



# Fairhaven Board of Selectmen

## May 20, 2013 Meeting Minutes

**Present:** Chairman Charles Murphy, Vice Chairman Robert Espindola, Clerk Geoffrey Haworth, Executive Secretary Jeffrey Osuch and Administrative Assistant Anne Kakley.

Chairman Charles Murphy called the meeting to order in the Town Hall Banquet Room at 6:37 p.m. The meeting was televised by Cable Access.

### MINUTES

- Mr. Espindola motioned to approve the minutes of the **May 6, 2013** meeting, **open** session. Mr. Haworth seconded. Motion passed. (3-0).
- Mr. Espindola motioned to approve the minutes of the **May 6, 2013** meeting, **executive** session. Mr. Haworth seconded. Motion passed. (3-0).

### EXECUTIVE SECRETARY'S REPORT

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

- Tuesday, **May 21** –
  - 10:00 a.m. – Wood School Job Meeting
  - 3:30 p.m. – Clerical Union Contract
- Wednesday, **May 22** –
  - 8:30 a.m. – Retirement Board
- Thursday, **May 23** –
  - 9:00 a.m. – BBAC Wareham
- Monday, **May 27** –
  - Holiday – Memorial Day
- Tuesday, **May 28** –
  - 7:00 a.m. – New School Building Committee
  - 10:00 a.m. – Wood School Job Meeting
- Wednesday, **May 29** –
  - 10:00 a.m. – COSC – John Carver Inn
  - 11:00 a.m. – DCR meeting in Fairhaven

Additionally, Mr. Osuch said that all major department heads would be present for a pre-hurricane preparedness meeting on June 3, 2013. This meeting will prepare the department

heads for the hurricane preparedness meeting on June 17, 2013, and give the opportunity to discuss making changes to the hurricane preparedness manual. At the June 3 meeting, said Mr. Osuch, the UMass Dartmouth estuaries study will be presented – he asked the Board to review the study and submit any questions or comments prior to the meeting.

### **CONTRACT AMENDMENT – TOWN HALL REPAIRS**

The Board reviewed a \$5,300.00 contract amendment with JMBA Architects for design to repair exterior main entry doors and exterior light fixtures at the Town Hall. This amendment would be to the existing contract with JMBA. The project is estimated at \$44,000.00 and the budget has been approved by the Community Preservation Committee and Town Meeting.

Mr. Espindola motioned to sign the contract amendment with JMBA for \$5,300.00. Mr. Haworth seconded. Vote was unanimous. (3-0).

### **NSTAR RIGHT-OF-WAY CUTTING**

Mr. Osuch updated the Board to recent correspondence with NSTAR and a resident of Ocean Meadows, regarding proposed right-of-way clear cutting along NSTAR power lines. According to NSTAR, vegetation will be cut along this right of way, starting at the landfill, southerly behind Walmart and K-Mart and then along the Bike Path to Mattapoisett. Mr. Osuch said that a resident, upset by the proposed cutting, had approached him on the matter. Mr. Osuch has been trying to get in touch with an NSTAR arborist to no avail. He said that NSTAR was doing the 100-foot wide clear cutting to prevent outages in the event of bad storms, and to aid in accessing and restoring lines when needed. Pink-ribboned trees in the area are slated for removal. Mr. Murphy asked if there were any plans to replace the trees and shrubbery. Mr. Osuch said that there were no plans to replace the vegetation. Mr. Murphy asked what the Board could do about the matter. Mr. Osuch said that some of the easements were private and some were Town-owned. However, he said it was an easement and that NSTAR had a right to maintain the vegetation.

Mr. Murphy said that he thought that the Town had an agreement with NSTAR that they would have to replace any trees that they remove. Mr. Espindola asked if the trees would only be removed above the lines. Mr. Osuch said that all trees and shrubbery would be removed, partly to improve access to the lines.

### **NSTAR GAS PERMITS**

The Board approved an NSTAR gas permit for Samoset Circle at Copicut Path. This application had been previously approved by the BPW. Mr. Espindola motioned to approve. Mr. Haworth seconded. Vote was unanimous. (3-0).

The Board approved an NSTAR gas permit for Green Street at Phoenix Street. This application had been previously approved by the BPW. Mr. Espindola motioned to approve. Mr. Haworth seconded. Vote was unanimous. (3-0).

The Board approved an NSTAR gas permit for 18 Hamlet Street. This application had been previously approved by the BPW. Mr. Espindola motioned to approve. Mr. Haworth seconded. Vote was unanimous. (3-0).

The Board approved an NSTAR gas permit for 110 Sconticut Neck Road. This application had been previously approved by the BPW. Mr. Espindola motioned to approve. Mr. Haworth seconded. Vote was unanimous. (3-0).

### **AUDITORIUM USE – EPA AND DREDGING**

The Board reviewed a request from Kelsey O’Neil of the EPA, requesting use of the Town Hall Auditorium for a June 13 public informational meeting related to the New Bedford Harbor Superfund site and dredging. Mr. Espindola asked if there would be janitorial services related to the meeting. Mr. Osuch said that someone would have to be present to open the building and be present. Mr. Haworth said that he was supportive of granting the request, and that he would probably attend. The Board members all agreed that they would like to try to attend, and that they would post it as a Selectmen’s meeting, as a quorum would likely be present. As such, there would be no need for a custodian to be present. Mr. Espindola motioned to allow the use of the Town Hall Auditorium on June 13, 2013 at 5:45 p.m. for the EPA informational meeting. Mr. Haworth seconded. Vote was unanimous. (3-0).

### **MUSIC IN THE CENTER**

The Board read a letter from Terrance Meredith of the Fairhaven Improvement Association, requesting use of the Town Hall grounds for this year’s “Music in the Center” concert series. Mr. Espindola asked if this was a yearly approval. Mr. Osuch confirmed that this event was approved by the Selectmen annually. Mr. Espindola asked who was responsible for paying for the custodian to be present at the concert. Mr. Osuch said that the janitorial fee was paid through the Town Hall account. Mr. Espindola said that they had recently discussed procedures related to waiving fees, and that this would essentially be waiving the janitorial fee. Mr. Haworth said that he supported approving this request, as it was an annual tradition and he saw no reason to break it. Mr. Osuch said that it was considering a public offering because all are welcome to attend.

The Board approved the request to use the Town Hall grounds, including the use of the Town Hall custodian, for July 11, 18, 25, and August 1 and 8, for the Fairhaven Improvement Association’s “Music in the Center” concert series. Mr. Espindola motioned. Mr. Haworth seconded. Vote was unanimous. (3-0).

### **EMA GIFT ACCOUNT DONATIONS**

Mr. Murphy recognized \$605 in donations to the EMA gift account, and thanked the donors.

### **SEEAL – SOLAR LETTER**

Mr. Murphy recognized Karen Stewart, Assistant Director of the SouthCoast Energy Challenge. She thanked the Board for granting her a last minute request to approve a SEEAL solar letter, which is scheduled to be mailed out to Fairhaven residents whose homes may be optimal for solar panel installation. She said that in addition to sending out the letter, SEEAL will offer two workshops for residents to attend if they are interested in putting solar arrays on their homes. Although the residents with optimal homes for solar will be specifically invited, she said that all the public is invited to attend these workshops.

Mr. Espindola said that there was a “weak connection” related to the claim that the project will “benefit the Town”. He said that he wanted to remove language that implied the Town would be benefitting financially from the project. Ms. Stewart agreed to strike a sentence related thereto. Mr. Osuch said that he thought the map of Fairhaven on the back of the letter should be darker. Ms. Stewart said that she would darken it.

Mr. Haworth wanted to clarify that a vote that evening would only be for the letter immediately before them. Ms. Stewart confirmed that any additional letters would be brought before the Selectmen for approval.

Mr. Espindola voted to approve the amended letter to be signed by the Selectmen and mailed to residents (see Attachment A). Mr. Haworth seconded. Vote was unanimous. (3-0). Ms. Stewart asked if she could get the Selectmen’s signatures the next day on the finalized letter. Ms. Kakley said that Ms. Stewart could pick up a copy of the letter with the Selectmen signatures stamped.

At 7:11 p.m., the Board met with Al Borges, Anne Sylvia, Joan Mello, Bill Roth, and members of the Planning Board, including Chairman Wayne Hayward, John Farrell, Frank Budryk, and former member Channing Hayward, to celebrate Mr. Borges’ long career on the Planning Board with a proclamation from the Board of Selectmen. Mr. Borges is also a member of the Council on Aging, and a COA volunteer. Mr. Murphy opened the discussion up to comment from those closest to Mr. Borges.

Mr. Channing Hayward said that he had spent 35 years on the Planning Board with Mr. Borges. He said that Mr. Borges was one of the best members he ever served with.

Mr. Wayne Hayward described the event as a celebration of “43 years of dedicated service”.

Ms. Sylvia said that she has only worked with Mr. Borges for a short time, but in that time, she has seen his great impact on the Senior Center, especially Social Day.

Mr. Murphy read the proclamation to Mr. Borges – see Attachment B. Mr. Borges thanked everyone and added that he has been a Town Meeting member for 57 years.

### **PDA AND PPA MAPS – SRPEDD**

At 7:23 p.m., the Board met with Bill Roth and Sandy Conaty, Comprehensive Planning Manager of SRPEDD, to review SRPEDD’s updates to “PDA” (Priority Development Area) and

“PPA” (Priority Protection Area) maps. Mr. Roth said that the maps used to be more conceptual, but with GIS, the parcels were now better defined.

Ms. Conaty said that since the prior maps came out in 2008/2009, SRPEDD has again visited the communities in the South Coast Rail Corridor (31 communities), along with the Fairhaven Planning Board, to develop and fine tune PDA/PPA maps, which would give zoning and development guidance to the region if a SouthCoast rail were developed and a population increase followed. Mass DOT funded the project.

Included in the map was a revised PDA designation for the Atlas Tack area, now excluding wetlands and only including uplands. Shaw’s Cove was designated PPA on a smaller scale than the previous map, because map developers took into consideration an existing conservation restriction at Shaw’s Cove through the Buzzard’s Bay Coalition.

Ms. Conaty said that the Mariner soccer fields were designated both PPA and PDA, as the area could benefit from “small business development” to “support the continued use of active recreational use of the fields”.

Wayne Hayward, Chairman of the Planning Board, said that the map now showed potential use right down to the property line. He noted that the map included a “limited commercial” area on a portion of Scoticut Neck. Mr. Hayward added that infrastructural improvements would be needed in the intermodal area.

Mr. Haworth commented that there did not seem to be a lot of space left in Town for development. He said it seemed like the Town would have to reuse space it had instead.

Related to the zoning of Scoticut Neck in the area of Executive Dog, Mr. Hayward said that the area was industrial, residential and commercial and that its use would be discussed at a future meeting. However, the meeting related to the PDA and PPA maps was not relative to zoning, he said. Mr. Roth added that the Town would need to address neighborhood planning around the Executive Dog area.

Mr. Hayward said that the Planning Board may also look at changing business zoning as well. Currently, there is only one type of business zone in Fairhaven, and it is used for Walmart and small businesses alike. Fine-tuned designation of zoning could help the Town develop areas to abide by the findings of the PDA and PPA map.

Mr. Espindola asked Ms. Conaty if she found anything unique about Fairhaven in her assessment. Ms. Conaty answered that she was impressed with the local knowledge of zoning, parcel by parcel. She said this knowledge was very helpful. Mr. Roth pointed out that half of the communities in the Rail corridor do not have planning.

The Board thanked Mr. Roth and Ms. Conaty for the presentation.

## **FISH HOUSE BEER AND WINE LICENSE HEARING**

Chairman Murphy opened up a public hearing at 7:42 p.m. for a transfer of a Restaurant Beer and Wine license and an Altered Premise for Fish House. Manager John Murray was present to discuss the application. He said that the Fish House was moving into where the old “Mermaids” restaurant was, and that they wanted to transfer the Restaurant Beer and Wine license. He said that the only change they were seeking was an alteration to include the patio as a part of the license. The previous business did not have this section approved for serving alcohol. Abutters were notified on May 10 of the license transfer and the alteration. Taxes are okay on the property, and it was noted that the Building Department signed off on the application.

Mr. Osuch said that there had to be some kind of fence or containment for the patio area. Mr. Murray said that the area was fenced in. Mr. Osuch said that it would have to be a “double” fence to prevent patrons purchasing alcohol and then passing it over the fence. Mr. Murray said that they could install a second fence.

Mr. Haworth said that he viewed the facility and that the patio opens up directly to the parking lot. He said that the patrons who drink on the patio should have to pass through the restaurant before being able to drive home.

Mr. Roth added that the establishment could have a “mesh fence” attached to the wrought iron fence for aesthetic purposes.

Mr. Murphy opened the hearing up to public comment.

Frank Budryk commented that there is plenty of outdoor seating in Boston where drinks are served without high fences.

Mr. Espindola said that other businesses have had to abide by the patio fencing rules for license approval, and that the Board should be consistent. Mr. Murphy said that the Board could approve the transfer of the license as is and approve the alteration at a later date. Mr. Haworth said that he was not favorable to approving the altered premise at the time of the meeting. Mr. Espindola concurred with Mr. Haworth and confirmed that the applicant would have to come before the Board another time for approval of the altered premise.

Mr. Espindola motioned to approve the transfer of the Restaurant Beer and Wine license as is. Mr. Haworth seconded. Vote to approve the transfer was unanimous. (3-0). Mr. Osuch asked Mr. Murray if all servers would be TIPS certified. Mr. Murray said that all of the servers would soon be TIPS certified, and in the meantime, several are currently TIPS certified. Mr. Osuch said that the Board would want a copy of all their TIPS certifications. Mr. Murphy agreed and added that he would like a list of all the certified employees in the future as well.

### **“POISON PEN” MIMICS FBA**

At 7:59 p.m., the Board met with Fairhaven Business Association (FBA) President Cathy Melanson to discuss a letter that was recently sent to businesses who advertise in the Fairhaven Neighborhood News, owned by Beth David. The letter was sent anonymously by a group calling itself the “Fairhaven Business Associates” and it encouraged the business owners to stop

advertising with Ms. David, citing allegations against Ms. David's character as reasons to disassociate with her, and vaguely threatening to boycott businesses who continue to advertise with her.

Ms. Melanson came before the Board to say that the FBA had nothing to do with the letter, and was completely "horrified" by the contents of the letter. She said that FBA members feel very good about advertising with the Neighborhood News and she took a moment to update the Board to upcoming FBA events and meetings. Moreover, she encouraged Mr. Murphy and Mr. Haworth, both small business owners, to join the FBA.

Mr. Murphy said that the police are now involved with the letter investigation, as it involves the use of a false name and the contents could be defined as a "hate crime".

### **ROUND COVE CLOSING**

The Board met with Harbormaster David Darmofal and Shellfish Warden Tim Cox at 8:09 p.m. to discuss a solution to the unexpected closing of Round Cove, and an alternative for recreational shellfishing this season.

Before starting the discussion, the Board took a moment to praise Mr. Darmofal and Mr. Cox for their work involved in a rescue effort on the evening of May 17, when a boater went missing and was not recovered until the following morning.

Mr. Darmofal said that Round Cove would be closed until the Bella Vista causeway could be dredged and the shellfish at Round Cove were tested clean again. According to the Division of Marine Fisheries, the earliest the Town would be able to reopen Round Cove would be in October. In the meantime, it had been proposed that the Town could open up Senior Cove on a very limited basis to recreational shellfishing for all. Mr. Darmofal and Mr. Cox were opposed to opening up Senior Cove to everyone completely, however.

Mr. Haworth asked if there had been any attempt to contact the owner of Bella Vista Island to get him to flush out the causeway. Mr. Darmofal said that the matter of flushing fell to the Conservation Commission and that he thought ConCom had, in fact, sent a letter asking the owner of Bella Vista Island to do the dredging. In the meantime, the Board supported sending a letter to the DEP to ask for help in finding a dredging solution in the event that they could not get cooperation from the owner of Bella Vista. Mr. Espindola added that he would like to receive a copy of whatever the ConCom has previously sent to the owner of Bella Vista.

Mr. Cox said that the last time he was before the Board, he and Mr. Darmofal had recommended opening Senior Cove three weekends for general non-commercial use. Frank Coelho, a West Island resident, said that there is a Shellfish Advisory Committee that does not regularly meet, and that they should be the group making recommendations on the matter.

Mr. Coelho said that there is a Waterway User fee and asked if the Board could use funds from that to pay for dredging. Mr. Darmofal said that he was hesitant to use Waterway User fee for dredging because there is a private agreement and the owner of Bella Vista is supposed to take

care of the dredging. He said if it gets to the point of litigation, he would consider using Waterway User fee money, or approve the CPC for funding.

After discussion, Mr. Darmofal and Mr. Cox compromised on opening Senior Cove for two weekends in the summer to the general non-commercial licenses. Mr. Coelho asked the Board to give Town seniors some time to collect the quahogs closest to shore before opening it up to others. Based on suggestions made, the Board determined that it would leave the Senior Cove for senior use in June and July. On August 16 and 17 and on Labor Day weekend (August 31 and September 1), Senior Cove will be open to general non-commercial permit holders, with even-numbered permit holders being permitted to shellfish on the even days and odd-numbered permit holders being permitted to shellfish on the odd days.

Joe Taylor of the Conservation Commission was present to comment. He said that the causeway at Bella Vista is supposed to be maintained by the island owner to a depth of 4.2 feet. Mr. Cox said that he would get on an upcoming ConCom agenda to discuss the dredging issue. He confirmed along with Mr. Darmofal that a letter was sent from the ConCom to the owner of Bella Vista Island regarding dredging approximately two years ago.

### **ANNUAL RE-APPOINTMENTS**

The Board discussed the matter of annual re-appointments to boards and committees. The Board set May 30 as the deadline for letters of interest. Mr. Murphy said that some boards and committees are specific in requirements for inclusion. Mr. Haworth expressed concern about re-appointing members who are not active. He said that he wanted to see a letter from all people asking for re-appointment. It was determined that Ms. Kakley would obtain a list of when boards and committees last met to see how active each group is.

### **ASSISTANT ASSESSOR SCREENING**

Mr. Murphy said that he thought the Board members should submit their top four or five choices for the position of Assistant Assessor to Ms. Kakley to see which candidates the Board members are commonly interested in for interviews. Mr. Espindola said that he met with the screening committee – the Board of Assessors – the previous week and that the Assessors were concerned with the selection of candidates, and that they want to discuss an alternative to the candidates.

Mr. Murphy said that timing was critical, and there was a revaluation coming up that the next Assistant Assessor would have to address. Mr. Osuch said that Jane Bettencourt, the former Assistant Assessor, will have to be placed full-time in the Selectmen's Office soon, as the former Selectmen's Office Principal Clerk will not stay past the end of June.

Mr. Espindola said that there was no one in the candidate pool that met all of the requirements of the position. Mr. Haworth said that he thought the whole process had been unnecessarily drawn out and that the Board of Selectmen had to go forward with filling the position from the pool of candidates it had. He said that he would like to know what Ms. Bettencourt's qualifications were when she started, because she has done an excellent job and has had to learn as she goes. He said that he thought the Board of Assessors was intentionally dragging out the system because



they did not get the scenario they wanted, where Ms. Bettencourt remains and a field assessor is hired. Mr. Haworth said that he wanted a decision by June 3 on how the position would be filled.

Mr. Espindola said that he still wanted one more week. Mr. Murphy asked the Board of Selectmen, the Board of Assessors, Jeff Osuch and Wendy Graves to submit their top five candidates to Ms. Kakley prior to the next screening committee meeting on May 22. Mr. Espindola said that he would pass that message along to the Board of Assessors. There will be another meeting of the screening committee on May 29.

### **SOCIAL DAY INDIRECT COSTS**

The Board read a memo from the Town Accountant indicating that the indirect costs associated with the Social Day program at the Council on Aging would total \$15,365.39 for the fiscal year of 2013.

Mr. Osuch said that the Council on Aging department did not want to absorb the cost, but that the formula used to calculate the cost was the same that was used in other departments. He said that it was a fee that would have to come out of Social Day funds.

Mr. Haworth said that it was unfortunate, but that there was a cost to having employees and that the cost would have to be borne by the COA department. He said that the Department of Revenue had been clear about indirect costs in the DOR report. The costs incurred by the Water and Sewer Departments had been poorly received, but it was necessary to take the indirect costs out of revenue. Mr. Murphy commented that there was no way to increase the COA rates. Mr. Haworth asked how the Social Day receipts are determined. Mr. Osuch said the Social Day rates went up slightly at the beginning of the fiscal year and that the rates are determined by how many use the services.

### **REQUEST FOR RESTRICTED PARKING – ADAMS ST**

The Board read an email from Ed Potkay, requesting restricted parking on the west side of Adams Street from Huttleston Ave to Bridge Street. He said that the parking on the north side of his property was creating a serious visibility hazard and that he and his family members were having difficulty pulling out of the driveway. He said that he feared they would have an accident eventually if the Board did not restrict parking to improve visibility of the cars coming from the Route 6 area, south along Adams Street.

Mr. Osuch said that the Board should speak to the Police Chief about the request. Mr. Haworth said that he went out to look at the intersection and he saw that there is a multi-family house on the corner that cannot park on Route 6 and does not have off-street parking. As a part of Route 6 enhancements, the parking sign on the corner was pushed back and created the visibility issue.

The Board agreed to forward the matter to the Police Chief for comment and recommendations. Mr. Murphy thanked Mr. Potkay for reaching out and being proactive.

## **REQUEST FOR CROSSWALK – WASHINGTON ST**

The Board reviewed a request from Laura Frazier of Northeast Maritime Institute for a crosswalk on the corners of Washington and Walnut, and Washington and William, to help students cross the street. The request had been previously approved by the Police Chief.

Mr. Osuch said that he was not sure if the Board of Public Works had enough money in its budget for the crosswalk. Mr. Haworth said that a private request is usually funded privately. He added that the cost would have to include signs to indicate a “Crosswalk Ahead”, as this is part of the new crosswalk standard. Repainting costs are minimal, and maintenance is not as substantial as the initial cost, Mr. Haworth said.

Mr. Espindola motioned to approve the crosswalk, contingent upon private funding. Mr. Haworth seconded. Vote was unanimous. (3-0).

## **REQUEST FOR CROSSWALK – OXFORD TERRACE**

The Board read a request from the Fairhaven Housing Authority for a crosswalk on Main Street for the residents of Oxford Terrace, 275 Main Street.

After clarifying that this portion of Main Street was, indeed, Town road and not State road, Mr. Murphy stated that crosswalks help improve safety, but drivers have to be aware of the crosswalks and abide by the law. Discussion ensued about the location and traffic. Mr. Osuch said that a “thermoplastic” crosswalk would stand up to the high traffic area much better than the standard crosswalk paint.

Mr. Haworth said that the crosswalk was not in the BPW budget, but if the Housing Authority were willing to fund the crosswalk, he would support it.

Mr. Espindola noted that the Board did not have a recommendation from the Police Chief on the crosswalk yet. Mr. Espindola motioned to pass the request along to the Police Chief for recommendation. Mr. Haworth seconded. Vote was unanimous. (3-0).

## **MEMORIAL DAY PARADE INVITATION**

The Board read a letter from Kathleen Clement of the Fairhaven Memorial Day Committee, extending an invitation to the Board to attend the 2013 Memorial Day Parade and Ceremonies on May 27, 2013. The Board members said that they would all be in attendance. Ms. Kakley will RSVP to Ms. Clement on the Board’s behalf.

## **OTHER BUSINESS**

In Other Business:

- Mr. Espindola thanked those who participated in the May 18 bike ride throughout Fairhaven and Mattapoisett. He said that there was a good turnout, and there were even

some groups of three generations that rode. He said that participants were impressed with Fairhaven.

- Mr. Haworth said that he attended a mock accident at the High School on May 17, which demonstrated to students how traumatic a car accident can be. Actors from the High School played the part of injured passengers, and there was one simulated fatality. Mr. Haworth said that the dramatized safety reminder was “excellent”.
- Mr. Haworth asked if the Board could address the matter of the former Staffon Greenhouse property that the Town obtained through tax title. Mr. Haworth said that the property has become an eyesore and he would like to discuss the matter at the next available meeting. Mr. Osuch added that there are two other parcels owned by the Town, on Grandview Ave and Camel St. Now that the Town has a Treasurer, he said, the Board could determine what it would do with those properties. Mr. Espindola said that Mr. Haworth could take the lead on following up on the matter of the tax title properties. Mr. Haworth asked for a copy of the assessed values of the tax title properties for the next meeting.
- Mr. Haworth asked for an update on the Commissioners of Trust Funds, who had not met in over a year, and were not responding to memos regarding the depleted Julia Stoddard fund. Ms. Kakley said that the Commissioners of Trust Funds had received certified mail from the Selectmen requesting a memo on the matter, and that the Commissioners had met on May 17. Nothing more was known.
- Mr. Osuch asked if the Board had heard from the Board of Health regarding a request for a joint meeting to discuss wind turbine complaints. Ms. Kakley said that she had submitted a memo to the Health department but had not yet heard from the Board of Health.
- Mr. Espindola recognized the After Prom Committee for their efforts in keeping students off the road after the prom.
- Mr. Murphy praised those involved at the High School for another safe and fun prom night. He reminded the public that the High School graduation is on June 2.
- Mr. Murphy informed the public that Phil Washko had resigned from the Finance Committee and there was now a vacancy for an at-large seat on the FinCom. The position is filled through a joint appointment made by the Chairman of the FinCom, the Chairman of the Board of Selectmen, and the Town Moderator. Anyone interested in the seat should submit a letter of interest to the Selectmen’s Office by June 6.
- Mr. Murphy said that there was a Visitor’s Guide from the Office of Tourism, available in the Selectmen’s Office, the Visitor’s Center and online.

At 9:55 p.m. Mr. Espindola motioned to enter Executive Session pursuant to MGL Ch 30 § 21:

- To discuss strategy with respect to collective bargaining – Clerical, Fire, Police, Dispatchers Union negotiations
- To conduct contract negotiations with non-union personnel – part-time benefits
- To conduct contract negotiations with non-union personnel – Director of Planning and Economic Development contract
- To discuss strategy with respect to collective bargaining or litigation – Seaport Inn
- To discuss strategy with respect to collective bargaining or litigation – MacLean Seafood building.

Mr. Haworth seconded the motion to enter Executive Session for the aforementioned reasons. Vote was unanimous. (3-0). Roll call vote: Mr. Espindola in favor. Mr. Murphy in favor. Mr. Haworth in favor.

Respectfully,

Anne Kakley

Selectmen's Secretary  
Minutes approved 6/03/2013

May 20, 2013



Dear Homeowner,

We are writing to tell you about the launch of the Fairhaven Solar Challenge! Between May 29<sup>th</sup> and November 30<sup>th</sup>, let's get 75 solar installations on roofs that have the best solar potential, in the Town of Fairhaven. Your home is included in the top 20% that have the BEST solar potential!

Going solar can save you money while producing clean renewable energy. Federal and state incentives, as well as decreasing prices for solar panels, make installing solar electric panels on a roof like yours a good investment. Information about solar and the Fairhaven Solar Challenge is on the back of this letter. With 75 new solar installations, Fairhaven could generate more than 450,000 kilowatt hours of electricity each year. That's equivalent to planting 79,239 trees or removing 644 cars from the road for an entire year!

The SouthCoast Energy Challenge is a local energy savings campaign that has teamed up with Next Step Living, an energy-efficiency and solar contractor located in Boston, for the Fairhaven Solar Challenge. They will be hosting Solar workshops and knocking on the doors of qualified homes beginning May 29<sup>th</sup>. The schedule of the information events is listed on the back of this page. You don't need to wait for them to knock at your door—you can visit [www.southcoastenergychallenge.org/Fairhaven](http://www.southcoastenergychallenge.org/Fairhaven) to sign up for a free in-person assessment and get started immediately.

At Town Hall, the Sustainability Committee, along with members of the community has been working to make Fairhaven a greener and cleaner place to live. Today's solar technology can help us do that immediately, and with significant savings. We hope you are able to take advantage of this opportunity.

Sincerely,

Town of Fairhaven Board of Selectmen:

  
Charles K. Murphy Sr.

  
Robert J. Espindola

  
Geoffrey A. Haworth II



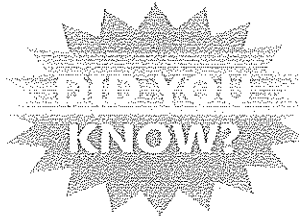
Fairhaven Solar Challenge  
[www.southcoastenergychallenge.org/fairhaven](http://www.southcoastenergychallenge.org/fairhaven)

**General information about solar energy and the Fairhaven Solar Challenge:**

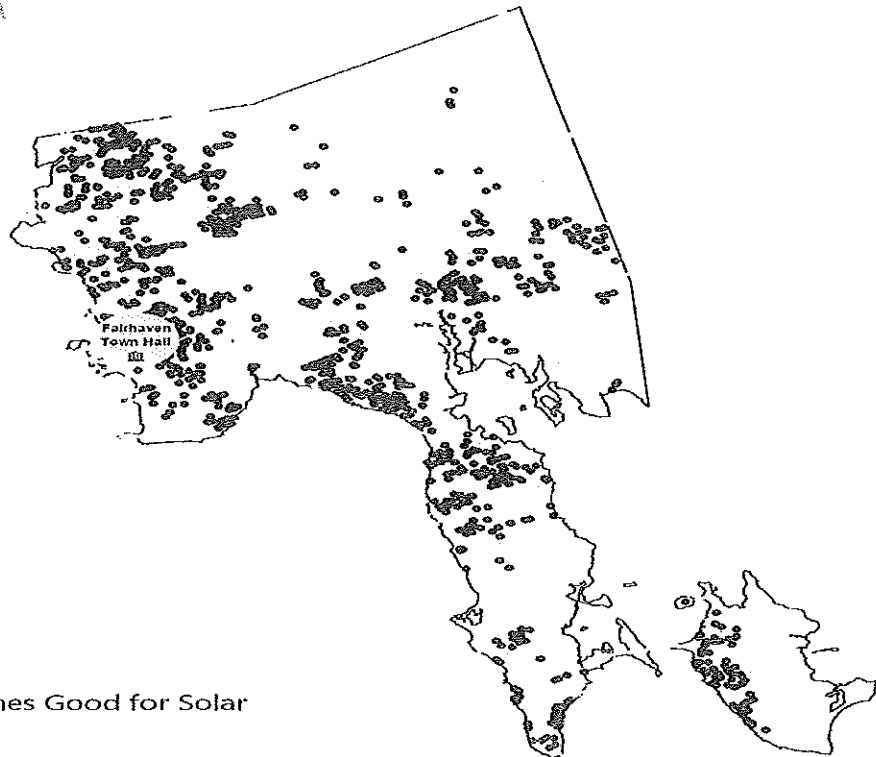
- **Different solar financing mechanisms:** There are a variety of innovative financing mechanisms that make solar much more affordable for more people.
- **Helping nonprofits:** Nonprofits help communities in the SouthCoast region thrive. The SouthCoast Energy Challenge employs local residents and students as paid interns, and contributes up to \$300 to local non-profit partner organizations for each solar project installed.

**Fairhaven Solar Challenge's Kick-off Event and Solar Workshops:**

- **5/29: Fairhaven Solar Challenge Kick-off Event:** Fairhaven Town Hall, 1 p.m.
- **6/1: Solar 101 Workshop:** The Millicent Library, 45 Center St., 1-3 p.m.
- **6/5: Solar 201 Workshop:** Fairhaven Senior Center, 229 Huttleston Ave, 6-8 p.m.



More than **1000** homes in Fairhaven are good for solar.



**Key**

- ◉ Homes Good for Solar



next step living



**SouthCoast Energy Challenge:** A Program of SEEAL and the Community Foundation of Southeastern Massachusetts, the Challenge helps residents of the SouthCoast save money by saving energy. By employing up to 80 local interns each year, and partnering with local nonprofits and businesses, the Challenge will reach over 35,000 residents in a 3 yr period. In partnership with Next Step Living, a MA-based energy efficiency and solar company founded in 2008 and BayCoast Bank, a community bank serving the people and businesses of southeastern MA, the SouthCoast Energy Challenge helps provide energy saving solutions for every resident.

Fairhaven Solar Challenge

[www.southcoastenergychallenge.org/fairhaven](http://www.southcoastenergychallenge.org/fairhaven)

**PROCLAMATION**

**Whereas;** Albert Borges, Jr. helped shape the future of Fairhaven, as an elected member of the Planning Board for 43 years; and

**Whereas;** Albert Borges, Jr. showed his leadership skills by serving as the Planning Board's Vice Chairman for 27 years, participated in two Harbor Plans, two Subdivision Rewrites, Zoning Bylaw rewrite and Codification and oversaw three Town Master Plans; and

**Whereas;** Albert Borges, Jr. provided many years of dedicated service to the Town of Fairhaven by participating as a member of the Council on Aging, Conservation Commission, Parks Commissioner, and founding member and President of the Little League; and

**Whereas;** Albert Borges, Jr. served as the Selectmen's representative and Commissioner of the Southeastern Regional Planning and Economic Development District (SRPEDD) for 14 years; and

**Whereas;** Albert Borges, Jr., through his many hours of volunteerism, was a generous contributor to many local civic organizations in the community; and

**Whereas;** Albert Borges, Jr., used his time and talents to making Fairhaven a better place to live; and

**Whereas;** Albert Borges, Jr., used his experience and expertise to help chart the course that will benefit future generations of Fairhaven residents.

Now, therefore, We Charles K. Murphy, Sr, Robert J. Espindola and Geoffrey A. Haworth, the Board of Selectmen of the Town of Fairhaven, join with the residents of Fairhaven in honoring the service of Albert Borges, Jr., and in thanking his family for his many years of service and numerous accomplishments for the Town of Fairhaven.

Given under our hands and seal  
This 20<sup>th</sup> day of May  
in the year two thousand  
and thirteen.

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Charles K. Murphy, Sr.

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Robert Espindola

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Geoffrey Haworth, II.