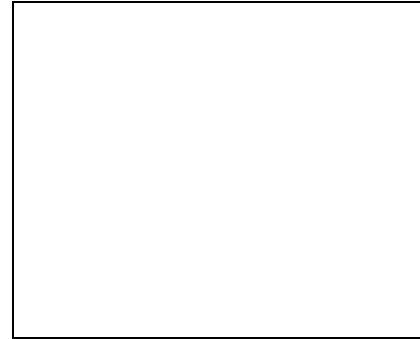


**Town of Fairhaven  
Board of Public Works Meeting  
September 19, 2011**

Present

Geoffrey Haworth, Commissioner  
Robert Hobson, Commissioner  
Kathleen Sturtevant, Commissioner  
G. Steven Riley, Commissioner  
Vincent Furtado, BPW Superintendent  
Kathy Tripp, Administrative Assistant  
Edward Fortin, Water Superintendent  
Jon Scieskza, Water Department  
George Belanger, Teamsters  
Jeffrey Costa, Water Department  
William D. Roth, Town Planner  
Gordon Moore, Middlesex Contracting  
Ken Motta, Field Engineering



Mr. Freitas was not in attendance.

**I. Call to Order**

Mr. Haworth called the meeting to order at 6:35 p.m.

**II. Routine Matters**

**A. Signing of Departmental Bills**

**III. Approval of Minutes**

**A. September 6, 2011**

Ms. Sturtevant motioned to approve the minutes of the September 6, 2011 meeting. Mr. Hobson seconded. Vote unanimous.

**IV. Appointments**

**A. Jon Scieskza – Re: Employment Status**

Mr. Haworth – Do you choose to have this in executive session?

Mr. Belanger – Yes.

Mr. Riley motioned to enter into executive session at 6:37 p.m. to discuss Jon Scieskza's employment status with the Water Department and to reconvene the open meeting at its conclusion.

In favor: Mr. Haworth, Mr. Hobson, Ms. Sturtevant and Mr. Riley.

The open meeting reconvened at 7:07 p.m.

**B. Gordon Moore, Middlesex Contracting – Re: Use of Park Land on Huttleston Avenue @ Middle Street**

Mr. Haworth – You want to speak to the Board about the park land near Middle Street?

**Town of Fairhaven  
Board of Public Works Meeting  
September 19, 2011**

Mr. Moore – We have the East Bridge on Route 6 and West Bridge to do. There's not a lot of area. We want to use this land until the summer of 2013.

Mr. Hobson – Have you talked to the Skipper?

Mr. Moore – Yes. He said he needed it for functions.

Mr. Hobson – This could open up a can of worms.

Ms. Sturtevant – Isn't this Town property?

Mr. Roth – I'm not here for this but I believe there is a recorded easement, long term lease agreement to use this property. I believe there is an agreement between the hotel and the Town for seventy-five years for that park area. The Park Motors property is tied up.

Mr. Haworth – We can't lease it to you until we check on it.

Mr. Moore – We can't do the work.

Mr. Haworth – Refer it to Town Counsel.

Mr. Riley – We need to find out more in two weeks what's going on with that property.

Mr. Riley motioned to table allowing Middlesex Contracting to use the property near Huttleston and Middle Street until the next meeting. Ms. Sturtevant seconded. Vote unanimous.

**C. Jeffrey Costa – Re: Personal Days FY11**

Mr. Haworth – Do you want this in open or executive session because it involves workers comp?

Mr. Costa – Open.

Mr. Haworth – You had two personal days scheduled but didn't get to use them because you were on workers comp?

Mr. Costa – I was out for a week and a half.

Mr. Riley – It's not a big issue. Why are you here about it now?

Mr. Costa – Because I was checking on my time and I thought it carried over.

Mr. Haworth – He had put in for it?

Mr. Fortin – Yes, he was scheduled.

Mr. Riley motioned to approve Jeffrey Costa carrying over two personal days to Fiscal Year 2012. Ms. Sturtevant seconded. Vote unanimous.

**D. William D. Roth, Town Planner – Re: Chapter 90 Money for CBDG**

Mr. Roth – We have received \$5.3 million of funding in six years. Some credit to this Board funding the design so we could be bid ready. We receive five extra bonus points for that. We still have to hold some

**Town of Fairhaven  
Board of Public Works Meeting  
September 19, 2011**

public meetings. There are two potential projects; Water and Ferry Street, and Main and Park Avenue from Bridge to Huttleston Avenue.

Mr. Haworth – Right now we have about \$773,000 in Chapter 90 money uncommitted. I'll start by saying I've been very supportive of your projects but Howland Road will be using up most of that money.

Mr. Roth – The amount is \$29,310.

Mr. Haworth – We could offer you one of the projects but not both. We need to keep money in the Chapter 90 account.

Mr. Roth – We would approve either A or B. They will be reshaping the block grant program where money will only be awarded every other year.

Mr. Hobson – I'm for this. It's a good project. Why are all the block grants in the center?

Mr. Roth – There has to be a target area and six years ago it was determined that Cushman Park was that area.

Ms. Sturtevant – I support it 100%.

Mr. Riley – I concur. It's money well spent.

Mr. Haworth – It's a great value. I'm in full support of the project.

Mr. Riley motioned to use up to \$30,000 in Chapter 90 money for Project A or B, Water and Ferry Street or Main and Park Avenue from Bridge to Huttleston Avenue. Mr. Hobson seconded. Vote unanimous.

**E. Ken Motta, Field Engineering – Re: Southcoast Hospital Expansion, Mill Road**

Mr. Motta – We have filed with the Zoning Board of Appeals on the expansion of the Southcoast Hospital. We call it Phase II of a five year plan. It will be a 60,000 square foot facility. The utilities were brought up Mill Road. The concern is the traffic with the neighbors. It was brought up the first time in Phase I. The last time you hired a traffic consultant to review our traffic consultant. We would like to do that again. I'm asking the Board to bring in a traffic consultant on board. The last time it was Ken Cram. We will fund it. It should be done in a week or two. Get the two traffic consultants to talk.

Ms. Sturtevant – It's a great project. Traffic is an issue.

Mr. Riley – Two pairs of eyes is good. What about the lights?

Mr. Haworth – Right turn lane? Will there be any cooking that would require a grease trap?

Mr. Motta – Not that I know of.

Mr. Riley – Do you need to get bids for other engineers?

Mr. Furtado – Engineers do not fall under 30B.

Mr. Motta – We could give a deposit of \$2,000.

Mr. Riley motioned to hire the traffic consultant Ken Cram to study the traffic at Mill Road and Bridge Street. Ms. Sturtevant seconded. Vote unanimous.

**Town of Fairhaven  
Board of Public Works Meeting  
September 19, 2011**

**V. Items for Action**

**A. Biszko Contracting – Application for Payment #1**

Mr. Fortin – This is their first pay requisition. This week they will fill the line and chlorinate. Two to three of the valves are broken. We had a few surprises.

Mr. Riley motioned to approve Payment #1 to Biszko Contracting in the amount of \$115,503.05. Ms. Sturtevant seconded. Vote 3-0 in favor. Mr. Hobson was not in attendance.

**B. WES Construction – Pay Requisition #19**

Ms. Sturtevant motioned to pay WES Construction Pay Requisition #19 in the amount of \$276,103.25. Mr. Riley seconded. Vote unanimous.

**C. Nexamp**

**1. Changer Order #1 Approval**

**2. Final PV System Acceptance**

Mr. Haworth – We have progress. We'll wait until the next meeting.

Mr. Furtado – I met with Nexamp last week. They saw the material that needs to be put back. They are coming here on Thursday. They are responsible for the liability of the roof. We do have certification that it did pass inspection.

Mr. Haworth – Check with Firestone about the warranty.

**D. Procedure for Bidding Procedures**

Mr. Furtado – Kathy and I looked at this. To avoid what happened the last time, the bidders would have to write the bid as a check.

Mr. Haworth – It should be typed.

Ms. Tripp – If it's sent in a pdf file you can't type on that unless you have a special program. Not everyone has a typewriter.

Ms. Sturtevant – This is good.

Mr. Riley – Fine by me.

Ms. Sturtevant motioned to implement the new bidding procedure. Mr. Hobson seconded. Vote unanimous.

**VI. Board Members, Superintendent – Old Business / New Business**

Ms. Sturtevant – I have two things. At our last meeting we went over our procedure for hiring on the truck drivers. We had extra people ready to hire but we voted to advertise for more. We should have looked at those first. Also, there are still people stopping me about Eaton and Torrington Road. People can't go down it. Weybridge is accepted.

**Town of Fairhaven  
Board of Public Works Meeting  
September 19, 2011**

Mr. Furtado – I'll go by and speak to the resident.

Mr. Hobson – Main Street up Church Street, the polish place; brush is overgrown on the sidewalk.

Mr. Haworth – We've had a lot of meetings about the digester project. This project has had its ups and downs. It looks like we are getting a conclusion about that. The solar benefit we are actually saving. That will soon be finished. There is some added money to finish the project. There is a Special Town Meeting on October 25<sup>th</sup>. Articles have to be submitted by September 21<sup>st</sup>. We have a situation where we need extra money to finish the project. We should have asked for more money in the beginning but we didn't. We have an opportunity to get funds from the state, \$800,000 at 2% for twenty years. We will be getting green credits. On the books, we don't have enough cash. Our request for an article for Town Meeting we will ask to borrow and pay back thru the sewer enterprise. This is an emergency situation.

Mr. Hobson – We are looking at \$800,000 at 2%?

Mr. Haworth – Yes.

Mr. Hobson – We should exercise that right.

Mr. Furtado – We are going to need it. There is a 10% contingency amount that we could borrow. We will be receiving renewable energy credits.

Mr. Haworth – We are still going to generate money.

Mr. Riley – I see the reason to do it but more not to do it. There were some change orders that are out control. I wouldn't be in favor of it.

Mr. Haworth – We're not going to say borrow the money on October 25<sup>th</sup> if we don't have to. We have to complete the project.

Mr. Furtado – The treatment plant needs an upgrade. We should use the available sewer enterprise money for that.

Mr. Haworth – It's a joint project between us and the Board of Selectmen.

Mr. Hobson – Just put the article in for Town Meeting.

Mr. Hobson motioned to borrow up to \$800,000 if necessary from the State to finish the digester project. Ms. Sturtevant seconded.

Mr. Haworth – The problem that arose is no fault of the Board of Public Works or Selectmen. It's between the engineer and the contractor. They had a difference of opinion.

On the motion: Vote 3-1 in favor with Mr. Riley opposed.

Mr. Furtado – The Town auction was last Saturday. I was the auctioneer by default. We raised approximately \$2,700.

Mr. Hobson – Where does that money go?

Mr. Furtado – The general fund.

**Town of Fairhaven  
Board of Public Works Meeting  
September 19, 2011**

The Council on Aging is repossessing their car. They want it back by October 3<sup>rd</sup> or 4<sup>th</sup>. I would like to go to the Finance Committee and ask them for a transfer. The State has a monthly auction. We could get a vehicle pretty cheap. The City does this. I can find out by the next meeting and get some information and get a rough price.

Howland Road; have a meeting tomorrow with the State about the overruns. If we can't get Nstar to move the poles, the road won't be paved until next March.

The Fryes; who came in front of us about the wetland at the Recycle Center, they need a letter from the Board about a waiver for liability. I will speak to our insurance agent about the liability.

The West Island folks; I spoke with the Safety Officer. He denied speed bumps. It goes against Mass General Law. I did talk to them and let them know that.

Water Efficiency Plan; you received that in your packet to look at that.

Marsh Island, Steve Block; we sent Town Counsel the proposal and they asked for a couple of additions.

**VII. Set Date for the Next Meeting**

Mr. Riley motioned to hold the next meeting on October 3, 2011 at 6:30 p.m. Ms. Sturtevant seconded. Vote unanimous.

**VIII. Adjourn and Executive Session**

Mr. Haworth motioned to adjourn the open session at 8:42 p.m. and enter into executive session to discuss the digester project and not to reconvene in open session.

Respectfully submitted,

Kathy A. Tripp  
Administrative Assistant