



Town of Dartmouth

400 Slocum Road
Dartmouth, MA 02747
Ph# (508) 910-1812 Fax# (508) 910-1885
www.town.dartmouth.ma.us

Department
of
Parks & Recreation

Timothy J. Lancaster, Director

James A. Vieira, Chair
Joseph Vieira, Vice-Chair
James C. Bosworth
Lisa B. Tavares
Sherri L. Tetrault

Parks & Rec Board
1/14/15
Approved

Minutes

January 14, 2015
4:30 P.M. Meeting

Members Present: James Bosworth, James Vieira, Joseph Vieira and Timothy Lancaster

Members Absent: Sherri Tetrault and Lisa Tavares

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2015 FEB 10 PM 12:05
DARTMOUTH TOWN CLERK

Bucket Contract

Mr. Lancaster informed the Board that three certified letters were sent to the lessee of the Bucket at Gulf Hill in which a signed receipt by Mr. Sylvia was returned for each. The first letter confirmed that the Board had voted to terminate his existing lease under section 2.2 of the agreement, the second was notifying him of his default by failure to supply a certified copy of his accounting records and the last letter stated that Mr. Sylvia was in default of the lease for failure to pay the remaining five percent gross revenue and that payment is due within ten days. The ten days have passed and no payment has been made.

Motion made and seconded that the Bucket at Gulf Hill is in default of the requirements of its June 10, 2013 Lease Agreement with the Board for the lease of the Apponagansett Park concession and ice cream stand (i.e. the Bucket), having failed to correct material breaches of said Lease Agreement within ten days of the December 31, 2014 receipt by David P. Sylvia of written notice of those breaches. Voted 3-0-0

Motion made and seconded to terminate the above mentioned Lease Agreement as a result of the default. Voted 3-0-0

Motion made and seconded to have Town Counsel communicate this termination to Mr. Sylvia, and inform him that, if he does not voluntarily remove his personal property and equipment from the Bucket and surrender up the same to the Board within thirty days, then the Board will entertain legal action against him in order to ensure its repossession of the Bucket. Voted 3-0-0

Mr. Lancaster was asked to take pictures of all the contents within the building, depicting what belongs to the town.

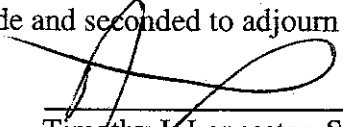
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Motion made and seconded to approve the Capitol Improvements Plan for Fiscal years 2016-20.

Voted 3-0-0

Motion made and seconded to adjourn at 5:45 P.M. Voted 3-0-0

ATTEST:



Timothy J. Lancaster, Superintendent

Transcribed by:



Rebecca Amaral