

Selectmen's Meeting – May 7, 2007

Mr. Manzone, Mr. Silvia and Dr. Bowcock were present.

Also in attendance was Jeffrey Osuch.

Mr. Manzone called the meeting to order at 6:30 p.m.

Mr. Silvia motioned to approve the minutes of April 23, 2007. Dr. Bowcock seconded. Vote was unanimous.

Mr. Silvia motioned to approve the minutes of the April 23, 2007 executive session. Dr. Bowcock seconded. Vote was unanimous. (8:30 p.m.)

Mr. Silvia motioned to approve the minutes of the April 23, 2007 executive session. Dr. Bowcock seconded. Vote was unanimous. (9:03p.m.)

#### EXECUTIVE SECRETARY'S REPORT

On May 8, 2007 at 9:30 a.m., the Seaport Advisory Committee will meet in Fall River

Mattapoissett River Valley Water District meeting is scheduled for 4:30 p.m. on May 8, 2007

East Fairhaven School Job Meeting is scheduled for May 9, 2007 and May 16, 2007 at 1:00 p.m. at the School

Wind Turbine Public Meeting is scheduled for May 9, 2007 at 7:00 p.m. at the Town Hall. Representatives from CCI, MTC and the Town's two Consultants, George Aronson and Barry Sheingold will be present.

Mattapoissett River Valley Water Plant Job Meeting is scheduled for May 10, 2007 at 10:00 a.m.

Harbor Trustee Council will meet at the Town Hall on May 10, 2007 from 1-4 p.m.

Finance Committee will meet on May 10, 2007 at 7:00 p.m. at the Board of Public Works

Council on Aging Meeting is scheduled form May 14, 2007 at 9:30 a.m.

Special Town Meeting is scheduled for May 15, 2007 at 7:00 p.m. at the Hastings Middle School

Buzzards Bay Advisory Committee will meet at 12:00 noon on May 17, 2007 in Wareham

Selectmen's Meeting – May 7, 2007

Bus trip to Hull to observe wind turbines will leave the Hastings Middle School parking lot at 8:30 a.m. on May 12, 2007

Mr. Silvia motioned to award the contract for the new ambulance to the low bidder (\$160,182.00), Greenwood Emergency Vehicles, Inc., 530 John Dietsch Boulevard, North Attleboro, MA. Dr. Bowcock seconded. Vote was unanimous. When received, Mr. Manzone will sign the original contract.

Mr. Silvia motioned to transfer Medicare Part D Premiums from the General Fund to the Trust Account. Dr. Bowcock seconded. Vote was unanimous.

Mr. Silvia motioned to award the contract for Town Hall Repairs to the low bidder Contracting Specialists, Inc. (\$226,795.00), 453 South Main Street, Attleboro, MA. Dr. Bowcock seconded. Vote was unanimous.

#### ANIMAL SHELTER GIFT ACCOUNT

\$155.00 donation to the Animal Shelter Gift Account from "The Wood School Oprah Challenge" was accepted. Mr. Manzone read the letter from Carolyn Rogers Dupont, Chairperson of the Wood School Oprah Challenge. (See attached.) The Board thanked the students for their generous donation.

#### BOARD OF APPEALS

Mr. Manzone read James Alferes' letter of resignation from the Board of Appeals. (See attached.) The Board thanked Mr. Alferes for his service. Mr. Manzone read the letter from the Chairman of the Board of Appeals requesting Joseph Morra be appointed an Associate member. (See attached.) Mr. Silvia motioned to appoint Joseph Morra and Rene J. Fleurent, Associate members of the Board of Appeals. Dr. Bowcock seconded. Vote was unanimous. Terms to expire May 31, 2010.

#### BUILDING DEPARTMENT

Construction Report for April 2007 will be placed on file.

#### COMMUNITY POOL COMMITTEE

Mr. Manzone read Peg Cook's letter of resignation from the Community Pool Committee. (See attached.) The Board accepted her resignation and thanked her for her service.

Selectmen's Meeting – May 7, 2007

#### CONSERVATION COMMISSION

Steven J. Pereira submitted a request for appointment to the Conservation Commission. Mr. Pereira will be asked to attend the next meeting of the Commission to observe the meeting and ask questions.

#### FIRE MUSEUM GIFT ACCOUNT

\$500.00 donation to the Fire Museum Gift Account was accepted.

#### BOARD OF HEALTH

The Board of Health submitted a request for legal services regarding interpretation of the Board's "West Island Sewer Enterprise Zone" regulation. Mr. Silvia motioned to approve the request. Dr. Bowcock seconded. Vote was unanimous.

#### TOWN PLANNER

Mr. Silvia motioned to approve the request from the Town Planner to carry over 2 ½ vacation days. Dr. Bowcock seconded. Vote was unanimous.

#### PERSONNEL BOARD

Mr. Manzone read the letter submitted by the Personnel Board requesting Kathy Tripp be re-classified to Administrative Assistant and place the position at level 15, step 3 effective May 14, 2007. (See attached.) Mr. Silvia motioned to approve the request. Dr. Bowcock seconded. Vote was unanimous.

#### POLICE DEPARTMENT

Mr. Manzone read the Police Chief's letter and Sgt. Foster's recommendations for speed control signage in the area of the East Fairhaven School. (See attached.) Mr. Silvia motioned to approve the speed control signage. Dr. Bowcock seconded. Vote was unanimous.

Mr. Manzone read the letter from the Police Chief concerning MASS Highway's demand "that all speed limit signs on Howland Road be removed as a condition of their participation in re-construction of that roadway." (See attached.) The Chief is opposed and asks that the Selectmen put on record their opposition to this demand. Mr. Silvia motioned to have the Chief notify MASS Highway that the Board is opposed to the removal of any speed limit signs. Dr. Bowcock seconded. Vote was unanimous.

### KYOTO PROTOCOL

Dr. Bowcock read a letter from Ann Richard asking the Selectmen to support and sign a resolution that the Town will endorse the goals and principals of the Kyoto Protocol. (See attached.) Mr. Silvia motioned to support and sign the resolution. Dr. Bowcock seconded. Vote was unanimous.

### HOMECOMING DAY FAIR

Mr. Silvia, a past president of the Improvement Association, left the room when the Homecoming Day Fair and "Music in the Center" were discussed.

Mr. Manzone read the letter from Curt and Myra Lopes, Chairmen of the 2007 Homecoming Day Fair, requesting permission to hold the event on Saturday, June 30<sup>th</sup>. Dr. Bowcock motioned to approve the request. Mr. Manzone seconded. It was so voted.

Mr. Manzone read the letter from the Improvement Association requesting permission to hold the "Music in the Center" concert series on Thursday evenings during July and August. (See attached.) Dr. Bowcock motioned to approve the request. Mr. Manzone seconded. It was so voted.

Mr. Silvia returned to the meeting.

### NSTAR GAS

Mr. Silvia motioned to approve the petition to install a new gas service at 17 Homestead Avenue. Dr. Bowcock seconded. Vote was unanimous. (Approved by the Board of Public Works)

### OTHER MATTERS

The Fire Chief submitted a request to declare 31 old air packs and about 20 spare air bottles surplus equipment. Mr. Silvia motioned to declare the equipment surplus. Dr. Bowcock seconded. Vote was unanimous.

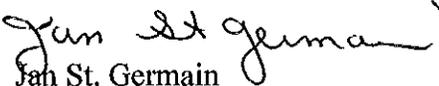
Mr. Silvia motioned to appoint Robert Chandler to the Harbor Plan Renewal Committee. Dr. Bowcock seconded. Vote was unanimous.

Mr. Silvia motioned to ask the Fire Chief to review the operations of the Emergency Management Agency and to report back to the Board with ideas to improve the department and training. Dr. Bowcock seconded. Vote was unanimous.

Selectmen's Meeting – May 7, 2007

EXECUTIVE SESSION

At 7:20 p.m., Mr. Silvia motioned to go into executive session to discuss a Fire Union grievance, requirements for Union Wharf dockage for one particular individual, proposed Wind Turbine Lease Agreement and not to reconvene in open session. Dr. Bowcock seconded. Vote was unanimous. Roll call vote 3-0.

  
Jan St. Germain  
Secretary

WOOD SCHOOL OPRAH CHALLENGE

LEROY L. WOOD SCHOOL  
60 SCONTICUT NECK ROAD  
FAIRHAVEN, MA 02719

*Animal Shelter Giftline*

To Whom It May Concern,

The attached donation is from *Nicholas Portelance, Matthew Moniz,*  
He/she is a fourth/fifth grader at the Leroy L. Wood School. *and Matthew Dubois,*

In February our school began a fundraiser "THE WOOD SCHOOL OPRAH CHALLENGE". Last fall Oprah had a show where she gave each of her audience members one thousand dollars and asked them to choose a charity or needy family and "Pay It Forward". Some members of the audience collected a great deal of money for their charities. The program was so inspirational, that it inspired us here at the Wood School to join the challenge and "Pay It Forward".

We collected enough money from staff and friends to sponsor each and every one of our fourth and fifth graders. Together the 93 students viewed the Oprah show for inspiration. Next, they chose a charity and signed a contract along with their parents. Once their non-profit organizations were approved, each student was given ten dollars to donate. Some students turned their money over directly to their charity and some worked very hard at fundraising.

The Wood School Oprah Challenge involved thirty-five charities, which our students picked themselves. Our fundraiser collected over seven thousand dollars!

The students learned what it felt like to give and how to work hard for something that you believe in. Some were inventive, making paper mache piggy banks, homemade chocolates, cookies and cinnamon sticks, and some collected cans. Whatever their method was, the results were something that even Oprah herself would be proud of.

We are thankful for the chance to help your charitable organization and for our children to learn such valuable lessons at the same time.

We hope the attached check will be of help and come to good use.

Sincerely,



Mrs. Carolyn Rogers Dupont  
Chairperson/The Wood School Oprah Challenge

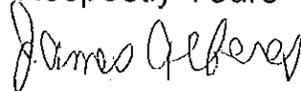
5.

James Alferes  
334 Main St. Apt. 305A  
Fairhaven, MA 02719

4-26-07

To whom it may concern:  
Effective immediately I am resigning as an associate member of The Board of Appeals because of personal reasons.

Respectly Yours



James Alferes

BOARD OF SELECTMAN  
FAIRHAVEN MASS  
2007 APR 27 P 2: 27

RECEIVED

cc: Board of appeals  
Town Clerk 5/9/07



TOWN OF FAIRHAVEN  
**BOARD OF APPEALS**  
Town Hall, Fairhaven, Mass. 02719

RECEIVED  
2007 MAY -4 P 12: 32  
BOARD OF SELECTMAN  
FAIRHAVEN MASS

May 1, 2007

Mr. Ronald Manzone, Chairman  
Board of Selectmen  
Town Hall  
Fairhaven, MA 02719

Dear Mr. Manzone:

The Board of Appeals met on Tuesday, May 1, 2007 and interviewed Mr. Rene' J. Fleurent of 109 Ebony Street for the position of Associate Member of the Board of Appeals. At its last meeting of April 3, 2007 the Board interviewed Mr. Joseph Morra of 25 Littleneck Road for the position and voted unanimously to request Mr. Morra be appointed as the Associate Member. The Board reiterated that vote.

Should you have any questions please call me at your convenience.

Very truly,  
BOARD OF APPEALS

James J. Holmes,  
Chairman

62 Highland Ave.  
Fairhaven, MA 02719  
April 23, 2007

RECEIVED  
2007 APR 23 P 4: 00  
BOARD OF SELECTMAN  
FAIRHAVEN MASS

Fairhaven Board of Selectmen,

I regret to advise you that I will no longer be serving as a member of the Fairhaven Community Pool Committee due to a change in my personal and professional situation.

Thank you for the brief opportunity to serve,  
Sincerely,  
Peg Cook

cc: Town Clerk 5/9/07



TOWN OF  
**FAIRHAVEN**

MASSACHUSETTS

THE FRIENDLY TOWN

12.

OFFICE OF  
DIRECTOR OF FINANCE/  
TREASURER

TOWN HALL  
TELEPHONE (508) 979-4026

**JOHN L. NUNES, CMMT**  
Director of Finance/Treasurer

5/1/2007

To: Board of Selectmen

From: John L. Nunes, CMMT/CMMC  
Director of Finance /Treasurer 

Re: Personnel Board Meeting

At a meeting of the Personnel Board on April 25, 2007 the Board voted the following change:

Moving Kathy Tripp from Managing Secretary to the BPW to Administrative Assistant to the BPW which is a new position / title. They also voted to place the position at a level 15 and to pay her at a step 3.

This adjustment if approved will be effective on Monday May 14, 2007. The chairman of the board has informed the committee that there is money in the Fiscal Year 2007 budget to implement this change.

If you should have any questions, please do not hesitate to contact me.

APPROVED BY THE BOARD OF SELECTMEN - MAY 7, 2007







cc: Personnel Board 5/8/07  
Kathy Tripp

BOARD OF SELECTMEN  
FAIRHAVEN MASS

2007 MAY - 1 A 11: 09

RECEIVED



**GARY F. SOUZA**  
CHIEF OF POLICE

COMMONWEALTH OF MASSACHUSETTS  
**TOWN OF FAIRHAVEN**

DEPARTMENT OF POLICE  
1 BRYANT LANE  
FAIRHAVEN, MA 02719  
www.fairhavenpolice.org

TELEPHONES <sup>13</sup>  
Dial 911 Emergency  
(508) 997-7421 Non-Emergency  
(508) 997-1344 Business  
(508) 997-3147 Fax

**DONALD A. JOSEPH**  
LIEUTENANT

April 30, 2007

Board of Selectmen  
Town Hall  
40 Center Street  
Fairhaven, MA 02719

RE: Speed Control – Area of New East Fairhaven School

Gentlemen:

I enclose recommendations for speed control signage in the area of East Fairhaven School prepared by Sgt. Stephen Foster. Sgt. Foster made these recommendations after spending a significant amount of time evaluating traffic in that area.

I endorse Sgt. Foster's recommendations and ask they be adopted. It is my understanding that the signage can be obtained using school construction funds.

Respectfully Submitted

*Gary F. Souza*  
Gary F. Souza  
Chief of Police

cc: School Committee  
Board of Public Works  
Executive Secretary  
School Superintendent  
Paul Kitchen

APPROVED BY THE BOARD OF SELECTMEN  
MAY 7, 2007

*Donald J. Maynard*  
*Michael Silvia*  
*Paul Kitchen*

BOARD OF SELECTMEN  
FAIRHAVEN MASS

2007 APR 30 4 10: 51

RECEIVED

April 30, 2007

To: Chief Gary Souza  
From: Sgt. Stephen Foster, Jr.  
RE: Speed Control – New Boston Rd. – New East Fairhaven School

Chief Souza:

Listed below are recommendations for traffic control on New Boston Rd. in the approach to, and immediate vicinity of, the new East Fairhaven School. There are five (5) recommendations, each requiring the posting of new signs. This is an effort to warn motorists of an approaching school zone and control their speed through that hazardous area. A letter of parking recommendations for the immediate area of the school zone will follow. Consultations with the safety officer and school officials is on-going.

Recommendations:

1.) The posting of a new 35 MPH Speed Limit Sign on the west side of New Boston Rd. for south bound traffic. This would be a New post & sign located between #142 and #144 New Boston Rd. It would be located 145 feet south of the intersection of New Boston Rd. & Bridge St., just south of utility pole #181/33.

\*Note: this replaces an identical sign that always existed in years past but disappeared when the housing development went up. It reminds south bound motorists from north of Rt. 195 & informs south bound motorists turning from Bridge St. It would work in conjunction with an existing sign in the vicinity of #118 New Boston Rd.

2.) The posting of a new 30 MPH Speed Limit Sign on the west side of New Boston Rd. for south bound traffic. This would be a New post & sign located between #88 and #106 New Boston Rd. It would be located 43 feet south of the driveway at #106 New Boston Rd.

\*Note: This is a new sign request in an effort to begin to slow traffic down, both going into a dangerous "S" curve in the road & in the approach to the school zone.

3.) The posting of a new "School Zone Ahead" Warning Sign on the west side of New Boston Rd. for south bound traffic. This would be a New sign placed on an existing post located 119 feet north of the intersection of Alexander Lane. The new sign would replace an existing 20 mph speed limit sign.

4.) The posting of a new "School Zone – 20 MPH" Warning/Speed Limit Sign on the west side of New Boston Rd. for south bound traffic. This would be a New post & sign located 43 feet north of the new school entrance and 10 feet south of the driveway at #28 New Boston Rd.

Fairhaven Selectmen  
40 Center Street  
Fairhaven, MA 02719

15  
April 22, 2007

Dear Gentlemen,

I am writing to ask that the town of Fairhaven join the growing number of cities and towns that are acknowledging the threat of global warming and are taking action to reduce its impacts. It seems very appropriate that I am writing this letter on Earth Day.

Global warming, and its disruptive impact on climate, is now recognized by many to be the most serious environmental and ecological threat facing the planet. We all must make significant reductions in the amount of greenhouse gases that we are emitting into the atmosphere. As you probably know, most of the world's industrialized countries are making an effort to do just that through the agreement known as the Kyoto Protocol. Unfortunately, our own country, the largest emitter of greenhouse gases, has refused to join the community of nations who have committed themselves to reducing their greenhouse gas emissions.

Although we cannot rely on the current federal Administration to address global warming, it doesn't mean that we have to wait to act on reducing local sources of greenhouse gases. The first step would be to sign a resolution that the town would endorse the goals and principles of the Kyoto Protocol. The next step would be supporting efforts to curb global warming by adopting greenhouse gas emissions reduction goals for the town. Of course the most important part is to call on all the citizens and business owners in the town to try and be part of this resolution and make changes to help with this global problem. It is time for everyone to make a statement and think globally but act locally. We in Fairhaven can take a stand and try to make a difference on this very important issue.

Once you have initiated this type of effort, you will discover that there are also significant economic and health benefits to be derived from reducing the amount of combusted fossil fuels that pollute our town and by encouraging the development alternative energy from renewable sources such as wind and solar.

I hope that you will think about this resolution and make thoughtful decisions for our wonderful town. Thank you for your consideration. Please let me know if you have any questions or concerns.

Sincerely,  
  
Ann Richard

cc. Jeff Osuch

**Resolution to Fairhaven (1) endorsing the goals and underlying principles of the Kyoto Protocol, and (2) supporting efforts to curb global warming, adopting greenhouse gas emission reduction goals for Fairhaven in excess of the targeted goals of the Kyoto Protocol:**

BEARING IN MIND that the weight of scientific authority has concluded that greenhouse gases caused by human activity are increasingly altering the Earth's climate; and

CONSIDERING that the Intergovernmental Panel on Climate Change (IPCC) created in 1988 by the World Meteorological Organization states unequivocally that the consensus of scientific opinion is that Earth's climate is being affected by human activities; and

CONSIDERING that the National Academy of Sciences report, Climate Change Science: An Analysis of Some Key Questions, states that "Greenhouse gases are accumulating in the Earth's atmosphere as a result of human activities, causing surface air temperatures and subsurface ocean temperatures to rise"; and

CONSIDERING that the American Meteorological Society, the American Geophysical Union, and the American Association for the Advancement of Science (AAAS) all have issued statements in recent years concluding that the evidence for human modification of climate is compelling; and

CONSIDERING that U.S. Department of State, issued its "US Climate Action Report" in May 2002 which concluded that "greenhouse gases are accumulating in the Earth's atmosphere as a result of human activities, causing global mean surface air temperature and subsurface ocean temperature to rise"; and

ACKNOWLEDGING that the effects of global warming are having the greatest impact on some of the poorest nations of our global community; and

ACKNOWLEDGING that the pollution that causes global warming often affects poor and minority communities disproportionately; and

REALIZING that the solution to global warming will require a significant reduction in greenhouse gases by all nations of the Earth, particularly by those industrialized nations that are currently releasing the greatest amount of greenhouse gases into the atmosphere; and

APPRECIATING that in 1997, after a 5-year development process, the United Nations negotiated an agreement, known as the Kyoto Protocol, in which mandatory targets on greenhouse-gas emissions were established for the world's leading economies.

RECOGNIZING that as of 2 February 2005, 141 countries regional economic integration organizations have ratified the Kyoto Protocol; and

TAKING NOTE that the Kyoto Protocol went in force on February 16, 2005 after the Russian legislature ratified the Kyoto Protocol in November 2004; and

NOTING WITH GRAVE CONCERN that the United States of America, responsible for the production of 25% of the world's greenhouse gases, has refused to ratify the Kyoto Protocol; and

NOTING WITH SATISFACTION that US cities and States are undertaking efforts to reduce their greenhouse gas emissions without the support of the Federal Government; and

APPRECIATING that Fairhaven has been striving to reduce its greenhouse gas emissions and became a member of the ICLEI-US Cities for Climate Protection Campaign; and

BEARING IN MIND that the town of Fairhaven is charged with protecting the public's health and the environment and is aware of its responsibility to the larger global community; and

FULLY UNDERSTANDING that the problem of global warming cannot be resolved without the help and support of all citizens and their institutions;

BE IT RESOLVED that Fairhaven officially endorses the Kyoto Protocol and will endeavor to continue to reduce its greenhouse gas emissions until it reaches a climate neutral or "net-zero" greenhouse gas contribution; and

BE IT FURTHER RESOLVED that Fairhaven calls on its citizens, employers, businesses, and all cities, towns, and municipalities, across America to join it in endorsing the Kyoto Protocol and demonstrate a similar commitment to addressing the problem of global warming.



161  
FAIRHAVEN IMPROVEMENT ASSOCIATION, INC.  
P.O. BOX 404  
FAIRHAVEN, MASSACHUSETTS 02719

"Preserve Yesterday — Improve Today — Plan Tomorrow"

71 Fort Street  
Fairhaven, MA 02719  
April 12, 2007

Selectmen  
Town Hall  
Center Street  
Fairhaven, MA 02719

RECEIVED  
2007 APR 19 A 10:51  
BOARD OF SELECTMAN  
FAIRHAVEN MASS

Dear Selectmen:

As Chairmen of the Homecoming Day Fair we are asking for your permission to have our event in the center area as we have had in the past. The Fair will be held on Saturday, June 30, 2007. We would like to extend a special invitation to each of you to convey your good wishes to those who attend our annual fund raiser.

Last year because of the inclement weather we had to cancel our much-loved event. We want to share with you how our vendors have reacted to that situation. The compassion that was show in phone calls, e-mails, and letters is indescribable. That tells you the kind of clientele that is attracted to the Homecoming Day Fair. They are not only our supporters, but they are true friends of Fairhaven. They understand what it is like when you find yourself in that unpredictable situation. Please pray with us for good weather!

Sincerely yours,

Curt and Myra Lopes  
Chairmen 2007  
Homecoming Day Fair

APPROVED BY THE BOARD OF SELECTMEN — MAY 7, 2007

Frank Foster  
cc: Police Chief  
Fire Chief 5/9/07  
BPW

17.

# FAIRHAVEN IMPROVEMENT ASSOCIATION

*P. O. Box 404*

*Fairhaven, MA 02719*

## “Music in the Center” Summer Concert Series

26 March 2007

Selectman Ron Manzone  
Fairhaven Board of Selectman  
Fairhaven Town Hall  
Center Street  
Fairhaven, MA 02719

Dear Selectman Manzone;

Once again, as Chairman of the Fairhaven Improvement Association's Summer Concert Series, it is my pleasure to ask for permission to utilize the facilities at the Fairhaven Town Hall in order that we may have a venue to present our “Music in the Center” concert series. As you may remember from years past the “Music in the Center” series is held on consecutive Thursday evenings from 7:00pm to 9:00pm on seven evenings in July and August. We request that the Town Hall be open and available for use by those residents who may need the restrooms and for those musical groups to have electricity available so that a good time may be had by all.

Those dates requested are as follows:  
July 12, 2007

July 19, 2007

July 26, 2007

August 2, 2007

August 9, 2007

August 16, 2007

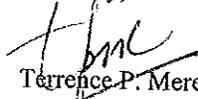
August 23, 2007

APPROVED BY THE BOARD OF SELECTMEN – MAY 7, 2007



If you have any further questions or either you or the other Selectmen require any more information, please contact me. If not, then you are all cordially welcome to join us for music on Thursdays in the summer under the stars.

Sincerely,



Terrence P. Meredith, Chairman

cc: Police Chief 5/9/07  
Frank Foster  
Sui chief

BOARD OF SELECTMEN  
FAIRHAVEN MASS

2007 APR 30 P 3:13

RECEIVED