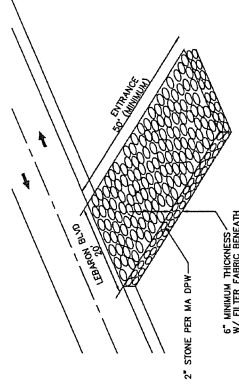


CROSS-SECTION A-A

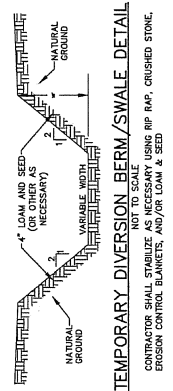


BELOW GRADE CONCRETE WASHOUT PIT
NOT TO SCALE

ALTERNATIVE: 18" WIDE SAND BAGS

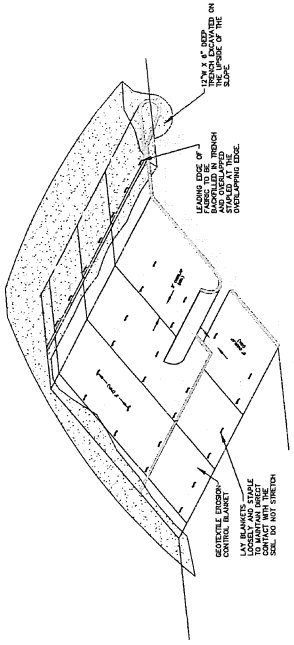


TEMPORARY SITE CONSTRUCTION ENTRANCE PAD
N.T.S.

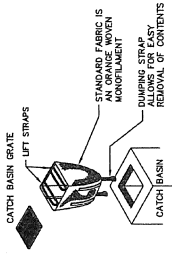


TEMPORARY DIVERSION BERM/SWALE DETAIL
NOT TO SCALE

CONTRACTOR SHALL STABILIZE AS NECESSARY USING RIP RAP, CRUSHED STONE, EROSION CONTROL BLANKETS, AND/OR LOW & SEED

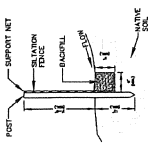


GEOTEXTILE EROSION CONTROL BLANKET
NOT TO SCALE

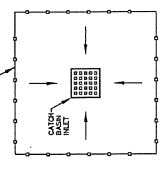


DANDY SACK® SILT SACK
NOT TO SCALE

NOTE: SILT SACKS SHALL BE INSTALLED AT CATCH BASINS ONLY AFTER ROAD IS CONSTRUCTED TO BASE COURSE PAVEMENT

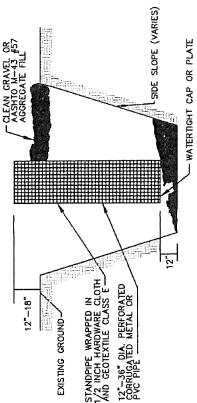


SILTATION FENCE DETAIL
NOT TO SCALE



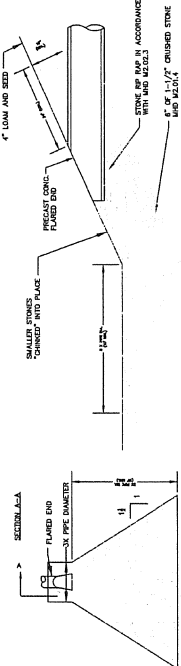
STORM DRAIN INLET PROTECTION
NOT TO SCALE

NOTES:
1) TRAP SHALL BE CONNECTED TO THE DRAIN TO AVOID ADDRESS THE EXISTING FLOW PATH.
2) SUBMITTAL OR OTHER TO BE INSTALLED PER DETAIL.



CONSTRUCTION DEWATERING SUMP PIT DETAIL
NOT TO SCALE

NOTE: IN LOCATIONS WHERE DEWATERING IS REQUIRED, THE CONTRACTOR SHALL PROVIDE TO PREVENT THE MIGRATION OF SILT AND SEDIMENT, THE CONTRACTOR SHALL PROVIDE A SUMP PIT WITH A SEDIMENT CONTROL TRAP. ALL TRAPS SHALL BE DISCHARGED INTO A SEDIMENT CONTROL TRAP. TO CONVEYANCE INTO THE STORM DRAIN SYSTEM. THE SEDIMENT CONTROL TRAP SHALL BE INSTALLED IN ACCORDANCE WITH THE DETAIL SHOWN. SEDIMENT TRAPS SHALL BE PLACED IN UPLAND AREAS ONLY AWAY FROM WETLANDS.



FLARED END W/RIP-RAP DETAIL
NOT TO SCALE

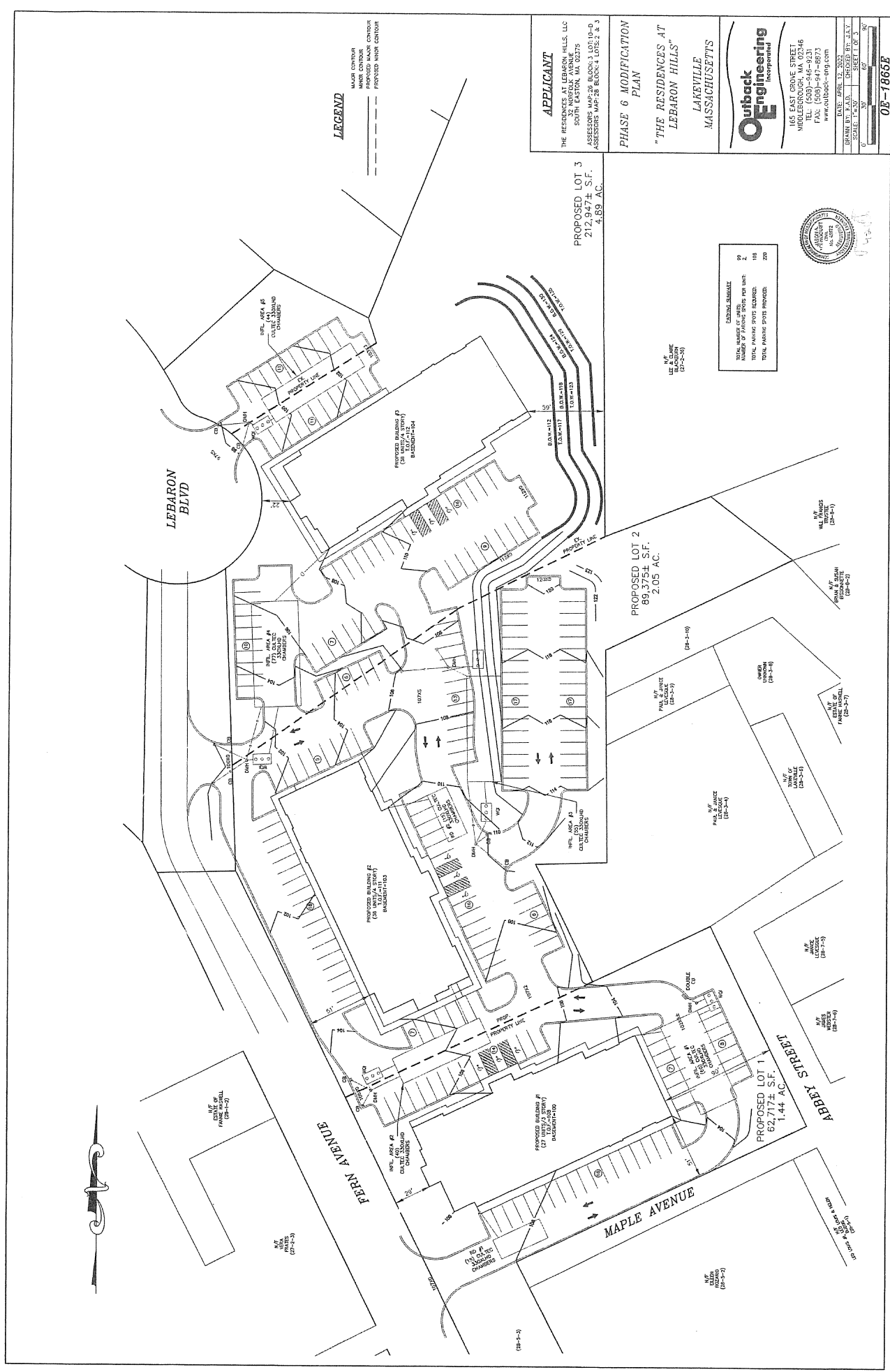


APPLICANT
THE RESIDENCES AT LEBARON HILLS, LLC
SOUTH EASTON, MA 02375
ASSESSORS MAP-28 BLOCK-3 LOT-10-15C

PHASE 5 MODIFICATION PLAN
"THE RESIDENCES AT LEBARON HILLS"
LAKEVILLE MASSACHUSETTS

Outback Engineering Incorporated
155 WEST GROVE STREET
MIDDLETOWN, MA 02148
TEL: (508) 946-9231
FAX: (508) 947-8873
www.outback-eng.com

DATE: MARCH 17, 2022
DRAWN BY: J.S. CHECKED BY: J.A.V.
SCALE: 1" = 30'
SHEET: 13 OF 14
08-1865E



LEGEND
 MAJOR CONTOUR
 MAJOR CONTOUR
 MINOR CONTOUR
 PROPOSED MAJOR CONTOUR

APPLICANT
 THE RESIDENCES AT LEBARON HILLS, LLC
 SOUTH EASTON, MA 02545
 ASSESSORS MAP-28 BLOCK-3 LOTS 10-D
 ASSESSORS MAP-28 BLOCK-3 LOTS 2 & 3

PHASE 6 MODIFICATION PLAN

"THE RESIDENCES AT LEBARON HILLS"
 LAKEVILLE
 MASSACHUSETTS

Outback Engineering
 Incorporated
 105 EAST OAKS STREET
 WILMINGTON, MA 02094
 TEL: (508)-946-9231
 FAX: (508)-949-8873
 www.outback-eng.com

DATE: APRIL 12, 2022
 DRAWN BY: J.S. [Signature]
 CHECKED BY: J.S. [Signature]
 SHEET NO. 3
 OF 3

06-1865E

PROPOSED LOT 3
 212,947± S.F.
 4.89 AC.

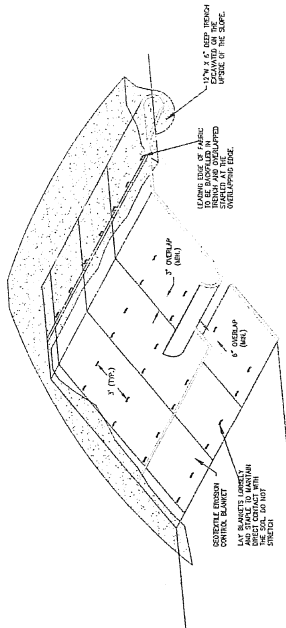
PROPOSED LOT 2
 89,375± S.F.
 2.05 AC.

PROPOSED LOT 1
 62,717± S.F.
 1.44 AC.

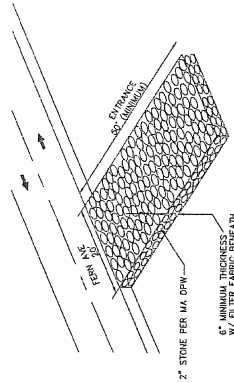
EXISTING SUMMARY

TOTAL NUMBER OF EXISTING BUILDINGS	2
TOTAL NUMBER OF EXISTING SPOTS FOR BUILT	108
TOTAL NUMBER OF EXISTING SPOTS FOR PROPOSED	200





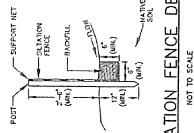
GEOTEXTILE EROSION CONTROL BLANKET
NOT TO SCALE



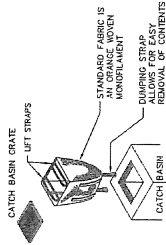
TEMPORARY SITE CONSTRUCTION ENTRANCE PAD
N.T.S.



TEMPORARY DIVERSION BERM/SWALE DETAIL
CONTRACTOR SHALL STABILIZE AS NECESSARY USING RIP RAP, CRUSHED STONE, EROSION CONTROL BLANKETS, AND/OR LOAM & SEED.
NOT TO SCALE

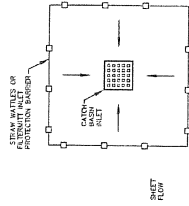


SILTATION FENCE DETAIL
NOT TO SCALE

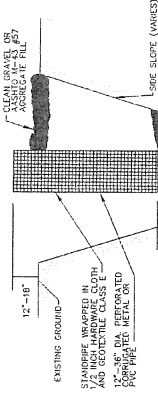


DANDY SACK @ SILT SACK BY MERRILL

NOTE: SILT SACKS TO BE INSTALLED AT CATCH BASINS ONLY AFTER ROAD IS CONSTRUCTED TO BASE COURSE PARALLEL



STORM DRAIN INLET PROTECTION
NOT TO SCALE



CONSTRUCTION DEWATERING SUMP PIT DETAIL
NOTE: IN LOCATIONS WHERE RESURFACING IS REQUIRED, THE CONTRACTOR SHALL CONSTRUCT A DEWATERING SUMP PIT IN ACCORDANCE WITH THE DETAIL. THE SUMP PIT SHALL BE CONSTRUCTED TO PREVENT THE MIGRATION OF SILT AND SEDIMENT. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND ALL FLOW SHALL BE DISCHARGED INTO A SEDIMENT CONTROL TRAP PRIOR TO BEING DISCHARGED INTO THE STORM DRAIN SYSTEM. THE SUMP PIT SHALL BE CONSTRUCTED UTILIZING AN ENCLOSED AREA OF SILT FENCE AND/OR BE PLACED IN USUALLY AREAS ONLY AWAY FROM NEIGHBORS.

APPLICANT
THE RESIDENCES AT LEBARON HILLS, LLC
SOUTH EASTON, MA 02546
ASSESSORS MAP: 28 BLOCK: 3 LOT: 16-18
ASSESSORS MAP: 28 BLOCK: 3 LOT: 10A

PHASE 6 MODIFICATION PLAN

"THE RESIDENCES AT LEBARON HILLS"
LAKEVILLE
MASSACHUSETTS

Outback Engineering
INCORPORATED
185 EAST OSGOOD STREET
MIDDLEBOROUGH, MA 02346
TEL: (508)-946-4234
FAX: (508)-947-8173
www.outback-engineering.com

DATE: APRIL 12, 2022
DRAWN: G.S.
SCALE: 1" = 30'

0 30' 60' 90'

08-1865E

**AGENDA ITEM #17
AUGUST 15, 2022**

**REVIEW AND VOTE TO APPROVE BOARD OF SELECTMEN
MEETING MINUTES OF JULY 11, 2022 AND JULY 25, 2022**

TOWN OF LAKEVILLE
Select Board Meeting Minutes
July 11, 2022 – 6:00 PM
Lakeville Police Station Meeting Room
323 Bedford Street, Lakeville, MA

On July 11, 2022, 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 LaCamera. Members present were Chairman LaCamera, Member Fabian and Member Carboni. Also present was Ari Sky, Town Administrator. LakeCAM was recording the meeting for broadcast.

Select Board Announcements

Chairman LaCamera read the Select Board announcements.

Town Administrator Announcements

Mr. Sky read the Town Administrator announcements.

Meet with Finance Committee to discuss Departmental Transfers for FY22 and possible vote to approve transfers

Present for the meeting were Finance Committee Members Brian Day; Lawrence Kostant; Katherine Desrosiers; and Christopher Plonka and Todd Hassett, Town Accountant. The Finance Committee called their meeting to order at 6:05 PM. Mr. Hassett said the first request is relating to the Transfer Station for \$11,000 to be transferred into the expense account from salary account. This is needed for additional disposal costs of construction material.

Upon a motion made by Ms. Desrosiers and seconded by Mr. Kostant, it was:

VOTED: To approve \$7,000 to be transferred from the Solid Waste Salaries – Laborers and \$4,000 from Solid Waste Salaries – Group Insurance to Solid Waste Expenses – Bulky Waste.

Roll call vote: Ms. Desrosiers – aye; Mr. Kostant – aye; Mr. Lynch – aye; Mr. Plonka – aye and Chairman Day – aye.

Mr. Hassett said the next transfer is for \$2,625.00 from Inspection/Salaries – Longevity to Animal Control Salaries – ACO Salary.

Upon a motion made by Ms. Desrosiers and seconded by Mr. Plonka, it was:

VOTED: To approve \$2,625 to be transferred from Inspection Salaries – Longevity to Animal Control Salaries – ACO Salary.

Roll call vote: Mr. Plonka – aye; Ms. Desrosiers – aye; Mr. Kostant – aye; Mr. Lynch – aye; and Chairman Day – aye.

Mr. Hassett said the last Department transfer is from Selectmen expenses to Treasurer/Collector expenses due to active pursuit of delinquent accounts and expenses due to the implementation of the Community Preservation Act.

Upon a motion made by Ms. Desrosiers and seconded by Mr. Plonka, it was:

VOTED: To approve \$8,000 to be transferred from Select Board – Contracted Services to \$2,000 to Treasurer/Collector postage account; \$5,300 for Treasurer/Collector printing account and \$700 for Treasurer/Collector tax title account .

Roll call vote: Mr. Plonka – aye; Ms. Desrosiers – aye; Mr. Kostant – aye; Mr. Lynch – aye; and Chairman Day – aye.

Chairman Day noted that the Finance Committee is required to provide a recommendation for a member to be appointed to the Capital Expenditure Committee.

Upon a motion made by Ms. Desrosiers and seconded by Mr. Plonka, it was:

VOTED: To recommend Adam Lynch to serve as the Finance Committee’s representative for the Capital Expenditure Committee.

Roll call vote: Mr. Plonka – aye; Ms. Desrosiers – aye; Mr. Kostant – aye; Mr. Lynch – aye; and Chairman Day – aye.

Chairman Day said he would like to schedule a meeting in August, so could the members please let him know their availability in August.

Upon a motion made by Ms. Desrosiers and seconded by Mr. Plonka, it was:

VOTED: To adjourn the Finance Committee Meeting at 6:11 PM.

Roll call vote: Mr. Plonka – aye; Ms. Desrosiers – aye; Mr. Kostant – aye; Mr. Lynch – aye; and Chairman Day – aye.

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

VOTED: To approve the three (3) transfers in the amount of \$8,000; \$2,625 and \$7,000 .
Unanimous in favor.

Discuss Citizens’ Petition received to call a Special Town Meeting and possible vote to schedule a Special Town Meeting on August 8, 2022

Chairman LaCamera said according to Town By-laws, if the Town receives a citizen’s petition with more than 200 signatures on it, the Town is required to call a Special Town Meeting.

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

VOTED: To call a Special Town Meeting at 6:30 on August 8, 2022 at Apponequet High School.
Unanimous in favor.

Discuss and possible vote on article for Special Town Meeting Warrant and vote to approve Warrant

Kathryn Beals, Town Moderator, was present for the discussion. Chairman LaCamera said the Board has received a petition warrant article to be placed on the Special Town Meeting Warrant.

A motion was made Member Carboni and seconded by Member Fabian to place the petition warrant article on the August 8, 2022 Special Town Meeting.

Ms. Beals said that the petition is not in the proper format to create a by-law. It is missing important steps regarding petitioning the General Court for Special Legislation. Even if it is passed in its current state, the decision will have no legal effect. She asked if it is permissible for the petitioner to work with Town Counsel to see if there is a remedy. She is concerned that we will show up at Town Meeting and meet for no purpose. Chairman LaCamera said they cannot change the article. Mr. Sky said the only way to change it is another petition. Roy Vetter of Reservoir Avenue said when they turned in the first petition, they were told the verbiage was not correct. They turned it into the Select Board's Office where it was stamped in, and then he returned to the Town Clerk's Office. We found out it the verbiage was not correct. We now have a second petition with the proper verbiage and we would like to present it. Chairman LaCamera asked if the signatures have been certified. Mr. Vetter said no. Member Fabian said we can't accept the petition until the Town Clerk approves it. Member Carboni said the first petition was certified; we have to move forward with it. The second petition is not valid right now, and we shouldn't be discussing it. We were scheduled to closed the warrant tonight, but maybe we can keep it open. The petition must go to the Town Clerk to get certified.

Brynna Donahue of Crooked Lane asked if a Special Town Meeting can only have one (1) article. Chairman LaCamera said it could. Ms. Donahue asked if the second petition could be submitted and the signatures can be certified by August 8th. Ms. Beals said the minute a petition is accepted the clock starts and we have to have the meeting 45 days from that date. There is a small window of time that the warrant can be open and that is the discretion of the Select Board. Chairman LaCamera said we are meeting tonight to finalize the warrant. We can't wait to see if another petition is coming. Ms. Donahue said if the Town Clerk certifies the second petition, what happens. Chairman LaCamera said we would have to call another meeting. He asked if an attorney has looked at the language on the second petition. Susan Spieler of 10 Valley Road said an attorney is looking at it right now. She asked why can't the warrant be left open for a few days and we won't waste the taxpayer's money on another Special Town Meeting. Member Fabian asked why this can't wait until Fall Special Town Meeting? Ms. Beals said we can't cancel the August 8th Special Town Meeting; it is the law. Ms. Donahue said the Special Town Meeting is scheduled and we know it is useless. There are a few days for us to get this on the warrant. Why

can't the Town Clerk be dedicated to this? Chairman LaCamera asked why would you submit something to the Town Clerk or Moderator if you don't know it is right. Ms. Donahue said it has the potential to be right. The signatures can be verified in 10 minutes with technology. Discussion occurred about the process for Special Legislation if it is approved at Town Meeting and the time it will take for approval by the Legislature.

Member Carboni said once it was determined that language was lacking to make this a valid by-law, the petitioner wanted to correct the language and they are trying to correct it. Chairman LaCamera said we can't put something on the warrant again that may not be right. Member Carboni said the Board should at least entertain keeping the warrant open. Chairman LaCamera said if we have a meeting and there is no quorum, the Moderator can accept a motion to dissolve. If this is the only order of business, she opens the meeting and dissolves it. Ms. Beals said you can pass it, but nothing can happen with it. It will be disallowed by the Attorney General. Mr. Sky read an opinion from Town Counsel. The Town did pass a by-law last year which prohibits a motion from the floor on a by-law. The only option is a new petition.

Dick Scott from 9 Rush Pond Road asked for clarification for the proper procedure to avoid the problem that occurred with the first petition. Chairman LaCamera said the Town Clerk is responsible for petitions. Mr. Scott said the petitioners should have the petition vetted by an attorney. What do we do next? Chairman LaCamera said you would speak to the Town Clerk. Member Carboni said it needs to be turned into the Town Clerk for the starting point. It gets certified and then comes to the Select Board. Chairman LaCamera said there could have been a petition article with less than 200 signatures that would be put on the Fall Town Meeting. However, because there were over 200 signatures, it causes us to hold a Special Town Meeting. Rita Garbitt of 102 Main Street said when they submitted the petition to the Town Clerk, she said it needed to go to the Select Board. Mr. Sky said it was stamped in and sent it to the Town Clerk. Mr. Garbitt asked if the petition has to go to the Select Board, can the Board accept it tonight and then give to the Town Clerk for certification. Mr. Sky said it can come to us, we stamp it in and give it to the Town Clerk. Further discussion occurred regarding the possibility of getting the second petition onto the warrant.

Member Carboni said we could add other articles to the warrant for the Special Town Meeting. We have the article from the Planning Board to remove the Development Opportunities District (DOD) by-law. Can we add that article to this warrant? Member Fabian asked if the Planning Board has discussed it since we referred it back to them. Chairman LaCamera said no. Michele MacEachern asked the Board to place the DOD article on the warrant for August 8, 2022. Chairman LaCamera asked about the Planning Board saying that they wanted to do a target area for DOD. Ms. McEachern said it was discussed it, but we should focus on the removal of the DOD. Chairman LaCamera reviewed the history of the first attempt to have the DOD removed. Member Fabian said the Planning Board hasn't even met regarding our memo sending it to them for hearing. She doesn't want to approve something at Town Meeting to have the Attorney General's Office kick it back because it was done wrong. Chairman LaCamera asked why the Planning Board hasn't changed the DOD bylaw yet. Ms. McEachern said we need to remove it first because no one will be on board with putting it anywhere.

Brian Day of Elders Pond Drive said when he first got involved in the Town coming from a private sector, it was mind boggling how slow things happen. Its easy to trip up on things when you are rushing. Even if the Select Board were to leave the warrant open a few days, as soon as a petition is dropped off, the clock starts again. The Town Clerk has to start from scratch like the other petition does not exist. If she can't get the signatures certified in time to put on this warrant, we will have another Special Town Meeting. He asked the petitioners to work with the Town to get it on the Fall Special Town Meeting. Its going to be a year until anyone can do anything with this. The Select Board cannot change the laws. Ms. Beals expressed her concerns about having the DOD article done in the proper order. Mr. Scott expressed his concerns about not putting the DOD Article on the warrant.

The vote on the previous motion was two (2) in favor and one (1) not in favor (Member Carboni).

Discuss and possible vote on Taunton Water Connection Application for 149 Bedford Street

Chairman LaCamera said the Board has received an application to connect to Taunton Water for the property located at 149 Bedford Street. They are requesting 255 gallons per day.

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

VOTED: To approve the application to connect to Taunton Water for the property located at 149 Bedford Street for 255 gallons per day for commercial use only.
Unanimous in favor.

Discuss and possible vote on annual Board, Committee and Commission reappointments

Chairman LaCamera said that the Board had the annual reappointments to vote on. Member Fabian said since Richard Medeiros is no longer the Superintendent of Schools, we can appoint the new Superintendent of Schools under Emergency Planning Committee.

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

VOTED: To approve the following appointments for the Police Department: Police Officer & Constable with terms to expire July 31, 2023: Robert Schiffer; Joseph Cowing; Alexander Malo; Weston Fazzino, Darryl Mackiewicz; Harold Marshall; Jared Taje and Zachary Mosher.

Reserve Police Officer and Constable with terms to expire July 31, 2023: Raymond Meleski; Nicholas Wade; and Anthony Keaney.

Special Police Officer with terms to expire July 31, 2023: James Bowles; Antonio Amaral; Patrick Curneen; John McGinn; Paul Hunt; John Vickery; Robert Stephanian; Bethia Dwyer; Jaunna Adesso; Rebekah Caylor; and Jesse Drane.

Matron for terms to expire July 31, 2023: Kristen J. Campbell; Karen Conway; Rebekah Caylor; Amanda Correia; Jaunna Adesso and Robin Bellows.

Keeper of the Lockup with term to expire July 31, 2023: Matthew Perkins

Surveyor of Wood, Bark & Lumber, Fence Viewer & Field Driver with term to expire July 31, 2023: Steven Leanues

Unanimous in favor.

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

VOTED: To approve the following appointments for the Police Department with terms expiring July 31, 2025:

Police Chief: Matthew Perkins

Police Sergeant & Constable: Michael J. Dwyer; Richard Pacheco; Erik McNeice

Police Officer & Constable: Valerie Bartholomew and Adam Swift

Unanimous in favor.

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

VOTED: To approve the following appointments to the 175th Anniversary Committee for a term to expire July 31, 2023: Brian Reynolds; Joan Gladu Morton; Geraldine Taylor; Delia Murphy; Nancy LaFave; Felicia Carter; Robert Barrack; and Kathleen Barrack.

Unanimous in favor.

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

VOTED: To appoint Ari Sky as American with Disabilities Act Coordinator for a term to expire July 31, 2023.

Unanimous in favor.

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

VOTED: To approve the following appointments for terms expiring July 31, 2023: Robert Whalen, Jr. as Alternate Building Inspector and Brandon Maroney as Assistant Building Inspector.

Unanimous in favor.

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

VOTED: To appoint Paul Hunt and Henry Vanlaarhoven to the Agricultural Commission for terms to expire July 31, 2025 and Tracie Treleavan as Associate Member for a term to expire July 31, 2023.

Unanimous in favor.

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

VOTED: To appoint Gail Joseph and John Ashley as Assistant Board of Health Agents for terms to expire July 31, 2023.
Unanimous in favor.

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

VOTED: To appoint Nancy Yeatts as the Assawompset Pond Complex Representative for a term to expire July 31, 2023.
Unanimous in favor.

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

VOTED: To appoint Chris Carmichael and John Olivieri, Jr. as Members to the Zoning Board of Appeals for terms to expire July 31, 2025 and Christopher Sheedy as Associate Member to the Zoning Board of Appeals for a term to expire July 31, 2023.
Unanimous in favor.

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

VOTED: To appoint Waltraud Kling and David Morwick to the Board of Registrars for terms to expire July 31, 2025.
Unanimous in favor.

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

VOTED: To appoint the following members to the Cable Television Advisory Committee with terms expiring July 31, 2023: Robert Marshall; Frederick Beal; Walter Healey, Jr. and Thomas Cirignano.
Unanimous in favor.

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

VOTED: To appoint the following members to the Capital Expenditures Committee with terms expiring July 31, 2023: Richard LaCamera, Darlene Donnelly and Ari Sky.
Unanimous in favor.

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

VOTED: To appoint the following members to the Conservation Commission with terms expiring July 31, 2025: Joshua Faherty, Nancy Yeatts and Joseph Chamberlain, II.
Unanimous in favor.

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

VOTED: To appoint the following members to the Council on Aging with terms expiring July 31, 2025: Paula Frodyma; Charlene Montleon; Paula Houle; Deveney Reis-

Boyadjian; and Bruce Baptiste and Evajune White as Alternate Member with a term to expire July 31, 2023.
Unanimous in favor.

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

VOTED: To appoint the following members to the Economic Development Committee with terms expiring July 31, 2023: Timothy Fletcher; James F. Rogers, II, Laurie Driscoll; John Olivieri, Jr. and Lorraine Carboni.
Unanimous in favor.

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

VOTED: To appoint the following members to the Emergency Planning Committee with terms expiring July 31, 2023: Michael O'Brien; Matthew Perkins; Franklin Moniz; Ari Sky; Gregg Goodwin; Nathan Darling; Lori Fahey; Alan Strauss (Superintendent of Schools); Jose Invencio; Thomas Parenteau; Lorraine Carboni and Pamela Garrant.
Unanimous in favor.

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

VOTED: To appoint Michael O'Brien as Emergency Response Coordinator with a term to expire July 31, 2023.
Unanimous in favor.

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

VOTED: To appoint the following members to the Energy Advisory Committee with terms expiring July 31, 2023: James Kenney, Donald Foster, Nathan Darling, Richard Velez, Joseph Chamberlain, II and Lorraine Carboni.
Unanimous in favor.

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

VOTED: To appoint Lorraine Carboni as Middleborough Gas & Electric Ad Hoc Representative for the Town of Lakeville for a term to expire July 31, 2023.
Unanimous in favor.

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

VOTED: To appoint Michael O'Brien as Hazardous Waste Coordinator with a term to expire July 31, 2023.
Unanimous in favor.

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

VOTED: To appoint Felicia Carter as Associate Member to the Historical Commission with a term to expire July 31, 2023.
Unanimous in favor.

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

VOTED: To appoint C. Robert Canessa as Inspector of Wires for a term to expire July 31, 2023 and Mellio Gazza as Assistant under M.G.L. Ch. 166, Sec. 32A for a term to expire July 31, 2023.
Unanimous in favor.

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

VOTED: To appoint the following members to the Lakeville Arts Council with terms to expire July 31, 2025: Robin Fielding, Gail Fish and Rose Cuddemi.
Unanimous in favor.

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

VOTED: To appoint Jonathan Watkins as the Selectmen's Representative to LakeCAM Board of Directors with a term to expire July 31, 2023.
Unanimous in favor.

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

VOTED: To appoint Michael O'Brien as Director and Pamela Garrant as Deputy Director of Lakeville Emergency Management Agency with terms to expire July 31, 2023.
Unanimous in favor.

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

VOTED: To appoint the following members to the Master Plan Committee: Rita Garbitt, Rodney Dixon, Ari Sky, Joseph Chamberlain, II, John Lynch and Patrick Marshall for terms to expire July 31, 2023.
Unanimous in favor.

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

VOTED: To appoint Michael O'Brien as Municipal Coordinator Right to Know for a term to expire July 31, 2023.
Unanimous in favor.

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

VOTED: To appoint Matthew Perkins as Municipal Hearings Officer for a term to expire July 31, 2023.

Unanimous in favor.

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

VOTED: To appoint Michael O'Brien as NIMS Coordinator Right to Know for a term to expire July 31, 2023.

Unanimous in favor.

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

VOTED: To Paula Frodyma to the Old Colony Planning Council Area Agency on Aging Advisory Committee for a term to expire July 31, 2023.

Unanimous in favor.

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

VOTED: To appoint the following members to the Open Space Committee with terms to expire July 31, 2023: Amy Knox; Brian Reynolds; Frederick Frodyma, Elizabeth Nash; Joan Gladu Morton and Gary Flaherty.

Unanimous in favor.

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

VOTED: To appoint Jon Catalano as Plumbing Inspector and Dennis Driscoll as Alternate Plumbing Inspector for a term to expire July 31, 2023.

Unanimous in favor.

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

VOTED: To appoint Lori Desmarais as Public Health Nurse for a term to expire July 31, 2023.

Unanimous in favor.

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

VOTED: To appoint Evagelia Fabian, Richard LaCamera and Lorraine Carboni to the Rent Control Board for terms to expire July 31, 2023.

Unanimous in favor.

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

VOTED: To appoint David Enos as Sealer of Weights and Measures for a term to expire July 31, 2023.

Unanimous in favor.

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

VOTED: To appoint Ari Sky as Smart Growth Reporting Officer for a term to expire July 31, 2023.

Unanimous in favor.

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

VOTED: To appoint James Romano and Nathan Darling as Special Assistant Health Agents for terms to expire July 31, 2023.

Unanimous in favor.

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

VOTED: To appoint Franklin Moniz as Storm Water Management Coordinator for a term to expire July 31, 2023.

Unanimous in favor.

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

VOTED: To appoint Jennifer Pombo as Temporary Part Time Nurse for a term to expire July 31, 2023.

Unanimous in favor.

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

VOTED: To appoint KP Law as Town Counsel for a term to expire July 31, 2023.

Unanimous in favor.

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

VOTED: To appoint Franklin Moniz as Tree Warden for a term to expire July 31, 2023.

Unanimous in favor.

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

VOTED: To appoint Wilford Corey as Veterans' Agent/Graves Officer for a term to expire April 30, 2023.

Unanimous in favor.

Discuss and possible vote on request from Town Clerk to appoint Election Officers

Chairman LaCamera said the Board had received a request from the Town Clerk to appoint Election Officers.

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

VOTED: To appoint the following as Election Officers with terms to expire August 15, 2023: Joseph Chamberlain, II; Joan Morton; Jean Douillette; Beverly Ingraham; Kristen Main; Gary Mansfield; Joanne Corrieri-Upham; Stephanie Annichiarico; Francis Kenney, IV; Judy Roberts; Karen Keohane; JoAnn Chiuppi; Mary Fronzaglia; Donald Bernier, Jr.; Robert Marshall; Mary Sylvia; Maria Perrone-Martin; Peter Chiuppi; Barbara Hadsell; Cynthia Sousa; Margaret Bethune; Karen Regas; Melissa Fitzgerald; Cindy Barber; Richard Velez; Karen Donnelly; Robin Marques; Elizabeth Nash; Robert Bethune; Debra Kenney; Susan Dunn; Dale Horton; Ryan Jenkins; Paul McMeekin Janet Plonka; Bonnie Tucker and Jessie Berry.
Unanimous in favor.

Discuss and possible vote to appoint Michael Smith to the Community Preservation Committee

Chairman LaCamera said the Park Commission has designated Michael Smith as their representative to the Community Preservation Committee. His term would expire July 31, 2023.

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

VOTED: To appoint Michael Smith to the Community Preservation Committee for a term to expire July 31, 2023.
Unanimous in favor.

Discussion on Facility Management issues and considerations

Nathan Darling, Building Commissioner, was present for the discussion. Chairman LaCamera said that Mr. Darling is responsible for many various areas and he cannot continue doing everything. He spoke of pending projects within the Town that have been funded and need to get moving. Mr. Darling said in 2017, the Board created Special Legislation for his current position, which allows the Select Board to appoint a Facilities Manager. Previously the former Town Administrator and Department Heads served as Facility Management. Member Fabian said the Special Legislation was good for what was happening in 2016/2017, but it is not sustainable. None of us could have seen the amount of inspections that are being done. Mr. Darling suggested blending a Facilities Manager with an Assistant Building Inspector. Member Carboni said this is a substantial project inventory. We have appropriated money for some of these capital improvements. With Mr. Darling's oversight, we can bring in some help to bring these to the final stretch. Chairman LaCamera said that we approved at the last meeting five (5) water projects and someone needs to manage those. There are pending projects that are very important, including the Fire Station renovations and the old Library handicapped ramp and stair repair. The DPW Building is a problem and that is important. The Jon Paun building demolition should be done this year; the guard shack at Clear Pond can wait until Fall. The Assawompset window project is coming up quickly, which is a \$3 to \$3.5 million project. You would not be managing that project, but we

need to make sure it is done correctly. We should start the feasibility study for the Senior Center addition to be ready for the spring. Loon Pond Lodge still has work to be finished. There are short term priorities that need to be addressed right away.

Mr. Darling noted that three (3) of the part time maintenance people left in December. We have been able to hire two (2) people, so Ted Dellarocco has become more available. Chairman LaCamera said over the next month, we can decide how we want to structure the position. Mr. Sky will draft a facilities manager job description? Mr. Sky said with a facilities manager, it is better to have separation between construction and inspection function. It is in the Town's best interest long term to have an inspection regime looking at all work, including for Town properties. There is justification for a full-time position, but we are not sure how to pay for this right now. Chairman LaCamera said the Facilities Manager should have trade skills. Mr. Darling said that is why he was thinking an Assistant Inspector since you have to be a licensed construction supervisor, which allows for carpentry trade skills.

Chairman LaCamera said he had asked for work order forms. They need to be done in your Department and sent to the Town Administrator so we know what needs repair. We aren't aware of repairs and we hear from Department Heads that things have not been fixed. This way we can have a master list of work orders. Mr. Darling said he has a spreadsheet and could put that on the Town's shared drive.

Discuss and possible vote to approve Job Description for Part Time Clerk for Inspectional Services

Nathan Darling, Building Commissioner, was present for the discussion. Chairman LaCamera said he would like to wait on approving this until we see what way we are going. Some of the tasks are duplicate to what the current Executive Assistant does. Mr. Darling said we tried to mirror the duties of the current clerical staff in Inspectional Services. When one of the full-time clerks moved over to the Planning Department, her function was 18-20 hours a week doing Planning and Zoning and for the rest of her time, she processed permits, scheduled inspections and covered other people's hours. Member Fabian asked if the floater is working in Inspectional Services, is she missing from other Departments. Mr. Sky said a floater clerk is helping with the Park Department and another in Inspectional Service. Mr. Darling said this is not a new position; it is to make the Department fully staffed. Mr. Sky said in splitting a clerk off to Planning, the intent was to create a position for front counter coverage, which the floating clerk is doing now. Member Carboni noted that the money is already in the budget for this position. Mr. Sky said he will bring this back to the Board when the Facilities Manager job description is brought back.

Discuss Select Board meeting schedule: August 15 & 29, September 12 & 26, October 11 & 24

Chairman LaCamera said that he is unable to meet on Mondays in September. He suggested September 13, 2022 and September 27, 2022 as meeting dates, which are Tuesdays. The other Board Members agreed to the meeting dates.

New Business

There was no New Business discussed.

Old Business

There was no Old Business discussed.

Any other business that may properly come before the Select Board

There was no Other Business discussed.

Adjournment

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

VOTED: To adjourn the Select Board Meeting at 8:45 PM.
Unanimous in favor.

OTHER ITEMS

1. Thank you letter from The Tuesday Club of Assonet
2. Letter from Comcast regarding programming changes

List of documents provided at the Select Board Meeting of July 11, 2022

1. Agenda page
2. Agenda page
3. Agenda page; transfer sheets
4. Agenda page; emails from Town Counsel; timeline for Special Town Meeting; petition received
5. Agenda page; draft Warrant for August 8, 2022 Special Town Meeting
6. Agenda page; application for connection to Taunton Water
7. Agenda page; list of annual reappointments; memo from Police Chief
8. Agenda page; memo from Town Clerk with list of Election Officers appointments
9. Agenda page; email from Park Commission Chairman
10. Agenda page; Chapter 88 (Acts of 2017)
11. Agenda page; memo from Human Resources Director; proposed job description
12. Agenda page
13. Agenda page
14. Agenda page
15. Agenda page

TOWN OF LAKEVILLE
Select Board Meeting Minutes
July 25, 2022 – 6:00 PM
Lakeville Police Station Meeting Room
323 Bedford Street, Lakeville, MA

On July 25, 2022, 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 LaCamera. Members present were Chairman LaCamera, Member Fabian and Member Carboni. Also present was Ari Sky, Town Administrator and Tracie Craig-McGee, Executive Assistant to Select Board & Town Administrator. LakeCAM was recording the meeting for broadcast.

Select Board Announcements

Chairman LaCamera read the Select Board announcements.

Town Administrator Announcements

Mr. Sky read the Town Administrator's announcement.

Warrant Review for Special Town Meeting – August 8, 2022

Present for the discussion were Kathryn Goodfellow, Town Moderator, and Gregg Corbo from KP Law. Chairman LaCamera said the Town is required to have warrant review for a Town Meeting to give residents a chance to review the warrant and ask any questions. The Board cannot explain the petition article. The petition had over 200 signatures, requiring the Board to call a Special Town Meeting. Ms. Goodfellow said we have received a statement from Town Counsel that she would like to include in the warrant packet distributed at the Special Town Meeting. It will help explain the situation with this article. Chairman LaCamera said he was hoping that the petitioner would be here to discuss it and find out what they are going to do next. We don't want to have three (3) Special Town Meetings in a row. He would like Mr. Sky to call the petitioner and ask for a petition with 100 signatures that would require the Board to put it on the next Special Town Meeting. Susan Spieler of 10 Valley Road said if there is a quorum and this is voted on, it cannot be acted on. Attorney Corbo said the issue is that in order for the Town to enact a recall procedure you need to have a charter or have an act of the legislature. This proposal does not propose either of those things. If approved at Town Meeting, it would go to the Attorney General, who would likely disapprove it as there is no enabling legislation. Ms. Spieler asked if it could be amended. Attorney Corbo said the amendment must be within the scope of the article and in compliance with the Town's by-laws. If there were an amendment for special legislation, the Town bylaw requires the amendment to be advertised 14 days prior to the meeting. Ms. Spieler asked if we want to tell people not to show up on August 8th? Attorney Corbo said if the Town Moderator determines that there is no quorum, she can dissolve it. The meeting will be considered to be held.

Meet with Park Commission for discussion and possible vote to appoint two (2) members to the Park Commission

Scott Holmes, Chairman, Paula Houle and Michael Smith, members of the Park Commission, were present for the discussion. Chairman Holmes called the Park Commission to order at 6:30 PM. Chairman LaCamera said there are two (2) vacancies on the Park Commission and they received three (3) letters of interest. A vacancy on an elected body requires the remaining members of the body with the vacancy to make the appointments with the Select Board.

Upon a motion made by Chairman Holmes and seconded by Mr. Smith, it was:

VOTED: To appoint Melissa Turcotte and Michael Cassani to the Park Commission for terms to expire April 3, 2023.
Unanimous in favor (three (3) Select Board Members and three (3) Park Commission Members).

Upon a motion made by Chairman Holmes and seconded by Mr. Smith, it was:

VOTED: To adjourn the Park Commission at 6:01 PM.
Unanimous in favor.

Update on Town Administrator’s FY22 review and FY23 Goals

Chairman LaCamera said Member Fabian has provided an update on the Town Administrator’s FY22 review and proposed goals for FY23. Member Fabian said she wasn’t prepared to discuss specific goals tonight. She has provided the Board with a newer review form that is being used by a lot of the municipal management groups. Chairman LaCamera said he would like to discuss the goals. We can start with the FY22 goals and what has been accomplished. Member Carboni said she is fine with the status of the goals at this point. Member Fabian said Mr. Sky has been moving along with goals that he thinks should be accomplished. Member Carboni said the economic development piece is moving forward; everything else looks like the goals have been met. Member Fabian said Goal #2 – Town Government infrastructure projects is not complete, but it is not for a lack of trying, like the DPW Building. Chairman LaCamera said we need funding for the DPW Building. Member Fabian said we could have a conversation on the reformed personnel systems. Chairman LaCamera said we have Town Planner in place and have reduced legal expenses from prior years. Member Fabian said under potential projects, in FY23, we have American with Disabilities Act (ADA) and Park Grants. She would like to see continued grant development. Member Carboni said Mr. Sky has done a good job of making sure that things that he felt should be included are here. The flow from FY22 to FY23 is inclusive.

Chairman LaCamera reviewed the FY23 list of goals, which consisted of Advance Infrastructure Projects; Acquire Grants and Implement Grant-Funded Projects; Personnel System Priorities; Continue to Strengthen Internal Operations; and Economic Development Priorities. #1 – the main projects being worked on were discussed. #2 - grant funding – Chairman LaCamera said there are grants coming up that can be applied for, especially for the Park properties. Member Fabian asked if it is worthwhile to try to identify a few more people on the Town staff to train for grant writing.

#3 – personnel – Chairman LaCamera said the oversight structure of Wage & Personnel Board and the plan needs to be reviewed and updated. There are three (3) personnel contracts to be negotiated. Member Fabian said there are plusses and minuses with the Select Board being the Wage & Personnel Board. She is not inclined to make a drastic change. Chairman LaCamera said we can add training for employees under personnel systems. Mr. Sky said we can put that under #4. Member Carboni asked to have a training class on improving communication skills. Chairman LaCamera said we can identify Human Resources training programs for the employees under #3. Chairman LaCamera said #4 - the budget was on time and available to the public. Mr. Sky said we can post more on line and be more transparent to the public. Open Meeting Law could be part of this. Chairman LaCamera said a number of the committees are violating the Open Meeting Law. Discussion occurred regarding using the Town's social media and the new newspaper, Nemasket Weekly to get information out to residents. Chairman LaCamera said do we want to add something on how to address concerns with the Open Meeting Law regarding agendas; how meetings are run and minutes. Mr. Sky said he has met with LakeCAM, the Town Clerk and staff regarding LakeCAM coverage and having minutes taken. Chairman LaCamera said every Board, Committee and Commission should have a clerk for minutes. We need to figure out the meeting space because everyone is all over the place. For #5 – Mr. Sky said we may want to discuss Taunton water allocations. Member Carboni said she would like to develop a clear process on properties coming out of Chapter land. Member Fabian said she had finished a policy it and developed a checklist to make sure each Department is talking to each other.

Members Fabian and Carboni asked to see a final typed up list prior to voting. Chairman LaCamera said he would like to vote tonight. Mr. Sky will update the goals adding five (5) items and distribute it to the Select Board. Member Carboni said if we all complete this form and send it to Member Fabian to tally, does that violate the Open Meeting Law. Attorney Corbo said yes. You should send it to a non-Board member who can then compile the results. Member Fabian said the Human Resources Director is willing to help us compile the results. Chairman LaCamera said each member should just bring your notes and do the review. Member Carboni said we can bring it back on August 15th to vote on the review form since we can't vote on the form tonight. Discussion occurred regarding whether the review form could be voted on. Attorney Corbo said he doesn't believe a vote is needed on the form. At the next meeting, you can discuss the various ratings. Member Fabian said she would like to discuss on an agenda a formal process in place for the annual review using the services of the Human Resources Director. Member Fabian asked the members to bring the completed form on August 15th.

Update on Facilities Management Discussion

Nathan Darling, Building Commissioner, was present for the discussion. Chairman LaCamera said he had emailed Mr. Darling on July 18th asking about the status of seven (7) specific things. Mr. Darling said for #1, one (1) unit has been installed in the Board of Health/Conservation area and a window air conditioner has been purchased. He has received an estimate for the handicap ramp for the Old Library (Item #2), Chairman LaCamera said Mr. Sky will send it out for additional bids and a contract can be drawn. Mr. Darling said the cost for #3 is between \$5,000 to \$7,000. There is a bottom beam that needs to be fixed prior to the stair repair. It is not scheduled yet. Mr. Darling said for #5, we had a contractor scheduled to start July 1st but ran into a licensing issue. We are going to split the jobs apart to get them going. Mr. Darling said for #6, an asbestos

survey has been done and there is no asbestos present. Mr. Darling said he has spoken with a contractor for #7 and has sent him site and building plans. He will coordinate a site walk on the site. Mr. Darling said for #4, the stock is on site for all framing. Flooring and electrical contractors are lined up. We had some licensing issues with the contractor that was going to do the work. We met with a company, Blue Sky Restoration, to do the framing. We are waiting on a price proposal. Chairman LaCamera said is there anyone else local that can do the framing if that doesn't happen. Mr. Darling said he has reached out to some local crews and they aren't comfortable working on municipal projects due to prevailing wage rates and insurance requirements. We may have to bid publicly to get someone.

Discuss and possible vote on request from Town Clerk to approve and sign the Warrant for the 2022 State Primary – September 6, 2022

Chairman LaCamera said the Board has received a request to approve the Warrant for the 2022 State Primary on September 6, 2022.

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

VOTED: To approve and sign the Warrant for the 2022 September 6, 2022 State Primary.
Unanimous in favor.

Discuss and possible vote on request from Town Clerk to designate the Police Chief the authority to assign specific and sufficient number of Police Officers for all elections going forward

Chairman LaCamera said in the Votes Act of 2022, the Legislature has changed the authority of the Town Clerk to decide how many Police Officers the Town Clerk needs at the polls and leaves it to the Select board. The Town Clerk is requesting that the Board give the Police Chief the authority to assign the officers.

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

VOTED: That the Select Board designate the Police Chief the authority to assign specific and sufficient number of Police Officers, according to scheduling and available for all elections going forward, as required by Section 72 of the Votes Act of 2022.
Unanimous in favor.

Discuss and possible vote to approve request from Elliot Farm – 202 Main Street for a one (1) day beer and wine special license – October 8, 2022

Chairman LaCamera said Elliot Farm has requested a One-Day Special License for Beer and Wine for October 8, 2022.

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

VOTED: To approve the request from Elliot Farm – 202 Main Street for a One-Day Beer and Wine Special License on October 8, 2022 from 12:00 PM to 7:00 PM.
Unanimous in favor.

Discuss and possible vote to approve addition of a rain date of September 18th to Lakeville Lions Outdoor Entertainment Permit and One-Day Beer and Wine Liquor License

Chairman LaCamera said the Lakeville Lions have requested a rain date to be added for their September 17th event in case of bad weather.

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

VOTED: To approve the addition of a rain date of September 18th to the Lakeville Lions Outdoor Entertainment Permit and Special One-Day Beer and Wine Liquor License for September 17, 2022.
Two (2) in favor; one (1) abstention (Chairman LaCamera).

Discuss and possible vote to rescind the appointment of Gail Fish to the Lakeville Arts Council

Chairman LaCamera noted that Gail Fish was mistakenly reappointed to the Lakeville Arts Council.

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

VOTED: To rescind the appointment of Gail Fish to the Lakeville Arts Council.
Unanimous in favor.

Discuss and possible vote to approve Select Board Meeting Minutes of June 27, 2022 and June 29, 2022

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

VOTED: To approve the Select Board Meeting Minutes of June 27, 2022 and June 29, 2022.
Unanimous in favor.

New Business

There was no New Business discussed.

Old Business: Update of 310 Kenneth Welch Drive property

Member Carboni recused herself from the discussion. Mr. Sky said the Town received a request for a 32,000 gallons per day Taunton water allocation for 310 Kenneth Welch Drive. Part of that

application includes installation of an 8” water main. They are planning for future expansion up to 80,000 gallons per day. Two (2) of the tenants are marijuana companies. We received further clarification from the engineer working for the project manager for a maximum usage of 281,000 gallons per day. He has asked about a meeting to discuss this.

Mr. Sky said he will be meeting with the Water Superintendent and his assistant. The Intermunicipal Agreement was updated in 2009 with a limit of 300,000 gallons and did not differentiate between residential and commercial. We need to discuss if they will allocate more water. Chairman LaCamera said when the new IMA was signed, it was to allocate an additional 300,000 new gallons and everything else was grandfathered. If not, we have already exceeded the limit. Mr. Sky said we have been trying to scour our records of the allocations and cannot find them. Taunton doesn’t have them either. They have told us that we are using about 140,000 gallons based on usage. It is unclear why they are not thinking about using well water. Chairman LaCamera said we have six (6) or seven (7) Host Community Agreements. Out of those, four (4) are cultivation facilities. These are two (2) facilities, one (1) which has been in operation for a few years and the other has not started yet. Mr. Sky said Bountiful Farms consumption is far less. Chairman LaCamera said the previous Board voted the allocation. Jushi has a water chiller that has been leaking and ran a hose off the hydrant. Mr. Sky said they are still doing that. We cannot allocate this much water to this one (1) facility. Mr. Darling said we spoke to their engineer and asked them questions about their water use and equipment. Chairman LaCamera said we can’t give them more water unless the IMA gets revised. Mr. Sky said the engineer raised the possibility of excluding commercial properties from the allocation. Chairman LaCamera said if they are meeting with the Planning Board for a waiver from parking, they probably should delay the decision. We need to figure out the water situation prior to Planning Board approval. Member Fabian said are we within our power to say they can’t upgrade to a 8” main. Mr. Darling said a design professional needs to confirm the number. We should also use a peer review. Member Fabian said she would like to know what their projection is. Mr. Sky said he has asked for this. We know what the usage is for the building; not for the individual three (3) tenants.

Any other business that may property come before the Select Board

There was no Other Business discussed.

Executive Session

At 7:55 PM, upon a motion made by Member Carboni and seconded by Member Fabian, it was:

VOTED: To enter Executive Session pursuant to M.G.L. c.30A, §21a (3) to discuss strategy with respect to pending and potential litigation if an open meeting may have a detrimental effect on the litigating position of the public body and the Chairman so declares; and pursuant to M.G.L. c.30A, §21a (2) to discuss negotiations with non-union personnel; and pursuant to M.G.L. c.30A, §21a (6) to consider the purchase, exchange, lease or value of real property; 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 June 29, 2022 and not to return to Open Session. Roll call vote: Member Carboni – aye; Member Fabian – aye and Chairman LaCamera – aye.

OTHER ITEMS

1. Memo from Fire Chief regarding on-call firefighter appointments
2. Letter from Middleborough Fire Department regarding Lakeville Fire Department
Letter from City of Taunton Mayor regarding Lakeville Fire Department
3. Revised Preliminary Plan for 44 Clear Pond Road Golf Course

List of documents provided at the Select Board Meeting of July 25, 2022

1. Agenda page
2. Agenda page
3. Agenda page; email from Town Counsel; Warrant for August 8th Special Town Meeting
4. Agenda page; letters of interest from Melissa Turcotte; Mike Cassani and Aimee Avila
5. Agenda page
6. Agenda page; email from Chairman LaCamera
7. Agenda page; Warrant for September 6, 2022 State Primary; email from Town Clerk
8. Agenda page; memo from Town Clerk; copy of Votes Act of 2022
9. Agenda page; application for one day Beer and Wine License; email from Dee Elliot
10. Agenda page; email from Lakeville Lions Club
11. Agenda page
12. Agenda page; Select Board Meeting Minutes of June 27, 2022 and June 29, 2022
13. Agenda page
14. Agenda page Taunton Water Application
15. Agenda page
16. Agenda page

**AGENDA ITEM #18
AUGUST 15, 2022**

NEW BUSINESS

**AGENDA ITEM #19
AUGUST 15, 2022**

OLD BUSINESS

OTHER ITEMS

1. Letter from Open Space Committee regarding Open Space Residential Development By-law
2. Email from M/L Herring Fishery Commission regarding herring counts
3. Letter from Comcast regarding channels

RECEIVED
AUG - 8 2022
SELECTMEN'S OFFICE

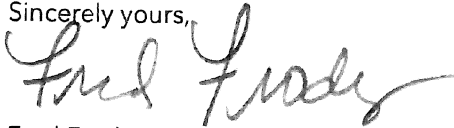
■ ■ ■ Open Space Committee

Aug 6, 2022

Board of Selectmen
Town Administrator
Planning Board
Board of Health
Town Planner

At the meeting of the Open Space Committee on August 4, 2022, the committee discussed the Open Space Residential Development By Law. Given the fact that the By law is titled "Open Space" and that open space is indeed one of the main reasons for creating this By Law, we insist that the Open Space Committee be involved in reviewing and approving all plans and drawings associated with any Open Space Residential Development plan submittal

Sincerely yours,



Fred Frodyma
Chairman, Open Space Committee

①

Tracie Craig-McGee

From: David Cavanaugh <herringwarden@yahoo.com>
Sent: Sunday, July 24, 2022 10:09 AM
To: Bob Nunes; Colleen Lieb; Tracie Craig-McGee
Subject: Herring Counts

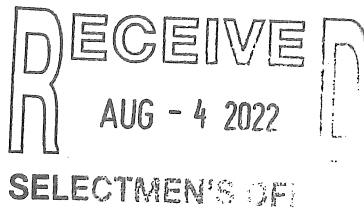
Just FYI and for the Board(s):

We received the estimated herring count for the spring 2022 migration from Division of Marine Fisheries. The Nemasket River herring count this spring was 267,825 plus or minus 16,126. Not the best year.

Almost every run was lower than normal, including runs in Connecticut and Rhode Island.

When responding, please be aware that the Massachusetts Secretary of State has determined that most email is public record.

②



July 29, 2022

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

Dear Chairman and Members of the Board:

We are committed to keeping you and our customers informed about changes to Xfinity TV services. Accordingly please note the following change(s), which will occur in your community:

- *Effective September 13, 2022, EPIX will no longer be available on channel 881, but can continue to be viewed on channel 322; EPIX HD will no longer be available on channels 885 and 1790, but can continue to be viewed on channels 323 and 1871.*
- *Effective September 30, 2022, Olympic Channel will cease operations.*

Customers are receiving this information in advance via bill message. Please do not hesitate to contact me with any questions at **Michael_Galla@comcast.com**.

Sincerely,

Michael Galla

Michael Galla, Sr. Manager
Government & Regulatory Affairs

V8

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