

**BOARD OF SELECTMEN
MINUTES OF MEETING
MAY 2, 2013**

I. CALL TO ORDER BY CHAIRMAN

The May 2, 2013, Meeting of the Board of Selectmen was called to Order by Mr. Giblin, Chairman, at 6:15 p.m., held in the First Floor Selectmen's Conference Room.

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

B. Pledge of Allegiance

Declaration of the Chairman at 6:15 p.m.: Under G.L. c30A, Section 21(b)(3) and (4), the purpose of the executive session will be to discuss strategy with respect to collective bargaining, as a discussion of this strategy in open session could compromise the purpose for the executive session; and the Board shall return to open session at the conclusion of the executive session.

Motion to Convene Executive Session:

MOTION was made by Mr. Bramwell at 6:15 p.m. that the Board of Selectmen enter into executive session, under G.L. c.30A, Section 21(a)(3), regarding discussion of strategy with respect to collective bargaining. Second by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

At conclusion of Executive Session, Mr. Kimball called a "Point of Order" and stated the Board should reconvene in Open Session from Executive Session.

MOTION was made by Mr. Salvo at 7:00 p.m. to reconvene in Open Session from Executive Session. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

II. WARRANTS AND MINUTES

A. Approve bi-weekly payroll for the period ended April 27, 2013, Warrant #65, dated May 2, 2013, in the amount of \$991,421.90

MOTION was made by Mr. Salvo to Approve bi-weekly payroll for the period ended April 27, 2013, Warrant #65, dated May 2, 2013, in the amount of \$991,421.90. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

- B. Approve bills Warrant #66, dated May 2, 2013, in the amount of \$461,804.98

MOTION was made by Mr. Salvo to Approve bills Warrant #66, dated May 2, 2013, in the amount of \$461,804.98. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

- C. Approve Minutes – February 7, 2013

February 7, 2013 Executive Session

MOTION was made by Mr. Bramwell to Approve Board of Selectmen Minutes of Meeting, dated February 7, 2013, as written. Second by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

III. LICENSES AND PERMITS

- 1. Application of Christopher Vinson (Wheaton College), for a one-day Beer and Wine License, to be utilized at the Tent on campus, in between Young and Clark Dorms, Friday, May 17, 2013, 6:00 P.M. – 12:00 Midnight, for private party**

It was noted there would be approximately 75 people attending and this was signed of by Chief of Police Clark.

Mr. Kimball said he has no objections to this application, however, he wished applicant was present this evening. Mr. Kimball said after these events pass, at times the party goes into the woods. What he and his neighbors object to is the screaming in the woods. He asked that the after-parties be controlled also after midnight, and he has asked various avenues to get that message to college in past as it happens many times. It does state this party does end at midnight and it was noted Police Chief Clark signed off and hopefully patrols will monitor, and of course campus police can monitor.

MOTION was made by Mrs. Steele to Approve Application of Christopher Vinson (Wheaton College), for a one-day Beer and Wine License, to be utilized at the Tent on campus, in between Young and Clark Dorms, Friday, May 17, 2013, 6:00 P.M. – 12:00 Midnight, for private party. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

- 2. Application of Christopher Vinson (Wheaton College), for a one-day Beer and Wine License, to be utilized at the Tent on Campus, in between Young and Clark Dorms, Saturday, May 18, 2013, 7:00 P.m. – 12:00 Midnight**

MOTION was made by Mr. Bramwell to Approve Application of Christopher Vinson (Wheaton College), for a one-day Beer and Wine License, to be utilized at the Tent on campus, in between Young and Clark Dorms, Saturday, May 18, 2013, 7:00 P.M. – 12:00 Midnight. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

IV. ANNOUNCEMENTS

Mr. Bramwell congratulated Mr. Kimball and Mr. Salvo on their re-election.

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Monday, May 13, is Town Meeting at Norton Middle School, at 7 p.m.

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Mr. Salvo said postings/signs need to be placed in center of Town and at Town Common to remind residents about elections/Town Meetings. He learned a lot of residents did not realize an election was held on Tuesday.

Mr. Yunits said on Route 123 there is an electronic sign which stated election was being held on April 30.

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On Sunday, May 5 at 11 a.m. there is a Motorcycle Ride and pig roast/cookout at end of Ride. Ride taking place through Norton, Easton, Rehoboth, and sections of Taunton and is in honor of Sgt. Master Trent.

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Memorial Day Parade to be held on Monday, May 27 with Parade step-off at 10 a.m. from Yelle School and route discussed. Parade to go to Town Common and then parade will reform and go to Memorial Park with Dedication to Master Sgt. Trent, and there will be a dedication of flag pole. Norton Police Dept. Color Guard will try to attend also, and refreshments offered at Yelle School at end. The Park is nearly complete and appears it will be ready for Memorial Day. Thank you to those businesses/residents/others who donated.

V. BUSINESS

A. NEW BUSINESS

1. Vote to sign Grant of Easement to Massachusetts Electric Company and Verizon New England, Inc., for the installation of one (1) pole in property owned by the Town of Norton

Mr. Yunits explained this is for the pole at the Master Sgt. Trent Memorial.

MOTION was made by Mr. Kimball to sign Grant of Easement to Massachusetts Electric Company and Verizon New England, Inc., for the installation of one (1) pole in property owned by the Town of Norton. Second by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

2. Update – Crossroads Veterans Services District

Mr. Giblin said Norton voted to stay in this District; Easton voted to come out of District, and on Wednesday evening, the town of Mansfield did the same. Mr. Giblin said there was a meeting on Tuesday night and some discussions occurred as to how the District is handling VSO's, etc.

Mr. Yunits further explained. They had their town counsel review Chapter 115 and District Board would hire/fire and set salaries. They did not want a board to tell them what to do. Discussion ensued.

Mr. Kimball said Mr. Johns was an excellent veterans' agent and a hard worker and did a lot with little resources.

Discussion on salary range if a veterans agent was hired. Mr. Yunits said they could ask for a waiver from State to use Foxboro's VSO (Veterans Service Agent), etc. Mr. Giblin said option is to look at a two town district or to hire Norton's own. Discussion ensued. Mr. Yunits said the Town of Norton did have a cooperative agreement with Easton and he could talk to Easton if Board of Selectmen desired. Discussion ensued.

Mr. Bramwell suggested to start a search for Norton's "own" immediately.

Mr. Giblin said he believed there was a 60 day notice (which would be today) in or out of district, and his recommendation was to get out of the district.

MOTION was made by Kimball to withdraw from Crossroads Veterans Services effective today, May 2, 2013. Second by Mr. Bramwell.

Discussion: Mr. Giblin commented he was disappointed they did not have that extra year to make it work.

Vote: Unanimous. MOTION CARRIES.

B. OLD BUSINESS

1. Review, Discuss, and Vote on May 13, 2013 Annual and Special Town Meeting Warrant Articles

5/02/13 Bd. of Selectmen Minutes
Page 5

Annual Town Meeting Warrant:

Article 4: South Shore Millwork. Mr. Yunits referenced and explained Article 4. They revamped their proposal so it is only on new construction.

Demolition Delay was voted on at last meeting and he explained Section 5 added giving a timeline which needs to be followed.

Article 5-Wastewater District. Mr. Yunits stated he was told they were all set and yesterday they were supposed to hold a working session to "iron out" some of the language.

Article 12: Mr. Yunits would like to wait on this Article until final numbers on budget are received.

Mr. Yunits reviewed budget and said news was not good on cherry sheet. Everything was same except veterans' benefits (reduced by about \$9,000). Other issue is, Southeastern Regional Technical School budget is based on what was recommended. Governor was proposing to have everyone (each town) pay their fair share into regional school district. Southeastern Regional could be looking for \$37,000 in future. Mr. Yunits indicated he cautioned Finance Committee (FinCom) to put money aside for Fall in case it is needed. Mr. Kimball said he had concerns about "leaving money on the table". Discussion ensued.

Special Town Meeting Warrant:

Article 1: Mr. Yunits said this Article is previous years unpaid bills, and FinCom voted to recommend.

MOTION was made by Mr. Bramwell to support Article 1. Second by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

Article 2: Collective Bargaining Agreements. Mr. Yunits explained this Article.

MOTION was made by Mr. Bramwell to support Article 2. Second by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

Article 3-Budget Supplements. Mr. Yunits said \$154,699.77 was recommendation.

MOTION was made by Mr. Bramwell to support Article 3, with recommended amount of \$154,699.77. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

Article 4: Water Enterprise.

There was No Action taken on this Article 4 per Mr. Yunits' recommendation.

Article 5: Sewer Enterprise.

There was No Action taken on this Article 5 per Mr. Yunits' recommendation.

Article 6: High School Feasibility Study.

This Article was discussed and Mr. Kimball stated he was surprised at FinCom's opinion. MSBA reimbursement discussed. Mr. Kimball indicated he voted against this. Mr. Kimball said as a member of Capital Improvements Committee they can open up Article again. He is willing to work with them and look at this as a member of Capital Improvements Committee.

Mr. Bramwell said he is the representative of School Building Committee and there are logical financial reasons why extra money is needed. Roof being one of reason, as well as soil conditions, and it appears some issues/problems were hidden and unforeseen. The School Building Committee has no intent to "slide" something by; it is all for the same goal.

Mr. Kimball said he believed there was still money in account for track and bleachers. Mr. Kimball hoped Mr. Bramwell would bring back some of the Board's concerns to the School Building Committee.

Mr. Bramwell said in defense of School Building Committee, they thought money was earmarked and could be used. He said when high school was built 40 yrs ago they are running into problems they are uncovering.

No Action Taken.

Article 7: Transfer Sum of money from the Overlay Surplus Account

It was noted this was recommended by FinCom; Assessor's Dept. transfer of money from Overlay Surplus.

MOTION was made by Mr. Bramwell to support Article 7. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

Article 8: Pilot Agreement-Solar energy on East Hodges Street

MOTION was made by Mr. Bramwell to support Article 8. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

Article 9: Renewable energy power agreements

MOTION was made by Mr. Bramwell to support Article 9. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

Article 10: Capital Improvements Fund

Mr. Yunits recommended no action on this at this time.

No Action Taken.

Article 11: Request from Capital Improvements Committee

It was noted this pertains to purchase of a truck for Highway Dept.

MOTION was made by Mr. Bramwell to support Article 11. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

Article 12: Daggett-Crandall Property

Mr. Yunits said this is still "on hold". Daggett-Crandall gave Town until May 17 (30 day extension) and there was some confusion over what actually was in 61A. This property is more than three acres.

Article 13: Amend bylaw on Sewer Connections

It was noted FinCom recommended this Article.

MOTION was made by Mr. Bramwell to support Article 13. Second by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

Article 14: Home Rule Petition Request

It was noted this was not recommended by FinCom.

It was noted Mr. Kimball went before FinCom to ask why Articles 14 and 15 were not recommended. FinCom spoke of concern of circumventing affordable housing. Mr. Kimball said the Board of Selectmen is not opposed to affordable housing and explained. The manner/way it is done is wrong. Mr. Kimball said it has nothing to do with circumventing; it is about people/developers being accountable. It also

has nothing to do about stopping affordable housing. Mr. Kimball spoke to town counsel today regarding amending it, to satisfy FinCom's request. After ten years that number would fall back into "no man's land" so someone else can apply for additional development of housing, and he explained he put the term of ten years in just for general discussion. He is aware it is important Board of Selectmen and Finance Committee work together. The Town also sent this out to 32 other communities to support this idea.

Mrs. Steele said she was surprised herself of the FinCom's interpretation of these two Articles. A 40b is not an affordable housing. The 40B projects do not work and the only benefit goes to the contractor/developer. If the Board can take another look at this and FinCom can possibly attend a meeting and listen to Board's interpretation. A 40B is not an answer to affordable housing, and it would be good to be able to be more selective in the Ch40B projects. Discussion followed.

Mr. Giblin said this Article would provide the Town a little more control, and if Ch40B project approved, it would need to be built in a timely fashion. 10% is fluid and many people have concerns of a 40B to be put in their backyard. Having votes at Town Meeting will help.

Mr. Yunits said the Town has worked with developers on reasonable projects and they have worked on friendly 40B's in the past.

MOTION was made by Mr. Kimball to support Article 14. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

Article 15: Affordable Housing – Financial and Administrative Relief for Towns

MOTION was made by Mr. Kimball to support Article 15. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

C. TOWN MANAGERS REPORT

Mr. Yunits stated he attended a program at Bridgewater State College regarding "Economic Development". A tool has been established as to what the weaknesses are and what the positives are for development in various towns/communities. Mr. Yunits said many towns are looking to change the Economic Development Commission vs. Industrial Development Commission.

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Mr. Yunits referenced The Patrick Administration, and said the Town was just rejected on their application for seasonal help because they were told there are other people in the department who could work. They are looking for a policy. Many employees work on road projects and cannot mow grass, etc. Water & Sewer Dept. intended to do the flushing. It appears they want a policy. Mr. Yunits

said logic does not make sense to him, and spoke of this concern to state reps and senators. He even appealed with them for a seasonal employee who was not supposed to receive unemployment benefits and lost appeal.

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Next ZBA Hearing is scheduled for May 16 at 7:30 p.m. at Norton Library regarding 274 East Main Street (Campanelli/Thorndike project). The Planning Board wrote a good letter to ZBA regarding height of buildings/ density of project; and to look at pro-forma as to why so many units on such a small site.

Mr. Yunits and Police Chief met with Wheaton College regarding lighting. They will trim some hedges down three feet which they feel is one issue; and Town of Norton asked them to caution the students to push the light and ensure they still look both ways before crossing. Also there was some discussion of having some speed monitors on top of signs at either end, as well as caution signs to slow down. Therefore, they are looking at various options for safety.

D. REORGANIZATION OF THE BOARD

Congratulations were extended to Mr. Kimball and Mr. Salvo on winning the elections and congratulations to all who ran, no matter if they won or not.

Mr. Yunits asked if there were any nominations for Chairman?

Mr. Bramwell stated he nominated Mr. Kimball as Chairman.

MOTION was made by Mr. Bramwell to nominate Mr. Kimball as Chairman. Second by Mrs. Steele. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Kimball to close nominations. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

Mr. Yunits asked if all members were in favor of Mr. Kimball as Chairman of Board of Selectmen?

Board unanimously voted yes.

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Mr. Yunits asked if there were any nominations for Vice-Chair?

Mr. Bramwell stated he nominated Mrs. Steele as Vice-Chair.

MOTION was made by Mr. Bramwell to nominate Mrs. Steele as Vice-Chair. Second by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

MOTION was made by Mr. Kimball to close nominations. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

Mr. Yunits asked if all members were in favor of Mrs. Steele as Vice-Chair of Board of Selectmen?

The Board unanimously voted yes.

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Mr. Yunits asked if there were any nominations for Clerk?

Mrs. Steele nominated Mr. Bramwell.

MOTION was made by Mrs. Steele to nominate Mr. Bramwell as Clerk. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

Mr. Yunits asked if there were any other nominations?

MOTION was made by Mr. Kimball to close the nominations. Second by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

Mr. Yunits asked if all members were in favor of Mr. Bramwell as Clerk of the Board of Selectmen?

The Board unanimously voted yes.

E. APPOINTMENTS/RESIGNATIONS

1. Resignation of Cynthia Gouveia, Democratic Member of the Board of Registrars, effective April 5, 2013

It was noted this agenda item was already acted upon a couple of weeks ago, therefore, no action was needed.

VI. SELECTMEN'S REPORT AND MAIL

Mr. Salvo thanked all those for coming out to election and voting, and he will continue to do all he can to make this Town better and safer.

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Mrs. Steele congratulated the leaders/volunteers for the Keep Norton Beautiful Cleanup Day. They were very organized and she also thanked the businesses in Town who supported this and some who also gave discounts that day.

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5/02/13 Bd. of Selectmen Minutes

Page 11

Town Hazardous Waste Day will be May 11 at Town Hall, and it is free.

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Mr. Kimball spoke of Norton's successful Cleanup Day. It may be beneficial to have two different color bags in future as Mansfield does for trash and recyclables.

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Mr. Kimball referenced the Town Election/Primary start times. It was noted there are absentee ballots available and asked to have town clerk in to discuss the possible change of the 6 a.m. start time.

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Mr. Kimball said North Cottage across the street from the Town Hall does many things/tasks for Town (landscaping services; priming/painting, etc.) and he thanked North Cottage for their commitment and availability to the Town of Norton.

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Mr. Kimball thanked everyone for supporting him and allowing him to serve for three more years. He said he is transparent and his number is in phone book. He thanked everyone again for coming out to vote.

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Mr. Giblin thanked all the businesses and volunteers for their support for Norton Cleanup Day.

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Mr. Kimball thanked Mr. Giblin for his time and efforts as past Chairman of the Board of Selectmen.

VII. NEXT MEETING'S AGENDA

1. Francis J. Gay, Administrator, GATRA, Re: Update on expanded transportation to Norton Commerce Center, Wheaton Transportation, etc.

Mr. Giblin asked Mr. Yunits to ask the Water Bodies Committee to come in to give an update at a future meeting.

VIII. EXECUTIVE SESSION

1. 6:15 P.M. – To discuss strategy with respect to collective bargaining

IX. ADJOURNMENT

**MOTION was made by Mr. Bramwell to Adjourn at 9:09 p.m. Second by Mr. Salvo. Vote: Unanimous.
MOTION CARRIES.**

Respectfully Submitted by:

Janet A. Sweeney
Board of Selectmen – Recording Secretary

Documents Distributed/Reviewed at May 2, 2013, Board of Selectmen Meeting

- . Draft Board of Selectmen Minutes of February 7, 2013 and February 7, 2013 Executive Session

- . Applications of Christopher Vinson (Wheaton College) for a one-day Beer and Wine License, to be utilized at the Tent on Campus on Friday, May 17 and Saturday May 18, 2013

- . Town of Norton Warrants for the Annual and Special Town Meetings with Finance Committee Recommendations (Monday, May 13, 2013)

BOARD OF SELECTMEN

MINUTES OF MEETING OF

MAY 2, 2013

TIMOTHY R. GIBLIN, CHAIRMAN

ROBERT W. KIMBALL, Jr., VICE-CHAIR

ROBERT S. SALVO, SR., CLERK

MARY T. STEELE

BRADFORD K. BRAMWELL

Dated: _____

BOARD OF SELECTMEN

MINUTES OF MEETING OF

MAY 2, 2013

ROBERT W. KIMBALL, JR., CHAIRMAN

MARY T. STEELE, VICE-CHAIR

BRADFORD K. BRAMWELL, CLERK

TIMOTHY R. GIBLIN

ROBERT S. SALVO, SR.

Dated:_____

