

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

Date of Meeting: July 1, 2008  
Date of Transcription: September 23, 2008  
Transcribed by: Janet Wilson

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

Chairman Potter called the meeting to order at 7:00 P.M.

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

Also present: John J. Sanguinet, Interim Town Administrator

### **B. CITIZENS PARTICIPATION**

Present before the board: Lee Carmody  
Ms. Carmody said that she feels the board did the right thing by letting Mr. McAuliffe go.

Present before the board: Margaret Ishishara  
Ms. Ishishara read a petition signed by 1288 residents of the town asking the board to reverse the vote of the resolution.

Present before the board: Carol Lachardy  
Ms. Lachardy does not feel that the manner in which the resolution was handled was correct and stated that Mr. McAuliffe along with the citizens of town had a right to know.

Present before the board: Ed Pacewicz  
Mr. Pacewicz commends the board for taking action and hopes they can find someone who will work with the board.

Present before the board: Jim Eubanks  
Mr. Eubanks feels that the board did the right thing with the resolution.

Present before the board: Larry Gaines  
Mr. Gaines stated that he feels the board will have support of the town for making the decision.

**MOTION:** Selectmen Donahue moved the board to reconsider the decision to terminate Mr. McAuliffe. Selectmen Sauvageau seconded for discussion. Selectmen Donahue said she has respect for the people who signed the petition and stated that not one organizer of the petition asked to speak to any member of the board. Selectmen Donahue was told by some of the people who signed the petition that they were told that it would cost the town \$250,000.00 by firing the Town Administrator and she stated that this is untrue. Selectmen Sauvageau said that people on both sides have contacted him. Selectmen Sauvageau said the board had every authority under the Charter and within its rights to relieve Mr. McAuliffe.

**VOTE: 0-4-1 (Potter abstained)**

**C. ANNOUNCEMENTS**

1. Next meeting of the Board of Selectmen will be July 15<sup>th</sup>
2. The Wareham Historical Society's 32<sup>nd</sup> Annual Antique Show will be on Friday, July 4, 2008 8am –2pm rain or shine at the Village Green (Center Park) Main Street \$3.00 Admission includes a tour of the Fearing Tavern Museum.

**D. CONSENT AGENDA**

1. Authorization to sign bills and documents, etc.
2. Re-appointment/Interview Robert Short for Constable; Frank Carmichael as the Assistant Veterans Graves Officer

**MOTION:** Selectmen Sauvageau moved the board to appoint Robert Short as Constable for the Town of Wareham to a term to expire June 30, 2009. Selectmen Eckstrom seconded.

**VOTE: 5-0-0 (Unanimous)**

**MOTION:** Selectmen Sauvageau moved the board to appoint Frank Carmichael as the Assistant Veterans Graves Officer to a term to expire June 30, 2009. Selectmen Cronan seconded.

**VOTE: 5-0-0 (Unanimous)**

**E. LICENSES & PERMITS**

1. Application to close off Datewood Street from Cypress Street to Teakwood Street from 6:00 pm. – 12:00 pm for a block party to be held on July 12, 2008.

**MOTION:** Selectmen Sauvageau moved to approve the application for Parkwood Beach Association c/o Deborah Stonefield, 4 Burgess Point Road,

Wareham to close off Datewood Street from Cypress Street to Teakwood Street for a Block dance on July 12, 2008 from 6:00 P.M. to 12:00 P.M. Selectmen Donahue seconded.

**VOTE: 5-0-0 (Unanimous)**

2. Application for a Junk Dealers License by Simon Hajnasr d/b/a NASR Jewelers, 3095 Cranberry Highway, E. Wareham, MA under the provisions of MGL c. 140.

Present before the board: Simon Hajnasr

Mr. Hajnasr said he has people coming in wanting to sell jewelry and would like to have a junk dealers license.

**MOTION:** Selectmen Sauvageau asked if Mr. Hajnasr has reviewed the police policies and procedures regarding the selling of jewelry. Selectmen Sauvageau moved favorable approval on the application from Simon Hajnasr d/b/a Nasr Jewelers under the provisions of MGL c. 140. Selectmen Cronan seconded.

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

\*Note: Selectmen Eckstrom wasn't in the room at the time of the vote.

3. Hearings – To determine if liquor licenses issued to the following businesses should be modified, suspended, revoked or cancelled for alleged sale of alcoholic beverage or alcohol to a person under 21 years of age in direct violation of M.G.L. c. 138 s. 64 to wit: Violation of M.G.L. c. 138 s. 34 and 204 CMR 2.05 (2):

Present: Attorney Rich Bowen

Welch's Barnacle Bills, Inc., d/b/a Barnacle Bills Seafood, Brian Welch, Manager, 3126 Cranberry Highway, Wareham

Concol, Inc., d/b/a/ Narrows Crossing Restaurant, Robert J. Nawoichik, Manager, 1 Narrows Road, Wareham

Attorney Bowen read the letter sent to Welch's Barnacle Bills, Inc. and said that he had met with Lt. Wallace and two of the license holders prior to the meeting and the 7:15 hearing for Barnacle Bills Seafood and the 7:55 hearing for the Narrows Crossing and it's his understanding that both parties will be offering an admission and was seeking permission from the board to consolidate the two hearings.

Present before the board: Lt. Wallace, Robert Nawoichik, and Brian Welch

Brian Welch said that he would not be contesting and Robert Nawoichik also stated that he has no contest.

Lt. Wallace stated that on March 20, 2008 at 5:49 P.M. and under-age purchaser 20 years of age went into the establishment and ordered a Bud

Light at a cost of \$3.15 and not asked for his I.D. nor was he asked his age by the server who was a female and approximate age was in her 20's. The compliance check was done in accordance with Selectmen's Policy 06-01. Lt. Brightman was the supervisor on the compliance check and the underage purchaser left the establishment and reported to Lt. Brightman what he purchased.

Lt. Wallace stated that on March 11, 2008 an 18 year old female purchased a Mud Slide for a price \$7.35 from a bartender who had an I.D. of Joanne and the operation was also supervised by Lt. Brightman in accordance with Selectmen's Policy #06-01.

Mr. Welch stated that he does take it very seriously and it's upsetting that this has happened and they try to do everything they can so that it doesn't and apparently it slipped through the way.

Mr. Nawoichik stated that he was in his 20<sup>th</sup> year at the Narrows and this is the first time that he has been in front of the Board of Selectmen for any incident. Mr. Nawoichik said the bartender on duty said she misidentified the person and thought she had carded the person previously. Mr. Nawoichik said that he is aware that he needs to pay more attention and that is what he has been doing.

Selectmen Sauvageau said he would like to suggest to the board a letter of reprimand and suspension of the license for (3) three days.

Selectmen Eckstrom suggested a letter of reprimand and no suspension of the license.

Selectmen Donahue feels that it's very serious serving a minor and since Mr. Welch is expressing his concern and has acknowledged she would like to see a letter of reprimand and a suspension of license for (1) one day.

Selectmen Cronan also feels the same as Selectmen Donahue and would like to see a letter of reprimand and a suspension of license for (1) one day.

Selectmen Potter would agree with a letter of reprimand and also agrees with a suspension of the license for (3) three days.

**MOTION:** Selectmen Sauvageau moved the board to issue a letter of reprimand and a suspension of the license for (3) three days. Selectmen Potter seconded.

**VOTE: (4-1-0)** Selectmen Cronan opposed

**MOTION:** Selectmen Eckstrom voted to reconsider. Selectmen Donahue seconded.

**VOTE (3-2-0)** Selectmen Potter & Sauvageau opposed

**MOTION:** Selectmen Donahue moved the board to provide a letter of reprimand and suspend the license for Barnacle Bills on September 11<sup>th</sup>, 12<sup>th</sup> and 13<sup>th</sup> of 2008. Selectmen Cronan seconded.

**VOTE: (5-0-0) Unanimous**

Selectmen Cronan stated that he has been in the Narrows Restaurant three times in his 21 years of living in Wareham and the first time they carded his wife and not long ago he went to the Narrows around 10-11 P.M. and it wasn't a busy night and he did watch the bartender card a few people;

Mr. Nawoichik stated that a suspension will affect his employees' salaries and the suspension does send a message but he has 20 employees' paychecks this will affect.

**MOTION:** Selectmen Sauvageau moved the board to provide a letter of reprimand and suspend the license for Narrows Restaurant for (3) three days on September 9<sup>th</sup>, 10<sup>th</sup> and 11<sup>th</sup> of 2008. Selectmen Potter seconded.

**VOTE: (4-1-0) Selectmen Cronan opposed**

Charlie's Place, Inc., Charles J. Nickolaow, Manager, 3075 Cranberry Highway, Wareham

No one from Charlie's Place was present. Attorney Bowen stated that it's unusual for someone not to show up for a hearing. Attorney Bowen suggested that the matter be put off for 2 weeks until they hear from a representative.

**MOTION:** Selectmen Eckstrom would like to table Charlie's Place until the end of the hearings to see if someone from Charlie's Place shows up. Selectmen Donahue seconded.

**VOTE: (5-0-0) Unanimous**

Attorney Bowen read the letter sent to Charlie's Place regarding the Liquor Violation. At this time no one from Charlie's Place was present.

Lt. Brightman stated his name for the record and that has been employed with the Police Department for 34 years. Lt. Brightman said that on March 20, 2008 at 5:34 P.M. he was conducting an alcohol sting and the underage agent went into Charlie's Place and was served alcohol and came outside and notified Lt. Brightman of the purchase. Lt. Brightman said that he took the underage agent's picture at the start of the evening and took a Breathalyzer test before and after they were done and both tests were 0.0. Lt. Brightman gave the person instructions to go in and ask for a drink and if he was asked for an I.D. he was instructed to say he didn't

have one on him and to get up and leave and not to engage in any type of conversation or try to coerce a drink which he understood and he didn't have any ID on him and only the money that Lt. Brightman gave him.

Selectmen Cronan asked Lt. Brightman if he was aware of Charlie's Place serving minors in the past which Lt. Brightman responded not that he was aware of.

Lt. Wallace called the next witness James Hatch who said that he is currently 21 and on the date March 20<sup>th</sup> he was 20 years old. Mr. Hatch said that he conducted the sting with Lt. Brightman and went to the establishment and sat at a booth until a space opened at the bar, which he did approach and ordered a Coors Light and served and not asked for his I.D. or his age. Mr. Hatch said that after he was served he made an excuse that he got a call on his cell phone and paid for the drink and left. The person who served him was in his 50's or early 60's with gray hair wearing a green and whitish stripe shirt. After paying for the drink he went into the car and reported it to Lt. Brightman.

Attorney Bowen asked how the crowd was that night at Charlie's in which Mr. Hatch responded it was a good crowd it was still early but the bar was almost full. Atty. Bowen asked if he altered his appearance in anyway and if he had his glasses on that night. Mr. Hatch said that he was wearing his glasses and he did have a slight goatee and he was not wearing a hat.

Attorney Bowen stated that since the license holder has not responded to three calls it was now up to the board to decide on how to proceed.

Selectmen Potter stated that in light of the situation and the notice and the failure to appear that he would ask for a motion from the board to oppose the continuance.

Selectmen Sauvageau agreed to the motion and stated that due to the non-response to a serious violation they should go beyond the (3) three days and increase the suspension to (5) five days.

Selectmen Cronan feels this establishment should be hit with a three-day suspension.

**MOTION:** Selectmen Sauvageau moved the board to provide a letter of reprimand and a five-day suspension of the liquor license to be served on the day of the incident and the four consecutive days there after starting on September 11<sup>th</sup>, 12<sup>th</sup>, 13<sup>th</sup>, 14<sup>th</sup>, 15<sup>th</sup>. Selectmen Eckstrom seconded.

**VOTE: (5-0-0) Unanimous**

At this point Harry Nickolaow arrived to state that he never received the notice and does that this very seriously. Mr. Nickolaow said he was called by someone and said that he should get over the meeting right away. Mr. Nickolaow said that his brother must have received the notice and didn't inform him of the hearing. Mr. Nickolaow stated that he was sure that his brother would have let him know if he received the hearing notice.

Attorney Bowen asked Mr. Nickolaow some hypothetical questions. Atty. Bowen said they read the charge serving a minor and so far everyone has pleaded guilty or admitted to sufficient facts, Lt. Brightman has read the report into record and the board has voted each of the establishment a suspension of (3) three days beginning on the day of the week in which the offense took place plus a letter of reprimand. Atty. Bowen stated that since they called for someone three times and no one responded then they proceeded with hearing and Lt. Wallace presented witnesses under oath who testified that a minor was served as part of the liquor compliance check and the Board of Selectmen voted a five day penalty because the violation occurred and no one from the establishment appeared at each of the three times the establishment was called. Attorney Bowen stated that hypothetically had he been there at 7:35 and had offered a plea he asked what Mr. Nickolaow plea would have been. Mr. Nickolaow stated that obviously the minor was served. Atty. Bowen explained that he would have been given a (3) three-day suspension and now it's a (5) five-day suspension. Attorney Bowen asked if he was willing to waive a right to appeal had the (3) three-day penalty been imposed. Mr. Nickolaow stated that he believes that he would not have appealed it to the ABCC and asked what the appeal process would be. Attorney Bowen said right now he has a (5) five-day suspension and the hearing is over and someone has made a motion to reconsider and it has not been seconded.

Selectmen Sauvageau asked if he would appeal the (5) five-day and Mr. Nickolaow responded he possibly would appeal for the (5) five-day suspension. Mr. Nickolaow agreed not to appeal if the board would give him a three-day suspension.

Selectmen Sauvageau would like to vote to reconsider on the basis that he was taking the word of Mr. Nickolaow that he would not appeal the (3) three-day suspension. Mr. Nickolaow stated that he had his word he would not appeal.

**MOTION:** Selectmen Cronan moved the board to reconsider the five-day suspension. Selectmen Donahue seconded.

**VOTE: 4-1-0 (Selectmen Eckstrom opposed)**

Attorney Bowen asked Mr. Nickolaow the following questions.

1. Do you have the authority to speak on behalf of the corporation to which he responded yes.
2. Do you understand what you have been charged with serving a minor in violation of Chapter 138 § 34 and violation of under 204 CMR 2.05 (2) shall be no illegality of any kind to take place in or on the licensed premises and the licensee shall be responsible therefore, whether present or not to which he responded yes.

Attorney Bowen asked if he had a plea in which he responded he admitted to sufficient facts. Attorney Bowen asked if he would appeal if the board

issued a three-day suspension and advised Mr. Nickoloaw that it is right to do so but asked if he would appeal. Mr. Nickoloaw again stated that he would not appeal.

**MOTION:** Selectmen Cronan moved the board to vote on letter of reprimand and a three-day suspension on September 11<sup>th</sup>, 12<sup>th</sup> & 13<sup>th</sup> 2008. Selectmen Donahue seconded.

**VOTE: (5-0-0) Unanimous**

Red Robin International, Inc., d/b/a Red Robin America's Gourmet Burgers & Spirits, Michael Morrill, Manager, 2421 Cranberry Highway, Wareham

Attorney Bowen read the letter sent to Red Robin

Present before the board: Attorney Andrew Upton, David Pinkas, and Michael Morrill

Lt. Wallace stated that on March 20, 2008 at 4:24 pm during liquor compliance check according to Policy 06-01 a male purchaser of the age of 20 purchased a Coors Light Beer for \$3.49 from a server wearing a nametag Jon.

Attorney Upton said that they are not contesting the serving of a minor and supplied the board a binder. The bartender was immediately terminated and both the Manager and Corporate Manager were notified within 24 hours. They will be having additional tips training on July 9<sup>th</sup>. David Pinkas said he was taken back by the violation and the bartender was an outstanding team member. The team members wear buttons that they will card anyone under 39 ½. Mr. Morrill said that it was embarrassing and apologized to the community for the violation.

Selectmen Eckstrom said within 2 months of being open and having a violation is upsetting to her.

Selectmen Cronan stated that he goes into the establishments all the time and sitting on the bar side and has seen a lot people drinking at the bar and has never witnesses anyone getting carded.

Selectmen Sauvageau stated that there is no excuse not to card and they should just card everyone and it takes only a second and it's a simple business practice and would avoid tragedy. Selectmen Sauvageau stated that he was also very disappointed.

Selectmen Donahue said that it is disappointing and does think that Red Robin will be before the board anytime soon.

Selectmen Potter feels that the statement read was very corporate and stated that Red Robin should be humiliated since they are a Family Restaurant and it's shocking that only a few months in they already had a violation.



**MOTION:** Selectmen Sauvageau moved the board to submit a letter of reprimand and suspend the license for three (3) days starting September 11<sup>th</sup>, 12<sup>th</sup> and 13<sup>th</sup> of 2008. Selectmen Eckstrom seconded.

**VOTE: (5-0-0) Unanimous**

The Clermont Group, LLC d/b/a Webster Hall, Tony V. Blaize, Manager  
207 Main Street, Wareham

Attorney Bowen read the letter sent to The Clermont Group, LLC d/b/a Webster Hall regarding the Liquor License Violation

Present before the board: Michael Kelly and Joelle Gomes

Mr. Kelly stated they plea guilty to the violation.

Lt. Wallace stated the violation took place on March 20, 2008 at 6:37 pm the compliance checks were supervised by Lt. Brightman and was done in compliance with Policy 06-01 a 20 year old underage purchaser went into the establishment and ordered a Coors Light Beer for \$3.00 and not asked for his I.D or his age and was served by a female with black hair and a white shirt and in her 20's according to the report. He then came outside and reported to the Lt. Brightman that he purchased the beer.

Selectmen Cronan handed a letter from Tony Blaize to Attorney Bowen (as attached) respectfully asking for a continuance of the scheduled hearing. Attorney Bowen read the letter into record and would like to request that Mr. Kelly withdraw his plea to the board on behalf of the establishment and asked the board to continue the hearing until another date so that the Attorney can be present.

Mr. Kelly asked under the circumstances if they can wait until Attorney Blaize was present and withdrew is plea.

**MOTION:** Selectmen Eckstrom moved the board to accept the request from Mr. Kelly to withdraw his plea and to continue the hearing until July 29<sup>th</sup>.

**VOTE: (5-0-0) Unanimous**

**F. TOWN BUSINESS**

1. Tremont Dam – Hydroelectric Power & Green Community Project.

Present before the board: Leo Casey & Arnie Houghtman

Mr. Casey spoke about renewable energy and the Tremont Dam at the Camp Running River. Mr. Casey stated that the Dam is in bad shape and the gates are broken and will fail within a year and also it has a rather large sinkhole. Mr.

Casey gave a presentation, which is on file in both the Selectmen's Office and the Town Administrators' office for review. Mr. Casey was looking for support from the board with the project and will get back to the board if they will need a letter of permission. The board was in support of this project and advised Mr. Casey to get back in touch with them if they need anything from the board.

2. Wareham Vision Plan

Selectmen Potter spoke about ideas for the Vision Plan and would like to hold the Vision Plan on Tuesday evenings. Selectmen Donahue suggested holding the Vision sessions on Saturday mornings from 9:00am-11:00am. Selectmen Potter stated that the public is welcome to attend the visioning sessions.

3. Any other town business

Selectmen Donahue stated that she was told that someone contacted her regarding selling water at the Fireworks and was told by the Board of Health they would have to first get permission from the board. Selectmen Donahue wanted to express her support for the organization. Discussion ensued.

**MOTION:** Selectmen Cronan moved the board to go beyond the hour of 10:00 p.m. Selectmen Donahue seconded.

**VOTE: (5-0-0) Unanimous**

Selectmen Sauvageau stated he has been voted as a MPO member to SRPEDD.

Selectmen Potter stated that he did receive a request for a local church to place permanent signs from the highway leading to the church. Selectmen Potter feels that this wouldn't set a good precedence.

Selectmen Eckstrom spoke about the Maple Park Properties and asked if the board could discuss this at the next meeting. Selectmen Sauvageau stated that he did read the information and the zoning matter needs to be taken up with Zoning enforcement. Selectmen Sauvageau stated that counsel is advising the board to only proceed with the earth removal permit and not the zoning. Selectmen Potter stated that he would recommend to the board to only review the earth removal permit side for the request and will refer the questions and zoning matter to the zoning officer.

**MOTION:** Selectmen Sauvageau moved the board to vote on the permit matter and forward under advise of K&P the correspondence and relevant questions to the zoning enforcement agent and he can advise the ZBA if there is any jurisdiction to them therefore to only address the permit modification issue tonight. Selectmen Potter seconded to remand that side of it back to the zoning enforcement.

**VOTE: 4-0-1 (Eckstrom abstained)**

**MOTION:** Selectmen Sauvageau moved the board to deny the request for modification to the permit including the two items specifically requested which is time of operation and doubling of the load on the permit. Selectmen Donahue seconded.

**VOTE: 5-0-0 (Unanimous)**

**MOTION:** Selectmen Eckstrom moved to have a six-month review on July 29, 2008. Selectmen Sauvageaum seconded.

**VOTE: 5-0-0 (Unanimous)**

**G. SEWER BUSINESS**

1. Any other sewer business.

**H. INTERIM TOWN ADMINISTRATOR'S REPORT**

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**Selectmen's Business**

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1. BETA, - Roadway Management Program  
The Town has contracted with BETA Group, Inc to complete an inventory of our all town-accepted roads. This system builds a data Base of the town roads; prioritizing, identifying repairs and a schedule of repairs. It will recommend crack sealing or other road improvements. This system will assist in the creation of GASB Reporting. They are starting in Onset and will work with Municipal Maintenance for other areas to continue with. Funding for this was approved from Chapter 90 funds.
2. Furlough Days  
As I Reported to all of you last week I was able to eliminate the need for employees to take any furlough days in the FY09 Budget. This was accomplished through use of the savings in the insurance bids.
3. Appointment of Acting Sargeant  
I appointed Christopher J. Park to Acting Sergeant
4. Senior Work-off program  
On Friday we had a meeting with those senior that had signed up to be beach-parking attendants. We discussed the program, how the town perceived it would be the easiest to work; we distributed a schedule and we have put together a one-page document for their reference as the start

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Recommended Action

I respectfully request that the Board allow for 21 participants and 2 alternates, the logistics of three shifts per day times three parking areas and 7 days makes it easier that I have seven persons per beach.

**MOTION:** Selectmen Donahue moved the board to increase the number of participants to 21 and have 2 alternates. Selectmen Eckstrom seconded.

**VOTE: 5-0-0 (Unanimous)**

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5. A.D. Makepeace

A.D. Makepeace dropped a letter off early last week indicating that they have no count as to the number of trucks, I will be talking to SRPED to see if they can perform a traffic count on that street.

Selectmen Sauvageau would like to request in writing that AD Makepace provide the information in the future. Selectmen Cronan would like to have AD Makepeace before the board for a review.

6. Budget Transfers

In accordance with the Municipal Relief Act of 2003, municipalities can transfer by vote of the Finance Committee and Selectmen 3% or \$5,000 which ever is greater from departmental budget to cover a budget short fall in different budget.

We have a deficit in our legal budget the Town Accountant has identified four budgets that had surpluses and we are requesting approval by the Board.

Recommended Action

Board of Selectmen approve the transfers a total of \$20,000; \$5,000 from each of the following the Finance Committee Expenses, Elections Wages, Workers Compensation and Unemployment Account and to transfer to the Legal Budget

**MOTION:** Selectmen Sauvageau moved the board to approve the transfer of \$20,000; \$5,000.00 from each of the following the Finance committee Expenses, Elections, Wages and Workers Compensation and Unemployment Account and transfer to the Legal Budget. Selectmen Eckstrom seconded.

**VOTE: 5-0-0 (Unanimous)**

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7. Finance Committee

I attended the Finance Committee meeting held on Thursday, June 26, 2008. The Finance Committee approved the previously mentioned Budget Transfer as well as other small deficits from their reserve account; \$3,000 to the Legal Budget, \$5,000 to Planning for Auditor costs, \$, 5,000 to the General Services budget for Postage Account and \$2,500 to the retirement account to cover a small overage in the Liuna Retirement line item.

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The Finance Committee has also secured several interns to assist them of some projects that they are interested in pursuing and I will be working with the Chairman of that committee to assist them.

8. Tremont Nail Roof (White Building)

The Town has secured quotes to replace the roof at the Tremont Nail Office Building. We will be reviewing the bids checking references and will be awarding a contract the week of the 4<sup>th</sup>.

9. Tremont Nail Architectural Study

The review committee is meeting on July 2<sup>nd</sup> to discuss which architects will be interviewed and I will be call for those interviews. I will keep the Board in formed as to when those meetings will take place.

10. Vacant Positions

I will be advertising for the vacant Senior and Social Services Director, Planning Director and Library Directors position of the next two weeks.

I have posted the vacant Plumbing Inspectors position

11. Road Commissioners

I have asked Town Counsel to assist in developing a Policy for the Selectmen to adopt regarding their function as road commissioners. Attached is a document that we received from Carver that is directed I will create a policy for the Board to adopt and have Town Counsel to approve.

12. CEDA Approvals

I am requesting that the Board vote to delegate to powers and duties vested in them by state law in overseeing CEDA to me for the purpose of dealing normal day-to-day activities. This delegation would allow me to sign grants and appointment by CEDA as I currently do for the Town. If approved I will continue to inform the Board of all items I have approved on their behalf.

Recommend Action

The Board of Selectmen vote to delegate to the Town Administrator and of its responsibilities under the act consistent with the Town Administrators authority under the Wareham Home Rule Charter.

(Mr. Sanguinet asked that this matter be put off until a later time so that it can be an agenda item).

13. Letter from Police Union

I have included in you packets a letter I received from the Police Union.

14. Onset Mobile Home Park

On Monday I met with representative from the Onset Mobile Park, and Municipal Maintenance Director Mark Gifford. We discussed the drainage issue in the Park. Charlie Rowley, who is the engineer for the Park, explained the problem and what his plan to correct it is.

**I. LIAISON REPORTS**

None

**J. ADJOURNMENT**

**MOTION:** Selectmen Eckstrom moved to enter into Executive Session for the purpose of discuss litigation and collective bargaining. Selectmen Donahue seconded.

Roll Call Vote:        Selectmen Eckstrom - Yes  
                              Selectmen Donahue – Yes  
                              Selectmen Potter – Yes  
                              Selectmen Sauvageau – Yes  
                              Selectmen Cronan – 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: October 21, 2008

Attest: ***Bruce D. Sauvageau, Clerk***

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Date Signed: October 21, 2008

Date sent to the Town Clerk: October 22, 2008