

**TOWN OF DIGHTON
BOARDS OF SELECTMEN/HEALTH
JANUARY 19, 2011**

Edward D. Reese, Sr. called the meeting to order at 7:34 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 December 30, 2010.

Vote: UNANIMOUS

Motion: Thomas Pires, seconded E. Bud Whalon: VOTED to approve executive session meeting minutes of January 5, 2011.

Vote: UNANIMOUS

Motion: Thomas Pires, seconded E. Bud Whalon: VOTED to approve meeting minutes of January 5, 2011 – Executive Session.

Vote: UNANIMOUS

Approve Warrants

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

Warrant #029A-11	Payroll	\$	57,963.06
Warrant #029B-11	Vendor bills	\$	108,347.35
Warrant #029C-11	Vendor bills	\$	885.31

Vote: UNANIMOUS

Correspondence

The following correspondence was read:

Notification of Free Cash approval from the Massachusetts Department of Revenue for Dighton Water in the amount of \$617,053.00.

SRPEDD announcing that it will present the Draft 2011 Regional transportation Plan at a series of public meetings in the region.

Client advisory from Weston & Sampson that the MA State Government has revised the state law that now puts transfer stations that accept 50 tons per day or less under the control of the local Boards of Health. DEP has asked for an extension of the affect of that law until July 1, 2012 so that they can assist the local Boards of Health with developing their own permits.

Letter from Alice Souza, Dighton Council on Aging, thanking the Board for the winter advisory issued on Tuesday, January 11, 2011 for Wednesday, January 12, 2011 as sufficient time was given to notify clients, caregivers, volunteers, transportation, etc.

Announcements were read.

Antone Roderick re: Class II and III Dealers License

At the request of the Board, Antone Roderick appeared before the Board to discuss the intent of his Class II and III Dealers License. Recently, Mr. Roderick sold the building and is now a tenant. It was determined that the new owner will apply for a transfer of the Class II Dealers License and a legal opinion will be obtained regarding the transfer of a Class III Dealers License. It was noted that the Board will have no objection to the transfer of licenses.

Cemetery Commission – Veterans Cemetery

Veterans Agent, Robert Woods, Jr., appeared with Thomas Ferry, Cemetery Commission, to discuss the implementation of fees. Mr. Woods provided various monetary death benefits that are granted to Veterans. It was noted that perpetual care of all cemeteries are done by the Sheriff's Office, Graves Officer Dave Marvill and the Boy Scouts. Currently, the Cemetery Commission's fee for a grave is \$900.00. Motion: E. Bud Whalon, seconded: Thomas Pires VOTED to table the matter for two weeks so that the Cemetery Commission can establish the needs at the Veterans Cemetery.

Vote: UNANIMOUS

Fire Department – Ambulance Write Off

At the request of the Board, Fire Chief Antone Roderick, Jr., appeared before the Board to discuss the request of Ambulance Payment write offs. It was determined that the outstanding balances are due to hardships (i.e., unemployed, no insurance, etc). Motion: E. Bud Whalon, seconded: Thomas J. Pires to approve the request to write off outstanding balances totaling \$3,626.27 by Comstar Ambulance billing.

Vote: UNANIMOUS

Joseph Lawrence, Building Inspector

At the request of the Board, Joseph Lawrence, Building Inspector, appeared before the Board to discuss the utilization of an unauthorized building inspector from another town on final inspections. Thomas Pires denied Mr. Lawrence's request to recuse himself from the matter. The Town of Dighton currently employees two building officials that have been appointed by the Board of Selectmen: Joseph Lawrence and James Aguiar, Jr. On December 1, 2010, William McGrady, a local inspector from Fall River, performed two inspections in place of Joseph Lawrence at his request. Attorney Hensley, representing Mr. Lawrence, asked if there was a set precedence of procedure in the absence of the Building Inspector. No precedence has been set, however, the Board noted that under 780 CMR Ch. 5202 Definitions it states that an alternate inspector shall meet or exceed the minimum qualifications defined by MGL ch. 143 §3 for an inspector of buildings/building commissioner and shall be certified in accordance with Special

Regulation 110.R7. Because Mr. McGrady is a local inspector the requirement is not met, therefore, the Board will require Mr. Lawrence to obtain approval from the Board should he use an outside inspector.

Building Department – Review/Act Reserve Fund Transfer

Motion: Thomas J. Pires, seconded: E. Bud Whalon to approve a Reserve Fund Transfer in the amount of \$4,500.00 for account number 01-241-0000-50-5106 to pay Dighton's Assistant Building Inspector/Zoning Enforcement Officer.

Vote: UNANIMOUS

James Aguiar, Assistant Building Inspector – Establish Office Hours

Motion: Thomas J. Pires, seconded: E. Bud Whalon to table the matter.

Vote: UNANIMOUS

Cable Committee – Surplus Equipment

The Board received a request from the Cable Committee to transfer a computer and monitor after the completion of hardware upgrades in the Town Clerk's office. Motion: Thomas J. Pires, seconded: E. Bud Whalon to approve the transfer of one computer and monitor from the Town Clerk's office.

Vote: UNANIMOUS

Highway Department – Review/Act Boom Mower

Thomas Ferry, Highway Superintendent provided three written proposals and his recommendation for the purchase of one boom mower. Motion: E. Bud Whalon, seconded: Thomas J. Pires award the bid for a new McConnell Mode PA48 power boom mower in the amount of \$23,288.00 to Tri County Contractors Supply, Inc., of West Springfield. Said bid includes installation.

Vote: UNANIMOUS

Highway Department – Snow Removal: Hired Driver & Equipment Policy

Motion: Thomas J. Pires, seconded: E. Bud Whalon to table the matter.

Vote: UNANIMOUS

Board of Health – Trash Bags

E. Bud Whalon has received requests from various stores asking for more money to sell Dighton trash bags, however, it was determined that the Town uses the money to offset the curbside trash pickup, therefore the request will be denied. The Board read where town trash bags could be purchased.

Board of Health – Review/Act Fund Transfer

Motion: Thomas J. Pires, seconded: E. Bud Whalon to approve a Reserve Fund Transfer in the amount of \$4,904.50 for account number 01-0-433-0000-70-5295 to pay the remaining balance of the Household Hazardous Waste Collection day held on November 17, 2010.

Vote: UNANIMOUS

Public Input

The Board thanked the Highway Department, Police Department, Water Department and Fire Department for their efforts during the last two snow storms.

Executive Session

Motion: Thomas Pires, seconded: E. Bud Whalon VOTED to go into executive session under the provisions of M.G.L. Ch. 30A section 21(a) (3) at 8:37 PM to discuss Union Contract Negotiations for the Fire Department.

Vote:	Edward D. Reese, Sr.	AYE
	Thomas Pires	AYE
	E. Bud Whalon	AYE

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

Vote:	Edward D. Reese, Sr.	AYE
	Thomas Pires	AYE
	E. Bud Whalon	AYE

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:

