



TOWN of WAREHAM

Board of Selectmen/Sewer Commissioners

Meeting Agenda

7:00 PM – Room #320 Multi-Service Center, 48 Marion Road, Wareham Massachusetts

1. CALL TO ORDER BY CHAIRMAN

2. ROLL CALL

3. ANNOUNCEMENT

4. CITIZENS PARTICIPATION

5. CONSENT AGENDA

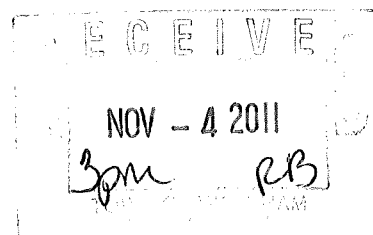
- a. Authorization to sign bills and documents, etc.
- b. Appointments of election workers.

6. LICENSES & PERMITS

- a. Application for a one-day all alcoholic beverages license permit by Anthony Jeffrey for a Summer Outing for the AD Makepeace Company on Sunday, September 5, 2010 from 2:00 p.m. to 6:00 p.m. under the provisions of Chapter 138 of MGL.

7. TOWN ADMINISTRATOR'S REPORT

- I. 1st Annual National Night Out.
- II. Cranberry Commons Task Force Update.
- III. Massachusetts Environmental Policy Act office consultation and site visit (MEPA) EEA#14634 – Wal-Mart Proposal – EOE.
- IV. Wareham Skin Cancer Screening Day.
- V. Personnel Update.
- VI. Massachusetts Cultural Council – Adams Arts Program Grant opportunity.
- VII. Take Pride in Wareham.
- VIII. Municipal Early Retirement Incentive Program.
- IX. Municipal Law Seminar.
- X. Memorial Benches.
- XI. Leadership Team Update.
- XII. Board of Health Emergency Plan.



XIII. Safe Summer 2010 Update.

XIV. Civil Service Ceremony.

XV. Personnel Update.

XVI. Onset Pier Renovations.

XVII. Wareham District Court.

XVIII. Vessel Safety Day.

8. TOWN BUSINESS

- a. Discussion with Kerri Murphy, Coalition for Buzzards Bay re. nitrogen consensus.
- b. Discussion with the Health Agent, Robert Ethier re. Emergency Dispensing Sites and Smoke Free Homes Campaign completion.
- c. Discussion re. updates to the FY11 budget.
- d. Discuss the Bog Wind project.
- e. Approval of easement at 7 Sandy Pond Road for Nstar
- f. Set meeting date with WCTV.
- g. Set date for appointment process workshop for boards, committees & commissions.
- h. Any other town business.

9. SEWER BUSINESS

- a. Set date for discussion to vote on sewer issues.
- b. Any sewer business.

10. LIAISON REPORTS

11. CHAIRMAN'S REPORT

12. ENTER INTO AN EXECUTIVE SESSION MEETING TO UPDATE THE BOARD ON THE COLLECTIVE BARGAINING AGREEMENTS.

13. ADJOURNMENT

14. SIGNING OF DOCUMENTS APPROVED BY THE BOARD

MINUTES OF MEETING OF SELECTMEN/SEWER COMMISSIONERS

Date of Meeting: August 24, 2010
Date of Transcription: October 17, 2011
Transcribed by: Janet Wilson/Rebecca Benitez-Figueroa

1. CALL MEETING TO ORDER BY CHAIRMAN

Chairman Donahue called the meeting to order.

2. ROLL CALL

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

Also present: Mark J. Andrews, Town Administrator

3. ANNOUNCEMENT

4. CITIZENS PARTICIPATION

Present before the board: Barry Cosgrove

Mr. Cosgrove states that the town will be facing another project soon with complex scientific issues associated with it. He hopes the board after listening to the presentation would consider whether it might make sense to advocate for a similar type of citizens consensus building process before the complex regulatory and licensing decisions have to be made so that they would have the benefit of people working together.

Present before the board: Chet Heisma

Mr. Heisma asked if the board was planning on voting on sewer issues in Parkwood beach later tonight at their meeting?

Present before the board: Ron Robinson

Mr. Robinson asked that the board to consider the sewer project betterment fees and stated that they might be good for some and not for others. He hopes that they would look into this and hopefully come up with a system that would work for everyone.

5. CONSENT AGENDA

- a. Authorization to sign bills and documents, etc. (none)
- b. Appointments of election workers.

MOTION: Selectman Cruz moved to appoint the following poll workers to a term to expire on June 30, 2011. Patricia Trudell, Madeleine E. Biron, Eva-Sue Murphy-Hall, Carol L. Mazzarelli and Sharren A. Frazier. Selectman Eckstrom seconded.

VOTE: 4-0-0 (Unanimous)

SELECTMEN/SEWER COMMISSIONERS MEETING - 8-24-10 (CONT'D)

6. LICENSES & PERMITS

- a. Application for a one-day all alcoholic beverages license permit by Anthony Jeffrey for a Summer outing for the A.D. Makepeace Company on Sunday, September 5, 2010 from 2:00 p.m. to 6:00 p.m. under the provisions of Chapter 138 of MGL.

Present before the board: Anthony Jeffrey

Mr. Jeffrey said that he did have a correction to make he originally put on the application that it was for a summer outing and it's actually a Class Reunion for the Upper Cape Tech School class of 1975.

MOTION: Selectman Cruz moved to approve the application for a one-day all alcoholic beverages license permit by Anthony Jeffrey for a Class Reunion for the Upper Tech School Class of 1975 on Sunday September 5, 2010 from 2:00 p.m. to 6:00 p.m. under the provisions of Chapter 138 of MGL. Selectman Eckstrom seconded.

VOTE: 4-0-0 (Unanimous)

7. TOWN ADMINISTRATOR'S REPORT

BOARD OF HEALTH EMERGENCY PLAN: Mr. Andrews has asked Robert Ethier, Health Agent, to attend this meeting in order to update the Board on the following issues:

- Infectious Disease Emergency Plans (IDEP)
- Risk Communication Plans
- Continuity of Operations Plans (COOP)
- Emergency Dispensing Site Plans (ESDS)
- The Smoke Free Homes Campaign grant from the Environmental Protection Agency

SAFE SUMMER 2010 UPDATE: Our working group of: Nicole from Salerno's, Dee Forand of HyLine, Rita Madden, Wareham Garden Club, Chief Stanley, David Evans, Marcia Griswold, Garry Buckminster, Myles Burke, and Robert Ethier have been working to design a Fall and Winter Program that will kick off at the Annual Bourne Scallop Festival.

One of our primary goals is to develop a Fall 2010 and Winter 2011 brochure highlighting businesses and events in Town. Our strategy is to reach up to 10,000 visitors that will leave and return beginning Friday, September 24, 2010 through Sunday, September 26, 2010. Sponsors include HyLine Cruises, Marc Anthony's Pizzeria, Onset Bay Association, Wareham Garden Club, AD Makepeace, Wareham Village Association, Wareham Crossing, and 17 local businesses.

A key element of the Fantastic Fall and Wonderful Wareham Winter (FF WWW) program is to gain an advantage on marketing our upcoming events and help stimulate

SELECTMEN/SEWER COMMISSIONERS MEETING - 8-24-10 (CONT'D)

business activity throughout our Town. Also, we have a "Talking Tree" beginning on December 4, 2010.

CIVIL SERVICE CEREMONY:

On Wednesday, August 11, 2010, Mr. Andrews sponsored a Civil Service Signing Ceremony at 11:00 A.M. in his office. The event brought the promotions of Kevin Walsh, Walter Correia and John Gerard together with their families for a light lunch. Mr. Andrews thanked Mary Ann Silva for her assistance in this ceremony along with his staff, Chief Stanley and Cassandra Cassidy. It's Mr. Andrews's hope that this ceremony served to further bolster moral in our Police Department.

PERSONNEL UPDATE:

On August 31, 2010 Patrolman, William Fihlman will be retiring from the Wareham Police Department after ten years of service to the Town. Mr. Andrews will be working with the Chief of Police on a recognition event in celebration for the many years of service Mr. Fihlman has performed for the Town of Wareham. On Wednesday, August 18, 2010 Mr. Andrews accepted the resignation of the CEDA Director, Mr. Chris Reilly. Mr. Andrews introduced Sheila Scaduto as the new Director of Assessment. Ms. Scaduto spoke briefly.

ONSET PIER RENOVATIONS:

Mr. Andrews is working with Garry Buckminister, Harbormaster to update some items on Onset Pier. This program includes renovations of the office, bathrooms, security systems along with new Harbor Management software, boat ramps and other areas. It's his hope that we can maximize our waterways funding. (Harbor permit user fees) to upgrade the pier and improve vital services. Mr. Andrews will keep the board posted on the progress of this matter.

WAREHAM DISTRICT COURT:

On Thursday, August 12, 2010, Mr. Andrews testified before the District Court Chief Justice Lynda M. Connolly and Housing Court Justice Steven D. Pierce to strongly support keeping the Wareham District Court open. My testimony centered upon the devastating impact that a closing would have on the Town of Wareham and the region. In essence, Mr. Andrews feels the Courts could consolidate and remain open, as Wareham District Court is one of the busiest courts in the entire system. Mr. Andrews will prepare a letter of support from the Board of Selectmen.

VESSEL SAFETY DAY:

On Monday, August 16, 2010 Mr. Andrews met with Mr. McLure of the U.S. Coastguard Auxiliary and Garry Buckminster, our Harbormaster to coordinate a "Vessel Safety Day" for the Town of Wareham. This would be an opportunity to bring a higher level of awareness to boating safety. On Saturday, September 11, 2010 from 9:00 a.m. to 1:00 p.m. date has been set for safety. This will provide a primer for boaters and an update for seasonal boaters with newly commissioned equipment. Mr. Andrews will keep you informed.

SELECTMEN/SEWER COMMISSIONERS MEETING - 8-24-10 (CONT'D)

Personnel update - Mr. Andrews introduced Sheila Scaduto Director of Assessment. Ms. Scaduto was before the board stating that she has held the position of Assistant Assessor for the Town of Wareham for a little over six years and she is a Massachusetts Accredited Assessor and is also an elected Board of Assessors in Freetown. She has also been a Massachusetts Licenses Real Estate appraiser since 1992. She stated she was proud to work with the Town Administrators, Town Treasurer and Town Accountant as part of the leadership team.

1ST ANNUAL NATIONAL NIGHT OUT - Mr. Andrews spoke about National Night Out being a huge success and thanked everyone who participated.

CRANBERRY COMMONS TASK FORCE UPDATE- Mr. Andrews spoke about the Cranberry Commons Task Force, which convened and is working with Mr. Ferry on further development of the site.

MASSACHUSETTS ENVIRONMENTAL POLICY ACT OFFICE CONSULTATION AND SITE VISIT (MEPA) EEA #14634 - WAL-MART PROPOSAL -EOEA

On August 3rd they had the MEPA office hold a site hearing with regards to Wal-Mart. Mr. Andrews attended the meeting.

WAREHAM SKIN CANCER SCREENING DAY

Lifeguards along with some of the Leadership team handed out sunscreen and had raffles and giveaways.

MASSACHUSETTS CULTURAL COUNCIL - ADAMS ARTS PROGRAM GRANT OPPORTUNITY

This is a Planning Grant that Mr. Andrews has asked Denise Medeiros to look into this grant.

TAKE PRIDE IN WAREHAM

Mr. Andrews recommended the board to use the \$50,000 to continue a number of projects such as cleaning, sidewalks, mowing, raking and keeping the momentum going with safe summer 2010.

MUNICIPAL EARLY RETIREMENT INCENTIVE PROGRAM

Mr. Andrews stated that you would need to have 20 years of service along with a combination of age and creditable service for up to three years. Any action taken would need to go before town meeting and needs to be approved by the Board of Selectmen.

MUNICIPAL LAW SEMINAR

Mr. Andrews said there would be a municipal law seminar that is recommended by the Massachusetts Department of Revenue Local Services "What's new in Municipal Law?" Coming up in two locations on Friday, September 24th in Holyoke and on Friday, October 1st in Randolph the registration fee is \$50.00.

MEMORIAL BENCHES

Mr. Andrews stated that they have two requests for Memorial Benches – one at the end of Grove Street and a replacement a temporary bench at the Onset Bandshell. Chairman Donahue offered a correction that it was the Onset Cape Verdean Festival Association Committee and not the VFW that donated labor and materials to put the Bandshell back in order.

LEADERSHIP TEAM UPDATE

Mr. Andrews would be establishing a new precedent in which each week a department head of the leadership team would be present at the Selectmen's meeting

Selectman Holmes suggested that he would like to hear status updates on matters previously discussed matters.

8. **TOWN BUSINESS**

- a. Discussion with Mark Rasmussen, Coalition for Buzzards Bay, re: Nitrogen consensus

Present before the board: Mark Rasmussen, Coalition for Buzzards Bay
Mr. Rasmussen went over the nitrogen with existing development and said that the top recommendation is to think about the next facilities plan because we need to bring more sewer service to more dense neighborhoods such as the whole neighborhood of Gateway Shores which is very close to the river and not within sewer service. He also stated for future developments with over 10,000 gallons per day they should be required to have nitrogen zero. Mr. Rasmussen said that Makepeace is achieving this by building a top-notch treatment plant and what they can't treat they would be removing cranberry bogs from production so they can achieve zero. As far as capacity the get down to these low pollution numbers the town would likely need new systems, new staff, the board of health and the sewer department with more capacity to be paying attention to. He said that there is not much data on how much a cranberry bog pollutes. He said that there was a study that the state uses from 1990 which established one number the cranberry experiment station extend has done some other studies which suggest that number could be two to three times too much so there is a lot of discrepancies and not much data. His number 1 recommendation should be doing a long-term study of multiple bogs; multiple types and get an answer to this question. The Cranberry Growers Association, the UMASS experiment station and the collation have all agreed to find the resources and the scientists to do the long-term study. The Cranberry experiment station committed to hiring a water quality specialist to work with bog growers just on water quality issues, a position they have had in the works with federal funds already. They have put together a collaborative proposal to try and secure half a million dollars in Federal funds which would be matched one to one by the growers to do one million dollars in cranberry bog improvements in the Wareham River in the next couple of years. Lastly Mr. Rasmussen stated the one thing he asks for is to help everybody get the MEP report out of the state, its due to the town it's six years late and it needs pressure from the Board of Selectmen, and from the State Legislatures. The report spoke about tonight can be found also by visiting www.savebuzzardsbay.org/wareham

SELECTMEN/SEWER COMMISSIONERS MEETING - 8-24-10 (CONT'D)

MOTION: Selectman Eckstrom moved the board to write strong letters of resolution letter to the Massachusetts Estuary Projects and to each of our legislatures to ask them to get these reports moving. Selectman Holmes seconded and asked to amend the motion to include a copy of the report.

VOTE: 4-0-0 (Unanimous)

- b. Discussion with Health Agent, Robert Ethier, re: Emergency Dispensing Sites and Smoke Free Homes Campaign completion

Present before the board: Robert Ethier, Sandra Landry and Robert Collette

Ms. Landry spoke about the emergency dispensing sites and she also spoke about the infectious disease plan along with the emergency preparedness plan.

Mr. Ethier also spoke about the ready set quit smoke free homes campaign. A loan in the amount of \$32,000 was obtained from the EPA in 2006-2007 started the ready set quit smoke free homes campaign. Mr. Bob Collette said that they have been out educating the residents about the hazards of smoking. Mr. Collette spoke about the Smoke Free Homes Campaign grant from the Environmental Protection Agency.

MOTION: Selectman Eckstrom moved to authorize the Chairman to sign a letter of support for any grants. Selectman Holmes seconded.

VOTE: 4-0-0 (Unanimous)

- c. Discussion re: Updates to the FY11 budget

Mr. Andrews stated that he is working to enhance and streamline the budget timeline.

A budget summary sheet was presented to the Board citing an example of cuts or reductions in Chapter 70 funding. Older stimulus funds were used to offset the reductions in the amount of \$237,881. He further informed the Board of recent federal legislation whereas 10 billion dollars for education was approved of which Massachusetts would receive approximately 204 million dollars. These funds would further offset Chapter 70 cuts in funding. Mr. Andrews will pursue as to how to obtain funds for Wareham and keep the Board informed. Brief discussion ensued with the Board members.

- d. Discuss the Bog Wind project

The representative of the project not in attendance and will be scheduled for the next Selectmen's meeting. Selectman Eckstrom offered her concerns and comments.

- e. Approval of easement at 7 Sandy Pond Road for NStar
Not Discussed

- f. Set meeting date with WCTV

Chairman Donahue stated that the Directors of WCTV would be available on Thursday, August 26, 2011 at 5:30 pm. The meeting has been posted with an agenda for the WCTV contract and the WCTV expenditures of the Comcast funding.

SELECTMEN/SEWER COMMISSIONERS MEETING - 8-24-10 (CONT'D)

- g. Set date for appointment process workshop for boards, committees and commissions

Chairman Donahue expressed the need for the workshop meeting. The meeting will be held on Saturday, September 11, 2011 at 8:45 am in Room #320 Multi-Service Center.

- h. Any other town business

Mr. Andrews stated for the record that bound copies of the FY09 Audit Management letter and the Federal award programs were in the Selectmen's packet.

Selectman Eckstrom raised the issue of complaints of excess noise and would like a consensus of the Board for possible amendment to noise by-law which would include a "quiet time" as adopted by other communities. The proposed amendment to be discussed at next's week Selectmen's meeting.

9. SEWER BUSINESS

- a. Set date for discussion to vote on sewer issues

Chairman Donahue stated that the issues of setting up EDU rate and discuss the basis question of whether to combine or not combine the contracts. The items to be placed on the Selectmen's Meeting agenda of September 7, 2011. Supporting documentation to be given to the Board members a week before the meeting.

- b. Any sewer business
None

10. LIAISON REPORTS

Selectman Eckstrom reported that the Wareham Library Foundation and Friends have signed a MOU (Memorandum of Understanding) with the library trustees. Also the Council on Aging and the Friends of the Elderly MOU should be completed within a couple of weeks. The School Bus Transportation Committee will be meeting on August 31, 2011 on the update of bus safety.

Selectman Holmes stated that with the resignation of the CEDA director, Town Administrator Andrews has scheduled a transitional meeting on August 25, 2011 at 9:45 a.m.

11. CHAIRMAN'S REPORT

Chairman Donahue reports that the Westfield Review Committee met with Mr. Richard Heaton. Changes were made to the draft article.

12. ENTER INTO AN EXECUTIVE SESSION MEETING TO UPDATE THE BOARD ON COLLECTIVE BARGAINING AGREEMENTS.

Chairman Donahue requested a motion to enter into Executive Session for the purpose of discussing strategy with respect to collective bargaining or litigation if an open

SELECTMEN/SEWER COMMISSIONERS MEETING - 8-24-10 (CONT'D)

meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares. The Board of Selectmen will not be coming back to the Open Session.

MOTION: Selectman Eckstrom moved that the Board enter into an Executive Session to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares. Selectman Holmes seconded.

Polled vote:

Selectman Eckstrom – affirmative

Selectman Holmes - affirmative

Selectman Cruz - affirmative

Selectman Donahue – affirmative.

13 ADJOURNMENT

13. SIGNING OF DOCUMENTS APPROVED BY THE BOARD

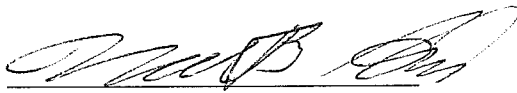
Respectfully submitted,

Janet Wilson

Department Assistant

The foregoing minutes were submitted to the Board of Selectmen/Sewer Commissioners on: 11-1-11

Attest:



Walter B. Cruz, Sr. Clerk

Date Signed: 11-1-11

Date sent to the Town Clerk: 11-4-11