

BOARD OF SELECTMEN
REGULAR SESSION
JANUARY 13, 2016

Members Present: David Parker, Nelson Almeida, David Andrade,
Michael Brady, David Viera

Town Administrator: Shawn E. Cadime

Chairman Parker opened the meeting at 7 p.m. followed by the Pledge of Allegiance and moment of silence.

He announced that, in accordance with M.G.L. Chapter 30A, Section 20, any person recording the meeting must notify the Chairman. The Board of Selectmen is recording audio and video.

Mr. Almeida announced that volunteers are needed on the Board of Health (2 Board of Selectmen appointment), Conservation Commission (3 BOS), Economic Development Committee (1 BOS), Energy Committee (1 BOS), Historical Commission (2 BOS), Property Tax Work-Off Committee (2 BOS), Zoning Board of Appeals (1 BOS), Permanent Building Committee (5 BOS), Finance Committee (1 Moderator), and Veterans Memorial Park Committee (2 BOS). Talent bank forms are available at Town Hall or on the website.

PRIORITY MATTERS

Consider and Sign the Purchase and Sales Agreement for Read Street Property

Mr. Cadime advised this was approved as Article 17 at the June 2014 Town Meeting.

A motion was made by Mr. Viera, seconded by Mr. Brady, and it was unanimously

VOTED: To approve the Purchase & Sales Agreement and Quitclaim
Deed for the Read Street property.

**Consider the Conditional Offer of Employment to Richard Habr to the Position of
Patrolman 3rd Class**

Chief Mace requested a conditional offer of employment be made to Richard Habr as patrolman 3rd class. Mr. Cadime recommended the appointment.

A motion was made by Mr. Viera, seconded by Mr. Almeida, and it was unanimously

VOTED: To extend a conditional offer of employment to Richard Habr as
patrolman 3rd class with the Seekonk Police Department.

Consider the Conditional Offer of Employment to Timothy Bartucca to the Position of Patrolman 3rd Class

Chief Mace requested a conditional offer of employment be made to Timothy Bartucca as patrolman 3rd class. Mr. Cadime recommended the appointment.

A motion was made by Mr. Viera, seconded by Mr. Almeida, and it was unanimously

VOTED: To extend a conditional offer of employment to Timothy Bartucca as patrolman 3rd class with the Seekonk Police Department.

Consider the Promotion of Patrolman Sean P. Dowd to the Rank of Sergeant

Chief Mace recommended the promotion of Patrolman Sean P. Dowd to the rank of sergeant.

Mr. Cadime concurred.

A motion was made by Mr. Viera, seconded by Mr. Brady, and it was unanimously

VOTED: To appoint Sean P. Dowd as Sergeant with the Seekonk Police Department.

Sergeant Dowd was sworn in by Chief Mace. His badge was pinned by his wife and his father, who is a retired lieutenant with the Braintree Police Department.

The Honor Guard and several police officers were in attendance.

Vote to Continue to Endorse Save A Pet Society

President Patricia Cloutier requested a letter of endorsement.

A motion was made by Mr. Viera, seconded by Mr. Andrade, and it was

VOTED: 4 Ayes; To endorse the Save A Pet Society.

Mr. Brady was not in attendance at the time of the vote.

Vote to Accept Gifts, Monetary and Tangible, Donated by Save A Pet Society to the Seekonk Animal Shelter During the Year 2016

President Patricia Cloutier advised this is a yearly request. It enables the Animal Control Officer to accept donations from Save A Pet.

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Mr. Cadime noted that, in accordance with M.G.L. Chapter 44, Section 55A, the Board of Selectmen must accept the donations.

A motion was made by Mr. Andrade, seconded by Mr. Viera, and it was unanimously

VOTED: To authorize the Animal Control Officer to accept donations and provide the Board of Selectmen a list of all donations.

Mr. Viera felt those giving the donations would not be properly recognized.

Chairman Parker noted it is only for gifts from Save A Pet.

At Mr. Cadime's request, the order of business moved to:

NEW BUSINESS

Discussion and Vote on Request for Roadway Opening of a Recently Paved Road: Newman Avenue for the Stone Ridge Subdivision Project

Mr. Cadime advised this is a follow up to action taken by the Board of Selectmen on April 22, 2015 regarding the opening of Newman Avenue.

Atty. Michael Levinson represented the developer. The Board approved the opening of Newman Avenue to connect water services to the subdivision. The developer and gas company want to bring natural gas into the subdivision. There is another request to open the roadway. Construction is due to begin this spring. The openings are in the same area but will not be done at the same time.

Chairman Parker wanted to make sure the bond is in place for repairs.

Mr. Andrade noted the previous cut was limited to a slight modification on the corner. This one will be across Newman Avenue.

Mr. Viera said the Board agreed on the water service for public safety reasons. This does not have anything to do with public safety. He noted the town's experience with the gas company has not been that great.

Chairman Parker said the same stipulations would apply. There should be four years left on the bond.

Mr. Almeida said a resident had suggested going under the road.

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Mr. Viera mentioned that Joe Velardo was in attendance. With his experience in construction, he had mentioned there is a way to cut the road and fix it without looking like it had been cut.

Mr. Viera felt a five-year guarantee is not enough.

Mr. Andrade explained a failure due to repairs will show up within that time.

DPW Superintendent David Cabral said he is opposed to it per the bylaw. This is Newman Avenue with a high volume of traffic. Initially, the request was for a 50 sq. ft. cut for water on Newman Avenue. They are looking for a cut on Walker Street. Both roads are under the moratorium. They are looking at a 4 by 300 ft. trench which is 400 sq. ft. He cannot speak favorably to it because it's cutting into a new roadway.

Mr. Andrade stated if they come across Newman Avenue to a triangular parcel they can excavate and go beneath Walker Street to make a connection without cutting the road. He is not sure if there is an easement or access that needs to be granted.

Mr. Cabral said he could set up a meeting with Columbus Gas.

A motion was made by Mr. Andrade, seconded by Mr. Almeida, and it was unanimously

VOTED: To indefinitely postpone discussion on the request to open a roadway to allow the developer and gas company to look at possible alternatives.

The order of business returned to:

PRIORITY MATTERS

Consider the Appointment of John J. Aubin III to the Position of Municipal Hearing Officer According to M.G.L. Chapter 148A

Mr. Cadime explained the Town has the ability to issue fines for code and fire violations. But, the Town needs to have a hearing officer. He recommended the appointment of Mr. Aubin, especially with his legal background and his knowledge in writing ZBA decisions.

According to M.G.L., a minimum stipend of \$2,500 is required for the hearing officer. The fines collected have to go to a special account and it goes for enforcement training and education of fire prevention officers and building inspectors. The hearing officer has got to go through training with the State.

Mr. Almeida questioned why this came up at this time. A former town administrator sat in as a municipal hearing officer so he assumed it would be Mr. Cadime. He asked if the appointment would only last while Mr. Aubin is employed by the Town.

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Mr. Cadime said he could appoint anybody as hearing officer. It makes more sense to appoint Mr. Aubin especially with his background.

Mr. Brady couldn't recall having a hearing officer for safety and fire code violations.

Mr. Aubin understood the last hearing officer was a former finance director.

Mr. Cadime recommended the appointment.

A motion was made by Mr. Viera, seconded by Mr. Almeida, and it was unanimously

VOTED: To appoint John Aubin III as hearing officer.

Mr. Aubin thanked the Board members and Mr. Cadime for the recommendation and appointment.

Consider the Appointment of Patricia Marino to the Position of Part Time Secretary to the Veterans Service Officer

Mr. Cadime recommended the appointment. He advised that Mr. Alexander and Mr. LaFlame had interviewed five applicants.

A motion was made by Mr. Almeida, seconded by Mr. Brady, and it was unanimously

VOTED: To appoint Patricia Marino as part time secretary to the Veterans Service Officer.

Prior to the vote, Mr. Almeida asked where she would be situated.

Chairman Parker said across the hall from the VSO in the Finance office with Ms. Coyle. He noted the VSO will be located in the senior center when it is completed

Mr. Cadime pointed out that would be under Phase II of the project.

In response to Mr. Viera's question, Mrs. Marino said she would continue to work at the library.

Mr. Cadime said he was not on the interview team and he didn't anticipate she would stay at the library.

Chairman Parker expressed concern because a person cannot hold two part time positions for the town.

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A motion was made by Mr. Viera, seconded by Mr. Andrade, and it was unanimously

VOTED: To rescind the appointment of Mrs. Marino.

A motion as made by Mr. Viera, seconded by Mr. Andrade and it was unanimously

VOTED: To indefinitely postpone the appointment of a part-time secretary for the Veterans Service Officer.

Consider, with Regret, the Resignation of Firefighter Matthew Adams

A motion was made by Mr. Brady, seconded by Mr. Almeida, and it was unanimously

VOTED: To accept, with regret, the resignation of Firefighter Matthew Adams.

Consider, with Regret, the Resignation of Firefighter Robert A. Doar III

A motion was made by Mr. Viera, seconded by Mr. Andrade, and it was unanimously

VOTED: To accept, with regret, the resignation of Firefighter Robert A. Doar III.

LICENSE HEARING

Change of Officers and Directors for Not Your Average Joe's

Mr. Cadime advised this is a change which requires the Board's approval and submittal to the ABCC for approval.

A motion was made by Mr. Almeida, seconded by Mr. Viera, and it was unanimously

VOTED: To approve the change of officers and directors for Not Your Average Joe's.

NEW BUSINESS

Consider the Approval of Tow Contract with All Mobile Towing

Mr. Cadime recommended the contract with All Mobile Towing to cover the north end for the Police Department. The Town would get \$32 per tow in FY'16, \$33 in FY'17, and \$34 in FY'18.

A motion was made by Mr. Almeida, seconded by Mr. Viera, and it was unanimously

VOTED: To approve the contract with All Mobile Towing.

Consider the Approval of Class II Motor Vehicle License for Reliable Motors

A motion was made by Mr. Viera, seconded by Mr. Andrade, and it was unanimously

VOTED: To approve the Class II motor vehicle license for Reliable Motors of 550 Central Avenue, contingent upon the provisions set forth by the Planning Board.

Mr. George Charbaji stated the Planning Board has approved the parking plan for 18 cars.

Mr. Andrade felt they do it only when there are concerns about the size of the lot.

Mr. Viera suggested the Planning Board stipulation of 18 cars should be printed on the license.

Consider the Approval of Granite Contract from Structural Stone, LLC

Mr. Cadime recommended awarding the contract.

A motion was made by Mr. Brady, seconded by Mr. Viera, and it was unanimously

VOTED: To approve the contract with Structural Stone, LLC for granite with initial disbursements of \$105,000 and accept the donation of one bench.

Consider the Approval of an Amusement License for National Entertainment Network for an Additional 3 Machines

A motion was made by Mr. Brady, seconded by Mr. Andrade, and it was unanimously

VOTED: To indefinitely postpone the request from National Entertainment Network.

Consider the Approval of the Tappe Architects Contract for the Library Facilities Study

Library Director Peter Fuller advised the Board of Library Trustees had allocated \$67,000 for this purpose from the LIG/MEG grant to be used for equipment and furnishings. Tappe is a premium library architect that has been involved with over 70 library projects and helped raise over \$37M in state grants.

A motion was made by Mr. Brady, seconded by Mr. Viera, and it was unanimously

VOTED: To approve the contract with Tappe Architects for the library facilities study.

Mr. Fuller said that Mrs. Marino is an excellent worker and he hoped it could be worked out.

Consider the Approval of Regular Session Minutes of December 30, 2015

A motion was made by Mr. Brady, seconded by Mr. Viera, and it was unanimously

VOTED: To approve the Regular Session minutes of December 30, 2015.

OLD BUSINESS

None.

COMMUNITY SPEAKS

Ms. Doreen Taylor raised questions about talent bank applications. She said the Veterans Memorial Park Committee needs extra help. She asked about the procedure for reviewing forms. She wanted to know if there were any forms on hand right now, if they expire, and are people notified.

Mr. Cadime stated that he has explained the process over the past several meetings. Forms are time stamped and put on his calendar for review. He forwards to the Board of Selectmen and the town moderator, if applicable. He interviews the individuals and determinations if the person is fit for the various positions and makes a recommendation to the Board. Forms are filed. He does not go back and review them because had he wanted to make a recommendation he would have put it forward to the Board.

Ms. Taylor asked how many interviews in the last three months.

Mr. Cadime said he would have to check his calendar.

Ms. Taylor asked about the requirement for a good fit.

Mr. Andrade explained if a talent bank application is submitted with multiple committees listed, that form would stay on file until there is a vacancy on a committee that is a good fit for that person.

Chairman Parker stated there are no qualified applicants for the openings read tonight. People have applied that are not recommended.

Ms. Taylor again asked how many interviews in the last three months.

Chairman Parker said she would get that information tomorrow morning.

Mr. John Alves asked for an update on the Old Town Hall.

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Mr. Cadime stated that Kopelman and Paige submitted follow up questions to the purchase and sales which he responded to. He is waiting for the redline draft.

Mr. Joe Velardo talked about the gas line going across on Newman Avenue. He suggested flowfill and infrared on top. It can be done the same day.

Mr. Cadime noted that Mr. Velardo was one of the people he interviewed.

OTHER BUSINESS

Discuss Other Topics not Reasonably Anticipated by the Chairman 48 Hours Before the Meeting

None.

TOWN ADMINISTRATORS REPORT

Mr. Cadime advised the work should start on the foundation for the public safety light the week of January 19th.

Asbestos abatement being done at the senior center site. Cable 9 will be filming at the location. It is exciting to see the project take shape.

BOARD OF SELECTMEN LIAISON REPORTS AND COMMENTS

School and Town Coordination Committee Report – Nothing.

Veterans Memorial Committee Liaison Report

Mr. Viera asked about the tree in front of the park.

Mr. Cadime advised that Mr. Cabral is having the tree service do additional work.

Mr. Viera asked for approval to send out letters to residents asking for donations to the Veterans Memorial Park.

Mr. Cadime will have a cost for that at the next meeting. There are approximately 4,000 households.

Mr. Brady said when he and Mr. Andrade get to meet with the School Department liaison he wants to inquire about special education services. He wants to know how much money the North School and Pleasant Street School is generating from the collaborative. The last information he got, it was a \$40,000 profit. The Town pays almost \$2M to the collaborative. The rent is \$200,000 to \$300,000.

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Chairman Parker advised the Annual Taste of the Town sponsored by the Kiwanis Club will be held on March 8, 2016. Tickets are \$30.

He said the electricity aggregation started this month. The cost of 9.49 cents is guaranteed for two years.

He wanted information for the next meeting on the one call system.

Chairman Parker congratulated Mr. Cadime, who was elected President of the Fall River City Council.

At 8:45 p.m. a motion was made by Mr. Viera, seconded by Mr. Brady, to go into Executive Session to conduct strategy sessions with respect to negotiations with the Superintendent of Public Works per M.G.L. Chapter 30A, Section 21(3) and to consider the approval of Executive Session minutes of December 30, 2015; not to return to Open Session.

The vote: Mr. Viera – Aye; Mr. Brady – Aye; Mr. Almeida – Aye; Mr. Andrade – Aye; Chairman Parker – Aye. He would not participate in executive session.

Respectfully submitted,

David Andrade, Clerk

Patricia Gamer, Secretary