

Office of
SELECTMEN
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Rehoboth, MA 02769



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**BOARD OF SELECTMEN
MEETING MONDAY, December 5, 2016
MEETING MINUTES
GLADYS L. HURRELL REHOBOTH SENIOR CENTER**

Present: Frederick “Skip Vadnais, Chairman; Gerald Schwall, Vice Chairman; Susan Pimental, Clerk; Dave Perry, Member

Also present: Helen Dennen

1.0) Executive Session: At 6:15 p.m. S. Pimental made a motion to enter into Executive Session, 2nd by G. Schwall, pursuant to Massachusetts General Law, Chapter 30A, and Section 21; (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 (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 of Discussion: Potential Litigation; PILOT Agreement *

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

2.0) Consent Agenda

Warrants: S. Vadnais read the weekly Warrants; 17-22A, Withholdings, \$26,166.04; 17-23B, Payroll, \$81,030.02; 17-22 Invoices: \$99,465.72; 17-22V Veterans: \$9,647.97. S. Pimental made a motion to approve the weekly Warrants as read. Second, D. Perry. Voted 4-0

Minutes: None

3.0) Open Forum – Announcements:

- Next Selectmen’s Meeting will be on Monday December 12, 2016 at the Senior Center at 7PM.
- The Bristol Aggie students have an animal science team which competed in the FFA Competition and took first place in the entire nation.

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Town Administrator's Report:

- Good Energy prepared required report to DPU and sent out separate reports on behalf of Towns. The Town's Municipal Aggregation Program service has been provided by ConEd. ConEd has been bought out by Constellation. Residents electric bills will reflect the new name in about 3 months and they will also receive a letter of the change. We will also post the information on our website when we have confirmation of the date of change.
- Dave Lenart Dam Inspections has tentative plans to inspect dams on 12/14/16. The last Perryville Dam inspection was December 2011. Village Pond Dam is a non-jurisdictional dam due to its small size. It is the responsibility of the dam owner. Mike Costello and Leeann Bradley have both been informed. Conscom has agreed to pay the cost of the inspections.
- IT Committee met regarding mapping project. The Committee wants another month to review project.
- Department Head meeting discussed departments equipment and keeping track of it all. Need to update assets list for all departments. Obtain from Roberta and should be updated yearly.

4.0) NEW BUSINESS: Action Item #1: Jay Talerman

Jay Talerman present to discuss the dividing of his firm effective January 1, 2017.

Blatman and Brobowski are cutting their hours and time in the office to prepare for retirement. I (Jay Talerman) and several others from the firm have chosen to form our own firm. It will consist of six attorneys.

On a motion made by S. Pimental, Second by G. Schwall it was voted to accept the new Town Counsel to be Mead, Talerman & Costa. All Vote 4-0

Jay Talerman stated he will forward new email addresses but the mailing address will be the same.

Action Item #2: 7:15PM Public Hearing – Wine & Malt Package/Convenient Store Liquor License Including Sundays

On a motion made by S. Pimental Second by G. Schwall it was voted to go into Public Hearing. Roll Call: Pimental – aye; Vadnais – aye; Schwall – aye; Perry – aye

Attorney Edward Gourke, Manager of Rehoboth Mini Mart; Hassan Mujtaba; president and Shaban Ashgar; manager also present.

Shaban Ashgar is also an owner and operator of several separate corporations.

Attorney Edward Gourke stated they the owners have taken STOP Training for education in no sales to minors. Hassan and Shaban had a violation back in 2005 and it was resolved quickly. The Board had some discussion regarding the ability of the Licensee to sell liquor in a proper manner. It was pointed out that they have a machine that identifies false drivers licenses. No abutters were present to speak.

On a motion made by S. Pimental Second by G. Schwall it was voted to close the Public Hearing. Roll Call: Pimental – aye; Vadnais – aye; Schwall – aye; Perry – aye

On a motion made by S. Pimental Second by G. Schwall it was voted to approve the application for a Wine & Malt Convenient Store Liquor License for Rehoboth Mini Mart, Inc. with hours

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Monday through Saturday 8AM – 11PM and Sunday's 10AM – 11PM to be forwarded to ABCC.
All Vote 4-0

Action Item #3: 2017 Fall Special Town Meeting

The Town Clerk would like to set the Fall town meeting date so it is displayed on the 2017 Census Calendar. Moderator Bill Cute would prefer not to have meeting on 10/23/16 or 10/30/16. The Board of Assessors would prefer 10/23/16 so that the tax rate can be set early as part of the DOR's Taxpayer Assistance Program.

On a motion made by S. Pimental Second by G. Schwall it was voted to set the Fall Town Meeting date for October 16, 2017. All Vote 4-0

Action Item #4: Records Access Officers

Town Clerk: Each Town needs to appoint a Records Access Officer.

On a motion made by S. Pimental Second by D. Perry it was voted to appoint the following as Records Access Officers for their departments effective 12/5/16 - indefinitely:

Helen Dennen – Selectmen's Office

Roberta Oliveira – Accounting

Linda Greaves – Assessors

Robert Ashton – Board of Health/ Nurse

John Kramer – Veteran's Agent

John Santos – Building Department

Leeann Bradley – Planning Board & Conservation Commission

Linda Sherman – Council on Aging

Frank Barresi – Fire Department

James Trombetta – Police Department

Michael Costello – Highway Department

Ryan DuVally - Zoning Board of Appeals

Rob Johnson – Animal Control Officer

All Vote 4-0

On a motion made by S. Pimental Second by D. Perry it was voted to appoint Town Clerk Laura Schwall as the Chief Records Access Officer effective 12/5/16 – until the end of her elected term
All Vote 3-0 (G. Schwall abstained)

On a motion made by S. Pimental Second by D. Perry it was voted to appoint the following records access officers effective 12/5/16 – until end of their elected terms:

Cheryl Gouveia – Treasurer's Office & Tax Collector; Rob Johnson – Tree Warden. All Vote 4-0

Action Item #5: Animal Control Job Descriptions

The job description has been reviewed by the Personnel Department.

Rob Johnson has a question regarding the Assistant Animal Control Officer Job Description. He does not feel they need 3-5 years experience. The Assistant Animal Control Officer is supervised by the Animal Control Officer. It will make it difficult to find someone applying for a part time position.

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On a motion made by S. Pimental Second by G. Schwall it was voted to amend Item B in Assistant Animal Control Officer Job Description from 3-5 years to 1-3 years' experience

On a motion made by S. Pimental Second by G. Schwall it was voted to adopt & accept final job descriptions for Animal Control Officer, Assistant Animal Control Officer, Animal Inspector & Assistant Animal Inspector as amended. All Vote 4-0

Action Item #6: LEPC Appointment

On a motion made by S. Pimental Second by G. Schwall it was voted to appoint Michael R. Costello to the Local Emergency Planning Board effective 12/5/16 – 6/30/17. All Vote 4-0

Action Item #7: Vickery Conservation Restriction

Jay Talerman has reviewed and approved this.

On a motion made by S. Pimental Second by G. Schwall, “We, the undersigned, being a majority of the Board of Selectmen of the Town of Rehoboth, Massachusetts, hereby certify that at a public meeting duly held on December 5, 2016, the Board of Selectmen voted to approve the foregoing Conservation Restriction from the Rehoboth Land Trust, Inc., to the Attleboro Land Trust, Inc., as being in the *public interest* pursuant to M.G.L. Ch. 184 § 32.” All Vote 4-0

Action Item #8: REMA Budget Amendment

On a motion made by S. Pimental Second by G. Schwall it was voted to approve budget amendment:

Account Number	Department	Increase	Decrease
012913-57110	REMA In State Travel	\$200.00	
012913-57340	REMA EMT Training		\$200.00

All Vote 4-0

Action Item #9: Reserve Fund Transfers

On a motion made by S. Pimental Second by D. Perry it was voted to approve requests for Transfer from the Reserve Fund as follows and forward to Finance Committee:

Into Line #:	Department	Balance in acct.	Amount of Transfer
012103-57140	Police Expense Registrations	\$5,347.00	\$6,000.00
012103-51960	Police Initial Equipment	\$1.70	\$3,643.06

All Vote 4-0

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Action Item #10: One Day Liquor License

On a motion made by S. Pimental Second by G. Schwall it was voted to approve the application for a One Day All Alcohol Liquor License for: Dean Botelho, Holy Ghost Brotherhood of Charity; 43 Broad Street, Rehoboth, MA 02769 for January 28, 2017 from 5PM – 10PM; transportation of liquor dates of 1/27/17 & 1/29/17. All Vote 4-0

Action Item #11: License Renewals

On a motion made by S. Pimental Second by D. Perry it was voted to approve the following licenses listed below effective 1/1/17 – 12/31/17;

LICENSE & LICENSEE	ADDRESS
Livery - Stephen L. Bolduc Xtreme Party Bus, LLC.	71 Fall River Avenue
Common Vic - Dean Botelho Holy Ghost Brotherhood of Charity	43 Broad Street
Common Vic/7 Day Entertainment- Priscilla D. Clark Hidden Hollow Country Cub	30 Pierce Lane
Common Vic/7 Day Entertainment - Jatinder Vij Dosanjh Group Inc. dba Apna Punjab	3 Park Street Unit2
Common Vic/7Day Entertainment - Lawrence Cuppels Middlebrook Country Club	149 Pleasant Street
Common Vic/7 Day Entertainment -Levon Kaian Kaian Enterprises dba Plaza Pizza	289 Winthrop Street
Common Vic/7 Day Entertainment Katherine Dingley Rehoboth Golf Course, Inc.	155 Perryville Road

All Vote 4-0

On a motion made by S. Vadnais Second by D. Perry it was voted to approve the following license effective 1/1/17 – 12/31/17;

LICENSE & LICENSEE	ADDRESS
Common Vic/7 Day Entertainment - Susan Pimental Hillside Country Club	82 Hillside Avenue

All Vote 3-0 (S. Pimental abstained)

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On a motion made by S. Pimental Second by G. Schwall it was voted to approve the following licenses below effective 1/1/17 – 12/31/17;

AUTO LICENSES	LICENSEE	ADDRESS
Class I	Bruce Brightman Motorsports Nation Massachusetts, LLC	514 Winthrop Street
Class I	Curtis R. Douglas CMI	157 Tremont Street
Class I	Bay State Truck & Trailer, Inc.	527 Winthrop Street
Class II	Frank DeBonis Riverside Service Corporation	40 Fall River Avenue
Class II	Edward Perry Family Auto	513 Winthrop Street
Class II	Manuel E. Salema Auto Sales of Rehoboth, LLC.	483 Winthrop Street
Class II	Glenn D. Andrews Seekonk Auto	57 Bliss Street
Class II	Steven C. Miranda Rehoboth Auto Center, Inc.	71 Winthrop Street
Class II	Johny & Sabah Elnemer US Financial Vehicles, LLC.	29 Fall River Avenue
Class II	Theodore Fournier Fournier Auto & Truck Sales, LLC	496 Winthrop Street
Class II	Brian, Cheryl, & Allen Viera Big Al's Used Cars	329 Tremont Street
Class II	William M. Colello B & B Equipment Sales, Inc.	75 Providence Street
Class II	Manuel L. Botelho Manny & Sons Auto Repair & Tire Center	2 Park Street
Class II	Andrew Gagnon Gagnon's Garage, Inc.	119 Winthrop Street
Class II	Antonio A. Oliviera Auto Show Sales & Service, LLC.	4 Falls Street
Class II	Manuel Borges Borges Auto Body & Sales	257 Anawan Street
Class II	Robert S. Dias Consolidated Truck & Equipment, Inc.	231 Plain Street
Class II	Suzanne Goulart Hornbine Enterprises, Inc.	509 Winthrop Street
Class III	Bernard Fagundes Jerry's Auto & Salvage	49R Summer Street
Class III	John Reed Reed's Junkyard, Inc.	199 Plain Street

All Vote 4-0

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Action Item #12: Chapter 61A Release

On a motion made by S. Pimental Second by G. Schwall it was voted to waive right to purchase;
3.32 acres off Mason Street – Map 1, Lot 26
21.34 acres off Mason Street – Map 1, Lots 25, 44, 45 & 46
All Vote 4-0

Action Item #13: January 23, 2017 Special Town Meeting

On a motion made by G. Schwall Second by S. Pimental it was voted to prepare & sign Warrant on December 19, 2016. All Vote 4-0

Action Item #14: Donation of Copier

Laura Schwall described color copier that was donated to the Town Hall. Does not have a maintenance contract. It can be picked up by the Highway Department.
On a motion made by S. Pimental Second by G. Schwall it was voted to accept donation of a color copier. All Vote 4-0

DEPARTMENT HEAD REPORTS

12/5/16 Selectmen's Reports:

Vadnais: none

Schwall: Laura and I were able to attend a luncheon for seniors at the Hillside Country Club. Thank you to Sue and all the volunteers, as well as the sponsors.

Pimental: none

Perry: We only have one Home Depot Card for the Town and I would like to put Mike Costello's name on the card to be able to pick up random items.

- Ron Whittemore, Don Welshman and myself will have a meeting with the Heating Company before starting the job at the Senior Center that will be scheduled sooner than later.
- The Generator work has been started and almost complete. The pad will be poured this week.
- The roof at the Town Hall will hopefully be started if the weather will cooperate. He needs above 40 degrees to do the work.

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- 5.0) **ADJOURNMENT:** Selectmen S. Pimental made a motion to adjourn the Regular Session Meeting at 8:20 PM., Second by Selectmen G. Schwall. Vadnais – aye; Perry – aye; Pimental – aye; Schwall – aye

Frederick E. Vadnais, Jr., Chairman

Gerald V. Schwall, Vice Chairman

Susan M. Pimental, Clerk

David A. Perry, Jr., Member

Respectfully Submitted,
Kelly J. Hathaway,
Interim Assistant Town Administrator

Approved 1/17/17