



Town of Dartmouth  
400 Slocum Road  
Dartmouth, MA 02747

Board of Selectmen

**Select Board Members Present:**

William J. Trimble-Chairperson  
Michael P. Watson-Vice Chairperson  
Lara H. Stone

Joseph Michaud  
Shawn McDonald

The Chairman opened the Public Meeting at 5:45 p.m.

The Chairman polled the Board for a roll call vote to convene into Executive Session pursuant to M.G.L. Ch. 30A Sec. 21: Selectman Michaud, yes; Selectwoman Stone, yes; Selectman McDonald, yes; Vice-Chairman Watson, yes; Chairman Trimble, yes.

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The Chairman reconvened the meeting at 6:30 p.m. on November 29, 2010 in room 304.

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

897,068.36	PR20	778,452.09	PD1121	477,993.04	S1122
403,112.71	T1122	1,023,931.37	PR21	428,831.86	PD1122
57,884.01	D1123	31,276.08	P1123	109,618.23	T1123

**6:30/Meeting with Board of Health re: Appointment.**

This was a joint meeting with the Board of Health.

Keith Boulds and Thomas Hardman briefed the board on their work history.

*After a motion was made by Vice-Chairman Michael Watson and seconded by Selectman Shawn McDonald, it was voted unanimously to appoint Thomas Hardman to the Board of Health.*

## **6:40/Appointments:**

### **-Board of Appeals-Permanent**

Raymond Sousa was present for his re-appointment.

Jacqueline Figueiredo briefed the board on her work history; Ms. Figueiredo expressed her interest in becoming a voting member for the Board of Appeals.

Several Town residents spoke in favor of Raymond Sousa.

After hearing from the Town residents, Ms. Figueiredo withdrew her letter of interest for the ZBA as a permanent member.

After a motion was made by Selectman Shawn McDonald, and seconded by Selectman Joseph Michaud, it was voted (2) two in favor (Chairman Trimble and Selectman McDonald) and (3) three opposed (Selectwoman Stone, Vice-Chairman Watson and Selectman Michaud) to reappoint Raymond Sousa to the Zoning Board of Appeals.

### **-Board of Appeals-Alternate**

Halim Choubah was present for his reappointment.

*After a motion was made by Selectman Joseph Michaud and seconded by Selectman Shawn McDonald, it was voted unanimously to appoint Halim Choubah as an Alternate member to the Board of Appeals.*

### **-Historical Commission**

Craig Tjersland was present for his appointment

*After a motion was made by Selectman Joseph Michaud and seconded by Vice-Chairman Michael Watson, it was voted unanimously to appoint Craig Tjersland to the Historical Commission.*

### **-Agriculture Commission**

*After a motion was made by Vice-Chairman Michael Watson and seconded by Selectman Shawn McDonald, it was voted unanimously to appoint Derek Christianson and Frederick Dabney to the Agriculture Commission.*

**6:45/Hearing-Tax Classification.**

The Chairman opened the hearing.

Paul Bergman, Administrator of Assessing, presented the board with the necessary information to set the tax rate. The following are the percentages for this year and the previous six years as follows:

	<b>2011</b>	<b>2010</b>	<b>2009</b>	<b>2008</b>	<b>2007</b>	<b>2006</b>	<b>2005</b>
R-O	83.6	83.7	84.1	84.6	85.7	86.2	85.5
CIP	16.4	16.3	15.9	15.4	14.3	13.8	14.5

The Town has the option of establishing one tax rate for all classes of property or shifting part of the R-O Tax Levy to the CIP classes. The shift cannot exceed 150% of the CIP percentage allocations.

In FY2010, the Board voted to continue shifting 40% to the CIP classes. The resulting percentages of the tax levy were Residential- 77.2% and CIP -22.8%. In addition, the small commercial exemption was continued at the maximum of 10%.

The Chairman closed the hearing.

After a motion was made by Selectwoman Lara Stone and seconded by Vice-Chairman Michael Watson, it was voted unanimously to set the tax rate at 92.1407.

After a motion was made by Vice-Chairman Michael Watson and seconded by Selectman Joseph Michaud, it was voted unanimously, as per Chapter 59 section 5I, for the Small Commercial Exemption to continue at a maximum of 10%.

*After a motion was made by Vice-Chairman Michael Watson and seconded by Selectman Shawn McDonald, it was voted unanimously to send a letter to our State Delegation asking them to consider legislation to raise our small business exemption from 10% to 15% as an indication of our strong will. The Board will invite them in after the new Legislation is sworn in in January to have a meeting in open session.*

**7:00/Hearing-NStar Electric Pole Petitions: Ryder St. & Cross Rd.**

The Chairman opened the hearing.

Donna Rosa, representative from NStar was present. Ms. Rosa informed the Board that she is withdrawing the application for Ryder St.

The Chairman closed the hearing.

*After a motion was made by Vice-Chairman Michael Watson and seconded by Selectman Joseph Michaud, it was voted unanimously to approve the NStar Electric Pole Petitions for Cross Rd.*

**7:10/Hearing-Application for approval for a transfer of the Year Round All Alcohol Package Goods Store License and Change of Location & Pledge of License from Cardoza's Wine & Spirits, 464 State Rd. to NIRAV Inc. d/b/a Dartmouth Wine & Spirits, 313 State Rd.**

The Chairman closed the hearing.

Attorney John Williams was present representing Dartmouth Wine & Spirits.

*After a motion was made by Selectwoman Lara Stone and seconded by Selectman Shawn McDonald, it was voted unanimously to approve the Application for a transfer of the Year Round All Alcohol Package Goods Store License and Change of Location & Pledge of License from Cardoza's Wine & Spirits, 464 State Rd. to NIRAV Inc. d/b/a Dartmouth Wine & Spirits, 313 State Rd. Contingent on the applicant paying the lien owed to the DPW for approx \$3,600 for trash bags.*

The Chairman informed attorney Williams that the Board of Health needs a copy of the floor plans.

**7:15/Hearing-Fairhaven Beverage Co., Inc. d/b/a Cardoza's Wine & Spirits, pursuant to M.G.L., Chapter 138 s. 77 cancellation of Alcoholic Package Store License upon cessation of licensed business.**

*After a motion was made by selectman Shawn McDonald and seconded by Vice-Chairman Michael Watson, it was voted unanimously to table this matter until mid-February, pending the approval of the transfer above.*

**7:20/Application of the Olive Garden for a Change of Manager to David McCaffrey.**

Applicant did not show up. Tabled until December 13<sup>th</sup>.

**7:30/David Hickox, DPW Director, to discuss water issues.**

David Hickox, Director of Public Works, updated the board on the following information on water issues. Public notice for water quality violation on four occasions, explanation of violation, indentifying cause and action taken to avoid future violations.

**7:45/Lynn Medeiros, Town Clerk, to discuss changes in date of Town Election.**

Lynn Medeiros, Town Clerk, briefed the board on the reasons why we should not change the date for Town Meeting, namely, that there would be more room for errors,

and this will not save the Town any money. The Town Clerk stated this would also have to be changed in the Town Charter.

After a motion was made by Vice-Chairman Michael Watson and seconded by Selectwoman Lara Stone, it was voted unanimously to set the date as outlined in the Town Charter for the first Tuesday in April which would be April 5, 2011.

The Town Clerk will discuss this issue of changing the dates with the Town Charter Committee on Wednesday evening for further elections.

## **New Business:**

### **DNRT Conservation for YMCA, Gulf Rd.**

Dexter Mead, Executive Director of DNRT, was present for his Conservation Restriction.

*After a motion was made by Selectman Joseph Michaud and seconded by Vice-Chairman Michael Watson, it was voted unanimously to approve the DNRT Conservation for the YMCA, Gulf Rd.*

### **Parking Clerk.**

The Executive Administrator requested that the Select Board designate Greg Barnes as Parking Clerk and Deborah Piva as Assistant Parking Clerk as of December 1, 2010.

*After a motion was made by Selectman Joseph Michaud and seconded by Vice-Chairman Michael Watson, it was voted unanimously to designate Greg Barnes as Parking Clerk and Deborah Piva as Assistant Parking Clerk as of December 1, 2010.*

### **Non-Union Pay Increases.**

*After a motion was made by Selectwoman Lara Stone and seconded by Vice-Chairman Michael Watson, it was voted (4) four in favor and (1) one opposed (Selectman Joseph Michaud) to adopt a revised non-union compensation scale for Schedule B of the Personnel By-laws and pay increases for non-union management employees, consistent with the specific provision of each manager's contract, reflecting a FY 2011 cost-of-living adjustment (COLA) increase of 2%, retroactive to July 1, 2010, as funded by the passage of Article 21 of the Fall Annual Town Meeting held on October 19, 2010. Said increases shall exclude seasonal and part-time employees as specified in Schedule E of the Personnel By-Laws as well as all other stipend employees.*

## **Old Business:**

## **Minutes:**

## **Minutes of November 15, 2010.**

*After a motion was made by Selectman Joseph Michaud and seconded by Vice-Chairman Michael Watson, it was voted unanimously to approve the Minutes of November 15, 2010.*

## **Announcements:**

Vacancy on Housing Authority Board: candidates should send in a letter of interest to the Housing Authority by December 31, 2010.

Annual Tree Lighting will be held on Monday, December 6, 2010 from 6:00 p.m. to 7:30 p.m.

112 Students were issued citations for their accomplishments. Band Director Bill Kingsland will present them.

The John Bullard Wellness Center's open house will be held on Wednesday, December 8, 2010 at 3:30 p.m.

Attest:

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David G. Cressman, Executive Administrator

Transcribed by: Linda Torres

