



Office of  
**SELECTMEN**  
148 Peck Street  
Rehoboth, MA 02769

Tel.: (508) 252-3758  
Fax: (508) 252-5342

**BOARD OF SELECTMEN**  
**MEETING, MONDAY, OCTOBER 22, 2012**  
**MEETING MINUTES**  
**GLADYS I. HURRELL REHOBOTH SENIOR CENTER**

Present: Joseph Tito, Chairman; Selectman, Michael Costello, Vice Chairman; Selectman, Susan Pimental, Clerk; and Selectman, Lorraine Botts

Also Present: Jeff Ritter, Town Administrator

Absent: Donald Leffort

**Call to order at 6:00p.m.**

**Executive Session:** At 6:00p.m. on a motion by Selectman S. Pimental, seconded by Selectman L. Botts, it was voted by roll call to enter into Executive Session pursuant to G.L. Chapter 30A, Section 21, part (3) to discuss strategy with respect to collective bargaining or litigation or potential 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: REPAC vs. Rehoboth; Casey vs. Rehoboth; Krasnianski vs. Rehoboth; Masscop 209 Contract Negotiations

The Chairman declared an open meeting would have a detrimental effect on the bargaining or litigating position of the Board.

Roll call Vote: Pimental – Aye; Botts – Aye; Costello – Aye; Tito – Aye Voted 4-0

At 6:59p.m. S. Pimental made a motion to exit Executive Session and to reconvene the open meeting of the Board of Selectmen. Seconded, L. Botts.

Roll call vote: Pimental – Aye; Botts – Aye; Costello – Aye; Tito – Aye Voted 4-0

**1.0) Call to Order:** The Board and the public participated in the Pledge Allegiance to the Flag.

**Page Two**  
**Board of Selectmen, Meeting Minutes**  
**10/22/12**

**2.0) Consent Agenda**

**Warrants:** J. Tito read the weekly expense and payroll Warrants. S. Pimental made a motion to approve and sign Warrants 13-15A, \$17,734.82, Withholdings; 13-16B \$79,793.77 Payroll; and 13-16, \$27,282.35, Invoices. Second, L. Botts.

Voted 4-0

**Minutes:** J. Tito noted that the board voted in Executive Session to approve and hold the Executive Session Meeting Minutes from October 9, 2012.

S. Pimental made a motion to approve and release the meeting minutes from October 9, 2012. Second, L. Botts Voted 3-0-1(Tito)

S. Pimental made a motion to approve and release the meeting minutes from October 15, 2012. Second, L. Botts. Voted 4-0

**3.0) Open Forum – Announcements** – Fire Chief Robert Pray announced the Station Three Chicken Barbeque would be held on Sunday, October 28, 2012 from 11a.m. – 1:00p.m. and the Annual Halloween Party would be on Wednesday, October 31, 2012.

J. Tito noted the Special Town Meeting will be held on Monday, October 29, 2012 at 7:00p.m. at the Dighton Rehoboth High School in the auditorium. Also, the Cub Scout Troop working on their citizenship Activity Pin will be in attendance at the meeting.

The State Election (Presidential) will be held on Tuesday, November 6, 2012 – polls will be open from 7:00a.m. to 8:00p.m. and voting will take place at all three precincts: Precinct I – Town Offices; Precinct II – Senior Center; Precinct III – South Fire Station.

National Grid intends to perform selective side pruning and/or danger tree removal along an electric transmission right-of-way starting between now and March 31, 2013.

The next meeting of the Board of Selectmen will be on Monday, October 29, 2012 at the Dighton Rehoboth Regional High School in Room 211 at 6:00p.m.

Senior Center would be having the following events, on October 24<sup>th</sup> a social security update and on that same day a flu clinic; October 26<sup>th</sup> a scrapbooking party; October 29<sup>th</sup> a Halloween Party at noon. Finally, December 9<sup>th</sup> there will be a Christmas Party.

S. Pimental reminded residents to bring a canned good to the Special Town Meeting for the food pantry.

**Page Three**  
**Board of Selectmen, Meeting Minutes**  
**10/22/12**

L. Botts stated there would be a going away party on October 27<sup>th</sup> for retiring Congressman Barney Frank sponsored by the Republican Town Committee.

**Town Administrator's Report:** J. Ritter reported that there is a Community Survey in the Warrant and encouraged residents to complete it and submit the survey to the Senior Center or Town Hall. Surveys will also be collected at Town Meeting.

There will be a conference call with Attorney Patrick Costello tomorrow morning regarding the tax title properties and the possible auction of those parcels. There will be a meeting of the 32B Insurance Advisory Committee this Thursday, afternoon at 2:00p.m.

The Town received a check for \$45,763 from Stone River Pharmacy Solutions as part of a larger settlement agreement with the Attorney General's Office. He also read a Memorandum from the Town Accountant stating the Commonwealth sent the Town a check for \$43,396 which is \$3,219 more than projected.

**4.0) NEW BUSINESS**

**Action Item #1: Public Hearing: Pole Location:** M. Costello made a motion to open the Public Hearing at 7:45p.m. Second, S. Pimental. Voted 4-0

J. Tito reviewed the application and Order for Joint or Identical Pole Location Petition received from Massachusetts Electric Company and Verizon New England, Inc. to install a new pole p2215-84 off Summer Street approximately 55 feet west of the centerline at the intersection of Pond Street and continuing approximately 23 feet in a southerly direction and the installation of a new anchor to be installed on state property along with a new span guy installed over Summer Street.

It was noted that the Tree Warden, Police Chief, and Highway Superintendent have all signed off with their approval.

Michael Roberts from National Grid was present and reviewed the scope of the project.

J. Tito asked if there was any public comment either in favor or against the proposed installation. There were no comments.

M. Costello made a motion to close the Public Hearing. Second, S. Pimental. Voted 4-0

M. Costello made a motion to approve the application. Second, S. Pimental. Voted 4-0

**Page Four**  
**Board of Selectmen, Meeting Minutes**  
**10/22/12**

**Action Item #3: October 29, 2012 Special Town Meeting Review of Warrant:** Town Moderator, William Cute, Town Clerk, Kathy Conti, and the Chairman of the Finance Committee Michael Deignan were present. W. Cute stated that he did not see any procedural issues, he has received the proposed motions and that he would be meeting with the Cub Scouts before the meeting so he encouraged anyone with questions to contact him at his home before Monday evening.

S. Pimental asked about the Valor Act article and there will be a line item in the FY14 budget to address this annual appropriation. M. Deignan stated the only problem from the Finance Committee was there did not appear to be an upper limit and there were no guidelines included with the Article.

Gene Campbell, from the Board of Assessors stated the annual allocation could be absorbed within the overlay surplus and treated in a similar way as other abatements.

**Action Item #4: Breed Expo, Inc. Request to Access Town Owned Property:** The Rehoboth Breed Expo, Inc. sent a letter requesting permission to have attendees of the annual Breed Expo exit Hobby Horse Farm using the access road behind the Anawan School for future events they may hold.

L. Botts raised several concerns and passed out a detailed list of those concerns, including the stonewall, the playground, trees. The abutters should be noticed and discussion should be postponed.

L. Botts made a motion to table this matter until November 19<sup>th</sup>. Second, M. Costello. Voted 4-0

**Action Item #2: 8:00p.m. Public Hearing – Classification of Land:** S. Pimental made a motion to open the public hearing. Second, L. Botts. Voted 4-0

A Public Hearing for Classification of Land and Legal Notice was placed in the Taunton Daily Gazette on October 15, 2012. Notice is hereby given in accordance with Massachusetts General Law Chapter 40, Section 56, relative to the Classification of Land for Taxation for Fiscal Year 2013, a public hearing will be held at the Rehoboth Senior Center, 55 Bay State Road, Rehoboth, MA on October 22, 2012, Monday evening at 8:00p.m. All interested parties are invited to attend.

Assessors Gene Campbell and Susan Taylor were present and reviewed the advantages and disadvantages of a split tax rate vs. a single tax rate. The Board of Assessors recommends a single tax rate for Rehoboth.

**Page Five**  
**Board of Selectmen, Meeting Minutes**  
**10/22/12**

J. Tito asked if there were any public comments in favor or against. There were not public comments in favor or against.

M. Costello made a motion to close the Public Hearing at 8:15p.m. Second, S. Pimental.

S. Pimental made a motion to have a single tax rate for the classification of land for taxation for FY13. Second, L. Botts. Voted 4-0

**Action Item #5: Petition from Trim Street Residents:** J. Tito reviewed the long history relative to this street acceptance and it would seem there are two options for the Board to consider. First, instruct the Highway Department to pave Trim Street. Second, determine if it is a public way and if the Planning Board views Trim Street as taken by "prescription."

It was agreed to get a copy of the Chapter 90 Streets and to investigate layout options.

S. Pimental made a motion to get a cost estimate to pave the road and to place the item back on the Selectmen's Agenda for November 19th. Second, L. Botts. M. Costello noted the road if approved as a public way could not be resurfaced until Spring at the earliest. Voted 4-0

**Action Item #6 South Rehoboth Fire Station Roof Bids:** S. Pimental reviewed the differences between the preliminary cost estimate and the final bid documents and noted the final bid was a scaled back project from what was originally proposed by Chaffee Roofing.

J. Ritter noted that he and the Building Inspector (who is a former roofer) met with the Contractor last Wednesday to review the scope of the project. M. Costello made a motion to award the bid for repair/re-shingling of the South Fire Station roof to J.J.S. Universal per their bid of \$17,000. Second, S. Pimental. Voted 4-0

**Action Item #7: Reserve Fund Transfer Request from the Treasurer:** S. Pimental made a motion to approve the request for \$234.12 Reserve Fund Transfer request from the Town Treasurer fund to be transferred into line 019133-57000 Unemployment. Second, L. Botts. Voted 4-0

**Action Item #8: Council on Aging Formula Grant:** L. Botts made a motion to approve and authorize the Chairman to sign the Council on Aging Formula Grant Contract for \$15,869.00. Second, S. Pimental. Voted 4-0

**5.0 OLD BUSINESS**

**Action Item #1: Local Broadcast Access Update:** Derek Rousseau, Chairman of the Local Cable Committee was present and reviewed Phase I to improve cable access infrastructure. S. Pimental asked about Phase II in the upgrades forecasted for the town Offices and if those upgrades were primarily equipment and if that equipment could be relocated if the building were no longer used.

D. Rousseau stated that it would be easy to move the equipment.

S. Pimental made a motion to approve the expenditure of \$14,971 from the Local Access Budget to implement Phase I of the upgrade. Second, L. Botts. Voted 4-0

**6.0) OTHER BUSINESS:** None

**7.0) OPEN PUBLIC FORUM:** None

**8.0) BOARD OF SELECTMEN REPORTS L.** Botts stated she was really pleased that someone took on the clean-up of the Perryville Dam. S. Pimental outlined some issues for the capital plan such as the need to get total mileage, and condition of each vehicle. Also, she reviewed the legal bills and noted that REPAC expenses exceed \$86,000; Kopelman & Paige charged the town for attending town Meeting.

M. Costello stated that Reservoir Road has been repaved. However, we will have to hold on Plain Street until the Spring. The request for a brush hog was turned down by the State by using Chapter 90 funds, but we are looking at alternatives.

**9.0) Executive Session – None**

**10.0 ADJOURNMENT:** S. Pimental made a motion to adjourn the meeting at 8:43p.m. Second, L. Botts. Voted 4-0

Respectfully submitted,

J. Jeffrey Ritter  
Town Administrator