

**BOARD OF SELECTMEN
MINUTES OF MEETING
JULY 10, 2014**

I. CALL TO ORDER BY CHAIRMAN

The July 10, 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; Mr. Robert W. Kimball, Jr., and Mr. Robert S. Salvo, Sr., were present. Mr. Michael Yunits, Town Manager, was also present.
- B. Pledge of Allegiance

II. WARRANTS AND MINUTES

- A. Approve FY'14 first half of split payroll for the period ended June 30, 2014, Warrant #79, dated June 30 , 2014, in the amount of \$479,169.33

MOTION was made by Mr. Giblin to Approve FY'14 first half of split payroll for the period ended June 30, 2014, Warrant #79, dated June 30 , 2014, in the amount of \$479,169.33. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

- B. Approve FY'14 bills Warrant #80, dated June 30, 2014, in the amount of \$81,038.92

MOTION was made by Mr. Giblin to Approve FY'14 bills Warrant #80, dated June 30, 2014, in the amount of \$81,038.92. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

- C. Approve FY'15 bills Warrant #1, dated July 3, 2014, in the amount of \$792,329.85

MOTION was made by Mr. Giblin to Approve FY'15 bills Warrant #1, dated July 3, 2014, in the amount of \$792,329.85. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

- D. Approve FY'15 second- half of split payroll for the period ended July 5, 2014, Warrant #2, dated July 10, 2014, in the amount of \$290,940.75

MOTION was made by Mr. Giblin to Approve FY'15 second- half of split payroll for the period ended July 5, 2014, Warrant #2, dated July 10, 2014, in the amount of \$290,940.75. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

- E. Approve FY'15 bills Warrant #3, dated July 10, 2014, in the amount of \$690,512.34

MOTION was made by Mr. Giblin to Approve FY'15 bills Warrant #3, dated July 10, 2014, in the amount of \$690,512.34. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

- F. Approve Minutes – June 19, 2014

MOTION was made by Mr. Giblin to Approve the Board of Selectmen Minutes of Meeting, dated June 19, 2014, as written. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

III. LICENSES AND PERMITS

IV. ANNOUNCEMENTS

Condolences were extended to the family of Ann Rodrigues, a former retired Town Hall employee, who passed away on July 4. The Board of Selectmen had a Moment of Silence in honor of Mrs. Rodrigues.

V. BUSINESS

A. NEW BUSINESS

1. Vote to Authorize Town Manager, Michael D. Yunits, to negotiate an Energy Management Services Contract with Citizens Enterprise Corporation

Mr. Andrew Belden was present and distributed and discussed document entitled, "Review of Town of Norton Solar Proposals".

Norton received 10 proposals from solar project developers to provide an Energy Management Services contract to the Town and Meister Consultants Group reviewed each proposal. The top three were: Citizens Enterprise Corp.; Solar City; and Ameresco. Price proposals were discussed. Citizens Enterprise Corporation was recommended. Discussion ensued.

Mr. Kimball asked what would happen if Citizens Enterprise Corp. went bankrupt?

Mr. Belden responded it is an asset and either it would be the Town's or another business will pick it up. There would be a small chance the Town would be left "holding the bag". Accelerated depreciation was referenced.

MOTION was made by Mr. Kimball Vote to Authorize Town Manager, Michael D. Yunits, to negotiate an Energy Management Services Contract with Citizens Enterprise Corporation. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

Mr. Kimball asked Mr. Yunits to check with Conservation Dept. as a very informal question if Slattery property could be used for solar panels; could possibly be utilized for same purpose as landfills. The land was bought to possibly use for some recreational purposes; the other end is the stump dump. Discussion ensued.

2. Vote to approve and sign the Memorandum of Agreement with SENA-A

Mr. Yunits explained the Board of Selectmen worked out this is agreement when they last met and it needs to be signed.

MOTION was made by Mr. Giblin to approve and sign the Memorandum of Agreement with SENA-A. Second by Mr. Kimball. Vote: All Board members voted In Favor of Motion, except for Mr. Kimball who voted opposed (3:1). MOTION CARRIES.

Mr. Kimball said he had made his feelings clear in the past regarding this.

Mr. Giblin stated he also had some concerns as well, and understood Mr. Kimball's concerns as they are valid.

3. 7:30 P.M. – Linda S. Kollett Re: Interview for appointment to the Canoe River Advisory Committee

Ms. Kollett stated she was retired as a PHd biologist part-time at Wheaton College and Massasoit College, and a long-term Land Preservation member; and also involved with the Norton Rail Trail. This Committee is something she is very interested in.

Mr. Giblin thanked Ms. Kollett coming forwarding and also thanked her for all she already does for the Town of Norton, and believed she would be an asset to the Committee.

MOTION was made by Mr. Kimball to appoint Linda S. Kollett as a member to the Canoe River Advisory Committee. Second by Mr. Giblin. Vote: Unanimous. MOTION CARRIES.

B. OLD BUSINESS

1. Vote to update Town Hall Policy Re: Closings, Hours, etc.

Mr. Kimball said one area to be changed will be the hours of operation with the proposed Friday afternoon closing. Inclement weather was also discussed and Mr. Kimball believed this decision of closing or opening the Town Hall late during inclement weather should be expanded to three members of the board instead of only one.

Mrs. Steele believed they could not have three members because of a violation, however, they could have two members.

Mr. Giblin said language is usually for inclement weather, but would like to expand to: "if unforeseen circumstances occur...".

It was discussed that last Thursday evening the Town Hall was closed due to an emergency.

Mr. Kimball noted the day before the Fourth of July is not a holiday.

Mrs. Steele discussed the issue if the Fourth of July falls on a Friday.

Mr. Kimball said the Board needs to be careful with this; and once they start doing things like this it can be complicated. Mr. Kimball said he had concerns with adopting a policy before it is looked into. Also, he noted a person was trying to enter town hall at 6 p.m. earlier this evening; and also noted no signs were posted.

Mrs. Steele said she would want to avoid getting involved with a grievance. She said there is a current policy and should holiday fall on a Thursday, Friday, Monday, Tuesday, etc., there has to be some sort of decision made by the Board in a timely (in advance) fashion whether or not Town Hall should be open so employees are aware.

Mrs. Steele asked Mr. Yunits what would happen if an employee did not get eight hours of work?

Mr. Yunits responded if an employee did not get eight hours they could file a grievance.

Mr. Salvo suggested the employees could work a Wednesday night; not Thursday night, if there is a Friday holiday, so there are no issues.

Mr. Yunits said they could put in policy, that "the Board deserves the right to ...".

Discussion on rewriting policy and discussion on adding language to allow Board of Selectmen to adjust the hours and needs to be done in a timely (in advance) fashion (in advance).

Mr. Kimball said the Town Hall should be secured/locked up, etc., as needed. All departments should have qualified people in their offices. The Veterans Department cannot be opened, so some departments may remain closed. This falls under manager's jurisdiction.

Mrs. Steele said this policy will be rewritten by Mr. Yunits.

C. TOWN MANAGER'S REPORT

Mr. Yunits said he received a plan today from an engineering company working on flooding on Union Road and sent to Mr. Silver, Highway Superintendent, and the Conservation Agent to review, and also has been sent to Attleboro to see if it will work.

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Senator Timilty's Office was referenced and the Environmental Bond Bill which could potentially assist with the cleanup of water bodies/dams in Town.

D. APPOINTMENTS/RESIGNATIONS

1. Resignation of Special Police Officer Jeremy Derosier effective July 20, 2014

It was noted a notification was received from Police Chief Clark regarding this resignation and Mr. Derosier will be employed with the Taunton Police Department.

2. Reappointments

It was noted Mr. Sam Arena was interested in being appointed as a member to the Historic District Commission.

MOTION was made by Mr. Giblin to appoint Sam Arena to Historic District Commission. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

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It was also noted, Mr. Keith Silver is interested in being a member of the Town Common Committee.

MOTION was made by Mr. Giblin to appoint Mr. Silver to the Town Common Committee. Second by Mr. Kimball. Vote: Unanimous. MOTION CARRIES.

Mrs. Steele asked Mr. Yunits to please have an updated list generated for the next meeting so the Board can see which positions are still vacant.

VI. SELECTMEN'S REPORT AND MAIL

Mr. Giblin read aloud the legal notice regarding replacement of HVAC equipment for Norton Public Library. This was also advertised in the Sun Chronicle newspaper and on cable.
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Mr. Salvo asked a question regarding 191 North Washington Street and referenced the conservation land in that area, and noted there has been some clearing and was not sure if Conservation would be clearing it.

Mr. Kimball said the Land Preservation Society owns that land and there is possible planning of it for future use of Rail Trail for parking area.

VII. NEXT MEETING'S AGENDA

1. 7:30 P.M. HEARING – Application of Norton Commerce Center for a 30,000 gallon two-compartment underground storage tank, containing 24,000 gallons of diesel and 6,000 gallons of gasoline, at 40 Commerce Way – Penske facility

VIII. EXECUTIVE SESSION

- . To discuss strategy with respect to collective bargaining; and
- . To discuss the sale or lease of real property

IX. ADJOURNMENT

Declaration of the Chairman at 7:58 P.M.: Under G.L. c30A, Section 21(b)(3) and (4), the purpose of the executive session will be discussion regarding strategy with respect to collective bargaining, and to discuss strategy with respect to the sale or lease of real property, as a discussion of these strategies in open session could compromise the purpose for the executive session; and the Board shall not return to open session at the conclusion of the executive session.

Motion to Convene Executive Session:

MOTION was made by Mr. Kimball at 7:58 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, and to discuss strategy with respect to the sale or lease of real property, and not to return to open session. Second by Mr. Salvo. Vote: Unanimous. MOTION CARRIES.

Respectfully Submitted by:

Janet A. Sweeney
Board of Selectmen – Recording Secretary

BOARD OF SELECTMEN

MINUTES OF MEETING OF

JULY 10, 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 July 10, 2014, Board of Selectmen Meeting

- . Draft Board of Selectmen Minutes of Meeting, dated June 19, 2014

- . Correspondence addressed to Michael Yunits, Town Manager, from Andrew Belden, MCG, Re: Review of Town of Norton Solar Proposals

- . Draft Memorandum of Agreement Town of Norton and S.E.N.A. – A

- . Policy on Town Hall Hours of Operation (Policy adopted September 4, 2008)

- . Memorandum, dated July 7, 2014, from Chief of Police, Brian M. Clark, Re: Special Police Officer Resignation-Jeremy Derosier (Special Order 2014-08)