

*Town of Dighton*  
SPECIAL TOWN MEETING  
Warrant  
November 16, 2020

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BRISTOL, SS.

To either of the Constables of the Town of Dighton in the County of Bristol,

**GREETINGS:**

In the name of the Commonwealth of Massachusetts you are directed to notify and warn the inhabitants of the Town of Dighton qualified to vote in elections and Town Affairs to meet in the Dighton Rehoboth Regional High School on Monday, the sixteenth day of November 2020, at 7:00 P.M.; then and there to act on the following articles:

**ARTICLE 1.** To hear reports of the Town Officials and act thereon.

**ARTICLE 2.** To pay any prior year bills, or take any other action relative thereto.

**ARTICLE 3.** To see if the Town will vote to transfer from available funds a sum not to exceed \$391,425.00 to make the payment on the bond of the Police Station to reduce the tax rate, or take any other action relative thereto.

**ARTICLE 4.** To see if the Town will vote to authorize a total expenditure of \$51,088.44 to be raised and appropriated and/or transferred from available funds for FY21 expenses as follows:

**RAISE AND APPROPRIATE AND/OR TRANSFER FROM AVAILABLE FUNDS**

**Personnel Expenses**

171	Conservation Commission	\$ 1,500.00
162	Elections	\$ 8,000.00
422	Highway	\$ 6,421.74

**Expenses**

122	Board of Selectmen	\$15,000.00
162	Elections	\$ 2,500.00
433	Waste Collection & Disposal	\$12,666.70
920	Tuition	\$ 5,000.00

**TOTAL RAISE AND APPROPRIATE AND/OR TRANSFER FROM AVAILABLE FUNDS \$51,088.44**

**ARTICLE 5.** To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money not to exceed \$30,025.47, and of that amount \$2,680.43 be transferred from Sewer Enterprise Retained Earnings and \$27,345.04 be raised and appropriated and/or transferred from available funds to fund FY21 personnel expenses for employees covered under the recently settled Clerical Union Bargaining Agreement, or take any other action relative thereto.

**ARTICLE 6.** To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of \$30,000.00 to fund FY21 personnel expenses for the hiring of a Conservation Agent, or take any other action relative thereto.

**ARTICLE 7.** To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money not to exceed \$85,000.00 to be expended by the Board of Selectmen for engineering services to redo the driveway and traffic pattern at Dighton Elementary and Dighton Middle Schools, or take any other action relative thereto.

**ARTICLE 8.** To see if the Town will vote to raise and appropriate and/or transfer from available funds, a sum of money not to exceed \$105,000.00 to be expended by the Board of Selectmen to engineer and construct a secondary means of egress and renovate a portion of the Dighton Public Library, or take any other action relative thereto.

**ARTICLE 9.** To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money not to exceed \$30,000.00 for engineering services to make ADA improvements to Town Hall, or take any other action relative thereto.

**ARTICLE 10.** To see if the Town will vote to reappropriate an amount of \$40,000.00 from Special Article account #010-2-122-0000-20-5810 Miller's Lane Land Takings & Upgrades, approved at the June 3, 2019 Annual Town Meeting, to be expended by the Highway Superintendent for sidewalk design and drainage upgrades on Main Street, or take any other action relative thereto.

**ARTICLE 11.** To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money not to exceed \$30,600.00 to purchase and letter a 2020 Ford Escape hybrid vehicle to be used for inspectional services, or take any other action relative thereto.

**ARTICLE 12.** To see if the Town will vote to raise and appropriate and/or transfer from available funds a sum of money not to exceed \$14,000.00 to be expended by the Cable Commission to purchase and install recording equipment and related expenses for the Old Town Hall Meeting Room, or take any other action relative thereto.

**ARTICLE 13.** To see if the Town will vote to raise and appropriate and/or transfer from available funds an amount not to exceed \$92,041.43 for the purchase and installation of equipment for the North Dighton Playground Project, or take any other action relative thereto.

**ARTICLE 14.** To see if the town will vote to raise and appropriate and/or transfer from available funds the amount of \$8,000.00 to be expended by the Board of Assessors to be used as assistance for the Fiscal Year 2022 Revaluation of Real Estate and Commercial Property for the Town of Dighton, or take any action relative thereto.

**ARTICLE 15.** To see if the Town will vote to raise and appropriate and/or transfer from available funds the sum not to exceed \$100,000.00 to the "Other Post-Employment Benefits Liability Trust Fund" established to cover the unfunded actuarial liability for retirees' health care and life insurance benefits, or take any other action relative thereto.

**ARTICLE 16.** To see if the Town will vote to transfer from the certified balance of available funds in the treasury a sum not to exceed \$200,000.00 to the Capital Stabilization Account, or take any other action relative thereto.

**ARTICLE 17.** To see if the Town will vote to have its elected Treasurer/Collector become an appointed Treasurer/Collector for the Town of Dighton; and if such vote passes by a simple majority, to instruct the Board of Selectmen to place on the the Annual Town Election ballot, a question to see if the residents of the Town of Dighton will vote to have its elected Treasurer/Collector become an appointed Treasurer/Collector; or take any other action relative thereto.

**ARTICLE 18.** To see if the town will vote to amend Article XXXVI of the Town General Bylaws, to establish a Police Cruiser Administration Revolving Account pursuant to M.G.L. c. 44, sec. 53E ½ to be used for all costs and expenses associated with maintenance, repair and acquisition of police department vehicles and vehicle equipment. With respect to the table of Authorized Revolving Funds in Section 5 of Article XXXVI of the Town General Bylaws, the same shall be amended to specify the following:

- a. The name of the Revolving Fund shall be: Police Cruiser Administration Revolving Fund;
- b. The department or agency head, board, committee or officer authorized to spend money from the fund: Chief of Police.
- c. The fees, charges, and other monies charged and received by the department, board or committee in connection with the program or activity for which the fund is established that shall be credited to the fund by the town accountant: Cruiser Detail Maintenance Fees.
- d. The expenses of the program or activity for which the fund may be used: maintenance, repair and acquisition of police department vehicles and vehicle equipment; and
- e. Any restrictions or conditions on expenditures from the fund: cap of \$100,000.00.
- f. Any reporting or other requirements that apply to the fund: report supplied to the Board of Selectmen for each expenditure.
- g. The fiscal year the fund shall operate under this by-law: Fiscal Year 2022 and thereafter.

Or take any action relative thereto.

**ARTICLE 19.** To see if the Town will vote in accordance with Massachusetts General Laws Chapter 59, Section 38H, to authorize the Board of Selectmen to enter into a **Payment In Lieu of Taxes (PILOT) Agreement** with BWC Greene Brook, LLC with a principal place of business at Wilmington, Delaware, or its assigns for a period of twenty years, and to approve said agreement under which BWC Greene Brook, LLC with a principal place of business at Wilmington, Delaware, or its assigns will pay the Town a sum of money per year relative to a 16.6 +/- acre parcel of land located at 903 Tremont Street, Dighton, and, North Dighton, MA, related to the construction and operation of a Photovoltaic solar facility with an expected nameplate capacity of approximately 2 megawatts ("MW"), alternating current ("AC") said Tax Agreement on file in the Town Clerk's Office, or take any action relative thereto.

**ARTICLE 20.** To see if the Town will vote in accordance with Massachusetts General Laws Chapter 59, Section 38H, to authorize the Board of Selectmen to enter into a **Payment In Lieu of Taxes (PILOT) Agreement** with BWC Greene Brook, LLC with a principal place of business at Wilmington, Delaware, or its assigns for a period of twenty years, and to approve said agreement under which BWC Greene Brook, LLC with a principal place of business at Wilmington, Delaware, or its assigns will pay the Town a sum of money per year relative to a 6 +/- acre parcel of land located at 0 and 624 Middle Street, North Dighton, MA, related to the construction and operation of a Photovoltaic solar facility with an expected nameplate capacity of approximately 2 megawatts ("MW"), alternating current ("AC") said Tax Agreement on file in the Town Clerk's Office, or take any action relative thereto.

**ARTICLE 21.** To see if the Town will vote to accept the roadway known as Jennifer Lane described below as a town road:

Beginning at a concrete bound set at the northeast corner of the parcel to be described located on the westerly line of Somerset Avenue;  
thence by Somerset Avenue S 12°52'45" W a distance of 102.23' to a concrete bound;  
thence with a curve turning to the left with an arc length of 44.50', with a radius of 25.00', with a chord bearing of N 38°07'05" W, with a chord length of 38.86' to a concrete bound;  
thence N 89°06'55" W a distance of 140.81' to a concrete bound;  
thence with a curve turning to the right with an arc length of 76.94', with a radius of 175.00', with a chord bearing of N 76°31'14" W, with a chord length of 76.32' to a concrete bound;  
thence N 63°55'33" W a distance of 113.32' to a concrete bound;  
thence with a curve turning to the right with an arc length of 60.06', with a radius of 1025.00', with a chord bearing of N 62°14'50" W, with a chord length of 60.05' to a concrete bound;  
thence N 60°34'07" W a distance of 171.71' to a concrete bound;  
thence with a curve turning to the left with an arc length of 36.24', with a radius of 125.00', with a chord bearing of N 68°52'30" W, with a chord length of 36.12' to a concrete bound;  
thence N 77°10'54" W a distance of 157.47' to a concrete bound;  
thence with a curve turning to the right with an arc length of 163.32', with a radius of 325.00', with a chord bearing of N 62°47'07" W, with a chord length of 161.61' to a concrete bound;  
thence N 48°23'21" W a distance of 124.24' to a concrete bound;  
thence with a curve turning to the left with an arc length of 170.44', with a radius of 275.00', with a chord bearing of N 66°08'39" W, with a chord length of 167.72' to a concrete bound ;  
thence N 83°53'56" W a distance of 150.62' to a concrete bound;

thence with a curve turning to the right with an arc length of 142.58', with a radius of 325.00', with a chord bearing of N 71°19'52" W, with a chord length of 141.44' to a concrete bound;  
thence N 58°45'47" W a distance of 219.89' to a concrete bound ;  
thence with a curve turning to the left with an arc length of 22.88', with a radius of 25.00', with a chord bearing of N 84°58'38" W, with a chord length of 22.09' to a concrete bound;  
thence with a reverse curve turning to the right with an arc length of 283.39', with a radius of 57.00', with a chord bearing of N 31°14'13" E, with a chord length of 69.51' to a concrete bound;  
thence with a reverse curve turning to the left with an arc length of 22.88', with a radius of 25.00', with a chord bearing of S 32°32'57" E, with a chord length of 22.09' to a concrete bound ;  
thence S 58°45'47" E a distance of 219.89' to a concrete bound;  
thence with a curve turning to the left with an arc length of 120.64', with a radius of 275.00', with a chord bearing of S 71°19'52" E, with a chord length of 119.68' to a concrete bound ;  
thence S 83°53'56" E a distance of 150.62' to a concrete bound;  
thence with a curve turning to the right with an arc length of 201.42', with a radius of 325.00', with a chord bearing of S 66°08'39" E, with a chord length of 198.22' to a concrete bound;  
thence S 48°23'21" E a distance of 124.24' to a concrete bound;  
thence with a curve turning to the left with an arc length of 138.19', with a radius of 275.00', with a chord bearing of S 62°47'07" E, with a chord length of 136.74' to a concrete bound;  
thence S 77°10'54" E a distance of 157.47' to a concrete bound;  
thence with a curve turning to the right with an arc length of 50.74', with a radius of 175.00', with a chord bearing of S 68°52'30" E, with a chord length of 50.56' to a concrete bound;  
thence S 60°34'07" E a distance of 171.71' to a concrete bound;  
thence with a curve turning to the left with an arc length of 57.13', with a radius of 975.00', with a chord bearing of S 62°14'50" E, with a chord length of 57.12' to a concrete bound;  
thence S 63°55'33" E a distance of 113.32' to a concrete bound;  
thence with a curve turning to the left with an arc length of 54.96', with a radius of 125.00', with a chord bearing of S 76°31'14" E, with a chord length of 54.51' to a concrete bound ;  
thence S 89°06'55" E a distance of 162.05' to a concrete bound;  
thence with a curve turning to the left with an arc length of 34.04', with a radius of 25.00', with a chord bearing of N 51°52'55" E, with a chord length of 31.47' to a concrete bound; which is the point of beginning.

Having an area of 98,579 square feet (2.263 acres)

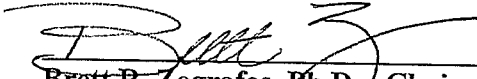
**ARTICLE 22.** To act upon any other business that lawfully may be introduced at said meeting.

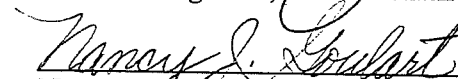
And you are directed to serve this warrant by posting attested copies thereof at each of the post offices, at the Town Hall and at the main Fire Station, all in said Dighton, fourteen days at least before the time of holding said meeting.

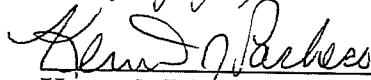
Hereof fail not and make due return of this warrant with your doings thereon to the Town Clerk at the time and place of meeting as aforesaid.

Given under our hands this 28<sup>th</sup> day of October in the year of our Lord the Two Thousand Twentieth.


**BOARD OF SELECTMEN**

  
Brett R. Zografos, Ph.D. - Chairman

  
Nancy J. Goulart - Clerk

  
Kenneth J. Pacheco - Member

A true copy  
Attest:   
TOWN CLERK

Posted as directed:   
CONSTABLE

Date: November 2, 2020