

SPECIAL TOWN MEETING

November 30, 2020

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 **6:35 P.M.** at Apponequet Regional High School Gymnasium when *25% registered voters had been checked in of 100. Tellers had been appointed and sworn in by the Town Clerk, Lillian M. Drane. They included Geraldine Taylor and Annette Andrews.

Mrs. Goodfellow set her 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.

We began with the Pledge of Allegiance to the Flag of the United States of America, and we held a brief moment of silence in memory of the following: **JOHN POWDERLY-** Board of Selectmen 2012 – 2019, Energy Advisory Committee 2012 – 2019, Capital Expenditures Committee 2012 – 2016, Plymouth County Advisory Board 2012 – 2015, Casino Advisory Committee 2012 – 2016, Emergency Planning Committee 2012 – 2019, Energy Advisory Committee 2012 – 2019, Project Review Committee for 43D 2013 – 2014, Middleboro Gas & Electric Commission 2013 – 2019, Ted Williams Commissary Renovation Committee 2013, Town Forest Committee 2015 – 2018, Veterans Service 2017 – 2019, GATRA Advisory Board 2017.

A motion was then made to allow non-resident(s), Franklin Moniz, Lakeville DPW Director, 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.

ARTICLE 1:

It was voted that the Town transfer the sum of \$14,713.60 from Free Cash and \$2,183.75 from Solid Waste Retained Earnings to pay for the unpaid bills from the prior fiscal years as set forth in the Article 1 of the Warrant.

ARTICLE #1

Unpaid Bill No.	Department	Vendor	Amount	Purpose
1.	Treasurer/Collector	Invoice Cloud	\$ 50.00	June collection services
2.	Town Offices	Standish Oil Co	\$ 180.50	01/15/2020 Service
3.	Library	Ricoh	\$5,383.10	Copier replacement
4.	Unemployment Compensation	Comm of MA- DUA	\$9,100.00	March-June 2020 Claims cost
5.	Transfer Station	WasteZero	\$ 772.50	Sept 2018 Bags
6.	Transfer Station	WasteZero	\$1,411.25	Nov. 2019 Bags
		TOTAL	<u>\$16,897.35</u>	

Finance Committee- Approved

The motion carried by 9/10ths requirement (30 Yes to 1 No), motion passed by requirement.

ARTICLE 2:

It was voted that the Town raise and appropriate from taxation the sum of \$30,452.00 and from Free Cash the sum of \$139,000.00 to supplement the appropriations identified in Article 2 of the Warrant, and to otherwise adjust certain budget line items that were previously voted in Article 6 of the June 23, 2020 Annual Town Meeting for the Fiscal Year beginning July 1, 2020 for various Town Departments, as shown in Article 2 of the Warrant.

ARTICLE 2

Line No.	Dept.	Budget Line Item	Original Budget Amount	Increase or Reduction	New Bdgt Amt	Purpose
1	Selectmen/ Administration	Salaries		\$40,000		Town Administrator
2	Selectmen/ Administration	Expenses		\$10,000		TA Search Firm
9	Treasurer/ Collector	Salaries		(\$40,000)		Elected Treasurer/Collector Retirement
10	Treasurer/ Collector	Expenses		\$40,000		Interim Treasurer/Collector Contracted Services
14	Human Resources	Compensation Reserve		\$15,000		Laborers Union Agreement/ Stipends
15	Technology	Salary		(\$40,000)		IT Director resigned
16	Technology	Expenses		\$40,000		IT Services
19	Elections	Expenses		\$ 3,500		Postage-Early Voting
35	Fire	Salaries		\$22,000		Retirement Buyback
46	Old Colony Regional Voc	Expenses		(\$16,048)		Reduced Assessment
62	Library	Expenses		\$ 7,000		Water/Irrigation
71	Unemployment Compensation	Expenses		\$50,000		Increased Claims Cost
73	Risk Management	Expenses		\$43,000		Increased premiums-Liability & Workers Comp
			TOTALS	\$174,452		

Finance Committee- Approved

The motion PASSED unanimously.

ARTICLE 3:

It was voted that the Town transfer from the unexpended balances of the appropriations made for the capital projects listed in Article 3 of the Warrant for the total transfer of \$22,652.73, an additional sum of \$236,347.27 from Free Cash, and another additional sum of \$162,000.00 from Landfill Retained Earnings, for a total appropriation of \$421,000.00 to pay for the capital projects stated in Article 3 of the Warrant.

ARTICLE 3

Department	Project/Purpose	Town Meeting	Amount
Park	Clear Pond Septic System	ATM 05/2006, Art 10	\$6,815.95
Highway	Transfer Station Containers	ATM 06/2013, Art 13	\$3,850.00
Town Offices	Windows Replacement	ATM 06/2013, Art 13	\$ 710.00
Fire	Ambulance & Equipment	ATM 06/2014, Art 14	\$ 233.00
Police	Simulcast Radio System	ATM 06/2014, Art 14	\$1,000.00
Technology	IT Equipment	ATM 06/2015, Art 12	\$ 307.33
Highway	Modular Office/Equipment	ATM 06/2017, Art 1	\$ 0.45
Highway	Roadway Imp/Roller	ATM 06/2017, Art 1	\$ 39.61
Fire	SCBA Equipment	ATM 06/2018, Art 5	\$ 162.00
Highway	Used Trucks	ATM 06/2018, Art 5	\$ 500.00
Police	Boat & Equipment	STM 11/2018, Art 3	\$ 9.00
Highway	Storage Building	STM 11/2018, Art 3	\$1,377.50
Highway	Oil Tanks, Pumps	STM 11/2018, Art 3	\$ 394.88
Police	Ballistic Shields	ATM 06/2019, Art 5	\$ 265.00
Fire	4WD Truck w/Equipment	ATM 06/2019, Art 5	\$0.10
Animal Control	4WD Truck	ATM 06/2019, Art 5	\$ 27.00
Highway	Used Chassis & Cab	ATM 06/2019, Art 5	\$1,500.00
Highway	Storage Sheds	ATM 06/2019, Art 5	\$ 606.02
Highway	Used Bucket Truck w/Equip	ATM 06/2019, Art 5	\$ 100.00
Highway	Leaf Loader & Mowers	ATM 06/2019, Art 5	\$4,740.09
Highway	Pickup Truck w/Plow	ATM 06/2020, Art 4	\$ 14.20
		TOTAL (Close/ Transfer)	\$22,652.73

FY2021 CAPITAL PROJECTS:

Line	Department	Item	Amount
1	Police	Unmarked Cruiser replacement, purchase and equip	\$35,000.00
2	Fire	Pickup Truck, purchase and equip	\$55,000.00
3	Fire	Permit Software	\$10,000.00
4	Fire	Radio Replacement	\$57,000.00
5	Highway	Mower replacement	\$22,000.00

6	Highway	Used Cab & Chassis w/Sander, Plow, purchase and equip	\$80,000.00
7	Landfill	Front end Loader replacement, purchase and equip	\$162,000.00
		TOTAL	\$421,000.00

Finance Committee- Approved

The motion PASSED by majority.

ARTICLE 4:

It was voted that the Town amend the source of funds previously voted in Article 7 of the June 23, 2020 Annual Town Meeting for the Fiscal Year beginning July 1, 2020; to reduce Estimated Park Receipts by \$50,000.00 and replace with \$50,000.00 from Free Cash.

Finance Committee- Approved

The motion PASSED by majority.

ARTICLE 5:

It was voted that the Town appropriate from Free Cash the sum of \$50,000.00 to be added to the Town's Other Post-Employment Benefits Trust Fund.

Finance Committee- Approved

The motion PASSED unanimously.


All business on the Warrant having been acted upon, a motion to dissolve came at 6:53 PM.

Check lists were used for the Special Town Meeting and 34 voters including 7 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 11/20/2020	2636	2779	3180	8595
Checked-In	12	14	8	34
% Turn-out on 11/30/20	0.45%	0.50%	0.25%	0.40%

A true copy of the record.

Attest:



**Lillian M. Drane, MMC/CMMC,
Town Clerk**

NOTE: The Board of Selectmen hereby provided notice of its intention to considering an adjustment of the quorum requirements for the November 30, 2020 Special Town Meeting. House Bill 4777, signed by the Governor on June 5, 2020, and authorizes a Board of Selectmen to reduce the quorum to at least 10% for an Annual or Special Town Meeting, regardless of whether such quorum is set by bylaw or charter. In Lakeville, Chapter II, Section 6 of the General Bylaws, provides for a quorum of 100 voters.

As background, based upon the orders and guidance issued by the Governor and the Commonwealth Department of Public Health, among others, restricting large gatherings and various public functions, and the declaration of a State of Emergency (COVID-19 Pandemic) in the Commonwealth, significant planning was undertaken to hold the Town Meetings at the Apponequet Regional High School-Gymnasium. The

intent of such plan was to provide voters with a way to attend the Town Meetings without having to choose between protecting their health and participating as a member of the legislative body of the Town.

One of the most essential jobs of the Town Meeting is to set the budget for the upcoming fiscal year, and the Board of Selectmen and Finance Committee have determined that it is in the Town's best interests to approve a budget for the upcoming fiscal year (rather than administratively approving a 1/12th budget on a monthly basis). Working with the Moderator, Town Administrator and other key staff, the Town has prepared a Town Meeting plan consistent with the advice and guidance of the Governor and the Department of Public Health.

Therefore, to preserve the option for Town Meeting to be held with a lower quorum, the Board hereby provided notice of its intent to meet on a virtual platform on November 16, 2020 at 6:30 PM to discuss whether, with the Moderator's input and approval, it should lower the quorum to ensure that Town Meeting can undertake its responsibilities. Such meeting was conducted via a virtual platform with public access to allow the public to follow the deliberations in real time. (To view this meeting in progress and attend/or participate in the discussion, it can be watch live on Facebook at <https://www.facebook.com/Lakecam/>. This meeting will be recorded and available to be viewed at a later date at <http://www.lakecam.tv/>.)

In accordance with An Act Relative to Municipal Governance During the COVID-19 Emergency, on June 4, 2020, [at least seven days before the Board's vote], the Board of Selectmen provided notice of its intention to reduce or otherwise adjust the Annual and Special Town Meetings quorum requirement established by Lakeville's Town Bylaws, Chapter II, Section 6. On November 16, 2020, in compliance with the Open Meeting Law, the Board of Selectmen and Moderator conferred, met and discussed lowering the 100 voter Annual & Special Town Meeting quorum requirement pursuant to the Town's Bylaws, Chapter II, Section 6, to 25% (25) voters. A copy of the certified vote of said meeting is noted herewith.

Quorums: Section 7 (a) authorizes a select board or board of selectmen (with the approval of the town moderator) to "prescribe the number of voters necessary to constitute a quorum at any town meeting

held during the governor’s March 10, 2020 declaration of a State of Emergency at a number that is less than the number that would otherwise be required by law, town by law or town charter; 10 per cent of the number that would otherwise be required. “Section 7 (c) requires: “not less than 10 days after a vote of the select board or board of selectmen to adjust the quorum requirement under this section, the town clerk shall notify the attorney general of the adjusted quorum requirement.”


Upon a motion made by Selectman Day and seconded by Selectmen Fabian, it was:

VOTED: That the Board of Selectmen establish a quorum of 25 registered voters for all Town Meetings held during the State of Emergency declared in response to the COVID-19 pandemic, including but not limited to, the upcoming November 30, 2020 Special Town Meeting.

Roll call vote: Selectmen Fabian- aye; Selectman Day- aye and Chairman LaCamera- aye.

Attest: 
Lillian M. Drane, MMC/CMMC
Town Clerk

A true copy of the record, attest:


Lillian M. Drane, MMC/CMMC,
Town Clerk