

**BOARD OF SELECTMEN
MINUTES OF MEETING
JULY 26, 2012**

I. CALL TO ORDER BY CHAIRMAN

The July 26, 2012, Meeting of the Board of Selectmen was called to Order by Mr. Giblin, Chairman, at 7:00 p.m., held in the First Floor-Selectmen's Conference Room.

A. Roll Call: Mr. Timothy Giblin, Chairman; Mr. Robert W. Kimball, Jr., Vice-Chair; and Mr. Bradford K. Bramwell were present. Absent: Mrs. Mary T. Steele and Mr. Robert S. Salvo, Sr., Clerk. Mr. Michael Yunits, Town Manager, was also present.

B. Pledge of Allegiance

II. WARRANTS AND MINUTES

A. Approve bills Warrant #4, dated July 19, 2012, in the amount of \$905,290.92

MOTION was made by Mr. Kimball to Approve bills Warrant #4, dated July 19, 2012, in the amount of \$905,290.92. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

B. Approve bi-weekly payroll for the period ended July 21, 2012, Warrant #5, dated July 26, 2012, in the amount of \$480,176.92

MOTION was made by Mr. Kimball to Approve bi-weekly payroll for the period ended July 21, 2012, Warrant #5, dated July 26, 2012, in the amount of \$480,176.92. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

C. Approve bills Warrant #6, dated July 26, 2012, in the amount of \$1,589,715.23.

MOTION was made by Mr. Kimball to Approve bills Warrant #6, dated July 26, 2012, in the amount of \$1,589,715.23. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

D. Approve Minutes – April 12, 2012

MOTION was made by Mr. Kimball to approve the Board of Selectmen Minutes of Meeting, dated April 12, 2012, as written. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

III. LICENSES AND PERMITS

1. Application of Diane L. Hines for a one-day beer and wine license to be utilized at Everett Leonard Park, August 4, 2012, 3:00 – 8:00 P.M., for private party

It was noted no detail was required and was signed off by Police Chief Clark.

MOTION was made by Mr. Kimball to approve the Application of Diane L. Hines for a one-day

beer and wine license to be utilized at Everett Leonard Park, August 4, 2012, 3:00 – 8:00 P.M., for private party, with no detail officer required per Police Chief. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

2. 7:30 P.M. HEARING – Application for a transfer of ownership of the Common Victualer License to Expose, Keep for Sale, and to Sell All Kinds of Alcoholic Beverages To Be Drunk On the Premises, including alteration of premises, at 175 Mansfield Avenue, Norton, MA 02766, from Pot Belly Jim's LLC, Manager; James Nadworny, to Team Norton, Incorporated d/b/a Fiesta Mexican Restaurant, Manager: Efrain Ramirez, Jr., same address

Attorney Daniel Rich was present on behalf of Mr. Ramirez. Attorney Rich noted Mr. Ramirez has owned various restaurants since 1976, including local towns such as East Bridgewater and Somerset. Originally Mr. Ramirez is from California. Landlord is Gator LLC, and green certified mail receipts not returned, however, all other receipts received. Mr. Ramirez will also be taking vacant space next door to expand to right. Menus were distributed to Board. It was noted all employees will be TIPS certified. Sketch/plan reviewed. Attorney Rich stated they were present this evening to answer questions.

Name of restaurant will be “Fiesta Restaurant”. Photos of current restaurant distributed to Board.

Mr. Giblin spoke of the importance of adhering to the strict liquor policy the Town of Norton has and it is important that all employees are TIPS certified.

Mr. Kimball said he wanted to stress the Board of Selectmen is pro-business, however, it is necessary to be careful with serving of alcohol due to the strict policy. There is currently no Mexican restaurant in Norton and the prices appear to be reasonable. Mr. Giblin noted the former establishment had a full liquor license.

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

MOTION was made by Mr. Bramwell to approve Application for a transfer of ownership of the Common Victualer License to Expose, Keep for Sale, and to Sell All Kinds of Alcoholic Beverages To Be Drunk On the Premises, including alteration of premises, at 175 Mansfield Avenue, Norton, MA 02766, from Pot Belly Jim's LLC, Manager; James Nadworny, to Team Norton, Incorporated d/b/a Fiesta Mexican Restaurant, Manager: Efrain Ramirez, Jr., same address. Second by Mr. Kimball.

Discussion: It was discussed that Mr. Ramirez should pull permits before starting. Attorney Rich said according to this lease they cannot do without landlord authorization.

Mr. Yunits stated one restaurant and one establishment in Town have been in before the Board of Selectmen recently because of a sting operation. He wanted to reiterate, the Town is very strict with the dispensing of alcohol policy.

Vote: Unanimous. MOTION CARRIES.

IV. ANNOUNCEMENTS

Access road parking at Reservoir Dam was discussed. Mr. Yunits said lock has now been repaired and Mr. Silver is involved, and signs to be erected at that location.
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Congratulations to Conservation Commission, who received a couple of grants which should be helpful to them.

A meeting regarding Capping of Attleboro Landfill to occur on Tuesday, August 14, 2012, at 7 p.m. at J.C. Solmonese. It will be important to hear residents' input at this meeting.

MOTION was made by Mr. Kimball to accept \$1,350.00 from the Taunton River Stewardship Council. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Kimball to accept \$1,840.00 from the Division of Conservation and Recreation. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

V. BUSINESS

A. NEW BUSINESS

1. 7:05 P.M. - Francis J. Gay, Administrator, GATRA and Richard A. Leitch, Board of Selectmen's designee to the GATRA Advisory Board Re: 1) Expansion of Service; and 2) Wheaton College Assessment

It was noted this agenda item was canceled at the last minute; this will be rescheduled for August 23, 2012.

2. 7:20 P.M. - Roberto Arista, Dakota Partners Re: Request for endorsement of the modification of the Turtle Crossing Project

It was noted this has been delayed, and not yet rescheduled.

3. 7:45 P.M. - Daniel M. Rich, Chairman, Cemetery Commission Re: Update

Mr. Rich stated they are trying to find new land for cemetery land. The late Mr. Wetherell, it was believed, gave some land to Town and need to do title search, etc. Various pieces of land were discussed including, but not limited to, the land off of Winnecunnet, which may be think problematic with Conservation Commission.

Mr. Kimball said he understands it belongs to the Dept. of Fisheries, so Board will work on it with Senator Timilty.

Mr. Rich said Billy Watson is involved in this also and it was noted Al Watson has a list of every veteran and where they are located and he puts a flag on each grave. Mr. Rich will schedule another meeting once his secretary returns from medical leave.

Mr. Giblin said Boy Scouts may also be a helpful resource to contact with this project.

Mr. Kimball said this will take a legislative act regarding the Dept. of Fisheries.

Mr. Kimball referenced land on Oak Street, TPC approached Town in past about this land. Possibly this can be looked into as well. Unfortunately, the Town of Norton is running out of cemetery space. Another suggestion is to obtain a list of Town-owned properties from Assessor's Office.

Mr. Giblin suggested to look at land behind Bernie and Phyl's as a possibility also.

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Mr. Kimball referenced historic Lincoln Cemetery and will work with Boy Scouts on this. Mr. Kimball communicated to Mr. Rich to advise the Board of Selectmen if there is anything they can assist with.

Mr. Rich said once Minutes of Meeting from their last meeting are in, he will get them to Board of Selectmen.

4. 8:00 P.M. - Bonnie Yezukevich Re: Interview for appointment to the Norton Recreation Commission

Ms. Yezukevich said she has resided in Norton for six years and served on Founder's Day Committee and involved with Norton Mom's Club serving second term as President of this Club and was formerly the secretary. She also has experience with planning events, etc.

MOTION was made by Mr Kimball to nominate Bonnie Yezukevich to the Norton Recreation Commission. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

5. 8:10 P.M. - Kami L. McMorrow Re: Interview for appointment to the Norton Local Housing Partnership

Ms. McMorrow stated she works for North Easton Savings Bank and is the Mortgage Operations Manager and is actively involved with affordable housing. She stated she was born and raised in Norton and her father was also born and raised in Norton.

Mr. Kimball said, as Chairman of the Local Housing Partnership, he would like to thank Ms. McMorrow for her interest.

Ms. McMorrow explained the process of offering loans with Mass Housing and some 40B's, and down-payment assistance, and work with builders for affordable housing. Financing is there and they provide financial literacy to actual financing with people. Not many people are aware it is available. They try to get word out and towns are integral in that piece. Communication via word of mouth and internet are great communication tools. People should go to local banks for information. Discussion ensued on programs, etc.

Mr. Yunits spoke of rehabilitation grant money also and Home Consortium available but there is not a lot of interest in it. Discussion ensued.

MOTION was made by Mr. Bramwell to appoint Kami L. McMorrow to the Norton Local Housing Partnership. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

6. Award Bid for Electrical Repair, Maintenance and Installation Services

Mr. Yunits stated he spoke to Laura Carew of School Dept. regarding this.

MOTION was made by Mr. Kimball to award bid for Electrical Repair, Maintenance and Installation Services, to Bolt Electrical. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

7. Vote to authorize Town Manager, Michael D. Yunits, to sign the Contract for Project Management Services (Accelerated Repair Program) for the Solmonese Elementary School Project

Mr. Yunits explained to Board, and Contract was reviewed by Board.

MOTION was made by Mr. Kimball to authorize Town Manager, Michael D. Yunits, to sign the Contract for Project Management Services (Accelerated Repair Program) for the Solmonese Elementary School Project. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

8. Vote to authorize Town Manager, Michael D. Yunits, to sign the Mutual Aid Agreement Between the Police Departments of the Metropolitan Boston Area

Mr. Yunits said approximately 20 years ago police crossed over a town line and top notch lawyers got involved

in this situation. Therefore, this Agreement would allow towns to go across town lines (no limits) and will be beneficial to Norton. It is no cost to Town of Norton and no limited on this.

MOTION was made by Mr. Kimball to authorize Town Manager, Michael D. Yunits, to sign the Mutual Aid Agreement Between the Police Departments of the Metropolitan Boston Area. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

9. Town Manager's Evaluation

This agenda item will be discussed in August (planned to be on next meeting's agenda).

B. TOWN MANAGER'S REPORT

Updates:

. Taunton Casino

Mr. Yunits indicated this was part of MEPA process/meeting regarding casino referenced. To respond to this by the 30th of the month is too quick, and extension to August 14 will be request and Town is working on a letter.

. Wheaton Ball Field Project

New ballfield is planned and will start construction before end of August.

. Aerial Spraying for Mosquitoes

Aerial spraying occurred last Friday, however, the public should still take precautions as there are no guarantees. The website is: www.mass.gov and search for aerial spraying and Q&A (questions and answers) are also listed.

. Attleboro Landfill Capping

Mr. Yunits sated he gave Board of Selectmen copies of proposal in their packets and draft of agreement to review regarding trucks traveling through Norton and what precautions are necessary, as well as what money Town of Norton should receive. Discussion ensued.

C. APPOINTMENTS/RESIGNATIONS

1. Resignation of Aimee Kolf from Norton Cable Access, effective July 18, 2012
(Superintendent of Schools appointment)

It was noted November 30, 2014 is when term actually expires. It was discussed to contact School Superintendent's Office or 285-0210 if there is interest.

VI. SELECTMEN'S REPORT AND MAIL

Mass Gaming Commission letter received from Stephen Crosby, Chairman of Mass Gaming Commission,- meeting to occur in Lakeville. Mr. Yunits said Mr. Crosby did call to advise when meeting was to occur in Taunton, etc.

It was noted SRPEDD is organizing a towns meeting.

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Mr. Bramwell said Norton High School Building Project is progressing.

It was discussed it would be beneficial to have School Building Committee come in to provide info, etc.

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Mr. Yunits said Cal Ripken Opening Ceremony to be held on August 3 at 1:30 p.m. at Burchill Field,

with events for players prior to that. Actual games to occur during August 3-August 10.

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Mr. Kimball spoke of preliminary plans for 40B on West Main Street and developer will contact Mr. Yunits on Monday and will plan to get Local Housing Partnership involved.

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Mr. Yunits said on August 6th at 6 p.m., the Water Bodies Committee will be meeting. A rep from DCR will be at that particular meeting also.

VII. NEXT MEETING'S AGENDA

- . Deutsche Bank Championship one-day liquor license applications
- . Route 123 Transportation Improvement Project
- . Fire Chief Paul Schleicher and Raymond Cord, Deputy, Emergency Management Agency Re: Emergency Preparedness

VIII. EXECUTIVE SESSION

IX. ADJOURNMENT

MOTION was made by Mr. Bramwell to Adjourn at 8:00p.m. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

Respectfully Submitted by:

Janet A. Sweeney

Board of Selectmen – Recording Secretary

**BOARD OF SELECTMEN
MINUTES OF MEETING OF
JULY 26, 2012**

Timothy R. Giblin, Chairman

Robert W. Kimball, Jr., Vice-Chair

Robert S. Salvo, Sr., Clerk

Mary T. Steele

Bradford K. Bramwell

Date Approved:_____

Documents Distributed/Reviewed at July 26, 2012, Board of Selectmen Meeting

- . Application for One Day Liquor License (Applicant: Diane L. Hines)

- . Notice of Public Hearing, dated July 12, 2012, regarding 175 Mansfield Avenue, Norton, MA 02766, transfer of ownership of the Common Victualer License to Expose, Keep for Sale, and to Sell All Kinds of Alcoholic Beverages To Be Drunk On the Premises, including alteration of premises, from Pot Belly Jim's LLC, Manager: James Nadworny, to Team Norton, Incorporated d/b/a Fiesta Mexican Restaurant, Manager: Efrain Ramirez, Jr.(also distributed was sketch of proposed restaurant and copy of menu)

- . Letter dated July 16, 2012, addressed to Town of Norton – Board of Selectmen, from Bonnie Yezukevich regarding interest in appointment to the Recreation Commission

- . Letter dated July 17, 2012, addressed to Robert W. Kimball, Jr. from Kami L. McMorrow, North Easton Savings Bank, Mortgage Operations Manager, regarding interest in appointment to the Norton Housing Partnership Board

- . Contract for Project Management Services (Accelerated Repair Program)-Contract dated July 24, 2012

- . Mutual Aid Agreement Between the Police Departments of the Metropolitan Boston Area (Signed by Chief of Police, Brian Clark, dated July 23, 2012)

- . Memorandum dated July 23, 2012 to Board of Selectmen (cc: Town Accountant) from Jennifer Carlino, Conservation Agent, re: Grant Receipt (from the Taunton River Stewardship Council)

- . Memorandum dated July 23, 2012 to Board of Selectmen (cc: Town Accountant) from Jennifer Carlino, Conservation Agent, re: Grant Receipt (from the Division of Conservation and Recreation)