

MINUTES OF MEETING OF SELECTMEN/SEWER COMMISSIONERS

Date of Meeting: December 4, 2007
Date of Transcription: October 29, 2008
Transcribed by: Janet Wilson

1. CALL TO ORDER BY CHAIRMAN

Chairman Eckstrom called the meeting to order

2. ROLL CALL

Selectmen present: Brenda Eckstrom Chairman
James L. Potter, Clerk
Bruce D. Sauvageau
John P. Cronan
M. Jane Donahue

Also present: John F. McAuliffe, Town Administrator

3. CITIZEN PARTICIPATION

Present before the board: Steve Curry
Mr. Curry would like to have a follow-up meeting with the residents of Rosepoint. Selectmen Eckstrom would get back to Mr. Curry with a date.

Present before the board: Mr. Neary
Mr. Neary asked if the public will have any input on the conditions when the renewal comes up for the Harborwatch Inn at tonight's meeting. Selectmen Eckstrom stated that the renewals on the agenda this evening would not have any discussions because Harborwatch Inn was already discussed during a public hearing.

Present before the board: Nicole Richer
Ms. Richer was before the board upset that she wasn't able to speak on the conditions of the Harborwatch Inn during citizen participation.

4. 7:30 P.M. – CAMP, DRESSER & MCKEE, RE: DISCUSSION OF AMENDMENT #1

Present before the board: Mike Guidice, Tom Casey, and Mark Gifford
Mr. Guidice went over the Proposed Amendment No.1 including the bidding, construction and operational services for the three proposed construction contracts that are being designed to provide sewer service to the areas of Linwood/Ladd Avenues, Oakdale and Tempest Knob; Parkwood Beach and Cromesett Park; and Agawam Beach and Mayflower Ridge.

MOTION: Selectmen Potter moved the board to approve amendment #1 to the agreement dated August 15, 2006 between the Town of Wareham and Camp, Dresser, & McKee, Inc for the new sewer areas as follows Contract No. 1 Linwood/Ladd, Tempest Know and Oakdale, Contract No. 2 Parkwood Beach and Cromesett Park, Contract No. 3 Agawam Beach and Mayflower Ridge and to authorize the Chair to execute said amendments on behalf of the Board with also the amendment to the work done by the engineer for services during construction at the salary cost of such services for employee plus 115% of the salary cost for overhead and profit plus actual out-of-pocket expense costs, except for the Resident Project Representative (RPR), which shall be at 90%. Selectmen Sauvageau seconded.

VOTE:4-0-1 (Selectmen Cronan abstained)

5. CONSENT AGENDA

- A. Authorization to sign bills and documents, etc. (none)
- B. Appointment/Interview applications for boards, committees, commissions:
 - i. Cemetery Commissioners

Present before the board: Anne Marie Brooks
Ms. Brooks was before the board seeking appointment to the Cemetery Commission.

6. LICENSES & PERMITS

Present before the board: Phyllis Decas
Ms. Decas was before the board on behalf of the Wareham Village Association to request the use of town roads for the Winter Swan Parade on December 15, 2007.

MOTION: Selectmen Potter moved the board to approve the application for request to use town roads for the Winter Swan Parade on December 15, 2007 (rain date: December 16, 2007) at 3:30 pm starting at Besse Park and ending at the Town Hall. Selectmen Donahue seconded.

VOTE: 5-0-0 Unanimous

- b. Liquor License renewal certification for the ABCC

Renewal of the following Year Round Retail Package Store

MOTION: Selectmen Potter moved the board to renew the following Year Round Retail Package Goods Store All Alcoholic Beverages Licenses for the year

2008, under the provisions of chapter 138 of the MGL. Browne's Package Store, Inc., d/b/a Browne's Package Store, Karan V. Johar, Manager, 135 Marion Road, Wareham, Selectmen Donahue seconded.

VOTE: 5-0-0 Unanimous

Renewal of the following Year Round Common Victualer All Alcoholic Beverages Licenses

MOTION: Selectmen moved the board to renew the following Year Round Common Victualer All Alcoholic Beverages Licenses for the year 2008, under the provisions of Chapter 138 of the MGL. Bay Pointe Country Club, Inc., d/b/a Bay Pointe Country Club, Michael Herron, Manager, 19 Bay Pointe Drive Onset, The Clermont Group, LLC, d/b/a Webster Hall Restaurant, 207 Main Street, Wareham, Kaimo Corp., d/b/a Shooter's Restaurant & Sports Bar, Jacquelyn M. Hoban, Manager, 2291 Cranberry Highway, Wareham, Selectmen Donahue seconded.

VOTE: 5-0-0 Unanimous

Renewal of the following Year Round Common Victualer Wines & Malt Beverages.

MOTION: Selectmen Potter moved the board to renew the following Year Round Common Victualer Wines & Malt Beverages License for the year 2008, under the provisions of Chapter 138, of the MGL. Tsika, Inc., d/b/a Minerva's Pizza, Litsa Kalkanis, Manager, 257 Main Street, Wareham, Mario & Caio Corporation d/b/a American Pizza & Grill II, 3136 Cranberry Highway, E. Wareham. Selectmen Donahue seconded.

VOTE: 5-0-0 Unanimous

Renewal of the following Year Round Club all Alcoholic Beverages License for the year 2008, under the provisions of Chapter 138 of the MGL.

MOTION: Selectmen Potter moved the board to renew the following Year Round Club all Alcoholic Beverages License for the year 2008, under the provisions of Chapter 138 of the MGL. Wareham Lodge of Elks #1548, Manuel J. Garcia, Manager 2855 Cranberry Highway, E. Wareham. Selectmen Donahue seconded.

VOTE: 5-0-0 Unanimous

Renewal of the following Year Round Innholder all Alcoholic Beverages License of the year 2008, under the provision of Chapter 138 of the MGL.

MOTION: Selectmen Potter moved the board to renew the following Year Round Innholder all Alcoholic Beverages License of the year 2008, under the provisions of Chapter 138 of the MGL. Harborwatch Inn Ltd., d/b/a Harborwatch Inn, 167-171 Onset Avenue, Onset MA with the conditions attached. Selectmen Donahue seconded.

VOTE: 5-0-0 Unanimous

The following applications of Year Round Liquor Licensees to remain open until 2:00 a.m. on January 1, 2008 for New Year's Eve Parties to be held December 31, 2007, under the provisions of Chapter 138 of the MGL.

MOTION: Selectmen Potter moved the board to approve the 2:00 a.m. extension for Stevie B's d/b/a Onset Sports Resort, Stephen Beranger, Manager, 270 Onset, Avenue – ***no second.....denied for lack of second motion.....***

MOTION: Selectmen Potter moved the board to approve the 2:00 a.m. extension for Wareham Lodge of Elks #1548, Manuel J. Garcia, Manager. 2855 Cranberry Highway, E. Wareham, MA, Selectmen Cronan seconded.

VOTE: 5-0-0 Unanimous

MOTION: Selectmen Potter moved the board to approve the 2:00 a.m. Extension for the Clermont Group, LLC d/b/a Webster Hall Restaurant, 207 Main Street, Wareham. Selectmen Donahue seconded.

VOTE: 3-2-0 (Selectmen Sauvageau & Eckstrom opposed)

MOTION: Selectmen Potter moved the board to approve the 2:00 a.m. Extension for the Harborwatch Inn., Ltd. d/b/a Harborwatch Inn, 167-171 Onset Avenue, Onset. Selectmen Donahue seconded.

VOTE: 3-2-0 (Selectmen Sauvageau & Cronan opposed)

Approve the following application for extension of Seasonal Liquor License.

MOTION: Selectmen Potter moved the board to approve the application for extension of Seasonal Liquor License from December 1, 2007 through January 15, 2008 under the provisions of Chapter 138 of the MGL Bay Pointe Functions, d/b/a Bay Pointe Country Club, Michael Herron, Manager, 19 Bay Pointe Drive, Onset. Selectmen Donahue seconded.

VOTE: 5-0-0 Unanimous

MOTION: Selectmen Donahue moved the board to certify the only business who failed to renew their liquor license was Barry's Lighthouse. Selectmen Cronan seconded.

VOTE: 5-0-0 Unanimous

7. TOWN BUSINESS

- a. Mobile Home Presentation

Presentation by Chairman Potter – also present Susan Williams-Gifford
Selectmen Potter gave a brief history of mobile homes and stated that each month a mobile homeowner pays \$12 per month which brings revenue of \$155,376 per year. Wareham has a significant amount of “family mobile home parks” which are extremely uncommon throughout the State. Attached is the M.A.P. Mobile Homes as Affordable Housing plan – the plan is also available in the Selectmen’s Office. The owner of Garden Homes Mobile Home Park said that he was impressed by Selectmen’s Potter’s presentation. State Representative Susan Williams-Gifford stated that Selectmen Potter did an amazing job with the research and putting the presentation together. Ms. Williams-Gifford stated that she is looking forward to working with Selectmen Potter on this and to see what funding will be available at the State level.

c. Wareham Land Trust

Present before the board: Wareham Land Trust
Ms. Blythe was asking for the board to approve the conservation restriction for 22 Nobska Way, Wareham.

MOTION: Selectmen Potter moved the board to approve the conservation restriction for the Gleason Property held by the Wareham Land Trust on the condition of conservation commission approval as outlined in the attached document for 22 Nobska Way also a certificate of understanding from the trustees attached to the fee title as permanent lease restriction and perpetuity. Selectmen Donahue seconded.

VOTE: 5-0-0 Unanimous

d. Any other town business

Discussion of splitting of the tax rate ensued after Selectmen Cronan asked Mr. McAuliffe to clarify what the shifting of the tax rate was. Selectmen Cronan would to change his prior vote.

MOTION: Selectmen Cronan moved to reconsider his prior vote on the tax rate. Selectmen Sauvageau seconded.

VOTE: 3-2-0 (Selectmen Potter & Donahue opposed)

MOTION: Selectmen Potter moved the board to go beyond the hour of 10:00 P.M. Selectmen Donahue seconded.

VOTE: 5-0-0 Unanimous

MOTION: Selectmen Cronan moved the board to leave the tax rate at the Residential Factor at 1 with the excess levee capacity of \$14.52. Selectmen

Sauvageau seconded.

VOTE: 3-2-0 (Selectmen Potter & Donahue opposed)

Selectmen Potter spoke about the concern with the safety on Cranberry Highway and has gone over some data and will have a presentation for the board soon. There is a 1989 plan that the state did to upgrade the road and would like the board to undertake some improvements. Selectmen Sauvageau stated that the board received a letter from Roland Hebert who oversees the MPO under SRPEDD and has been in contact with Chuck Gricus and the letter received from Mr. Hebert expressing both frustration with Mass state highway along with a number of roadways including a bridge and there is still \$500,000.00 remaining in escrow that was never utilized for the interchange plan that it was originally earmarked for. The letter went on to ask if the Board of Selectmen would be interested in having a discussion with MPO, Mass Highway, SRPEDD & BOS as to what options are to utilize this money.

MOTION: Selectmen Sauvageau moved the board to respond to the letter and set up a joint meeting and go about the business to retain the funding. Selectmen Potter seconded.

VOTE: 5-0-0 Unanimous

8. TOWN ADMINISTRATORS REPORT

Mr. McAuliffe would like the board to vote to adopt the Water Pollution Abatement trust of 2% as the interest rate.

MOTION: Selectmen Sauvageau moved the board to adopt the Water Pollution Abatement Trust of 2% interest rate for the betterments. Selectmen Potter seconded.

VOTE: 5-0-0 Unanimous

- Attended Meeting at Onset VFW
- Westfield Site Visit with Wareham Little League
- Collective Bargaining with Union Groups
- GIC Evaluation Joint Meeting with Board of Selectmen and Finance Committee with Kevin Walsh of Group Benefits Strategies
- Regional Meeting at Marion Town Hall with Marion and Rochester Highway Superintendents and Mark Gifford re. Improvements to County Road
- Meeting with Onset Bay Association and Wareham Village Association re. Community Events

9. LIAISONS REPORT

Selectmen Cronan announced the next Cultural Council meeting will be held

On December 13th at 7:00 P.M. at the Onset VFW.

10. ADJOURNMENT

MOTION: Selectmen Donahue moved to adjourn the meeting. Selectmen Cronan seconded.

VOTE: 5-0-0 Unanimous

11. SIGNING OF DOCUMENTS APPROVED BY THE BOARD

Respectfully submitted,

Janet Wilson

Department Assistant

The foregoing minutes were submitted to the Board of Selectmen/
Sewer Commissioners on:

Attest: _____

James L. Potter, Clerk.

Date Signed:

Date sent to the Town Clerk;