



FAIRHAVEN SELECT BOARD

Agenda

March 20, 2023

6:30 p.m.

Town Hall – 40 Center Street – Fairhaven

FAIRHAVEN TOWN CLERK
ROOM 2023 MAR 16 PM5:17

Pursuant to Chapter 20 of the Acts of 2021, this meeting will be conducted in person and via remote means, in accordance with applicable law. This means that members of the public body as well as members of the public may access this meeting in person, or via virtual means. In person attendance will be at the meeting location listed above, and it is possible that any or all members of the public body may attend remotely, with in-person attendance consisting of members of the public. MGL, Ch. 30A, § 20(f) requires anyone that intends to record any portions of a public meeting, either by audio or video, or both, to notify the Chair at the beginning of the meeting.

The meeting can also be viewed on Channel 18 or on FairhavenTV.com

Log on or call 1-929-205-6099

Join Zoom Meeting

<https://us06web.zoom.us/j/87631975295?pwd=WHdTK3o4NVdReFc5dSsxTjBRakNyQT09>

Meeting ID: 876 3197 5295 Passcode: 339130

A. EXECUTIVE SESSION

Pursuant to G.L. c. 30A, § 21(a)(2) “[t]o conduct strategy sessions in preparation for negotiations with non-union personnel or to conduct collective bargaining sessions or contract negotiations with nonunion personnel”:
(Angie Lopes Ellison)

RETURN TO OPEN SESSION 7:00 P.M.

B. MINUTES:

1. Approve the minutes of February 21, 2023 – Open Session
2. Approve the minutes of February 21, 2023 – Executive Session
3. Approve the minutes of March 6, 2023 – Open Session

C. TOWN ADMINISTRATOR:

1. Staffing Updates
2. Board of Public Works: Marcus Ferro
3. MA Department of Public Health - Update: State of Emergency
4. Budget process updates
5. Municipal Contracts
6. Oxford School Residences, National Register of Historic Places
7. Other

D. ACTION ITEM:

1. Annual Town Meeting Election Warrant
2. Poll Workers for Town Election, Monday, April 3, 2023
3. Police for Town Election, Monday, April 3, 2023
4. Special Election: May 22, 2023
5. Lagoa Friendship Pact Committee appointment: Despina Longinidis
6. Agricultural Committee appointment: Joseph Figueiredo
7. Council on Aging Board of Directors appointment: Theresa Pereira
8. Consider changes to the Financial Policy
9. Progress Pride Flag/Banner: request to hang at Town Hall
10. Building Department fee structure
11. Change of Manager: Acushnet River Safe Boating Club
12. Podkowa 5K Race Fundraiser: use of public roads
13. Tour de Crème charity bike ride: use of bike path
14. Discuss Mass Broadband Institute Digital Equity Fellowship Grant Opportunity
15. Opioid Settlement: authorize Town Administrator

E. CORRESPONDENCE

1. Notice of Public Hearing-FY21 Community Development Block Grant

F. COMMITTEE LIAISON REPORTS

G. PUBLIC COMMENT

H. BOARD MEMBER ITEMS

I. NEWS AND ANNOUNCEMENTS

1. The next regularly scheduled meeting of the Select Board is *Monday, April 3, 2023* at 6:30 p.m. in the Town Hall Banquet Room

ADJOURNMENT

Subject matter listed in the agenda consists of those items that are reasonably anticipated (by the Chair) to be discussed. Not all items listed may be discussed and other items not listed (such as urgent business not available at the time of posting) may also be brought up for discussion in accordance with applicable law.



Town Administrator

Monday, March 20, 2023



Town of Fairhaven
Office of the Town Administrator
40 Center St., Fairhaven, MA 02719

MEMORANDUM

To: Select Board

From: Angie Lopes Ellison, Town Administrator

Date: March 16, 2023

Re: Board of Public Works

At the Board's last meeting on March 13, 2023, Marcus Ferro resigned from his position as Public Works Commissioners, as his work schedule has changed and is interfering with his meeting attendance.

Date: Wed, Mar 15, 2023 at 8:01 AM

Subject: MA Department of Public Health - Update: MA Public Health Emergency

Dear Colleagues,

Later today, Governor Healey will announce that the Public Health Emergency will be ending on May 11, 2023, coinciding with the ending of the Federal Public Health Emergency. This means that any mandates or waivers/flexibilities that were allowed under the public health emergency will be lifted at that time, unless legislative action is taken. The Administration will be filing legislation to extend three public health orders addressing staffing in out-of-hospital dialysis, the Medication Administration Program to provide additional time to come into compliance with regulatory requirements, and ambulance staffing to continue to provide flexibility going forward. More information will be shared with respective stakeholders over the coming weeks.

Every person in the Commonwealth has been impacted by the pandemic. It is because of your work, your partnership, and your collaboration that Massachusetts is now at a point where we can lift the public health emergency and continue to move towards treating COVID-19 in an endemic state. Your collective efforts encouraging people to stay home, test if sick, access therapeutic treatments, wear masks, and get vaccinated and boosted have gotten us here, and for that we thank you.

DPH remains committed to keeping the lines of communication open, partnering with you however we can, and ensuring the health and safety of the residents as we make these changes.

Sincerely,

The Massachusetts Department of Public Health



RECEIVED

2023 MAR 15 P 12:30 4P

The Commonwealth of Massachusetts
 William Francis Galvin, Secretary of the Commonwealth
 Massachusetts Historical Commission

March 13, 2023

Keith McDonald
 Oxford School Residences LP
 100 Corporate Place, Suite 404
 Peabody, MA 01960

Dear Mr. McDonald:

The Massachusetts Historical Commission is pleased to inform you that the Oxford School in Fairhaven was accepted by the National Park Service, Department of the Interior, for listing in the National Register of Historic Places on February 17, 2023. Enclosed is a certificate recognizing the designation of the building in the National Register of Historic Places.

For your information, an explanation of the National Register of Historic Places is enclosed. If you have any questions or wish further information, please do not hesitate to contact the Massachusetts Historical Commission.

We share with you a sense of pride that this historic property has been listed.

Sincerely,

William Francis Galvin
 Secretary of the Commonwealth
 Chairman, Massachusetts Historical Commission

Brona Simon
 Executive Director
 State Historic Preservation Officer
 Massachusetts Historical Commission

cc: Stasia Powers, Chair, Fairhaven Select Board
 Wayne Oliveira, Chair, Fairhaven Historical Commission
 Wayne Hayward, Chair, Fairhaven Planning Board
 Quinn Stuart, VHB

Enclosures



Action Item

- 1) Annual Town Meeting
Election Warrant**
- 2) Poll Workers for Town Election,
Monday, April 3, 2023**
- 3) Police for Town Election,
Monday, April 3, 2023**

WARRANT

**For Annual Town Election, Monday, April 3, 2023
Polls open at 10:00am and close at 8:00pm**

COMMONWEALTH OF MASSACHUSETTS

BRISTOL: SS

To the Constable of the Town of Fairhaven in said county

In the name of the Commonwealth of Massachusetts you are hereby directed to notify and warn the inhabitants of the Town of Fairhaven qualified to vote in town elections to meet as follows:

For election, Monday April 3, 2023

- Precinct 1 Recreation Center - 227 Huttleston Avenue
- Precinct 2 Recreation Center - 227 Huttleston Avenue
- Precinct 3 Recreation Center - 227 Huttleston Avenue
- Precinct 4 Recreation Center - 227 Huttleston Avenue
- Precinct 5 Recreation Center - 227 Huttleston Avenue
- Precinct 6 Recreation Center - 227 Huttleston Avenue

In said precincts in said town on Monday, April 3, 2023 at ten o'clock in the forenoon until eight o'clock in the evening, then and there to bring their ballots for question to be voted by ballot, viz:

- Two Select Board members for three years
- Two School Committee members for three years
- One Board of Health member for three years
- One Commissioner of Trust Funds for three years
- Two Board of Public Works members for three years
- Two Planning Board members for four years
- One Housing Authority member for 5 years

and Town Meeting Members in accordance with Section 2 of Chapter 285 of the Acts of 1930 and amendments thereto establishing in the Town of Fairhaven Representative Town Government by limited Town Meeting as follows:

- Precinct 1 24 for 3 years – 2 for 2 years – 6 for 1 year
- Precinct 2 24 for 3 years – 4 for 2 years – 6 for 1 year
- Precinct 3 23 for 3 years – 2 for 2 years – 7 for 1 year
- Precinct 4 25 for 3 years – 6 for 2 years – 7 for 1 year
- Precinct 5 23 for 3 years – 5 for 2 years – 6 for 1 year
- Precinct 6 24 for 3 years – 5 for 2 years – 5 for 1 year

The polls shall be open from 10:00am to 8:00pm.

Fairhaven Select Board:

I, _____, Constable of the Town of Fairhaven, do hereby certify that I have duly served this Warrant as required by the General Laws of Massachusetts and the By-Laws of the Town of Fairhaven by posting an attested copy thereof in the precinct/polling locations on ____/____/____.



TOWN CLERK'S OFFICE

FAIRHAVEN, MASSACHUSETTS

TOWN HALL · 40 CENTER STREET · FAIRHAVEN, MA 02719
TELEPHONE: 508-979-4023 x 3 · EMAIL: CLERK@FAIRHAVEN-MA.GOV

To: Select Board
From: Town Clerk
Date: 3/13/23
RE: April 3, 2023-Poll Workers

Below is the list of the Poll Workers I have scheduled to work at the April 3rd Annual Town Election Election for your approval.

Bernadette Costa	19 Huttleston Avenue	Fairhaven, MA 02719
Pam Bettencourt	12 Evergreen Street	Fairhaven, MA 02719
George Diggle	21 Summer Street	Fairhaven, MA 02719
Dennis Mattos	14 Newton Street	Fairhaven, MA 02719
Christine Alfonse	38 Veranda Avenue	Fairhaven, MA 02719
Claire Millette	138 Main Street 1	Fairhaven, MA 02719
Despina Longinidis	101 Washington St	Fairhaven, MA 02719
Carole Fauteux	87 Harding Road	Fairhaven, MA 02719
Jodi Duval	46 Wilding Street	Fairhaven, MA 02719
Andrew Romano	440 Bridge St	Fairhaven, MA 02719
Myles Romano	440 Bridge St	Fairhaven, MA 02719
Kathryn (Kacie) Silvia	25 Harvard Street	Fairhaven, MA 02719
Linda Therrien	287 Huttleston Avenue	Fairhaven, MA 02719
Kim Mimoso	59 Oliver St	Fairhaven, MA 02719
Maria J(MJ)Carvalho	29 Newbury Avenue	Fairhaven, MA 02719
Anne Ellis	310 Mill Road	Fairhaven, MA 02719
Lisa Moniz	23 Harvard Street	Fairhaven, MA 02719
Lisa Rose	12 Summer Street	Fairhaven, MA 02719
Maria Branco	13 Reservation Road	Fairhaven, MA 02719
Donna Ross	18 Cedar St	Fairhaven, MA 02719
Pauline Parker	38 Blackburn Street	Fairhaven, MA 02719
Cathy Melanson	110 Adams Street	Fairhaven, MA 02719
Michael Thomas	1 Teal Circle	Fairhaven, MA 02719
Joanne St Amand	7 Suzanne Way	Fairhaven, MA 02719
Rebecca Surprenant	10 Nonquitt Ave	Fairhaven, MA 02719
Peggy Souza	34 McGann Terr	Fairhaven, MA 02719
Steven Silvia	347 Main St Unit 1	Fairhaven, MA 02719
Joseph Sylvia	326 Huttleston Ave	Fairhaven, MA 02719



TOWN CLERK'S OFFICE FAIRHAVEN, MASSACHUSETTS

D 3

TOWN HALL · 40 CENTER STREET · FAIRHAVEN, MA 02719
TELEPHONE: 508-979-4023 X 3 · EMAIL: CLERK@FAIRHAVEN-MA.GOV

To: Select Board
From: Town Clerk
Date: 3/13/23
RE: April 3, 2023-Police Officer Assignment

Action is requested in response to the changes made to section 72 of MGL 54, which now charges the Select Board with detailing a sufficient number of police officers or constables for each polling location.

On June 22, the election reform law (the "VOTES Act") was signed into law by Governor Baker. The VOTES Act makes many of the changes from the pandemic permanent (eg., Vote by Mail and Early In-Person Voting). In addition, the assignment of the number of police officers and/or constables at polling places now requires a vote of the Select Board.

The Town of Fairhaven has 6 precincts that will vote in 1 polling location-the Fairhaven Recreation Center, 227 Huttleston Ave. The assigned officers are responsible for delivering the ballots and voting machines to the precincts in the morning, and back to the Town Hall at the end of the night, as well as to preserve order and to protect the election officers and supervisors from any interference with their duties.

In past elections, either three (3) or four (4) officers have been assigned to work at the Rec Center, depending on the expected turnout of the election. Since the Annual Town Election will most likely have a lower turnout than the previous State Elections, my recommendation is to assign three (3) police officers to the polling location, one (1) inside the gymnasium to maintain order in the six precincts, one (1) in the lobby area/front door, and one (1) to assist with traffic in the parking lot.

The following action is recommended:

MOTION: Move to approve a sufficient number of police officers, but not less than three (3), at the polling location (Rec Center, 227 Huttleston Ave) for the April 3, 2023 Annual Town Election, to preserve order, and to protect the election officers and supervisors from any interference with their duties, and to aid in enforcing the laws relating to elections, as required by Section 72 of MGL Chapter 54.

Further, move to designate the Police Chief the authority to assign specific police officers according to scheduling and availability. The Town Clerk will advise the Police Chief on the location and time the officers are needed.



Action Item

**Special Election, May 22, 2023
Set election date**



Action Item

Committee Appointments

MEMORANDUM

To: Select Board

From: Despina Longinidis

Date: March 16, 2023

Re: Application for The Lagoa Friendship Pact

How long have you been a Fairhaven resident: Since May 2022

What Board(s) or Committee(s) are you interested in joining? What is your reason for joining: The Lagoa Friendship Pact

Have you attended a meeting of this Board or Committee: No

Have you (or are you currently) served on any Town of Fairhaven Boards? If so, please indicate what Board and number of years: N/A

Interests and Qualifications (tells us about yourself):

Born in Greece. Have traveled extensively and have a love for European cultures in general. I have a number of Portuguese friends and would like to learn more about Lagoa's connection to the South Coast. I've already started to think about how I could contribute to this committee.

MEMORANDUM

To: Select Board

From: Joseph Figueiredo

Date: March 16, 2023

Re: Application for The Agricultural Commission

How long have you been a Fairhaven resident: 35 years

What Board(s) or Committee(s) are you interested in joining?

Agricultural Commission

Have you attended a meeting of this Board or Committee: No

Have you (or are you currently) served on any Town of Fairhaven Boards? If so, please indicate what Board and number of years: No

Interests and Qualifications (tells us about yourself):

I have been around agriculture most of my life and have a strong passion for preserving it in this town. I have worked with most of the farmers in town in one way or another over the course of my life and want to make sure they have fair representation.



Town of Fairhaven
Massachusetts
Council on Aging
229 Huttleston Ave. · Fairhaven, MA · 02719

MEMORANDUM

To: Angie Lopes Ellison, Town Administrator

From: Martha Reed, COA Director

Date: March 9, 2023

Re: Request to have Select Board approve new COA Board Member

Attached please find a request from Theresa Pereira of 2 Gull Island Road in Fairhaven to serve on the COA Board of Directors. Terry has lived in Fairhaven for over sixty years and is an active member of many civic and community groups, as well as the Senior Center. I think she would make an excellent addition to the COA Board of Directors. Terry is 88 years of age, and may not be able to come in person to the next Select Board, but her grandson, Cameron Durant said he would appear in her place. If you could please add this appointment to the 3/20/2023 Select Board Meeting Agenda, it would be appreciated.

MEMORANDUM

From: Theresa Pereira

Date: March 16, 2023

Re: Application for The Agricultural Commission

My name is Theresa Pereira and I would like to share my interest in joining the Board of the COA. I have a long history of public service including being the president of the West Island Improvement Association, the Recording Secretary of the Fairhaven Improvement Association, and the Clube Madeirense - Feast of the Blessed Sacrament in New Bedford. I would be happy to continue to volunteer my time.



Action Item

**Consider changes to the
Financial Policy**



Action Item

**Progress Pride Flag/Banner
Request to hang at Town Hall**

MEMORANDUM

To: Select Board

From: Jessica Fidalgo, Chair of the Belonging Committee

Date: March 14, 2023

Re: Request to Hang the Progress Pride Flag/Banner at Town Hall

The Belonging Committee voted at our 3/13 meeting to request the Progress Pride Flag (banner) be hung at the Town Hall during the month of June 2023. LGBTQ Pride month is dedicated to the uplifting of LGBTQ voices, celebration of LGBTQ culture and the support of LGBTQ rights. Throughout the month of June, nationwide there are memorials and celebrations of all the LGBTQ community has achieved and those lost over the years.

We propose having the Progress Pride symbol this year as it is part of the journey to be more inclusive of the expansive breadth of identities within our LGBTQ community. The Progress Flag Symbol is widely used and accepted, and serves to be more inclusive- however if the Select Board would prefer the traditional rainbow flag, the symbolism is still there.

The flag has been flown 2 times prior.

The first, it hung under the portico. Last year in front of the building for 1/2 the month and then replaced by the Homecoming Day Banner. We would like to request, if possible, the banner for Pride under the Portico again for the month, hanging horizontally across (so it is higher up and not as affected by the wind). If allowed, then the Homecoming Day banner can be out all month long as tradition too. Pictures attached of prior year & progress flag.

Q: What is the Progress Pride Flag?

A: The Pride Progress Flag features black and brown stripes to portray marginalized LGBTQ+ communities of color and baby blue, pink and white to incorporate the trans flag, they form a new arrow shape. The arrow leads to the right to confer forward movement while purposely being along the left edge, pointing to the fact that progress still needs to be made.

-Jessica Fidalgo, Chair of the Belonging Committee



Action Item

Building Department Fee Structure

SELECT BOARD'S MEETING

**Change of Manager
Monday March 20, 2023
@ 6:30 PM**

For:

**Acushnet River Safe
Boating Club
80 Middle Street
Fairhaven, MA 02719
Daniel C Fowler, proposed new manager
CORI and Birth Cert on file in SB Office**



The Commonwealth of Massachusetts
 Alcoholic Beverages Control Commission
 95 Fourth Street, Suite 3, Chelsea, MA 02150-2358
 www.mass.gov/abcc

**RETAIL ALCOHOLIC BEVERAGES LICENSE APPLICATION
 MONETARY TRANSMITTAL FORM**

AMENDMENT-Change of Manager

APPLICATION SHOULD BE COMPLETED ON-LINE, PRINTED, SIGNED, AND SUBMITTED TO THE LOCAL LICENSING AUTHORITY.

ECRT CODE: RETA

Please make \$200.00 payment here: ABCC PAYMENT WEBSITE

PAYMENT MUST DENOTE THE NAME OF THE LICENSEE CORPORATION, LLC, PARTNERSHIP, OR INDIVIDUAL AND INCLUDE THE PAYMENT RECEIPT

ABCC LICENSE NUMBER (IF AN EXISTING LICENSEE, CAN BE OBTAINED FROM THE CITY)

ENTITY/ LICENSEE NAME

ADDRESS

CITY/TOWN

STATE

ZIP CODE

For the following transactions (Check all that apply):

- | | | | |
|--|--|---|---|
| <input type="checkbox"/> New License | <input type="checkbox"/> Change of Location | <input type="checkbox"/> Change of Class (i.e. Annual / Seasonal) | <input type="checkbox"/> Change Corporate Structure (i.e. Corp / LLC) |
| <input type="checkbox"/> Transfer of License | <input type="checkbox"/> Alteration of Licensed Premises | <input type="checkbox"/> Change of License Type (i.e. club / restaurant) | <input type="checkbox"/> Pledge of Collateral (i.e. License/Stock) |
| <input checked="" type="checkbox"/> Change of Manager | <input type="checkbox"/> Change Corporate Name | <input type="checkbox"/> Change of Category (i.e. All Alcohol/Wine, Malt) | <input type="checkbox"/> Management/Operating Agreement |
| <input type="checkbox"/> Change of Officers/
Directors/LLC Managers | <input type="checkbox"/> Change of Ownership Interest
(LLC Members/LLP Partners,
Trustees) | <input type="checkbox"/> Issuance/Transfer of Stock/New Stockholder | <input type="checkbox"/> Change of Hours |
| | <input type="checkbox"/> Other <input type="text"/> | | <input type="checkbox"/> Change of DBA |

THE LOCAL LICENSING AUTHORITY MUST SUBMIT THIS APPLICATION ONCE APPROVED VIA THE ePLACE PORTAL

**Alcoholic Beverages Control Commission
 95 Fourth Street, Suite 3
 Chelsea, MA 02150-2358**



**The Commonwealth of Massachusetts
Alcoholic Beverages Control Commission
95 Fourth Street, Suite 3, Chelsea, MA 02150-2358
www.mass.gov/abcc**

AMENDMENT-Change of Manager **Change of License Manager**

1. BUSINESS ENTITY INFORMATION

Entity Name	Municipality	ABCC License Number
ACUSHNET RIVER SAFE BOATING CLUB	FAIRHAVEN	00039-CL-0384

2. APPLICATION CONTACT

The application contact is the person who should be contacted with any questions regarding this application.

Name	Title	Email	Phone
DANIEL FOWLER	ASST. MANAGER	DAN.FOWLER@COMCAST.NET	508-989-5166

3A. MANAGER INFORMATION

The individual that has been appointed to manage and control of the licensed business and premises.

Proposed Manager Name: DANIEL C FOWLER Date of Birth: 06/23/1962 SSN: []

Residential Address: 1257 EAST RODNEY FR. BLVD.

Email: DAN.FOWLER@COMCAST.NET Phone: 508-989-5166

Please indicate how many hours per week you intend to be on the licensed premises: 10-20 Last-Approved License Manager: ROBERT PARKER

3B. CITIZENSHIP/BACKGROUND INFORMATION

Are you a U.S. Citizen? Yes No *Manager must be U.S. citizen
 If yes, attach one of the following as proof of citizenship US Passport, Voter's Certificate, Birth Certificate or Naturalization Papers.
 Have you ever been convicted of a state, federal, or military crime? Yes No
 If yes, fill out the table below and attach an affidavit providing the details of any and all convictions. Attach additional pages, if necessary, utilizing the format below.

Date	Municipality	Charge	Disposition

3C. EMPLOYMENT INFORMATION

Please provide your employment history. Attach additional pages, if necessary, utilizing the format below.

Start Date	End Date	Position	Employer	Supervisor Name
08/01/1984	05/01/1989	SALES	CHAS. GILMAN & SONS	JOHN ADAMS
05/09/1989	PRESENT	SALES	MARTIGNETTI CO	JAY MCMENAMY

3D. PRIOR DISCIPLINARY ACTION

Have you held a beneficial or financial interest in, or been the manager of, a license to sell alcoholic beverages that was subject to disciplinary action? Yes No If yes, please fill out the table. Attach additional pages, if necessary,utilizing the format below.

Date of Action	Name of License	State	City	Reason for suspension, revocation or cancellation

I hereby swear under the pains and penalties of perjury that the information I have provided in this application is true and accurate:

Manager's Signature: Daniel Fowler Date: 02/03/2023

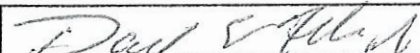
APPLICANT'S STATEMENT

I, DANIEL FOWLER the: sole proprietor; partner; corporate principal; LLC/LLP manager
Authorized Signatory
of ACUSHNET RIVER SAFE BOATING CLUB
Name of the Entity/Corporation

hereby submit this application (hereinafter the "Application"), to the local licensing authority (the "LLA") and the Alcoholic Beverages Control Commission (the "ABCC" and together with the LLA collectively the "Licensing Authorities") for approval.

I do hereby declare under the pains and penalties of perjury that I have personal knowledge of the information submitted in the Application, and as such affirm that all statements and representations therein are true to the best of my knowledge and belief. I further submit the following to be true and accurate:

- (1) I understand that each representation in this Application is material to the Licensing Authorities' decision on the Application and that the Licensing Authorities will rely on each and every answer in the Application and accompanying documents in reaching its decision;
- (2) I state that the location and description of the proposed licensed premises are in compliance with state and local laws and regulations;
- (3) I understand that while the Application is pending, I must notify the Licensing Authorities of any change in the information submitted therein. I understand that failure to give such notice to the Licensing Authorities may result in disapproval of the Application;
- (4) I understand that upon approval of the Application, I must notify the Licensing Authorities of any change in the ownership as approved by the Licensing Authorities. I understand that failure to give such notice to the Licensing Authorities may result in sanctions including revocation of any license for which this Application is submitted;
- (5) I understand that the licensee will be bound by the statements and representations made in the Application, including, but not limited to the identity of persons with an ownership or financial interest in the license;
- (6) I understand that all statements and representations made become conditions of the license;
- (7) I understand that any physical alterations to or changes to the size of the area used for the sale, delivery, storage, or consumption of alcoholic beverages, must be reported to the Licensing Authorities and may require the prior approval of the Licensing Authorities;
- (8) I understand that the licensee's failure to operate the licensed premises in accordance with the statements and representations made in the Application may result in sanctions, including the revocation of any license for which the Application was submitted; and
- (9) I understand that any false statement or misrepresentation will constitute cause for disapproval of the Application or sanctions including revocation of any license for which this Application is submitted.
- (10) I confirm that the applicant corporation and each individual listed in the ownership section of the application is in good standing with the Massachusetts Department of Revenue and has complied with all laws of the Commonwealth relating to taxes, reporting of employees and contractors, and withholding and remitting of child support.

Signature: 

Date: 02/03/2023

Title: ASST. MANAGER

ENTITY VOTE

The Board of Directors or LLC Managers of

ACUSHNET RIVER SAFE BOATING CLUB

Entity Name

duly voted to apply to the Licensing Authority of

FAIRHAVEN

City/Town

and the

Commonwealth of Massachusetts Alcoholic Beverages Control Commission on

2/7/2023

Date of Meeting

For the following transactions (Check all that apply):

Change of Manager

Other

"VOTED: To authorize

DANIEL FOWLER

Name of Person

to sign the application submitted and to execute on the Entity's behalf, any necessary papers and do all things required to have the application granted."

"VOTED: To appoint

DANIEL FOWLER

Name of Liquor License Manager

as its manager of record, and hereby grant him or her with full authority and control of the premises described in the license and authority and control of the conduct of all business therein as the licensee itself could in any way have and exercise if it were a natural person residing in the Commonwealth of Massachusetts."

A true copy attest,

For Corporations ONLY

A true copy attest,

John Costa *President*
Corporate Officer / LLC Manager Signature

Molly S Schaeffer
Corporation Clerk's Signature

John Costa
(Print Name)

MOLLY S SCHAEFFER
(Print Name)

Payment Confirmation

YOUR PAYMENT HAS PROCESSED AND THIS IS YOUR RECEIPT

Your account has been billed for the following transaction. You will receive a receipt via email and via text message.



Transaction Processed Successfully.

INVOICE #: 2d460e3c-66d3-4548-9066-c1aaa9472c82

Description	Applicant, License or Registration Number	Amount
FILING FEES-RETAIL	00039-CL-0384	\$200.00
		\$200.00

Total Convenience Fee: \$4.70

Total Amount Paid: \$204.70

Date Paid: 2/3/2023 4:31:47 PM EDT

Payment On Behalf Of

License Number or Business Name:
00039-CL-0384

Fee Type:
FILING FEES-RETAIL

Billing Information

First Name:
Dan

Last Name:
Fowler

Address:
1257 east rodney fr blvd

City:
New Bedford

State:
MA

Zip Code:
02744

Email Address:
dan.fowler@comcast.net



Action Item

**Podkowa 5K Race Fundraiser:
use of public roads**

TOWN OF FAIRHAVEN - BOARD OF PUBLIC WORKS
REQUEST TO USE TOWN PROPERTY



Date of Event: 10/1/2023 Time: 7 am - 1 pm

Name: Adriann Corazzini - Southcoast Health

Address: 101 Page Street

City/Town/Zip: New Bedford, MA 02740

Phone #: (508) 973-5811

Email: corazzinia@southcoast.org

Location Request: See Race Route

Type of Event: Podkowa 5K Race Fundraiser

Estimated Number of People Attending : 300

Special Requests -

Additional Fee may apply:

Fee: \$25.00 non refundable - Check made payable to "Town of Fairhaven"

Date Paid: Receipt # Check #

Rules & Regulations: No food or alcoholic beverages are permitted on the premise.

No tents are allowed on premise.

All decorations must be removed when function is completed.

Limited amount of chairs for elderly.

Area must be cleaned when function is completed.

*unless otherwise noted.

*

Approved: Date:

Not Approved: Date:





Action Item

**Tour de Crème charity bike ride:
Use of bike path**



March 3, 2023

Angie Lopes Ellison
Fairhaven Town Administrator
40 Center Street
Fairhaven, MA 02719

Dear Ms. Ellison:

I am writing on behalf of the Mattapoissett Land Trust and the Friends of the Mattapoissett Bike Path to request permission to hold a charity bike ride event — the Tour de Crème — on Sunday, May 21, 2023.

Starting from Mattapoissett, the event consists of three bike rides (it is not a race) through Fairhaven, Freetown, Acushnet, and Rochester with rest stops at the area’s creameries. This was an annual event, beginning in 2016, but has not run since 2019 due to the COVID-19 pandemic and unfortunate weather. We are excited to bring it back this year.

The routes are different this year than previous years due to updates on the Mattapoissett Bike Path and road closures in Acushnet. The 11, 25, and 42-mile rides pass through Fairhaven as shown on the enclosed route maps.

Coming from Mattapoissett on the bike path, cyclists on the 11 and 25-mile rides will stop at the Little Bay parking area for an ice cream provided by Dorothy Cox Candies, which will secure any required permits. Cyclists on the 11-mile ride will turn around and head back to Mattapoissett. Cyclists on the 25-mile ride will continue down Sconticut Neck Rd to West Island Marina for ice cream before heading back.

We expect riders to be in Fairhaven from approximately 10:10 am to 1:45 pm. In all, we expect approximately 400 cyclists to participate these three rides.

We will orient riders with paper maps, a few notice boards placed at easy-to-miss turns (removed immediately following the event), and discreet on-road markings similar to those used by local cycling clubs. We will have “ambassador” and “sweep” cyclists, dedicated support vehicles, and an event hotline to assist lost or stranded cyclists.

All participants will be required to wear helmets. They will be directed to call 911 in case of any medical emergency. We plan to go forward with the event in the event of showers or light rain but will cancel in the event of heavy rain, dense fog, or other dangerous conditions. We will coordinate with Fairhaven and Mattapoisett police to help cyclists cross Route 6 at Gелlette Road and Mattapoisett Neck Road safely.

Proceeds from the event will benefit the Mattapoisett Land Trust and Friends of the Mattapoisett Bike Path, both of which are 501(c)(3) charitable organizations.

Please contact me if you have any concerns, know of any conflicts, or can offer suggestions for improving public safety. I may be reached at 617-347-7755 or at manager@mattlandtrust.org.

To apply for a MassDOT permit to use state-maintained highways, I am also requesting that town officials sign and return the enclosed event notification form.

Thank you for considering our request. We look forward to cyclists enjoying the scenic roads and delicious ice cream in Fairhaven and surrounding towns again this year.

Sincerely,



Colleen Andrews
Community Engagement and Stewardship Manager
Mattapoisett Land Trust, Inc.

Enclosures: route maps, event notification form

cc: Police Chief Michael Myers, Fire Chief Todd Correia

11-mile Tour de Creme



A. The Slip

B. Dorothy Cox Ice Cream Cart



25-mile Tour de Creme



A. Dorothy Cox Ice Cream Cart

C. Fieldstone Ice Cream Cart

B. West Island Creamery



42-mile Tour de Creme



A. Country Whip

B. Annie's Ice Cream Shack

C. Robins Nest

D. Captain Bonneys

41.7 miles, + 1310 / - 1310 feet





Action Item

**Discuss Mass Broadband Institute
Digital Equity Fellowship
Grant Opportunity**



Action Item

**Opioid Settlement:
authorize Town Administrator**



Town of Fairhaven
Office of the Town Administrator
40 Center St., Fairhaven, MA 02719

MEMORANDUM

To: Select Board

From: Angie Lopes Ellison, Town Administrator

Date: March 16, 2023

Re: Opioid Settlement

The Select Board are asked to authorize the Town Administrator to enter and engage into an agreement on behalf of the town for the opioid settlement.

The new opioid settlement proposals concern CVS, Walgreens, Walmart, Teva, and Allergan. These proposed settlements will provide up to \$20 billion in additional funding. This amount is to be disbursed based on how many municipalities opt-in. The proposed settlements also include changes in corporate behavior to address the issues raised in the litigation.



Correspondence



Town of Fairhaven

E 1

Department of Planning & Economic Development

Town Hall · 40 Center Street · Fairhaven, MA 02719

Telephone (508) 979-4023 x 8126

cdbg@fairhaven-ma.gov

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BOARD OF SELECTMAN
FAIRHAVEN MASS

**Town of Fairhaven
Notice of Public Hearing
FY 21 Community Development Block Grant
Monday, March 27, 2023 at 6:00 pm
BPW Building, 5 Arsene Street
Fairhaven, MA**

Public Hearing in person in the Conference Room
or via Zoom

Join Zoom Meeting

<https://us06web.zoom.us/j/85163021236?pwd=YURTV3JCQWtGbkNsL3o4QXByN1JhZz09>

or CALL

1-309 205 3325

Meeting ID: 851 6302 1236

Passcode: 723513

Town of Fairhaven will hold a Public Hearing at 6:00 pm on March 27, 2023, BPW Building Conference Room, 5 Arsene Street, Fairhaven, MA. The purpose of the hearing is to receive public comment on the performance and outcomes of the Town's FY2021 Community Development Block Grant project, Hedge Street Improvements Phase 3, from Main Street to approximately #70 Hedge Street.

Any person or organization who wishes to be heard on this matter will be afforded the opportunity to speak. Previous years' CDBG projects may be discussed. The meeting room is handicapped accessible and the Town will make reasonable accommodation with seven days prior written notice to the BPW@fairhaven-ma.gov. In addition, comments in writing to Paul Foley, Director of Planning & Economic Development, Town Hall, 40 Center Street, Fairhaven, MA 02719, by email to pfoley@fairhaven-ma.gov, will be accepted prior to the hearing.

Fairhaven Select Board



Committee Liaison Reports

Committee Liaison Report – Bob Espindola – March 20th, 2023

Broadband Study Committee.

The Broadband Study Committee has not met since our last meeting but Committee Chair Sean Powers and I had a virtual meeting where Entry Point introduced us to a company that deals in Public Private Partnerships. Under this type of model, a financing party would invest capital in a Broadband infrastructure in lieu of the Town taking out a bond to fund the project. This model would reduce risk for the Town and would allow the Town to buy out the infrastructure cost after a certain number of years, if the Town deems there to be good value in doing so.

The goal was to do an initial screening to see if it made sense for the Broadband Study Committee to discuss in more detail. One thing we learned is that the investors who would fund this type of project would not work with the Town of Fairhaven alone because there would not be enough economies of scale to do so. They described a minimum threshold being a community with about 30,000 populations. They said that if the Town were to partner with other municipalities in the area who were interested, to serve anywhere between 30,000 and an upper limit of about 500,000 then there would be economies of scale that would make such a PPP feasible.

Broadband Coalition. The Broadband Coalition is making strides in establishing a website, thanks to the efforts of Chris McClure, Director of IT for the Town of Watertown, who volunteered to set it up. It will be called the Massachusetts Broadband Coalition. While under construction, it will be available only to those who have joined the mailing list for comments and feedback. As soon as the group is comfortable with the format and content, it will go live and I will let the Board know that has taken place.

The Coalition will be meeting again on March 22nd and through this networking opportunity, I will be able to find out what other communities near us are interested in studying the PPP model at the same time as Fairhaven. Local communities active in the coalition include New Bedford, Dartmouth and Westport.

Mass Broadband Institute (MBI), has committed to sending several representatives to the March 22nd Coalition meeting where they will address the attendees and answer questions about programs, MBI initiatives and the relationship between Federal, State and local Governments when it comes to Digital Equity planning, understanding the Grant Funding landscape, etc.

SMMPO - is scheduled to meet next Tuesday, March 21st

SRPEDD Commission meets next on Wednesday, March 22nd at 6:30.

Fairhaven Bikeway Committee will not be meeting again until April.

Meeting with Tree Warden Don Collasius and Mr. Wayne Hayward. After our last Select Board meeting, I reached out to Tree Warden Don Collasius and Mr. Hayward to ask if I could speak with them about the Shade Tree Policy. I felt a sense of responsibility, since I was the one who asked for the item on our agenda and we were not able to effectively address it at our last meeting and I was looking to learn more about the concerns.

We had a very positive meeting and both men acknowledged the value of what each other's efforts with a common goal in mind - protecting trees. We discussed a couple areas that both men agreed could represent improvements over the existing Tree Policy. Although that meeting was very positive, I wanted to take this opportunity to apologize publicly to Ms. Ellison and the rest of the Board as it was relayed to me that there was some concern over me taking the initiative to speak to these other two elected officials.

My recollection of the last meeting was that our Chair had asked Mr. Collasius to convene a meeting with Mr. Hayward. Given the past history that Ms. Ellison pointed out, I felt that it might help for me to offer to help facilitate a meeting and I felt I could learn what the issues were first hand. Both men agreed to meet with me and we had a very positive, productive meeting. It has since been pointed out to me that, during our last Board meeting, after Mr. Collasius was asked to convene the meeting, Ms. Ellison was then asked to facilitate. I did not recall that aspect of the conversation during our meeting but have since gone back to watch the recording and did see that's the way it unfolded. Although I was attempting to do something positive - and I believe the outcome was just that, I do wish to apologize for the misunderstanding on my part.