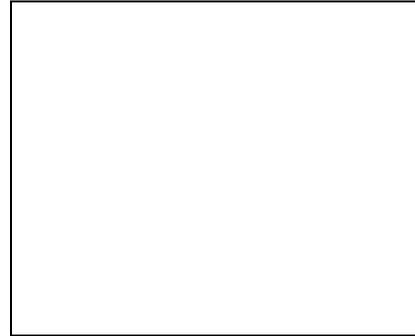


**Town of Fairhaven
Board of Public Works Meeting
April 9, 2012**

Present

G. Steven Riley, Commissioner
Robert Hobson, Commissioner
Kathleen Sturtevant, Commissioner
Geoffrey Haworth, Commissioner
Daniel Freitas, Commissioner
Vincent Furtado, BPW Superintendent
Kathy Tripp, Administrative Assistant
Edward Fortin, Water Superintendent
Leon Couture
Stephen Courtney, Manafort Bros.



I. Call to Order

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

II. Reorganization of Commissioners

A. Chairman

Mr. Hobson motioned to nominate Mr. Riley as chairman. Ms. Sturtevant seconded.

Mr. Riley motioned to nominate Mr. Freitas as chairman. Ms. Sturtevant seconded.

On the first motion: Mr. Hobson, Ms. Sturtevant and Mr. Haworth in favor. Vote 3-0 in favor. Mr. Riley and Mr. Freitas abstained.

B. Vice-Chairman

Mr. Haworth motioned to nominate Mr. Hobson as vice-chairman. Ms. Sturtevant seconded. Vote unanimous.

C. Clerk

Mr. Haworth motioned to nominate Ms. Sturtevant as clerk. Mr. Hobson seconded. Vote unanimous.

III. Routine Matters

A. Signing of Departmental Bills

IV. Approval of Minutes

A. March 26, 2012

Mr. Haworth motioned to approve the minutes of the March 26, 2012 meeting. Ms. Sturtevant seconded. Vote unanimous.

V. Appointments

A. Leon Couture, Re: 8 Eaton Road - Driveway Waiver

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Mr. Couture – I am here representing Ms. Davis. She is requesting an extra large concrete driveway. She has a flooding problem. The street is unpaved and there is no curb cut.

Mr. Hobson – I went by there two hours ago. Is it one house or two?

Mr. Couture – There is the main house and there is a guest house.

Mr. Hobson – You've done nice masonry work on what you've done recently. The road is dirt. There are no other houses in the area. It would be a big improvement. It should be two houses with two driveways. I'd be okay with it.

Ms. Sturtevant – I live down there. The street is horrible. There are issues with flooding. You've done a great job. Cement would improve the parking so there wouldn't be any cars sinking in the mud.

Mr. Haworth – Thirty-four feet is quite large. It's an unimproved street. Gravel to concrete. I'm okay with it.

Mr. Freitas – I'm all set.

Ms. Sturtevant motioned to approve the 34' driveway opening for 8 Eaton Road. Mr. Hobson seconded. Vote unanimous.

B. Stephen Courtney, Manafort Bros., - Re: New Drainlayer

Mr. Courtney – I've been in highway construction since 1985. I am a drainlayer in at least twenty-five different places in Rhode Island and Massachusetts.

Ms. Sturtevant – Everything is in order. What brings you to Fairhaven?

Mr. Courtney – The next phase of the hospital.

Mr. Haworth – Your insurance is from Connecticut. Can you give us one with a Massachusetts rider?

Mr. Courtney – I will.

Mr. Haworth – Has your license ever been revoked?

Mr. Courtney – Never.

Mr. Freitas – You have enough people working for you.

Mr. Hobson – How many employees do you have?

Mr. Courtney – Over three hundred.

Mr. Riley – You have a considerable amount of recommendations and a great deal of equipment.

Mr. Haworth motioned to approve Manafort Bros., Inc. as a drainlayer pending submission of the Massachusetts liability waiver for the insurance. Mr. Freitas seconded. Vote unanimous.

C. David Donnelly, 10 Diamond Street – Re: Water Service Leak

Mr. Donnelly was not in attendance.

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Ms. Tripp – I did not hear from him to confirm his attendance and I did not receive the return receipt from the post office.

Mr. Haworth – Mr. Fortin is here. The leak has gone unrepaired. He has been here before. We're losing money.

Mr. Fortin – It's a considerable leak.

Mr. Haworth – I don't want to table this. He was duly notified to show up.

Mr. Freitas – We've been talking about this for a long time. Something needs to be done but I don't know what. Shut it off or repair it.

Mr. Hobson – I understand that sick people live in the house. I wish someone would fix it. Put a lien on the house.

Ms. Sturtevant – We gave him different options. The water is running off and people see that and are not too happy.

Mr. Riley – Do you have an estimate to repair the leak?

Mr. Fortin – No. I chased a couple of contractors to get prices. He never agreed to do the job with any of them. I just can't send a crew there.

Mr. Haworth – Is it possible to throttle the water, not full pressure? Will that help? We've given him some opportunities. Shut it off or fix it. Give him twenty-one days.

Mr. Fortin – We do have a policy with a time frame and bill to that policy. The extra amount of money he's exceeded the guidelines or we will shut the water off. I chased contractors to go to his house. I would want legal counsel to check about getting a waiver.

Mr. Hobson – Send a registered letter giving him seven days.

Mr. Riley – There's a health issue in the home. I don't want to go that route. We want to go and ask him by written letter to waive liability with Town Counsel's approval. We can fix it and give him a water lien.

Mr. Haworth – Have we ever done this in the past?

Mr. Fortin – No.

Mr. Haworth – Send him a letter and see if he responds. I'm not signing anything without a waiver.

Mr. Riley – If he doesn't sign, he's creating his own mess.

Mr. Furtado – We've bent over backwards. If the town crew can fix it and he signs a waiver, fine. If he doesn't, sign shut the water off. Ed did chase contractors on his behalf.

Mr. Haworth motioned to check with Town Counsel about the liability issue and fix the leak as soon as possible and having the homeowner responsible for the cost or if he doesn't fix the leak in a reasonable amount of time we take the next step and terminate the service. Ms. Sturtevant seconded. Vote unanimous.

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V. Items for Action

A. Rockwood Corp. – Final Pay Requisition

Mr. Fortin – I'd like to pass over this.

B. Brown and Caldwell – Pay Requisition

Mr. Furtado – Pass over this.

C. WES Construction – Pay Requisition #26

Mr. Riley – The amount is \$168,150.00.

Mr. Haworth – What percent is complete to date?

Mr. Furtado – I'll have to get that for you.

Mr. Freitas motioned to pay WES Construction \$168,150.00. Ms. Sturtevant seconded. Vote unanimous.

D. Livesey Park Storage Building – Fairhaven Youth Football

Mr. Haworth – The football league, where the old bathrooms are, they want to demolish that building and turn it into a field house. They do have some plans. I'd like to put it on the next agenda.

Mr. Riley – That's great, but the building will be Town owned and Town managed. There's no special treatment.

Mr. Haworth – They are aware of that.

Mr. Furtado – I'll check with Town Counsel about a group building a shed on Town property and entering into a renewable agreement. There may be 30B requirements with the procurement law.

Mr. Haworth – There is a licensed general contractor willing to do it for free.

E. Cushman Park Lighting – July 5-7 for Vietnam Moving Wall

Mr. Riley – The request is now they want more lights. I didn't know if we could light up just one section.

Ms. Tripp – Mr. Charbonneau was going to have the lights on one night to see how that would work. The electrician is out today so I don't know how they made out.

Mr. Riley – They want all the lights on the softball field and track.

Ms. Tripp – That could be quite expensive.

Mr. Freitas – I'd don't think we'll get any complaints. It's pretty important.

Mr. Hobson - I agree with Mr. Freitas. It's long overdue. We don't want any vandalism. There should be a lot of people there. Put the lights on from 8:00 to 10:00.

Mr. Riley – They want the lights on all night.

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Ms. Sturtevant – On the Green Street side, it's not that much for a couple of days. I think people will deal with it.

Mr. Hobson – If the Town can't afford it, I'll pay for it.

Mr. Hobson motioned to allow the requested lighting for Cushman Park on July 5th – 7th. Mr. Haworth seconded. Vote unanimous.

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

Mr. Furtado – At the last meeting I told you Bill Roth on the CDBG project could do extra drainage. Geoff asked me how much money he would need from Chapter 90. We had already given him \$50,000. That extra work is included in that number. There is no additional money needed.

The turbine start date is scheduled for Earth Day, April 22nd.

Hazardous Waste Day; that will be voted on at Town Meeting. It's usually in September.

Benoit Square; we added the cracked sidewalk to the punch list for the state.

I attended in Worcester a meeting on the solar panels and the snail tracks. There were twelve communities with ARRA money. All twelve had some panels with snail tracks. That's all within the warranty. After ten years they should still be 90% effective.

Mr. Haworth – Are the panels now 100%?

Mr. Furtado – I don't have the answer to that.

Mr. Freitas – Can we have the electrician check?

Mr. Furtado – I finally purchased a vehicle. I should have it sometime this month.

We put up the posting for the foreman's position for Jon Scieskza's job.

Bob Viveiros will be retiring May 4th. We'll have something here for them.

Mr. Haworth – Mr. Fortin, is there still a position opened in the Water Department?

Mr. Fortin – No, just the foreman.

Mr. Furtado – LAL, the contractor for Howland Road; we paid them money that the state paid as well. They sent us a bill so we paid it. The State approving that probably means that they will amortize the Chapter 90 funds.

Ed and I last week went to West Marine to meet with Fairhaven Excavating. They questioned how things were done internally with GCG. They do a good job for us but they don't sign time sheets on that day. They are trying to track the time.

Mr. Fortin – We were approached by the City of New Bedford about the bridge. Part of the construction is to replace the insulation and the hangers near Crystal Ice. They took a look at it and it's corroded and rusted on the water pipe. That pipe is going to have to be replaced. We will have to furnish the businesses on Pope's Island with water.

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Mr. Riley – Put that on the next agenda.

Mr. Fortin – It's cut and dry. We will do a switch over.

Mr. Furtado – We will provide them with water and bill them.

Mr. Hobson – Fir Street; to the left side there are potholes. Did you find out about the paint?

Mr. Furtado – It's in September but they have to wait for Town Meeting to approve the funds.

Mr. Hobson – Frates; they will put a dumpster for tires and batteries. The town collects \$2 per tire. He'll charge us \$2/1. Batteries too.

Ms. Tripp – I'll check to see what we pay now.

Mr. Haworth – You'd have to post it.

Mr. Hobson – What about summer jobs?

Ms. Tripp – They can start in June.

Mr. Hobson – In the local paper I read about the Planning Board and chip seal. Roth said he doesn't want to ride his bike on it; you have to use a mountain bike.

Mr. Riley – Mr. Charbonneau and Vinnie sent the spec to the Planning Board.

Mr. Haworth – I had a conversation with the Chairman of the Planning Board about chip seal. They are a little uncertain about it. They are sending it to their engineers to look at it.

Ms. Sturtevant – The Sheriff's Department has been picking up litter on Scoticut Neck and West Island. I've seen the sweeper out there too.

Mr. Furtado – We are trying to get them to take care of the graffiti too.

Mr. Haworth – Howland Road at Benoit Square; the timer for the lights are set at four minutes, twelve seconds. Can you check on that?

Ms. Tripp – Maybe they changed the timer when the bridge was closed and forgot to change it back.

Construction with the bridge; the park across the street from the Seaport Inn, the trees are boxed in and there is silt fence around the property. Do you know who did that?

Mr. Furtado – I'll check.

Mr. Freitas – All set.

Mr. Riley – Did they take care of the profanity on the south side of the towers?

Mr. Furtado – I believe it was.

Mr. Riley – At candidate's night someone brought up about painting the West Island Tower. It was painted about five or six years ago. The Bristol County Sheriff's Department helped us out with it.

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VIII. Set Date for the Next Meeting

Mr. Haworth motioned to hold the next meeting on April 23, 2012 at 6:30 p.m. Ms. Sturtevant seconded. Vote unanimous.

IX. Adjourn and Executive Session

Mr. Riley motioned to adjourn the open session at 7:26 p.m. and enter into executive session to discuss the Digester and Union Negotiations and not to reconvene the open session. Mr. Hobson seconded. Vote unanimous.

Roll call taken: Mr. Riley, Mr. Hobson, Ms. Sturtevant, Mr. Haworth and Mr. Freitas in favor.

Respectfully submitted,

Kathy A. Tripp
Administrative Assistant