



Fairhaven Board of Selectmen

Meeting Minutes

May 20, 2019

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 6:39 p.m. The meeting was recorded by Cable Access.

Selectman Freitas arrived at 6:45 p.m.

MINUTES

Mr. Espindola made a motion to approve the minutes of March 25, 2019, open session. Mr. Murphy seconded. Vote was unanimous. (2-0)

Mr. Espindola made a motion to approve the minutes of March 25, 2019, executive session. Mr. Murphy seconded. Vote was unanimous. (2-0)

Mr. Espindola made a motion to approve the minutes of April 8, 2019, open session. Mr. Murphy seconded. Vote was unanimous. (2-0)

Mr. Espindola made a motion to approve the minutes of April 8, 2019, executive session. Mr. Murphy seconded. Vote was unanimous. (2-0)

Mr. Espindola made a motion to approve the minutes of April 22, 2019, open session. Mr. Murphy seconded. Vote was unanimous. (2-0)

Mr. Espindola made a motion to approve the minutes of May 1, 2019, open session. Mr. Murphy seconded. Vote was unanimous. (2-0)

Mr. Espindola made a motion to approve the minutes of May 1, 2019, executive session. Mr. Murphy seconded. Vote was unanimous. (2-0)

Mr. Espindola made a motion to approve the minutes of May 4, 2019, open session. Mr. Murphy seconded. Vote was unanimous. (2-0)

TOWN ADMINISTRATORS REPORT

- Mr. Rees told the Board that he met with Tim Keough from BASK, Inc. and was presented with the second quarterly check for \$40,000. BASK, Inc. is expecting to open up the recreational portion of the Marijuana business in approximately six months
- Mr. Rees recently attended a Massachusetts Municipal Association policy committee on the environment and energy on May 8, 2019 where he learned about energy savings grants for energy efficient cars. Mr. Rees has passed along the information to Sustainability coordinator, Whitney McClees

- Mr. Rees met with Mark Rasmussen and Allen Decker from the Buzzards Bay Coalition regarding approximately 4 acres of marsh land at Fort Phoenix. Conservation Agent Whitney McClees will be looking into finding a grant for this land purchase. (Attachment A)
- Mr. Rees said the Town has recently been given a preliminary grant award for Safe Route to School by the State for approximately \$650,000 for the safety improvements at the intersection of Scoticut Neck Road and the Bike path. School Superintendent Robert Baldwin and BPW Superintend Vinnie Furtado along with the Bikeway Committee were instrumental in the Town Receiving this grant
- Mr. Rees updated the Board on the Academy building ADA project for the handicap ramp. He said the bid will be going out with a deadline of June 6, 2019 and June 10, 2019 as the award date.
- Mr. Rees authorized a memorandum of understanding with SPREDD for a grant that assists communities with their Clean Communities program municipal energy coordination activities for up to \$65,000
- Mr. Rees, Harbormaster Tim Cox and Kevin Mcloughlin met recently with New Bedford Port Authority officials regarding the Dredging Phase V. It is anticipated that the State will be including funding for this in their capital budget for this project
- Mr. Rees welcomed Sheri Souza to the position of Senior Clerk in the Marine Resources Department
- Mr. Rees said that the Board of Health has collaborated with IMPACT Melanoma and the National Council on Skin Cancer Prevention to practice safe skin on National Don't Fry day on Friday, May 24, 2019. Sunscreen dispensers will be placed in various locations throughout town (Attachment B)
- Mr. Rees said the Board of Health has also announced a stop smoking campaign and the new mattress recycling program that was recently approved at Town Meeting (Attachment C)

COMMITTEE LIAISON REPORTS

- Mr. Espindola thanked Mat Coes, Chairman of the Bikeway Committee for getting the SRPEDD grant for the reconstruction of the intersection of Scoticut Neck Road and the bike path
- Mr. Espindola said the Economic Development Committee meeting has been delayed to give new Town Planner Paul Foley time to prepare
- Mr. Espindola said the Broadband Study Committee will meet next week
- Mr. Espindola said the Dog Park Study Committee has come up with a list of places they recommend for a Dog Park, Mr. Rees, Conservation Agent Whitney McClees and Town Planner Paul Foley will review the recommendations
- Mr. Espindola said he will attend the SRPEDD meeting on Wednesday
- Mr. Murphy showed an article from the Standard Times regarding the Poverty Point walking tour put on by the Office of Tourism (Attachment D)
- Mr. Murphy told the Board the Sister City Committee has been discussing with the City of New Bedford to have them join Fairhaven at the Manjiro Festival this October

AQUACULTURE SITE -- JOHN MILLS

Mr. Rees told the Board that he has reviewed with Harbormaster Tim Cox the proposed 2 acre aquaculture site for John Mills and both feel this is ready for the Board's approval.

Mr. Espindola made a motion grant a final license to John Mills to conduct an aquaculture business on two acres of waterways identified in his application for a two year period beginning June 1, 2019 subject to:

- 1) Signing an agreement indemnifying the Town of Fairhaven
- 2) Providing a bond in the amount of \$5,000
- 3) Providing a certificate of general liability insurance in the minimum amount of \$2,000,000 General Liability and \$1,000,000 personal injury and property damage liability with the Town named as and additional insured.

Mr. Freitas seconded. Vote was unanimous. (3-0)

BOARDS AND COMMITTEES REAPPOINTMENTS

Mr. Espindola made a motion to approve the list of names to Boards and Committees as read by the chair. Mr. Freitas seconded. Vote was unanimous. (3-0) (Attachment E)

JOINT TRANSPORTATION PLANNING GROUP (JTPG)

Mr. Espindola made a motion to appoint Planning Director Paul Foley to the Joint Transportation Planning Group as the Fairhaven representative from May 22, 2019 until May 24, 2020. Mr. Freitas seconded. Vote was unanimous. (3-0)

Mr. Espindola made a motion to appoint BPW Superintendent Vincent Furtado to the JTPG as the alternate Fairhaven representative from May 22, 2019 until May 24, 2020. Mr. Freitas seconded. Vote was unanimous. (3-0)

FAIRHAVEN PUBLIC SCHOOLS SELECTION COMMITTEE

Mr. Espindola made a motion to appoint Selectman Freitas to the Fairhaven Public Schools naming/renaming selection committee. Mr. Murphy seconded. Vote was unanimous. (3-0)

SELECTMENS MEETING SCHEDULE

Mr. Espindola made a motion to approve the Selectmen's meeting schedule for the second half of 2019. Mr. Freitas seconded. Vote was unanimous. (3-0) (Attachment F)

LADDER ONE TRANSFER

Mr. Rees explained that the City of New Bedford will be purchasing the old Ladder One from the Fairhaven Fire Department to use as a backup for their Fire Department. The offer the city has made was also the highest bid that was received. Mr. Espindola made a motion to authorize the transfer of ladder one for the sum of \$1400 to the city of New Bedford. Mr. Freitas seconded. Vote was unanimous. (3-0) (Attachment G)

DISCLOSURE OF FINANCIAL INTEREST

Mr. Rees read a disclosure letter from Town Counsel Tom Crotty stating that he has no substantial financial interest in the Verizon cell pole that is near his home and with the Boards Permission he will participate in the case against the Town to represent the Planning Board in court. (Attachment H)

Mr. Espindola made a motion to have the Chairman sign the disclosure on behalf of the Board of Selectmen. Mr. Freitas seconded. Vote was unanimous. (3-0)

TOWN ADMINISTRATORS ACT LEGISLATION

Mr. Espindola made a motion to submit Special Town Meeting Article 9: Town Administrator Act to the legislature for approval. Mr. Freitas seconded. Vote was unanimous. (3-0)

ALL ALCOHOL RESTAURANT LCENSE FOR HAMPTON INN

Mr. Espindola made a motion to petition the general court for Annual Town Meeting Article33: the Hampton Inn, 1 Hampton Way, for an all alcohol license. Mr. Freitas seconded. Vote was unanimous. (3-0)

FAIRHAVEN GETTY FOLLOW UP

At 7:00 p.m. the Board met with Building Commissioner, Kris White, Fairhaven Getty owner, Hatim Elrfi, and attorney Robert Perry to continue the hearing from February 11, 2019 on the license violations. Mr. White told the Board that he sent suggestions to Fairhaven Getty for renovations to the site with the deadline of May 20, 2019 for compliance and he has completed his inspection. Mr. White presented a memo with his findings to the Board. (Attachment I) Attorney Perry told the Board that Mr. Elraifi has also added fencing at the property in addition to what was asked by the Building Commissioner in the original compliance letter. Selectmen were pleased to see that Mr. Elraifi has completed the changes at the location and want to see this continue to remain in place. (Attachment J)They would like to see the building commissioner follow up and continue to monitor the progress.

At 7:14 p.m. Mr. Espindola made a motion to close the license hearing for Fairhaven Getty. Mr. Freitas seconded. Vote was unanimous. (3-0)

Mr. Espindola made a motion to acknowledge there were no findings of violation in the course of the license hearing. Mr. Freitas seconded. Vote was unanimous. (3-0)

Mr. Espindola made a motion to allow a 90 day period for submission of the as built drawings for the site plan. Mr. Freitas seconded. Vote was unanimous. (3-0)

Mr. Espindola made a motion to extend the Used Car Dealer license and the Car Repair License through December 31, 2019. Mr. Freitas seconded. Vote was unanimous. (3-0)

RASPUTINS TAVERN LICENSE VIOLATIONS

Mr. Rees told the Board Rasputin's has received a letter from Rasputin's Attorney Chirstopher Markey requesting more time to comply and it is the recommendation of Town Counsel to have the hearing continued to the June 3, 2019 meeting. (Attachment K & L) Mr. Freitas is concerned about giving more time to Rasputin's. Mr. Rees explained that in order to enforce the license violations the Board needs to have the proper motions in place and Town Counsel will be assisting the Board so that there would be less of a chance of Rasputin's appealing any decision by the Board to the Alcohol Beverage Control Commission (ABCC) but the conditions set forth

at the last meeting will still remain in place. Police Captain Botelho was in attendance on this matter to answer any questions the Board may have.

Mr. Freitas asked that the Police monitor the tavern on Thursday, Friday and Saturday nights to ensure that they are complying with the extra security for those nights.

Mr. Espindola made a motion to continue the hearing for the Rasputin's Tavern until the June 3, 2019 meeting. Mr. Freitas seconded. Vote was unanimous. (3-0)

HEALTH INSURANCE RATES

Mr. Rees discussed a memo to the Board regarding current health insurance rates for town employees. (Attachment M) The Town's claims have increased over the past few years therefore the recommendation is to increase the rates by 12% and have an open enrollment for the month of June. The town can mitigate the increase for plan design changes to bring the Town more in line with what the State offers but in order to do this the board must begin the negotiation process with the employee insurance committee. Mr. Murphy disclosed that he is enrolled in the Town health insurance program.

Mr. Espindola made a motion to approve the new health insurance rates as recommended in the memo dated May 20, 2019. Mr. Freitas seconded. Mr. Murphy abstained. Votes passed. (2-0-1)

Mr. Espindola made a motion to authorize the Town Administrator on behalf of the Board of Selectmen to work with the Insurance Advisory Committee and initiate a discussion about possible changes in the Town's health insurance coverage. Mr. Freitas seconded. Mr. Murphy abstained. Vote passed. (2-0-1)

MEMORANDUM OF UNDERSTANDING BETWEEN SCHOOLS AND TOWN

Mr. Rees explained that this memorandum of understanding (MOU) was brought up several months ago for the Town to decide on the best method to allocate the Comcast franchise money. Mr. Espindola made a motion to have the Chairman sign the agreement on behalf of the Board. Mr. Freitas seconded. Vote was unanimous. (3-0) (Attachment N)

SRPEDD BIKE SHARE PROGRAM

Mr. Rees explained that the Town has partnered with other towns and Southeastern Regional Planning and Economic Development District (SRPEDD) to explore other options for a bike share program. The program the Town used last year was not profitable, therefore they will not be returning this summer. Mr. Rees has referred this to the Bikeway Committee.

SRPEDD/SMMPO COMMITTEE

Mr. Rees received correspondence from SRPEDD requesting for a member of the Board to serve on the Southeastern Massachusetts Metropolitan Planning Organization (SMMPO). If one of the Selectmen is interested they can contact SRPEDD directly.

SCHOOL FUNDING

Mr. Rees discussed the letter that was sent to Senator Montigny and Representative Straus regarding the State funding the Town receives asking for more funding for our schools. (Attachment O)

DOG PARK RESIGNATION

Chairman Murphy read a letter of resignation from Howe Allen on the Dog Park Committee. Mr. Espindola made a motion to accept the resignation of Howe Allen from the Dog Park Committee. Mr. Freitas seconded. Vote was unanimous. (3-0)

MEMORIAL DAY OBSERVATION

Chairman Murphy read a letter from the Memorial Day Committee inviting the Board to participate in the Memorial Day Parade and Ceremony at Riverside Cemetery. The Board all stated that they will be participating this year.

OTHER BUSINESS

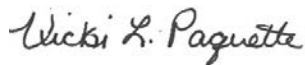
- Mr. Espindola reminded residents that the Fairhaven Village Militia's annual spring encampment and cannon firing will be this weekend at Fort Phoenix
- Mr. Espindola wished the F.H.S. Class of 2019 well as they prepare to graduate on Sunday, June 2, 2019
- Mr. Murphy thanked the After Prom Committee for a job well done.

At 8:44 pm Mr. Espindola made a motion to into Executive Session not to reconvene into Open Session to discuss:

1. Purchase and Sale Agreement-Rogers School, Pursuant to MGL Ch. 30A, Section 21(a)6.

Mr. Freitas seconded. Vote was unanimous. (2-0). Roll call vote: Mr. Murphy in favor, Mr. Espindola in favor, Mr. Freitas in favor

Respectfully submitted,







Vicki Paquette
Administrative Assistant
(Approved on 7/22/2019)

Documents appended:

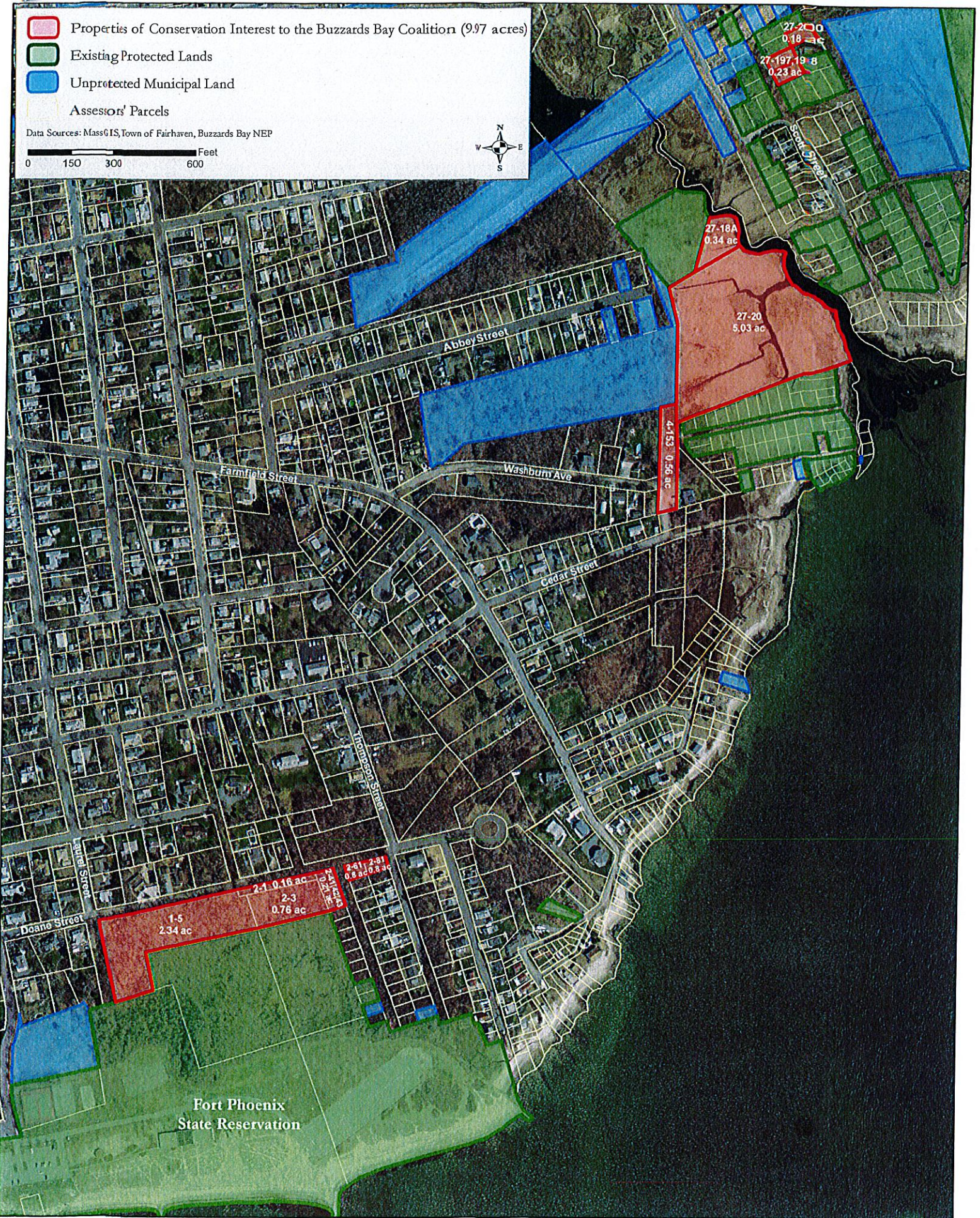
- A: Map of proposed marsh land purchase**
- B: IMPACT Melanoma Press Release**
- C: Quit Smoking Poster**
- D: Poverty Point Newspaper Article**
- E: Boards and Committees list**
- F: Selectmen's schedule**
- G: Ladder One**
- H: Town Counsel disclosure letter**
- I: Building Commissioner memo**
- J: Map of Getty station site plan**
- K: Letter from Attorney Christopher Markey**
- L: Email from Town Counsel**
- M: Health Insurance memo**
- N: School MOU**
- O: SRPEDD bikeshare program**

Eversource Properties - Fort Phoenix Area, Fairhaven Attachment A

-  Properties of Conservation Interest to the Buzzards Bay Coalition (9.97 acres)
-  Existing Protected Lands
-  Unprotected Municipal Land
-  Assessors' Parcels

Data Sources: MassGIS, Town of Fairhaven, Buzzards Bay NEP

0 150 300 600 Feet





Town of Fairhaven Board of Health

Town Hall · 40 Center Street · Fairhaven, MA 02719
Telephone: (508) 979-4023 ext. 125 · Fax: (508) 979-4079

May 20, 2019

Press Release - The Town of Fairhaven Board of Health has collaborated with IMPACT Melanoma and the National Council on Skin Cancer Prevention to practice safe skin on National “Don’t Fry Day” on Friday, May 24, 2019. In response to sun safety awareness, the Fairhaven Employee Wellness Committee has also jumped onboard, as they have partnered with the Fairhaven Health Department to obtain dispensers for public use, taking the active pledge of practicing safe skin.

Melanoma is rising faster than any other cancer with one person every 50 minutes dying from the disease. Studies show that with daily sunscreen protection, the risk of melanoma is preventable. As part of the Practice Safe Skin program, these specially designed dispensers offer sunscreen as an effective preventive measure to help avoid sun over-exposure year round. Each sunscreen dispenser is equipped with 4 – 1,000 mL pouches of hypoallergenic broad-spectrum SPF 30 sunscreen, which is safe for people aged 6 months and older.



Be on the lookout for a dispenser at any of these locations: Fort Phoenix, Pope Beach, Seaview Avenue, Causeway Road, West Island Town Beach, Pease Boat Ramp, Livesey Park, Cushman Park, Macomber Pimental Field, the start and end points of the Fairhaven Bike Path, Fairhaven Recreation Center and the Fairhaven Department of Public Works building located at 5 Arsene Street.

Please contact the Health Department at (508) 979-4023 ext. 125 for more information.

Town of Fairhaven is Among Those Collaborating with IMPACT Melanoma and the National Council on Skin Cancer Prevention to #PracticeSafeSkin on National “Don’t Fry Day”

Initiate Installation of Sunscreen Dispensers to Aide in Protecting the Community’s Skin While Bolstering Sun Safety Awareness

Fairhaven, MA (May 20, 2019) – [IMPACT Melanoma](#), a non-profit aimed at providing education, prevention, and support for the most serious form of skin cancer, and an active member of the National Council on Skin Cancer Prevention, are collaborating to saturate the nation in sunscreen this coming annual “Don’t Fry Day,” an annual awareness initiative occurring on Friday, May 24th, 2019. In response, Fairhaven has jumped onboard, obtaining their own dispenser(s) for public use, and taken the active pledge of practicing safe skin.

A [recent study](#) from The University of Colorado cited the Practice Safe Skin program as an influencing force behind the proactive decrease in melanoma rates. Melanoma is rising faster than any other cancer with one person every 50 minutes dying from the disease. Studies show that with daily sunscreen protection, the risk of melanoma is preventable.

These specially designed dispensers, which are being purchased and installed across the country, are part of [Practice Safe Skin](#), a program that offers sunscreen as an effective preventive measure to help avoid sun over-exposure year round. Each sunscreen dispenser is equipped with 4 - 1,000 mL pouches of hypoallergenic broad-spectrum SPF-30 sunscreen (available in four different varieties), safe for people aged 6-months and up. Ingredients are printed on the machines upon installation.



“We’re so pleased to be working with our friends at the National Council on Skin Cancer Prevention and the Town of Fairhaven to raise sun safe awareness and bring safety measures to parks around the country,” said Deb Girard, Executive Director, IMPACT Melanoma. “It’s imperative that we team together whenever we can to create a healthier future for everyone on the planet. That starts with educated and effective skincare practices, and together we can all make a great, positive impact on just that.”

About IMPACT Melanoma

IMPACT is a national non-profit organization dedicated to working to reduce the incidence of melanoma. Committed to skin cancer prevention and early detection, we provide a variety of award-winning programs which aim to raise awareness and educate the public about skin cancer, as well as support services for those struggling with the disease.

To get involved visit: <http://IMPACTMelanoma.org/practice-safe-skin/>, call 1-800-557-6352 or email info@IMPACTMelanoma.org.

About The National Council

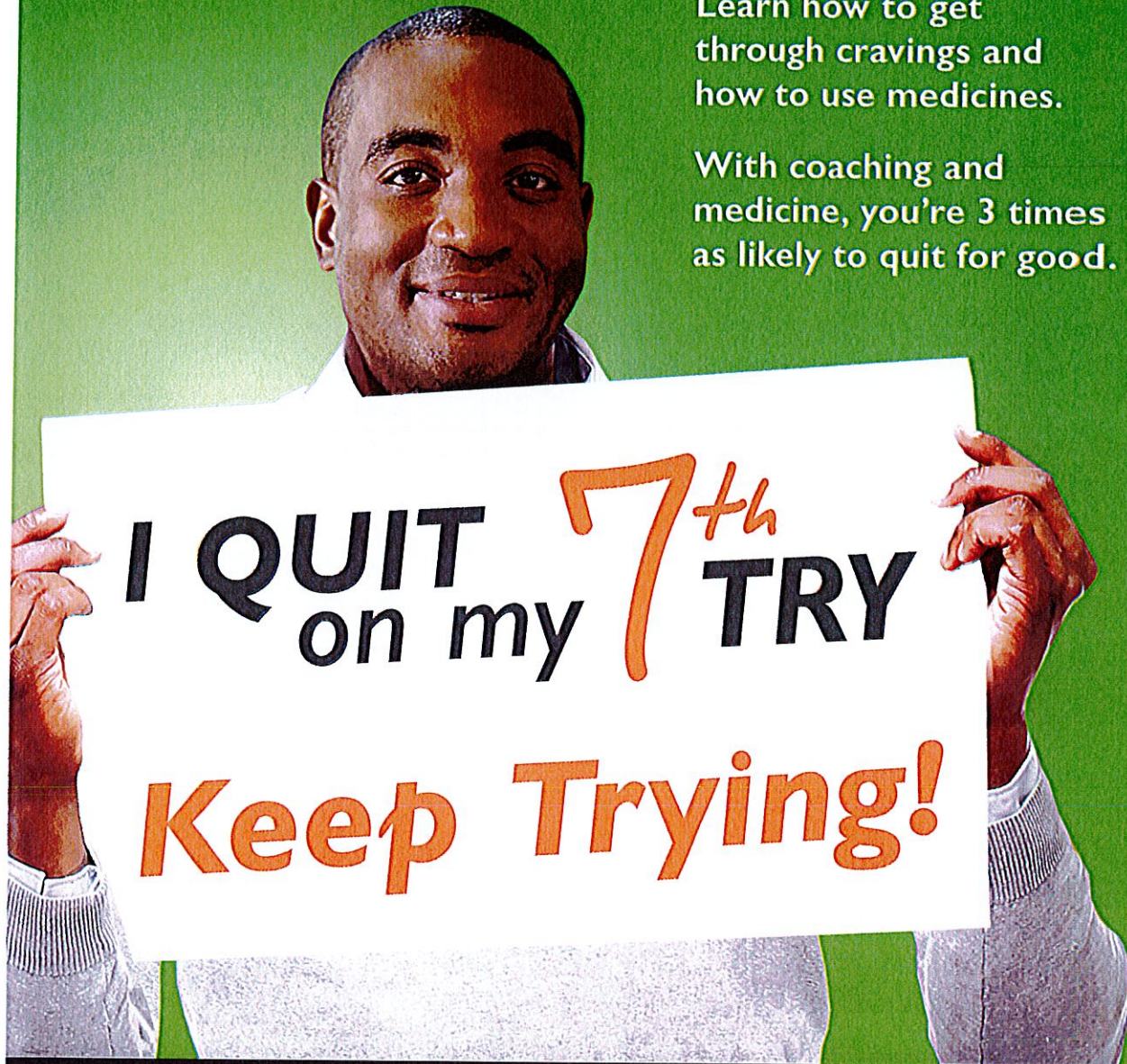
The National Council on Skin Cancer Prevention has been a trusted resource for the nation’s skin cancer prevention community since 1998 providing support, encouragement, and connection to more than 45 organizations, agencies, and associations that are making a real difference in the lives of millions of adults, children, and families throughout the country. www.skincancerprevention.org.

The MA Smokers' Helpline offers free support to **quit smoking.**

Talk to a quit coach for support!

Learn how to get through cravings and how to use medicines.

With coaching and medicine, you're 3 times as likely to quit for good.



For more information about the Helpline and to enroll online, visit **KeepTryingMA.org** or call **1-800-QUIT-NOW**



Fairhaven's Poverty Point Walking Tour is May 18

By The Standard-Times

Posted May 13, 2019 at 5:26 PM

Updated May 13, 2019 at 5:29 PM

FAIRHAVEN — The town's historical "Poverty Point" neighborhood will be the scene of a newly revised walking tour presented by the town's Office of Tourism on Saturday, May 18, at 10 a.m. The tour, guided by Christopher Richard, will begin at Cooke Memorial Park on Pilgrim Avenue.

A walking tour outlining the history of the people and events in Oxford Village, the oldest village area in present-day Fairhaven, was first created in 1995 by the late Natalie S. Hemingway, who was a volunteer with the Fairhaven Tourism Committee at the time, according to a news release. That basic walk with slight modifications has been offered to the public a number of times over the last 20-plus years. Since the tour was last presented in 2017, Richard, the tourism director for Fairhaven, has revised and updated walk along a new tour route.

This area, once known as "Ye Little Town at Ye Foot of William Wood's Homestead," and later "Oxford," got the nickname "Poverty Point" around 1810, but the downturn of fortune was short-lived. On the tour you will hear about the old burial ground and the mysterious human remains dug up in 1902. You'll see what was once called "the most pretentious dwelling in the village." And you'll learn about the some of the people who brought worldwide fame to Fairhaven, the release said.

The land was once owned by Thomas Taber, the son-in-law of Mayflower passenger John Cooke, and the remains of Taber's house still stand more than 340 years later. The neighborhood was where Joseph Bates, founder of the Seventh-day Adventist Church, grew up and it is where Manjiro Nakahama first stayed when he was the first Japanese person to live in America. Capt. Joshua

Slocum rebuilt the sloop Spray here before sailing it alone around the world. The neighborhood was also the home of artists including Charles Gifford and Lemuel D. Eldred, the release said.

Often considered for Historic District designation, the Poverty Point area has about a dozen 18th Century homes, dating from 1742 to the 1790s.

The tour will last about 90 minutes. Parking is allowed on the west side of Cherry Street and on the south side of Pilgrim Avenue. In the event of rain the tour will be canceled.

For more information, call 508-979-4085 or email FairhavenTours@fairhaven-ma.gov. The Fairhaven Office of Tourism is open Monday, Tuesday, Thursday, Friday and Saturday from 8 a.m. to 4:30 p.m.

Attachment E

Board/Committees	Name	Title	Term	Ex. Date
Art Curator	Mark Badway		One Year	5/31/2020
	Kelly Smith	Associate	One Year	5/31/2020
				5/31/2020
Assessors	Pamela Davis		One Year	5/31/2020
	Ronnie Manzone		One Year	5/31/2020
	Ellis B. Withington		One Year	5/31/2020
				5/31/2020
Bell Committee	Lee Baumgartner		One Year	5/31/2020
	Cody Thibault		One Year	5/31/2020
	Doug Brady		One Year	5/31/2020
	Nils Isaksen		One Year	5/31/2020
	Jacqueline Kenworthy		One Year	5/31/2020
	Helena Oliveira		One Year	5/31/2020
Bikeway Committee	Lois Callahan		One Year	5/31/2020
	Matthew Coes		One Year	5/31/2020
	Robert Espindola		One Year	5/31/2020
	Geoffrey Sullivan		One Year	5/31/2020
Broadband Study Committee	John Seed		One Year	5/31/2020
	John Methia		One Year	5/31/2020
	Derek Frates		One Year	5/31/2020
	Sean Powers		One Year	5/31/2020
	Jay Simmons		One Year	5/31/2020
	Bradford Perkins		One Year	5/31/2020
				5/31/2020
Cable Advisory Committee	Barbara Acksen		One Year	5/31/2020
	Ronald Medina		One Year	5/31/2020
	Michele Merolla		One Year	5/31/2020
	John Methia		One Year	5/31/2020
	Kenneth Souza		One Year	5/31/2020
	Maria Carvalho		One Year	5/31/2020
				5/31/2020
Capital Planning Committee	Andrew Tillett		Two Years	5/31/2021
Commission on Disability	Maria Ruedlinger Walker		Three Years	5/31/2022
Community Preservation Committee	Jeff Lucas		Three Years	5/31/2022
	Jay Simmons		Three Years	5/31/2022
	Patricia Pacella		Three Years	5/31/2022
	Frank Rezendes		Three Years	5/31/2022
	Nicholas Sylvia		Three Years	5/31/2022
Conservation Commission	Geoffrey Haworth		Three Years	5/31/2022
	Nicholas Sylvia		Three Years	5/31/2022

Board/Committees	Name	Title	Term	Ex. Date
Constables	Steven Borges		One Year	5/31/2020
	Matthew M. Botelho		One Year	5/31/2020
	Pamela A. Bourgault		One Year	5/31/2020
	Robert Jones		One Year	5/31/2020
	Kevin W. Kobza		One Year	5/31/2020
	Lawrence Machado		One Year	5/31/2020
	Scott McGarty		One Year	5/31/2020
	David Miller		One Year	5/31/2020
	Nicholas Sylvia		One Year	5/31/2020
	Herve W. Vandal, Jr.		One Year	5/31/2020
	Milan Whitaker		One Year	5/31/2020
	Carolyn Hurley	Town Business	One Year	5/31/2020
Cultural Council	Kristine Daniels		One Year	5/21/2020
All are Ex officio non voting for one year	Michael Luey		One Year	7/1/2020
	Abigail Hevey		One Year	7/25/2020
Dog Park Study Committee	Nancy Shanik		One Year	5/31/2020
	Sallie Lou Johnson		One Year	5/31/2020
	Geneva Woodruff		One Year	5/31/2020
	Vanessa Gralton		One Year	5/31/2020
	Kerrie Alphonse- Botelh	FULL	One Year	5/31/2020
Economic Development Committee	Eddie Lopez		One Year	5/31/2020
	R. Todd MacGregor		One Year	5/31/2020
	Kevin McLaughlin		One Year	5/31/2020
	Bernard Roderick		One Year	5/31/2020
	John Seed		One Year	5/31/2020
Emergency Management Agency	Marc Jodoin		One Year	5/31/2020
Fire Apparatus Study Committee	Joshua Benoit		One Year	5/31/2020
	Todd Correia		One Year	5/31/2020
	Donn Fletcher		One Year	5/31/2020
	Timothy Francis		One Year	5/31/2020
	Todd Cox		One Year	5/31/2020
	G. Bourne Knowles IV		One Year	5/31/2020
	Robert Lincoln		One Year	5/31/2020
	Brian Messier		One Year	5/31/2020
	John Rogers		One Year	5/31/2020
Historical Commission	Wayne Oliveira		Three Year	5/31/2022
	Suzan Galpin		Three Year	5/31/2022
	Gary Lavallette		Three Year	5/31/2022
	Vicki Paquette		Three Year	5/31/2022
Lagoa Friendship Pact Committee	Wayne Oliveira		Two Years	5/31/2021

Board/Committees	Name	Title	Term	Ex. Date
	Charlene Riffin		Two Years	5/31/2021
	Patricia Pacella		Two Years	5/31/2021
	Edward Cabral		Two Years	5/31/2021
Local Emergency Planning Committee	Robert Baldwin		One Year	5/31/2020
	Peter Deterra		One Year	5/31/2020
	Kristian White		One Year	5/31/2020
	Tim Francis		One Year	5/31/2020
	Vincent Furtado		One Year	5/31/2020
	Marc Jodin		One Year	5/31/2020
	Michael Myers		One Year	5/31/2020
	Jay Simmons		One Year	5/31/2020
	Bryan Wood		One Year	5/31/2020
	Brian Wotton		One Year	5/31/2020
Marine Resources Committee	David Hebert		One Year	5/31/2020
	Michael McNamara		One Year	5/31/2020
	Michelle Potter		One Year	5/31/2020
	Eric Dawicki		One Year	5/31/2020
	Frank Coelho		One Year	5/31/2020
Matt River Valley Water District Commission	Mark Rees		Three Years	5/31/2022
Matt River Valley Water Protection Advisory Committee	Mark Rees		Three Years	5/31/2022
Millicent Library Trustees	Cheryl Moniz		Four Years	5/31/2023
Municipal Hearing Officer	Mark Rees		One Year	5/31/2020
Oil Spill Coordinator	Tim Francis		One Year	5/31/2020
Parking Clerk	Vicki Paquette		One Year	5/31/2020
Registrar of Voters	Nils Isaksen (R)		Three Years	5/31/2022
Rogers Reuse Committee	Doug J. Brady		One Year	5/31/2020
	Stephen Desroches		One Year	5/31/2020
	Gail Isaksen		One Year	5/31/2020
	Nils M. Isaksen		One Year	5/31/2020
	Susan Loo		One Year	5/31/2020
	Beverly Rasmussen		One Year	5/31/2020
	Gary Lavalette	Associate	One Year	5/31/2020
	Barbara Acksen	Associate	One Year	5/31/2020
Sustainability	Wendy Drumm		One Year	5/31/2020
	Ann Richard		One Year	5/31/2020

Board/Committees	Name	Title	Term	Ex. Date
	Deirdre Healy		One Year	5/31/2020
	Anne O'Brien		One Year	5/31/2020
	Marcus Ferro		One Year	5/31/2020
	Susan Spooner		One Year	5/31/2020
	Denise Barr		One Year	5/31/2020
	Marianne Murray	Alternate	One Year	5/31/2020
	Lois Callahan	Alternate	One Year	5/31/2020
	Karen Gent	Alternate	One Year	5/31/2020
Wellness Committee	Tara Kohler		One Year	5/31/2020
	Anne O'Brien		One Year	5/31/2020
	Patricia Pacella		One Year	5/31/2020
	Warren Rensehausen		One Year	5/31/2020
	Denise Valois		One Year	5/31/2020
	Mary Friere-Kellogg		One Year	5/31/2020
	Paula Medeiros		One Year	5/31/2020
	Amanda Blais	Associate	One Year	5/31/2020
	Shallyn Carreiro	Associate	One Year	5/31/2020
Zoning Board of Appeals	Peter Deterra		Five Years	5/31/2024
	Jaimie DeSousa	Associate	Three Years	5/31/2022
	Alberto B. Silva	Associate	Three Years	5/31/2022

Town of Fairhaven
Selectmen's Meeting Schedule
2nd Half of 2019

Monday- July 15, 2019

Monday-August 19, 2019

Monday-September 9, 2019

Monday, September 23, 2019

Monday, October 7, 2019

Monday, October 21, 2019

Monday, November 4, 2019

Monday, November 18, 2019

Monday, December 2, 2019

Monday, December 16, 2019



City of New Bedford



FIRE DEPARTMENT

Paul N. Coderre, Jr.
Acting Fire Chief

May 8, 2019

Chief Timothy Francis
Fairhaven Fire Department

The Fire Department for the City of New Bedford is willing to pay to the Town of Fairhaven Fire Department \$1,400.00 for Fairhaven's Ladder truck which was recently up for bid by the Town.

Paul N Coderre Jr
Acting Fire Chief
City of New Bedford

THOMAS P. CROTTY & ASSOCIATES, PLLC

LAW OFFICES
5 DOVER STREET ~ SUITE 102
NEW BEDFORD, MASSACHUSETTS 02740

Attachment H

THOMAS P. CROTTY

RUSSELL G. WHYNAUGHT

TELEPHONE 508.990.9101

FACSIMILE 508.990.9108

E-MAIL: info@tcrottylaw.com

www.tcrottylaw.com

May 13, 2019

Fairhaven Board of Selectmen
Town of Fairhaven
40 Center Street
Fairhaven, MA 02719

RE: Cellco, d/b/a Verizon v. Planning Board
C.A. No. 19MISC000210

Gentlemen:

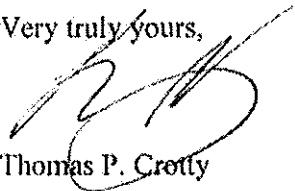
The referenced case is an appeal from the Planning Board's denial of a special permit to allow Cellco to place a small cellular unit on a telephone pole on Fort Street near Fort Phoenix. The pole is near my home at 7 Fort Street, and as a result I am presumed to have a financial interest in this matter. (I have no other interest in this matter.)

Under the Conflict of Interest law I may not participate in this matter as Town Counsel unless the Board of Selectmen grants written permission to do so. You may grant that permission if you determine that the financial interest in question is not so substantial that it is likely to affect the integrity of my service to the Town.

I request that you make that determination and give me permission in writing to participate in this case on behalf of the Town.

Thank you for your attention to this matter.

Very truly yours,


Thomas P. Crotty

TPC/mch



Town of Fairhaven
Commonwealth of Massachusetts

Kristian White
Building Commissioner

Building Department
Town Hall
40 Centre Street
Fairhaven, MA 02719
Phone 508 979 4019
kwhite@fairhaven-ma.gov

5/20/2019

Fairhaven Board of Selectmen
Town Hall
40 Center St.

Re: 371 Huttleston Ave, Fairhaven Getty zoning & licensure compliance update

This letter serves as a follow up to a compliance specification letter dated January 22, 2019. In that letter, the Building Department requested the owner of the property to make changes to the site plan in order to alleviate the ongoing violations of number of vehicles allowed per licensure on the lot.

A new site plan was submitted showing less number of cars for sale with more spaces dedicated to customer spaces. This will greatly reduce the congestion on the property. The number of total vehicles on site has not changed (31).

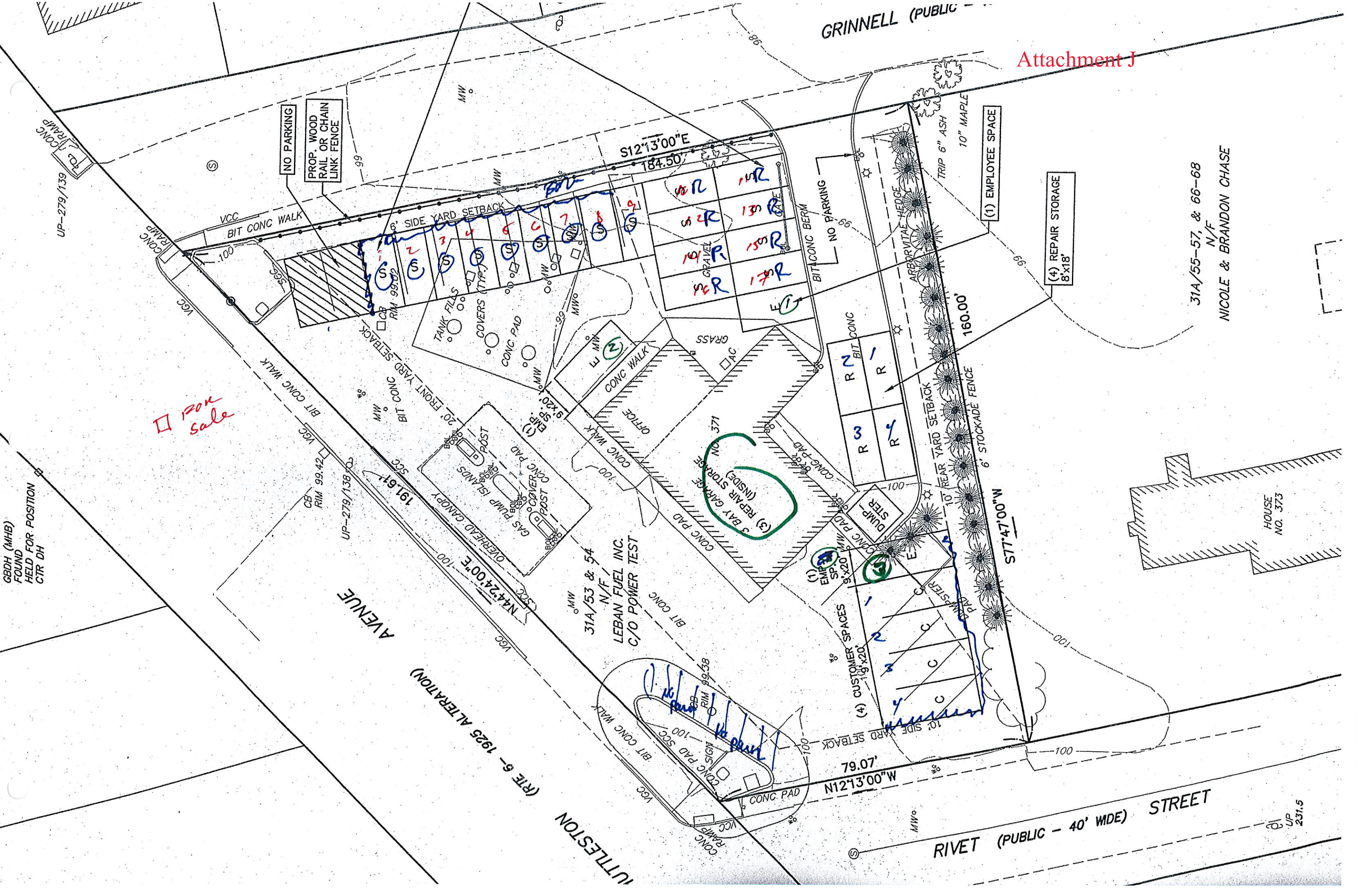
The Building Department performed a site visit on May 17, 2019 and a follow up site visit on May 20, 2019. The Building Department is satisfied and Fairhaven Getty is in full compliance with the requests made in the letter dated January 22, 2019. The owner also added additional No Parking striping on the Grinnell St. side and the Rivet St. side.

Respectfully,

Kristian White
Building Commissioner/ Zoning Enforcement Agent
Town of Fairhaven

GBDH (MHB)
FOUND
HELD FOR POSITION
CTR DH

POK sale



31A/55-57, & 66-68
N/F
NICOLE & BRANDON CHASE

UP 231.5

555 PLEASANT STREET, SUITE 5A
NEW BEDFORD, MA 02740

Christopher M. Markey, Esq.
chris@markeygauvinlaw.com

Pamela S. Gauvin, Esq.
pam@markeygauvinlaw.com

May 14, 2019

Mark Rees, Town Administrator
Town of Fairhaven
40 Center Street
Fairhaven, Massachusetts 02719

RE: Rasputin's Liquor License

Dear Mr. Rees:

I am writing to inform you of the progress we are making in regard to the liquor license of Rasputins and the alleged violations.

First, I have spoken with the current manager/owner regarding a change of manager, and potential security upgrades. My client has chosen a new manager. We will be filing a change of manager with the Select Board, the local licensing authority and the ABCC, in the next week. We understand that there are public notice requirements as well as notice to abutters, and we hope we can accomplish that this week. In addition, we have decided that we would like to have a police detail on Friday and Saturday evening for the short term. However, after speaking with Captain Botelho, it appears the Fairhaven Police do not an interest in providing an officer for that duty, for a variety of reasons. Therefore, we are seeking the possibility of having a Deputy from the Bristol County Sheriff's Office as a detail officer on those evenings. While this may not be a possibility, it is something we are interested in having.

Second, I have spoken with Captain Botelho briefly regarding the "security plan". We will be submitting something for his review and the chief's review. However, I believe we will need more time to develop that, depending on the opportunity for a detail officer.

Thirdly, I have my client putting together the financial records for each day of the week. We would like to show the board that the need for additional bouncers would not be necessary on the all the evenings they are currently requesting. We are hoping these numbers can show that the real need for additional security is only Firday afternoons and evenings.

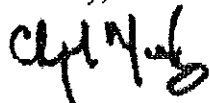
Fourth, we have installed and repaired all outdoor surveillance cameras, fixed the ID scanner, and have eliminated the "body shots" and the dancing on tables and the bar. We believe the cameras affixed to the establish will help supplement the already existing cameras on the utility pole operated currently by the police.

Finally, we are asking that the matter be moved from the agenda on Monday, May 20, 2019, to allow us to submit the change of manager documents, provide public notice, and the prepare financial documents in order to show the volume of business on a couple of the days the Board as required additional security.

Should you have any questions please feel free to call me (508) 717-0284.

With every best wish, I remain

Sincerely,

A handwritten signature in black ink, appearing to read "Chris Markey", written in a cursive style.

Christopher Markey

cc. Thomas Crotty, Esq.



Attachment L

[Fairhaven MA] Rasputins (Sent by Chris Markey, chris@markeygauvinlaw.com)

Thomas P. Crotty <tomcrotty@tcrottylaw.com>

Wed, May 15, 2019 at 3:05 PM

Reply-To: tomcrotty@tcrottylaw.com

To: Mark Rees <mrees@fairhaven-ma.gov>, Charles Murphy <cmurphy@fairhaven-ma.gov>, Daniel Freitas <dfreitas@fairhaven-ma.gov>, Bob Espindola <selectmanbobespindola@gmail.com>

Cc: Mike Myers <chief@fairhavenpolice.org>

Mark

A continuance for two weeks will also give us a chance to put together proposed findings for the Board to review and act on.

So I do support rescheduling.

Thanks

Tom

[Quoted text hidden]



Town of Fairhaven
Massachusetts
Office of the Town Administrator
40 Center Street
Fairhaven, MA 02719

Attachment M

Tel: (508) 979-4023
Fax: (508) 979-4079

MEMO

Date: May 20, 2019

From: Mark Rees, Town Administrator

To: Board of Selectmen

Cc: Anne O'Brien, Human Resources Director

Re: Health Insurance Rates – FY20

With open enrollment upon us, it is time for us to set the premium rates for FY20 for HMO and PPO subscribers. Despite our best efforts in the previous year to keep claims down via wellness and health incentives, we continued a trend of claims that exceeded the Town's trust contribution; as a result, we are being advised by Cook and Company, the Town's health insurance consultant, to increase rates for our HMO and PPO subscribers. The lowest recommended increase that Cook and Company was comfortable giving was a 12% increase, which is what I am recommending for FY20 (HMO and PPO only). The recommended new rates would be:

Table 1.1 Plan	Weekly rate (52)	42 week teacher rate
HMO SINGLE	\$73.55	\$91.06
PPO SINGLE	\$93.04	\$115.19
HMO FAMILY	\$180.90	\$223.97
PPO FAMILY	\$221.20	\$273.87

Cook and Company is not recommending any changes to Town dental or Medex rates at this time.

While the increase is significant, it is necessary for the long-term viability of the Town's health insurance benefit program. In order to address this significant increase and reduce the possibility of additional future increases, administration should explore a plan design change that would adjust current deductibles in order to lower or stabilize rates. This would require the notification to the unions to activate the Insurance Advisory Committee for the purposes of negotiating a plan design change.

Attached to this memo, please find:

- A. The most recent cash flow summaries, outlining the need for an HMO/PPO rate increase.
- B. A design plan summary sheet, showing how a design plan change could have reduced the rate increase from 12% to 8%.
- C. A timeline provided by Cook and Company, showing how the Town conducts a plan design change pursuant to MGL Ch. 32B Sections 21-22.

Therefore, I would respectfully request the Board of Selectmen:

- Set the rates for HMO and PPO plans in FY20 as outlined in Table 1.1
- Authorize the Human Resources department to hold an open enrollment period for the month of June.
- Authorize the Town Administrator to work with the Human Resources Director to provide notice to the Insurance Advisory Committee of intention to consider plan design changes.

Month	Ind.	Fam.	Paid Claims	Admin. Fee	*Reinsurance Premiums	Other Costs	PDP	Total Costs	*Contribution To Insl	Variance	Coverage: COMBINED
JUL	165	155	331,776	33,183	36,064	(88,585)	46,135	358,573	550,554	191,981	Type of Reinsurance: SPECIFIC Reinsurance Carrier: 12/24 Reinsurance Level W.C. Carrier: COOK Ind Fam Reinsurance: See Below Funding Rate See Below Funding -Employer% Employee % Working Deposit \$961,600 Administrative Fee: YES 21-23
AUG	165	156	516,528	33,252	36,231	(61,601)	46,135	570,545	552,304	(18,241)	
SEP	167	154	462,595	33,233	36,021	(317,845)	45,975	259,979	550,392	290,413	
OCT	167	154	665,032	33,246	36,021	(952)	45,975	779,322	550,491	(228,831)	
NOV	163	155	762,082	32,996	35,941	1,188	45,814	878,021	548,741	(329,280)	
DEC	160	156	479,261	32,871	35,923	(888)	45,975	593,141	548,412	(44,729)	
JAN	161	157	507,276	33,074	36,151	0	45,194	621,695	550,728	(70,967)	
FEB	160	157	646,631	33,012	36,089	(92,030)	45,194	668,895	550,056	(118,839)	
MAR	158	156	580,062	32,837	35,799	(102,311)	45,352	591,740	547,365	(44,375)	
APR	159	155	477,118	32,849	35,694	(101,896)	45,510	489,274	546,123	56,849	
MAY											
JUN											
TOTALS			5,428,361	330,563	359,933	(764,920)	457,256	5,811,185	5,495,166	(316,019)	
PROJECTIONS:											
ORIGINAL	165	155	5,623,348	398,630	432,770	-	549,867	7,004,616	6,606,648	(397,968)	
REVISED	161.92	155.42	6,365,586	396,252	431,321	(764,920)	548,276	6,976,515	6,587,412	(389,103)	

OTHER COSTS

Contacts	Telephone	Ext
Executive: Mark Rees	508-979-4023	104
Coordinator: Paula Medeiros	508-979-4026	103
HR Director: Anne O'Brien	508-979-4023	149
BCBS: Garb Pitcher	617-246-7312	

CASH FLOW REMARKS

Additional Plans	INDIVIDUAL		FAMILY	
	Hdc	Rate	Hdc	Rate
BLUE CARE ELECT	61.75	\$900.00	43	\$2,140.00
HMO BLUE	100.1666667	\$712.00	113	\$1,750.00
MEDEX	287.1666667	\$325.00		
DENTAL	405	\$40.00	242	\$89.00
ACSI:				20,059.62



**TOWN OF FAIRHAVEN
PLAN DESIGN COMPARISON FY20**

Covered Benefits	CURRENT TOWN PLAN	CURRENT GIC PLAN
	NETWORK BLUE NE & BCEP \$250/\$750 Options Deductible	NETWORK BLUE NE DEDUCTIBLE WITH HCCS
Out of Pocket Maximum		
Medical	\$5,000/10,000	\$2,500/\$5,000
Prescription	Combined	\$1,000/\$2,000
Calendar		
Year	\$250	\$500
Deductible	Individual Family	\$1,000
Primary Care Visit	Tier 1 Tier 2 Tier 3	\$20
Preventive Services	Covered in Full	Covered in Full
Specialist Visit	Tier 1 Tier 2 Tier 3	\$60
Emergency Room	\$100	\$100 after deductible
Hospital Admission	Tier 1 Tier 2 Tier 3	\$275 after deductible \$275 after deductible \$1,500 after deductible
Ambulatory Outpatient Surgery	Tier 1 Tier 2 Tier 3	\$150 \$150 after deductible \$150 after deductible
High Tech Imaging (MRI, CT, PET)	\$100 per test after deductible	\$100 per test after deductible
Prescriptions	Rx Deuctible	\$100/\$200 Deductible, then:
Retail	Tier 1	\$10
30-day supply	Tier 2	\$30
	Tier 3	\$65
Mall Order	Tier 1	\$25
90-day supply	Tier 2	\$75
	Tier 3	\$165

Updated 1/28/19

12%

8%

Attachment C



SECTIONS 21-22 TIMELINE

STEP	TIME TABLE	TASK
Adoption & Implementation		
1	At least 2 calendar days in advance	<p>Notice of intent to vote – the appropriate public authority (APA) shall send a notice to each collective bargaining unit (CBA) and to retirees (through RSCME) the intent to vote on whether to implement the process of Section 21-23.</p> <p>Vote to accept Sections 21-23</p> <p>After Section 21-23 is voted, notify Insurance Advisory Committee of estimated savings that may be realized after the first 12 months of implementation of changes. (52.03 Notice)</p>
2	Within 10 days after receiving the notice	The IAC shall meet with the APA (appropriate public authority) to discuss the estimated savings. If the IAC does not meet with the APA within 10 days, it shall be considered to have discussed the matter with the APA.
3	Not later than 2 business days after the IAC meeting or 10 days after the IAC receives notice (52.03 Notice)	<p>The town shall provide a notice to the president/designee of each CBU (collective bargaining unit) and to RSCME and shall include the # of eligible employees in each bargaining unit.</p> <p>If a PEC does not exist, the notice shall request that each CBU and RSCME provide a designated public employee committee (PEC) representative.</p>
4	<p>Within 2 days of receipt of notice</p> <p>Within 5 days of receipt of notice</p>	<p>If a PEC already exists, each CBU and RSCME shall provide the APA with the designated PEC representative.</p> <p>If a PEC does not exist, each CBU and RSCME shall designate a PEC representative.</p>
5	Not later than 2 business days after APAs receipt of PEC representatives	The APA shall give the written notice (52.03) that was provided to the IAC, to the PEC representatives, including proposed changes, estimate of anticipated savings, and the mitigation proposal.
30-Day Negotiation Period		
6	<p>When each member of PEC has received the implementation notice</p> <p>Within the 30 day period</p>	<p>The 30-day negotiation period shall commence.</p> <p>Any agreements reached between the PEC and APA shall be reduced to writing and executed by the parties.</p>
7	60 days advance notice	All subscribers shall be notified of any changes in plan design or the decision to transfer to the GIC.
8	Within 3 business days after the beginning of the 30-day negotiation period	The APA shall notify the Secretary of A&F of the start and end dates of the negotiation period and the name and contact information of the APAs representative for the health insurance review panel.
9	Within 3 business days after receiving copies of notice to Secretary	The PEC shall select one representative for the panel and give notice to the APA and the Secretary.
10	Within 10 days after receiving this notice	The Secretary shall provide the APA and the PEC with a list of 3 impartial potential members to serve on the review panel, as well as the name of an actuary to assist the panel.
11	<p>Within 3 business days of receiving this list</p> <p>Within 3 business days of receiving the list from the Secretary</p>	<p>The APA and the PEC shall jointly select the third member of the panel.</p> <p>If the APA and PEC cannot agree on which person from the list to select as the third panel member, the Secretary shall appoint the impartial member and notify the parties not later than the end of the 30-day negotiation period.</p>

Panel Review Process		
12	After the end of the 30-days negotiation period	If the APA and PEC are unable to reach a written agreement within 30 days, the matter shall be submitted to the review panel.
13	Within 3 business days after the end of the negotiation period	The APA shall submit its original proposal to the panel, with a copy sent to the Secretary and each member of the PEC. The PEC shall also submit any alternate mitigation proposal.
14	Any time before the panel has made decisions	The parties may agree in writing to terminate or suspend the review process because they have reached an agreement, would like additional time to negotiate, or have decided to return to collective bargaining under 150E.
15	Within 2 business days after receipt of notice to the panel	If both parties have not agreed to terminate the review process, the impartial member shall fix a time, date, and place for the panel to convene.
16	Within 10 days	The panel shall review the APAs proposed changes and determine if they meet the guidelines, as well as reviewing the estimated monetary savings.
17	Within 10 days	The panel shall review the APAs mitigation proposal.
Implementation		
18	At least 60 days' notice	The APA shall give subscribers notice before implementing any changes in benefits.
19	Not later than 90 days after agreement has been signed	Implementation of changes shall occur, or if the APA and PEC mutually agree, changes must be made by the end of the current health plan year.

Town of Fairhaven / Fairhaven School Department MOU

The Town and School Department will work together, in good faith, and in the best interest of the community in general, to establish a set of Policies and Procedures that will cover all aspects of operations, capital improvement and reporting, relative to PEG Operations and use of Comcast Franchise fees.

All parties will work collaboratively and cooperatively in the areas of operations, capital project management and planning, etc., to most efficiently utilize the funds the Town receives from Comcast subscribers. Cooperation shall include but not be limited to the following;

Equipment Inventories will be kept up to date and changes will be reported on a quarterly basis. Efforts will be made to stock critical spare equipment and to share common equipment inventory in order to minimize costs to the Town and to provide the highest level of equipment / programming up time possible.

Common Platform / Equipment. A study will be conducted in 2019 and periodically in future years to determine the pros and cons of investing in a common platform and equipment considering potential cost savings, back-up capability, equipment capacity and capabilities, currency and popularity in the market place (i.e. marketability in the job market of those trained to operate the equipment), etc. A recommendation to either use common equipment or remain separate operations will be made within six (6) months.

Cross Training. Develop cross-training between School and Town employees to be able to cover for vacations, short staffing, high demand, etc.

Community Education. Continue developing state of the art media training programs in the school system branching down from the High School to the middle and elementary schools.

Develop media training programs for the general public to learn the platform and equipment, and to produce Public Access Content. Make the training available where demand is highest (i.e. workshops held nights and weekends, summer camps for school age children, etc). Track the number of people trained annually in each mode and adjust programming accordingly.

Quality / Performance Standards. Develop a set of quality and performance metrics and report on those metrics quarterly. The standards shall include but not be limited to the following;

- Timeliness for posting meetings / content on the PEG channels and for viewing on line
- Percentage of overall programming hours with unique programming provided (i.e. minimized re-run programming).
- Percentage of Government meetings covered (Goal of 100%)
- Number of Community Events covered (Public Access)
- Picture Quality
- Sound Quality
- Caption Accuracy
- Provide comment section on the website.

Community Input / Interaction Actively solicit feedback from the subscribers who pay the franchise fees to determine what content and training they are looking for, if they have any concerns about performance or quality, etc. Report on feedback received on a quarterly basis.

Coordinate with Social Media Coordinator to engage the public and to draw their attention to the PEG Channels and to internet based programming links. Track and report impact of these efforts.

Operating and Capital Budgets. Develop Operating and Capital Budgets in a standardized format and provide detailed expense reporting against those budgets on a quarterly basis.

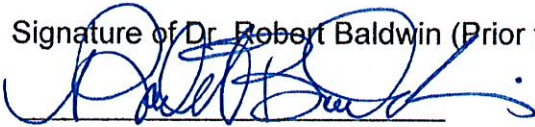
Balance Operational needs vs. Capital needs and consider how the use of accumulated franchise fees from prior years may best be utilized in the best interest of the community on the whole.

Non-Profit Model. Assist in the study of alternate, non-profit models to determine viability and if there is an alternate model for any element of PEG Operations that would be in the best long term interest of the community on the whole.

Revenue Sharing Split

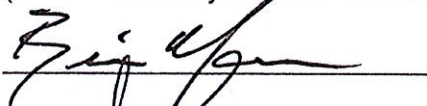
Both parties agree to continue to work in good faith during the course of the next six months to develop justification for their projected five year expenditures (operating and capital). Each party will also develop a plan for spending franchise fees accumulated from prior years. All reports will be provided to the Board of Selectmen on the same schedule that the annual department budgets are submitted. The Board of Selectmen will then set the revenue sharing split moving forward, starting with the 2021 FY budget

Signature of Dr. Robert Baldwin (Prior to 5-4-2019 Town Meeting)

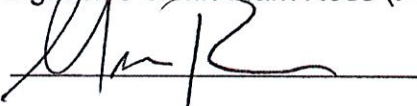


Signature of School Committee Chair

(If authorized by School Committee at future meeting)



Signature of Mr. Mark Rees (Prior to 5-4-2019)



Signature of the Board of Selectmen Chair

(If authorized by vote of the Board of Selectmen at a future meeting)



To: SRPEDD Communities
From: Eric Arbeene, AICP, Principal Comprehensive Planner
Date: May 13, 2019
Re: Review of SRPEDD Regional No Cost Bike Sharing System RFP

Background

In late 2018, SRPEDD partnered with the South Coast Bikeway Alliance (SCBA) and the University of Massachusetts Dartmouth (UMass Dartmouth) to create a Request for Proposal (RFP) for a bike share program in southeastern Massachusetts. Working closely with Bonne DeSousa of the SCBA and Jamie Jacquardt of UMass Dartmouth, SRPEDD (with permission) utilized the Metropolitan Area Planning Council's (MAPC) successful 2018 no cost dockless bike sharing RFP. The "no cost" aspect refers to no cost to communities that participate in the program. After inviting all communities in the region to meetings to discuss the program and to gauge their interest, SRPEDD developed and released an RFP similar to MAPC's successful RFP from March 2017. SRPEDD issued the RFP on behalf of the following communities and universities: Attleboro, Dartmouth, Fairhaven, Fall River, Mansfield, Marion, Mattapoisett, Middleborough, New Bedford, Norton, Somerset, Taunton, Wareham, Westport, Bridgewater State University, and the University of Massachusetts Dartmouth.

SRPEDD failed to receive any proposals in response to the RFP. In order to better understand this failure, we reached out to four vendors that originally expressed an interest in the RFP, including Gotcha, JUMP, VeoRide, and Zagster. After speaking with representatives from three of the four vendors, it became apparent that the model SRPEDD proposed in the RFP was not financially feasible to any of the companies. The companies cited the following specific economic conditions:

A Rapidly Changing Industry

Rapid change is occurring within the bike share industry. In the past year alone, the increase in the prevalence of e-assist bikes (electric assist) and e-scooters (electric scooters), due to their higher ridership numbers and higher profit margins, have pushed traditional push-pedal bikes to the side. Multiple vendors stated that all micro-mobility options (e-bikes, e-scooters, etc.) would need to be on the table for most bike share initiatives to be viable from a financial and staffing perspective. While we realize that e-scooters are currently illegal in Massachusetts (due to a lack of brake lights and turn signals), vendors are confident that legislation pending at the State House that would remove these requirements will pass. Just last month, the Metropolitan Area Planning Council's (MAPC) 15-community bike share program switched from a combination of push pedal bikes and e-assist bikes in 2018 to all e-assist bikes for 2019, citing higher ridership rates for e-assist bikes (e-assist bikes were rented at twice the rate of push pedal bikes) and financial considerations. The vendor operating the MAPC program (Lime Bike) did not break even last year and believed that the exclusive use of e-assist bikes (which cost more to rent than the push pedal bikes) may change that. This change is highlighted in an April 8, 2019 Boston Globe article "It will be electric bikes only for the Lime rental program in Boston's suburbs,"



which quotes Lime's Northeast Director, Scott Mullen, as saying that they are no longer launching new push-pedal bike-only markets. In short, new technology is changing the marketplace. Our RFP focused on an outdated model.

Potentially Low Ridership

Multiple vendors were also concerned with what they believed to be a lack of people that would regularly ride the bikes. They believed the SRPEDD proposal was suited to recreational riders rather than commuters. They believed that a recreational program would not generate the revenue needed to make the system financially viable. Just two weeks ago, VeoRide decided not to redeploy bikes in Fairhaven and Mattapoisett due to low ridership figures, citing their staffing model would not work for those deployments.

Density Issues

A few vendors were also concerned with the population density of the region. While some municipalities, such as New Bedford, have a high population density other more suburban or rural communities have a much lower population density. This made the SRPEDD proposal less appealing overall. Another issue was the vast size of the region in terms of square miles. Interested communities in the program stretched from one side of the SRPEDD region to the other, from Attleboro in the west to Wareham in the east and from Mansfield in the north to Westport to the south. This made for a large area for a vendor to cover, as they would need to cover the entire area to rebalance bikes and address any potential issues.

Next Steps

After sharing this news with the interested communities and universities, many were surprised, but no one indicated that they wanted to walk away from the idea of bike share in the region. That said, we did additional research on the subject, took information that was given to us by the prospective vendors, and developed the following options as to possible next steps. SRPEDD is happy to assist in any of these possible future actions:

1. Communities interested in pursuing no cost bike share further should be open to all types of micro-mobility options (push-pedal bikes, e-bikes, e-scooters, etc.). Interested communities could reissue an RFP that includes these newer technologies.
2. Communities interested in pursuing a dockless push-pedal bike share program will most likely need to subsidize the program with either town funds or via a sponsorship program. These communities could issue individual RFPs focused on their municipality.
3. Sub-groups of abutting communities could work together to issue an RFP around an established bike path (such as Mansfield & Norton or Fairhaven, Mattapoisett, Marion and Wareham).
4. Communities could choose not to proceed.