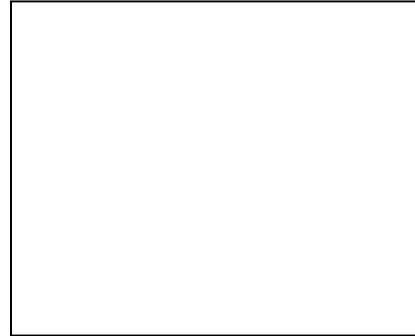


**Town of Fairhaven
Board of Public Works Meeting
September 26, 2016**

Present

Michael Ristuccia, Commissioner
Robert Hobson, Commissioner
Brian Wotton, Commissioner
Kathleen Sturtevant, Commissioner
Jarrod Lussier, Commissioner
Vincent Furtado, BPW Superintendent
Kathy Tripp, Administrative Assistant
Robert Fernandes, Contractor
Richard Hayes, Hayes Excavating
Linda Schick, Sewer Superintendent
Robert Gomes, Sewer Department



I. Call to Order

Mr. Ristuccia called the meeting to order at 6:00 p.m.

II. Routine Matters

A. Signing of Departmental Bills

III. Approval of Minutes

A. September 12, 2016

Mr. Wotton motioned to approve the minutes of the September 12, 2016 meeting. Mr. Hobson seconded. Vote 4-0 in favor with Ms. Sturtevant abstaining.

IV. Appointments

A. Robert Fernandes, Contractor – Re: 13 Hathaway Street – Driveway Violation

Mr. Ristuccia – Are you approved for driveway installations?

Mr. Fernandes – No.

Mr. Ristuccia – We are drainlayers for sewer and water.

Mr. Fernandes – Across the street at 11 Hathaway the neighbor came over and asked us to clean up the driveway. We brought her some gravel and seashells. I don't normally do driveways. I never applied for the license to do driveways.

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Mr. Ristuccia – I think conservation has an issue here. To the right of this is a conservation area and people were parking there and it was worn out so they just cleaned it up and seashells. Real rub came when it became within one-hundred feet of wetlands. It became an issue with conservation.

Mr. Furtado – It's because of the driveway it came to us.

Mr. Ristuccia – I might say that hearing what he said I don't think they really did that much. Took out some mud and put in gravel. My feeling would be to go and get the conservation part all fixed and let us know what it is based on conservation.

Mr. Hobson – It's not his problem.

Mr. Ristuccia – Even to the homeowner part.

Mr. Hobson – Let conservation deal with it and come back.

Mr. Wotton – Honestly don't think that we have a problem here. I don't want to push the issue. Have your insurance now you know to do that to get you on that list. It's a \$100 fine for no permit. Just apply the \$100 no permit fee and be done with it. Not change the fact move forward and get it off our table.

Mr. Furtado – The only issue whatever material you put down it has to be approved by conservation.

Mr. Fernandes – We didn't deliver the seashells. Medeiros & Sons did. We haven't spread them.

Mr. Wotton – Vote the \$100 driveway fee and be done.

Ms. Sturtevant – I don't know why it's in front of us either. I was on conservation before. I don't think it's going to be a big thing.

Mr. Lussier – I'm just referring to when we had a gentleman a couple of weeks ago. The \$100 fine has to be applied here.

Ms. Tripp – Just to let you know you can't sub the work out. Do you do asphalt and concrete work?

Mr. Fernandes – No.

Mr. Hobson – Pay the \$100 fine and be done with us.

Mr. Wotton – Get a waiver from the homeowner.

Mr. Wotton motioned to fine the contractor \$100 for the no driveway permit as well as the homeowner to sign a waiver for plow damage. Mr. Hobson seconded. Vote unanimous.

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B. Richard Hayes, Hayes Excavating – Re: New Drainlayer

Mr. Hayes – One of my contractors I work with has a client he is building a house for. It's a tear down of an existing house so I need the drainlayers license to do the cut and cap.

Mr. Hobson – Where?

Mr. Hayes – Littleneck Road.

Mr. Wotton – You come highly recommended.

Mr. Wotton motioned to approve Richard Hayes as a town drainlayer. Ms. Sturtevant seconded. Vote unanimous.

**C. Linda Schick, Sewer Superintendent – Re: Digester Hours of Operation
Robert Gomes, Sewer Department**

Mr. Ristuccia – We are going to talk about the start time hours with the digester; 7:00, 7:30 or 8:00.

Ms. Schick – Bob starts at 7:00 now. He's been doing this for close to three years. It is an asset for the department. Synagro comes in and most of his rounds are done before 8:00. If something is broken down we change the work schedule. In the spring we are starting an \$8 million dollar project. All contractors start at 7. It makes it easier. All I can say is he is a great help to the department.

Mr. Gomes – I was on vacation for two weeks. Turned valves pump the water same to the blower swap the 311 to the 312. Question why. Linda came in and the schedule changed. Thursday morning at 20 to 7 I'm turning switches for Noonan truck. I don't take a nap until 8:00. They contract out for Synagro. At 20 to 7 I'm loading the truck. Monday morning note on my time card. Left the primary pump running. Sorry check gauges should have had two loads. Instead seven, now I have to explain \$7,000 instead of \$2,000. I'm coming in Monday summary page for the digester running, 8,000 to 50,000 gallons. Man left the pump running.

Mr. Ristuccia – I have something I want to say. First time stuff. I was one of the folks that thought Mr. Gomes should go back on the regular hours. I did spend some time talking to people and sniff around a lot of what Mr. Gomes is saying is reality. Morning this happened so we have to do that. Scheduled change. So I think my own feeling it's not broke and let's leave that part alone.

Mr. Wotton – Mr. Gomes I commend you. I think you know everything you know. I'm not questioning your capability here because our understanding is you are coming in early for the digester. The digester is down and you still continue to come in at this time. Glad that you are here. We don't know some of the things. Who was the person that wrote sorry that I left this there? You don't have to tell me. Known to your superintendent? In my opinion sorry I didn't is unacceptable. Is it the afternoon when you leave? Instead of two tanks do seven tanks a day. Who to why would that even happen? Two to seven that's a 300% increase. I'm really curious why not in front of us at this point. My biggest concern doesn't matter if it's 2:00 in the morning. I don't doubt you have a punch list. Very professional in

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your job. I want to get some more input to have this and sit come in the morning and face that. Why seven tanks when you should have had two. There is another problem up there not you coming in early. Table that for now and discuss in executive session. Invite you back. To have a situation like that is unacceptable. I'm not pointing fingers at you Linda. Vinnie did you know about this?

Mr. Furtado – No.

Mr. Wotton – I don't want to talk about this anymore.

Mr. Sturtevant – No I agree with what Brian just said. He just asked a lot of questions. Eye opener, how's that.

Mr. Ristuccia – Not lose focus on hours of operation. Seven to 3:30 or 8 to 4:30 like everybody else.

Mr. Lussier – Brian asked most of the questions. Come in and have to fix it every day.

Mr. Ristuccia – Every now and then?

Mr. Gomes – Not every month.

Mr. Hobson– I'm done with this.

Mr. Hobson motioned to keep the work hours for Mr. Gomes at 7:00 to 3:30. Mr. Wotton seconded. Vote unanimous.

Mr. Wotton motioned to enter into executive session at 6:25 to discuss a sewer department grievance and to reconvene in open session at its conclusion. Mr. Hobson seconded.

Roll call vote taken: Mr. Ristuccia, Mr. Hobson, Mr. Wotton, Ms. Sturtevant and Mr. Lussier in favor.

Open session resumed at 6:42 p.m.

V. Items for Action

A. Stantec Consulting Services; Agreement for the Comprehensive Flow Monitoring Program and Infiltration and Inflow Study

Mr. Furtado – Last Annual Town Meeting they approved improvements to the sewer treatment plant and pumping stations and continue the I and I where we will pick up where we left off; camera the sewers for cracks. Last year we did some. Enter into a contract Stantec and this is for the engineering. The amount is \$172,500. The whole contract is \$800,000. We will be borrowing \$8 million.

Mr. Wotton motioned to approve Stantec agreement for the Comprehensive Flow Monitoring Program and Infiltration and Inflow Study in the amount of \$172,500. Mr. Lussier seconded. Vote unanimous.

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B. Remote Vote Rules and Regulations

Mr. Ristuccia – I was asked a few days ago to leave this on or off. Not right for us to vote on the regulations until the selectmen vote.

Mr. Wotton – I'm not sure I think we should present our statute. This is how we want it. If they give permission that may supersede us. I think that putting forward our regulations they will take that into consideration.

Mr. Hobson – We shouldn't even discuss it unless they approve it. I'm against the whole thing to start with.

Mr. Ristuccia – But we already voted to send it to the selectmen.

Mr. Wotton – I'm okay with sending a letter. Go to them and we can send a letter. If they do support it we would like to regulate it.

Mr. Ristuccia – I think that we are going to regulate it or do we?

Ms. Sturtevant – No. From what I understand the selectmen would make the ruling of what should be in place. You could send a list of what you would like to see.

Mr. Ristuccia – I understand we will approve the BPW has the right to regulate it.

Ms. Sturtevant – I don't think so.

Mr. Hobson – If they allow this they would allow this for every board in Fairhaven. People on appointed boards that go to Florida or out of town. We are talking about elected officials leave for three to four months.

Mr. Ristuccia – I think a letter is sufficient.

Mr. Wotton motioned to send the selectmen a letter that our board is able to set the stipulations. Mr. Ristuccia seconded. Vote 4-1 in favor with Ms. Sturtevant opposed.

Mr. Furtado – I will ask the selectmen to put on their agenda.

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

Superintendent's Report for September 26, 2016:

From Last Meeting

- Added more barrels to Livesey Park

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- Added barrels to Union Wharf
- John Charbonneau estimated costs for Livesey Parking Lot
- Called into State re: East Fairhaven overgrowth
- Speak with Town manager re: Publishing properties who owe back sewer/water
- Initial logistics for potential parking lot at Livesey
- Sconticut Neck Road Bike Path improvements total \$600,000 – seeking other funding sources

New Items

- Receive grievance re: sewer operator position
- Attend/chair Mattapoissett River Valley Committee meeting – State has escalated southcoast drought status – Committee votes to institute mandatory water ban per State mandate
- Email Board re: above
- Complete/mail grant application for Mill Road dam
- Union negotiations with Highway
- Union negotiations with Water
- Union negotiations with Sewer
- Allow water ban exception to a handful of residents (we have the addresses marked) who have put down new lawns
- Contact Pasta House re: attending meeting
- Site visit to 10 Diamond Street with Ed Fortin – water leaking into neighbor's property – send letter
- Review engineering proposals for Hedge Street reconstruction
- Met with Tom Crotty on a few issues
- Met with Town Manager re: update for various negotiations
- Work on confined space entry presentation
- Attend BBAC meeting

Mr. Hobson – Down at Fort Phoenix around 7:00 at night, it's very dark down there. No light there at all. Our side has no light and the other side. Go down there at night and see our parking lot there are no lights down there. Very good idea to light the place up. Parking lot and entrance to the cannons.

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Mr. Wotton – The resident at 9 Green Street submitted a request to the tree warden to remove a tree on his curb. It's a bus stop on the corner and his branches are constantly falling. Power lines. He's called Eversource. It's dead and uprooted the sidewalk. He has called the tree warden. Any luck with those properties in East Fairhaven? Vegetation is growing into the street.

Mr. Furtado - I sent a letter.

Mr. Wotton – The house across from the school around the bend to the liquor store. Continue up to the Remax real estate office another stretch right before that. I saw a couple of bikes jump the curb. At this point it's a safety issue we do need to step in.

Ms. Sturtevant – I had a call from someone from Winsegansett at the bottom where the marsh is on the right hand side. Need to cut on the other side it's overgrown and difficult to see.

Mr. Lussier – John Medeiros from the NFIA asked about getting the bottom of Brown Street done and to get on the paving schedule.

Ms. Sturtevant – I talked to him last week about it and told him what he needed to do.

Mr. Furtado – We receive \$300,000 and then we give it to the board. Sometimes residents come in and meet with the board and you consider it.

Mr. Ristuccia – West Island on Goulart the highway guys were there working on the drains. Just to get ready for winter?

Mr. Hobson – Think it was clogged.

Mr. Ristuccia – Bridge and Mill; if you are on Mill facing towards Route 6 and you are at the stop light, look to the left there is a tree about one-hundred feet down the road. So dense to take a right on red very dangerous.

VII. Set Date for the Next Meeting

Mr. Wotton motioned to hold the next meeting October 17, 2016 at 6:00 pm. Ms. Sturtevant seconded. Vote unanimous.

VIII. Adjourn

Mr. Wotton motioned to adjourn at 7:06 p.m. Ms. Sturtevant seconded. Vote unanimous.

Respectfully submitted,

Kathy A. Tripp, Administrative Assistant
Minutes approved on October 17, 2016.