

**TOWN OF DIGHTON  
BOARDS OF SELECTMEN/HEALTH  
JANUARY 5, 2011**

Edward D. Reese, Sr. called the meeting to order at 7:31 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 1, 2010.

Vote: UNANIMOUS

Motion: Thomas Pires, seconded E. Bud Whalon: VOTED to approve executive session meeting minutes of December 15, 2010 – Property Classification Hearing.

Vote: UNANIMOUS

Motion: Thomas Pires, seconded E. Bud Whalon: VOTED to approve meeting minutes of December 15, 2010.

Vote: UNANIMOUS

Motion: Thomas Pires, seconded E. Bud Whalon: VOTED to approve meeting minutes of December 15, 2010 – Executive Session.

Vote: UNANIMOUS

Motion: Thomas Pires, seconded E. Bud Whalon: VOTED to approve meeting minutes of December 16, 2010 – Executive Session.

Vote: UNANIMOUS

Approve Warrants

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

Warrant #027A-11 Payroll \$ 72,022.25

Warrant #027B-11 Vendor bills \$ 79,854.77

Warrant #027C-11 Vendor bills \$ 1,055.55

Vote: UNANIMOUS

Correspondence

The following correspondence was read:

Letter from the informing the Board that the Commonwealth's State Hazard Mitigation Team has re-opened/extended the grant application deadline for the FEMA-funded Hazard Mitigation Grant Program to March 4, 2011.

MDAR notifying the Board of the State's intent to purchase, rent, sell or significantly change the use of Bristol County Agricultural High School. MDAR is considering acquiring an interest in approximately 164 acres of land for inclusion in the Agricultural Preservation Restriction (APR) Program as an Agricultural Preservation Restriction.

Letter from the MA Laborers' District Council notifying the Board wishing to negotiate a successor agreement to replace the current Clerical Union Collective Bargaining Agreement to replace the current Agreement that expires on June 30, 2011.

The MMA Annual Business Meeting will take place from 10AM to 11:50AM, Saturday, January 22, 2011 at the Hynes Convention Center, Ballroom A.

Bristol County Retirement Advisory Committee advising the Board that formal notification from the Clerk of the Appropriation amount required for the approval of the pension appropriation for FY2012.

Announcement from SRPEDD offering technical assistance to member communities in two categories; municipal partnerships and sustainable development/land use.

SRPEDD announcing that the Federal Highway Administration is requesting all municipalities review the revised Memorandums of Understanding, which took effect on March 31, 1997.

Announcement from the DOR certifying the Dighton Assessors FY2011 tax rate by the Bureau of Accounts for Dighton.

Announcements were read.

Cemetery Commission – Veterans Cemetery

Cemetery Commissioners' Thomas Ferry and Arthur Morton appeared before the Board requesting to set up burial fees for the Veterans Cemetery for perpetual care. It was determined that more information is required from the Veterans Agent. The matter will be discussed next week.

Bruce Kingsley – Chapter 61A Land

The Board received a request from Bruce Kingsley giving Dighton the right-of-first refusal for property located on County Street (parcel id# 024.0-0024-0000.0). The property is valued at \$306,900.00. Further, Mr. Kingsley is requesting the property be removed from Chapter 61A Land. It was determined that Dighton will not be exercising its option to purchase the property. Motion: Thomas Pires, seconded: E. Bud Whalon VOTED to release parcel id#024.0-00-24-0000.0 containing 36.8 acres of land in its entirety from Chapter 61A status.

Vote: UNANIMOUS

Charlie Souza, Dighton Auto Sales – Class II Dealers License

Charlie Souza appeared at the request of the Board to discuss Mr. Souza's Class II Dealers License for Dighton Auto Sales at 223 Chace Avenue. It has come to the Board's attention that the dealership is not holding minimum office hours as required. Mr. Souza states that he has been unable to maintain office hours due to his wife's illness and that the 100 cars sold were at various locations. The Board informed Mr. Souza that all vehicles sold under Dighton's Class II Dealers License must be sold at the Chace Avenue dealership. Motion: E. Bud Whalon, seconded: Thomas J. Pires to approve Charles Souza, d/b/a Dighton Auto Sales, 223 Chace Avenue Class II Dealers License for Ninety (90) days.

Vote: UNANIMOUS

Class II Dealers License – Discuss Regulation Proposal

The Board discovered that various Class II Dealers are not complying with the requirement of using the license as a primary source of income (as ordered by the Registry of Motor Vehicles). The Board is proposing to amend the current bylaw setting a requirement to sell a minimum number of cars. It was determined that the amendment can be done at a regular selectmen's meeting. Surrounding town's requirement a minimum of ten (10) cars sold per year. A draft proposal will be made.

Community Preservation Committee – Appoint 2 Members

The Board received two requests for appointments to the Community Preservation Committee. Motion: Thomas J. Pires, seconded: E. Bud Whalon to appoint William Frenette as Conservation Commission's representative to the Community Preservation Committee as recommended by the Conservation Commission.

Vote: UNANIMOUS

Motion: Thomas J. Pires, seconded: E. Bud Whalon to appoint Robert J. Woods, Jr., as Parks & Recreation's representative to the Community Preservation Committee as recommended by the Parks & Recreation.

Vote: UNANIMOUS

Justin Pavao – Worker's Compensation Waiver

The Board received a request from Just Pavao to waive the Worker's Compensation insurance requirement as he is the only operator of the vehicle while employed by the Town of Dighton to snow plow the roads. Motion: Thomas J. Pires, seconded: E. Bud Whalon to approve the Worker's Compensation insurance requirement for Justin Pavao.

Vote: UNANIMOUS

Fire Department – Ambulance Write Off

The Board received a request from Fire Chief Roderick to write off various Comstar Ambulance Billings in a total amount of \$3,626.27 due to hardship. The Board will request Fire Chief Roderick to appear before the Board for more detailed information.

Review Specifications of FY2010 Annual Town Report

The Board read and reviewed the request for proposal for Dighton's 2010 Annual Town Report. Motion: E. Bud Whalon, seconded: Thomas J. Pires to approve Dighton's request for proposal for 2010 Annual Town Report as read

Vote: UNANIMOUS

Public Input

Highway Superintendent, Thomas Ferry, appeared before the Board to discuss an automatic handicapped door opener for the Library that has an estimated cost of \$4,000.00. Robert Mullen added that the new parking lot for the library is a great asset. Motion: E. Bud Whalon, seconded: Thomas J. Pires to approve the expenditure of \$4,000.00 from the Public Building's account for the installation of an automatic handicapped door opener for the Library.

Vote: UNANIMOUS

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 and 5) at 8:32 PM to discuss Union Contract Negotiations for the Fire Department, Highway Department Union Grievance and various outstanding pending legal matters.

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

Motion: E. Bud Whalon, seconded: Thomas Pires VOTED to return to open session at 9:05 PM.

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

Motion: E. Bud Whalon, seconded: Thomas Pires VOTED to adjourn at 9:05 PM.

Vote: UNANIMOUS

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

Approved by:

  
01/19/11