



Town of Dartmouth
400 Slocum Road
Dartmouth, MA 02747

Board of Selectmen

Select Board Members Present:

Joseph Michaud
Lara H. Stone-Vice-Chairwoman

Shawn McDonald

The Vice-Chairwoman called the public meeting to order at 6:30 p.m. on February 13, 2012 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
1/21/2012	PR31V1	Payroll Expense	\$677.28
1/28/2012	PR23V1	Payroll Expense	\$166.38
1/28/2012	PR31	Payroll Expense	\$903,220.68
2/2/2012	PD1231	Payroll Deduction	\$1,375,076.46
2/4/2012	PR32	Payroll Expense	\$895,291.41
2/6/2012	S1232	School Expense	\$347,565.06
2/6/2012	T1232	Town Expense	\$149,127.71
2/9/2012	PD1232	Payroll Deduction	\$753,226.35
2/13/2012	S1233	School Expense	\$28,648.04
2/13/2012	T1233	Town Expense	\$449,338.14

I. Appointments:

6:30 p.m. - Public Hearing –Application of Cumberland Farms, 540
Dartmouth Street, for approval to increase fuel storage capacity.

Vice-Chairwoman opened the Public Hearing

Cumberland Farms would like to add (2) 20,000 gallon tanks to increase their fuel storage. These tanks will be double walled fiberglass tanks with improved safety features.

Vice-Chairwoman closed the Public Hearing

After a motion was made by Selectman Joseph Michaud and seconded by Selectman Shawn McDonald it was voted unanimously to approve of Cumberland Farms increasing their fuel storage capacity.

6:35 p.m.-Hearing-NStar permission for 1 proposed joint pole location and the removal of 1 existing joint pole location on Prospect Street.

Vice-Chairwoman opened the Hearing

Vice-Chairwoman closed the Hearing

After a motion was made by Selectman Joseph Michaud and seconded by Selectman Shawn McDonald it was voted unanimously to approve 1 proposed joint pole location and the removal of 1 existing joint pole location on Prospect Street.

6:40 p.m.-Signing of General Obligation Bonds and Town's Credit Rating.

- Town's bond rating has improved
- The Town has maintained its debt rating for several years now
- Dartmouth is an AA Stable rating currently
- (Please see attachment on page 3)

Vote to Be Taken By The Select Board:

That we hereby determine, in accordance with G.L. c. 70B, that (i) the amount of the cost of the Quinn Elementary School roof project authorized by a vote of the Town passed on October 19, 2010 (Article 20) not being paid by the school facilities grant is \$852,736 and (ii) the amount of the cost of the Quinn Elementary School window project authorized by a vote of the Town passed June 2, 2009 (Article 1) amending a vote of the Town passed June 3, 2008 (Article 22) not being paid by the school facilities grant is \$738,142.40, and we hereby approve of the issuance of notes and bonds not to exceed such amounts under said G.L. c. 70B.

That the sale of the \$4,080,361 General Obligation Municipal Purpose Loan of 2012 Bonds of the Town dated February 15, 2012 (the "Bonds"), to BOSC, Inc., at the price of \$4,181,757.75 and accrued interest is hereby approved and confirmed. The Bonds shall be payable on February 15 of the years and in the principal amounts and bear interest at the respective rates, as follows:

<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>
2013	\$400,361	2.00%	2021	\$250,000	2.00%
2014	380,000	2.00	2022	250,000	2.00
2015	370,000	2.00	2023	195,000	2.25
2016	365,000	2.00	2024	190,000	2.25
2017	365,000	2.00	2025	190,000	2.25
2018	255,000	2.00	2026	185,000	2.375
2019	250,000	2.00	2027	185,000	2.50
2020	250,000	2.00			

To approve the sale of a \$65,000 .75 percent General Obligation Bond Anticipation Note of the Town dated February 22, 2012, and payable February 22, 2013 (the "Note"), to Unibank Fiscal Advisory Services, Inc. at par.

That in connection with the marketing and sale of the Bonds, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated February 1, 2012, and a final Official Statement dated February 8, 2012 (the "Official Statement"), each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

That the Bonds shall be subject to redemption, at the option of the Town, upon such terms and conditions as are set forth in the Official Statement.

That the Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver a continuing disclosure undertaking in compliance with

SEC Rule 15c2-12 in such form as may be approved by bond counsel to the Town, which undertaking shall be incorporated by reference in the Bonds for the benefit of the holders of the Bonds from time to time.

That we authorize and direct the Treasurer to establish post issuance federal tax compliance procedures in such form as the Treasurer and bond counsel deem sufficient, or if such procedures are currently in place, to review and update said procedures, in order to monitor and maintain the tax-exempt status of the Bonds and Notes.

That each member of the Board of Selectmen, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing votes.

After a motion was made by Selectman Shawn McDonald and seconded by Selectman Joseph Michaud it was voted unanimously to approve the above signing of the General Obligation Bonds and Town's Credit Rating.

6:45 p.m.-Bike Path Committee

The Bike Path Committee has put in a request to change their current name from Bike Path Committee to Dartmouth Pathways Committee. This name change will encompass not only bike paths but all pathways. The Committee has also requested that the Select Board approve their mission statement:

MISSION STATEMENT:

The Dartmouth Pathways overall goal is to create a bike path from Providence, RI to Cape Cod, MA. To develop a long term goal to create bike paths and paths of any kind. To improve signage, offer new activities to the town and install bike racks where there are none. They will work with regional groups to accomplish these goals. The Dartmouth Pathways Committee would also like for the committee to be made a part of the Public Planning and Hearing Process.

After a motion was made by Selectman Shawn McDonald and seconded by Selectman Joseph Michaud it was voted unanimously to approve the name change and mission statement of the Dartmouth Pathways Committee.

7:00 p.m.-Hearing Application of Maggie Dunn's Restaurant d/b/a The Sail Loft.
(Postponed until February 27th)

Vice-Chairwoman opened the Hearing

Jay Lanagan came before the Select Board to request a continuance until February 27th to have his restaurant application reviewed by the entire Select Board.

Vice-Chairwoman closed the Hearing

After a motion was made by Selectman Shawn McDonald and seconded by Selectman Joseph Michaud it was voted unanimously to approve the continuance of Maggie Dunn's application hearing until February 27 2012.

7:05 p.m.-Appointment to the Veterans' Advisory Committee.

Norman Gunderson came before the Select Board requesting to be appointed to the Veterans' Advisory Committee.

After a motion was made by Selectman Shawn McDonald and seconded by Selectman Joseph Michaud it was voted unanimously to approve the appointment of Norman Gunderson to the Veterans' Advisory Committee.

7:10 p.m.-Appointment to the Conservation Committee.

Leland Queen came before the Select Board requesting to be appointed to the Conservation Commission.

After a motion was made by Selectman Shawn McDonald and seconded by Selectman Joseph Michaud it was voted unanimously to approve the appointment of Leland Queen to the Conservation Commission.

II. New Business:

A. United Steel Workers

The United Steelworkers withdrew their unfair labor practice complaint. There were three charges filed, two were dismissed by Labor Relations and the last one the United SteelWorkers withdrew.

B. New Balance "Reach the Beach Relay"

The route of the New Balance Relay will cross State Highways, so they are requesting that the Select Board approve the route.

After a motion was made by Selectman Shawn McDonald and seconded by Selectman Joseph Michaud it was voted unanimously to approve the New Balance "Reach the Beach Relay" route.

C. UMASS Dartmouth Summit Coastal Issues

- Summit took place on 2/10/12.
- An Advisory Committee will be added to the Estuaries Project.
- DEP funding was reduced, which resulted in a slow down of the project.
- The Slocum River report is complete.
- Apponaganset Report will be completed in July of 2012.
- Bacteria studies being done will help us in the return of shellfishing.
- Buzzards Bay Coalition would like to address the Select Board on 2/27/12 in regards to Nitrogen Issues and Pollution.

D. Town Meeting Article for Solar Setbacks

- EMI proposed Solar Farm
- 75 ft. setback to street line in areas zoned as Industrial
- Town Counsel and Planning Board will review

After a motion was made by Selectman Joseph Michaud and seconded by Selectman Shawn McDonald it was voted unanimously to approve the Solar Setbacks contingent upon Town Counsel and Planning Board review.

E. Dartmouth Historical and Arts Society Lease

The Town has signed a three year lease with the Dartmouth Historical and Arts Society for use of the Russells Mills Library. The building will be used for Historical, Cultural and Educational purposes. They will be taking over the interior maintenance of the library.

F. Highland Property M.G.L. Ch. 61A.

The Select Board has been asked to release the Highland propert from M.G.L. Ch.61A use. The property will be used for the construction of a single family dwelling. The Select Board has chosen not to exercise the Right of First Refusal.

After a motion was made by Selectman Joseph Michaud and seconded by Selectman Shawn McDonald it was voted unanimously to approve the release of the Highland Property from M.G.L. Ch. 61A.

G. Lake Noquochoke

The Select Board requests that we obtain water quality testing on Lake Noquochoke. They also want the results on the impact of sewerage around the lake. We may be able to get Fall River's detailed results this spring.

III. Old Business:

A. GPS

Chief Timothy Lee recommends using the Raven GPS Tracking System. The price for this system is between \$20,000-\$36,000 based upon the number of vehicles that will be installed with the system. The Select Board would eventually like for all vehicles to have the GPS installed for safety purposes.

IV. Minutes:

Minutes of January 23, 2012 & January 30, 2012

After a motion was made by Selectman Joseph Michaud and seconded by Selectman Shawn McDonald, it was voted unanimously to approve the minutes of January 23, 2012 and January 30, 2012.

V. Announcements:

-There is a vacancy on the Council on Aging, all inquiries should be sent to Eleanor White

After a motion was made by Selectman Joseph Michaud and seconded by Selectman Shawn McDonald, it was voted unanimously to adjourn.

Attest:

David G. Cressman, Executive Administrator

Transcribed by: Stephaney Santiago