

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

Date of Meeting: February 5, 2009  
Date of Transcription: February 18, 2009  
Transcribed by: Janet Wilson

### **1. CALL MEETING TO ORDER BY CHAIRMAN**

*Note: The February 3, 2009 meeting was cancelled due to inclement weather.*

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

### **2. ROLL CALL**

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

Also Present: John J. Sanguinet, Interim Town Administrator

Present before the board: Mary Ann Silva, Town Clerk  
Ms. Silva explained the reason for the date change to drop off nomination papers was do to fact that she originally had the papers due on a holiday President's Day and the Town Hall will be closed on that day.

### **3. CITIZENS PARTICIPATION** (none)

### **4. CONSENT AGENDA**

- A. Authorization to sign bills and documents, etc. (none)
- B. Interviews for Charter Review Committee, Clean Water Committee and Energy Committee

Clean Water Committee Interviews ~

Present before the board: Fred Teceno

Mr. Teceno was interested in the Clean Water Committee and has a lot of experience in water and hazardous waste. Mr. Teceno stated that he is recently retired and has the time to serve on the committee.

Present before the board: Deborah Jean Rose, Board of Health member

## SELECTMEN/SEWER COMMISSIONERS MEETING – 2/5/09 (CONT'D)

Ms. Rose said the main reason for applying for the committee is she would like to be able to swim in the ocean and feels that a member from the Board of Health should be part of this committee.

Present before the board: Mark Aiduk

Mr. Aiduk did attend the recent town meeting, which is why he became interested in the Clean Water Committee. Mr. Aiduk said there has to be a way to balance things out so that it works for everybody.

Present before the board: Ed Pacewicz

Mr. Pacewicz stated that all phases of water are on the table for the committee, which would be drinking, ground and surface water to include rivers streams lakes and ponds and beaches since they all operate on one system. Mr. Pacewicz stated the number one source of nitrogen in this area is in fact septic systems.

Selectmen Potter stated the board previously agreed to have seven (7) members on the Clean Water Committee and five (5) members to the Energy Committee.

Interviews for the Energy Committee

Ms Rose would like to withdraw her application for the Energy Committee

Present before the board: Sandy Slavin

Ms. Slavin stated that she has the desire to be green as much as she can and does enjoy open space. Ms. Slavin mentioned looking into which one of the town buildings needs to be looked at in order to save money down the line and some things are as simple as sealing windows and doors.

Interviews for the Charter Review Committee

Present before the board: Linwood Gay

Mr. Gay said that that he would like to get involved in the town and has an interest in local Government. Mr. Gay feels some people haven't followed the Charter and one problem he does see is that if someone is not contributing in a positive manner it's difficult to get him or her off the committee.

Present before the board: Jack Kent

Mr. Kent stated that he has read the Charter and finds it dry and confusing and would like to join in and make a difference. Mr. Kent stated that he would like to see the Charter as an easy reference.

Present before the board: John Houton

## SELECTMEN/SEWER COMMISSIONERS MEETING – 2/5/09 (CONT'D)

Mr. Houton stated that he was asked by a registered voter in town to apply to be on the Charter Review Committee. Mr. Houton does not have a particular issue on how the Charter is drafted and does come with an open mind. Mr. Houton does have a great deal of respect for public service and feels it's a very important facet in life.

Present before the board: Mick Jones

Mr. Jones has been attending Town Meetings and finds it dysfunctional and considers himself a problem solver. Mr. Jones said the current form of Government makes change so difficult and we may require more of a city type government due to the size of the town. Mr. Jones feels the Charter is antiquated and broken and needs to be fixed.

C. Approval of regular meeting minutes: January 27, 2009

**MOTION:** Selectmen Sauvageau moved to approve the meeting minutes of January 27, 2009. Selectmen Eckstrom seconded.

**VOTE: 4-0-1 (Selectmen Donahue abstained)**

### 5. LICENSES & PERMITS

A. Application for name change of an existing Class I license from Robertson's Chevrolet, Inc. to Robertson's Pre Owned, Inc., 3131 Cranberry Highway, E. Wareham, MA under the provisions of Chapter 140 of the Massachusetts General Laws.

Present before the board: Steve Robertson

Mr. Robertson said they would still sell new cars from this location and still carry Chevrolets.

**MOTION:** Selectmen Cronan moved the board to approve the application for a name change of an existing Class I license from Robertson's Chevrolet, Inc. to Robertson's Pre Owned, Inc., 3131 Cranberry Highway, E. Wareham, MA under the provisions of Chapter 140 of the Massachusetts General Laws. Selectmen Sauvageau seconded.

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

### 6. TOWN BUSINESS

A. Discussion re: BYOB

Present before the board: Bree Swierkowki, Manager of Ella's Wood Burning Oven Restaurant

## SELECTMEN/SEWER COMMISSIONERS MEETING – 2/5/09 (CONT'D)

Ms. Swierkowski was before the board asking to allow her restaurant to allow patrons to BYOB. The Board explained Policy #02-1 which states It's the policy of the Board of Selectmen of the Town of Wareham that no licensee who is the holder of a Common Victualler's License shall allow the consumption of alcoholic beverages on licensed premises by patrons who purchase alcohol off premises. A lengthy discussion ensued.

Selectmen Donahue stated that the board could draft a policy that is fair and reasonable for the business owner. Selectmen Sauvageau asked Selectmen Potter if Rep. Susan Williams Gifford's office could be contacted in regards to the additional eight (8) liquor licenses. Selectmen Potter stated that last he heard was they had to re-file. Selectmen Donahue asked for the consensus of the board to allow her and Selectmen Potter to draft a policy and make it strict enough for the board to vote in favor of the policy.

### B. Town Administrator's Report

#### SELECTMEN BUSINESS

1. **FY2009 Budget/Governor's Reductions:** Wednesday, January 28, 2009, Governor Patrick announced his FY2009 emergency 9C reductions in Local Aid. As he remarked at the MMA Meeting opening, he did not reduce chapter 70 but reduced the additional assistance and lottery accounts both by about 9.7 %. Coupled with declining revenues I have implemented harsh measures to control spending until the end of the year, effective immediately.
2. **FY2010 House 1:** Wednesday, January 28, 2009, Governor Patrick unveiled his FY2010 (a.k.a. House 1). This budget further reduced our Local Aid (again sparing Chapter 70) by another 2.4% or \$378,177. My budget estimates included a portion of this reduction. Coupled with the cut was a 12% increase in our state assessments or \$250,000. I am still reviewing the numbers.
3. **Budget Review with Finance Committee:** I met this morning with several members of the Finance Committee to discuss the changes in State Aid.
4. **Capital Planning Committee:** The Capital Planning Committee met this morning and discussed the form that departments would be using in the future for submitting capital requests. We may not have any projects ready for the spring town meeting; our goal is to have several articles available in the fall.
5. **FY2009 Local Receipts:** Our local receipt collections are falling short of my fall projections. The big hit was in the MV commitments, which dropped \$200,000 from last year's commitment. Attached is my analysis.
6. **Sign Bylaw Decision:** I have appealed the decision by Building Inspector Theodore

SELECTMEN/SEWER COMMISSIONERS MEETING – 2/5/09 (CONT'D)

Misiaszek on the signs in Onset. This is the process that needs to be followed before the signs can be removed. I am still planning a sit down with the various property owners to discuss the issue.

7. **RFP for Sale of Property:** I received a copy of the RFP from Marion for land owned by the Town of Marion in Wareham. I have sent a copy to Town Counsel and town departments and the land acquisition committee.
8. **CEDA Consultant Contract:** I have enclosed the contract with the CEDA consultant. I would ask the board to approve and sign.

**Recommended Action:** Motion for the Board to approve the contract for Jennifer O'Melia, CEDA consultant.

**MOTION:** Selectmen Donahue moved the board to approve the contract for Jennifer O' Melia as CEDA Consultant. Selectmen Eckstrom seconded for discussion and questioned the third paragraph that states she will be paid even if she fails to submit a completed a grant. Mr. Sanguinet stated that she would be paid 50% for her time.

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

9. **Streetlight RFP:** Municipal Maintenance has prepared the RFP for maintenance of our streetlights. The proposals will be due at the end of February or early March.
10. **Sewer Contract Number 1:** CDM has advertised Contract #1, which includes Linwood/Ladd Avenues, Tempest Knob and Parkwood Beach Sewers. The bids will be opened February 26, 2009, at 2:00PM in Conference Room B.
11. **Town Meeting:** I have been working with the custodial staff to prepare the Town Hall Auditorium for Town Meeting. I would ask the Board to vote to hold the 2009 Spring Town Meeting at the Town Hall.
12. **Interim Town Accountant:** I have reviewed several qualified firms to serve as Interim Town Accountant and will be contracting with one this week.

C. Any other town business

Selectmen Potter urged Citizens to apply to the Capital Planning Committee.

7. **LIAISON REPORTS**  
(none)
8. **ADJOURNMENT**

**MOTION:** Selectmen Potter moved to adjourn the meeting.

9. **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: February 24, 2009

Date sent to the Town Clerk: March 2, 2009