

MINUTES OF MEETING OF SELECTMEN/SEWER COMMISSIONERS

Date of Meeting: April 27, 2010
Date of Transcription: May 26, 2010
Transcribed by: Janet Wilson

1. CALL MEETING TO ORDER BY CHAIRMAN

Chairman Donahue called the meeting to order and welcomed Selectman Cara Winslow and Selectman Stephen Holmes as new members of the Board of Selectmen.

2. ROLL CALL

Selectmen Present: Jane Donahue, Chairman
Walter B. Cruz, Sr., Clerk
Brenda Eckstrom
Cara A. Winslow
Stephen M. Holmes

3. ANNOUNCEMENTS

(none)

4. CITIZENS PARTICIPATION

The board had a brief discussion on what should be brought up at Citizen's Participation. Selectman Donahue stated that she would like to be able to use her discretion.

5. TOWN ADMINISTRATOR'S REPORT

LEGISLATIVE UPDATE

Senate Bill 2133: An Act Relative to Authorize Eight (8) Additional Licenses. On Wednesday, April 21, 2010, Mr. Andrews attended the Joint Legislative Committee on Consumer Protection hearing. Mr. Andrews met with Sen. Michael Morrissey, Senate Chairman, and Representative Theodore Speliotis to move "favorably" on this important legislation, the so-called "Wareham Jobs Bill." Also, before the Hearing, Mr. Andrews conferred with Sen. Marc Pacheco to develop a strategy to move the bill forward to Senate.

On behalf of the Board of Selectmen, Mr. Andrews thanked the Chairman, the Committee, and Staff member, Chris Torri for submitting all the necessary documentation to support this Legislation. Mr. Andrews believe that the vigilance of the BOS, our local Legislative Delegation, including Sen. Marc Pacheco and Rep. Susan Williams Gifford, make this favorable Report to the Floor of the House possible. Mr. Andrews will continue to monitor the progress of this Legislation and keep the BOS informed.

SELECTMEN/SEWER COMMISSIONERS MEETING – 4-27-10 (CONT'D)

FY2011 BUDGET UPDATE: On Monday, April 26, 2010, the House of Representatives began debate on H.4600, the FY2011 House Budget. Mr. Andrews want to keep the Board posted on Budget activity throughout this process. He is tracking a number of amendments favorable to Cities and Towns in the Commonwealth and will keep you informed.

DEPARTMENT OF REVENUE UPDATE: On April 21, 2010, Mr. Andrews received a letter from Mr. Gerard D. Perry, Director of Accounts for the Massachusetts Department of Revenue, congratulating the Town for having the tax rate approved. He indicated that there are certain procedures and processes that need to be revised. Mr. Andrews has directed Biz to resolve any internal control procedures for Departments to enhance our financial control. For example, the DOR issued an advisory of their concern for Community Preservation over-estimating revenues. We are now on alert. Mr. Andrews will work to resolve this, and any other matters to make fiscal progress. He will keep you posted.

Present before the board: Elizabeth Zaleski

Ms. Zaleski updated the board on the deficits raised in the FY10 tax rate (as attached)

POLICE POLICIES AND PROCEDURES: Included in this week's package are the proposed Policies and Procedures for the Board's approval. The Board may choose to Accept or Not Accept the policies. However, there is a time period for making any recommendations because if the Board takes no action, MGL Ch. 41 s. 97A states in part that they shall become effective within thirty days of submittal.

ROSEBROOK TECHNOLOGY PARK UPDATE: A pre-construction meeting was held April 22, 2010 on the Rosebrook Technology Park, an AD Makepeace project on Lou Avenue. It was well attended by local officials and staff and everything is continuing according to plan. It was also determined that Mosquito Dam Road will be used as an emergency access road during the construction process. There will be a groundbreaking ceremony April 29, 2010 at noon and a lunch will also be provided.

DISASTER RECOVERY CENTER: Representatives from Federal Emergency Management Association and SBA will be at the Multi-Service Center for 3 days (April 25, 26, 27) to meet with residents and business owners who are dealing with property damage resulting from the recent storms. They will be in Room 119 from 9AM-5PM and will be able to assist with questions and completing forms.

MAKE YOUR COMMUNITY MORE ACCESSIBLE: A two-day Community Access Monitoring training session is scheduled for June 9 and June 10 at the Randolph Town Hall. This is sponsored by the Massachusetts Office on Disability and is designed for both the individual seeking to advocate for increased access and individuals wanting to better understand their obligations to provide the access. A registration form is attached if you are interested.

MEMORIAL DAY WREATHS: For the Board's information, attached is a listing of the number of wreaths and placements needed for Memorial Day.

SELECTMEN/SEWER COMMISSIONERS MEETING – 4-27-10 (CONT'D)

PERSONNEL UPDATE: Mr. Andrews want to offer an update on the following personnel matters:

- A. Library Director Mr. Andrews has re-advertised the position of Library Director and the posting closes April 29, 2010. On Thursday, April 22, 2010, he briefed the Library Board of Trustees and will keep the Board posted on the status.
- B. Planner. We received several applications and interviewed early in April. All those interviewed are under consideration. He will keep the Board informed.

TOWN ACCOUNTANT: Biz has achieved Certified Governmental Auditors Status under the Mass. Municipal Accountants and Auditors. Mr. Andrews applauded her efforts.

6. **CONSENT AGENDA**

- a. Authorization to sign bills and documents, etc. (none)
- b. Appointment/Interview to the Council on Aging Board of Directors.

MOTION: Selectman Cruz moved to hold off on the appointments for the Council on Aging Board of Directors until all applications are in. Selectman Winslow seconded.

VOTE: 5-0-0 (unanimous)

- c. Approval of Selectmen's executive session meeting minutes of April 13, 2010

MOTION: Selectman Eckstrom moved to approve and hold the executive session meeting minutes of April 13, 2010. Selectman Holmes seconded.

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

7. **TOWN BUSINESS**

- a. Handicapped parking request for the Spinney Memorial Library – 259 Onset Avenue

MOTION: Selectman Winslow moved to accept the handicapped-parking request for the Spinney Memorial Library 259 Onset Avenue. Selectman Cruz seconded. Selectman Eckstrom stated that she thought that the parking space was originally supposed to be on the property.

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

- b. Acceptance of the Wareham Police Department's policies and procedures
The board will table this item until May 11th so that they can get some clarification on some of policies and procedures from the Police Department.

- c. Discussion re: Warrant article 54 – Bethel Way

Mr. Sullivan was before the board to get article amended. Selectman Donahue stated that an amendment would have to be done on town meeting floor however the board could vote to reconsider their vote of No Action.

MOTION: Selectman Winslow moved to reconsider the vote of no action on article #54. Selectman Cruz seconded.

VOTE: 5-0-0 (unanimous)

SELECTMEN/SEWER COMMISSIONERS MEETING – 4-27-10 (CONT'D)

MOTION: Selectman Eckstrom moved to vote favorable action on the amended motion that will be made on Town Meeting floor for Bethel Way Article #54. Selectman Cruz seconded.

VOTE: 5-0-0 (unanimous)

d. Any town business

Selectman Eckstrom asked that parents and or grandparents that have children in school that they explain the gravity that a bomb scare has on the school.

Selectman Eckstrom asked if the board could have a joint meeting with the School Committee. Selectman Donahue stated that she has received a letter from Dr. Rabinovich requesting a meeting with her, Mr. Andrews and the Chairman of the School Committee that they are trying to arrange for Thursday afternoon. Selectman Donahue stated that she would like to schedule something for Saturday morning around 9:00 a.m. if everyone is available.

Selectman Eckstrom also asked how the board would feel about the possibility of offering the Selectmen's meeting room to the Board of Assessors or the School committee for their meetings. Selectman Eckstrom stated that their room is the only room that is wired to streamline live and thought they would also like to air their meetings live as well. The board stated that they are all in favor of offering the room.

Selectman Winslow stated that the bomb scares are very expensive to bring out all the responders. Selectman Winslow stated that today some of the kids were truly frightened and we as a community should let it be known that these types of actions will not be tolerated.

Selectman Winslow also likes the idea of a joint meeting and would like to have one quarterly as well.

Selectman Winslow also spoke about possibly holding traveling meetings around town.

Selectman Holmes asked what the process was for appointments as the general rule. Selectman Donahue stated that the process is that a person would apply for a board or committee that they are interested in, and the practice in the past was to forward that application to the board or committee seeking their recommendations and then the recommendation would then come back to the Board of Selectmen. The applicants are then invited to come before the board to express why they would like to serve and there is no requirement that they do have to appear before the board. The board will then make a decision based on the person's experience, character and how they would fit with the board.

Selectman Donahue stated that she would suggest that the board enter into executive session after the meeting.

Selectman Donahue spoke about a letter received regarding the bog wind power turbines and asked if Mr. Andrews could get the locations of these.

SELECTMEN/SEWER COMMISSIONERS MEETING – 4-27-10 (CONT'D)

Selectman Donahue also stated that a letter was received about a Keno license at the Bay Pointe Country Club and the deadline to submit comments. If anyone has any objections Selectman Donahue asked that bring it up now. The board stated that they will wait until next week to see if anyone from the public has any objections.

Selectman Donahue spoke about a performance evaluation and criteria review on Chris Reilly the CEDA Director. Selectman Donahue would like that scheduled on the May 13th agenda.

Selectman Eckstrom had a brief discussion about Class II Licenses, Selectman Donahue stated that the board does have a cap by a policy on the number of licenses and stated they are at the max at this time

8. SEWER BUSINESS

a. Request to install water line under contract #2 – Change Order

Mr. Sanguinet explained to the board that rather than dig up the streets twice its' done once by the same contractor while installing the sewer he will install the water pipes and the street will be repaved once. Mr. Sanguinet stated that under the contract the water district would pay the entire cost of the project along with an administrative cost to the town. They have checked with Town Counsel as well as the inspector general's office and this is valid.

MOTION: Selectman Winslow moved to approve the request to install the water line under contract # 2 change order in the Oakdale area. Selectman Eckstrom seconded.

VOTE: 5-0-0 (unanimous)

- b. Approval of old CDM bills (this item has been placed on hold until Mr. Guidice comes before the board)
- c. Any sewer business

Selectman Donahue asked Mr. Andrews to check on a letter received from St. Patrick's Church regarding the EDU's

9. LIAISON REPORTS

Selectman Holmes spoke about the meeting with the Cranberry Commons Group and said they walked the site with the owner. They expect within the next week for the site to start getting cleaned up.

Selectman Eckstrom sent out well wishes to Elizabeth Pezzoli who is not feeling well.

Selectman Donahue stated that she does have the information on the Onset decree and also asked that Mr. Gifford get someone there to start cleaning up the brush near the sidewalk.

10. ADJOURNMENT

SELECTMEN/SEWER COMMISSIONERS MEETING – 4-27-10 (CONT'D)

MOTION: Selectman Eckstrom moved enter into executive session to discuss strategy with respect to collective bargaining or litigation of an open meeting may have a detrimental effect on the government's bargaining or litigating position. Also, to conduct strategy sessions in preparation for negotiations with non-union personnel; to actually conduct collective bargaining and contract negotiations with non-union personnel. Also, to investigate charges of criminal misconduct or to discuss the filing of criminal complaints. Selectman Cruz seconded.

POLL VOTE: Selectman Holmes – yes
Selectman Donahue – yes
Selectman Cruz – yes
Selectman Eckstrom – yes
Selectman Winslow – yes

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:

Attest: ***Walter B. Cruz, Sr.*** Clerk

Date Signed: 7-13-10

Date sent to the Town Clerk: 9-10-10