

MINUTES OF MEETING OF THE SELECT BOARD

Date of Meeting: September 12, 2023
Date of Transcription: September 19, 2023
Transcribed by: Karen Wilfert

1. CALL TO ORDER BY CHAIR

2. ROLL CALL

Select Board members present: Judith Whiteside, Chair
Jared Chadwick, Clerk
Alan Slavin
Patricia Wurts

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

Not present: Ronald S. Besse

Moment of silence for the victims of 9/11

3. PLEDGE OF ALLEGIANCE

4. RESIDENT'S COMMENTS: Comments on non-agenda items shall be limited to 2 minutes, and there will be no more than 10 minutes per meeting. Based on past practice, the Select Board will not respond or comment. **None.**

5. ANNOUNCEMENTS

Mr. Slavin announced the coming of the Jewish New Year and Yom Kippur. He explained how the holiday is celebrated and wished everyone who celebrates a Happy New Year.

Mr. Chadwick made the announcement that Fall School sports have begun. Buses are back on the road again around 5:00 p.m and it is important to stop for the red flashing lights. Fines are hefty.

Ms. Whiteside announced the Veteran's Parade will take place on November 11th at 10:00 a.m. It will begin at Besse Park and will end at Centre Park. Participants will include stilt walkers and balloon makers and more participants are welcome.

6. APPOINTMENTS/REAPPOINTMENTS/ INTERVIEWS

- a. Board of Health
 - i. **MOTION:** Mr. Chadwick moved to appoint Jilian Morton, member, to a term to expire June 30, 2024, seconded. **VOTE 4-0-0**
 - ii. **MOTION:** Mr. Chadwick moved to appoint Patrick Tropeano, member, term to expire June 30, 2025, seconded. **VOTE 4-0-0.**
 - iii. **MOTION:** Mr. Chadwick moved to appoint Lawrence Perry to a change from Full Member to Associate member, term to expire June 30, 2024, seconded. **VOTE 4-0-0**
- b. Wareham Housing Authority
 - i. **MOTION:** Mr. Chadwick moved to appoint Dennis Praino as member, term to expire 5/7/24, seconded. **VOTE 4-0-0**

7. 7:15 HEARING – J.P. Noonan

MOTION: Mr. Chadwick moved to open the hearing on the Application from J.P. Noonan 2381 Cranberry Highway, West Wareham for a Flammable Fluid License for the keeping, storage and sale of diesel fuel and motor oil in accordance with the provisions of Chapter 148 of MGL., Seconded. **VOTE:4-0-0** The hearing was declared open.

Mr. William Madden was present before the Board on behalf of the applicant. Board members had questions. Mr. Nazih Elkalassi was present to speak to the application, and stated that he believed the applicant need to apply for a Variance from the ZBA. Because there were several questions left unanswered the Chair suggested a continuation to the hearing.

MOTION: Mr. Chadwick moved to continue the hearing to a time unspecified, Seconded. **VOTE: 4-0-0**

- a. Discussion and possible vote to authorize the keeping, storage and sale of diesel fuel and motor oil, 25,000 gallons AST and 500 motor oil drums. Will be addressed subsequent to closure of the hearing.

8. LICENSES AND PERMITS

- a. **MOTION:** Mr. Chadwick moved to approve the change of Officers for Red Robin International, Inc. 2421 Cranberry Highway Suite 350, Wareham, MA 02571, Seconded. **Vote: 4-0-0**
- b. Discussion and possible vote for change of Manager and change of Stockholder for Ranchod, Inc., (Liquor Locker) 3021 Cranberry Highway, East Wareham, MA 02538. Will be addressed at future meeting.

9. TOWN BUSINESS

- a. **MOTION:** Mr. Chadwick moved to reaffirm Select Board fees as presented, Seconded. **VOTE 4-0-0.**
- b. **MOTION:** Mr. Chadwick moved to approve the FY24 First Half Curbside Commitment in the amount of \$1,316,225.00, seconded. **VOTE 4-0-0.**

- c. **MOTION:** Mr. Chadwick moved to approve the opt-out and reduction fees applications for Curbside Billing FY24 in the amount of \$1,003.76, Seconded. **VOTE : 4-0-0.**
- d. Discussion regarding Center (Centre) Park regulation. (February 1987). No vote necessary.
- e. **MOTION:** Mr. Chadwick moved to adopt a Code of Conduct, as suggested by MIAA., seconded. **VOTE: 4-0-0**
- f. **MOTION:** Mr. Chadwick moved to to accept a \$100.00 donation from Mr. William RC White to the Council on Aging, seconded. **VOTE: 4-0-0.**
- g. Discussion and possible vote on enforcement options regarding Mr. and Mrs. Russell Kriehn's Dangerous Dog Hearing. There will be a hearing held on October 3, 2023 with the Kreihns. (**NOTE:** Mr. Chadwick recused himself from discussion on this item.)
- h. Any other Town business not reasonably anticipated 48 hours prior to the posting of this meeting.

10. TOWN ADMINISTRATOR'S REPORT

Mr. Sullivan mentioned weather reports about Hurricane Lee including flood damages. The town is keeping an eye on it.

11. LIAISON/INITIATIVE REPORTS/BOARD'S COMMENTS

Mr. Slavin watched a 4 hour Chapter 70 tutorial about school functions including revenue and expenses. He stated that there is no question why it is difficult to understand. The state program has many flaws for towns, some equitable, some inequitable. He noted that Wareham complies with the foundation request and that we aren't underfunding the Wareham schools at all.

Mr. Slavin had a phone conversation with Tom Cahir from Bourne, Executive Director of the Cape Cod Rail Transit Authority of Hyannis. In the past, he lobbied for the Cape Cod Flyer and is presently lobbying for the Commuter Rail to come to Buzzards Bay. He also lobbied for the train to go to Hyannis, but with the existing condition of the train rail and limitations of 20-30 mph. There are also of residents that don't want the train going by in back of their houses. The Healey Administration is pushing the project. Mr. Slavin will keep everyone updated.

Mr. Slavin discussed the MSBA program. He explained that it pays for schools 40%-70% as a rule. There is a bill that mirrors the MSBA infrastructure, which could give Wareham a new police station. That bill has started to move again and we are going to watch to make sure we are actively involved because a new police station in Wareham is beyond our means.

Ms. Wurts mentioned that the Planning Board is heavily involved with getting the Articles ready for this year's town meeting.

Mr. Slavin also mentioned the Cannabis Control Commission. It is strongly pushing cannabis cafes and making rules and regulations to get this going. He would like to put this subject back on the Select Board agenda soon.

Mr. Chadwick mentioned that the Vikings lost their recent game, but that Tyrell Pires has been nominated for Southcoast Player of the Week. He had 11 tackles on defense, carried 15 times for 50 yards and a touchdown. He is only a freshman but he has a promising future in

the NFL. Mr. Chadwick wanted people to go to Southcoast Today (online) to vote for him for Wareham's own Player of the Week.

Ms. Whiteside reminded everyone about the Veteran's Day Parade looking for more participants, including youth groups, and 501C3's. It is already an exciting lineup, but more participants are encouraged and welcome.

12. CONSENT AGENDA

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

MOTION: Mr. Chadwick moved to approve the minutes of August 15, 2023, seconded. **VOTE: 4-0-0**

MOTION: Mr. Chadwick moved to approve the minutes of August 29, 2023, seconded. **VOTE: 4-0-0**

13. **ADJOURNMENT : MOTION:** Mr. Slavin moved to adjourn the meeting at 7:39, seconded. **VOTE: 4-0-0**

14. SIGNING OF DOCUMENTS APPROVED BY THE BOARD

Respectfully submitted,

Karen Wilfert

Department Assistant

The foregoing minutes were submitted to the Select Board:

Attest:


Jared S. Chadwick, Clerk

Date Signed: 10/10/23

DOCUMENTS REVIEWED AND/OR USED IN MEETING

1. Application from Jillian Morton
2. Application from Patrick Tropeano
3. Application for Lawrence Perry
4. Application Dennis Praino
5. Application for License from J.P. Noonan
6. Notice of Public Hearing for J.P. Noonan
7. Documents regarding Red Robin International change of officers
8. Documents regarding Ranchod, Inc. change of Stockholder
9. FY24 First Half Curbside Commitment letter
10. Opt-out Curbside Billing FY24 letter
11. Center (Centre) Park regulations paperwork
12. MIIA Risk Management Code of Conduct Policy
13. Council on Aging donation letter
14. Dangerous Dog Hearing Notice of Decision
15. August 15, 2023 Select Board meeting minutes
16. August 29, 2023 Select Board meeting minutes