



Office of  
**SELECTMEN**  
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**BOARD OF SELECTMEN**  
**MEETING, TUESDAY, OCTOBER 9, 2012**  
**MEETING MINUTES**  
**GLADYS I. HURRELL REHOBOTH SENIOR CENTER**

Present: Selectman, Michael Costello, Vice Chairman; Selectman, Susan Pimental, Clerk; Selectman, Donald Leffort, and Selectman, Lorraine Botts

Also Present: Jeff Ritter, Town Administrator

Absent: Joseph Tito, Donald Leffort departed the meeting at 7:30p.m.

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

**Executive Session:** At 6:00p.m. on a motion by Selectman 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, parts (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; and (2) to conduct strategy sessions in preparation for negotiation with nonunion personnel or to conduct collective bargaining sessions or contract negotiation with nonunion personnel.

Topics of discussion: Verizon NE vs. ToR; MassCop 209 Contract Negotiations; Fire Chief Contract; Casey vs. ToR; REPAC vs. ToR; Krasninaski vs. ToR

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

At 7:25p.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; Leffort – Aye; Voted 4-0

( D. Leffort departed the meeting)

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

**2.0) Consent Agenda**

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**Warrants:** M. Costello read the weekly expense and payroll Warrants. S. Pimental made a motion to approve and sign Warrants 13-13A, \$18,448.34, Withholdings; and 13-14B \$83,939.18 Payroll; and 13-14, \$112,460.71, Invoices. Second, L. Botts. Voted 4-0

S. Pimental asked that the payment to Kopelman & Paige be held and for J. Ritter to prepare a brief spreadsheet showing local access revenue and expenses.

**Minutes:** S. Pimental made a motion to approve and release the meeting minutes from April 3, 2012. Second, L. Botts. Voted 3-0.

S. Pimental made a motion to approve and release the meeting minutes from August 27, 2012. Second, L. Botts. Voted 3-0.

S. Pimental made a motion to approve and release the meeting minutes from September 4, 2012. Second, L. Botts. Voted 3-0.

S. Pimental made a motion to approve and release the meeting minutes from September 10, 2012. Second, L. Botts. Voted 3-0.

S. Pimental made a motion to approve and release the meeting minutes from September 24, 2012. Second, L. Botts. Voted 3-0.

**3.0) Open Forum – Announcements** – Bud Fagundes was present and spoke about the upcoming CERT training that will start tomorrow for the next nine (9) weeks. There are twenty (20) available spots for any citizen who is interested in the citizen volunteer corps.

M. Cosetllo noted that the Board received an invitation to Bristol County Agricultural High School Centennial Courtyard Ribbon cutting Ceremony on October 20, 2012 at 12:00 noon.

S. Pimental noted the Garden Club will hold a meeting on October 15, 2012 at 11:00a.m. at the Carpenter Museum and the program will be “Creating Pressed Flower Note Cards.”

M. Costello said the next regular meeting of the Board of Selectmen would be on Monday, October 15, 2012 at the Senior Center at 7:30p.m.

L. Botts stated that the Senior Center Bazaar would be on October 20<sup>th</sup>.

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**Town Administrator's Report:** J. Ritter reported that the 32B Insurance Advisory Committee met on September 27<sup>th</sup> with the town's insurance advisor Ginger Hastings from Group Benefit Strategies. The Committee discussed adjustments to employee co-payments and deductibles. A follow-up meeting will take place on Thursday, October 25<sup>th</sup> at 2:00p.m.

The was a Department Heads meeting on Thursday, October 4<sup>th</sup> at the Town Hall.

He reviewed the bid results of the South Rehoboth Fire Station Roof. The congratulated him and said what a wonderful human being Mr. Ritter is.

There will be an Open Space Design Workshop at the Lakeville Public Library on October 23<sup>rd</sup> between 4:00p.m. and 6:00p.m.

Responses from Department Heads have been received regarding the Town's Capital Improvement Plan. That item will be on the Agenda next week for further discussion.

The Information Technology Appropriate Use Policy has been sent to all employees, boards, committees and commissions. He thanked the Personnel Board for their help in get this policy ready to be issued.

The Surplus Equipment sale is on track with a sale date of November 9<sup>th</sup> projected.

There will be a shredding party of old documents next Monday around noon.

**4.0) NEW BUSINESS**

**Action Item #1: Discussion Re: FY2012 Audit & Free Cash Notification with Town Accountant Cathy Doane:** The Board welcomed Ms. Doane to the meeting. C. Doane reported the auditors had completed their work and had rated Rehoboth as a A+ client. Further, the Department of Revenue had certified the free cash number at \$1,484,503 which is a record amount for the Town. Last year Free Cash was certified at \$463,000. The higher amount is mostly due to a mild winter, local receipts are up, departments did a good job managing their budgets by returning over \$340,000 and reimbursements from Tropical Storm Irene all contributed to the increase number

S. Pimental asked about the increase in motor vehicle receipts. C. Doane that was most because residents were purchasing new vehicles.

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J. Ritter congratulated C. Doane, the Assessors, and the Treasurer/Collector for doing an outstanding job for the community and keeping the financial piece in good order. C. Doane said she was pleased.

**Action Item #2: Vote to Sign Addendum to Memorandum of Understanding Between the Town of Rehoboth and the Rehoboth Land Trust for a Conservation Restriction for Oak Hill Beagle Club, Inc.**: S. Pimental made a motion to approve and sign the Memorandum of Understanding. Second, L. Botts. Voted 3-0

**Action Item #3: Discussion Re: Signage Requests for Moulton Street and Plain Street/Horton Estates**: S. Pimental made a motion pursuant to the recommendation of the Rehoboth Police Department for the placement and installation of a "Hidden Driveway" sign prior to the driveway at 32 Moulton Street. This is response to a resident C. Russell Small at 32 Moulton Street. Second, L. Botts. Voted 3-0

S. Pimental made a motion to approve the signage request from the Horton Estates Condominium Trust for the installation of two signs warning traffic on Plain Street of cars entering and exiting the complex. Second, L. Botts. Voted 3-0

**Action Item #4: Vote to Establish a Gift and Bequest Account for Veterans' Service Department**: S. Pimental made a motion to authorize the Town Accountant to set up a gift and bequests account under the Veterans' Services Department for the acceptance of donation to that Department to assist veterans who do not qualify for other types of assistance. Second, L. Botts. Voted 3-0

**Action Item #5: Public Meeting: Roadway Order of Layout for Ashlynn Way**: S. Pimental made a motion to open the Public Meeting. Second, L. Botts. M. Costello asked if there was anyone to speak in favor or against the proposed layout and street acceptance of Ashlynn Way? There was no comments from the public.

S. Pimental made a motion to close the Public Meeting. Second, L. Botts. Voted 3-0

S. Pimental made a motion, whereas the Board of Selectmen of the Town of Rehoboth, acting pursuant to G.L. Chapter 82, Section 21-24, having deemed that common convenience and necessity requires the lay out as a public way of Ashlynn Way and hereby lays out Ashlynn Way as a public way as shown on the plan referenced below, and

Whereas the boundaries of said way as laid out are shown on a plan entitled South Woods Definitive Subdivision Roadway Plan No. 1 to "Plan for John DuVally" prepared by Caputo and Wick Ltd., 1150 Pawtucket Avenue, Rumford, R.I. 02916 dated September 4, 2003,

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Rev. November 25, 2002, Rev. May 27, 2005, Rev. October 5, 2005, Scale 1"=40', which plan was referred to the Planning Board and which plan is hereby adopted as part of this order, and all land laying within the above described boundaries of Ashlynn Way is hereby laid out as a town way and to sign the order of layout. Second, L. Botts. Voted 3-0

**Action Item #6 Public Meeting: Roadway Order of Layout for Key West Boulevard & Duval Street:** S. Pimental made a motion to open the Public Meeting. Second, L. Botts. M. Costello asked if there was anyone to speak in favor or against the proposed layout and street acceptance of Key West Boulevard & Duval Street.? There was no comments from the public.

S. Pimental made a motion to close the Public Meeting. Second, L. Botts. Voted 3-0

S. Pimental made a motion, whereas the Board of Selectmen of the Town of Rehoboth, acting pursuant to G.L. Chapter 82, Section 21-24, having deemed that common convenience and necessity requires the lay out as a public ways of Key West Boulevard and Duval Street and hereby lays out Key West Boulevard and Duval Street as a public ways as shown on the plan referenced below, and

Whereas the boundaries of said way as laid out are shown on a plan entitled Roadway As-Built/Acceptance Plan "Cedar Hill Estates: Key West Boulevard, Rehoboth, Massachusetts 02769 for The Community Bank, 1265 Belmont Street, Brockton, MA 02307 prepared by Insite Engineering Services, LLC, Scale 1"=40', dated October 14, 2011, which plan was referred to the Planning Board and which plan is hereby adopted as part of this order, and all land laying within the above described boundaries of Key West Boulevard and Dual Streets are hereby laid out as a town ways and to sign the order of layout. Second, L. Botts. Voted 3-0

**Action Item #7: Vote to Approve Requests for Amendment to Budget: \$6,400 Police Training Wages Overtime and \$3,000 Police Training Course Tuition:** S. Pimental made a motion to decrease the Police Department budget line item 012123-51310 Police Training Shift/Differential by \$6,400 and to increase 012123-51310 Police Training Wages Over Time by \$6,400. Second, L. Botts. Voted 3-0

S. Pimental made a motion to decrease the Police budget line item 012123-51420 Police Training Shift Differential by \$3,000 and to increase 012123-51920 Police Training Course Tuition by \$3,000. Second, L. Botts. Voted 3-0

**Action Item #8: Vote to Approve and Sign November 6, 2012 State Election Warrant:** S. Pimental made a motion to approve and sign the November 6, 2012 State Election Warrant the election will take place at all three precincts from 7:00a.m. to 8:00p.m. to cast votes for offices and ballot questions. Second, L. Botts. Voted 3-0

**Action Item #9 Vote to Approve and Sign October 29, 2012 Special Town Meeting**

**Warrant:** S. Pimental made a motion to approve and sign the October 29, 2012 Special town Meeting Warrant for posting. Second, L. Botts. Voted 3-0

**Action Item#10: Discussion Re: New Copier for Town Offices Building:** J. Ritter reviewed the status of the current copier at the Town Hall. He met with two providers and given the town recently made the last payment on another machine in the building we can reapply those funds to a new machine as a budget neutral proposal. S. Pimental made a motion to authorize J. Ritter to order the new machine which should translate into a budget savings. Second, L. Botts. Voted 3-0

**Action Item #11: Appointments: Stormwater, REMA, & Field Driver:** S. Pimental made a motion to appoint William McDonough as Fence Viewer and Matthew Bomes to REMA for a term from October 9, 2012 through June 30, 2013. Second, L. Botts. Voted 3-0

S. Pimental made a motion to appoint Matthew Habershaw to the Stormwater Committee for a term from October 9, 2012 through June 30, 2015. Second, L. Botts. Voted 3-0

**Action Item #12: Discussion Re: Reserve Fund Transfer for the Board of Assessors**  
**\$8,352.32:** Gene Campbell (Board of Assessors) was present and explained that this money was needed due a court judgment involving most communities in the Commonwealth. This would be the interest payment which can't come out of the overlay surplus account and it is unforeseen and an emergency in nature given the interest is compounding.

S. Pimental made a motion to approve and refer it to the Finance Committee a Reserve Fund transfer request for \$8,352.32 to be transferred into line 017503-59113 ATB Cases to pay the interest on the settlement of a FY2009 ATB case with Verizon New England. Second, L. Botts. Voted 3-0

**Action Item #13: Vote to Approve One Day Liquor Licenses:** S. Pimental made a motion to approve and grant a one day wine and malt liquor license to Newport Catering dba Glorius Affairs, 926 Aquidnick Avenue, Middletown, R.I. 02842 for a wedding event to be held at the Five Bridge Inn, 152 Pine Street, Rehoboth, MA on October 13, 2012 from 5:00p.m. – 11:00p.m. Second, L. Botts Voted 3-0

S. Pimental made a motion to approve and grant a one day wine and malt liquor license to Raffaele DeFusco, Ralph's Kitchen & Catering, 1418 Plainfield Street, Cranston, R.I. 02920 for wedding events to be held at the Five Bridge Inn, 152 Pine Street, Rehoboth, MA on October 14, 2012; October 21, 2012; October 27, 2012 from 3:00p.m. – 11:59p.m. Second, L. Botts Voted 3-0

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S. Pimental made a motion to reaffirm and ratify a e-mail vote to approve and grant a one day wine and malt liquor license to Raffaele DeFusco, Ralph's Kitchen & Catering, 1418 Plainfield Street, Cranston, R.I. 02920 for wedding events to be held at the Five Bridge Inn, 152 Pine Street, Rehoboth, MA on October 7, 2012 from 3:00p.m. – 11:59p.m. Second, L. Botts Voted 3-0

**Action Item #14: Vote to Approve Chapter 90 Reimbursement Request for \$167,885 for the Street Sweeper and \$158,202.15 for Stone Sealing of Various Roadways:** S. Pimental made a motion to approve and sign the Chapter 90 Reimbursement Request and the Final Report for stone sealing, sweeping and line painting for Brook, Peckham, section of Water, Reed, Lake, Winter and French Streets in the amount of \$158,202.15. Second, L. Botts. Voted 3-0

**5.0 OLD BUSINESS**

Action Item #1: Local Broadcast Access Update: S. Pimental stated the depositions have been scheduled however there were four no shows and two did complete their depositions

**6.0) OTHER BUSINESS: None**

**7.0) OPEN FORUM: None**

**8.0) BOARD OF SELECTMEN REPORTS:** L. Botts stated she was continuing to work on the Economic Development Committee. She attended the Rehoboth Business Association meeting last week as well as the Personnel Board meeting. The Senior appreciation luncheon awards ceremony was well attended.

S. Pimental asked for a spreadsheet showing the total revenue and expenses for the local access channel and to link it to the Town Counsel open issue.

M. Costello noted the retirement of the School Superintendent and asked about the status of the School Transportation bid. There is someone interested in serving on the CoA Board.

**9.0) Executive Session – None**

**10.0 ADJOURNMENT:** S. Pimental made a motion to adjourn the meeting at 8:34p.m. Second, L. Botts. Voted 3-0

Respectfully submitted,  
J. Jeffrey Ritter  
Town Administrator

