

SELECTMEN'S MEETING – FEBRUARY 5, 2007

Mr. Silvia and Mr. Manzone were in attendance.

Also in attendance was Jeffrey Osuch.

Mr. Silvia called the meeting to order at 6:35 PM.

Mr. Manzone motioned to approve minutes of January 22, 2007. Mr. Silvia seconded. Vote was unanimous.

Mr. Manzone motioned to approve the minutes of executive session of January 22, 2007. Mr. Silvia seconded. Vote was unanimous.

EXECUTIVE SECRETARY'S REPORT

Meeting Schedule:

Wed. 2/7/07 @ 6:00PM East Fairhaven School Bldg. Committee

Thurs. 2/8/07 @ 9:00 AM Water Plant in Mattapoisett – CC Construction

10:00 AM Water Plant In Mattapoisett – Job Meeting

1:00 PM Job Meeting East Fhvn. School

7:00 PM Finance Committee

Fri. 2/9/07 @ 10:00 AM Harbor Development in New Bedford – Update on Harbor Master Plan

Agostini monthly requisition in the amount of \$464,722.81 – East Fhvn. School was presented for signing. Mr. Manzone motioned to sign. Mr. Silvia seconded. Vote was unanimous. Completion of this project near 90%; should meet completion date set for March 2007.

Mr. Manzone motioned to sign the bill for CDBG 06-Bridge Street Grant in the amount of \$4,760.00 to GCG Associates, Inc. Mr. Silvia seconded. Vote was unanimous.

Mr. Osuch advised the Board of Selectmen that an executive session will have to be held to discuss settlement with SB General, background checks of five candidates for ACO position and a letter from Town Counsel regarding clerical position in the Tax office.

TOWN HALL RENOVATION PROJECT –MPPF ROUND 13

MOTION 1: Moved by Mr. Manzone and seconded by Mr. Silvia that the Fairhaven Board of Selectmen approves the application to the Massachusetts Historical – MPPF Round 13 application for the Town Hall Renovation Project Phase 1, and authorizes the Chairman or the Acting Chairman to sign all of the necessary paperwork on behalf of the Fairhaven Selectmen

VOTE:   2   YES        NO        ABSTAIN   X   UNANIMOUS

Mr. Silvia and Mr. Manzone each expressed their gratitude to the dedication of Victor Oliviera and for his 30 years of outstanding service to the community while serving on many Boards and Committees. His service and commitment to the Town is something to be commended and recognized.

#### NSTAR HEARING

Mr. Silvia opened the hearing to the public; no one spoke for or against the petition of 1 proposed conduit location on New Boston Road. Mr. Manzone motioned to approve. Mr. Silvia seconded. Vote was unanimous.

#### LIQUOR LICENSE HEARING-OLD OXFORD PUB

Dawn Bourgeois was present to explain the renovations to the building. After discussions regarding the expansion, Ms. Bourgeois requested a continuance of the hearing until February 20, 2007. Mr. Manzone motioned to continue the liquor license hearing on February 20, 2007 @ 7:30 P.M.. Mr. Silvia seconded. Vote was unanimous.

#### ACUSHNET RIVER SAFE BOATING CLUB, INC.

Mr. Viriato Bala was present as the applicant of new manager. The Board questioned Mr. Bala as to his TIPS certification and whereas all paper work was in order; Mr. Manzone motioned to approve the Change of Manager application. Mr. Silvia seconded. Vote was unanimous.

#### PRIVATE LIVERY LICENSE

Mr. Eugene Fortes was present to speak on behalf of his application for a private livery license for his company, Transportation Company located at 10 Grape St., Fairhaven, MA. Mr. Manzone motioned to grant a Private Livery License to Mr. Fortes D/B/A Transportation Company. Mr. Silvia seconded. Vote was unanimous.

#### UNION WHARF

Gary Golas, Harbor Master, and the Fire Chief were present to discuss issues regarding regulations of boat tie up at Union Wharf. Also present was Attorney Beauregard who represents a number of commercial fishermen who use the dock area, also present were several commercial fishermen.

Mr. Silvia read into the record a letter form the Fire Chief and Kevin Villa into the record. (attached)

Mr. Golas presented to the Board a recommendation that regulations be set to only allow two rows of four vessels on the West side and two boats on the North side of the wharf. After discussion, the Board determined that further study and review of the circumstances needed to be done.

Mr. Manzone motioned to allow two rows of six boats on the West side, two boats on the North side and one boat on the South side with the understanding that there is a 24 hour limit above the six boat limit. Mr. Silvia seconded. Vote was unanimous.

#### POLICE CHIEF

Chief Gary Souza presented and discussed the Police department's budget for FY'08 and articles for Annual Town Meeting. It was determined that discussion regarding parking fees would be placed on the next agenda.

#### FIRE CHIEF

Chief Francis presented and discussed the budget for the Fire department FY08.

#### ANIMAL SHELTER GIFT ACCOUNT

Donations totaling \$335.00 in the memories of Gary Gordon and Lynn Goytizolo were gratefully accepted.

#### BUILDING DEPARTMENT

Construction Report for January 2007 on file.

#### 2010 FEDERAL CENSUS

Mr. Silvia read the letter from the office of William F. Galvin into the record. (see attached)

Mr. Manzone motioned to appoint Eileen Lowney as local census liaison to work with State representatives. Mr. Silvia seconded. Vote was unanimous.

#### FIRE DEPARTMENT

Mr. Silvia read the formal disclosure of a conflict of interest from the Fire Chief into the record. (attached)

Mr. Silvia read the letter from the Firefighters' Union requesting contract negotiations begin into the record. (attached)

## HOUSING AUTHORITY

Mr. Silvia read a letter from the Director regarding the January 5 fire at Dana Court into the record. (attached)

## HARBORMASTER

Union Wharf Lobster Basin waiting list on file.

## COMMITTEES AND BOARDS

Mr. Silvia read Ted Silva's letter of resignation from the Commissioner of Trust Funds effective April 1, 2007. Mr. Manzone referred the matter to the Town Clerk.

Mr. Silvia read the letter from Peter Nopper requesting appointment to Hoppy's Landing Committee and the letter handed to the Board before the start of the meeting from Miss Potter. Mr. Manzone motioned to appoint Mr. Nopper as Associate Member of Hoppy's Landing Committee and place Miss Potter's request on file. Mr. Silvia seconded. Vote was unanimous.

## RECREATION DEPARTMENT

Mr. Silvia read letter of request from Program Director for an increase in salary. (attached) Mr. Manzone motioned to refer the matter to the Personnel Board. Mr. Silvia seconded. Vote was unanimous.

## NSTAR GAS

Mr. Manzone motioned to accept the petition to replace existing gas lines for system improvement on Green St. from Union St. to Center St. Mr. Silvia seconded. Vote was unanimous.

## ANNUAL TOWN MEETING

The proposed article from the Police Chief will be revisited at next Selectmen's meeting, Feb.20, 2007.

Order of articles for the warrant were drawn. (attached)

2007 LICENSE RENEWALS

Mr. Manzone motioned to approve an Entertainment License to Carousel Skating Center. Mr. Silvia seconded. Vote was unanimous.

Mr. Manzone motioned to approve a Private Livery License to Just In Time Shuttle Service. Mr. Silvia seconded. Vote was unanimous.

Mr. Manzone instructed Mr. Osuch to send a letter to the four establishments that are not in compliance and are operating without a license to appear before the Board of Selectmen. The establishments not in compliance are;  
Scramblers Coffee & Bagel  
Blimpie  
Hanarahan's  
Jiffy Lube

A brief discussion took place regarding the EMS trailer. Mr. Manzone motioned to look for a cost to dispose of the two structures. Mr. Silvia seconded. Vote was unanimous.

The Board of Selectmen sent their condolences to the family of Anita Rose.

Mr. Manzone motioned to adjourn the meeting and to hold an executive session to discuss the matters of SB General, ACO position, Tax Collector's clerical position and Griffin Electric and not reconvene in open session. Mr. Silvia seconded. Vote was unanimous. Roll Call 2-0.

Meeting adjourned at 9:10 P.M.

Submitted by,



Bernice Alves  
Principal Clerk