

Selectmen's Meeting – September 22, 2008

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

Also in attendance was Jeffrey Osuch.

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

Dr. Bowcock motioned to approve the minutes of September 8, 2008. Mr. Murphy seconded. Vote was unanimous.

Dr. Bowcock motioned to approve the minutes of the September 8, 2008 executive session. Mr. Murphy seconded. Vote was unanimous.

Dr. Bowcock motioned to approve the minutes of September 16, 2008. Mr. Murphy seconded. Vote was unanimous.

ALDEN VOLKSWAGEN FAIRHAVEN, INC.

Alden Volkswagen Fairhaven, Inc., 3 Whaler's Way, submitted an application for a Class I License. E. James Lutz, President of the corporation was present. Mr. Silvia read the memo from the Planning and Economic Development Director, which stated "There are no Planning Board issues with the (3 Whaler's Way) proposal, as it is for a temporary use of the site, until a permanent dealership can be established on the adjacent vacant parcel to the south of the existing dealership, Map 36, Lot 15. It is recommended that the Board of Selectmen put a condition on the license that the owner need to, within one year, apply to the Planning Board for a Special Permit to establish the permanent dealership." Dr. Bowcock motioned to approve the application with the recommendation from the Planning and Economic Development Director. Mr. Murphy seconded. Vote was unanimous.

TAX COLLECTOR

Dr. Bowcock motioned to re-appoint Carol Brandolini, Tax Collector, for a term of one year. Mr. Murphy seconded. Vote was unanimous. (Term to expire September 22, 2009)

CDBG HOUSING APPEAL

Juliann Miranda was present for a CDBG appeal for her property at 132 Green Street. William Roth, Planning and Economic Development Director, is the Administrator of CDBG. Mr. Roth denied Ms. Miranda request for assistance from the Fairhaven Housing Rehabilitation Program because the property at 132 Green Street is not owner occupied and has been condemned. According to Massachusetts DHCD guidelines, the Housing Rehabilitation Program may spend up to \$35,000. per unit, assuming the property has lead paint. Because of their age, most of the homes in the target area have lead paint. Mr. Roth also stated that even if \$35,000. was invested in the property, it may still not be

Selectmen's Meeting – September 22, 2008

habitable. He summarized his memo submitted to the Selectmen on the issue. (See attached.) Ms. Miranda stated photos were taken of the house for the grant. She said she wants to bring back the house and live there. Mr. Roth said it was one of several homes photographed for the grant. Grant requirements require a home to be owner occupied. Funding is not for “gut” rehab projects. Discussion followed. Mr. Roth told Ms. Miranda she may apply for grant funding once the property is owner occupied and the house is livable. Funding for this Block Grant must be expended by December of 2009. The Board agreed grants are very specific. The Board will not put the Town in a position to not receive future funding. The house must be owner occupied. Dr. Bowcock motioned to deny the appeal. Mr. Murphy seconded. Vote was unanimous.

EXECUTIVE SECRETARY'S REPORT

Town Hall Job Meeting is scheduled for September 23, 2008 at 2:00 p.m.

Retirement Board will meet on September 29, 2008 at 8:30 a.m. at Town Hall.

Wind Turbines will be discussed at a meeting on September 29, 2008 at 7:00 p.m. at the Marion Music Hall.

Dr. Bowcock and Mr. Osuch will meet with representatives of NSTAR on September 30, 2008 at 2:00 p.m. to discuss the street light purchase.

CDBG Engineering Firms will be interviewed on September 30, 2008 beginning at 5:00 p.m.

Mattapoisett River Valley Water Plant Job Meeting is scheduled for October 1, 2008 at 9:00 a.m.

Town Hall Job Meeting is scheduled for October 1, 2008 at 2:00 p.m.

Economic Study Committee will meet at 1:00 p.m. on October 2, 2008 at Town Hall.

Clerical Union negotiations are scheduled for 3:00 p.m. on October 2, 2008 at Town Hall.

Finance Committee will meet on October 2, 2008 at 7:00 p.m. at the Board of Public Works.

Dr. Bowcock motioned to authorize payment to Contractors Network, Inc., 190 Taunton Avenue, Seekonk, MA in the amount of \$38,873.05. Mr. Murphy seconded. Vote was unanimous. (Union Wharf Building Emergency Repairs)

Selectmen's Meeting – September 22, 2008

SPECIAL TOWN MEETING

Police Union Contract Arbitration Award was received. Mr. Osuch summarized the settlement. (See attached.) Town Meeting must vote to fund the settlement. If Town Meeting feels the settlement is not feasible, negotiations must start again.

Dr. Bowcock motioned to schedule a Special Town Meeting for Wednesday, October 29, 2008 at 7:00 p.m. Mr. Murphy seconded. Vote was unanimous.

Dr. Bowcock motioned to set the deadline for articles at 4:00 p.m. on October 1, 2008. Mr. Murphy seconded. Vote was unanimous.

BUILDING DEPARTMENT

The Building Commissioner requested permission to carry over seven (7) vacation days beyond his anniversary of September 19, 2008. Dr. Bowcock motioned to approve the request. Mr. Murphy seconded. Vote was unanimous.

Dr. Bowcock motioned to re-appoint Wayne Fostin, Building Commissioner for a term of five (5) years. Mr. Murphy seconded. Vote was unanimous. (Term to expire September 22, 2013.)

CONSERVATION COMMISSION

Mr. Silvia read Kathy Sturtevant's letter of resignation from the Conservation Commission. (See attached.) The Board thanked Ms. Sturtevant for her dedicated years of service to the Commission.

TAYLOR CULTURED SEAFOOD, INC.

Mr. Silvia read a letter from Rodman Taylor. (See attached.) Mr. Taylor will donate 100,000 bay scallop seed to the Town.

TOWN HALL AUDITORIUM

Mr. Silvia left the room.

Dr. Bowcock read the letter from Terrence Meredith, Chairman of the Veteran's Dinner Dance Committee, Fairhaven Improvement Association. (See attached.) Mr. Murphy motioned to grant permission to use the facilities at the Town Hall to hold a Veteran's Day Dinner Dance on Saturday, November 8, 2008 from 6-11 p.m. Dr. Bowcock seconded. It was so voted. Dr. Bowcock motioned to waive rental fees and only charge a custodial fee. Mr. Murphy seconded. It was so voted.

Selectmen's Meeting – September 22, 2008

Dr. Bowcock motioned to approve the application submitted by the Fairhaven Historical Society to hold a “Historical Presentation” by Cora Pierce on November 14, 2008 from 7-9 p.m. in the Town Hall Auditorium. Rental fees and custodial fee will not be charged.

Mr. Silvia returned to the meeting.

BOAT RAMPS & WATERFRONT RECREATIONAL PROPERTY COMMITTEE

Mr. Silvia read the letter from Tim Cox, Chairman of the Boat Ramps and Waterfront Recreational Property Committee, suggesting yearly parking fees for Hoppy's Landing be eliminated next year for anyone who purchased a sticker this year. (See attached.)

Mr. Silvia read the letter from David Darmofal, Harbormaster, regarding Hoppy's Landing Parking stickers. (See attached.) The Board stated the parking sticker policy will remain as is.

DISABILITY COMMITTEE

Dr. Bowcock motioned to appoint Diane Rocha to the Disability Commission. Mr. Murphy seconded. Vote was unanimous. (Term to expire May 31, 2011.)

STATE LOTTERY COMMISSION

Notice was received from the Massachusetts State Lottery Commission informing the Town the Ebb Tide, 47 Middle Street, applied for a Keno License.

NSTAR GAS

Dr. Bowcock motioned to approve the petition to install a new gas service at 55 Akin Street. Mr. Murphy seconded. Vote was unanimous.

Dr. Bowcock motioned to approve the petition for gas line maintenance at 20 Main Street. Mr. Murphy seconded. Vote was unanimous.

Dr. Bowcock motioned to approve the petition for gas line maintenance at 117 Farmfield Street. Mr. Murphy seconded. Vote was unanimous.

Dr. Bowcock motioned to approve the petition for gas line maintenance at 48 Pleasant Street. Mr. Murphy seconded. Vote was unanimous.

PEACE PROCLAMATION

Dr. Bowcock motioned to issue a proclamation for the United Nations “International Day of Peace” on September 21, 2008. Mr. Murphy seconded. Vote was unanimous.

Selectmen's Meeting – September 22, 2008

BOARD OF ASSESSORS

On September 16, 2008, the Board of Selectmen voted to appoint Jane Bettencourt Administrative Assessor and to have the Personnel Board review compensation.

Dr. Bowcock motioned to appoint Ronald J. Manzone to the Board of Assessors. Mr. Murphy seconded. Vote was unanimous. (Term to expire May 31, 2009.)

OTHER MATTERS

The Board congratulated Deborah Jenkins on successfully completing the program to become a Certified Council on Aging Director.

Mr. Murphy stated an incredible amount of work has been done to improve Livesey Park and residents are encouraged to use the new facilities.

EXECUTIVE SESSION

At 7:35 p.m., Dr. Bowcock motioned to go into executive session to discuss Dispatcher Union negotiations, Fire Union negotiations, Clerical Union negotiations, Board of Health personnel issues and not to reconvene in open session. Mr. Murphy seconded. Vote was unanimous. Roll call vote 3-0.

Jan St. Germain
Secretary