

MINUTES OF MEETING OF SELECTMEN/SEWER COMMISSIONERS

Date of Meeting: March 10, 2009

Date of Transcription: March 11, 2009

Transcribed by: Janet Wilson

1. CALL MEETING TO ORDER BY CHAIRMAN

Chairman Potter called the meeting to order at 7:20 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

3. CITIZENS PARTICIPATION

Present before the board: Larry Gaines

Mr. Gaines stated the COA is holding a St. Patrick's Day party on March 17th. Amateur pool tournament will begin on March 23rd and both men and women are invited.

Present before the board: James Newman

Mr. Newman stated the POW flag was taken down because of previous storms and wanted to know why it wasn't placed back up yet.

4. ANNOUNCEMENT

The Onset Protective League is holding candidates night on Thursday, March 26, 2009 at the Dudley L. Brown V.F.W. Post on Onset Avenue in Onset 7:00 P.M. for further information please call Ann Campbell 508-295-1486 or Nan Miller 508-291-1635

Join the Wareham Historical Society on Monday, March 16th at 7:00 P.M. at 7:00 P.M. at the Old Methodist Meeting House, 495 Main Street, Wareham to continue their celebration of President Abraham Lincoln's 200th Birthday. For more information call 508-291-1643

5. CONSENT AGENDA

SELECTMEN/SEWER COMMISSIONERS MEETING – 3-10-09 (CONT'D)

- a. Authorization to sign bills and documents, etc. (none)
- b. Approval of regular session meeting minutes: December 9, 2008, January 6, 2009, February 10, 2009 February 24, 2009 and March 3, 2009.

MOTION: Selectman Sauvageau moved to approve the meeting minutes of December 9, 2008. Selectman Eckstrom seconded.

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

MOTION: Selectman Sauvageau moved to approve the meeting minutes of January 6, 2009. Selectman Donahue seconded.

VOTE: 4-0-1 (Selectman Sauvageau abstained)

MOTION: Selectman Sauvageau moved to approve the meeting minutes of February 10, 2009. Selectman Eckstrom seconded.

VOTE: 5-0-0 (Unanimous)

MOTION: Selectman Sauvageau moved to approve the meeting minutes of February 24, 2009. Selectman Donahue seconded.

VOTE: 5-0-0 (Unanimous)

MOTION: Selectman Sauvageau moved to approve the meeting minutes of March 3, 2009. Selectman Donahue seconded.

VOTE: 5-0-0 (Unanimous)

6. **TOWN ADMINISTRATOR'S REPORT**

Selectmen Business

1. **Regionalization Meeting in Dartmouth:** I attended the regional meeting in Dartmouth on Thursday March 5, 2009. The discussion focused on the efforts that a sub committee had been working on. One point that was discussed, through Steve Smith from SRPEDD, related to the purchase of DPW materials and office supplies. In addition, SRPEDD is looking at developing a regional bid center where they would handle all of the projects that communities need to bid. This service would have a fee that communities may have to pay. With the State Representatives that attended, the group also discussed state mandates and other issues that effect communities. A third meeting is scheduled for April 9, 2009.

2. **Town Meeting Warrant:** I will be providing the Board with a draft warrant at Tuesday's meeting. Mr. Sanguinet went over some of the articles on the warrant.
3. **Trench Safety Inspection Permit Fee:** Recently implemented trench regulations inspect unattended trenches. It requires that contractors obtain a permit for this work before it begins. The town should establish a fee for the additional administrative costs, as well as the time for the trench inspectors, to insure that the contractors follow the guidelines. Area communities have established fees from \$20.00 to \$150.00. I recommend a fee of \$75.00.

Motion: Motion for the Board to establish Trench Safety Inspection Fee in the amount of \$75.00 for those trenches that meet the requirements of the regulations, effective immediately.

MOTION: Selectman Eckstrom moved the board to establish Trench Safety Inspection Fee in the amount of \$75.00 for those trenches that meet the requirements of the regulations. Selectmen Donahue seconded. Selectman Potter for discussion and feels the fee should be higher. Discussion ensued on whether to charge a different rate for residential vs. commercial. Selectman Eckstrom withdrew her motion and Selectman Donahue withdrew her 2nd.

MOTION: Selectman Sauvageau moved the board establish a Trench Safety Inspection fee in the amounts of \$75.00 for residential applicants and \$200.00 for commercial applicants that meet the requirements of the regulations effective immediately. Selectman Donahue seconded.

VOTE: 5-0-0 (Unanimous)

4. **EMS Fees:** Several weeks ago, I asked the board to approve new fees for EMS and the Board had questions relating to the ALS-2 fee. There is an enclosed packet and Mr. Evans will be in attendance to discuss this with you.

Present before the board: David Evans

Mr. Evans stated that in the past Medicare would allow the individual charges but for the last couple of years they have rolled it into one. ALS-2 is for critically ill patients that require more services.

MOTION: Selectman Donahue moved to approve the ambulance rate of ALS-2 at \$940.00 as proposed by Mr. Evans. Selectman Sauvageau seconded.

VOTE: 5-0-0 (Unanimous)

5. **Code Enforcement Officer.** I would once again ask the Board to discuss the appointment of Charles Noyes for this temporary position. The appointment will be effective when Robert Ethier is back to work, which we expect to be soon.
6. **Health Inspector position:** The Board of Health and I interviewed candidates for the Health Inspector position that has been vacant but covered by Glenn Monteiro since July. I have appointed Carlston Wood to this position. Mr. Wood is in the process of obtaining his certifications and is well versed in the health regulations, Title V, and the sanitation codes. In his role as Animal Control Officer, Mr. Wood has worked very closely with Mr. Ethier on other issues in the town. There were five applicants for this position when we advertised in November 2008. I would ask the Board to approve this appointment. *Note: This will be addressed at the next boards meeting*

MOTION: Selectman Eckstrom moved the board not to approve the first appointment. Selectman Sauvageau seconded.

VOTE: 5-0-0 (Unanimous)

7. **MMA Legislative Breakfasts.** Reminder to the Board that the next Legislative Breakfast scheduled at Kingston Town Hall, RM 200, this Friday, March 13, 2009 at 8:30AM.
8. **Snow and Ice Report.** To date, expenditures for Snow and Ice amount to \$575,832.11, leaving a deficit in the account of \$492,832.11.
9. **Streetlight Bid.** Bids were opened Wednesday, March 4, 2009 at 3:30PM. A total of 10 proposals were sent out and six returned. Two responses did not include a Bid Bond, which was required. They were also the highest bidders. The other bidders for annual costs were Republic Electric at \$21,468, Brite-Lite Electrical Co., Inc. at \$23,185.44, Bell Traffic Signal at \$24,000, Coviello Electric at \$27,693.72. I will award the bid once I have confirmed that all specs have been met.

Sewer Business

- S1 **Authority to File and Certifying Authority to File.** The Board is asked to approve the Interim Town Administrator as the authority for filing in order that he may act as the Board's agent in filing applications relative to sewer issues concerning the Agawam Beach, Cromesett Park, Linwood/Ladd Avenues, Mayflower Ridge, Oakdale, Parkwood Beach and Tempest Knob

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Areas Sewer Projects. The Town Clerk needs to certify that the Board duly voted this authority and that I am holding the position of Interim TA.

Present before the board: Mike Guidice, CDM

Mr. Guidice stated that the authority to file is essentially the board to giving the representative of the town the authority to submit certain paperwork associated with the SRF application.

Recommended action. Motion for the Board to approve the *Authority to File and Certifying Authority to File*, which authorizes the Interim Town Administrator to act on behalf of the Town as the Board's agent in filing applications for, executing agreements regarding, and performing any and all other actions necessary to secure for the Town such loans for construction or planning of Water Pollution Abatement Projects as may be made available to the Applicant pursuant to the provisions of the Massachusetts Clean Waters Act (M.G.L. c 21, section 27-33E, inclusive, as amended) and the Water Pollution Abatement Revolving Loan Program (M.G.L. c 29C) for the following projects: Agawam Beach, Cromesett Park, Linwood/Ladd Avenues, Mayflower Ridge, Oakdale, Parkwood Beach and Tempest Knob Areas Sewer Projects.

MOTION: Selectman Eckstrom moved the board to authorize the Interim Town Administrator to act on behalf of the Town as the Board's agent in filing applications for, executing agreements regarding, and performing any and all other actions necessary to secure for the Town such loans for construction or planning of Water Pollution Abatement Projects as may be made available to the Applicant pursuant to the provisions of the Massachusetts Clean Waters Act (M.G.L. c 21, section 27-33E, inclusive, as amended) and the Water Pollution Abatement Revolving Loan Program (M.G.L. c 29C) for the following projects: Agawam Beach, Cromesett Park, Linwood/Ladd Avenues, Mayflower Ridge, Oakdale, Parkwood Beach and Tempest Knob Areas Sewer Projects. Selectmen Donahue seconded.

VOTE: 4-1-0 (Selectman Sauvageau opposed)

MOTION: Selectman Donahue moved to go beyond the hour of 10:00 p.m. Selectman Eckstrom seconded.

VOTE: 5-0-0 (Unanimous)

- S2 **Proposed Avenue A Pumping Station:** Attached is a report from CDM on the Evaluation of Alternatives for the Avenue A Pumping Station. Michael Guidice will be at Tuesday's meeting to answer any questions relative to this item, or item S1 above.

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Discussion on the pumping station regarding costs and location. The board would like to delay the decision until they have the appraisals for the parcels of land.

Mr. Guidice spoke about contract 1 in which the DEP notified CDM that it's on a list that the DEP put together that it would be eligible for the federal stimulus funds based on the submittal that Mr. Sanguinet submitted. The legislature still has to act on the program. There is still an opportunity to get Contracts 2 and 3 on a list as well for the next round of projects. Mr. Guidice stated that contract 1 received 16 bids and low bid was for \$5.6 million and some change and he is in the process of sending out a letter of recommendation to award. Mr. Guidice stated that Mark Deshaines is working on easements. They are looking to start construction on contract 1 as early as May since the contractor is ready to go once the contracts are signed. Contract 2 should be ready to go out to bid by the end of the month and hopefully construction will start in the summer. Contract 3 has the survey completed and they are moving forward with that contract.

MOTION: Selectmen Eckstrom moved the board to have CDM look at the alternative for the Mayflower Ridge for the directional drilling as they did in Agawam to see if it's feasible. Selectmen Donahue seconded.

VOTE: 5-0-0 (Unanimous)

Discussion on affordable housing at the Westfield site.

Present before the board: Dick Heaton, H&H Associates

Mr. Heaton thanked the board for awarding the contract to work on the affordable housing project at the Westfield site. The three things needed to complete a project is the will, resources and tools. Mr. Heaton stated this is the best time to develop affordable housing since interest rates are lower, construction costs are down and stimulus funds are available and it's a good time to stimulate the economy and get people working. In approximately 2-3 weeks he will submit a report to the board that identifies the needs and the project proposed. Mr. Heaton will also put together an RFP to solicit conceptual design of the project such as how many units, what types of units and what type of market would it serve and also the location of the project. Mr. Heaton will also assist in selling the plan to the stakeholders in town and will also put together an RFP to allow soliciting proposals from qualified developers who would submit detailed plans on how they would approach the project. The estimate to have these proposals before the board would be 3-4 months. Some of the minimum requirements are senior housing with assisted living, combo of rental and for-sale, minimum of 50% affordable,

includes transportation component and also preserving as much open space as possible and anywhere from 50-150 units. Mr. Heaton will like to have everything in place to submit to DCHD for significant funding with a developer by the June 30th deadline for funding. Approval will be needed at the Fall Town meeting to move forward with the project. Mr. Heaton would like to identify what groups, committees, boards and commissions that he should be in contact with and to also work with Mr. Sanguinet to issue a quote for design services. Mr. Heaton will be back before the board in 30 days and review the need for housing and would also like to know what is the best way to communicate with the board. The board would like the Chairman to be the contact person. Selectmen Donahue said that the COA, CEDA, Planning and CPC would be some of the boards to keep in contact with.

7. **LICENSES & PERMITS**
(none)

8. **TOWN BUSINESS**

- a. Vote on Town Meeting venue

MOTION: Selectman Cronan moved to hold the Town Meeting at the Wareham High School. Selectman Sauvageau seconded.

VOTE: 5-0-0 (Unanimous)

- b. Discussion with the Community Preservation Committee to update the board.

Present before the board: Nancy Miller, Susan Mellon, Anne Marie Brooks, Sandy Slavin, Donald Hall and Angela Dunham

Ms. Miller stated that the grant round will be closing the end of March anyone is interested in submitting an application should do so now and they are only doing one grant round a year. These applications will be for the fall town meeting. The CPC has heard back from the state that the Kendrick Museum will not have a community preservation going on the building. It's on the national registry and the local district, which is stronger than a preservation restriction, and the historical society does not own the land the building is on and a preservation restriction goes with the building and the land and not just the building. Ms. Mellon spoke about the articles for town meeting. Discussion on legal bills for Barker Property and Swift's Beach conservation restrictions.

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c. Signing of letter to DHCD re: Special conditions for the HDSP grant
The board had some questions regarding the number of units and Selectman Potter asked the board *not* to authorize him to sign the grant regarding 361 Main Street.

d. Any other town business
Selectman Donahue stated anything brought to the board for approval should include a full vote of the board.

Selectman Eckstrom would like to hold ethics training and also require that the employees attend as well.

Selectman Sauvageau discussed the board be responsible for drafting a mission statement and goals for new committees when they appointed. It would be a good idea to have a mission statement so that anyone applying for a board or commission could read the statement before applying to be on the committee.

Selectman Potter stated that the Board of Selectman would be having a joint meeting on March 12th at 7:00 pm with the School committee in conference room B

Selectman Potter stated that there have been some questions about the legal bills and he has heard \$400,000 over and over and he has looked into it and the town is only at \$195,000 for this year.

9. LIAISON REPORTS

Selectman Eckstrom stated that the Clean Water Committee met last night and they voted for an article before town meeting and asked her to bring it back and will be submitted in time to be included in the warrant.

10. ADJOURNMENT

MOTION: Selectman Eckstrom moved to adjourn the meeting. Selectman 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: 3-24-09

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

Date Signed: 3-25-09

Date sent to the Town Clerk: 3-25-09