

**MARION BOARD OF SELECTMEN
WATER/SEWER COMMISSIONERS
MEETING MINUTES
January 7, 2014**

MEMBERS PRESENT: Jonathan Dickerson, Chairman
Stephen Cushing
Jonathan Henry

ALSO PRESENT: Paul Dawson, Town Administrator
Shaun Cormier
Norm Hills
Nicholas Carnazza
Steven Carnazza
Joan Hartnett-Barry (Wanderer)
Matthew Bernat (Sippican Week)
Christine Reagle (Sentinel)
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.

Approval of Meeting Minutes – December 17, 2013

Moved by Mr. Henry and seconded by Mr. Cushing to move the minutes of the December 17, 2013 meeting. VOTE: 3-0-0

ACTION ITEMS

One day all alcohol license – Marion Social Club – clam boil 1/26/14, 12 noon – 4:00 p.m.

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

One day all alcohol license – Marion Social Club – steak dinner 3/2/14, 12 noon – 4:00 p.m.

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

Water/Sewer commitment – Final Readings & FRMA sewer - \$3032.67 (12/30/13)

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

APPOINTMENTS

Facilities Manager Shaun Cormier

Mr. Cormier was present as part of the ongoing program of department heads providing updates to the Selectmen. Since his employment began on November 4 he has been inspecting Town-owned facilities. Mr. Cormier submitted a report that addressed some but not all of the facilities. Information on the following was contained within the report:

Washburn Park (restrooms, two dugouts, pump house)

Bicentennial Park (cupola)

Silvershell Beach (Conservation sign, beach house, shower stalls, five garage doors, bath house roof and cupola)

Old Wharf Landing (storage shed, water shed, wooden flagpole, picnic bench, Harbormaster office, bandstand)

DPW garage (roof, siding, electrical panel, overhead doors)

13 Atlantis Drive (building exterior, bulkhead, roof, exterior and interior doors, wrestling room floor)

Music Hall (roof, gutters, brick and stone façade, exterior doors and casings, handrail, fire escape and emergency exit, interior paint and stain, weather stripping, linoleum floors, wainscot, outlet covers, water infiltration damage, basement windows, ADA access)

Mr. Cormier thanked Karen Braitmyer for the time she spent reviewing the ADA access at the Music Hall.

During the conversation the following issues were discussed:

Mr. Cormier thanked Karen Braitmyer for offering her time

Replacement of heating systems at the library, Music Hall, and Town barn through NSTAR program

Completion of building envelope work at library and Sippican School through NSTAR program

Other facilities – cemetery gates, stone walls, signage, tomb, gazebo

Coordination of building and public safety inspections

Review of computer software for building maintenance program

Public Hearing to consider a six month suspension of the commercial shellfish license held by Nicholas Carnazza

Mr. Carnazza and Shellfish Officer Isaac Perry were both present for this hearing, which was held at the request of Officer Perry subsequent to incidents occurring over a two day period in December. An incident report dated December 11, 2013 and a letter from Officer Perry dated December 12, 2013 were reviewed and discussed.

Officer Perry told the Board that he has a long history with Mr. Carnazza and did not believe that three \$25 citations are sufficient for him to hammer home the point. He requested that the Selectmen suspend Mr. Carnazza's license for six months.

Mr. Carnazza told the Board that he is a student, he is trying to pay bills, and these are the first fines he has ever received. Mr. Dickerson asked Mr. Carnazza if he agreed that he had been verbally warned in the past and Mr. Carnazza replied that he has been fishing this way for two years and these are the first fines he has received. Mr. Dickerson asked if Mr. Carnazza was aware of the seriousness of the incidents and was told yes. Mr. Carnazza noted that the oyster season ends in two months and questioned why a suspension would extend into another season; he was told it was a shellfish, not oyster, license, and holders of commercial licenses are held to a much higher standard.

Mr. Cushing said the verbal warnings were part of a warning process and the fault lies with Mr. Carnazza, not Officer Perry.

Mr. Henry noted that Mr. Carnazza is a student and asked where; he was told Mr. Carnazza is a new student attending online classes at Wentworth. Mr. Henry said that a six month suspension is a harsh punishment and suggested a 90 day suspension to avoid a financial hardship being imposed on an individual.

Mr. Dickerson voiced concern for a health issue in the event that the shellfish had actually gone to market. Mr. Perry explained that there were other, uncited violations pertaining to the incident and was told the Board could not consider uncited violations.

Mr. Cushing explained again that commercial fishermen are held to higher standards and this cannot be allowed to go unpunished but six months might be too harsh.

Mr. Henry told Mr. Carnazza that it's important to listen to listen to Officer Perry's recommendations and warned him that he would not be issued another license if another violation occurred.

Mr. Dickerson stated that he would prefer to go with the recommendation of the Shellfish Officer.

Moved by Mr. Henry and seconded by Mr. Cushing to impose a 90 day suspension of the Commercial Shellfish License, effective immediately. VOTE: 3-0-0

TOWN ADMINISTRATOR REPORT

Budget Update

Mr. Dawson met today with the Rochester and Mattapoisett Town Administrators; they will be meeting with the superintendent of schools on Thursday. A meeting to discuss the budget process will be held at the Music Hall Thursday at 7:00 p.m. with the selectmen, Finance Committee, CIPC, and department heads in attendance. Town department budgets are due January 17.

Update – H. 3605 Water Liens

Mr. Dawson has been informed by Representative Straus' office that the petition is moving through the review process.

January 3 storm event

Mr. Dawson reported that during the storm there was a minor accident involving a town-owned vehicle and a private vehicle resulting in minor damage to the town vehicle and more significant damage to the private vehicle. There were no injuries and the information will be forwarded to the Town's insurance company.

Progress report - EMS

Mr. Dawson told the Board that since the Fire Chief has had personnel in the Fire Station to provide shift coverage EMS has responded to 100% of the calls (local and mutual aid.) Mr. Dawson said the general consensus in his discussions with members of the public and within government has been very favorable. Feedback from the State licensing inspector has been positive and favorable as well.

CORRESPONDENCE

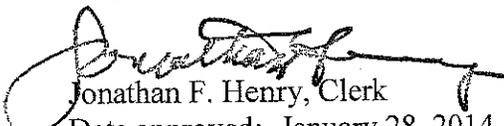
Reading of the correspondence was waived with the following exceptions:

#3 - Request for appointments to 2014 Fireworks Committee

This will be an action item at the next meeting. Mr. Dickerson announced that the committee could always use more members and reported that \$11,000 has been donated since December 1.

Moved by Mr. Dickerson and seconded by Mr. Cushing at 8:02 p.m. to adjourn. VOTE: 3-0-0

Respectfully submitted,


Jonathan F. Henry, Clerk
Date approved: January 28, 2014

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TOWN CLERK OF MARION, MA
2014 JAN 29 A 11:23

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

DOCUMENTS REVIEWED AT MEETING – January 7, 2014

Meeting minutes – December 17, 2013

Facilities Manager report

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Letter from Comcast regarding price changes (12/18/13)

Letter from DMF regarding Greenport Consulting

Request for appointments to 2014 Marion Fireworks Committee

Agenda – Conservation Commission (1/8/14)