



FAIRHAVEN SELECT BOARD

Meeting Minutes

July 17, 2023

FAIRHAVEN TOWN CLERK
RCUD 2023 AUG 23 PM 12:30

Present: Chair Leon Correy, Vice-Chair Charles Murphy Sr., Select Board member Keith Silvia, Select Board member Robert Espindola, and Town Administrator Angie Lopes Ellison.

Not Present: Clerk Stasia Powers

The meeting was videotaped by Cable access and Zoom meeting application.

Mr. Correy opened the Select Board meeting at 6:32p.m.

EXECUTIVE SESSION

Motion: Mr. Espindola motioned to enter Executive Session pursuant to G.L. c. 30A, § 21(a)(3) To discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares (New England Preservation and Development, LLC/Mayo v. Fairhaven) and to return to Open Session. Mr. Silvia seconded. Roll Call vote, Mr. Espindola in favor, Mr. Murphy in favor Mr. Silvia in favor and Mr. Correy in favor. The motion passed (4-0-0).

The Select Board exited the Banquet Room for Executive Session

The Select Board returned to Open Session at 7:00 p.m.

PUBLIC HEARING

The Public Hearing for Eversource continued from April 18, 2023, request for installation of FO poles and conduit under a public road; Causeway Road and Alder Street was opened at 7:00p.m.

Mr. Correy explained that the Board has not heard from the petitioner and at this time the Board will close the public hearing and refer the matter back to the petitioner.

The Public Hearing for Eversource: petition for FO pole installation and conduit under a public road; Causeway Road and Alder Street was closed at 7:01p.m.

MINUTES:

Motion: Mr. Espindola motioned to accept the minutes of June 5, 2023, Open Session. Seconded by Mr. Silvia. The motion passed unanimously (4-0-0).

TOWN ADMINISTRATOR REPORT

Ms. Ellison updated the Board on:

- The Benoit Square Update was presented by Bill Travers and Sam Hawkins from MassDOT (*Attachment A*). The Board asked questions about the short-term and long-term details, analysis used and expressed safety concerns with the options discussed. Mr. Travers referred back to the preferred plan from MassDOT from the presentation.

Public Comment:

Lt. David Sobral from Fairhaven Police Department addressed the Board and MassDOT representatives and mentioned concerns about the flow of traffic from the Oxford Residences lot and suggested a right turn only be considered.

Will Gardner of 17 Cottage Street spoke about his hobby reviewing plans like this, expressed hope that the Town will prioritize safety and see the changes go further in the master plan for 2040 and that options be considered that will be designed for businesses to flourish.

John Medeiros from North Fairhaven Improvement Association discussed his concern about parking spaces.

Ann Richard of 46 Hedge Street expressed concerns about parking with the congestion of the area in general especially near the businesses, suggestion to close part of the area around Benoit Square for café areas and asked for consideration of angled parking spaces. She also asked for consideration of non-car owners, walkers, bike riders and more pedestrian friendly space in the design.

Mr. Espindola asked who would initiate a change to the parking space design and Mr. Travers advised that is beyond the scope of the work and analysis MassDOT completed for this project and offered the potential to partner with the Town on a future project for that.

Motion: Mr. Espindola motioned to approve the concept presented. Mr. Silvia seconded. The motion passed unanimously (4-0-0).

- Goulart Memorial Bridge Contractor Update. Vincent Furtado Board of Public Works (BPW) Superintendent introduced contractors from Tighe & Bond to review a presentation regarding the state of the Goulart Memorial Bridge (*Attachment B*). Mr. Furtado advised that they have presented at previous BPW Meetings. He explained that the bridge is inspected every two years and for funding through Chapter 90 any updates to the bridge would also require that climate change and sea level rise be considered in the plan.

Eric O'Hanian, Adam Yanulis, Brian Brenner and Dan Murphy reviewed the materials and answered questions about the state of the bridge compared to the MassDOT scale used by the state, short-term and long-term potential considerations, future review of vulnerabilities with residents and businesses to determine next steps understanding the impacts.

The Board asked questions about deterioration, replacing beams, temporary bridge while new one is constructed, concern for businesses, residents and the marina, modeling used and MassDOT standards, timing of short-term versus long-term plan, grant funding sources and requirements.

Public Comment:

David Hickox of West Island expressed concerns about the elevations presented for a new road, flyover bridge concepts and the structure depth.

Virginia of 164 Cottonwood stated request to see the different sight line possibilities and not drone concepts and asked what the impact would be to the shade on the beach and other environmental impacts. She also expressed concerns that the design fit the look and feel of West Island.

Dan Wood of Causeway Road expressed his concerns about the project and would like to see minimal change to keep the area serene and peaceful.

Lisa Estin President of the West Island Association thanked the Board for the opportunity to speak with the contractors and partnering with the Select Board and BPW.

Ms. Ellison advised the West Island Association that any meetings with Tighe & Bond would be scheduled through the BPW which Mr. Furtado would announce.

Ms. Ellison continued the Town Administrator report:

- Staffing Updates: Completing interviews for Planning Director. Kevin Fournier has been promoted to Facilities Manager and will oversee all municipal facilities with a proactive approach. The Town is still actively looking for a Finance Director/Treasurer/Collector and considering all options.
- Staff Liaison assignments are being finalized for the Town boards that do not currently have a staff liaison which ties back to the priority goal of Town Committee Collaboration.
- Town Department Municipal Aggregate for natural gas accounts: Ms. Ellison explained the potential for savings by bring the Town departments together. The same approach will be taken for an electric aggregate across Town departments.
- Town Department review of fees: Each department has been reviewing their fee structure to ensure comparable and will propose any changes during one-on-one meetings with Ms. Ellison.
- Council on Aging is partnering with the Recreation Center to host an Intergenerational Field Day on Wednesday, August 23, 2023
- MassDOT Sumner Tunnel route detour: an informational notice with links to the MassDOT site was placed online for community members.
- MassDEP Title 5 phase changes: (*Attachment C*): the focus is currently on Cape Cod, with South Coast and the Islands postponed at this time.
- Legislation on Cable PEG costs: Ms. Ellison sent a letter to the Joint Committee on Advanced Technology, the Internet and Cybersecurity (*Attachment D*).
- General Fund budget adjustments are being reviewed per the commitment to the Board and Finance Committee (*Attachment E*). The work will continue and include steps to implement.

Motion: Mr. Espindola motioned to take Action items E2 and E4 out of order. Mr. Silvia seconded. The motion passed unanimously (4-0-0).

Special 3-Day Liquor License: Our Lady of Angels (OLOA) Catholic Association Feast, September 2-4, 2023

Lt. Sobral spoke to the request and the Police Department's safety concerns and suggestion to increase the number of detail officers. The Board asked if tickets could be issued for illegally parked cars, for example blocking driveway or in no parking areas.

Public Comment:

John Barbosa of 22 Garrison St. addressed the Board about concerns with the detail officers, he said in some cases are from neighboring towns and do not know the area enough. Any extra money OLOA pays takes away from the charities they support.

Ms. Ellison suggested a meeting be set up with the Chief and the detail officers ahead of the event to review assignments and areas of focus.

Motion: Mr. Espindola motioned to approve the Special three-day liquor license for the Our Lady of Angels Catholic Association Feast to be held on September 2-4, 2023 as outlined in the application with the addition of two detail officers during the hours stated. Mr. Silvia seconded. The motion passed (3-0-1), Mr. Espindola, Mr. Correy and Mr. Silvia in favor and Mr. Murphy abstained.

Event Request: Conrad Roy III 5K on Saturday, September 9, 2023

Lt. Sobral addressed the Board regarding the event. He has been in contact with the organizer on details, this would be the second year.

Motion: Mr. Espindola motioned to approve the use of Town roads for an event request for the Conrad Roy III 5K on Saturday, September 9, 2023 from 9:00 to 11:00a.m. as outlined in the application and with the approval of public safety. Mr. Silvia seconded. The motion passed unanimously (4-0-0).

Historical Commission Appointment request: Richard George Martin

Richard Martin addressed the Board and spoke to his interest in joining the Historical Commission.

Motion: Mr. Espindola motioned to approve the appointment of Richard George Martin to the Historical Commission for a term to expire May 2024. Mr. Silvia seconded. The motion passed unanimously (4-0-0).

Change of Corporate Name/Structure: Gene's Seafood Inc.

Attorney Donald Perry represented Gene's Famous Seafood and advised the Board that the applicant is seeking to change from an LLC to a corporation.

Motion: Mr. Espindola motioned to approve the change of corporate name from C&F Property Development LLC to Gene's Famous Seafood Inc., doing business as Gene's Famous Seafood and to change the corporate structure from an LLC to a Corporation. Mr. Silvia seconded. The motion passed unanimously (4-0-0).

Pledge of Collateral for Mike's Restaurant: Change to Bay Coast Bank

An application was submitted to the Board from Mike's Restaurant to accept the change of collateral to Bay Coast Bank.

Motion: Mr. Espindola motioned to approve the pledge of collateral for Mike's Restaurant to be pledged to Bay Coast Bank. Mr. Silvia seconded. The motion passed unanimously (4-0-0).

Motion: Mr. Espindola motioned to take Action item E8 out of order. Mr. Silvia seconded. The motion passed unanimously (4-0-0).

Set Special Town Meeting Date

The Chair recognized BPW Superintendent Vincent Furtado to address the Board regarding setting a date for a Special Town Meeting. He advised the Board that Town Meeting voted to approve fifty million dollars towards a wastewater facility with Mattapoissett. Currently, with the rise in costs, there is a need for twenty million additional dollars to be approved. He explained the funding responsibility of Fairhaven and Mattapoissett through the Intermunicipal Agreement. All efforts will be made to maintain and control cost.

Ms. Ellison added that under MGL in order to engage in a contract, the Town needs approval for the funds even if the portion the Town is responsible to pay back is less than the amount approved. Mattapoissett will need to do the same for the additional funds needed. The Town will do its due diligence and engage Town Counsel if necessary.

Motion: Mr. Espindola motioned to set and call a Special Town Meeting to November 14, 2023. Mr. Silvia seconded. The motion passed unanimously (4-0-0).

The Town Moderator has been engaged to confirm November 14, 2023 as the date for Special Town Meeting.

ARPA Update and Funding

Ms. Ellison addressed the Board regarding the list of proposed updates to the allocations of ARPA funds (*Attachment F*). She explained the updated allocations due to increased cost or due to the type of project. As an example, the Playground Resurfacing costs increased. Ms. Ellison described how the allocations between County and Local/Direct were adjusted based on project details; the Police Boat and the Fire/EMS Boat swapped categories. Additions were made to the funds available for two vehicles under Local/Direct Allocation for the Building Department and the Town Administrator's Office. The electric vehicle is not suitable for long-range driving due to the location of charging stations available. There was also an addition under facilities management to care for maintaining and repairing Town managed historical buildings like Town Hall.

Mr. Espindola thanked Ms. Ellison for the details and asked if the whole amount listed would be used and if the vehicles would be all electric. Ms. Ellison explained the total allows us to allocate as much of the ARPA funds

as possible and her recommendation for a hybrid vehicle for the Town Administrator's Office better suited for the short to long range driving within Town or to meetings a further distance away within the state.

Mr. Espindola advised he would recuse himself from the vote for the School Playground resurfacing due to being an abutter.

Motion: Mr. Espindola motioned to approve the appropriation of ARPA funds as listed (*Attachment F*) with the exception of the School Playground Resurfacing for \$300,000. Mr. Silvia seconded. The motion passed unanimously (4-0-0).

Mr. Espindola exited the Banquet Room

Motion: Mr. Murphy motioned to approve the appropriation of the ARPA funds for the Playground Resurfacing Schools for \$300,000. Mr. Silvia seconded. The motion passed (3-0-1) Mr. Murphy, Mr. Silvia and Mr. Correy in favor and Mr. Espindola abstained.

Mr. Espindola returned to the Banquet Room

Disposal of Surplus Property Policy

Ms. Ellison advised the Board on the draft before them regarding the disposal of surplus property which includes property that is not sold or auctioned. (*Attachment G*).

Motion: Mr. Espindola motioned to approve the Surplus Policy as written. Mr. Silvia seconded. The motion passed unanimously (4-0-0).

Government Meeting recording policy:

Mr. Espindola handed out a copy of a proposed update to the Town Bylaws (*Attachment H*). He explained he had asked for this on the Select Board Retreat agenda because the community should have access to a recording for transparency later.

Ms. Ellison recommended this be discussed at a later date when Ms. Powers is also present.

CORRESPONDENCE

- Buzzard's Bay Coalition 2022 State of Buzzards Bay report
- Eversource Notice of Five-Year Vegetation Management Plan (MVP)

COMMITTEE LIAISON REPORTS

Mr. Espindola reported:

Updates from the Broadband Study Committee, SMMPO, SRPEDD Commission and the Fairhaven Bikeway Committee/SouthCoast Bikeway Alliance. He also distributed information on New Bedford Raise Grant and the Clean Grid Reference sheets. (*Attachment I*).

Mr. Silvia reported:

Updates from the Historical Commission who thanked Mr. John Medeiros for his time on the Commission. He thanked Mr. Martin for his interest in the Commission. The Commission on Disability is looking at better ways to access the beach.

Mr. Murphy had no meetings to report

Mr. Correy reported:

Belonging met and discussed July as Disability Pride Month, they will be holding a Disability Pride Month event with M.O. Life on July 30, 2023 at the Council on Aging.

PUBLIC COMMENT

No Public Comments were received

BOARD MEMBER ITEMS

Mr. Espindola asked for agenda items with potential vote to be under the Action/Discussion section.

Mr. Silvia advised the Board that Mr. Beaulieu's farmers market is operating Sundays between 11:00a.m. and 2:00p.m. with all natural and native vegetables.

Mr. Murphy asked at the next meeting if we could observe a moment of silence for Bena Haaland who recently passed away.

Mr. Correy reminded everyone to get involved. He also wished a Happy Birthday to Stasia's mom.

Meeting adjourned at 9:46p.m.

Respectfully submitted on behalf of the Select Board Clerk (ah)

Attachments:

- A. MassDOT Benoit Square Project**
- B. Tighe & Bond Goulart Memorial Bridge**
- C. MassDEP Title 5 phase changes memo**
- D. Town Administrator's letter regarding legislation on Cable PEG costs**
- E. General Fund Budget preliminary adjustment list**
- F. ARPA Update and Funding**
- G. Disposal of Surplus Property Policy**
- H. Proposed update to Fairhaven Bylaw Chapter 50 – Robert Espindola**
- I. Committee Liaison Report – Robert Espindola**

Approved on August 21, 2023

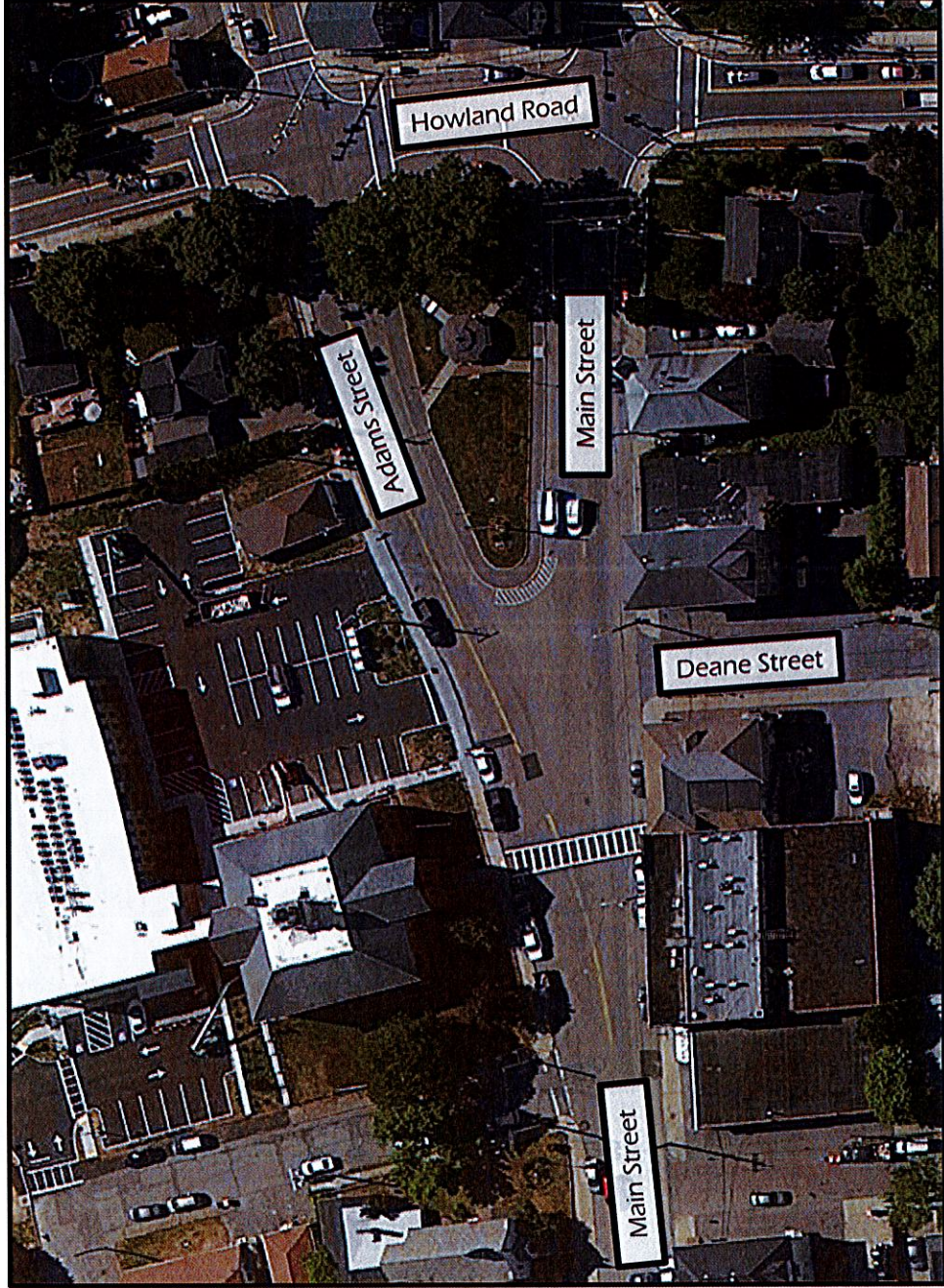


Benoit Square Concept Plan

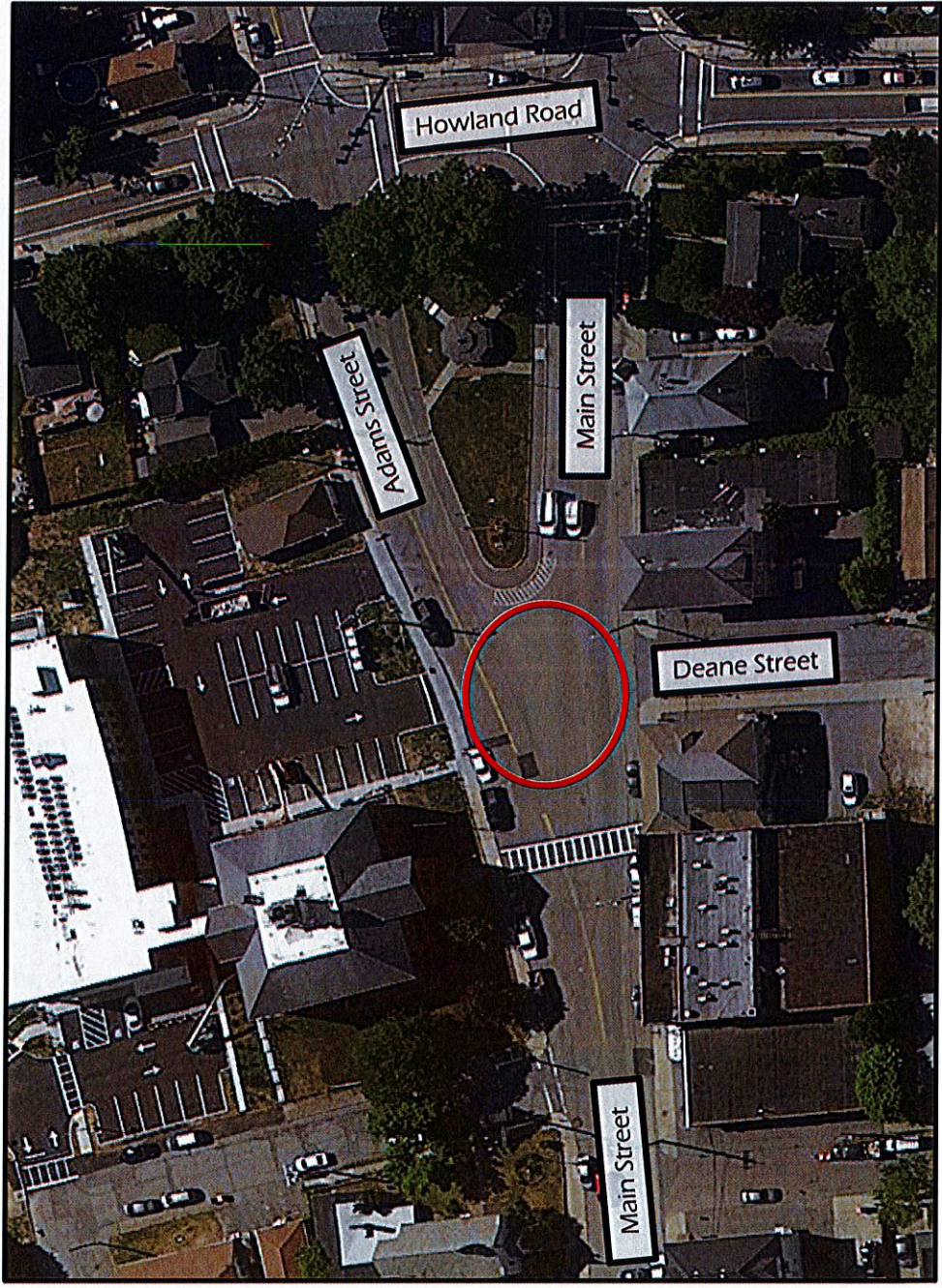


Benoit Square, Fairhaven, MA

Existing Conditions

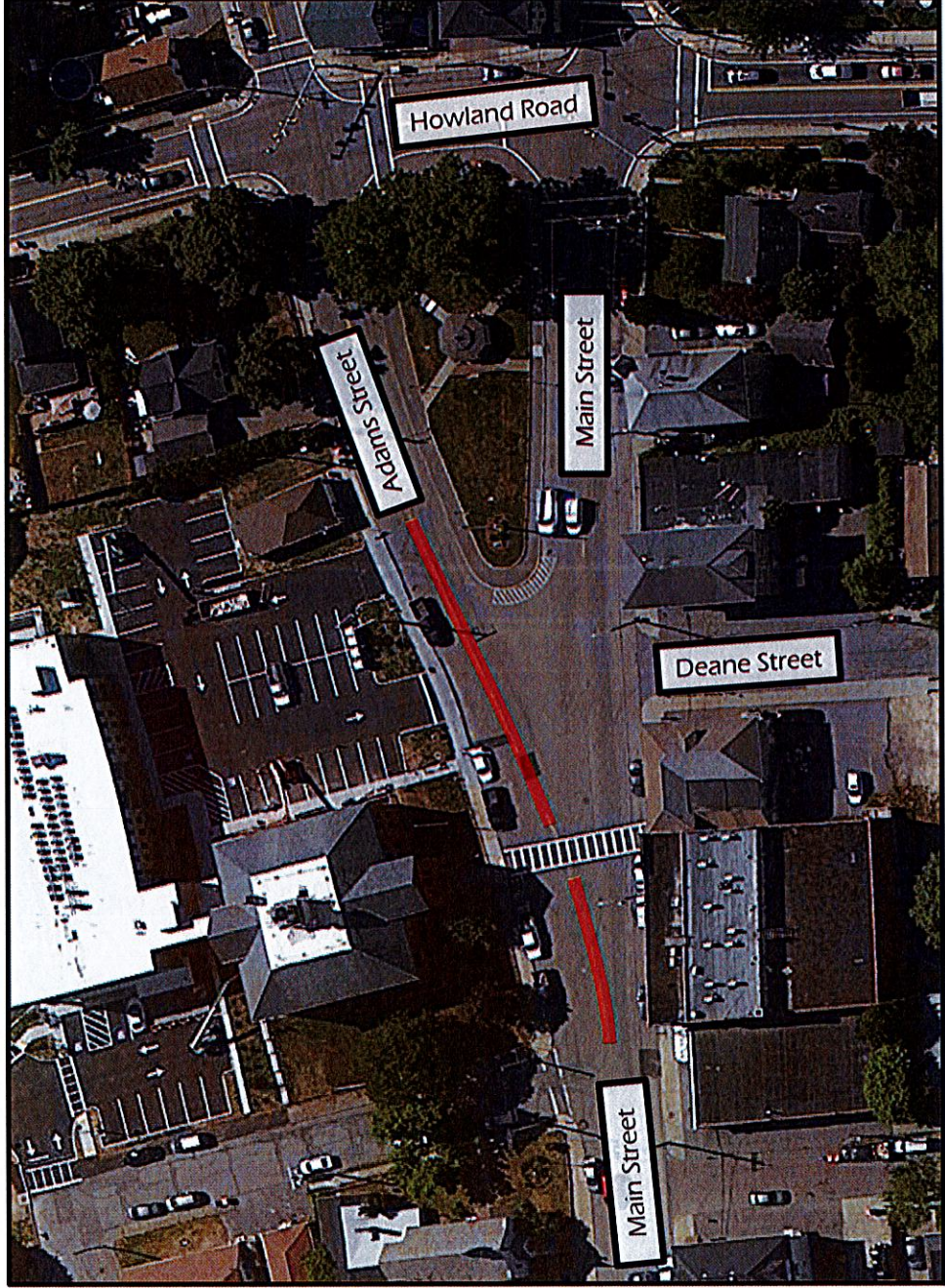


Existing Conditions

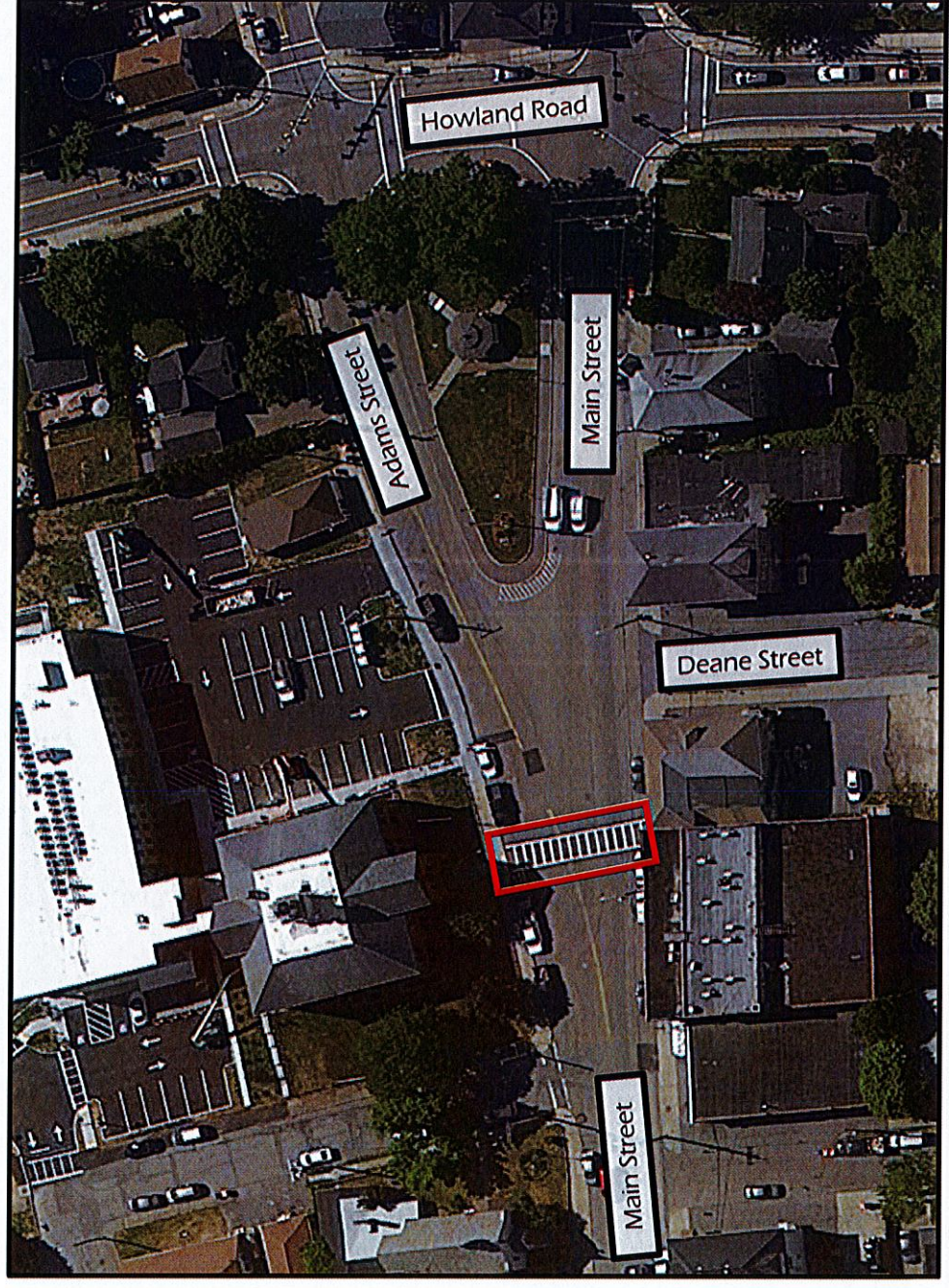


EXISTING

Existing Conditions

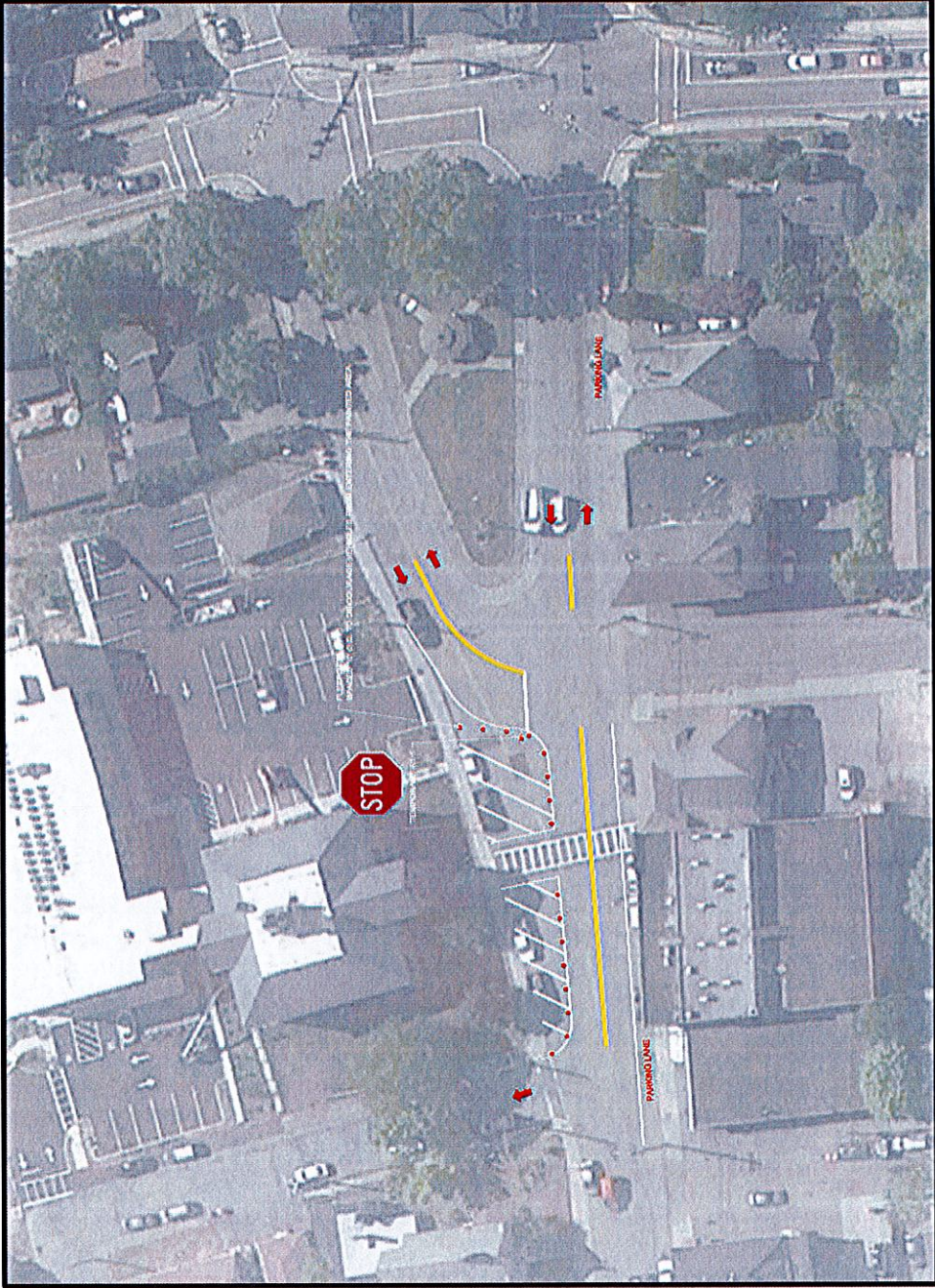


Existing Conditions



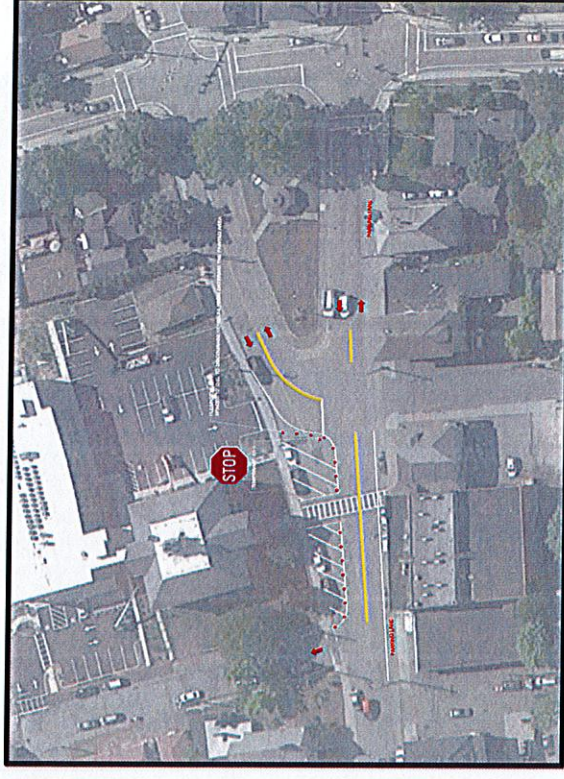
02050261

Proposed Conditions



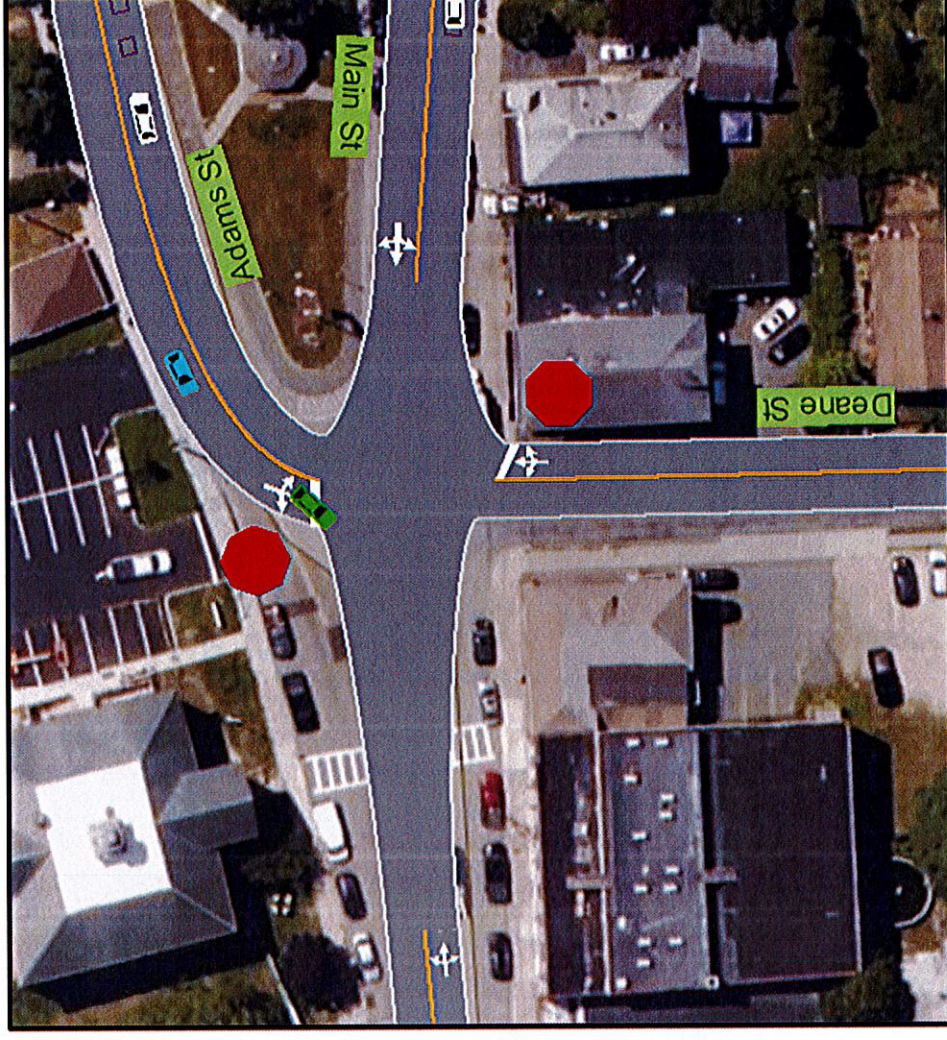
Proposed Conditions

- Benefits
 - T-Intersection on Adams Street is a traffic calming measure.
 - Shortens the length of the crosswalk.
 - Clarifies right-of-way in the Square.
 - Maintains two-way operations on Main Street and Adams Street.
 - No modifications at the signals.
 - Maintains access to the Adams Street residential development.
 - No movement restrictions.

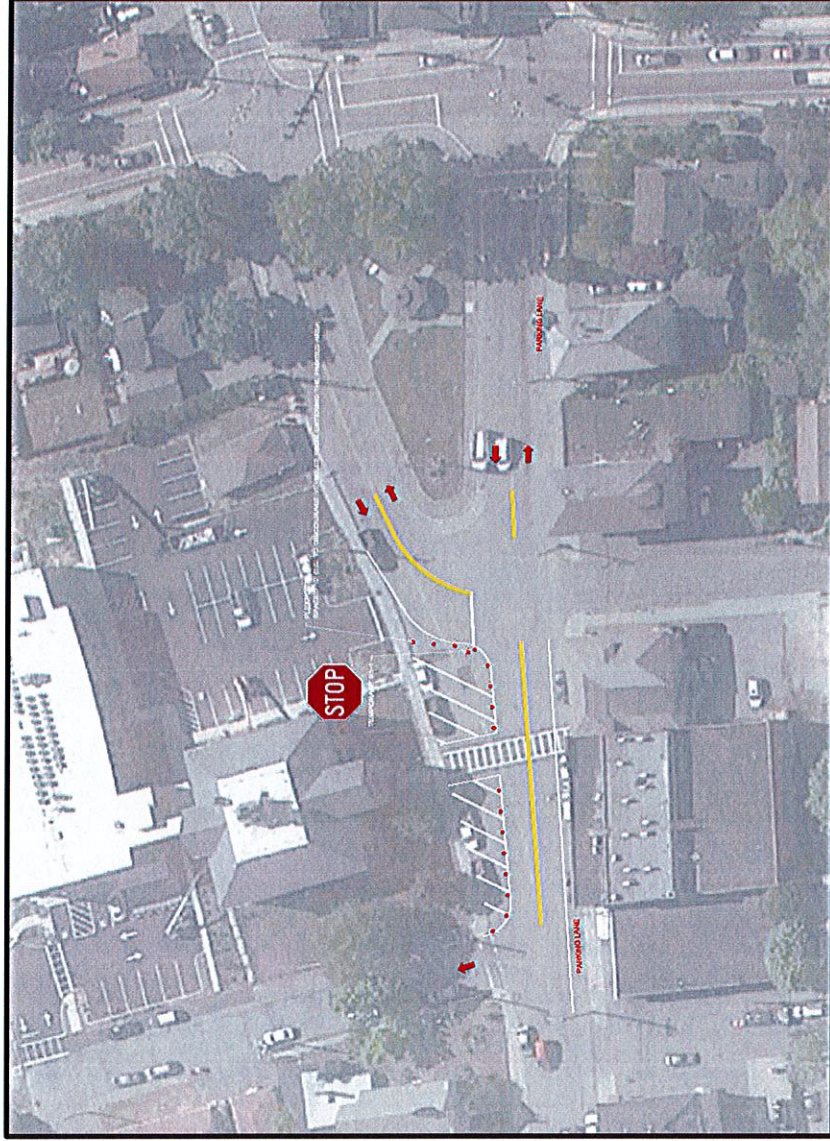


Traffic Analysis

- Traffic analysis and simulation were conducted in accordance with MassDOT Traffic Impact Analysis guidelines.
- Impacts from the New Bedford-Fairhaven Swing Bridge closure were considered.
- All four approaches in the Square are expected to operate with low average delay for vehicles.
- Analysis results indicate that vehicle queues would not spill back to the adjacent traffic signals.




Recommendations



- MassDOT recommends the Painted Bumpout and Flexposts concept.
 - Stop-controlled approaches shown to operate with low average delay or better.
 - No queue spillback expected on Adams Street.
 - Provides the greatest benefits for vulnerable road users.



Goulart Memorial Bridge: Contractor update



GOULART MEMORIAL BRIDGE AND CAUSEWAY


Planning for Maintenance and Resiliency
Project Manager: Eric Ohanlan, PE

Tighe&Bond

1

PRESENTATION OUTLINE

- Introduction
- Site Constraints
- Short term considerations
- Long term considerations
- Options
- The Big Picture
- Discussion



Map: [https://www.google.com/maps/@44.1627480587477229,-70.5217050521805028,8.2274m](https://www.google.com/maps/@44.1627480587477229,-70.5217050521805028,8.2274m/@44.1627480587477229,-70.5217050521805028,8.2274m)
70.5217050521805028,8.2274m

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2

PURPOSE OF STUDY

- Review condition of existing bridge and causeway
- Evaluate short term rehabilitation/repairs
- Evaluate long term rehabilitation/repairs
- Regulatory compliance review: potential climate change and sea level rise

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3

SITE CONSTRAINTS

- Existing Causeway
- Sconticut Neck Approach
- Hoppy's Landing
- Marina
- Existing Bridge
- West Island



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4



SHORT TERM CONCERNS

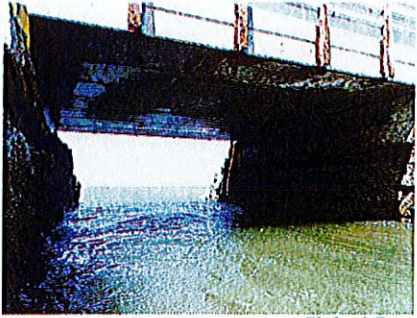

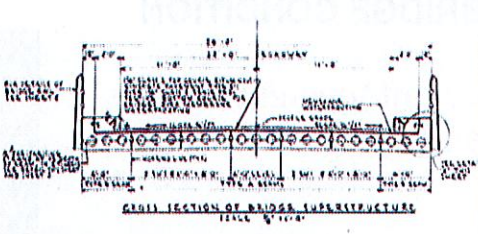
- Condition of Bridge/ Rehabilitation
- Condition of Causeway
- Safety Concerns- Causeway Protection

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5

EXISTING BRIDGE

- **Constructed 1970**
- **On 1920 abutments**
- **Prestressed butted box beams**




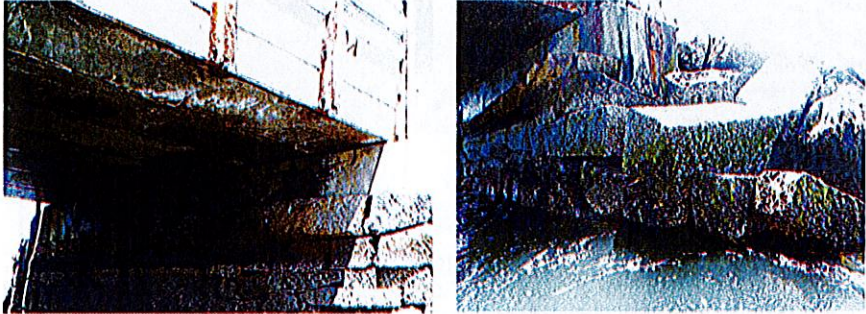
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6

BRIDGE CONDITION

Rated "5" by MassDOT


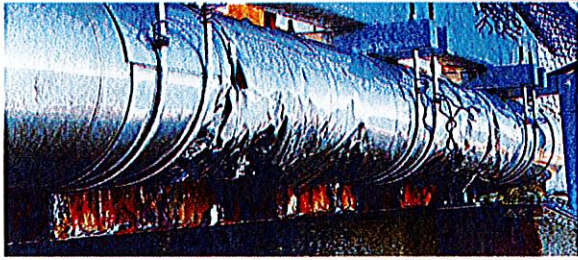

9	EXCELLENT
8	VERY GOOD
7	GOOD
6	SATISFACTORY
5	FAIR
4	POOR
3	SERIOUS
2	CRITICAL
1	"IMMINENT" FAILURE
0	FAILED



7

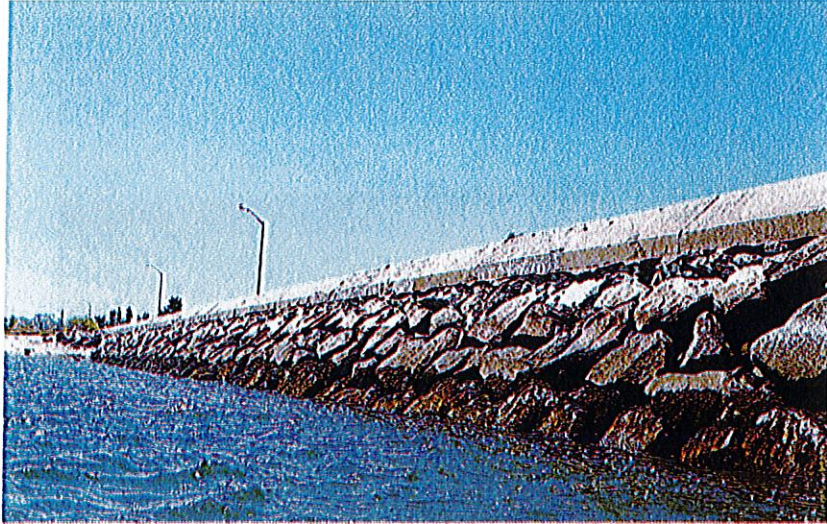
BRIDGE CONDITION

Errant Vessel Damage and Repair



8

CAUSEWAY SETTLEMENT



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9

SAFETY ON CAUSEWAY AND BRIDGE



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10

SUBSTANDARD ROADWAY WIDTHS/ SIDEWALKS/ ACCESS FOR CYCLISTS



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11

MAINTENANCE OF UTILITIES



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12




LONG TERM CONCERNS

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13

SEA LEVEL RISE

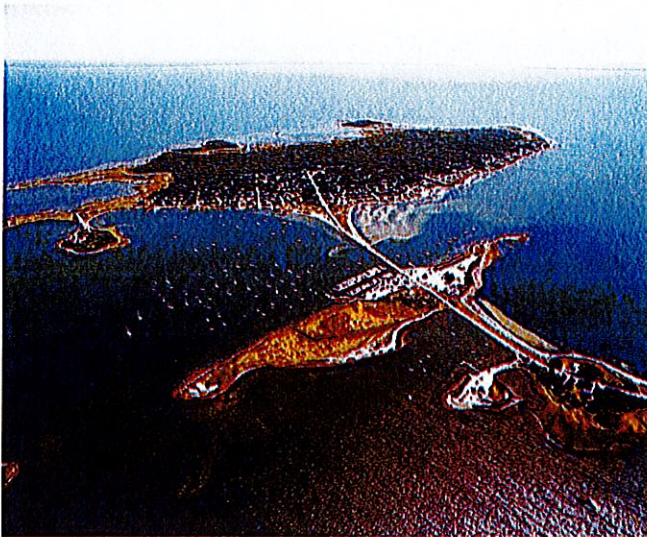


<https://www.patriotledger.com/story/news/2011/08/29/nasa-predicts-what-will-happen-1005195009/>

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14

RESILIENCY OF CONNECTION TO WEST ISLAND



Map: TerraView.com 12/19/11

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15



OPTIONS

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16

ADDRESSING SHORT TERM CONCERNS

Safety/ Highway Barrier

**Bridge Rehabilitation / Replacement
(in kind)**

ADDRESSING LONG TERM CONCERNS

**Bridge Replacement
(higher elevation)**

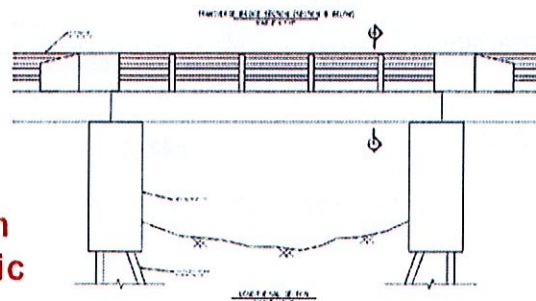
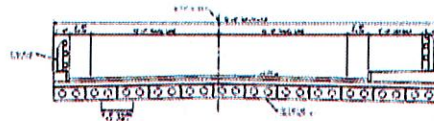
Raised Causeway

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17

BRIDGE REPLACEMENT (IN KIND)

**Design to meet
current standards**

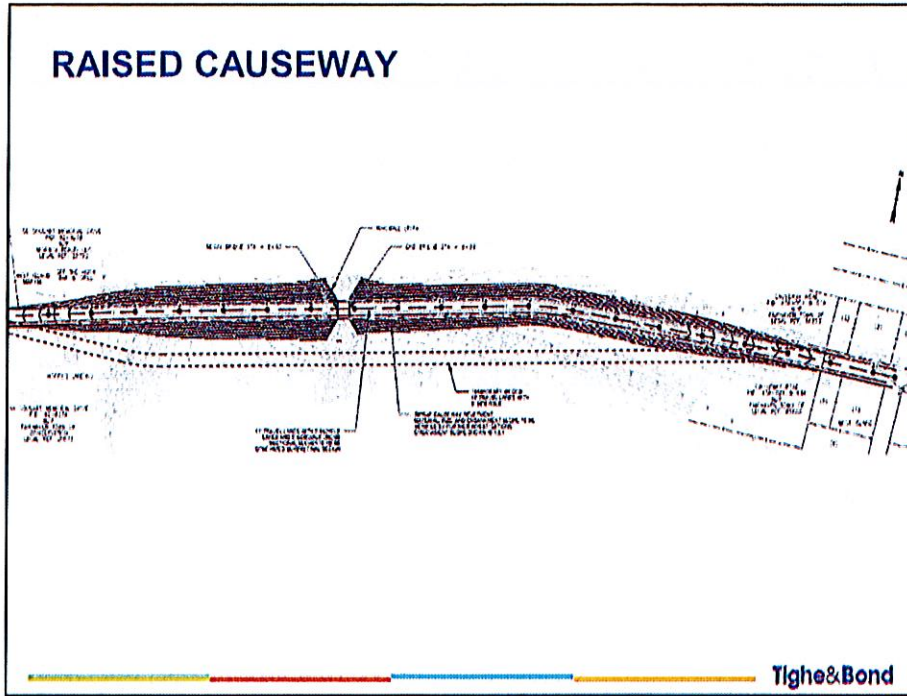


Consider

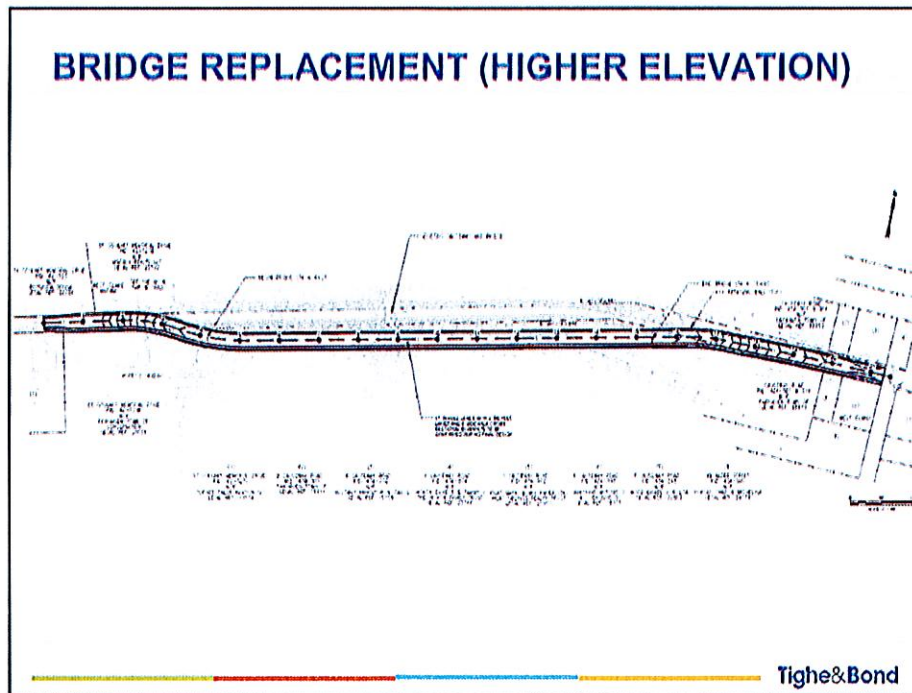
- Roadway width
- Causeway width
- Temporary traffic
- Service life

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18



19



20



21



22



23

HOW MUCH HIGHER?

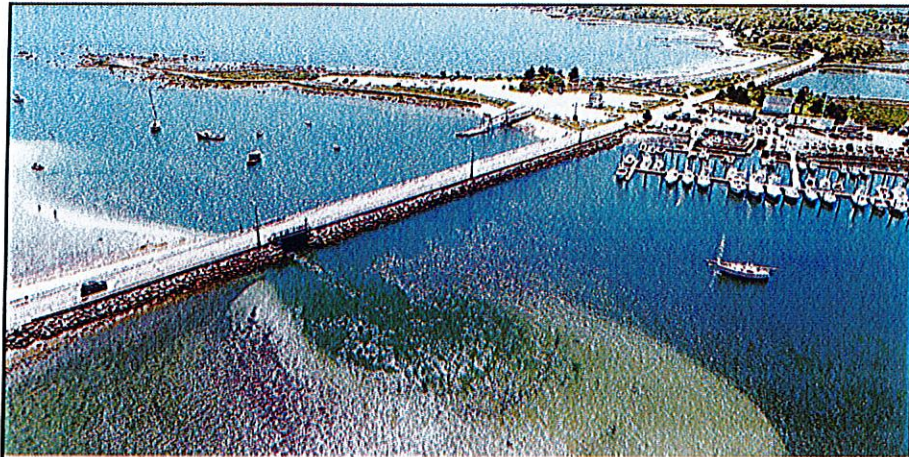
- FEMA 10-yr high tide Elevation 6.7'
 - 1.0' Storm Surge
 - 3.5' Wave Height
 - 1.0' Freeboard
 - 3.25' Sea-level rise (Year 2100)
 - 4.0' Superstructure depth

 - Top of Roadway Elevation 19.5' (proposed)
 - Top of Roadway Elevation 9.1' (existing)
- $\Delta = 10.4'$ higher

or $\Delta = 7.2'$ higher (excluding SLR)

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24

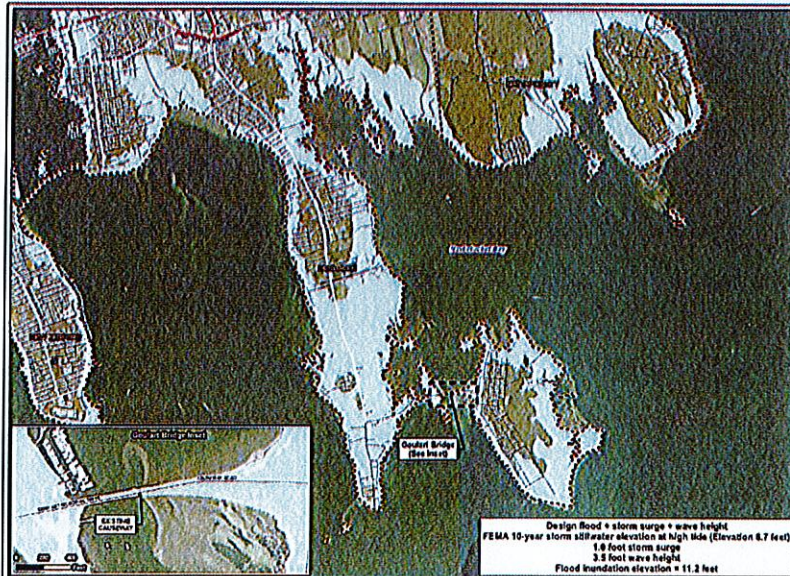


THE BIG PICTURE

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25

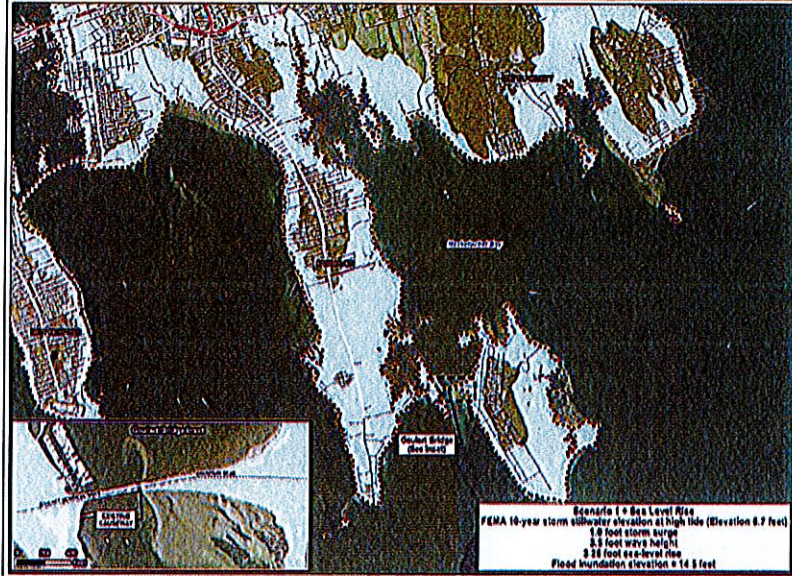
THE BIG PICTURE – PHASED IMPROVEMENTS



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26

THE BIG PICTURE – PHASED IMPROVEMENTS



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27



DISCUSSION

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28



MassDEP Title 5 phase changes

June 21, 2023

Good afternoon –

This message is sent to inform you that MassDEP will be filing the final Watershed Permit Regulations, 314 CMR 21.00, and Title 5 Natural Resource Nitrogen Sensitive Area Regulations (“NSA”), 310 CMR 15.214 and 15.215, with the Secretary of the Commonwealth this Thursday, June 22, 2023. These regulations will become effective on July 7, 2023.

MassDEP carefully considered input from over 1,000 public comments, 5 public hearings, 4 information sessions, and more than 45 meetings with municipalities and regional groups and made a number of revisions that have been incorporated into the final regulations. The regulations only address watersheds on Cape Cod. Watersheds on Cape Cod with an EPA-approved TMDL will be automatically designated as NSAs upon the effective date. MassDEP will continue to work with communities on the South Coast and the Islands to plan for and address nutrient pollution to embayments and estuaries and to consider appropriate steps to ensure timely action is taken to address water quality issues.

The two-year period following NSA designation is the Notice of Intent and Application Period for communities. The five-year upgrade requirement for existing Title 5 systems does not begin until the end of that two-year period; for new construction, the requirement for installing the Best Available Nitrogen Reducing Technology begins six months after the NSA designation. The enhanced treatment requirements for both existing systems and new construction will be suspended for designated watershed areas upon the timely filing of a Notice of Intent or an application for a Watershed Permit or De Minimis Nitrogen Load Exemption by the affected municipality or municipalities with the Department.

MassDEP is making the regulations and supporting materials available on our website ahead of filing and publication with the Secretary of the Commonwealth, as we know there is a great deal of interest from the stakeholders impacted by the regulations: [310 CMR 15.000: Septic Systems \("Title 5"\) | Mass.gov](#) and [314 CMR 21.00: Watershed Permit Regulations | Mass.gov](#) The website includes a Response to Comments document and other documents explaining changes made to the draft regulations in response to the many helpful comments. Those changes include several that are intended to facilitate issuance of a Watershed Permit.

If you have any questions, please contact Gerard Martin, MassDEP Southeast Region Deputy Regional Director for the Bureau of Water Resources at 857-207-0640. Alternatively, you may also reach out to the Title 5 Hotline at 617-292-5673, or send an email to DEP.Title5@mass.gov.

Thank you,
Jen

Jennifer Viveiros
Deputy Regional Director- Administrative Services
MassDEP Southeast Regional Office
20 Riverside Drive
Lakeville, MA 02347

Monday, July 17, 2023



Angie Lopes Ellison
Town Administrator

Town of Fairhaven
Massachusetts
Office of the Town Administrator
40 Center Street
Fairhaven, MA 02719

Tel: (508) 979-4023
alopesellison@fairhaven-ma.gov

July 10, 2023

The Honorable Tricia Farley-Bouvier
The Honorable Michael O. Moore
Joint Committee on Advanced Information Technology, the Internet and Cybersecurity
24 Beacon St., Room 109-B
Boston, MA 02133

Dear Chairs Farley-Bouvier and Moore:

The Town of Fairhaven and Fairhaven Cable Access television continues to stay true to our mission: Providing informational, educational and community-based content on our three access channels. These local channels are essential assets for the residents of Fairhaven to view government meetings, community events, and virtual events around town, as well as receive emergency and timely updates and resources available from town departments. We've received great feedback from other departments, boards, committees and residents who credit Fairhaven cable access as being an essential piece of keeping town government running in respect to participation and open meeting laws during and after the pandemic.

The Town of Fairhaven urges you to act favorably on Bills H.74 and S.34 - *An Act to Modernize Funding for Community Media Programming*. With Massachusetts cable subscriptions steadily declining, the essential revenue from franchise fees has also declined. Bills H.74 and S.34 would update the law to mirror unrelenting technological advances, allowing Fairhaven to keep pace and deliver local information and entertainment to our residents.

With Massachusetts cable subscriptions steadily declining, the essential revenue from franchise fees has also declined. Those still maintaining cable subscriptions are then charged more for a service that is truly shared by all members of a community. This process needs updating. Bills H.74 and S.34 would change the law to mirror our current technology with streaming services, engaging such enterprises to contribute to this essential municipal function. Diversifying the revenue streams for local cable programming will not only allow Fairhaven and other communities to deliver important local information and entertainment to our residents, but also expand our scope to film more boards, meetings, public events, and other community engagement activities that make our town the great place that it is.

Fairhaven Access TV provides covers and broadcasts more meetings than any other access station in the commonwealth. **302** government meetings and **25** related shows and Public Service Announcements were produced and aired in 2022 alone. Without these services Fairhaven would need to absorb the cost of municipal production and access to technology for residents would likely cease entirely. If H.74 and/or S.34 were to become law, the funds collected would allow Fairhaven Access TV to continue operations well into the future as well as provide much needed funding for municipal communications projects.

An Act to Modernize Funding for Community Media Programming makes sense for Massachusetts municipalities. I ask that you pass the bill along with a favorable recommendation.

Sincerely,

Angeline Lopes Ellison
Town Administrator

ATTACHMENT E

Town of Fairhaven - FY 2024
Reduction to General Fund Budgets

		<u>Per Finance Comm</u>	<u>Per Town Admin</u>	<u>TA Comments</u>
Shortfall		450,000.00	450,000.00	
School	001-300-00-5201-00	(250,000.00)	(200,000.00)	ATM 5/6/23 Operating Budget
Salary Reserve	001-122-05-5111-00	(50,000.00)	(20,000.00)	Reduce Town Clerk salary request (Orig amt \$34,000)
Salary Reserve	001-122-05-5111-00	-	(2,000.00)	Reduce Election Workers (Orig amt 8,000)
Tax Title	001-145-01-5309-00	(10,000.00)	(10,000.00)	
Hwy Salary	001-420-00-5111-00 (1/3 Asst Garage Mechanic)	(20,400.00)	(20,400.00)	
Hwy Minor Equip	001-420-00-5850-00 (2 tool work stations)	(4,000.00)	(4,000.00)	
Park Minor Equip	001-650-00-5850-00 (backpk&push blower)	(3,000.00)	(3,000.00)	
Fire Replace Equip	001-220-00-5870-00 (ice rescue boat)	(2,995.00)	(2,995.00)	
Tree Gasoline	001-295-00-5410-00	(1,000.00)	(1,000.00)	
Wind Turbine (base on FY23 expd)	001-122-21-5201-17	-	(125,000.00)	
Sanitation - SEMASS Usage	001-431-04-5390-00	-	(50,000.00)	
Veterans (medical benefits)	001-543-00-5311-00	-	(2,000.00)	
Veterans (veterans benefits)	001-543-00-5770-00	-	(2,000.00)	
Police various	001-210-00-????	-	(3,802.50)	
Fire various	001-210-00-????	-	(3,802.50)	
Balance		108,605.00		



ARPA Update and Funding

TOWN OF FAIRHAVEN

COUNTY ALLOCATION	\$2,716,540	Balance	County Code
Wastewater Treatment Plant	\$930,540	\$1,786,000	1118
Water Main Flushing	\$300,000	\$1,486,000	1117
HVAC Improvements Town Hall Phase 1	\$18,000	\$1,468,000	1163
Message Boards	\$145,200	\$1,322,800	1162
Playground Resurfacing - Schools	\$300,000	\$1,022,800	1164
Playground Replacement - Recreation	\$200,000	\$822,800	1165
Fire/EMS Boat	\$799,916	\$22,884	1169
HVAC Improvements Town Hall Phase 2	\$10,000	\$12,884	
		<i>New Request - will need approval from SelectBoard and copy of vote to submit to County</i>	

LOCAL/DIRECT ALLOCATION \$1,682,861

	Balance	
Phase 2 Bridge Assessment	\$42,874	\$1,639,987
ARPA Compliance & Reporting	\$15,000	\$1,624,987
Police Storage Unit	\$14,720	\$1,610,267
EV Costs	\$8,426	\$1,601,841
<i>Police/Public Safety Projects</i>	<i>\$1,188,336</i>	
Police Drone	\$28,777	\$1,573,064
Police Specialty Vehicles	\$80,000	\$1,493,064
Police Boat	\$700,000	\$793,064
Solar Speed Signs	\$8,924	\$784,140
Touch Smart Panel	\$4,635	\$779,505
Parks & Beaches Cameras	\$366,000	\$413,505
		\$413,505
Payroll - Firefighters	\$53,000	\$360,505
Fire Security Cameras	\$1,620	\$358,885
Technology Switches	\$2,171	\$356,714
Building and TA vehicle	\$150,000	\$206,714
Shellfish Boat Controller	\$2,881	\$203,833
Facilities management	\$200,000	\$3,833



Leon Correy III, Chair
 Charles K. Murphy, Sr., Vice-Chair
 Stasia Powers, Clerk
 Keith Silvia
 Robert J. Espindola

Town of Fairhaven Office of the Select Board

40 Center Street
 Fairhaven, MA 02719

Tel: (508) 979-4023

Fax: (508) 979-4079

EMAIL: selectboard@fairhaven-ma.gov

DISPOSAL OF SURPLUS PROPERTY POLICY

Policy: From time to time the Town of Fairhaven finds it necessary to dispose of surplus property. The Town holds the option of properly disposing outright any supply or equipment that is broken, unusable or outdated. The following outlines the procedures to be followed by each department in the disposition of individual items with an estimated value of less than ten thousand dollars \$10,000.00

“Surplus” materials included in this policy are defined as items no longer useful to the municipality but having resale or salvage value. This policy shall not apply to real property.

- A. Department Heads shall identify items as surplus and provide a written notice with pictures (if applicable) to the Town Administrator or designee (hereinafter referred to as “TA”) of any property identified as obsolete, disused, worn out or to be scraped (herein referred to as “surplus property”). The TA shall maintain a list of the surplus properties.
- B. The list of surplus property shall be offered to other town departments first.
- C. If no other town department expresses an interest in the surplus property, the TA shall determine the value of the surplus property. Any surplus property valued at \$10,000.00 or greater, in which case the property may be disposed of as surplus in conformance with the procedures of General Laws Chapter 30B.
- D. If the TA determines the value of the surplus property is less than \$10,000.00, the TA may dispose of the surplus property as provided herein.
 1. If the TA determines that the surplus property has no resale or salvage value, he/she shall dispose of such property at the least cost to the Town, e.g., if the property has become obsolete, or the property requires work to be done prior to sale that would be equal to or more than the likely value thereof, the item may be recycled, or if that is not possible, disposed of as waste.
 2. For surplus property that has a resale or salvage value, where it is determined that no other department has an interest in the property, the property may be disposed of pursuant to the procedure set forth below:
 - a. An online auction site may be used first when determined by the TA that the item will result in a higher purchase price.
 - b. A "Town Auction" shall be used for other surplus property to be offered to the public to bid on by posting notice of the sale at the Town Hall and posting the list on the Town’s website at least seven (7) calendar days prior to the sale.

- c. Thereafter a physical auction shall take place at the Board of Public Works (BPW) on the third Saturday of September unless a new date is determined by a vote of the BPW.
- d. In all cases, the surplus property shall be sold to the person offering the highest purchase price. All property sold must be paid for by Cashier's Check, Certified Check, Money Order or Cash and must be paid in full prior to the release of the item(s). The purchaser will also acknowledge the item as bought and paid for in "as is" condition and not subject to refund.
- e. Funds will be deposited through the Town Collector as "local receipts."
- E. If the Town does not receive an offer to purchase the surplus property pursuant to any of the above-referenced methods, the TA may authorize that the property be disposed of as waste, or in any other manner consistent with the law.
- F. All documentation of the sale will be on record with the Town Accountant's Office.

Per the Inspector General's Office, this does not apply to MGL Chapter 94C § 47A Seized controlled substances and narcotic drugs

This policy may be amended by the Select Board and approved with a majority vote.

Chapter 50. Meetings

Part 2. Televising Board Meetings

[Adopted 5-4-2019 STM by Art. 8]

§ 50-10. Broadcast/recording/remote public participation required.

[Amended 6-14-2021 ATM by Art. 56]

All meetings of Town boards, commissions and committees shall be broadcast live and/or recorded for future broadcast over the local cable television network and online viewing as well as allow virtual remote participation via a live online platform such as Zoom or similar service unless emergency, operational or technical conditions suspend the requirements hereof, as determined by the Town Administrator, for broadcasts over the public access and government channels or the School Superintendent for broadcasts over the education channel. Members of the public may participate with comments if allowed by the chair of the committee.

Operational conditions shall be limited to staff availability. Operational suspension for any other reason must be approved by the Select Board for public access or government access and by the School Committee for Education channel prior to the meeting notice being posted.

§ 50-11. Notice requirement.

Notice of all such meetings shall be posted in accordance with the requirements of the Open Meeting Law, MGL c. 30A, and shall contain the date, time and place of such meeting and a listing of topics that the Chair reasonably anticipates will be discussed at the meeting. **Any Open Public Meeting that will not be broadcast live and/or recorded in accordance with this bylaw shall contain a prominent note on the official meeting notice stating "This meeting will not be recorded by Government Access channel and will not be available for viewing at a later date".**

§ 50-12. Scheduling conflicts.

If there is a scheduling conflict with the use of a meeting room, the Town Administrator for municipal property or the School Superintendent for school property or their designees shall have the discretion to determine which board shall have use of the room.

§ 50-13. Compliance with Open Meeting Law.

Nothing contained in this bylaw shall be so construed as to conflict with the requirements of the Open Meeting Law, MGL c. 30A.

§ 50-14. Failure to comply.

A violation of this bylaw or a failure to comply with this bylaw shall not be grounds for challenging or invalidating any actions taken at any meeting of a Town board, committee or commission.

Committee Liaison Report – Bob Espindola – June 20th, 2023

Broadband Study Committee.

On Wednesday morning this week we have a meeting scheduled with Janel Falone, Director of the Fairhaven Housing Authority, and Ms. Ellison to review the Memorandum of Understanding documents that was drafted a number of months ago between the Town and FHA and to review the RFP documents that were drafted for the FHA project. The project deadline is September 30th and there are concerns about being able to complete the project on that time line at this point.

SMMPO - I will be attending my last meeting as an elected member of the SMMPO on Tuesday afternoon, July 18th.

SRPEDD Commission The SRPEDD Commission met on June 28th.

Among other things, the commission voted in the two new members of the SMMPO which included Sarah Hewins, a five (5) term Select Board member from Carver as well as Alan Slavin, from Wareham, who has served in various leadership roles, including last years Chair of the SRPEDD Commission.

The Commission was scheduled to receive a presentation on major changes locally on a “Clean Grid” initiative but the presenter, Eversource, asked for a postponement. The sheets attached were in our packet however and may be of interest to some so I have included them as an attachment.

Fairhaven Bikeway Committee / SouthCoast Bikeway Alliance. The Bikeway Committee meeting scheduled last month was postponed due to the agenda not being posted by 48 hours in advance of the meeting time. The committee is looking, among other things, to review the possible addition of behavioral signs to make people aware of the proper use of the bike path (audible signal when passing, stay on one side, etc). The committee is looking to coordinate with efforts underway in Mattapoisett so there is a degree of uniformity along our sections of the path.

South Coast Bikeway Alliance

The City of New Bedford received a Federal Raise Grant for a project that include a 1.76-mile complete streets roadway rehabilitation project that “will complete a city-wide recreational pathway, enhancing non-motorized travel in and around New Bedford, including to areas of high job concentration, tourist destinations, and other transit connections like a commuter rail station and seasonal ferry service. These new and improved connections are expected to serve as a catalyst for other urban renewal projects. It includes green infrastructure elements such as rain gardens, infiltration basins, underground storage, and porous asphalt pavement to improve the resiliency of the infrastructure, and also includes innovative technology such as Smart Traffic Signals, other Intelligent Transport Systems (ITS) infrastructure, and Rectangular Rapid Flashing Beacons (RRFBs).”

BLUE LANE WORKING WATERFRONT CONNECTOR

CITY OF NEW BEDFORD

CITY OF NEW BEDFORD, MA: MASSACHUSETTS

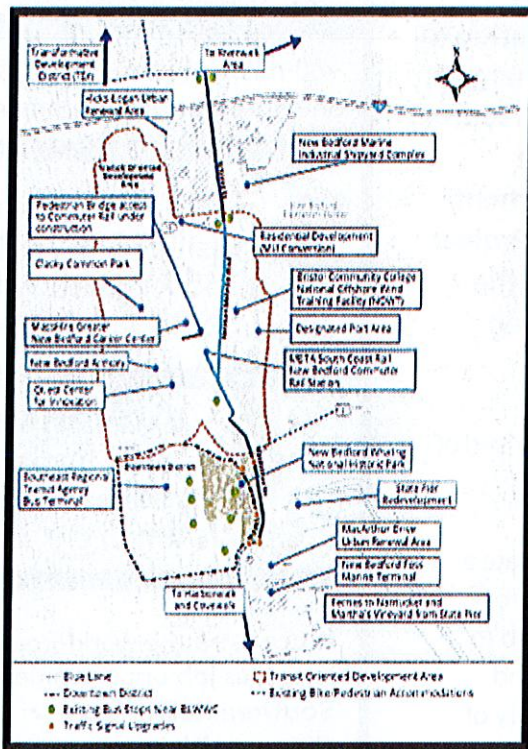
PLANNING

RURAL

AREA OF PERSISTENT POVERTY

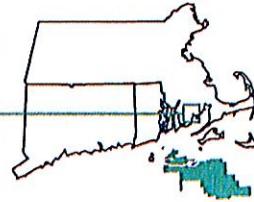
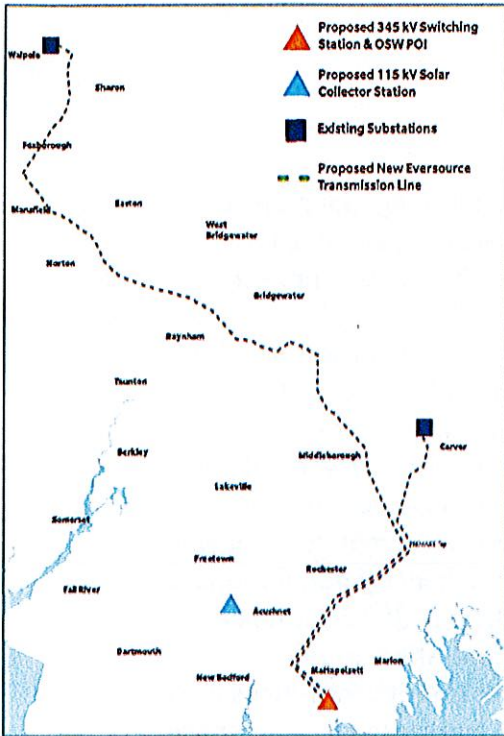
RAISE GRANT FUNDING: \$1,749,360

Project Description: The project will fund pre-construction activities including topographic survey, engineering design, environmental permitting, benefit-cost analysis, and public outreach for an approximately 1.76-mile complete streets roadway rehabilitation project.



Project Benefits: The project is strong in mobility and community connectivity, quality of life, safety, environmental sustainability, economic competitiveness and opportunity, state of good repair, partnership and collaboration, and innovation. The project will complete a city-wide recreational pathway, enhancing non-motorized travel in and around New Bedford, including to areas of high job concentration, tourist destinations, and other transit connections like a commuter rail station and seasonal ferry service. These new and improved connections are expected to serve as a catalyst for other urban renewal projects. It includes green infrastructure elements such as rain gardens, infiltration basins, underground storage, and porous asphalt pavement to improve the resiliency of the infrastructure, and also includes innovative technology such as Smart Traffic Signals, other Intelligent Transport Systems (ITS) infrastructure, and Rectangular Rapid Flashing Beacons (RRFBs).

Southeastern Massachusetts Clean Grid Project



The Massachusetts Department of Energy Resources (DOER) is submitting an application to the Department of Energy, in partnership with Eversource, for funds through the Infrastructure Investment & Jobs Act (IIJA) for a Project designed to advance the Commonwealth's clean energy goals.

The Southeastern Massachusetts (SEMA) Clean Grid Project is comprised of two main components:

1. **Offshore Wind Point of Interconnection & Transmission Line**
 - A new 345 kV substation, located in Mattapoisett, would create a new point of interconnection for offshore wind (OSW) resources.
 - A new 345 kV transmission path on the South Coast designed to enable interconnection and delivery of 1,200 MW of OSW and complete the 345 kV loop that provides a pathway for delivery of OSW energy from Cape Cod to the rest of the Commonwealth.
2. **Solar Collector Station**
 - A new 115/14 kV substation, located in the New Bedford/Freetown area designed to enable interconnection and delivery of 300 MW of solar generation. This substation will address a growing solar interconnection queue on the South Coast and facilitate delivery of clean energy to customers in the Boston area and more broadly across the Commonwealth.

This project will unlock the regions offshore wind potential, provide The Commonwealth and the New England Region with clean energy more cost-effectively, deliver clean energy to the communities who desperately need it, increase reliability, and provide the infrastructure to increase grid resilience.

EVERSOURCE

New 345 kV Switching Station adjacent to the Crystal Spring Station in **Mattapoisett, Mass.**
97 Miles from BOEM Lease Area

Offshore Wind Integration Site for **1200 MW**

~60 miles of new, **foundational** on-shore backbone transmission

Increases **energy grid resiliency** by adding a 345 kV path within Southeastern Mass.

Advances New England & Massachusetts' **Clean Energy Goals**

Increases the workforce and improves job opportunities to **Southeastern Mass. Communities**

Substantial economic development expected in Southeastern Mass.

Anthony Veilleux, Community Relations
Eversource
50 Duchaine Blvd New Bedford, MA 02745
anthony.veilleux@eversource.com
www.eversource.com
Office: (508) 441-5896 | Cell: (774) 476-2335

The Cleaner Grid New England Project

Funding Opportunity Announcement DE-FOA-0002740, Grid Innovation Program (Topic Area 3)
BIL – Grid Resilience and Innovation Partnership (GRIP)

EVERSOURCE



nationalgrid

Grid Innovation Program (GIP) Overview

Grid Innovation Program Primary Objectives:

- Ensure reliable grid operations
- Improve overall grid resilience
- Enhance collaboration between and among eligible entities and private and public sector owners and operators on grid resilience
- Contribute to the decarbonization of the electricity and broader energy system
- Provide enhanced system value, improve current and future system cost-effectiveness and deliver economic benefits

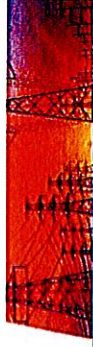
The Program will invest up to \$5 billion in innovation and new approaches to transmission, distribution, storage, and regional resilience.

- Projects are subject to a 50% minimum cost share of total costs.
- Maximum federal funding awarded per entity is \$250 million (\$1 billion for inter-regional projects).
- Projects are required to be completed within 8 years.

20230628 SRPEBD Commission Mtg



GDO
GRID INNOVATION OFFICE



Grid Innovation Program

Funded through the Bipartisan Infrastructure Law (BIL), the Grid Innovation Program (40030501) support projects that use innovative approaches to transmission, storage, and distribution infrastructure to enhance grid resilience and reliability. Projects eligible for the program include: transmission projects, storage projects, and distribution projects. The program supports projects that use innovative approaches to transmission, storage, and distribution infrastructure to enhance grid resilience and reliability. Innovative approaches can range from use of advanced technologies to innovative partnerships to the deployment of projects identified by innovative planning processes.

The Grid Innovation Program will invest up to \$5 billion (\$1 billion/year for fiscal years 2022-2026) in innovation and new approaches to transmission, storage, and distribution infrastructure. The first funding cycle will include both FY22 and FY23, up to \$2 billion. Projects are subject to a 50% cost share requirement.

Eligible entities include:

- A State
- A combination of 2 or more States
- A utility
- A unit of local government
- A Public Utility Commission

Concept Papers are due January 23, 2023. DOE will provide a response to Concept Papers by March 2023. Full Applications are due May 20, 2023. Applicants are allowed to submit more than one Concept Paper, provided that each describes a unique project.

Grid Innovation Program Primary Objectives:

- ▶ Ensure reliable grid operations
- ▶ Improve overall grid resilience
- ▶ Enhance collaboration between and among eligible entities and private and public sector owners and operators on grid resilience
- ▶ Contribute to the decarbonization of the electricity and broader energy system
- ▶ Provide enhanced system value, improve current and future system cost-effectiveness and deliver economic benefits.

Areas of Interest for Applications:

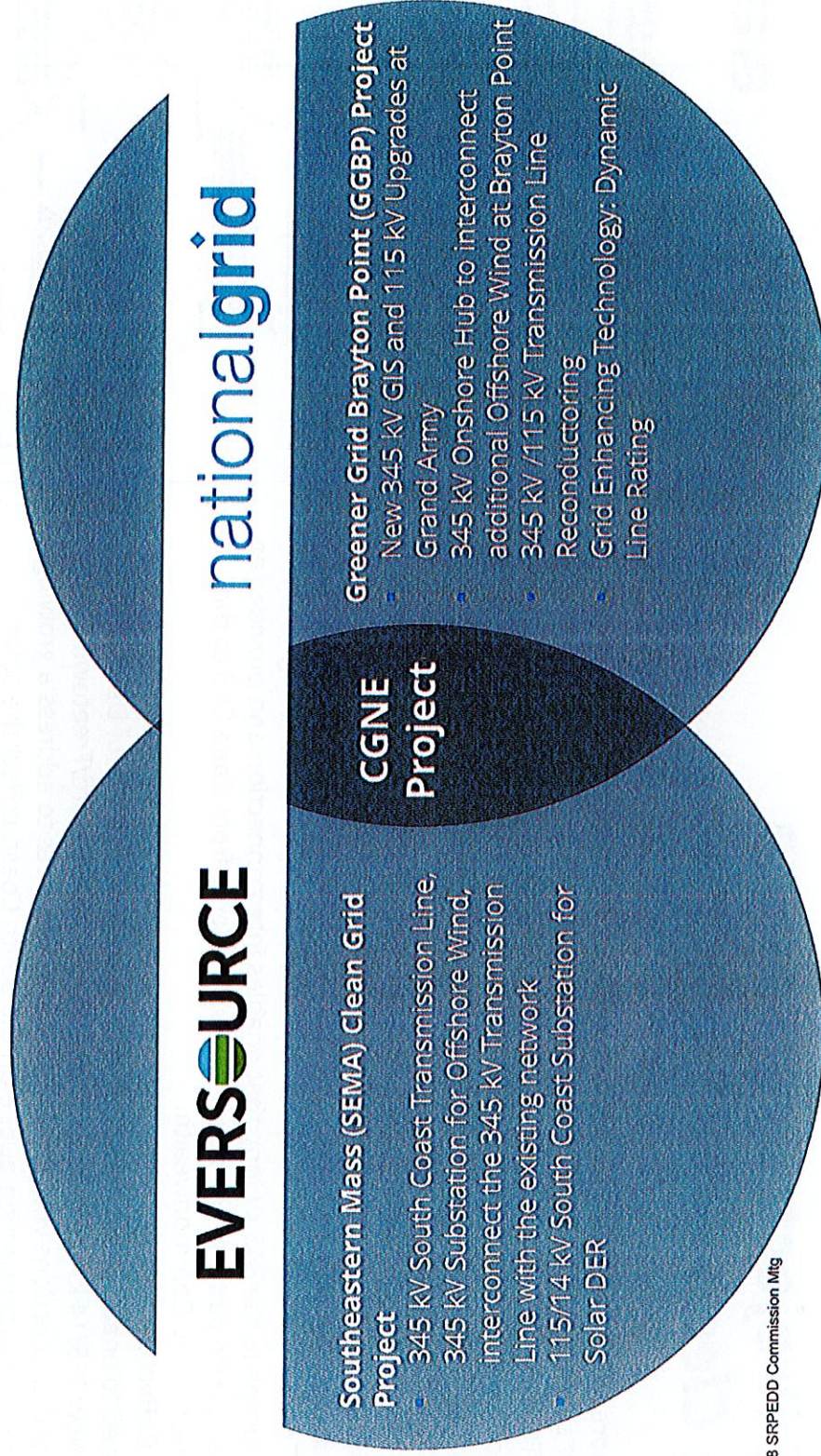
- ▶ Transmission capacity enhancements
- ▶ Advanced distribution
- ▶ Combined systems demonstrating innovative approaches

UPDATED AS OF DECEMBER 15, 2022. SUBJECT TO CHANGE



GDO
GRID INNOVATION OFFICE

The Cleaner Grid New England Project (CGNE Project)

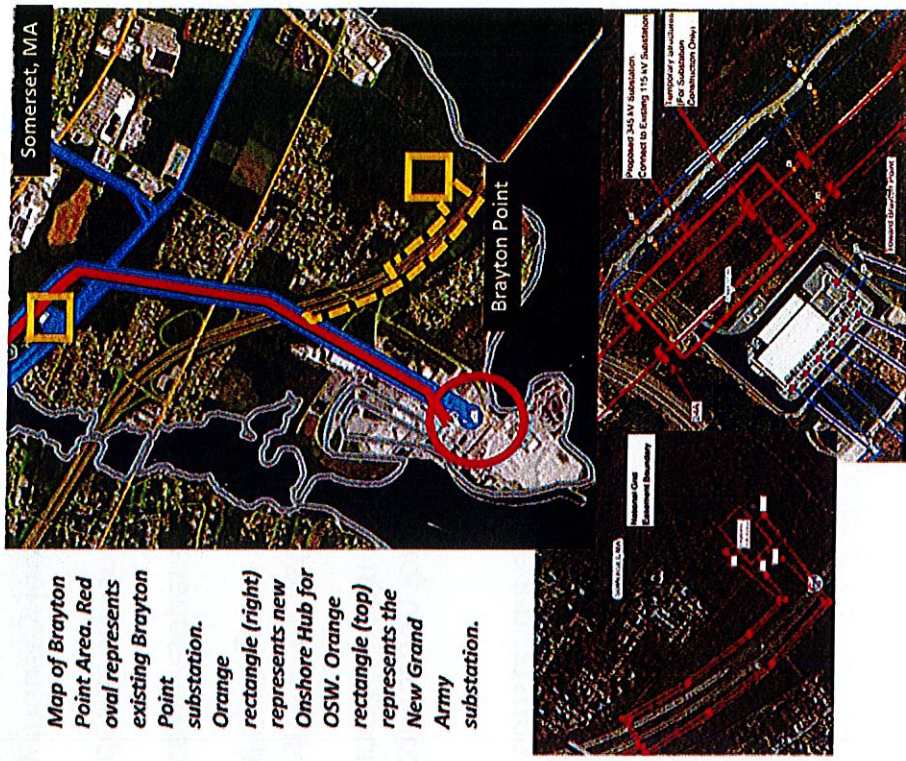


CGNE Project: National Grid Greener Grid Brayton Point Project

- 1. Onshore Wind Hub** - New 345 kV indoor gas-insulated substation (GIS). Connects to the existing 115 kV Grand Army substation.
 - Designed to resolve onshore congestion triggered by high volumes of OSW, efficiently distributing the power and mitigating required upgrades to other parts of the system.
 - Will utilize the existing 345 kV ROW. The existing two 345 kV lines will be segmented into four lines with the new 345 kV GIS.
- 2. Offshore Wind POI** – New 345 kV substation and connect lines on National Grid-owned land near the existing Brayton Point substation.
 - Enables greater interconnection points for future OSW and battery energy storage systems (BESS). Also allows for a future landing point of a mesh connection from another region or devices that may be required to regulate system voltage.
- 3. Reconductoring** - Reconductoring two existing 345 kV lines between the Brayton Point and Grand Army substations. National Grid also proposes to reconductor 2.6 miles of two existing 115 kV lines.
- 4. Adding Dynamic Line Rating (DLR)** to the 345 kV lines between Brayton Point and Grand Army substations.
 - DLR will improve the efficiency of existing transmission line utilization by providing real-time monitoring of transmission line capacity. Advantage of this approach is the use of higher transmission line capacity when local weather conditions (e.g., wind speed) are more favorable while also complying with limitations (e.g., maximum conductor).

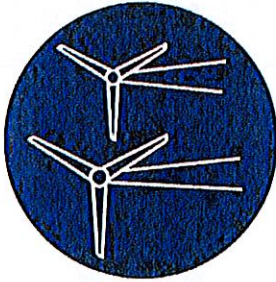
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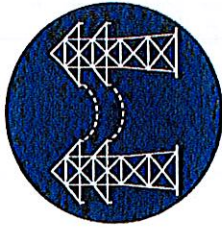


Map of Brayton Point Area. Red oval represents existing Brayton Point substation. Orange rectangle (right) represents new Onshore Hub for OSW. Orange rectangle (top) represents the New Grand Army substation.

CGNE Project: Benefits



- Combined, the CGMA Project enables approximately 3,600 MW of offshore wind generation and 300 MW solar generation.
- Allows Massachusetts and the New England region to interconnect additional wind resources more cost-effectively, while delivering substantial economic and community benefits.



- Reduces transmission capacity constraints and congestion for offshore wind, delivering more clean energy at a lower cost to the communities within the region.
- Increases resiliency by adding a 345 kV path within Southeastern Mass, ensuring integration of OSW from the Cape, Brayton Point and Crystal Springs.



- Reduces time to interconnect, which will decrease developer attrition and restudy



- Promotes onshore readiness, which will reduce developer uncertainty
- Expected to create several hundred clean energy industry jobs for the region



- Holistic planning approach supports economic growth in Southeastern Massachusetts

CGNE Project: Next Steps

- **Community outreach and coordination** – ongoing throughout life of Project
- **MA DOER (lead applicant) to submit application to US DOE** – May 19, 2023
- **Anticipated Award Selection Date** – Fall 2023
- **Eversource and National Grid to File Transmission Rate Schedules at FERC** – Fall 2023
- **Advance Project Designs** – 2023 & 2024
- **Begin Pre-Engineering** – Winter/ Spring 2024
- **Required In-Service Date, Pending Award Selection** - 2030

