



## Town of Dartmouth

400 Slocum Road  
Dartmouth, MA 02747

### Board of Selectmen

### Select Board Members Present:

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

Joseph Michaud  
Shawn McDonald

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The Chairman called the public meeting to order at 6:30 p.m. on August 8, 2011 in room 304.

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

PR04V1	\$-829.96	PR04V2	487.61	PR04	\$387,753.46
PD1204	\$191,421.05	D1205	\$82,366.48	S1205	\$13,778.14
T1205	\$520,756.81	PR05	\$381,482.02	PD1205	\$1,109,893.98
S1206	\$58,336.69	T1206	\$302,695.64		

### **Application of Summit Grove Children's Holy Ghost for a One Day All Alcoholic License for August 13, 2011.**

Donald Stockwell was present for his application.

*After a motion was made by Vice-Chairwoman Lara Stone and seconded by Selectman William Trimble, it was voted unanimously to approve the Application of Summit Grove Children's Holy Ghost for a One Day All Alcoholic License for August 13, 2011.*

### **Hearing-Application of Kordia Provisions: LLC d/b/a Kordia Provisions, Richa M. Tedoldi, Manager for a Wine & Malt Package Goods License at 242 Elm St.**

Jason Lanagan was present and briefed the board on his plans to open a beer & wine market at 242 Elm St.

Attorney Steven Maynard, representing Santos, stated that the market and café his client has been planning for more than two years "may not be viable" if a Beer & Wine License is granted for a site so close to the property.

A number of residents spoke both for and against the license request.

Kevin Santos mentioned to the Board that part of the delay in his plans was due to working with Town officials to upgrade his property, and for the town to address needed changes in commercial parking regulations in the village. Mr. Santos stated he is also hoping to locate a restaurant and bar on the property. Mr. Santos feared that he would be unable to lease the market space if another Beer & Wine license was issued.

Jason Lanagan stated the hours of operation:

Monday-Friday 10:30 a.m. to 10:30 p.m.

Saturday 8:00 a.m. to 11:00 p.m.

Sunday 8:00 a.m. to 6:00 p.m.

Chairman Watson mentioned the board continues to seek ways to encourage real economic development in the village that would benefit both residents and visitors.

Members of the Board felt there was space for both licenses in the village, but warned Mr. Lanagan that the Board would be watching the new business closely to prevent any new liquor-related problems from developing in the neighborhood.

The Chairman closed the hearing.

*After a motion was made by Selectman William Trimble and seconded by Vice-Chairwoman Lara Stone, it was voted (4) four in favor and (1) one opposed (Selectman McDonald) to approve the Application of Kordia Provisions: LLC d/b/a Kordia Provisions, Richa M. Tedoldi, Manager for a Wine & Malt Package Goods License at 242 Elm St.*

#### **Application of Country Club of New Bedford for a One Day All Alcoholic License for August 13, 2011.**

A representative from Country Club of New Bedford was present for the Application.

*After a motion was made by Selectman Joseph Michaud and seconded by Vice-Chairwoman Lara Stone, it was voted unanimously to approve the Application of Country Club of New Bedford for a One Day All Alcoholic License for August 13, 2011.*

**Lynn Medeiros, Town Clerk re: Poll Workers.**

Lynn Medeiros briefed the Board on the Mandate from the State to approve all Poll Workers. The Town Clerk read the list into the record (see attached).

*After a motion was made by Selectman Shawn McDonald and seconded by Vice-Chairwoman Lara Stone, it was voted unanimously to approve the list of Poll Workers.*

**Application of Russells Mills Engine Co. for a One Day Beer & Wine License for September 11, 2011.**

Michael Woyciechowski was present for the Application.

*After a motion was made by Selectman William Trimble and seconded by Selectman Shawn McDonald, it was voted unanimously to approve the Application of Russells Mills Engine Co. for a One Day Beer & Wine License for September 11, 2011.*

**Clark's Cove Regulations (Rogers St).**

The Chairman read the Chief's Letter into the record (see attached).

Several members of the Board still have concerns about charging a fee to use this location. Select Board member Shawn McDonald requests that we look to see if we can limit the size of the boat to under 20 ft or smaller and change the fee accordingly.

*After a motion was made by Vice-Chairwoman Lara Stone and seconded by Selectman Shawn McDonald, it was voted (3) in favor and (2) opposed (Selectman Michaud and Selectman Trimble), to approve the outlined regulations as presented by the Waterways Commission (see attached).*

**New Business:**

**Renewal Application of Henry N. Lee for a Taxi Driver's License & Class A Vehicle License.**

*After a motion was made by Selectman Joseph Michaud and seconded by Selectman Shawn McDonald, it was voted unanimously to approve the Renewal Application of Henry N. Lee for a Taxi Driver's License & Class A Vehicle License.*

### **Old Westport Rd/Chase Rd Traffic Studies.**

The Executive Administrator mentioned that the Chief of Police did a traffic study on Old Westport Road. The Chief stated that this is an extremely highly traveled area, the count for a seven day period was 80,000 cars. The Chief recommends not installing a four way stop sign, instead he recommends that the Planning Department consider a total redesign of the intersection so that traffic will be allowed to flow more freely.

### **M.G.L. C. 61A, S 14-Notice of Intent to Convert Land.**

The Executive Administrator mentioned that Mr. David McLaughlin provided a Notice of Intent to convert Lot 3 on Map 66 and Lots 2 and 8 on Map 71, approximately 24 acres from agriculture purposes to develop a solar farm. Mr. Cressman stated that the Conservation Commission has voted to not opt to purchase the land.

*After a motion was made by Selectman William Trimble and seconded by Vice-Chairwoman Lara Stone, it was voted unanimously not to purchase this land.*

### **Shellfish-Modification of Open Areas.**

The Executive Administrator stated based on a meeting with the Shellfish Committee, said committee is recommending that the Select Board modify its restriction on closed shellfishing so that an area of Clark's Cove known as section 13.2, also known as the "pie" in the southwest section of Clark's Cove, be open. This area is covered by the Town's memorandum with New Bedford and the Commonwealth and will be beneficial to shellfishermen from both communities.

*After a motion was made by Vice-Chairwoman Lara Stone and seconded by Selectman William Trimble, it was voted unanimously to approve the southwest section of Clark's Cove be open.*

### **Select Board Schedule.**

The Chairman read the Select Board Schedule's for September and October.

September 12, 2011

September 26, 2011

October 3, 2011

October 17, 2011

October 24, 2011

### **Stat Ambulance Contract.**

Mr. Cressman mentioned in keeping with the language of the STAT Ambulance Contract with the Town of Dartmouth, he would recommend that the Select Board adopt a motion designating the Executive Administrator as the contract Administrator and Police Chief Lee or his designee as the day- to-day contract operations Administrator for this contract.

*After a motion was made by Selectman Shawn McDonald and seconded by Selectman Joseph Michaud, it was voted unanimously to adopt a motion designating the Executive Administrator as the contract Administrator for the Stat Ambulance Contract.*

### **Police Certification Update.**

The Executive Administrator advised the Board that our "mock" assessment was held yesterday; it went extremely well. We are trying to move up our official assessment to September, so that we may be awarded "Certification Status" later that month.

### **Beach Stickers.**

The Chairman stated that as of July 1, 2011 the Park Department had issued 128 more stickers than in 2010 and the revenue had increased by \$2,252 over the previous year.

### **911 Feasibility Study.**

The Executive Administrator mentioned that in a letter from Deputy Chief Soares, he recommends that Dartmouth stay involved in the 911 Feasibility Study.

*After a motion was made by Selectman Shawn McDonald and seconded by Selectman William Trimble, it was voted unanimously to continue to participate in the 911 Feasibility Study.*

### **Bond Repurposing for Agricultural Preservation Trust Council.**

*After a motion was made by Selectman Shawn McDonald and seconded by Vice-Chairwoman Lara Stone, it was voted unanimously to approve the support of transfer of \$23,938.60 from the Agricultural Preservation Trust Excess Bond Proceeds remaining from the Dartmouth Grange Kitchen II Project as previously authorized in December 2005 to the Domician Sisters Agricultural Preservation Project; said vote must also be approved by the Finance Committee and is contingent on a positive recommendation of the action by the Agricultural Preservation Trust Council.*

**Old Business:**

**Cemetery Commission.**

The Chairman informed the Board that there has been no further update.

**Public Service Announcements.**

The Board watched the Public Service Announcement prepared by DCTV. The Chairman stated that DCTV has done an excellent job.

**Minutes:**

Minutes of July 11, 2011 and July 25, 2011.

*After a motion was made by Selectman Shawn McDonald and seconded by Selectman William Trimble, it was voted unanimously to approve the Minutes of July 11, 2011.*

*After a motion was made by Selectman Shawn McDonald and seconded by Selectman William Trimble, it was voted unanimously to approve the Minutes of July 25, 2011.*

Selectman Shawn McDonald mentioned that the Town of Reading has done away with their paper packets and are putting everything on an I-Pad. Selectman McDonald stated that the cost of the I-Pads were about \$600.00 but they received money from a grant to purchase these. Mr. McDonald asked Mr. Cressman to research this further.

Attest:



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David G. Cressman, Executive Administrator

Transcribed by: Linda Torres

**FW: Rogers St. Landing**

David Cressman [cressmandg@town.dartmouth.ma.us]

**Sent:** Thursday, August 04, 2011 9:29 AM

**To:** Linda Torres

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**From:** Timothy Lee [mailto:timlee14@verizon.net]

**Sent:** Thursday, August 04, 2011 9:04 AM

**To:** David Cressman

**Subject:** Rogers St. Landing

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Dave,

I have been asked to provide an opinion regarding the Rogers Street Parking Lot issue. I do not have an opinion on charging a fee to park. I do feel that it is important to provide staffing in the area for the hours of operation and to close it to the public during non-operational hours. My opinion is based solely upon public safety and quality of life issues. Unsupervised recreational areas become gathering places for underage drinking and partying. It also becomes an attractive place for narcotics activities. There is no doubt that if the area is not supervised the calls for service to the police department regarding these issues will increase. As everyone is aware, vandalism and graffiti are issues in areas such as these. Providing an opportunity for people to gather unsupervised at this location is welcoming vandalism (broken glass, spray paint, etc.). There is a major cost to the Town associated with graffiti remediation. As the reputation of the area deteriorates it will become less attractive to families and individuals wishing to utilize the facilities as they were intended.

The police department is capable of giving the area "special attention". We can provide added patrols to show that we are monitoring the area, and arrest violators when we receive complaints, but that is a more effective plan when used as a supplement to full time staffing. In terms of manpower costs, it is more cost effective to staff the area with non-police staff than it will be to constantly have a police response to issues related to the above listed quality of life and criminal complaints.

While I believe that we have a role to play in the total picture I do not believe that it will be effective management if we are given the responsibility for administering the area. We simply do not have the ability to give the area the attention it deserves during hours of operation. After hours we can monitor the area and remove/charge anyone found to be in violation of posted curfew.

Sincerely,

Timothy Lee

Chief of Police

Updated list as of August 8, 2011

Brenda Andre  
Tiffany Andre  
Viola M. Anuszczyk  
Beth Arguin  
Eva Arruda  
Flora A. Azar  
George E. Azar  
Philip v. Baker  
Carole c. Baroa  
William Baroa, Jr.  
Rita Beauregard  
Roger Beauregard  
Bob Bochman  
Mary T. Brito  
Elaine Brown  
Sarah W. Brownell  
Diane Cambra  
Norma Cambra  
Lee Carvalho  
Pamela Carvalho  
Carolyn Correia  
Colleen J. Costa  
Gail F. Costa  
Gordon G. Costa  
Jason Costa  
Susan M. Costa  
Nathalie Dias  
Charles Ditata  
Janet Doe  
Silvino Duarte (Piney)  
Marry Farry  
Bernice K. Fastoso  
Joann N. Ferry  
Jacqueline Figueiredo  
Joan Foster  
Mary Franklin  
Irene Frasier  
Frederick Frates  
Robert Freitas  
Susan Furtado  
Cheryl Gagne  
Lorna Gifford  
Jose Gomes  
Leonard Hackett  
Brian Hawes



Rosary A. Kay  
Carolyn A. Langlois  
Leonor Luiz  
Robert A. Makin  
Donald Mara  
John McNamara  
Joseph A. Mello, Jr.  
Terry D. Midura  
Charlotte M. Murphy  
Jennifer Murphy  
Jane Perry  
David Pimental  
Edward V. Pimentel  
Maria F. Pimental  
Nancy Pimentel  
Norman Potochney  
Richard Reid  
Patricia Ridzon  
Mary A. Robinson  
Cecilia M. Russell  
Ann F. Russo  
Theresa Saint  
Enid Silva  
Alfred Smialek  
Yvette Tougas  
Carol Travers  
Jacqueline Turner  
Mary Vanasse  
Gardiner W. White  
Sonja White  
Patricia Wilbur  
Elizabeth Wozniak