

MINUTES OF MEETING OF SELECTMEN/SEWER COMMISSIONERS

Date of Meeting: January 15, 2013
Date of Transcription: January 16, 2013
Transcribed by: Janet Wilson

1. CALL MEETING TO ORDER BY CHAIRMAN

Chairman Holmes called the meeting to order

2. ROLL CALL

Selectmen Present: Stephen M. Holmes, Chairman
Cara A. Winslow, Clerk
Ellen M. Begley
Alan H. Slavin
Peter Teitelbaum

Also present: Derek Sullivan, Town Administrator

3. ANNOUNCEMENTS

Minot Forest Student Emily Schluter is having a fundraiser 100 days of Schools-100 Meals and is looking for donations of jars of Spaghetti sauce as well as boxes of pasta. She can be found on Facebook or by contacting the Minot Forest School.

The Hurricane Sandy Coalition met and the Guyon rescue is now looking for volunteers to assist in sheet rocking homes. They can be contacted by searching on Facebook for Guyon rescue.

Coink banks are available, for more information look on www.warehamtelevision.org . They are also available at Eastern Bank.

The Scotty Monteiro Foundation will be holding a Texas Holdup at Salerno's on Sunday, January 27th.

The Martin Luther King breakfast will be held at the Boys and Girls Club on Monday, January 21st at 8:30 a.m.

4. CITIZENS PARTICIPATION

Present before the board: Sandy Slavin

Ms. Slavin spoke about the litter in the area. She did say that a portion of Minot Ave was picked up and when you drive down you can see the difference. Ms.

Slavin picked up some trash along the way of R.D. Stillman to Indian Neck and urged residents to not dispose of their trash on the roadside.

Present before the board: Ken Rykos, Cromesett Road resident

Mr. Rykos was before the board asking about the betterment? Mr. Campinha stated that he will be assessed a betterment however, the payment isn't due until next year. Mr. Rykos had an issue with being assessed a betterment on a lot that wasn't buildable.

Present before the board: Deborah Jean Rose

Ms. Rose asked for an update on the removal of the Red Pines in Minot Forest? Selectman Teitelbaum stated that it was his understanding that they are having issues with getting the contractor back to finish the work. He did direct her to the Minot Forest Committee to answer any questions.

5. CONSENT AGENDA

- a. Authorization to sign bills and documents, etc. (none)
- b. Interview and/or Appointment as a Cemetery Commissioner

Present before the board: Deborah Jean Rose

Ms. Rose was before the board seeking appointment as a Cemetery Commissioner.

MOTION: Selectman Winslow moved to appoint Deborah Jean Rose as a Cemetery Commissioner to a term to expire no later than June 30, 2016. Selectman Teitelbaum seconded.

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

- c. Appointment to Audit Committee

MOTION: Selectman Winslow moved to appoint Alan Slavin as the Board of Selectmen member to the Audit Committee for the Town of Wareham to a term to expire no later than December 31, 2013. Selectman Teitelbaum seconded.

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

- d. Approval of meeting minutes of January 8, 2013

MOTION: Selectman Winslow moved to approve the meeting minutes of January 8, 2013. Selectman Teitelbaum seconded.

VOTE: 5-0-0 (unanimous)

6. LICENSES & PERMITS

- a. Hearing 7:15pm – Application of Barnacle Bob's, Inc., for an Annual Common Victualer's All Alcoholic Beverages License, under the provisions of MGL, Chapter 138

MOTION: Selectman Winslow moved to open the public hearing for the application of Barnacle Bob's, Inc., for an Annual Common Victualer's All Alcoholic Beverages License, under the provisions of MGL, Chapter 138. Selectman Teitelbaum seconded.

(CONT'D)

VOTE: 5-0-0 (unanimous)

Present before the board: Attorney Catherine Farrell & Timothy Ciaffoni
Mr. Ciaffoni was before the board seeking a liquor license. Also present at this time was Patricia McCardle on behalf of the Fielding Family who owns property that abuts the road in the rear of the building. She had a concern about the noise from the delivery trucks. She provided photos to the board regarding problems with the trucks parking in the past. They would like to have some type of restriction placed on the license that would prohibit delivery trucks from blocking access to the road. Mr. Barros stated that he was in favor of the applicant. Mr. Ciaffoni said that he would be courteous to the neighbors. Some discussion ensued about who owns the road and what to do to ensure that the delivery trucks don't block access to the road. Selectman Winslow would like to check with Town Counsel on this before issuing a license.

MOTION: Selectman Winslow moved to continue the hearing to January 29, 2013 at 7:15pm and in addition for Selectman Slavin to put his issues in writing to Town Counsel and for the board to have a response from Town Counsel by that date. Chairman Holmes asked what the questions were? Selectman Slavin said what is the status of the actual road from the corner of the building to the road on the side? Is it a State Road or Town Road? Selectman Begley seconded.

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

Present before the board:

b. Application for a Common Victualler's License from Francis A. Macro, d/b/a Cranberry Crab, 1 W. Central Avenue, Onset, MA under the provisions of Chapter 140 of the Massachusetts General Laws.

Present before the board: Francis & Cara Macro

Mr. Macro stated that they are looking to serve Mexican, Italian and Seafood and plan on being open for lunch and dinner. The hours they are planning on opening are 10am-8pm.

MOTION: Selectman Winslow moved to approve the application for a Common Victualler's License from Francis A. Macro, d/b/a Cranberry Crab, 1 W. Central Avenue, Onset, MA under the provisions of Chapter 140 of the Massachusetts General Laws. Selectman Slavin seconded.

VOTE: 5-0-0 (unanimous)

7. **SEWER BUSINESS**

- a. Funding source for contract 2
(This item was not discussed)

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(CONT'D)

b. FY13 Capital Costs – Town of Bourne

Present before the board: Guy Campinha

MOTION: Selectman Winslow moved to approve the Town of Bourne's FY2013 Capital Costs in the amount of \$188,477.53. Selectman Teitelbaum seconded.

VOTE: 5-0-0 (unanimous)

c. Any other sewer business

Mr. Campinha spoke about the blockage on West Blvd and stated that it was blocked with grease and debris and provided the board with a packet along with pictures. He said that the Sewer block was between 2nd and 3rd Streets on West Blvd. The backup went into the catch basin and then into the bay. Mr. Campinha said when he arrived the Onset Fire Department, Board of Health and the Harbormaster and the Police were all on the scene. He explained how they removed the blockage, which allowed the sewer to flow. The EPA and the DEP were notified.

8. TOWN BUSINESS

a. Westgate Conservation Restriction

Present before the board: David Pichette, Conservation Administrator, Allen Decker, Buzzards Bay Coalition & Jessie Ferreira, Wareham Land Trust

They were before the board seeking authorization on the Westgate conservation. The property has 47 acres with a frontage on Papermill Road. The Conservation Commission did vote to approve this land. They are looking to create a parking lot at this site for public access. This property does about 66 acres of another piece of conservation property. They have been doing trail clearing work and are hopeful to have a grand opening in early Spring.

MOTION: Selectman Winslow moved that the board accept the Westgate Conservation Restriction, We, the undersigned, being a majority of the Board of Selectmen of the Town of Wareham, Massachusetts, hereby certify that a public meeting duly held on January 15, 2013, the Selectmen voted to approve the foregoing Conservation Restriction to Wareham Land Trust, Inc., and Buzzards Bay Coalition, Inc., pursuant to M.G.L. Chapter 184 § 32. Selectman Teitelbaum seconded.

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

b. SRPEDD Presentation

Present before the board: Grant King, SRPEDD

Mr. King was before the board to present an update on the land use of the South Coast Rail project. He was also looking for a point of contact to keep them updated on the project. The board asked Mr. Sullivan to be the contact person.

c. Recreation Study CPA grant request

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Present before the board: Sandy Slavin

Ms. Slavin was before the board looking for approval from the Board of Selectmen to submit a request for CPA funding of \$20,000 for a playground recreation study. Selectman Winslow stated that she did receive a call from someone who stated that they already had a study done however, they were not sure who had the study.

MOTION: Selectman Winslow moved to approve the CPC request. Selectman Teitelbaum seconded.

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

d. Town Counsel RFP discussion

Selectman Winslow asked if part of the RFP was to include Labor Counsel? The board was looking for Town Counsel and stated that they were very pleased with the current Labor Counsel.

e. Approval of election warrant

MOTION: Selectman Winslow moved to approve the election warrant (as attached). Selectmen Teitelbaum seconded.

VOTE: 5-0-0 (unanimous)

f. Final passage of liquor policy

MOTION: Selectman Winslow moved to approve the liquor license regulations of the Town of Wareham as approved by the licensing authority on January 15, 2013. Selectman Slavin seconded.

VOTE: 5-0-0 (unanimous)

g. Discussion of board policies

i. 09-03 Code of Conduct – Contract Services

Selectman Slavin stated that some of the language on policy 11-02 is the same as this policy. Also paragraph #2 should be looked at again since it takes away from businesses in town and forces to use a business out of town.

ii. 09-02 Code of Conduct – Outside Employment

The board wants to look at this policy again on January 29th.

iii. 09-01 Wareham Traffic Policies to include the Chapters

Discussion included adding Road Commissioners, also who is the Superintendent of Streets? They also talked about removing parking meters since we don't have any in town. The Board would like to send along the changes to Attorney Bowen to look at.

iv. 08-01 Procedure for filling positions of Town Employment
Selectman Winslow feels that the italic section of #8 should be removed and feels that the employees should feel valued and appreciated and by not giving them additional consideration would make them feel not valued and appreciated. Selectman Teitelbaum also agrees striking out that section. Selectman Begley said that sections 2 or 3 should be either removed or upheld.

h. Any other town business not reasonably anticipated 48 hours prior to the posting of this meeting.

9. TOWN ADMINISTRATOR'S REPORT

Mr. Sullivan stated that the all day budget hearings are scheduled for Thursday & Friday starting at 8:30 am. The Department Heads will be speaking about their budgets.

The Accounting & Treasurers offices have reconciled the cash up until September 2012.

The Accounting office has submitted the November revenue and expenditure report and he will be providing the board with a memo outlining the report.

The budgets have already been implemented for fall town meeting articles to borrow against that line; in the past they would hit the department's budgets and then transfer the money over later.

The Town Accountant, Mr. Sullivan as well as Town Counsel are now signing off on every contract coming in.

Mr. Sullivan stated that Mr. Perry from the DOR had stated that the Health Care Trust Fund was still a concern. Until the town can prove that the Health Care Trust Fund is in a solid position, then the town will be under the scrutiny for a few years to come.

Selectman Begley asked Mr. Sullivan who put out the RFP for the Transportation Action Committee? Mr. Sullivan stated that it was done by the School Department and she expressed concerns that items were added to that RFP.

10. LIAISON REPORTS

(None)

11. ADJOURNMENT

Selectman Winslow moved to adjourn. Selectman Teitelbaum seconded.

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(CONT'D)

VOTE: 5-0-0 (unanimous)

12. SIGNING OF DOCUMENTS APPROVED BY THE BOARD

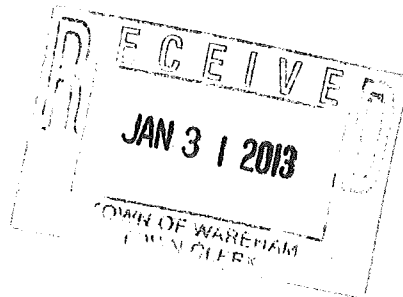
Respectfully submitted,
Janet Wilson
Department Assistant

The foregoing minutes were submitted to the Board of Selectmen/Sewer Commissioners on: *1-29-13*

Attest: *Cara A. Winslow*
Cara A. Winslow, Clerk

Date Signed: *1-29-13*

Date sent to the Town Clerk: *1-30-13*





Attachment 1/15/13 meeting minutes

WAREHAM TOWN CLERK
COMMONWEALTH OF MASSACHUSETTS
TOWN OF WAREHAM

GREETINGS:

In the name of the Commonwealth you are required to notify and warn inhabitants of the town who are qualified to vote in the Town Election to vote at:

Precinct 1 – Memorial Town Hall, 54 Marion Road Precinct 4 – Decas School, 760 Main Street
Precinct 2 – Hammond School, 13 Highland Ave Precinct 5 - Decas School, 760 Main Street
Precinct 3 – Minot Forest School, 63 Minot Ave Precinct 6 - Elks, 2859 Cranberry Highway

on TUESDAY, APRIL 2, 2013, from 8:00 A.M. to 8:00 P.M. to cast their votes in an Annual Town Election for the following:

Board of Selectmen	- Two Positions - Three Years
Board of Selectmen	- One Position - One Year
Town Clerk	- One Position - Three Years
Town Moderator	- One Position - Three Years
Board of Assessors	- One Position - Three Years
School Committee	- One Position - Three Years
Housing Authority	- One Position - Five Years

Hereof fail not and make due return of this warrant with your doings thereon at the time and place of said election.

Given under our hands this Fifteenth day of January 2013

Stephen M. Holmes, Chairman

Cara Ann Winslow, Clerk

Ellen M. Begley

Peter W. Teitelbaum

Allan H. Slavin
Board of Selectmen in the Town of Wareham

Constable

Date

POSTED AT: Memorial Town Hall
 West Wareham Post Office
 Onset Post Office

Wareham Free Library
East Wareham Post Office
Lodge of Elks