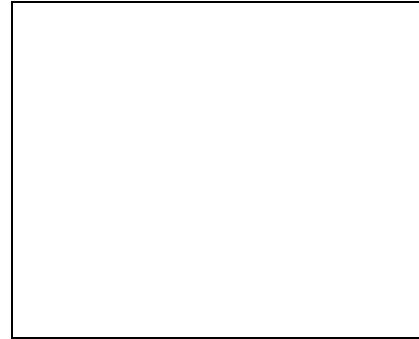


**Town of Fairhaven
Board of Public Works Meeting
October 6, 2014**

Present

Michael Ristuccia, Commissioner
Robert Hobson, Commissioner
Kathleen Sturtevant, Commissioner
Brian Wotton, Commissioner
G. Steven Riley, Commissioner
Vincent Furtado, BPW Superintendent
Kathy Tripp, Administrative Assistant
Mr. & Mrs. Woodford, 38 Green Street
Taylor Pires, HMEO Applicant
Jefferson Breault, HMEO Applicant



I. Call to Order

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

II. Routine Matters

A. Signing of Departmental Bills

III. Approval of Minutes

A August 22, 2011 (a) – Executive Session

Ms. Sturtevant motioned to approve the minutes of the August 22, 2011 (a) Executive Session. Mr. Hobson seconded. Vote 4-0 in favor with Mr. Wotton abstaining.

B. December 5, 2011 (c) – Executive Session

Ms. Sturtevant motioned to approve the minutes of the December 5, 2011 (c) Executive Session. Mr. Riley seconded. Vote 4-0 in favor with Mr. Wotton abstaining.

C. December 19, 2011 (b) – Executive Session

Ms. Sturtevant motioned to approve the minutes of the December 19, 2011 (b) Executive Session. Mr. Hobson seconded. Vote 4-0 in favor with Mr. Wotton abstaining.

D. September 9, 2013 (a) – Executive Session

Mr. Wotton motioned to approve the minutes of the September 9, 2013 (a) Executive Session. Ms. Sturtevant seconded. Vote unanimous.

**Town of Fairhaven
Board of Public Works Meeting
October 6, 2014**

E. September 22, 2014

Mr. Wotton motioned to approve the minutes of the September 22, 2014 meeting. Ms. Sturtevant seconded. Vote unanimous.

IV. Appointments

A. William & Alexandra Woodford – Re: Fort Phoenix Memorial Bench

Mr. Woodford – My dad country moved to this country when he was twenty years old. He fished out of New Bedford. I have been a resident of Fairhaven with my wife for eight years. My dad is at my house now under hospice care. We wanted to have a bench put at Fort Phoenix with his and my mom's name on it. He loved Fairhaven and the American life which will probably end it tonight. I would like to pay for the bench and give a \$1,000 donation to use at the Fort for whatever.

Mr. Wotton – Is this something we do?

Mr. Riley – We have a cap per year.

Mr. Wotton motioned to accept the donation for a memorial bench and donation for Fort Phoenix. Ms. Sturtevant seconded. Vote unanimous.

B. HMEO Interviews

1. Taylor Pires

Mr. Pires – I am twenty-four years old and I have a passion for the construction business.

Mr. Furtado – Taylor is here for the HMEO vacancy that we have. There was a sub committee formed and looked at about twenty applications. One person didn't come in. Narrowed it down to seven and from that we formulated a list to ask the top two or three to come back in for recommendation for hire. Taylor interviewed the best. He has all the qualities we are looking for.

Mr. Riley – We were there that night and into the discussion we found out that he didn't have all the necessary qualifications. The subcommittee looked at the best people to bring before the board. We gathered all the information and reached out to the union now than to regret it later. Any issues within the probation period if Mr. Pires were the candidate of choice.

Mr. Furtado – One of the minimum requirements is holding a CDL and we didn't know that he didn't have it. It was discovered during the course of the interview and when we discovered that we continued. He actually was the last interviewed that day. The four of us sat together and picked who we wanted to call back and Taylor was one of the ones. Get permission from the union because there is a CDL if you are selected and you want the job then probationary period to get the license. Six months from November 1st you have to have the license. There would be no extension or nothing. Until that you wouldn't get paid the rate, just a little bit less. That is what the union said to us. So you know what

**Town of Fairhaven
Board of Public Works Meeting
October 6, 2014**

is going on. The BPW is overseen by this five member body. Hiring and contract negotiations Brian and Steve were on the subcommittee and formulated our opinion who to come back.

Mr. Hobson – Before we go too far with this for me personally I would love to hire you but we advertised for a special Class 2 license. We advertised Class 2 license and laborer. Twenty applicants; top three had the license. The problem I have we hire a truck driver every six months. Veterans and Fairhaven residents without the license could have applied. That’s the only reason I’m against it. If you come back with the license and Vinnie and Charbonneau say that you are the best qualified and you have the license I would gladly give you my vote.

Mr. Wotton – I recommended Taylor based on the fact from what we talked about with the Union, out of everybody he interviewed the best and would be an asset to the town. Wrongfully advertised as a driver when not driving? What does he need a Class B license for? He has the hoisting and can drive a one ton dump truck with a regular license with the DOT card. Mostly on the low end labor positions if basically everyone else was not there that day. I agree with what Hoppy said. Other people could have applied for the job. Taylor don’t take this the wrong way, but out of the other twenty people I would still pick you. Go back to the drawing board as much as I want to hire Taylor. Be honest and fair across the board.

Mr. Furtado – Readvertise HMEO and HMEO requirement is a CDL license. I wouldn’t advertise any differently. Because he interviewed so well. Good argument either way. Impressed all of us. Make an acceptance for a six month acceptance. Not forever.

Mr. Wotton – Because you weren’t there, the other candidates we saw were overqualified for the position. Types of people were not to get out of the machine. This job does not entail that. Jump into the hole first to get out. He is the only person who is willing to do this. I will do the will of the Board, if not I’m willing to stand by Taylor as my choice.

Ms. Sturtevant – Mixed feelings only because if we do this, it sets a precedent. People couldn’t put in an application not having a Class B license. If we were to hire someone else change the rules.

Mr. Furtado – Moving forward we missed it. If we would have known we probably wouldn’t have called him. We discovered that during the interview process.

Mr. Riley – On advertising the position does it have to be advertised the minimum qualified standards?

Mr. Furtado – Minimum entrance requirements held by the town of Fairhaven BPW. You could not advertise without it. No different from highway to another department. Only difference he wasn’t here already.

Mr. Ristuccia – What I want to talk to this young man is to see what he is all about. Overlooked that. Maybe you are what Brian thinks you are. Tell me about yourself.

**Town of Fairhaven
Board of Public Works Meeting
October 6, 2014**

Mr. Pires – Ever since I was young heavy equipment was my passion, dirt jump in the hole. I chose to get into construction and hands on the machines. I learned how to operate. I worked for Riley Brothers installing underground utilities. There is nothing else I would rather do.

Mr. Ristuccia – You seem like a strong well bodied young man.

Mr. Wotton – He already does this.

Mr. Hobson – I would really like to hire you. Another city changed?

Mr. Wotton – He is an MEO in the City of New Bedford. He runs the backhoes and install water mains.

Mr. Hobson – No license?

Mr. Pires – It's something that I want to do. It's in the works.

Mr. Furtado – We don't have this position here.

Mr. Hobson - Pay cut?

Mr. Pires – No.

Mr. Ristuccia – I'm happy that you came in.

Mr. Furtado – We are going to interview somebody else tonight.

Mr. Pires left the meeting.

Mr. Hobson – Nothing against Brian and Mr. Riley. You made a decision without calling the three other members, email or a phone call. How this transpired. We advertised for a Class 2 license. I know five or six people if they had known they could have got their license in six months. One was a veteran. Change the rules. Laborer and truck driver license I'm all for it. I just don't like the way it was done.

Mr. Ristuccia – Subcommittee appointed here, their job is to interview the best qualified candidates we have and a young guy didn't have all the qualifications. Say I'm sorry we can't have you if you feel that way.

Mr. Hobson – Not fair for the people who didn't apply.

Mr. Riley – I understand both sides of the equation. Best applicants. Hoisting license, CDL, went to the union to see if they were okay with it.

Mr. Ristuccia – All I want to say is that we had a subcommittee to interview candidates and they were to pick the best people they thought and present them to the Board. If you don't want to hire them we don't hire them but those are the best they got.

**Town of Fairhaven
Board of Public Works Meeting
October 6, 2014**

Mr. Hobson – If I was on the subcommittee I would have notified the other board members.

Mr. Ristuccia - I don't disagree with you. They have done it and now we make the decision.

Mr. Riley – I know interdepartmental changes they have been granted six months and we haven't voted to approve that. We allow that to happen.

Mr. Hobson – When the other people they had to have the license to get in the door.

Mr. Ristuccia – When we transfer and don't, the reasons we have familiarity with that person make the department stronger. We'll make that decision. I have a great feel for this guy. We are saying the same things over and over again. We may like this other man. Bring him in.

Mr. Furtado – We interviewed seven, one that he just didn't look like he would fit and two to three people declined.

V. Items for Action

A. Sewer Use Ordinance - Draft

Mr. Furtado – Right now the current Sewer Use Ordinance is willfully inadequate. Encompass all the different scenarios. With the grease issue this is something we put together for Town Meeting. Town Counsel said the BPW can have their own regulations. Go over this section by section. Work in progress. However you want to handle it.

Mr. Riley – Are we limiting ourselves by the Board of Health? What you want to do? Can we require something that supersedes the external grease traps instead of internal?

Mr. Furtado – Grease has to have the appropriate size grease trap and proves that you maintain it.

Mr. Riley – Flaws in that.

Mr. Furtado – Initially put the owner of the trap on notice. We are probably going to have to take that over. I want to be certain that the grease traps are being maintained.

Mr. Ristuccia – I spoke with the health agent and she said we can go in there.

Mr. Furtado – This is a work in progress. Current Sewer Use Ordinance is one page. More complete document not only with the grease, but private drains and public drains. Instances where I certainly thought were in the middle of the street, sidewalk and the homeowner. Keep us out of the drain cleaning business. Just pick three things that you think you want to change or alter. Read through it. Do that and come back to the next meeting and spend some time talking about it.

**Town of Fairhaven
Board of Public Works Meeting
October 6, 2014**

IV. Appointments (Continued)

B. HMEO Interviews

2. Jefferson Breault

Mr. Breault – I am looking for a full time position that I can call home. I've been driving since truck since 2000. Look forward to working for you guys.

Mr. Hobson – You make \$1,200 a week? Did they explain to you that the truck driver job is 85% labor?

Mr. Breault – They explained that.

Mr. Furtado – We explained that.

Mr. Hobson – Insurance thru somebody else quite expensive.

Ms. Sturtevant – What do you feel if we hire you, you would be the better choice?

Mr. Breault – I don't have much experience or ten to twenty years of bad habits either. Quick learner. Never had a problem with it.

Ms. Sturtevant – Why would you leave this present job?

Mr. Breault – I want to be back into truck driver. More machinery. Took this job at Decas and they had layoffs so they put back in production. No chance to move up.

Mr. Wotton – As I recall, he's working at Decas doing a job that he wasn't hired for. He has had truck driver experience. He has plowed before but not a big truck.

Mr. Breault – Very little.

Mr. Riley – I'm all set with our first interviews.

Mr. Ristuccia – Thank you for coming in. We will contact you in a day or so.

Mr. Breault left the meeting.

Mr. Ristuccia – Preference in hiring?

Mr. Riley motioned to hire Taylor Pires with 6 month probationary period to receive his CDL. Mr. Wotton seconded.

**Town of Fairhaven
Board of Public Works Meeting
October 6, 2014**

Mr. Wotton – I would like to way my input on the two candidates. One candidate would be ideal for this position. Mistake if we let him walk. On the other hand, Jefferson is qualified because he had the license. Only thing he had. Doesn't have the experience that our other candidate had.

Mr. Hobson motioned to readvertise to be fair to the Town residents who live in the Town of Fairhaven and you don't need a Class 2 license. Mr. Wotton seconded.

Mr. Ristuccia - First motion first.

Four to one in favor: Mr. Ristuccia, Ms. Sturtevant, Mr. Wotton and Mr. Riley in favor with Mr. Hobson against.

Mr. Ristuccia - Second motion.

One in favor and four against: Mr. Hobson in favor with Mr. Ristuccia, Ms. Sturtevant, Mr. Wotton and Mr. Riley against.

VI Board Members, Superintendent – Old Business / New Business

Mr. Hobson – I am requesting to fix the potholes in the parking lot at West Island.

Mr. Hobson left the meeting.

Mr. Ristuccia – I need to say this Board did the right thing. He's a fine young man.

Mr Riley – If you advertise the job; the results would be the same.

Mr. Ristuccia – I agree. This department benefits from having folks like that. He will be here a very long time. Good person. I am a veteran and it doesn't offend me.

Mr. Furtado – You saw the letter to the Pasta House I wrote. A month ago when we met we said we would go there and check with the camera. The line we camerad on September 25th we found evidence of grease. The line is still clean that's why I wrote a letter to him.

Mr. Ristuccia – One hundred twenty days camera again, and if grease is found he has to install an outside grease trap. Give him the opportunity to do something. Or maybe he can't or doesn't and more builds up at the end of 120 days. Gave him 6 months to put the grease trap outside.

Mr. Wotton – Past week a contractor knocked down the portable at Rogers School. Crack in the sewer pipe.

Mr. Furtado – Probably three or four weeks ago what happened was the portables were knocked down. Call last Thursday morning a resident from Chestnut and Union. He called speedy rooter into their home because there was a sewer backup. Went there opened the cleanout made it worse. He had two feet of sewer in his basement. We put the camera down the line and there was evidence of silt. Pipe was

**Town of Fairhaven
Board of Public Works Meeting
October 6, 2014**

crushed. The manhole on Chestnut was chocked full. Called Ronnie Arruda to pump it out. Debris in the hole, big rocks were sitting on the pipe that crushed it. Sewer guys put the pipe back together. Backfilled in addition put a pump in that resident's home and got rid of the two feet of sewerage. We paid the Speedy bill. Next day we found another section of pipe that was damaged. Remedy tomorrow. That's a paper street. It was clearly marked and defined. Couple of sections broke.

Mr. Wotton – Dead end the marks nothing in between.

Mr. Furtado – That's the sewer main. A veteran would know that is the sewer main. Jeff Osuch examined what I saw. That wasn't my project. I wouldn't have wanted that material on top of the pipe certainly.

Mr. Ristuccia – Did we know the exact location of that main? I saw the two cutoffs and then to each side of the cutoff was the green marking. Nowhere on the property did I see the green line where the sewer line was. I was told that.

Ms. Tripp – I have a plan that shows exactly where the sewer main is between Pleasant and Chestnut.

Mr. Furtado – The hole dug up is exact where the property line is.

Mr. Ristuccia – Who gets the dig safe?

Mr. Furtado – We were all there Jeff, Karl. We coordinate it with Jeff Osuch.

Mr. Ristuccia – The bottom line is that the pipe was broken. I don't think that the line was defined on the property. The only green lines were where they cut and capped it.

Mr. Furtado – Let's say there weren't there. It wasn't the teeth from the machine, it was the boulder.

Mr. Wotton – Mattapoisett, last week, River Road over the bridge. There was a contractor pumping water out of the river. I called Vinnie. It's not the first time. Leaving that property person was gone. Ed Fortin saw nothing at that point.

Mr. Furtado – Ed said they have done that time to time.

Mr. Wotton – Fine, charge them. Pumping back into the reservoir is a concern. It's our property and they are illegally removing water. They are stealing our water. Repercussions and it shouldn't be Mattapoisett, we pay taxes. Not for personal use. Do we have anything written down?

Ms. Sturtevant – East Fairhaven along Route 6 the high grass out of the gutters near the school area.

Mr. Furtado – I saw the State there quite often.

Mr. Wotton – Towards the liquor store near that vacant lot.

**Town of Fairhaven
Board of Public Works Meeting
October 6, 2014**

Ms. Sturtevant – Also dumping again on Torrington, near the pathway around in the grass there are couches. Put a rock over there.

Mr. Riley – Three meetings ago I talked about changing our trenching with flowable fill.

Mr. Ristuccia – I worked in Towns where you dig in the street you have to use flowable fill.

Mr. Riley – Put that on the next agenda.

Mr. Ristuccia – On West Island I happened to be driving the south end were the replication on the marsh is and there was a gentleman there. He comes from Newburyport. He does replication all over the country. He said he was there just to check up on how it's coming. He said the culvert is the wrong culvert. Bass Creek at Cottonwood on the north side there are phragmites 500 to 600 feet. That used to be uplands. This culvert should be a 4 x 6 culvert.

VII. Set Date for the Next Meeting

Mr. Riley motioned to hold the next meeting on October 20, 2014 at 6:00 p.m. Mr. Wotton seconded. Vote unanimous.

VIII. Adjourn

Ms. Sturtevant motioned to adjourn at 7:26 p.m. Mr. Wotton seconded. Vote unanimous.

Respectfully submitted,

Kathy A. Tripp
Administrative Assistant

Minutes approved on October 20, 2014.