

August 4, 2014



TOWN of WAREHAM

Board of Selectmen/Sewer Commissioners

Meeting Agenda

7:00 P.M. Wareham Multi Service Center, Selectmen's Meeting Room 320, 48 Marion Road, Wareham, MA

1. **CALL TO ORDER BY CHAIRMAN**
2. **ROLL CALL**
3. **ANNOUNCEMENTS**
4. **CITIZENS PARTICIPATION**
5. **APPOINTMENTS/REAPPOINTMENTS**
6. **LICENSES AND PERMITS**
 - a. Application for (5) one day liquor licenses for Dudley L. Brown, VFW.
7. **TOWN BUSINESS**
 - a. CEDA update.
 - b. Vote to accept grant re: Mooring Field.
 - c. Presentation by SBIA.
 - d. Continue discussion on Swifts Beach property.
 - e. Discussion and possible vote on land conversion 61A for AD Makepeace Company.
 - f. Discussion re. BoS warrant articles.
 - g. Continued discussion on private roads.
 - h. Discussion and possible vote on BoS policy 08-01, new hires.
 - i. Discussion of current towing policy and possible change.
 - j. Any other Town business not reasonably anticipated 48 hours prior to the posting of this meeting.
8. **TOWN ADMINISTRATOR'S REPORT**
9. **LIAISON REPORTS**
10. **CONSENT AGENDA**
 - a. Authorization to sign bills and documents, etc.
 - b. Approval of meeting minutes of: June 16, 2014; July 8, 2014; July 15, 2014;

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- c. Approval of payment to the Law Office of Richard Bowen in the amount of \$15,000.

11. ADJOURNMENT

12. SIGNING OF DOCUMENTS APPROVED BY THE BOARD

8/12/2014

MINUTES OF MEETING OF SELECTMEN/SEWER COMMISSIONERS

Date of Meeting: August 4, 2014
Date of Transcription: August 8, 2014
Transcribed by: Janet Wilson

1. CALL MEETING TO ORDER BY CHAIRMAN

2. ROLL CALL

Selectmen Present: Alan Slavin, Chairman
Patrick Tropeano, Clerk
Stephen M. Holmes
Peter Teitelbaum arrived at 7:10pm
Judith Whiteside

Also present: Derek Sullivan, Town Administrator
Attorney Rich Bowen

3. ANNOUNCEMENTS

Chairman Slavin held a moment of silence in memory of James Newman who passed away.

Representatives will be available from Bristol, Massasoit and Cape Cod Community Colleges to assist with completing admissions and financial aid applications online and in time for the Fall admissions. This will take place at the Onset Four Square Church on Friday August 8th from 10am-1pm.

The request of the 4 additional liquor licenses should be getting passed soon.

National Night Out will be held on Tuesday, August 5th at Lopes Field

4. CITIZENS PARTICIPATION (none)

5. APPOINTMENTS/REAPPOINTMENTS (none)

6. LICENSES AND PERMITS

a. Application for (5) one day liquor licenses for Dudley L. Brown, VFW.

MOTION: Selectman Tropeano moved to approve the application for (5) five one day liquor licenses for August 10th, 16th, 23rd, 24th & 31, 2014 to Dudley L. Brown

SELECTMEN/SEWER COMMISSIONERS MEETING - 8-4-14 (CONT'D)

Post, 2846 VFW, c/o Paul Rose from 1pm-9pm at the Onset VFW Pavillion. Selectman Holmes seconded.

VOTE: 4-0-0 (UNANIMOUS)

7. TOWN BUSINESS

a. Ceda update

Present before the board: Jean Connaughton

Ms. Connaughton stated that a parking study is being done and they will be also having a public meeting on September 29th. She also said that the FY2014 grant has been approved and they are also asking if anyone has anything of interest for the FY2015 grant.

b. Vote to accept grant re: Mooring Field

Present before the board: Garry Buckminster & Roseanne Joyce

Ms. Joyce stated that the Mass Port Authority thanks the Town of Wareham for participating in the program. She spoke about how the conventional moorings damage the eel grass and spoke about the conservation mooring systems.

MOTION: Selectman Tropeano moved to accept the funding from the Mass Port Authority for the mooring grant. Selectman Teitelbaum seconded.

VOTE: 5-0-0 (UNANIMOUS)

c. Presentation by SBIA

Present before the board: SBIA

Mr. Bostwick expressed concerns that about the existing property if any new construction was to appear on the beach. Mr. Sauvageau wanted the SBIA to partner with the Conservation Commission to obtain a Conservation Restriction.

d. Continue discussion on Swift's Beach property

e. Discussion and possible vote on land conversion 61A for AD Makepeace Company

MOTION: Selectman Tropeano moved to not exercise the right of 61A for Map 111, Part of Lot 1000 containing 52 acres more or less located off Tihonet Road in Wareham. Selectman Whiteside seconded.

VOTE: 5-0-0 (UNANIMOUS)

f. Discussion re: BOS warrant articles

Selectman Teitelbaum spoke about two articles that the board should place on the warrant, one being to rescind the vote to authorize contract 3 and file with the DEP.

SELECTMEN/SEWER COMMISSIONERS MEETING - 8-4-14 (CONT'D)

The other article would be to vote to rescind the vote to rededicate the Swift's Beach property land for beach boating and recreation.

g. Continued discussion on private roads
Selectman Whiteside stated that currently they have 8 lists to go by and it's going to take about four weeks before the individual working on the project will have a report. Some discussion ensued on the plowing of private roads that are not graded and if they are to plow them they could end up having damage done to their plows.

h. Discussion and possible vote on BOS policy 08-01, new hires
Selectman Tropeano asked to have a couple of more weeks so that he could go over this.

i. Discussion of current towing policy and possible change
Mr. Sullivan stated that they were seeking several alternatives however it's such a large undertaking that they have decided not to proceed with any changes to the tow policy.

j. Any other Town business not reasonably anticipated 48 hours prior to the posting of this meeting.
(none)

8. TOWN ADMINISTRATOR'S REPORT

Mr. Sullivan stated that the kiosks as of July 31st have brought in \$79,665.50. Mr. Sullivan said that he would like to talk with Mr. Pina about making the Hynes Field lot more attractive for parking.

Ted2 will be filming at the Mill Pond Diner in the next couple of days.

Wareham Community TV was interested in the old Boys and Girls Club and stated that there is nothing being moved at that building as well as no plans to move the Council on Aging. He also stated that the WCTV would be looking into other locations.

9. LIAISON REPORTS

Selectman Teitelbaum attended the Cemetery Commissioners meeting and he stated that the outstanding meeting minutes were taken care of as well as a vote to have Ms. Eckstrom serve as the Chairman. Selectman Whiteside said there were several reasons why she didn't go and stated that the Cemetery Commissioners violated the open meeting law and they also have missing meeting minutes as well as failure to follow the Charter provisions and failure to return legal documents in a timely fashion. They have also failed to keep in the contact with the clerical staff at Municipal

SELECTMEN/SEWER COMMISSIONERS MEETING - 8-4-14 (CONT'D)

Maintenance. She also said that someone was bad mouthing town employees and elected officials (see attached).

Selectman Holmes stated that he did go to Onset to see the celebration of the Cape Cod Canal fireworks and said that he did see the new ambulance and also said that they had a lot of police presence and wanted people to know that it was paid through a grant.

Selectman Tropeano spoke about the sewer project at Swifts Beach and said that he would suggest that it's not done in phases and just do it all at once. He said that the plant is treating mostly sea water from the area and that would cut down on the costs as well.

Chairman Slavin said that the Chamber did thank the Town of Wareham for assisting with having things in place for the Cape Cod Canal celebration.

10. CONSENT AGENDA

- a. Authorization to sign bills and documents, etc.
- b. Approval of meeting minutes of: June 16, 2014; July 8, 2014; July 15, 2014.

MOTION: Selectman Tropeano moved to approve the meeting minutes of June 16, 2014. Selectman Whiteside seconded.

VOTE: 5-0-0 (UNANIMOUS)

MOTION: Selectman Tropeano moved to approve the meeting minutes of July 8, 2014. Selectman Whiteside seconded.

VOTE: 5-0-0 (UNANIMOUS)

MOTION: Selectman Tropeano moved to approve the meeting minutes of July 15, 2014. Selectman Whiteside seconded.

VOTE: 5-0-0 (UNANIMOUS)

- c. Approval of the payment to the Law Office of Richard Bowen in the amount of \$15,000.

MOTION: Selectman Tropeano moved to approve payment to the Law Office of Richard Bowen in the amount of \$15,000. Selectman Whiteside seconded once a hard copy is received.

VOTE: 5-0-0 (UNANIMOUS)

11. ADJOURNMENT

SELECTMEN/SEWER COMMISSIONERS MEETING - 8-4-14 (CONT'D)

MOTION: Selectman Tropeano moved to adjourn. Selectman Teitelbaum 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: 8-26-14

Attest:


Patrick G. Tropeano, Clerk

Date Signed:

9-9-14

Date sent to the Town Clerk:

9-11-14

Attachment to the meeting minutes of August 8-4-14

Cemetery Commissioners

Violations of the open meeting law

Via e-mail (11/15/2013, 7/03/2014 examples are included by reference)

Missing minutes, GL c.30A, s22

Minutes of 9/16/2013, 11/21/2013, 1/23/2014, , 5/8/2014

Incorrect or inadequate postings of meetings (postings read differently than the Town website, see example)

Failure to follow the Charter provisions

Failure to have monthly meetings (sect 7-5 of Charter)

Failure to return legal documents in a timely fashion to Town

Two deeds which were signed at May meeting, as of 7/20/had NOT been returned to clerk at municipal maintenance.

Failure to keep in contact with clerical staff at MM

See examples re summer hiring

See example re Clark transfer

Giving legal opinions or opinions couched as such, without qualifications.

Public Bad mouthing town employees and/or elected officials

See example re the 'lost tapes'

Conversations regarding Deb Correia 'screwing up' the finances both with Judy Lauzon and Mary Healy