

TOWN OF WENHAM

Wenham Board of Selectmen
Meeting of March 3, 2016
138 Main Street, Town

Pursuant to the Open Meeting Law, M.G.L. Chapter 30 A, §§ 18-25, written notice posted by the Town Clerk delivered to all Board members, a meeting of the Board of Selectmen (BOS) was held on THURSDAY MARCH 3, 2016 at 3 PM in the Selectmen Chambers.

WELCOME: CALL TO ORDER

With a quorum present, Ms. Harrison called the Board of Selectmen (BOS) meeting to order 3:04 PM.
Selectmen present Catherine Harrison, Chair; Jack Wilhelm, Vice Chair; John Clemenzi, Clerk
Also Present: Peter Lombardi, Town Administrator; Catherine Tinsley, Recording Secretary

Public Information
Agenda

EXECUTIVE SESSION – Lakeview

Vote: Ms. Harrison moved, and it was seconded, to enter into executive session (6). To consider the purchase, exchange, lease or value of real property if the chair declares that an open meeting may have a detrimental effect on the negotiating position of the public body as related to the Lakeview Property and to include Special Counsel Tom Harrington and Land Use Coordinator, Emilie Cademartori.

The BOS returned to open session at 3:45 pm.

The Chair announced the Town Counsel, Lauren Goldberg of Kopelman & Paige would participate remotely.

PUBLIC INPUT –Items not on the agenda

There were none.

ANNOUNCEMENTS

- Fifty-eight percent of registered voters voted in the Primary Presidential Primary Election on March 1, 2016. The Board recognized the Town Clerk for running a successful election.
- Warrant Hearing - Monday March 28, 2016 at Bessie Buker Multi-Purpose Room at 7 pm
- WVIS Lunch - Saturday, April 2, 2016 at Bessie Buker Multi-Purpose Room from 12 to 1 pm
- Annual Town Meeting - Saturday April 2, 2016 at Perkins Auditorium, Bessie Buker School at 1 pm
- Annual Town Elections - Thursday April 7, 2016 at Town Hall from 7 am to 8 pm

REPORTS

Town Administrator – Update

- Mr. Lombardi reported that Emilie Cademartori, Land Use Coordinator, has submitted her resignation as of March 15, 2016. The position was posted March 7, 2016. An interim part-time Land Use Coordinator will be hired until the position is permanently filled.
- The Engineering firm, Weston and Sampson, is working with the Town to prepare bid documents for the repair of the Essex Street culvert. The repair is expected to take place over the summer. Estimated project costs of \$500,000 are covered by a State Grant. It has not been determined if Essex Street will be closed completely during construction or if one lane closure would be sufficient.
- The Town of Hamilton has agreed to pay proportional costs associated with the Pleasant Pond Beach based on parking sticker sales. As a Wenham resource, it will remain under the Wenham Police budget.
- The construction of Veteran's Pool at Patton Park is underway and seems to be going well. A full update/ report will be given at the next BOS meeting.

Chair

WBOS 3.3.16

Ms. Harrison said that a Wenham resident reported a political sign was removed from her property on March 1st. Ms. Harrison went on to say that this was a misunderstanding on the part of some Town Employees who believed they were following the sign policy that no signs be posted on Town property. The intent of the bylaw is not for Town Employees to go on private property to remove signs but to remove signs that are placed on public Town property.

NEW BUSINESS

Boulder Lane Land Development Agreement – Subject of the Executive Session

Attorney Goldberg reviewed the BOS does not need Town Meeting approval to enter into a Land Pooling Agreement.

VOTE: Mr. Wilhelm moved, and it was seconded, the BOS remove the Boulder Lane Warrant Article from the list of Articles on the Town Meeting Warrant because it is unnecessary to have Town Meeting approval. The motion carried unanimously.

[Request for a Liquor License and Special Act Legislation: Grassy Roots

Mr. Lombardi stated the owner of Grassy Roots would like a liquor license to sell wine and beer, not to be drunk of the premises.

This requires a Home Rule Petition requesting an additional liquor license for the town of Wenham to be voted at Town Meeting and if approved, submitted to the State for consideration.

A public hearing is not required at the special act legislation stage but the BOS will ask for public input.

The proposed Article would authorize to petition the general court to specify that the License:

1. be specific to Grassy Roots at 152 Main Street
2. provides the option to, but does not require, the BOS to re-issue a license to the same location if Grassy Roots leaves
3. gives the BOS discretion to transfer the license to another business within business district if Grassy Roots leaves and/or does not want/need the license.

It was noted the license would be up for renewal annually and does not have to be reissued at the discretion of the Board of Selectmen if there are problems or concerns after the license is issued.

Attorney Goldberg participated in the discussion saying that the state has not always been supportive of licenses that allow too much flexibility in terms of local reassignment discretion. She therefore recommended against including any wording that was not site specific. The Board agreed that they would support the proposed special act that was site specific.

Article Review and Recommendations: Annual Town Meeting Warrant

- Article 1 – Budget Appropriations

VOTE: Ms. Harrison moved, and it was seconded to recommend favorable action on Article 1 to Town Meeting. The motion carried unanimously.

- Article 8 – Payment of FY 2015 Legal Bill

VOTE: Mr. Wilhelm moved, and it was seconded to recommend favorable action on Article 8 to Town Meeting FY 15 legal Bill. The motion carried unanimously.

- Article 10 – Community Preservation Funds

VOTE: Ms. Harrison moved, and it was seconded to recommend favorable action on Sections 1a, 2b and 2a, 2b, 2c, 2d, 2e, 2f, 2g, and 2h to Town Meeting. The motion carried unanimously.

- Article 11 – Acceptance of MGL Ch. 40 §57: Collection of Delinquent Local Taxes, Fees, Assessments, and Betterments Due the Town.

VOTE: Mr. Wilhelm moved, and it was seconded to recommend favorable action on Article 11 to Town Meeting. The motion carried unanimously.

- Article 15 – Bylaw Adoption: Residency Requirement for Members of Appointed Multiple Member Bodies.

VOTE: Mr. Wilhelm moved, and it was seconded to recommend favorable action on Article 15 to Town Meeting. The motion carried unanimously.

- Article 18 – Zoning Bylaw Amendment: Site Plan Review
VOTE: Mr. Wilhelm moved, and it was seconded to recommend favorable action on Article 18 to Town Meeting. The motion carried unanimously.
- Article 19 – Zoning Bylaw Amendment: Site Plan Review for Certain Institutional & Exempt Uses
VOTE: Mr. Wilhelm moved, and it was seconded to recommend favorable action on Article 19 to Town Meeting. The motion carried unanimously.
- (New) Article 21 - Special Legislation: Grassy Roots Liquor License (152 Main Street)
VOTE: Mr. Wilhelm moved, and it was seconded to recommend favorable action on Article 21 to Town Meeting. The motion carried unanimously.

Vote to Close Town Meeting Warrant

VOTE: Mr. Clemenz moved, and it was seconded, to close and execute the April 2, 2016 Annual Town Meeting Warrant. The motion carried unanimously.

The Board will meet next on March 15.

ADJOURNMENT

The Selectman unanimously adjourned at 4:39 PM.

Respectfully submitted by

Catherine Tinsley
5.10.16