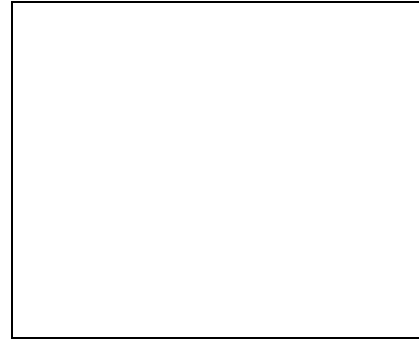


**Town of Fairhaven
Board of Public Works Meeting
September 12, 2016**

Present

Michael Ristuccia, Commissioner
Robert Hobson, Commissioner
Brian Wotton, Commissioner
Jarrod Lussier, Commissioner
Vincent Furtado, BPW Superintendent
Kathy Tripp, Administrative Assistant
Robert Foster, Fairhaven Tennis Association
Victor Oliveira
Matthew Manzone
Luciana Correia
Bernard Tessier



Ms. Sturtevant was not in attendance.

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 29, 2016

Mr. Hobson motioned to approve the minutes of the August 29, 2016 as amended. Mr. Wotton seconded. Vote unanimous.

IV. Appointments

A. Robert Foster – Re: Fairhaven Tennis Association CPC Grant; Cushman Park

Mr. Foster – I am the president of the Fairhaven Tennis Association. We are in our tenth year and over the last nine years I've been involved with the repair and repainting of all the courts in town except for Fort Phoenix. Hastings has been done twice where we worked with school department. The problem with this area is we have a lot of cracks. Cushman was last done in 2011 and in that year there was an article at town meeting. We will appear before the CPC thru town meeting to get it all done. Now there are 900' of cracks and they have widened out over the last winter. We've got a few companies that do a good job. Livesey Park we went before the CPC we put in for it. The Board gave us permission and we did the basketball court, tennis courts and rink. We are looking to go for a CPC grant again. We'll do all

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the leg work. The Association is willing to put \$7,500 towards the project. The total cost is around \$25,000 for the project.

Mr. Hobson – Mr. Foster has been doing this for numerous years. Not just tennis, other people play and they do an excellent job. They are giving us \$7,500. How can we go wrong?

Mr. Lussier – I live across the street. I saw when the resurfacing was done and it looks great.

Mr. Wotton motioned to allow the Fairhaven Tennis Association to apply for a CPC grant in the amount of \$17,500 to resurface the tennis courts at Cushman Park. Mr. Lussier seconded. Vote unanimous.

B. Interviews for Treatment Plant Operator

Mr. Ristuccia – We have two folks. I will ask Victor to come up first.

Mr. Oliveira – I've worked at the sewer plant for eight years, prior to that I was in the highway. Apply for the operator's position. Right now I am a maintenance craftsman. I do a lot for the sewer; cover West Island and the lab. Last year when nitrogen work was being done I was in the lab. I've covered at West Island. This is a step up. This is what I am looking for.

Mr. Hobson – Both candidates very well qualified. Tough choice between the two. Probably will have to go with the most seniority. Who did Linda recommend?

Mr. Furtado – Linda and Rene recommended Matt Manzone.

Mr. Wotton – What grade license do you have?

Mr. Oliveira – Grade 5.

Mr. Lussier – You been with sewer how long?

Mr. Oliveira – Eight years. Two years with highway and one with water.

Mr. Lussier – Promotion increase in pay?

Mr. Oliveira – Yes.

Mr. Ristuccia – I don't have any questions at this time. I think that after this young man I'm not sure. There are some things I would like to talk about with the board. Not vote until after.

Mr. Manzone – I have worked for the town for twelve years now and with sewer for a little over five years. Looking for advancement. I feel I'm ready. Rene and Linda are comfortable in my ability. Looking to stay here for the next thirty years.

Mr. Wotton – Do you hold a Grade 5?

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Mr. Manzone – Yes.

Mr. Wotton – What do you do right now?

Mr. Manzone – I am a maintenance craftsman. Also trained in the lab and West Island. I can run the treatment plant as well as the digester. Filled in for the foreman quite a few times.

Mr. Wotton – Grade 6 is the next level for advancement that you could maintain what you are doing?

Mr. Manzone – I am studying for Grade 6.

Mr. Lussier – Both candidates seem qualified. Look at the years of service. Both have Grade 5.

Mr. Hobson – My question who has the most seniority permanent? I don't want to get into a pissing contest. Permanent in the sewer department, who has the longest time? Two different unions. Evidently they are both qualified.

Mr. Furtado – There are two types of seniority. In sewer Vic went in March 2010 and Matt went to the sewer in April 2011.

Mr. Hobson – So Vic has more seniority in the sewer department and Vic more town seniority.

Mr. Wotton motioned to table the vote towards the end of meeting. Mr. Ristuccia seconded. Vote 3-1 in favor with Mr. Hobson against.

Mr. Hobson motioned to vote now. Mr. Ristuccia seconded. Vote 1-3 with Mr. Ristuccia, Mr. Wotton and Mr. Lussier against.

C. Bernard Tessier, New England Pipe Restoration – New Drainlayer

Mr. Furtado – He wants to do some sewer line pipe lining in front of The Royal on Main Street. Under normal situation anyone who works in the town layout we require some things. Not digging in the road circumvents some of the drain laying process. I have no issue of them doing this with the assurance that if they break a pipe well that they are aware that they are going to fix it.

Mr. Tessier – I've been doing this for sixteen years. I do a lot of work in the Boston area. We don't do any digging. I would have to hire an outside contractor to dig. This line goes right into the manholes. It's a 6" line 140 feet. Fully insured. Some towns require a bond. Very good reputation. Probably the largest liner in New England.

Mr. Lussier – Is this that basic inflatable bladder?

Mr. Tessier – The felt liner invert with the air system. Shoot it inside out. Steam cured in one hour and a half. Would you like to see a sample?

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Mr. Tessier retrieved a sample.

Mr. Tessier – I can give the town a video when we are done.

Mr. Wotton motioned to allow new ne pipe new Drainlayer with to sign in case e the pipe will hire e a contractor. Mr. Ristuccia seconded. Vote unanimous.

D. Luciana Correia – Re: 27 Welcome Street – Driveway Waiver

Ms. Correia – We want to do an exposed driveway and make sure that is okay over the apron. It's exposed aggregate. I spoke with Kathy last week. The first eight feet is to be concrete. She explained the liability of plow damage. We could sign a waiver.

Mr. Ristuccia – We just did this for someone else.

Ms. Correia – Kathy told me there was one done at 18 Church Street.

Mr. Ristuccia – Everything else is okay. The only reason is because of the type of material.

Mr. Wotton – Basically the motion would be to allow but if there is truck or plow damage you are responsible to repair.

Mr. Wotton motioned to approve with waiver for exposed aggregate for 27 Welcome Street. Mr. Lussier seconded. Vote unanimous.

B. Treatment Plant Operator (continued)

Mr. Ristuccia – I just wanted some time to settle. I understand about seniority. I also know as a supervisor working under my supervision I would really like to have the guy I want to have. My thinking I would take the recommendation of the superintendent and assistant. However you want to vote, you vote.

Mr. Hobson – I've been here nine years and every time we go against the senior person somebody files a grievance. Promote the senior man and if he's not good at the job in six months kick him back. Nothing against either one of them. As a union guy I know how unions work. Both are good qualified candidates. You can't go against the rules about seniority.

Mr. Furtado – I believe its senior most qualified. If the other person files a grievance we will deal with it at that time. I can go and get the rule.

Mr. Ristuccia – I understand what Hoppy is saying. Good solid. In charge of doing the job I think the best ones doing it for me.

Mr. Lussier – Look thru notes. Candidates 1 and 2. #1 I enjoy what I do working with wastewater water. Looking to further my career in this field. I'm always willing to learn new things. Very familiar with

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running treatment plant as well as digester building. Currently have grade 5 license and studying for Grade 6. #2 wrote increase in pay. One very passionate and enthused. Other one I want more money.

Mr. Hobson – Which one has more sick time?

Mr. Wotton – I look at it the same as Jarrod. I don't know either one of those gentlemen. I read the application based on that is where I made seniority. Three months from ten years ago. Hired the same exact time. Temp and perm good point. One summer help for many years. All I read was increase in pay. I'm looking for one who is going to work harder, step up. I don't care about the grievance with the union.

Mr. Furtado – This is from the sewer contract. There is dual seniority and department seniority if an employee gets transferred. Highway to sewer and then town seniority. As far as the promotion the language reads " it is the intent of the parties to protect insofar as possible the seniority or employees covered by this contract with respect to hiring, transfers, promotions or layoffs within the department. Hiring, transfers, and promotions will be awarded to the qualified employee within the Department having greatest seniority." In speaking with Linda and Rene it is in their opinion the selection should be Matt Manzone. According to this it's the greatest seniority.

Mr. Wotton – You may not know this answer. When asked about the next step we talked about the application and the reason they are looking for the promotion.

Mr. Hobson – The guy said other things.

Mr. Wotton motioned to promote Matt Manzone to Treatment Plant Operator. Mr. Lussier seconded.

Mr. Hobson motioned to promote to the most senior man. Mr. Ristuccia seconded.

On the first motion: 3-1 in favor with Mr. Hobson opposed.

V. Items for Action

A. Pasta House – Grease Trap

Mr. Ristuccia – I would hope we all read the packet. We have been there a few times. We had a meeting with the Pasta House owner here. At that time we were talking about him putting a grease trap in.

Mr. Furtado – He had a problem in his parking lot. He put a new line in and the town hired a contractor. We had asked that the Pasta House pay for that line and the board voted to have the sewer pay for that and if it continues install an external grease trap. Couple of backups. Problem again. Invite him in. They contracted with a company.

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Mr. Lussier – In discussion with my father, the plumbing inspector he had recommended an external when they did the remodel.

Mr. Ristuccia - At that meeting I thought that we should not charge them. Not external until such time we go down in a few months and if there is grease they have to put the external grease trap in and he agreed to it. He tried different things. Recently a couple of times and it's loaded up with grease. It's time for the external grease trap. Just going to ruin the line. How often do we check? I know we had the health department in here. They don't have a desire to check on a regular basis. I think it's time for us to make a list of all the establishments who are making the grease and who we are going to go to and stick the camera down the pipe to see what is going on.

Mr. Furtado – Invite them in and let them know.

B. Bay State Regional Contractors; Taber Street – Payment #8 Final - \$50,450.88

Mr. Ristuccia– The folks we wanted to make sure they made people whole and according to Vinnie everybody has been paid.

Mr. Wotton motioned to pay Bay State Regional Contractors \$50,450.88 for the final payment. Mr. Lussier seconded. Vote unanimous.

C. Stantec Consulting Services; Agreement for the Investigation of W.I. WWTF and Effluent Wells - \$10,000

Mr. Furtado – We put in a permit application for the discharge into the well for West Island that allows the treatment plant to discharge into the well. We applied for the permit years ago. There was an inspection as part of that inspection they want an assurance of the sustainable of that treatment plant. What is required is they are looking for a plan from an engineer proclaiming there is a life expectancy is blank. If not a financial plan. Hiring Stantec who used to be FST.

Mr. Wotton – Who is paying?

Mr. Furtado – We are. Okay in order to sustain you need blank.

Mr. Lussier – Require that we have this?

Mr. Furtado – In order for the state to approve the permit we need a plan from an engineer.

Mr. Wotton motioned to hire Stantec for the Investigation of the West Island Wastewater Treatment Facility and Effluent Wells. Mr. Hobson seconded. Vote unanimous.

D. Livesey Park – Refuse from Football Games

Mr. Lussier – I spend thirty minutes to pick up trash before I mow the lawn. It's bad. Trash is unbelievable. Cheering on the northeast corner of the park at Glenhaven and Parker Street where the

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picnic tables are. They stand behind the ramp behind the hockey rink and they just dump their trash. Kids at the skate park. A lot form at the skate rink.

Mr. Furtado – We put this on the agenda because the park guys came to us and said they spend two hours last week cleaning up. Not complaining. So I told them to add more barrels and it was not as bad this morning. Note this year perhaps next year require the football league to put a small dumpster there.

Mr. Ristuccia – Next year look into it.

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

Superintendent's Report for September 12, 2016

From Last Meeting

- Emailed Board of Health and Plumbing Inspector – both on board with allowing stipulated grease trap waiver for Zhong Lian – I notified them
- Initial logistics for potential parking lot at Livesey
- Sconticut Neck Road Bike Path improvements total \$600,000 – seeking other funding sources

New Items

- Met with Town manager (with Mike Ristuccia) and historical commission re: responsibilities at Fort Phoenix
- BPW to pay for portajon at Fort Phoenix – as this wasn't budgeted – can go before Fincom later if we need to
- Implement voluntary water ban – notify news outlets
- Met with Highway Union – they want a final number – emailed Mark Rees to ascertain not to exceed percentage number
- Green Street project updates
- Water Main break in Washington Street area – emailed Board
- At Fall Town Meeting we will need to have three sewer Articles – one for DEP required study at West Island (which just came about in the last month) - one for additional digester issues and one to allow us the flexibility to move borrowed \$\$ around in case bids don't exactly meet engineer estimates

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- Met with Town Manager re: interaction between BPW and Historical and Beautification Committees
- Met with Town Manager and reps from Mass Municipal Association to try to secure alternative funding sources for Bike Path Work and Bridge Work
- Attended an unemployment hearing in Taunton

Mr. Ristuccia - West Island Bridge. Water pipe will be the first thing.

Mr. Furtado – Yes, within the next couple of weeks.

Mr. Ristuccia – Bridge work?

Mr. Furtado – I wanted to get it done. Not clog everything up. That will about roughly \$300,000 worth of work. Apply for money and get it approved.

Mr. Ristuccia – More information for the board. The bike path at Scoticut Neck.

Mr. Furtado – I have all the final numbers. Looks like it's going to be about \$600,000 worth the work. What I am going to look at I met with the rep from MMA; those people are the lobbyists. Go to senators and reps for extra Chapter 90 money and actually they have a small bridges account that I don't think we can apply for.

Mr. Hobson – I spoke with Mr. Rees and the back taxes. Put the names in the paper and 46% of the people pay. Town is owed \$1,000,000 in taxes and sewer fees. Mr. Rees said to me if we got the people who owe water and sewer he would like to combine it with the back taxes. Put the names in the paper how much they owe.

Mr. Hobson – Digester?

Mr. Furtado – No. we have to wait for town meeting. We have to install the muffin monster and cleanouts. Whenever town meeting is, we need money to make that so.

Mr. Hobson – Vote on the phone?

Mr. Furtado – Kathy isn't here so we are going to put it on the next agenda.

Ms. Tripp – You were all supposed to give me information on stipulations. I only received comments from Jarrod.

Mr. Wotton – Weeds in the new pavement on the sidewalks from Scoticut Neck to Mattapoissett. State needs to address it. Overgrowth from people's lots that are not cleared. Area from East Fairhaven School to the right to the old store. Overgrowth little entrance blocks in front of it. So far into the sidewalk into Route 6. Send a letter to the property owner.

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Mr. Lussier - We discussed one of my topics about Livesey Park. Also, the parking around there. I had sent Vinnie a text. A woman parked flush with my driveway and when I spoke with her that just set her off. I didn't want an altercation so I went in the house. One of the main issues is I can't get out of my driveway. Possibly put a parking area and a 4-way intersection. Some of my neighbors have complained too.

Mr. Furtado- I asked John to take a look at that.

VII. Set Date for the Next Meeting

Mr. Wotton motioned to hold the next meeting on September 26, 2016 at 6:00 p.m. Mr. Lussier seconded. Vote unanimous.

VIII. Executive Session – Union Negotiations & Adjourn

Mr. Wotton motioned to enter into executive session at 7:20 p.m. and not to reconvene in open session to discuss union negotiations. Mr. Hobson seconded.

Roll call taken: Mr. Ristuccia, Mr. Hobson, Mr. Wotton and Mr. Lussier in favor.

Respectfully submitted,

Kathy A. Tripp
Administrative Assistant

Minutes approved on September 26, 2016.