



Office of  
SELECTMEN  
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**BOARD OF SELECTMEN  
MEETING, MONDAY, DECEMBER 9, 2013  
MEETING MINUTES  
GLADYS L. HURRELL REHOBOTH SENIOR CENTER**

**Present:** Susan Pimental, Chairman; Joseph Tito, Vice Chairman; Lorraine Botts, Clerk; and Frederick "Skip" Vadnais

**Also Present:** Jeff Ritter, Town Administrator

**Absent:** Michael Costello

**Call to order at 6:55p.m.**

**Executive Session:** L. Botts made a motion to enter into Executive Session pursuant to G.L. Chapter 30A, Section 21, (1) to discuss the reputation, character, physical condition or mental health, rather than professional competence, of an individual, or to discuss the discipline of, or complaints or charges brought against, a public officer, employee, staff member or individual.

**Topics:** Personnel Issue

Second, J. Tito. Roll Call: Botts – Aye; Vadnais – Aye; Tito – Aye; Pimental – Aye. Voted 4-0

At 7:00p.m. J. Tito made a motion to return to open session. Second, S. Vadnais. Roll Call: Botts – Aye; Vadnais – Aye; Tito – Aye; Pimental – Aye. Voted 4-0

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

**2.0) Consent Agenda**

**Warrants:** S. Pimental read the weekly Warrants: 14-22A, Withholdings, \$16,488.82; 14-23, Invoices, \$29,344.93; 14-23B, Payroll, \$82,594.24. J. Tito made a motion to approve the weekly Warrants as read. Second, L. Botts. Voted 4-0

**Minutes:** J. Tito made a motion to approve and release the meeting minutes from November 12, 2013. Second, L. Botts. Voted 4-0

J. Tito made a motion to approve and release the meeting minutes from November 25, 2013. Second, L. Botts. Voted 4-0

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J. Tito noted that the Board voted to approve and release the Executive Session Meeting Minutes from September 13, 2005, Sessions I & II; and September 26, 2005 in Executive Session.

J. Tito also reported that the Board reviewed and voted to approve and hold for release Executive Session Meeting Minutes from November 12, 2013 and November 25, 2013.

**3.0 Open Forum – Announcements:** Fire Chief Robert Pray was present Fire Department Lieutenant Randy Larabee and Dorothy L. Beckwith Middle School student Jasmin Dickson. Lt. Larabee introduced the “Community at Risk Poster Contest.” This program is designed to promote fire safety and protection. J. Dickson won first place in Bristol County for her October drawing. The offered their congratulations and asked Jasmin to sign their calendars.

Chief Pray also reported there was another structure fire this morning that caused exterior damage to the home. It is important to have chimney’s inspected annually. S. Vadnais asked if an inspection could be made mandatory. Chief Pray stated that the only requirement current under the laws of the Commonwealth is to have an inspection completed upon the installation, after that it is up to the homeowner to make sure the chimney is cleaned.

William Saunders and Kenneth Abrams (Veterans Memorial Committee) were present and provided the Board with an update as to their progress. W. Saunders reported that electricity should be in place by the end of this week at the gazebo. The concrete forms were donated by the Mills family. Holiday wreaths were recently provided by Bonnie Kelley. They are planning to have a raffle this Spring and the Hamilton family has already donated a ride in their hot air balloon, the Committee will donate four or five bricks and a flat screen TV will be donated.

There was a recognition of Pearl Harbor Day on Saturday afternoon and Congressman Kennedy was present. John DuVally donated the temporary stairs.

S. Pimental noted the next regular meeting of the Board of Selectmen would be held on Monday, December 16, 2013 in the Senior Center at 7:00p.m.

**Town Administrator’s Report:** J. Ritter reported that on Tuesday he and Health Agent Robert Ashton did a site visit to the new solar installation on Tremont Street being built by Citizens Energy. They are also working to meet with Citizens at the landfill to possibly develop that location as well.

The Town was notified by the Department of Revenue that the 2014 tax rate has been approved and certified by the Bureau of Accounts. The new rate will be \$12.44 per \$1,000. The Assessors did a great job in getting this done in a timely fashion.

There was a Department Heads meeting last Thursday. The next meeting will be on Thursday, January 2<sup>nd</sup> and the Board is welcome to attend.

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The Town received three (3) proposals in response to the Request for Qualifications which was recently advertised for the Owner's Project Manager for the Public Safety Building renovation project.

The Zoning Bylaw Review Committee will be meeting tomorrow evening at 6:30p.m. at the Senior Center.

Regarding the proposed upgrade underway along Winthrop Street by National Grid. There will be an onsite meeting this Tuesday to review some preliminary proposals. National Grid will be coming back before the Board in January to provide an update.

The Economic Development Committee will be meeting on Wednesday at 11:45a.m.

The Personnel Board will hold a meeting with town staff regarding proposals to update certain personnel policies on Thursday afternoon at 2:00p.m. in the Town Hall. This is in anticipation of the Public Hearing scheduled for next Tuesday evening on the same subject.

Last week there was a site visit to Rt. 6 & Barney Avenue by the State's Chief Highway Engineer. The meeting was organized by State Representative Steven Howitt. The purpose of the meeting was to determine if a signalization light should be placed at that location. It was determined that due to the available traffic volume data and vehicle crash statistics that a traffic light can't be justified according to criteria established by Mass Highway.

**4.0) NEW BUSINESS**

**Action Item #1: Discussion with Cemetery Commission Re: Cemetery #35 on Providence Street Regarding Access & Approval to Use Highway Department:** J. Ritter reported that this item is not ready for discussion or action for the Board and more research is needed to better understand the Right of Way and easement issues.

L. Botts made a motion to table this issue until later date. Second, J. Tito. Voted 4-0

**Action Item #2: Request from the Town Clerk for Approval to Insert Town Calendar in Census Form Mailing:** L. Schwall, Town Clerk was present and reviewed with the Board a proposed 2014 calendar that would be inserted into the Census mailing. The estimated cost is about \$1,750 to print the calendar front and back which would also include telephone numbers of local officials and departments to assist the public.

S. Vadnais made a motion to approve the request including the use of \$1,750 for the printing. Second, J. Tito. Voted 4-0

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**Action Item #3: Vote to Approve Budget Amendment Highway Department \$404:** L. Botts made a motion to decrease budget line item 014212-51540 Highway Wages Sick Days by \$404 and to increase budget line item 014212-51410 Highway Wages Longevity by \$404. Second, J. Tito. Voted 4-0

**Action Item #4: Vote to Appoint Member to REMA:** S. Pimental noted that Jessica Leonard is not a resident of Rehoboth and can't be appointed unless the Board was to vote to waive bylaw requiring appointees to be a resident. The purpose of the bylaw is to allow for this to happen for extenuating circumstances.

L. Botts made a motion to waive the bylaw. Second, J. Tito for the purposes of further discussion.

Bud Fagundes, Deputy Director of the Rehoboth Emergency Management Agency was present and spoke on behalf of Ms. Leonard and noted that the REMA staff is not very deep and could use the skills and talents of Ms. Leonard. Especially during times of natural disasters. Further, having a female on the team would be a great asset.

S. Vadnais asked if Ms. Leonard would only be used during times when there was an emergency and if she could be considered a 2<sup>nd</sup> tier responder with a limited response expectations? B. Fagundes said they would put to work immediately to assist the EMS staff including planning for example developing a plan to work on making an accommodation for animals during an emergency.

Motion failed on a 1-3 vote (Botts). S. Vadnais stated this is not about the person but it is about the bylaw.

**Action Item #5: Vote to Appoint John Souza to the Public Safety Building Space Needs Assessment Committee:** J. Tito made a motion to appoint John Souza to the Public Safety Building Space Needs Assessment Committee for a term from July 1, 2013 through June 30, 2014. Second, S. Vadnais. Voted 4-0

**Action Item #6: Pole Hearing Key West Boulevard:** J. Tito made a motion to open the public hearing. Second, S. Vadnais. Roll Call: Botts – Aye; Vadnais – Aye; Tito – Aye; Pimental – Aye. Voted 4-0

Michael Parent from National Grid was present and reviewed the petition from Massachusetts Electric for the installation of approximately two hundred (200) feet of 1-3 conduit and connector in Key West Boulevard to service the newly subdivided lots.

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S. Pimental noted that the Highway Department, Police Department and Forestry have reviewed the petition and have submitted their approvals.

S. Pimental asked if there were any public comments. None was heard.

S. Vadnais made a motion to close the Public Hearing. Second, J. Tito. Roll Call: Botts – Aye; Vadnais – Aye; Tito – Aye; Pimental – Aye. Voted 4-0

S. Vadnais made a motion to approve the petition as submitted. Second, J. Tito. Voted 4-0

**Action Item #7: Discussion Re: Revenue Cost Savings Enhancement Designee:** S. Pimental reviewed the concept of designating a person to assist the Town in identifying opportunities for revenue enhancement such as working with non-tax paying non-profits to make payments to the Town. However, this person needs to have some designation from the Board in order to proceed.

S. Vadnais said he supports the concept with some structure to it and this person would have to report to J. Ritter on a regular basis. L. Botts asked about the status of the former Revenue Enhancement Committee. That Committee was no reappointed.

S. Vadnais made a motion to invite this person in to meet with the Board to further discuss expectations. Second, J. Tito. Voted 4-0 S. Pimental will provide the name.

**Action Item #8: Discussion Re: Approval to Submit Municipal Assistance Request to the Southeastern Regional Planning and Economic Development District (SRPEDD):** S. Vadnais made a motion to approve and submit an application for the FY14 Municipal Assistance grant program and to use SRPEDD's municipal assistance to create a map of aquifer zones 1-3 for the purposes of revising Rehoboth's Zoning Bylaws. Second, L. Botts. Voted 4-0

**Action Item #9: License Renewal for 2014:** J. Ritter stated there are two (2) action items. The first one deals with Rehoboth House of Pizza and the fact that the license has not been used. The other action item is the renewal of the licenses per the list in the Board's packet.

S. Vadnais said the Rehoboth House of Pizza is a well established business in town and he thinks we should give the owners every benefit of doubt and renew the liquor license that includes units 2 & 3. The Board agreed.

J. Tito made a motion to renew the following Common Victualler's licenses:

- \* Titan Donuts, Inc, DBA Dunkin Donuts, 227 Winthrop Street
- \* Krios Donuts, Inc. DBA Dunkin Donuts, 3 Park Street
- \* Jin Lin, China Gourmet, 503 Winthrop Street, Unit 6
- \* Anawan Club, 13 Gorham Street
- \* MFB Food, Inc. DBA Rehoboth House of Pizza, 503 Winthrop Street
- \* Anil Patel, REEMA Corporation, DBA Subway, 319 Tremont Street

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\* Anawan Grange, #221 P of H, 4 Bay State Road  
Second, L. Botts. Voted 4-0

J. Tito made a motion to renew the following Common Victualler's license:

\* SPCAP, Inc. DBA Honey Dew Donuts, 312 Tremont Street  
Second, S. Vadnias. Voted 4-0

J. Tito made a motion to renew the following Common Victualler's licenses and seven (7) day entertainment licenses:

- \* William Vigneau, Vino's Family Café, LLC, 503 Winthrop Street
- \* Crestwood Acquisition, Inc. DBA Crestwood Country Club, 90 Wheeler Street
- \* Priscilla D. Clark, Hidden Hollow Country Club, Inc., 30 Pierce Lane
- \* Norman E. Cotter, Pine Valley Country Club, Inc. 136 Providence Street
- \* Lawrence Cuppels, Cuppels, Inc, DBA Middlebrook Country Club, 149 Pleasant Street
- \* John Pellegrino, Sun Valley Restaurant, 329 Summer Street

Second, L. Botts. Voted 4-0

J. Tito made a motion to renew the following Common Victualler's license and seven (7) entertainment license:

\* American Legion Post 302, Inc. 84 Bay State Road  
Second, S. Vadnias. Voted 4-0

J. Tito made a motion to renew the following Common Victualler's licenses and seven (7) day entertainment licenses:

- \* Levon Kaian, Kaian Enterprises, DBA Plaza Pizza, 289 Winthrop Street
- \* Kenneth J. Foley, Kenlin Operations, LLC DBA Francis Farm, 151 R County Street  
(including 9 automated amusement devices)

Second, L. Botts. Voted 4-0

J. Tito made a motion to renew the following Junk (Antique) Dealers licenses:

- \* Ines & Valentim Mendes, Mendes Antiques, Rt. 44/52 Blanding Road
- \* Jerome P. Marques, Sleepy Hollow Antiques, 309 Winthrop Street
- \* Pauline Warren, Best Estate Sales DBA Grandma's Attic, 380 Winthrop Street
- \* Barbara Ennis, King Philips Trading Post, 509 Winthrop Street
- \* Guy R. Battle, Deer Run Antiques, 82 Pleasant Street

Second, L. Botts. Voted 4-0

J. Tito made a motion to renew the following Common Victualler's license:

\* Susan M. Pimental, Hillside Golf Club, LLC, DBA Hillside Country Club, 82 Hillside Avenue  
Second, L. Botts. Vote 3-0-1(Pimental abstained)

**5.0) OLD BUSINESS:**

**Action Item #1: Trash Containers:** L. Botts made a motion to table this matter until next week. Second, J. Tito. Voted 4-0

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**6.0) OTHER BUSINESS:** None

**7.0) OPEN PUBLIC FORUM:** None

**8.0) BOARD OF SELECTMEN REPORTS:** S. Vадnais noted that there were some talent bank forms from residents expressing interest in the Alternate position on the Zoning Board of Appeals. This matter should go on the Agenda for next week. Also, J. Ritter and Bob Ashton recently visited the animal shelter in North Attleboro and there are ongoing discussions about bringing the daily supervision of the animal control officer under the Police Department . J. Ritter provided a report on what was observed in North Attleboro.

L. Botts thanked everyone who sent cards regarding the recent passing of her mother.

J. Tito recognized a thank you note from the Cub Scouts. He will not be here next week and wished everyone a Merry Christmas.

S. Pimental read a summary of the recently filed law suit against the Town from Chris Morra and asked that the law suit be posted to the web site for the public to read.

**9.0) EXECUTIVE SESSION:** None

**10.) ADJOURNMENT:** J. Tito made a motion to adjourn the meeting at 8:25p.m. Second, L. Botts. Voted 4-0

Respectfully submitted,

J. Jeffrey Ritter  
Town Administrator

Approved 12/18/13