



Office of
SELECTMEN
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**BOARD OF SELECTMEN
MEETING OF THE BOARD OF SELECTMEN
MONDAY, AUGUST 23, 2021
MEETING MINUTES
SELECTMEN'S MEETING ROOM, TOWN HALL**

Present: Selectman Frederick "Skip" Vadnais, Selectman Dave Perry, Selectmen James Muri, Selectman George Solas, Selectmen Michael Deignan and Assistant to the Town Administrator Cindy McDonough

Absent: Interim Town Administrator Deborah Arruda

6:00 Executive Session:

MGL CHAPTER 30A, §21 (2) To conduct strategy sessions in preparation for negotiations with nonunion personnel or to conduct collective bargaining sessions or contract negotiations with nonunion personnel; (3) To discuss strategy with respect to collective bargaining or 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.

Topics: MCOP Local 208 Grievance, Town Nurse Job Description & Contract

Call to Order at 7:00p.m.: The Board and the public participated in the Pledge of Allegiance to the Flag.

1.0) Consent Agenda

Warrant for August 23, 2021:

J. Muri motion to approve the Warrant for the week of August 23, 2021: 22-09B Payroll \$101,989.52; 22-08A Withholdings \$32,032.59; 22-08 Warrant \$2,989,998.99. Second by M. Deignan. Vote 5-0.

Minutes: Executive Minutes: none
Regular Minutes: none

Announcements:

The Next Selectmen's Meeting will be held on Monday, August 30 at 7 PM at Town Hall.

TOWN ADMINISTRATOR'S REPORT

The Treasurer's office is looking for a Temporary-Part-time Payroll/Office Clerk. We have received 2 applications so far.

Transfer Station is still looking for two Part-Time Monitors and Manager's Position

Highway Dept is looking for a Part-Time Seasonal Worker

Facilities Maintenance Supervisor is looking for a Full-Time Maintenance Technician

For more details, please visit the town website under "Employment Opportunities" and all interested applicants, please send in your application to the Board of Selectmen's office.

NEW BUSINESS:

Action Item (1): Vote to Approve First Amendment to Lease Agreement for Antenna Site-Industrial Tower and Wireless, LLC at 46 Martin Street-See attached for details

The Interim Town Administrator, Selectman Muri, and the IT Director have worked many months on this agreement with Industrial Tower. As these agreements were first established over 15 years ago, there were some modifications that had to be done. The changes that were made were based on a consultant's input from a few years ago to increase certain co-locaters to agree with the ongoing market. Starting in February 2022, the rent being paid to the town will increase from 2% to 3%, as well. Industrial Tower has been paying the town on a month-to-month basis since this agreement expired in 2019. This First Amendment will expire on February 1, 2034. At that point the Town will have to decide if they will like to put out an RFP for this location since the complete term of 30 years will have been reached at that point.

J. Muri vote to table the First Amendment to Lease Agreement for Antenna Site with Industrial Tower and Wireless, LLC at 46 Martin Street until next week. Second by M. Deignan. Vote 5-0.

Discussion:

Shayna Galinat from Industrial called at 6:22pm on 8/23/21 to ask for this not to be heard, that we please table the action item.

Action Item (2): Vote to Adopt "Order of Taking" for Temporary and/or Permanent Easements for Reed Street Bridge Project-See attached for details

At the Annual Town Meeting in May there was an Article in the Warrant pertaining to the Reed Street Bridge Project to appraise the properties in that area for either Temporary and/or permanent taking. The Highway Superintendent, his Administrative Aide, the Interim Town Administrator and Town Counsel along MassDOT have been working together on the next phase of the project. After the appraisals were done on the properties that will be affected by this project, 3 land owners were notified of either temporary land taking, permanent land taking or both. A letter was sent to the BOS from Mr. & Mrs. Perez that they were not satisfied with the process or the appraisal for their property.

D. Perry made the following motion:

Pursuant to the authority granted by G.L. c. 79, the Board of Selectmen has voted to:

Adopt the Order of Taking as approved by Article 20 at the May 11, 2021 Town Meeting, by eminent domain of interests in land consisting of three (3) permanent easements and one (1) temporary easement, all included and depicted on a plan entitled "Massachusetts Department of Transportation, Reed Street Over Palmer River Bridge, said plan prepared by Lamson Engineering Corp., and dated August 20, 2021 and recorded herewith (the "Plan"). The purpose of the Order of Taking will be to secure necessary construction, maintenance and roadway easements associated with a roadway, utility and bridge improvement project in the vicinity of Palmer River Bridge, Rehoboth, Massachusetts, including the construction and maintenance of roadway, utility and maintenance easements.

The specific easements, as shown on the Plan, and the ownership interests associated therewith are identified as follows:

- I. Two Permanent Easement identified on the Plan as PE-4 and PE-5, said easements located on Reed Street and containing approximately 521 square feet in total. The Board of Selectmen has moved to award damages in the amount of \$700.00 for said easement.
Property held by Bristol and Warren Water Works;
Bristol Registry of Deeds: Book 10329, Page 290
- II. A Public Utility Easement identified on the Plan as PUE-2, containing approximately 624 square feet, a temporary Easement identified on the Plan as TE-3, containing approximately 124 square feet, and a Temporary Easement identified on the Plan as TE-6, containing approximately 112 square feet, said easements located on Reed Street. The Board of Selectmen has moved to award damages in the amount of \$7,700.00 for said easements
Property held by Ruben W. Perez Jr. and Kim E. Perez;
Bristol Registry of Deeds: Book 7387, Page 0230
- III. Public Utility Easement identified on the Plan as PUE-1, said easement located on Reed Street, containing approximately 423 square feet. The Board of Selectmen has moved to award damages in the amount of \$1,200.00 for said easement
Property held by Kyle Seyboth;
Bristol Registry of Deeds: Book 26067, Page 108
With mortgagees:
People's United Bank, National Association
Bristol Registry of Deeds: Book 26067, Page 110

The motion was seconded by J. Muri. Vote 5-0.

Discussion:

No one was present to speak either for or against this action item.

M. Deignan made note that "Rehoboth" was spelled incorrectly on the plan.

Action Item (3): Vote to Approve Lisa Dias-Cabral-Temporary Tax Collector/Treasurer to be added to the DLS Gateway

In order for approvals and/or sign offs from the Treasures/Tax Collector's office to continue on the DLS Gateway Portal, Lisa needs a vote from the Board.

M. Deignan motioned to approve Lisa Dias-Cabral to create a sign in on the DLS Gateway Portal for future Town approval needs. Second by D. Perry. Vote 5-0.

Action Item (4): Vote to Ratify Approval of Quote for Comm-Tract for Fiber Optic Networking for 340 Anawan Street-See attached for details

During Selectmen's Updates last week, Selectman Solas motioned to accept a quote from Comm-Tract for the fiber optic network needs for 340 Anawan Street Building. This vote needs to be ratified as copies of the quotes were not available and the action was not on the agenda for discussion.

G. Solas motioned to ratify the approval of the Comm-Tract quote for \$5710 for fiber optic networking needs for 340 Anawan Street. And to allow the Director of IT to sign the quote. Second by M. Deignan. Vote 5-0.

Action Item (5): 7:30PM Public Pole Hearing for National Grid on Pond Street Pole # 5090-84-See attached for details

Al Galvin, design engineer, a representative from National Grid was present. The petition is to install new stub Pole # 5090-84 on Pond Street.

J. Muri motioned to open the Public Hearing for National Grid Pole # 5090-84 on Pond Street. Second by M. Deignan.

Roll Call vote: Vadnais, aye, Perry, aye, Muri aye, Solas, aye, Deignan aye.

Vote 5-0

Geraldine Shallcross of 117 Pond Street was present to ask questions regarding pole #2953 on her property.

D. Perry motion to close the Public Hearing:

Roll Call vote: Vadnais, aye, Perry, aye, Muri aye, Solas, aye, Deignan aye.

Vote 5-0

J. Muri motion to approve National Grid to install stub Pole 5090-84 on Pond Street Plan # 30363559. Second by M. Deignan. Vote 5-0.

M. Deignan motioned to recess for minutes until 7:45, the time of the next scheduled public hearing. Second by J. Muri. Vote 5-0.

Action Item (6): Vote to Appoint Gerald Schwall as Temporary/Part-Time Director of Finance-See attached for details

At last Monday's meeting the Board voted and signed an employment contract with Gerry as Temporary/Part-Time Director of Finance. Gerry will continue his work on Covid-19 related issues and reporting and will work with the Board on the ARPA Grant.

M. Deignan to appoint Gerald Schwall as Temporary/Part-Time Director of Finance, effective 8/16/2021-6/30/2022. Second by J. Muri. Vote 5-0.

The meeting reconvened at 7:45pm

Action Item (7): 7:45 PM Public Pole Hearing for National Grid on Summer Street Pole # 2871-1-84

Al Galvin, a representative from National Grid was present. The petition is to install new stub Pole # 2871-1-84 on Summer Street.

J. Muri motion to open the Public Hearing for National Grid Pole # 2871-1-84 on Summer Street: Second by D. Perry.

Roll Call: Vadnais aye, Perry aye, Muri aye, Solas aye, Deignan aye. Vote 5-0

There was no one present to speak for or against the action item.

J. Muri motion to close the Public Hearing. Second by M. Deignan.

Roll Call: Vadnais aye, Perry aye, Muri aye, Solas aye, Deignan aye. Vote 5-0

D. Perry motion to approve National Grid to install stub Pole 2871-1-84 on Summer Street Plan # 30363559. Second by M. Deignan. Vote 5-0.

Action Item (8): Vote to Close the Warrant for Fall Special Town Meeting

Last week on August 16th, the Board voted to open the November 13th 2021 Fall Special Town Meeting Warrant for articles and to close it on August 23rd at 4:00PM.

M. Deignan motion to close the November 13th 2021 Fall Special Town Warrant. Second by J. Muri. Vote 5-0.

M. Deignan motion to go into recess until 7:30pm, the time of the next scheduled public hearing. Second by _____. Vote 5-0.

Action Item (9): Discussion Re: Fall Special Town Meeting, with possible action taken

M. Deignan proposed cancelling the upcoming Special town Meeting citing the exorbitant cost and the lack of a legal need to conduct the meeting.

M. Deignan motioned to cancel Special Town Meeting. Second by D. Perry. Vote 5-0

Discussion ensued.

Selectmen's Reports:

Vadnais: no report

Perry: no report

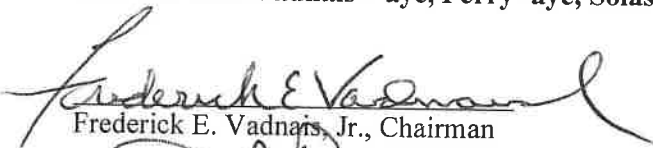
Muri: no report

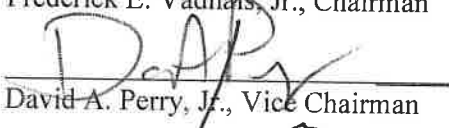
Deignan: Francis Farms is now the Department of Health Services

Solas: Board should be defining these new titles/departments. Should be whole board, not one person.

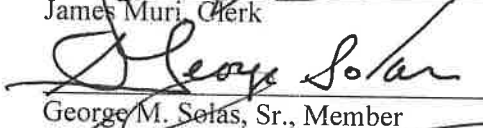
ADJOURNMENT: Selectmen J. Muri made a motion to adjourn the executive session at 8:28 PM. Second by M. Deignan.

Roll call vote. Vadnais – aye, Perry -aye, Solas – aye, Deignan – aye. (4-0)


Frederick E. Vadnais, Jr., Chairman


David A. Perry, Jr., Vice Chairman


James Muri, Clerk


George M. Solas, Sr., Member


Michael P. Deignan, Member

Respectfully Submitted,
Cindy McDonough

Approved: 1/18/2022