

MINUTES OF MEETING OF SELECTMEN/SEWER COMMISSIONERS

Date of Meeting: October 21, 2008
Date of Transcription: October 22, 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 P. Cronan
M. Jane Donahue

Also present: John Sanguinet, Interim Town Administrator

B. CITIZENS PARTICIPATION

Present before the board: Marilyn Connors Donahue
Ms. Donahue stated that she is the force behind the Save our Library and stated all donations are tax deductible. Ms. Donahue would like the board to mediate the lawsuit with the Library Board of Trustees.

Present before the board: Alan Slavin
Mr. Slavin spoke with Mr. Kornish who won the bid for the Tremont Nail and was concerned that he hasn't heard from anyone yet and needs to get into the building and cleanup. Mr. Slavin was concerned that if the town didn't act quickly enough then Mr. Kornish would not rent the property.

C ANNOUNCEMENTS

Next meeting of the Board of Selectmen will be on October 27, 2008.
Thursday evening at VWF the Onset Protective League will host a preview of Town meeting warrant articles at 7:00 pm.

D. CONSENT AGENDA

Authorization to sign bills and documents, etc. (none)

Approval of Selectmen's regular meeting minutes of July 1, 2008 and September 2, 2008.

MOTION: Selectmen Sauvageau moved the board to approve the meeting minutes of July 1, 2008. Selectmen Donahue seconded.

VOTE: 5-0-0 (Unanimous)

MOTION: Selectmen Sauvageau moved the board to approve meeting minutes of September 2, 2008. Selectmen Donahue seconded.

VOTE: 5-0-0 (Unanimous)

E. LICENSES & PERMITS

1. 7:15 Hearing – Application of Benjamin A. Suddard and Benjamin C. Suddard for renewal of Shellfish Grant No. W-83, in accordance with the provisions of Chapter 130, Section 60 of the Massachusetts General Laws.

Present before the board: Michael Parola, Benjamin C & Benjamin A. Suddard.

Mr. Suddard stated that the water quality problem is nitrogen along with green algae.

MOTION: Selectmen Sauvageau moved the board to approve the renewal of Shellfish Grant No. W-83 in accordance with the provisions of Chapter 130, Section 60 of the Massachusetts General laws. Selectmen Eckstrom seconded.

VOTE: 5-0-0 (Unanimous)

2. 7:30 Hearing – Application for transfer of stock, new officer/director, pledge of license by Onset Village Market, Inc., 231 Onset Avenue, Onset, MA.

Present before the board: Atty. Joseph Devlin, & Natwarbhai Patel

Attorney Devlin stated that Mr. Patel is the proposed stockholder and manager. Mr. Patel will be also having server training. Selectmen Sauvageau informed Mr. Patel the Wareham Police Department does random compliance checks and they are advertised according to the ABCC policy.

MOTION: Selectmen Potter moved the board to close the hearing. Selectmen Sauvageau seconded.

VOTE: 5-0-0 (Unanimous)

MOTION: Selectmen Sauvageau moved the board to approve the application for transfer of stock, new officer/director, pledge of license by the Onset Village Market, Inc., 231 Onset Avenue, Onset MA under the provisions of Chapter 138 of the Massachusetts General Laws pending approval of the CORI check. Selectmen Donahue seconded.

VOTE: 5-0-0 (Unanimous)

3. Application for a change of Manager by Little Harbor Country Club, 1 Little Harbor Road, Wareham, from James C. Jones to Christine B. DiRienzo, under the provisions of Chapter 138 of the General Laws for the year 2008.

Present before the board: Christine B. DiRienzo

MOTION: Selectmen Sauvageau moved the board to approve the application for a change of Manager by Little Harbor Country Club, 1 Little Harbor Road, Wareham from James C. Jones to Christine B. DiRienzo, under the provisions of Chapter 138 of the General Laws for the year 2008 pending approval of the CORI check. Selectmen Eckstrom seconded.

VOTE: 5-0-0 (Unanimous)

F. TOWN BUSINESS

1. Vote to approve the administrative assistant position

Selectmen Eckstrom asked that the board speak with the CEDA Director prior to voting on hiring the Administrative Assistant. Selectmen Potter said he was under the impression that this person would be able to assume two positions in the office. Selectmen Donahue remembers having a discussion with the Director about the position and talked about the hiring process and the woman was very qualified.

MOTION: Selectmen Sauvageau moved to table the hiring of the Administrative Assistant until another meeting. Selectmen Eckstrom seconded.

VOTE: 5-0-0 (Unanimous)

2. Discussion with Marilyn Whalley to discuss CEDA activities for the month. (Ms. Whalley notified the board she would not be in attendance).

2. Discussion with Conservation Commission to update the commission's activities in last year. (no one from the Conservation Commission was in attendance) Selectmen Potter noted they were invited.

At this time Rick Janey approached the board to question what the reporting structure for the Conservation Commission was. Selectmen Eckstrom stated that the Conservation Commission has its own set of regulations

3. Discussion with Personnel Board to update the board's activities in the last year.

Present before the board: Jack Silva & Debra Pfnister

Mr. Silva asked for the board to excuse him due to a death of a close friend that he was just made aware of. Ms. Pfnister said that the Personnel Plan has been at the Clerks office since September 12, 2008 for review. Selectmen Donahue suggested that the plan be placed on the town website. Ms. Pfnister said she along with her board does not feel the changes to the Personnel Plan are radical.

Discussion of Town meeting warrant articles.

Selectmen Sauvageau asked Mr. Sanguinet for his opinion for tabling Article #1. Mr. Sanguinet said at this time he would favor tabling Article 1.

Selectmen Sauvageau stated that the Finance Committee voted to amend their votes on articles 31-33 for technical reasons.

Selectmen Donahue said that the Finance Committee was concerned about the vote the board made to restore the positions of the custodian and the clerk in the assessor's office.

4. Any other town business

Wareham Vision Plan ~

The board spoke about 40B issues.

TOWN ADMINISTRATOR'S REPORT

Mr. Sanguinet advised the board that the Building Inspector has notified the establishments in town about their signs and that both Mark Anthony's and Onset Bay Blues Café have taken down their signs that were in violation.

1. **Open Meeting/Public Records Session.** This meeting was well attended and very informative. I have placed the materials distributed on the web site and I will be holding a session for Department Heads.
2. **Town Hall Roof Repair.** The roof project has been put out to bid and proposals are due October 24, 2008. This will allow for a quick review and a final number for Town Meeting.
3. **Tremont Nail Metal Building.** The Town received one bid to lease the Tremont Nail metal building. I have reviewed this bid and plan on awarding it to Atlantic Boats.
4. **Minot Forest Survey RFP.** This RFP closed October 15, 2008. The committee is reviewing those proposals and I hope to be marking the award soon.
5. **Finance Committee Public Hearing.** At the Finance Committee's Public Hearing Wednesday, October 15, there was a brief discussion with some members of the public in attendance relative to the reduction in some town services. Board members and I discussed the reinstatement of the Assessor's clerk and custodian positions, however, the Finance Committee did not support these restorations.
6. **Reductions in Local Aid.** At this time the Governor is not considering cuts in Local Aid. As I explained to the Finance Committee and mentioned to the Board last week, there is still uncertainty amongst municipal leaders and various state groups whether cuts will be occurring in mid-November. We may have to make a game time decision as whether to delay Article 1.
7. **MMPA Labor Relations Seminar.** Friday October 24 I will be attending the annual Labor Relations Seminar. This session updates municipal leaders on changes in the law and recent court cases in the labor arena. Sessions are held on various labor topics in the afternoon. Similar to the session put on by DOR, this deals primarily with Labor issues.
8. **MMA Legislative Breakfast.** I just want to remind the Board of the various sessions being held.
9. **Roadway Analysis.** The Board should remember that the Town contracted, through the use of Chapter 90 funds, for a roadway analysis of all the roads in town. BETA Services has completed their work and I will be inviting them to a future Board meeting.

10. **Turning Point Funds.** I looked into the funds for Turning Point. Their projects were not ready to be included in the FY08 grant in December and were not included at that time. Ms. Whalley has indicated that she has \$200,000 in program income that is uncommitted and will be including Turning Point in a request to DHCD.
11. **Memorial Benches.** As the Board is aware, there was some confusion earlier relative to a bench in the area of Kenney's by the Town Pier. A pad was poured for a 4' bench that has not yet been installed but is reportedly on the way. Meanwhile, the space was given to another party if that bench could not be installed by the end of September, and it hasn't been. There was also some discussion about there being enough room for two benches at that location according to Municipal Maintenance staff. I am asking that the Board approve the installation of two benches in this location to accommodate both these requests.

Recommended Action. Motion to approve the placement of two memorial benches by the Town Pier to fulfill two pending requests, subject to their locations being deemed suitable by staff of the Municipal Maintenance Department.

No action taken the board asked the see the map before making any recommendations.

12. **Special Event Staffing.** Attached is a report from Chief Joyce relative to Special Event Staffing and how other communities deal with this issue.
13. **Handicapped Parking Spot—Cross Street.** A request was received for a designated handicapped parking spot on Cross Street in the Onset section of Town. This request was forwarded to Chief Joyce for his recommendation. Chief Joyce is recommending that this not be approved as there is parking available in the homeowner's driveway and the Town has been trying to eliminate these spaces, especially in areas where parking is already limited.

Recommended Action. Motion to deny the request for a designated handicapped parking spot on Cross Street.

No action taken – The board would like more information from the person requesting the signs. Mr. Sanguinet stated that he will call the person and report back to the board at the next meeting.

1. **Sewer Abatement Request—15 Canedy Street.** The Board is asked to abate Account No. 792302, Map 78-2, Lot 107, 15 Canedy Street, Wareham, \$48.66 for 1 EDU for 1st half FY09 omitted commitment for the month of July 2008. The Town has received notification that completion of the home has been delayed.

Recommended Action. Motion for the Board to approve abating Account No. 792302, Map 78-2, Lot 107, 15 Canedy Street, Wareham, \$48.66 for 1 EDU for 1st half FY2009 omitted commitment for the month of July 2008.

MOTION: Selectmen Donahue moved the board to approve abating Account No. 792302, Map 78-2, Lot 107, 15 Canedy Street, Wareham, \$48.66 for 1 EDU for 1st half FY2009 omitted commitment for the month of July. Selectmen Eckstrom seconded.

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

G. SEWER BUSINESS

Any other sewer business

H. LIAISON REPORTS

Selectmen Cronan read a letter from consultant Dick Heaton regarding 40B housing and would like to recommend that the board ask Mr. Heaton to attend on of the Selectmen's Meeting

Selectmen Eckstrom spoke about the paving of Winter Street.

Selectmen Eckstrom stated that she has received a copy of the draft report for the nitrogen loading by requesting it from the DEP Public Law records. Selectmen Eckstrom also stated that she thought she was attending an informal meeting with the Health Agent, DEP and the UMASS Estuary however, the entire Board of Health was there and the meeting was never posted.

Selectmen Eckstrom spoke about the Gatehouse Meeting and Selectmen Cronan stated that Gatehouse is the 1st 40B developer that has offered something to the town and has been a pleasure to work with.

Selectmen Donahue wanted to comment on her donation and wanted to clear up the fact that it wasn't for the town it was for the Library on behalf of the fundraiser for Mr. Wheeler.

Selectmen Potter attended the Eagle Scout recognition for James Bolia.

Selectmen Potter stated on the request of Town Counsel they will be hold a public hearing for the renaming of Oceanside Drive.

Selectmen Potter said that the Open Meeting Law Seminar went well and the boards were pleased. Selectmen Potter suggested that the boards and committees leave their draft copies at Town Hall. Selectmen Eckstrom suggested that the Clerk for the Board of Selectmen hold a key to a locked cabinet with the meeting minutes to be held at the Selectmen's Office.

Selectmen Potter talked about a letter received from someone who would like to withdraw her name from the Personnel Board. Selectmen Potter suggested a letter be sent to have her reconsider since they have two vacancies on the board.

Selectmen Eckstrom spoke about a Standard Times blog stating that the board is going to be sued and a lien will be placed on their homes. Selectmen Eckstrom was upset that people would do such a thing and hope they understand the only people they would be hurting is her children and she is just doing the job the people elected her to do.

I. ADJOURNMENT

MOTION: Selectmen Eckstrom moved the board to enter into executive session for the purpose of litigation. Selectmen Donahue seconded.

Roll Call Vote:	Selectmen Eckstrom – yes
	Selectmen Donahue – yes
	Selectmen Potter – yes
	Selectmen Sauvageau – yes
	Selectmen Cronan – yes

J. 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 D. Sauvageau, Clerk.

Date Signed: _____

Date sent to the Town Clerk; _____