

**MARION BOARD OF SELECTMEN  
WATER/SEWER COMMISSIONERS  
MEETING MINUTES  
August 4, 2015**

**MEMBERS PRESENT:** Stephen Cushing, Chairman  
Jonathan Henry  
Jonathan Dickerson

**ALSO PRESENT:** Paul Dawson, Town Administrator  
Scott Erdman  
John Rockwell  
Joe Keogh  
Dan Barnett, P.E.  
Mia Halter  
Christina Bascom  
Margot Stone  
Greg Carey  
Clark Fenner  
Matthew Bernat (Sippican Week)  
Mary Lou Newell (Wanderer)  
Other members of the audience that did not sign in  
Debra Paiva, secretary

The meeting was called to order at 7:00 p.m. in the police station conference room. Mr. Cushing announced that the meeting would be 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.

**Approval of Meeting Minutes – July 7, 2015**

Moved by Mr. Dickerson and seconded by Mr. Henry to move the minutes. VOTE: 3-0-0

**APPOINTMENTS**

**7:05 p.m. Scott Erdmann – Questions regarding status of Grassi bog**

Scott Erdmann, John Rockwell, Joe Keogh, MOSAC, and Dan Barnett and Mia Halter of Natural Resources Conservation Services (NRCS) were all present to discuss the status of the Grassi Bog. During the conversation the following issues were addressed:

- Destruction of the water control structure during a 2014 storm and the impact it has had on Mr. Erdmann's property
- Concern regarding mosquitos
- Concern regarding flooding of the parking area and Route 6
- Design of the restoration plan
- Delay in restoration
- Water that partially submerges the land at the rear of Mr. Erdmann's property
- Creation of a swamp where there previously was a cranberry bog
- The wetland reserve program, which allows the conversion of farmland to restore as wetlands
- Failure of 7 water control structures
- Target elevations of the pond

- The release of water from an upstream bog
- A different type of stone is proposed for the new design

It was agreed that a site visit will be conducted on Thursday at 3:00 p.m. Plymouth County Mosquito Control will be contacted and asked to test the area.

#### **ACTION ITEMS**

##### **Credit memorandum – 10 Inland Road - \$1002.60 (7/7/15)**

Moved by Mr. Henry and seconded by Mr. Dickerson to move the memorandum. VOTE: 3-0-0

##### **Credit memorandum – 29 Hastings Road - \$2580.65 (7/10/15)**

Moved by Mr. Henry and seconded by Mr. Dickerson to move the memorandum. VOTE: 3-0-0

#### **Discussion regarding Music Hall Advisory Committee request for funding for landscaping and furniture**

Committee members Chrissie Bascom and Margot Stone were present for this discussion.

##### **Furniture**

Mr. Cushing asked if there was a firmer price for the furniture and was told the furniture has not yet been ordered.

Moved by Mr. Henry and seconded by Mr. Dickerson to approve the request, not to exceed \$7000, from the Music Hall Endowment Fund for this purpose. VOTE: 3-0-0

##### **Landscaping**

Mrs. Bascom explained that the request is to draw down \$5000 to begin landscaping in the front of the building in time for the Gala. Mr. Cushing asked if the bidding process has begun and was told no, this is an estimate of the cost.

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

##### **Water & sewer commitment – miscellaneous sewer – FRMA - \$2297.48 (7/13/15)**

Moved by Mr. Dickerson and seconded by Mr. Henry to move the commitment. VOTE: 3-0-0

##### **Water & sewer commitment – final readings – \$2778.76 (7/13/15)**

Moved by Mr. Dickerson and seconded by Mr. Henry to move the commitment. VOTE: 3-0-0

##### **One day all alcohol license – Marion Social Club, birthday party, 5:00 p.m. – 10:00 p.m. (8/8/15)**

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

##### **One day wine & malt license – VFW #2425, Town Party/Block Dance, 4:00 p.m. – 9:30 p.m. (8/22/15, rain date 8/23/15)**

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

##### **One day all alcohol license – VFW #2425, Barbecue Rib & Chicken Dinner, 12:00 noon – 5:00 p.m. (8/9/15)**

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

##### **One day all alcohol license – VFW #2425, family reunion, 12:00 noon – 8:00 p.m. (8/29/15)**

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

**One day all alcohol license – Marion Social Club, baby shower, 1:00 p.m. – 4:00 p.m. (8/29/15)**

Moved by Mr. Henry and seconded by Mr. Dickerson to move the license. VOTE: 3-0-0

**Award contracts – demolition of unsafe buildings**

After the Annual Town Meeting vote to approve the demolition of three unsafe structures, a price solicitation was done; Mr. Dawson recommended the award of demolition contracts as follows:

525 County Road to Arne Excavating for \$9660

974 Point Road to MHT Excavating for \$6435

1013 Point Road to Arne Excavating for \$6170

Moved by Mr. Henry and seconded by Mr. Dickerson to move the recommendation of the Town Administrator. VOTE: 3-0-0

**Discussion – Date of Special Town Meeting**

Mr. Dawson explained that a Special Town Meeting will be necessary and recommended that the date be Monday, October 26

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

**Water & sewer commitment – final readings – \$334.46 (7/31/15)**

Moved by Mr. Henry and seconded by Mr. Dickerson to move the commitment. VOTE: 3-0-0

**Letter dated July 16, 2015 from Dennis & Karen Clemishaw regarding removal of property from M.G.L. c. 61A classification and notice of intent to convert**

Mr. and Mrs. Clemishaw were present for this discussion. Mr. Dawson provided the following information to the Board and to the Clemishaws:

- Town Counsel has determined that the notice meets the provisions of Chapter 61A
- Because there is no intended sale of the land, the window of time window for the selectmen to exercise the option to purchase the property is 30 days, not 120 days
- The 6.34 acre parcel is surrounded by land that is not connected to any other land owned by the Town of Marion
- Ted North has submitted a letter indicating that the selectmen have 120 days to exercise their option; however, Town Counsel has made it clear that the time is actually 30 days
- He was recently informed by Planning Board chairman Robert Lane that the applicants are before the Planning Board with an intended use for the property, and the plans under review by the Planning Board do not offer concrete proof that the project meets all zoning requirements
- While the information before the selectmen is a valid offer that can be acted upon tonight, there is no guarantee that the 6.34 acre parcel is going to meet the zoning requirements related to setbacks
- If the Board approves tonight's request, it does not mean that the Planning Board will approve the project
- Should the plan not provide frontage required under zoning, a revised notice of intent to convert will need to be submitted

Moved by Mr. Henry and seconded by Mr. Dickerson to not exercise the option to facilitate in allowing this matter to go forward before the Planning Board. VOTE: 3-0-0

**TOWN ADMINISTRATOR**

**July 28 rain storm**

On July 28 there was an abrupt and powerful rainstorm that caused flooding conditions (8” of water) in the basements of Town Hall, the Library, and 13 Atlantis Drive. A claim has been filed with the Town’s insurance carrier, and ServPro took over the drying of the properties.

**Update – Town House Building Committee**

NOTE: The entire presentation given by T2 Architects at a recent Town House Building Committee meeting is available on the Town website.

Mr. Dawson said at the July 28 meeting of the Town House Building Committee several proposals were reviewed and the architects were requested to further develop and provide additional details for four proposals; the conceptual plans were provided to the selectmen and briefly described.

**Update – Great Hill tank construction**

Mr. Dawson provided an update of the activities completed at the Great Hill Water Tank construction project between July 3, 2015 and July 30, 2015.

**Update – Bird Island Special Legislation (House Bill No. 3571)**

The Special Legislation has been ratified and sent to the governor’s office for his signature.

**Congratulations – Officer Alisha Crosby**

Mr. Dawson announced that Officer Alisha Crosby was given the Massachusetts Association of Women in Law Enforcement’s Special Recognition Award for her work with foster children.

**CORRESPONDENCE**

The following correspondence items were briefly discussed:

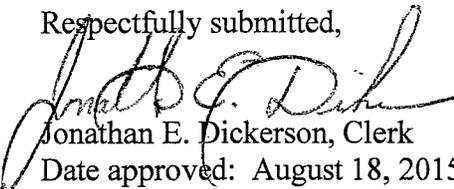
#5 – Resignation from Affordable Housing Trust – Ora Mae Torres

**OTHER BUSINESS**

Jason Vaninwegen of 41 Spring Street approached the Board and described flooding conditions at his property during heavy rainfall events. It was agreed that Mr. Dawson would contact the DPW and request an inspection of the storm drain.

At 8:40 p.m. the Board voted to adjourn and enter into Executive Session for strategy for negotiations with non-Union personnel and strategy related to collective bargaining. The Board will not be returning to regular session. A roll call vote was taken with all members voting aye.

Respectfully submitted,

  
Jonathan E. Dickerson, Clerk  
Date approved: August 18, 2015

RECEIVED  
TOWN CLERK OF MARION, MA  
AUG 19 4 18

**MARION BOARD OF SELECTMEN**  
**DOCUMENTS REVIEWED AT MEETING – August 4, 2015**

July 7, 2015 meeting minutes

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Memo regarding the award of contracts for the demolition of unsafe buildings

Memo regarding date of Special Town Meeting

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Letter dated 7/16/15 from Dennis & Karen Clemishaw regarding removal of property from M.G.L. c. 61A classification and notice of intent to convert

Conceptual drawings for two proposals for the Town House renovation

Memo dated August 4 providing update of Great Hill Water Tank project

List of actions taken for Bill H. 3571 - Bird Island Easement to Department of Fish & Game

Memo dated August 4, newspaper article regarding Special Recognition Award to Officer Alisha Crosby

**CORRESPONDENCE**

Results of 2015 herring migration

Email from Water Committee chairman request appointment of Fire Chief to Water Committee

Letter from Piney Point Roads Trust declining snow and ice removal on Piney Point private road network

Three copies of letter from Building Commissioner to owners of 824 Point Road (7/9/15)

Email from David Pierce regarding warrant article for Special Town Meeting (7/10/15)

ZBA request for comments – 490 Point Road

Resignation from Marion Affordable Housing Trust – Ora Mae Torres

Notice of ZBA decision – 185 Wareham Street

Letter from xfinity regarding changes in xfinity TV Service (7/15/15)

Request for water/sewer abatement – 11 Wianno Road

Request for water/sewer abatement – 24 Ichabod Lane

ZBA request for comments – 69 East Avenue

Letter from Mass. Historical Commission regarding Bird Island Habitat Restoration Project (7/17/15)

Letters from residents of Bass Point Road declining snow and ice removal on Bass Point Road (7/22/15)

Application for Aquaculture license – Shea Doonan

Email from Verizon regarding commencement of discussions for renewal of cable television license

Request for appointment as Constable – Paul H. Magee

Memo from Conservation Commission regarding application for aquaculture license submitted by Shea Doonan

ZBA request for comments – 828 Point Road

Request for appointment to Tree/Park Committee – David Pierce

Request for appointment as Constable – Joseph C. Latimer

Letter from Division of Marine Fisheries regarding Shellfish Propagation Permit No. 161972 (Catherine Brodeur)

Two emails regarding transport of turbine components

Letter from residents of Bell Guzzle Lane requesting snow and ice removal on Bell Guzzle Lane (7/14/15)

Letter from Ted North regarding Clemishaw property and M.G.L. c. 61A classification

**OTHER BOARDS**

Agenda – Planning Board (7/20/15), Minutes – Upper Cape Regional School Committee (6/11/15)