

DARTMOUTH



MASSACHUSETTS

Community Preservation Committee

Howard Baker-Smith, Chairperson
Margaret Latimer, Vice Chairperson
James Bosworth
Michael Kehoe
Elaine Lancaster
Stuart MacGregor
Damon May
Kevin Shea
John Sousa

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MINUTES

December 3, 2013

Members present: Howard Baker-Smith, Chair
 Margaret Latimer, Vice Chair
 Elaine Lancaster
 Damon May
 Kevin Shea
 John Sousa

Members absent: James Bosworth
 Michael Kehoe
 Stuart MacGregor

The meeting was called to order at 6:37 p.m.

Motion:

Mr. Sousa made a motion to approve the minutes of the November 5, 2013 meeting, as written. The motion was seconded and approved by a 5-0 vote. Mr. Baker-Smith was not present for the vote.

Ms. Latimer circulated three invoices, with vouchers attached, for review:

Judith Lund in the amount of \$27.95 for the purchase of printer cartridges for the Historic Building Inventory

Susan Dorschied in the amount of \$14.10 for the mailing of a grant agreement

Suzanne McDonald (Dartmouth Properties) in the amount of \$35.65 for the preparation of the Town Meeting packet inserts

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still questions about the designations of expenses of the grant. Additionally, the matter of the preservation restriction on the property is unresolved. Ms. Latimer asked if the Commission would be required to place an acknowledgment sign where there is no physical project taking place. Mr. Baker-Smith said the sign requirement in agreements may be waived upon CPC approval, where signage is not appropriate.

Motion:

Mr. Sousa made a motion to waive the sign requirement for the Russell Garrison Project. The motion was seconded and approved by a 6-0 vote.

The discussion regarding the Russell Garrison project continued. The Historical Commission will be sending out a Request for Proposals (RFP) to 45 qualified preservationists. The RFP will be detailed.

The project will require a historic preservation restriction. Town Counsel's associate Attorney Cruise had rendered an opinion that was interpreted as the holder of the restriction cannot also be the monitor. The Historical Commission believed that it was allowable. Dartmouth Heritage Preservation Trust (DHPT) was to hold and monitor the restriction. Diane Gilbert, representing DHPT, contacted David Cressman regarding the matter, who then contacted Town Counsel. Attorney Savastano responded with a detailed letter that indicated the earlier opinion provided regarding the restriction was misinterpreted. The holder and the monitor may be the same entity in this case. The letter was read in full and a discussion followed.

The Memorandum of Understanding prepared for the project was also reviewed by Deborah Melino-Wender who had suggested that a non-applicable item be removed as well as a specific funding acknowledgment requirement be inserted. She also believes that a preservation restriction should not be required due to the project being a "paperwork project." No work is being done to the site at this time. Ms. Latimer does not agree. Mr. Baker-Smith said that the acquisition of a restriction is an option the CPC had chosen to require for this project. Additionally, the Town Meeting warrant language provided for it. Judith Lund was present and said a restriction will provide protection for the land should any work on the property be proposed in the future.

The matter of the restriction holder and monitor was clarified. The holder may also receive the endowment via a two-step process. The Historical Commission would appoint an entity to be the holder and that entity would have to apply for a CPC grant to fund the endowment. Funding for the endowment was included in the grant award for the Russell Garrison project; therefore, those funds would be recaptured. Mr. Baker-Smith will contact the Community Preservation Coalition to see if a grant award for an endowment is allowable under the law. Another possibility to consider would be to repurpose the funds within the original grant. Members expressed frustration over the matter, since this process was not required for the Russells Mills Library project.

A discussion took place regarding the schedule for the fall funding round. Proposals would be due June 18, 2014. They would be reviewed in July, and recommendations would be made by August 5. Town Meeting will be held on October 21, 2014. Eligibility applications would need

to be received by May 21 for consideration for the fall round. Mr. Baker-Smith circulated the proposed schedule for review.

Motion:

Mr. Sousa made a motion to approve the funding notice for the FY2015 June and October funding rounds, as written in the (schedule) document. The motion was seconded and approved by a 6-0 vote.

Mr. Baker-Smith reported that the State match will be 52%. Dartmouth will receive \$286,909. A brief discussion followed.

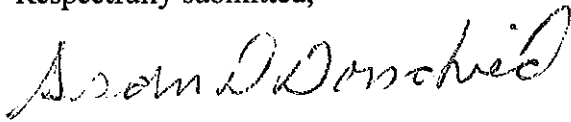
Mr. Baker-Smith said he received notification that he will be a recipient of an award from the Community Preservation Coalition. Members offered their congratulations.

Motion:

Mr. Sousa made a motion to adjourn. The motion was seconded and approved by a 6-0 vote.

The meeting was adjourned at 8:53 p.m.

Respectfully submitted,



Susan D. Dorschied
Administrative Clerk

Approved,



Howard Baker-Smith
Chair