

**BOARD OF SELECTMEN
MINUTES OF MEETING
MARCH 29, 2012**

I. CALL TO ORDER BY CHAIRMAN

The March 29, 2012, Meeting of the Board of Selectmen was called to Order by Mr. Bramwell, Chairman, at 7:00 p.m., held in the First Floor Selectmen's Conference Room in the Municipal Center.

A. Roll Call: Mr. Bradford Bramwell, Chairman of Board of Selectmen; Mrs. Mary Steele, Vice-Chair; Mr. Timothy Giblin, Clerk; Mr. Robert Kimball; and Mr. Robert Salvo were present. Mr. Michael Yunits, Town Manager, was also present.

B. Pledge of Allegiance

II. WARRANTS AND MINUTES

A. Approve bills Warrant #58, dated March 29, 2012, in the amount of \$976,413.17
MOTION was made by Mr. Giblin to Approve bills Warrant #58, dated March 29, 2012, in the amount of \$976,413.17. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

III. LICENSES AND PERMITS

1. Application of Norton VFW Post 8049, 38 Summer Street, for two-day Poppy Drive, at Roche Bros. Supermarket, Produce Barn, CVS, St. Mary's and Sun Market, May 18th and May 19th, 2012

MOTION was made by Mrs. Steele to Approve the Application of Norton VFW Post 8049, 38 Summer Street, for two-day Poppy Drive, at Roche Bros. Supermarket, Produce Barn, CVS, St. Mary's and Sun Market, May 18th and May 19th, 2012, and to waive all fees. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

2. Application of Wheaton College, 26 East Main Street, for the John Mitchell Memorial 5K Road Race, using a section of Pine Street, on April 29, 2012, starting time 9:00 A.M. - 10:30 A.M. **Details required Per Chief of Police.**

Fire and Police Chiefs were spoken to and details are required per Police Chief.

MOTION was made by Mr. Giblin to approve Application of Wheaton College, 26 East Main Street, for the John Mitchell Memorial 5K Road Race, using a section of Pine Street, on April 29, 2012, starting time 9 A.M. - 10:30 A.M. *Details required Per Chief of Police. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

3. Application of The Martial Arts Connection, 41 Pleasant Street-#4, for Road Race, on June 23, 2012, 10:00 A.M. - Approx. 1:00 P.M. Details required per Chief of Police.

Fire and Police Chiefs were contacted and will require details. Route: Pleasant Street to No. Worcester to Sanlin Road (as well as smaller streets in that area) and to return to 41 Pleasant Street.

MOTION was made by Mr. Giblin to Approve Application of The Martial Arts Connection, 41 Pleasant Street-#4, for Road Race, on June 23, 2012, 10:00 A.M. - Approx. 1:00 P.M., and to waive fees. *Details required per Chief of Police. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

4. 7:30 P.M. HEARING – Application of Northeast Golf Properties, Inc. d/b/a Norton Country Club, Manager Jeffrey J. Carroll, for a modification of the licensed premises on its Common Victualer License to expose, Keep for Sale, and to Sell All Kinds of Alcoholic Beverages To Be Drunk On the Premises at 188 Oak Street, Norton, MA 02766, to include the sale of All Kinds of Alcoholic Beverages on its golf course from one beverage cart.

This agenda item is located on page three of these Minutes of Meeting.

IV. ANNOUNCEMENTS

. Rabies Clinic to be held on April 14, 2012 from 10-12 P.M. (\$13/per animal). Dog Licensing office will also be open on April 14, 2012.
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. Email received from Fire Chief Schleicher regarding dedication ceremony for new fire truck on April 14, 2012 at 10 a.m. at Fire Headquarters and also a new camera was acquired for Fire Dept. Dedication in honor of the late Fire Captain Al Briand. Coffee and pastries will be served also.
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. Notification per Police Chief Clark of a new Twitter account by Lt. Peterson and public can sign up for this.
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. Megan Coughlin (daughter of Brian Coughlin of Norton) is raising money for the Leukemia and Lymphoma/Myeloma Society and a Triathlon to be held on July 8, 2012 in which she will participate. Board was not sure if they could post on cable but more info can be obtained by calling 285-0210/Board of Selectmen's Office. Congratulations to Megan on this effort!

V. BUSINESS

A. NEW BUSINESS

1. 7:10 P.M. - John Freeman Re: Interview for appointment to the Conservation Commission

Mr. Freeman stated he served on the Town Manager Selection Committee. Also on inactive list for sheriffs office. He no longer hosts the local cable show. Mr. Freeman stated he attended a stewardship meeting held by Conservation Commission (ConCom) and saw this opening on Commission. He has experience with wetlands and experience with plans and served on Planning Board for a while and has

experience reading plans, etc. Experience with septic systems and what most rules are; building procedures and experience with land stewardship. He owns 25 acres and 18 or 19 are permanent conservation restriction on his family land. Leo Yelle Conservation area he is working on with forester to clear forest land. Desire to preserve land in private ownership. Wilderness Trust was referenced. He wants to encourage children to get outdoors. He said he thought of a few goals and spoke to Ms. Carlino, Conservation Agent, several times. He said ConCom, Board of Selectmen, and Water Dept. need to get involved as Mansfield Avenue gets salted and this salt goes into Reservoir. Same situation occurs at "Krickets Korner" on Route 123.

The Board thanked Mr. Freeman for coming in.

5. 7:30 P.M. HEARING – Application of Northeast Golf Properties, Inc. d/b/a Norton Country Club, Manager Jeffrey J. Carroll, for a modification of the licensed premises on its Common Victualer License to expose, Keep for Sale, and to Sell All Kinds of Alcoholic Beverages To Be Drunk On the Premises at 188 Oak Street, Norton, MA 02766, to include the sale of All Kinds of Alcoholic Beverages on its golf course from one beverage cart.

Mr. Giblin read aloud public hearing notice. On March 12, 2012 it appeared in the legal section of the newspaper.

Mr. Jeffrey Carroll, General Manager of Norton Country Club, was present, and spoke of inclusion of beverage cart service. Alcohol on course takes place on a regular basis but looking to monitor it more; more controls in place and it will be safer. Two to three rangers are on course at one time so it is easy to monitor. No beverage service at this point and will also be a revenue generator. All staff are TIP certified.

Mr. Kimball stated the TPC of Boston already does this. The Country Club would hold license and hold responsibility for clubhouse, etc., so it gives Town a bit more control. This is not something new. Mr. Kimball said he would be in favor of this.

Mr. Carroll reiterated it is revenue building as well as a control-method. A mobile unit with non-alcoholic beverages, snacks and alcoholic items.

Mr. Giblin asked if there were any problems in the past?

Mr. Carroll said concealment of alcohol has been a problem. He believed the Country Club has a great rapport with neighbors and they will let clubhouse know of any issues.

Mr. Nitkin Choksi of 4 Country Club Way, stated there was a cart easement through his property so he is most affected. He said since 2003 he has seen no problem. Concern with alcohol and food – a nuisance that comes with it. No fence and not protected.

Mr. Carroll asked what type(s) of nuisance?

Mr. Choksi said it makes it easier to now have alcohol which makes more of an impact.

Mr. Bramwell said there is alcohol on golf course already whether or not it is seen or unseen. This would provide more control/guarantee than in past.

Mrs. Steele said Mr. Choksi had a valid concern. If there are issues regarding this, she asked residents to please notify the Board as they approve license each year.

Mr. Carroll said he was glad to hear there were no incidents in the past in nine years. He urged residents to contact clubhouse if there were issues, whether it be alcohol-related or someone walking on private property, etc.

Mr. Giblin said responsibility is on Norton Country Club now. He reiterated what Mrs. Steele indicated to contact Board of Selectmen if any issues occur as it is a yearly license.

Mr. Giblin asked if there would be more personnel on staff for tournaments?

Mr. Carroll responded, yes, there would be more personnel.

Mr. Carroll said if anyone is loud or belligerent they could be taken off course (removed) and Board of Governors get immediately involved to see if suspension should occur, etc. Discussion ensued.

Mr. Giblin said this Board of Selectmen takes alcohol very seriously and he is sure Norton Country Club does as well.

Mr. Carroll said Norton Country Club takes alcohol very seriously. Golf etiquette must be used also.

Mr. Kimball assured Mr. Choksi that the Board of Selectmen now have more control. Norton has a strict policy on alcohol anyhow.

Mr. Carroll said their record is a clean record and speaks volumes on how serious they take alcohol, etc.

Mr. Howes said he lives behind the #2 tee-box and said he has a good relationship with the Clubhouse. He was originally negative on this issue but now has a positive feeling after listening to discussions, etc. 10-15% of people get rowdy drinking beer and now he knows he can call Clubhouse. There is urination concerns in woods and golfers go in private yards to fetch balls and some golfers try to tee-off from woods.

Mr. Carroll said there are restrooms out on course and there was talk of increasing restrooms on course.

Mr. Carroll said there are "Rules of Norton Country Club", however, it does not address traveling/walking on private property. The Club can look at shrubbery; fence is there.

Mr. Bramwell suggested to put rules on scorecard possibly (such as "please respect rights of our neighbors").

Mr. Carroll said the Country Club also advertises on actual golf cart as to where carts can /cannot travel.

Mr. Howes said he was now in favor of this license.

Resident of #20 Country Club Way, Rama Gorrepati, said he was more exposed to golf course and understands there will be control but is still afraid.

Mr. Carroll said some controls are in place; alcohol does exist now. Golfers will be escorted off course if necessary.

Mr. Giblin said one time per year license gets renewed; residents could contact Clubhouse and/or Board of Selectmen.

Mrs. Steele also mentioned they do not have to wait a year for license renewal.

MOTION was made by Mr. Kimball to close Public Hearing. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Kimball to approve Application of Northeast Golf Properties, Inc. d/b/a Norton Country Club, Manager Jeffrey J. Carroll, for a modification of the licensed premises on its Common Victualer License to expose, Keep for Sale, and to Sell All Kinds of Alcoholic Beverages To Be Drunk On the Premises at 188 Oak Street, Norton, MA 02766, to include the sale of All Kinds of Alcoholic Beverages on its golf course from one beverage cart. Second by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

2. 8:00 P.M. - Patrick Daly Re: Interview for appointment to the Conservation Commission

Mr. Giblin asked Mr. Daly what he would immediately address?

Mr. Daly said he would like people more educated/familiar with yard waste.

Mr. Giblin asked about community awareness?

Mr. Daly spoke of benefits of composting; disposal of clippings. Cable t.v. is great advertising.

Mr. Daly said he works with ConCom with golf course where he is employed. Stream runs across that property, and a \$2.5M pro shop facility built. Also he deals with bridges along with stormwater, and other similar expertise. Golf course where he is employed is 150 acres.

Mr. Kimball asked about Mr. Daly's relationship with Conservation organization in town in which he works and golf course?

Mr. Daly responded it was a good relationship and has testified in front of them. He spoke of spraying

of fungicides; herbicides, and soils. It is a working relationship of give and take. One of his abilities is to work with people.

Mr. Daly said Planning Board, Board of Selectmen, and Conservation Commission are boards where they can encourage businesses to come to Town. He will try to help out as much as possible.

Mr. Giblin spoke of getting a community awareness program going for whoever gets appointed; what can/cannot be done, etc. (working with homeowners and businesses). There are a lot of wetlands in Town but can work with businesses.

Mr. Bramwell said he would like to keep this appointment under advisement until next week's Board of Selectmen's meeting (next Thursday).

Mr. Giblin agreed and said there are two good candidates.

Mr. Kimball said Mr Freeman referenced State/Mass Highway placing a barn in area of Norton; what controls are in place on Main Street where runoff is going into?

Mr. Yunits said he could send an invitation to Mass Highway to discuss.

Mr. Salvo said that bridge is salted so much; and asked what it must be doing to bridge. They make a chemical that is biodegradable so Mass Highway can do same. "No Salt Area"; "Watershed Area" signs are placed in other areas in Massachusetts.

B. TOWN MANAGER'S REPORT

. Mr. Yunits stated surveyors were out on East Main Street/Route 123 for design of a sidewalk and a public hearing will be held in future.
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. New owners of Turtle Crossing project - meeting to occur Monday night at 7:30 p.m./ZBA meeting.
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. Notice yesterday received; roof project of J.C. Solmonese School, to put on fast track for renovation involving MSBA and hope is for 40-50% reimbursement. \$589,000 is project project cost.
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. \$27,175,000 for Norton High school project and these are good prices with subs and alternates involved. This is good news.
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. Mr. Yunits said construction industry is picking up somewhat. Attleboro Landfill capping and Mr. Dumont of Board of Health looking to finish capping and will have more more info forthcoming in future.
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Mr. Yunits said 182 Infantry Division-Paul Bradley and David Lee met with Veterans' Agent today. This is a bonus and they hopefully can come in and meet with Board eventually.
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Mr. Yunits stated he and Attorney Goldberg (Town Counsel) met with Inspector General's Office and

D-CAM as well as Attorney General regarding Hill Street property and auction and if allowance of Norton to go to auction and give Norton time for a town meeting. Hopefully a letter will be generated for a change of policy and hopefully in future this won't happen again. They also met with Senator Timilty afterward. Important that Norton receive 1) better notice and 2) towns can participate.

Mr. Kimball referenced assessment value and Norton being told they need to do their own appraisal is not correct. Once State determines value and has that figure, they need to go to Norton to say Norton has first option.

Mr. Kimball said usually Town does have right of First Refusal. Mr. Yunits is trying to change the law. Hill Street property is now gone.

Mr. Kimball asked Mr. Yunits to still send a strong message to State. Norton needs to take action. Need to raise the bar and take a stand on it. Rules need to change and still believe State reps, Senator Timilty to assist, and push envelope and find out details. Land on North Washington and Main Street was referenced. Norton needs to be more proactive while there is still an opportunity. Need to continue to push envelope on other parcel (Route 495 area).

Mr. Yunits said a stern letter from Town to be sent or a possible lawsuit.

Mr. Kimball said Norton was given first option at \$3M and to pay for the assessment.
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Mr. Yunits said Bill Lippincott is planning fireworks/festivities, etc., for Founder's Day and is currently looking for donations from businesses/residents, etc.

Mr. Lippincott, Sheri Cohen, and Ralph Stefanelli are some members leading this fundraising effort for Parks and Recreation. Authorization to raise money with donation-cans in community and a banner to be placed on Route 123. Saturday, June 23 from 5-9 p.m. is date of Founder's Day and more info will be provided in future.

Mr. Kimball said at the Board's next meeting they should discuss/take care of this and keep it rolling

C. APPOINTMENTS/RESIGNATIONS

1. Reappointment of Dorothy MacQuown as a Democratic member of the Board of Registrars effective April 1, 2012 to March 31, 2015

MOTION was made by Mr. Kimball to reappoint Dorothy MacQuown as a Democratic member of the Board of Registrars, effective April 1, 2012, to March 31, 2015. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

VI. SELECTMEN'S REPORT AND MAIL

Mr. Giblin said yesterday he met with Michael Epstein at Horizon Beverage's new facility. There has been a lot of progress and May 14 is anticipated date for warehouse to fully open, and office to move in later. He was excited about new building and the tour took close to two hours. Anyone from Board of

Selectmen can call him after that date to take tour, etc. There are large conference rooms at Horizon, so any type of additional space needed by Town for a conference room they could potentially utilize at that location.
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Mr. Salvo referenced yard waste and it would be beneficial to have a place made available to people instead of only on the last Saturday of the month. There is no place to take items like brush, leaves, yard clippings, etc., and having some site available at least on every Saturday would be ideal.

Mr. Bramwell suggested some pit-type of area possibly would be beneficial.

Mr. Salvo suggested the superfund site on Union Road would be a good location or location on John Scott Blvd.

Mr. Bramwell said this is worth pursuing. Conservation Commission opinion may be needed for various reasons. He asked Mr. Yunits to ask Conservation Commission (ConCom) Agent about this.

Mr. Yunits said he will meet with ConCom agent in two weeks and will discuss this topic.
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Mr. Kimball said agreement was found from May 1988, regarding Self-Help program involvement of \$1M from State to purchase Reservoir. It was agreed not just residents could use Reservoir and that is why Board would like boat ramp built. Everyone owns this Reservoir per document from Division of Conservation Services ("Self-Help"), and to be used for passive recreation (boating, etc.). It is a body of water Town agreed with State in which to allow public access. He will provide Board a copy of this document.
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Mr. Bramwell said he has received two of Town Manager evaluations. This evening, Mr. Yunits will do a self-evaluation. This will be discussed in a future executive session.

Mr. Salvo apologized he hasn't provided Mr. Bramwell with this evaluation yet.
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VII. NEXT MEETING'S AGENDA

Mr. Bramwell said Founders Day/Fireworks will be on the next agenda.

Mr. Giblin said Mr. Rich or Mr. Cox are planning to be present also for the next/future meeting regarding Campbell House, also.

VIII. EXECUTIVE SESSION

Re: To discuss strategy with respect to collective bargaining

IX. ADJOURNMENT

MOTION was made by Mr. Giblin to Adjourn at 8:52 p.m. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

Respectfully Submitted by:

**Janet A. Sweeney
Board of Selectmen – Recording Secretary**

**BOARD OF SELECTMEN
MINUTES OF MEETING OF
MARCH 29, 2012**

Bradford K. Bramwell, Chairman

Mary T. Steele, Vice-Chair

Timothy R. Giblin, Clerk

Robert W. Kimball, Jr.

Robert S. Salvo, Sr.

Date Approved:_____

Documents Distributed/Reviewed at March 29, 2012, Board of Selectmen Meeting

. Application of Norton VFW Post 8049, 38 Summer Street, for two-day Poppy Drive to be held May 18 and 19, 2012

. Application of Wheaton College, 26 East Main Street, for the John Mitchell Memorial 5K Road Race, to be held April 29, 2012

. Application of The Martial Arts Connection, 41 Pleasant Street-#4, for Road Race, to be held June 23, 2012

. Notice of Public Hearing, dated March 8, 2012, on the application of Northeast Golf Properties, Inc. d/b/a Norton Country Club sent to Attleboro Sun Chronicle from Town of Norton, and all associated documentation