

**Carver Select Board
Meeting Minutes
Town Hall- meeting room #1
July 22, 2022 - 8:30am**

In Attendance: Chair Mark Townsend, Vice-Chair Sarah Hewins, John Cotter & Jim Hoffman, Town Administrator Robert Fennessy, Shelby Roy and Town Counsel, Gregg Corbo.

Absent: Jen Bogart

Chair led the Pledge of Allegiance and Cotter ready the community prayer.

Citizens Participation:

Robert Belbin of 26 Gate Street stated that the posting on the Emergency Meeting held on Wednesday, July 20, 2022 was not complete enough. He is unsure what Senator Pacheco sent on this and he feels as though this should have been posted with the agenda item. He would like for the public to make sure they have all the information they need and what will be talked about at an emergency meeting. He had requested the information from Senator Pacheco's office, but they never responded with it. During this meeting conditions for when you negotiate, was not on the agenda. He suggests to seek to subdivide the property to have the well system protected and the outside can be turned around and protected by the Town. Also, to ensure that any residents that are within 1 mile have access to the well system because it is a public water supply if theirs gets contaminated, broken, etc. He also stated that a call was made to Brenda Bakal from Cranberry Village with the information that was being discussed and believes that the public should have gotten this information as well. He thanked the Board for their time.

Brenda Bakal from Cranberry Village thanked the Board on behalf of the residents for the Emergency Meeting and for also having it viewed so they could watch and to get accurate information.

Townsend thanked Area 58 for getting to this meeting so quickly with short notice.

Cranberry Village Wells – ratify vote concerning amendments to special act suggested by the Legislature:

Fennessy explained that the Town proposed Article 8 – Transfer of Ownership of Cranberry Village Well at the Annual Town Meeting and the Select Board recommended as 4-1 and it also passed at Town Meeting. The second part of this article was a Legislative Act and was necessary to avoid 30B and putting together a Request for Proposals. Senator Pacheco took the lead on this and went through three readings with Legislative Legal Counsel to be reviewed and made sure it complied with the Laws and the Massachusetts Constitution. The final part of this was moving it to the Executive Office of Environmental Affairs since it related to a portable water source and land that had conservation restrictions. Environmental Affairs sent it back to the Senate due to a conflict with language of the Special Act. This week Senator Pacheco's Office contacted him to have the Board have a roll call vote on the change. The meeting was set for today at 8:30, but

they needed it Wednesday, July 20, 2022 which led to an Emergency Meeting. Four members of the Select Board were able to be available for this and discussed this issue. This was a 4-0 roll call vote.

Townsend believed that it was still important to have the meeting today to ratify the vote from Wednesday's meeting. He also read the Act from Senator Pacheco's Office.

Corbo stated that at Town Meeting this Special Act was approved that had two provisions included. First, authorizing the Town to convey the property to Cranberry Village, Second, requiring that the property revert back to the Town, should it be used for a water supply for Cranberry Village. Environmental Affairs believed that the second part was not consistent with the first, and has the authority to make changes even though Corbo disagreed with their explanation. In his opinion, this change is within the authority of the Select Board to grant.

Motion to approve the Act authorizing the Town of Carver to transfer certain real property, including water wells and a pumping station thereon to the Cranberry Village Residents Association, Inc., for water supply purposes by Hewins, second by Hoffman.

Hewins confirmed that with the limit that includes Conservation restrictions, it is a good thing because it keeps it as drinking water in perpetuity.

Corbo suggested that the motion be to ratify the vote that was taken at Wednesday's emergency meeting and to include the letter that was sent to the Senator's office.

Hewins amended her previous motion to ratify the vote that the Board took on Wednesday, July 20, 2022 to approve the act conveying certain real property, including water wells and a pumping station thereon to the Cranberry Village Residents Association, Inc., for water supply purposes and accepting the wording of the amended act as provided by Senate, second by Hoffman.

Discussion:

Hoffman clarified the changes that were made.

Corbo requested that the documents from this meeting be posted on the website.

Townsend read's the letter addressed to the Senator's Office from Wednesday, July 20, 2022.

Cotter suggested that the original article be posted and to show what changes have been made to make it clear to the public.

Roll Call: affirmative: Hoffman, Hewins, Townsend, Cotter.

Adjourn:

Motion to adjourn by Hoffman at 8:54am, second by Cotter.

Vote 4-0, unanimous.