

**BOARD OF SELECTMEN  
MINUTES OF MEETING  
JUNE 12, 2014**

**I. CALL TO ORDER BY CHAIRMAN**

The June 12, 2014, Meeting of the Board of Selectmen was called to Order by Mrs. Steele, Chairman, at 7:00 p.m., held in the First Floor Selectmen's Conference Room.

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

B. Pledge of Allegiance

**II. WARRANTS AND MINUTES**

A. Approve bi-weekly payroll for the period ended June 7, 2014, Warrant #74, dated June 12, 2014, in the amount of \$4,086,383.10

**MOTION was made by Mr. Giblin to Approve bi-weekly payroll for the period ended June 7, 2014, Warrant #74, dated June 12, 2014, in the amount of \$4,086,383.10. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.**

- B. Approve bills Warrant #75, dated June 12, 2014, in the amount of \$565,274.34

**MOTION was made by Mr. Giblin to Approve bills Warrant #75, dated June 12, 2014, in the amount of \$565,274.34. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.**

- C. Approve Minutes –      March 27, 2014  
   June 5, 2014

**MOTION was made by Mr. Giblin to approve the Board of Selectmen Minutes of Meeting, dated March 27, 2014, as written. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.**

**MOTION was made by Mr. Giblin to approve the Board of Selectmen Minutes of Meeting, dated June 5, 2014, as written. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.**

### **III. LICENSES AND PERMITS**

1. Application of David M. Dennett for a one-day beer and wine license to be utilized at Everett Leonard Park, for fundraiser to benefit "Compassionate Care ALS", Saturday, July 26, 2014, 1:00 P.M. – 7:00 P.M., for private party

It was noted applicant needs to reach out to Police Department/Lt. Jackson regarding this to ensure if any details are needed.

**MOTION was made by Mr. Kimball to approve the Application of David M. Dennett for a one-day beer and wine license to be utilized at Everett Leonard Park, for fundraiser to benefit "Compassionate Care ALS", Saturday, July 26, 2014, 1:00 P.M. – 7:00 P.M., for private party, with stipulation applicant must contact Lt. Jackson/Norton Police Department prior to event. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.**

2. Application of Terri Quinn for a one-day all alcohol license to be utilized at Everett Leonard Park, Saturday, August 2, 2014, 2:00 P.M. – 7:00 P.M., for private party

It was noted this was signed off by Public Safety/Police Department and no police detail is required.

**MOTION was made by Mr. Kimball to approve the Application of Terri Quinn for a one-day all alcohol license to be utilized at Everett Leonard Park, Saturday, August 2, 2014, 2:00 P.M. – 7:00**

**P.M., for private party, with no police detail required as discussed above. Second by Mr. Giblin.  
Vote: Unanimous. MOTION CARRIES.**

#### **IV. ANNOUNCEMENTS**

Design Public Hearing held by Mass DOT to discuss the proposed replacement of the bridge carrying Plain Street over the Canoe River in Norton, Thursday, June 19, 2014, at 7:00 P.M., in the Community room, Norton Public Library

Mr. Kimball inquired if all residents on Plain Street had been notified?

Mr. Yunits said it was advertised, however, he will check with Mr. Silver to confirm that abutters have been notified.

Mr. Kimball recommended the Board should post a meeting for June 19 in case they have some sort of small business (paperwork, warrants, etc.) to handle before the Design Public Hearing held by Mass DOT.

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Employment opportunities for Town of Norton: Police Records Administrator, \$15.00 per hour (12 hours per week) and a part-time Park and Recreation Coordinator, \$15 per hour.

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A reminder the Founder's Day Picnic will be held on Saturday, June 21<sup>st</sup>.

#### **V. BUSINESS**

##### **A. NEW BUSINESS**

1. 7:05 P.M. – Joint meeting with Board of Water/Sewer Commissioners RE:

. Update – Water/Sewer Department issues

. Vote to nominate representative to the Tri-Town Sewer District

Ms. Dianne McElligott and Mr. Luke Grant from Water/Sewer Commission were present.

Ms. McElligott provided update and distributed document entitled, "Revised Estimated Cost for Residential Sewer Service (w/274 E. Main St.)", memorandum to Norton Board of Selectmen from

Norton Water & Sewer Commissioners, dated June 12, 2014. Also distributed was the "Cost Spreadsheet".

Ms. McElligott indicated the Board of Selectmen had asked them to look at sewer projections; there is a minor impact to the existing user base. Discussion ensued.

It was noted Wheaton is a Norton customer and Norton belongs to a district.

Ms. McElligott said they wanted to talk about appointments to Board of Directors and two members from Norton were needed.

Mr. Kimball believed a professional manager should represent Board. If the manager were an appointed person, he would suggest Mr. Yunits, Town Manager.

Mr. Giblin agreed with Mr. Kimball to have someone such as the Town Manager be part of this, as he has the knowledge and has been involved in it.

Mr. Bramwell agreed and stated he believed Mr. Yunits would be a strong advocate for the Town and has good knowledge of this project. Discussion ensued.

Ms. McElligott said with agreement signed, a number of policy issues need to be made. Continuity is important.

**MOTION was made by Mr. Kimball to nominate Mr. Yunits as member of Board of Directors of Tri-Town Sewer District, with future discussion of compensation, and a time limit to expire June 30, 2015. Second by Mr. Bramwell. Vote: Unanimous. MOTION CARRIES.**

Ms. McElligott said she believed a provision needs to be in agreement as to how members will rotate. Also, she indicated some legal items need to be taken care of, and noted they have their next meeting on Tuesday, June 17, 2014.

Ms. McElligott indicated there was an opening on the Board and two interested parties for this position are Mr. Wiseman and Mr. Bishop.

Ms. Steele said both those interested parties were invited to the Board of Selectmen meeting on June 26.

Mr. Kimball spoke of one concern as to whether there would be any conflict of interest in either one of the candidates. He was aware Mr. Bishop is a Mansfield Water Department employee and he was also aware Mr. Wiseman had some past conflicts.

Mr. Kimball asked Mr. Yunits to get an opinion on this as he was concerned about the issue of abstaining of members at meetings.

Mr. Grant said Mr. Bishop possesses treatment and distribution licenses.

Ms. McElligott asked if they should generate another advertisement for more candidates?

Mr. Kimball responded he would be comfortable with that being done.

Mrs. Steele said if there is a conflict of interest, they can always extend search out where it appears they currently have two good candidates. Therefore, they will plan to have both candidates in on June 26<sup>th</sup> and before then, look into conflict of interest issue.

2. 7:30 P.M. – Petition of National Grid/Verizon Re: Pole locations on Strawstone Lane, Norton, MA 02766

There was no representative from National Grid present to speak regarding this.

Mr. Kimball said he would still like to open this up and listen to abutters that were in audience.

Mr. Giblin read aloud legal announcement.

Abutter from audience said he was not sure what was being done and why one telephone pole?

Mr. Yunits said he was not certain of specifics.

Mr. Kimball said plan shows three existing poles; possibly they are trying to stabilize those three poles.

Mrs. Steele said it would make sense to have them come in to explain. She apologized to abutters for having to attend this meeting tonight where National Grid did not attend, and will plan to have them at the June 26 Board of Selectmen meeting at 7:30 p.m.

3. 7:45 P.M. – Petition of National Grid/Verizon Re: Pole locations on Newbury Street, Norton, MA 02766

Mr. Giblin read aloud legal announcement.

It was noted abutters were notified.

Mrs. Steele apologized to abutters who attended this meeting since National Grid was not present this evening.

An abutter from audience said she had a 40' right of way and wanted to ensure there were no guy wires in her right of way.

Mr. Kimball said it appears they are trying to not put it on her property.

Mrs. Steele said they will ask them to confirm there will be no disruption to her right of way. They need the Board's approval before they can move ahead.

**MOTION was made by Mr. Kimball to continue the public hearing regarding pole location on Strawstone Lane and Newbury Street to June 26, 2014 at 7:30 and 7:40 p.m. respectively. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.**

Mr. Kimball asked Mr. Yunits to reach out to Mass Electric too.

Mr. Bramwell referenced Newbury Street and wanted to know why it is being extended so far.

4. Vote to sign Release Deed to Brandt Henderson and Marie C. Henderson, 25 South Lakeview Road, Norton, Bristol County, Massachusetts, land located on the northeasterly side of South Lakeview Road, abutting land now of said Henderson

The Board said they were able to review documents.

**MOTION was made by Mr. Kimball that Board of Selectmen sign and execute the Release Deed, from the Town of Norton to A. Brandt Henderson and Marie C. Henderson, 25 South Lakeview Road, Norton, Bristol County, Massachusetts, land located on the northeasterly side of South Lakeview, abutting land now of said Henderson. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.**

4. Vote to sign the SERSG DPW Supplies IFB Contract Award Sheet, for Fiscal Year 2015, for the items that were rebid

Mr. Yunits explained some items were not on list the last time the Board voted. The Highway Superintendent also reviewed this.

**Motion by Mr. Kimball to sign/approve the SERSG DPW Supplies IFB Contract Award Sheet, for Fiscal Year 2015, for the items that were rebid, as advised by Highway Superintendent and Town Manager. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.**

**B. OLD BUSINESS**

**C. TOWN MANAGER'S REPORT**

**. Update – Union Road**

Mr. Yunits said engineers proposed to put a culvert at end of road so that will be better, but not optimum. Optimum would be that Norton and Attleboro get together to raise the road. They will file their plans with Conservation Commission. Construction is proposed for August and they will also change some of detention basins inside of site. Discussion ensued.

Mr. Yunits stated Ch90 funding/money has already been committed to other projects.

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Mr. Yunits referenced a letter he received from Mass Housing and 274 East Main Street was added with Town's percentage, he believed currently at 8.77%.

Mr. Kimball said what is troublesome is after a certain time, the units will become ineligible for DHCD (affordable housing). It does not make developer of these projects do what they are supposed to do. Mr. Kimball stated he was not against affordable housing, however, they need to start forcing these developers to do what they should be doing. However, nothing can be done about any of this. Town is still dealing with Island Brook on Route 123.

**D. APPOINTMENTS/RESIGNATIONS**

**VI. SELECTMEN'S REPORT AND MAIL**

Mr. Giblin stated he attended Cultural Council event recently which was excellent and included art projects from Norton elementary school children. He suggested to possibly invite some members from Cultural Council in for a meeting to give them more exposure.

Mr. Giblin indicated he received an email from a concerned person/resident regarding crosswalks at Wheaton College by traffic light/nursery school and concern that many people crossing do not look before they step out. He learned if there is a traffic light where somebody can press a button, vehicles need to stop, however, if button is not pressed, vehicles do not legally need to stop, and he confirmed this with Police Chief Clark. Having both the traffic light and crosswalk at this location is best. Pedestrians should press/use button on traffic light. Discussion ensued.

Mr. Kimball said Wheaton College actually installed that traffic light. He suggested to possibly have Police Chief Clark look into this at the Chief's Association.

Mr. Giblin agreed with Mr. Kimball it would be a good idea to have Police Chief look into this law.

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Mr. Kimball referenced a letter from a woman questioning on ordinance on snow blowing, mowing the lawn, hammering, etc., at certain hours of the day. She apparently has a neighbor hammering, etc. in the very early morning hours.

Mr. Kimball asked Mr. Yunits to possibly have Building Inspector's involvement with this and make it part of licensing process (when a resident builds an addition, etc., to have certain stipulations). Mr. Kimball said he was not suggesting they go to Town Meeting for this, but in all fairness, would be best to ask Building Inspector to add language restricting hammering and similar activities before 7 a.m.

#### **VII. NEXT MEETING'S AGENDA**

The Plain Street Bridge Hearing will be held on June 19 at the Norton Public Library.

#### **VIII. EXECUTIVE SESSION**

. To discuss strategy with respect to collective bargaining

#### **IX. ADJOURNMENT**

**MOTION was made by Mr. Kimball at 8:21 P.M., to Enter into Executive Session for purpose to discuss strategy with respect to collective bargaining, and not to return to open session. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.**



Respectfully Submitted by:

Janet Sweeney  
Board of Selectmen – Recording Secretary

**BOARD OF SELECTMEN  
MINUTES OF MEETING OF  
JUNE 12, 2014**

**MARY T. STEELE, CHAIRMAN**

**BRADFORD K. BRAMWELL, VICE-CHAIR**

**TIMOTHY R. GIBLIN, CLERK**

**ROBERT W. KIMBALL, JR.**

**ROBERT S. SALVO, SR.**

**Dated:** \_\_\_\_\_

**Documents Distributed/Reviewed at June 12, 2014, Board of Selectmen Meeting**

- . Draft Board of Selectmen Minutes dated March 27, 2014 and June 5, 2014
- . Application of David M. Dennett for a one-day beer and wine license to be utilized at Everett Leonard Park, for fundraiser to benefit "Compassionate Care ALS", Saturday, July 26, 2014, 1:00 P.M. – 7:00 P.M., for private party
- . Application of Terri Quinn for a one-day all alcohol license to be utilized at Everett Leonard Park, Saturday, August 2, 2014, 2:00 P.M. – 7:00 P.M., for private party
- . "Revised Estimated Cost for Residential Sewer Service (w/274 E. Main St.)" memorandum to Norton Board of Selectmen, dated June 12, 2014, and the "Cost Spreadsheet", from Norton Water & Sewer Commissioners
- . Release Deed (Town of Norton (Grantor); A. Brandt Henderson and Marie C. Henderson (Grantees) regarding 25 South Lakeview Road, Norton, Bristol County, Massachusetts
- . Petition of National Grid/Verizon Re: Pole locations on Strawstone Lane, Norton, MA 02766
- . Petition of National Grid/Verizon Re: Pole locations on Newbury Street, Norton, MA 02766
- . SERSG DPW Supplies IFB Contract Award Sheet – Fiscal Year 2015
- . Letter of interest from Steve Bishop, Norton, MA, dated May 15, 2014, regarding opening on the Water/Sewer Commission, addressed to Water Commissioners of Norton (copy to Board of Selectmen)
- . Letter of interest from Steven L. Wiseman, Norton, MA, dated May 22, 2014, regarding opening on the Water/Sewer Commission, addressed to Board of Water/Sewer Commissioners (copy to Board of Selectmen)
- . Letter dated June 5, 2014, addressed to Michael D. Yunits, Town Manager, from the Commonwealth of Massachusetts - Department of Housing & Community Development (DHCD), Margaux LeClair, Counsel/Fair Housing Specialist, regarding "Subsidized Housing Inventory"