



### Minutes of the Meeting for < March 15<sup>th</sup>, 2012 > at the BPW Building, Arsene St., Fairhaven, MA

Members in attendance: Chairman- John Roderiques, Kim Hyland, Therese Szala, Kathi Carter, Scott Fernandes, Ron Quintin, Sid Martin, Pat Elliott, Lisa Plante, and Ted Silva. Not present, Jennifer Bishop. This meeting was televised.

Meeting called to order by Chairman John Roderiques at 7:00 P.M. and announced that the proceeding was being televised and recorded by government access.

Minutes for prior meeting of 3/8/12 were reviewed. Motion to accept Kim/Ron vote unanimously 9-0 (Scott in 8:20 pm)

Chair noted we would be meeting Tuesday and Thursday of next week.

Mr. Osuch passed out town counsel opinion of T.M. Articles 17-21 and #50.

7:03 p.m. short recess to review this document.

Art. 17 Ethics committee review- Discussed & reviewed wording and counsel's opinion. Chair noted question of financial impact for FinCom to act. General agreement there are financial implications. Motion by Sid/Kim to recommend "against adoption". Vote was unanimous 9-0. Chair suggested wording of "against adoption" to avoid confusion with indefinite postponement although they basically mean the same.

Art. 18 Impeachment- Terry/Sid made motion "against adoption" vote unan 9-0

Art. 20 Public meeting records in 48 hours. Ted/Terry made recommendation "against adoption" but discussion focused on possible support in some manner if language was more aligned with town council's recommendations. Vote unanimous.

Art. 19 term limits- Motion by Sid/Lisa to YTP. Vote unanimous

Art. 21- Elected appeals board- motion by Sid/Lisa against adoption primarily based on town counsel recommendation

Art.22-Recall- Motion by Sid/Kim to YTP. Vote unanimous

Art.23 Wind Turbines- Recommend against adoption motion by Sid/Ted. Vote was 7-2 in favor of recommending against adoption with Terry and Lisa opposed.

No one present in audience spoke for or against Art 17-23.

Art 50- Rescind Cushman pk easement- Motion to YTP made by Lisa/Terry. Motion "not to adopt" made by Sid/Kim. Discussion based on fact that this likely had no financial impact on town and prior consistent votes have been to YTP. Vote YTP 6-3 with Ron, Sid and Kim opposed. Their opposition was because they wanted the vote to reflect that FinCom was against adoption of the article.

Art. 48- to reconsider request for BPW radio... Terry asked to wait until EMA can explain need for radios

Art. 35- Matt River Valley Water Protection- Chair noted section 5 of the act establishing this committee was modified by section 5, chap 384 of Acts of 2010 which in summary allowed the committee to vote by 2/3 majority to borrow for future funding and required the

participating towns to hold a town meeting if they chose to decline. Chairman quite upset at the logic of this insert. Discussion of the establishment of this committee. Mr. Osuch current chairman of this advisory committee. No current knowledge of how section 5 came into being. Actual article will be voted on after Mr. Rasmussen comes in. Chair provided two openings to Mr. Osuch being 3/20 at 7:30 pm or 3/22 at 8:00 pm for presentation.

The following articles were voted unanimously to recommend unless otherwise noted.

Art. 3- Salaries

B. Town Clerk- \$51,167 Ted/Ron (9-0)

D. Tree Warden- \$6,500 Terry/Sid (10-0... Scott in)

Art. 7- Workers Comp-\$17,288.27 Kim/Lisa

Art. 16- Water management -\$15,000 Wat ret. Earnings Scott/Kim

Art. 24- River Ave- Vote to rec at T.M. Chair noted public hearing scheduled for 4/2/12 on this matter.

Art. 26,28,32,34- (All sewer articles) Chair suggested waiting to get priority list in event higher costs come in for digester.

Art. 27- Road work-

B- Dogwood St. – I.P. Kim/Scott Chair suggested waiting to decide on remaining streets

Art. 29- Boston Hill tank- \$1,515,000- from borrowing/paid from water ent fund- Terry/Ron vote 9-1 Scott opposed

Art. 30- Rec center lot- \$16,667- (trans 13970 from prior article) Scott/Ron vote 9-1 Ted opp.

Art. 33- Shellfish prop-\$17,000- Kim/Ron

Art. 31- Town hall- \$7,500-Terry/Ron

Art. 36-Macomber field- I.P. Ron/Sid

Art. 41- ACO van- I.P. Terry/Kim

Mr. Osuch noted there is \$41,122,807 available to spend from gen fund.

New Voke figure \$2,103,041. Could possibly be some extra money from Hurricane article (245,000) State excess sup (137,000) assessors overlay (47800) and woodchipper bid (15,000)

Tuesday meeting EMA is scheduled

Motion to adjourn 9:30 p.m. Kim/Sid unan

Submitted- Ted Silva secretary