

## MINUTES OF MEETING OF SELECTMEN/SEWER COMMISSIONERS

Date of Meeting: June 16, 2009

Date of Transcription: June 17, 2009

Transcribed by: Janet Wilson

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

Chairman Sauvageau called the meeting to order at 7:00 p.m.

### **2. ROLL CALL**

Selectmen Present: Bruce D. Sauvageau, Chairman  
John P. Cronan, Clerk  
Brenda Eckstrom  
M. Jane Donahue  
Walter B. Cruz, Sr.

Also Present: John J. Sanguinet, Interim Town Administrator

### **3. CITIZENS PARTICIPATION**

Present before the board: Betty Lapore, Linwood Avenue resident  
Ms. Lapore was before the board with complaints about the Sewer Treatment Plant and stated that the violation report from the EPA does not match her report. Ms. Lapore also provided the board with a tape recording the alarm going off.

Present before the board: Marcia Griswold, COA Director  
Ms. Griswold announced that they will be having a Healthy Lifestyle Fair on Saturday, June 20<sup>th</sup> from 9:00 am to 4:00 p.m at the Multi Service Center and encouraged residents to attend. If anyone has any questions they can call 508-291-3130.

Present before the board: Alan Slavin  
Mr. Slavin was before the board updating them on the UMASS internship program.

Present before the board: Jim Newman  
Mr. Newman presented the Board of Selectmen with a certificate of appreciation for attending the observance on Memorial Day. Mr. Newman also would like to have the night-light on the flagpole replaced.

### **4. ANNOUNCEMENT**

(none)

5. **CONSENT AGENDA**

- a. Authorization to sign bills and documents, etc.
- b. Approval of Selectmen's regular session meeting minutes of May 19, 2009, June 2, 2009 and June 9, 2009

**MOTION:** Selectman Cronan moved to approve the meeting minutes of May 19, 2009. Selectmen Eckstrom seconded.

**VOTE: (3-0-2)** Selectman Donahue & Cronan abstained

**MOTION:** Selectman Cronan moved to approve the meeting minutes of June 2, 2009. Selectman Donahue seconded.

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

**MOTION:** Selectman Cronan moved to approve the meeting minutes of June 9, 2009. Selectmen Donahue seconded.

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

- c. Reappointments to: Historical Commission, Marine Resources Commission, Tremont Nail Master Plan Committee, Minot Forest Committee, Conservation Commission, Zoning Board of Appeals, Council on Aging Board of Directors, Board of Health and Wareham Cultural Council

**MOTION:** Selectman Cronan moved to appoint Angela Dunham as a member to the Historical Commission to a term to expire no later than June 30, 2012. Selectman Eckstrom seconded.

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

**MOTION:** Selectman Cronan moved to appoint Frank A. Tramontozzi as a member to the Marine Resources Commission to a term to expire no later than June 30, 2012. Selectman Eckstrom seconded.

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

**MOTION:** Selectman Cronan moved to appoint Malcolm B. Phinney as a member to the Tremont Nail Master Plan Committee to a term to expire no later than June 30, 2012. Selectman Donahue seconded.

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

**MOTION:** Selectman Cronan moved to appoint Angela Dunham as a member to the Minot Forest Committee to a term to expire no later than June 30, 2012. Selectman Eckstrom seconded.

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

**MOTION:** Selectman Cronan moved to appoint Sandy Slavin as a member to the Conservation Commission to a term to expire no later than June 30, 2012. Selectman Eckstrom seconded.

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

**MOTION:** Selectman Cronan moved to appoint Wilma Engerman as an Associate member to the Zoning Board of Appeals to a term to expire no later than June 30, 2012. Selectman Eckstrom seconded.

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

**MOTION:** Selectman Cronan moved to appoint Richard Boucher as a member to the Council on Aging Board of Directors to a term to expire no later than June 20, 2013. Selectman Eckstrom seconded.

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

**MOTION:** Selectman Cronan moved to appoint Yvonne Stone as a member to the Council on Aging Board of Directors to a term to expire no later than June 30, 2013. Selectmen Eckstrom seconded.

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

**MOTION:** Selectman Cronan moved to appoint Charles S. Gleason as a member to the Board of Health to a term to expire no later than June 30, 2012. Selectman Eckstrom seconded.

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

**MOTION:** Selectman Cronan moved to appoint Deborah Jean Rose as a member to the Board of Health to a term to expire no later than June 30, 2012. Selectman Donahue seconded for discussion. Selectman Sauvageau stated that he would not support this application due to some comments made to the board regarding the attendance of two other board members. Selectman Eckstrom agreed with Selectman Sauvageau and stated that the board did receive a letter from Dr. Gleason's family and also from the Chairman of the Board of Health asking that this reappointment not take place.

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

**MOTION:** Selectman Cronan moved to appoint Marilyn Brown as a member to the Wareham Cultural Council to a term to expire no later than June 30, 2012. Selectman Donahue seconded.

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

## **6. LICENSES & PERMITS**

- a. Application or renewal of Earth Removal permit by Highland, Inc., 71 Adams Street, Braintree for the property on Assessors Map 128, Lot F (off Glen Charlie Road) in accordance with Div. IV, Art. II, Earth Removal Regulations for the Town of Wareham.

Present before the board: Mr. Churchill from JC Engineering

Mr. Churchill went over the seventeen (17) conditions on the Earth Removal permit for Highland Inc and stated that his client does not have a problem with any of them. Selectman Eckstrom was requesting an opinion from the Code Enforcement Officer stating that this is an allowable area to do earth removal. Mr. Churchill stated that three years ago during the application process that was one of the issues at the time and believes there was a grand fathered use.

**MOTION:** Selectman Cruz moved the board to grant the permit contingent on receiving the opinion letter from the Code Enforcement Officer. Selectman Donahue seconded.

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

7. **TOWN ADMINISTRATOR'S REPORT**  
**Selectmen Business**

**Tow List:** The Wareham Police Department has a vacancy on their tow list. Lt. Wallace is requesting that the Board add Murphy's Towing to the current list of five. Murphy's meets the equipment and storage requirements of our town policy.

**Recommended Action:** Motion for the Board to approve the addition of Murphy's Towing to the tow list at the Police Department.

***\*\* This item was not discussed during the meeting \*\****

**Provisional Appointment:** Mr. Sanguinet stated that he has promoted Lieutenant Irving Wallace as Wareham's Provisional Chief Police. This promotion is good for twenty (20) days or until he is able to review the list of possible appointments. Mr. Sanguinet has chosen to go outside the department to maintain the current superior officer structure. Once he has reviewed all of the potential candidates from the applications he hopes to receive, he will discuss with one or two taking the position as a Provisional Appointment. Mr. Sanguinet has spoken to the Mass. Chiefs Association and been given several names of people. This will not be a quick appointment, there is no active list that Wareham has applied to be part of, the next exam will be held in May 2010 and an established list will be generated in August 2010.

**Upper Cape Cod Regional Tech:** We have received the final assessment for FY2010 and the amount indicated equals what was voted at Town Meeting.

**Cape Cod Canal Region Chamber of Commerce:** The Cape Cod Canal Region Chamber of Commerce has invited Town officials and others to their

grand opening of the Cape Cod Canal Region Chamber Visitors Center, scheduled for Friday, June 26, 2009, 12:00 noon at 1 Meetinghouse Lane, Sagamore Beach.

**Healthy Lifestyle Fair:** The COA is holding a Healthy Lifestyle Fair Saturday, June 20, 2009, at the Wareham Multi-Service Center. This event is sponsored by the Wareham Community Events Committee, Cusi Restaurant, Wareham Crossing, and Southcoast Hospitals Group. The event will have nutrition sessions, relaxation techniques, plus many forum sessions on improving personal health and hygiene. This event is not just for the seniors but also for all residents. The entire event is free.

**Summer Help:** Greater New Bedford Workforce Investment Area has approved the town application for assistance and our Municipal Maintenance Department will be benefiting with these kids this summer and into the fall. All costs with having these kids work for us is absorbed by the investment board through Federal Stimulus monies

**Municipal Maintenance:** Once again, kudos to the Municipal Maintenance staff. They were able to assist in the mowing of the Westfield Recreation Field for the Babe Ruth event that was held this weekend. The Town Administrator would like to thank them for taking care of this.

**Furlough Days:** Friday June 12<sup>th</sup> was the last furlough day for staff. Effective this week Town Hall will be open again Monday-Friday.

## SEWER BUSINESS

**EOEA Notice of Project Change:** CDM has provided the Town Administrators office with the Notice to EOEA regarding the change of direction on the Agawam Beach and Mayflower Ridge Project. The Board approved the directional drilling across the Agawam River. This is a significant change to the project and the state needs to be notified and approve. This is the normal procedure when an approved wastewater plan is being modified.

**Contract Number 1 Update:** A tentative date has been set for the public discussion on the Sewer project for Saturday, July 18, 2009, for the residents to hear how the project is progressing. This date will have us significantly into the project.

A small issue has arisen in the Bayside area. The dewatering needs to be adjusted to remove the water faster and for a longer period of time, the contractor is working on this.

The Boat Ramp is accessible for boaters. Harbormaster Mike Parola has indicated that no complaints have been heard. This area is being worked on and should be completed by mid-July.

The Contractor and CDM have received several complaints regarding dust, noise, and speed of the trucks. The Contractor is attempting to alleviate some of these issues.

**Paving**--The contract currently requires that the contractor pave a trench when complete, then come back and install tie-ins, and pave these cuts. It was suggested that the contractor not pave the trenches and tie-in separately, pulverize the entire road when done and put a binder down curb to curb. This will only be done on the smaller side streets in the Parkwood area, as these roads are not properly engineered roads and are falling apart as they work. This will give the road stability until the final paving is done next year

Attached is their work schedule for the next three weeks. Starting yesterday, crew #3 (contractors designation) has started the Linwood/Ladd avenue area. Once the Town Administrator receives the project schedule he will provide this to the Board

The Contractor is going door-to-door notifying residents as to when work will be starting.

Mr. Sanguinet plans on attending the job meetings monthly.

**Sewer Abatement Request – Account 739031, 64 Cohasset Road, Map 7A2, Lot 17:** The Board is asked to approve abating this account for FY09 Sewer User Fees in the amount of \$584.00 for 1 EDU. The water was shut off and the meter removed February 18, 2007, but the Town was never notified. A water meter was installed February 3, 2009 so this is now an active account.

**Recommended action:** Motion for the Board to abate Account 739031 for FY09 Sewer User Fees in the amount of \$584.00.

**MOTION:** Selectman Cronan moved the board to abate Account # 739031 for FY09 Sewer User Fees in the amount of \$584.00. Selectman Donahue seconded.

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

8. **TOWN BUSINESS**

## SELECTMEN/SEWER COMMISSIONERS MEETING – 6-16-09 (CONT'D)

### a. Discussion Re: 361 Main Street

Present before the board: Ryan Correia

Mr. Correia was before the board to update the board on the plans on 361 Main Street. They are going to be before the Planning Board on June 22<sup>nd</sup> and they will be meeting the ZBA. Mr. Correia will be meeting with Chris Reilly the CEDA Director on June 17<sup>th</sup>.

### b. Any other town business

Selectman Eckstrom spoke with someone from Gianna's House which provides shelter for women and men recovering from drug and alcohol addiction. Selectman Eckstrom stated that she was contacted asking if they would be able to volunteer in the town as part of the program.

Selectman Eckstrom stated that she was in contact with Heidi Blythe from the Buzzards Bay Coalition and the Wareham Land Trust and they are looking for a piece of property near Marks Cove. The Conservation Commission will be addressing this at the next meeting and she was looking to see if the board would support the Conservation Commission in looking for a grant and money from the grant to be used to hold the deed restriction for the Land Trust. This would be no cost to the town.

Selectman Donahue would like to thank the public for their support.

Selectman Sauvageau also thanked the public and the board for their support.

Selectman Sauvageau would like to start scheduling vision sessions and would like some dates and thoughts from the board. Selectman Donahue would like potential reorganization of the town departments for an article on the warrant for the fall and grouping like departments. The board will be meeting July 7<sup>th</sup>, 21<sup>st</sup> and August 4<sup>th</sup>, & 18<sup>th</sup> and September 1<sup>st</sup>, 15<sup>th</sup>, and 29<sup>th</sup>. The Appointing Authority meeting scheduled for June 23<sup>rd</sup> will have to be rescheduled since the Town Moderator will not be able to attend. Selectman Sauvageau read a memo from John Foster stating that the Tobey Will Trust Fund market value is \$470,186.97 and the current asset allocation of the trust fund portfolio is 57% U.S. Government & Agencies, 42% Cash & Equivalents and 1% Municipal Bonds. Of the Bonds, 98% are rated AAA and 2% are rated AA. Selectman Sauvageau had some questions on expending the funds and will be in contact with the Attorney Generals office and will update the board with his findings.

## 9. SEWER BUSINESS

### a. Any sewer business

10. LIAISON REPORTS

(none)

11. ADJOURNMENT

**MOTION:** Selectman Sauvageau moved to enter into executive session for strategy for litigation if an open session may have a detrimental effect on the governmental body. Selectman Eckstrom seconded.

**POLL VOTE:**       Selectman Donahue – yes  
                          Selectman Eckstrom – yes  
                          Selectman Sauvageau –yes  
                          Selectman Cronan - yes  
                          Selectman Cruz – yes

12. SIGNING OF DOCUMENTS APPROVED BY BOARD

Respectfully submitted,

***Janet Wilson***

Department Assistant

The foregoing minutes were submitted to the Board of Selectmen/Sewer Commissioners on:

Attest: ***John P. Cronan, Clerk***

Date Signed:       6-30-09

Date sent to the Town Clerk: 7-1-09