



Office of  
**SELECTMEN**  
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**BOARD OF SELECTMEN**  
**MEETING, MONDAY, AUGUST 12, 2013**  
**MEETING MINUTES**  
**GLADYS L. HURRELL REHOBOTH SENIOR CENTER**

**Present:** Susan Pimental, Chairman; Joseph Tito, Vice Chairman; Lorraine Botts, Clerk; Michael Costello and Frederick “Skip” Vadnais.

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

**Call to order at 6:02p.m.**

**Executive Session:** L. Botts made a motion to enter into Executive Session pursuant to G.L. Chapter 30A, Section 21 (3) to discuss strategy with respect to collective bargaining or litigation or pending 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; (6) to consider the purchase, exchange, lease or value of real property if the Chair declares that an open meeting may have a detrimental effect on the negotiating position of the public body.

**Topics:** 138 Chestnut Street, 295 Winthrop Street, Masscop 208 Grievance, Redway Plain Letter, REPAC Litigation, Kotch vs. Rehoboth, Dighton Rehoboth Regional School District v. Rehoboth, Godfrey v. Rehoboth.

Second, J. Tito. Roll Call: Botts – Aye; Tito- Aye; Vadnais – Aye; Costello- Aye; Pimental – Aye. Voted 5-0

At 7:03p.m. J. Tito made a motion to return to open session. Second, L. Botts. Roll Call: Tito – Aye; Botts – Aye; Vadnais – Aye; Costello – Aye; Pimental – Aye. Voted 5-0

**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. J. Tito made a motion to approve the weekly Warrants: 14-05A, Withholdings, \$17,863.18; 14-06, Invoices, \$314,010.70, and 14-06B, Payroll, \$80,372.77. Second, L. Botts. Voted 5-0

**Minutes:** J. Tito made a motion to approve and release the regular session meeting minutes from July 29, 2013 (as amended). Second, L. Botts. Voted 5-0.

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J. Tito made a motion approve and hold for release the Executive Session Meeting Minutes from July 22, 2013 and July 29, 2013. Second, L. Botts. Voted 5-0.

L. Botts made a motion to approve and release the Executive Session Meeting Minutes from January 9, 2012, September 10, 2012, and October 15, 2012. Second, J. Tito. Voted 5-0

**3.0 Open Forum – Announcements:** S. Pimental reported the next meeting of the Board of Selectmen will be held on Monday, August 19, 2013 starting at 7:00p.m.

S. Pimental recognized John Moriarty from the Rehoboth Lions Club. Mr. Moriarty announced the “Family Pig Roast,” to be held on Saturday, August 24<sup>th</sup> from 1:00p.m. – until 6:00p.m. at 95 Cameron Way. This is a private club holding a public event and all are welcome. The cost is \$20.00 per person. Last year, more than \$20,000 was returned to the community from the Lions Club. Mr. Moriarty provided his telephone numbers in the event someone wanted to purchase a ticket. He noted that this year a dunk tank had been donated and several well-known Rehoboth citizens had volunteered including the Chairman of the Finance Committee and the School Committee.

**Acting Town Clerk Laura Schwall re. Town Office Hours:** Ms. Schwall was present and presented her proposal to post a survey to the Town’s web site asking residents their opinions regarding keeping the Town Hall open on Wednesdays from 8m. – 8:00p.m. and closing on Friday mornings. S. Pimental suggested an additional question that should be added to the survey, would you conduct business on line if it were available.

S. Vadnais stated that as elected officials the Town Clerk may set the hours that he or she wishes. The Board did not voice any objection for the Acting Town Clerk to publish the survey.

**Town Administrator’s Report:** J. Ritter reported that today the Town received a check for \$37,430 as the second quarterly payment from Comcast in support of local access broadcasts. This item will be on the Agenda next to for the Board to formally accept the check.

The Town will hold a surplus equipment sale on Friday, October 25, 2013 and a list of equipment to be declared surplus and for sale will be presented at a future Board meeting.

Work on the Annual Audit has started and should be completed during the first week in September.

The first meeting of the Zoning Bylaw Review Committee was held last week and the next meeting is scheduled for this Thursday. J. Tito corrected J. Ritter and stated the next meeting will be on Tuesday, September 3<sup>rd</sup>.

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There are two (2) staff and volunteer training sessions scheduled for September. Computer training will be held in two (2) sessions, a morning session and an afternoon session on September 11<sup>th</sup>. AED training will be scheduled most likely on a Friday morning and an evening session at the Senior Center on the use of AED equipment. The training session will be conducted by Rehoboth Ambulance personnel.

Finally, J. Ritter reviewed agenda items for the next Board meeting on August 19<sup>th</sup>.

**4.0) NEW BUSINESS**

**Action Item #1: Vote to Appoint New Police Department Sergeant:** Acting Chief of Police James Trombetta was present and reviewed with the Board the process used during the promotional interviews including a panel which was used. The top candidate is Police Officer Brian Ramos.

M. Costello made a motion to appoint Brian Ramos to the position of Police Department Sergeant effective August 12, 2013 on a one year probationary period pursuant to the collective bargaining agreement for a term to expire on August 11, 2014. Second, J. Tito. Voted 5-0

**Action Item #2: Public Hearing Continuance – WigWam Village Auto Sales re. Class II Auto License:** J. Tito made a motion to reopen the continued Public Hearing. Second, L. Botts. Roll Call: Botts – Aye; Tito- Aye; Vadnais – Aye; Costello- Aye; Pimental – Aye. Voted 5-0

Present was Attorney Robert Fredericks, representing Jose and Maria Silveira and Robert Ashton, Health Agent.

R. Ashton provided the Board with an update on the property conditions. Most recently he was at the property (545 Winthrop Street) this morning and also met with Attorney Fredericks this afternoon onsite at 3:00p.m. He estimated that one hundred (100) tires had been removed and many of the vehicles but not all had been removed. Overall they have done a good job in cleaning up the property. However, there is still a lot of work to be done. It appears the Silveira's are focused on removing the vehicles.

Attorney Fredericks confirmed that about 256 tires had been removed along with 51 cars.

S. Vadnais asked why they have a Class II license when they are selling junk? Attorney Fredericks stated that it is difficult to assess the condition of cars and they are not selling parts.

M. Costello provided a copy of the recent police report prepared by Officer Brian Ramos in that the "Blue Book" was not present as required by law after several onsite visits over the years.

Attorney Fredericks confirmed that Maria Silveira kept the books and normally had it with her.

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Officer Ramos was present and confirmed that he had been there many times over the years and they have not been able to produce the blue book as required by law.

S. Pimental asked who signs the purchase sale sales agreements. M. Silveira stated she did.

S. Vadnais stated that pursuant to the General Laws of the Commonwealth the book is required to be onsite.

Attorney Fredericks stated they were seeking a thirty (30) day extension.

J. Tito stated he was not in favor of not renewing the license and he was not in favor of revoking the license, that leaves only one option and that is to suspend the license.

J. Tito made a motion to continue the Public Hearing until September 16<sup>th</sup>. Second, L. Botts. Voted 5-0

J. Tito made a motion to suspend the license for thirty (30) days or until September 16<sup>th</sup> at which time they are to return to the Board with a new update. Second, L. Botts. Voted 5-0

**Action Item #3: Vote to Approve Conservation Restriction to Rehoboth Land Trust for Knowles Parcel Map 45 Lot 42 Carpenter Street:** Adam Latham from the Rehoboth Land Trust was present and present to the Board a proposed Conservation Restriction on land owned by Jonathan & Caroline Knowles of 117 Carpenter Street. It was noted that the Conservation Restriction was reviewed and approved by the Conservation Commission on August 6, 2013. By approving the Restriction the Town would permanently protect the land which is an important goal of the State given the land borders 1,000 feet along the Palmer River.

M. Costello made a motion to approve the Conservation Restriction to the Rehoboth Land Trust pursuant to G.L. Chapter 184, Section 32. Second, J. Tito. Voted 5-0

**Action Item #4: Vote to Approve Proposal for Highway Department Salt Shed Project:** J. Tito made a motion to approve a proposal from Steven Nelson, Engineer, and Architects to complete the drawings for the proposed salt shed to be located at the Highway Department work is anticipated to start next Spring. Second, L. Botts. Voted 5-0

**Action Item #5: Vote to Approve Chapter 90 Project Requests for Wheeler Street for \$171,210 & River/Danforth/Perryville/Trim Streets for \$492,437.40:** J. Tito made a motion to approve a project request to District 5 Mass Highway to use \$171,210 in Chapter 90 funding for the reconstruction and engineering work to be completed on the Wheeler Street Bridge. Second, L. Botts. Voted 5-0

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J. Tito made a motion to approve a project request to District 5 Mass Highway to use \$492,437.40 for the resurfacing of River Street, Danforth & Trim Streets and Perryville Road. Second, L. Botts. Voted 5-0

**Action Item #6: Vote to Approve & Sign Engineering Services Agreement Between the Town and Greenman-Pedersen, Inc. for Wheeler Street Bridge Engineering Services:** J. Tito made a motion to approve and sign a contract between the Town of Rehoboth and Greenman-Pedersen, Inc. for the engineering services related to the reconstruction of the Wheeler Street Bridge over the Palmer River. Second, L. Botts. Voted 5-0

**Action Item #7: Vote to Approve & Sign DDIR Report for Wheeler Street:** M. Costello made a motion to approve and sign the Detailed Damage Inspection Report with revised amounts for the design and construction cost estimated for the Wheeler Street Bridge project. This action would help to ensure federal funding for the project. Second, J. Tito. Voted 5-0

**Action Item #8: Vote to Approve Budget Amendment for Facilities Maintenance Highway Department for \$500.00:** L. Botts made a motion to decrease budget line item 011873-52416 Board of Selectmen Facilities Maintenance Highway Repair by \$500.00 and to increase budget line item 011873-52126 Board of Selectmen Facilities Maintenance Highway Electric by \$500.00. Second, J. Tito. Voted 5-0

**Action Item #9: Vote to Increase Economic Development Committee from Six to Seven:** L. Botts made a motion to increase the members of the Economic Development Committee from six to seven with the new member representing the business community. Second, J. Tito. Discussion: J. Tito recommend that the reference to the Rehoboth Business Association be dropped and simply leave it as the business community in the wording of the charge. Voted 5-0

**Action Item #10: Vote to Approve One Day Liquor License for Rehoboth Lion's Club & Vote to Amend One Day License #13-10L:** J. Tito made a motion to approve a one day Wine & Malt License for the Rehoboth Lion's Club, Chuck Procopio for a Pig Roast to be held at 95 Cameron Way on August 24, 2013 from 1:00p.m. – 6:00p.m. Second, L. Botts. Voted 5-0

**Action Item #11: Vote to Approve Request to Change Name of Corporation for Class II Auto License Held by Crown Auto Truck Sales, Inc. to Riverside Service Corporation:** L. Botts acknowledged a request from Frank DeBonis, President/Manager of Crown Auto Truck Sales, and made a motion to approve the request to change the corporation name from Crown Auto Truck Sales, Inc. to Riverside Service Corporation for the Class II Auto License they currently hold, No. 13-8A at Fall River Avenue. Second, S. Vadnais. Voted 5-0

**Action Item #12: Chapter 32B Insurance Advisory Committee Appointment/Correction:** M. Costello made a motion to rescind the appointment of Bree Hoskins to the Chapter 32B

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Insurance Advisory Committee and to appoint Shayna Bennett effective July 1, 2013 through June 30, 2014. Second, J. Tito. Voted 5-0

**Action Item #13: Vote to Set Date for Special Town Meeting; Open Warrant; Set Date to Close Special Town Meeting Warrant:** J. Tito made a motion to hold a Special Town Meeting on Monday, October 28, 2013 starting at 7:00p.m. at the Dighton Rehoboth Regional High School Auditorium. Second, M. Costello. Voted 5-0

J. Tito made a motion to open the Special Town Meeting Warrant effective today August 12, 2013 and to close the Warrant on Thursday, September 12, 2013. Second, L. Botts. Voted 5-0

**Action Item #14: Vote to Waive Sign Fee for Veterans Memorial Sign on Redway Plain:** J. Tito made a motion to approve a request from the Parks Commission to waive the fees for the placement of a temporary sign on Redway Plain stating “Veterans Memorial Coming Soon.” Second, S. Vadnais. Voted 5-0

**5.0) OLD BUSINESS**

**Action Item #1: MBTA Advisory Board Appointment:** S. Vadnais made a motion to appoint Wendy Wolfe Cardarelli as a designee empowered to vote and speak for the Town of Rehoboth on the MBTA Advisory Board. Second, J. Tito. Voted 5-0

**6.0) OTHER BUSINESS:** None

**7.0) OPEN PUBLIC FORUM:** None

**8.0) BOARD OF SELECTMEN REPORTS:** S. Vadnais stated he was waiting for a written proposal from the Rehoboth Rescue regarding their response protocols in responding to animal rescues. The proposed “Humane Treatment of Animals Bylaw,” will not be ready for the Special Town Meeting Warrant. Finally, he brought up the issue of illegal signs placed within the right-of-way and they should be removed. J. Ritter will work with the Building Inspector to develop a response plan.

L. Botts stated she wanted to answer from the last meeting, and she would like to become an EMT but time constraints limit her ability to make that commitment. She noted the several organizations she is playing an active role in.

M. Costello noted a letter received from Paulette Angell with a proposal to turn 366 Winthrop Street into a community arts center. J. Ritter will respond.

S. Pimental questioned the encumbrances for the street acceptances and the \$7,000. J. Ritter will report back the Board on these items next week.

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Also, she provided a briefing on her recent meeting with Ray Medeiros, Rehoboth's representative on the School Committee and their interest in becoming more transparent. The Chairman of the Finance committee was present, Michael Deignan stated that the finance Committee has not had a chance to discuss the concept of an advisory committee. It was his opinion that the best way to influence school spending is to run for the School Committee.

M. Costello wished Richard Barrett (local access camera operator) a happy birthday.

**9.0) EXECUTIVE SESSION:** None

**10.0) ADJOURNMENT:** J. Tito made a motion to adjourn the meeting at 8:53p.m. Second, L. Botts. Voted 5-0

Respectfully submitted,

J. Jeffrey Ritter  
Town Administrator

Approved 8/19/13