Board of Sewer Commissioners
Minutes of December 20, 2011
Bourne Veteran's Building
Buzzards Bay MA 02532

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TA Guerino

Earl Baldwin, Chairman
Peter Meier, Vice Chairman
John Ford, Clerk (excused)
Don Pickard
Jamie Sloniecki

List of documents:

- None

Meeting called to order
6:46 pm

Approval of Minutes 12/13/11
Meier MOVED and SECONDED by Sloniecki to approve minutes of 12/13/11 as amended.
VOTE 4-0.

Action on non-active member of the Wastewater Advisory Committee (WAC) – discussion and possible vote
Meier asked if TA Guerino was in receipt of resignation letter from Mr. Vincent Michienzi from the WAC as of the end of business today.

Meier MOVED and SECONDED by Sloniecki to remove Vincent Michienzi as a member of the WAC due to inaction. Discussion.

Sloniecki asked Meier to read into record action that was just voted upon. Meier read Town By-laws 2.4.4 "Termination of Committee membership. Any member of any committee, board or commission absenting himself from four (4) consecutive meetings of the committee, board or commission without rending any excuse acceptable to the committee, board or commission shall thereby cease to be a member thereof. Vacancies occurring in this or in any other manner shall be reported to the proper appointing authority, and said authority shall appoint a member to fill the unexpired term within a period of forty five (45) days from notification of the vacancy."

Meier explained Mr. Michienzi didn't meet criteria and is reflected in the approved WAC minutes requesting Mr. Michienzi's resignation for inaction.

Pickard, in response to Section 2.4.4, says he will vote against the motion. Realizing Meier is concerned, but he suggests Mr. Michienzi become an at-large member instead.

At this time, Sloniecki asked if any members of the WAC in the room to address issue. Ms. Sally Riggs, Chm. of the WAC answered that the WAC is interested in an active participant who represents the commercial section of the WAC when Sloniecki asked if the WAC is in agreement about removing Mr. Michienzi.

TA Guerino responded 2 weeks when Sloniecki asked how long the vacant position would be advertised. Ms. Riggs said the WAC has a gap at this point as the Charge has stated that by continuing to keep his name on the list, the committee cannot forfill that part of the description. Sloniecki would like to get the word out to commercial people on Main Street to come in and offer services to this committee. He will vote to remove Mr. Michienzi from the committee to begin search for new member. Ms. Riggs stated members of the WAC would agree.

Ms. Riggs said there is no one in mind for the vacant position. Meier to e-mail an interested party to Ms. Riggs for consideration.

Pickard explained going back to 2.4.4 is a matter of process. If a member is not excused and has 4 consecutive absences, he/she would cease to be a member. Thus a process for the Board and TA Guerino to handle. Chm. Baldwin added it is the committee itself to remedy the vacancy.

Sloniecki said as Mr. Michienzi is no longer a committee member according to Section 2.4.4. TA Guerino recommends the Board officially vote Mr. Michienzi out of the committee.

TA Guerino said the bylaw says cease to be a member. As protocol, he recommends the Board vote to acknowledge Mr. Michienzi ceasing to be a member of the WAC to allow advertising as such without voting someone off.

Sloniecki withdrew his seconding to the motion. TA Guerino will acknowledge Mr. Michienzi has missed 4 consecutive meetings, ceasing him as member of the WAC and the bylaw and further that upon this date of 12/20/11, 45 days forward a new member be put in effect.

Meier withdrew his motion. It was stated more than once by members of the Board, Ms. Riggs and TA Guerino that this action in no way discredits Mr. Michienzi in any shape or form.

Adjourn
Meier MOVED and SECONDED by Sloniecki to adjourn. Meeting adjourned at 7:10 pm.
VOTE 4-0.

Respectfully submitted - Lisa Groezinger, sec.