

MINUTES OF MEETING OF SELECTMEN/SEWER COMMISSIONERS

Date of Meeting: June 15, 2010
Date of Transcription: November 1, 2010
Transcribed by: Janet Wilson

1. CALL MEETING TO ORDER BY CHAIRMAN

2. ROLL CALL

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

Also present: Mark J. Andrews, Town Administrator

3. ANNOUNCEMENT

The following boards and committees have vacancies: Bike Path Committee, Commission on Disability, Community Development Advisory Committee, Community and Economic Development Authority, Conservation Commission (Associate), Council on Aging Board of Directors, Economic Development Advisory Board, Fence Viewer, Historic District Commission, Historical Commission, Library Board of Trustees, Marine Resources Commission, Open Space Committee, PEG Access Board of Directors, Recycling Committee, Tremont Nail Master plan Committee, Wareham Cultural Council, Zoning Board of Appeals.

There will be a presentation on the structural and feasibility study report on Tremont Nail by Menders, Torrey & Spencer on Thursday, June 10, 2010 at 6:30 p.m. at the Wareham Town Hall Auditorium. If you have any questions please contact Nancy Miller at 508-291-1635.

4. CITIZENS PARTICIPATION

Present before the board: Dr. Thomas Bicki
Mr. Bicki was before the board asking what the sewer capacity was at the sewer plant and what the future plans were to add additional sewer capacity. Mr. Bicki also spoke about the facilities at the Little Harbor Beach.

5. CONSENT AGENDA

Authorization to sign bills and documents, etc. (none)
Re-appointments to: Board of Health, Community Events Committee, Board of Appeals, Tremont Nail Masterplan Committee, Minot Forest Committee and Marine Resources Commission.

MOTION: Selectman Cruz moved to appoint Lisa Irish as an associate member to the Board of Health to a term to expire no later than June 30, 2011. Selectman Eckstrom seconded

VOTE: 5-0-0 (Unanimous)

SELECTMEN/SEWER COMMISSIONERS MEETING – 6-15-10 (CONT'D)

MOTION: Selectman Cruz moved to appoint Dr. Thomas Gleason as an associate member to the Board of Health to a term to expire no later than June 30, 2011. Selectman Eckstrom seconded.

VOTE: 5-0-0 (Unanimous)

MOTION: Selectman Cruz moved to appoint Diane Allen as a member to the Board of Health to a term to expire no later than June 30, 2013. Selectman Eckstrom seconded.

VOTE: 5-0-0 (Unanimous)

MOTION: Selectman Cruz moved to appoint Susan Ricci-Sohn as a member to the Community Events Committee to a term to expire no later than June 30, 2013. Selectman Winslow seconded.

VOTE: 5-0-0 (Unanimous)

MOTION: Selectman Cruz moved to appoint Wilma Engerman as an associate member to the Zoning Board of Appeals to at term to expire no later than June 30, 2011. Selectman Eckstrom seconded.

VOTE: 5-0-0 (Unanimous)

MOTION: Selectman Cruz moved to appoint Richard Secher as a member to the Zoning Board of Appeals to a term to expire no later than June 30, 2015. Selectman Eckstrom seconded.

VOTE: 5-0-0 (Unanimous)

MOTION: Selectman Cruz moved to appoint James Newman as a member to the Tremont Nail Masterplan Committee to a term to expire no later than June 30, 2013. Selectman Winslow seconded.

VOTE: 5-0-0 (Unanimous)

MOTION: Selectman Cruz moved to appoint Sandy Slavin as a member to the Minot Forest Committee to a term to expire no later than June 30, 2013. Selectman Eckstrom seconded.

VOTE: 5-0-0 (Unanimous)

MOTION: Selectman Cruz moved to appoint Frank O'Brien as a member to the Marine Resources Commission to a term to expire no later than June 30, 2013. Selectman Eckstrom seconded.

VOTE: 5-0-0 (Unanimous)

MOTION: Selectman Cruz moved to appoint Craig Schluter to a term to expire no later than June 30, 2013. Selectman Winslow seconded.

VOTE: 5-0-0 (Unanimous)

Approval of the board's regular meeting minutes of April 13, 2010, April 20, 2010, and May 13, 2010. *(The board asked that the approval of the minutes be placed on the next agenda)*

Approval of the board's executive session minutes of March 30, 2010, April 13, 2010 and April 27, 2010 and May 10, 2010. *(The board asked that the approval of the minutes be placed on the next agenda)*

6. LICENSES & PERMITS

Hearing – approximately 7:15 p.m. – On the application of a transfer of shellfish grant #6 from Dennis A. Pittsley to Dennis Pittsley and Robert Tourigny.

Present before the board: Robert Tourigny and Dennis Pittsley & Garry Buckminister

MOTION: Selectman Eckstrom moved to open the hearing. Selectman Cruz seconded.

SELECTMEN/SEWER COMMISSIONERS MEETING – 6-15-10 (CONT'D)

VOTE: 5-0-0 (Unanimous)

Mr. Buckminster stated that Mr. Pittsley has made a large investment to make sure that this grant is operating. The Grant is approximately 13 acres in Fisherman's Cove. He stated that his operation is top notch and meeting all regulations.

MOTION: Selectman Winslow moved to close the hearing. Selectman Cruz seconded.

VOTE: 5-0-0 (Unanimous)

MOTION: Selectman Winslow moved to approve the application of a transfer of shellfish grant #6 from Dennis A. Pittsley to Dennis Pittsley and Robert Tourigny for a 10-year period. Selectman Cruz seconded.

VOTE: 5-0-0 (Unanimous)

Application for Change of Hours from Onset Village Market, Inc., Natwarbhai Patel, Manager, 231 Onset Avenue, Onset, MA under the provisions of Chapter 137 of the Massachusetts General Laws for the year 2010.

Present before the board: Mr. Patel

Mr. Patel was looking to extend his hours to be open until 11:00 p.m.

MOTION: Selectman Cruz moved to approve the application for Change of Hours from Onset Village Market, Inc., Natwarbhai Patel, Manager, 231 Onset Avenue, Onset, MA under the provisions of Chapter 137 of the Massachusetts General Laws for the year 2010 to extend the hours from 9:30 p.m. to 11:00 p.m.. Selectman Winslow seconded.

VOTE: 5-0-0 (Unanimous)

Yearly review 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. *(This item will be brought up at the next Selectmen's meeting)*

7. TOWN ADMINISTRATOR'S REPORT

SUFFOLK INTERNS: We were fortunate enough to have several interns (unpaid) helping us the past few months, and three are here to give the Board a presentation on their accomplishments:

Joann Bernier: Completed a review of the current "Policies and Procedures" manual and initiated an update to 2010. Also, Joann coordinated the application of a Federal Technology Grant for \$600,000 and handled coordination of the Federal Emergency Management and Massachusetts Emergency Management reimbursement application and plan for the March 2010 storms.

Present before the board: Joann Bernier

Ms. Bernier said she contributed 300 hours to the Town of Wareham and worked on putting together a Technology Grant for the Town. The project came out to be \$991,000 with a grant request in the amount of \$636,000. The Grant is written now they are just looking for the Grant Maker.

SELECTMEN/SEWER COMMISSIONERS MEETING – 6-15-10 (CONT'D)

Michaela Mitera: Initiated our “Go Green Wareham” program designed to inform our Leadership Team on green programs that assist in sustainability and reduction of paper in our governance. She has compiled documentation that will assist with a Federal grant application.

Present before the board: Michaela Mitera

Ms. Mitera stated that she has done some grant research and found that money is available from Federal, State and also from Corporations. She also spoke of an energy audit.

Derek Sullivan: Worked on a myriad of legal issues, including the creation of a Memorandum of Understanding for non-profit organizations and the Town. Also, he assisted with preparations of the FY2010 spending plan.

Present before the board: Derek Sullivan

Mr. Sullivan said that he would be working on the sewer betterments.

2010 AUCTION REPORT: John Foster, Treasurer-Collector, will provide the Board with information on the current status of the recent auction, including what properties were sold and for how much, and what has been collected to date. All payments have to be received by the end of the month.

Present before the board: John Foster

Mr. Foster said that the auction was held on May 22nd and the first auction opened with 19 properties and 12 of them were awarded and they had 6 no sales and 15 Arlington Road was pulled as a possible location for a pump station at Agawam Beach. They mailed out 105 letters to abutters and they had approximately 100 people in attendance. The total amount of the tax possession sale is was \$178,500.00. The Land of low value properties sold for \$43,150 and the redemptions were \$1818.33. Mr. Foster said that in order to bid on any of the auction properties your taxes would have to pay up to date and that brought in an additional \$8,176.05.

ROUTE 6/28 UPDATE: As you are aware, the State is still working towards a full design and reconstruction of Routes 6 & 28, including sidewalks, curbs, additional lights and other improvements. MassHighway and the consultant, Vanasse Hangen Brustlin Inc. (VHB) have requested time at a July meeting to come in and fully update the Board on what changes they see happening. They will also have several public meetings including with the commercial entities.

PERSONNEL

Acting Harbormaster/Shellfish Constable: For the Board’s information, Mr. Andrews has appointed R. Garry Buckminster, Jr. as Acting Harbormaster/Shellfish Constable following the resignation of Michael Parola. The appointment is effective as of 4:30PM June 11, 2010.

Library Director: For the Board’s information, five (5) candidates were interviewed Thursday, June 10, 2010. He hopes to make a recommendation to the Board shortly.

Onset Protective League: On Monday, June 7, 2010, Mr. Andrews met with the OPL, including Mr. Bob White, Ms. Anne Campbell, and Dr. and Mrs. Mick Jones. Mr. Andrews received a full report on the OPL’s work in the past and goals for the future. Mr. Andrews will keep the Board posted.

Sheriff’s Department Update: Mr. Andrews spoke with Sgt. Paul McCarthy and secured the summer assistance provided by Sheriff MacDonald. This program will be

SELECTMEN/SEWER COMMISSIONERS MEETING – 6-15-10 (CONT'D)

coordinated by Mr. Mark Gifford, Director of our Municipal Maintenance Department.

8. TOWN BUSINESS

Approval to amend Senate Bill 2133 licenses

Mr. Andrews stated that this is amendment to the original legislation since one of the businesses that originally requested the liquor license is no longer in business and he is working with Senator Michael Morrissey along with the house Chair and they have requested a letter to make the change.

MOTION: Selectman Eckstrom moved to approve the amendment of Senate Bill #2133. Selectman Winslow seconded.

VOTE: 5-0-0 (Unanimous)

Any town Business

9. SEWER BUSINESS

Meeting with Mike Guidice, Camp, Dresser & McKee

Present before the board: Mike Guidice

Mr. Guidice stated that they are still working on the pumping station on contract #1. All of Parkwood Drive and Oak Street have been repaved. Mr. Guidice spoke about the change orders. Chairman Donahue recused herself during the portion of the meeting since she owns property in Parkwood Beach and asked that Selectman Cruz act as Chairman pro-tem for this portion of the meeting.

Approval of Sewer Design Contract – Amendment No. 8

MOTION: Selectman Eckstrom moved approve the \$25,000 on Amendment No.8. Selectman Cruz seconded.

VOTE: 5-0-0 (Unanimous)

Approval of change orders 1 and 2

MOTION: Selectman Eckstrom moved to make a net change in the contract price of \$62,679.75 for Contract #1 of (CWSRF No. 3022) for Linwood/Ladd, Tempest Knob & Parkwood. Selectman Holmes seconded.

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

The Change Order #1 for Contract #2 was put off until the next Board of Selectmen's Meeting since Selectman Eckstrom had a question as to why the change order wasn't in the amount of \$185,000 rather than \$210,000.

Sewer usage fee abatement request: Account 539596, 150 Swifts Beach Road, Edward F. Stafford, Map 50B4, Lot 26

Mr. Andrews asked that the board hold off on the abatement until Mr. Gifford could be present.

Mr. Andrews stated that he was looking for an personnel/operations plan for the facility and they did have layoffs to balance the budget and promised the board that he would have a balanced budget.

SELECTMEN/SEWER COMMISSIONERS MEETING – 6-15-10 (CONT'D)

e. Discussion re: Open Space Plan

Present before the board: Kevin Bartsche, Anne Campbell, Sandy Slavin
Mr. Bartsche was before the board asking for a letter of support on the Open Space Plan. The Board stated that they have not had a chance to read the plan and would like to have another week to look at it.

f. Any sewer business

10. LIAISON REPORTS

Selectman Holmes spoke about the Cranberry Commons Task Force meeting and said that he feels it's a great group and has been getting positive feedback from the Community.

Selectman Eckstrom wanted to thank Mrs. Jensen and her class at the Minot Forest School. Selectman Eckstrom said she went to the class and spoke about local government.

Selectman Eckstrom also spoke about the Oil Spill and how people can donate hair and she was looking to collect the hair and get it to them.

Selectman Eckstrom said she was still waiting for Mr. Reilly to give her the backup paperwork and asked if Mr. Andrews could ask for him to provide the board with it.

Selectman Eckstrom said last week on the agenda there was a line update that said update on the computer audit and it wasn't discussed and asked Mr. Andrews to please get the update. Mr. Andrews would be getting back to the board with an update in the next few weeks. Selectman Winslow asked Mr. Andrews what the cost was to complete the project in which he replied that the figure from Attorney Torres is not to exceed \$7500.00 to finish.

MOTION: Selectman Eckstrom moved accept the not to exceed \$7500.00 on the final computer audit information that Mr. Andrews has negotiated with the Attorney and the computer technician. Selectman Holmes seconded.

VOTE: 5-0-0 (Unanimous)

11. ADJOURNMENT

MOTION: Selectman Eckstrom moved to enter into executive session to discuss strategy with respect to collective bargaining or litigation if 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. Selectman Winslow seconded.

Roll Call Vote:	Selectman Eckstrom	yes
	Selectman Winslow	yes
	Selectman Cruz	yes
	Selectman Holmes	yes
	Selectman Donahue	yes

12. **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:
November 16, 2010.

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

Date Signed: 11-16-10
Date sent to the Town Clerk: 11-17-10