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DARTMOUTH TOWN CLERK

Town of Dartmouth
400 Slocum Road
Dartmouth, MA 02747

Select Board Members Present:

Shawn McDonald- Chair
Stanley Mickelson- Vice Chair

Frank Gracie
Kelli Martin Taglianetti

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: Vice Chair Mickelson, yes; Selectman Gracie, yes; Selectwoman Martin Taglianetti, yes; Chairman McDonald, yes

The Chair called the public meeting to order at 6:28 p.m. on **May 4, 2015** in room 304.

4/18/2015	PR42	PAYROLL EXPENSES	\$1,017,368.31
4/23/2015	PD1543	PAYROLL DEDUCTION	\$435,170.90
4/27/2015	D1544	DPW EXPENSE	\$31,653.35
4/27/2015	S1544	POLICE EXPENSE	\$361,440.55
4/27/2015	T1544	TOWN EXPENSE	\$78,015.64

I. Appointments:

6:30 p.m. Anthony Savastano, Town Counsel, regarding Sign Lighting By-Law and Burgo Lease- Town Counsel has drawn up an article for the Spring Town Meeting. This article will limit the brightness on signs and all lighting for businesses.

After a motion was made by Selectman Frank Gracie, and seconded by Vice Chair Stanley Mickelson, it was unanimously voted to sponsor this article.

The burgo Lease will be tabled until the next meeting May 18, 2015.

6:40 p.m. Application for JC's Corner (Change of Owner) 146 N. Dartmouth Mall for a Common Victualler License

After a motion was made by Selectman Frank Gracie, and seconded by Vice Chair Stanley Mickelson, it was unanimously voted to approve.

6:42 p.m. Application for Chartwells/UMass, 285 Old Westport Rd. for a One Day All Alcohol License for May 13, 2015

After a motion was made by Selectman Frank Gracie, and seconded by Selectwoman Kelli Martin Taglianetti, it was unanimously voted to approve.

6:43 p.m. Application of Apple New England, LLC., 500 State Rd. for a Change of Manager

After a motion was made by Vice Chair Stanley Mickelson, and seconded by Selectwoman Kelli Martin Taglianetti, it was unanimously voted to approve.

6:44 p.m. Application of New Bedford Yacht Club, 208 Elm St. for a Change of Manager

After a motion was made by Vice Chair Stanley Mickelson, and seconded by Selectwoman Kelli Martin Taglianetti, it was unanimously voted to approve.

6:45 p.m. Appointment of Marcia S. Beardsley to the Historical Commission

After a motion was made by Selectman Frank Gracie, and seconded by Vice Chair Stanley Mickelson, it was unanimously voted to approve.

II. New Business:

- A. Application of Ruby Tuesday, Inc., 200 State Rd. for a Change of Officer/Director

After a motion was made by Vice Chair Stanley Mickelson, and seconded by Selectwoman Kelli Martin Taglianetti, it was unanimously voted to approve.

- B. Reappointment of Thomas M. Brooks as Registrar of Voters

After a motion was made by Selectman Frank Gracie, and seconded by Selectwoman Kelli Martin Taglianetti, it was unanimously voted to approve.

- C. General Permit for Wilfred Francis- The Board of Health visited the property on Fisher Road, to follow up on several residents' complaints about a foul smelling odor. Our inspector then realized that he was not permitted by the State . Mr. Francis has since been granted a permit, from the State, for his composting operation on Fisher Road despite the information the Board of Health has given the State Licensing Body. If there are any complaints about the odors please call the Board of Health to report.

- D. Deputy Assistant Harbormaster Job Posting- This item will be tabled.

- E. FY2016 Budget- This budget meets the requirements and the various department's needs.

After a motion was made by Vice Chair Stanley Mickelson, and seconded by Selectman Frank Gracie, it was unanimously voted to approve the budget.

F. Spring Annual & Special Town Meeting Warrant

SPRING ANNUAL TOWN MEETING

ARTICLE 1:

COMMUNITY PRESERVATION COMMITTEE- HISTORIC PRESERVATION: AKIN HOUSE PHASE III

After a motion was made by Vice Chair Stanley Mickelson and seconded by Chairman Shawn McDonald, it was unanimously voted to recommend Article 1- COMMUNITY PRESERVATION COMMITTEE- HISTORIC PRESERVATION: AKIN HOUSE PHASE III

ARTICLE 2:

COMMUNITY PRESERVATION COMMITTEE- HISTORIC PRESERVATION: HELFAND FARMHOUSE

After a motion was made by Vice Chair Stanley Mickelson and seconded by Selectwoman Kelli Martin-Taglianetti, it was unanimously voted to recommend Article 2- COMMUNITY PRESERVATION COMMITTEE- HISTORIC PRESERVATION: HELFAND FARMHOUSE

ARTICLE 3:

COMMUNITY PRESERVATION COMMITTEE- HOUSING: HOUSING REHAB LOAN PROGRAM

After a motion was made by Selectman Frank Gracie, and seconded by Vice Chair Stanley Mickelson, it was unanimously voted to recommend Article 3- COMMUNITY PRESERVATION COMMITTEE - HOUSING: HOUSING REHAB LOAN PROGRAM

ARTICLE 4:

COMMUNITY PRESERVATION COMMITTEE- HOUSING: HOUSING REHAB LOAN PROGRAM ADMINISTRATIVE SERVICES

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

ARTICLE 5:

COMMUNITY PRESERVATION COMMITTEE- HOUSING: HOUSING O'CONNOR- SISSON VETERANS HOUSING

After a motion was made by Vice Chair Stanley Mickelson, and seconded by Selectwoman Kelli Martin-Taglianetti, it was unanimously voted to recommend Article 5- COMMUNITY PRESERVATION COMMITTEE HOUSING: O'CONNOR- SISSON VETERANS HOUSING

ARTICLE 6:

COMMUNITY PRESERVATION BUDGET

After a motion was made by Vice Chair Stanley Mickelson, and seconded by Selectman Frank Gracie, it was unanimously voted to recommend Article 6- COMMUNITY PRESERVATION BUDGET

- ARTICLE 7:** **APPROPRIATION FROM THE CEMETERY SALE OF LOT FUND**
After a motion was made by Selectman Frank Gracie, and seconded by Vice Chair Stanley Mickelson, it was unanimously voted to recommend Article 7-
APPROPRIATION FROM THE CEMETERY SALE OF LOT FUND
- ARTICLE 8:** **CONTINUE CEMETERY REVOLVING FUND**
After a motion was made by Vice Chair Stanley Mickelson and seconded by Selectman Frank Gracie, it was unanimously voted to recommend Article 8-
CONTINUE CEMETERY REVOLVING FUND
- ARTICLE 9:** **ACCEPTANCE OF CAPITAL PLANNING COMMITTEE REPORT AND FUNDING OF FY 2016 CAPITAL PLAN**
After a motion was made by Vice Chair Stanley Mickelson, and seconded by Selectman Frank Gracie, it was unanimously voted to recommend Article 9-
ACCEPTANCE OF CAPITAL PLANNING COMMITTEE REPORT AND
FUNDING OF FY 2016 CAPITAL PLAN
- ARTICLE 10:** **SALARIES AND STIPENDS OF ELECTED OFFICIALS**
After a motion was made by Selectman Frank Gracie, and seconded by Selectwoman Kelli Martin-Taglianetti, it was unanimously voted to recommend Article 10-
SALARIES AND STIPENDS OF ELECTED OFFICIALS
- ARTICLE 11:** **SCHEDULE A — FY 2016 BUDGET APPROPRIATION**
After a motion was made by Vice Chair Stanley Mickelson, and seconded by Selectman Frank Gracie, it was unanimously voted to recommend Article 11-
SCHEDULE A — FY 2016 BUDGET APPROPRIATION
- ARTICLE 12:** **FUNDING SEWER AND SEPTIC SYSTEM BETTERMENTS**
After a motion was made by Selectman Frank Gracie, and seconded by Vice Chair Stanley Mickelson, it was unanimously voted to recommend Article 12-
FUNDING SEWER AND SEPTIC SYSTEM BETTERMENTS
- ARTICLE 13:** **FUNDING SOLID WASTE ENTERPRISE FUND**
After a motion was made by Vice Chair Stanley Mickelson, and seconded by Selectman Frank Gracie., it was unanimously voted to recommend Article 13-
FUNDING SOLID WASTE ENTERPRISE FUND
- ARTICLE 14:** **FUNDING WATER DEPARTMENT ENTERPRISE FUND**
After a motion was made by Selectman Frank Gracie and seconded by Vice Chair Stanley Mickelson, it was unanimously voted to recommend Article 14-
FUNDING SEWER DEPARTMENT ENTERPRISE FUND

ARTICLE 15: **FUNDING SEWER DEPARTMENT ENTERPRISE FUND**
After a motion was made by Selectman Frank Gracie and seconded by Vice Chair Stanley Mickelson, it was unanimously voted to recommend Article 15-
FUNDING SEWER DEPARTMENT ENTERPRISE FUND

ARTICLE 16: **CREATE AND FUND DARTMOUTH CABLE TELEVISION (DCTV) ENTERPRISE FUND**
After a motion was made by Vice Chair Stanley Mickelson and seconded by Selectman Frank Gracie, it was unanimously voted to recommend Article 16-
CREATE AND FUND DARTMOUTH CABLE TELEVISION (DCTV)
ENTERPRISE FUND

ARTICLE 17: **FUNDING WATERWAYS MANAGEMENT ENTERPRISE FUND**
After a motion was made by Vice Chair Stanley Mickelson and seconded by Selectman Frank Gracie, it was unanimously voted to recommend Article 17-
FUNDING WATERWAYS MANAGEMENT ENTERPRISE FUND

ARTICLE 18: **FUNDING DARTMOUTH SENIOR SOCIAL DAY PROGRAM**
After a motion was made by Vice Chair Stanley Mickelson, and seconded by Selectman Frank Gracie, it was unanimously voted to recommend Article 18-
FUNDING DARTMOUTH SENIOR SOCIAL DAY PROGRAM

ARTICLE 19: **CONTINUE AND AMEND RECREATION REVOLVING FUND**
After a motion was made by Vice Chair Stanley Mickelson and seconded by Selectman Frank Gracie, it was unanimously voted to recommend Article 19-
CONTINUE AND AMEND RECREATION REVOLVING FUND

ARTICLE 20: **CONTINUE LIBRARY REVOLVING FUND FOR LOST OR DAMAGED ITEMS**
After a motion was made by Selectman Frank Gracie, and seconded by Selectwoman Kelli Martin Taglianetti, it was unanimously voted to recommend Article 20-
CONTINUE LIBRARY REVOLVING FUND FOR LOST OR DAMAGED ITEMS

ARTICLE 21: **ACQUIRING GENERAL CODE FOR BY-LAWS**
After a motion was made by Vice Chair Stanley Mickelson and seconded by Selectman Frank Gracie, it was unanimously voted not to recommend Article 21. This decision is not due to the validity of the software itself but the inability to explain how this will fit into the upgrades that the Town is considering-
ACQUIRING GENERAL CODE FOR BY-LAWS

ARTICLE 22: **ZONING- AMEND THE DARTMOUTH ZONING BY- LAWS BY DELETING LANGUAGE IN SECTION 10B.410.D OF THE BLISS CORNER MIXED USE DISTRICT TO ELIMINATE THE INCONSISTENCY WITH THE RECENTLY APPROVED BICYCLE PARKING STANDARDS ADDED TO SECTION 16 OF ZONING BY-LAWS**

After a motion was made by Vice Chair Stanley Mickelson and seconded by Selectwoman Kelli Martin-Taglianelli, it was unanimously voted to recommend Article 22-

ZONING- AMEND THE DARTMOUTH ZONING BY- LAWS BY DELETING LANGUAGE IN SECTION 10B.410.D OF THE BLISS CORNER MIXED USE DISTRICT TO ELIMINATE THE INCONSISTENCY WITH THE RECENTLY APPROVED BICYCLE PARKING STANDARDS ADDED TO SECTION 16 OF ZONING BY-LAWS

ARTICLE 23: **ZONING- AMEND THE ZONING MAP TO CHANGE COMMERCIALY USED LOTS IN THE VILLAGE BUSINESS DISTRICT FROM GENERAL RESIDENCE TO VILLAGE BUSINESS**

After a motion was made by Vice Chair Stanley Mickelson and seconded by Selectman Frank Gracie, it was unanimously voted to recommend Article 23- The Board is also asking the Planning Department to post maps in the lobby for the public to view.

ZONING- AMEND THE ZONING MAP TO CHANGE COMMERCIALY USED LOTS IN THE VILLAGE BUSINESS DISTRICT FROM GENERAL RESIDENCE TO VILLAGE BUSINESS

ARTICLE 24: **PERSONNEL BY-LAW AMENDMENT – SALARY ADJUSTMENTS**

After a motion was made by Vice Chair Stanley Mickelson and seconded by Selectwoman Kelli Martin-Taglianetti, it was unanimously voted to recommend Article 24-

PERSONNEL BY-LAW AMENDMENT – SALARY ADJUSTMENTS

ARTICLE 25: **AMENDMENT TO CEMETERY RULES AND REGULATIONS**

After a motion was made by Vice Chair Stanley Mickelson and seconded by Selectwoman Kelli Martin-Taglianetti, it was unanimously voted to recommend Article 25-

AMENDMENT TO CEMETERY RULES AND REGULATIONS

ARTICLE 26: **TRANSFER OF GIDLEY SCHOOL PROPERTY TO SELECTBOARD**

After a motion was made by Vice Chair Stanley Mickelson and seconded by Selectman Frank Gracie, it was unanimously voted to recommend Article 26-
TRANSFER OF GIDLEY SCHOOL PROPERTY TO SELECTBOARD

**ARTICLE 27: CLARIFICATION ON SCOPE OF AGRICULTURAL PRESERVATION
RESTRICTION ON DUTCH BELT FARM**

*After a motion was made by Vice Chair Stanley Mickelson and seconded by
Selectman Frank Gracie, it was unanimously voted to recommend Article 27-
CLARIFICATION ON SCOPE OF AGRICULTURAL PRESERVATION
RESTRICTION ON DUTCH BELT FARM*

ARTICLE 28: ROUND HILL TRANSFER TO PARK DEPARTMENT

*After a motion was made by Selectman Frank Gracie and seconded by Vice Chair
Stanley Mickelson, it was unanimously voted to recommend Article 28-
ROUND HILL TRANSFER TO PARK DEPARTMENT*

ARTICLE 29: TRANSFER OF RUSSELLS MILLS LIBRARY TO SELECTBOARD

*After a motion was made by Vice Chair Stanley Mickelson and seconded by
Selectman Frank Gracie, it was unanimously voted to recommend Article 29-
TRANSFER OF RUSSELLS MILLS LIBRARY TO SELECTBOARD*

**ARTICLE 30: GENERAL BY-LAW- TRANSIENT VENDORS, HAWKERS AND
PEDDLERS, AND SOLICITORS**

*After a motion was made by Selectman Frank Gracie and seconded by Selectwoman
Kelli Martin-Taglianetti, it was unanimously voted to recommend Article 30-
GENERAL BY- LAWS-TRANSIENT VENDORS, HAWKERS AND PEDDLERS,
AND SOLICITORS*

ARTICLE 31: GENERAL BY-LAW-SIGN LIGHTING

*After a motion was made by Vice Chair Stanley Mickelson and seconded by
Selectwoman Kelli Martin-Taglianetti, it was unanimously voted to recommend
Article 31-
GENERAL BY- LAW- SIGN LIGHTING*

SPRING SPECIAL TOWN MEETING

ARTICLE STM 1: Outstanding Bills

*After a motion was made by Vice Chair Stanley Mickelson and seconded
by Selectman Frank Gracie, it was unanimously voted to recommend
Article STM 1- Outstanding Bills.*

ARTICLE STM 2: Snow and Ice Deficit

*After a motion was made by Vice Chair Stanley Mickelson and seconded
by
Selectman Frank Gracie, it was unanimously voted to recommend
Article STM 2- Snow and Ice Deficit.*

ARTICLE STM 3: Deeds in Lieu of Foreclosure

After a motion was made by Selectman Frank Gracie and seconded by Vice Chair Stanley Mickelson, it was unanimously voted to recommend Article STM 3- Deeds in Lieu of Foreclosure

ARTICLE STM 4: Collective Bargaining Agreement for Dartmouth Police Brotherhood

After a motion was made by Vice Chair Stanley Mickelson and seconded by Selectman Frank Gracie, it was unanimously voted to recommend Article STM 4- Collective Bargaining Agreement for Dartmouth Police Brotherhood

ARTICLE STM 5: Acceptance of a Utility Easement

After a motion was made by Vice Chair Stanley Mickelson and seconded by Selectman Frank Gracie it was unanimously voted to recommend Article STM 5- Acceptance of a Utility Easement

ARTICLE STM 6: Discontinuance of a Utility Easement

After a motion was made by Vice Chair Stanley Mickelson and seconded by Selectman Frank Gracie, it was unanimously voted to recommend Article STM 6- Discontinuance of a Utility Easement

ARTICLE STM 7: Supplement to the FY2015 Operating Budget of the Waterways Management Department Enterprise Fund

After a motion was made by Vice Chair Stanley Mickelson and seconded by Selectman Frank Gracie, it was unanimously voted to recommend Article STM 7- Supplement to the FY2015 Operating Budget of the Waterways Management Department Enterprise Fund

ARTICLE STM 8: Supplement to the FY 2015 Operating Budget of the Water Department Enterprise Fund

After a motion was made by Vice Chair Stanley Mickelson and seconded by Selectman Frank Gracie, it was unanimously voted to recommend Article STM 8- Supplement to the FY 2015 Operating Budget of the Water Department Enterprise Fund

ARTICLE STM 9: Discontinuance of a Portion of Leonard Street

After a motion was made by Vice Chair Stanley Mickelson and seconded by Selectman Frank Gracie, it was unanimously voted to recommend Article STM 9- Discontinuance of a Portion of Leonard Street

- G. Special Election John George Vacancy- The Board presented good reasons to have a Special Election and they also presented good reasons not to have a Special Election. The residents seem to be split when we asked for their opinions.

After a motion was made by Selectman Frank Gracie, and seconded by Chairman Shawn McDonald, there were no others in favor, voted at a tie, 2-2 to hold a Special Election. Chairman McDonald then stated no further action will be taken at this time.

- H. Municipal Aggregation-Good Energy-The Board will make the Aggregation Document available for the public to review. This document will be on our website or in the Selectboards Office for resident feedback.

A resident approached the Board with some questions regarding Leonard Street. He was informed that we would be holding a public hearing on May 18, at this time residents will be able to ask questions and make comments.

III. Old Business

- A. Cecil Smith/Mary Robinson Landfill- East Coast Engineering sent us a copy of a letter they sent to the MASS DEP on our behalf. They are questioning some of the findings submitted from the samples taken.
- B. Police Station- Members of the Police Station Building Committee will be meeting on Wednesday May 6, 2015.

IV. Minutes:

March 23, 2015

After a motion was made by Vice Chair Stanley Mickelson, and seconded by Chairman Shawn McDonald, it was unanimously voted to approve.

April 6, 2015

After a motion was made by Vice Chair Stanley Mickelson, and seconded by Chairman Shawn McDonald, it was unanimously voted to approve.

April 13, 2015

After a motion was made by Vice Chair Stanley Mickelson, and seconded by Selectman Frank Gracie, it was unanimously voted to approve.

V. Announcements

The Board would like to inform the public that "The Bucket" is now being run by the Parks and Recreation Department; all profits will be put into their revolving fund.

After a motion was made by Selectman Frank Gracie, and seconded by Selectwoman Kelli Martin Taglianetti, it was unanimously voted to adjourn.

Attest:



David G. Cressman, Town Administrator

Transcribed by: Christine Amaral