

**Town of Fairhaven  
Board of Public Works Meeting  
June 5, 2017**

**Present**

Michael Ristuccia, Commissioner  
Robert Hobson, Commissioner  
Brian Wotton, Commissioner  
Keith Silvia, Commissioner  
Cameron Durant, Commissioner  
Vincent Furtado, BPW Superintendent  
Kathy Tripp, Administrative Assistant  
West Island Beach Applicants:  
Lacy Freitas, Eve Hartig, Amanda Jones,  
Kamryn Lanzoni, Ashlin McNamara  
Albert Benac  
Karen Vilandry  
Gary Lavallette  
Antone Medeiros, Jr.  
Devon Franco



**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**

Mr. Wotton motioned to approve the minutes of March, 28, 2016 Executive Session (b), August 29, 2016 Executive Session, September 12, 2016 – Executive Session, September 26, 2016 – Executive Session (a), November 7, 2016 – Executive Session, November 21, 2016 – Executive Session and December 5, 2016 Executive Session. Mr. Hobson seconded. Vote 3-0 in favor with Mr. Silvia and Mr. Durant abstaining.

Mr. Wotton motioned to approve the minutes of January 9, 2017 – Executive Session, January 23, 2017 – Executive Session (b), February 27, 2017 – Executive Session, March 13, 2017 – Executive Session (a), March 13, 2017 – Executive Session (c), and March 27, 2017 – Executive Session. Mr. Hobson seconded. Vote 4-0 in favor with Mr. Durant abstaining.

Mr. Wotton motioned to approve the minutes of April 10, 2017 – Executive Session and May 15, 2017 – Open Session. Mr. Hobson seconded. Vote unanimous.

**IV. Appointments**

**A. Interviews for Lifeguards and Gate Attendant**

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Ms. Tripp – We had one lifeguard applicant withdraw her name.

Ms. Freitas – I go to Fairhaven High. I will be a sophomore next year. I'm not doing anything summer. Like to have a job because I'm getting my license and I need to save money.

Mr. Durant - If you were engaging with a patron or customer and they gave you a hard time, what would you do?

Ms. Freitas – I would not give attitude but be respectful and handle it.

Mr. Hobson – How old are you?

Ms. Freitas – I'm fourteen. I will be fifteen on June 29<sup>th</sup>.

Mr. Durant – Could you get a workers permit?

Ms. Freitas – Yes.

Ms. Lanzoni – I graduated yesterday. I'm going to Rogers Williams. I have softball on four weekends. I also have some babysitting days. Not every day, fifteen out of the summer. College is \$50,000 a year. I also have been going to the beach with Cassie.

Mr. Durant– What will you be studying?

Ms. Lanzoni – Biology.

Mr. Hobson – Where do you live?

Ms. Lanzoni – Acushnet.

Mr. Hobson – how old are you?

Ms. Lanzoni – I'm seventeen. I will be eighteen in July.

Ms. Jones – I am a sophomore at Stonehill. I will be attending life guard classes. It ends the 18<sup>th</sup> so I could be a lifeguard. I would like to be a lifeguard; if not could be a gate attendant as well. College I have a lot of expenses.

Mr. Ristuccia – What would you prefer?

Ms. Jones – I prefer to be a lifeguard. Not yet certified.

Mr. Ristuccia – Where are you taking the course?

Ms. Jones - New Bedford YMCA. I start Wednesday.

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Mr. Ristuccia – Any reason you would not pass?

Ms. Jones – No.

Mr. Wotton – Would you be willing to do both jobs?

Ms. Jones –Yes.

Mr. Wotton – We could hire as gate attendant and could bump you over.

Mr. Hobson – Do you live in Fairhaven?

Ms. Jones – Yes.

Mr. Silvia – How long is the course?

Ms. Jones - Saturday and Sunday, 9-5 for two weekends and this Wednesday for two or three hours for orientation.

Mr. Durant – Do you have any known conflicts?

Ms. Jones – No. I have another job in Rochester but its nights.

Mr. Durant – What are you taking up?

Ms. Jones – Biology.

Ms. McNamara – I am a sophomore at New Bedford VokeTech. I’m studying environmental science and technology. I would be good for the gate attendant. I live on the Island.

Ms. Hartig – I also just graduated from Fairhaven yesterday. I am going to Mass College of Design in Boston. My older sister was the gate attendant last year and before that. She forced with me to sit with her. I like the beach. I go there all the time.

Mr. Ristuccia – No scheduling conflicts?

Ms. Hartig – No, I babysit in the evenings.

Mr. Ristuccia – It’s been the boards’ pleasure to talk with all of you. We will talk about this later. You did a wonderful job representing yourselves. You don’t have to stay.

Mr. Wotton – Kathy will make calls in the next couple of days.

**B. AI Benac/Karen Vilandry – Re: Cooke Memorial Park**

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Ms. Vilandry – The title of the packet I gave you is “Cooke Memorial Park is Oxford Burial Hill”.

Ms. Vilandry read excerpts from the report.

Ms. Vilandry – We would like to raise money for a plaque.

Mr. Hobson – I appreciate what you did. Work ethic and everything you did.

Ms. Vilandry - Oxford village is the most important part of Fairhaven. Hands across the River was formed for the contaminated sites. Oxford village was so neglected. Let’s do something to help the river. There is an annual meeting regarding what they had about Cooke memorial.

Mr. Wotton – Do you believe he was buried there?

Ms. Vilandry – We sent it to the Selectmen that John Cooke was buried there. His monument and the entire Oxford Burial Hill that denotes a person is buried there.

Mr. Wotton – How did it come about John Cooke? Why was it that it was a burial ground name an area to someone else when other people are buried? It is a cemetery. Shouldn’t be anything done there. Nothing else should be done. It’s disrespectful.

Ms. Vilandry – People had good intentions over the years.

Mr. Silvia motioned to take a 5 minute break at 6:30 p.m. Mr. Durant seconded. Vote unanimous.

Mr. Wotton motioned to reconvene open session at 6:35. Mr. Silva seconded. Vote unanimous.

Mr. Ristuccia – I believe without a doubt that it’s a cemetery and certain things you need to respect. I’m not sure what happens, what should and shouldn’t happen. Reach out to an authority as to what to do at this point. Take things out need an expert. I’m not sure. As far as being recorded as a cemetery, it’s pretty clear there are bodies in there. I would have to therefore feel that it’s a cemetery. Has to be respected as such. It’s the authority on cemeteries on what should or shouldn’t happen.

Ms. Vilandry – Contact the Mass Historical Commission and ask them about historic graves. I’ve already written them. They could give you what other towns have done.

Mr. Wotton – I absolutely want to hear what the next step would be. At this point nothing should be done here until that is determined. As a Board we can make a motion to vote basically stop any activity in this location. At this point obvious this is a cemetery.

Mr. Hobson – We are here for Cooke Memorial. I agree with Brian 100%. There are people buried there. We need more information out of respect for the people who are buried there.

Mr. Silvia – Just keep cutting the grass.

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Mr. Durant – We should move with haste and come up with an informed and appropriate decision. I agree with the board.

Mr. Wotton motioned to table until further information is received and in the meantime no further action to be taken place on the burial ground except for routine maintenance. Mr. Hobson seconded. Vote unanimous.

**C. Gary Lavalette – Re: Cooke Memorial Park Rain Garden**

Mr. Lavalette – That’s one side of the story. This has been a long contested issue. There were people buried there. It was for boat building and barn. Eighteen people were buried there. Records they have now say they have been removed. No question there were bodies buried there. All moved. I don’t know. He can’t prove a thing. Ground has been penetrated disturbed. He can’t tell what’s in there. Burial shafts all thru town. I want to make sure John Cooke is not buried there. The commission that takes care of the Pilgrim association shows millions where they died. That’s about the only information I can give you.

Mr. Ristuccia – We’ve already voted on what to do here. You did respectfully ask to speak. I should say that this board hasn’t made any determination other than people are buried there. It is a cemetery. John Cooke not for me to say. This is a cemetery named after Cooke whether he is there or not, I don’t know.

Mr. Lavalette – After all that what this park gets used for would be an interesting thing. Brought to light. Festivals go on there.

Mr. Ristuccia – We are going to contact an authority. Not anybody in this room knows what to do.

Mr. Wotton - if it’s a cemetery there will be no more festivals.

Mr. Lavalette – I am going to withdraw on September 10 of what we wanted to do there; clean some brush. There are other things we can do in town.

Mr. Ristuccia – Think we should leave it alone.

Mr. Lavalette – We have an important meeting on Wednesday night. Board members will be there?

Mr. Furtado – David asked but there was no formal invitation.

Mr. Durant – If we move forward and it is determined to be a cemetery we are not going to show any other disruption. We are going to use tact and caution and respect. This would be the best way to move forward for everyone.

**D. Antone Medeiros, Jr. – Re: 136 Huttleston Avenue Driveway Violation  
Aaron**

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Mr. Ristuccia – Who did the work?

Mr. Medeiros - He did. I did not do anything.

Mr. Hobson – Who?

Mr. Medeiros - He did. He had a machine. What we need to know now is how to rectify this?

Mr. Ristuccia – First is to address if he had come before us looking to do this driveway or the gentlemen what would our reaction be? Back out into Bridge Street. I look at it as dangerous situation.

Ms. Tripp – Did the planning board approve this parking area? This Board is not in charge of parking.

Mr. Hobson – Did you apply for what they want to do?

Ms. Tripp – Commercial properties are allowed one opening at 30' wide or two openings at 15' each.

Mr. Wotton – You have three openings. You're not supposed to have more than two openings. I know what's going on next door. Parking on the grass on Bridge Street. Need to do is to come up with a plan. Valet service now. Maybe this becomes an overflow valet. Our concern is people backing up into Bridge Street. That's a lot of cars. Maybe put some sort of 6 x 6 pilings in the ground 8 feet in.

Mr. Wotton motioned to table until we receive a new plan. Mr. Silvia seconded. Vote unanimous.

Mr. Furtado – Tony sits on the Riverside Cemetery Committee.

Mr. Medeiros – We met Friday to okay DEP to go in and clean out the hot spots adjacent to our property. Access road to the water. Our concern the sewer line that goes to our property. We wanted the BPW on Board with us before we grant anything. They wanted to start today with this construction.

Mr. Furtado – They are going past the crematorium. The Town has a sewer easement. EPA is going to dredge. They have an access agreement with EPA. Our main concern is the sewer from all of North Fairhaven. One of the stipulations of the access agreement EPA camera the pipe pre and post. John Medeiros who is on his group asked if that road can remain. I wrote this draft letter to the EPA. Telling them not to take out the road.

**V. Items for Action**

**A. Donation from the Fairhaven Tennis Association**

Mr. Furtado – In the packet the Fairhaven Tennis Association wants to donate a couple of benches at the parks. No reason why you wouldn't.

Mr. Hobson motioned to approve the donation from the Fairhaven Tennis Association for three benches. Mr. Wotton seconded. Vote unanimous.

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**B. Pierce-Atwood Agreement – Re: NPDES Permit**

Mr. Furtado – The last town meeting we asked for \$50,000 to be earmarked the NPDES endeavored. Bill Taylor from Pierce-Atwood, he carried the ball before so he is familiar in 2010. He's familiar hopefully a little cheaper. I capped it at \$30,000. That doesn't mean that we are going to reach that. I spoke with a DEP rep today and the draft permit will be issued in the next two weeks. When that happens we have thirty days to respond. Our major comments would be two; one – the limit we receive is just and derived and two - time period to comply. Compliance schedule with a list of dates and times.

Mr. Durant – The nitrogen, we have looming costs over our heads that will affect the rate payers of Town. It's our goals to try to decrease the cost. Build a little revenue spread out with a partnership with the Selectboard. Appropriate to ask now.

Mr. Ristuccia – I will reach out.

Mr. Wotton motioned to enter into an agreement with Pierce-Atwood to review the NPDES Permit not to exceed the amount of \$30,000. Vote unanimous.

**C. NFIA – Request to attend Fun Fair at Livesey Park; July 23, 2017**

Mr. Furtado – The NFIA request is asking your permission for a joint venture with NFIA for an event at Livesey Park.

Mr. Hobson motioned to approve to send some of our equipment to the Fun Fair. Mr. Ristuccia seconded. Vote unanimous.

**D. Parks and Park Maintenance**

Mr. Hobson motioned to table discussion on parks and park maintenance. Mr. Silvia seconded. Vote unanimous.

**E. Notice of Award; Insituform – 24" Sewer Interceptor Bike Path**

Mr. Furtado – Mattapoissett Bike Path letter that was addressed to Mike. People from Stantec list the different bidders with an evaluation they did and references. What we may be able to do is we should be able to do the whole stretch. Shaw to Welcome Street now and then the whole stretch, pipe within a pipe.

Mr. Wotton – 50% of what the estimate was raises a lot red flags. Unforeseen?

Mr. Wotton motioned to award Insituform the 24" Sewer Interceptor Bike Path project in the amount of \$278,600. Mr. Hobson seconded. Vote unanimous.

**F. Award of Annual Bids #13 – 75**

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Mr. Furtado – These are the annual bids of things in case we need them.

Mr. Hobson motioned to accept all low bidders for the annual bids. Mr. Wotton seconded. Vote unanimous.

**VI. Tabled Matters**

**A. Human Resources Job Description**

Tabled matters were not discussed.

**IV. Appointments (Cont.)**

**A. Interviews for Lifeguards and Gate Attendant**

Mr. Wotton motioned to hire Amanda Jones as a lifeguard pending her receiving her certification as well as the two from last year, Madison Maniatis and Savannah Roth. Mr. Silvia seconded. Vote unanimous.

Mr. Hobson motioned to hire Kamryn Lanzoni as the gate attendant and Ashlin McNamara as the backup. Mr. Wotton seconded. Vote 4-1 in favor with Mr. Ristuccia opposed.

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

**Superintendent's Report for June 5<sup>th</sup>, 2017:**

**From Last Meeting**

- Sweep Seaview Avenue Parking Lot
- Notify Health Department of Grease Trap Waiver for 2 Pequod Road
- Grade Wilbur's Point Drive
- Repair Manhole at 52-54 Cedar Street
- Macomber Park prep on "to-do" list

**New Items**

- Attend Table top exercise with applicable Departments re: Hurricane preparedness
- Meet Farland representative at Charity Stevens Lane re: drainage requirement
- Meet with Horizon Solutions re: Energy Audit of our buildings
- Pierce-Atwood – contract for NPDES representation



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- Attend annual Eversource Southcoast hurricane preparedness meeting in Plymouth
- Numerous emails and correspondence continues re: Cooke Park
- Inquire as to status of West Island traffic report
- Gas Company breaks both water and sewer lines on Hedge Street – water and sewer crews respond and repair
- Attend pre-bid conference for sewer treatment plant up and pump station upgrades
- Meet with Mattapoissett River Valley sub-committee re: various budget and scheduling issues
- Prepare/send grant for construction work for storm water treatment system that is currently being designed
- Attend BBAC Meeting
- Attend Department Head Hurricane preparedness meeting
- Meet with Mark Rees re: entering into a lease agreement for new loader
- John, Kathy, Warren and I meet with Mark Rees re: Beach Sop's
- Sweep and cut grass on parade route
- Work resumes with Storm water interns as additional grant \$\$ is obtained for sample collection and analysis
- LAL Construction loads and hauls compost pile from landfill
- Flush hydrant at 97 Pleasant St – dirty water – will continue with this monthly
- Complete/deliver renewal of Chapter 90 signatory forms
- Sign up for on-line Septic System Inspection Training Course – requirement of current stormwater grant -
- Draft Marsh Island letter for Riverside Cemetery Board

Mr. Wotton – Send the guys out to Manomet Street. Another drive by on any dirt streets, when it's dry and nice. I wanted to ask again about the stop signs on West Island.

Mr. Furtado – I sent an email.

Mr. Wotton – There was an accident near the bus stop.

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Mr. Furtado – We’ve spent 10k – 15k for a study. The problem is in the State of Mass you have to have the study first. He told me I would have it in a couple of weeks.

Mr. Wotton – There was a major accident at a bus stop.

Mr. Hobson – I called Vinnie about the moon tides and Seaview parking lot was full of seaweed. Good job. Entrance to Hoppy’s landing no aprons, just a sidewalk 4’ come out of there with boats. Should be a regular apron there.

Mr. Silvia – My wife at the senior center told me they need a 2 x 2 post for handicap parking signs. Is there anybody doing the patches on the street from BPW watch how it is being done? There is a speed bump on Scoticut Neck Road.

Mr. Furtado – John is aware of it.

Mr. Ristuccia – There is a 6’ patch on Laurel and I think it’s Church or South. Its 2” lower than the pavement.

Mr. Furtado – At the next meeting I’m on vacation the 19-22. My thought with Kathy was depending on meeting Monday the 12<sup>th</sup>. If there is nothing cancel it or meet the week after with the selectmen for the hurricane meeting at 6:30. I have to go to that. We could meet the 26<sup>th</sup> at 5:30.

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

Mr. Wotton motioned to hold the next meeting on June 12, 2017 at 6:00 p.m. Mr. Silvia seconded. Vote unanimous.

**IX. Adjourn**

Mr. Wotton motioned to adjourn at 8:00 p.m. Mr. Ristuccia seconded. Vote unanimous.

Respectfully submitted,

Kathy A. Tripp  
Administrative Assistant

Minutes approved on June 26, 2017.