

**MARION BOARD OF SELECTMEN
WATER/SEWER COMMISSIONERS
MEETING MINUTES
May 20, 2014**

MEMBERS PRESENT: Jonathan Henry, Chairman
Jonathan Dickerson
Stephen Cushing

ALSO PRESENT: Paul Dawson, Town Administrator
Chief Miller
Steve Kokkins
Bill Saltonstall
Carol Sanz
Chris Reagle (Sentinel)
Jean Perry (Wanderer)
Debra Paiva, secretary

The meeting was called to order at 7:00 p.m. in the Town House conference room. Mr. Dickerson announced that the meeting would be televised, video recorded by ORCTV, and audio recorded by Town of Marion staff. A list of the materials reviewed at the meeting will be attached to these minutes.

Reorganization of Board

Moved by Mr. Cushing and seconded by Mr. Dickerson to appoint Mr. Henry Chairman. VOTE: 3-0-0

Moved by Mr. Henry and seconded by Mr. Cushing to appoint Mr. Dickerson Vice-Chairman. VOTE: 3-0-0

Moved by Mr. Henry and seconded by Mr. Dickerson to appoint Mr. Cushing Clerk. VOTE: 3-0-0

Moved by Mr. Henry and seconded by Mr. Cushing to appoint Mr. Dickerson Parking Clerk. VOTE: 3-0-0

Moved by Mr. Cushing and seconded by Mr. Dickerson to appoint Mr. Henry to the Marion Affordable Housing Trust. VOTE: 3-0-0

Moved by Mr. Cushing and seconded by Mr. Henry to appoint Mr. Dickerson to the Buzzards Bay Action Committee. VOTE: 3-0-0

Moved by Mr. Dickerson and seconded by Mr. Cushing to appoint Mr. Henry to the Town House Building Committee. VOTE: 3-0-0

Moved by Mr. Dickerson and seconded by Mr. Henry to appoint Mr. Cushing to the Music Hall Advisory Committee. VOTE: 3-0-0

Moved by Mr. Henry and seconded by Mr. Dickerson to appoint Mr. Cushing to the Capital Improvements Planning Committee. VOTE: 3-0-0

Moved by Mr. Dickerson and seconded by Mr. Cushing to appoint Mr. Henry to the Plymouth County Advisory Board. VOTE: 3-0-0

Moved by Mr. Dickerson and seconded by Mr. Cushing to appoint Mr. Henry as the Board's representative to SRPEDD and JTPG. VOTE: 3-0-0

Moved by Mr. Cushing and seconded by Mr. Dickerson to appoint Mr. Henry to the Southeastern Massachusetts Commuter Rail Task Force. VOTE: 3-0-0

Moved by Mr. Henry and seconded by Mr. Dickerson to appoint Mr. Cushing to the Community Preservation Committee. VOTE: 3-0-0

Moved by Mr. Cushing and seconded by Mr. Henry to appoint Mr. Dickerson to the Marion Pathways Committee. VOTE: 3-0-0

Moved by Mr. Henry and seconded by Mr. Dickerson to appoint Mr. Cushing as the Board's representative to the Carver Marion Wareham Regional Refuse Disposal District. VOTE: 3-0-0

Moved by Mr. Cushing and seconded by Mr. Henry to appoint Mr. Dickerson as the Board's School Committee liaison. VOTE: 3-0-0

Moved by Mr. Henry and seconded by Mr. Dickerson to appoint Mr. Cushing as the Board's Clerical Union liaison. VOTE: 3-0-0

Moved by Mr. Cushing and seconded by Mr. Dickerson to appoint Mr. Henry as the Board's DPW Union liaison. VOTE: 3-0-0

Moved by Mr. Henry and seconded by Mr. Cushing to appoint Mr. Dickerson as the Board's Police Union liaison. VOTE: 3-0-0

Approval of Meeting Minutes – May 6, 2014

Moved by Mr. Cushing and seconded by Mr. Dickerson to move the minutes of the May 6, 2014 meeting. VOTE: 3-0-0

APPOINTMENTS

7:05 p.m. – Marion Fireworks Committee

Mr. Dickerson joined committee member Donna Hemphill to give an update on the 2014 Fireworks fundraising efforts. Two years ago the Selectmen assigned the fireworks fundraising to the Recreation Department; at that time it was too late for the required funds to be raised and there were no fireworks that year. Last year enough funds were raised and the event was held. This year the fundraising began earlier and the same methods were used but the committee is \$18,000 short of the \$50,000 goal. After discussion, it was agreed that the committee will continue its fundraising efforts until June 3, and Mr. Dawson will advertise an Invitation for Bids with a disclaimer that the bid will awarded if sufficient funds are available.

7:15 p.m. – Police Chief Miller

Chief Miller submitted a memo announcing that the Marion Police Department has been awarded state certification by the Massachusetts Police Accreditation Commission. The certification process, which is voluntary, consisted of a two day, on-site review of the Commission's 159 standards for certification. The review was done by a team of Commission-appointed assessors and the standards included policy development, emergency response planning, training, communications, property and evidence handling, use of force, vehicular, pursuit, prisoner transportation, and holding facilities. Certification is the first step to full accreditation, which Chief Miller anticipates will be achieved by next year. There are three fully accredited police departments in Plymouth County and Marion is the only certified department in the county.

Chief Miller thanked the entire Police Department staff for their contributions in making the certification possible. He also recognized Lieutenant John Garcia for his efforts and Officer Karen Ballinger for her assistance and expertise.

The Board agreed that a letter of commendation will be sent to the Police Department and that Lieutenant Garcia and Officer Ballinger will be recognized as well.

ACTION ITEMS

Water abatement request – 24 Pine Hill Lane

A water abatement request application submitted by Edward and Kim Lavoie was reviewed and discussed. In January Mr. and Mrs. Lavoie were out of town and the home heating system failed, causing the pipes to burst and flood the home for five days.

Review of the information revealed that Section 4.1 of Town of Marion Water Division Rules & Regulations requires that abatement requests must be received at the Water Division administrative office within 30 days of the bill date, any abatement requests received after 30 days will not be accepted, the deadline to submit the request was April 14, 2014, and the request was brought to the Water Division office on April 23, 2014.

Moved by Mr. Henry and seconded by Mr. Cushing to deny the request. VOTE: 3-0-0

Tabor Academy request to extend outside entertainment – 6:00 p.m. – 11:00 p.m. (6/7/14)

Moved by Mr. Dickerson and seconded by Mr. Henry to approve. VOTE: 3-0-0

Memo from Music Hall Advisory Committee recommending increase from five to seven members

A memo from the Music Hall Advisory Committee (MHAC) dated April 24, 2014 was reviewed and discussed; the MHAC recommends that its membership be increased from five to seven. In addition, the committee requested that Tinker Saltonstall be appointed as a member and that an advertisement for the second new member be published.

Moved by Mr. Cushing and seconded by Mr. Dickerson to increase the membership of the Music Hall Advisory Committee to seven members. VOTE: 3-0-0

It was agreed to take the request to appoint Mrs. Saltonstall under advisement until the vacancies have been advertised.

Letter from Jean DaSilva regarding Feast of St. Anthony - 1:00 p.m. – 6:00 p.m. (6/8/14)

Moved by Mr. Dickerson and seconded by Mr. Cushing to move the request. VOTE: 3-0-0

Request for appointment to Landfill Solar Array RFP Evaluation Committee (Norm Hills, Jennifer Francis, Bill Saltonstall)

At a previous meeting it was agreed that the RFP Evaluation Committee would be a subcommittee of the Energy Management Committee; Chairman David Pierce has requested the appointment of Norm Hills, Jennifer Francis, and Bill Saltonstall.

Audience member Steve Kokkins, 72 Cove Circle, said the committee should have a mixture of energy and financial expertise and recommended that a member of the Finance Committee be appointed to the Committee as well.

After a lengthy discussion that included Mr. Kokkins, Mr. Dawson, Mr. Saltonstall, and the Selectmen, it was agreed that the Board would follow the recommendation of the EMC and would seek financial expertise should it become necessary.

Moved by Mr. Dickerson and seconded by Mr. Cushing to appoint Norman Hills, Jennifer Francis, and William Saltonstall Jr. to the Landfill Solar Array RFP Evaluation Committee with the understanding that the Selectmen will seek financial expertise if necessary. VOTE: 3-0-0

One day all alcohol license – VFW #2425 – birthday party 4:00 p.m. – 9:00 p.m. (5/31/14)

Moved by Mr. Cushing and seconded by Mr. Dickerson to approve. VOTE: 3-0-0

South Shore Race Management request to use public roads for 5K road race (9/21/14)

The request was reviewed and discussed. Chief Miller said he was opposed to the proposed route and requested that if the Selectmen approve the race it will be with the stipulation that the same

route and time frame used by the Recreation Department be followed. It was agreed that Mr. Dawson will contact the organizers of the race.

One day all alcohol license – New Bedford Art Museum/Art Works! Fundraiser at 77 Piney Point Road, 5:30 p.m. – 8:30 p.m. (7/25/14)

Moved by Mr. Dickerson and seconded by Mr. Cushing to approve. VOTE: 3-0-0

Request to appoint temporary Registrars for election recount

A request for a recount of the recent School Committee election has been submitted by Michelle Ouellette, who was the third place candidate by one vote. The recount will be Wednesday, May 28, at 11:00 a.m. and the Board is requested to appoint Nancy Braitmayer, Paul Naiman, and Assistant Town Clerk Michele Bissonnette to serve as temporary Registrars during the recount.

Moved by Mr. Dickerson and seconded by Mr. Cushing to move the appointments. VOTE: 3-0-0

CDM Smith contract amendment – Paving projects and River Road drainage

The River Road paving project required Conservation Commission review; it has been determined that there is an ongoing issue with the drainage on River Road that will require repair. An amendment of \$39,000 is required to pay for the change in the design plans. All of the costs will be paid for with Chapter 90 funds

Mr. Henry recommended that a sewer pipe be included in the design to allow for a future sewer expansion in the area of Green Street, Hill Street, Marvel Street, and River Road. After discussion it was agreed that Mr. Dawson would contact the Health Director and ask about the existing conditions on those roads. Mr. Kokkins recommended that the design engineers be advised of the possibility of a sewer expansion in the future.

Moved by Mr. Cushing and seconded by Mr. Dickerson to approve the request for the additional \$39,000. VOTE: 3-0-0

TOWN ADMINISTRATOR REPORT

Update – House Bill 3605

Mr. Dawson advised the Board that on May 14 House Bill 3605 was signed by Governor Patrick with an emergency preamble making the bill effective immediately. The bill is a home rule petition that allows the Town of Marion to place liens on properties owned by water customers outside of Marion's geographical borders (Rochester and Wareham). It was agreed that letters will be sent to Representative Straus and Senator Pacheco thanking them and their staffs for their support.

Washburn Park vandalism

On May 14 the Conservation office received a call from DEP regarding work at the Washburn Park area, including filling of the duck pond. Pictures showing extensive clearing and stumping, grading at the pond, and filling at the edge of the pond. Nobody knows who went to the area with the heavy equipment to do the work and all of the work was done without consultation with Town and with no permits. Mr. Dickerson recommended that cameras be installed to prevent future vandalism. Chief Miller has been made aware of the situation and the Conservation Commission will visit the site this weekend and provide their findings to Mr. Dawson and to the DEP.

Future Generation Wind project update

Mr. Dawson recently participated in a conference call with representatives of Future Generation Wind and was told that the project is 95% sold, fully permitted, an interconnection agreement with

NSTAR has been reached, and the company is in negotiations with a significant partner. Mr. Dawson was told that the worst case scenario is that the project will be operating by the end of 2015 but the expectation is that construction could start as early as this fall and be completed six months later. The developers will be requesting that the June 30, 2015 deadline be extended to the end of 2015.

Public Health Nurse

Mr. Dawson announced that Public Health Nurse Kathy Downey was recently awarded a Ph.D. in Nursing.

CORRESPONDENCE

The following correspondence items were briefly discussed:

- #1 – Letter from VFW #2425 regarding Memorial Day Parade and Observances
- #6 – Invitation to Wareham Summer of Celebration 2014 event
- #7 – Copy of letter from Voltage Pictures regarding scouting of locations

Tree Warden

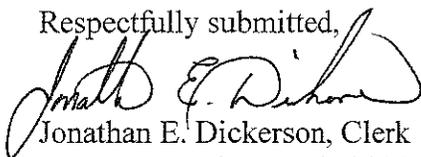
Mr. Dawson said Margie Baldwin was written in and elected as Tree Warden but she has not yet indicated if she will accept the role.

Formation of committee

Mr. Dickerson suggested the formation of a five member committee consisting of one selectman, one member of the Finance Committee, and three members of the Fire Department. The committee would work together to bring a request to Town Meeting for a new fire engine. Mr. Dickerson said he was not interested in serving; Mr. Cushing said he was very interested in serving. Mr. Dickerson said the Fire Chief should select which members of the Fire Department would serve on the committee. It was agreed that this would be discussed at the June 3 meeting.

Moved by Mr. Cushing and seconded by Mr. Dickerson at 9:05 p.m. to adjourn. VOTE: 3-0-0

Respectfully submitted,



Jonathan E. Dickerson, Clerk
Date approved: June 3, 2014

RECEIVED
TOWN CLERK OF MARION, MA
JUN -9 9:54

**MARION BOARD OF SELECTMEN
WATER/SEWER COMMISSIONERS
DOCUMENTS REVIEWED AT MEETING – May 20, 2014**

Meeting minutes – May 6, 2014

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Request to appoint temporary Registrars for election recount

CDM Smith contract amendment – Paving projects and River Road drainage

Copy of House Bill 3605 signed by Governor Patrick

Photos of vandalized area of Washburn Park

Letter from VFW #2425 regarding Memorial Day Parade and Observances

Verizon contact information change notification

Letter from DMF announcing areas closed to shellfishing

Letter from DHCD regarding building permit reporting form

Letter from DHCD regarding SHI update

Invitation to Wareham Summer of Celebration 2014 event

Copy of letter from Voltage Pictures regarding scouting of locations

ORCTV 2013 Annual Report

Memo from Chief Miller regarding resignation of Special Police Officer Robert Hoey

Email from MMA regarding Senate Ways & Means Committee FY15 budget

Email from MMA regarding FY15 State Budget Senate debate

Meeting Minutes – Tree/Parks Committee (4/29/14)

Reorganization of Carver Board of Selectmen

Meeting Minutes – Upper Cape Regional School Committee (4/17/14)