

MINUTES OF MEETING OF SELECTMEN/SEWER COMMISSIONERS

Date of Meeting: June 22, 2010
Date of Transcription: November 5, 2010
Transcribed by: Shirley Oldfield & Janet Wilson

1. CALL MEETING TO ORDER BY CHAIRMAN

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

2. ROLL CALL

Selectmen Present: Jane Donahue, Chairman
Walter Cruz, Clerk
Brenda Eckstrom
Steve Holmes
Cara Winslow

Also Present: Mark A. Andrews, Town Administrator

3. ANNOUNCEMENT

None.

4. CITIZENS PARTICIPATION

Present before the board: Thomas Bicki had an issue with a member of the Board of Selectmen.

Susan Ricci, Community Events Committee – Ms. Ricci was reporting that the Committee had awarded grant money to the following non-profit organizations - Onset Bay Association, Wareham Village Association, Rte. 1195 Visitors Center, Onset Youth Committee, Onset Bay Movie Company, Wareham Historic Society, Gleason YMCA, Cape Verdean Festival and the Wareham Council on Aging. This is the third year that they are awarding this money. Last year they had requests for 14 events; this year there are 21 events planned. No money will be reimbursed unless the committee gets an invoice from these organizations indicating where the money is spent. The deadline for filing for assistance next year is February 28, 2011.

Ms. Ricci also noted that Fox 25 News will be doing Zip Trip to the Village of Onset on Friday, July 16th. Mary Lou Peyton, OBA will be coordinating this event. It will air weekly on Fridays, the Zip Trip travels to towns/villages across Massachusetts to highlight the areas they have selected and urges the public to attend this event from 6:00 a.m. to 9:00 a.m. at the Onset Bluffs.

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-22-10 (CONT'D)

There will be a couple of new things, the Lantern Lighting and a carnival. They will have those all posted. Chairman Donahue thanked all of the groups who were awarded the money.

Sandy Slavin, she wanted to clarify to confirm that all town committees/boards cannot submit a CPA fund request until they have been approved by the Board of Selectmen. Chairman Donahue confirmed that it was the policy of the board. Also that companies who represent themselves cannot be hired before the same board. Chairman Donahue confirmed that was correct and if that is happening, that someone report it as it is a violation. Also wanted to know the status of the betterment fee for projects one and two. Chairman Donahue stated that we would be having a meeting on June 30th or July 1st.

Lynn Borroughs wanted an ordinance be made regarding dressing attire. Chairman Donahue will take that under consideration.

4. CONSENT AGENDA

Authorization to sign bills and documents, etc. – there were no bills to be paid.

Re-appointments to: Library Board of Trustees, Clean Water Committee, Constables, Council on Aging Board of Directors, Registrar.

MOTION: Selectman Cruz moved to appoint Martha Strachan as a member of the Library Board of Trustees to a term to expire no later than June 30, 2013. Selectman Holmes seconded.

VOTE: 5-0-0

MOTION: Selectman Cruz moved to appoint Thomas Wavro as a member of the Library Board of Trustees to a term to expire no later than June 30, 2013. Selectman Eckstrom seconded.

VOTE: 5-0-0

MOTION: Selectman Cruz moved to appoint Gregory Kamon, Robert Tirrell, Richard Colletti, Charles Devlin, Herve Vandal, Jr. Robert Short, Cynthia Follis, William McCusker and Michael Diesso as Constables for the Town of Wareham to a term to expire no later than June 30, 2011. Selectman Eckstrom seconded.

VOTE: 5-0-0

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-22-10 (CONT'D)

MOTION: Selectman Cruz moved to appoint Barry Cosgrove as a member to the Clean Water Committee to a term to expire no later than June 30, 2013. Selectman Eckstrom seconded.

VOTE: 5-0-0

MOTION: Selectman Cruz moved to appoint Jim Eubanks as a member to the Council on Aging Board of Directors to a term to expire no later than June 30, 2014. Selectman Winslow seconded.

VOTE: 5-0-0

MOTION: Selectman Cruz moved to appoint Linda Mackenzie as a Registrar to a term to expire no later than June 30, 2013. Selectman Winslow seconded.

VOTE: 5-0-0

Approval of the boards' regular meeting minutes of April 13, 2010, April 20, 2010, & May 13, 2010.

MOTION: Selectman Cruz moved to approve the regular session meeting minutes of April 13, 2010. Selectman Holmes seconded.

VOTE: 5-0-0

MOTION: Selectman Holmes moved to approve the regular session meeting minutes of April 20, 2010. Selectman Eckstrom seconded.

VOTE: 3-0-2 (Selectman Winslow & Cruz abstained)

MOTION: Selectman Cruz moved to approve the regular session meeting minutes of May 13, 2010. Selectman Winslow seconded.

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

MOTION: Selectman Eckstrom moved to approve and hold the executive session meeting minutes of March 30, 2010. Chairman Donahue seconded.

VOTE: 2-0-3 (Selectman Holmes, Winslow & Cruz abstained)

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)

MOTION: Selectman Eckstrom moved to approve and hold the executive session meeting minutes of April 27, 2010. Selectman Winslow seconded.

VOTE: 5-0-0

MOTION: Selectman Eckstrom moved to approve and hold the executive session meeting minutes of May 10, 2010. Selectman Winslow seconded.

VOTE: 5-0-0

6. LICENSES & PERMITS

- a. Hearing – approximately 7:15 p.m. Application for new seasonal common victualer wines & malt beverages license from Louise Mastracchio & Joy Clarkson dba Kenny's Salt Water Taffy, Louise Mastracchio, Manager, 180 Onset Avenue, Onset, MA under the provisions of Chapter 138 of the Massachusetts General Laws for the year 2010. Motion made by Selectman Eckstrom and seconded by Selectman Winslow to open the hearing.

VOTE: 5-0-0

Present before the board: Louise Mastracchio & Joy Clarkson

Ms. Mastracchio stated that they have been in business for over 30 years. Chairman Donahue stated that we had received a letter from Lt. Wallace and that he had no general objections but was concerned that the customers do not leave the premises with the alcoholic beverages. Ms Mastracchio would make sure that no one leaves the deck with the alcoholic beverage

MOTION: Selectman Eckstrom moved to close the hearing and seconded by Chairman Donahue.

VOTE: 5-0-0

MOTION: Selectman Eckstrom made motion to approve the Application for new seasonal common victualer wines & malt beverages license from Louise Mastracchio & Joy Clarkson dba Kenny's Salt Water Taffy, Louise Mastracchio, Manager, 180 Onset Avenue, Onset, MA under the provisions of Chapter 138 of the Massachusetts General Laws for the year 2010. with the following conditions: During regular business hours there will be one entrance in and out of the deck. There will be a monitor on the deck during alcohol serving hours on the evenings that extend beyond 7:00 p.m. an additional employee must be on the deck and a 2nd exit would be allowed as long as it is monitored by the second person. All employees serving alcohol must be TIPS trained. Selectman Winslow seconded.

VOTE: 5-0-0

7. TOWN ADMINISTRATOR'S REPORT

1. **Go Green Wareham – NSTAR – Energy Audit**

Mr. Andrews met with Mr. Mike Bossin of TNT Energy, Mark Gifford and Joe Edwards. He has initiated a full energy audit at no charge/cost to the

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-22-10 (CONT'D)

Town of Wareham. This energy audit will take into account the Town's heating systems, cooling systems and overall building envelopes – roofs, windows, doorways, insulation and even street lighting. Once the energy audit is complete, he plans on embarking upon a Master Energy Plan and a comprehensive action plan for all municipal buildings to gain the highest level of energy efficiency and to promote the "Go Green Program" and the local economy. Mr. Andrews will consult and keep the Board posted.

2. **Wal-Mart – Redevelopment Plans**

Before the board from Wal-Mart were John Kusak, Engineer, Bohler Engineering and Attorney Ed Angley. Mr. Angley stated that Wal-Mart plans to build at Seth Tobey & Cranberry Highway. They plan to file permitting process next week with the Planning Board and wanted to come before the board to let them know of their plans. Selectman Winslow was concerned about the old Wal-Mart, that the store will be vacant. Mr. Kusak stated that the construction would take about 18 months. The board's other concerns were traffic and sewer capacity. Discussion ensued.

3. Chairman Donahue and Mr. Andrews attended the Cape Cod Canal Regional Chamber of Commerce annual dinner on Thursday, June 17th. We engaged with many business and civic leaders.

4. **Land Use Seminar**

Attorney Quirk presented a land use seminar. The key topics are: recovery of certain fees; assisting boards with decision making and open meeting law issues.

This seminar is offered free of charge by Kopelman & Paige. Mr. Andrews will keep the board posted.

8. **TOWN BUSINESS**

- a. Wal-Mart re: Development Plans
- b. Discussion re: Tremont Nail

Present before the board: Alan Slavin & Jim Newman

Mr. Slavin stated that he was following up from their meeting from three weeks ago regarding the Tremont Nail property and how they want to proceed. Mr. Slavin said they have had many presentations on the property however they would really want to go back to the management of the property. He said the original vote back in 2004 was for the Board of Selectmen to be in control of the property and the daily basic management of the property would be with the Historical Commission and or CEDA. He said the Tremont Nail Master plan Committee was looking for some direction. Mr.

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-22-10 (CONT'D)

Andrews said he was looking to put together a task force to try and coordinate a number of efforts going on. The task force would include a member of the Board of Selectmen, a member of the Business community that surrounds that area along with a member from the Historic District Commission, The Tremont Nail Master plan Committee, Historical Society, The Wareham Village Association and a member of the CPC along with having CEDA involved. Mr. Slavin stated that they currently have members from the committees Mr. Andrews was speaking about the Tremont Nail Master plan Committee with the exception of CPC and feels that they would just be duplicate. Mr. Reilly was also before the board and stated Mr. Slavin and himself was before the board previously with a recommendation on how to proceed with the site short term by splitting the site, proceed with development on the upland portion and leave the other portion for the Historic preservation for later redevelopment. He stated that he believes that the board did take a vote and advised him to proceed with that. Discussion ensued

c. Discussion with the Charter Review Committee

Present before the board: Charter Review Members

The Board spoke about changes to the charter such as changing the date from October to November and from April to May. Other changes would be changing the time to call a special town meeting. Another change proposed was by Selectman Eckstrom who feels that in Section 2-5 the Board of Selectmen should be the doing all the appointments or to have them elected and to eliminate the Appointing Authority. Selectman Eckstrom spoke about changes to be made to submit articles for a special and regular town meeting. The board also spoke about the date change to submit the proposed budget. Chairman Donahue spoke about the Personnel Plan and stated that since only three people fall under the Personnel Plan the duties should be shifted over to the Town Administrator. Selectman Cruz spoke about limiting the number of committees someone can serve on. Selectman Eckstrom would like to see a 6-month to a year resident requirement before taking out papers to run for an elected position. Selectman Eckstrom would also like to have defined day-to-day. The board spoke about stipends and health insurance.

d. Any town business

Selectman Eckstrom said she was looking for volunteers to help in creating human hair boom to assist with the oil spill.

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-22-10 (CONT'D)

Selectman Holmes spoke about having the third Tuesday of the month set aside for appointments/reappointments

9. SEWER BUSINESS

- a.** Sewer usage fee abatement request: Account 739596, 150 Swifts Beach Road, Edward F. Stafford, Map 50N4, Lot 26

Present before the board: Mr. Stafford

Mr. Stafford was before the board seeking abatement for property owned by his mother who passed away 2 years ago. The home had a fire in November 2001 then it became a shed and the usage had been shut off since 2001. Mr. Stafford said that his Mother paid the bills that were received by the Sewer Department, which totaled around \$5,000. Selectman Eckstrom stated that the Board is not allowed to abatement more than 6 months. Mr. Andrews would like revising his recommendation since he didn't realize that this went back to 2001. Mr. Andrews respectfully request that the board allow him to follow-up with the parameters of the law and any accounting and bring back to the board what they can do.

MOTION: Selectman Cruz moved the board to have Mr. Andrews follow-up with the parameters of the law and any accounting and bring back to the board what they can do. Selectman Cruz seconded.

VOTE: 5-0-0

- b.** Discussion re: Onset Village Laundromat

Present before the board: Dominic Cammarano

Mr. Cammarano said that he was previously before the board seeking an adjustment for the winter months at the Laundromat. Mr. Cammarano was told that he would have to shut off the water on the machines and disconnected four and contacted the water department and Mr. Simmons at the WPCF. He was asking the board if they could issue some kind of adjustment so that they could pay off whatever they feel is right.

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

VOTE: 4-0-0 Selectman Winslow was not in the room at time of vote

Chairman Donahue stated that she would take Mr. Cammarano's information and take in under advisement and bring it up at the next meeting.

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-22-10 (CONT'D)

- c. Any Sewer business

10. LIAISON REPORTS

Selectman Eckstrom stated that the Transportation committee next meeting would be in July. She said that two weeks ago they heard from the consultant who does the mechanic side of it and this past week they heard from a consultant that was suppose to be looking at the inspection from the registry. Selectman Eckstrom stated that she wasn't impressed by the results. She said that is something they will be addressing at the next meeting. They will be doing some preliminary interviews as well.

11. CHAIRMAN'S REPORT

Chairman Donahue stated that she attended the Finance Committee and would like to congratulate the new Chairman Donna Bronk and thanked the previous chair. They discussed the sewer enterprise fund; the audit and the draft management report will be out shortly along with the DOR report.

Chairman Donahue also had a conversation with WCTV folks regarding some loose ends that need to be tied up.

12. ADJOURNMENT

MOTION: Selectman Winslow moved to adjourn meeting. Selectman Eckstrom seconded.

VOTE: 5-0-0

Respectfully submitted,
Shirley Oldfield & 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: 

Date sent to the Town Clerk: 11/18/10