

SPECIAL TOWN MEETING – SATURDAY, MAY 2, 2015
WALTER SILVEIRA AUDITORIUM – ELIZABETH HASTINGS MIDDLE SCHOOL
TOWN MEETING MEMBERS PRESENT 231 – QUORUM REQUIRED 100

Meeting called to order by the Moderator at 9:15 AM.

The Moderator stated that the warrant had been properly served and that there was a quorum present.

Voted that the Moderator be relieved from reading each article in its entirety and that he be allowed to refer to the article by number and title only. Seconded

Voted that all appropriations voted at this town meeting be transferred from Surplus Revenue unless otherwise specified. Seconded.

Town Meeting members present:	Precinct 1 – 40
	Precinct 2 – 33
	Precinct 3 – 26
	Precinct 4 – 45
	Precinct 5 – 48
	<u>Precinct 6 – 39</u>
	TOTAL 231

ARTICLE 1 – TOWN CHARGES

Voted the following sums of money to fund additional salary and operating expenses for the following departments. Said money to be added to previously voted appropriations for FY 2015:

GENERAL GOVERNMENT

1. Town Clerk
 - B. Salary – Other - \$372.00 by transferring \$372.00 from Surplus Revenue.
2. Fire Department
 - B. Purchase of Services - \$9,628.21 by transferring \$9,628.21 from Ambulance Fund Reserved for Appropriation
3. Board of Health
 - A. Salaries and Wages - \$687.00 by transferring \$687.00 from Surplus Revenue.
4. Veteran's Services
 - B. Purchase of Services - \$28,000.00 by transferring \$28,000.00 from Surplus Revenue.
 - C. Other Charges/Expenses - \$20,000.00 by transferring \$20,000.00 from Surplus Revenue.

ARTICLE 2 – CONSERVATION RESTRICTION DONATION AUTHORIZATION

Voted to authorize the Conservation Commission and the Board of Selectmen, on behalf of the Town of Fairhaven, to grant, by gift or donation, for passive recreation and conservation, a permanent conservation restriction, complying with Massachusetts General Laws Chapter 184 Sections 31-33, over 65 acres of land, more or less, located on the south side of Bridge Street and shown as Lots 22, 36, 36A, 46G, 46H and 47E on Assessor's Map 30 to a nonprofit organization qualified and willing to hold such restriction, and that the Conservation Commission and the Board of Selectmen, and each of them be, and hereby are, authorized to enter into any and all agreements and execution of such instruments in the name of the Town as may be necessary to effect such purpose.

ARTICLE 3 – STREET ACCEPTANCE – WELCOME STREET

Voted, as amended, to accept the layout of the following described area as a public way, which is known as Welcome Street, and also accept a Parcel of Land containing the detention pond which is an integral part of the Mariner Estates Subdivision's stormwater management system in Fairhaven, Bristol County, Massachusetts, and being more particularly described as follows:

From a point of beginning, said point being located in the northerly sideline of Huttleston Avenue, a.k.a. State Highway Route 6 and being the southwesterly corner of the area to be described;

Thence N 34°49'30" W, a distance of 88.88' to a point;

Thence N 27°12'00" W, a distance of 390.00' to a point

Thence with a curve turning to the right with an arc length of 62.83', with a radius of 40.00', and a central angle of 90°00'00", to a point;

Thence N 62°48'00" E, a distance of 298.20', to a point;

Thence with a curve turning to the left with an arc length of 27.79', with a radius of 25.00', and a central angle of 63°40'53", to a point;

Thence with a reverse curve turning to the right with an arc length of 309.65', with a radius of 60.00', and a central angle of 295°41'45", to a point;

Thence with a reverse curve turning to the left with an arc length of 22.70', with a radius of 25.00', and a central angle of 52°00'52", to a point;

Thence S 62°48'00" W, a distance of 5.27', to a point;

Thence with a curve turning to the left with an arc length of 39.27', with a radius of 25.00', a central angle of 90°00'00", to a point;

Thence S 27°12'00" E, a distance of 75.00' to a point;

Thence N 62°48'00" E, a distance of 8.67' to a point;

Thence S 31°07'50" E, a distance of 40.09' to a point;

Thence S 62°48'00" W, a distance of 51.41' to a point;

Thence N 27°12'00" W, a distance of 140.00' to a point;

Thence S 62°48'00" W, a distance of 237.12', to a point;

Thence S 27°12'00" E, a distance of 387.33' to a point;

Thence S 34°49'30" E, a distance of 91.57' to a point in the northerly sideline of Huttleston Avenue;

Thence S 62°48'00" W, in the northerly sideline of Huttleston Avenue, a distance of 40.36' to the point of beginning.

Containing 50,574 square feet (1.161 Acres), and being shown as "Welcome Street" on a plan entitled, "Roadway Acceptance Plan, dated April 21, 2015, prepared by Prime Engineering Inc.

Lot 1
(Stormwater Lot)

That land in the Town of Fairhaven, Bristol County, Massachusetts bounded and described as follows:

From a point of beginning, said point being the southeasterly corner of the parcel to be described;

Thence S 62°48'00" E, a distance of 229.73', to a point;

Thence N 00°27'01" E, a distance of 85.98', to a point;

Thence N 76°57'42" E, a distance of 166.02', to a point;

Thence S 86°03'41" E, a distance of 33.71', to a point in the westerly sideline of Welcome Street;

Thence S 27°12'00" E, a distance of 18.11', in the westerly sideline of Welcome Street to the point of beginning;

Containing 11,285 square feet (0.259 Acres) more or less, and being shown as "LOT 1" on a plan entitled, "Definitive Subdivision Plan of "Mariner Estates", Located in Fairhaven, Massachusetts, Prepared for Island Associates, Dated: August 19, 2005, Revised: June 29, 2007", on file at the Bristol County Registry of Deeds, Plan Book 161 – Page 96.

ARTICLE 4 – SALE OF ROGERS SCHOOL

To see if the Town will vote to authorize the Board of Selectmen to sell to the Northeast Maritime Institute, Inc. for the sum of \$1.00, the land appearing at (1) Assessors' Map 8, Lot 9, and (2) that parcel of land bounded on the north by Map 8, Lot 9, on the east by Pleasant Street, on the south by Map 8, lot 68, and on the west by Chestnut Street, being that portion of Union Street which was discontinued as a public way by act of the Special Town Meeting of October 15, 1955, and the buildings thereon, constituting the Rogers School, upon such conditions as the Board of Selectmen may determine to be in the best interests of the Town, or to take any other action relative thereto. ***SELECTMEN MOVED TO PASS OVER***

ARTICLE 5 – SALE OF OXFORD SCHOOL

To see if the Town will vote to authorize the Board of Selectmen to sell to Stradford Capital Group, LLC for the sum of \$325,000, the land appearing at Assessors' Map 22A, Lot 192, and Assessors' Map 22A, Lot 193 and the buildings thereon, constituting the Oxford School, upon such conditions as the Board of Selectmen may determine to be in the best interests of the Town, or to take any other action relative thereto. ***SELECTMEN MOVED TO PASS OVER***

ARTICLE 6 – ROGERS-OXFORD RFP

Voted the sum of \$4,000.00 be appropriated by transferring \$4,000.00 from Surplus Revenue to prepare and advertise a Request for Proposals/Auction to sell both the Oxford Elementary School and property and to sell the Rogers Elementary School and property, including any associated requirements and costs or to take any other action relative thereto.

ARTICLE 7 – ROGERS-OXFORD SCHOOLS FISCAL YEAR 2016

Voted the sum \$8,000.00 be appropriated by transferring \$8,000.00 from Surplus Revenue to maintain the vacant Rogers and Oxford Schools during Fiscal Year 2016, including repairs, electricity, telephone, security, alarms, etc., and any other associated costs or take any other action relative thereto.

ARTICLE 8 – TOWN ADMINISTRATOR SEARCH/HIRING

Voted the sum of \$18,000.00 be appropriated by transferring \$18,000.00 from Surplus Revenue to hire a search company to recruit a Town Administrator, including all advertizing, travel expenses, and associated costs to hire a Town Administrator or take any other actions relative thereto.

ARTICLE 9 – NON-UNION PERSONNEL REVIEW

Voted the sum of \$8,000.00 be appropriated by transferring \$8,000.00 from Surplus Revenue to have a consultant review and rewrite job descriptions and compensation levels for all Non-Union positions under the jurisdiction of the Town's Personnel Board or take any other action relative thereto.

ARTICLE 10 – NANCY STREET/SCONTICUT NECK ROAD SEWER STABILIZATION

Voted to rescind a portion of the vote taken at the May 3, 2014 Annual Town Meeting, Article 4, Section 63A: Sewer Fund debt. Specifically, to rescind the vote to transfer \$19,000 from the Stabilization Fund – Nancy Street and the transfer of \$155,000 from the Stabilization Fund – Sconticut Neck or to take any other action relative thereto.

ARTICLE 11 – WASHINGTON STREET/HUTTLESTON AVENUE SEWER MAIN

Voted the sum of \$165,000.00 be appropriated by transferring \$165,000.00 from Sewer Retained Earnings to replace approximately 300’ of sewer main on Washington Street from Huttleston Avenue south and to reline approximately 860’ of sewer main on Huttleston Avenue from Washington Street to Alden Road or to take any other action relative thereto.

ARTICLE 12 – COMMUNITY PRESERVATION COMMITTEE

Voted the sum of \$20,000.00 be appropriated by transferring \$20,000.00 from the Undesignated Existing Fund Balance for the Whitfield-Manjiro Friendship Society – Carriage House Cultural Center Project.

ARTICLE 13 – BILLS OF PRIOR YEAR

Voted by 9/10 each, the following sums of money be appropriated by transferring each item paid from Surplus Revenue:

- A. Parakrama Ananta, MD - \$275.00
- B. Parakrama Ananta, MD - \$825.00
- C. Parakrama Ananta, MD - \$175.00
- D. RAD Associates of New Bedford - \$295.00
- E. Coastal Imaging Association, Inc - \$24.00
- F. University Pathologists, LLC - \$44.00
- G. Shield MRI - \$2,201.60

ARTICLE 14 – OTHER BUSINESS

None.

Motion to adjourn sine die on Saturday, May 2, 2015 at 9:50 AM – Seconded.

Respectfully submitted,

Eileen M. Lowney
Town Clerk