

September 30, 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**

- a. Appointment/Interview to Historical Commission.

**6. LICENSES AND PERMITS**

- a. Application for Common Victualler's License from Tremont Mill Pond, Inc., 2571 Cranberry Highway, Wareham.
- b. Application for (2) Junk Dealer licenses from Charles Lewis for 3178 and 3245 Cranberry Highway.
- c. Request for the use of Town roads by Minot Forest School, c/o Bethany Chandler for their annual "Readers Become Leaders Road Race" on Sunday, October 19, 2014 from noon to 1:30 p.m.
- d. Request for the use of Town roads by The Wareham Village Association, c/o Tracy McGraw for their annual "Tis the Season Christmas Parade" on Saturday, December 6, 2014 starting at 2:00 p.m.
- e. Request for the use of Town roads by the Wareham Veterans Council, c/o William R.C. White for their annual Veterans Day Parade on November 11, 2014 starting at 10:20 a.m.
- f. Five One Day Wines & Malt Beverages License for Buzzards Play Productions.
- g. Change of Hours application from Wines & More – Wareham, 2421 Cranberry Highway.

**7. TOWN BUSINESS**

Continued -- Board of Selectmen/Sewer Commissioners Meeting Agenda 09/30/2014

- a. Discussion and possible vote on board's policy 08-01.
- b. Continued discussion and vote on citizens petition articles submitted for Town Meeting.
- c. Continued discussion and vote on Town Meeting warrant articles.
- d. Sign Veterans Day Proclamation.
- e. Approval of Town of Bourne Usage Fee, 1<sup>st</sup> Quarter Billing.
- f. 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 regular session meeting minutes of September 23, 2014 and executive session minutes of September 23, 2014.
- c. Approval of bill from Attorney Rich Bowen in the amount of \$15,000.

**11. ADJOURNMENT**

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

10/15/2014

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

Date of Meeting: September 30, 2014  
Date of Transcription: October 1, 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  
Judith Whiteside

Also present: Derek Sullivan, Town Administrator  
Attorney Rich Bowen

### **3. ANNOUNCEMENTS**

Chairman Slavin held a moment of Silence in memory of Paul Fleugal who passed away on Saturday. Mr. Sullivan read a statement from Chief Walsh and Selectman Tropeano also stated that he will be missed.

The Flu Clinic scheduled for October 2<sup>nd</sup> has been cancelled and Flu Shots will be given out every Thursday from 9am-10:30am in the Multi Service Center, Room 106.

Selectman Whiteside thanked the musicians who raised \$500 for Damien's Pantry.

The Buzzards Bay Coalition and Wareham Land Trust will be holding three events the first event will be on October 10<sup>th</sup> from 5-6pm "Muddy in the Marsh" at Lyman Reserve, October 17<sup>th</sup> from 5-6pm "Make Your Own Fishing Pole" at Horseshow Mill and October 24<sup>th</sup> from 5-6pm "Orienteering/Scavenger Hunt" at Tweedy & Barnes.

Selectman Whiteside wanted to remind the residents that we do have a leash law.

The Oakdale Playground cleanup is scheduled for 10am on Saturday.

The Library will be holding a benefit for the library called "Murder in the Library" on November 7<sup>th</sup>. They are still looking for actors, if interested please email Priscilla Porter at [cilla02576@comcast.net](mailto:cilla02576@comcast.net)

SELECTMEN/SEWER COMMISSIONERS MEETING - 9-30-14 (CONT'D)

Selectman Holmes said that he was happy to see that businesses and residents are continuing to clean up their properties.

Chairman Slavin stated that he has received word from Senator Pacheco's office that the House Bill for additional liquor licenses has been placed in "orders of the day" and they are in the process of vetting the bill.

Coffee Hour this Thursday will be held in the Community Room at the Redwood Village at 9am – this week's guest will be Mel Lazarus.

Chairman Slavin stated that the Building department has been receiving calls regarding the Glen Cove Hotel in Onset; he said that they did look into this and the elevator shaft is ADA compliant and was built within the legal boundary.

The Town is still looking for citizens to pick an area of town to be responsible for cleaning up the litter.

**4. CITIZENS PARTICIPATION**

Present before the board: Steve Beranger, Onset Sports Resort  
Mr. Beranger held a fundraiser on September 20<sup>th</sup> in which they raised \$7571 in honor of Melissa Drake who recently passed away. One check for \$500 will be used towards a new sign at the Decas School and \$7071 will be used towards technology for the students.

Present before the board: Mr. Russell  
Mr. Russell asked about a group of people that utilizes the Town Hall on Saturday mornings, it's his understanding they have been asked to vacate and won't be able to hold their meeting this Saturday. Mr. Sullivan stated that he has been in contact with the group and they are planning to meet with him and work on a lease agreement.

**5. APPOINTMENTS/REAPPOINTMENTS**

- a. Appointment/Interview to Historical Commission

**MOTION:** Selectman Tropeano moved to appoint Barbara Smith as a member to the Historical Commission to a term to expire no later than June 30, 2017. Selectman Teitelbaum seconded.

**VOTE: 5-0-0 (unanimous)**

**6. LICENSES AND PERMITS**

- a. Application for Common Victualler's License for Tremont Mill Pond, Inc., 2571 Cranberry Highway, Wareham

SELECTMEN/SEWER COMMISSIONERS MEETING - 9-30-14 (CONT'D)

**MOTION:** Selectman Tropeano moved to approve the Common Victualler's License for Tremont Mill Pond, Inc., d/b/a Tremont Mill Pond 2571 Cranberry Highway, Wareham. Selectman Holmes seconded.

**VOTE: 5-0-0 (unanimous)**

- b. Application for (2) Junk Dealer licenses from Charles Lewis for 3178 and 3245 Cranberry Highway.

Present before the board: Charles Lewis

Mr. Lewis said that due to the construction of the bridge near the 3245 Cranberry Highway location he opened up another location at 3178 Cranberry Highway until the construction on the bridge is complete. Attorney Bowen explained that his license would need to be on display at this business and if he is out collecting anything it would need to be on his person. Selectman Holmes said that he isn't in favor of this business and said that he keeps this location looking like a pig sty. Chairman Slavin stated that he cannot have a license at both locations.

**MOTION:** Selectman Holmes moved to deny the license at the 3178 location. Selectman Whiteside seconded.

**VOTE: 5-0-0 (unanimous)**

**MOTION:** Selectman Holmes moved to approve the application for 3245 Cranberry Highway with the restrictions that no vehicles are to be stored or sold on the property and all sales should be made indoors and not outdoors. Selectman Whiteside seconded.

**VOTE: 5-0-0 (unanimous)**

Request for the use of Town roads by Minot Forest School, c/o Bethany Chandler for their annual "Readers Become Leaders Road Race" on Sunday, October 19, 2014 from noon to 1:30 pm

**MOTION:** Selectman Tropeano moved to approve the application for the use of Town roads by Minot Forest School, c/o Bethany Chandler for their annual "Readers Become Leaders Road Race" on Sunday, October 19, 2014 from noon to 1:30 pm. Selectman Teitelbaum seconded.

**VOTE: 5-0-0 (unanimous)**

- c. Request for the use of Town roads by the Wareham Village Association, c/o Tracy McGraw for their annual "Tis the Season Christmas Parade" on Saturday, December 6, 2014 starting at 2:00 pm.

**MOTION:** Selectman Tropeano moved to approve the application for the use of Town roads by Wareham Village Association, c/o Tracy McGraw for their annual "Tis the Season Christmas Parade" on Saturday, December 6, 2014 starting at 2:00 pm. Selectman Whiteside seconded.

**VOTE: 5-0-0 (unanimous)**

- d. Request for the use of Town roads by the Wareham Veterans Council,, c/o William R.C. White for their annual Veterans Day Parade on November 11, 2014 starting at 10:30 am

SELECTMEN/SEWER COMMISSIONERS MEETING - 9-30-14 (CONT'D)

**MOTION:** Selectman Tropeano moved to approve the request for the use of Town road by the Wareham Veterans Council, c/o William R.C. White for their annual Veterans Day Parade on November 11, 2014 starting at 10:30 am. Selectman Whiteside seconded.

**VOTE: 5-0-0 (unanimous)**

e. Five One Day Wines & Malt Beverages License Buzzards Play Productions.  
Present before the board: Mr. Rogers

**MOTION:** Selectman Tropeano moved to approve the Five One Day Wines & Malt Beverages License for the Buzzards Play Productions, Inc., 2065 Cranberry Highway, E. Wareham on October 9<sup>th</sup>, 10<sup>th</sup>, 11<sup>th</sup>, 17<sup>th</sup> and 18<sup>th</sup> of 2014 from 8pm-midnight. Selectman Whiteside seconded.

**VOTE: 5-0-0 (unanimous)**

f. Change of hours from Wines & More – Wareham, 2421 Cranberry Hwy,  
Cranberry Highway

**MOTION:** Selectman Tropeano moved to approve the change of hours for Wines & More to the following Monday-Thursday 9am-9pm, Friday & Saturday 9am-10pm and Sunday 10am-6pm. Selectman Teitelbaum seconded.

**VOTE: 5-0-0 (unanimous)**

**7. TOWN BUSINESS**

- a. Discussion and possible vote on boards policy 08-01
- b. Continued discussion and vote on citizens petition articles submitted for Town Meeting.

Present before the board: Steve Holmes

Mr. Holmes was before the board discussing the article he placed on the warrant - #35 CEDA to convey land (Bay Pointe). Attorney Bowen explained that a yes vote wouldn't mean that the property would be sold; there would still be lots of hurdles that would need to be cleared before it can be sold.

**MOTION:** Selectman Tropeano moved favorable action on article #35. Selectman Teitelbaum seconded.

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

- c. Continued discussion and vote on Town Meeting warrant articles.

Present before the board: Sal Pina

Mr. Pina spoke about article #13 – Title V Septic Program Interest and article #14 – Title V Septic program. They are seeking a bond to continue with the program.

**MOTION:** Selectman Tropeano moved Favorable action on articles 13 & 14. Selectman Whiteside seconded.

**VOTE: 5-0-0 (unanimous)**

Present before the board: Susan Ricci

Discussion on article #21 – Community Events Fund

SELECTMEN/SEWER COMMISSIONERS MEETING - 9-30-14 (CONT'D)

Selectman Whiteside and Teitelbaum both indicated that they would not vote in favor of this article.

**MOTION:** Selectman Tropeano moved favorable action on article #21. Selectman Teitelbaum seconded.

**VOTE:** 2-3-0 (Selectman Teitelbaum, Whiteside & Tropeano opposed)  
Article # 22

**MOTION:** Selectman Tropeano moved favorable action on article #22. Selectman Holmes seconded.

**VOTE:** 5-0-0 (unanimous)

Article #23

**MOTION:** Selectman Tropeano moved favorable action on article #23. Selectman Whiteside seconded.

**VOTE:** 5-0-0 (unanimous)

Article #24 – Chairman Slavin recused himself for this vote

**MOTION:** Selectman Whiteside moved favorable action on article # 24. Selectman Holmes seconded.

**VOTE:** 3-1-0 (Selectman Teitelbaum opposed)

Article #25

**MOTION:** Selectman Tropeano moved favorable action on article #25. Selectman Whiteside seconded.

**VOTE:** 5-0-0 (unanimous)

Article #26

**MOTION:** Selectman Tropeano moved favorable action on article #26. Selectman Whiteside seconded.

**VOTE:** 4-1-0 (Selectman Teitelbaum opposed)

Article #27

**MOTION:** Selectman Tropeano moved favorable action on article #27. Selectman Whiteside seconded.

**VOTE:** 5-0-0 (unanimous)

Article #28

**MOTION:** Selectman Tropeano moved favorable action on article #28. Selectman Whiteside seconded.

**VOTE:** 5-0-0 (unanimous)

Article #29

**MOTION:** Selectman Tropeano moved favorable action on article #29. Selectman Whiteside seconded.

**VOTE:** 5-0-0 (unanimous)

Article #30

**MOTION:** Selectman Tropeano moved favorable action on article #30. Selectman Whiteside seconded.

**VOTE:** 5-0-0 (unanimous)

Article #8

**MOTION:** Selectman Tropeano moved favorable action on article #8. Selectman Holmes seconded.

SELECTMEN/SEWER COMMISSIONERS MEETING - 9-30-14 (CONT'D)

**VOTE: 5-0-0 (unanimous)**

Article #9

**MOTION:** Selectman Tropeano moved favorable action on article #9. Selectman Holmes seconded.

**VOTE: 5-0-0 (unanimous)**

Article #10

**MOTION:** Selectman Tropeano moved favorable action on article #10. Selectman Holmes seconded.

**VOTE: 5-0-0 (unanimous)**

Article #20

**MOTION:** Selectman Tropeano moved no action on article #20. Selectman Holmes seconded.

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

*(Selectman Whiteside wasn't in the room at the time of the vote)*

Article #11

**MOTION:** Selectman Tropeano moved favorable action on article #12. Selectman Holmes seconded.

**VOTE: 5-0-0 (unanimous)**

d. Sign Veterans Day Proclamation (not discussed)

e. Approval of Town of Bourne Usage Fee, 1<sup>st</sup> Quarter Billing.

**MOTION:** Selectman Tropeano moved to accept the Bourne Usage Fee First Quarter billing for the period of July 1, 2014 to September 30, 2014 in the amount of \$43,871.48. Selectman Holmes seconded.

**VOTE: 5-0-0 (unanimous)**

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

Selectman Whiteside spoke about a resolution from 1971 that part of the Town Report should include an addendum for any town takings.

**8. TOWN ADMINISTRATOR'S REPORT**

Mr. Sullivan wanted to congratulate Paula Ewan on her retirement and appreciated her hard work.

Mr. Sullivan attended a Municipal Energy Efficiency meeting in Dartmouth and also stated that NSTAR is committed to offering LED incentives.

**9. LIAISON REPORTS**

Selectman Whiteside mentioned that New Bedford City Council has gone green and perhaps the Town should look into providing tablets to also go green!



SELECTMEN/SEWER COMMISSIONERS MEETING - 9-30-14 (CONT'D)

Chairman Slavin attended the 15<sup>th</sup> Anniversary of the Dukakis Center at Northeastern University on Monday.

Selectman Teitelbaum attended the Parking Presentation for the Wareham Village last night. They found that the situation downtown Wareham isn't the same as in the Onset Village. He said they didn't see any radical changes coming to that area.

**10. CONSENT AGENDA**

- a. Authorization to sign bills and documents, etc.
- b. Approval of regular session meeting minutes of September 23, 2014 and executive session minutes of September 23, 2014.

**MOTION:** Selectman Tropeano moved to approve the meeting minutes of September 23, 2014. Selectman Whiteside seconded.

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

**MOTION:** Selectman Tropeano moved to approve and hold the meeting minutes of September 23, 2014 *Selectman Whiteside Seconded*

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

- c. Approval of bill from Attorney Rich Bowen in the amount of \$15,000.

**MOTION:** Selectman Tropeano moved to approve the payment to the Law Office of Richard Bowen. Selectman Whiteside seconded.

**VOTE: 5-0-0 (unanimous)**

**11. ADJOURNMENT**

**MOTION:** Selectman Tropeano moved to adjourn. Selectman Whiteside 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:

  
***Patrick G. Tropeano, Clerk***

Date Signed: 10-14-15

Date sent to the Town Clerk: 10-15-14

Alan Slavin

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**From:** Dave Moore <dmoore@wareham.ma.us>

**To:** Alan Slavin <aslavin@wareham.ma.us>

**Cc:**

**Date:** 09/29/14 1:23 PM

**Subject:** hotel plot plan shaft as built

Alan

The plan is in your mailbox. It appears that he has .44' , (5"+/-), to work with for facing and trim, at the closest point.

David