

**Carver Select Board
Meeting Minutes
Town Hall Meeting Room #1
April 6, 2021 – 7:00pm**

In Attendance: Chair Sarah Hewins, Vice-Chair Robert Belbin, Jen Bogart, Jim Hoffman, Mark Townsend, Interim Town Administrator Rick LaFond & Assistant Town Administrator Elaine Weston.

The chair led the Pledge of Allegiance and Belbin read the community prayer.

Citizens Participation: None

A.D. Makepeace Chapter 61A: Atty. Craig Medeiros present. There are two lots requesting to be converted. Lot 1 & Lot 2 on the plans are intended to be converted to a residential use. Belbin questioned if the road was going to be changed. Medeiros stated the roadway is still publicly owned. The land is on either side of that roadway. Belbin questioned how many homes will be built – Medeiros stated two homes. Belbin stated he would like to see if Community Preservation Act money is available to purchase the property for affordable housing units. Bogart asked if there was an assessed value of the lot. Medeiros stated there is not fair market value of the lot. Hoffman stated the recommendation from the Chapter 61A committee is enclosed and would like to have one of the members present at the next application on the agenda to answer any questions.

Motion to exercise first right of refusal by Hoffman 2nd by Townsend.

Belbin questioned the Town's time frame on exercising its first right of refusal. Medeiros stated the town has 30 day to exercise its right for appraisal and 120 days for the first right of refusal. The application was received in March 9th. Belbin would like to see the property appraised. Hewins stated if this is something the Board is interested in looking at, she does not want it to be decided spur of the moment, but rather to see if it is on the Open Space and Recreation Plan, etc. Belbin stated it was received by the Board a few days ago in their packets. Hewins stated an alternative is to study the Open Space & Recreation Plan and to find out what the best location would be to place affordable housing. Hoffman asked if that process was taken by the Department Heads who made the recommendation. Hewins stated it is her understanding that is the process, as that was the process when she was the Conservation Agent. LaFond added that funds would need to be on hand to do an appraisal and if the Board would like a different process, that is fine, but the professional staff provide a recommendation. Hewins stated she would prefer affordable housing units not be singled out as people would know which houses they were. Belbin stated everyone knows about Mazilli Way- it was highly publicized. Townsend stated he would like to see a representative of Town personnel at future meetings.

Vote 3-2

Liquor License Amendment Public Hearing: Emma-Will, LLC d/b/a Cornerstones. Atty. Craig Medeiros present. Emma –Will is requesting a change of officers/directors/ ownership interest/ change of manager. Lisa King will be taking over ownership and management.

No public comment

Motion to approve by Townsend, second by Hoffman

Vote 5-0

Motion to close the public hearing by Hoffman, second by Townsend.

Vote 5-0

Contesting appointment of all Constables appointed by the Interim Town Administrator:

Belbin reviewed previous information requested in regards to financial information. He stated there is misinformation on what constables do. He stated they work for residents and lawyers. They perform a civil function. LaFond explained that the two Constables that were re-appointed have been Constables for years and are in good standing. An application came in after these appointments from a resident who will be eligible for appointment when the next Constable's term expires in a few months. He requests that the two appointments stand due to their merits and history in the Town.

Motion by Belbin to veto the two Constable appointments, no second.

Motion fails

Re-opening of the Annual Town Meeting Warrant: In regards to the Petition article, Hewins stated the warrant was voted to be closed on 2/5/21 and the Petition article was received 10 days later. In regards to the Town Administrator bylaw, the Board thought there was a placeholder for this and there was not. All placeholders were in place by 2/5/21. In regards to signing the warrant, all signatures can be on the warrant printed for the meeting. The Town Administrator bylaw can be added into the fall town meeting if the Board chooses.

Belbin stated his emails date back to February. Belbin questioned if it only takes one Board member to request that a placeholder be put on the warrant. He would like all articles to be put forth to the entire Board prior to being put on the Annual Town Meeting Warrant.

LaFond explained that changes to the warrant were done up until this week which is not out of the ordinary, in order to have as a complete a warrant as possible for Town Meeting.

Townsend, Hoffman, Bogart & Belbin would like additional time for signing of the warrant.

Bogart requested that a placeholder be put on the Special Town Meeting Warrant for the Town Administrator bylaw.

Annual Town Meeting Warrant Article recommendations:

Several articles are still awaiting a recommendation from the Select Board & the Finance Committee. Finance Committee Chair Alan Germain and Vice-Chair Adam Holmes present to speak on articles the Finance Committee has reviewed.

Article #3- Free Cash: The Finance Committee met with the I.T. department for an explanation on their expense line item. There is a large sum dedicated to lease contracts for copiers, primarily in the schools.

Motion to recommend by Townsend, second by Hoffman

Vote 5-0

Article #6 Capital Improvement Budget: Germain also met with a small group of Department Heads and the Town Administrator to discuss options in order to have funding for Town Hall siding, trim and painting. This came from moving \$115,000 for the jaws of life to be moved to the Fall Town Meeting, from the school removing \$75,000 for the cafeteria and reducing the amount for the library a/c to \$50,000 for an engineer to determine the corrective action necessary and for more accurate cost estimates for future repair.

Townsend thanked Germain and the entire Finance Committee for taking the time to go through this. Hewins echoed his praises.

Belbin asked who the Capital Outlay Chair is – a meeting hasn't been held in over a year. LaFond stated the most recent chair was Jack Angley.

Motion to recommend by Townsend, second by Belbin.

Vote 4-1

Article #11 – Finance Committee Bylaw change: Germain gave an overview of the purpose of the article. This article clarifies who is not eligible for a position on the Finance Committee as a result of other positions they hold in town. Belbin asked for a definition of a Special Town Committee and Germain did not have one as this wording came from Town Council.

Bogart stated she was under the impression the Board would be proposing the article because of the many meetings they spent working on it. Instead, a member of the Finance Committee proposed a version very different from what the Board had been discussing. She also stated a member of the Finance Committee asked the Board twice to meet with the Finance Committee, to which the Select Board agreed, and she wondered why the meeting never happened. Bogart addressed LaFond on the changes of articles on the warrant. She is looking for follow through on discussions that were held prior to articles being finalized on the warrant.

LaFond stated the Board approved the warrant and the Board makes the recommendations on the warrant. He stated motions can be crafted by the Board. Hewins stated a motion can be made at Annual Town Meeting. The article on the warrant is a question and the motion that is

made is the proposed answer to the question. LaFond stated that the Board leading up to this can make any changes they want to the warrant that is not a petition article.

Hoffman asked since it is listed as a Finance Committee article, is the Finance Committee the only ones that can pull this article from the warrant? LaFond stated that this can be decided at Town Meeting to be passed over.

Townsend stated that the content of the article has changed a lot and is not reflective of the conversations had at prior meetings on what the article should state. He would like to decide as a committee if this is what they want. Belbin agreed with Townsend.

Germain stated this article has been in the warrant since the beginning. The Finance Committee was available and was not asked to discuss it. This was not meant to undermine the Select Board. At the joint meeting of the Select Board and the Finance Committee held on 3/10/21, the Select Board asked the Finance Committee to look into changes in the article. Townsend agrees with Germain that this has been out there and a joint meeting was held on it.

Motion to recommend by Belbin, second by Hoffman

Vote 0-5

Article #12- Capital Outlay Bylaw Change: Holmes reviewed the proposed changes to this bylaw which include changing membership from 7 to 5 members as well as representatives of the Select Board, School Committee, Finance Committee and two members appointed by the Town Administrator.

Belbin stated the member as the representative of the Select Board should not be the Chair of the Board.

Hoffman stated originally this article was brought up to mirror the Finance Committee bylaw wording. Holmes pointed out the change.

Motion to recommend by Belbin, second by Hoffman.

Vote 5-0

Zoning Articles: Bruce Maki, Planning Board chair present in the event any Board member has questions. Bogart asked about the 'signs' bylaw no longer being on the warrant. Maki stated it was recommended by Town Counsel to remove it from the warrant. Belbin requested to find out why this article was pulled for the next meeting.

Article #20- Large-Scale ground mounted solar: Belbin asked if solar panels are smaller than what is listed, is nothing done? Maki stated this is what came before the Planning Board as well as the higher elevation. There was a set of bylaws in place for each and this combines them into one chart so they are easier to read. The Planning Board does not deal with the smaller

ones, just the Building Inspector. Maki hasn't seen any issues come before them on small panels in neighborhoods.

Two minute break at 9:05pm

Article #7 – Community Preservation Committee

Motion to recommend by Townsend, second by Hoffman.

Vote 4-1

Article #8 – Plymouth Street Water Line Extension

Motion to recommend by Townsend, second by Belbin.

Townsend questioned if the amount of \$500,000 was enough funding. LaFond stated it was.

Belbin read aloud the lowest bid of \$353,637.35. Belbin questioned if the residents effected have been notified. LaFond stated they will be notified after Annual Town Meeting from the Town in conjunction with DEP as they would like to be part of the process.

Vote 5-0

Article #10-Select Board bylaw change

Motion to recommend by Townsend, second by Hoffman.

Vote 5-0

Town Administrator Update:

Cares Act Update: Reimbursements 4 & 5 have not been approved yet. Another \$10,000 has been submitted this week.

Next Meeting: Annual Town Meeting 4/13/21, Next regularly scheduled meeting: 4/20/21

Minutes:

Motion to approve minutes of 3/2/21 by Townsend, second by Hoffman.

Vote 5-0

Motion to approve minutes of 3/10/21 by Townsend, second by Hoffman.

Vote 5-0

Motion to approve minutes of 3/16/21 as amended by Townsend, second by Hoffman.

Vote 5-0

Motion to approve minutes 3/24/21 by Townsend, second by Hoffman.

Vote 4-0-1 (Bogart abstained)

Request for MS Bike Ride: Cape Cod Gateway requesting a bike ride with appropriate police details on 7/10/21.

Motion to approve by Townsend, second by Hoffman.

Vote 5-0

Community Announcements:

Belbin: The Waste District will be holding an auction of equipment and will be posting the information.

Bogart: There is a lot of trash around town and social media has postings that have been spearheading efforts for clean-up. These efforts encourage others in the community to do the same. She commended the people that have been out there cleaning up around town.

Hoffman: The Kane Strong Golf Tournament will be held on 5/15 at Bay Point. Sponsors and raffle items are still being accepted.

Townsend: None

Hewins: Annual Town Meeting is Tuesday, 4/13 at 7:00pm and hopes all are able to make it. The local election is being held on Saturday, April 24, 8am-6pm.

Select Board Notes: Bogart – 1. Exploring idea of town-wide yard sale. 2. Possible community clean up day.

Motion by Townsend to adjourn into Executive Session at 9:33pm in accordance with MGL c. 30A § 21(a)(3), to discuss strategy with respect to non-union contract negotiations if the chair so declares, as discussing this matter in open session may have a detrimental effect on the Board's bargaining position (Proposed Deputy Police Chief Contract) and not to return to open session, second by Hoffman.

Roll call: Affirmative: Bogart, Belbin, Hoffman, Townsend, Hewins.