

## **MINUTES OF MEETING OF SELECTMEN/SEWER COMMISSIONERS**

Date of Meeting: May 27, 2008  
Date of Transcription: August 18, 2008  
Transcribed by: Janet Wilson

### **A. CALL TO ORDER BY CHAIRMAN**

#### **1. Roll Call**

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

Also present: John F. McAuliffe, Town Administrator

### **B. CITIZENS PARTICIPATION**

Present before the board: Jim Newman  
Mr. Newman wanted to thank the members of the board who marched in the Memorial Day Parade and also thanked Mr. McAuliffe.

### **C. ANNOUNCEMENTS**

1. Next meeting of the Board of Selectmen/Sewer Commissioners is June 3rd
2. The Sewer workshop meeting will be on Thursday, June 5<sup>th</sup>.
3. The Board will be meeting on the following dates: June 17<sup>th</sup>, July 1<sup>st</sup>, 15<sup>th</sup> & 29<sup>th</sup> and August 5<sup>th</sup> & 19<sup>th</sup>.

### **D. CONSENT AGENDA**

1. Authorization to sign bills and documents, etc.

**MOTION:** Selectman Sauvageau moved the board to approve Invoice # 80282382/14 dated March 29, 2008 in the amount of \$95,408.00 to Camp Dresser and McKee, Inc., Selectman Eckstrom seconded

**VOTE: Unanimous (4-0-0)**

2. Appointment of Assistant Town Accountant, in accordance with MGL Ch.41 § 49A.

**MOTION:** Selectman Sauvageau moved the board to appoint John J. Sanguinet as Assistant Town Accountant. Selectman Eckstrom seconded.

**VOTE: Unanimous (4-0-0)**

Appointment/Interview application to CEDA and Conservation Commission

Present before the board: Mark Carboni

Mr. Carboni was before the board seeking appointment as an Associate Member to the Conservation Commission.

**MOTION:** Selectman Sauvageau moved to appoint Mark Carboni as an Associate member to the Conservation Commission to a term to expire June 30, 2009. Selectman Eckstrom seconded.

**VOTE: Unanimous (4-0-0)**

Present before the board: Debra Paiva

Ms. Paiva was before the board seeking full member membership to the Conservation Commission. Selectman Cronan and Selectman Eckstrom both praised Debra Paiva.

**MOTION:** Selectman Sauvageau moved to appoint Debra Paiva as a member to Conservation Commission to a term to expire June 30, 2011. Selectman Cronan seconded.

**VOTE: Unanimous (4-0-0)**

Present before the board: Whitney Beers Schmidt

Ms. Schmidt was before the board seeking appointment as a member to the CEDA. Selectman Sauvageau also asked if she would be seeking appointment to the Planning Board. Ms. Schmidt said she consider an appointment to Planning.

**MOTION:** Selectman Sauvageau moved to appoint Whitney Beers Schmidt as a member to the Community & Economic Development Authority to a term to expire June 30, 2011. Selectman Eckstrom seconded.

**VOTE: Unanimous (4-0-0)**

**E. LICENSES & PERMITS**  
(None)

**F. TOWN BUSINESS**

1. Review and approval of Barker Property, Conservation Restriction  
Continued until next Selectman's Meeting ~

**MOTION:** Selectman Sauvageau moved to have the exact and the very specific legal authority that's been cited by the alternate legal point of view that says in fact a municipal employee is the signatory authority of this town for land use transactions citing statutory as well as case law authority that specifically says that is in fact the case and if that opinion is not forthcoming there is no opinion. Selectman Sauvageau would like to see this in writing and presented to the board in a form of legal memorandum by Counsel and would like the board to have an opportunity to review it and question it to Counsel. Selectman Cronan seconded.

**VOTE: Unanimous (4-0-0)**

2. Senior Tax work-off program.

Present before the board: Mark Gifford and Richard Gonsalves

Selectman Potter spoke about the program and stated that some research has been done and Federal tax withholdings will apply if you make over \$599.00. Selectmen Potter would like to add a disclosure in the FAQ list adding if you make over \$599 Federal Taxes will apply.

3. YMCA Sign

Selectman Potter stated that the YMCA Board of Managers asked to waive the site plan review fee for a new sign at the end of Charge Pond Road. Selectmen Cronan and Sauvageau are not sure that it's the boards responsibility and it's a ZBA issue.

Selectman Eckstrom asked Mr. McAuliffe if the Town has advertised for the Library Director, Council on Aging Director or Recycling Coordinator. Mr. McAuliffe stated they have not and would like to get the boards input on the Council on Aging Director position because it's been discussed that the change in the title is against the charter and would like the boards input before advertising for the position.

**MOTION:** Selectman Eckstrom moved the board to obtain Special Counsel to advise the board to matters with the Town Administrator due to the fact that Town Counsel is representing Mr. McAuliffe as an individual in another matter with his previous employer and that the issue is under appeal therefore, it's a conflict ethically for Kopelman & Paige to discuss any issues with the board regarding Mr. McAuliffe's employment since they are representing him in another matter. Selectman Sauvageau seconded.

**VOTE: Unanimous (4-0-0)**

**MOTION:** Selectmen Cronan moved that no Engineering firm should be doing work for the town if they sit before boards and commissions. Selectman Eckstrom seconded.

**VOTE: Unanimous (4-0-0)**

**MOTION:** Selectman Cronan moved that the Town Administrator review any bills paid to any Engineering firms in FY2008. Selectmen Eckstrom seconded.

**VOTE: Unanimous (4-0-0)**

**G. SEWER BUSINESS**

1. Any other sewer business.  
(None)

**H. TOWN ADMINISTRATOR'S REPORT**

- **Update on Maple Springs Road.** Met with Dam Bremser of Hancock and Assoc. on site and evaluated the road conditions. Authorized an engineering review that will outline the best process for road resurfacing with an emphasis on a short-term solution. As part of this evaluation, I also met with AD Makepeace (ADM). ADM has an approved 28-lot subdivision at the end of this roadway. This subdivision approval has as an Order of Conditions from the Planning Board that will require the reconstruction of the roadway from the culvert up through the end of the paved area. Please see the attached report from Mark Gifford regarding his involvement in this matter.
- **Sign Violations.** I spoke with Richard Gonsalves and Sheila Scaduto about the Visions software and its capacity to produce labels using the state classification codes for business and mixed-use properties. This will produce mailing labels so we can notify businesses, either by neighborhood or other forms of batches, to inform businesses what the sign bylaw requirements are. As the Board requested, this will make them aware of the regulations and will take the first step towards the businesses self-policing their properties. I met with Ted Misiaszek regarding this matter, and through his capacity as the Zoning Enforcement Officer we will be following up and doing on-site visits as compliance checks.
- **Relocation of Conservation Department.** The last remaining office at the Old Town Hall has relocated to the Town Hall and that building is now vacant.

- **Wareham Community TV Studio.** I met with Jay Heard, Executive Director, on site at the old Town Hall to move forward with discussions of a potential lease agreement to utilize that building as their studio and administrative offices.
- **Council on Aging Drivers.** Met with Mary Jane Driscoll, Director of the School's Transportation Department, who provided me with a list of fill-in drivers for the school bus transportation program. These are people who are existing drivers and are approved to meet the conditions associated with driving the GATRA buses. I contacted 3 individuals, interviewed them, introduced them to the dispatch staff and they'll be doing ride-alongs with the full-time driver the week of May 26 as an orientation. I expect that all 3 of these individuals will be a very good fit for the needs associated with being a GATRA driver and have the skills necessary for the position. This will help fill the gap in service that was created through the loss of state funding.
- **Status of Lifeguard Positions.** The position has been readvertised and the salary increased to \$13.50 per hour. As I mentioned last week, we had received 1 response to the advertisement and no others have been received at this time. A second advertising may reach college students who are now home from college for the summer.
- **Update on the Community Safety Partnership.** Painting and moving furniture is underway, and we are targeting June 6, 2008 as the formal opening of this operation.
- Selectmen Eckstrom asked if they would need to get any gift information from Cubellis in lieu of the rental. Selectmen Potter also wanted to have a letter sent to thank him for the gift to the town.

**MOTION:** Selectman Cronan moved the board to require additional insurance on the Cubellis building. Selectmen Sauvageau seconded.

**VOTE: Unanimous (4-0-0)**

**I. LIAISON REPORTS**

None

**J. ADJOURNMENT**

**MOTION:** Selectman Eckstrom moved to enter into Executive Session to discuss strategy regarding non-union personnel contracts. Selectmen Cronan Seconded.

**Roll-call vote:**       Selectman Cronan – Yes  
                              Selectman Sauvageau – Yes  
                              Selectman Potter – Yes  
                              Selectman Eckstrom – Yes

**K.     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: \_\_\_\_\_

***Bruce Sauvageau, Clerk***

Date Signed: \_\_\_\_\_

Date sent to the Town Clerk: \_\_\_\_\_