

SELECTMEN'S MEETING – FEBRUARY 23, 2009

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

Also present was Jeffrey Osuch.

At 6:30 P.M. Mr. Silvia called the meeting to order.

Dr. Bowcock motioned to approve the minutes of February 9, 2009.
Mr. Murphy seconded. Vote was unanimous.

Dr. Bowcock motioned to approve the executive session minutes of February 9, 2009. Mr. Murphy seconded. Vote was unanimous.

Dr. Bowcock motioned to approve the minutes of February 13, 2009.
Mr. Murphy seconded. Vote was unanimous.

Dr. Bowcock motioned to approve the executive session minutes of February 13, 2009. Mr. Murphy seconded. Vote was unanimous.

EXECUTIVE SECRETARY'S REPORT

Meeting Schedule:

- Tues. 2/24/09 @ 10A.M. - Taunton Hwy. Office; Howland Rd. Project
- @ 1 P.M. - Fire negotiations; Town Hall
- Thurs.2/26/09 @ 2:30 P.M. - Regionalizing Purchasing Meeting with
Lt.Gov. Murray
- @ 7 P.M.- Finance Comm. Meeting
- Fri. 2/27/09 @ 8:30-10 A.M. – MA Municipal Asso.; Dart. Town Hall
- Tues. 3/3/09 @ 10A.M.- Regional Purchasing Meeting; Town Hall
- @ 3 P.M. – Water Dist. Sub Comm.
- Thurs.3/5/09 @ 6 P.M. – Regional Purchasing Meeting; Dart. Town Hall
- @ 7 P.M. – Finance Comm. Meeting

Mr. Osuch stated that the Memo of Understanding letters were sent to School Dept., BPW, Fire and Police Dept. The Fire and Police Chiefs have each returned it signed; still waiting for School Committee and BPW.

LEASE OF BRIDGE STREET ABUTMENT

Mr. Osuch explained that a new lease has to be executed with the new owners since the present lease has expired and was with the old owners. Mr. Silvia stated that he would help with the new lease negotiations.

NSTAR

Dr. Bowcock motioned to approve NSTAR's request for gas line maintenance at 4 Eddy St. Mr. Murphy seconded. Vote was unanimous.

ANIMAL SHELTER GIFT ACCOUNT

A donation of \$10.00 from Kathleen & Nils Isaksen was accepted.

TAX POSSESSION AUCTION

Mr. Nunes requested permission to hold a Tax Possession Auction on the attached list of unbuildable lots. (See attached) Discussion ensued.

Dr. Bowcock motioned to grant permission to hold the auction. Mr. Murphy seconded. Vote was unanimous.

BOARD OF PUBLIC WORKS

The Selectmen acknowledged the request by the BPW to fill the vacancy due to the unexpected passing of Robert Bosworth. The appointment would expire as of the next election in 2010 and according to BPW rules no one interested can presently be seated on another board or committee. The deadline is March 6, 2009 to submit a letter of interest to the Selectmen's Office.

DEPARTMENT OF NATURAL RESOURCES

Kevin Villa submitted a letter of request for approval of a slip at Union Wharf by Tom Allaire. Dr. Bowcock motioned to approve the slip request. Mr. Murphy seconded. Vote was unanimous.

FAIRHAVEN SUSTAINABILITY COMMITTEE

The Selectmen accepted the resignation of Shauna E. Sweeney. (See attached)

COMMONWEALTH OF MA

A. Trench Safety

Dr. Bowcock motioned to table discussion on Trench Safety until March 9 meeting. Mr. Murphy seconded. Vote was unanimous.

B. Use of Engineering Funds/Street Acceptance

Mr. Roth explained that letters were sent to the parties involved with the streets that fall under the project. Discussion ensued.

Dr. Bowcock motioned to proceed forward. Mr. Murphy seconded. Vote was unanimous.

TOWN REPORT COVER

The Selectmen reviewed several pictures submitted by Frank Rezendes and one by Anne Richard. Discussion.

Dr. Bowcock motioned to use picture of Farmer's Market submitted by Anne Richard for cover. Mr. Murphy seconded. Vote was unanimous.

APPOINTMENTS

7:00 P.M. – Two proposed articles were presented by Mr. Roth;

Article : To Propose An Agricultural Committee

Article : Right to Farm Act

Discussion ensued. Dr. Bowcock motioned to place both articles on Town Meeting Warrant. Mr. Murphy seconded. Vote was unanimous.

7:15 P.M. – COA FY'10 Budget

Deborah Jenkins and the Board of Directors were present to discuss the proposed budget for the COA.

7:30 P.M. – Bruce Ingham/Commercial Dredge Boats

Present were Mr. Ingham, Mr. Allaire, Mr. Sullivan, Mr. Power, Mr. Mills, Mr. Wolfgang, Mr. Souza and Mr. Costa. Also in attendance were Kevin Villa and David Darmofal.

Mr. Ingham presented to the Selectmen several reasons why the recent decision by the Selectmen, as recommended by Mr. Villa, to bar dredge boat shell fishing North of Baxter Ave. as discriminatory and harmful to his livelihood, as well as to other potential dredge boaters.

Mr. Villa read a letter from the DMF supporting the reasons why dredge boat fishing should be restricted from certain areas. Discussion ensued.

Mr. Silvia submitted a Police Incident Report into the record regarding Mr. Ingham's behavior towards Mr. Villa following the Selectmen's decision regarding Baxter Ave. and stated that this was unacceptable behavior. (See attached)

Dr. Bowcock interceded on Mr. Ingham's behalf and stated that he felt that the incident was unfortunate and felt this behavior was out of character for

Mr. Ingham but at the same time feels that the Selectmen should retain the control over the Town's natural resources.

Dr. Bowcock motioned to contact the DMF to meet with the Town to develop a set of rules and regulations concerning dredge boats and fishing in certain areas. Mr. Murphy seconded. Vote was unanimous.

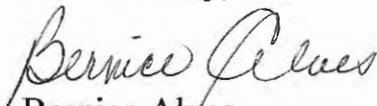
Mr. Silvia requested to contact the members of the Shellfish Advisory Committee, to see if they are still interested in serving.

Dr. Bowcock motioned to sign release forms concerning two insurance claims regarding two police officers as voted 2/9/09 executive session. Mr. Murphy seconded. Vote was unanimous.

At 8:15 P.M., Dr. Bowcock motioned to go into executive session to discuss negotiations with Clerical Union, Dispatchers, Police, Fire, and a law suit between Medeiros & Sons and BPW; not reconvene in open session. Mr. Murphy seconded. Vote was unanimous. Roll 3-0.

Meeting adjourned.

Submitted by,



Bernice Alyes
Principal Clerk