

Selectmen's Meeting – January 17, 2006

Mr. Silvia, Mr. Eckenreiter and Mr. Manzone were present.

Also in attendance was Jeffrey Osuch.

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

Mr. Manzone motioned to approve the minutes of January 3, 2006. Mr. Silvia seconded. It was so voted.

Mr. Manzone motioned to approve the minutes of the January 3, 2006 executive session. Mr. Silvia seconded. It was so voted.

BUILDING DEPARTMENT

Mr. Manzone motioned to approve the Building Commissioner's request, as presented, to increase Building, Wiring, Plumbing and Gas Permit Fees effective March 1, 2006. Mr. Silvia seconded. It was so voted. Mr. Eckenreiter abstained.

Construction Report for December 2005 will be placed on file.

RICK'S SERVICES – REPAIR LICENSE HEARING

Repair License Hearing was scheduled for 7:00 p.m. to act on the application submitted by Rick's Services, 241 R Huttleston Avenue. Mr. Manzone left the room before the hearing was called to order. Rick Manzone is his brother. Hearing was called to order and Mr. Silvia read the letter from Mary M. Shaw. (See attached.) Mr. Eckenreiter stated he campaigned for Ronald Manzone, Rick's brother, but doesn't personally know Rick. Brief discussion followed on the license application. Hours of operation will be 8:00 a.m. to 6:00 p. m. Mr. Eckenreiter motioned to approve the application, on the condition that he does not have a conflict. Mr. Silvia seconded. It was so voted. Mr. Osuch will contact Town Counsel to ensure Mr. Eckenreiter does not have a conflict.

PIZZERIA UNO CHICAGO BAR & GRILL

Pizzeria Uno Chicago Bar & Grill, 214 Huttleston Avenue, submitted an application for change of manager. New manager is Michael Tenore. Mr. Eckenreiter motioned to approve the application. Mr. Manzone seconded. Vote was unanimous. Application will be forwarded to the Alcoholic Beverage Control Commission for approval.

POLICE

The Police Chief and Officer Kevin Kobza were present. The Chief read his Letter of Commendation to Officer Kobza into the record. (See attached.) Mr. Eckenreiter motioned to Commend Officer Kobza. Mr. Manzone seconded. Vote was unanimous.

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HONEY DEW DONUT

Joseph Texeira, owner of Honey Dew Donut, and the Police Chief were in attendance to discuss the operating hours of the business. In May of 2005, the owner agreed to close the business during the late night and early morning hours in order to address neighbor complaints of loud noise during these hours. The business is now open all night. Mr. Texeira said that in September when "kids" returned to school, he went back to normal business hours. With the exception of an incident that occurred in November, there have been no problems. Discussion ensued. Mr. Texeira stated once school is out for the summer, he will again close early. He agreed to keep the Police Chief and the Board of Selectmen informed of any change in operating hours and any problems with noise.

EXECUTIVE SECRETARY'S REPORT

East Fairhaven School Job Meeting is scheduled for January 18th at the job site.

Demolition of the old East Fairhaven School is scheduled for the last week of January or first week of February.

Mr. Osuch will attend the Buzzards Bay Action Committee meeting on January 18th at 12:00 noon in Wareham.

Mr. Osuch, Anne Carreiro and John Nunes will attend a meeting on January 18th at 1:30 p.m. at the School Department to discuss the scheduled audit.

Finance Committee will meet on January 19th at 7:00 p.m. at the Board of Public Works.

Selectmen will meet with Department Heads on February 6th to review FY 07 budget requests.

Selectmen will review FY 07 budget requests.

Mr. Eckenreiter motioned to have Mr. Silvia sign the contract with Dyer Brown SouthCoast, 65 William Street, New Bedford, MA for Town Hall Exterior Repairs (Phased Exterior Masonry Restoration). Mr. Manzone seconded. Vote was unanimous.

John Beauregard from Sylvania Consulting Services will attend the Selectmen's Meeting on January 30th to review the insurance proposal.

ANIMAL SHELTER GIFT ACCOUNT

\$20.00 donation to the Gift Account was accepted.

BIKE PATH

Mr. Manzone motioned to ask the Board of Public Works to either install signs or stencil the black top at requested locations along the Bike Bath. Mr. Eckenreiter seconded. Vote was unanimous. If funds are not available for the signs/stencils, the BPW will be asked to install the signs in the next fiscal year.

CABLE TELEVISION

A copy of the letter from the Department of Telecommunications and Energy, Cable Television Division, requesting a written report on the status of the cable television license renewal process, will be given to John Haaland, Chairman of the Cable Advisory Committee.

BLUE CROSS/BLUE SHIELD MEDICARE PART D

Mr. Manzone motioned to sign the "Agreement to Provide Administrative Services for the Retiree Drug Subsidy" by and between Blue Cross and Blue Shield of Massachusetts and the Town of Fairhaven. Mr. Eckenreiter seconded. Vote was unanimous.

POLICE DEPARTMENT

Mr. Silvia read the letter from the Police Chief regarding the hiring of Permanent-Intermittent Police Officers. (See attached.) Mr. Manzone stated his nephew was one of the applicants, but was not selected for appointment. Mr. Manzone said he would abstain from any discussion/vote on the matter. Mr. Eckenreiter motion to appoint the officers in the exact order and with the conditions stated in the Police Chief's letter. Mr. Silvia seconded. It was so voted.

CHAPTER 61 LAND

A notice was received from the owners of 237 New Boston Road stating their intentions to sell the property classified as Chapter 61 Land. A notice will be sent to Town Departments to ask if their department has any interest in the land. Mr. Eckenreiter requested a list of the abutters. The notice will be placed on the January 30th agenda for additional discussion.

TOURISM COMMITTEE

Mr. Silvia read Hilmar Gundersen's letter of resignation from the Tourism Committee. (See attached.) A letter will be sent to Mr. Gundersen to thank him for his 13 years on the Committee. Notice of vacancy will be placed on the Cable TV Bulletin Board.

Selectmen's Meeting – January 17, 2006

WASTE DISPOSAL SERVICES AGREEMENT

Mr. Eckenreiter motioned to sign the Waste Disposal Services Agreement with ABC Disposal. Mr. Manzone seconded. Vote was unanimous.

NSTAR GAS

Mr. Eckenreiter motioned to approve the petition to retire gas service at 2 New Boston Road. Mr. Manzone seconded. Vote was unanimous. (Approved by the Board of Public Works.)

FAIRHAVEN/COMMUNITY WINDPOWER

“Projected Timeline for Town Meeting Approval” was received from Community Windpower.

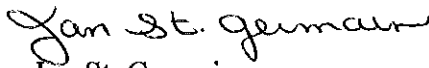
OTHER MATTERS

Mr. Eckenreiter apologized for not attending the last few meetings. He attended his children's Christmas Pageants.

Mr. Eckenreiter participated in the “Nancy Schonheinz Polar Plunge” on January 1st at Fort Phoenix. The event, to raise funds for domestic violence awareness, was well attended. He thanked Ted Silva for his help in organizing the event.

Mr. Manzone attended the Annual Massachusetts Municipal Association meeting in Boston. He spoke with Selectmen from Marion, Mattapoisett and Rochester. They suggest the Fairhaven Selectmen attend their monthly tri-town meeting.

At 7:45 p.m., Mr. Eckenreiter motioned to adjourn. Mr. Manzone seconded. Vote was unanimous.


Jan St. Germain
Secretary

2B

RECEIVED

243 Huttleston Avenue
Fairhaven, MA 02719
January 5, 2006

2006 JAN -5 P 2:01

CLERK OF THE TOWN
FAIRHAVEN MA

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

Dear Sirs,

This letter is in response to a hearing notification for consideration on an application submitted for a license to operate a repair business (Rick's Services) at 241R Huttleston Avenue, Fairhaven, MA.

With respect to the operation of the business my only request is that the operating hours be limited from 8 A.M. to 6 P.M. daily.

Thank you for your consideration.

Sincerely,

Mary M. Shaw

Mary M. Shaw

cc: Bd - Select.
Jeff
Jim
file

20



GARY F. SOUZA
CHIEF OF POLICE

COMMONWEALTH OF MASSACHUSETTS
TOWN OF FAIRHAVEN

DEPARTMENT OF POLICE
1 BRYANT LANE
FAIRHAVEN, MA 02719
www.fairhavenpolice.org

TELEPHONES

Dial 911 Emergency
(508) 997-7421 Non-Emergency
(508) 997-1344 Business
(508) 997-3147 Fax

DONALD A. JOSEPH
LIEUTENANT

January 10, 2006

Board of Selectmen
Town Hall
40 Center St.
Fairhaven, MA 02719

RE: Letter of Commendation
Officer Kevin Kobza

Gentlemen:

On January 4, 2006 at approximately 10:55am, Fairhaven police and fire units responded to 1 McGann Terrace on a report of a fire.

Officer Kevin Kobza was the first to arrive on the scene followed shortly thereafter by Fire Chief Timothy Francis. Chief Francis described the scene as "smoke pouring from the building".

Virginia Medeiros, 93, was standing in the entrance way of the building apparently in distress from inhaling smoke in the apartment. Chief Francis and Officer Kobza escorted her to safety.

Officer Kobza, who had taken a fire extinguisher from the trunk of his cruiser when he arrived, recognized the fire had the potential to spread to the other apartments in the building.

Disregarding heavy smoke and this own safety, he entered the apartment in an attempt to find the cause of the smoke and prevent the fire from spreading.

Through the thick smoke and almost zero disability, he found flames "shooting out of the oven". Officer Kobza emptied the fire extinguisher into the flames extinguishing the fire.

Officer Kobza returned to where Chief Francis was assisting Mrs. Medeiros. Despite coughing and feeling the effects of inhaling smoke himself, he took an oxygen tank from his cruiser and gave the oxygen to Mrs. Medeiros to assist her in breathing.

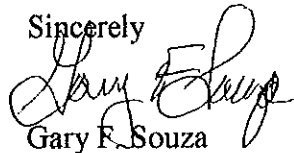
McGann Terrace is an elderly housing complex. Officer Kobza's courageous actions that day likely prevented the fire from spreading to the remainder of the building with possible disastrous results for the elderly and disabled residents.

I know Fire Chief Francis joins me in commending Officer Kobza for his dedication, courage and composure in that crises.

Officer Kobza has been a valuable asset to this department since coming here from the U.S. Customs Service in 2001. He is currently assigned as the North Fairhaven Community Policing Officer where he has been performing beyond all expectations. He consistently acts in a highly professional manner and shows he really cares about the welfare of the residents of Fairhaven. I commend him to you

A copy of this letter has been placed in his permanent file.

Sincerely



Gary F. Souza
Chief of Police



GARY F. SOUZA
CHIEF OF POLICE

COMMONWEALTH OF MASSACHUSETTS
TOWN OF FAIRHAVEN

DEPARTMENT OF POLICE
1 BRYANT LANE
FAIRHAVEN, MA 02719
www.fairhavenpolice.org

TELEPHONES ^{9.}
Dial 911 Emergency
(508) 997-7421 Non-Emergency
(508) 997-1344 Business
(508) 997-3147 Fax

DONALD A. JOSEPH
LIEUTENANT

January 10, 2006

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

RE: Hiring of Permanent-Intermittent Police Officers

Gentlemen:

I respectfully request the Board conditionally appoint Luc L'Heureux, Timothy Rock, Alexander Soares and Daniel Dorgan as Permanent-Intermittent, Fairhaven police officers. I request they be appointed in the above order. Appointment is subject to successfully passing a psychological exam, a physical and the state mandated physical agility test. The appointment would also be subject to passing a reserve, intermittent police academy.

Candidates were interviewed by a panel consisting of Selectman Michael Silvia and I. Those recommended are the top 4 on the civil service list.

I will be at your next meeting on another matter should you have any questions regarding this matter.

Sincerely

Gary F. Souza
Chief of Police

11.

RECEIVED

2006 JAN -9 P 12:21

OFFICE OF SELECTMAN
FAIRHAVEN MASS

Hilmar H. Gundersen
16 Evergreen Street
Fairhaven, Massachusetts
02719-5418
January 9, 2006

Town of Fairhaven
Office of Selectman
40 Center Street
Fairhaven, Massachusetts 02719

Dear Selectman

After 13 plus years, I feel it is time for me to step down and re-sign as Co-Chairmen and Member of the Tourist Committee. This will give someone else a chance to put their fresh ideas to good use.

This will take effect as of February 1st, 2006.

My goals for this committee have been completed. We now have a Director, an office on Center Street and a means to support this office.

Of course this was not done without the support of other committee members.

We now draw Tourist from all over this country and abroad, which is a great accomplishment.

The only other accomplishment I would like to see is for this committee to establish this Town as a National Park or at least as an extension of the Whaling National Historic Park of New Bedford. We have the resources. It just needs to be dug out. This is possible.

It has been a great pleasure to serve on this committee and I would like to thank you for allowing me to do so.

Very truly yours



Hilmar H. Gundersen
(Gundy)

cc: Town Clerk 1/24/06