

ANNUAL TOWN MEETING JUNE 3, 2019

Pursuant to the Warrant issued by the Board of Selectmen, duly served and legally posted by a constable of the Town, Moderator Katie Goodfellow called the meeting to order at **7:36 P.M.** at Apponequet Regional High School Auditorium when 100 registered voters had checked in. Same tellers from the Special Town Meeting were appointed and sworn to the faithful performance of their duties by the Town Clerk, Lillian M. Drane. They included Lorraine Carboni, Paul Meleedy, Kim Borge and Kevin Kelleher.

Mrs. Goodfellow set his usual "ground rules" including identifying oneself, using a microphone when you speak, and putting your motions in writing. In lieu of the Town's By-Law, the volume "Town Meeting Time" will be used for parliamentary procedures. A motion was then made to allow non-residents, Franklin Moniz, Lakeville Superintendent of Streets, Jayme Viverios, Lakeville Library Director, Aaron Polansky, Old Colony Vocational School Superintendent-Director, Conrad Leger, BETA Group, Inc., Gregg Corbo, Town Counsel and Todd Hassett, Lakeville Town Accountant, to speak or to be heard- so moved, seconded and passed unanimously. Then she entertained a motion to waive the reading of the warrant, seconded; unanimous. We then proceeded to Article 1.

Prior to taking up Article 1, Mrs. Goodfellow explained that he would be reading totals only from the warrant booklet and if someone had a question within that department, they should put a “**hold**” on it and we would return to all questions at the end of the reading.

ARTICLE 1:

It was voted that the Town determine the salaries of all elected officers and to raise and appropriate \$29,524,938.00; transfer \$5,415.00 from the Massachusetts Water Pollution Abatement Trust; and transfer \$25,000.00 from the Sale of Land Proceeds (613 acres on Howland Road); and transfer \$183,655.00 from Free Cash to defray Town expenses for the fiscal period July 1, 2019 to June 30, 2020 inclusive, said sums to be allocated in accordance with the handout entitled “Town of Lakeville-FY2020-Budget”.

ARTICLE 1- TOWN EXPENSES

100 GENERAL GOVERNMENT:

Line#

#1 Selectmen, Elected Officials-Compensation	\$ 13,995
#2 Selectmen, Personnel	\$ 431,350
#3 Selectmen, Expenses	\$ 54,000
#4 Finance Committee, Expenses	\$ 900
#5 Reserved Fund	\$ 200,000
#6 Accounting, Personnel	\$ 55,681
#7 Accounting, Expenses	\$ 81,725
#8 Assessors, Elected Officials- Compensation	\$ 5,000
#9 Assessors, Personnel	\$ 80,595
#10 Assessors, Expenses	\$ 109,750
#11 Treasurer- Collector, Elected Official Compensation	\$ 80,156
#12 Treasurer – Collector, Personnel	\$ 134,117
#13 Treasurer – Collector, Expenses	\$ 53,251
#14 Law Services, Expenses	\$ 60,000
#15 Personnel Board, Expenses	\$ 800
#16 Information Technology, Personnel	\$ 97,500

#17 Information Technology, Expenses	\$ 258,500
#18 Town Clerk, Elected Official- Compensation	\$ 70,858
#19 Town Clerk, Personnel	\$ 56,270
#20 Town Clerk, Expenses	\$ 8,350
#21 Elections, Expenses	\$ 24,500
#22 Registration, Expenses	\$ 13,700
#23 Conservation Commission, Personnel	\$ 28,820
#24 Conservation Commission, Expenses	\$ 3,100
#25 Planning Board, Expenses	\$ 300
#26 Appeals Board, Expenses	\$ 300
#27 Historic Town House, Expenses	\$ 4,500
#28 Town Office & Fire Station, Expenses	\$ 123,000
#29 Facilities Management, Personnel	\$ 91,796
#30 Facilities Management, Expenses	\$ 50,000
#31 Town Report, Expenses	\$ 800
#32 Cable TV Advisory Committee, Expenses	\$ 12,000
#33 Other General Government Expenses	\$ 11,002

TOTAL – GENERAL GOVERNMENT (100)	<u>\$ 2,216.616</u>
-----------------------------------------	----------------------------

200 PUBLIC SAFETY:

#34 Police, Personnel	\$ 1,679,973
#35 Police, Expenses	\$ 205,550
#36 Communication Personnel	\$ 298,697
#37 Fire Personnel	\$ 1,289,206.
#38 Fire, Expenses	\$ 123,025
#39 Building Inspection, Personnel	\$ 246,870
#40 Building Inspection, Expenses	\$ 3,600
#41 Part-time Inspector, Expenses	\$ 64,300
#42 Emergency Management, Personnel	\$ 2,500
#43 Emergency Management, Expenses	\$ 5,480
#44 Animal Control, Personnel	\$ 92,246

#45 Animal Inspector, Expenses	\$ 20,000
TOTAL - PUBLIC SAFETY (200)	\$ 4,031,447
300 EDUCATION	
FREETOWN-LAKEVILLE REGIONAL SCHOOLS	
#46 School Committee - Stipends	\$ 6,500
-Operating Assessment	\$13,992,535
-Transportation	\$ 364,552
-NonExcluded Debt	\$ 109,134
-Excluded Debt	\$ 315,548
#47 Total-Freetown-Lakeville Regional School District	\$14,781,769
#48 OLD COLONY RVTHS ASSESSMENT	\$ 1,960,970
#49 BRISTOL AGRICULTURAL TUITION	\$ 315,655
TOTAL - EDUCATION (300)	\$17,064,894
400 PUBLICS WORKS:	
#50 Highway, Personnel	\$ 590,641
#51 Highway, Expenses	\$ 228,350
#52 Snow & Ice, Personnel	\$ 17,740
#53 Snow & Ice, Expenses	\$ 38,575
#54 Street Lighting, Expenses	\$ 25,000
#55 Cemetery Services Expenses	\$ 13,000
TOTAL – PUBLIC WORKS (400)	\$ 913,306
500 HEALTH & HUMAN SERVICES	
#56 Board of Health Elected Officials Compensation	\$ 5,000
#57 Board of Health, Personnel	\$ 95,344
#58 Board of Health, Expenses	\$ 10,550
#59 BOH/Visiting Nurse, Expenses	\$ 4,000
#60 Council on Aging, Personnel	\$ 184,540
#61 Council on Aging, Expenses	\$ 30,000
#62 Veterans Services, Personnel	\$ 18,471
#63 Veterans Services, Expenses	\$ 184,555

TOTAL - HUMAN SERVICES (500)	\$ 532,460
600 CULTURE & RECREATION:	
#64 Library, Personnel	\$ 262,560
#65 Library, Expenses	\$ 109,135
#66 Total- Historic Library	\$ 4,000
#67 Total- Historical Commission	\$ 500
TOTAL - CULTURE & RECREATION (600)	\$ 376,195
700 DEBT SERVICE:	
#68 TOTAL - DEBT SERVICE (700)	\$ 1,338,402
800- INTERGOVERNMENTAL	
#69 Plymouth County Ext CO-OP	\$ 500
#70 Regional Planning Assessment	\$ 1,986
TOTAL -INTERGOVERNMENTAL- (800)	\$ 2,486
900 EMPLOYEE BENEFITS & INSURANCE	
#71 Plymouth County Commissioners Assessment	\$ 1,031,078
#72 Unemployment Expense	\$ 1,000
#73 Total - Group Insurance	\$ 2,025,124
#74 Total - General Insurance	\$ 206,000
TOTAL – EMPLOYEE BENEFITS & INSURANCE (900)	\$ 3,263,202
ARTICLE 1- GRAND TOTAL, GENERAL FUND BUDGETS (100-900)	\$29,739,008

Summary	
\$29,524,938	Taxation
\$183,655	Free Cash
\$25,000	Howland Rd-Sale of Land
\$5,415	Septic Loan Program
\$29,739,008	TOTAL

Finance Committee-Approved

The motion PASSED unanimously.

ARTICLE 2:

It was voted that the Town appropriate the sum of Two Hundred Ninety Six Thousand Dollars (\$296,000.00) for the **Park Department Enterprise Fund as follows:** Thirty Five Thousand Five Hundred Dollars (\$35,500.00) to be raised from Park Department Retained Earnings and Two Hundred Sixty Thousand Five Hundred Dollars (\$260,500.00) to be raised from Estimated Park Department Receipts, said sums to be allocated between salaries and expenses of the Park Department for the fiscal period July 1, 2019 to June 30, 2020, inclusive, as indicated in the Finance Committee Report.

ARTICLE 2-

630 PARK ENTERPRISE FUND

Park Enterprise Personnel	\$ 136,559
Park Enterprise Expenses	\$ 159,441
TOTAL-PARK ENTERPRISE REVENUE	(-\$296,000)

Finance Committee-Approved

The motion PASSED unanimously.

ARTICLE 3:

It was voted that the Town appropriate the sum of Three Hundred Eighty Thousand Dollars (\$380,000.00) for the **Landfill Enterprise as follows:** Ninety Thousand Dollars (\$90,000.00) to be raised by taxation and Two Hundred Ninety Thousand Dollars (\$290,000.00) to be raised from Estimated Landfill Receipts, said sums to be allocated between the salaries and expenses of the Landfill for the fiscal period July 1, 2019 to June 30, 2020, inclusive, as indicated in the Finance Committee Report.

ARTICLE 3-

LANDFILL/TRANSFER STATION

430 LANDFILL ENTERPRISE FUND

Landfill/Transfer Station, Personnel	\$ 200,931
Landfill/Transfer Station, Expenses	\$ 179,069
TOTAL-LANDFILL ENTERPRISE REVENUE	(-\$380,000)

Finance Committee-Approved

The motion PASSED by majority vote.

ARTICLE 4:

It was voted that the Town raise and appropriate the sum of Twenty Thousand Dollars (\$20,000.00) to cover the cost of **contractual obligations upon retirement of Town Employees.**

Finance Committee-Approved

The motion PASSED unanimously.

ARTICLE 5:

It was voted that the Town appropriate the sum of **\$978,300.00** to pay costs of **capital improvements**, and all costs incidental and related thereto, as follows:

<u>Police Department</u>	
Two (2) New Police Cruisers w/equipment (less trade-ins)	\$ 67,700.00
Seven 7 New Ballistic Shields and Eight 8 New Helmets	\$ 22,600.00
<u>Fire Department</u>	
One(1) 4 Wheel Drive Truck w/equipment (less trade-in)	\$ 38,000.00
One (1) new Fire Pumper with a new Jaws of Life and equipment (less trade-ins)	\$470,000.00
<u>Highway Department</u>	
One (1) used Cab and Chassis with multi-use body, Sander, Plow and equipment	\$ 75,000.00
Two (2) new 40x30 Storage Sheds with Staging	\$ 75,000.00
One (1) used 38 foot Bucket Truck w/safety equipment	\$ 60,000.00
One (1) new Leaf Loader, One (1) new Riding Mower, and One (1) new Zero-turn Mower	\$ 25,000.00
Site Work and Engineer for the Beneficial Use Determination (BUD) Permit	\$ 50,000.00
<u>Miscellaneous</u>	
One (1) New 4 Wheel Drive Truck for the Animal Control Officer	\$ 30,000.00
Pave Driveway and Parking Lot at the Animal Shelter	\$ 20,000.00
National Register Listing and Preservation Plans for the Historical Commission	\$ 10,000.00

Historic and Archaeological Assets Survey for the Historical Commission	\$ 25,000.00
Data Software Codification for the Town Clerk	<u>\$ 10,000.00</u>
TOTAL	\$978,300.00

and that to meet this appropriation, to transfer from the following available funds:

Shall be transferred from the Sale of Land Proceeds (Howland Road)	\$379,840.00
Shall be transferred from the Sale of Property Proceeds (239 Main Street, the Old Assessors Building)	\$240,100.00
Shall be transferred from the Sale of Real Estate	\$ 13,203.75
Shall be transferred from the Sale of the Water Tower	\$ 40,006.25
Shall be transferred from the Water Infrastructure Stabilization Fund	<u>\$101,800.00</u>
SUBTOTAL	\$774,950.00

and to transfer the following funds from previous Town Meetings, as follows:

Article 13 Annual Town Meeting 2012 held on June 13, 2011	\$ 15,000.00
Article 14 Annual Town Meeting 2015 held on June 9, 2014	\$ 15,000.00
Article 12 Annual Town Meeting 2016 held on June 15, 2015	\$ 12,782.00
Article 12 Annual Town Meeting 2016 held on June 15, 2015	\$108,900.00
Article 10 Annual Town Meeting 2016 held on June 15, 2015	\$ 17,000.00
Article 19 Annual Town Meeting 2017 held on June 6, 2016	\$ 17,000.00
Article 6 Annual Town Meeting 2018 held on June 12, 2017	\$ 17,000.00
Article 5 Annual Town Meeting 2019 held on June 4, 2018	<u>\$ 668.00</u>
SUBTOTAL	\$203,350.00

Subtotal	\$774,950.00
Subtotal	<u>\$203,350.00</u>
GRAND TOTAL	\$978,300.00

and to authorize the Board of Selectmen and other appropriate Town Officials to take such action as may be necessary to effectuate the purposes of this vote.

Finance Committee-Approved

The motion carried by 2/3rds requirement, PASSED unanimously.

ARTICLE 6:

It was voted that the Town raise and appropriate the sum of Five Thousand Dollars (\$5,000.00) for the **Middleborough-Lakeville Herring Fishery Commission** for pilot projects to protect the passage of river herring to include an Ecoharvester-pilot demonstration, a benthic mat test, or other mechanical, chemical or biological intervention.

Finance Committee-Approved

The motion PASSED unanimously.

ARTICLE 7:

It was voted that the Town:

- A) Authorize the Board of Selectmen to acquire easements to undertake the **Route 79 (Myricks Street/Rhode Island Road)** Rehabilitation Project, as described in Article 7 of the warrant;
- B) Transfer the care, custody, and control of a portion or portions of the Town-owned property or properties shown on the plans described in Article 7 of the Warrant from the board or officer having custody of the same for the purposes for which such properties are currently held to the Board of Selectmen for public way and utility purposes and further to dedicate said portions of the Town-owned properties to the foregoing purposes, and, if applicable, authorize the Board of Selectmen to submit petitions to the General Court to allow the foregoing under Article 97 of the Massachusetts Constitution or otherwise;
- C) Authorize the Board of Selectmen to dispose of any excess land located outside the altered layout of Route 79 on such terms and conditions and for such consideration as the Selectmen deem appropriate;
- D) Appropriate the sum of \$2,300,000.00 for the purposes described in Article 7 of the Warrant, and to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, be authorized to borrow said sum under M.G.L. Chapter 44, Section 7 or 8, as amended, or any other enabling authority, and to issue

bonds or notes of the Town therefor. Any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. Chapter 44, Section 20, as amended, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount; provided, however, that this vote shall not take effect until the Town votes to exempt from the limitation on total taxes imposed by G.L. c.59, §21C (**Proposition 2½**) the amounts required to pay the principal of and interest on the borrowing authorized by this vote; and

- E) Authorize the Board of Selectmen to enter into all agreements and take any and all actions as may be necessary or appropriate to effectuate the purposes set forth in Article 7 of the Warrant.

Finance Committee-Approved

The motion carried by 2/3rds requirement (89 Yes to 3 No).

ARTICLE 8:

It was voted that the Town appropriate the sum of \$1,700,000.00, for the purpose of **reconstructing, resurfacing and repairing Town roads**, including the payment of all costs incidental and related thereto, and that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen, be authorized to borrow said sum under M.G.L. Chapter 44, Section 7 or 8, or any other enabling authority, and to issue bonds or notes of the Town therefor; that any premium received by the Town upon the sale of any bonds or notes approved by this vote, less any such premium applied to the payment of the costs of issuance of such bonds or notes, may be applied to the payment of costs approved by this vote in accordance with M.G.L. Chapter 44, Section 20, as amended, thereby reducing the amount authorized to be borrowed to pay such costs by a like amount; and further, to authorize the Board of Selectmen to enter into all agreements and execute on behalf of the Town any and all documents as may be necessary or convenient to effectuate the purposes of this Article; provided, however, that this vote shall not take effect until the

Town votes to exempt from the limitation on total taxes imposed by G.L. c.59, §21C (**Proposition 2½**) the amounts required to pay the principal of and interest on the borrowing authorized by this vote.

Finance Committee-Approved

The motion carried by 2/3rds requirement, PASSED unanimously.

ARTICLE 9:

It was voted that the Town approve the **amended Agreement** among the Towns of Acushnet, Carver, Lakeville, Mattapoisett and Rochester with respect to the establishment of a **Regional Vocational Technical High School District** as proposed by the Old Colony District School Committee. The proposed agreement has been reviewed by the legal counsel of the Old Colony School District, as well as, the town counsels of all member communities.

Finance Committee-Approved

The motion PASSED unanimously.

Planning Board member, Sylvester Zienkiewicz gave a Planning Board report on Articles 10 & 11 as presented in the warrant.

ARTICLE 10:

It was voted that the Town **amend** the **Zoning By-Law, Section 8.7 Temporary Licenses** to change the licensing authority for mobile homes and storage boxes from the Board of Selectmen to the Building Commissioner and to make the changes shown below, with additions in **bold** and deletions in ~~strikethrough~~:

8.7 TEMPORARY LICENSES

Notwithstanding the other provisions of this by-law, the owner and occupier of a residence which has been **unintentionally** destroyed ~~by fire or other natural holocaust~~, or the owner of a conforming lot under these by-laws and permitted for building a single family residence, may apply

for a license from the ~~Board of Selectmen~~ **Building Commissioner** to place a mobile home as defined herein and to reside in such home for a period not to exceed twelve months while the residence is being built or rebuilt. Any such mobile home shall be subject to the provisions of the State Sanitary Code. Such a license may be issued for a period of six (6) months and may be reserved by written request thirty (30) days prior to expiration for an additional six (6) months due to unforeseen circumstances or other unavoidable delays.

8.7.1 Upon application from the owner of a parcel of land, the ~~Board of Selectmen~~ **Building Commissioner** may issue a temporary license to place a mobile home as defined herein, on such land of the applicant for a temporary residence of transient non-paying guests for a period not to exceed three months. Such license shall be non-renewable. Any such mobile home shall be subject to the provisions of the State Sanitary Code.

8.7.2 Upon application from the owner of a parcel of land, the ~~Board of Selectmen~~ **Building Commissioner** may issue a temporary license to place an unoccupied mobile home as defined herein, for storage on such lot for a period not to exceed one year, but may be renewed annually.

8.7.3 Upon application from the owner of a parcel of land, the ~~Board of Selectmen~~ **Building Commissioner** may issue a Temporary License to place a storage box, as defined herein, on the subject property to be used for storage of vehicles or other personal property for a period not to exceed one year and may be renewed annually subject to review by the Board.

Finance Committee-Approved

Planning Board- Approved

The motion carried by 2/3rds requirement, PASSED unanimously.

ARTICLE 11:

It was voted that the Town **amend** the **Zoning By-Law, Section 6.7 Site Plan Review, Sub-section 6.7.3 – Procedure- Residential** as set forth below with additions in **bold** and deletions in ~~strikethrough~~:

Applicants for a building permit for new construction of or for modification or addition to any residential structure which will disturb more than ~~3,000~~ **43,560** square feet of ground ~~for which filing of a Notice of Intent with the Lakeville Conservation is not required~~ shall submit three (3) copies of a site plan as described herein **to** the Town Clerk for Planning Board approval. Failure of the Planning Board to act within twenty-one (21) days of receipt of a site plan shall be deemed lack of opposition thereto.

Finance Committee-Approved

Planning Board- Approved

The motion carried by 2/3rds requirement (75 Yes to 3 No).

ARTICLE 12:

To see if the Town will vote to accept **Satucket Trail** as a Town Way as laid out by the Board of Selectmen and to authorize the Selectmen to acquire by gift, purchase or eminent domain, an easement or fee simple in the way and any related easements as shown on the road layout plan drawn by Allen & Major Associates, Inc., on file with the Town Clerk as shown on **Sheet 1** of the plan entitled *“Street Acceptance Plan Satucket Trail in Lakeville, MA dated December 26, 2018”*, or take any other action relative thereto.

After a short discussion, a motion was made to table this matter indefinitely, it was seconded, and the motion passed by majority.

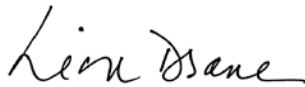
All business on the Warrant having been acted upon, a motion to dissolve came at 8:44 PM.

Check lists were used and **129 voters**, including 9 Town Meeting Members were checked on the lists as being present as follows:

	P.1	P.2	P.3	Total
Voter Registration per Precinct as of 5/14/2019	2,434	2,572	2,768	7,774
Checked-in on 6/3/2019	32	66	31	129
% Turn-out on 6/03/2019	1.31%	2.56%	1.11%	1.65%
TOTAL	32	66	31	129

- Articles 7 & 8 are to be sent to DOR – Special Town Election to be held by September 15, 2019.
- Articles 10 & 11 are Zoning By-Laws amendments, pending approval by the Attorney General.

A true copy of the record, attest:



Lillian M. Drane, CMC/CMMC,
Town Clerk