



# Fairhaven Board of Selectmen

## Meeting Minutes

April 22, 2019

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FAIRHAVEN,  
MASS.

Present: Chairman Charles Murphy, Vice Chairman Robert Espindola, Clerk Daniel Freitas, Town Administrator Mark Rees and Administrative Assistant Vicki Paquette.

Chairman Murphy called the meeting to order in the Town Hall Banquet Room at 6:34 p.m. The meeting was recorded by Cable Access.

Chairman Murphy recognized Officer Phil Lacerda on his recent retirement from the Fairhaven Police Department and thanked him for his years of service to the Town.

### TOWN ADMINISTRATORS REPORT

- Mr. Rees noted that Town Hall has had all the automatic door openers installed recently and access to the Assessor's, Veterans, Selectmen/Town Administrator, and Building Commissioner's office are now ADA compliant

### COMMITTEE LIAISON REPORTS

- Mr. Espindola met with Economic Development last week and he stated that the newly hired Town Planner, Paul Foley attended the meeting even though he has not officially started yet
- Mr. Espindola reminded the Board that the Wellness Committee will be holding a wellness fair on April 25, 2019
- Mr. Espindola and Conservation Agent Whitney McClees met with Power Options to discuss the Energy Procurement
- Mr. Espindola said the Broadband Study Committee will meet on April 22, 2019 and will be having a phone conference with a consultant from Taunton Light.
- Mr. Espindola reminded residents that the Dog Park Study Committee will meet on May 7, 2019 and encourage anyone who would like to attend to hear the discussions.
- Mr. Espindola will meet with the Southeastern Regional Economic Development District on Wednesday, April 24, 2019. He announced that Lieutenant Governor Karyn Polito has announced recently that the South Coast Rail connecting New Bedford and Boston will be fully funded
- Mr. Freitas thanked BPW Superintendent Vinnie Furtado for placing more trash barrels at the Rogers School while the Fiber Optics project is still ongoing
- Mr. Murphy had meeting with the Commission on Disability and he is happy to report that their meetings will now be televised for Cable Access.
- Mr. Murphy noted a correction in the date for the Nemasket 5K walk/run. The date is May 4, 2019

- Mr. Murphy reminded residents to attend the Cherry Blossom festival at the Whitfield-Manjiro House on Sunday, May 5, 2019

### **BOARD LIASON APPOINTMENTS**

Board members discussed their appointments to the Committees they are assigned to and all feel they are comfortable with the ones they are on and do not wish to change at this point. (Attachment A)

Mr. Espindola made a motion to approve all the commissions as labeled in the packet. Mr. Freitas seconded. Vote was unanimous. (3-0)

### **SUSTAINABILITY COMMITTEE**

Mr. Rees explained there are two residents interested in joining the Sustainability Committee, Denise Barr and Karen Gent. He read a memo from Sustainability Coordinator Whitney McClees who advised the Board that one person has attended several meetings and the other has not attended any as of yet. Mr. Espindola felt strongly to take the advice of Ms. McClees, both Mr. Freitas and Mr. Murphy felt that because Ms. Barr submitted her letter first then that should take precedence over the other submission.

Mr. Freitas made a motion to appoint Denise Barr to the Sustainability Committee as a full member and to appoint Karen Gent to the Sustainability Committee as an associate member. Mr. Murphy seconded. (2-1)

### **FISHING TOURNAMENT**

Mr. Espindola made a motion to approve the Fairhaven Firefighters Local 1555 Fishing Tournament at West Island Marine and to waive the fee at Hoppy's Landing for parking subject to Police and Fire approval. Mr. Freitas seconded. Vote was unanimous. (3-0)

### **SOUTH COAST BIKEWAY ALLIANCE**

Mr. Freitas made a motion to appoint Selectmen Espindola to the South Coast Bikeway Alliance (SCBA) as the Selectmen's representative. Mr. Murphy seconded. Vote was unanimous. (2-0-1).

Mr. Espindola recused himself from the vote.

### **NO PARKING SIGNS- REYNOLDS DRIVE**

Selectmen Espindola discussed the complaints he has received from residents on Fort Street and the surrounding streets near the Shipyard about fishermen leaving their cars parked for weeks at a time while they are out fishing. Selectman would like to find a solution for a satellite parking area for the fishermen and discuss

Mr. Espindola made a motion to approve the request for a "No Parking" sign on the North side of Reynold's Drive. Mr. Freitas seconded. Vote was unanimous. (3-0) (Attachment B)

### **JAYS WINE AND SPIRITS**

At 7.01 p.m. Chairman Murphy opened the public hearing for Yogibapamahant Krupa, Corp d/b/a Jay's Wine and Spirits by reading the public hearing notice. New owner, Himanshu Patel and his attorney, Matthew Porter met with the Board and told the Board that Mr. Patel is T.I.P.S.

certified and intends to keep the store the same as it was except for a new name. The Board feels that everything is in order and wished Mr. Patel good luck with his business.

Mr. Espindola made a motion to approve the transfer of a package store/all alcohol license. Mr. Freitas seconded. Vote was unanimous. (3-0)

Mr. Espindola made a motion to approve the pledge of license to Rockland Trust. Mr. Freitas seconded. Vote was unanimous. (3-0)

### **ELECTED OFFICIALS HEALTH INSURANCE**

Mr. Rees explained that originally this was an article for the May 4, 2019 Annual Town Meeting and the Board asked to have this drafted as a policy. Board members wanted to ensure that in the future the policy could be changed by the Selectmen. Selectmen amended the words “who is currently participates” to “is eligible to participate.” So it reads:

Pursuant to MGL Chapter 32B, the Fairhaven Board of Selectmen as authorized by said law, will not allow for participation in the Town’s health insurance program by any elected part time official taking office after April 1, 2019. Any part time elected official who is currently eligible to participate in the Town’s health insurance program will be allowed to continue with the program consistent with current eligibility criteria

Mr. Murphy recused himself because he currently receives the town health insurance. Mr. Freitas made a motion to approve the amended version of the policy. Mr. Espindola seconded. Vote passed. (2-0-1)

### **ELECTRICITY AGGREGATION**

Mr. Rees said that residents have been receiving letters in the mail regarding the Electricity Aggregation and are confused about the changes. Mr. Espindola explained that the letters are sent out to residents quarterly to notify those that are not on the program. Mr. Espindola noted that Public Power, the supplier, is still lower than Eversource for those that chose to participate in the program. Mr. Espindola encouraged anyone with questions to reach out to MASSCEA.com. Or call them at 844-627-7232.

### **PREPARATION FOR ANNUAL TOWN MEETING**

Mr. Rees feels that there are still a few more articles to vote on but everything is right in place for Town Meeting. Mr. Rees informed the Board that on Article 5: Amended Fy19 General Fund Operating Budget, there was an oversight because the Town Clerk is now an elected official and will no longer accrue benefits, therefore her time as an appointed employee she is entitled to a “buy out.” Mr. Espindola made a motion to add item 10 to Article 5 for \$14,000 to be transferred from surplus revenue (free cash) to the Town Clerk salary. Mr. Freitas seconded. Vote was unanimous. (3-0)

Mr. Espindola made a motion to add Billy’s Way for \$64,045 to Article 18: Roadwork – FY20. Mr. Freitas seconded. Vote was unanimous. (3-0)

Mr. Espindola made a motion to add \$96,185 to Article 18: Roadwork, I. Fir Street – Reconstruct, hard-surface and install drainage on Fire Street from Causeway Road to Bluepoint Road a distance of approximately 680 feet. Mr. Freitas seconded. Vote was unanimous. (3-0)

Mr. Espindola made a motion to recommend Approval for Article 31: Citizen Petition- Street Light request – corner of Peter Lane and McKensie- two lights for \$800 each for a total of \$1600. Mr. Freitas seconded. Vote was unanimous. (3-0)

Mr. Espindola made a motion to recommend Approval for Article 32: Citizen Petition- Street Light Request- 46 Torrington Road- One Light for \$800. Mr. Freitas seconded. Vote was unanimous. (3-0)

### **PREPARATION FOR SPECIAL TOWN MEETING**

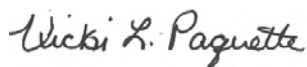
Mr. Espindola and Mr. Rees will work together on Special Town Meeting Articles 1&2: PEG Access Enterprise Fund.

Mr. Espindola made a motion to transfer from surplus revenue (free cash) \$193,370 to reconstruct Brown Street. Mr. Freitas seconded. Vote was unanimous. (3-0)

### **OTHER BUSINESS**

- Mr. Espindola met with the Marine Resources committee and with the Harbormaster Tim Cox received some documents from the State regarding Hoppy's Landing and Pease Park.
- Mr. Espindola reminded residents that April 24, 2019 was "National Give Back Day" and people are encouraged the turn in their unused prescriptions
- Mr. Espindola will be working with the Southeastern Regional Planning and Economic Development District (SRPEDD) to bring another bike share program back to Fairhaven.
- Mr. Murphy reminded residents that on May 5, 2019 the Manjiro- Whitfield house will be holding the annual Cherry Blossom Festival and the Fairhaven Rotary will be holding a senior talent show.
- Mr. Murphy told the Board he will be attending the opening day for Fairhaven Little League.
- Mr. Murphy said he attended the Senior Center annual volunteer "thank you" luncheon on April 10, 2019.
- At 7:51 p.m. Mr. Espindola made a motion to adjourn. Mr. Freitas seconded. Vote was unanimous (3-0)

Respectfully submitted,



Vicki Paquette  
Administrative Assistant  
(approved 5/20/2019)

### **Documents appended:**

- A: List of Selectmen liaison appointments**
- B: Police Recommendation email**

## Attachment A

<b>Board</b>	<b>Name</b>	<b>Title</b>	<b>Voting Member</b>
Affirmative Action Officer	Charlie Murphy	Ex-Officio	N/A
Bristol County Advisory Board	Dan Freitas	Ex-Officio	YES
Broadband Study Committee	Bob Espindola	Ex-Officio	YES
Cable Advisory Committee	Bob Espindola	Ex-Officio	YES
Contract Compliance Officer	Charlie Murphy	Ex-Officio	N/A
Dog Park Study Committee	Bob Espindola	Ex-Officio	YES
Economic Development Committee	Bob Espindola	Ex-Officio	YES
Fair Housing Coordinator	Charlie Murphy	Ex-Officio	N/A
Fire Apparatus Study Committee	Charlie Murphy	Ex-Officio	YES
Historical Commission	Dan Freitas	Ex-Officio	YES
Lagoa Friendship Pact Committee	Charlie Murphy	Ex-Officio	YES
Local Emergency Planning Committee	Dan Freitas	Ex-Officio	YES
Marine Resources Committee	Bob Espindola	Ex-Officio	YES
Millicent Library Board of Trustees	Dan Freitas	Ex-Officio	YES
Rogers Reuse Committee	Dan Freitas	Ex-Officio	YES
Sister City Committee	Charlie Murphy	Ex-Officio	YES
Southeastern Regional Planning and Economic	Bob Espindola	Ex-Officio	YES
Southeastern Regional Transit Authority Board	Dan Freitas	Ex-Officio	YES
Wellness Committee	Bob Espindola	Ex-Officio	YES



Vicki Paquette <vpaquette@fairhaven-ma.gov>

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## 2 Reynolds drive

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**Laurie Cannon** <laurie.cannon@fairhavenpolice.org>  
To: Vicki Paquette <vpaquette@fairhaven-ma.gov>

Wed, Apr 17, 2019 at 1:17 PM

Good morning. I checked out Reynold's Drive. It measures 16'-6" across. If parking remains on both sides, it would make it extremely difficult for any other traffic to pass. It would not be unreasonable to make parking only on one side of the road. My recommendation would be to make no parking on the north side of the street. There are no fire hydrants on the road, and no parking on the north side of the road would not interfere with a snow parking ban.

Sincerely,  
Officer Laurie A. Cannon/059  
[Quoted text hidden]



**Reynold's Drive.JPG**  
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