

## **Minutes of Special Selectmen's Meeting**

**August 15, 2005**

Present: Selectmen Silvia, Eckenreiter and Manzone

Also present: police chief Gary Souza

Meeting called to order at 6:00 pm by Chairman Silvia

Full-time police officer candidates Kevin Chasse and Michael Ouimette interviewed.

All three Selectmen complimentary and impressed by both candidates.

Motion Manzone, seconded by Eckenreiter to appoint Chasse. Unanimous

Motion Manzone, seconded by Eckenreiter to adjourne until regular meeting at 6:30 pm

Meeting adjourned at 6:20 pm.

*Submitted by*  
*Gary F Souza*  
CHIEF OF POLICE

## SELECTMEN'S MEETING – AUGUST 15, 2005

Mr. Silvia, Mr. Eckenreiter and Mr. Manzone were present.

Also in attendance was Jeffrey Osuch.

Mr. Silvia called the meeting to order at 6:30 PM.

Mr. Eckenreiter motioned to approve the minutes of August 8, 2005. Mr. Manzone seconded. Vote was unanimous.

### Executive Secretary's Report

8/15/2005 met with the East Fairhaven School Building Committee to review prequalification for contractors for East Fairhaven School Project. Committee will meet again 8/22/2005.

8/18/2005 EPA will meet at the Fairhaven Bike Path for Atlas Tack update. In case of rain meeting will be held at the Town Hall.

8/19/2005 will be attending meeting in Wellesley regarding terrorism.

8/23/2005 will be attending workshop for preparedness of terrorism incidents and weapons of mass destruction at Buttonwood Park Zoo.

Date for interviews for Shellfish Warden and Part Time Assessor will be held on 8/29/2005 starting at 6:00 PM, before regular Selectmen's meeting. Mr. Manzone and Mr. Golas will review applications for Shellfish Warden and contact three applicants for interviews. Mr. Silvia, Mr. Osuch and Ms. Reedy will review applications for Assessor and contact three for interviews.

8/31/2005 – public meeting to discuss wind power at the Town Hall at 6:30 PM

Presented letter from MEGA, Town's Workers' Compensation Insurance carrier, concerning Scott Perry case to the Board. The Board of Selectmen agreed that this would be discussed in executive session.

A letter from Atty. Beauregard concerning action taken by the Planning Board on property owned by Louis Kalife was submitted to the Board for review. Mr. Eckenreiter abstained from hearing anything on this matter stating that Atty. Beauregard is representing him on a legal issue.

Mr. Manzone motioned to submit the letter to Town Counsel for legal opinion. Mr. Silvia seconded. Vote was two in favor and one abstained. Motion passed.

Mr. Osuch referred to Mr. Roth to explain to the Board the process for the MHC grant application. Mr. Roth explained that in order to proceed with the application of the MA Historic Grant, money could be provided by Tourism account, Hoppy's Landing money could be provided from the waterways account and the Urban Self Help Grant with money needed from free cash, a STM date must be set for a vote on all three. Discussion ensued.

Mr. Eckenreiter motioned to sign two Community Development Mini grant applications and the SERPEDD 25% match grant. Mr. Mazone seconded. Vote was unanimous. The Board of Selectmen stated that at the 8/29/2005 meeting a date may be set for a Special Town Meeting.

#### Building Department

Construction report for July 2005 submitted and will be on file.

#### Board of Public Works

Mr. Manzone motioned to approve the request from Highway Dept. to acquire a 1992 surplus van from the COA. Mr. Eckenreiter seconded. Vote was unanimous.

Mr. Eckenreiter motioned to sign Chapter 90 project request for signal light at Alden Rd. and Bridge St. Mr. Manzone seconded. Vote was unanimous.

The request for reclamation of Green St. will be held pending a more complete description of the plan.

#### Appointments

Adopt – a – Shoreline Committee - updated the Board of Selectmen on the progress and status of the project.

Liquor License Hearing – Davlau Corp. d/b/a Deli Deck at Earl's Marina, 56 Goulart Memorial Dr. (transfer of license, transfer of location and pledge of license) Mr. Silvia read the legal notice for the record.(see attached)

David and Laurie Hebert, Chief Souza and William Roth were present.

After reviewing the application and listening to the issues and concerns outlined by Chief Souza and Mr. Roth in their letters to the Board, discussion ensued. Mr. Eckenreiter motioned to approve the transfer of license, transfer of location and pledge of license to Davlau Corp. subject to the conditions Chief Souza and Mr. Roth stated and to return to the Board of Selectmen a plan drawing addressing all issues. Mr. Manzone seconded. Vote was unanimous.

Liquor License Hearing – M & J Fairhaven, Inc. 1 David Drown Blvd. (transfer of license) Mr. Silvia read the legal notice for the record. (see attached)  
Mr. & Mrs. Clarkson and Mr. & Mrs. Riccardi were present. Mr. Eckenreiter abstained from voting due to professional affiliation with Atty. Kehoe.  
After reviewing the application, Mr. Manzone motioned to approve the transfer of license. Mr. Silvia seconded. Vote was two in favor and one abstained. Motion passed.

Renewing Government Access – Channing Hayward requested discussion in executive session.

#### Community Preservation Committee

Mr. Silvia read into the record the following appointed members to the Community Preservation Committee.

Historic Committee – Deborah Charpentier  
BPW - Frank Rezendes  
Housing Authority - Robert Thayer

#### Harbormaster

Letters submitted to the Board by Town Counsel and Gary Golas concerning gratuities were discussed. The Board of Selectmen agreed to request the presence of all deputies from both the shellfish and harbor patrol departments, as well as Mr. Golas and Mr. Wood for an informatal meeting on 8/29/2005 to discuss the issues regarding gratuities.

#### Fort Phoenix Road Race

Mr. Eckenreiter motioned to approve the request to hold a road race on Sunday, September 11, 2005 to benefit the Southeastern Partnership of the MA Alzheimer's Asso. Mr. Manzone seconded. Vote was unanimous.

#### Our Lady of Angels

Mr. Eckenreiter motioned to approve the Special All Alcoholic License for September 3, 4, and 5. Mr. Manzone seconded. Vote was unanimous.

#### Other Business

Mr. Eckenreiter requested that the present Board of Selectmen vote to grant the Recreation Center the authority to run as a 501 C non-profit organization. Discussion ensued. Mr. Silvia stated that the committee is welcome to meet with the Board any time to discuss and present their ideas. Mr. Eckenreiter indicated that an article may be drafted for the next Town Meeting.

Mr. Silvia stated that the Board would be discussing Government Access, Scott Perry case, and S B General contract with Blair Bailey in executive session .

Mr. Eckenreiter motioned to adjourn and not to reconvene. Mr. Manzone seconded. Vote was unanimous. Roll 3-0, meeting adjourned at 8:30 PM.

Submitted by

A handwritten signature in cursive script that reads "Bernice Alves". The signature is written in black ink and is positioned above the printed name and title.

Bernice Alves  
Principal Clerk