

Selectmen's Meeting – November 2, 2011

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

Also in attendance was Jeffrey Osuch.

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

Mr. Silvia reminded voters polls will remain open until 8:00 p.m. tonight for the debt exclusion vote for a new elementary school

Dr. Bowcock motioned to approve the minutes of October 17, 2011. Mr. Silvia seconded. Vote was unanimous.

Dr. Bowcock motioned to approve the minutes of the October 17, 2011 executive session. Mr. Murphy seconded. Vote was unanimous.

Dr. Bowcock motioned to approve the minutes of October 25, 2011. Mr. Silvia seconded. Vote was unanimous.

#### DOG HEARING – SUSAN STAFFON

In accordance with provisions of Massachusetts General Laws, Chapter 140, Section 157, a hearing was scheduled for 7:00 p.m. on complaints that dogs owned by Susan Staffon, 59 Ocean Avenue, have continually been seen running loose and annoying residents on Ocean Avenue and Grandview Avenue. Mr. Silvia called the hearing to order. Susan Staffon, Animal Control Officer Catherine Mindlin and numerous residents of Ocean Avenue and Grandview Avenue were present. The Animal Control Officer stated that Ms. Staffon's dogs, Cassy and Brandy, do run loose in the neighborhood and at the Seaview Avenue boat ramp. She said there have been more than seventy complaints from residents during the past eighteen months. Complaints include tearing garbage bags, defecating on neighbors' property and approaching residents, children and other animals in a menacing manner. The ACO said she issued six citations to restrain the dogs and two citations because Ms. Staffon failed to license her dogs. Ms. Staffon agreed her dogs do get out and run loose, but they are friendly and wouldn't hurt anyone. The ACO said she made suggestions, such as where to place fences, ways to keep the dogs from running out the doors and keeping them on a leash when outside, but Ms. Staffon doesn't follow through. Ms. Staffon submitted letters from four of her neighbors requesting Cassy and Brandy not be taken away from her. Discussion continued with residents of Grandview Avenue and Ocean Avenue. Dr. Bowcock motioned that within two weeks (by November 23, 2011), proper fencing, acceptable to ACO Mindlin, be installed in the yard to keep the dogs from getting out, when the dogs are being walked, moved to a vehicle and kept at Staffon Greenhouse, they must, at all times, be kept on a leash. Mr. Murphy seconded. Vote was unanimous. Ms. Staffon agreed to keep her dogs restrained.

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EXECUTIVE SECRETARY'S REPORT

Mr. Osuch will attend the "Forum Group" meeting at 7:30 a.m. on November 3, 2011 at "How on Earth" in Mattapoisett.

New School Building Committee will meet at 6:00 p.m. on November 2, 2011 at the High School Library.

Retirement Board will meet at 8:30 a.m. on November 7, 2011 at Town Hall.

Mattapoisett River Valley Water Supply Protection Advisory Committee will meet on November 8, 2011 at 3:30 p.m. at the Board of Public Works.

Mattapoisett River Valley Water District Committee will meet on November 8, 2011 at 4:30 p.m. at the Board of Public Works.

Mr. Osuch will attend the Town Manager's Meeting on November 9, 2011 at the Mattapoisett Town Hall.

Public Hearing for FY 12 Community Development Block Grant Application is scheduled for November 9, 2011 at 6:30 p.m. at Town Hall.

Representatives from Stephenson & Brook (Workers' Compensation Risk Management) will meet with representatives from the Board of Public Works and School Department on November 10, 2011 at 1:00 p.m.

Next Selectmen's Meeting is scheduled for November 14, 2011 at 6:30 p.m. at Town Hall.

A Car Dealer/Repair License Hearing for First Hot Line Auto Sales, Inc., d/b/a Fairhaven Getty Auto Sales, 371 Huttleston Avenue will be scheduled for November 14, 2011. (Number of vehicles exceeds the amount allowed.)

A letter was received from Town Counsel suggesting Car Dealer/Car Repair establishments be inspected periodically through the year, to check for license violations. The Building Commissioner would be doing the inspections.

Mr. Osuch attended the October 31, 2011 FEMA meeting at the Taunton Silver City Galleria Mall. Bristol County Communities will receive up to 75% reimbursement for eligible expenses incurred for Tropical Storm Irene.

The Board will review the letter from Attorney Joseph Michaud regarding Rasputins Tavern.

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### CULTURAL COUNCIL

Dr. Bowcock motioned to sign the 2012 Local Cultural Council Contract and Scope of Services between the Town and the Commonwealth of Massachusetts to transfer funds to the Town's Cultural Council account. Mr. Murphy seconded. Vote was unanimous.

### AN ACT REGULATING ELECTION PRIMARIES

Dr. Bowcock motioned to support H 1972 "An Act Regulating Election Primaries" and to prepare the Resolution, as requested by the Woburn City Clerk. Mr. Murphy seconded. Vote was unanimous. (See attached.)

### OXFORD/ROGERS SCHOOL STUDY COMMITTEE

Mr. Silvia read the list of individuals requesting appointment to the Rogers/Oxford School Study Committee. (See attached.) Letters of request will be forwarded to the School Committee. Dr. Bowcock and a representative of the School Committee will serve on the Committee.

### COMMON VICTUALER LICENSE

Dr. Bowcock motioned to approve the application from Total Confections, LLC d/b/a Emma Jean's Cupcake Factory, Ice Cream Shoppe & Candy House, 115 Huttleston Avenue. Mr. Murphy seconded. Vote was unanimous. (Approved by all departments)

### NSTAR GAS

Dr. Bowcock motioned to approve the petition for gas line installation at 17 Huttleston Avenue between Park Avenue & Elliott Lane. Mr. Murphy seconded. Vote was unanimous. (Approve by the Board of Public Works.)

Dr. Bowcock motioned to approve the petition for gas line maintenance at 44 Bay Street between Manhattan Avenue & Chaney Avenue. Mr. Murphy seconded. Vote was unanimous. (Approve by the Board of Public Works.)

Dr. Bowcock motioned to approve the petition for gas line maintenance at 25 Haste Street between Alden Road and Main Street. Mr. Murphy seconded. Vote was unanimous. (Approve by the Board of Public Works.)

Dr. Bowcock motioned to approve the petition for gas line maintenance at the intersection of Sakonet Avenue & Copicut Path. Mr. Murphy seconded. Vote was unanimous. (Approve by the Board of Public Works.)

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#### OTHER MATTERS

Howland Road paving project was discussed. There are six (6) poles not removed by NSTAR and street paving was done around the poles.

Mr. Silvia read the letter from Myra Lopes requesting appointment to the Time Capsule Committee for the Fairhaven Bicentennial 2012. (See attached.)

Dr. Bowcock motioned to establish a Bicentennial Time Capsule Committee. Mr. Murphy seconded. Vote was unanimous. Mr. Osuch will contact Wayne Oilveira regarding this matter.

A copy of Rod Taylor's letter regarding renewal of his Aquaculture License will be faxed to the Harbormaster.

The Board offered their condolences to the family and friends of Lou Nisenbaum, who recently passed away. Mr. Nisenbaum was the founding Executive Director of the Nemasket Group.

Mr. Murphy contacted the Police Chief regarding an increase in break-ins in North Fairhaven and patrols have been increased.

Mr. Murphy thanked Animal Control Officer Mindlin for rescuing numerous injured animals from his back yard.

Annual North Fairhaven Improvement Association Halloween Parade was held on October 30<sup>th</sup>. Mr. Silvia thanked all who helped with the event.

When received, Dr. Bowcock motioned to authorize the Chairman to sign the contract with O'Sullivan Flooring Company, Inc., P.O. Box 36, Quincy, MA 02171 for the Fairhaven Recreation Center Gym Floor and to also sign the "Notice to Proceed. Mr. Murphy seconded. Vote was unanimous.

At 7:30 p.m., Dr. Bowcock motioned to go into executive session to discuss the Landfill Solar Panel Project, Taylor Seafood Aquaculture Agreement, a Clerical Union Grievance, purchases made by the Police Chief and to reconvene in open session. Mr. Murphy seconded. Vote was unanimous. Roll call vote 3-0. Open meeting reconvened at 8:11 p.m.

At 8:12 p.m., Dr. Bowcock motioned to adjourn. Mr. Murphy seconded. Vote was unanimous.

Jan St. Germain  
Secretary