

**MARION BOARD OF SELECTMEN
WATER/SEWER COMMISSIONERS
MEETING MINUTES
August 16, 2016**

MEMBERS PRESENT: Jonathan Dickerson, Chairman
Stephen Cushing
Stephen Gonsalves

ALSO PRESENT: Paul Dawson, Town Administrator
Kate Ross
Jean Lake
Sue Grainger
Jean Bruen
Jean Perry, Wanderer
Debra Paiva, secretary
Others who did not sign in

The meeting was called to order at 7:00 p.m. in the Police Station conference room. Mr. Dickerson announced that the meeting would be video recorded by ORCTV and audio recorded by Town of Marion staff.

Approval of meeting minutes – August 2, 2016

Moved by Mr. Cushing and seconded by Mr. Gonsalves to approve the minutes. VOTE: 3-0-0

ACTION ITEMS

Request for appointment to Capital Improvements Planning Committee – Steve Nojeim

The request for appointment was reviewed and briefly discussed; the chairman of the committee recommends the appointment.

Moved by Mr. Cushing and seconded by Mr. Gonsalves to appoint Steve Nojeim to the Capital Improvements Planning Committee. VOTE: 3-0-0

Conservation Commission request that Associate Member Kristen St. Don-Campbell be appointed Full Member

The request was reviewed and briefly discussed.

Moved by Mr. Cushing and seconded by Mr. Gonsalves to appoint Kristen St. Don-Campbell as a Full Member of the Conservation Commission. VOTE: 3-0-0

Water/Sewer Commitment – final readings - \$3142.37 (8/8/16)

Moved by Mr. Cushing and seconded by Mr. Gonsalves to move the commitment. VOTE: 3-0-0

Water/Sewer Commitment – final readings - \$2249.83 (8/8/16)

Moved by Mr. Cushing and seconded by Mr. Gonsalves to move the commitment. VOTE: 3-0-0

Water/Sewer abatement request – 547 Front Street

An application for an abatement of water/sewer charges at 547 Front Street and comments from the DPW Superintendent were reviewed and discussed. Review of the information revealed the following:

- The property is a two family dwelling. One meter is being used for two families, resulting in water use rising to the second tier.
- The request is for an abatement to reflect water use at a lower billing tier.
- Under Town policy, each building and/or lot is provided with a single water line and one meter to calculate flow.
- Property owners are allowed to install sub-meters at their own cost.
- The DPW Superintendent and the Town Administrator recommended that the request be denied.

Moved by Mr. Cushing and seconded by Mr. Gonsalves to disapprove the request. VOTE: 3-0-0

APPOINTMENT

7:05 p.m. – Public Hearing – Application for aquaculture license – Shea Doonan

The public hearing notice was read into the record. Mr. Dawson announced that the applicant has requested that the public hearing be continued to the September 20 meeting. The public hearing was opened for the purposes of continuing only and no discussion took place.

Moved by Mr. Cushing and seconded by Mr. Gonsalves to continue the public hearing to September 20, 2016 at 7:05 p.m. in the Marion Town House conference room. VOTE: 3-0-0

Water/Sewer abatement request – 10 Doran Way

An application for an abatement of water/sewer charges at 10 Doran Way and comments from the DPW Superintendent were reviewed and discussed. Review of the information revealed the following:

- The increased water use was the result of a leak that was detected and repaired on June 22, 2016.
- The water was not consciously used and did not enter the sewer.
- The DPW Superintendent recommended an abatement of the sewer charges only of \$202.79.

Moved by Mr. Cushing and seconded by Mr. Gonsalves to approve the sewer abatement in the amount of \$202.79. VOTE: 3-0-0

Water/Sewer abatement request – 8 Ridgewood Lane

An application for an abatement of charges for repairs to the sewer grinder pump at 8 Ridgewood Lane and comments from Waste Water Treatment Facility (WWTF) Superintendent Frank Cooper were reviewed and discussed. Review of the information revealed the following:

- When the sewer was installed the Town indicated that it would be responsible for repairs to the grinder pump.
- It is the policy that property owners are responsible for repairs and maintenance due to inappropriate materials introduced to the system.
- The technician discovered some inappropriate materials in the pump; however, history and the condition of the pump indicate that it has been well maintained.
- The technician noted a considerable amount of wear and tear.
- The WWTF Superintendent recommended that the request for abatement be approved and that the homeowner be found not responsible for the repairs to the pump.

Moved by Mr. Cushing and seconded by Mr. Gonsalves to approve the abatement as requested.
VOTE: 3-0-0

Letter from Joanne Mahoney regarding appointment of Council on Aging affiliate member
The Council on Aging has requested that Andrea Keene be appointed an affiliate member as described in the bylaw. Mrs. Keene would attend meetings and participate in discussions but would not vote.

Moved by Mr. Dickerson and seconded by Mr. Cushing to appoint Andrea Keene an affiliate member of the Marion Council on Aging. VOTE: 3-0-0

Discussion regarding donation of property (0 Point Road, Parcel ID 0011-00098)

It was agreed to continue this to the September 6 meeting to allow MOSAC to provide comment.

Discussion regarding request to restrict parking on Point Road

It was agreed to continue this to the September 6 meeting to allow Chief Miller an opportunity to investigate further.

Request to declare surplus property (Building Department vehicle, Harbormaster outboard motors)

The Building Department is not using a leased electric vehicle and the Building Commissioner has submitted a request that the Crown Victoria previously used by the department be declared surplus property. The Harbormaster recently replaced the outboard motors on his patrol boat and has submitted a request that the replaced motors be declared surplus property.

Moved by Mr. Cushing and seconded by Mr. Gonsalves to declare the Crown Victoria formerly used by the Building Commissioner and also the two outboard motors formerly used by the Harbormaster Department surplus property. VOTE: 3-0-0

Request for appointment as Deputy Emergency Management Director – Fire Chief Jackvony

Police Chief Miller, who also serves as the Town’s Emergency Management Director, has submitted a request that Fire Chief Jackvony be appointed Deputy Emergency Management Director.

Moved by Mr. Gonsalves and seconded by Mr. Cushing to approve the request. VOTE: 3-0-0

TOWN ADMINISTRATOR REPORT

Discussion – Appointment of selectmen representative to NPDES permit discussions

Former selectman Jonathan Henry was the Board representative during discussions with engineers and government agencies regarding the draft NPDES permit. Over the last week a series of conference calls was necessary and Mr. Dickerson was able to represent the board. Mr. Dawson requested that tonight a representative be appointed to serve on a permanent basis. It was agreed that Mr. Dickerson would be appointed and also that Mr. Cushing or Mr. Gonsalves could fill in for him in the event that he was not able to be present at a meeting or discussion.

Moved by Mr. Cushing and seconded by Mr. Gonsalves to appoint Mr. Dickerson as the Board of Selectmen representative during draft NPDES permit discussions. VOTE: 3-0-0

Update – Town’s new ISO rating

The Town's structural fire suppression delivery system was recently analyzed by the Insurance Services Office (ISO); the resulting Public Protection Classification report was reviewed and discussed. Mr. Dawson explained that the new classification will result in a reduction in homeowners' insurance policy premiums as the risk of fires is less. Fire Chief Jackvony's efforts throughout this process were noted.

Update – Town House broadcast issues

Mr. Dawson reported that Comcast rechecked the cabling from Town House back to ORCTV and corrected the signaling issues; last night's Planning Board meeting was broadcast live.

NOT ON AGENDA

Water Restrictions/Drought Watch

Today Mr. Dawson received an email from the DPW Superintendent indicating that this past week the State changed the drought status in the area from an advisory to a watch. It may be necessary to impose level 2 water restrictions, which would eliminate morning watering hours, using the same odd/even day system. All municipal water users would be notified by mail.

Town Party

Mr. Dawson announced that the Town Party will be August 27, rain date August 28, beginning at 4:00 p.m.

APPOINTMENT

7:35 p.m. – Public Hearing – Request for entertainment license – Kate's Simple Eats, 148 Front Street

The public hearing notice was read into the record. Applicant Kate Ross explained that the request is to allow acoustic music at her café located at 148 Front Street. Ms. Ross does not have any plans right now but is requesting the option to have the music inside or outside Wednesday through Saturday evenings.

The following comments and concerns were voiced:

Jean Bruen, Sippican Women's Club member, explained that the Sippican Women's Club owns 152 Front Street, with two tenants in the building. She said one of the concerns is the open ended nature of the request and questioned an entertainment license in an area with residences. Mrs. Bruen asked if the license would be transferable and was told no. She asked if time restrictions could be imposed and was told yes.

Jean Lake, representing the First Congregational Church and the Sippican Women's Club, stated that the church is opposed to the request and voiced concern for loud music, late hours, and parking.

Ms. Ross explained that the owners of the Marion General Store and 148 Front Street own the front parking area and the back parking area is owned by the First Congregational Church, and she has found that the parking problems have been resolved since the owners striped the parking lot and put up signage.

Sue Grainger, Sippican Women's Club president, voiced concern for noise and the hours. She asked if the hours could be changed and was told the selectmen set the hours.

Mr. Gonsalves said it would be important to hear from the tenants and noted that acoustic guitar would not be much louder than conversation.

Mr. Dickerson said he has spoken with one of the tenants, who has no issue with the proposal and wishes Ms. Ross the best. Ms. Grainger stated that other tenants could move in and have a problem with it.

Mr. Gonsalves noted that this is a small business trying to survive the winter and suggested a trial approval.

Audience members had no further questions or concerns. Board members had no further questions or comments.

Moved by Mr. Gonsalves and seconded by Mr. Cushing to approve the entertainment license during the following hours: Wednesday and Thursday until 9:00 p.m., Friday and Saturday until 10:00 p.m. until the renewal of the permit, December 31, 2016. The entertainment is to be acoustic only, with no amplifiers or drums. VOTE: 3-0-0

Moved at 8:05 p.m. to enter into Executive Session for contract negotiations with non-Union personnel. The Board will not be entering back into regular session. A roll call vote was taken with all members voting aye.

Respectfully submitted,



Stephen C. Gonsalves, Clerk
Date approved: September 6, 2016

RECEIVED
TOWN CLERK OF MARION, MA
2016 SEP - 7 P 1: 25

MARION BOARD OF SELECTMEN
DOCUMENTS REVIEWED AT MEETING – August 16, 2016

Meeting Minutes – August 2, 2016

Legal ad, request for continuance of public hearing – Shea Doonan

Request for entertainment license – Kate’s Simple Eats, 148 Front Street

Request for appointment to Capital Improvements Planning Committee – Steve Nojeim, recommendation by Chairman

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Letter regarding Town’s new ISO rating

CORRESPONDENCE

Letter from Division of Marine Fisheries regarding Small Grants Program

Letter from Catherine Brodeur requesting extension of aquaculture permit

Buzzards Bay Action Committee annual assessment

ZBA request for comments – 15 West Avenue

Invitation from Senator Marc Pacheco – Business and Economic Advisory Council meeting

Email regarding sale of property (Map 8, Lots 36, 36A, 36B, 36C)

OTHER BOARDS

Meeting minutes – Capital Improvements Planning Committee (7/21/16)