

5-0-0

## **MINUTES OF MEETING OF THE BOARD OF SELECTMEN**

Date of Meeting: August 28, 2018  
Date of Transcription: December 5, 2018  
Transcribed by: Cassandra Slaney

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

### **2. ROLL CALL**

Selectmen Present: Alan H. Slavin, Chairman  
Patrick G. Tropeano, Clerk  
Peter W. Teitelbaum  
Anthony Scarsciotti  
Mary Bruce

Also Present: Derek Sullivan, Town Administrator  
Richard P. Bowen, Town Counsel

### **3. PLEDGE OF ALLEGIANCE**

### **4. ANNOUNCEMENTS**

Illumination Night is on September 1st in Onset. Rain date is September 2nd.

There will be no meeting on September 4th.

Selectman Slavin talked about Labor Day weekend being a busy travel weekend and urged visitors and residents to be careful.

### **5. BOARDS COMMENTS**

Selectman Teitelbaum wanted to thank everyone who attended and sponsored the Meet Me at the Tremont event. Selectman Slavin also wanted to extend thanks to everyone that put the event together.

Selectman Slavin talked about an article regarding the Blue Wave project which is a solar project that benefited four of the towns around Wareham. The article insinuated that Wareham did not benefit from it. He went on to say that the Wareham Housing Authority had already contracted with another power source company on solar power and that Wareham does receive \$150,000.00 in PILOT.

### **6. CITIZENS COMMENTS**

## SELECTMEN MEETING MINUTES-8-28-18 (CONT'D)

None

### **7. APPOINTMENTS/REAPPOINTMENTS/INTERVIEWS**

a. Open Space Committee

**MOTION:** Selectman Tropeano moved to appoint Corey M. Tripp as a member to the Open Space Committee to a term to expire no later than June 30, 2021. Selectman Scarsciotti seconded.

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

**MOTION:** Selectman Tropeano moved to appoint Phyllis Pina, Marie A. Lee, and Geraldine Silvia as Election Poll Workers to a term to expire June 30, 2019. Selectman Scarsciotti seconded.

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

### **8. LICENSES AND PERMITS**

a. 7:15 p.m. hearings – Show cause for the following retail package stores:

i. Anchor Liquors

**MOTION:** Selectman Tropeano moved to open the hearing. Selectman Teitelbaum seconded. Poll vote: Selectman Scarsciotti-yes, Selectman Bruce-yes, Selectman Tropeano-yes, Selectman Teitelbaum-yes, Selectman Slavin-yes.

The meeting was open and all were sworn in by Town Counsel.

Present before the Board: Ayushi Patel, Detective Reilly, and Detective Baptiste.

Selectman Teitelbaum wanted on record that there was publication in the newspaper warning of liquor stings in advance as required by the ABCC.

Detective Baptiste read the police report into the record that an under aged person purchased alcohol. Ms. Patel stated that Rakeesh had informed her of what happened and it was an honest mistake. The computer system they use does require an ID to be scanned but this step can be "skipped". She has disabled this feature so that ID's are to be scanned at all times and cannot be skipped. She also stated that she is taking the selling of someone underage very seriously and it will not happen again. Selectman Teitelbaum suggested a two day suspension mid-week.

**MOTION:** Selectman Tropeano moved to close the show cause hearing. Selectman Scarsciotti seconded. Poll Vote: Selectman Scarsciotti-yes, Selectman Bruce-yes, Selectman Tropeano-yes, Selectman Teitelbaum-yes, Selectman Slavin-yes.

**MOTION:** Selectman Teitelbaum moved to accept the admission from Anchor Liquors that a violation has taken place. Selectman Tropeano seconded.

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

SELECTMEN MEETING MINUTES-8-28-18 (CONT'D)

**MOTION:** Selectman Tropeano moved to impose a two day suspension on October 2<sup>nd</sup> and 3<sup>rd</sup>. Selectman Teitelbaum seconded.

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

ii. The Jug Shop

**MOTION:** Selectman Tropeano moved to open the show cause hearing on Jingas Company LTD dba Jug Shop for liquor violation. Selectman Teitelbaum seconded.

Poll Vote: Selectman Scarsciotti-yes, Selectman Bruce-yes, Selectman Tropeano-yes, Selectman Teitelbaum-yes, Selectman Slavin-yes.

Attorney Bowen swore everyone who was to speak in at this time.

Present before the Board: Adelaide DePonte, Detective Reilly, and Detective Baptiste  
Detectives Baptiste and Reilly read into record the police report that an underaged person purchased alcohol. Ms. DePonte admitted this was an honest mistake and it is the first time this has happened. She stated that she has a hole in her heart over it and it won't happen again and signs have been placed in the store that ID is required to make any purchase.

**MOTION:** Selectman Teitelbaum moved to close the show cause hearing.  
Selectman Scarsciotti seconded. Poll Vote: Selectman Scarsciotti-yes, Selectman Bruce-yes, Selectman Tropeano-yes, Selectman Teitelbaum-yes, Selectman Slavin-yes.

**MOTION:** Selectman Teitelbaum moved to accept the admission from The Jug Shop that a violation has taken place. Selectman Scarsciotti seconded.

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

**MOTION:** Selectman Teitelbaum moved to impose a two day suspension on October 2<sup>nd</sup> and 3<sup>rd</sup>. Selectman Scarsciotti seconded.

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

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iii. Mayflowers Liquors.

**MOTION:** Selectman Tropeano moved to open show cause hearing on Mayflower Liquors for liquor violation. Selectman Teitelbaum seconded. Poll vote: Selectman Scarsciotti-yes, Selectman Bruce-yes, Selectman Tropeano-yes, Selectman Teitelbaum-yes, Selectman Slavin-yes.

Attorney Bowen swore everyone who was to speak in at this time.

Present before the Board: Monica Johar, Detective Reilly, Detective Baptiste  
Detectives Reilly and Baptiste read into record that an underage person purchased alcohol. Ms. Johar said her mom felt very guilty and the person purchasing alcohol did not look under aged. Ms. Johar said she is sorry this happened and the ID

SELECTMEN MEETING MINUTES-8-28-18 (CONT'D)

scanner they have is always used but this time there was a slip. She assured the Board that these scanners are used all the time.

**MOTION:** Selectman Tropeano moved to close the show cause hearing. Selectman Teitelbaum seconded. Poll Vote: Selectman Scarsciotti-yes, Selectman Bruce-yes, Selectman Tropeano-yes, Selectman Teitelbaum-yes, Selectman Slavin-yes.

**MOTION:** Selectman Teitelbaum moved to accept the admission from Mayflower Liquors that a violation has taken place. Selectman Scarsciotti seconded.

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

**MOTION:** Selectman Tropeano moved to impose a two day suspension on October 2<sup>nd</sup> and 3<sup>rd</sup>. Selectman Teitelbaum seconded.

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

Officer Walcek wanted to thank the Board for their support. The Selectman wanted to thank all that were involved for a job well done.

- b. Hearing at approximately 7:15 p.m. for inflammable fluids license for the keeping, storage and sale of gasoline & diesel fuel in accordance with the provisions of Chapter 148 of the General Laws for Brewer Onset Bay Marina, Inc.

**MOTION:** Selectman Tropeano moved to open the public hearing. Selectman Teitelbaum seconded. Poll Vote: Selectman Scarsciotti-yes, Selectman Bruce-yes, Selectman Tropeano-yes, Selectman Teitelbaum-yes, Selectman Slavin-yes.

Present before the Board: Gregory Glavin

Mr. Glavin explained that three 6,000 gallon tanks are underground currently. Brewer Onset Bay Marina is proposing to bring those tanks above ground with a single 18,000 gallon tank to be in compliance with the new standards. Approval from Zoning, Conservation, and the Fire Department has been received.

Present before the Board: Frank Urciuoli

Mr. Urciuoli is questioning the safety of the new tank. Selectman Tropeano explained that the above ground tank will be safer because if flooding occurs, there is less chance of contamination.

**MOTION:** Selectman Tropeano moved to close the public hearing. Selectman Scarsciotti seconded. Poll vote: Selectman Scarsciotti-yes, Selectman Bruce-yes, Selectman Tropeano-yes, Selectman Teitelbaum-yes, Selectman Slavin-yes.

**MOTION:** Selectman Tropeano moved to approve the inflammable fluids license for the keeping, storage and sale of gasoline & diesel fuel in accordance with the provisions of Chapter 148 of the General Laws for Brewer Onset Bay Marina, Inc. Selectman Teitelbaum seconded.

SELECTMEN MEETING MINUTES-8-28-18 (CONT'D)

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

c. Second Hand Dealer's

i. Gateway Gold & Pawn

Present before the Board: Dominic Cammarano and Attorney John Markey  
Attorney Markey spoke on behalf of Mr. Cammarano. He said that Mr. Cammarano has been an active and positive member to the community and his business was incident free for seven years. He stated that a technical violation took place in December 2016 and the police department felt it wasn't worth prosecuting. He feels that Mr. Cammarano is very suitable to have a second hand dealer's license. Selectman Scarsciotti said he was concerned with the people hanging around in front of the shop and Mr. Cammarano said that since his previous tenant has left, no one has been loitering in front of the shop. Selectman Bruce also mentioned her appreciation for Mr. Cammarano doing his due diligence and checking on merchandise being sold that had been taken from a company. Selectman Teitelbaum stated that he cannot support this license at this time due to the police report and the fact that with a second hand dealer's license, the temptation to pawn will be too overwhelming. Selectman Tropeano stated that he does support the license at this time but wanted to make sure that Mr. Cammarano understands that he cannot pawn with this license, it is just a second hand dealers license. Selectman Slavin's concern was not having a reoccurrence because there is no second chance.

Present before the Board: William Curtain

Mr. Curtain stated that he hopes the board votes in favor of Mr. Cammarano's license reinstatement.

Present before the Board: Sandy Slavin

Ms. Slavin wanted to address that there are two other second hand dealers on Main Street and doesn't understand why anything should be held against him. She said that for a year there hasn't been anyone hanging around in the front and she hasn't seen anything outside. She stated that she supports the granting of a second hand dealers license.

**MOTION:** Selectman Tropeano moved to approve the second hand dealers license for Gateway Gold & Pawn, 290 Main Street, Wareham, MA. Selectman Bruce seconded.

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

d. Continued hearing on Pawn Dealer's License for Gateway Gold & Pawn, 290 Main Street, Wareham.

**MOTION:** Selectman Tropeano moved reopen the public hearing for Gateway Gold & Pawn. Selectman Teitelbaum seconded. Poll vote: Selectman Scarsciotti-

SELECTMEN MEETING MINUTES-8-28-18 (CONT'D)

yes, Selectman Bruce-yes, Selectman Tropeano-yes, Selectman Teitelbaum-yes, Selectman Slavin-yes.

Present before the Board: Dominic Cammarano and Attorney John Markey  
Atty Markey stated that from a business prospective, Mr. Cammarano is a suitable to hold a pawn license. He also stated that Mr. Cammarano understands the concern regarding the image portrayed and has dropped the word "pawn" from Gateway Gold & Pawn Inc. Attorney Markey also said that some people benefit from a pawn shop if they are need of money and Mr. Cammarano's business has suffered since he lost his pawn license in 2016. If he were to be granted his pawn license, he would follow all of the rules and guidelines involved with having it.

Present before the Board: William Curtain  
Mr. Curtain stated that Mr. Cammarano is a good solid citizen and hopes that the Selectmen will vote in favor of him getting his pawn license.

Present before the Board: Sandy Slavin  
Ms. Slavin stated she does support Mr. Cammarano getting his pawn license.

Present before the Board: Jack Silva  
Mr. Silva stated that he is in favor of Mr. Cammarano getting his pawn license.

**MOTION:** Selectman Tropeano moved to close the public hearing. Selectman Teitelbaum seconded. Poll vote: Selectman Scarsciotti –yes, Selectman Bruce-yes, Selectman Tropeano-yes, Selectmen Teitelbaum-yes, Selectman Slavin-yes.

**MOTION:** Selectman Tropeano moved to deny the pawn license for Gateway Gold & Pawn Inc, 290 Main Street, Wareham, MA. Selectman Teitelbaum seconded.

**VOTE: 2-3-0 (Motion failed)**

**MOTION:** Selectman Bruce moved to approve the pawn license for Gateway Gold & Pawn, Inc, 290 Main Street, Wareham, MA. Selectman Scarsciotti seconded.

**VOTE: 3-2-0(Selectman Teitelbaum & Tropeano opposed)**

e. Sienna Café, LLC, d/b/a Americana Café, alterations of premises

**MOTION:** Selectman Teitelbaum moved to open the hearing. Selectman Tropeano seconded. Poll vote: Selectman Scarsciotti-yes, Selectman Bruce-yes, Selectman Tropeano-yes, Selectman Teitelbaum-yes, Selectman Slavin-yes.

Present before the board: Karen Moore

SELECTMEN MEETING MINUTES-8-28-18 (CONT'D)

Ms. Moore is aware of Wareham Village Funeral Home's safety concerns regarding the curbs and parking lot. She said she would discuss the possibility of installing barriers next year.

**MOTION:** Selectman Tropeano moved to close the hearing. Selectman Teitelbaum seconded. Poll vote: Selectman Scarsciotti-yes, Selectman Bruce-yes, Selectman Tropeano-yes, Selectman Teitelbaum-yes, Selectman Slavin-yes.

**MOTION:** Selectman Tropeano moved to approve the alterations of premises for Sienna Café, LLC d/b/a Americana Café. Selectman Teitelbaum seconded.

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

- f. One Day Liquor License  
Professional Bartending Services 9/8/18

**MOTION:** Selectman Tropeano moved to approve a one day liquor license for Professional Bartending Services to take place on Saturday, September 8, 2018 at the Roland Thatcher Hall between 6 p.m. to 10 p.m. Selectman Scarsciotti seconded.

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

**9. TOWN BUSINESS**

- a. Discussion and vote on the changes of the Cemetery fees.

**MOTION:** Selectman Tropeano moved to approve, as presented, changes of the Cemetery fees. Selectman Teitelbaum seconded.

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

- b. Vote on the Layout of Windsor Drive, Woodville Way & Melwood.

Present before the Board: Barbara Morse

Selectman Slavin said that there was no account set up for the work to be done and there wasn't a proper layout. He said he would move to close the warrant and put it in for the Town to accept as a warrant article with the provision that all information must be received before Town Meeting.

**MOTION:** Selectman Tropeano accept the vote on the layout of Windsor Drive, Woodville Way and Melwood as a warrant article. Selectman Teitelbaum seconded.

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

- c. Review newest version of Woodland Cove 40B project and provide comments for ZBA.

Selectman Slavin said that the Woodland Cove 40B project close of public hearing has been delayed until September 12, 2018 due to revised plans which are in the Selectmen's office to view. He indicated that any concerns or comments be put in writing and submit them to Zoning.

## SELECTMEN MEETING MINUTES-8-28-18 (CONT'D)

Selectman Teitelbaum has concerns relating to the quality of life not just for the neighborhood area, but for the people who have lived there. There has been a list of proposals advanced to the developers with suggestions on how to make this a more livable place. He will be focusing on these and asked that the board look into these proposals as well.

Selectman Tropeano said that he saw the list put together by planning and while he thought there were good suggestions, he feels that this is a very bad project for the town because it will not only hurt the town financially but it would also not be a pleasant place for people to live due to the limitation of amenities offered. He feels that this should be turned down.

d. Discussion and vote on Green Communities policies:

- i. Efficient permitting
- ii. Fuel efficient vehicles

This discussion and vote has been postponed and will be added to the agenda for September 11, 2018.

e. Discussion of potential fall town meeting warrant articles.  
McKinney-Vento Transportation Article

**MOTION:** Selectman Tropeano moved to include the McKinney-Vento Article in the Fall Town Meeting Warrant. Selectman Teitelbaum seconded.

**VOTE: 4-0-0 (Selectman Bruce was not in the room during voting)**

f. Discussion and vote on submitted articles to be put on the warrant for fall town meeting.

Discussion and vote concerning submitted articles will be on September 11, 2018 agenda

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

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### **10. TOWN ADMINISTRATOR'S REPORT**

Mr. Sullivan talked about information he received regarding 19 Puritan Ave which has been foreclosed upon and there is a deed rider for low income housing. The Town has been asked to release this restriction.

**MOTION:** Selectman Tropeano moved to deny this release. Selectman Bruce seconded.

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

Mr. Sullivan recommended to exercise a one year extension with Cog, Inc. All Board members were in favor of this extension.

### **11. LIAISON REPORTS/INITIATIVE REPORTS**



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Selectman Slavin said that SRPEDD was in town with a drone providing full photography of the Decas school property area and continued with full pictures going down main street for what could be a future commuter rail station.

**12. CONSENT AGENDA**

- a. Authorization to sign bills and documents, etc.
- b. Approval of meeting minutes of: August 7, 2018.

**MOTION:** Selectman Tropeano moved to approve the meeting minutes of August 7, 2018. Selectman Scarsciotti seconded.

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

**13. ADJOURNMENT**

**MOTION:** Selectman Bruce moved to adjourn. Selectman Scarsciotti seconded.

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

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

Respectfully submitted  
***Cassandra Slaney***  
Department Assistant

The foregoing minutes were submitted to the Board of Selectmen on:

Attest: \_\_\_\_\_

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

Date Signed: 12-11-18

Date sent to the Town Clerk: 12-12-18