



Office of  
SELECTMEN  
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**BOARD OF SELECTMEN  
MEETING MONDAY JANUARY 14, 2019  
MEETING MINUTES  
GLADYS L. HURRELL REHOBOTH SENIOR CENTER**

**Present:** Frederick "Skip Vadnais, Chairman; Gerry Schwall, Vice Chairman, Dave Perry, Clerk; James Muri, Member; Michael Costello, Member, and Helen Dennen, Town Administrator.

At **6:30 PM** it was voted to enter into Executive Session pursuant to MGL CHAPTER 30A, §21 (2) To conduct strategy sessions in preparation for negotiations with nonunion personnel or to conduct collective bargaining sessions or contract negotiations with nonunion personnel;

**Topics of Discussion:** Planner/Conservation Agent Contract

On a motion made by Selectman Perry, seconded by Selectman Costello the Board voted to enter into Executive Session.

**Roll Call Vote:** Perry aye; Vadnais aye; Muri aye; Costello aye, Schwall aye (Vote 5-0)

**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**

**Open Forum – Announcements:**

Chief Barresi congratulated Assistant Chief Mark Haskell for receiving the award for Fire Chief credentials from Mass Fire Service Committee.

Mark Haskell was thankful, but does not do it for the recognition, he does it to better serve the Chief and all the other fire fighters.

Chief Barresi was appointed to the Mass Fire Training Council. The award is given by the governor and a lot of hard work goes into achieving the award.

Chief is thankful for the achievement and recognized his team of professionals.

Chief also spoke about the SAFE Grant received for Student Awareness and Senior Safe Program. Randy spoke about the Student Awareness program and announced the poster winners Meghan 7<sup>th</sup> Grader, Hannah 5<sup>th</sup> Grade, Anna won from the entire schools. Mandy was recognized for being an "inspiring firefighter. She has helped with so many things in town, for instance smoke detectors in over 60 homes, she helps with the COA, block party and the Halloween party. With the seniors she has helped integrate fire alarms. Thank you for all your help.

Selectman Vadnais was impressed with all of the young ladies and their hard work.

Chief also recognized Randy for all his time and efforts with the programs.

- Motion made by Selectman Schwall to accept on behalf of the Fire Department and the Town the SAFE Grant for the Student Awareness Education for \$3754 and the Senior Grant for \$2400, second by Selectman Muri. Vote 5-0

Chief announced to everyone that the new ladder truck was outside for everyone's viewing and went into some detail on the building of the truck.

- At approximately 7:15pm the Board took a short recess to allow everyone to take a look at the ladder truck.

**Warrants for January 17, 2019:** G. Schwall read the weekly Warrants; 19-28A Withholdings, \$26,528.95, 19-29B Payroll, \$100,631.11; 19-28 Warrant, \$105,561.63. G. Schwall motioned to approve the weekly Warrants as read. Second by D. Perry. Vote 5-0

### **Minutes:**

Regular Minutes: 11/13/18

G. Schwall motion to approve regular session minutes, second by D. Perry. Vote 4-0, J. Muri abstained.

### **Announcements:**

Next Selectmen's meeting will be held on Tuesday, January 22<sup>nd</sup> at 7:00 PM at 55 Bay State Road, Senior Center. Monday, January 21<sup>st</sup> is a holiday in observance of Martin Luther King Day and town offices will be closed.

Thursday's meeting is to discuss the Regional School contract

### **NEW BUSINESS:**

#### **Action Item #1 Public Hearing Continued from 1/7/19-Application for Transfer of Class II Auto License from Borges Auto to 257 Anawan, LLC dba Anawan Auto**

Selectman Schwall motion to reconvene Public Hearing from 1/7/19, second by Selectman Perry.

**Roll Call:** J. Muri, aye; G. Schwall, aye; D. Perry, aye; S. Vadnais, aye; M. Costello, aye. Vote 5-0

Public Hearing was continued due to amendments that were made to license applications. Following information was requested by applicant:

- Amended Class II application
- Amended General License application
- List of duties for Mr. Almeida and Ms. Santos

M. Costello stated that all duties were clear, all amended applications were correct and that he understands that Mr. Almeida is trying very hard to make a good name for himself. The Class II license is renewed yearly and if there are any changes to be made, we can make them at that point.

S. Vadnais asked that the application reflect number of cars on the premises, no major repairs are to be done on the premises, sales only. There cannot be any on-road unloading of vehicles. Mr. Almeida will have to make arrangements with Mr. Mills to use his property.

J. Muri stated due to the residents in close vicinity the hours of operation will be as follows:

- Monday – Saturday 7AM – 8 PM
- Sunday – 12-noon -4pm Sales Only

The Home Occupancy Business was pre-existing, premises will be for Sales Only.

Vehicle Delivery Hours are as follows:

- Monday – Friday 9AM – 8PM
  - Saturday – 9AM – 5PM
  - Sunday – NONE
- Number of Vehicles on premises will be 50 and will revisit in one year.

G Schwall asked Mr. Almeida to replace existing signage and to refer to the Zoning Officer if permits are required.

S. Vadnais would like the list of duties to be signed by both parties and notarized. In the past the town has had business not follow the rules outlined, we need to make sure that everyone follows them.

Selectmen Costello motioned to close the Public Hearing, second by Selectmen Muri.

**Roll Call:** J.Muri, aye; G. Schwall, aye; D. Perry, aye; S. Vadnais, aye; M. Costello, aye. Vote 5-0

**Discussion:**

G. Schwall would like a paragraph added to the contract; in the event the partnership dissolves between Mr. Almeida and Ms. Santos the business reverts back to Sole Ownership with responsibilities listed.

J. Muri motion to grant a Class II Auto Sales License to Mr. Mark Almeida doing business as Anawan Auto. License effective as of 1/14/19-12/31/19 with listed conditions. M. Costello second. Vote 5-0

**Action Item #2: Vote to Set the 2019 Annual Town Meeting for Monday, May 13, 2019 at 7:30 PM at the DRRHS**

G. Schwall motion to approve Monday, May 13<sup>th</sup> at 7:30 pm to hold the Annual Town Meeting at Dighton Rehoboth Regional High School. Second by M. Costello. Vote 5-0

**Action Item #3: Vote to Open the Warrant for the May 13, 2019 Annual Town Meeting**

G. Schwall motion to open the Town Warrant, second by D. Perry. Vote 5-0

**Discussion:**

- Status of budget worksheet-need to be to Roberta by end of week
- Finance Committee needs ample time to work on them
- Any requests for Town Accountant, please copy Gerry Schwall on email

**Action Item #4: Vote to Approve Request for Town Roadway Use from True North Running Company for N.E. Harvest Half Marathon on 10/13/19**

M. Costello motion to approve using town roadways for True North Running Company Half Marathon on 10/13/19. Second by G. Schwall. Vote 5-0

**Discussion:**

- M. Costello would like the letter being mailed to state “marking” paint to be used only. And police detail to help traffic flow. Vote 5-0

M. Costello motion to approve amendment to previous motion to add the use of “marking” paint and police details.

**Action Item #5: Vote to Reappoint 375<sup>th</sup> Anniversary Steering Committee**

D. Perry motion to approve reappointments for the 375<sup>th</sup> Anniversary Steering Committee. Second by G. Schwall. Vote 5-0

HEBERT	KEVIN	1/19/2019	6/30/2019
ABRAHAMSON	ABBY	1/19/2019	6/30/2019
ABRAMS	KENNETH	1/19/2019	6/30/2019
BRECKENRIDGE	DEBORAH	1/19/2019	6/30/2019
DEIGNAN	ANNA	1/19/2019	6/30/2019
FAGUNDES	KIM	1/19/2019	6/30/2019
GOUVEIA	CHERYL	1/19/2019	6/30/2019
GROTA	JEAN	1/19/2019	6/30/2019
KRAMER	JOHN "JAKE"	1/19/2019	6/30/2019
KRAMER	SHEILA A	1/19/2019	6/30/2019
LECOMTE	DAVID	1/19/2019	6/30/2019
NUNES	JOSEPH	1/19/2019	6/30/2019
PHILLIPS	SANDRA	1/19/2019	6/30/2019
WENZEL- JORDAN	CONNIE	1/19/2019	6/30/2019

D. Perry Motion to approve reappointment, second by G. Schwall. Vote 4-0 M. Costello Abstained

COSTELLO	MICHAEL	1/19/2019	6/30/2019

D. Perry Motion to approve reappointment, second by G. Schwall. Vote 4-0 S. Vadnais. Abstained

HARRINGTON	CORNELIUS	1/19/2019	6/30/2019

D. Perry Motion to approve reappointment, second by G. Schwall. Vote 4-0 J. Muri. Abstained

MURI	NANCY	1/19/2019	6/30/2019

D. Perry Motion to approve reappointment, second by J. Muri. Vote 4-0 G. Schwall. Abstained

SCHWALL	LAURA	1/19/2019	6/30/2019
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**Action Item #6 Appointment of Election Workers**

D. Perry motion to approve the following individuals as Election Workers-Inspectors. Effective 1/14/19 – 10/31/19. Second by J. Muri. Vote 5-0

Jeanne O'Malley  
Bonnie Wolfe  
Judy Palazzi

**Action Item #7 Request to Place Signs for First Spiritualist Church-Annual Fair**

First Spiritualist Church annual psychic/vendor fair to be held at Anawan Grange on 4/13/19 from 10am to 5 pm.

M. Costello motion to approve sign placement on Route 118 in Town's right of way from 3/30/19 thru 4/14/19. Second by J. Muri.

**Discussion:**

The town does not have authority to allow placement of signs on state roads. Please make sure signs are removed by 4/15/19.

M. Costello motion to amend previous motion and add state highway rules and removal of signs. Second by J. Muri. Vote 5-0

**Action Item #8 Vote to approve Blanding Library Payment-Antiquarian Society of \$58,817.00, 3<sup>rd</sup> Quarter Payment for Operation**

D. Perry motion to approve payment to the Rehoboth Antiquarian Society in the amount of \$58,817.00. Second by M. Costello. Vote 5-0

**Action Item #9 Vote to Approve Budget Amendments for Police \$435**

G. Schwall motion not to approve amendment using Police Operating Supplies account. Directed Town Administrator to recode and pay out of Facility Maintenance line. Second by J. Muri. Vote 5-0

**Action Item #10 Discussion Re: Continued Complaint Received from Chestnut Street Regarding Ongoing Water Issues**

Selectman Vadnais brought back complaint on Chestnut Street from last week's meeting due to Open Meeting Law. Discussion was becoming very lengthy and involving other departments. It was assigned to an agenda item so we can discuss issues involving Highway, Conservation Commission and Stormwater. The Conservation Commission is working on complying with the letter that was received in the Board of Selectmen's office. The following rules will apply during this discussion:

1. We will not discuss any Conservation issues as they have their own meetings and can speak for themselves.
2. Stormwater agent/Selectman Dave Perry can only answer questions that pertain to his expertise. Please keep questions directed on specific issues that pertain to the accurate department.
3. Other selectmen have nothing to do with the issue at hand.

Mr. Johnson spoke about the off-road running water from Honeybell's driveway to his property towards his backyard. Mr. Johnson feels the berm that was placed should have wrapped around the driveway.

Selectman Perry discussed that he had been on Mr. Johnson's property on 6 different occasions during different rain storms that we have had, some very heavy down pours and did not witness any water jumping over the berm onto his property. Mr. Perry has not seen any evidence of flooding on the property; the most water he has witnessed was about 1 inch. Both Mr. Perry and Mr. Costello have driven around the property to see questionable areas that may need some loam, if they thought it would help. Mr. Costello has sent a crew out to clean all the culverts close by to make sure they were draining properly. Mr. Costello has also visited the property during heavy downpours to make sure everything is okay. Both gentlemen believe they have done everything possible in their power to accommodate Mr. & Mrs. Johnson. The development was built in 1992 and there have not been any issues until recently. If this is due to the work that the neighbor was doing, the Conservation Commission has worked with the neighbor and they have corrected the issues. Mr. Costello did agree to take a look at the pipe that is in the retention pond to make sure there is nothing clogging it. Mr. Costello will make arrangement with the Johnsons to meet them there and Mr. Perry will report back to the Board if they find something.

Mrs. Johnson was upset that Selectman Perry advise Mr. Costello not to speak to the Johnsons. She felt that was wrong. Selectman Perry explained the reason for that was because the Johnsons were seeking advice from their lawyer and once that happened Mr. Costello was advised not to do anything more until the matter was looked into by the Board of Selectmen and our counsel. Once we received approval from our counsel, we did move forward.

#### **Action Item #11 Todd Creel Letter**

Selectman Vadnais spoke about a certified letter that was received in the Board of Selectmen's office and placed in "mail" for their review. Unfortunately, it was missed by a few of the Board members and Mr. Creel was asking for a response and too much time had passed before we were aware of it. The letter pertained to issues with Conservation Commission and filings with DEP and that the state has yet to respond as well. The Board of Selectmen have no jurisdiction in this area, but had they known about the issue could have spoken to the correct departments to make sure things were moving forward. Mr. Creel feels his letter went unanswered. An apology letter will be drafted and sent out to Mr. Creel, but the Board wanted to take the opportunity during the meeting to officially apologize in person on camera. Moving forward, any letters that are certified and sent to the BOS office needs to be brought to their attention immediately or at least to the Chairman's attention.

Selectmen Schwall apologized as well that the letter was not answered in a timely fashion, it should not have taken 3 months to be answered.

#### **OLD BUSINESS:**

None

#### **OPEN FORUM**

Tish Vadnais-Homestead Avenue

- Containers from "Planet Aid" on Barney Ave are a mess. Mrs. Vadnais called the company 2 weeks prior and nothing has been done.

Board of Selectmen's office had the same issue and called into "Planet Aid" and they came the very next day and cleaned up the area. This issue that is being brought up is on private property. Selectman Schwall will contact Board of Health to look into the situation on Barney Ave/Route 6.

Selectmen Vadnais abstained from the above discussion.

#### **DEPARTMENT HEAD REPORTS**

##### **Selectmen's Reports:**

**Vadnais:** Non-binding Ballot Question for the April Election regarding Columbia Gas, we need to come up with the Question for the ballot. Helen please work on getting us the "question."

Selectman Vadnais asked for an update from Selectman Schwall and Costello on the Trench Permit process. They reported they are very close to being done with the form layout. Need to discuss the best method to distribute the form to the proper departments that will be using it. No action will be needed for the ATM. Veteran's van will be entered into Deals.gov so it can be purchased through the proper channels.

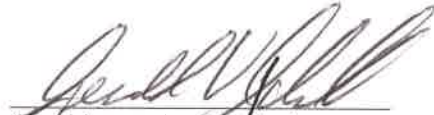
**Schwall:** No Report

**Perry:** Board of Selectmen are always available to answer any questions that the public may have. You may not like the answer, but we will try to help when we can. Call us.

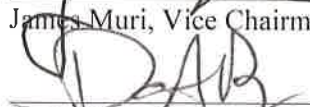
**Muri:** Fuss & O'Neil MVP Grant-we are on the second round with them for the grant.

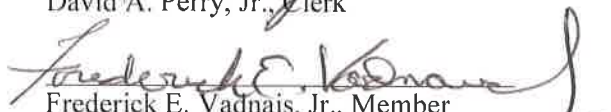
**Costello: No Report**

**ADJOURNMENT:** Selectmen Costello made a motion to adjourn the Regular Session Meeting at 9:40 PM., Second by Selectmen Schwall. Vadnais – aye; Perry – aye; Costello – aye; Muri – aye, and Schwall - aye

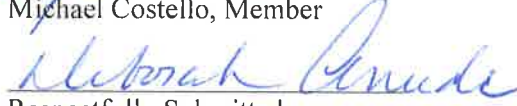
  
Gerald V. Schwall, Chairman

  
James Muri, Vice Chairman

  
David A. Perry, Jr., Clerk

  
Frederick E. Vadnais, Jr., Member

  
Michael Costello, Member

  
Respectfully Submitted,  
Deborah Arruda  
Assistant to the Town Administrator

**Approved: 7/8/19**