



Office of
SELECTMEN
148 Peck Street
Rehoboth, MA 02769

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

BOARD OF SELECTMEN
MEETING, TUESDAY, SEPTEMBER 3, 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 7:00p.m.

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: 14-078, Withholdings, \$142,661.79; 14-09, Invoices, \$33,354.31, 14-09R Refunds, \$10,572.65; 14-09V Veterans, \$15,088.88 and 14-09B, Payroll, \$77,512.55. Second, L. Botts. Voted 5-0

Minutes: L. Botts made a motion to approve and release the August 26, 2013 meeting minutes. Second, S. Vadnais. Voted 4-0-1 (Tito).

L. Botts made a motion to approve and release the August 19, 2013 meeting minutes. Second, J. Tito. Discussion: S. Pimental stated that on page seven, the minutes should read, “to pay a fine of \$22,000 of which \$11,000 has been suspended provided the land is restored within three (3) years...”and that “Bob Materne had been vindicated...” Voted 5-0.

3.0 Open Forum – Announcements: S. Pimental reminded the viewing public about the Collier Country Strong Man competition on September 14th at Redway Plain and about the AED defibrillator training on Wednesday, September 11th starting at 6:00p.m. at the Senior Center and on September 17th at the Town Hall at 9:00a.m.

S. Pimental reported the next meeting of the Board of Selectmen will be held on Tuesday, September 9, 2013 starting at 7:00p.m.

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Town Administrator's Report: J. Ritter reported that he received a call from MEMA seeking backup information for the Town's claim regarding blizzard Nemo. All information has been submitted to MEMA including cancelled checks.

Annual Audit: Work has started and he anticipates the onsite office work will be completed this week.

Discrimination and Sexual Harassment Training: He completed this training with a member of the Personnel Board David Scanlon and plans to roll out the training webinar to all staff shortly.

Special Town Meeting: The Warrant will close next Thursday and anyone with an article should submit it to the Selectmen's office by noon on Thursday, September 12th.

Agenda for Next Week: The Board will be meeting at 6:00p.m. with the Gravel Committee, followed by a brief Executive Session at 6:30p.m. The Personnel Board has several policies that they would like Town Counsel to review. Those will be presented. Also, a review of the Special Town Meeting Warrant will take place next week.

4.0) NEW BUSINESS

Action Item #6: Appointment of Odete Lacourse to the Cultural Council: L. Botts made a motion to appoint Odete Lacourse to the Cultural Council for a term from September 3, 2013 through June 30, 2015. Second, J. Tito. Voted 5-0

Action Item #4: Vote to Reappoint Thomas Nicholson to Water Commission: L. Botts made a motion to reappoint Thomas B. Nicholson to the Water Commission effective April 1, 2013 through April 7, 2014 or until the next Town Election. Second, J. Tito. Voted 5-0

Action Item #5: Vote to Approve RFQ for Owner's Project Manager for Public Safety Building: M. Costello made a motion to table this item until next week allowing for more time to review the RFQ document. Second, S. Vadnais. Discussion: S. Pimental asked about the preliminary drawing and the need for sleeping quarters and a meeting room in the Fire Department area. M. Costello stated that those two items were removed from the preliminary drawings to save money but both areas would be roughed out on the second floor for future construction. Voted 5-0

Action Item #1: Public Hearing: Order of Taking by Eminent Domain of Trim Street: J. Tito made a motion to open the Public Hearing. Second, L. Botts. Roll Call Vote: Vadnais – Aye; Costello – Aye; Tito – Aye; Botts – Aye; Pimental – Aye. Voted 5-0

J. Ritter briefed the Board in that the streets were laid out by the Board of Selectmen and approved at Town Meeting. All abutters have been notified by certified mail and an

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advertisement has been published in the local newspapers as is required by law. The next step in the street acceptance process is for the Board to vote the Order of Taking and to file the paperwork at the Registry of Deeds.

S. Pimental asked for any public comments. Attorney Joel Votolato of the law firm McCorry and Gannon was present. He is representing his clients at 12 Trim Street and asked if any other land would be taken as a result of this action. M. Costello stated it was only the street area that was being taken.

Bruce Alderson, 68 Wilmarth Bridge Road was present and asked if his taxes would go down as a result of this taking. S. Vadnais stated he would have to discuss this with the Board of Assessors.

S. Vadnais made a motion to close the Public Hearing. Second, J. Tito. Roll Call Vote: Vadnais – Aye; Costello – Aye; Tito – Aye; Botts – Aye; Pimental – Aye. Voted 5-0

J. Tito made a motion to adopt the Order of Taking as approved by Article 20 at the May 13, 2013 Annual town Meeting, by eminent domain of the land consisting of Trim Street, as shown on Assessor's Map 31 for the purpose of the accepting the roadway as a public way, and further to award damages in the amount of \$0.00. Second, L. Botts. Roll Call Vote: Vadnais – Aye; Costello – Aye; Tito – Aye; Botts – Aye; Pimental – Aye. Voted 5-0

Action Item #2: Public Hearing: Order of Taking by Eminent Domain of Talbot Drive, Harvest Road, Jameson Drive and Abbey Lane: M. Costello made a motion to hold off on the Talbot Drive Order of Taking. Second, S. Vadnais. Roll Call Vote: Vadnais – Aye; Costello – Aye; Tito – Aye; Botts – Aye; Pimental – Aye. Voted 5-0

M. Costello made a motion to open the Public Hearing regarding the Order of Taking for Harvest Drive, Jameson Drive and Abbey Lane. Second, S. Vadnais. Roll Call Vote: Vadnais – Aye; Costello – Aye; Tito – Aye; Botts – Aye; Pimental – Aye. Voted 5-0

Harvest Road: S. Pimental asked if there were any public comments? None was heard. J. Tito made a motion to adopt the Order of Taking as approved by Article 18 at the May 13, 2013 Annual Town Meeting, by eminent domain of the land consisting of Harvest Road, as shown on a plan entitled "Roadway Acceptance Plan, Harvest Road in Rehoboth, Bristol County, Massachusetts," dated September 5, 2007, prepared by Gallagher Engineering, Inc. 35 Gallagher Place, Raynham, MA 02767 for the purpose of the accepting the roadway as a public way, and further to award in the amount \$0.00. Second, L. Botts. Roll Call Vote: Vadnais – Aye; Costello – Aye; Tito – Aye; Botts – Aye; Pimental – Aye. Voted 5-0

Jameson Drive: S. Pimental asked if there were any public comments? None was heard. J. Tito made a motion to adopt the Order of Taking as approved by Article 18 at the May 13, 2013

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Annual Town Meeting, by eminent domain of the land consisting of Jameson Drive, as shown on a plan entitled “As-Built Definitive Sub-Division Know as Jameson Drive, Tremont Place Dated July 23, 1990,” revised December 5, 1990, Barry R. McGee, P.L.S. 203 Chestnut Street, Rehoboth, MA, scale 1”=40’ for the purpose of the accepting the roadway as a public way, and further to award damages in the amount of \$0.00. Second, L. Botts. Roll Call Vote: Vadnais – Aye; Costello – Aye; Tito – Aye; Botts – Aye; Pimental – Aye. Voted 5-0

Abbey Lane: S. Pimental asked if there were any public comments? None was heard. J. Tito made a motion to adopt the Order of Taking as approved by Article 18 at the May 13, 2013 Annual Town Meeting, by eminent domain of the land consisting of Abbey Lane, as shown on a plan entitled “Street Acceptance Plan of Abbey Lane in Rehoboth, Massachusetts, prepared by E. Otis Dyer, R.P.L.S. dated February 29, 2008, scale 1”=40’ for the purpose of the accepting the roadway as a public way, and further to award damages in the amount of \$0.00. Second, L. Botts. Roll Call Vote: Vadnais – Aye; Costello – Aye; Tito – Aye; Botts – Aye; Pimental – Aye. Voted 5-0

Talbot Drive: J. Tito recused himself and stepped away from the Board. S. Pimental asked if there were any public comments? J. Tito stated he was pleased as a resident on Talbot Drive he was pleased the street was being accepted. L. Botts made a motion to adopt the Order of Taking as approved by Article 18 at the May 13, 2013 Annual Town Meeting, by eminent domain of the land consisting of Talbot Drive, as shown on a plan entitled “As-Built Acceptance Plan & Profile of Talbot Drive in Rehoboth, Bristol County, Massachusetts Prepared for: Oscar Squared, Inc. Richard O. Feodoroff, President, 54 Longmeadow Road, Taunton, MA 02780, dated May 12, 2004,” for the purpose of accepting the roadway as a public way, and further to award damages in the amount of \$0.00. Second, M. Costello. Roll Call Vote: Vadnais – Aye; Costello – Aye; Botts – Aye; Pimental – Aye. Voted 4-0

Action Item #3: Discussion with Interim Town Clerk, Laura Schwall Re: Mytown government.org System for Posting Open Public Meeting Notices: L. Schwall stated she would like to replace the traditional paper posting meeting notices on the front door of the Town Hall by using the Town’s web site, local cable access, and a telephone recording system. This approach is consistent with the Attorney General’s guidelines. However, a letter from the Selectmen to the Attorney General will be needed. The Board agreed that this would be a good approach and make Rehoboth more transparent.

S. Vadnais made a motion for the Board to approve the posting location from the front window at the Town Hall to the Town’s website, cable channel, and the use of a telephone recoding for residents to learn about public meetings. Second, L. Botts. Voted 5-0

L. Schwall also stated the survey is still available on the Town’s web site and that she would be holding office hours at the Senior Center once a month from 10a.m. – 11a.m.

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5.0) OLD BUSINESS

Action Item #1: None

6.0) OTHER BUSINESS: None

7.0) OPEN PUBLIC FORUM: Michael Deignan was present and updated the Board regarding operation clean sweep, Phase I. Removal of illegal signs along Rt. 118 North and from Seekonk to the Dighton line along Rt. 44 is now complete. He did not at this point in time take down any Rehoboth business signs.

Next week-end he will focus on the area south of Rt. 44. Citizen can call him at 401-555-5062 with concerns or complaints. Signs can also be retrieved at the Highway Department.

S. Vadnais reminded the public that a temporary sign application can be completed at the Selectmen's Office. M. Costello stated there is an ongoing issue with those painting and placing or painting signs on the pavement.

J. Tito stated that had to be cleared through the Police Department and Highway Department. There is a process that must be followed and no one is allowed to deface public property.

8.0) BOARD OF SELECTMEN REPORTS: S. Vadnais asked that a response letter be sent to Suzanne Withers regarding her concerns about National Grid removing trees near her property with a copy of that letter to the Tree Warden. M. Costello stated there are now two mowers on the road clearing the side of the roads of over grown brush. S. Pimental noted that she and the Finance Committee liaison to the Police Department met with the Acting Chief regarding the Capital Plan. Also, that the Town Accountant had prepared an inventory list of items and those who have not responded should do so immediately.

9.0) EXECUTIVE SESSION: None

10.0) ADJOURNMENT: M. Costello made a motion to adjourn the meeting at 7:56p.m. Second, L. Botts. Voted 5-0

Respectfully submitted,

J. Jeffrey Ritter
Town Administrator