

Selectmen's Meeting – September 10, 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.

Dr. Bowcock motioned to approve the minutes of August 27, 2007. Mr. Silvia seconded. Vote was unanimous.

Dr. Bowcock motioned to approve the minutes of the August 27, 2007 executive session. Mr. Silvia seconded. Vote was unanimous.

JIM HOLMES

Mr. Manzone expressed his sorrow for the passing of his good friend, Jim Holmes, on August 29th and expressed his condolences to his family and friends. He praised Jim for his uncompromising values, his wonderful sense of humor and his involvement and accomplishments on various Town boards and committees. He was Chairman of the Board of Appeals, a member of the Harbor Study Committee, the Livesey Park Restoration Committee, the Sciticut Neck Sewer Study Committee, the Planning Board and an Assistant Harbormaster. He was praised by Town officials and is an inspiration to us all. He will be missed. Mr. Silvia and Dr. Bowcock expressed their sympathy and condolences to Mr. Manzone and Jim's family and friends. They commended Jim for all he accomplished. He did so much for the Town.

CONNOLLY'S LIQUOR MART - LIQUOR LICENSE HEARING

Liquor License Hearing was scheduled for 7:00 p.m. to act on the application submitted by DNS Liquors, Inc., d/b/a Connolly's Liquor Mart, 36 Howland Road, Jose F. DeOliveira, Manager, for a transfer of a Package Store/All Alcoholic License and Pledge of License to Webster National Association, Swansea, MA. Mr. DeOliveira and Attorney William Kenney were present. Mr. Silvia motioned to approve the transfer subject to obtaining Workers' Compensation Insurance and employees becoming TIPS certified. Dr. Bowcock seconded. Vote was unanimous. Application will be forwarded to the Alcoholic Beverage Control Commission for approval.

HOPPY'S LANDING

Shellfish Advisory Committee will consist of six members and a member of the Board of Selectmen. An advertisement will be placed on the Cable Television Bulletin Board. Anyone interested in an appointment should submit a letter to the Board of Selectmen by October 1, 2007.

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Frank Coelho, Chairman of the Hoppy's Landing Advisory Committee and several Committee members were in attendance. Also present were the Harbormaster and Shellfish Constable. Maintenance issues at Hoppy's Landing were discussed. Mr. Coelho contends the Harbormaster and Shellfish Constable are responsible for the upkeep of the Landing and it is being neglected. Locks were not purchased for the picnic tables, a light went un-repaired for five weeks, boards need to be removed, sand needs to be shoveled from the ramp, etc. The Harbormaster explained his first priority is safety for boaters using Fairhaven's waterways and enforcement of rules and regulations to ensure their safety. He is also working on ways to improve pump out procedures, Union Wharf issues including un-insured boats, and Waterway User fees. There is not enough money in the Natural Resource Department to do everything the Committee wants. There are numerous equipment issues in the Department. The Harbormaster doesn't have a boat, his car need to be replaced, there is no GPS on the Shellfish Constables boat, etc. The Shellfish Constable reported he tried to fix the light, but he is not a license electrician, and submitted a work order to the Town's electrician. Mr. Villa said he spent hours at Hoppy's when work crews were there from the Sherriff's Department to power wash and paint the building. Discussion ensued. The Board commended the Natural Resource Department and said the Town appreciates the work they are doing and have done. Deputies are now trained and safety concerns are being addressed. Mr. Silvia motioned a vote of confidence in Mr. Villa and Mr. Darmofal. Dr. Bowcock seconded. Vote was unanimous. Mr. Silvia motioned to form a sub-committee to oversee waterfront recreational and conservation property owned by the Town and the Committee shall consist of one member of the Board of Selectmen and possibly Town Counsel and to dissolve the Hoppy's Landing Advisory Committee. Dr. Bowcock seconded. Vote was unanimous.

EXECUTIVE SECRETARY'S REPORT

Open House at the new East Fairhaven School is scheduled for September 11, 2007 from 4:00 – 8:00 p.m.

Mattapoissett River Valley Water District Committee will meet on September 11, 2007 at 4:30 p.m. at the Board of Public Works.

Mattapoissett River Valley Water District Job Meeting is scheduled for 10:00 a.m. on September 13, 2007.

Dispatcher Union Contract negotiations are scheduled for 1:00 p.m. on September 13, 2007.

Police Union Contract negotiations are scheduled for 2:30 p.m. on September 13, 2007.

East Fairhaven School Job Meeting will be held on September 19, 2007 at 1:00 p.m.

Selectmen's Meeting – September 10, 2007

SEMASS Meeting is scheduled for 10:00 a.m. on September 20, 2007 in Plymouth.

BBAC will meet on September 20, 2007 at 12:00 noon in Wareham.

There is a vacancy on the Planning Board and the Board of Appeals. A notice will be placed on the Cable TV Bulletin Board. Anyone interested in an appointment should submit a letter to the Selectmen's Office by 4:00 p.m. on October 1, 2007.

The Board of Selectmen will meet with the South Coast Windpower Collaborative on September 24, 2007 at the Music Hall in Marion. Meeting begins at 7:00 p.m.

Tax Classification Hearing is tentatively scheduled for October 1, 2007.

Mr. Silvia motioned to approve payment to Contracting Specialists, Inc., 453 South Main Street, Attleboro, MA in the amount of \$20,494.50. Dr. Bowcock seconded. Vote was unanimous. (Town Hall Exterior Masonry Restoration)

ANIMAL SHELTER GIFT ACCOUNT

Donations to the Gift Account totaling \$915.00 were accepted.

BUILDING DEPARTMENT

Construction Report for August 2007 will be placed on file.

HISTORICAL COMMISSION

Mr. Manzone read the letter from the Chairman of the Historical Commission regarding a proposed "demolition delay bylaw." (See attached.) Mr. Silvia motioned to approve the Commission's efforts to look into the by-law. Dr. Bowcock seconded. Vote was unanimous.

FAIRHAVEN HIGH SCHOOL

Mr. Osuch summarized the "Appeal Analysis" received from the Massachusetts School Building Authority. (See attached.) Mr. Osuch will speak with Senator Montigny and Representative Straus on the matter.

MASSACHUSETTS TECHNOLOGY COLLABORATIVE

Letter from Massachusetts Technology Collaborative and Renewable Energy Trust regarding financial assistance was discussed. (See attached.)

Selectmen's Meeting – September 10, 2007

Mr. Silvia motioned to authorize the Chairman to sign the Agreement between the Massachusetts Technology Collaborative and the Town of Fairhaven. Dr. Bowcock seconded. Vote was unanimous.

FAIRHAVEN POOL COMMITTEE

Mr. Manzone read a letter from Kenneth Pottel, Chairman of the Fairhaven Community Pool Committee, requesting the Committee be opened up to new members. (See attached.)

Mr. Manzone read a letter from Marianne Murray requesting appointment to the Pool Committee. Mr. Silvia motioned to appoint Marianne Murray to the Committee. Dr. Bowcock seconded. Vote was unanimous. Term to expire May 31, 2008.

Donations to the Community Pool Committee in the amount of \$41.00 were accepted.

“FREEDOM HOUSE”

Mr. Manzone read the letter from Dennis R. Allen, Executive Director of Veterans Transition House, asking if there is interest in having a Freedom House located in Fairhaven for homeless veterans. (See attached.) The matter will be referred to William Roth. Mr. Roth will be asked to meet with Mr. Allen and let him know the Town is interested in the project.

COMMONWEALTH OF MASSACHUSETTS

The Division of Capital Asset Management is seeking to lease space in Fairhaven for the Registry of Motor Vehicles. There is no available space in Fairhaven.

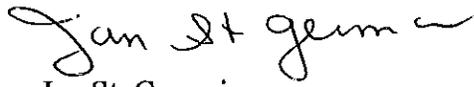
WENDY'S RESTAURANT

A REQUEST WAS RECEIVED FROM Bill Harris, District Manager of Wendy's, to extend operating hours to 2:00 a.m., effective September 17, 2007. Mr. Silvia motioned to approve the request. Dr. Bowcock seconded. Vote was unanimous.

EXECUTIVE SESSION

At 8:28 p.m., Mr. Silvia motioned to go into executive session to discuss Comcast Contract negotiations, Police Contract negotiations, Dispatcher Contract negotiations, inter-municipal agreement with New Bedford for Popes Island water/sewer, personnel issues (Jeanne Reedy), a Clerical Union grievance (Kelley Ferranti) and not to reconvene in open session. Dr. Bowcock seconded. Vote was unanimous. Roll call vote 3-0.

Selectmen's Meeting -- September 10, 2007

A handwritten signature in cursive script that reads "Jan St Germain". The signature is written in black ink and includes a long horizontal flourish at the end.

Jan St. Germain
Secretary

60.

FAIRHAVEN HISTORICAL COMMISSION

Board of Selectmen
40 Center Street
Fairhaven, Massachusetts 02719

August 22, 2007

Dear Sirs:

The Historical Commission discussed during our August meeting proposing a demolition delay bylaw. I would be willing to provide to your Board information as outlined at a regional historical commission meeting earlier this year. Several members of the Commission attended this meeting at which the pros and cons of such a by-law as well as steps needed to implement it were outlined by a representative of the State Historical Commission.

Sincerely,



David Despres
Chairman
Fairhaven Historical Commission
244 Main Street
Fairhaven, Massachusetts 02719
508-999-6057

RECEIVED
2007 AUG 27
11:48
BOARD OF SELECTMEN
FAIRHAVEN MASS

ON SEPTEMBER 10, 2007, THE BOARD OF SELECTMEN VOTED TO APPROVE THE HISTORICAL COMMISSION'S EFFORTS TO LOOK INTO THE "DEMOLITION DELAY BY-LAW".



APPEAL ANALYSIS

Fairhaven
High School
C19973530

Board Approved Date >

Project Grant before appeal 20,250,690
Project Grant after appeal 21,979,917

Final View Yes

Project start date 12/20/96
Project end date 4/15/00
Last day for eligible reimbursement 3/31/01

= cushion park
= punch list
= unspent settlement

Item	Class	Vendor	Date Paid	Amount Paid	Invoice Amount	Ineligible Cost	Ineligible Cost Code for appeal by District	Reason Code for Ineligible Cost	Additional Explanation/Justification provided by District with Appeal	Doc. Supplied	Audit Staff Recommendation & Note Code	Amount of ineligible reversed
1	GC	Eastern Construction Co.	Various	538,273	538,273	538,273	338772	1	Reconstruction of Cushman Park	Yes	Reverse E	528,161
2	GC	Eastern Construction Co.	Various	346,052	346,052	346,052	346052	1	Reconstruction of Cushman Park	Yes	Reverse E	346,052
3	GC	Eastern Construction Co.	Various	92,957	92,957	92,957	32957	1	Reconstruction of Cushman Park	Yes	Reverse	92,957
4	Sub C	Advance Air & Heat Co. Inc.	Various	12,070	12,070	12,070	12070	4	Repaired serious heating problems due to improper construction work performed by Eastern. Payment was from retain age withheld from Eastern Construction.	NO	Reverse A	12,070
5	Sub C	All Security	4/18/01	108	108	108	108	1	Locks-Cushman Park concession	NO	No Change B	-
6	Sub C	All Security	1/4/00	4	4	4	4	1	Locks-Cushman Park concession	NO	No Change B	-
7	Sub C	Allen Seed Store	Various	11,313	11,313	11,313	11313	1,4	\$6,925 is for Water Reel. All costs were pay for seed and fertilizer to refurbish areas.	Yes	Reverse A	11,313
8	Sub C	Alpha Omega	11/30/01	28,300	28,300	28,300	28300	4	Repaired leaks in link area and	NO	Reverse A	28,300
9	Sub C	Alpha Omega	2/4/02	10,200	10,200	10,200	10200	2,4	Repaired leaks in link area and	NO	Reverse A	10,200
10	Sub C	Alpha Omega	5/13/02	4,500	4,500	4,500	4500	2,4	Repaired leaks in link area and	NO	Reverse A	4,500
11	Sub C	Alpha Omega	6/10/02	4,000	4,000	4,000	4000	2,4	Repaired leaks in link area and	NO	Reverse A	4,000
12	Sub C	Alpha Omega	4/29/02	19,300	19,300	19,300	19300	4	Repaired leaks in link area and	NO	Reverse A	19,300
13	Sub C	Alpha Omega	6/10/02	14,400	14,400	14,400	14400	4	Repaired leaks in link area and	NO	Reverse A	14,400
14	Sub C	Alpha Omega	7/22/02	9,200	9,200	9,200	9200	2,4	Repaired leaks in link area and	NO	Reverse A	9,200
15	Sub C	Baynes Electronic	10/15/99	34	34	34	34	1	Parts & material for Cushman Park lighting and concession stand.	NO	No Change B	-
16	Sub C	Baynes Electronic	1/18/00	24	24	24	24	1	see above	Yes	Reverse	24
17	Sub C	Baynes Electronic	7/2/01	137	137	137	137	1	see above	Yes	Reverse	137
18	Sub C	Baynes Electronic	2/25/02	105	105	105	105	4	see above	NO	No Change B	-
19	Sub C	Cemat Contracting Co. Inc	9/24/01	1,000	1,000	1,000	1000	4	Repaired Handicap rails at front entrance, replaced ceiling ties, masonry repairs to front stair area and railings in auditorium. Payment for this work was from retain age withheld from Eastern.	NO	Reverse A	1,000
20	Sub C	Cemat Contracting Co. Inc	1/30/02	3,500	3,500	3,500	3500	4	see above	NO	Reverse A	3,500
21	Sub C	Cemat Contracting Co. Inc	4/12/02	10,260	10,260	10,260	10260	4	see above	NO	Reverse A	10,260
22	Sub C	Century Paving & Construction	6/3/02	6,055	6,055	6,055	6055	4	Replacement of concrete sidewalk and wheelchair ramp. Payment for this work was from retain age withheld from Eastern.	NO	Reverse A	6,055
23	Sub C	Construction Materials Corp.	7/12/99	1,990	1,990	1,990	1990	1	Loam used at Cushman Park to repair puddles, ponds, etc due to poor landscaping by Eastern. Payment from retain age withheld from Eastern.	NO	Reverse A	1,990
24	Sub C	Delta Electric Motor & Generator	9/16/02	5,705	5,705	5,705	5705	4	Repaired H/S exhaust system. Payment from retain age withheld from Eastern.	NO	Reverse A	5,705
25	Sub C	E.W. Audit & Sons Inc.	Various	106,121	106,121	106,121	106121	1	Installation of ball field lights at one soft	Yes	Reverse	106,121
26	Sub C	Eagle Electronic Supply	11/22/99	21	21	21	21	1	Parts for conduit for lighting in	Yes	Reverse	21
27	Sub C	Eagle Electronic Supply	8/7/00	99	99	99	99	1	Parts for conduit for lighting in	Yes	Reverse	99
28	Sub C	Eagle Electronic Supply	6/25/01	84	84	84	84	1	Parts for conduit for lighting in	Yes	Reverse	84
29	Sub C	EJP	11/30/98	849	849	849	849	1	Water meter for Cushman Park	Yes	Reverse	849

0	Sub C	Fairhaven Alarm System	2/25/02	586	586	4	Installed Sump pumps. Payment from	Yes	Reverse A	586
31	Sub C	Fairhaven Excavating	Various	13,746	13,746	1	Loam used to repair puddles and	Yes	Reverse A	13,746
32	Sub C	Fortin Electrical	10/30/98	177	177	5	Rental of Bucket Truck from finals,	Yes	Reverse A	177
33	Sub C	Fortin Affordable	6/28/99	450	450	1	Part of Cushman Park lighting conduit	Yes	Reversed	450
34	Sub C	Fortin Affordable	7/6/99	175	175	1	Part of Cushman Park lighting conduit	Yes	Reversed	175
35	Sub C	Franklin Bros. Inc	Various	10,303	10,303	1	Installation of sewer line for Cushman Park concession stand to replace damaged line.	Yes	No Change B	-
36	Sub C	George Kirby, Jr	6/16/03	582	582	4	Paint to correct Punch List. School	NO	Reverse A	582
37	Sub C	Granite City Electric Supply	Various	1,698	1,698	5	Lighting installed at H/S.	NO	No Change	-
38	Sub C	Granite City Electric Supply	Various	2,708	2,708	1	Lighting supplies for Cushman Park	Yes	Reverse	2,708
39	Sub C	John Hoadley and Sons Inc.	9/11/00	490	490	1	Installation of gate valve on water main	Yes	Reverse	490
40	Sub C	Kenny's Farm Stand	4/12/02	2,350	2,350	4	Replacement of dead trees at H/S that were installed by Eastern. Payment from retain age withheld from Eastern.	NO	No Change	-
41	Sub C	M.A.G. Irrigation Inc.	10/16/00	8,970	8,970	1	Installation of underground waterline for Cushman Park irrigation system.	Yes	Reverse	8,970
42	Sub C	New England Piping	12/13/02	15,100	15,100	4	Installation of Ventilation Air Preheat Vent to eliminate freezing of pipelines that were installed by Eastern.	NO	No Change	-
43	Sub C	Perma Line Corp. Of N.E.	9/5/00	1,522	1,522	5	Striping of H/S pavement and signs for entrance, exits and drop off zone, etc.	Yes	Reverse	1,522
44	Sub C	Plumbers Supply Company	8/28/00	190	190	5	Copper piping for Cushman Park	Yes	Reversed	190
45	Sub C	Prime Rental & Leasing	7/15/98	3	3	7	Twenty Foot container to store school materials in Jul 1998 during H/S construction/rehab.	NO	No Change	-
46	Sub C	Prime Rental & Leasing	11/30/98	60	60	8	Twenty Foot container to store school materials in Jul 1998 during H/S construction/rehab.	NO	No Change	-
47	Sub C	Railings Unlimited	5/8/00	1,626	1,626	1	Flag pole for Cushman Park.	Yes	Reversed	1,626
48	Sub C	Richard Nunes Plumbing	6/25/01	120	120	1	Replaced faucets at Cushman Park	NO	No Change B	-
49	Sub C	Souza Branco Electric	11/13/01	17,500	17,500	4	Installed parking lot light on North side of H/S by auditorium entrance. (Not on original drawings)	NO	No Change	-
50	Sub C	Souza Branco Electric	2/11/02	4,500	4,500	4	see above	NO	No Change	-
51	Sub C	Stiles Co. Inc.	8/28/00	486	486	1	Materials for water system at Cushman	Yes	Reversed	455
52	Sub C	Sylvan Nursery Inc.	6/16/03	988	988	4	Shrubs installed at H/S. Payment from retain age withheld from Eastern.	NO	No Change	988
53	Sub C	Vareika Construction Co. Inc.	10/29/01	25,250	25,250	1, 4	Relandscaping of Cushman Park,	Yes	Reversed	25,250
54	Sub C	Vareika Construction Co. Inc.	11/16/01	3,000	3,000	1, 4	Relandscaping of Cushman Park,	Yes	Reversed	3,000
55	Sub C	Veilano Bros. Inc.	9/28/98	795	795	1	Replaced damaged fire hydrant at H/S. Payment from retain age withheld from Eastern.	NO	No Change	-
56	Sub C	Wayne Roofing	2/4/02	9,990	9,990	4	Replacement of Roof outside, Room 7.	NO	Reverse A	9,990
57	Sub C	Williams Plumbing & Heating	1/14/02	1,350	1,350	4	Installation of sump pump/pit orchestra	NO	No Change	-
58	Equip	Ad Tech Systems	6/16/03	29,563	29,563	4	School Dept purchased white boards and other equipment.	Yes	No Change	-
59	Equip	CDW-6	6/16/03	2,745	2,745	4	School Dept purchased equipment	Yes	No Change	-
60	Equip	Core Business Technologies	1/31/02	3,870	3,870	4	School Dept purchased equipment	Yes	No Change	-
61	Equip	Deif Marketing	11/16/01	18,443	18,443	4	School Dept purchased equipment	Yes	No Change	-
62	Equip	Main Board Computer Inc.	6/16/03	12,577	12,577	4	School Dept purchased equipment	Yes	No Change	-
63	Equip	Minolta Business Solutions	4/12/02	937	937	4	School Dept purchased equipment	Yes	No Change	-
64	Equip	O'Brien & Sons, Inc.	9/4/01	28,956	28,956	1, 5	School Dept purchased equipment park that replaced playground equipment removed during reconstruction of Cushman Park.	Yes	Reversed	28,956
65	Equip	Ron Snell & Company	6/6/03	2,720	2,720	1, 4	Storage Containers rented to store school materials due to construction.	NO	No Change C	-
66	Equip	Sears	6/15/98	148	148	5	School Dept purchased equipment	Yes	Reversed	148

7 68	Equip	Signature Signs	6/3/02	50	50	50	50	NO	No Change	1,000
	Equip	Signet Electronic	2/27/01	1,000	1,000	1,000	1,000	Yes	Reversed	1,000
69	Equip	Staples	Various	5,312	5,312	5,312	5,312	Yes	Reversed	5,312
70	Equip	Winbook	8/2/00	6,448	6,448	6,448	6,448	NO	No Change	-
71	Equip	Group Comm	12/8/03	8,753	8,753	8,753	8,753	Yes	No Change	-
72	Equip	CDW-G	12/8/03	2,841	2,841	2,841	2,841	Yes	No Change	-
73	Other	Nonian/Siani Engineering, Inc.	9/3/02	4,080	4,080	4,080	4,080	Yes	No Change	-
74	Other	Fed Ex.	10/11/94	23	23	23	23	NO	Reverse A	4,080
75	Other	Fed Ex.	7/14/95	16	16	16	16	NO	No Change	-
76	Other	Fed Ex.	11/4/96	18	18	18	18	NO	No Change	-
77	Other	Frank Almieda	10/11/94	58	58	58	58	NO	No Change	-
78	Other	Arthur Montiz	3/20/95	400	400	400	400	NO	No Change	-
79	Other	U.S. Postage	Various	1,714	1,714	1,714	1,714	NO	No Change	-
80	Other	W.B. Mason	Various	1,176	1,176	1,176	1,176	NO	No Change	-
81	Other	Hathway Publishing	n/a	30	30	30	30	NO	No Change	-
82	Other	In their News	4/12/02	366	366	366	366	NO	No Change	-
83	Other	Standard Times	Various	318	318	318	318	NO	No Change	-
84	Other	Perry, Hicks, Crotty and Mitchell	Various	109,868	109,868	109,868	109,868	NO	No Change	-
85	Other	Merrimack Educational Center	10/28/02	2,520	2,520	2,520	2,520	NO	No Change	-
86	Other	Merrimack Educational Center	5/5/03	937	937	937	937	NO	No Change	-
87	Other	Merrimack Educational Center	6/16/03	1,500	1,500	1,500	1,500	NO	No Change	-
88	Other	ComElectric	10/24/00	212	212	212	212	NO	No Change	-
89	Other	Insurance Recovery	5/15/05	250,000	250,000	250,000	250,000	NO	No Change	250,000

4 ADA signs in corridors at H/S.
 3 Correct TV cable in multiple rooms installed by Eastern. Payment from retain age withheld from Eastern.
 5 School Dept purchased equipment
 3 School Dept purchased equipment
 4 School Dept purchased equipment
 4 School Dept purchased equipment
 4 Engineering firm hired to design Mailings to Architects
 5 Mailings to Architects
 5 Mailings to Architects
 11 Delivery to Architect
 6 Artist rendition of proposed changes of H/S.
 11 Postage
 11 Binders to hold correspondence, bills, etc for H/S Project.
 4 Ad to Bid for finals replacement.
 4 N/A.
 12 N/A.
 13 Legal expenses of \$26,808.18 was spent for litigation under separate review.
 4, 5 Preparing documents for Final Audit.
 4 Preparing documents for Final Audit.
 4 Preparing documents for Final Audit.
 1, 10 (Incorrect note from City) utility cost
 14 Settlement with Flansburg for improper design of gym. Town Meeting authorized the School Dept to expand the gym, which is being designed to be bid this year.

Total Appeal Items reversed.....\$ 1,572,699

Totals \$ 1,848,976 \$ 1,848,976 \$ 1,848,976
 Total items appealed.....\$ 1,765,698
 Total items not appealed 96,404
 Total ineligible amount per appealed draft report.....\$ 1,862,042

Exhibit B Information

Appeal Request	Appeal/Approved (reversed/ineligibles)	Appeal Denied	Overall Grant Impact
1,765,698	1,572,699	192,939	1,729,227

List of Reason codes used in Draft Report

- Amounts for Cushman Park.
- Invoice exceeds contract agreement.
- Inadequate support to verify purpose of expenditure.
- Invoice for Costs incurred after eligible time.
- Invoice not related to project.
- Amount is for groundbreaking costs.
- Amount is for sales taxes.
- Amount is a duplicate cost.
- Amount is for normal recurring supply items.
- Amount is for utility costs.
- Amount is for Administrative costs.
- Amount is for Finance Charges.
- Amount is for Legal fees.
- Amount received as part of an insurance settlement.

Notes tied to recommendations
 A Punch List item (total held from Gen. Contractor's final payment \$300,000)
 B Cost related to Concession Stand.
 C Storage costs are ineligible
 D Possible reverse need documentation on costs incurred etc. do as hold back
 E 10,112 listed on Sch. Of Values as Field Events, Track and Field Event
 F
 G
 H



RECEIVED
2007 AUG 31 P 12:36
BOARD OF SELECTMEN
FAIRHAVEN MASS

August 29, 2007

Ronald J. Manzone
Chairman, Board of Selectmen
Town Hall
40 Center Street
Fairhaven, MA 02719

Re: Notice of Financial Assistance
Community Wind Collaborative/Standard Financial Offer
(2007-CWC-01a)

Dear Mr. Manzone:

We are pleased to inform you that the Massachusetts Technology Collaborative has approved the Town of Fairhaven's request for financial assistance from the Renewable Energy Trust in an amount not to exceed \$114,000 for development support under the Community Wind Collaborative Standard Financial Offer. This funding is to support activities related to a project consisting of two 1.5 MW-class wind turbines (the "Project") on municipal property in the vicinity of the Fairhaven waste water treatment facility and Department of Public Works off Arsene Street.

The Town will be able to access these funds in two ways:

- 1) by hiring firms of the Town's own choosing, in which case MTC will disburse grant funds directly to the Town based upon obligations incurred by the Town; and/or
- 2) by using firms which are already under contract with MTC, in which case MTC will pay the firm directly and deduct amounts disbursed from the award.

MTC prefers that the Town use the first method to the extent feasible. Furthermore, when using firms that are under contract with MTC the Town will be responsible for negotiating scopes of work and budgets, with assistance from MTC. The actual work order will be between MTC and the firm.

We will shortly forward to you a grant agreement between MTC and the Town of Fairhaven detailing the terms of this award. Please note that the grant cannot pay for any services provided prior to the date of execution of the grant agreement. The MTC manager for this project, Nils Bolgen, will work with you on an ongoing basis to manage the allocation of grant funds to specific project tasks.

In addition to the development support grant, MTC is reserving \$3,720,000 for the purchase of Renewable Energy Certificates generated by the project. We understand that Fairhaven is negotiating with a private entity that will enter into a land lease agreement with the Town, and develop and own the Project. Once Fairhaven has completed negotiations with the developer and the developer has finalized its wind turbine selection, the selected developer will have to

Mr. Ronald A. Manzone

August 29, 2007

Page 2

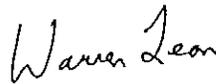
submit a Standard Financial Offer Phase 2 application so that MTC can finalize the REC contract with the developer.

All communication and publicity regarding this Grant must be coordinated through MTC's Director of Communications, Chris Kealey (508.870.0312 ext. 1240). We look forward to working with you on the successful implementation of the Project. Please contact Nils Bolgen (508.870.0312, ext.1402) if you have any questions.

Very truly yours,



Mitchell Adams
Executive Director
Massachusetts Technology Collaborative



Warren Leon, Ph.D.
Director
Renewable Energy Trust

cc: Jeffrey Osuch, Executive Secretary

91A

Kenneth Pottel
Fairhaven Community Pool Committee
22 Wampanoag Drive
Fairhaven MA 02719

Honorable Selectman
Fairhaven Town Hall
40 Centre Street
Fairhaven, MA 02719

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2007 AUG 27 P 1:48
BOARD OF SELECTMAN
FAIRHAVEN MASSACHUSETTS

RE: Fairhaven Community Pool Committee

We are asking that you open up the Community Pool Committee to new members. Many of our members are not active and we feel we need to increase the number of members in order to go forward. At this time we have a number of individuals who are working with the committee who are not members of the committee and would like to become members. We will be contacting those members who have not been active and who have told us they can no longer be active on the committee so that they can officially withdraw from the committee.

We are in the process of preparing a report for the board on the current status of the project.

Sincerely,

Kenneth Pottel
Chairman



I would like to request that the Wendy's at 7 Fairhaven Commons, Fairhaven Ma. be granted permission to extend our operating hours to 2 AM effective September 17, 2007. The restaurant currently closes at 1 AM. You may contact me on my cell phone at 508-298-2343 or the store manager, Karen Smola at 508-999-4407 if you have any questions.

Thank You
 Bill Harris
 District Manager

No issues from PD
 Gary Souza

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2007 AUG 31 10:36

FAIRHAVEN MASS

cc: Police Chief