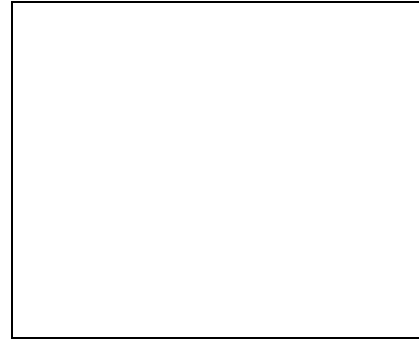


**Town of Fairhaven
Board of Public Works Meeting
September 30, 2013**

Present

G. Steven Riley, Commissioner
Robert Hobson, Commissioner
Kathleen Sturtevant Commissioner
Michael Ristuccia, Commissioner
Brian Wotton, Commissioner
Vincent Furtado, BPW Superintendent
Kathy Tripp, Administrative Assistant
Edward L. Fortin, Water Superintendent
Keith Dias, Reel 2 Reel Marketing
Jesse Regalabo, Reel 2 Reel Marketing
Jacob Fleurent, Contractor



I. Call to Order

Mr. Hobson called the meeting to order at 6:00 p.m.

II. Routine Matters

A. Signing of Departmental Bills

III Approval of Minutes

A. September 9, 2013

Ms. Sturtevant motioned to approve the minutes of the September 9, 2013 meeting. Mr. Wotton seconded. Vote unanimous.

IV. Appointments

A. Keith Dias, Jesse Regalabo – Request to use Cushman Park 10-13-13

Mr. Dias – I am actually working with the owner of the Sea Witch at 36 Main Street. It's a ten minute stroll to Cushman Park. We have partnered with her to bring the carnival. It's a vintage travelling gypsy carnival. The Sea Witch doesn't have the room and there is the neighboring park to her shop. We are looking to have about a dozen to a dozen and one-half retail practitioners, psychics, and massage therapists.

Mr. Hobson – What time?

Mr. Dias – 12 to 5 p.m. We will need about an hour to set up prior and quit at 5 and be out by 6.

Mr. Hobson – It's a Halloween thing?

Mr. Dias – Yes.

Mr. Regalabo – We do the marketing for the events. It helps people in surrounding businesses. Obviously for the practitioner's, vendors and also the local shops. There will be no rides or food. They would need a vendor license in that situation. It's a good thing for the community.

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Mr. Regalabo – I also do work on the radio and am a medium as well. We were putting off advertising until we met with you.

Mr. Hobson – What age group?

Mr. Regalabo – Women are the most interested. It's a twenty plus mixture.

Ms. Sturtevant - It sounds different. It would help the community. They will need to clean up after themselves.

Mr. Regalabo – We will be the last ones to leave the area.

Mr. Dias - There will be tents.

Mr. Wotton – I'm okay with it as long as it's cleaned up.

Mr. Riley – Do you charge for the twelve to eighteen booths?

Mr. Dias – There is a fee for the participants and that money goes back into the event for the brochures.

Mr. Riley – Will you need electricity?

Mr. Regalabo – No.

Mr. Riley – What about a sanitary facility? With twelve to eighteen booths you should have a well turnout. You may need a sanitary facility.

Mr. Regalabo – We know someone who rents them. I will check with her.

Mr. Hobson – I'm all set.

Ms. Sturtevant motioned to approve the request with the okay of the Board of Health for the restroom.
Mr. Wotton seconded. Vote unanimous.

Mr. Ristuccia arrived at 6:11 p.m.

B. Jake Fleurent – Request to be Driveway Contractor

Mr. Fleurent – I wanted to get bonded to the driveway aprons. I've been doing this using my grandfathers bond. I have my own business so I want to get it under my name.

Mr. Riley – You have your three letters of recommendation but your certification of insurance needs to be updated.

Mr. Wotton – It's already in existence?

Mr. Fleurent - Probably.

Mr. Wotton – I'm all set.

Ms. Sturtevant – All set.

Mr. Ristuccia – All set.

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Mr. Wotton motioned to approve Jake Fleurent to be an approved driveway contractor as soon as his insurance certificate is updated. Mr. Riley seconded. Vote unanimous.

V. Items for Action

A Nuwater, Inc. – Pay Requisition; Taber & South Street, WPCF Work

Mr. Furtado – Nuwater has been working for the Sewer Department, specifically some concrete work and this is the pay requisition for it. The invoice in your packet details what tasks that have been done to date. This particular amount is for \$57,000.

Mr. Riley motioned to approve to pay Nuwater \$57,000. Ms. Sturtevant seconded. Vote unanimous.

B - MCWRS Membership

Mr. Furtado – The MCWRS membership we joined in the past. Basically they are a membership organization with x number of communities who sign up to belong. The Clean Water Act has x number of environmental mandates upon which each municipality and unfortunately a lot are unfunded. The nitrogen support group; if you will, are trying to fight the unfunded mandates. Based on the size of community we are this is the fee. It's very short money for the benefit that you get.

Mr. Wotton – This only becomes if needed?

Mr. Furtado – It will be the biggest benefit then but the folks from the federal government have to impose the Clean Water Act to protect the nation's water. This helps the towns that cannot afford to do it on their own.

Mr. Riley – The \$1,500, was it budgeted?

Mr. Furtado – Only \$500.

Mr. Riley – I don't see any value. Not one piece of information came from them when we were fighting the nitrogen. My opinion, I think it's a waste of \$1,500.

Ms. Sturtevant - We have to do something. How long have they been in existence?

Mr. Furtado – My guess, about five years.

Ms. Sturtevant – I don't think they were in existence when we had our issues with it.

Mr. Ristuccia – I think its short money for some sort of benefit. I don't think it's a lot of money and it's a good thing to do.

Mr. Ristuccia motioned to approve the funds in the amount of \$1,500 for the MCWRS membership. Ms. Sturtevant seconded. Vote 4 to 1 in favor with Mr. Riley opposed.

C. Boston Hill Water Tank - Radio Repeater

Mr. Furtado – Last May, folks who were represented by the Acushnet EMA came before you. DEP has required that any type of antenna, an agreement must be made between the agencies and protocol is followed. When the rehab started all of the antenna were off. Three groups were entitled to put it back on the tower. Schools, Housing and the Acushnet EMA that came back in May. We had no agreement

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with Acushnet EMA and one day a few weeks back Eddie found their antenna on the tower without our permission. We agreed to send them a contract and make them aware. It was sent to Acushnet to Alan Coutino who is the Town Manager. Alan called me back. He said that it was not part of the EMS and would get back to us. Marc Jodoin said that the equipment is his. The folks who came before us were Gerry Bergeron and Rob Macedo. Acushnet's website lists Gerry Bergeron affiliation with the town of Acushnet. Marc Jodoin came to the office last week. He said there was some miscommunication because I own the stuff. It's a club that owns this equipment and sometimes uses it for EMA activities. A club is no different than Steve and I and part time EMA. Now that it's before you, you need to decide. Out of courtesy you decide but by law its Eddie decision.

Mr. Fortin – It's always been represented as the EMA emergency antenna. I spoke with Marc 3 years ago when we were talking about the rehab and told him that issue had to be addressed legally. I was under the assumption it was an EMA repeater. When we got around to doing the work what had to be done is that it had to come off. We started the paperwork on it. He was notified from the engineer on November 28, 2012 that the antennae would need to be removed. The work on the tank was done between March 2013 and June 2013. The permanent location would have to be moved from the roof. This was sent to Mr. Jodoin before the construction started. On February 20, 2013 a notice of preconstruction was sent out as required and sent to Mr. Furtado, myself, Mr. Osuch, Police, Fire, Kathy Tripp, Mark Jodoin, Krisanne Sheedy from the Housing Authority. He was aware. Marc told me at that time it was not his repeater and that's how it got to the Acushnet EMA. I was under the impression it was EMA. I asked for a copy of their license. One page is not signed. It's a group. I don't know where to go from here. They should have contacted me. Nobody has contacted me to reprogram. It needs to be determined if it's a government agency or not.

Mr. Hobson – I think we should have notified them that we were going to discuss this tonight.

Mr. Ristuccia – I'll go back to the last meeting. I struggled with what to do. Part of the EMS system and the Town of Acushnet, we gave them the benefit. It's in violation. It was insulting but I overlooked it. That's not who they are. The antenna should come off that tank and not put back on.

Ms. Sturtevant – I voted no last time. I was on the board when they came in and they were told to follow the procedure.

Mr. Wotton – Everybody was notified. I say no, it needs to come down. They had an opportunity and they didn't do it.

Mr. Riley – I was here with Kathy and Hoppy when EMA came in. I thought the whole thing had a cloak of darkness. The fact Marc said he didn't know and he did. The rules of engagement have changed. Disconnect it until we find out and take it down. Alan doesn't know what's going on. Who pays the electricity for the antenna? Unfortunately there was a rush of judgment, huge mistake.

Mr. Hobson – I kind of agree with the rest of the board.

Mr. Riley motioned to disconnect the radio immediately until the paperwork is in place and the Town of Acushnet has to get involved. Ms. Sturtevant seconded. Vote unanimous.

D. Elliot Lane – Additional Chapter 90 Request

Mr. Furtado – Bill Roth needs \$15,000 from the Chapter 90 for Elliot Lane. It was overbid so he is asking for \$25,000, \$10,000 from CDBG and \$15,000 from Chapter 90. It's near the High School, road reconstruction and some drainage.

Mr. Ristuccia motioned to supply the funding for Elliot Lane. Mr. Wotton seconded. Vote unanimous.

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

Mr. Furtado – We received the most important piece of correspondence from DEP for full project forgiveness for the digester.

Superintendent Report for September 30, 2013:

From Last Meeting:

- Met with Tata and Howard concerning hydrant replacement proposal
- Light duty policy voted on and denied by Highway Employees
- Revisited Washburn Ave re: ponding
- Follow-up with Acushnet EMA??? concerning antenna on water tank

New Items

- Paved Cooke Street
- Water Department continues with semi-annual meter reading
- Sewer department installing cleanouts
- Met with Pat Fowle concerning BPW taking over SEMASS contract in future – also met with her in preparation for Town Rubbish contract which expires next year
- Continue with various required paperwork submittals of the hydraulic leak we had a few weeks back on Route 6
- Received new van for electrician
- Much time spent on various sewer department issues
- Continue with wrapping up (hopefully) Howland Road project with State
- Teach wastewater class to sewer employees
- Submitted 5 year plan for water system upgrades
- Forwarded to date tally of non-eligible SRF expenditures concerning Boston Hill Tank
- Met at District 5 with State, developer and Town of Acushnet concerning early needed logistics to build low income housing in Acushnet off of Main Street and tying this property into the Fairhaven Sewer System
- SRPEDD scheduled to return to New Boston Road to gather data from optical speed bar installation and to upgrade design
- Represent Fairhaven in meeting with State, New Bedford and Acushnet to select a vendor, after reviewing proposals, where vendor will ascertain how climate changes have affected the Town and draft some projects (that hopefully can be funded in the future) via grants
- Meet with Town of Mattapoisett and FST concerning IMA
- Assist the Fairhaven Bike Path folks with information concerning bike path overlays and striping on Sconticut Neck Road
- Register for a few water classes so that I can maintain water licenses
- Enacted upon a grievance
- Met with Bill Roth re: needing 15k approval in Chapter 90 funds for Elliot Lane
- AW Martin payment plan
- Attend sewer camera demonstration

Mr. Ristuccia – Very rarely do I go downtown with all the little streets that cross. You can tell who lives there, they drive slowly. It happens a lot. Talk to the police, it's all over. Coming down Union Street heading towards Main Street, passing Green Street cars were doing 50.

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Ms. Sturtevant – I did speak to Vinnie about Mill and Bridge Street. Because of the new hospital and urgent care there is a lot more traffic at that intersection. They walk on their lunch time.

Mr. Furtado – I referred that to the safety officer. We'll paint it but they have to oak it.

Mr. Wotton – I sent an email to Vinnie on Saturday about the clean up on Fort Phoenix. There was a lot of wood debris they piled up. Take care of it tomorrow.

Mr. Furtado – Mr. Lavalette did a yeoman's task. Shout out to those folks. They did a great job.

Mr. Riley – I missed the last couple of meetings. Can you see what it will cost to get Voke to build a lifeguard station? Second thing, the new Wood School contractor and the traffic department that painted the lines. Wondering if we can latch on to that to David Drown Boulevard? Last thing, with the will of the Board when I resigned as chairman my business took a lot of my time, but if the board wants to continue as is but my work schedule is now back to normal. Thank you for your patience but it's up you. If you put me back, that's fine with me.

Mr. Hobson – I had a couple of issues with people keep asking why the water is running all the time. I told them it was to do with the temperature of the water in the tank.

Mr. Furtado – We should be flushing anyway.

Mr. Hobson – Chambers Street brush on the side of the road. Route 6 by Benny's up to Burger King, weeds on the side of the road, call the State.

Mr. Riley – On Route 6 there is a seven foot piece of granite that's been knocked over.

Mr. Hobson – Steve is a lot better choice than me for Chairman. I would be glad to serve back in my old position and appoint Steve again.

Mr. Ristuccia motioned to reappoint Mr. Riley as chairman and Mr. Hobson as vice chairman. Ms. Sturtevant seconded. Vote unanimous.

VII. Set Date for the Next Meeting

Mr. Riley motioned to hold the next meeting on October 21, 2013 at 6:00 p.m. Ms. Sturtevant seconded. Vote unanimous.

VIII. Executive Session and Adjourn

Mr. Hobson motioned to enter into executive session at 6:52 p.m. to discuss the AFSCME Side Letter of Agreement regarding a Modified Work Program and not to reconvene in open session. Mr. Ristuccia seconded.

Roll call taken: Mr. Hobson, Mr. Ristuccia, Ms. Sturtevant, Mr. Wotton and Mr. Riley in favor.

Respectfully submitted,

Kathy A. Tripp
Administrative Assistant
Minutes approved on October 21, 2013.