

**BOARD OF SELECTMEN
MINUTES OF MEETING
OCTOBER 17, 2013**

I. CALL TO ORDER BY CHAIRMAN

The October 17, 2013, Meeting of the Board of Selectmen was called to Order by Mr. Kimball, Chairman, at 7:00 p.m., held in the First Floor Selectmen's Conference Room.

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

B. Pledge of Allegiance

II. WARRANTS AND MINUTES

A. Approve bills Warrant #22, dated October 10, 2013, in the amount of \$495,060.58
MOTION was made by Mr. Bramwell to Approve bills Warrant #22, dated October 10, 2013, in the amount of \$495,060.58. Second by Mr. Giblin. Vote: Unanimous.
MOTION CARRIES.

- B. Approve bi-weekly payroll for the period ended October 12, 2013, Warrant #23, dated October 17, 2013, in the amount of \$1,078,091.81

MOTION was made by Mr. Bramwell to Approve bi-weekly payroll for the period ended October 12, 2013, Warrant #23, dated October 17, 2013, in the amount of \$1,078,091.81. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

- C. Approve bills Warrant #24, dated October 17, 2013, in the amount of \$193,842.48

MOTION was made by Mr. Bramwell to Approve bills Warrant #24, dated October 17, 2013, in the amount of \$193,842.48. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

- D. Approve Minutes – June 27, 2013

MOTION was made by Mr. Bramwell to Approve the Board of Selectmen Minutes of Meeting, dated June 27, 2013, as written. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

III. LICENSES AND PERMITS

1. Application of Edward J. Brault for Parade Permit in observance of Veterans' Day, November 11, 2013, 10:00 A.M. – Approximately 11:00-11:15 A.M.

Mr. Brault indicated there is a new band director in Town and they won't be able to have band in parade this year. It is a glitch in this parade and he was shocked to hear this information.

Mr. Kimball asked Mr. Yunits to put out a request to see if they can get another band. It was discussed it did not have to be a band from Norton; possibly assistance from Southeastern Regional or Wheaton College.

Mr. Giblin suggested possibly Bishop Feehan could help, and he could contact them as soon as possible.

Mr. Kimball told Mr. Brault the Board will work on that issue. It would be helpful for newspapers to also advertise this. Mr. Kimball said he was disappointed to hear this also. This gives them a timeframe of about three weeks until Veterans' Day, so if anyone/residents or public can help, it would be appreciated.

MOTION was made by Mr. Giblin to approve Application of Edward J. Brault for Parade Permit in observance of Veterans' Day, November 11, 2013, 10:00 A.M. – Approximately 11:00-11:15 A.M., with start of parade from Henri A. Yelle School, and to waive all application fees. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.

IV. ANNOUNCEMENTS

Fall Show Dedication Breakfast/Dedication Ceremony to be held October 19, 2013 at 9 A.M.
at Bristol County Agricultural High School, Dighton, MA
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The Norton Rail Trail Committee is sponsoring a photo scavenger hunt along the Old Colony railroad bed. All photos must be taken between October 1st and October 31st. Visit the Norton Rail Trail website for instructions, the Photo Scavenger Hunt checklist and updated information about the development of Norton's Rail Trail: nortonrailtrail.weebly.com/
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Halloween Parade to be held on Sunday, October 27th at 12 noon.

V. BUSINESS

A. NEW BUSINESS

1. 7:05 P.M. – Mark E. Burgess Re: Interview for appointment to the Water Bodies Committee

Mr. Burgess said he has fished and boated all his life from here to California, Mexico, to Canada. He has lived in Norton from the early 1980's. He thought he could be a valuable asset to the Board with his experience.

Mr. Kimball said he knew Mr. Burgess personally and is aware he has been involved with water bodies. There is some money in fund to start process. It is important for the Water Bodies Committee to stay focused on all four bodies of water; not a good idea to separate one water body. This Board has recognized the Town has a serious weed problem in all the water bodies.

Mr. Giblin said it is possible more funding will be provided if all water bodies are worked with and not just certain ones in Town. Discussion on freezing weeds method, etc.

It was noted, for record, there were two positions open.

MOTION was made by Mr. Bramwell to appoint Mark E. Burgess to the Water Bodies Committee. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

2. 7:15 P.M. – Discussion Re: Appraisal – Town of Norton/Henderson – (A portion of Map 03/Lot 707) abutting the residence at 25 South Lakeview Road, Norton, MA 02766). Vote to Lease or Sell the Land.

Mr. Peter Clark, an attorney with a law office in Mansfield was present, representing Mr. and Mrs. Henderson. He said his clients have been proceeding with a plan which was first discussed with the Board close to a year ago and Mr. Henderson's health is declining and referenced a handicap addition. Engineering work and architectural work was completed, and they received an order of conditions from Conservation Commission, and appeared before ZBA with a Section 6 finding. Plan to be done next week. Attorney Clark referenced a 1600 square foot easement of their land that Town took by tax taking in mid- 1980's; it was the former Norton Grove Association Club House Property. Lot 707 Town owns; 702 and 703 his client owns and Board had suggested an appraisal be done and it was done by Mark Preston, an appraiser in town. Attorney Clark was here to see how the Board would like to proceed.

Mr. Kimball explained situation and said the present driveway has to cross the Town land. Mr. Kimball referenced 1670 square feet; an additional 15 feet of space basically.

Attorney Clark said his clients have 12 feet of frontage.

Mr. Kimball said they can allow easement or they can sell it.

It was noted addition is to be handicap accessible (wheel-in shower; doorways need to be widened, etc.).

Mr. Yunits said purpose of appraisal was under 30b, anything to be sold or leased; this doesn't meet that threshold.

Mr. Giblin said, in his own opinion, he would probably sell this property.

Attorney Clark said his client will pay for Town Counsel fees, and Town will net about \$2,000.

Mr. Kimball believed it was in the Town's best interest to sell also.

Mr. Bramwell referenced easement to Town.

Attorney Clark explained Town will convey this piece to the Henderson's and it is part of the plan.

Mr. Bramwell responded he had no objections as long as appraisal fair, etc.

MOTION was made by Mr. Bramwell to authorize Town Manager to complete paperwork to sell portion of Map 03/Lot 707 for sum of \$2,000, abutting the residence at 25 South Lakeview Road, Norton, MA 02766, with understanding that easement will stay in place and all costs associated with this will be paid by buyer. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

3. Discussion Re: Pouring Permits

Mr. Yunits referenced documents related to Pouring Permits and the most common questions of ABCC. Liquor stores can have tastings and they are able to do so; and referenced document Board had in their packets. It does state it is limited to a two ounce portion of malt that can be served.

Mr. Kimball noted no more than two ounces dispensed at one time. Discussion ensued.

B. OLD BUSINESS

C. TOWN MANAGER'S REPORT

Mr. Yunits thanked Horizon Beverage as they had season tickets and a raffle of their employees to raise money for charity (\$500) to help out veterans where it is close to Veterans Day and this amount to be put into Veterans Special Fund Account. This was very generous of them!

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Monday evening at 7:05 P.M., Conservation Commission is having a discussion of the dam and engineer will be there regarding spillway, etc. Also, at that time, they may possibly talk about other current issues.

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Congratulations to the Norton Police Department as they went through assessment for accreditation in Massachusetts and have passed all goals for accreditation and in January they should be receiving this accreditation. It is an important project they have undertaken and a lot of work on behalf of department.

D. APPOINTMENTS/RESIGNATIONS

VI. SELECTMEN'S REPORT AND MAIL

Mr. Giblin said he attended the Alternative Transportation Committee meeting with Mr. Yunits and Mr. Kimball. They appointed various members of their Committee. All went well in that meeting and they are very focused and updates will be provided soon.

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Mr. Kimball thanked those who attended Town Meeting and thanked community for opportunity to purchase the cemetery land on Newland Street. He asked Mr. Yunits to check with Cemetery Commission to check on fees/rates, etc.

Other discussions occurred at Town Meeting, including the Town Hall (Municipal Center) and commitment to make some improvements to make it more functional; to renovate. It is not a lot of money but will be helpful. He would suggest to ask for volunteers to keep the costs down also. It is important they focus on this task.

Mr. Yunits referenced a report done in 1990's regarding town hall and person conducting report stated how bad of a condition building was in; and that was in the 1990's.

Mr. Giblin said employees will also appreciate any renovations to be done also.

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Mr. Kimball noted the Board of Selectmen will meet next Wednesday, October 23rd (not Thursday).

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Mass Municipal Association Meeting to be held January 24, 2014.

VII. NEXT MEETING'S AGENDA

1. 7:15 P.M. – RPAA License Transfer – from Norton Liquors, Inc. to Kaival Krupa Corp. d/b/a Norton Liquors, 92 Mansfield Avenue

VIII. EXECUTIVE SESSION

IX. ADJOURNMENT

MOTION was made by Mr. Bramwell to Adjourn at 7:45 P.M. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

Respectfully Submitted by:

Janet A. Sweeney
Board of Selectmen – Recording Secretary

Documents Distributed/Reviewed at October 17, 2013, Board of Selectmen Meeting

- . Draft Board of Selectmen Minutes of Meeting, dated June 27, 2013

- . Application of Edward J. Brault for Parade Permit in observance of Veterans' Day, November 11, 2013, 11:00 A.M. – 11:15 A.M.

- . Letter of Interest dated October 3, 2013 to Board of Selectmen from Mark Burgess regarding interest in becoming a member of the Water Bodies Committee

- . Appraisal and associated documentation, from Mark G. Preston, Licenses Real Estate Appraiser, 5 Talbot Drive, Norton regarding strip of land (a portion of Map 03/Lot 707) abutting the residence at 25 South Lakeview Road, Norton, MA 02766, addressed to Peter T. Clark, Esq., Law offices of Peter T. Clark, P.C., 200 Chauncy Street, Suite 100, Mansfield, MA 02048 (copies to Norton Board of Selectmen)

- . The Commonwealth of Massachusetts, Department of the State Treasurer, Alcoholic Beverages Control Commission: The Alcoholic Beverages Control Commission ("ABCC") Advisory; New Farmer Series Pouring Permits For Farmer-Breweries, Farmer-Wineries & Farmer-Distilleries and "Alcoholic Beverages Control Commission Most Frequently Asked Questions" Documents

**BOARD OF SELECTMEN
MINUTES OF MEETING OF
OCTOBER 17, 2013**

ROBERT W. KIMBALL, JR., CHAIRMAN

MARY T. STEELE, VICE-CHAIR

BRADFORD K. BRAMWELL, CLERK

TIMOTHY R. GIBLIN

ROBERT S. SALVO, SR.

Dated: _____

