

**MARION BOARD OF SELECTMEN  
WATER/SEWER COMMISSIONERS**

**July 24, 2007**

**Agenda**

SIGNING OF WARRANTS

APPROVAL OF MINUTES of June 19, 2007

APPOINTMENTS:       7:05 p.m. Peter Freeman, attorney for D'Italia (LIP application)  
                              7:15 p.m. Chief Lincoln W. Miller re retirement of Dr. Tremblay

ACTION ITEMS:       1. Request for parking at Silvershell Beach, August 5  
                              2. Appointment of Robert R. Dion, Police Station Building Committee  
                              3. Appointment of Alexander Grosart as EMT-Basic, Volunteer  
                              4. One-day wine/malt license, Town Party, August 25  
                              5. Common Victualler's license, Sippican Café  
                              6. Water/sewer abatement request  
                              7. Priscilla Ditchfield, Joseph Berry appreciation letters  
                              8. From Town of Walpole re 40B legislation  
                              9. Sign grant application on behalf of Open Space Acquisition Commission

TOWN  
ADMINISTRATOR:     a. Village Loop meeting update  
                              b. Treasurer/Collector position update  
                              c. Building Commissioner position update  
                              d. Clerical opening in Assessors' office  
                              e. FEMA claim

CORRESPONDENCE:    From Joseph A. Scott re opening on Marion School Committee

EXECUTIVE SESSION REQUESTED to consider the purchase of real property

ANY OTHER MATTERS TO COME BEFORE THE BOARD

**MARION BOARD OF SELECTMEN  
WATER/SEWER COMMISSIONERS**

**July 24, 2007  
Minutes**

The meeting was called to order at 7:00 p.m. Present were Chairman Roger F. Blanchette, Board member Andrew N. Jeffrey and Town Administrator Paul F. Dawson. (Board member Jonathan F. Henry was not present for this meeting.) Also present were Kenneth J. Souza of *The Wanderer*, Ruth Thompson of *The Sentinel*, Andrea Smith of the *Tri-Town Observer*, Lee Craver, Stephen M. Cushing, Reginald Foster, Police Chief Lincoln W. Miller, David K. Pierce, Carol Sanz, Eunice Manduca, members of the Open Space Acquisition Commission James Gurney, Randy Parker, John Rockwell and Priscilla Bradley and Helene Craver, secretary.

**Mr. Jeffrey moved** the minutes of June 19, 2007; the motion was seconded and carried.

Chief Miller wished to make the Board aware that local veterinarian, Robert Tremblay, has retired and sold his business. Chief Miller noted that not many people know the extent of Dr. Tremblay's contributions to this Town over the last thirty-five years. Chief Miller listed the myriad ways in which Dr. Tremblay has assisted public safety personnel, as well as his work with stray animals and clinics at no cost, in many cases. Chief Miller requested the Board to send of letter of thanks to Dr. Tremblay, to which Messrs. Blanchette and Jeffrey readily agreed.

A resident had requested that guests be allowed to use the Silvershell Beach parking area on Sunday, August 5 from 5:00-7:00 p.m. under the direction of a detail officer.

**Mr. Jeffrey moved** to grant permission; the motion was seconded and carried.

**Mr. Jeffrey moved** to appoint Robert R. Dion as a member of the Police Station Building Committee, with a term to expire June 30, 2008; the motion was seconded and carried.

**Mr. Jeffrey moved** to appoint Alexander Grosart as an EMT-Basic, Volunteer, with a term to expire November 24, 2007; the motion was seconded and carried.

**Mr. Jeffrey moved** a one-day alcohol license for VFW Post #2425 for the Town party on Saturday, August 25; the motion was seconded and carried.

**Mr. Jeffrey moved** a common victualler's license for the Sippican Café (transfer of ownership); the motion was seconded and carried.

A water/sewer bill abatement request had been received. The request was based upon the fact that the homeowner had suffered a burst water pipe. It was agreed that the regulations are clear that water which passes through the meter will be billed, regardless of why.

**Mr. Jeffrey moved** to deny the abatement request; the motion was seconded and carried.

Several weeks ago, the Town of Walpole had requested Marion join them in writing local legislators requesting changes in the 40B law, which, in its present form, has caused major difficulties for many communities across the State. Mr. Jeffrey recalled that, at the last meeting, he had commented that he felt the Attorney General's and Inspector General's offices should be looking into completed 40B projects to determine if the developers are receiving more than the 10% profit required by law. Mr. Jeffrey observed that the cities and towns are aware of the need for affordable housing, but the way the current program is administered is "a shame"; there is much abuse in the system. Mr. Jeffrey noted that Marion supports affordable housing, if it can have some part in the decision-making process.

**Mr. Jeffrey moved** to support other towns in the request for the repeal of 40B as it exists today and fully support input from the other towns; the motion was seconded and carried.

**Mr. Jeffrey moved** to approve the grant application for the purchase of the Point Road property and the second grant application for removal of debris; the motion was seconded and carried.

**Mr. Jeffrey moved** to authorize James Gurney to be the contact person on the grant applications; the motion was seconded and carried.

Mr. Dawson reported that the public meeting on the village loop project would be held in the Music Hall on August 21<sup>st</sup> at 7:30, with a short Board meeting to precede it at 7:00.

Mr. Dawson reported that many applications for the Treasurer/Collector's position have been received; interviews are currently scheduled for August 15 and 16, at which time six applicants will be meeting with the Board. A brief discussion was held regarding whether the initial interviews would be held in open or executive session. Mr. Dawson informed the Board that he had had long discussions with Town Counsel regarding this matter and that Counsel's recommendation is that they be held in open session. Mr. Dawson explained that the names of the applicants will be kept confidential until the day of the interviews. Mr. Blanchette said that his only concern is that we inform the applicants that the interviews will be held in public session so they may make arrangements accordingly. Mr. Dawson promised to inform the applicants of that fact personally. Mr. Jeffrey noted that there was not an extremely large pool of interviewees and he doesn't have an issue with public interviews with this number. Mr. Blanchette suggested informing the applicants of the public interview process and wait to see if there is a problem—if there is, we may reconsider at that time, to allow ourselves to get the best possible candidate. Mr. Blanchette's suggestion was accepted.

Mr. Dawson noted that the deadline for application for the Building Commissioner's position is August 7, after which time they will develop a plan for the interviews.

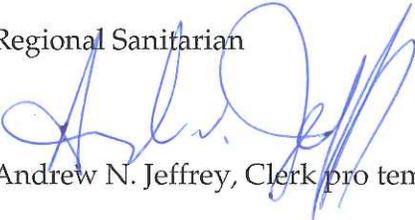
Mr. Dawson reported that he had received a resignation from Michelle Crowley, part-time clerk in the Assessors' office, which he had discussed with the Assessors. Mr. Dawson stated that he had posted the open position internally; if no one responds, the position will be advertised in the newspapers.

Mr. Dawson reported that the April 16 nor'easter had resulted in a FEMA-declared disaster area for this portion of the State and the representative informed him that Marion is eligible for 75% reimbursement of the \$13,000 damages incurred, for a total reimbursement of \$10,300. In addition, the Town's insurance will pay another \$9,000 for claims. Mr. Dawson thanked the Harbormaster, Fire Chief and Superintendent of Public Works for an outstanding performance of gathering information together on about ten minutes' notice.

The Board reviewed an application for the opening on the Marion School Committee from Joseph A. Scott. Mr. Dawson informed the Board that a joint meeting with the School Committee to interview Mr. Scott was scheduled for August 7.

**Mr. Blanchette moved** to go into executive session at 7:37 p.m. to consider the purchase of real property and not to return to open session at the conclusion of the executive session; the motion was seconded and carried, Messrs. Blanchette and Jeffrey voting aye.

Regional Sanitarian



Andrew N. Jeffrey, Clerk pro tem

Date approved: 8/21/07