

MINUTES OF MEETING OF SELECTMEN/SEWER COMMISSIONERS

Date of Meeting: June 29, 2010
Date of Transcription: September 16, 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

Council on Aging and Senior Social Services is in need of canned goods for Wareham residents. Anyone wishing to donate should stop by the Council on Aging office.

Road closure for Merchants Way July 9th-10th

Wareham Historical Society 34th Annual Antique show will be Saturday, July 3, 2010 8am -2pm at Center Park (rain or shine)

Congratulations to Anthony Vieira who won the National Junior Olympic Boxing Championship in Jacksonville, NC last Friday. This victory makes Vieira the top-ranked fighter in the US at 145 pounds. He is now on the USA International Boxing team and will be competing internationally to qualify for the 2012 Olympics.

Chairman Donahue wanted to congratulate Selectman Cruz on his 8th Wedding anniversary.

The fireworks will be held on Saturday, July 3rd

4. CITIZENS PARTICIPATION

Present before the board: Mary Bruce

Ms. Bruce stated that she was before the board because to discuss appointments to the Council on Aging Board of Directors. She stated that she has known one of the women for a very long time and the other she just recently met. She stated that one of the people was given a hard time because she is a blogger on one of the websites. She was before the board to recommend both applicants.

Present before the board: Martha Strahan

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-29-10 (CONT'D)

Ms. Strahan said she was before the board with her recommendations in which Chairman Donahue stated that she did get the recommendations from the Council on Aging and Citizens Participation is not the time to bring this up.

5. CONSENT AGENDA

- a. Authorization to sign bills and documents, etc. (none)
- b. Re-appointments to: Bike Path Committee, Cemetery Commissioner, Conservation Commission, Community & Economic Development Authority, Community Preservation Committee, Historical Commission and Open Space Committee

MOTION: Selectman Cruz moved to reappoint Dale Scott as a member of the Bike Path Committee to a term to expire no later than June 30, 2014. Selectman Eckstrom seconded.

VOTE: 5-0-0 (Unanimous)

MOTION: Selectman Cruz moved to appoint Nancy Miller as a member of the Cemetery Commissioners to a term to expire no later than June 30 2013. Selectman Eckstrom seconded.

VOTE: 5-0-0 (Unanimous)

Selectman Eckstrom asked that the board table the appointment of Louis Caron to the Conservation Commission because she thought that he had a shift change and wasn't able to attend the nightly meetings any longer.

MOTION: Selectman Cruz moved to appoint Donald Rogers as a member of the Conservation 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 Rudy Santos as a member of the Community & Economic Development Authority to a term to expire no later than June 30, 2013. Selectman Eckstrom seconded.

VOTE: 5-0-0 (Unanimous)

MOTION: Selectman Holmes asked that the appointment to the Community Preservation Committee be done as a slate. Selectman Winslow seconded.

VOTE: 3-2-0 (Selectman Cruz and Eckstrom opposed)

Selectman Cruz stated that he did not want to appoint as a slate due to the fact that one person on the list is on more than one committee and he wanted to bring that up later in the evening. Chairman Donahue asked for another motion of who was opposed of taking as a slate **VOTE: 5-0-0 (Unanimous)**

MOTION: Selectman Cruz moved to appoint Angela Dunham as a member to the Community Preservation 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 Sherbie Worthen as a member to the Community Preservation Committee to a term to expire no later than June 30, 2011. Selectman Winslow seconded.

VOTE: 5-0-0 (Unanimous)

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-29-10 (CONT'D)

(Note: Selectman Eckstrom stated that Sherbie would be a citizen-at-large member not a recreation commission rep)

MOTION: Selectman Cruz moved to appoint Sandra Slavin as a member to the Community Preservation Committee to a term to expire no later than June 30, 2013. Selectman Eckstrom seconded for discussion. The board had a discussion on how many boards and committees someone should be on.

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

MOTION: Selectman Cruz moved to appoint Donald Hall as a member to the Community Preservation Committee to a term to expire no later than June 30, 2013. Selectman Eckstrom seconded.

VOTE: 5-0-0 (Unanimous)

c. New Appointments/Interviews for: Constable, Council on Aging Board of Directors and Library Board of Trustees

Present before the board: Joel C. Thomas
Mr. Thomas was before the board seeking appointment as a Constable for the Town of Wareham.

MOTION: Selectman Cruz moved to appoint Joel C. Thomas as a Constable for the Town of Wareham to a term to expire no later than June 30, 2011. Selectman Eckstrom seconded.

VOTE: 5-0-0 (Unanimous)

Present before the board: Liz McDonald
Ms. McDonald said that she has worked in the Health Care Industry since 1995 and since she had a back injury she wasn't able to return to work and is looking to volunteer.

MOTION: Selectman Holmes moved to appoint Liz McDonald as a member to the Council on Aging Board of Directors to a term to expire no later than June 30, 2013. Selectman Winslow seconded.

VOTE: 3-2-0 (Chairman Donahue and Eckstrom opposed)

MOTION: Selectman Holmes moved to appoint Sandra Fleet as a member to the Council on Aging Board of Directors to a term to expire no later than June 30, 2013. Selectman Winslow seconded.

VOTE: 5-0-0 (Unanimous)

Chairman Donahue stated that the Library Board of Trustees has been going back in forth on whether they want to make recommendations or not. They have now decided as of today that they would like to make recommendations and with that being said Chairman Donahue would like to interview the person before the board who was invited to attend for an interview.

Present before the board: Larry McDonald
Mr. McDonald was before the board and explained his interest in serving on the Library Board of Trustees. He wanted to be part of the committee to bring people together and stated that he is an avid reader and has been going to the Library since he was a child.

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-29-10 (CONT'D)

MOTION: Selectman Winslow moved to appoint Francis (Larry) McDonald as a member to the Library Board of Trustees to a term to expire no later than June 30, 2013. Selectman Holmes seconded.

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

MOTION: Selectman Cruz moved to appoint Leonard Boutin as a member to the Historical 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 Robin Ragle-Davis as a member to the Historical Commission to a term to expire no later than June 30, 2013. Selectman Eckstrom Seconded.

VOTE: 5-0-0 (Unanimous)

Present before the board: Sandy Slavin

Ms. Slavin was before the board stating that she feels that there should be more people volunteering and feels that since there are openings on her boards she does not feel that she is taking it away from anybody who is not stepping up to help.

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

VOTE: 5-0-0 (Unanimous)

c. Approval of the board's executive session minutes of May 11, 2010

MOTION: Selectman Eckstrom moved to approve the executive session meeting minutes of May 11, 2010. Selectman Winslow seconded.

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

6. LICENSES & PERMITS

a. Yearly review of Earth Removal Permit by Highland Inc., 71 Adams Street, Braintree for the property on Assessor's Map 128, Lot F (off Glen Charlie Road) in accordance with Div. IV, Article II, Earth Removal Regulations for the Town of Wareham

Present before the board: John Churchill, JC Engineering

Mr. Churchill said map 28 lot f for annual review. The board went over the conditions on the permit.

b. Hearing – Approximately 7:30 p.m. Application for extension of premises from Stevie B's, Inc., d/b/a Onset Sports Resort, Stephen Beranger, Manager, 270 Onset Avenue, Onset, MA under the provisions of Chapter 138 of the Massachusetts General Laws for the year 2010

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

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-29-10 (CONT'D)

VOTE: 5-0-0 (Unanimous)

Present before the board: Stephen Beranger

Mr. Beranger said that they were building a patio to increase business. Selectman Holmes asked about the photos that Mr. Beranger presented with his application and why they differ from what work is being done at the location. Mr. Beranger stated that originally they were going to have the patio in the front of the business but later changed the location and the photos he submitted were old. Mr. Beranger stated that they would be serving food in the patio section.

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

VOTE: 5-0-0 (Unanimous)

MOTION: Selectman Winslow moved to approve the application for extension of premises from Stevie B's, Inc., d/b/a Onset Sports Resort, Stephen Beranger, Manager, 270 Onset Avenue, Onset, MA under the provisions of Chapter 138 of the Massachusetts General Laws for the year 2010. Selectman Holmes seconded for discussion. Selectman Eckstrom would like to make some conditions that there should be a gate or exit only and employee must be on the patio at all times, she also does not like the idea of bar stools at the window. No wholesale of bottles or mixing of drinks outside. She would also like to add pending of approval from the Police Department. Discussion of conditions by the board on which should be placed on the license. Chairman Donahue stated a 6' gate should be marked emergency exit only in which the board was in consensus of. Mr. Beranger stated he was planning on having cameras installed. Chairman Donahue asked if he had a problem making that one of the conditions on his license in which Mr. Beranger responded that he didn't have a problem with that. Selectman Winslow had some concerns about smoking. After discussion Selectman Winslow amended her motion to include the following: A 6 foot gate shall be on the patio marked Emergency Exit only and also the condition that the patio area will have a video camera surveillance that can be seen inside by the bartender and to abide by the towns noise ordinance and to abide by the town and Massachusetts laws for smoking. Selectman Holmes seconded.

VOTE: 5-0-0 (Unanimous)

- c. Application from the Onset Cape Verdean Festival Association, c/o Michael Roderick for the use of the Onset Bandshell and Bluffs and to close off a portion of Union Avenue for their annual Cape Verdean Festival on August 14, 2010 from 7:00 a.m. to 6:00 p.m. (rain Date: August 15, 2010)

MOTION: Selectman Cruz moved to approve the Application from the Onset Cape Verdean Festival Association, c/o Michael Roderick for the use of the Onset Bandshell and Bluffs and to close off a portion of Union Avenue for their annual Cape Verdean Festival on August 14, 2010 from 7:00 a.m. to 6:00 p.m. (rain Date: August 15, 2010). Selectman Holmes seconded.

VOTE: 5-0-0 (Unanimous)

7. TOWN ADMINISTRATOR'S REPORT

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-29-10 (CONT'D)

MASSACHUSETTS DEPARTMENT OF REVENUE (DOR)—TOWN OF WAREHAM FINANCIAL MANAGEMENT REVIEW: This report was prepared by the DOR, Division of Local Services. Mr. Andrews asked Mr. Zack Blake, Project Manager of the Technical Assistance Section, the lead researcher, to provide an executive briefing for the BOS. Also, he prepared a synopsis of key financial management concerns for the BOS. Mr. Andrews will keep you posted.

Present before the board: Elizabeth Zaleski, Town Accountant

Ms. Zaleski spoke about the audit and stated that the lead auditor stated that the report was on Mr. Powers desk and he wants to address a Management letter.

CAPITAL PLANNING COMMITTEE UPDATE:

On Tuesday, June 22, 2010, Mr. Andrews met with the Capital Planning Committee, including David Trudell, Alan Slavin, Charles Klueber and Frank Heath of the Finance Committee, Claire Smith, Town Moderator, and Mary Jane Driscoll, Transportation Director for the School Department, to review capital planning needs. Their discussion centered upon the following action items:

Work to Update FY2011 Capital Planning for all Town Departments. Mr. Andrews held a Capital Planning Workshop for Leadership Team Staff Meeting on Wednesday, June 23, 2010.

Perform a Grants Review to explore potential cost savings, e.g. JAG Grant that allowed for \$55,000 for new police cruisers.

Investigate Partnerships that can be established to reduce our capital spending.

PERSONNEL UPDATE

- A. Town Planner—Joint Venture with Town of Rochester. On June 22, 2010, Mr. Andrews confirmed with Mr. Rick LaCamera, Town Administrator of Rochester, that their Board of Selectmen support a shared Town Planner with us. Scheduled to be on the interview side for Rochester besides Mr. LaCamera are, Arnie Johnson, Chairman of the Planning Board, Bob Cummings and Dan McGaffey, Planning Board members, and for the Town will be: Brenda Eckstrom, Selectman, Brenda Sampson-Urolatis, Planning Department Secretary, Myles Burke, Director of Inspectional Services, and myself. They will begin the interview process and will keep you posted.

Librarian—On Thursday, June 17, 2010, final interviews for our Librarian was concluded. Ms. Maureen Nimmo was the unanimous choice for Library Director. Mrs. Nimmo was the number one choice of the Search Committee, which included, Selectmen Brenda Eckstrom and Cara Winslow, Library Trustees Leie Carmody, Kathleen Furler, and Martha Strachan, and staff members Elizabeth Zaleski and John Sanguinet.

MANAGEMENT INFORMATION SYSTEM PLANNING: On Thursday, June 24, 2010, Mr. Andrews convened a meeting with Matt Underhill, Systems Manager, and representatives of Advizex Technologies. This planning exercise was an important step forward in evaluating our current Information Technology infrastructure and developing an

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-29-10 (CONT'D)

IT Capital Plan.

Our discussion centered upon researching potential options, coupled with grant applications that will provide for the most cost effective program for improvement. This work complies with our ongoing planning with the Capital Planning Committee. Also, we are incorporating a design for a Comprehensive Emergency Planning business continuity planning into this program. Advizex is a State Certified Information Technologies vendor that has worked with a number of municipalities across the state. Mr. Andrews will keep you posted.

CELEBRATION SAFE SUMMER 2010: On Tuesday, June 29, 2010, we brought together all of our partners, including: David Evans, EMS Director, Marcia Griswold, Garry Buckminster, Acting Harbormaster/Shellfish Constable, Myles Burke, Director of Inspectional Services, and Richard Stanley, Police Chief.

Senator Marc Pacheco and members of the BOS kicked off the celebration with a dockside barbecue at 1PM (local donations accepted). The Viking gave attendees a free tour of the harbor at 2PM, which was a special treat and much appreciated. This was a great way to celebrate all the work of all the participants. Mr. Andres appreciated the overwhelming support of the Onset business community.

ZIP TRIP 2010—JULY 16, 2010: On Wednesday, June 23, 2010, Mr. Andrews connected with Ms. Michele Lazgano, a representative of management of FOX 25 TV regarding planning for the zip trip to be held July 16, 2010. The zip trip will take place at Onset Beach and a segment of "Talk of the Town" will begin at 7:15AM. Our Safe Summer 2010 Task Force convened at 3:00PM to cover the specific details of the Zip Trip program, and included: Chief Richard Stanley, Officer Bill Fillman, Garry Buckminster, Myles Burke, Marcia Griswold, Jackie Lindsey, Mary Lou Payton, and Selectman Steve Holmes. We are showcasing this event and incorporated into our Safe Summer 2010. This will be a major marketing tool for the Town of Wareham.

8. **TOWN BUSINESS**

- a. Acceptance of redraft of Senate Bill # 2483

MOTION: Selectman Eckstrom moved the board to accept the redraft of Senate Bill # 2483 an act authorizing the Town of Wareham to grant eight (8) additional liquor licenses for the sale of all alcoholic beverages to be drunk on premises. Selectman Winslow seconded.

VOTE: 5-0-0 (Unanimous)

- b. Discussion re: MOU
Chairman Donahue stated that the MOU between the Board of Selectman and the School Committee would be put off until the July 13th agenda.
- c. DOR Financial Management Review
(under the Town Administrators' Report)
- d. Discussion of FY11 budget

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-29-10 (CONT'D)

Mr. Andrews stated that the House and Senate came together last Wednesday and sent to the Governor the report and the Chapter 70 funds for the School budget took the lion share of the cut of \$754,454 along with some other miscellaneous items took the total to \$822,660. Mr. Andrews stated that he is putting together a workshop and will be looking to come up with some viable solutions.

e. Any town business

9. SEWER BUSINESS

a. Any sewer business

Present before the board: Mark Gifford

Mr. Gifford was before the board to talk about an abatement request from Ronald Stafford for Account 739596, Map 50B4, Lot 26 – 150 Swifts Beach Road. Mr. Gifford stated that he would approve to abate the \$584.00 for the FY2010 sewer usage bill however, cannot go back any further as Mr. Stafford is requesting. The board had a discussion on the policy to abate for the current fiscal year.

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

VOTE: 5-0-0 (Unanimous)

MOTION: Selectman Eckstrom moved to approve the abatement in the amount of \$584.00 for Account # 739596, Map 50B4, Lot 26, 150 Swifts Beach Road. Selectman Holmes seconded for discussion. Selectman Holmes said that he does not believe that anyone should be charged for a storage shed. Selectman Winslow stated that she also agrees with Selectman Holmes and stated that because a policy is in place they cannot grant abatement because they would have to grant all further abatements.

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

10. LIAISON REPORTS

(none)

11. CHAIRMAN'S REPORT

a. Plymouth County Advisory Board Meeting (Chairman Donahue will bring up at another meeting)

12. ADJOURNMENT

MOTION: Selectman Eckstrom to adjourn. Selectman Winslow seconded.

VOTE: 5-0-0 (unanimous)

13. SIGNING OF DOCUMENTS APPROVED BY THE BOARD

Respectfully submitted,
Janet Wilson

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-29-10.(CONT'D)

Department Assistant

The foregoing minutes were submitted to the Board of Selectmen/Sewer Commissioners on: 11/16/10

Attest: 

Walter B. Cruz, Sr. Clerk

Date Signed: 11/16/10

Date sent to the Town Clerk: 10/17/11