



# TOWN of WAREHAM

## Board of Selectmen/Sewer Commissioners

### MEETING AGENDA

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

**1. CALL TO ORDER BY CHAIRMAN**

**2. ROLL CALL**

**3. ANNOUNCEMENTS**

With the recent passing of Ida R. Monteiro the most recent recipient of Wareham's Boston Post Cane, The Board of Selectmen is looking for the town's oldest citizen. If you believe yourself or a family member living in town to be the oldest citizen, please contact the Board of Selectmen's office at 508-291-3100 x. 3101.

**4. CITIZENS PARTICIPATION**

**5. CONSENT AGENDA**

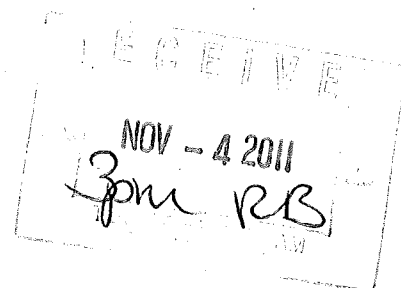
- a. Authorization to sign bills and documents, etc.
- b. Interviews to Bike Path Committee, Clean Water Committee, Commission on Disability, Community Events Committee, Conservation Commission and Zoning Board of Appeals.
- c. Approval of executive session meeting minutes of May 19, 2011.

**6. LICENSES & PERMITS**

- a. **Hearing 7: 15 P.M** – On the application for a Class II License from A Collision Shop, Inc., 2371 Cranberry Highway, W. Wareham MA in accordance with the provisions of Chapter 140 of the Massachusetts General Laws.
- b. Application for Change of Officer/Director by Narnarayan Liquors, Inc. dba Wareham Liquors, 419 Main Street, Wareham, MA under the provisions of Chapter 138 of the Massachusetts General Laws.
- c. Application for (2) one-day all alcoholic beverages license permits by Cromesett Tribe #156 Improved Order of Redmen, Inc., 745 Main Street, Wareham on June 19, 2011 and August 7, 2011 from 12:00 p.m. to 5:00 p.m. under the provisions of Chapter 138 of the Massachusetts General Laws.

**7. TOWN ADMINISTRATOR'S REPORT**

- a. Leadership Team.
- b. Wastewater Treatment Utilities review initiative.



- c. FY2011 Closing Workshop.
- Status Report of ongoing issues/projects.

**8. TOWN BUSINESS**

- a. Discussion re surplus computer equipment.
- b. Any other town business.

**9. SEWER BUSINESS**

- a. Request sewer tie-in at 2 Murphy Street.
- b. Sewer system development charge for 282A & 282B Onset Avenue.
- c. Discussion re. Sewer Development Fee.
- d. Sewer abatement requests.
- e. Any other sewer business.

**10. LIAISON REPORTS**

**11. ADJOURNMENT**

**12. SIGNING OF DOCUMENTS APPROVED BY THE BOARD**

## **MINUTES OF MEETING OF SELECTMEN/SEWER COMMISSIONERS**

Date of Meeting: June 7, 2011  
Date of Transcription: September 20, 2011  
Transcribed by: Janet Wilson

### **1. CALL MEETING TO ORDER BY CHAIRMAN**

### **2. ROLL CALL**

Selectmen Present: Walter B. Cruz, Sr., Chairman  
Stephen M. Holmes, Absent  
Cara A. Winslow  
Ellen M. Begley  
J. Michael Schneider

**MOTION:** Selectman Schneider moved the Selectman Winslow serve as Clerk, Pro-tem. Selectman Begley seconded.

**VOTE: 4-0-0 (unanimous)**

Also present: Mark J. Andrews, Town Administrator

### **3. ANNOUNCEMENTS**

With the recent passing of Ida R. Monteiro the most recent recipient of Wareham's Boston Post Cane, the Board of Selectmen is looking for the town's oldest citizen. If you believe yourself or a family member living in town to be the oldest citizen, please contact the Board of Selectmen's office at 508-291-3100, ext 3101.

### **4. CITIZENS PARTICIPATION**

Present before the board: Barbara Sullivan, Wareham Boys & Girls Club along with Tracey Cunningham Director at Workforce Investment Inc., Ms. Sullivan spoke about a grant received to create summer jobs at the boys and girls club. Grants were received from A.D. Makepeace, United Way and Brandy Hill Management. Ms. Cunningham said she along with Barbara Sullivan put together a budget and a program to serve out of school youths in Wareham for youths 16-22 years old that have found misfortune along the way and no longer attending school and will support 10 youths. Ms. Cunningham stated the intent and purpose of this program is that the youths must engage academically they must re-engage at the High School, the Alternative High School or enroll in GED preparation or in the PM3 School.

### **5. CONSENT AGENDA**

- a. Authorization to sign bills and documents, etc. (none)

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-7-11 (CONT'D)

- b. Interviews to Bike Path Committee, Clean Water Committee, Commission on Disability, Community Events Committee, Conservation
- c. Commission and Zoning Board of Appeals.

Present before the board: David Smith

Mr. Smith was before the board seeking appointment to the Bike Path Committee. He stated that he was once a member but then resigned so that he could become active in the Friends of the Wareham Community Pathway. He feels that he has achieved his goals and now wants to get back to building of the pathway. Some questions were asked if he could serve on the Bike Path since he is an elected official.

Present before the board: Joseph Leggett

Mr. Leggett was before the board seeking appointment to the Clean Water Committee. He said that he has been a life long resident of Wareham and would like to help out with the committee. He stated that he did attend two meetings however, since they didn't have enough members there was no quorum. Mr. Leggett said that he has also attended some Board of Health meetings when they were discussing Nitrogen.

Present before the board: Tom Monaghan

Selectman Winslow stated that currently two members are up for reappointment and they don't have any vacancies at this time. Mr. Monaghan said that he has the passion and qualifications for the Community Events Committee and should an opening exist he would like to be considered.

Present before the board: Patricia Panzarino

Ms. Panzarino was before the board the board seeking appointment to the Commission on Disability. Ms. Panzarino said she feels that she would be an asset to the community and would bring fresh ideas.

Present before the board: Peter Williamson

Mr. Williamson stated that he has moved to Wareham recently and wants to make Wareham his home. He said that he was seeking appointment to either the Conservation Commission or the Zoning Board of Appeals. Mr. Williamson said he has been in the construction business for about 25 years and has spent a long time on the central artery and has dealt with a lot of issues and manages a mid-size construction company. He said whatever board needed his services the most he would be willing to serve.

- d. Approval of executive session meeting minutes of May 19, 2011

**MOTION:** Selectman Winslow moved to approve and hold the executive session meeting minutes of May 19, 2011. Selectman Begley seconded.

**VOTE:** 4-0-0 (Unanimous)

**6. LICENSES & PERMITS**

- a. Hearing 7:15 p.m. – On the application for a Class II License from A Collision Shop, Inc., 2371 Cranberry Highway, W. Wareham, MA in accordance with the provisions of Chapter 140 of the Massachusetts General Law.

**MOTION:** Selectman Winslow moved to open the hearing of for the application for a Class II License from A Collision Shop, Inc., 2371 Cranberry Highway, W. Wareham, MA in accordance with the provisions of Chapter 140 of the Massachusetts General Law. Selectman Begley seconded.

**VOTE:** 4-0-0 (Unanimous)

Present before the board: Brian Grady, GAF Engineering

Mr. Grady was before the board representing A Collision Shop. Mr. Grady stated that they were seeking a license for 5 used vehicles. Chairman Cruz said that he would like to get Andy Williams to sign off on the application since Myles Burke who is the Director of Inspectional Services signed the application rather than the Building Inspector. Chairman Cruz asked if anyone was to speak for or against the applicant. Present before the board was Alan Slavin who stated that they have come before the Planning Board with the initial ANR and there is really no problem and the applicant does have the experience in the used car business.

**MOTION:** Selectman Winslow moved to approve the application for a Class II license for A collision Shop, Inc. 2371 Cranberry Highway, W. Wareham MA in accordance with the provisions of Chapter 140 of the Massachusetts General Law. Selectman Schneider seconded and as asked if the motion could be amended to include subject to compliance with approvals that are required by the Zoning Board of Appeals and conditions. Selectman Winslow stated that she would withdraw her motion.

**MOTION:** Selectman Winslow moved to approve the application for a Class II license for A Collision Shop, Inc., 2371 Cranberry Highway, W. Wareham, MA in accordance with the provisions of Chapter 140 of the Massachusetts General Laws provided that the applicant both receives and complies with the special permitting from the Zoning Board of Appeals. Selectman Begley seconded.

**VOTE:** 4-0-0 (Unanimous)

**MOTION:** Selectman Winslow moved to close the hearing. Selectman Begley seconded.

**VOTE:** 4-0-0 (Unanimous)

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-7-11 (CONT'D)

Selectman Winslow noted that they did that backwards and asked if the board wanted her to re-do the motion. The board moved the Motion previously made. Selectman Begley seconded.

**VOTE:** 4-0-0 (Unanimous)

- b. Application for Change of Officer/Director by Narnarayan Liquors, Inc., d/b/a Wareham Liquors, 419 Main Street, Wareham, MA under the provisions of Chapter 138 of the Massachusetts General Laws.

Present before the board: Present before the board: Arthur Pearlman  
Mr. Pearlman stated that they were looking to add Jigarkurmar Patel as Secretary to Narnaravan Liquors, Inc.

**MOTION:** Selectman Winslow moved to approve the application for Change of Officer/Director by Narnarayan Liquors, Inc., d/b/a Wareham Liquors, 419 Main Street, Wareham, MA under the provisions of Chapter 138 of the Massachusetts General Laws. Selectmen Schnedier seconded.

**VOTE:** 4-0-0 (Unanimous)

Application for (2) one-day all alcoholic beverages license permits by Cromesett Tribe #156 Improved Order of Redmen, Inc., 745 Main Street, Wareham on June 19, 2011 and August 7, 2011 from 12:00 p.m. to 5:00 p.m. under the provisions of Chapter 138 of the Massachusetts General Laws.

Present before the board: Philip Gustafson, Manager Redmen Hall  
Mr. Gustafson stated that one of the permits before the board for approval is for the clambake that they have been running for 60 years. He said that anyone can purchase tickets by calling 291-0882 and the cost is \$30 for an all you can eat clambake. The other function he stated was for a member who rented the place to honor and bless the Cape Verdean fisherman, which is similar to the blessing of the fleet.

**MOTION:** Selectman Winslow moved to approve the application for a one-day all alcoholic beverage license permit by Cromesett Tribe #156 Improved order of Redmen, Inc. 745 Main Street, Wareham for June 19, 2011 for the Moral and religious support to the Cape Verdean Fishermen similar to blessing of the flee between the hours of 12:00 p.m. to 5:00 p.m. under the provisions of Chapter 138 of the Massachusetts General Laws. Selectman Schneider seconded.

**VOTE:** 4-0-0 (Unanimous)

**MOTION:** Selectman Winslow moved to approve the application for a one-day all alcoholic beverage license permit by Cromesett Tribe #156 Improved Order of Redmen, Inc., 745 Main Street, Wareham for August 7, 2011 for the

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-7-11 (CONT'D)

annual Clam bake from 12:00 p.m. to 5:00 p.m. under the provisions of Chapter 138 of the Massachusetts General Laws. Selectmen Begley seconded.

**VOTE:** 4-0-0 (Unanimous)

7. **TOWN ADMINISTRATOR'S REPORT**  
**LEADERSHIP TEAM – PERSONNEL UPDATE**

**Director of Assessment.** On Thursday, June 2, 2011 Selectman Schneider and Mr. Andrews conducted interviews with finalists for the position of Director of Assessment. This is a critical position in our Assessors' office as he has initiated for the record, we need to fill this position as soon as possible. After final interviews, and in consultation with Selectman Schneider, Mr. Andrews has appointed Ms. Elsa Miller to the position of Director of Assessment. She is well qualified for this important position a to lead the Assessors office forward.

**Resignation of Dan Meadows, Lead Maintenance Technician** of the WPCF and has created an opening for a lead maintenance technician. Mr. Andrews will work with Mr. Guy Campinha and Mr. Mark Gifford to fill this important position and keep you posted.

**Safe Summer 2011** – Our Safe Summer 2011 Planning Committee has been meeting weekly to coordinate a Kick Off event for Friday, June 17, 2011 from 12:00 p.m. until 2:00 p.m. The Safe Summer 2011 Team include Chief Richard Stanley; Mr. Bill Fihlman, Wareham Police Department, David Evans, EMS, Myles Burke, Director of Inspectional Services, Garry Buckminster, Harbormaster, Robert Ethier, Health Agent, Susan Green, Acting COA Director, Mary Lou Peyton, Onset Bay Association, Jackie Lindsey, Wareham Village Association, Mark Gifford, Municipal Maintenance Director and Matt Underhill, Information Technology. This year's festivities include, a short ceremony and introduction of our lifeguards, Federal, State and Local Officials featuring our Board of Selectmen. Also, we have set up a schedule so that staff that want to join us for lunch (hamburgers, hot dogs, salads and pastries). Please join us for this prestigious event. We have alerted the local and regional media outlets.

**WASTEWATER TREATMENT UTILITIES REVIEW INITIATIVE**

On Monday, June 6,2011, Guy Campinha facilitated an "effective utility management" for an energy assessment of the Waste Water Treatment Facility. This initiative is designed to review and discuss effective utility management attributes, as promoted by the Massachusetts Department of Environmental Protection.

Present before the board: Guy Campinha

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-7-11 (CONT'D)

Mr. Campinha spoke about the self-assessment that took place at the wastewater treatment facility and said that the entire assessment was taped if anyone wants to review it.

**FY2011 CLOSING WORKSHOP**

On Wednesday June 1, 2011, Mr. Andrews held a FY2011 closing workshop for all members of the Leadership Team. Judy Lauzon, Assistant Town Accountant and Debbie Pettigrew, Department Assistant led this discussion on closing FY2011 policies and procedures. Additionally, he has consulted with Mr. Jim Powers, Principal of Powers and Sullivan on this process and they are working with the Town Accountant's office on these procedures.

**Land Donation Review Task Force**

The LDRTF was involved with reviewing a proposed land donation from the Weston Trust. Owner Frederick S Weston c/o Rockland Trust Co. submitted a request to donate a piece of salt marsh off Swifts Beach Road known as lot 1060, map 48. The lot is vacant and is .76 acres in size. We responded to Rockland and stated that the Town would be interested in accepting the donation provided that the owner accept terms pay for certain expenses. Rockland responded via phone and stated that they evaluated the costs and would not likely proceed, as the costs were more than they wanted to expend. They said they would contact me if things changed.

Selectman Winslow asked that the board get an update on the move of the legal cases from Kopelman & Paige to the new attorney. She said it was brought to her attention that while Kopelman & Paige had withdrawn their appearances on all the labor pieces that no new appearance has been filed. She asked that Mr. Andrews add this to the ongoing Town Administrator report.

8. **TOWN BUSINESS**

a. Discussion re: surplus computer equipment

**MOTION:** Selectman Winslow moved the board to approve the declaration of surplus computer equipment dated March 16, 2011. Selectman Schneider seconded for discussion. He stated that last time they had this issue come before them it was for a vehicle and a form was discussed that other town departments would sign off on and was wondering if it was done. Selectman Schneider wanted to know if the other departments have been notified about the equipment to ensure they didn't have a need for it. Mr. Andrews said they are developing that form and most of these items are non functional. Selectman Begley asked if the town has to pay for the disposal of this equipment? Mr. Andrews stated yes they would have to pay a fee.

**VOTE:** 4-0-0 (Unanimous)



SELECTMEN/SEWER COMMISSIONERS MEETING - 6-7-11 (CONT'D)

- b. Any other town business

9. **SEWER BUSINESS**

- a. Request sewer tie-in at 2 Murphy Street

Present before the board: Bill Bachant & Guy Campinha

Mr. Bachant stated that the Lucchsi's have a unique situation and they have owned the lot for over 40 years. He stated that a sewer stub was never put in front of their lot and they have 2 septic systems on their lot that isn't theirs either. He said they have to replace the entire water line down Columbia Street. Mr. Campinha stated that along with Mr. Gifford he did walk the property and stated that Mr. Bachant is correct and it will be quite expensive. Mr. Campinha stated that they were before the board tonight for approval to tie in and they are challenging the sewer development fee in light of all the fees they are going to occur.

**MOTION:** Selectman Winslow moved the board approve the request for the sewer connection for 2 Murphy Street, Map 50A, Lot 162 with the following conditions and fees should be applied: Design Review and Construction fee of \$1500.00, Residential Sewer Permit fee of \$200.00, Sewer System Development Charge of \$15,010.00 for a total connection fee of \$16,710.00. Prior to back filling, all cleanouts, pipes and connections shall be inspected by this department. An as-built drawing shall be submitted to this department by the contractor/engineer upon completion. The homeowner shall hire a licensed drain layer to perform this work per plans submitted to this department. Road opening permits shall be applied for all cuts within the existing paved roadways shall be inspected and approved by the director of Municipal Maintenance. Selectman Begley seconded.

**VOTE:** 4-0-0 (Unanimous)

- b. Sewer system development charge for 282A and 282B Onset Avenue

Present before the board: Peter Calitri

Mr. Calitri was looking for an extension on the sewer development fee over a period of term assessed to his taxes. The lot was recently divided into two separate lots with a duplex on each lot. The present betterment fee is \$15,010.00. Mr. Calitri was upset that he was never told about the sewer development fee when he applied for the permit for the duplexes. He was told when he went to the occupancy permit that he needed to pay the fee before he could get the sign off on the permit.

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-7-11 (CONT'D)

**MOTION:** Selectman Winslow moved to deny the request for a 20-year payment arrangement on the sewer system development charge for 282B Onset Avenue. Selectman Begley seconded.

**VOTE:** 4-0-0 (Unanimous)

c. Discussion re: Sewer Development Fee  
Mr. Campinha said he was asked to sign off on the occupancy permit for 1B Rosemary Lane and he refused due to the fact that the betterment hadn't been paid yet. He stated that his lawyer did put into escrow the amount of \$15,010.00. Mr. Campinha stated once he submits a bill to the Attorney the fee will be paid.

**MOTION:** Selectman Winslow moved to not waive the fee for 1B Rosemary Lane, Map 47, lot 1089A1 meaning that the full \$15,010.00 is due and payable to the Town of Wareham immediately. Selectman Begley seconded.

**VOTE:** 4-0-0 (Unanimous)

*Selectmen Begley asked if Selectman Winslow stated in her motion 1B Rosemary Lane. Selectman Winslow then stated it was for 1B Rosemary Lane.*

d. Sewer abatement requests

**MOTION:** Selectman Winslow moved to approve the abatement request for acct # 792417, map 78-1, lot 60, 13 Marine Avenue, Mr. William Fessenden in the amount of \$447.00 for the 2<sup>nd</sup> half of FY2011 sewer usage bill. Selectmen Begley seconded.

**VOTE:** 4-0-0 (Unanimous)

**MOTION:** Selectman Winslow moved to grant the abatement request for acct # 792370, map 78-1, lot 58, 9 Marine Avenue, Patricia Walsh-Hurd for the 2<sup>nd</sup> half of FY2011 sewer usage bill in the amount of \$298.00. Selectman Schneider seconded.

**VOTE:** 4-0-0 (Unanimous)

**MOTION:** Selectman Winslow moved to approve the abatement request for the 2<sup>nd</sup> half of FY2011 sewer usage in the amount of \$298.00 for account # 792381, Map 53, Lot 46B, 20 Harding Street, Bryan Duquette. Selectman Schneider seconded.

**VOTE:** 4-0-0 (Unanimous)

**MOTION:** Selectman Winslow moved to approve the request for abatement For the 2<sup>nd</sup> half of FY2011 sewer usage bill for account #'s 737967 & 797968 map 61, lot 1034, 379& 381 Main Street, Finbar, LLC in the amount of \$298.00 for each account. Selectman Begley seconded.

**VOTE:** 4-0-0 (Unanimous)

**MOTION:** Selectman Winslow moved to deny the abatement request for acct # 738550, Map 50A, Lot 102, 39 Bayview Street, Gerardo Mazzola. Selectman Schneider seconded.

**VOTE:** 4-0-0 (Unanimous)

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-7-11 (CONT'D)

**MOTION:** Selectman Winslow moved to approve the abatement in the amount of \$198.68 covering a period of October 1, 2010 thru January 31, 2011 for account #736113, Map 2, lot 65A, 6 Sycamore Street, Ann Jarmulowicz. Selectman Begley seconded.

**VOTE:** 4-0-0 (Unanimous)

**MOTION:** Selectman Winslow moved to deny the request for abatement in the amount of \$298.00 for acct # 792169, map 78-2, Lot 131, 10 Canedy Street, Jennifer Walter. Selectman Schneider seconded.

**VOTE:** 4-0-0 (Unanimous)

**MOTION:** Selectman Winslow moved to approve the request for abatement in the amount of \$223.50 covering the time period November 2010 through January 2011, which is a prorated amount for acct# 737391, Map 47, lot 1096, 274 Main Street, 274 Main Street Realty Trust. Selectman Begley seconded.

**VOTE:** 4-0-0 (Unanimous)

**The board placed abatement request for acct # 38206, map 131, Lot LC16, 3054 Cranberry Highway on hold until the next meeting when they get in writing what date the water was shut off.**

**MOTION:** Selectman Winslow moved to deny the request for abatement of \$298.00 for the 2<sup>nd</sup> half of FY2011 sewer usage bill for acct # 736227, map 3, lot 31, 56 Nanumet Street, David Simmons. Selectman Begley seconded.

**VOTE:** 4-0-0 (Unanimous)

**Selectman Begley stated that a motion was read earlier for the wrong address and wanted the motion corrected. Selectman Winslow stated that she would withdraw her motion if she would like to make a corrected motion.**

**MOTION:** Selectman Winslow moved to make a motion to rescind the first motion for 18 Rosemary Lane. Selectman Schneider seconded.

**VOTE:** 4-0-0 (Unanimous)

**MOTION:** Selectman Begley moved to not waive the sewer development fee in the amount of \$15,010.00 for 1B Rosemary Lane, Map 47, lot 10891A1 Wareham, MA. Selectman Schneider seconded.

**VOTE:** 4-0-0 (Unanimous)

e. Any other sewer business

10. **LIAISON REPORTS**

Selectman Begley would like to request that the Capitol Planning come before the Board of Selectmen.

SELECTMEN/SEWER COMMISSIONERS MEETING - 6-7-11 (CONT'D)

Selectman Schneider said that he has been attending the Finance Committee meetings and they made a suggestion to form an audit committee. He would like to discuss this at a later date and invite the Finance Committee.

Selectman Winslow stated that the Plymouth County Advisory Board would be meeting this Thursday in Middleboro.

Selectmen Winslow said Marilyn Field from the Recycling Committee said one of her volunteers puts in a great deal of time and was asking if the board would consider appointing this person if they are not a resident of Wareham. Selectman Winslow stated that she didn't see a response sent to Ms. Fields and was asking if the Chair was going to respond. Selectman Schneider stated that in the bylaws it states they need to be a town resident.

Selectman Winslow stated that the Capital Planning Committee would be meeting on Thursday this week. Selectman Begley stated that for this month they would be meeting on Thursdays so that Mr. Andrews would be able to attend.

Selectman Begley stated that she attended a Minot Forest Committee meeting and that they were looking to have conservation restrictions on the property and stated that they do have multiple encroachments and would like to have Mr. Andrews run this by Attorney Bowen.

11. **ADJOURNMENT**

**MOTION:** Selectman Winslow moved to adjourn. Selectman Begley seconded.

**VOTE:** 4-0-0 (Unanimous)

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: *October 10, 2011*

Attest: *Cara A. Winslow*  
***Cara A. Winslow, Clerk, pro-tem***

Date Signed: *11-1-11*

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