

**TOWN OF LAKEVILLE
Selectmen's Meeting Minutes
August 11, 2014 - 7:00 PM**

On August 11, 2014, the Board of Selectmen held a meeting at 7:00 PM at the Town Office Building in Lakeville. The meeting was called to order by Chairman Powderly at 7:00 PM. Selectmen present were: Selectman Powderly, Selectman Burke and Selectman Hollenbeck. Also present were: Rita Garbitt, Town Administrator, Tracie Craig, Executive Assistant and Christine Weston, Recording Secretary. Matthew Ferreira of the Middleboro Gazette was recording the meeting along with LakeCAM recording for local cable broadcast.

7:00 PM Meet with Old Colony School Committee Members to discuss error in FY15 Assessment for Lakeville – CANCELLED-WILL RE-SCHEDULE

This topic was cancelled.

Meet with Deputy Fire Chief for appointment of three (3) new Call Firefighters

David Goodfellow, Deputy Fire Chief, was present for the discussion. Mr. Goodfellow stated that Chief Hopkins is requesting the appointment of Thomas Donahue, Charles Bunker and Richard Velez, Jr. as Call Firefighters.

Upon a motion made by Selectman Burke; seconded by Selectman Hollenbeck it was:

VOTED: To appoint Charles Bunker, Thomas Donahue and Richard Velez, Jr. as Call Firefighters, contingent upon the completion of a Department approved physical successful completion of a PAT test and a one year probationary period with an expiration of July 31, 2015.
Unanimous in favor.

Chairman Powderly mentioned a letter that was posted on Facebook regarding a fire near Starr Market. The residents who experienced this fire were grateful of the generosity from residents. They were also thankful to the Police and Fire personnel who responded and rescued the pets.

Discuss the Intermunicipal Agreement with the City of Taunton for the Water Tower and Pump Station

Selectman Burke stated that initially the Town thought about leasing the Water Tower, not selling it to the City of Taunton. From the Town's perspective, this would have been easier to do, but untenable from their perspective. This has been an issue since 2009, to try and determine some sort of leasing of the water tower. As a Town, we need to take steps to mitigate the impact of paying for the water tower. This would be done at Town Meeting, once a mutually agreeable arrangement is arrived at. Hopefully that will be completed by the end of the summer, and then this can be lined up to take place at the fall Town Meeting. The Town will have to get our Legislators on board to work on the special legislation and get it through the House and Senate. The Water Advisory Board should also be involved.

Selectman Hollenbeck stated that she has a lot of questions on the Intermunicipal Agreement (IMA) and how one is interacting with the other. Selectman Burke stated that the more sets of eyes that review the IMA, the better. Mr. Zienkiewicz stated that there is a paragraph here and there, which could be modified with the 2009 agreement, but overall the Water Advisory Committee agrees with it. Chairman Powderly stated that as long as it protects Lakeville's water rights, he was in favor of the IMA. Selectman Burke stated that the Water Advisory Board will meet to discuss this and make sure all the particulars are integrated. Ms. Grubb asked if the name on the Water Tower would change if it is sold to Taunton. She added that it would be nice to have some sort of control of what it will look like visually. Selectman Burke responded that that was a good point, and something he wondered about himself. Chairman Powderly answered that he didn't know, however, if it is important enough. It will be brought up. Selectman Burke stated that Lakeville will retain some control over it, since it is in the Industrial Park.

Discuss Request for Change of Manager – The Back Nine Club, Inc.

Chairman Powderly stated that The Back Nine Club, Inc. is requesting a change of Manager on their liquor license. The proposed manager is Sarah Sequeira. All the paperwork is in order and nothing else will change on the license.

Upon a motion made by Selectman Burke; seconded by Selectman Hollenbeck it was:

VOTED: To approve the request of The Back Nine Club, Inc. to change the Manager on the Liquor License to Sarah Sequeira.
Unanimous in favor.

Review and vote on the Amended Charge for the Open Space Committee

Chairman Powderly noted that the Board had received an amended charge for the Open Space charge. Ms. Garbitt stated that the Assessors are working with the Open Space Committee to develop a unified system with deed restrictions. She added that there are renewal dates for Conservation Restrictions, however, they do not expire. It is deed restrictions that need to have a calendar. Chairman Powderly noted the last paragraph "The Committee will advocate on behalf of the Town for or against legislative issues deemed important to the Committee's successful implementation of this charge". If the Town is not an advocate to an issue, yet the Open Space Committee is, he had difficulty with the Committee fighting for a type of legislation that the Town may not be in support of. Ms. Grubb responded that the Committee works under the Selectmen, and it is the Board who is actually charging the Committee to do what it wants it to do. Chairman Powderly stated that the Conservation Preservation Act is certainly a hot topic.

Upon a motion made by Selectman Burke; seconded by Selectman Hollenbeck it was:

VOTED: To adopt the recommended charge from the Open Space Committee as presented.
Unanimous in favor.

Discuss the creation of a Community Development Committee and discuss changing the Membership of the Economic Development Committee

Selectman Burke stated that the Economic Development Committee (EDC) met on August 5th and had a great discussion about creating a Community Development Committee (CDC). The CDC would work towards developing the community in ways that are not purely economic. It has been suggested that there be five (5) members with two (2) associates. The EDC will continue with basically the same charge, but with an adjusted membership. The EDC will consist of Aaron Burke, Lorraine Carboni, Laurie Driscoll, Robert Chestnut, Sandra Martini-Gamache, staying on as an Associate and Timothy Fletcher, as an Associate. The CDC membership will consist of Mitzi Hollenbeck, Jessica Bradley, Sara Kulakovich, Sandy Martini-Gamache, Mary Beth Mckay and Maria Perrone-Martin as an Associate. Chairman Powderly asked if the associates would be able to step up and vote to make a quorum. Selectman Burke responded yes, Ms. Garbitt has researched this. Ms. Garbitt stated that this can only take place with committees that the Board of Selectmen appoint.

Upon a motion made by Selectman Burke; seconded by Selectman Hollenbeck it was:

VOTED: To reduce the membership of the EDC to five (5) members with two (2) associate members.
Unanimous in favor.

Upon a motion made by Selectman Burke; seconded by Selectman Hollenbeck it was:

VOTED: To rescind the appointments of Sarah Kulakovich, Jessica Bradley and Sandra Martini-Gamache from the EDC.
Unanimous in favor.

Upon a motion made by Selectman Burke; seconded by Selectman Hollenbeck it was:

VOTED: To appoint Sandra Martini-Gamache and Timothy Fletcher as Associate Members of the EDC, with appointments expiring July 31, 2015.
Unanimous in favor.

Upon a motion made by Selectman Burke; seconded by Selectman Hollenbeck it was:

VOTED: To appoint Miriam Hollenbeck, Jessica Bradley, Sarah Kulakovich, Sandra Martini-Gamache, Marybeth MacKay as Members and Maria Perrone-Martin as Associate Member to the CDC with appointments to expire July 31, 2015.
Unanimous in favor.

Chairman Powderly asked that the Associate Member vacancy on the CDC be published in the Middleboro Gazette.

Announce 911 Grants for the Police Department

Chairman Powderly stated that the Police Department has received two (2) grants from the State 911 Department for FY15. The first grant is a support and incentive grant for \$28,304. This grant will be used to offset personnel costs in dispatch. The second grant is a training grant for \$10,000. This grant will be used to offset training costs to train personnel in continuing education courses and Emergency Medical Dispatch training required annually per State standards.

Review and discuss the new Evaluation Form for the Town Administrator

Selectman Burke presented the form that he would like to recommend to the Selectmen for approval. Selectman Hollenbeck stated that she had reviewed the form and went over the duties and requirements as in the contract. The only thing that seems to be missing or vague is creating goals. There is not a tool saying what the Board wants to be done. Other than that, it touched on all the key areas. Ms. Garbitt stated that the new Evaluation Form is more like the one that was used when she originally became Town Administrator. Selectman Hollenbeck suggested to maybe add in three (3) goals at the end. Either the Board could decide the goals with the Town Administrator, or she could come up with them and present them to the Board. Ms. Garbitt stated that she would like to hear from the Selectmen on what they would want to see, and then she could add what she feels is appropriate as well. Chairman Powderly stated that then the Board agrees to adopt the evaluation form that has been presented and add the goals at the end, The public evaluation can take place at an upcoming Selectmen meeting. It was decided that this would be placed on the agenda for the September 8th meeting.

Upon a motion made by Selectman Burke; seconded by Selectman Hollenbeck it was:

VOTED: To accept the new Evaluation Form for the Town Administrator with the suggested change of adding goals at the end.
Unanimous in favor.

Review and vote to approve contract for Donna Palmer to perform Body Art Establishment inspections for the Board of Health

Chairman Powderly read the request from the Board of Health to approve the contract renewal with Donna Palmer. Ms. Palmer performs the Body Art Establishment inspections for the Board of Health. The contract is from August 15, 2014 to August 14, 2015.

Upon a motion made by Selectman Burke; seconded by Selectman Hollenbeck it was:

VOTED: To approve the renewal of the contract for Donna Palmer to perform Body Art Establishment inspections for the Board of Health.
Unanimous in favor.

Request for a Temporary Mobile Home Permit – American Mobile Homes – 84 Main Street

Chairman Powderly read the request from American Mobile Home for a Temporary Mobile Home Permit for the property located at 84 Main Street.

Upon a motion made by Selectman Burke; seconded by Selectman Hollenbeck it was:

VOTED: To approve the Temporary Mobile Home Permit for the property located at 84 Main Street with the permit expiring February 11, 2015 and eligible for a six (6) month extension.
Unanimous in favor.

Request for One Day All Alcohol Licenses – Park Commission – August 15, August 17, and August 30, 2014

Chairman Powderly said the Board had received three (3) requests for One Day All Alcohol Licenses for the Park Commission.

Upon a motion made by Selectman Burke; seconded by Selectman Hollenbeck it was:

VOTED: To approve the following One Day All Alcohol Licenses: August 15, 2014 from 6:00 PM to 12:00 AM for a Birthday Party; August 17, 2014 from 11:00 AM to 5:00 PM for a Birthday Party; and August 30, 2014 from 4:00 PM to 12:00 AM for a Class Reunion.
Unanimous in favor.

Request to reappoint Elaine Couto as Assistant Registrar – Board of Registrars

Chairman Powderly noted that the appointment of Elaine Couto as Assistant Registrar to the Board of Registrars had been left off of the annual appointments done in July.

Upon a motion made by Selectman Burke; seconded. By Selectman Hollenbeck it was:

VOTED: To reappoint Elaine Couto as Assistant Registrar on the Board of Registrars with an appointment to expire July 31, 2015.
Unanimous in favor.

Request for appointment – Joanne Corrieri-Upham to the Lakeville Arts Council

Chairman Powderly read the letter from Joanne Corrieri-Upham requesting to be appointed to the Lakeville Arts Council

Upon a motion made by Selectman Burke; seconded by Selectman Hollenbeck it was:

VOTED: To appoint Joanne Corrieri-Upham to the Lakeville Arts Council with an expiration date of July 31, 2017.
Unanimous in favor.

Request for appointment – Jeremy Peck as Stormwater Management Coordinator

Chairman Powderly noted that the Jeremy Peck, as Superintendent of Streets, should be appointed as Stormwater Management Coordinator.

Upon a motion made by Selectman Burke; seconded by Selectman Hollenbeck it was:

VOTED: To appoint Jeremy Peck as Stormwater Management Coordinator with an expiration of July 31, 2015.
Unanimous in favor.

Request from Derrick Loud for Board of Selectmen to attend Presentation for F/L Under 16 Girls Soccer

Selectman Hollenbeck and Chairman Powderly will attend the recognition ceremony to congratulate the Freetown Lakeville Under 16 Girls Soccer team for winning the State Championship.

Review and vote to approve Board of Selectmen Meeting Minutes of May 12, 2014 and May 19, 2014

Upon a motion made by Selectman Burke; seconded by Selectman Hollenbeck it was:

VOTED: To approve the Selectmen's Meeting Minutes of May 12, 2014 as presented.
Unanimous in favor.

Upon a motion made by Selectman Burke; seconded by Selectman Hollenbeck it was:

VOTED: To approve the Selectmen's Meeting Minutes of May 19, 2014 as presented.
Unanimous in favor.

Review and vote to approve Board of Selectmen Executive Session Meeting Minutes of July 28, 2014

Upon a motion made by Selectman Burke; seconded by Selectman Hollenbeck it was:

VOTED: To approve the Board of Selectmen Executive Session Meeting Minutes of July 28, 2014 as presented.
Unanimous in favor.

New Business

Ms. Garbitt stated that after the agenda was posted, she received a request from Cold Storage Solutions for a City of Taunton Water Connection Application. The process is that the Board of Selectmen approve it, and then the engineer brings it to the City of Taunton for approval and review. She will put this item on the August 13th agenda for the Board to discuss

Any other business that may properly come before the meeting

Chairman Powderly asked if Ms. Garbitt knew about the status of the grant for the Park Department. Ms. Garbitt stated that they met with Melissa Cryan from the State and toured the property with her.

Other Items

1. Email from Dick and Cathy Lunn regarding David Frates and the Animal Shelter
Chairman Powderly read the letter into the record.
2. Email from Paul Meleedy regarding the Logan Airport Community Advisory Committee
3. Notice of Division of Local Services “What’s New in Municipal Law” Seminar – September 25, 2014
4. Notice of Price Increases – Verizon FiOS
5. List of Donations to the Lakeville Animal Shelter for FY14 – Total \$7,790.00
Ms. Garbitt stated that the donations that have been received at the Animal Shelter have helped run the shelter since the expense budget does not do all that needs to be done.

At 8:20 PM, upon a motion made by Selectman Burke; seconded by Selectman Hollenbeck it was:

VOTED: To enter Executive Session and not return to Open Session pursuant to M.G.L. c.30A, §21a (6) to discuss strategy with respect to the purchase, exchange, lease or value of real estate, specifically the Water Tower and Pump Station, if an open meeting may have a detrimental effect on the litigating position of the Board, and the Chair so declared.

Polled vote: Selectman Burke-Aye, Selectman Hollenbeck-Aye, and Selectman Powderly -Aye.

List of documents presented at the August 11, 2014 Selectmen's Meeting

1. Letter from Sarah Griffith, Business Manager, regarding FY15 Lakeville Assessment for Old Colony Regional Vocational Technical High School
2. Fire Chief request to appoint Call Firefighters
3. Update from Selectman Burke regarding the IMA with the City of Taunton for the water tower and pump station
4. Request from the Back Nine Club to change the manager on their liquor license
5. Amended charge from the Open Space Committee
6. Information to discuss the creation of a Community Development Committee and changing the membership of the Economic Development Committee
7. Memo from the Police Chief announcing the receipt of two grants from the State 911 Department for FY15
8. New evaluation form for the Town Administrator
9. Renewal request of contract with Donna Palmer to perform body art establishment inspections for the Board of Health
10. Application for Temporary Mobile Home Permit for 84 Main Street
11. Applications for three (3) One Day All Alcohol at Ted Williams Camp
12. Memo regarding reappointment of Elaine Couto as Assistant Registrar Board of Registrars
13. Letter from Joanne Corrieri-Upham requesting appointment to Lakeville Arts Council
14. Email from Derrick Loud for a member of the Selectmen to attend presentation for F/L Under 16 Girls soccer recognition ceremony
15. Selectmen Meeting Minutes of May 12, 2014 and May 19, 2014