

MINUTES OF MEETING OF THE BOARD OF SELECTMEN

Date of Meeting: May 10, 2022
Date of Transcription: May 23, 2022
Transcribed by: Cassandra Slaney

1. CALL MEETING TO ORDER BY CHAIRMAN

MOTION: Selectman Slavin moved to appoint Patricia Wurts as clerk pro tem for this meeting. Selectman Besse seconded. Roll Call: Selectman Chadwick-yes, Selectman Besse-yes, Selectman Slavin-yes, Selectman Wurts-yes, Selectman Whiteside-yes.

VOTE: 5-0-0 (Unanimous)

MEETING REMOTELY HELD DUE TO COVID

2. ROLL CALL

Selectmen Present: Judith Whiteside, Chairman
Patricia Wurts
Ronald Besse
Jared Chadwick
Alan H. Slavin

Also Present: Derek Sullivan, Town Administrator
Rich Bowen, Town Counsel

3. PLEDGE OF ALLEGIANCE

4. ANNOUNCEMENTS

The Wareham Girls' Softball team has a junior game on Wednesday, May 11th at 6:00 p.m. and a Senior Division game on Thursday, May 12th at 6:00 p.m. Players of the week for the Junior Division is Carly Colon and Senior Division is Emily Brundage.

There will be a meat raffle and bake sale on Sunday, May 22nd at The Parrot in Cataumet. Tickets will go on sale at 3:00 p.m. on the 12th.

Wareham Little League has games all day Saturday, May 14th.

Starting May 16th through August 31st Planet Fitness is offering free membership to individuals ages 14 to 19. There is also a raffle to enter for a chance to win a \$5,000.00 scholarship.

Wareham Tigers Cheer athletics is having an open house on Tuesday, May 17th at 6:00 p.m. for anyone interested in joining competition cheer.

Wareham Tigers Flag football is all day Sunday, May 15th starting at 10:00 a.m. at Decas Field.

The new emergency room at Tobey Hospital will have a ribbon cutting ceremony on Monday, May 23rd at 9:00 a.m.

SELECTMEN MEETING MINUTES-5/10/2022 (CONT'D)

Onset Bay Association has events for the year posted on their website

The CapeFLYER season starts May 27th through Labor Day weekend. The train will stop behind Main Street and runs Friday, Saturday and Sunday.

Selectman Slavin thanked James Munise for his three years serving on the Board of Selectmen.

There is a Wareham Community Resource Fair on Thursday, May 12th from 12-4 at 2515 Cranberry Hwy. This event will be sponsored by the Wareham Police Department.

Selectman Whiteside stated that Resident's Comments will be added as an item on the agenda starting at the next meeting.

The Annual SRPEDD meeting is taking place May 25th and will be held at Whites of Westport. Selectman Slavin is a special honoree and invitations to attend the meeting have been sent to the Board. Selectman Whiteside encouraged the Board to respond to the invitation.

Selectman Whiteside also thanked James Munise for his years of service and his presence on the Board of Selectman.

5. BOARD'S COMMENTS

Selectman Slavin suggested inviting the Sewer Commissioners to a future meeting to provide an update on the current sewer moratorium issues.

Chair Whiteside stated that Board's Comments will be removed from the agenda as of the next meeting and taken up under the Liaison/Initiative Reports.

6. APPOINTMENTS/REAPPOINTMENTS/INTERVIEWS

- a. SRPEDD-Joint Transportation Group Representative.

MOTION: Selectman Wurts moved to appoint Selectman Slavin as the SRPEDD-Joint Transportation Group Representative. Selectman Besse seconded. Roll Call: Selectman Chadwick-yes, Selectman Besse-yes, Selectman Slavin-abstained, Selectman Wurts-yes, Selectman Whiteside-yes.

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

- b. Appoint to Redevelopment Authority, 2 members.

MOTION: Selectman Slavin moved to appoint Chair Whiteside and Selectman Wurts to the Wareham Redevelopment Authority to a term to expire June 1, 2023. Selectman Besse seconded. Roll Call: Selectman Chadwick-yes, Selectman Besse-yes, Selectman Slavin-yes, Selectman Wurts-yes, Selectman Whiteside-yes.

VOTE: 5-0-0 (Unanimous)

7. LICENSES AND PERMITS

- a. **Hearing at approximately 7:15 pm** – Application from Mumma Marys, 219 Main Street, Wareham for a Seasonal Common Victualler Wine & Malt Beverages License under the provisions of chapter 138 of the Massachusetts General Laws for the year 2022.

Present before the Board: Mary Labonte, Owner of Mumma Mary's.

SELECTMEN MEETING MINUTES-5/10/2022 (CONT'D)

MOTION: Selectman Wurts moved to open the hearing. Selectman Besse seconded. Roll Call: Selectman Chadwick-yes, Selectman Besse-yes, Selectman Slavin-yes, Selectman Wurts-yes, Selectman Whiteside-yes.

VOTE: 5-0-0 (Unanimous)

Ms. Labonte is seeking approval for a Seasonal Liquor License.

MOTION: Selectman Slavin moved to close the hearing. Selectman Wurts seconded. Roll Call: Selectman Chadwick-yes, Selectman Besse-yes, Selectman Slavin-yes, Selectman Wurts-yes, Selectman Whiteside-yes.

VOTE: 5-0-0 (Unanimous)

MOTION: Selectman Wurts moved to approve the application from Mumma Marys, 219 Main Street, Wareham for a Seasonal Common Victualler Wine & Malt Beverages License under the provisions of chapter 138 of the Massachusetts General Laws for the year 2022 subject to receiving all required documents signed and the tips certificate. Selectman Chadwick seconded. Roll Call: Selectman Chadwick-yes, Selectman Besse-yes, Selectman Slavin-yes, Selectman Wurts-yes, Selectman Whiteside-yes.

VOTE: 5-0-0 (Unanimous)

- b. **Hearing at approximately 7:30 pm** – Application from AI & EI Corp. d/b/a Ella's Wood Burning Oven Restaurant, 3136 Cranberry Hwy, E. Wareham an Alteration of Premises for an existing Annual Common Victualler All Alcoholic Beverages License, under the provisions of Chapter 138 of the Massachusetts General Laws for the year 2022.

MOTION: Selectman Wurts moved to open the hearing. Selectman Besse seconded. Roll Call: Selectman Chadwick-yes, Selectman Besse-yes, Selectman Slavin-yes, Selectman Wurts-yes, Selectman Whiteside-yes.

VOTE: 5-0-0 (Unanimous)

Present before the Board: Bree Swierkowski, owner and manager of Ella's Woodburning Oven.

Ms. Swierkowski is seeking an alteration of premises to include outdoor seating.

MOTION: Selectman Wurts moved to close the hearing. Selectman Chadwick seconded. Roll Call: Selectman Chadwick-yes, Selectman Besse-yes, Selectman Slavin-yes, Selectman Wurts-yes, Selectman Whiteside-yes.

VOTE: 5-0-0 (Unanimous)

MOTION: Selectman Wurts moved to approve the application from AI & EI Corp. d/b/a Ella's Wood Burning Oven Restaurant, 3136 Cranberry Hwy, E. Wareham for an Alteration of Premises for an existing Annual Common Victualler All Alcoholic Beverages License under the provisions of Chapter 138 of the Massachusetts General Laws for the year 2022 subject to approval from the Onset Fire Department. Selectman Besse seconded. Roll Call: Selectman Chadwick-yes, Selectman Besse-yes, Selectman Slavin-yes, Selectman Wurts-yes, Selectman Whiteside-yes.

VOTE: 5-0-0 (Unanimous)

8. TOWN BUSINESS

- a. **Presentation by Bentley Companies regarding Tremont Nail Property Concept.**

This item will be presented at a future meeting.

- b. **Review of liaison appointments and possible reassignments.**

Discussion of liaisons were assigned and reassigned by the Board.

(See attached updated list)

SELECTMEN MEETING MINUTES-5/10/2022 (CONT'D)

**c. Discussion and possible vote to amend policy 02-7, Chapter 61A
Section 14 Notifications.**

Chair Whiteside explained that the current policy for the 61A notification includes notifying the Town Planner, CEDA Director, Community Preservation Committee, Open Space Committee and Wareham Land Trust in which they are given thirty days to respond and provide recommendation. The amended policy would include the Wareham and Onset Fire Districts and Wareham and Onset Water Districts. The amended policy also suggested including, as a courtesy, land preservation/conservation organizations such as the Massachusetts Audubon Society, Wareham Land Trust, Buzzards Bay Coalition and Wildlands Trust.

Discussion ensued and Attorney Bowen stated that this policy acts as a courtesy, the statute provides 120 days and it ultimately does not matter who the notification is sent to. When the 120 has passed and no one has exercised their option, the opportunity is gone. The policy can be written any way the Board chooses, it is all a matter of courtesy. Chair Whiteside suggested disposing the policy.

MOTION: Selectman Besse moved to dispose in its entirety. Selectman Chadwick seconded. Roll Call: Selectman Chadwick-yes, Selectman Besse-yes, Selectman Slavin-yes, Selectman Wurts-no, Selectman Whiteside-yes.

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

**d. Accept donation to the Wareham Council on Aging in the amount of
\$100.00 from Colleen Michaels-Walsh in memory of Kenneth Michaels.**

MOTION: Selectman Wurts moved to accept the donation to the Wareham Council on Aging in the amount of \$100.00 from Colleen Michaels-Walsh in memory of Kenneth Michaels.

Selectman Chadwick seconded. Roll Call: Selectman Chadwick-yes, Selectman Besse-yes, Selectman Slavin-yes, Selectman Wurts-yes, Selectman Whiteside-yes.

VOTE: 5-0-0 (Unanimous)

**e. Accept donation to the Wareham Free Library Foundation Gift Account
in the amount of \$20,000.00 for coverage of part-time salaries, from
the Wareham Free Library Foundation.**

MOTION: Selectman Wurts moved to accept the donation to the Wareham Free Library in the amount of \$20,000.00 for coverage of part-time salaries from the Wareham Free Library Foundation. Selectman Besse seconded. Roll Call: Selectman Chadwick-yes, Selectman Besse-yes, Selectman Slavin-yes, Selectman Wurts-yes, Selectman Whiteside-yes.

VOTE: 5-0-0 (Unanimous)

**f. Discussion and possible vote regarding current practice of ratifying
Town employee hires.**

MOTION: Selectman Slavin moved to eliminate the current practice of ratifying Town employee hires (not department heads) during Board of Selectmen meetings. Selectman Besse seconded. Roll Call: Selectman Chadwick-yes, Selectman Besse-yes, Selectman Slavin-yes, Selectman Wurts-yes, Selectman Whiteside-yes.

VOTE: 5-0-0 (Unanimous)

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

Present before the Board: Elise Leduc-Fleming, Wareham Land Trust Executive Director Ms. Fleming is seeking authorization for the Chair to sign a Conservation Restriction Work Authorization Form for the purpose of applying for a grant to do a conceptual study for a trail system at the Stoney Run property at 600 Main Street. Discussion ensued and concerns were raised about the location of the parking lot and the potential safety issues being too close to a high speed area.

SELECTMEN MEETING MINUTES-5/10/2022 (CONT'D)

MOTION: Selectman Wurts moved to authorize the Chair to sign the Conservation Restriction Work Authorization Form submitted by Wareham Land Trust, Inc. for design, engineering and permitting on a site at Stoney Run, 600 Main Street preserve including an evaluation and confirmation of an agreeable parking area. Selectman Slavin seconded. Roll Call: Selectman Chadwick-yes, Selectman Besse-yes, Selectman Slavin-yes, Selectman Wurts-yes, Selectman Whiteside-yes.

VOTE: 5-0-0 (Unanimous)

9. TOWN ADMINISTRATOR'S REPORT

Nothing to report.

10. LIAISON/INITIATIVE REPORTS

The Senate and House are currently working on their budget for 2023.

There has been no change with Chapter 90 funding which is going to have an effect on Town Roads.

There are funds coming from ARPA and CARES Act. Funds granted for projects must be used by 2026.

The new MBTA station in Middleboro is underway which will replace the Lakeville station when completed.

SRPEDD has initiated a program with Bridgewater State University for internships.

The Minot Forest Committee voted to name three trails in the Minot Forest after citizens of the Town who have dedicated an enormous amount of time for the forest and open space. The trails will be named after Marjory Teitelbaum, Donald Hall and Ann Campbell.

11. CONSENT AGENDA

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

12. REORGANIZATION OF THE BOARD

MOTION: Selectman Besse moved to appoint Patricia Wurts as Clerk and Judith Whiteside as Chair of the Board of Selectmen. Selectman Chadwick seconded. Roll Call: Selectman Chadwick-yes, Selectman Besse-yes, Selectman Slavin-yes, Selectman Wurts-yes, Selectman Whiteside-yes.

VOTE: 5-0-0 (Unanimous)

13. SIGNING OF DOCUMENTS APPROVED BY THE BOARD

14. ADJOURNMENT

MOTION: Selectman Slavin moved to adjourn at 8:53 pm. Selectman Besse seconded. Roll Call: Selectman Chadwick-yes, Selectman Besse-yes, Selectman Slavin-yes, Selectman Wurts-yes, Selectman Whiteside-yes.

VOTE: 5-0-0 (Unanimous)

SELECTMEN MEETING MINUTES-5/10/2022 (CONT'D)

Respectfully submitted
Cassandra Slaney
Department Assistant

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

Attest:  Date Signed: 5/31/22
Patricia A. Wurts, Clerk pro tem

DOCUMENTS REVIEWED AND/OR USED IN MEETING.

1. Application from Mumma Mary's for Seasonal Wine & Malt License.
2. Application from Ella's Wood Burning Oven Restaurant for an Alteration of Premises.
3. Liaison list.
4. Policy 02-7, Chapter 61A Section 14 Notification.
5. Donation to Council on Aging.
6. Donation to the Wareham Free Library.
7. Conservation Restriction Work Authorization Form from Wareham Land Trust.

Date sent to Town Clerk: 6-2-22

**POSITIONS FILLED BY REPRESENTATIVE/LIAISON
OF BOARD OF SELECTMEN**

5/11/22

AUDIT COMMITTEE

Member: Alan Slavin

BIKE PATH COMMITTEE

Vacant

Liaison: Alan Slavin

to be determined

BOARD OF ASSESSORS

Steve Curry, Chair

Liaison: Ronald Besse

As posted

BOARD OF HEALTH

Amy Weigandt, M.D., Chair

Liaison: Jared Chadwick

1st & 3rd Wednesday – 5pm

CAPITAL PLANNING COMMITTEE

James Giberti, Chair

Liaison: Alan Slavin

As posted

CMW REGIONAL REFUSE DISPOSAL DISTRICT

_____, Representative

manda Cobb, Representative

Dave Menard, Representative

As posted

CEMETERY COMMISSIONERS

Vacant, Chair

Liaison: Judith Whiteside

3rd Thursday – 8am

COMMUNITY EVENTS COMMITTEE

Lori Benson, Chair

Member: Alan Slavin

4th Monday – 6:30 pm

COMMUNITY PRESERVATION COMMITTEE

Joan Kinniburgh

Liaison: Judith Whiteside, Patricia Wurts

2nd & 4th Wednesday – 6pm

CONSERVATION COMMISSION

Sandy Slavin, Chair

Liaison: Judith Whiteside

1st & 3rd Wednesday – 6:30pm

COUNCIL ON AGING BOARD OF DIRECTORS

Sharon Frank, Chair

Liaison: Alan Slavin, Judith Whiteside

1st Thursday – 10am

ECAS SCHOOL STEERING COMMITTEE

Diane Kenney, Chair

Liaison: Ronald Besse

Wednesdays – 7pm

POSITIONS FILLED BY REPRESENTATIVE/LIAISON OF BOARD OF SELECTMEN
(Cont'd.)

FINANCE COMMITTEE

Bernard Pigeon, Chair
Liaisons: Alan Slavin, Judith Whiteside

Wednesdays – 6:30pm

GOLF COURSE ADVISORY COMMITTEE

James Gilberti, Chair
Liaison: Jared Chadwick

HISTORIC DISTRICT COMMISSION

Robert Blair, Chair
Liaison: Patricia Wurts

As posted

HISTORICAL COMMISSION

Angela Dunham, Chair
Liaison: Patricia Wurts

1st Wednesday – 6:30pm

JOINT TRANSPORTATION PLANNING GROUP

Delegate: Alan Slavin
Alternate Delegate:

LIBRARY BOARD OF TRUSTEES

Melissa Dyer, Chair
Liaison: Judith Whiteside, Patricia Wurts

3rd Thursday – times differ

MARINE RESOURCES COMMISSION

Liaison:

to be determined

MINOT FOREST COMMITTEE

Sandy Slavin, Chair
Liaison: Judith Whiteside

2nd Thursday – 5:30pm

OPEN SPACE COMMITTEE

Sandy Slavin, Chair
Liaison: Judith Whiteside

2nd Monday – 6pm

PLANNING BOARD

Michael King, Chair
Liaison: Alan Slavin, Patricia Wurts

2nd & 4th Monday – 6pm

PLYMOUTH COUNTY COMMISSIONERS ADVISORY BOARD

Member: Alan Slavin

RECYCLING COMMITTEE

Jennifer Gady, Chair
Liaison: Ronald Besse

3rd Wednesday – 6pm

ROAD COMMISSIONERS

Ken Buckland, Chair
Liaison: Judith Whiteside

As posted

POSITIONS FILLED BY REPRESENTATIVE/LIAISON OF BOARD OF SELECTMEN
(Cont'd.)

SCHOOL COMMITTEE

2nd & 4th Wednesday – 7pm

Joyce Bacchiocchi, Chair

Liaisons: Judith Whiteside, Jared Chadwick

SEWER COMMISSIONERS

As posted

James Giberti, Chair

Liaison: Judith Whiteside

SOUTHEASTERN MASSACHUSETTS COMMUTER RAIL TASK FORCE

Representative: Alan Slavin

SOUTHEASTERN REGIONAL PLANNING AND ECONOMIC DEVELOPMENT DISTRICT (SRPEDD)

Alan Slavin-Commissioner for the Board of Selectmen

Michael King-Commissioner for the Planning Board

VETERANS COUNCIL

3rd Wednesday – 7pm

Joseph Sarnelli, Chair

Liaison: Alan Slavin

WAREHAM AFFORDABLE HOUSING TRUST

2nd Tuesday – 9am

_____, Member

WAREHAM CULTURAL COUNCIL

As posted

Wendy Brogioli, Chair

Liaison: Judith Whiteside

WAREHAM REDEVELOPMENT AUTHORITY

As posted

Judith Whiteside, Member

Patricia Wurts, Member

ZONING BOARD OF APPEALS

2nd & 4th Wednesday – 6:30pm

Nazih Elkallassi, Chair

Liaison: Alan Slavin, Patricia Wurts