



Office of:  
**SELECTMEN**  
340 Anawan Street  
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**BOARD OF SELECTMEN  
MEETING OF THE BOARD OF SELECTMEN  
MONDAY, DECEMBER 20, 2021**

**MEETING MINUTES  
SELECTMEN'S MEETING ROOM, TOWN HALL  
148 PECK STREET**

**Present:** Selectman Frederick "Skip" Vadnais, Selectman David Perry, Selectman James Muri, Selectman George Solas, Selectmen Michael Deignan and Interim Town Administrator Deborah Arruda

**Call to Order at 7:00 p.m.:** The Board and the public participated in the Pledge of Allegiance to the Flag.

**1.0) Consent Agenda**

**Warrant for December 20, 2021:**

J. Muri motion to approve the Warrant for the week of December 20, 2021: 22-26B Payroll \$112,342.00; 22-25A Withholdings \$39,433.94; 22-25 Warrant \$153,367.09; 22-25R Refund Warrant \$2,808.33; 22-25R1 Refund Warrant \$1,035.00; 22-25V Veterans Warrant \$7,479.33. Second by M. Deignan; Vote: 5-0.

**Minutes:** Executive Minutes: none

Regular Minutes: none

**Announcements:**

We need to discuss if we can hold off our next meeting until January 10, 2022. With the offices being closed the week of the 27th and us moving to the new building, then unpacking and organizing our work areas, I don't see how I am going to be able to put together an agenda as well.

J. Muri read a COVID update – cases are rising quickly in MA.

There may need to be an executive session held on 1/4/2022, but no regular session for now.

**TOWN ADMINISTRATOR'S REPORT**

Reminder: Town offices will be closed Thursday and Friday of this week for the Holiday break. Town Hall will be closed the week of 12/27 to allow the employees to move into our new location at 340 Anawan St and set up their offices. We will reopen to the public on Tuesday, January 4, 2022; (Monday the 3rd Town offices are closed).

We have some open positions in town—we are looking for a Public Health Nurse and a Full-time Facility Maintenance Technician. For more information, please visit the town website.

We received an inquiry from the Sun Chronicle asking if Rehoboth will be implementing masks mandates. They are seeing other communities putting it in place and want to know what our plans are.

Interviews for the Town Nurse position are scheduled for the week of 1/3/2022. There are two candidates. S. Vadnais announced that the COA mandates face masks and social distancing. The Town Hall does not require face masks for fully vaccinated individuals.

#### **OPEN PUBLIC FORUM:**

Laura Schwall spoke in regards to a notification received from the Bristol Plymouth Project Manager. The election date was proposed to be moved to March 5. Due to the change, L. Schwall tried to hold off on printing the 2022 Census forms and other documents so that the correct date could be displayed on the forms.

S. Vadnais spoke to residents regarding clarification of a notification that was sent by Dr. Azar stating the school district is winning the lawsuit. S. Vadnais confirmed this information is not true, and read the clarification.

D. Perry clarifies that what was read came from our Town Counsel.

M. Deignan states that the public asked why the town had not responded on Friday when the notification was received. M. Deignan responded that the Board of Selectmen had not met and needed to clarify whether or not what was said was accurate or not.

S. Vadnais spoke about the "soft opening" at Francis Farm for the COA.

M. Deignan thanked Gerry Schwall for the vision to see Francis Farm as the new COA. M. Deignan thanked Mike Costello and the crew, Jared and Full Scope Contracting for the hard work put into the project. M. Deignan also thanked the residents for coming to the Town Meeting and voting for Francis Farm.

#### **NEW BUSINESS:**

##### **Action Item (1): Presentation from Chief Barresi-Pinning Ceremony for New Fire Fighters-Reis Foley, Amanda Larrivee, Cody Palmer & Karl Poellnitz**

Chief Barresi was present with the new candidates for the ceremony.

S. Vadnais thanked Chief Barresi and his deputies, and recognized the effort they put into recruiting new troops for the department.

##### **Action Item (2): Vote to Approve Perryville DCR-2021 Village Pond Dam Inspection from Lenart Consulting Services, LLC**

Perryville Dam is due for its 5-year inspection and Daniel Roach, the Conservation Agent received the agreement from Lenart Consulting Services, LLC. They conducted the last inspection in 2016. Town Counsel reviewed the contract and the terms & conditions and have given us their approval to move forward. They are asking for the Boards approval and the Chairman's signature on the agreement. The \$1700 fee will be paid by ConCom.

D. Perry motion to approve and sign the agreement with Lenart Consulting Services, LLC to inspect Perryville Village Pond Dam. Second by J. Muri. Vote 5-0.

##### **Action Item (3): Vote to Approve Hawker & Peddlers License for Trinity Solar-Laura Russell**

Our office received a Hawker & Peddlers License request from Trinity Solar for Laura Russell. The previous employee no longer works for the company. A CORI was requested and everything is fine. Fees have been paid.

J. Muri motion to approve Hawker & Peddlers License for Trinity Solar for Laura Russell. License will expire on December 31, 2022. Second by M. Deignan. Vote 5-0.

**Action Item (4): Vote to Approve Ballot Question for January 29, 2022 Special Election for the Building Project for Bristol-Plymouth Vocational Tech High School**

Per last week's meeting it was discussed that the BOS had to approve a Ballot Question for the town residents to vote on at the January 29, 2022 Special Election for the BP building project. Attached is the question for the board's approval, which has been approved by Town Counsel.

M. Deignan motion to Table Ballot Question for the Special Election on January 29, 2022. Second by J. Muri. Vote 5-0.

**Action Item (5): Vote to Approve Class II Automotive 2022 License Renewal for Fournier Auto & Truck Sales, LLC 496 Winthrop Street**

Fournier Auto & Truck Sales, LLC of 496 Winthrop Street is renewing his Class II Auto License for 2022.

J. Muri motion to approve the Class II 2022 Auto Renewal License for Fournier Auto & Truck Sales, LLC located at 496 Winthrop Street. Effective 1/1/2022 – 12/31/2022. Second by M. Deignan. Vote 5-0.

**Action Item (6): Vote to Approve 2022 Livery License Renewal for Stephen L. Bolduc- Xtreme Party Bus, LLC**

Stephen Bolduc is renewing his Livery License for 2022. All paperwork has been provided.

J. Muri motion to Approve the 2022 Livery License Renewal for Stephen L. Bolduc-Xtreme Party Bus, LLC. Effective 1/1/2022-12/31/2022. Second by M. Deignan. Vote 5-0.

**Action Item (7): Vote to Approve 2022 Common Victualler License for Stephen Provazza, SPCAP, Inc dba Honeydew Donuts**

Common Victualler Renewal license for Stephen Provazza, SPCAP, Inc. dba Honeydew Donuts for 2022.

J. Muri motion to approve the 2022 Common Victualler License for Stephen Provazza, SPCAP, Inc. dba Honeydew Donuts. Effective 1/1/2022 - 12/31/2022. Second by D. Perry. Vote 5-0.

**Action Item (8): Vote to Approve Language for Open Meeting Law Chapter 30A Section 18-25 Provision to be Included on All Future Agendas**

It was brought to the attention of the Town Clerk and the Interim Town Administrator by Town Counsel that a provision needs to be added to all town wide agendas that are posted. This provision states that we do not discriminate against individuals' disability and that the location of the meeting being held is accessible to people with disabilities. Below is the provision that will need to be on the agendas:

**The posting of the above notice was made pursuant to the provisions of the Open Meeting Law, Sections 18-25, Chapter 30A of the General Laws of Massachusetts, as amended.**

The Town of Rehoboth advises its employees and the public that it does not discriminate on the basis of a person's disability in employment or in access to its programs, services, and activities. This meeting location is accessible to people with disabilities. The Town of Rehoboth has designated \*NAME to coordinate efforts to comply with the requirements of Executive Order 526, the Americans with Disabilities Act, the federal Rehabilitation Act and various other federal and state laws protecting the rights of people with disabilities. If you have a disability and require a reasonable accommodation to fully participate in this event, please contact the Town Administrator's Office on later than forty-eight (48) hours prior to the event by phone at \*NUMBER or email to discuss your accessibility needs. Requests for accommodations or

modifications made within the forty-eight (48) hour window will be honored to the maximum extent feasible, but it may not be possible to fulfill them.

**\*We need to add a contact person, which may be the Interim Town Administrator and she will have to work with Bill McDonough our ADA Coordinator for any requests that come up.**

J. Muri motion to add Deborah Arruda as a contact person and approve adding the OML provision of Chapter 30A Sections 18-25 of the General Laws of Massachusetts to all agendas going forward. Second by M. Deignan. Vote 5-0.

**Action Item (9): Vote to Approve Certificate of Registration for Underground Gas Tanks at Francis Farm**

The Town Clerk's office per the Commonwealth of MA is required to send a Certificate of Registration to all residents/business owners that have underground gas/propane tanks in town. As the owners of Francis Farm the BOS office was notified and needs to sign the certificate. There is also a \$10 fee, the BOS will have to vote to waive the charge.

J. Muri motion to approve and sign the certificate of registration for the underground gas tanks at Francis Farm and to waive the \$10 fee. Second by M. Deignan. Vote 5-0.

**Action Item (10): Vote to Approve One-Day Liquor License for Harold J. Messenger at Five Bridge Inn, 152 Pine Street**

Five Bridge Inn-Harold (James) Messenger is requesting a One Day Liquor Licenses for upcoming events at his location. All paperwork and insurance requirements have been met.

J. Muri motion to approve the One-Day Liquor License for Harold J. Messenger of Five Bridge Inn, 152 Pine Street for the following dates. Second by D. Perry. Vote 5-0.

12/31/21  
Transportation of Liquor 12/30/21 and 1/1/2022

1/6/2022  
Transportation of Liquor 1/5/2022 and 1/7/2022

1/8/2022  
Transportation of Liquor 1/7/2022 and 1/9/2022

1/12/2022  
Transportation of Liquor 1/11/22 and 1/13/2022

These events are for weddings, showers and birthday parties!

**Action Item (11): Discussion Regarding Public Records Requests, with Possible Action**

M. Deignan asked to add this discussion to the agenda since we have been receiving many requests lately.

M. Deignan spoke to the fact that requests coming in have been increasing lately. Some of the requests take many hours and we have not been charging for the time or copies. M. Deignan asked if the Board of Selectmen could revisit the charging of time and copies. Perhaps come up with a new policy. M. Deignan suggests the following:

1. All public records requests go to one location.
2. Recoup the cost of time.

3. Recoup the cost of material.

**OLD BUSINESS:**

**Action Item (1): Vote US Financial Cars Class II 2021 and 2022 Licenses Revoked**

This discussion was tabled last week waiting more information. Johnny Elnemer dropped off his 2022 license to our office. Our office worked with Town Counsel and after the vote to revoke the licenses for US Financial Cars, we will notify the RMV of the closing of this business and they will be responsible in retrieving the dealer plates. I suggest that our office send a letter to Johnny informing him of the vote of the Board and to let him know that he needs to return his dealer plates to the RMV as we are notifying them of our vote.

J. Muri motion to revoke the Class II Auto License for 2021 and 2022 for US Financial Cars for Johnny Elnemer. Second by M. Deignan. Vote 5-0.

**Action Item (2): Vote to Approve Crown Atlantic Company, LLC Cell Tower Lease Extensions**

Finally, after months of back-and-forth discussions with the contacts at Crown Atlantic. Our original contact either was on a leave of absence or moved to a different department and it held up the discussions a bit. Then they had to review the changes with their attorney's office and they made some "grammatical" changes to the 3 agreements. Selectman Muri, IT Director, and Interim Town Administrator worked together to accomplish the final agreements. These cell towers are located on Tremont Street, Anawan Street and at 148 Peck Street. In 2017, the BOS consulted with a firm to review all cell towers in town and their agreements. Crown Atlantic's agreements with the town are very compatible and did not need many modifications. The Tremont location, we are asking to increase the co-locator fee to 25%, from 10% recommendation made by the consultants. Land lease remains at 3% yearly increases which also agrees with the recommendations. The land lease on Anawan Street is currently raised every 5 years at 15%, we are asking for this location to match the others and to increase 3% yearly- they have agreed. That change will take effect in September of 2023 because we just had an increase with them in 2018 which will expire in 2023. We also are asking that Crown Atlantic provide the Town with a lump sum payment with a breakdown of payments from each provider on the check stub and the land lease for each location. Currently, we receive separate payments from each provider for 2 out of the 3 locations. Derek has also added language, which was approved by both counsels that protect us on any future work or changes to the cell towers.

148 Peck Street will expire on Sept 14, 2033

333 Tremont Street will expire Dec 31, 2033

Anawan Street will expire August 31, 2028

J. Muri motion to approve the Amendment for Lease Agreements and Memorandums to the Lease Agreements with Crown Atlantic for the cell towers at the Anawan, Tremont and Peck Street locations, as written in the amendments. Second by M. Deignan. Vote 5-0.

**Selectmen's Reports:**

Vadhais: no report

Deignan: Spoke about Patrick Higgins and that he moved on to Cultural Counsel.


Perry: Town Hall should be complete Friday. The Board of Selectmen could do a walk through on Sunday in case questions come up at 10 AM.

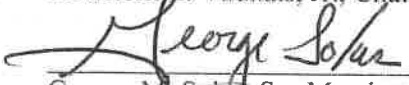
M. Deignan adds that all decisions made were approved by the Board – not by individuals.

Muri: no report – Thanked everyone that helped with the COA.

Solas: no report.

**ADJOURNMENT:** Selectman M. Deignan motion to adjourn the regular session. At 8:18PM. Second by J. Muri.

  
Frederick E. Vadnais, Jr., Chairman

  
George M. Solas, Sr., Member

  
Michael P. Deignan, Member

Respectfully Submitted,  
Logan Shaker

Approved: 4/11/2022