



Town of Dartmouth
400 Slocum Road
Dartmouth, MA 02747

RECEIVED
2014 MAY 22 AM 10 29
DARTMOUTH TOWN CLERK

Select Board Members Present:

Michael Watson- Chair
Lara Stone -Vice Chair
Shawn McDonald

John George Jr.
Stanley Mickelson

The Chair opened the public meeting at 5:45 p.m.

The Chair polled the Board for a roll call vote to convene into Executive Session pursuant to M.G.L. Ch. 30A, Sec 21: Chair Michael Watson, yes; Vice-Chair Lara Stone, yes; Selectman Shawn McDonald, yes; Selectman John George Jr., yes; Selectman Stanley Mickelson, yes;

The Chair called the public meeting to order at 6:30 p.m. on **April 28, 2014** in room 304.

Board members signed the **warrant(s)** for the following bills from various departments in the amounts of:

Date	Warrant #	Warrant Description	Amount
4/5/2014	PR40	Payroll Expense	1,009,908.47
4/10/2014	PD1441	Payroll Deduction	436,098.42
4/14/2014	D1442	DPW Expense	268,543.62
4/14/2014	P1442	Police Expense	12,210.01
4/14/2014	S1442	School Expense	346,309.16
4/14/2014	T1442	Town Expense	210,609.74
4/12/2014	PR41	Payroll Expense	989,052.48
4/17/2014	PD1442	Payroll Deduction	434,040.63
4/22/2014	D1443	DPW Expense	138,578.52
4/22/2014	S1443	School Expense	104,689.94
4/22/2014	T1443	Town Expense	1,089,710.09

I. Appointments:

6:45 p.m. David Hickox/Director of DPW Re: N.Hixville Rd & Garage Consolidation- DPW will be adding new sidewalks, crosswalks and narrowing the street in this area.

- *After a motion was made by Vice Chair Lara Stone, and seconded by John George Jr., it was unanimously voted to authorize the DPW to make road improvements to Old Fall River Road and North Hixville Road to include the authorized installation of a new crosswalk near the intersection of Old Fall River Road and North Hixville Road. It will conform to the regulation and MUTCH 2009 (Manual on Uniform Traffic Control Devices) and upgrade the current two way stop to a four way. Such installation will also conform to the 2009 MUTCH and MASS DOT manuals.*

David Hickox also spoke about the changes to be made at The Highway Department including extra bays to start a Fleet Maintenance Program for higher efficiency, covered storage, additional space, a new salt shed and upgrading the fueling station.

7:00 p.m. Regional Refuse District/Insurance Advisory Committee- The Board has been made aware that if the District has to go elsewhere for health care it will cause our tipping fees to increase. They are asking for a meeting with the Insurance Advisory Committee to discuss the matter further.

- *After a motion was made by Selectman Stanley Mickelson, and seconded by Selectman Shawn McDonald, it was voted with opposition (4-1), Chairman Michael Watson opposing, to grant a meeting on May 15, 2014 and also to allow them three more months to stay on our insurance.*

7:30 p.m. Dog Park- D Dog is asking for the Boards support at Town Meeting regarding constructing of a 7,600 square foot handicapped accessible, off leash, enclosed Dog Park with electricity and running water. They are asking for CPC Funds for 10% of this project, the other 90% will be funded.

7:45 p.m. Preservation Restriction Agreement Russells Mills Village School House- The School House is going through some rehabilitation and in order to use any CPC funds, they require a Historic Preservation Restriction to be placed on the property.

- *After a motion was made by Selectman John George Jr., and seconded by Vice Chair Lara Stone, it was unanimously voted to approve the signing of the document.*

7:50 p.m. Interview of Peter Paul Fusco, Veterans Advisory Board-

- *After a motion was made by Selectman John George Jr., and seconded by Selectman Shawn McDonald, it was unanimously voted to appoint.*

II. New Business:

A. Annual & Special Town Meeting Warrants-

ARTICLE 1:

COMMUNITY PRESERVATION – HISTORIC PRESERVATION: APPONEGANSETT MEETING HOUSE

After a motion was made by Selectman Shawn McDonald and seconded by Selectman John George Jr., it was unanimously voted to recommend Article 1-
COMMUNITY PRESERVATION – HISTORIC PRESERVATION:
APPONEGANSETT MEETING HOUSE

ARTICLE 2:

COMMUNITY PRESERVATION- RECREATION: DARTMOUTH DOG PARK

After a motion was made by Selectman Shawn McDonald and seconded by Vice Chair Lara Stone, it was unanimously voted to recommend Article 2-
COMMUNITY PRESERVATION- RECREATION: DARTMOUTH DOG PARK

ARTICLE 3:

COMMUNITY PRESERVATION – HOUSING: HOUSING REHAB LOAN PROGRAM

After a motion was made by Selectman Shawn McDonald and seconded by Vice Chair Lara Stone, it was unanimously voted to recommend Article 3-
COMMUNITY PRESERVATION- RECREATION: – HOUSING: HOUSING
REHAB LOAN PROGRAM

**ARTICLE 4: COMMUNITY PRESERVATION – HOUSING: HOUSING REHAB
LOAN PROGRAM ADMINISTRATIVE SERVICES**

*After a motion was made by Vice Chair Lara Stone and seconded by Selectman Stanley Mickelson, it was unanimously voted to recommend Article 4-
COMMUNITY PRESERVATION – HOUSING: HOUSING REHAB
LOAN PROGRAM ADMINISTRATIVE SERVICES*

ARTICLE 5: COMMUNITY PRESERVATION BUDGET

*After a motion was made by Vice Chair Lara Stone and seconded by Selectman Stanley Mickelson, it was unanimously voted to recommend Article 5-
COMMUNITY PRESERVATION BUDGET*

ARTICLE 6: CHARTER AMENDMENT – DEPARTMENT HEAD ADMINISTRATION

*After a motion was made by Selectman John George Jr., and seconded by Selectman Shawn McDonald, it was unanimously voted to recommend Article 6-
CHARTER AMENDMENT – DEPARTMENT HEAD ADMINISTRATION*

ARTICLE 7: CHARTER AMENDMENT – HISTORICAL COMMISSION

*After a motion was made by Vice Chair Lara Stone and seconded by Selectman Stanly Mickelson, it was unanimously voted to recommend Article 7-
CHARTER AMENDMENT – HISTORICAL COMMISSION*

ARTICLE 8: CHARTER AMENDMENT-TOWN MODERATOR

*After a motion was made by Vice Chair Lara Stone and seconded by Selectman Stanley Mickelson, it was unanimously voted to recommend Article 8-
CHARTER AMENDMENT-TOWN MODERATOR*

ARTICLE 9: CHARTER AMENDMENT – TOWN MEETING AND ELECTIONS

*After a motion was made by Selectman Shawn McDonald and seconded by Selectman John George Jr., it was unanimously voted to recommend Article 9-
CHARTER AMENDMENT – TOWN MEETING AND ELECTIONS*

ARTICLE 10: CHARTER AMENDMENT – SUPERINTENDENT OF PUBLIC WORKS

*After a motion was made by Selectman Shawn McDonald and seconded by Vice Chair Lara Stone, it was unanimously voted to recommend Article 10-
CHARTER AMENDMENT – SUPERINTENDENT OF PUBLIC WORKS*

ARTICLE 11: CHARTER AMENDMENT– ADVERTISING OF OPERATING BUDGET SUMMARY

*After a motion was made by Selectman Shawn McDonald and seconded by Vice Chair Lara Stone, it was unanimously voted to recommend Article 11-
CHARTER AMENDMENT– ADVERTISING OF OPERATING BUDGET SUMMARY*

ARTICLE 12: APPROPRIATION FROM THE CEMETERY SALE OF LOT FUND

*After a motion was made by Selectman Shawn McDonald and seconded by Vice Chair Lara Stone, it was unanimously voted to recommend Article 12-
APPROPRIATION FROM THE CEMETERY SALE OF LOT FUND*

ARTICLE 13: CONTINUE CEMETERY REVOLVING FUND

*After a motion was made by Selectman John George Jr., and seconded by Selectman Stanley Mickelson it was unanimously voted to recommend Article 13-
CONTINUE CEMETERY REVOLVING FUND*

ARTICLE 14: RESCIND BORROWING AUTHORIZATION

*After a motion was made by Selectman Shawn McDonald and seconded by Selectman John George Jr., it was unanimously voted to recommend Article 14-
RESCIND BORROWING AUTHORIZATION*

ARTICLE 15: ACCEPTANCE OF CAPITAL PLANNING COMMITTEE REPORT AND FUNDING OF FY 2015 CAPITAL PLAN

*After a motion was made by Vice Chair Lara Stone and seconded by Selectman John George Jr., it was unanimously voted to recommend Article 15-
ACCEPTANCE OF CAPITAL PLANNING COMMITTEE REPORT AND FUNDING OF FY 2015 CAPITAL PLAN*

ARTICLE 15A: FEASIBILITY STUDY FOR THE POTTER SCHOOL ROOF

*After a motion was made by Selectman Shawn McDonald and seconded by Vice Chair Lara Stone, it was unanimously voted to recommend Article 15A-
FEASIBILITY STUDY FOR THE POTTER SCHOOL ROOF*

ARTICLE 16: SALARIES AND STIPENDS OF ELECTED OFFICIALS

*After a motion was made by Selectman Shawn McDonald and seconded by Selectman John George Jr., it was voted, with opposition (3-2) to recommend Article 16-
SALARIES AND STIPENDS OF ELECTED OFFICIALS*

ARTICLE 17: SCHEDULE A — FY 2015 BUDGET APPROPRIATION

*After a motion was made by Selectman Shawn McDonald and seconded by Vice Chair Lara Stone, it was unanimously voted to recommend Article 17-
SCHEDULE A — FY 2015 BUDGET APPROPRIATION*

ARTICLE 18: FUNDING SEWER AND SEPTIC SYSTEM BETTERMENTS

*After a motion was made by Selectman Shawn McDonald and seconded by Vice Chair Lara Stone, it was unanimously voted to recommend Article 18-
FUNDING SEWER AND SEPTIC SYSTEM BETTERMENTS*

ARTICLE 19: FUNDING SOLID WASTE ENTERPRISE FUND

*After a motion was made by Selectman Shawn McDonald and seconded by Selectman Stanley Mickelson, it was unanimously voted to recommend Article 19-
FUNDING SOLID WASTE ENTERPRISE FUND*

ARTICLE 20: FUNDING WATER DEPARTMENT ENTERPRISE FUND

*After a motion was made by Selectman John George Jr., and seconded by Selectman Shawn McDonald, it was unanimously voted to recommend Article 20-
FUNDING WATER DEPARTMENT ENTERPRISE FUND*

ARTICLE 21: FUNDING SEWER DEPARTMENT ENTERPRISE FUND

*After a motion was made by Selectman John George Jr., and seconded by Selectman Shawn McDonald, it was unanimously voted to recommend Article 21-
FUNDING SEWER DEPARTMENT ENTERPRISE FUND*

**ARTICLE 22: CONTINUE DARTMOUTH CABLE TELEVISION (DCTV)
REVOLVING FUND**

*After a motion was made by Selectman John George Jr., and seconded by Selectman Shawn McDonald, it was unanimously voted to recommend Article 22-
CONTINUE DARTMOUTH CABLE TELEVISION (DCTV) REVOLVING FUND*

ARTICLE 23: FUNDING WATERWAYS MANAGEMENT ENTERPRISE FUND

*After a motion was made by Selectman John George Jr., and seconded by Selectman Shawn McDonald, it was unanimously voted to recommend Article 23-
FUNDING WATERWAYS MANAGEMENT ENTERPRISE FUND*

ARTICLE 24: FUNDING DARTMOUTH SENIOR SOCIAL DAY PROGRAM

After a motion was made by Selectman John George Jr., and seconded by Selectman Shawn McDonald, it was unanimously voted to recommend Article 24-

FUNDING DARTMOUTH SENIOR SOCIAL DAY PROGRAM

ARTICLE 25: CONTINUE RECREATION REVOLVING FUND

After a motion was made by Selectman John George Jr., and seconded by Selectman Shawn McDonald, it was unanimously voted to recommend Article 25-
CONTINUE RECREATION REVOLVING FUND

ARTICLE 26: CREATE LIBRARY REVOLVING FUND FOR LOST OR DAMAGED ITEMS

After a motion was made by Selectman John George Jr., and seconded by Selectman Shawn McDonald, it was unanimously voted to recommend Article 26-
CREATE LIBRARY REVOLVING FUND FOR LOST OR DAMAGED
ITEMS

ARTICLE 27: INTEREST CHARGES IMPOSED FOR POLICE DETAILS NOT PAID IN TIMELY FASHION

After a motion was made by Selectman John George Jr., and seconded by Selectman Shawn McDonald, it was unanimously voted to recommend Article 27-
INTEREST CHARGES IMPOSED FOR POLICE DETAILS NOT PAID
IN TIMELY FASHION

ARTICLE 28: EASEMENT FOR MUNICIPAL SEWER

After a motion was made by Selectman John George Jr., and seconded by Selectman Stanley Mickelson, it was unanimously voted to recommend Article 28-
EASEMENT FOR MUNICIPAL SEWER

ARTICLE 29: GENERAL BY-LAW REVISION TO TOWN COUNSEL BY-LAW

After a motion was made by Selectman Shawn McDonald and seconded by Selectman Stanley Mickelson, it was unanimously voted to recommend Article 29-
REVISION TO TOWN COUNSEL BY-LAW

ARTICLE 30: COMPREHENSIVE REVISIONS TO SOIL CONSERVATION BOARD BY-LAW

After a motion was made by Selectman John George Jr., and seconded by Selectman Shawn McDonald, it was unanimously voted to recommend Article 30-
COMPREHENSIVE REVISIONS TO SOIL CONSERVATION BOARD
BY-LAW

ARTICLE 31: **COMPREHENSIVE REVISIONS TO EARTH AND SOIL REMOVAL BY-LAW**

After a motion was made by Selectman John George Jr., and seconded by Selectman Shawn McDonald, it was unanimously voted to recommend Article 31-
COMPREHENSIVE REVISIONS TO EARTH AND SOIL REMOVAL
BY-LAW

ARTICLE 32: **PERSONNEL BY-LAW AMENDMENT – NEW TITLES/POSITIONS**

After a motion was made by Selectman Shawn McDonald and seconded by Selectman John George Jr., it was unanimously voted to recommend Article 32-
PERSONNEL BY-LAW AMENDMENT – NEW TITLES/POSITIONS

ARTICLE 33: **ELIMINATION OF PERSONNEL BOARD**

After a motion was made by Selectman Shawn McDonald and seconded by Selectman John George Jr., it was unanimously voted to recommend Article 33-
ELIMINATION OF PERSONNEL BOARD

ARTICLE 34: **ZONING BY-LAW-DARTMOUTH ZONING BY-LAWS- EXEMPTIONS FROM SETBACK REQUIRMENTS**

After a motion was made by Selectman John George Jr., and seconded by Selectman Shawn McDonald, it was unanimously voted to recommend Article 34-
ZONING BY-LAW-DARTMOUTH ZONING BY-LAWS- EXEMPTIONS FROM
SETBACK REQUIRMENTS

ARTICLE 35: **ZONING BY-LAW-DARTMOUTH ZONING BY-LAWS PARKING AND DRIVEWAYS**

After a motion was made by Selectman John George Jr., and seconded by Selectman Shawn McDonald, it was unanimously voted to recommend Article 35-
ZONING BY-LAW-DARTMOUTH ZONING BY-LAWS PARKING AND
DRIVEWAYS

ARTICLE 36: **DARTMOUTH ZONING BY-LAWS-SETBACKS**

After a motion was made by Selectman Shawn McDonald and seconded by Vice Chair Lara Stone, it was unanimously voted to recommend Article 36-
DARTMOUTH ZONING BY-LAWS-SETBACKS

ARTICLE 37: **DARTMOUTH ZONING BY-LAWS-SIGNS**

After a motion was made by Selectman Shawn McDonald and seconded by Selectman John George Jr., it was unanimously voted to recommend Article 37-
DARTMOUTH ZONING BY-LAWS-SIGNS

ARTICLE 38:

MINIMUM SETBACK DIMENSIONS

After a motion was made by Vice Chair Lara Stone, and seconded by John George Jr., it was voted, with opposition (4-1) to table until next meeting Article 39-

MINIMUM SETBACK DIMENSIONS

ARTICLE 39:

REGISTERED MARIJUANA DISPENSARY

After a motion was made by Selectman Stanley Mickelson and seconded by Selectman Shawn McDonald, it was unanimously voted to recommend Article 39-

REGISTERED MARIJUANA DISPENSARY

ARTICLE 40:

DARTMOUTH ZONING BY-LAW-PLANNING-USE VARIANCES

After a motion was made by Selectman Stanley Mickelson and seconded by Vice Chair Lara Stone, it was voted, with opposition (4-1) not to recommend Article 40- USE VARIANCES

ARTICLE 41:

REIS FAMILY PRIVATE BURIAL SITE

After a motion was made by Selectman John George Jr., and seconded by Selectman Shawn McDonald, it was unanimously voted to recommend Article 41-

REIS FAMILY PRIVATE BURIAL SITE

ARTICLE 42:

AUTHORIZE LEASE AGREEMENT-CRAPO FIELD

After a motion was made by Selectman Shawn McDonald and seconded by Vice Chair Lara Stone, it was unanimously voted to recommend Article 42-

AUTHORIZE LEASE AGREEMENT-CRAPO FIELD

ARTICLE 43:

**SPECIAL LEGISLATION FOR THE APOINTMENT OF RETIRED
POLICE OFFICERS AS SPECIAL POLICE OFFICERS IN THE TOWN
OF DARTMOUTH**

After a motion was made by Vice Chair Lara Stone and seconded by Selectman John George Jr., it was unanimously voted to recommend Article 43-

SPECIAL LEGISLATION FOR THE APPOINTMENT OF RETIRED
POLICE OFFICERS AS SPECIAL POLICE OFFICERS IN THE TOWN
OF DARTMOUTH

ARTICLE 1 STM: **OUTSTANDING BILLS**

*After a motion was made by Selectman John George Jr. and seconded by Selectman Shawn McDonald, it was unanimously voted to recommend Article 1-
OUTSTANDING BILLS*

ARTICLE 2 STM: **SNOW & ICE DEFICIT**

*After a motion was made by Selectman John George Jr., and seconded by Vice Chair Lara Stone, it was unanimously voted to recommend Article 2-
SNOW & ICE DEFICIT*

**ARTICLE 3 STM: **ACCEPTANCE OF CAPITAL IMPROVEMENT PLANNING
COMMITTEE REPORT AND FUNDING FY 2014 CAPITAL PLAN****

We will revisit this next meeting.

**ARTICLE 4 STM: **APPROPRIATION TO THE STABILIZATION FUND FOR
DARTMOUTH CABLE TELEVISION (DCTV)****

*After a motion was made by Selectman Shawn McDonald and seconded by Selectman John George Jr., it was unanimously voted to recommend Article 4-
APPROPRIATION TO THE STABILIZATION FUND FOR DARTMOUTH
CABLE TELEVISION (DCTV)*

**ARTICLE 5 STM: **APPROPRIATION FOR DEMOLITION OF STRUCTURES AND CLEAN-UP
OF LAND ON TOWN-OWNED PROPERTY****

*After a motion was made by Selectman John George Jr., and seconded by Selectman Shawn McDonald, it was unanimously voted to recommend Article 5-
APPROPRIATION FOR DEMOLITION OF STRUCTURES AND CLEAN-UP OF LAND
ON TOWN-OWNED PROPERTY*

ARTICLE 6 STM: ALLOCATION TO COMMUNITY PRESERVATION HISTORIC PRESERVATION RESERVE

After a motion was made by Selectman Shawn McDonald and seconded by Selectman Stanley Mickelson, it was unanimously voted to recommend Article 6- ALLOCATION TO COMMUNITY PRESERVATION HISTORIC PRESERVATION RESERVE

ARTICLE 7 STM: CREATION OF STABILIZATION FUND FOR POLICE COLLECTIVE BARGAINING AGREEMENT

After a motion was made by Vice Chair Lara Stone and seconded by Selectman Shawn McDonald, it was unanimously voted to recommend Article 7- CREATION OF STABILIZATION FUND FOR POLICE COLLECTIVE BARGAINING AGREEMENT

ARTICLE 8 STM: AUTHORIZE ABILITY TO IMPOSE MUNICIPAL CHARGES LIEN

We will revisit this next meeting.

- B. Mirra Co., Inc. on behalf of Comcast Corp, hereby requests permission to install, replace, repair and upgrade their TV cables on Ventura Drive.
- C. Use Variance- The Chairman Michael Watson read a letter from Colleen Noseworth. She is asking the Board to explain their decision for not supporting the Planning Boards Article for not allowing any use variances. Chairman Michael Watson explained that the Board has decided not to co-sponsor the article. They will explain the reasons when they go over the Town Warrant later in the meeting.
- D. Town of Dartmouth v. Dartmouth Police Brotherhood- The Appeals Court affirmed the decision of Judge Moses vacating an arbitrator's award that found that the Town violated the collective bargaining agreement when Chief Lee issued a verbal directive that an officer of the rank of sergeant or above would have to serve as shift commander during every shift instead of the shift commander with a senior patrol officer should a sergeant/lieutenant choose not to accept the shift.

- E. Regional Lockup Memorandum of Agreement- The Bristol County Sheriff's Office is sending this updated agreement to us.

After a motion was made by Selectman John George Jr., and seconded by Selectman Shawn McDonald, it was unanimously voted to accept the new agreement.

III. Old Business:

- A. Cecil Smith/Mary Robinson Landfill- We have posted an informational letter to our website regarding some of the difficulties the Town has faced.
- B. Creation of New Athletic Fields Committee Update- We will start a committee consisting of 3-5 people. This committee will be to help us find ways to get funding for this project.
- C. Capital Projects Review- The Board has looked it over and has no questions.

IV. Minutes:

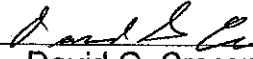
Meeting Minutes December 16, 2013 and March 20, 2014

After a motion was made by Selectman Shawn McDonald, and seconded by Selectman John George Jr., it was unanimously voted to approve the minutes.

V. Announcements:

After a motion was made by Selectman Shawn McDonald, and seconded by Selectman John George Jr., it was unanimously voted to adjourn the meeting.

Attest:



David G. Cressman, Town Administrator

Transcribed by: Christine Amaral