

BOARD OF SELECTMEN
JULY 25, 2018
REGULAR SESSION

Members Present: David Andrade, Nelson Almeida, David Viera, Michelle Hines, Chris Zorra

Town Administrator: Shawn E. Cadime

Chairman Andrade 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(f), any person recording the meeting must notify the Chairman. The Board of Selectmen is recording via audio and video.

BOARD AND COMMITTEE OPENINGS UPDATE

Mr. Zorra announced that volunteers are needed on the Board of Registrars (1 Board of Selectmen appointment), Capital Improvement Committee (1 BOS), Charter Study Committee (up to 6 BOS), Conservation Commission (2 BOS), Cultural Council (2 BOS), Energy Committee (2 BOS), Historical Commission (3 BOS), Human Services Council (1 BOS), Parks & Recreation (1 BOS), Property Tax Work-Off Committee (3 BOS), Recycling Committee (up to 4 BOS).

COMMUNITY SPEAKS - None.

PRIORITY MATTERS

Consider the Reappointment of James LaFlame as Veterans Agent

Mr. Cadime recommended the reappointment.

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

VOTED: To approve the three-year reappointment of James LaFlame as Veterans Agent.

Consider the Appointment of Patricia Dalton to the Cultural Council

Ms. Dalton was in attendance.

Mr. Cadime noted she had previously served on the Council.

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

VOTED: To appoint Patricia Dalton to the Cultural Council for a three-year term to expire June 30, 2021.

Consider the Reappointment of Steven J. Ladeira as Constable in the Town of Seekonk

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

VOTED: To reappoint Steven J. Ladeira as Constable in the Town of Seekonk, subject to submittal of current security bond to Town Clerk, as amended.

The motion was amended to include “subject to submittal of current security bond to Town Clerk.”

Consider the Conditional Offer of Employment to Manuel Salvador as a Truck Driver/Laborer for the Public Works Department

DPW Supt. David Cabral advised there were 85 applicants for the three positions. Two positions are vacant and the other is a new position. The screening committee interviewed six individuals. He recommended the following appointments.

Mr. Cadime recommended as stated by Mr. Cabral.

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

VOTED: To extend a conditional offer of employment to Manuel Salvador as a truck driver/laborer for the DPW, pending background check.

Consider the Conditional Offer of Employment to Steven Benoit as a Truck Driver/Laborer for the Public Works Department

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

VOTED: To extend a conditional offer of employment to Steven Benoit as a truck driver/laborer for the DPW, pending background check.

Consider the Conditional Offer of Employment to Jose Morais as a Truck Driver/Laborer for the Public Works Department

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

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VOTED: 4 Ayes; 1 Abstention; To extend a conditional offer of employment to Jose Morais as a truck driver/laborer for the DPW.

The vote: Mr. Viera – Aye; Mr. Zorra – Aye; Ms. Hines – Aye; Chairman Andrade – Aye; Mr. Almeida – Abstained.

Mr. Almeida said there is only one reference and it is a former boss.

Mr. Cabral said there is another reference.

Mr. Cadime noted the background checks are done through the Police Department.

Mr. Cabral expected to have them working by the first or second week of September.

Mr. Viera asked about seniority since they are all hired at the same time.

Mr. Cabral explained it would be in the order he presented candidates tonight.

Mr. Viera would like to see special consideration for town residents.

Mr. Cabral said he has a checklist for qualifications. There are some categories which would apply to residents.

PUBLIC HEARING

Consider the Request from Massachusetts Electric and National Grid to Install New Solely Owned Poles 1932-2 and 1932-3 and Support Anchor Rods by Wheeler School, 350-357 Walker Street, Seekonk, MA (continued from July 11, 2018)

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

VOTED: To open the public hearing at 7:16 p.m.

A representative from National Grid explained the poles are to provide service for the new lighting at Wheeler School ballfields. They have implemented provisions from the Conservation Commission.

No comments from the audience.

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

VOTED: To close the public hearing at 7:18 p.m.

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

VOTED: To approve the request from Mass. Electric and National Grid to install new solely owned poles 1932-2 and 1932-3 and support anchor rods by Wheeler School, 350-357 Walker Street, Seekonk, MA, with stipulations as submitted.

LICENSE HEARINGS

Consider the Request from Jeffrey Millette for a Class II Motor Vehicle License for Jeff Millette Auto Center, Inc. (JMAC) at 991 Newman Avenue

Mr. Millette was in attendance.

Mr. Cadime advised the ZBA had approved and the Planning Board looked at the site plan. There are eight Class II licenses left.

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

VOTED: To approve the Class II Motor Vehicle License for Jeff Millette Auto Center, Inc. (JMAC) at 991 Newman Avenue with no more than 35 cars. and that he submit proof of updated liability insurance.

In discussion prior to the vote, Mr. Viera noted the ZBA approved 35 cars. He felt it is a small lot for 35 cars. He would feel more comfortable with 20 cars.

Mr. Almeida said there was a public hearing and one abutter showed up to speak in favor.

Ms. Hines agreed that the lot is not big enough.

Mr. Millette said this has been approved by Zoning and the Planning Board. He intends to build a beautiful facility with a variety of cars to choose from.

Ms. Hines said the previous business at that location did not have much traffic. She asked what he plans to do since the location of the entrance and exit is a blind corner.

Mr. Millette said there are a couple of entrances that could be used. With respect to the 35 cars, there will be 25 on the lot, 7 under the canopy and 3 inside.

Mr. Viera reiterated that 35 is too many.

Mrs. Dalton asked about employee parking.

Mr. Millette responded there are two employees.

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Chairman Andrade didn't see the need to reduce to 20 cars.

Mr. Almeida requested a copy of the liability insurance.

Ms. Hines noted the Board is concerned that he stay within the 35 cars

Mr. Millette assured that he would do everything necessary.

Consider the Request for a Public Amusement/Entertainment License for David Sorgman to hold a Hawaiian Luau Event at the American Legion, 351 Fall River Avenue

Mr. Sorgman was in attendance.

Mr. Cadime advised this event is not sponsored by the American Legion. The Fire Department needs to have a detail because of the fire dancing.

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

VOTED: To put the matter on the floor for discussion.

Mr. Viera had concerns. The American Legion has two very narrow entrance/exits. Overflow parking would have to be across the street on Firefly property. That is a very dark area for people crossing the road and they would need to get a letter from the owner of the lot. The American Legion has patrons who need to have access to the building.

Mr. Sorgman said they will shuttle people from the Price Rite parking lot.

There will be no alcohol but Mr. Viera felt people could go in the Legion and get a drink or have it in their car. He would like to have two detail police officers and a cruiser – one police officer for the parking lot and one for crossing patrons.

Ms. Hines felt there should be more than one officer directing traffic. Mr. Sorgman would have to contact the Police Department to find out cost of details.

Mr. Sorgman would prefer to use the Firefly lot across from the Legion.

Ms. Hines suggested there should be a letter from the lot owner for every function at the Legion. She asked about insurance.

Mr. Sorgman said he doesn't have insurance but the American Legion has insurance.

A gentlemen who works with Mr. Sorgman felt the Legion would be responsibility for insurance.

Mr. Viera said the America Legion is only responsible for events sponsored by the Legion.

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

VOTED: To approve the public amusement/entertainment license for David Sorgman to hold a Hawaiian Luau at the American Legion provided there is a firefighter, two police officers, a cruiser, and a letter from the owner of the lot across the street.

Prior to the above vote, Mr. Viera motioned, seconded by Chairman Andrade, and it was

VOTED: 3 Ayes; 2 Nays; To include an amendment to limit to 200 people.

The vote: Mr. Viera – Aye; Chairman Andrade – Aye; Mr. Almeida – Aye; Ms. Hines – Nay; Mr. Zorra – Nay. Ms. Hines noted there is no way to enforce it.

The motion to include the 200 people restriction was withdrawn.

Mr. Sorgman stated he would be using upstairs inside the Legion.

Chairman Andrade said the entire conversation was predicated on the fact that everything was going to take place outside.

In that case, Mr. Viera said someone can get a drink and go outside. He added that alcohol is not allowed outside the Legion. He assured that he would be there to check.

Ms. Hines wanted to make sure liability is on Mr. Sorgman.

Capt. John agreed with the two police officers. The fire department could do a capacity check.

Consider the Request from Townsquare Media to Conduct an Insane Inflatable 5K on Saturday, August 11, 2018 at the Seekonk Speedway, 1710 Fall River Avenue

Mr. Viera questioned the address at Seekonk Speedway. He said it should be 1782 Fall River Avenue.

A motion was made by Ms. Hines, seconded by Mr. Zorra, and it was unanimously

VOTED: To approve the request from Townsquare Media to conduct an Insane Inflatable K5 with the stipulation that there is an inspection before the event and all food vendors have to apply for a certificate from the Board of Health.

Mr. Almeida felt they should have liability insurance.

OLD BUSINESS – None.

NEW BUSINESS

Discussion on Chapter 90 Road Improvements for 2019

DPW Supt. David Cabral listed the streets to be done next year:

Newman Avenue (Mill and Overlay) Brown Avenue to Micheletti's
Brook Street (Mill and Overlay) Pawtucket line to Newman Avenue
Pine Street (Full Depth Reconstruction) Cross Street to Brown Avenue
Pine Street (Stone Seal) Rehoboth town line to RR Tracks
Cole Street (Stone Seal) Fall River Avenue to Anthony Street
Donald Lewis Drive (Stone Seal)
Massasoit Drive (Stone Seal)
Colfall Street (Stone Seal)

Chairman Andrade thought there were issues with stone seal.

Mr. Cabral said the issue is not with stone field. There are two types. They are doing chip seal on residential streets. Rubberized application is done on roadways with heavy traffic. It holds up better.

Mr. Cabral said he will get notification out to residents that these streets will be done next year. He has a vendor that could do leveling course right now on Pine and Cole Streets.

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

VOTED: To approve the Chapter 90 road improvements for 2019.

In discussion prior to the vote, Mr. Viera asked about moratorium on streets that have stone treatment.

Mr. Cabral said there would be a moratorium once the stone seal is down.

Cole Street cost is about \$160,000 and Newman Avenue about \$265,000.

On another matter, Ms. Hines talked about a situation on Arcade Avenue near Scott Road. The sweeper was picking up loose stone.

Mr. Cabral checked. He said it is not uncommon. He expected work would be done before the start of school.

Consider the Option for Commercial Recreational Marijuana Sales

Town Planner John Aubin advised that he and Capt. Frank John presented materials at the Planning Board meeting in July. Additional information came in from the cannabis industry.

Town Meeting extended the moratorium until the end of this year. The Planning Board intends to conduct a work session on the regulations of the proposed by laws.

The Board of Selectmen should decide if the town want to pursue a referendum to authorize recreational marijuana in town.

Mr. Cadime said it would have to be a different ballot. It is possible to approved just cultivation and prohibit the recreational.

Mr. Aubin said Swansea is allowing cultivation. Attleboro is looking into the commercial sales.

Capt. John said the Police Department would like to see prohibition.

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

VOTED: To proceed with prohibition.

Consider the 2018 Housing Choice Grant Application

Mr. Aubin advised the application is to provide additional amenities for a playground park in the town hall area. The grant application has to be submitted by Friday at 3 p.m. If the grant is awarded, the town cannot apply for two years.

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

VOTED: To submit the application for a \$250,000 matching grant.

Consider Signing the Amended Conservation Restriction for Anne B. Jencks, Osamequin Farm, Map 22, Lot 35

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

VOTED: To sign the Amended Conservation Restriction for Anne B. Jencks, Osamequin Farm, Map 22, Lot 35

Consider Signing the Conservation Restriction for Anne B. Jencks, Map 23, Lot 21

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

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VOTED: To sign the Conservation Restriction for Anne B. Jencks, Map 23, Lot 21.

Mr. Almeida thanked Ms. Jencks for the gift and preservation conservation.

Consider Dates for the Annual Fall Town Meeting

Mr. Cadime noted the Board had voted to hold Town Meeting on the second Monday in November and the second Monday in May. The second Monday in November this year is the observance of Veterans Day. He recommended Monday, November 19th.

Mr. Viera said Veterans Day is always celebrated on the 11th of November, no matter what day it falls on.

Mr. Zorra suggested a Saturday to get more residents to attend.

Mr. Almeida said residents will show up if voting is important to them. It can be advertised on digital signs around town.

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

VOTED: To hold the Annual Fall Town Meeting on Monday, November 19, 2018.

Consider the Approval of Regular Session Minutes of June 27, 2018

Ms. Hines requested clarification on comments made by Mr. Viera at the bottom of page 2 of the June 27, 2018 minutes. She suggested that it should be noted that Chairman Andrade spoke in Portuguese to Ms. Lopes (page 5).

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

VOTED: To accept the Regular Session minutes of June 27, 2018, as amended.

Consider the Approval of Regular Session Minutes of July 11, 2018

A motion was made by Ms. Zorra, seconded by Ms. Hines, and it was

VOTED: 3 Ayes; 2 Abstentions; To accept the Regular Session minutes of July 11, 2018.

The vote: Mr. Zorra - Aye; Ms. Hines – Aye; Mr. Viera – Aye; Mr. Andrade – Abstained; Mr. Almeida – Abstained.

COMMUNITY SPEAKS – None.

OTHER BUSINESS

Discuss Other Topics Not Reasonably Anticipated by the Chairman 48 Hours Before the Meeting – None.

TOWN ADMINISTRATOR'S REPORT

Mr. Cadime advised a mandatory site visit was held last Friday for the animal shelter and another is scheduled for this Friday. An amendment was put out indicating it was mandatory to attend one

The attorney for the tribe sent an e-mail that the tribe will be turning the old town hall property back to the town.

BOARD OF SELECTMEN LIAISON REPORTS

Mr. Almeida mentioned the County Street Bridge in East Providence will be shut down on August 6 at 7 a.m.

Ms. Hines reminded residents of the Family Fun Day on Saturday, August 4, from 11 a.m. to 2 p.m. behind the Hurley Middle School. Volunteers are needed. She will be helping.

She stated that the Attleboro Dye Works Steering Committee met the previous night at the Seekonk Memorial Baptist Church to talk with abutters. They got a lot of information from people who lived in that part of town. Another meeting is tentatively scheduled for September 25th. Conservation Agent Jennifer Miller has posted information on the town's website.

Ms. Hines mentioned the Board of Health advisory re: blue-green algae at Ten Mile River, Turner Reservoir, and Omega Pond.

Chairman Andrade said it's been posted and circulated on Facebook.

Mr. Zorra mentioned the golf fundraiser and steak dinner on Saturday, August 4, to benefit the K-9 unit in memory of Gilly Ferreira.

At 9:17p.m. Mr. Almeida motioned, seconded by Mr. Zorra, to go into Executive Session to consider the purchase, exchange, lease or value of real property pursuant to M.G.L. Chapter 30A, Section 21(a)(6) as having discussion in open session would be detrimental to the bargaining position of the Town (351 Fall River Avenue) and to consider the approval of Executive Session minutes of June 13, 2018 and June 27, 2018.

The vote: Mr. Almeida – Aye; Mr. Zorra – Aye; Ms. Hines – Aye; Mr. Viera – Aye; Chairman Andrade – Aye. Mr. Viera will recuse him during Item 1.

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Respectfully submitted,

David Viera, Clerk

Prepared by:

Patricia Gamer, Secretary

Items Distributed at the July 25, 2018 Board of Selectmen Meeting

Talent Bank Form for Patricia Dalton – Cultural Council

Steven J. Ladeira – Request for reappointment as Constable

Application from Manuel B. Salvador for Truck Driver/Laborer position

Application from Steven G. Benoit for Truck Driver/Laborer position

Application from Jose E. Morais for Truck Driver/Laborer position

Documents from National Grid for poles at Wheeler School

Application for Class II Motor Vehicle License for Jeffrey Millette, 911 Newman Avenue

Documents for Public Amusement/Entertainment License for David Sorgman to hold Hawaiian Luau at American Legion

Application for Inflatable 5K at Seekonk Speedway

2019 Chapter 90 Road Improvements

Documents for options for Recreational Marijuana Commercial Sales

Grant Application for 2018 Housing Choice Grant

Amended and Restated Conservation Restriction – Osamequin Farm

