

MINUTES OF MEETING OF THE BOARD OF SELECTMEN

Date of Meeting: December 15, 2020
Date of Transcription: May 10, 2021
Transcribed by: Cassandra Slaney

1. CALL MEETING TO ORDER BY CHAIRMAN

This meeting was held remotely due to COVID-19.

2. ROLL CALL

Selectmen Present: Peter W. Teitelbaum, Esq., Chairman
Judith Whiteside, Clerk
Alan H. Slavin
Patrick G. Tropeano
James M. Munise

Also Present: Richard Bowen, Town Counsel

Not Present: Derek Sullivan, Town Administrator

3. PLEDGE OF ALLEGIANCE

4. ANNOUNCEMENTS

The MBTA have made cutbacks and changes to their services which will have an effect on Middleboro and Plymouth going into Boston.

Board of Selectmen meetings will not take place on December 22nd and December 29th. Meetings will reconvene on January 5th.

Town Hall will be open by appointment only starting December 16th due to the increased number of COVID-19 cases. More information can be found on the Town website.

5. CITIZEN'S COMMENTS

None.

6. BOARD'S COMMENTS

The Board extended their appreciation to the Town Moderator and the citizens for a good turnout at the Town Meeting.

The tax rate has been certified by the Department of Revenue.

7. APPOINTMENTS/REAPPOINTMENTS/INTERVIEWS

8. DOG HEARING 7:15 P.M.

Hearing will be continued. Natural Resources Officer was not present.

9. LICENSES AND PERMITS

- a. Application from Heather Hill Holdings Corp. d/b/a Depot Liquors, 47 Depot Street, E. Wareham for a Change of Hours.

MOTION: Selectman Whiteside moved to approve the application from Heather Hill Holdings Corp. d/b/a Depot Liquors, 47 Depot Street, E. Wareham for a Change of Hours. Selectman Tropeano seconded. Roll Call: Selectman Slavin-yes, Selectman Munise-yes, Selectman Tropeano-yes, Selectman Whiteside-yes, Selectman Teitelbaum-yes.

VOTE: 5-0-0 (Unanimous)

- b. Request from Lindseys Inc. d/b/a Lindsey's Family Restaurant, Cranberry Hwy, Wareham, MA. to temporarily close for the months of December, January, and February.

MOTION: Selectman Whiteside moved to approve the request from Lindseys Inc. d/b/a Lindsey's Family Restaurant, 3138 Cranberry Hwy, Wareham MA. to temporarily close for the months of December, January and February. Selectman Tropeano seconded. Roll Call: Selectman Slavin-yes, Selectman Munise-yes, Selectman Tropeano-yes, Selectman Whiteside-yes, Selectman Teitelbaum-yes.

VOTE: 5-0-0 (Unanimous)

- c. Application from DJP Liquor Corp. d/b/a The Jug Shop, 221 Main Street, Wareham for a Change of Manager.

MOTION: Selectman Whiteside moved to approve the application from DJP Liquor Corp. d/b/a The Jug Shop, 221 Main Street, Wareham for a Change of Manager. Selectman Tropeano seconded. Roll Call: Selectman Slavin-yes, Selectman Munise-yes, Selectman Tropeano-yes, Selectman Whiteside-yes, Selectman Teitelbaum-yes.

VOTE: 5-0-0 (Unanimous)

- d. **Renewal of the following Year Round Retail Package Good Store All Alcoholic Beverages Licenses for the year 2021, under the provisions of Chapter 138 of the Massachusetts General Laws:**

- i. Patriot Spirits, Inc. d/b/a Liquor 'n More, 18 Tobey Road, Wareham, MA.

MOTION: Selectman Whiteside moved to approve the renewal of the Year Round Retail Package Good Store All Alcoholic Beverages Licenses for the year 2021, under the provisions of Chapter 138 of the Massachusetts General Laws for Patriot Spirits, Inc. d/b/a Liquor 'n More, 18 Tobey Road, Wareham, MA. Selectman Munise seconded. Roll Call: Selectman Slavin-yes, Selectman Munise-yes, Selectman Tropeano-yes, Selectman Whiteside-yes, Selectman Teitelbaum-yes.

VOTE: 5-0-0 (Unanimous)

- e. **Renewal of the following Year Round Common Victualler All Alcoholic Beverages Licenses for the year 2021, under the provisions of Chapter 138 of the Massachusetts General Laws:**
- i. Captain Al's Restaurant LLC d/b/a Captain Al's Restaurant & Tiki Bar, 3236 Cranberry Hwy, Wareham, MA.
 - ii. Charlie's Place Inc. d/b/a Charlie's Place, 3073 Cranberry Hwy, E. Wareham, MA.
 - iii. Concol Inc. d/b/a Narrow's Crossing Restaurant, 1 Narrows Road, Wareham, MA.
 - iv. Cranberry Hospitality LLC d/b/a Townplace Suites and Rosebrook Event Center, 50 Rosebrook Way, Wareham, MA.
 - v. LR Hunt LLC d/b/a Café Soleil, 241 Main Street, Wareham, MA.
 - vi. Nachos, Inc. d/b/a Casa Cancun, 2421 Cranberry Hwy, Wareham, MA.
 - vii. Pepper Dining Inc. d/b/a Chili's Grill & Bar, 2885 Cranberry Hwy, E. Wareham, MA.
 - viii. Red Robin International, Inc. d/b/a Red Robin Gourmet Burgers & Spirits, 2421 Cranberry Hwy, Wareham, MA.
 - ix. Shenanigans Bar and Grill Inc. d/b/a Shenanigans Bar & Grill, 2691 Cranberry Hwy, Wareham, MA.
 - x. Wareham Theatre Inc. d/b/a Flagship Cinemas, 39 Doty Street, Wareham, MA.
 - xi. Ying Dynasty of Wareham, LLC d/b/a Ying Dynasty, 265 Marion Rd, Wareham, MA.

MOTION: Selectman Whiteside moved to approve the above Year Round Common Victualler All Alcoholic Beverages Licenses for the year 2021, under the provisions of Chapter 138 of the Massachusetts General Laws with the following to be held until department approvals are received:

Captain Al's Restaurant LLC d/b/a Captain Al's Restaurant & Tiki Bar, 3235 Cranberry Hwy, Wareham MA.

Charlie's Place Inc. d/b/a Charlie's Place, 3073 Cranberry Hwy, E. Wareham

Cranberry Hospitality LLC d/b/a Townplace Suites and Rosebrook Event Center, 50 Rosebrook Way, Wareham.

Shenanigans Bar and Grill Inc. d/b/a Shenanigans Bar & Grill, 2691 Cranberry Hwy, Wareham.

Wareham Theatre Inc. d/b/a Flagship Cinemas, 39 Doty Street, Wareham.

Selectman Tropeano seconded. Roll Call: Selectman Slavin-yes, Selectman Munise-yes, Selectman Tropeano-yes, Selectman Whiteside-yes, Selectman Teitelbaum-yes.

VOTE: 5-0-0 (Unanimous)

- f. **Renewal of the following Year Round Common Victualer Wines and Malt Beverages License for the year 2021, under the provisions of chapter 138 of the Massachusetts General Laws:**
- i. Stone Path Malt LLC d/b/a Stone Path Malt, 11 Kendrick Road, Wareham, MA.

SELECTMEN MEETING MINUTES-12/15/2020 (CONT'D)

MOTION: Selectman Whiteside moved to approve the renewal of the Year Round Common Victualer Wines and Malt Beverages License for the year 2021, under the provisions of Chapter 138 of the Massachusetts General Laws for Stone Path Malt LLC d/b/a Stone Path Malt, 11 Kendrick Road, Wareham. Selectman Tropeano seconded. Roll Call: Selectman Slavin-yes, Selectman Munise-yes, Selectman Tropeano-yes, Selectman Whiteside-yes, Selectman Teitelbaum-yes.

VOTE: 5-0-0 (Unanimous)

g. Renewal of the following Year Round Club all Alcoholic Beverages License for the year 2021, under the provisions of chapter 138 of the Massachusetts General Laws:

- i. Cromesett Tribe #156 IORM, Inc. d/b/a Cromesett Tribe #156, 765 Main Street W. Wareham, MA.

MOTION: Selectman Whiteside moved to approve the renewal of the Year Round Club all Alcoholic Beverages License to Cromesett Tribe #156 IORM, Inc. d/b/a Cromesett Tribe #156, 765 Main Street, W. Wareham. Selectman Munise seconded. Roll Call: Selectman Slavin-yes, Selectman Munise-yes, Selectman Tropeano-yes, Selectman Whiteside-yes, Selectman Teitelbaum-yes.

VOTE: 5-0-0 (Unanimous)

10. TOWN BUSINESS

- a. COVID-19 Update.

No update at this time.

- b. Certificate of Recognition-Keegan P. Cahill.

Mr. Cahill was recognized for his accomplishments at Wareham High School and the JROTC.

- c. Discussion and vote to adopt Multi-Hazard Mitigation Plan.

Present Before the Board: Ken Buckland, Planning Director

Mr. Buckland explained the Mitigation Plan is a planning project that reduces or eliminates loss of life and property damages that can result from natural hazards such as floods, earthquakes, hurricanes or droughts. With the adoption of this plan, the Town will be ready to accept grants from FEMA to implement programs that are issued.

MOTION: Selectman Whiteside moved to adopt the Town of Wareham Massachusetts Multi-Hazard Mitigation Plan 2020. The certificate of adoption from the Board of Selectmen, Town of Wareham, Massachusetts, resolution adopting the Town of Wareham Multi-hazard Mitigation Plan 2020 whereas; the town of Wareham recognizes the threat that natural hazards imposes to the people and property within our community and whereas: undertaking hazard mitigation actions will reduce the potential for harm to people and property from future hazard occurrences and whereas: the Town of Wareham established the committee to prepare the Town of Wareham Multi-hazard Mitigation Plan 2020 and whereas: the Town of Wareham Multi-Hazard mitigation plan 2020 contained several potential future projects to mitigate potential impacts from natural hazards in the Town of Wareham whereas; duly noticed public meetings were held by the local planning team on May 20, 2020

and whereas; the Town of Wareham authorizes responsible departments and/or agencies to execute their responsibilities demonstrated in the plan and now therefore be a resolve that the Town of Wareham, Board of Selectmen adopts the Town of Wareham Hazard Mitigation Plan 2020 in accordance with the Massachusetts General Laws Chapter 40 section 4 or the charter by laws of the Town of Wareham.

Selectman Munise seconded. Roll Call: Selectman Slavin-yes, Selectman Munise-yes, Selectman Tropeano-yes, Selectman Whiteside-yes, Selectman Teitelbaum-yes.

VOTE: 5-0-0 (Unanimous)

- d. Accept donation from The Westport Fund on behalf of Mr. and Mrs. Curtin in the amount of \$1,000.00 to the Wareham Free Library for providing library services to the Town of Wareham.

MOTION: Selectman Whiteside moved to accept the donation from The Westport Fund on behalf of Mr. & Mrs. Curtin in the amount of \$1,000.00 to the Wareham Free Library for providing library services to the Town of Wareham. Selectman Munise seconded. Roll Call: Selectman Slavin-yes, Selectman Munise-yes, Selectman Tropeano-yes, Selectman Whiteside-yes, Selectman Teitelbaum-yes.

VOTE: 5-0-0 (Unanimous)

- e. Ratify hiring of Frederick Gouveia-Laborer-Municipal Maintenance and Timothy Lavigne-Laborer-Municipal Maintenance.

MOTION: Selectman Whiteside moved to ratify the hiring of Frederick Gouveia-Laborer-Municipal Maintenance and Timothy Lavigne-Laborer-Municipal Maintenance. Selectman Tropeano seconded. Roll Call: Selectman Slavin-yes, Selectman Munise-yes, Selectman Tropeano-yes, Selectman Whiteside-yes, Selectman Teitelbaum-yes.

VOTE: 5-0-0 (Unanimous)

- f. Accept as to form decommissioning of the following solar field bonds:
160TIH WHAM8 SOLAR, LLC (\$148,831.07)
77FTM WHAM8 SOLAR, LLC (\$126,807.39)
71CFR WHAM8 SOLAR, LLC (\$78,463.90)
299F2M WHAM8 SOLAR, LLC (\$137,177.42).

MOTION: Selectman Whiteside moved to approve the following Borrego Solar Systems Inc. solar project decommissioning bonds as to form with the requirement that the surety for the bonds must appear on the Massachusetts Division of Insurance list of sureties approved to do business in the Commonwealth of Massachusetts: 160TIH WHAM8 SOLAR, LLC; 77FTM WHAM8 SOLAR, LLC; 71CFR WHAM8 SOLAR, LLC; 299F2M WHAM8 SOLAR, LLC. Selectman Tropeano seconded. Roll Call: Selectman Slavin-no, Selectman Munise-yes, Selectman Tropeano-yes, Selectman Whiteside-yes, Selectman Teitelbaum-yes.

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

- g. 2021 ABCC Renewal Certification.

MOTION: Selectman Whiteside moved to approve the 2021 ABCC Renewal Certification. Selectman Tropeano seconded. Roll Call: Selectman Slavin-yes, Selectman Munise-yes, Selectman Tropeano-yes, Selectman Whiteside-yes, Selectman Teitelbaum-yes.

VOTE: 5-0-0 (Unanimous)

SELECTMEN MEETING MINUTES-12/15/2020 (CONT'D)

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

MOTION: Selectman Whiteside moved to approve Barnacle Bob's d/b/a Barnacle Bob's and/or BB's, 2424 Cranberry Hwy, Wareham to temporarily close until March 2021 due to COVID-19. Selectman Tropeano seconded. Roll Call: Selectman Slavin-yes, Selectman Munise-yes, Selectman Tropeano-yes, Selectman Whiteside-yes, Selectman Teitelbaum-yes.

VOTE: 5-0-0 (Unanimous)

MOTION: Selectman Munise moved to authorize the Chairman to write a letter to the local representatives regarding state and local funding. Selectman Tropeano seconded. Roll Call: Selectman Slavin-yes, Selectman Munise-yes, Selectman Tropeano-yes, Selectman Whiteside-yes, Selectman Teitelbaum-yes.

VOTE: 5-0-0 (Unanimous)

11. TOWN ADMINISTRATOR'S REPORT

No report. Town Administrator not present.

12. LIAISON REPORTS/INITIATIVE REPORTS

The state is staying at Phase 3, Step 1. Municipalities can choose to take a step back. The 6 & 28 project is moving along.

The Swifts Beach light project has been approved and is expected to start in 2023.

The Bike Path is also on the schedule Narrows Rd. and Minot Ave. to start in 2023.

The Zoning Board of Appeals opened the public hearing on the Littleton Drive project. Some of the concerns involved trespassing and location.

13. CONSENT AGENDA

- a. Approve meeting minutes: October 8, 2019; August 11, 2020.

MOTION: Selectman Whiteside moved to approve the meeting minutes for October 8, 2019. Selectman Tropeano seconded. Roll Call: Selectman Slavin-abstained, Selectman Munise-yes, Selectman Tropeano-yes, Selectman Whiteside-abstained, Selectman Teitelbaum-yes.

VOTE: 3-0-2 (Selectman Slavin and Selectman Whiteside abstained)

MOTION: Selectman Whiteside moved to approve the meeting minutes for August 11, 2020. Selectman Tropeano seconded. Roll Call: Selectman Slavin-yes, Selectman Munise-yes, Selectman Tropeano-yes, Selectman Whiteside-yes, Selectman Teitelbaum-yes.

VOTE: 5-0-0 (Unanimous)

- b. Authorization to sign bills and documents, etc.

14. ADJOURNMENT

MOTION: Selectman Slavin moved to adjourn at 8:11 pm. Selectman Whiteside seconded. Roll Call: Selectman Slavin-yes, Selectman Munise-yes, Selectman Tropeano-yes, Selectman Whiteside-yes, Selectman Teitelbaum-yes.

SELECTMEN MEETING MINUTES-12/15/2020 (CONT'D)

VOTE: 5-0-0 (Unanimous)

15. 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: 
Judith Whiteside, Clerk

Date Signed: 5-18-21

Date sent to the Town Clerk: 5-20-21