

SELECTMEN'S MEETING
Monday, September 25, 2006

On September 25, 2006, the Board of Selectmen held a meeting at 6:30 PM at the Town Office Building in Lakeville. The meeting was called to order by Chairman LaCamera at 6:30 PM. Present were: Selectman Evirs, Selectman LaCamera and Selectman Yeatts. Also present were: Rita Garbitt, Town Administrator, Tracie Craig, Executive Assistant and Christine Weston, Recording Secretary.

6:30 PM Lakeville Arts Council

Daniel Cooney, Chairman, Lakeville Art Council, was present and took the floor to discuss the Arts & Music Festival which is scheduled for September 30th. There will be nine (9) different musical acts, dancers from Bridgewater State College, demonstrations from craft people in the old Town Hall of Navaho weaving, pottery, spinning and acrylic painting. The Library will also be having children's events with story telling. There will also be two (2) craft tents with many crafters and food sponsored thru the L.U.C.C. (Lakeville United Church of Christ). The Junior Garden Club will have a Fall display and will be selling Fall photos. The Garden Club will be selling country store items and penny candy. A game inventor will also be available with many comical acts. Applications will be available to apply for a grant for next years Arts & Music Festival. This is the second year of the event.

The event will open at 10:00 AM and conclude at 4:00 PM this Saturday at the Town Centre, (Routes 18 and 105), rain or shine, and there is no admission. The intersection will be busy in that area and hopefully everyone will show patience during that day. Parking has been arranged at the new soccer area at Ted Williams Camp and also a path has been carved out from the soccer field to the Town House. Parking will also be available at Assawompset School with police on duty to help everyone cross the streets. Cable TV, Cranberry Country Journal, will be filming the event for local broadcast, if you cannot make it to the event. It has been advertised in the three (3) major papers and four (4) others as well. This event was very successful last year.

6:50 PM Public Hearing-Joe's Gas liquor license violation

Upon a motion made by Selectman Evirs; seconded by Selectman Yeatts it was:

VOTED: To open the Liquor License Violation Hearing.
Unanimous in favor

Chairman LaCamera read a letter from Chief Mark Sorel regarding an apparent liquor license violation, specifically sale of alcohol to minors. It was noted that legal counsel had been retained by the owner of Joe's Gas, and they had requested a postponement of the hearing. Ms. Garbitt noted that due to the Jewish holiday of Yon Kippur, they would not be able to attend the Selectmen's October 2, 2006 meeting.

Upon a motion made by Selectman Evirs; seconded by Selectman Yeatts it was:

VOTED: To continue the Liquor License Violation Hearing to Wednesday, October 11, 2006 at 6:45 pm in the Town Office building.
Unanimous in favor

Reconsider conditions on Walgreen's approval for water allocation

James Marot, Building Commissioner, was present for the discussion. Chairman LaCamera explained that the engineering firm looked at what it was going to take in order to install the water lines on behalf of the Richmond Company, and it was found that there are other utilities in the way and it would be rather expensive to move those in order to install the water line. Mr. Marot displayed a set of plans depicting the two (2) water lines highlighted (yellow – Taunton water line, pink – Middleborough water line). It crosses the street in two areas. Chairman LaCamera added that originally the Taunton water line was going to be extended from the Panettieri development to Bridge Street to complete that loop, unfortunately, because of the road layout, the combination of gas and many other utilities, the only way that that could be done is to get easements from all the property owners and that may not be feasible. Thus, what is being proposed is to connect to the Taunton water line across the street in front of the former hospital property to the boundary where Walgreen's will be built and put a "T" connection in. As properties are developed on the Walgreen's side of Main Street, the line will be extended and eventually connected. This plan has been approved by Mass Highway. They will bore under the road rather than having the road dug up. A new mitigation plan will have to be submitted to the Board of Selectmen for their approval.

Upon a motion made by Selectman Evirs; seconded by Selectman Yeatts it was:

VOTED: To rescind the vote that was taken on August 14, 2006 by the Board of Selectmen and to approve the request for 750 gallons per day of water from the City of Taunton water allocation to the Town on Lakeville based upon the revised plan submitted for Walgreen's subject to approval by Mass Highway and subject to Board of Selectmen's approval of a new mitigation plan to be submitted by Walgreen's.
Unanimous in favor.

Revisit Chapter 61B withdrawal of Poquoy Investment Group property

Chairman LaCamera explained that Poquoy Investment Group is asking permission to withdraw two (2) lots of land for the total land area, one located on Leonard Street and one located on Southworth Street, both are about 70,000 square feet. to purchase or deny that property. The Planning Board did not feel that the property was of any interest to the Town. The Conservation Commission has no interest in either parcel.

Upon a motion made by Selectman Evirs; seconded by Selectman Yeatts it was:

VOTED: Not to exercise the Town's option to purchase the property owned by Poquoy Investment Group located on Southworth and Leonard Streets (Lot 4 and Lot 1), Map 24, Block 1, Lot 1 and Map 24, Block 1, Lot 4 (Assessor's Map) and recorded at the Plymouth County Registry of Deeds in Book 4024, Page 380 and Book 3336, Page 420.
Unanimous in favor

Ratify appointment by Finance Committee of Martha Weeks-Green to Capital Expenditures Committee

Chairman LaCamera read a memo from the Finance Committee appointing Martha Weeks Green as its member to the Capital Expenditures Committee.

Upon a motion made by Selectman Yeatts; seconded by Selectman Evirs it was:

VOTED: That Martha Weeks-Green be appointed to the Capital Expenditures Committee for a term to expire to July 31, 2007.
Unanimous in favor

Schedule January Board of Selectmen meetings

Upon a motion made by Selectman Evirs; seconded by Selectman Yeatts it was:

VOTED: To schedule January 8, 2007 and January 22, 2007 as Board of Selectmen meeting dates for the month of January.
Unanimous in favor

Vote to approve Selectmen's minutes of April 4, August 16, 2006 (2 sets); August 23rd and August 29, 2006

Upon a motion made by Selectman Yeatts and Chairman LaCamera stepping down to vote it was:

VOTED: To waive the reading of and approve the Selectmen's meeting minutes of April 4, 2006 as presented.
Unanimous in favor with one abstention

Upon a motion made by Selectman Yeatts; seconded by Selectman Evirs it was:

VOTED: To waive the reading of and approve the Selectmen's meeting minutes of August 16, 2006 (2 sets), August 23, 2006 and August 29, 2006 as presented.
Unanimous in favor

Vote to approve Executive Session July 24, 2006 and August 30, 2006

Upon a motion made by Selectman Yeatts; seconded by Selectman Evirs it was:

VOTED: To waive the reading of and approve the Executive Session Selectmen meeting minutes of July 24, 2006 and August 30, 2006 as presented.
Unanimous in favor

Any other business that may properly come before that meeting.

Selectman Evirs stated that he and Derek Maksy had attended a meeting at MG&E (Middleborough Gas & Electric Department). The MG&E has asked for help in securing the delinquent accounts in the Town of Lakeville. Lakeville has agreed to work with the MG&E on this matter and they created a list of the delinquent accounts which is approximately \$80,000. Any costs that are incurred by Lakeville for doing this service, work done through the Board of Assessors Department and Treasurer/Collector's Office, will be reimbursed as it will be funded by the MG&E. An initial letter will be sent out to those who have a delinquent account informing them that this is being done.

Upon a motion made by Selectman Yeatts; seconded by Selectman Evirs it was:

VOTED: To send the proposed draft letter from the office of Debra A. Kenney, Treasurer/Collector, Town of Lakeville to the delinquent customers as listed on a memo from the MG&E Department.
Unanimous in favor

Chairman LaCamera noted that Martha Schroeder of the Conservation Commission has requested an additional \$600 to purchase loam for the wildflower garden at Tamarack Park.

Upon a motion made by Selectman Yeatts; seconded by Selectman Evirs it was:

VOTED: To approve an additional \$600 of loam (40 cubic yards) in order to complete the work for the Tamarack Park Project.
Unanimous in favor

Chairman LaCamera mentioned that there are two (2) available openings for people-at-large to serve on the Public Safety/Town Office Building Feasibility Study Committee. Kaestle Boos has been awarded the contract. Anyone interested in serving on the Committee were asked to send letters of interest to the Board of Selectmen.

Chairman LaCamera stated that a site visit is needed to review the stockpile application of A. A. Will on 90 Precinct Street for the LeBaron Project prior to the hearing taking place. The visit was scheduled for Friday, October 13th at 8:00 AM and James Marot, Building Commissioner, will also attend. Mr. Paul McGillis asked if the permit was also in regards to the permit for the processing plant? Ms. Garbitt said yes. Chairman LaCamera added that the hearing will be scheduled once the walk-through has been done.

Selectman Evirs questioned the display of rental equipment at Starr Market? Chairman LaCamera stated that Mr. Marot is currently checking into that matter. Mr. Marot stated that at this time, he understands that this is a Middleborough business and the person does not reside in Lakeville. There have been two (2) verbal complaints regarding the display, no written complaints as of yet.

Selectman Evirs asked if the frame (formerly a billboard sign) across from the Assawompset School was being looked into to be removed? Mr. Marot responded that he is looking into that. It could be conveyed that the frame is unsightly and ask that the owner remove it. If they do not remove it within a specified time frame, then the Highway Department could remove it.

Other Items

1. Memo from Town Counsel regarding Recent Legislation Applicable to Local Adjudicatory Hearings
2. DOR Bulletin-Local Tax Exemptions for Veterans
3. SRPEDD Meeting Notice and Minutes
4. MEMA notice regarding Workshops
5. Board of Health letter regarding Spring Brook Estates
6. Board of Health Order to Abate Nuisance
7. Plymouth County Commissioners Meeting-September 6, 2006
8. Plymouth County Cooperative Extension Calendar September-October
9. Information from The Wellness Corporation
10. Board of Library Commissioner-Design Grant Notice

Upon a motion made by Selectman Yeatts; seconded by Selectman Evirs it was:

VOTED: To adjourn the Selectmen's meeting at 7:15 PM and to enter the Planning Board Meeting at 7:30 PM in order to attend their 40R Public Hearing.
Unanimous in favor