

MINUTES OF MEETING OF SELECTMEN/SEWER COMMISSIONERS

Date of Meeting: January 28, 2014
Date of Transcription: January 29, 2014
Transcribed by: Janet Wilson

1. CALL MEETING TO ORDER BY CHAIRMAN

2. ROLL CALL

Selectmen Present: Peter W. Teitelbaum, Chairman
Alan H. Slavin, Clerk
Stephen M. Holmes
Patrick G. Tropeano
Judith Whiteside

Also present: Derek Sullivan, Town Administrator
Attorney Richard Bowen

3. ANNOUNCEMENTS

Selectman Whiteside wanted to congratulate the Girls Track & Field team for winning the small school championship.

Selectman Whiteside also wanted to congratulate the 39 DECA students who made it to State Finals.

The Wareham Free Library is sponsoring an adopt-a-book. Also the Library will be sponsoring an indoor golf tournament on February 14th from 7-9 which will be adults only and February 15th from 10-4 for children as well as adults. If anyone is interested in sponsoring one of the holes they can contact Diane O'Brien.

Wareham Little League will begin signups in February as well as Babe Ruth.

"Applause for a Cause" will be held on February 28th from 6-10pm at the Buzzards Play Productions. This is a free event however you can make a donation to benefit the Turning Point.

The Live Auction Take 6 applications are due by 5pm on January 31st.

On Saturday, February 1st the Library will be having a Love your Library event in which Selectman Slavin will be reading.

This week's Coffee Hour will host Jim Morse, Life before cranberries.

SELECTMEN/SEWER COMMISSIONERS MEETING - 1-28-14 (CONT'D)

The Historical Society will be hosting a pot luck dinner which is open to members first and if it's not filled then it will be open to the public on February 10th.

The Last day to submit warrant articles is February 14th and the warrant closes on February 18th.

Selectman Spoke stated that amendment #141 to House bill 3860. Representatives Gifford, Strause and Vieira move that the bill be amended in section 2A, in item 6121-1317, by inserting in line 220, after the work "Bedford", the following – "provided further, that not less than \$75,000 shall be expended for the initial design and permit scoping for a commuter rail station in the Town of Wareham.

Selectman Slavin stated that House Bill H1115 is still in progress.

Chairman Teitelbaum stated that he along with Selectman Slavin will be meeting the Engineer on the design of the platform for the Cape Flyer. Also, Susan Williams Gifford has been working on the progress of getting commuter rail to Wareham and has been meeting with David Vieira from Bourne as well.

4. CITIZENS PARTICIPATION

None

5. CONSENT AGENDA

- a. Authorization to sign bills and documents, etc.
- b. Approval of regular meeting minutes of January 7, 2014 & January 14, 2014.

MOTION: Selectman Slavin moved to approve the meeting minutes of January 7, 2014. Selectman Whiteside seconded:

VOTE: 5-0-0 (unanimous)

MOTION: Selectman Slavin moved to approve the meeting minutes of January 14, 2014. Selectman Tropeano seconded.

VOTE: 3-0-2 (Selectman Holmes & Selectman Whiteside abstained)

6 LICENSES & PERMITS

- a. Request from South Shore Race Management, LLC & My Team Triumph, c/o Anne Marie Winchester, P.O. Box 1480. Duxbury, MA for the use of town roads for their 2nd Annual Lazy Lobster 5 Mile & 10 Mile Road Race on Sunday, June 14, 2014.

MOTION: Selectman Holmes moved to approve the application for the 2nd Annual Lazy Lobster 5 Mile & 10 Mile Road Race. Selectman Whiteside seconded.

VOTE: 5-0-0 (unanimous)

7. SEWER BUSINESS

- a. Funding source for contract 2

Chairman Teitelbaum stated that the DOR will be looking at the Sewer Enterprise Fund on Thursday.

- b. Status of Sewer Commissioner article

This article is now at the 3rd reading and a date has not been scheduled.

- c. Any other sewer business

Selectman Tropeano spoke about a complaint that he has received from a business owner looking for abatement on the EDU rate he was charged. Chairman Teitelbaum stated that he would like to have something in writing from the business owner so that the board can look into this abatement request.

VOTE: 5-0-0 (unanimous)

8. TOWN BUSINESS

- a. Vote to authorize Municipal Maintenance Department to apply to the Community Preservation Committee to fund projects.

Present before the board: Dave Menard

Mr. Menard was before the board with 4 applications. The first one was for \$10,000 for the Onset Bath House for an engineer study on what can be done with that facility.

MOTION: Selectman Holmes moved to approve the request from Mr. Menard for the \$10,000 request for the Onset Bath House. Selectman Whiteside seconded.

VOTE: 5-0-0 (unanimous)

The second request would be for \$25,000 to complete the restoration of the Old Town Hall. They ran into problems recently when they started to paint and these funds would be used to replace damaged clapboards and to complete the project.

MOTION: Selectman Whiteside moved to approve the request not to exceed \$25,000 for restoration of the Old Town Hall project. Selectman Holmes seconded.

VOTE: 5-0-0 (unanimous)

The third request is for \$595,000 to replace the failing fire system at the Tremont Nail building. Mr. Menard stated that the fire department has issued a violation. Some discussion ensued about putting more money into this building.

MOTION: Selectman Holmes moved to have Mr. Menard put forward the application for \$595,000 for the Tremont Nail sprinkler system restoration project. Selectman Whiteside seconded.

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

The fourth request is for \$835,000 for the difference needed to repair the dam.

SELECTMEN/SEWER COMMISSIONERS MEETING - 1-28-14 (CONT'D)

MOTION: Selectman Slavin moved to approve the application to the CPC for the restoration of the Parker Mill Dam project. Selectman Whiteside seconded.

VOTE: 5-0-0 (unanimous)

b. Vote to adopt annual smelt regulations.

MOTION: Selectman Whiteside moved to adopt the attached Smelt Regulations 2014 as recommended by Mr. Buckminster, Harbormaster Shellfish Constable. Selectman Holmes seconded.

VOTE: 5-0-0 (unanimous)

c. Discussion and possible vote on policies 89-2; 89-3; 89-5; 89-6 and 89-9 and proposed policy 2014-1

Policy 89-2 & 89-3 – The Harbormaster has recommended that the board remove these policies since they are obsolete.

MOTION: Selectman Slavin moved to remove policy 89-2 & 89-3 from the policy book. Selectman Tropeano seconded.

VOTE: 5-0-0 (unanimous)

Policy 89-5 – This should be combined with 88-14A. Selectman Slavin will be working on that.

Policy 89-6

MOTION: Selectman Slavin moved to change 4th paragraph add after "open meeting law" and all revisions made hence with. #4 Change 24 hours' notice for agenda to 48 hours. Add at end of section; In addition all boards, committees and commissions shall comply with amended (2009) Wareham Town Bylaw Division I (1), Article II (2), section 1 where required to do so. #5 Last sentence removed Wareham Free Library and replace with Town Clerk's Office. #7 Remove and replace with; Copies of the current Open Meeting Law shall be made available to all Town Boards, Committees, Commissions and Officials by the Board of Selectmen's Office by request. Add #8 Town Counsel at the request of the Board of Selectmen will conduct a seminar on the Open meeting Law for Boards, Commissioners, Committees and Officials annually. Selectman Whiteside seconded.

VOTE: 5-0-0 (unanimous)

Policy 89-9

MOTION: Selectman Slavin moved that policy #89-9 be part of the employee handbook generated by the Town Administrator as required by Wareham Town Charter. The Policy itself should follow at end; H. This policy will comply with current Massachusetts General Laws. Selectman Whiteside seconded.

VOTE: 5-0-0 (unanimous)

Policy # 2014-01

SELECTMEN/SEWER COMMISSIONERS MEETING - 1-28-14 (CONT'D)

MOTION: Selectman Slavin moved to adopt policy # 2014-01 (as attached) with the following changes: Section 1 add (exceptions are at the discretion of the Board of Selectmen). Section 4 provide a photo copy of any existing license. Selectman Tropeano seconded.

VOTE: 5-0-0 (unanimous)

d. TDR update

Selectman Slavin stated that they had a workshop and that the draft would be ready for Thursday. Once the draft is done it would be placed on the website and a public workshop would be scheduled.

e. Update on building/zoning/inspectional permitting guide book

Selectman Slavin has sent out the first 15 pages to the board and department heads and asked that they please look at it and provide him with some feedback.

f. Discussion re: proposed Charter or By-Law Change

Selectman Slavin went over some of the proposed changed dates.

g. Update re: DOR review of WPCF.

(Discussed earlier in the meeting)

h. Board discussion on revenue and expenses based on reports by Town Administrator.

Mr. Sullivan stated that the reports would be available next week.

i. Discussion with Town Administrator and IT re: Virtual computer system.

j. Update on PSAC and Master Plan Committee.

Selectman Tropeano asked that this be discussed again in three weeks. Mr. Sullivan said that a meeting has been scheduled

k. Discussion re: Committee Guide Book

Selectman Whiteside has been working on putting this book together and would like acceptance from the board on the idea and the document.

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

9. TOWN ADMINISTRATORS REPORT

Mr. Sullivan stated that the room tax is \$2000 higher than last year and the meals tax is \$3000 higher also the DOR will be coming in on Thursday to look at the Enterprise Fund. Powers & Sullivan will have draft letters with the next couple of weeks.

10. LIAISON REPORTS

Selectman Whiteside visited the recycling center along with Bob Ethier and Attorney Bowen and they seem to be doing a good job. She said they actually do separate recyclables.

Selectman Whiteside met with the Local Emergency Preparedness Committee recently along with the two Fire Chiefs, Chief of Police, EMS Director, representative from Tobey Hospital, representative from Red Cross, Harbormaster, Municipal Maintenance director as well as a representative from the Police Department. They discussed upgrading provisions of safety. They also discussed having a shelter rather than a warming center.

Selectman Holmes asked when the next executive session was scheduled for.

Selectman Slavin & Chairman Teitelbaum attended the MMA Conference this past week and attended some workshop seminars.

11. ADJOURNMENT

MOTION: Selectman Slavin moved to adjourn. Selectman Holmes seconded.

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:

Attest: 

Alan H. Slavin, Clerk

Date Signed: 2-25-14

Date sent to the Town Clerk: 2-28-14



**TOWN OF WAREHAM
BOARD OF SELECTMEN**

*Attachment 1/28/14
meeting minutes*

No. 2014-01

POLICY – FILING OF LICENSE APPLICATIONS

Section 1.

Completed applications for licenses must be filed with the Board of Selectmen no less than 15 business days prior to the event sought to be licensed.

Section 2.

An application shall not be deemed to be complete until the application form is fully filled out and signed by the applicant, and until the application fee has been paid.

Section 3.

As required by statute, applicants for entertainment licenses must fully describe the proposed entertainment. General catchall descriptions, such as "live entertainment" are insufficient in detail.

Section 4.

Upon receipt of an application, it is the practice of the Board of Selectmen's staff to consult with Treasurer Collector's delinquency list, and to advise the Board of any delinquencies. Since the Town has adopted a G.L. c. 40, s.57 bylaw which allows the Board of Selectmen to deny licenses for delinquencies in the fashion allowed by statute, applicants are warned to resolve any delinquencies before filing any application.

Section 5.

Except where a renewal fee is set by statute or bylaw or where the law may otherwise provide, the surcharge for a late submitted renewal application is 10% for each month, or portion thereof, that the renewal application is filed after the expiration date of the license for which renewal is sought. A "new" application by an applicant for the same type of license as the one that lapsed shall be considered to be a "renewal" for purposes of applying the surcharge.

Section 6.

Applicants are advised that a proposed activity is not licensed until the completed license application has been approved by the Board of Selectmen, the license fee has been paid and the applicant has received the signed license document from the Board of Selectmen's staff.

This policy shall take effect immediately.

BOARD OF SELECTMEN

Adopted:

Peter W. Teitelbaum, Chairman

Alan H. Slavin, Clerk

Stephen M. Holmes

Patrick G. Tropeano

Judith Whiteside



Attachment 1/28/14 meeting minutes



Garry Buckminster
Harbormaster
Shellfish Constable

Town of Wareham
Office of the Harbormaster

54 Marion Road, Wareham Massachusetts 02571
(508) 291-3100 extension 3186
harbormaster@wareham.ma.us

SMELT REGULATIONS

(AS AUTHORIZED BY CHAPTER 67 OF THE ACTS OF 1931)

To take SMELT from the Weweantic River between MARCH 1, 2014 to APRIL 1, 2014, both date inclusive, for family use, subject to the following regulations:

1. Limit: 36 fish per day.
2. Net Size: shall not contain more than five square feet of net surface.
3. It is understood and agreed by the permit holder that he/she will abide by all laws and regulations of the State of Massachusetts pertaining to the catching of smelt.
4. Fishing is allowed seven (7) days per week.

Application to **TOWN OF WAREHAM ONLY**. Permits available to INHABITANTS of the **TOWNS OF WAREHAM, ROCHESTER, MARION AND MATTAPOISETT**.

No charge for permit.

NOTE: Land owner not responsible for any damages to person or property.

Violation or abuse of privileges hereby granted shall result in revocation of this permit, in addition to any fine incurred.

BOARD OF SELECTMEN

Peter W. Teitelbaum, Chairman

Alan H. Slavin, Clerk

Stephen M. Holmes

Judith Whiteside

Patrick G. Tropeano



Garry Buckminster
Harbormaster
Shellfish Constable

Town of Wareham
Office of the Harbormaster

54 Marion Road, Wareham Massachusetts 02571

(508) 291-3100 extension 3186

harbormaster@wareham.ma.us

Date: March 1, 2014

SMELT Permit

Under the provisions of Chapter 67 of the Acts of 1931, permission is hereby given

To: _____

Address: _____

Town: _____

to take SMELT from the Weweantic River between MARCH 1, 2014 to APRIL 1, 2014,
both date inclusive, for family use, subject to the following regulations:

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Garry Buckminster
Shellfish Constable

For: Board of Selectmen

NOTE: Abuse of the privileges herein granted may force the closing of this fishway.

PLEASE COMPLY WITH THE REGULATIONS