

Office of  
SELECTMEN  
148 Peck Street  
Rehoboth, MA 02769



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**BOARD OF SELECTMEN**  
**MEETING MONDAY, August 29, 2016**  
**MEETING MINUTES**  
**GLADYS L. HURRELL REHOBOTH SENIOR CENTER**

**Present:** Frederick “Skip Vadnais, Chairman; Gerald Schwall, Vice Chairman; Susan Pimental, Clerk; Dave Perry, Member

**Also Present:** Helen Dennen, Interim Town Administrator

**1.0) Executive Session:** At 6:00 p.m. S. Pimental made a motion to enter into Executive Session, 2<sup>nd</sup> by G. Schwall, pursuant to Massachusetts General Law, Chapter 30A, and Section 21; (3) To discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares;\*

**Topics of Discussion:** Bankruptcy Claim, Review Litigation Status Report, Highway Union Contract

**Call to Order at 7:05p.m.:** The Board and the public participated in the Pledge of Allegiance to the Flag.

**2.0) Consent Agenda**

**Warrants:** S. Vadnais read the weekly Warrants; Withholdings 17-08A, \$126,822.66; Payroll: 17-09B, \$92,235.82; 17-08, Invoices: \$21,176.73; Veterans: 17-09V, \$9,230.90. S. Pimental made a motion to approve the weekly Warrants as read. Second, G. Schwall. Voted 4-0

**Minutes:** S. Pimental made a motion to approve and release the Regular Meeting Minutes from July 25, 2016 Second, G. Schwall Voted 4-0 S. Pimental made a motion to approve and hold the Executive Meeting Minutes from July 15, 2016. Second, G. Schwall Voted 4-0

**3.0) Open Forum – Announcements:**

- Next Selectmen’s Meeting will be on Tuesday September 6, 2016 at the Senior Center at 7PM. It will be a workshop meeting.

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- Town Clerk's Update on mold in vault;

The mold has grown onto more records. The mold spores need to be eliminated. Kofile Company states that everything in the vault needs to be cleaned. The pages have not been touched with mold yet. I have reached out to several people to get names of companies that would be able to do the cleaning. The Board agrees to move quickly and get three quotes. Contact the Finance Committee and let them know.

- September 8, 2016 is the State Primary all three precincts are open from 7AM – 8PM please vote.
- Rob Johnson: New laws that have passed;
  1. Breaking window if you see an animal in distress- Rob read the complete Law
  2. New restrictions on tethering or chaining – can only be 5 hours a day, need to call ACO
- Raccoon incident: a lady was attacked on the side of the road by a raccoon, it bit her leg. Be aware that rabies is out there. She did not try to approach the raccoon it just went at her.
- I had a report today about a coyote that looked like it had mange. It is different than rabies and is highly contagious to humans and pets.
- Fire Chief: I just wanted to let the Board know that the fire fighters at station 3 remodeled the kitchen (sinks, counters, cabinets) at no cost to the tax payers. Keep coming to the steak suppers.

**Town Administrator's Report:**

- The auditors arrived today. They will be here for a week.
- There is a department head meeting this Thursday at 10AM.
- The warrant for the 10/17/16 is open and articles are to be submitted to the Board of Selectmen office by 12 noon on Thursday, September 1, 2016.

**4.0) NEW BUSINESS: Action Item #1: Order of Takings**

Vote to take the following as public roadways: Adams Circle and Francis Farm Road and Taylor Drive

On a motion made by S. Pimental Second by D. Perry it was voted to Adopt an Order of Taking of an easement over Francis Farm Road and Taylor Drive as shown on a plan entitled "Francis Farm Road & Taylor Drive as laid out by vote of Board of Selectmen as shown on a plan described in the subdivision plan as approved by the Rehoboth Planning Board on March 12, 2008 designated as "As-built Plan-Construction Plans 'Francis Farms' Francis Farm Road and Taylor Drive, Rehoboth, Massachusetts, Bristol County, drawn by Insite Engineering, 1563 Fall River Avenue, Seekonk, Massachusetts dated October 25, 2004, revised February 8, 2005 and July 6, 2005", for the purpose of establishing it as a public way.

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The Board has determined that the property consisting of Francis Farm Road & Taylor Drive is of nominal value and therefore awards damages in the amount of \$0.00 in connection with this Order.

Chris Cote, 40 Francis Farm Road: Questioned if it was a new road going between houses. The Board informed him that the Planning Board, Leeann Bradley is the one to contact. He didn't realize that it was the already constructed paved way. S.V.: This is so that we may maintain the streets and get reimbursed by Chapter 90 money.

Paul Rebello, 11 Francis Farm Road: Does that include maintaining the sidewalks? They will repair asphalt, but will not plow them.

Helen Dennen: There was an attachment with the first notice explaining everything to the abutters regarding the order.

Roll Call Vote: Pimental – aye; Vadnais – aye; Perry – aye; Schwall – aye

On a motion made by S. Pimental Second by D. Perry it was voted to Adopt an Order of Taking of an easement over Adams Circle, as shown on a plan described in the subdivision plan as approved by the Rehoboth Planning Board on February 25, 1998 designated as “Subdivision of Adams Heights in Rehoboth, MA” drawn by E. Otis Dyer, R.P.L.S., R.P.E. 371 Fairview Ave, Rehoboth, MA 02769 dated May 21, 1994”; for the purpose of establishing it as a public way.

The Board has determined that the property consisting of Adams Circle is of nominal value and therefore awards damages in the amount of \$0.00 in connection with this Order.

Roll Call Vote: Pimental – aye; Vadnais – aye; Schwall – aye; Perry - aye

**Action Item #2: DR LEO Club: COA Project**

Andrew Cardin, 42 Bay State Road & Andrew Gagnon, 119 Winthrop Street.

Ron Whittimore & Neil Harrington also present and reviewed project and think it is a great plan. Andrew Cardin: We will maintain it at least once a year and reach out to other groups, such as Girl Scouts or Boy Scouts to help in maintaining it further. D.P.: Maybe some seniors working off their tax credits can help as well. I can help remove the stumps for you. You have done a great job so far. N.H.: There are some trees that need to be removed, maybe the forestry department can come and help.

On a motion made by S. Pimental Second by G. Schwall it was voted to approve the DR Leo Club COA project as follows; restoring three gardens around trail, restore memorial name plates for gardens, form a patio and picnic area with tables and benches and connect path to playground area. All Vote 4-0

S.V.: We want to make sure that you are protected if you get hurt. You can coordinate everything with Selectmen Perry to utilize the Tree Warden and also Selectmen Perry's excavator. D.P. I am very impressed by your ambition, great job!

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**Action Item #3: BOS meeting with Rehoboth School Committee**

Members of the School Committee: Dave Katseff; Kathy Cooper; Melissa Enos; Heather Cross all present.

This is to fill a term vacated by Tiffany Bartholomew in the Committee until the election in April. All talent bank forms and resumes were submitted to the Committee for their review. Two out of the three applicants were not able to attend for good reasons. Applicants are; Richard A. Barrett of 238 Rocky Hill Road; Steven S. Grotta of 46 Fairfield Street; Polly Angell of 158 Plain Street. Richard Barrett is in attendance.

On a motion made by K. Cooper Second by S. Pimental it was nominated to appoint Richard Barrett onto the Rehoboth School Committee effective 8/29/16 – 4/3/17 the next election.

K. Cooper: Richard was on the Committee before and he has years of experience. For the short term until the election, it seems like the best option. S. Pimental: I agree. D. Perry: The other applicants have great resumes, but I know Richard and have seen how he works.

S.V.: Any other nominations? None

On a motion made by G. Schwall Second by D. Katseff it was voted to close nominations.

On a motion made by S. Pimental Second by D. Perry it was voted to appoint Richard Barrett onto the Rehoboth School Committee effective 8/29/16 – 4/3/17 the next election. All Vote 4-0

Roll Call: Pimental – aye; Vadnais – aye; Schwall – aye; Perry – aye; Enos – aye; Cooper – aye; Cross – aye; Katseff – aye

Richard Barrett was sworn in at meeting by Town Clerk Laura Schwall

**Action Item #4: Chapter 90 Reimbursement**

On a motion made by D. Perry Second by Pimental it was voted to approve and sign Chapter 90 reimbursement in the amount of \$52,154.02 for line painting. All Vote 4-0

**Action Item #5: One Day Special Liquor Licenses**

On a motion made by S. Pimental Second by G. Schwall it was voted to approve one day Wine & Malt liquor license for the following: Carol C. Marcil of Young's Catering, 364 Newman Avenue, Seekonk MA 02771 at Country Gardens, 339 Tremont Street, Rehoboth on dates 9/2/16 from 12PM – 4PM, 9/3/16 from 4PM - 10PM, 9/10/16 from 12PM – 5PM, 9/17/16 from 2PM – 6PM, 9/24/16 from 2PM – 6PM

Discussion: No transportation dates. The alcohol is locked on property.

All Vote 4-0

On a motion made by S. Pimental Second by D. Perry it was voted to approve one day Wine & Malt liquor license for the following: Carol C. Marcil of Young's Catering, 364 Newman Avenue, Seekonk MA 02771 at Seekonk Rod & Gun Club of 61 Reed Street, Rehoboth on 9/3/16 from 6PM – 11PM, firing range to be closed during hours, transport of liquor 9/2/16 & 9/4/16 All Vote 4-0

**Action Item #6: MEMA Contract**

On a motion made by S. Pimental Second by G. Schwall it was voted to allow Chairman to sign approved MEMA Contract All Vote 4-0

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**Action Item #7: Grant of Land to Conservation Commission: Hornbine Road**

This land off Hornbine Road was gifted to the Conservation Commission.

On a motion made by S. Pimental Second by G. Schwall it was voted to sign Grant of Land to Conservation Commission. All Vote 4-0

**Action Item #8: Appoint Highway Advisory Committee**

On a motion made by D. Perry Second by S. Pimental it was voted to appoint Bob Saxon, Kevin McBride and Matt Habershaw to the new Highway Advisory Committee effective 8/29/16 – 6/30/17 All Vote 4-0

**Action Item #9: Re: Town Vehicles**

D. Perry: I had the mechanic look at the old ACO truck, the truck at the Building Department and the car at Peck Street. It is my recommendation that we discard all three; one can be fixed by putting a lot of money into it. We can put them out the bid and accept bids for them. Bob Ashton's old vehicle can be used as a spare. Rema can work with Highway, Fire or Police if they need to use a four wheel drive to tow a boat for emergencies. The Highway Superintendent is in a vehicle and I think he should be driving around in a truck with tools in it and not a standard car. The Highway Department already has a truck he can use. This would free up that vehicle for the Town. That would give us two spare Town vehicles to sign in and out. G.S.: The sign out log would be maintained by Kelly at the Board of Selectmen's Office. Rema does not have a boat right now because it has a leak that cannot be fixed.

On a motion made by D. Perry Second by S. Pimental it was voted to move former Board of Health vehicle to the Town Hall for use as a future sign out vehicle. All Vote 4-0

On a motion made by D. Perry Second by S. Pimental it was voted to put three old vehicles out as surplus. All Vote 4-0

**DEPARTMENT HEAD REPORTS**

**8/29/16 Selectmen's Reports:**

**Vadnais:** Spectra Energy is having a mandated meeting regarding emergency regulations due to the gas line. Fire, Police and Board of Health will be attending. In spite of the recent tax bill vote they are still moving ahead with the project. News hit Friday and Saturday, they did have some major funding facilities that withdrew from the project. Nantucket Electric and National Grid were two of them. There was a third as well.

**Schwall:** none

**Pimental:** none

**Perry:** none

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**5.0) ADJOURNMENT:** Selectmen S. Pimental made a motion to adjourn the Regular Session Meeting at 8:25 PM., Second by Selectmen G. Schwall. Schwall – aye; Vadnais – aye; Pimental – aye; Perry - aye

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Frederick E. Vadnais, Jr., Chairman

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Gerald V. Schwall, Vice Chairman

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Susan M. Pimental, Clerk

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David A. Perry, Jr., Member

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Respectfully Submitted,  
Kelly J. Hathaway  
Interim Assistant Town Administrator

Approved 9/19/16