

**TOWN OF DIGHTON
BOARDS OF SELECTMEN/HEALTH
AUGUST 25, 2010**

Edward D. Reese, Sr. called the meeting to order at 7:33 PM.

Present: Edward D. Reese, Sr., Thomas Pires and E. Bud Whalon

The pledge of allegiance was recited.

Approve Minutes

Motion: Thomas Pires, seconded E. Bud Whalon: VOTED to approve meeting minutes of August 11, 2010.

Vote: UNANIMOUS

Motion: Thomas Pires, seconded E. Bud Whalon: VOTED to approve meeting minutes of August 11, 2010 (meeting with Dighton Power).

Vote: UNANIMOUS

Approve Warrants

Motion: Thomas Pires, seconded: E. Bud Whalon, VOTED to approve the following warrants:

Warrant #008A-11	Payroll	\$	55,297.11
Warrant #008B-11	Vendor bills	\$	14,008.29
Warrant #008C-11	Vendor bills	\$	165,724.53
Warrant #008D-11	Vendor bills	\$	472.33
Warrant #008E-11	Vendor bills	\$	26.85

Vote: UNANIMOUS

Correspondence

The following correspondence was read:

Notice from the Dighton Water District announcing consideration is being made to sell, lease or lease with option to purchase property located at 527 Somerset Avenue. Notice will be forwarded to all town departments. ✓

Notice from MA DOT announcing that there is no maximum load posting for the bridge located on Old Somerset Avenue.

Letter to the Dighton Water District from the Planning Board requesting specific concerns relative to the water supply availability for new development within the district.

Notice from Karen O'Connor requesting permission to host Dighton Day on Saturday, July 23, 2011 behind town hall, the parking lot and use of the field behind town hall from 8:00am – 5:00pm. Motion: Thomas Pires, seconded: E. Bud Whalon VOTED to approve the use of town hall facilities on Saturday, July 23, 2011 from 8:00am-5:00pm to Karen O'Connor of Dighton.com

Vote: UNANIMOUS

Notice from the Dighton Public Library that it will be serving as the field repository for the Winthrop Street Drum Site Removal Action Site Administrative Record File. Files are available for public review during library operational hours.

Letter from town counsel to Broad Cove Realty Trust concerning The Reserve Subdivision/Installation of water mains and hydrants.

Announcement from the FDA relative to the urgent nationwide egg recall.

Announcement from the Department of Public Safety effective August 6, 2010 the Board of Building regulations and Standards (BBRS) has approved one major change in the Regulation 7 Certification of Inspectors of Buildings, Building Commissioners and Local Inspectors to read: Any individual conditionally appointed as an inspector of buildings/building commissioner shall first be certified as a local inspector.

Letter from Dawn Lynch thanking the board of selectmen's office, assessor's office, cemetery commission and the highway superintendent for the immediate action relative to the Riverside Avenue issue.

E. Bud Whalon announced that the Ambulance Study Committee is only an exploratory committee to see if privatizing would save the town money.

Announcements were read.

Elderkin, 700 Main Street: Cease & Desist

The board read the Conservation Committee's findings relative to a pre-existing footbridge crossing over a perennial stream that dissects the applicants property and alterations made to an upland area buffer zone at the back to the property without a valid permit from the Conservation Commission (attached as Exhibit A). Deborah Elderkin confirmed that the silt fence has been installed and that there is no access to adjoining properties. E. Bud Whalon asked that the Elderkin's please give the neighbors consideration relative to noise and dust control. Motion: Thomas Pires, seconded: E. Bud Whalon to lift the Cease and Desist Order issued to Steven and Deborah Elderkin of 700 Main Street, Dighton on May 27, 2010.

Vote: UNANIMOUS

Library Trustees: Document Request

The Library Trustees provided the board a bank statement reflecting monies raised (\$147,299.29) for the new library construction (Exhibit B). Prior plans have been re-submitted for a current cost of the new building. Neil Sousa of 250 Forest Street stated that the townspeople have voted three times on the matter, therefore, there should be no ballot question. The library will be hosting four informational meetings prior to the state election and the public is encouraged to attend. Also, it was determined that the library is

exploring the option to purchase St. Peter's Parish Hall, however, extensive costs will be incurred to bring the building up to code.

Cemetery Commission

Council Oak Farm has recanted their bid on the digging of graves. It is the commission's recommendation to award the bid to the next lowest bidder. Motion: E. Bud Whalon, seconded: Thomas Pires VOTED to award the bid for the digging of graves to Dreambuilders Contractors of 2350 Cedar Street, Dighton.

Vote: UNANIMOUS

The Cemetery Commission has been holding discussions of ownership of a cemetery on the corner of Briggs and Center Streets. The town has been maintaining this cemetery for many years and it has been brought to the Commission's attention that it may not be town owned land. The Commission has agreed to continue to maintain the cemetery, to honor the veteran's buried there, for the remainder of the year until the matter is resolved. The commission may require town counsel's assistance in the matter.

Fire Dept.: Water Main Repair

Fire Chief Antone Roderick, Jr., announced that due to lack of response for request for bids the Water Department has agreed to correct the water main from the street to the building and the Highway Department has agreed to correct the interior water main to Station 1, Main Street. Although the leaching field is a concern, it was determined that the field will not be disturbed. A double sleeve will be inserted into the current line and is estimated to take one day. It was noted that estimated costs for the repair performed by a licensed excavator was \$5,000.00. In a joint effort with the Dighton Water District, the Town would benefit in a significant savings. Motion: Thomas Pires, seconded: E. Bud Whalon VOTED to approve the repair of the water main line to Station 1, Main Street by the Dighton Water District and the Highway Department on town time.

Vote: UNANIMOUS

Ambulance Study Committee

After opening eight applicants for the Ambulance Study Committee, the following appointments were made:

Motion: E. Bud Whalon, seconded: Thomas Pires VOTED to appoint Karen O'Connor as Chair of the Ambulance Study Committee.

Vote: UNANIMOUS

Motion: E. Bud Whalon, seconded: Thomas Pires VOTED to appoint Christopher Ready as member to the Ambulance Study Committee.

Vote: UNANIMOUS

Motion: E. Bud Whalon, seconded: Thomas Pires VOTED to appoint David J. Woods as member to the Ambulance Study Committee.

Vote: UNANIMOUS

Motion: E. Bud Whalon, seconded: Thomas Pires VOTED to appoint Charles A. Roderigues as member to the Ambulance Study Committee.

Vote: UNANIMOUS

Motion: E. Bud Whalon, seconded: Thomas Pires VOTED to appoint Jeffrey J. Allie as member to the Ambulance Study Committee.

Vote: UNANIMOUS

“Keep Dighton Beautiful”

Town resident, Debbi Titus, announced that she currently has four groups that are willing to participate in cleaning up various town roads scheduled for Saturday, October 16th and November 6th. After contacting town counsel and the town’s insurance agent it was determined that the risk of liability to the town from the proposed volunteer activity is low. Motion: Thomas Pires, seconded: E. Bud Whalon VOTED to allow volunteers have a town wide clean up scheduled for October 16 and November 6, 2010.

Vote: UNANIMOUS

Dighton Intertribal Indian Council

Jay Cunningham of the Indian Council requests permission to conduct an open mike night for the performing arts at the Dighton Intertribal Hall one Friday per month from 7-9PM. The family event will be alcohol and drug free and drinks and light snacks will be available. The board advised Mr. Cunningham to speak to the town’s health agent, Kevin Bernardo, regarding a food permit and to obtain the building capacity from the building inspector’s office. Motion: Thomas Pires, seconded: E. Bud Whalon VOTED to approve the request of Jay Cunningham of the Indian Council to host an open mike night for the performing arts at the Dighton Intertribal Hall one Friday per month from 7-9PM pending proper permitting.

Vote: UNANIMOUS

Wellington Acres

Jeffrey Tallman, Project Manager of SITEC, Inc. presented for the board’s consideration an above ground stormwater management system for the design of a 54-lot conservation subdivision named Wellington Acres located between Old Wellington Street and Cedar Street. The system would consist of 3-4 detention basins that would be located in close proximity to a vast bordering vegetated wetland system and would be designed to drain in less than 24-hours after each rainfall event. The board noted that proper application and abutter notification will be required, as well as, have the town’s engineer and health agent review the proposed plans and make the proper inspections.

Library Vacancy

Letter of resignation as Assistant Librarian/Adult Services and Technical Services from Brenda Carr was read. Motion: Thomas Pires, seconded: E. Bud Whalon VOTED to accept the resignation of Brenda Carr effective August 20, 2010.

Vote: UNANIMOUS

The position is currently posted and accepting applications.

Highway Department

Superintendent, Thomas Ferry, requests for the board's consideration a \$5.00 increase for hired snow plow trucks as follows: \$60.00 for pickups, \$65.00 for 1 ton pickups with 9' or 10' blades and \$85.00 for six wheel trucks/medium duty. It was noted that the last increase was two years ago and consideration should be made with rising fuel costs and repairs to vehicles are incurred by the truck owner. Motion: Thomas Pires, seconded: E. Bud Whalon VOTED to approve the increase of hired snow plow trucks as read.

Vote: UNANIMOUS

Thomas Ferry recommends requesting MA D.O.T to inspect the bridge located on Briggs Street to be used by public use, pedestrians and bicycles. The bridge has been closed to traffic since 1993 and was last inspected in 1995. Should the town consider reopening the bridge for any use, including pedestrians, a re-inspection is required. Motion: Thomas Pires, seconded: E. Bud Whalon VOTED to request an inspection of the Briggs Street bridge from the MA D.O.T.

Vote: UNANIMOUS

Thomas Ferry requests the following vehicles to be turned over to the Board of Selectmen for disposal: 1) 1989 Chevy C-7 VIN 1GBL7D1BXXV100875 and 2) 1983 GMC 7000 VIN 1GDL7DB1B8DV500606. Motion: E. Bud Whalon, seconded: Thomas Pires VOTED to accept the vehicles as read and advertise the vehicles for disposal.

Vote: UNANIMOUS

Thomas Ferry notified the board that the landfill attendant is requesting the following days off: Tuesday, December 21st and Tuesday, December 28th. Motion: Thomas Pires, seconded: E. Bud Whalon VOTED to accept the landfill attendant's request and have a highway employee work as landfill attendant, pending snow.

Vote: UNANIMOUS

Public Input

Stacy Ferry, Animal Control Officer reminded residents that there is no leash law in the Town of Dighton and can only respond to a loose animal if it is creating a nuisance or on private property. Mrs. Ferry also announced that she has several cats and 2 dogs available for adoption.

Susana Medeiros, Town Clerk, announced there are several unregistered dogs in the town and notices have been mailed. Rates were read. It was noted that there is a \$25.00 fine for those who do not comply.

Michael Ferreira of School Street requested a resolution to several parking tickets received over the course of one year. It was noted that Mr. Ferreira should seek assistance with the police department. Mr. Ferreira states several attempts have been

made but calls have gone unanswered. The board advised Mr. Ferreira to contact the police chief.

Special Town Meeting

The board read the warrant for the Special Town Meeting scheduled for Monday, September 13, 2010. It was noted that there is a discrepancy in monies allocated for the recently negotiated union contract with the police department. The board determined to post an emergency meeting for Thursday, August 26, 2010 in the hopes that a resolution with the police department can be made. Motion: Thomas Pires, seconded: E. Bud Whalon VOTED to table the warrant as read.

Vote: UNANIMOUS

Motion: Thomas Pires, seconded: E. Bud Whalon VOTED to adjourn at 9:25 PM.

Vote: UNANIMOUS

Respectfully submitted,
Boards of Selectmen/Health
Kerrie J Easterday, Administrative Assistant

Approved by:

E Bud Whalon
Edward P. Reese Jr.