



Fairhaven Board of Selectmen

February 19, 2013 Meeting Minutes

Present: Selectman Chairman Brian Bowcock, Vice Chairman Charles Murphy, Clerk Robert Espindola, Executive Secretary Jeffrey Osuch, Principal Clerk Ivey Winkler.

Chairman Brian Bowcock called the meeting to order in the Town Hall Banquet Room at 6:35 p.m.

M.O.L.I.F.E.

Dr. Bowcock wished to remind everyone about the 17th Annual M.O.L.I.F.E. Charity Ball on March 15, 2013 at White's of Westport from 6:00 p.m. until midnight. M.O.L.I.F.E. services the vocational and community needs of individuals with disabilities in the area. They provide an opportunity to assist the individuals they support to continue to gain knowledge with independent living skills and career enhancement. All proceeds will benefit people with developmental disabilities associated with M.O.L.I.F.E. Inc.

MINUTES

- Mr. Espindola expressed concern about a sentence in the February 4, 2013 meeting, open session minutes and requested that it be removed. Mr. Murphy motioned to approve the minutes of the **February 4, 2013** meeting, **open** session with the requested sentence stricken. Mr. Espindola seconded. Vote was unanimous. (3-0).
- Mr. Murphy motioned to approve the minutes of the **February 4, 2013** meeting, **executive** session. Mr. Espindola seconded. Vote was unanimous. (3-0).
- Mr. Murphy motioned to approve the minutes of the **February 8, 2013** meeting, **emergency** session. Mr. Espindola seconded. Vote was unanimous. (3-0).
- Mr. Murphy motioned to approve the minutes of the **February 11, 2013** meeting, **open** session. Mr. Espindola seconded. Vote was unanimous. (3-0).
- Mr. Murphy motioned to approve the minutes of the **February 11, 2013** meeting, **executive** session. Mr. Espindola seconded. Vote was unanimous. (3-0).

EXECUTIVE SECRETARY'S REPORT

In his report, Mr. Osuch updated the Selectmen on the following meetings:

- Wednesday February 20-
 - 1:00 p.m. Stephenson and Brook – Worker’s Compensation
- Thursday February 21-
 - 7:30 a.m. Forum Group, New Bedford Quest Center
 - 7:00 p.m. Finance Committee Meeting, BPW Building
- Friday February 22-
 - 1:00 p.m. Bicentennial Committee closing event
- Monday February 25-
 - 8:30 a.m. Retirement Board meeting
 - 11:00 a.m. Clerical Union Negotiations
- Tuesday February 26-
 - 10:00 a.m. Wood School Job Meeting
- Wednesday February 28-
 - 9:00 a.m. Buzzards Bay Action Committee Meeting, Wareham
 - 7:00 a.m. Finance Committee meeting, BPW building

ANIMAL SHELTER DONATIONS

Dr. Bowcock wished to thank those who have contributed to the Animal Shelter. Donations totaled \$110.00.

LICENSE APPROVAL

The Board voted to approve the common victualer license for Tropical Smoothie. Mr. Murphy motioned to approve with the stipulation that Tropical Smoothie add their Federal ID number to the application. Mr. Espindola seconded. Vote was unanimous. (3-0).

WOOD SCHOOL CHANGE ORDER #5

Mr. Murphy motioned to approve Change Order #5 for the new Wood School. Mr. Espindola seconded. Vote was unanimous. The Board signed Change Order #5 for the New School.

WOOD SCHOOL CHANGE ORDER #8

Mr. Murphy motioned to approve Change Order #8 for the New School. Mr. Espindola seconded. Vote was unanimous. The Board signed Requisition #8 for the New School.

WOOD SCHOOL UPDATE

In his school construction update, Mr. Osuch said that exterior masonry work is finished, requiring only a wash-down. Interior cement block walls in the gymnasium are being installed by masons. The roofer has installed rubber on most of the roof as of last week and the building is now considered water-tight. Exterior doors have been installed in the classroom wing. Sheet rock is almost complete on the 1st floor. Almost all windows have been installed. Wiring is

complete on the 1st floor. The project is well over 50 percent complete schedule-wise, sheet rock is ahead of schedule and the roofer is a little behind. The project is on schedule to be completed by the end of August.

HOWLAND DISPOSAL WASTE DISPOSAL AGREEMENT

Mr. Murphy motioned to approve the Waste Disposal Agreement for Howland Disposal. Mr. Espindola seconded. Vote was unanimous (3-0). The Board signed the Waste Disposal Agreement for Howland Disposal.

FAIRHAVEN BICENTENNIAL TIME CAPSULE CELEBRATION

Dr. Bowcock read a request from the Bicentennial Committee to hold a Bicentennial time capsule ceremony on Friday February 22, 2013 at 1:00 p.m. Brian congratulated the committee stating that they set a high standard for the Town's Celebrations in the future.

MATTAPOISETT RIVER VALLEY WATER PROTECTION COMMUNITY WATER BANS

Patrick O'Neal, consultant for Tata and Howard updated the Board on the State Water Management Act Regulations, 310 CMR 36.00. He discussed the new permits for Fairhaven water usage and mentioned that the permit is up for renewal in 2015. The Mattapoisett River Valley (MRV) Advisory Committee environmental monitoring program is developing baseline data to prepare drought management plans for Mattapoisett River Valley water supplies. Future permit conditions will likely require water efficiency of 65 gal per capita and 10% unaccounted for usage (65/10), stream flow triggers, once-a-week watering, and other offset/ mitigation measures. Mr. Osuch stated that he is not sure who will "police" these measures should they be implemented. It was also mentioned that if there is a reduction in water usage, there will be a reduction in revenue for the departments that provide the water. Mr. O'Neal explained that public education is expected to be in the future plan as well.

NATIONAL MULTIPLE SCLEROSIS SOCIETY

Vanessa Normore, Development Coordinator for the National Multiple Sclerosis Society came before the Board to request a 3 mile (approx.) Multiple Sclerosis Walk in Fairhaven. Ms. Normore explained that she approached both the Police and Fire Chiefs respectively, and was given a verbal go-ahead from both. It was further explained that the event will start and end at Hastings Middle School and will follow the same route as the Fairhaven Father's Day 5k race.

Mr. Murphy stated that many local families are affected by Multiple Sclerosis and that he is in support of the event.

Mr. Espindola asked Ms. Normore if she sees this staying in Fairhaven in future years to which Ms. Normore replied yes. Mr. Espindola also wished to clarify that funding for police, fire, and custodial staffing will come from the Multiple Sclerosis Society.

Mr. Murphy motioned to approve the Multiple Sclerosis Walk in Fairhaven on April 7, 2013. Mr. Espindola seconded. Vote was unanimous. (3-0).

CAPITAL PLANNING ADVISORY COMMITTEE

The Board discussed creating a Capital Planning Advisory Committee and how to garner a diverse group of members. The decision was made to continue discussions at a later date.

TABER STREET POLE HEARING

The Board reviewed one pole request for the corner of Taber Street and Main Street from NSTAR. The location is required for system improvement and abutters have been notified. The pole has been approved by the Board of Public Works. There were no public attendees for the hearing.

Mr. Murphy motioned to approve one pole location on Taber Street. Mr. Espindola seconded. Vote was unanimous. (3-0).

POLICIES AND PROCEDURES

The Board reviewed the policies and procedures documents that Mr. Osuch provided. Mr. Murphy stressed that the documents need to be finalized under a collaborative effort with the Finance Committee.

Mr. Espindola agreed that the process needs to be collaborative; he also noted that the form should remain a draft until the end of the budget process.

The policies and procedures were discussed with no decision being made at this time.

At 8:00 p.m., Mr. Murphy motioned to enter Executive Session for Police, Dispatchers, and Clerical Union Negotiations and to conduct a Police personnel hearing, with the intention of reconvening in open session after. Mr. Espindola seconded the motion. Vote was unanimous. (3-0). Roll call vote: Mr. Murphy in favor. Mr. Espindola in favor. Dr. Bowcock in favor.

The Board re-entered opened session at 10:05.

ANNUAL TOWN MEETING ARTICLES

The Board voted on various items for the Annual Town Meeting. See Attachment A.

REVENUE/ EXPENDITURE PROJECTIONS

Mr. Osuch discussed the Revenue and Expenditure Projections draft worksheets with the Board. Dr. Bowcock addressed the rumors of the Recreation Center closing by stating that the people in town will not stand for the Recreation Center to be closed. Mr. Espindola agreed that there

needs to be a way to keep the Recreation Center open. He suggested that the Town should look more in the short term when talking about the Rec Center.

UNION WHARF/ MACLEAN SEAFOOD BUILDING

Mr. Murphy motioned to approve Bill Roth, Planning and Economic Development Director to use Town Counsel for ownership issues at the Union Wharf/ MacLean Seafood Building. Mr. Espindola seconded. Vote was unanimous. (3-0).

SRPEDD

Mr. Espindola gave an update on e-permitting regarding SRPEDD. The Town of Fairhaven was awarded a grant to fund e-permitting training and assistance. Several town department heads will attend meetings to learn more about the e-permitting process.

OTHER BUSINESS

In other business:

- Next Board of Selectmen meeting will be held on March 4, 2013 at 6:30 in the Town Hall.

At 11:25 p.m., Mr. Murphy motioned to adjourn. Mr. Espindola seconded the motion. Vote was unanimous. (3-0).

Respectfully,

Ivey Winkler

Principal Clerk

(Minutes approved 3/04/2013)

	2013 ANNUAL TOWN MEETING ARTICLES	FY14 REQUEST	FUNDING SOURCE	SELECTMEN RECOMMENDATION	FINANCE COMMITTEE RECOMMENDATION	VOTED FY13	VOTED FY12
	2/26/13						
1	MEASURER OF WOOD & BARK	ADOPTION		ADOPTION	ADOPTION	ADOPTION	ADOPTION
2	TOWN REPORT	ADOPTION		ADOPTION	ADOPTION	ADOPTION	ADOPTION
3	SETTING SALARIES OF TOWN OFFICERS						
	A. BOARD OF SELECTMEN	15,600.00	GENERAL FUND	15,600.00	15,600.00	15,600.00	15,600.00
	B. TOWN CLERK	57,167.00	GENERAL FUND		51,679.00	51,167.00	50,660.00
	C. MODERATOR	800.00	GENERAL FUND	800.00	800.00	800.00	800.00
	D. TREE WARDEN	6,500.00	GENERAL FUND	6,565.00	6,565.00	6,500.00	6,000.00
	E. BOARD OF HEALTH	4,000.00	GENERAL FUND	4,000.00	4,000.00	4,000.00	4,000.00
4	TOWN CHARGES (DEPT BUDGET SHEET)						
5A	TOWN DEPT COMPUTER UPGRADES	20,000.00	GENERAL FUND				
5B	TOWN DEPT TELEPHONE UPGRADES	10,000.00	GENERAL FUND				
6	WATER POLLUTION CONTROL FACILITY	80,000.00	SEWER ENTERPRISE			541000	
7	TOWN HALL REPAIRS	7,500.00	GENERAL FUND	7,500.00	7,500.00	7,500.00	8,000.00
8A	ROAD WORK - SUMMIT DRIVE	81,200.00	GENERAL FUND			FY13 TOTAL	FY12 TOTAL
8B	ROAD WORK - BILLY'S WAY	56,020.00	GENERAL FUND			100,665.00	184,106.00
8C	ROAD WORK - DOGWOOD STREET	68,730.00	GENERAL FUND				
8D	ROAD WORK - NORTH STREET	230,471.00	GENERAL FUND				
8E	ROAD WORK - COOKE STREET	77,604.00	GENERAL FUND				
8F	ROAD WORK - BEACHWOOD STREET	79,140.00	GENERAL FUND				
8G	ROAD WORK - COVE STREET	73,450.00	GENERAL FUND				
9	OTHER POST-EMP BENEFITS - GASB 45	50,000.00	GENERAL FUND			PASSOVER	50,000.00
10	HIGH SCHOOL FIRE ESCAPES	200,000.00	GENERAL FUND				
11	HOPPY'S LANDING REVOLVING ACCOUNT	ADOPTION		ADOPTION	ADOPTION	ADOPTION	ADOPTION
12	RESTAURANT/ALL ALCOHOL LICENSE	ADOPTION		ADOPTION	YIELD TO PETITIONER		
13	FEMA GRANT FOR LADDER 1	38,450.00	GENERAL FUND	38,450.00	38,450.00	WITHDRAWN	
14	FIRE DEPARTMENT FEE SCHEDULE	ADOPTION					
15	SOCIAL DAY CARE CENTER	ADOPTION		ADOPTION	ADOPTION	ADOPTION	ADOPTION
16	WORKER'S COMPENSATION ASSESSMENT	17,288.27	GENERAL FUND	17,288.27	17,288.27	17,288.27	
17	FIRE AND POLICE SHARED TELEPHONE SYSTEM	22,710.00	GENERAL FUND	22,710.00	22,710.00		
18	HOUSEBOATS AND FLOATABLE DEVICES	ADOPTION		WITHDRAW			
19	WIND BYLAW	ADOPTION			YIELD TO PETITIONER		

20	CULTURAL COUNCIL FUNDING	2,500.00	GENERAL FUND	2,500.00	1,000.00	1,000.00	1,000.00
21	FEMA - COTS		GENERAL FUND			PASSOVER	
22	NON-MANDATED STUDENT ACTIVITIES REV ACCT	ADOPTION		ADOPTION	ADOPTION	ADOPTION	ADOPTION
23	SPECIAL NEEDS EARLY CHILDHOOD REV ACCOUNT	ADOPTION		ADOPTION	ADOPTION	ADOPTION	ADOPTION
24	SEWER SYSTEM COLLECTION REHAB I&I	445,000.00	SEWER ENTERPRISE			PASSOVER	
25	PROPAGATION OF SHELLFISH	17,500.00	GENERAL FUND		17,500.00	17,500.00	17,500.00
26	BPW FUEL ISLAND ROOF	2,834.00	GENERAL FUND				
27	WATER HYDRANT REPLACEMENT PROGRAM	200,000.00	WATER ENTERPRISE				
28	COMPREHENSIVE WASTEWATER MANAGEMENT PLAN	100,000.00	SEWER ENTERPRISE			75,000.00	
29	ELDRED HEADSTONES AT RIVERSIDE	450.00	GENERAL FUND		INDEFINITE POSTPONE		
30A	HISTORICAL COMMISSION	500.00	GENERAL FUND	500.00		500.00	500.00
30B	HC - ACADEMY BUILDING	5,000.00	GENERAL FUND	5,000.00		4,000.00	4,000.00
30C	HC - FIRE MUSEUM	1,000.00	GENERAL FUND	1,000.00		1,000.00	750.00
30D	HC - FORT PHOENIX	1,000.00	GENERAL FUND	1,000.00		1,000.00	1,000.00
30E	HC - OLD STONE SCHOOLHOUSE	500.00	GENERAL FUND	500.00		500.00	500.00
	HC TOTAL	8,000.00				7,000.00	6,750.00
31A	CPC - BBC - Nasketucket Bay Conservations	200,000.00	CPC FUNDS			40,000.00	
31B	CPC - FHA - Anthony Haven Roof	40,000.00	CPC FUNDS			40,000.00	50,000.00
31C	CPC - Fairhaven High School	86,000.00	CPC FUNDS			173,000.00	190,000.00
31D	CPC - Fort Phoenix Restoration Phase II	16,000.00	CPC FUNDS				
31E	CPC - Bike Path Committee	10,000.00	CPC FUNDS				
31F	CPC - Livesey Park - Tennis/Bball Court Project	32,000.00	CPC FUNDS				
31G	CPC - Administrative Spending	12,600.00	CPC FUNDS			12,600.00	12,600.00
	CPC TOTAL	396,600.00				432,600.00	441,600.00
32	MATT. RIVER VALLEY WATER PROTECTION (2/3)	ADOPTION				FAILED	
33	CAPITAL IMPROVEMENT STABILIZATION FUND	ADOPTION					
34	STATE AID TO HIGHWAYS	ADOPTION	STATE FUNDS	ADOPTION	ADOPTION	ADOPTION	ADOPTION
35	SEWER COLLECTION PUMP STATION REHAB - TABER ST	287,000.00	SEWER ENTERPRISE			757,000.00	
36	HAZARDOUS MATERIAL REVOLVING FUND	ADOPTION		ADOPTION	ADOPTION		
37	MACOMBER PIMENTAL FIELD	6,003.00	GENERAL FUND			PASSOVER	7,000.00
38	FIRE DEPARTMENT SECURITY SYSTEM	8,500.00	GENERAL FUND				
39	TRANSFER FROM SURPLUS REVENUE						
40	REPORT OF COMMITTEES						