

Selectmen's Meeting – February 11, 2008

Mr. Manzone, Mr. Silvia and Dr. Bowcock were present.

Also in attendance was Jeffrey Osuch.

Mr. Manzone called the meeting to order at 6:30 p.m.

Dr. Bowcock motioned to approve the minutes of January 28, 2008. Mr. Silvia seconded. Vote was unanimous.

Dr. Bowcock motioned to approve the minutes of the January 28, 2008 executive session. Mr. Silvia seconded. Vote was unanimous.

08 COMMUNITY DEVELOPMENT BLOCK GRANT
DIRECTOR OF PLANNING & ECONOMIC DEVELOPMENT CONTRACT

Dr. Bowcock motioned to designate Michael Silvia the Town's Environmental Certifying Officer for the 2008 Small Cities Projects. Mr. Silvia seconded. Vote was unanimous.

Mr. Silvia motioned to have Mr. Manzone sign the 5 million dollar letter of application for harbor dredging in the New Bedford/Fairhaven Harbor. Dr. Bowcock seconded. Vote was unanimous.

Mr. Silvia motioned to authorize William Roth to submit the application for Union Wharf Engineering and Permitting. Dr. Bowcock seconded. Vote was unanimous.

Mr. Roth discussed FY 09 budget request for the Department of Planning and Economic Development.

Dr. Bowcock motioned to sign "Director of the Department of Planning and Economic Development Amendment to and Extension of Contract of Employment". Mr. Silvia seconded. Vote was unanimous.

POLICE CHIEF

The Police Chief reviewed the FY 09 budget for the Police Department.

Joseph and Nancy Tremblay donated \$350.00 to Donald Jepson to help pay for repairs to his door, which was damaged in an incident on December 3, 2007.

FIRE CHIEF

The Fire Chief reviewed the FY 09 budget for the Fire Department and Fire Alarm Department.

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Article on the Annual Town Meeting Warrant for the addition to the Fire Station was discussed.

DIRECTOR OF FINANCE

John Nunes, Director of Finance, reviewed the following FY 09 budgets: Town Accountant, Town Audit, Data Processing, Treasurer, Tax Title, Town Collector, Assessors and Personnel Board.

Letter from the Massachusetts School Building Authority regarding the final payment for the High School Project was discussed. Amount approved was \$21,979,917. Dr. Bowcock motioned to have Mr. Manzone sign the "Final Agreed-Upon Procedures Report Acceptance Form". Mr. Silvia seconded. Vote was unanimous.

EXECUTIVE SECRETARY'S REPORT

Fire mediation is scheduled for February 12, 2008 at 11:30 a.m.

Mattapoisett River Valley Water District Job Meeting is scheduled for 4:30 p.m. on February 12, 2008

Finance Committee will meet on February 14, 2008 at 7:00 p.m. at the Board of Public Works

Town Hall will be closed on Monday, February 18, 2008, President's Day

Mattapoisett River Valley Water District Job Meeting is scheduled for 4:30 p.m. on February 19, 2008

The Town's Economic Study Committee will meet on February 19, 2008 at 1:30 p.m. at Town Hall

Buzzards Bay Action Committee will meet at 12:00 noon on February 21, 2008

Mr. Silvia motioned to approve payment to Agostini Construction Co., Inc., 243 Narragansett Park Drive, East Providence, RI, in the amount of \$16,093. Dr. Bowcock seconded. Vote was unanimous. (East Fairhaven School)

Mr. Silvia motioned to approve Change Order #11 to the Contract with Agostini Construction Co., Inc., 243 Narragansett Park Drive, East Providence, RI, in the amount of a \$3,180. credit. Dr. Bowcock seconded. Vote was unanimous. (East Fairhaven School)

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Mr. Silvia motioned to approve payment to Mistry Associates, Inc., 315 Main Street, Reading, MA in the amount of \$39,256.40. Dr. Bowcock seconded. Vote was unanimous. (Dredging of the West Island Channels & Basins)

Draft Agreement from UMASS Dartmouth to review non-union employee job descriptions was discussed.

Four letters from Fred Portway of Myrtle Beach, SC were discussed. The Board agreed to issue a "Titleist Country" Proclamation. At this time, the Board stated they are not prepared to support the concept of a "Town of Fairhaven Hall of Fame". Requirements and a process to establish a Hall of Fame would have to be determined. The Board also stated they will not support the re-naming of Hopkins Street to "Armand Santos Way". Too many citizens would have to change their addresses, etc.

Rodman Taylor of Taylor Seafood submitted a request for approval to remove his equipment from Hoppy's Landing on Monday, February 18, 2008. Another letter will be sent to Mr. Taylor instructing him to remove all items belonging to his company from Hoppy's Landing.

A reimbursement check in the amount of \$50.00 will be issued for return of a cage to the Animal Control Department.

ANIMAL CONTROL DEPARTMENT

The Treasurer requests approval to process invoices from Animal Associates of North Dartmouth totaling \$368.00 and to charge the Gift Account. Mr. Silvia motioned to approve the request. Dr. Bowcock seconded. Vote was unanimous.

BUILDING DEPARTMENT

Construction Report for January 2008 will be placed on file.

The Building Commissioner submitted a report on the condition of Pease Park Pier and stone building at Little Bay. A copy of the report will be forwarded to the Boat Ramps & Waterfront Recreational Property Committee.

CONSERVATION COMMISSION

The Conservation Commission submitted a request to transfer \$5,449.25 from the Wetlands Protection Fund to pay for the GEO-TMS Assessor update module. Mr. Silvia motioned to approve the request. Dr. Bowcock seconded. Vote was unanimous.

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EMERGENCY MANAGEMENT AGENCY

EMA declared the office trailer located on Mill Road surplus. Mr. Silvia motioned to declare the trailer surplus equipment. Dr. Bowcock seconded. Vote was unanimous.

NATURAL RESOURCE DEPARTMENT

The Shellfish Constable submitted a request to award George Silva a slip in the lobster basin at Union Wharf and to reduce the yearly rental fee by one month. Mr. Silvia motioned to approve the request and to pro-rate the fee by one month. Dr. Bowcock seconded. Vote was unanimous.

An appointment will be scheduled on the February 25, 2008 agenda with the Shellfish Constable to discuss a proposed By-Law Amendment for violation of Waterway User Fees Regulations and to discuss the letter from the Veterans Agent regarding shellfish licenses and boat ramp stickers.

MILLICENT LIBRARY

Mr. Silvia motioned to sign the "Compact Disc Antitrust Litigation" (2002 antitrust suit involving music retailers) for the Millicent Library. Dr. Bowcock seconded. Vote was unanimous.

POLICE DEPARTMENT

Memo from the Police Chief regarding a deficit in FY 08 gasoline appropriation was discussed. The Chief will ask the Finance Committee to set aside \$9,840.00 to supplement the 08 gasoline account.

IMPROVEMENT ASSOCIATION

Mr. Silvia left the room when the letter from Curt and Myra Lopes, Chairman of the 2008 Homecoming Day Fair was discussed. Mr. Manzone read the letter requesting permission to hold the annual Fair on Saturday, June 28th from 6:30 a.m. to 4:30 p.m. (See attached.) Dr. Bowcock motioned to approve the request. Mr. Manzone seconded. It was so voted.

CAPTAIN WHITFIELD HOUSE

Mr. Silvia read the letter from Dr. Shigeaki Hinohara, Chairman of the Fundraising Committee for the Captain Whitfield-Manjiro Friendship Memorial House. (See attached.) The Board supports the fundraising campaign to purchase, renovate and transfer ownership of the house to the Town. It is the intention of the Board to have the Sister City Committee undertake future operation of the house, once it is transferred to the Town. A letter will be sent to Dr. Hinohara to express support for the project.

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WIND TURBINE PROJECT

Mr. Silvia motioned to have the Chairman sign the “Professional Services Proposal-Wind Turbine Project off Washington Street” with LEC Environmental Consultants, Inc., 1248 Route 28A, Cataumet, MA (Wetland Boundary Determination) and the “Proposal for Professional Services—Wind Turbine Project (Civil Engineering & Land Surveying Services) with N. Douglas Schneider & Associates, Inc., 1 County Road, Mattapoissett, MA . Dr. Bowcock seconded. Vote was unanimous.

FRADE'S DISPOSAL

Mr. Silvia motioned to sign the “Waste Disposal Services Agreement” with Frade's Disposal, Inc. Dr. Bowcock seconded. Vote was unanimous.

MASSACHUSETTS MEDICAL SOCIETY

Mr. Osuch summarized the memo from Richard P. Gulla of Mass. Medical Society regarding an educational health care program for public access television. The matter was tabled. Dr. Bowcock will contact Mr. Gulla and discuss the program.

SUSTAINABILITY COMMITTEE

Mr. Manzone read the letter from Peter Newton requesting appointment to the Sustainability Committee. (See attached.) Mr. Silvia motioned to appoint Peter Newton to the Sustainability Committee. Dr. Bowcock seconded. Vote was unanimous. Term to expire May 31, 2008.

TOWN MEETING

Dr. Bowcock motioned to table until the next meeting, the “Abutter's Petition Engineering Funds Request for Street Acceptance Plans” for Stoney Cove Terrace. Mr. Silvia seconded. Vote was unanimous.

Order of articles for the Annual Town Meeting Warrant were drawn.

PERSONNEL BOARD

John Nunes, Personnel Director, discussed his February 8, 2008 memo regarding Personnel Board recommendations. (See attached.)

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OTHER MATTERS

On Saturday, March 8, 2008, the first annual Jim Holmes Scholarship Fund dance will be held at the Knights of Columbus, Route 6 in Mattapoisett from 8 p.m. to midnight. Mr. Manzone's Beatles tribute band "Octopus's Garden" will play for the event.

EXECUTIVE SESSION

At 8:51 p.m., Mr. Silvia motioned to go into executive session to discuss a settlement agreement with the Dispatchers Union, Fernandes Masonry settlement agreement, Football Team hazing incident, a legal issue pertaining to the Fire Chief, restructuring of Town Hall departments and not to reconvene in open session. Dr. Bowcock seconded. Vote was unanimous. Roll call vote 3-0.

Jan St. Germain
Secretary